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AUG 19 2013

DEPARTMENT OF
WATER RESOURCES

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 Application 78252 (per public notice) to change/add points of diversion and add stockwater use to existing water right in the name of Allen Ranch LLLP and (per application on record) to correct the historical error in the recorded point of diversion.

2. Name of protestant Joyce Ford and/or Glenn Ford

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

4. Service mailing address 569 Brenda Ln., Cascade, ID 83611

5. Service telephone no. 208-830-6133 Email Address: joyciefromboise@yahoo.com

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

Transfer application 78252 was submitted incomplete and inaccurate to IDWR on 5/29/2012. The application was neither returned to the applicant for corrections at the time of receipt nor processed for 14 months. No written request for an extension of time appears in the documents related to this application. The application was not corrected during the 30 day IDWR notice issued July 12, 2013. The information regarding the proposal in Public Notices on 8/1/2013 and 8/8/2013 differs from the proposal on the application. The proposal in the Public Notice constitutes a major change.

The transfer application proposes to create a tributary where one did not naturally exist.

The transfer application would result in an enlargement of the existing water right in two ways: by adding stockwater and adding a source.

The addition of an upper diversion would injure other water rights.

The addition of an upper diversion would violate private property rights.

The application is not in the public interest.

7. What would resolve your protest? Disallow the transfer to the point referred to as the upper diversion. Allow the applicant to create the point referred to as the lower diversion. Require the applicant to adhere to the conditions of the water right which state .02 CFS per irrigated acre (1.66 CFS) and add stockwater

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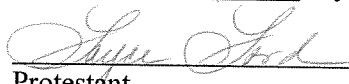
AUG 20 2013

WATER RESOURCES
WESTERN REGION

for the number of cattle per past 5 years records. Require the applicant to install headgates and measuring devices.

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 14th day of August, 20 13.


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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Received by HP Date 8-19-13 Time 10:00am
\$25.00 fee Received by HP # C097625 Date 8-19-13