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APR 09 2012

Department of Water Resources
Eastern Region

April 9, 2012

James Cefalo
Water Resources Program Manager
State of Idaho Department of Water Resources
Eastern Idaho Region, 900 North Skyline Dr. Suite A
Idaho Falls, Id 83402-1718

Dear Mr. Cefalo,

I am writing this petition on behalf of Water District 32-C to request **reconsideration of your preliminary order** authorizing water transfer #32-13308 and #32-13309. We are exercising our right according to section 67-5243 of Idaho Code. This petition is based primarily on the fact that you state in your letter dated March 27, 2012 that "the application does not have any remaining protests;" however, this is in direct contradiction of the two documents filed with your office on March 19, 2012. Water District 32-C maintains its position that it will only withdraw its protest to water transfer 32-13309 **conditioned on four specific requirements that Mr. E. Marlowe Goble and his representative agreed to** in the pre-hearing, yet we have no documentation from you that these conditions will be required. Furthermore, we state clearly on the "withdrawal of protest" document for water transfer 32-13308 that our **protest is not withdrawn** due to our (conditional) withdrawing of water transfer #32-13309. This is due to the fact that even if the conditions are met for water transfer #32-13309, this order for water transfer #32-3308 will create a burdensome liability for the water district at the expense of other share-holders. We respectfully request that you reconsider your preliminary order based upon these facts.

Sincerely,



Tod Shenton
Chairman, Water District 32-C

Enclosures (3)

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MAR 19 2012

Department of Water Resources
Eastern Region

copy

Application for _____ No. 32-13308

In the Name of E. Marlowe Goble

WITHDRAWAL OF PROTEST

Name of Protester: Water District 32-C

Represented by: Tod Shenton

I hereby withdraw my protest to the above referenced mater. All of my issues of protest have been addressed and/or solved.

- ☐ My withdrawal is not conditional.
- ☐ My withdrawal is conditioned on the following:

Protest not withdrawn due to withdrawing water transfer #32-13309

Signed this 19 day of March, 2012



Signature of Protester or Protester's Representative

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MAR 19 2012

Department of Water Resources
Eastern Region

copy

Application for _____ No. 32-13309

In the Name of E. Marlowe Goble

WITHDRAWAL OF PROTEST

Name of Protestant: Water District 32-C

Represented by: Tod Shenton

I hereby withdraw my protest to the above referenced mater. All of my issues of protest have been addressed and/or solved.

☐ My withdrawal is not conditional.

☒ My withdrawal is conditioned on the following:

1. Instantaneous measuring devices at both ends of inflow and outflow.
2. No beaver dams on Medicine Lodge Creek from point A to point B.
3. Illegal diversion put in above pond must be removed and filled in.
4. Any additional cost beyond watermaster's duties do to monitoring will be accessed to E. Marlowe Goble.

Signed this 19 day of March, 2012

Tod Shenton
Signature of Protestant or Protestant's Representative

COPY



State of Idaho

DEPARTMENT OF WATER RESOURCES

Eastern Region, 900 North Skyline Drive, Suite A • Idaho Falls, Idaho 83402-1718

Phone: (208) 525-7161 • Fax: (208) 525-7177 • Web Site: www.idwr.idaho.gov

March 27, 2012

C. L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Interim Director

WATER DISTRICT 32C
ADVISORY BOARD
573 MEDICINE LODGE RD
DUBOIS, ID 83423

RE: Withdrawal of Protest against Applications for Permit No(s). 32-13308, 32-13309

Dear Protestant(s):

The Department of Water Resources acknowledges receipt of your withdrawal of protest against the above referenced application.

The application does not have any remaining protests; therefore, the department will take the steps necessary to bring the application to a final resolution. ?

Please contact this office if you have any questions regarding this procedure. Information about water rights and other matters administered by this agency is also available on the Internet at www.idwr.idaho.gov.

Sincerely,

A handwritten signature in dark ink, appearing to read 'James Cefalo', is written over a horizontal line.

James Cefalo
Water Resources Program Manager

copy

If you have any questions, please contact me at 208-525-7161.

Sincerely,

A handwritten signature in dark ink, appearing to read 'James Cefalo', written over a horizontal line.

James Cefalo

Water Resources Program Manager

Enclosure(s)

JC:sc