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WATER RESOURCES
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CHARLES L. HONSINGER (ISB # 5240)
HONSINGER LAW, PLLC
P. O. Box 517
Boise, Idaho 83701
Telephone: (208) 863-6106
Facsimile: (208) 908-6085
honsingerlaw@gmail.com

Attorneys for Protestant Bruneau Buckaroo Co-Operative Ditch Company

BEFORE THE DEPARTMENT OF WATER RESOURCES OF
THE STATE OF IDAHO

)
IN THE MATTER OF APPLICATIONS FOR)
WATER RIGHT NOS. 51-13127 IN THE) PROTEST
NAME OF 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. §42-203A, 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 Permit Nos. 51-13127 filed by Ace Black Ranches.

Protestant has a direct and substantial interest in this proceeding in that the permit application proposes the diversion of wastewater resulting from Protestant's irrigation practices, and proposes irrigation of lands already covered by water rights held by Protestant.

Protestant is concerned that the proposed permit may not comply with the requirements of I.C. §42-203A in that: the uses proposed under the permit application may reduce the quantity of

PROTEST TO APPLICATION FOR WATER RIGHT NO. 57-13127 IN THE NAME OF ACE
BLACK RANCHES - Page 1

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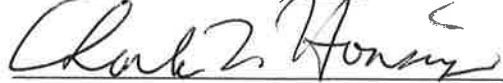
water under existing water rights; that the water supply itself may be insufficient for the purpose for which it is sought to be appropriated; or that the proposed permit may be contrary to the conservation of water resources within the state of Idaho.

More specifically, Protestant is concerned that the source of the proposed permit is wastewater from water rights diverted by Protestant, and desires a condition in the proposed permit to ensure that Protestant is not obligated to divert its water rights or release water to satisfy this proposed permit. Additionally, Protestant is concerned that the proposed point of diversion shown on the map attached to the application as being located in South Drain/Spring at T06S R06E Section 31 NWNE is not fed by a Waste Ditch as shown on such map. Finally, Protestant is concerned that the points of diversion shown on the map attached to the application are not the same as those shown on the application itself.

Protestant proposes that, should IDWR or the parties determine that all or any portion of the permit proposed pursuant to the above-captioned application be conditioned or denied to meet the requirements of I.C. §42-203A and/or other concerns raised by Protestant, such conditions be imposed and/or such denials be issued.

Dated this 17th day of August, 2018.

HONSINGER LAW, PLLC

A handwritten signature in dark ink, appearing to read "Charles L. Honsinger", is written over a horizontal line.

Charles L. Honsinger
Attorneys for Protestant

CERTIFICATE OF SERVICE

The undersigned does hereby certify that on the 17th day of August, 2018, he caused a true and correct copy of the within and foregoing document to be transmitted by U.S. mail to the following

Terry Black - Managing Partner
Ace Black Ranches
28892 Hot Springs Road
Bruneau, ID 83604

A handwritten signature in cursive script, appearing to read "Charles L. Honsinger", written over a horizontal line.

Charles L. Honsinger