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STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED
OCT 31 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 Transfer #81238 in the name of Foster Land & Cattle Company
2. Name of protestant Fremont-Madison Irrigation District
3. Protestant's Representative for service (If different than protestant) Rigby, Andrus and Rigby Law, PLLC
4. Service mailing address P.O. Box 250, Rexburg, ID 83440
5. Service telephone no. (208) 356-3633 Email Address: jerry.rigby@gmail.com
6. Basis of protest (including statement of facts and law upon which the protest is based)

Approval of this transfer will injure senior water rights and impact Island Park Reservoir storage water rights.

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

7. What would resolve your protest? Proof that this transfer will injure senior water rights and impact Island Park Reservoir storage water rights.

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 31 day of October, 2016.

Dale L. Simensen, Executive Director
Protestant

Protestant's Representative

Receipt
042570