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Charles & Marse Shobe
13874 W Pine St
Sandpoint, ID 83864-7326

December 1, 2017

Director
Dept. of Water Resources
Northern Region
7600 Mineral Drive, Suite 100
Coeur D' Alene ID 83815

Protest: 96-9686 MARC BRINKMEYER

Dear Director, Department of Water Resources:

We are protesting the water rights application submitted by Marc Brinkmeyer based on Idaho Code § 42-203A.

96-9686 RILEY CREEK LUMBER CO PO BOX 220 LACLEDE, ID 83841 Point of Diversion SESE S24 T57N R03W BONNER County Source UNNAMED STREAM Tributary HORNBY CREEK Use: AESTHETIC STORAGE 01/01 to 12/31 6.7 AF Use: FIRE PROTECTION STORAGE 01/01 to 12/31 6.7 AF Use: WILDLIFE STORAGE 01/01 to 12/31 6.7 AF Total Diversion: 6.7 AF Date Filed: 10/23/2017 Place Of Use: AESTHETIC STORAGE T57N R03W S24 SESE Place Of Use: FIRE PROTECTION STORAGE T57N R03W S24 SESE Place Of Use: WILDLIFE STORAGE T57N R03W S24 SESE.

We have water rights to this Bonner County Source Hornby Creek Tributary, and in the last five years we haven't had enough water in our ditch to continue with our irrigation, or get the water to the furthest end users. During irrigation season we can see a drop in our ditch of over half the flow in an overnight time frame. We never know when this will happen. We must shut down our pump every night to avoid burning it up.

We believe Brinkmeyer has been the cause of the loss of water for our irrigation and he needs to undo what has been built and upgraded and return our flow to previous flow before his upgrades.



Charles W. Shobe



Marse Shobe

cc: Riley Creek Lumber