

RECEIVED

MAY 31 2016

DEPARTMENT OF
WATER RESOURCES

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

NOTICE OF PROTEST

May 31, 2016

1. Matter being protested

Transfer No. 80793 for Meadowlark Ranch, L.L.C. (involving 13-00885A, 13-00886A, 13-00887A, 13-00889C)

2. Name of protestant

United States Department of the Interior
Bureau of Land Management
Idaho State Office
1387 S. Vinnell Way
Boise, Idaho 83709-1657

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

Fredric W. Price (contact person)

4. Service mailing address

same as above

5. Service telephone no.

(208) 373-3831

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

Transfer No. 80793 seeks to add a point of diversion (POD) within T13N, R39E, S06, SENW which describes federal public land administered by the BLM.

The Applicant's existing water rights do not authorize a point of redirection at this location, hence this application seeks that authorization from IDWR. The transfer also seeks to acquire authorization from IDWR to establish new purposes of use (i.e. storage, mitigation).

Similarly, any existing right-of-way (ROW) across federal land associated with these water rights does not include an authorization for this point of redirection because the water rights did not include it. Any existing ROWs that may exist would be for irrigation purposes and this transfer seeks to utilize existing facilities across federal land for additional purposes. Just as the Applicant must acquire authorization from IDWR to use its water rights differently, so to, must the Applicant seek authorization to use facilities across federal land and for new purposes.

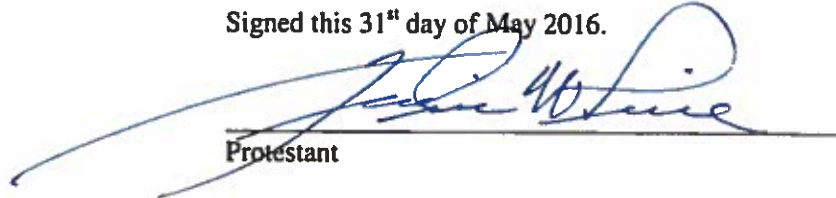
7. What would resolve your protest?

- 1) Applicant obtain a ROW from BLM in order to authorize the point of redirection on BLM and to use existing facilities on BLM land for additional purposes.

Receipt #
C102096

I hereby, acknowledge that if I, or my designated representative, fail 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 31st day of May 2016.



Protestant

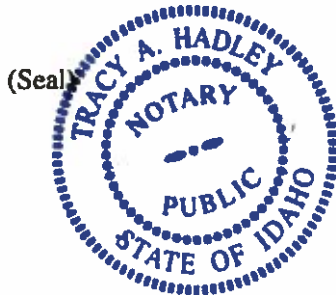
Fredric W. Price, Water Rights Specialist
Protestant's Representative

Attachments:

- ♦Maps prepared by BLM for illustrative purposes.
- ♦Master Title Plat: T13N, R39E.

NOTARY:

Subscribed and sworn to before me on this 31st day of May 2016.



Tracy A. Hadley
Notary Public in and for: State of Idaho
Residing at: Meridian, Idaho
My Commission expires: August 22, 2021

FOR DEPARTMENT USE ONLY

Received by di

Date 5-31-16

Fee Paid \$25.00

Date 5-31-16

Received by di

Receipt # C102096

CERTIFICATE OF SERVICE

I certify that on May 31, 2016, I served a true and correct copy of the **Protest of Transfer No. 80793** with enclosures upon the following individuals by placing the documents in the United States mail in Boise, Idaho, postage paid, and addressed as follows:

Original to:

Jeff Peppersack, Administrator
Idaho Department of Water Resources
Idaho State Office
Water Management Division,
P.O. Box 83720
322 East Front Street
Boise, ID 83720-0098

Copies to:

Lyle Swank, Regional Manager
Idaho Department of Water Resources
Eastern Regional Office
900 N Skyline Dr., Ste. A
Idaho Falls, ID 83402-6105

Meadowlark Ranch, L.L.C.
ATTN: Brent Hoffner
9350 S 150 E, Ste. 1000
Sandy, UT 84070

Rocky Mountain Environmental Assoc, Inc.
ATTN: Kristin M. Moore
482 Constitution Way, Ste 303
Idaho Falls, ID 83402

