

07/2008

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

SEP 29 2014

Department of Water Resources
Eastern Region

NOTICE OF PROTEST

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 Dirk Parkinson's Change of Water Rights and Transfer No. 79509

2. Name of protestant Dorothy J. Read

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

4. Service mailing address 2730 E. Richards Road, Downey, ID 83214

5. Service telephone no. 208 897-5546 Email Address: arimodave @ gmail.com

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

SEE ATTACHED PAGES:

(additional pages may be attached to describe nature of the protest)

7. What would resolve your protest? Close monitoring of the existing wells on Mr. Parkinson's property to insure they are not exceeding the amount of water specified in his water rights. Denying the diversion and transfer of wells on the above property. Issuing no new permits for agricultural wells. Checking the water table frequently for fluctuations.

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 28 th day of September, 20 14.

Protestant

Dorothy J. Read

Protestant's Representative

Receipt - EQ10304

My property is adjacent to Section 7 listed in the proposal 79509 and is directly connected to the aquifer listed in the above proposal. Springs on my property are part of the headwaters of Peck Creek, a tributary of Marsh Creek. Other springs of the headwaters are located on the property of Mary Barnes.

I seriously object to the proposal 79509 for the following reasons:

1) INFRINGEMENT OF WATER RIGHTS OF EXISTING RESIDENCES

Taking large amounts of water from the present ground sources will severely impact the wells of residents who have water rights to the ground water. These homeowners depend on the wells for daily existence. (One well has already been moved because of the irrigation presently taking place on Mr. Parkinson's property.) Also, property values would drop if not enough water is available for personal use.

2) POTATO GROWING

This area is just not suitable for growing large amounts of potatoes which require substantial amounts of water. It is, after all, high desert country which depends on the snow pack and rain fall to maintain the water table. (Although the town of Arimo has recently installed irrigation systems, these are gravity fed and use secondary water and do not affect the water table.)

3) LOCAL SPRINGS AND PECK CREEK

There are numerous springs in this area which would be adversely affected by the reduction or loss of ground water. These springs and especially Peck Creek are very important to the ecology of the area, providing water, grass and plants which are necessary for the existence of many species of birds and mammals. Often seen are rabbits, fox, coyotes and occasionally badgers. Cranes, ducks and geese nest along the shores of Peck Creek and hundreds of migrating birds at a time use it as a resting place on their annual migrations. In winter, when other water sources are frozen, elk and herds of 30 or 40 deer come to the creek to drink and find forage.

4) CATTLE

Several local ranchers graze their herds on land near Peck Creek and other area springs because of the readily available water.

5) TREES

Trees which grow along our springs provide needed shade for the cattle and habitat for the hawks, eagles, orioles, lazuli buntings, and other species of birds. These trees could not thrive if the water table is lowered by heavy irrigation.

Because this proposed change in water rights could affect so many of our residents and make drastic changes to the ecology of the area -- simply to enable someone to grow more potatoes, I sincerely urge that you reject this proposal. THANK YOU!

Dorothy J Read

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.
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FOR DEPARTMENT USE ONLY

Received by _____ Date _____ Time _____

\$25.00 fee Receipted by _____ # _____ Date _____