

RECEIVED**JUL 25 2022****DEPARTMENT OF
WATER RESOURCES**STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES**NOTICE OF PROTEST**

This form may be used to file a protest under Sections 42-203A, 42-203C, 42-211, 42-222 or 42-240, Idaho Code. The Department will also accept a timely protest completed in a different format if it contains the same information requested on this form. Each protestant must provide a separate \$25 filing fee for each application protested. The Department's Rules of Procedure (IDAPA 37.01.01) require the protestant to **send a copy of the protest to the applicant.**

1. Matter protested. Application for ☐ Permit ☐ Amendment of Permit ☒ Transfer ☐ Exchange
No. 85359 in the name of Salubria Holdings LLC

2. Protestant's Name: Marion Ogle

Address: 1039 W Indian Valley Road, Indian Valley, Idaho 83632

Telephone: 208-256-4448

Email: _____

3. Protestant's Representative: Dana L. Hofstetter, Tyler Anderson, Amy Knight

Address: Hawley Troxell, P.O. Box 1617, Boise, Idaho 83701-1617

Telephone: (208) 344-6000

Email: _____

dhofstetter@hawleytroxell.com; tanderson@hawleytroxell.com; aknight@hawleytroxell.com

4. Basis of protest. Clearly state your objections to approval of the application and identify the applicable review criteria. See Instructions for Filing a Notice of Protest for the relevant review criteria.

There are issues whether: 1. The application is complete, legally adequate and sufficient in quantity for the use proposed. 2. Other water rights will be injured as a result of the proposed change. 3. The change will constitute an enlargement in use. 4. The change is inconsistent with the conservation of water resources within the State of Idaho. 5. The change is in the local public interest, as defined in Idaho Code 42-202B. 6. The proposed use is administrable. 7. Measurement, recording and reporting devices can adequately address potential injury to other water rights and prevent enlargement. 8. The proposed use is a beneficial use. 9. The change will adversely affect the local economy of the watershed or local area where the source of water originates. Protestant reserves the right to identify additional questions/issues/concerns as further information becomes available.

(Additional pages may be attached to describe the basis of your protest.)

Identify any review criteria that are not a basis for your protest:

5. ☒ Check here if Protestant and Representative will accept service of documents by email at the email address(es) listed under Item #2 and #3 above.

I acknowledge that if I, or my designated representative, fail to appear at any regularly scheduled conference or hearing in the matter, of which I have been properly notified, the Department may issue a notice of proposed default against me in this matter for failure to appear. **I also verify that I have served a copy of this protest upon the applicant.**

Dana Hofstetter
Protestant's or Representative's Signature

Dana L. Hofstetter
Printed Name and Title (if applicable)

July 25, 2022
Date

\$25.00 fee received by Ku

FOR DEPARTMENT USE ONLY

Receipt # C113524

Date 7.25.22