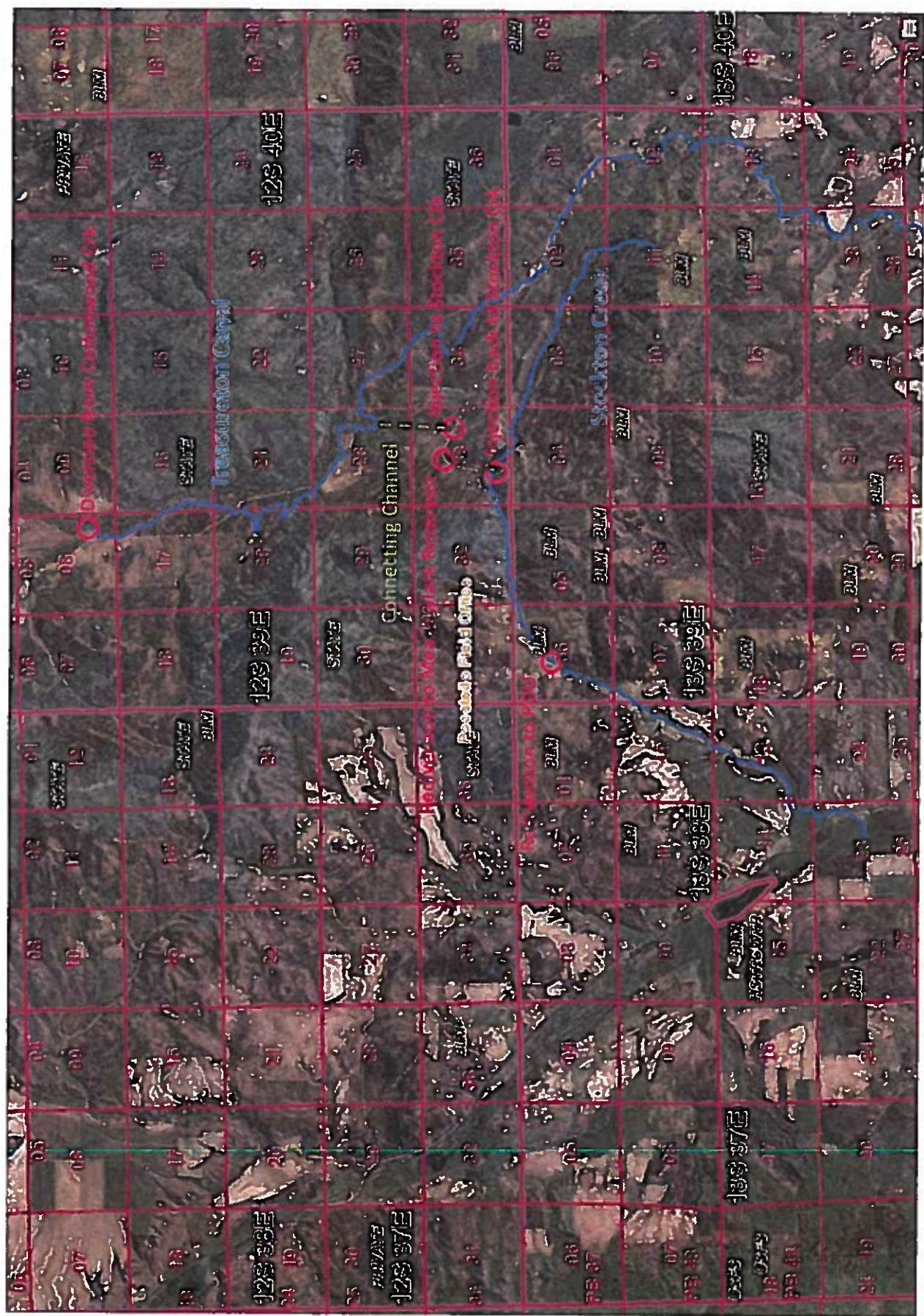
Karen Kraus, Range Technician
Danny Miller, Realty Specialist
U.S.D.I., BLM
Pocatello Field Office
4350 Cliffs Dr.
Pocatello, ID 83204-2105

