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STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

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JUL 21 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 Application for Transfer No. 79319 in the name of Leadore Land Partner Ltd
2. Name of protestant Fred Coleman
3. Protestant's Representative for service (If different than protestant)
Nicholas E. Josten
4. Service mailing address 2742 St. Charles Ave, Idaho Falls, ID 83404
5. Service telephone no. 208-520-5135 Email Address: gsense@cableone.net
6. Basis of protest (including statement of facts and law upon which the protest is based)

SEE ATTACHMENT

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

7. What would resolve your protest? _____

We would want a written commitment from Leadore Land Partners that the details of Water Transfer No. 79319 would not result in any adverse impact to Fred Coleman's hydropower proposal.

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 17th day of July, 20 14.

Fred Coleman
Protestant

Nicholas E. Josten
Protestant's Representative

Receipt
5040263

NOTICE OF PROTEST OF: Water Transfer Application 79319

PROTESTANT: Fred Coleman

DATE: 7/17/2014

ITEM 6: BASIS OF PROTEST

Fred Coleman has a pending water right (No. 74-7364) that uses water from water rights 74-38, 74-40, and 74-41, which are the same water rights involved in this Transfer. The Coleman proposed use (hydropower) relies on maintaining the current PODs for these water rights. Any change in these PODs could adversely affect Coleman's proposed water development. Transfer Application No. 79319 specifically adds a new POD for 74-38. This change could adversely affect Coleman's proposed use.

The maps provided in Attachment 7 do not clearly show the PODs and ditches currently used for the three water rights. This makes the transfer proposal impossible to understand.

GeoSense
2742 Saint Charles Ave
Idaho Falls, ID 83404
(208) 528-6152
gsense@cableone.net

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Department of Water Resources
Eastern Region

July 17, 2014

Sharla Cox
Idaho Department of Water Resources
900 N Skyline Drive
Idaho Falls, ID 83402-1718

Subject: Notice of Protest on Water Transfer Application No. 79319

Dear Ms. Cox:

Please find enclosed the subject Notice of Protest. I have included a check for the \$25 filing fee and also a copy of the notification letter sent to Leadore Land Partners Ltd.

Regards,



Nicholas E. Josten
Agent for Fred Coleman

Attachments
As described

Copies
Fred Coleman, Dillon, MT