

James Cefalo

Idaho Dept. of Water Resources

Eastern Dist. Office

900 Skyline Dr.

Idaho Falls, ID. 83402

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Department of Water Resources
Eastern Region

In regard to matter of application for transfer 79943

Albion 12 Investments llc.

Reasoning for transfer protest,

First and perhaps most obvious is the issue of expansion. Having been in this valley since the late 70's very familiar with the Montgomery's neither of the two wells they constructed ever were productive pumpers for irrigation use and as such no beneficial use was established to that end.

The second concern is that of injury to existing water rights 45-10480 and 4510481 the sources for these rights are springs in general proximity and lower elevation of proposed well sites.

In addition our domestic sources stand to be adversely affected.

We also have an active ground water application 45-7590 application #25704 currently under the moratorium.

If at some future point certain pending applications were cleared for active use what impact would the ground water consumption of the proposed wells have upon our potential approval & development?

As the applicant sites basis for beneficial use it also reasons that reasonable proof of security and stability of existing rights are not infringed upon as result. Such assurance is at the heart of our concern and questions we bring in good faith to the applicant

Sincerely submitted,

Kevin Smyer Aug. 30th 2016

Copies provided to:

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