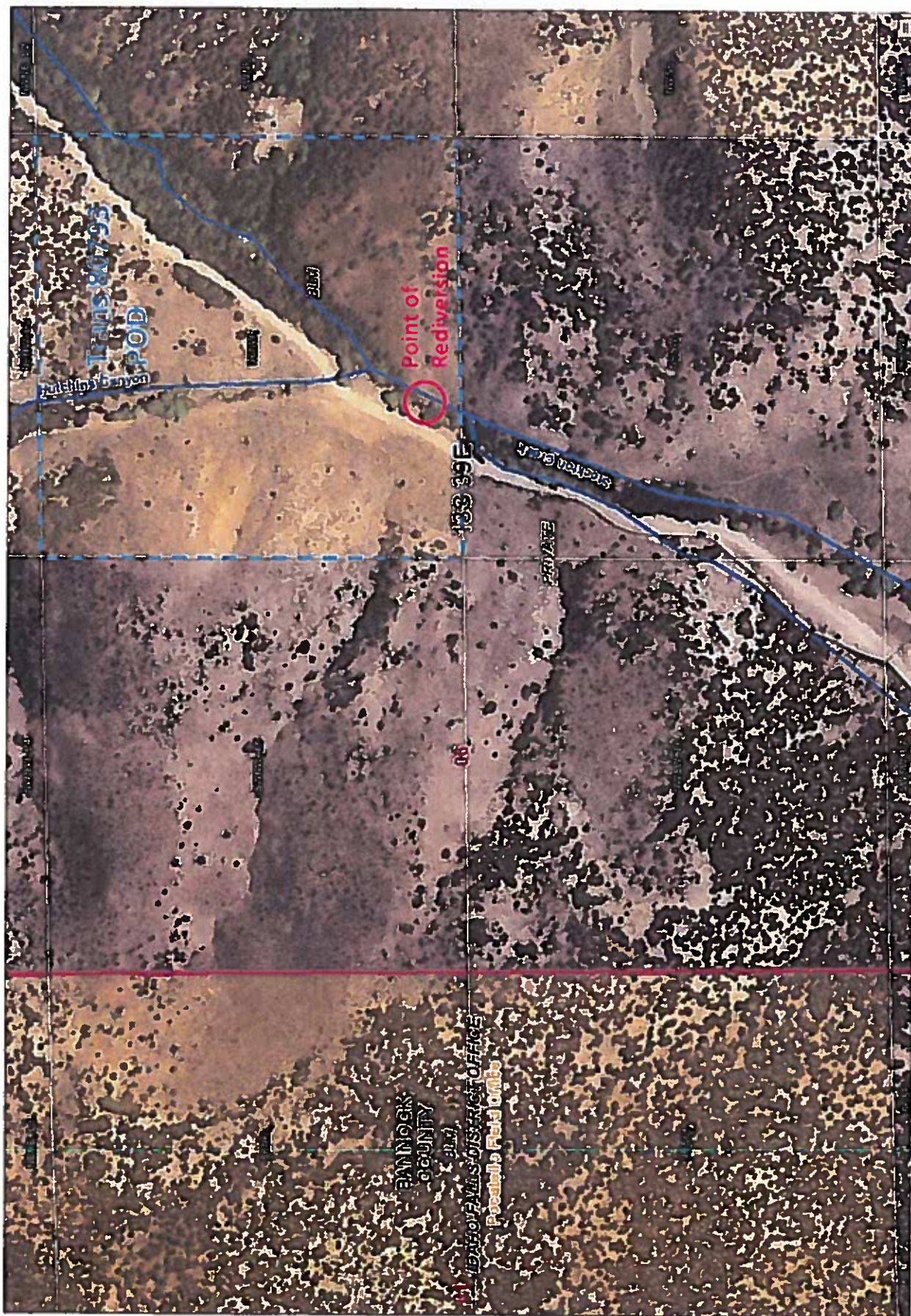
Sean Albertson

Person Serving Documents (print name)

