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BEFORE THE DEPARTMENT OF WATER RESOURCES

OF THE STATE OF IDAHO

IN THE MATTER OF APPLICATION FOR TRANSFER NO. T82405 (in the name of Gardner Farms)	)))))	**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 Transfer of Water Right* filed by the Gardner Farms ("Applicant"). The initial bases for the protests are as follows:

1. The Applicant has failed to provide sufficient evidence about the impacts of the proposed transfer on existing water rights;

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2. The application is unclear as to how the Applicant will satisfy the mitigation required to prevent injury to senior right holders;

3. The application fails to provide sufficient information about the history of water use under the water right 35-2765;

4. The application violates the criteria of I.C. § 42-222(1); and

5. For such other and further reasons as may be discovered or set forth at the hearing on this matter.

DATED this 9th day of July, 2018.

FLETCHER LAW OFFICE

W. Kent Fletcher

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CERTIFICATE OF SERVICE

I hereby certify that on this 9th day of July, 2018, I served a true and correct copy of the foregoing NOTICE OF PROTEST;

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:

Gardner Farms
589 N 150 W
Blackfoot, Idaho 83221

Greg Sullivan
2016 North Washington St., Suite 4
Twin Falls, Idaho 83301

Jonas A. Reagan

FOR OFFICE USE ONLY:

Fees paid: $50.00 **Date**: 7/9/2018
Receipt No.: S036836 **By**: _____