

ORIGINAL

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Attorney for Idaho Power Company

RECEIVED

NOV 18 2019

DEPARTMENT OF
WATER RESOURCES

RECEIVED

NOV 22 2019

Department of Water Resources
Eastern Region

**BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE STATE OF IDAHO**

IN THE MATTER OF APPLICATION FOR
PERMIT NO. 34-7511

NOTICE OF PROTEST

In the name of James A. Rindfleisch

IDAHO POWER COMPANY (the "Protestant"), by and through its attorneys of record, files this *Notice of Protest* to the approval of the above-numbered *Application for Permit* filed by JAMES A. RINDFLEISCH (the "Applicant").

The initial bases for the protest are as follows:

1. The Application has proposed to mitigate with existing water rights but has yet to identify how the mitigation will be reported and confirmed annually.
2. The source of water under this application is Trustwater as defined in the Swan Falls settlement and may interfere with Idaho Power Company's water rights for power purposes.
3. The Applicant has failed to show that the Application meets the criteria required by Idaho Code § 42-203A.
4. For such other and further reasons as may be discovered or set forth at the hearing on this matter.

DATED this 18th day of November, 2019.

BARKER ROSHOLT & SIMPSON LLP



John K. Simpson
Attorney for Idaho Power Company

CERTIFICATE OF SERVICE

I hereby certify that on this 18th day of November, 2019, I served the original of the foregoing **NOTICE OF PROTEST**, by hand-delivering or depositing same in the U.S. Mail, postage prepaid, as indicated, addressed to the following:

Idaho Department of Water Resources
Idaho Water Center
322 East Front Street
Boise, Idaho 83702-7374

____ U.S. Mail, Postage Prepaid
☒ Hand Delivery
____ Overnight Mail
____ Facsimile
____ Email

James A. Rindfleisch
3258 N 3350 W
Moore, ID 83255

☒ U.S. Mail, Postage Prepaid
____ Hand Delivery
____ Overnight Mail
____ Facsimile
____ Email



John K. Simpson

Idaho Department of Water Resources Receipt

Receipt ID: C107951

Payment Amount	\$25.00	Date Received	11/18/2019	Region	STATE
Payment Type	Check	Check Number	26794		
Payer	BARKER ROSHOLT & SIMPSON LLP				
Comments	NOTICE OF PROTEST FOR PERMIT 34-7511				

Fee Details

Amount	Description	PCA	Fund	Fund Detail	Subsidiary	Object
\$25.00	PROTESTS	56103	0229	21		1155


Signature Line (Department Representative)