Sean Albertson

Signature of Person Serving Documents

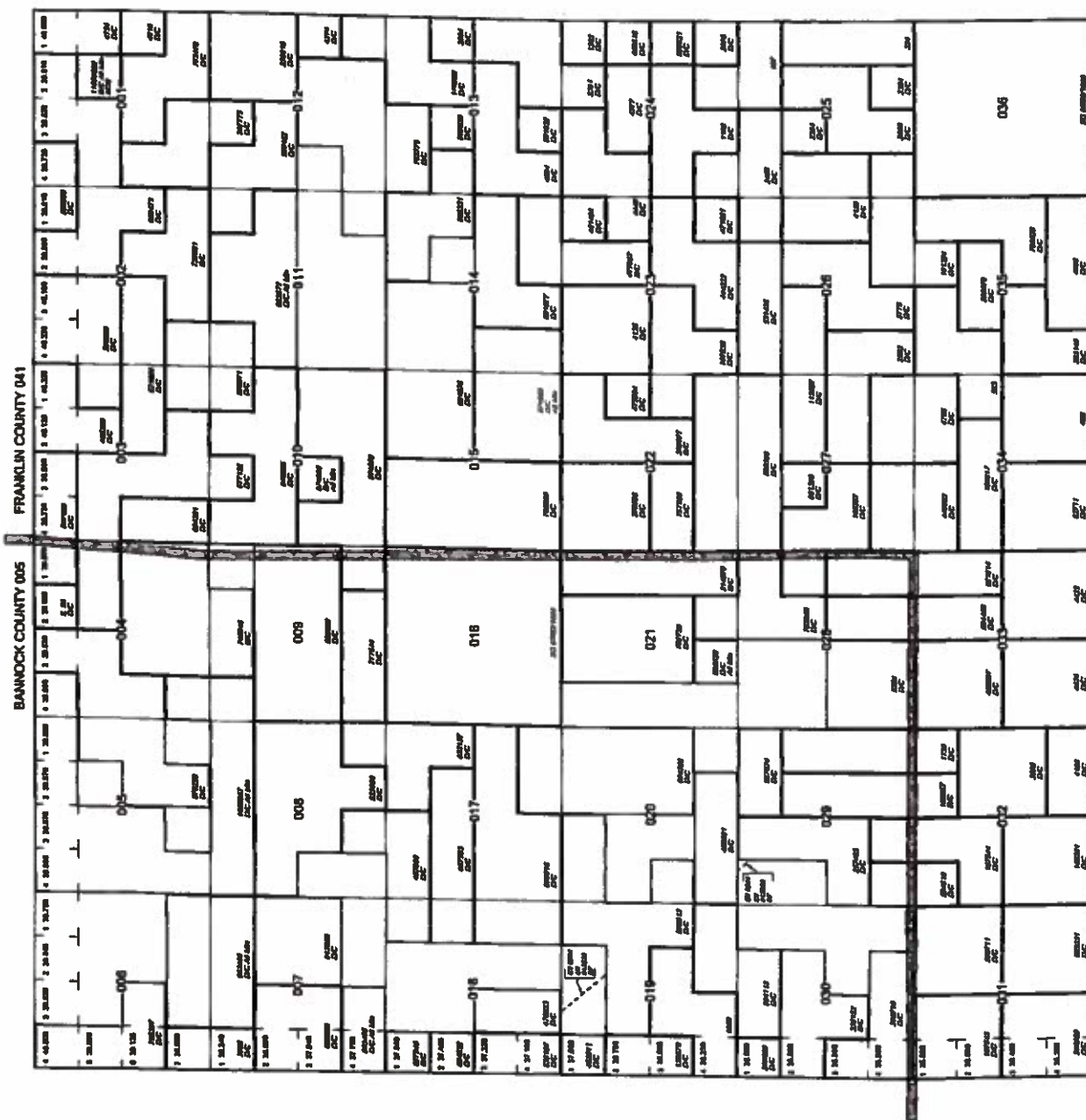






IN THE DISTRICT COURT OF THE UNITED STATES FOR THE DISTRICT OF COLUMBIA

FRANKLIN COUNTY 041



References



44.25 45.11 46.07

[illegible]

U.S. Bureau of Land Management • Idaho State Office
1307 E. Wood Way Boise, Idaho 83708
(208) 373-4000

STATUS OF PUBLIC DOMAIN
LAND AND MINERAL TITLES

MT PLAT

[illegible][illegible]

SLURRY WALLS, EROSION CONTROL, AND OTHER MEASURES TO PREVENT OR REDUCE POLLUTION FROM MINING OR MINERAL PROCESSING OPERATIONS.

[illegible]

1988

No. W 134118	Due no later than Feb 29, 2016 Annual Report Form		2. Registered Agent and Address (NO PO BOX)																	
Return to: SECRETARY OF STATE 700 WEST JEFFERSON PO BOX 83720 BOISE, ID 83720-0080 NO FILING FEE IF RECEIVED BY DUE DATE			1. Mailing Address: Correct in this box if needed. MEADOWLARK RANCH, LLC ATTN ROBERT D. TINGEY 9350 S 150 E STE 1000 SANDY UT 84070		C T CORPORATION SYSTEM 921 S ORCHARD ST STE G BOISE ID 83705															
4. Limited Liability Companies: Enter Names and Addresses of at least one Member or Manager.		<table border="1"> <thead> <tr> <th>Office Held</th><th>Name</th><th>Street or PO Address</th><th>City</th><th>State</th><th>Country</th><th>Postal Code</th></tr> </thead> <tbody> <tr> <td>MANAGER</td><td>KAREN G. MILLER</td><td>9350 S 150 E #1000</td><td>SANDY</td><td>UT</td><td>USA</td><td>84070</td></tr> </tbody> </table>					Office Held	Name	Street or PO Address	City	State	Country	Postal Code	MANAGER	KAREN G. MILLER	9350 S 150 E #1000	SANDY	UT	USA	84070
Office Held	Name	Street or PO Address	City	State	Country	Postal Code														
MANAGER	KAREN G. MILLER	9350 S 150 E #1000	SANDY	UT	USA	84070														
5. Organized Under the Laws of: UT W 134118	6. Annual Report must be signed.* Signature: Karen G. Miller Name (type or print): Karen G. Miller Date: 02/03/2016 Title: Manager																			
Processed 02/03/2016		* Electronically provided signatures are accepted as original signatures.																		