

ORIGINAL

RECEIVED

JUN 23 2014

Department of Water Resources
Eastern Region

Robyn M. Brody (ISB No. 5678)
Brody Law Office, PLLC
P.O. Box 554
Rupert, ID 83350
Telephone: (208) 420-4573
Facsimile: (208) 260-5482
rbrody@cableone.net
robynbrody@hotmail.com

J. Justin May (ISB No. 5818)
May, Browning & May
1419 W. Washington
Boise, Idaho 83702
Telephone: (208) 429-0905
Facsimile: (208) 342-7278
jmay@maybrowning.com

Fritz X. Haemmerle (ISB No. 3862)
Haemmerle & Haemmerle, PLLC
P.O. Box 1800
Hailey, ID 83333
Telephone: (208) 578-0520
Facsimile: (208) 578-0564
fxh@haemlaw.com

Attorneys for Rangen, Inc.

BEFORE THE DEPARTMENT OF WATER RESOURCES

OF THE STATE OF IDAHO

IN THE MATTER OF THE
APPLICATION FOR PERMIT NOS. 36-
16976 & 36-17002

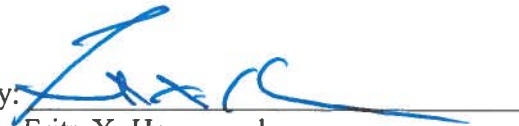
**RANGEN, INC.'S PROTEST TO
AMENDED APPLICATION FOR
PERMIT TO 36-16976**

COME NOW the Petitioner, RANGEN, INC. ("Petitioner" or "Rangen"), by and through its attorneys of record, Fritz X. Haemmerle of Haemmerle & Haemmerle, P.L.L.C.; Robyn M. Brody of Brody Law Office, PLLC; and J. Justin May of May Browning & May, PLLC, and pursuant files this Protest to the Amended Application for Permit to 36-16976 filed by the

Ground Water Districts (“Districts”). The Districts allege that the amendment does not add an additional purpose of use. The original use was for “mitigation to irrigation.” It was clear from the original permit what the mitigation was for, even though there was no mitigation plan filed with the permit. The Amended Application simply cites “mitigation” as a purpose. Until it is clear what the “mitigation” is intended to serve, Rangen objects to the amendment as the amendment includes a purpose of use not contained in the original permit. Accordingly, if the Amended Application is allowed to move forward, then it should have a priority date matching the date of the amendment, which is February 11, 2014. This protest also incorporates all of Rangen’s Protest previously filed under Application 36-16976

DATED this 20 day of June, 2014.

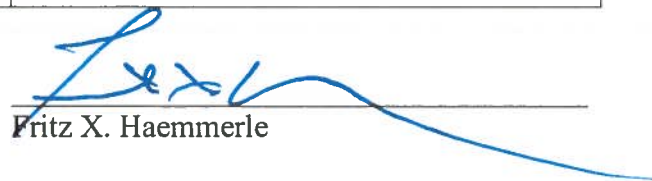
HAEMMERLE & HAEMMERLE, P.L.L.C.

By: 
Fritz X. Haemmerle

CERTIFICATE OF SERVICE

The undersigned, a resident attorney of the State of Idaho, hereby certifies that on the 2 day of June, 2014 she caused a true and correct copy of the foregoing document to be served by email and first class U.S. Mail, postage prepaid upon the following:

Original: James Cefalo Idaho Department of Water Resources 900 N. Skyline Dr., Ste. A Idaho Falls, ID 83402-1718 james.cefalo@idwr.idaho.gov	Hand Delivery ☐ U.S. Mail ☒ Facsimile ☐ Federal Express ☐ E-Mail ☒
Randall C. Budge Thomas J. Budge RACINE, OLSON, NYE, BUDGE & BAILEY, CHARTERED P.O. Box 1391 101 South Capitol Blvd, Ste 300 Boise, ID 83704-1391 Fax: 208-433-0167 rcb@racinelaw.ne tjb@racinelaw.net	Hand Delivery ☐ U.S. Mail ☐ Facsimile ☐ Federal Express ☐ E-Mail ☒
Blind Canyon Aquaranch, Inc. c/o Gary Lemmon 2757 South 1050 East Hagerman, ID 83332	Hand Delivery ☐ U.S. Mail ☒ Facsimile ☐ Federal Express ☐ E-Mail ☐
Craig Hobdey P.O. Box 176 Gooding, ID 83330 hobdeycraig@gmail.com	Hand Delivery ☐ U.S. Mail ☐ Facsimile ☐ Federal Express ☐ E-Mail ☒


Fritz X. Haemmerle