

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES

WATER RESOURCES  
WESTERN REGION

NOTICE OF PROTEST

This form may be used to file a protest with the department under sections 42-108B, 42-203A, 42-203C, 42-211, and 42-222, Idaho Code. The department will also accept a timely protest not completed on this form if it contains the same information.

1. Matter being protested Application for Amendment of Permit No. 63-32423

2. Name of protestant JOAN & JP JOHNSTON

3. Protestant's Representative for service (If different than protestant)  
\_\_\_\_\_

4. Service mailing address 10770 JANIE ROAD, BOISE, IDAHO 83714

5. Service telephone no. 208.869.0329 Email Address: wingbarj@msn.com

6. Basis of protest (including statement of facts and law upon which the protest is based)  
Please see the accompanying document under "Basis of the Protest".  
\_\_\_\_\_  
\_\_\_\_\_

(additional pages may be attached to describe nature of the protest)

7. What would resolve your protest? \_\_\_\_\_  
Please see the accompanying document under "Resolution to Protest".  
\_\_\_\_\_

I hereby, acknowledge that if I, or my designated representative, fails to appear at any regularly scheduled conference or hearing in the matter of which I have been notified at the address above, 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.

Signed this 31 day of APRIL, 2022.  
Joan Johnston JP Johnston  
Protestant

\_\_\_\_\_  
Protestant's Representative

JOAN & JP JOHNSTON  
10770 JANIE ROAD  
Boise, Idaho 83714

IDAHO DEPARTMENT OF WATER RESOURCES  
WESTERN REGION  
2735 W AIRPORT WAY  
BOISE, IDAHO 83705-5082

March 31, 2022

This letter is to accompany the State of Idaho Department of Water Resources Notice of Protest.

**BASIS OF THE PROTEST**

How can Dry Creek Water guarantee that the existing wells will not be depleted? An extra straw in the glass will surely draw a significant share of water.

What method is used to determine the water volumes and when and how often is the volume being drawn checked?

During the measuring of the water volume, if the well draws more than the appropriated water, what steps are taken, if any, to reduce Dry Creek's water usage?

The methods described to me for monitoring the well usage seems after the fact -- after the water is drawn and used. It seems this type of monitoring would not keep Dry Creek Water from drawing more than their water shares. The result could be the depletion of the water resource before any steps are taken to decrease the water usage which would be too late and those that have existing water rights would be faced with little to no water.

**BACKGROUND INFORMATION:**

We already have a situation of sucking sand for several years now. So how do you determine if we will have water or not? If the Dry Creek Water withdrawals deplete our water supply, will they shut this well down?

**VERACITY OF THE AMENDMENT OF PERMIT 63-32423**

Since Dry Creek Water supposedly won't be drawing any more water out of the well for their development than what they applied for, then why would they need to drill an additional well?

**RESOLUTION TO PROTEST:**

Not granting an additional well site, to deny the application for Amendment of Permit 63-32423 unless the well drilled will be replacing a recently decommission well.

Respectfully submitted by,



JOAN JOHNSTON



JP JOHNSTON

Enclosure State of Idaho Department of Water Resources NOTICE OF PROTEST