

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

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JUL 11 2016

DEPARTMENT OF
WATER RESOURCES

WITHDRAWAL OF PROTEST

I, Mary E. Sloan, hereby withdraw my protest in the matter of

Application for Transfer Nos. 80592 & 80644

in the name of Brent W. Mulkey.

Signed this 6 day of July, 2016

Mary E Sloan
Protestant Signature

My withdrawal of my protest is based on:

- (1) It was agreed upon that a measuring device will be constructed near the county backroad that is accessible to the public that will accurately measure the amount of Pratt Creek water delivered into the Mulkey Ranch property.
- (2) It was agreed upon that measurement of the water required to carry 74-192 to the new POU will be done in peak of the day in late summer.
- (3) It was agreed upon that IDWR will closely monitor the transfer for compliance.

If these conditions are met, I withdraw my protest.

My withdraw of my protest does not resolve my concern that transfer of 74-192 may result in essentially a new water right rather than an actual transfer due to IDWR's chronic compliance services deficiencies on Pratt Creek. My withdrawal of my protest is based on my understanding that the transfer application process technically does not allow for my compliance concerns to be addressed.

During the Prehearing we were told that we needed to seek another process within IDWR to address the our concerns about Pratt Creek Water Master Dave Antonelli. Following those instruction on July 6, 2016, I spoke with Tim Luke regarding my request to have Dave Antonelli removed as Water Master of Pratt Creek because he is evading all our calls. Tim Luke told me that according to another technicality he cannot respond to my request since we are not in the Pratt Creek Water District. At this point, my concern about this transfer remains. Approving this transfer could be devastating if IDWR will not provide legitimate oversight and uphold our state water laws here in North Baker. There is too much public money being expended and natural resources at stake to consign this fish rehabilitation project to the fate of a failed Water Master Program. It is my hope that IDWR will at least consider this before it moves forward.

Skaggs, Pam

From: Skaggs, Pam
Sent: Thursday, July 07, 2016 7:35 AM
To: 'Mary Sloan'
Subject: RE: Protest Withdrawal Form

Mary,

Thank you for your prompt response to my phone message inquiring about the status of this matter. I will look for your withdrawal form in the mail.

Pam

Pam Skaggs
Water Rights Supervisor
(208) 287-4951

From: Mary Sloan [mailto:miloandbuster@centurylink.net]
Sent: Wednesday, July 06, 2016 8:47 PM
To: Skaggs, Pam <Pam.Skaggs@idwr.idaho.gov>
Subject: Re: Protest Withdrawal Form

Pam,

I have signed my Withdrawal of Protest and I will put it in tomorrow's mail.

Mary Sloan
208-756-1279

On Jun 23, 2016, at 11:33 AM, Skaggs, Pam <Pam.Skaggs@idwr.idaho.gov> wrote:

Mary,

I have attached a Protest Withdrawal form for you as we discussed this morning in the pre-hearing conference.

Please sign and return the form to me by email and/or post to the address below.

Thanks,
Pam Skaggs

Pamela S. Skaggs
Water Rights Supervisor
Idaho Department of Water Resources
322 E Front St
PO Box 83720
Boise ID 83720-0098
Phone (208) 287-4951
Fax (208) 287-6700

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