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MAR 27 2020

WATER RESOURCES
WESTERN REGION

Attorneys for Protestant Bruneau Buckaroo Co-Operative Ditch Company

BEFORE THE DEPARTMENT OF WATER RESOURCES OF
THE STATE OF IDAHO

IN THE MATTER OF APPLICATION FOR)
TRANSFER NO. 83900 IN THE NAME OF) PROTEST
ACE BLACK RANCHES)
_____))
_____))
_____))
_____))

COMES NOW, the Protestant, Bruneau Buckaroo Co-Operative Ditch Company, by and through its counsel Honsinger Law, PLLC and, in conformance with and pursuant to I.C. §42-222, and IDAPA 37.01.01, Rule 250, hereby notify the Idaho Department of Water Resources ("IDWR") and the Applicant in the above referenced matter of their Protest to Application for Transfer No. 83900 filed by Ace Black Ranches.

Protestant has a direct and substantial interest in this proceeding in that Protestant holds water rights from the source listed under the transfer application.

Protestant is concerned that the proposed transfer may not comply with the requirements of I.C. §42-222 in that: the proposed transfer may injure other water rights, including those held by Protestant; the proposed transfer may constitute an enlargement in use of the original rights;

the proposed transfer may not be consistent with the conservation of water resources within the state of Idaho; and the proposed transfer may not be in the local public interest as defined in section 42-202B, Idaho Code.

In addition to the above, Protestant is concerned because the submitted transfer application is incomplete thus making it difficult if not impossible to properly analyze and evaluate. Specifically: (1) the application's minimum requirements checklist has not been completed; (2) no map showing the implicated water rights' existing place of use and points of diversion has been filed with the application; and (3) the map showing the proposed places of use does not show the proposed points of diversion, and only minimally shows water distribution and diversion system details.

Protestant proposes that, at a minimum, IDWR should require Applicant to properly complete the application to ensure the ability to properly analyze the same, along with republication of the completed application. Additionally, Protestant proposes that should IDWR and/or the parties through the process of hearing or settlement determine that all or any portion of the proposed transfer pursuant to the above-captioned application be conditioned or denied to meet the requirements of I.C. §42-222 and/or other concerns raised by Protestant, such conditions should be imposed and/or such denials be issued.

Dated this 26th day of March, 2020.

HONSINGER LAW, PLLC




Charles L. Honsinger
Attorneys for Protestant

CERTIFICATE OF SERVICE

The undersigned does hereby certify that on the 26th day of March, 2020, he caused a true and correct copy of the within and foregoing document to be transmitted by U.S. mail to the following

Ace Black Ranches
28892 Hot Springs Road
Bruneau, ID 83604


Charles L. Honsinger

Honsinger Law, PLLC
Charles L. Honsinger
(208) 863-6106

March 26, 2020

RECEIVED

MAR 27 2020

**WATER RESOURCES
WESTERN REGION**

Western Regional Offices
Idaho Department of Water Resources
2735 Airport Way
Boise, ID 83705-5082

Re: Application for Transfer Nos. 83899 and 83900 in the Name of Ace Black Ranches

Dear Sir or Madam:

Enclosed please find the following that I submit on behalf of this law firm's client
Bruneau Buckaroo Cooperative Ditch Company:

1. Original protests for each of the above-referenced transfer applications that I hereby file.
2. Copies of the aforementioned protests to be conformed and returned to this office in the enclosed self-addressed and stamped envelope.
3. A check payable to the Idaho Department of water Resources in the amount of \$50 to cover processing fees.

You will note that the protests raise issues regarding the incompleteness of the applications. It is our hope and expectation that IDWR will address those issues and require the filing of a complete application along with republication of the same instead of any processing of such incomplete applications.

Please contact me with any questions or concerns.

Sincerely,


Charles L. Honsinger

cc: Client