

07/2008

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

NOTICE OF PROTEST

RECEIVED
APR 20 2012
DEPARTMENT OF
WATER RESOURCES

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 In the Matter of Application of Lance and/or Lisa Funk Partnership See Attachment 1 for list of numbers.
2. Name of protestant Idaho Ground Water Appropriators, Inc.
3. Protestant's Representative for service (If different than protestant)
Randall C. Budge, Racine, Olsen, Nye, Budge & Bailey, Chtd.
4. Service mailing address PO Box 1391, Pocatello, ID 83204-1391
5. Service telephone no. 208-232-6101 Email Address: rcb@racinelaw.net
6. Basis of protest (including statement of facts and law upon which the protest is based)
Potential impacts of the proposed water use to other water right holders,
potential reduction in the quantity of water under existing water rights,
the water supply may be insufficient for the proposed purpose, and/or
possible conflict with the local public interest. See I.C. Section
42-203A.* (additional pages may be attached to describe nature of the protest)
7. What would resolve your protest? Additional information is needed regarding the
proposed use and the impact or potential impacts on other water right
holders and the source. Conditions may be needed to address
possible impacts.

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 20th day of April, 20 12.

Idaho Ground Water Appropriators, Inc.

Protestant

Candice M. Hylle for

Protestant's Representative

Randall C. Budge

*Protestants reserve the right to amend as additional information is available.

Receipt
C095150
- 27521

ATTACHMENT 1 TO IGWA PROTEST

APPLICATIONS FOR PERMITS IN THE NAME OF LANCE

AND/OR LISA FUNK PARTNERSHIP

WATER RIGHT NOS.

35-14240

35-14241

35-14242

35-14243

35-14244

RECEIVED

APR 24 2012

Department of Water Resources
Eastern Region

BOISE OFFICE

101 SOUTH CAPITOL
BOULEVARD, SUITE 300
BOISE, IDAHO 83702
TELEPHONE: (208) 395-0011
FACSIMILE: (208) 433-0167

IDAHO FALLS OFFICE

477 SHOUP AVENUE
SUITE 107
POST OFFICE BOX 50698
IDAHO FALLS, ID 83405
TELEPHONE: (208) 528-6101
FACSIMILE: (208) 528-6109

ALL OFFICES TOLL FREE
(877) 232-6101

LOUIS F. RACINE (1917-2005)
WILLIAM D. OLSON, OF COUNSEL

LAW OFFICES OF

**RACINE OLSON NYE BUDGE & BAILEY
CHARTERED**

201 EAST CENTER STREET
POST OFFICE BOX 1391
POCATELLO, IDAHO 83204-1391

TELEPHONE (208) 232-6101
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www.racinelaw.net

SENDER'S E-MAIL ADDRESS: rcb@racinelaw.net

W. MARCUS W. NYE
RANDALL C. BUDGE
JOHN A. BAILEY, JR.
JOHN R. GOODELL
JOHN B. INGELSTROM
DANIEL C. GREEN
BRENT O. ROCHE
KIRK B. HADLEY
FRED J. LEWIS
ERIC L. OLSEN
CONRAD J. AIKEN
RICHARD A. HEARN, M.D.
LANE V. ERICKSON
FREDERICK J. HAHN, III
PATRICK N. GEORGE
SCOTT J. SMITH
JOSHUA D. JOHNSON
DAVID E. ALEXANDER
STEPHEN J. MUHONEN
CANDICE M. MCHUGH
CAROL TIPPI VOLYN
JONATHAN S. BYINGTON
JONATHAN M. VOLYN
THOMAS J. BUDGE
BRENT L. WHITING
DAVE BAGLEY
JASON E. FLAIG
FERRELL S. RYAN, III
AARON A. CRARY
JOHN J. BULGER
BRETT R. CAHOON
JEFFREY A. WARR

April 23, 2012

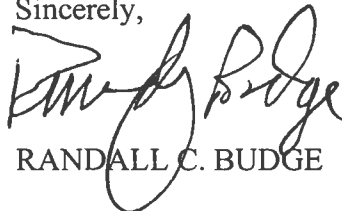
Sharla Cox
IDWR/Eastern Region
900 N. Skyline Drive, Suite A
Idaho Falls, Idaho 83402

Re: *Application for Permit, 35-14240, 35-14241, 35-14242, 35-14243, 35-14244*
Protest of Idaho Ground Water Appropriators, Inc.

Dear Sharla:

Enclosed please find our check in the amount of \$100 for the additional fees due on the *Notice of Protest* filed by IGWA on Friday, April 20, 2012.

Sincerely,


RANDALL C. BUDGE

RCB:rr
Enclosure

Receipt
#ED37521.