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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. 81338

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  
#ED4676

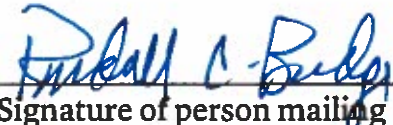
DATED this 6<sup>th</sup> day of January, 2017.

RACINE OLSON NYE BUDGE  
& BAILEY, CHARTERED

By:   
Randall C. Budge  
Thomas J. Budge

## CERTIFICATE OF SERVICE

I certify that on this the 6<sup>th</sup> 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<br>900 North Skyline Drive, Suite A<br>Idaho Falls, ID 83402-1718                                                              | <input checked="" type="checkbox"/> U.S. Mail/Postage Prepaid<br><input type="checkbox"/> Facsimile<br><input type="checkbox"/> Overnight Mail<br><input type="checkbox"/> Hand Delivery<br><input type="checkbox"/> E-mail |
| MPH Farms<br>2935 W. 2050 S.<br>Aberdeen, Idaho 83210                                                                                                              | <input checked="" type="checkbox"/> U.S. Mail/Postage Prepaid<br><input type="checkbox"/> Facsimile<br><input type="checkbox"/> Overnight Mail<br><input type="checkbox"/> Hand Delivery<br><input type="checkbox"/> E-mail |
| Greg Sullivan<br>2016 North Washington St., Suite 4<br>Twin Falls, Idaho 83301<br><a href="mailto:greg.sullivan@brockwayeng.com">greg.sullivan@brockwayeng.com</a> | <input checked="" type="checkbox"/> U.S. Mail/Postage Prepaid<br><input type="checkbox"/> Facsimile<br><input type="checkbox"/> Overnight Mail<br><input type="checkbox"/> Hand Delivery<br><input type="checkbox"/> E-mail |



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

RECEIVED  
JAN 09 2017  
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,

A handwritten signature in blue ink that reads 'Randall C. Budge' in a cursive script.

RANDALL C. BUDGE

RCB:ts  
Enclosures