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JUL 17 2014

DEPT. OF WATER RESOURCES
SOUTHERN REGION

07/2008

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

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 Transfer No. 79384
2. Name of protestant Scott Houtz
3. Protestant's Representative for service (If different than protestant)

4. Service mailing address 2231 East 3300 North Twin Falls 83301
5. Service telephone no. 3145913623 Email Address: got1down@icloud.com
6. Basis of protest (including statement of facts and law upon which the protest is based)
See attached

(additional pages may be attached to describe nature of the protest)
7. What would resolve your protest? Complete buy out.

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 15 day of July, 20 14.
Scott B Houtz
Protestant

Protestant's Representative

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 B. Walker Date 7/17/14 Time 9:55 am
\$25.00 fee Receipted by B. Walker # 5034161 Date 7/17/14

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DEPT. OF WATER RESOURCES
SOUTHERN REGION

Notice of Protest of Transfer numbers 79384, 79380, 79357

Protestant: Scott Houtz

Transfer of water rights from Thomas Leno to Cedar Ridge
Dairy and Henry C Haflinger

My work brought me here 10 years ago. Property value of my house continues to diminish. We continue to lose property value as these dairies consume our aquifer, create a stench and spray the fields with blends that coat our homes and property.

The first question from the realtors is "what are the water conditions." Well they are deteriorating and doing so at a rate that concerns everyone. This is dropping our property values and not allowing them to increase with the rest of the Twin Falls community. The houses around me sat empty for years and some still do.

This has put me in a difficult position. My work has moved and I have been pressured to move for about 5 years. I took a local position for three years attempting to address my situation. That was not financially healthy for me so I went back to the business I have been in for 25 years. I now travel every week by 2 to 3 planes each way, 49 weeks out of the year. I am again being asked to take a higher level position but cannot because again they are asking me to move. Due to the damage we are incurring by the indiscriminate destruction of our aquifer and environment. We in this immediate area are having to change our lives. We fear every day that the water will stop flowing. Once these wells are dug the fears will get worse. If we want to bring people into our communities from outside the state we need to protect our property values and the environments around us. JUST BECAUSE we live outside the public eye does not give anyone the right to destroy our lives, just because they have the money to do so. The cost of expanding and consuming

natural resources is more than a permit fee to the government.
What about all of us it affects, what about our investments?

I am not against farming or the dairy business. I farm a few acres on the East side of 93 myself. But I am limited to what mother nature gives us. And the guess is that I will lose two cuttings this year as we lost one cutting last year. It is what it is. If we are going to allow an individual or a business to consume an area of water in its entirety, than they need to own it all. There will be homes out here that people just give up on if this is allowed to continue. We have fought to weather the storm for years and now this will be the final straw. Why fight for something that will be worthless in a few years.

Scott Haf
July 15, 2014