

66-23704

State of Idaho
Department of Water Resources
Western Region
2735 Airport Way
Boise, Idaho 83705

Merl and Carol Casey
28 Casey Lane
Garden Valley, Idaho 83622
December 19, 2017

RECEIVED

DEC 20 2017

WATER RESOURCES
WESTERN REGION

To Whom It May Concern:

Concerning water right no 6510861. A water right we have used and maintained for 61 years. It is our source we use for domestic and irrigation water. Our spring box has always been on property previously owned by Boise Cascade Corporation. Now owned by our new neighbors Greg Simone and Gerold Dennett.

On Wednesday June 28, 2017 our water pressure dropped considerably. Merl went up to the spring box only to find the creek dammed above our box and pipe above the box and placed alongside the box as a bypass and back into the creek bottom. Merl removed the pipe impeding the water flow, returned to our house and called the property owners. No one answered. He left a message to please return his call. Gerold Dennett called later that day. Merl asked why they'd put the pipe in the water that they had no right to do that. Gerold said they had filed a water right and it was a done deal. Friday morning June 30, 2017 I called your department and spoke with Nick Miller and asked if he would pull our file to see if there was another water right granted from the creek. He said no Mr Simone and Mr Dennett had only filed an application and had no right to put anything in the creek that would interfere with our water right or impede the flow.

Tuesday July 04, 2017 during a visit from our son Dru he and Merl went up to the spring in our ATV with materials to replace the plastic lining in the spring box, which we periodically do to help retain the water. After they arrived Gerold drove down in his 4 wheeler yelling they were trespassing. Words were exchanged Gerold drove away. To avoid any further confrontation Merl and Dru loaded up their tools, as they were leaving Gerold returned in his 4 wheeler yelling and waving his cell phone. We contacted the Watermaster for the Payette River District Ron Shurtleff, and asked if he would come and look at the water situation. We made an appointment and he arrived 8:30 AM July 31, 2017. He and Merl walked up the creek to the spring box. Mr Shurtleff took pictures of the surrounding area and measured the water and said there was not enough water for two water rights and that your department could contact him. So at this time we are lodging a protest concerning Greg Simone and Gerold Dennett's application for a water right.

Respectfully Yours — Merl and Carol Casey

(1)

Idaho Department of Water Resources Receipt

Receipt ID: W045929

Payment Amount \$25.00 Date Received 12/20/2017 10:10 AM Region WESTERN
Payment Type Check Check Number 6757
Payer CASEY, MERL J OR CAROL ANN
Comments NOTICE OF PROTEST ON BEHALF OF MERL J & CAROL ANN CASEY FOR WR 65-23704 IN THE NAME
 OF GREG SIMIONE AND GEROLD DENNETT

Fee Details

Amount	Description	PCA	Fund	Fund Detail	Subsidiary	Object
\$25.00	PROTESTS	62103	0229	21		1155



Signature Line (Department Representative)