

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

OCT 20 2016

Department of Water Resources
Eastern Region

NOTICE OF PROTEST

This form may be used to file a protest with the department under sections 42-108B, 42-203A, 42-203C, 42-211, and 42-222, Idaho Code. The department will also accept a timely protest not completed on this form if it contains the same information.

1. Matter being protested LEGAL NOTICE OF PROPOSED CHANGE OF WATER RIGHT

2. Name of protestant CLEN ATCHLEY

3. Protestant's Representative for service (If different than protestant)

SAME

4. Service mailing address 4054 E. 1300 N. Ashton, IDAHO 83420

5. Service telephone no. 208-652-3560 Email Address: CLGNANDEMMMA@ida.net

6. Basis of protest (including statement of facts and law upon which the protest is based)

In the matter of permit number 21-7030, the order was decreed that "to that diversion of water under this permit is subject to all prior water rights." This has not happened.

(additional pages may be attached to describe nature of the protest)

7. What would resolve your protest? commitment in writing to install a pipe at the bottom of the Loosli Dam on Conant Creek prior to the 2017 irrigation season and to release water to the Atchley

I hereby, acknowledge that if I, or my designated representative, fails to appear at any regularly scheduled conference or hearing in the matter of which I have been notified at the address above, the department may issue a notice of proposed default against me in this matter for failure to appear. I also verify that I have served a copy of this protest upon the applicant.

Signed this 18 day of October, 2016.

Clen Atchley
Protestant

Protestant's Representative

Receipt
#004547