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RECEIVED
JUN 18 2018
Department of Water Resources
Eastern Region

Attorney for Big Lost River Irrigation District

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

IN THE MATTER OF APPLICATION)
FOR TRANSFER NO. 82318)
(in the names of Michael S. Telford,)
Shannon Telford and Telford Lands, LLC))
_____)

NOTICE OF PROTEST

Fee Category: Exempt
Idaho Code § 67-2301

W. Kent Fletcher on behalf of the BIG LOST RIVER IRRIGATION DISTRICT

(Protestant) files this *Notice of Protest* to the approval of the above-described application for transfer filed by Michael S. Telford, Shannon Telford, and Telford Lands, LLC (Applicant). The initial bases for the protest are as follows:

1. The Applicant has failed to demonstrate that the water supply is sufficient for the diversion of water under this application.

2. If water is diverted as requested by the Applicant, it will cause injury to senior water right holders.

3. The Applicant fails to demonstrate that the Applicant has sufficient ability to transport all of the water diverted pursuant to the proposed new point of diversion to the place of use.

4. If the Application is approved, it will aggravate or increase the demands on surface water resources.

5. The Application is not in the local public interest.

6. If the Application is granted and impacts surface water supplies, it will adversely affect the local economy of the water shed and local area within which the source of water for the proposed use originates.

7. The Application otherwise violates the criteria described in Idaho Code §§ 42-203A(5) and 42-222.

8. For such other and further reasons as may be discovered or established at the time of hearing on this matter.

DATED this 14th day of June, 2018.

FLETCHER LAW OFFICE



W. Kent Fletcher

Attorney for Big Lost River Irrigation District

CERTIFICATE OF SERVICE

I hereby certify that on this 14th day of June, 2018, I served a copy of the foregoing NOTICE OF PROTEST, as follows:

By Email as follows:

Idaho Department of Water Resources
gary.spackman@idwr.idaho.gov
garrick.baxter@idwr.idaho.gov

And by U.S. Mail, postage prepaid, to:

Idaho Department of Water Resources
Eastern Region
900 N. Skyline Drive, Suite A
Idaho Falls, Idaho 83302-1718

Telford Lands, LLC
Michael S. Telford
Shannon Telford
1450 West Highway 24
Paul, Idaho 83347

Robert L. Harris
Holden, Kidwell, Hahn & Crapo
P.O. Box 50130
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W. Kent Fletcher