

1/12/2017

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Department of Water Resources
Eastern Region

\In the matter of transfer:

No. 79943 in the name of Albion 12 Investment LLC

Reason for Protest – Possible harm to water right and public interest:

Water Right No. 45-1290 is appurtenant to 7.5 acres in the SW1/4 of the SE1/4 of section 16 with water from Spring Creek and NoName Stream, both with priority dates of August 15, 1874.

In my view, the three points of diversion from wells less than one mile southwest and uphill will have the potential to reduce or dry up the springs and seeps in sections 16 and 21 that are the water source for my property.

If Albion 12 would issue me a signed legal statement to supply water to both existing points of diversion during the irrigation season and to supply water to NoName point of diversion from January 1st to December 31st henceforth, to fill my stock water permit, remove blockage that diverts it from it's historic channel through my property, then I would withdraw my protest.

Sincerely,

Norman Smyer

Norman Smyer

copies for:

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