

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

NOTICE OF PROTEST

RECEIVED
MAY 26 2016
Department of Water Resources
Eastern Region

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 80793
 2. Name of protestant Cleveland Irrigation Company
 3. Protestant's Representative for service (If different than protestant)
Blaine Burton / President, LARRY Higgins (Secretary)
 4. Service mailing address 13585 N. Cleveland Road, Preston, ID 83263
 5. Service telephone no. 208-427-6605 Email Address: _____
 6. Basis of protest (including statement of facts and law upon which the protest is based)
Possible negative affect to deliver Adequate Water to the members
of the canal company.
(See Attached letter)
- (additional pages may be attached to describe nature of the protest)
7. What would resolve your protest? See attached letter

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 25th day of May, 2016.

Blaine Burton
Blaine Burton, President, Cleveland Irrigation Co.

Protestant

Larry Higgins
LARRY Higgins, Secretary

Protestant's Representative

Receipt
#ED 42120

To: State of Idaho
Department of Water Resources
900 North Skyline Drive
Suite A
Idaho Falls, ID 83402-1718

From: Cleveland Irrigation Company
14325 North Cleveland Road
Preston, ID 83263

Subj: Transfer 80793

To Whom It May Concern:

The shareholders of the Cleveland Irrigation Company wish to file a protest in the matter of water right transfer # 80793. Our concern is that the transfer, if granted, would permit an enlargement of water rights held and used by Meadowlark Ranch, LLC, and possibly negatively affect the ability of the Cleveland Irrigation Company to obtain and deliver adequate water to its members. Our concern is that by re-visiting this issue, an opportunity not be created to place increase demands on water from Cottonwood Creek and its drainage.

We do not object to the proposed forfeiture of water rights 13-884, 13-888, and 13-889A.

Thank you for your attention to these concerns.

Respectfully,

Blaine Burton
President, Cleveland Irrigation Company



cc/Meadowlark Ranch, LLC
9350 South 150 East, Ste 1000
Sandy, UT 84070

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