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Attorneys for Aberdeen-Springfield Canal Company

RECEIVED
JAN 09 2017

Department of Water Resources
Eastern Region

IDAHO DEPARTMENT OF WATER RESOURCES

IN THE MATTER OF APPLICATION
FOR TRANSFER NO. 81333

NOTICE OF PROTEST

In the name of MPH Farms

Aberdeen-Springfield Canal Company (ASCC), by and through counsel, files this Notice of Protest to the above-referenced Application for Transfer under Idaho Code § 42-222. The initial reasons for this protest are:

1. The proposed transfer will injure water rights owned by ASCC.
2. The proposed transfer will constitute an enlargement in use of the transferred water right and/or related water rights.
3. The proposed transfer is inconsistent with the local public interest as defined by Idaho Code § 42-202B.
4. The proposed transfer will adversely affect the local economy of the watershed and/or local area within which the source of water originates.

ASCC reserves the right to oppose the Application for other reasons that may subsequently be discovered.

Receipt
ED 42676

DATED this 6th day of January, 2017.

RACINE OLSON NYE BUDGE
& BAILEY, CHARTERED

By: Randall C. Budge
Randall C. Budge
Thomas J. Budge

CERTIFICATE OF SERVICE

I certify that on this the 6th day of January, 2017, the foregoing document was served on the following persons in the manner indicated.


Signature of person mailing form

Idaho Department of Water Resources 900 North Skyline Drive, Suite A Idaho Falls, ID 83402-1718	☒ U.S. Mail/Postage Prepaid ☐ Facsimile ☐ Overnight Mail ☐ Hand Delivery ☐ E-mail
MPH Farms 2935 W. 2050 S. Aberdeen, Idaho 83210	☒ U.S. Mail/Postage Prepaid ☐ Facsimile ☐ Overnight Mail ☐ Hand Delivery ☐ E-mail
Greg Sullivan 2016 North Washington St., Suite 4 Twin Falls, Idaho 83301 greg.sullivan@brockwayeng.com	☒ U.S. Mail/Postage Prepaid ☐ Facsimile ☐ Overnight Mail ☐ Hand Delivery ☐ E-mail



RACINE OLSON
ATTORNEYS

RANDALL C. BUDGE
rcb@racinelaw.net

January 5, 2017

Idaho Department of Water Resources
900 North Skyline Drive, Suite A
Idaho Falls, ID 83402-1718

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Department of Water Resources
Eastern Region

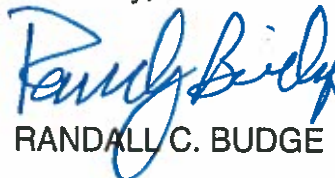
Re: Transfer Nos. 81333, 81337 and 81338

To Whom It May Concern,

Enclosed please find the originals and two extra copies each of three Notice of Protests against Transfer Application Nos. 81333, 81337 and 81337. A check in the amount of \$75.00 is enclosed for the filing fees. Please file the originals and conform stamp the extra copies and return them to me and to Aberdeen-Springfield Canal Company in the enclosed in the enclosed stamped and addressed return envelopes.

Thank you for your assistance. Should you have any questions, please give me a call.

Sincerely,



RANDALL C. BUDGE

RCB:ts
Enclosures