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STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

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 water right application # 96-9684, by Loyal Amstutz
2. Name of protestant Mark Kubiak
3. Protestant's Representative for service (If different than protestant)
Same
4. Service mailing address Po Box 142, Douai-ID 83825
5. Service telephone no. 208 946-8066 Email Address: N/A
6. Basis of protest (including statement of facts and law upon which the protest is based)
The basis of this protest is that the ground water that will be impounded does indeed flow into Hornby Crk. The impoundment of this water will diminish the flow downstream in Hornby Crk. thus affecting my water right.
(additional pages may be attached to describe nature of the protest)
7. What would resolve your protest? Perhaps a headgate that will allow water to flow from pond into Hornby Crk. during our water right season April 1 - Sept. 30th

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 1/8/2018 day of Jan, 2018.

Protestant

Protestant's Representative