

07/2008

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

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JAN 11 2019

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 change of water right
2. Name of protestant Doug Burgess
3. Protestant's Representative for service (If different than protestant)

4. Service mailing address 2725 Mule Springs Rd Hemetle ID 83628
5. Service telephone no. 208 337 4094 Email Address: janice5357@yahoo.com
6. Basis of protest (including statement of facts and law upon which the protest is based)
I have the SENIOR RIGHT ON COW CREEK since the water rights are unregulated due to no water district. I am protesting the addition of a new diversion by the applicant. If a new diversion is allowed the applicant has the ability to remove 2 times
(additional pages may be attached to describe nature of the protest)
7. What would resolve your protest? Deny the application

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 9th day of January, 2019.

Doug Burgess
Protestant

Protestant's Representative

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the water than occurs now, before I can
fulfill my water right. That gives them the
ability to further impact my irrigation
despite the priority dates

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.

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. 82779 in the name of ched HENSEL of "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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Received by AKL Date 1/21/2019 Time 2:56 PM
\$25.00 fee Received by AKL # W047060 Date 1/11/2018