

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES

RECEIVED

JAN 30 2020

DEPT OF WATER RESOURCES  
SOUTHERN 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 Transfer of Water Right - Points of Diversion #83819 in the name of the City of Twin Falls
2. Name of protestant College of Southern Idaho Junior College District
3. Protestant's Representative for service (If different than protestant)  
Williams, Meservy & Larsen, LLP, Attn: Robert E. Williams
4. Service mailing address P.O. Box 168, Jerome, ID 83338
5. Service telephone no. 208.324.2303 Email Address: rewilliams@wmlattys.com
6. Basis of protest (including statement of facts and law upon which the protest is based)

The Application may injure the quantity or quality of Protestant's Water Rights Nos. 47-4203, 47-8144, and 47-17169, and may violate other standards for approval required by Idaho Code §42-222.

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

7. What would resolve your protest? Withdrawal of the Application or conditions to the approval of transfer application that will mitigate the concerns of the Protestant.

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 30<sup>th</sup> day of January, 2020.

Protestant

Protestant's Representative

Robert E. Williams, Attorney for Protestant

**NOTE:**

A protestant is required to timely file a protest with the department together with a \$25.00 protest fee for each application being protested in order for the protestant to be considered a full party by the department. In addition, the department's Rule of Procedure, IDAPA 37.01.01203, requires a protestant to send a copy of a protest to the applicant.

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**INSTRUCTIONS**

1. The matter being protested must be clearly identified. A typical matter is identified by the application number such as "Application for Permit No. \_\_\_\_\_ in the name of \_\_\_\_\_" or "Application for Transfer No. \_\_\_\_\_ in the name of \_\_\_\_\_."
  2. Show the name of the protestant. Only one (1) protestant may be shown per protest form. If this protest form is signed by more than one person, the hearing officer will consider the first signer as the official protestant and the representative for service of documents.
  3. If the protestant is represented by an attorney or other authorized representative, show the representative's name. The department then will serve documents on the representative and upon the protestant if specifically requested.
  4. Show the address where the department is to serve the documents. This should be the address of the authorized representative unless the protestant does not designate a representative.
  5. Show the telephone number of the authorized representative unless the protestant does not designate a service representative.
  6. Specifically describe the nature of the protest.
  7. Describe the relief being sought by the protestant.
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**FOR DEPARTMENT USE ONLY**

Received by SG Date 1/30/20 Time 2:13 PM  
\$25.00 fee Received by SG # 5037735 Date 1/30/20

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IDAHO STATE BAR NO. 1693

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SOUTHERN REGION

Attorneys for Protestant College of Southern Idaho Junior College District

BEFORE THE DEPARTMENT OF WATER RESOURCES  
OF THE STATE OF IDAHO

|                                                                                                                                                         |                      |
|---------------------------------------------------------------------------------------------------------------------------------------------------------|----------------------|
| IN THE MATTER OF:<br><br>APPLICATION FOR TRANSFER OF<br>WATER RIGHT – POINTS OF DIVERSION<br>No. 83819<br><br>IN THE NAME OF:<br><br>CITY OF TWIN FALLS | AFFIDAVIT OF MAILING |
|---------------------------------------------------------------------------------------------------------------------------------------------------------|----------------------|

STATE OF IDAHO            )  
                                          ss:  
COUNTY OF JEROME        )

MONICA BROWN, being first duly sworn, deposes and says: I am a United States citizen over 21 years of age and not a party to nor interested in the within action;

On January 30<sup>th</sup>, 2020, I caused a NOTICE OF PROTEST to be delivered to the CITY OF TWIN FALLS by depositing a true and correct copy thereof in the United States Post Office at Jerome, Idaho, first class postage fully prepaid, addressed as follows:

CITY OF TWIN FALLS  
P.O. BOX 1907  
TWIN FALLS, ID 83303-1907

AFFIDAVIT OF MAILING

-1-

FURTHER YOUR AFFIANT SAYETH NAUGHT.



MONICA BROWN

SUBSCRIBED AND SWORN to before me this 30 day of January, 2020.



Notary Public

Residing at: Jerome

Commission Expires: 11-25-25