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District #2 and Minidoka Irrigation District*

RECEIVED
APR 22 2019
DEPT OF WATER RESOURCES
SOUTHERN REGION

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

IN THE MATTER OF APPLICATION)
FOR PERMIT NO. 35-14634)
(in the name of Crippled Couple)
Investments, LLC))
)
)
)

NOTICE OF JOINT PROTEST

A&B IRRIGATION DISTRICT, BURLEY IRRIGATION DISTRICT, MILNER
IRRIGATION DISTRICT, NORTH SIDE CANAL COMPANY, TWIN FALLS CANAL
COMPANY, AMERICAN FALLS RESERVOIR DISTRICT #2, AND MINIDOKA
IRRIGATION DISTRICT (hereinafter "Protestants"), by and through their attorneys of record,
BARKER ROSHOLT & SIMPSON LLP, and FLETCHER LAW OFFICE, hereby file this
Notice of Joint Protest to the approval of the above-numbered application for permit filed by the
CRIPPLED COUPLE INVESTMENTS, LLC ("Applicant"). The initial bases for the protests
are as follows:

1. The Applicant has failed to provide sufficient evidence that the use is a non-consumptive use to the source: the Eastern Snake Plains Aquifer (“ESPA”); and
2. Approval of the permit without adequate mitigation will result in injury to the Protestants’ senior water rights; and
3. The Applicant has failed to adequately demonstrate why the proposed water use is not subject to the existing groundwater moratorium; and
4. The application violates the criteria of I.C. § 42-203A(5); and
5. For such other and further reasons as may be discovered or set forth at the hearing on this matter.

DATED this 22nd day of April, 2019.

FLETCHER LAW OFFICE



W. Kent Fletcher

*Attorneys for American Falls Reservoir
District #2 & Minidoka Irrigation District*

BARKER ROSHOLT & SIMPSON LLP



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CERTIFICATE OF SERVICE

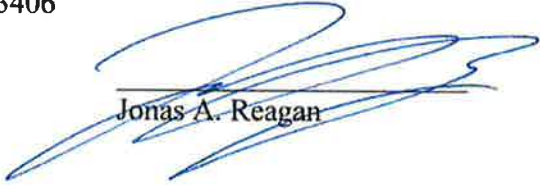
I hereby certify that on this 22nd day of April, 2019, I served a true and correct copy of the foregoing *Notice of Joint Protest*, by depositing same in the United States mail, postage prepaid, addressed to the following:

By hand-delivery to the following:

Idaho Department of Water Resources
Southern Region
650 Addison Ave W, Ste 500
Twin Falls, ID 83301-5858

And by United States Mail to:

Crippled Couple Investments, LLC
G. David Dalling
2677 E. 17th St., Ste. 600
Idaho Falls, Idaho 83406


Jonas A. Reagan

FOR OFFICE USE ONLY:

Fees paid: \$50.00 Date: 4/22/2019
Receipt No.: S037284 By: 