

Alice Faye Woodbury
270 Woodbury Lane
St. Maries, Idaho 83861
Phone (208) 245-3567

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June 2, 2011

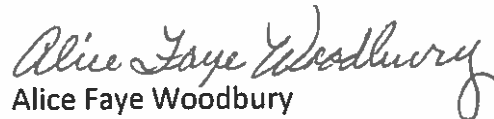
Director Spackman
Dept. of Water Resources
Northern Region
7600 Mineral Drive, Suite 100
Coeur d'Alene, Idaho 83815

Re: Application for Permit No. 95-14435 in the name of Robert Woodbury and
Edna Woodbury

Dear Director Spackman:

I am writing to protest the Application for Permit No. 95-14435 filed by Robert and Edna Woodbury on April 7, 2011 with your office. I, Alice Faye Woodbury, am the owner of the real property where the well is located (Township 46N, Range 3W, Section 14, Benewah County, Parcel No. RP46N03W141700A) that supplies water to their real property. Please be advised that this well only produces a total of 0.04 CFS and is the sole source of water for three (3) homes on my real property as well as the applicant's property. Also, Robert and Edna Woodbury state in their Application for Permit that there is an easement from me, I have no knowledge or records of an easement.

Sincerely,


Alice Faye Woodbury

07/2008

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

NOTICE OF PROTEST

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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 Application for Water Rights by Robert & Edna Woodbury
Ident. No. 95-14435 (copy attached)
2. Name of protestant Alice Faye Woodbury
3. Protestant's Representative for service (If different than protestant)

4. Service mailing address 270 Woodbury Lane, St. Maries, ID 83861
5. Service telephone no. (208) 245-3567 Email Address: _____
6. Basis of protest (including statement of facts and law upon which the protest is based)
See attached sheet for basis of protest.
See also, letter from Alice Faye Woodbury

(additional pages may be attached to describe nature of the protest)
7. What would resolve your protest? Ownership to remain with Alice Faye Woodbury,
with usage rights by Robert and Edna Woodbury

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 2 day of June, 2011.

Alice Faye Woodbury
Protestant Alice Faye Woodbury

Protestant's Representative

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NOTE:

A protestant is required to timely file a protest with the department together with a \$25.00 protest fee for each application being protested in order for the protestant to be considered a full party by the department. In addition, the department's Rule of Procedure, IDAPA 37.01.01203, requires a protestant to send a copy of a protest to the applicant.

INSTRUCTIONS

1. The matter being protested must be clearly identified. A typical matter is identified by the application number such as "Application for Permit No. _____ in the name of _____" or "Application for Transfer No. _____ in the name of _____."
2. Show the name of the protestant. Only one (1) protestant may be shown per protest form. If this protest form is signed by more than one person, the hearing officer will consider the first signer as the official protestant and the representative for service of documents.
3. If the protestant is represented by an attorney or other authorized representative, show the representative's name. The department then will serve documents on the representative and upon the protestant if specifically requested.
4. Show the address where the department is to serve the documents. This should be the address of the authorized representative unless the protestant does not designate a representative.
5. Show the telephone number of the authorized representative unless the protestant does not designate a service representative.
6. Specifically describe the nature of the protest.
7. Describe the relief being sought by the protestant.

FOR DEPARTMENT USE ONLY

Received by db Date 6/6/11 Time _____
\$25.00 fee Received by db # NO 27495 Date 6/6/11

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ATTACHMENT TO NOTICE OF PROTEST

6. Applicants, Robert and Edna Woodbury (application 95-14435) do not own the property where the well is located. I own the property where the well is located (Township 46N, Range 3W, Section 14, Benewah County, Parcel No. RP46N03W141700A) that supplies water to their property. Applicants pump some water from the well to serve their property across the highway. They do not use .04cfs. The well only produces a total of .04cfs and is the sole source of water for three (3) homes on my property as well as the Applicants' property. Additionally, their Application states that there is an easement from me; however, I have no knowledge or records of such an easement.