

07/2008

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

OCT 24 2011

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 WATER RIGHT APPLICATION 75-13989
2. Name of protestant United States of America, USDA Forest Service
3. Protestant's Representative for service (If different than protestant)

4. Service mailing address USDA FOREST SERVICE - ATTN: STEVE SPENCER - 1805 Hwy 16 Rm 5
EMMETT ID 83617
5. Service telephone no. 208-365-7055 Email Address: sspencer@fs.fed.us

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

The United States owns decreed water right 75-4287. The applicant, Janice Shively, has severed United States water line to accommodate her application, thereby denying delivery of United States' water right.

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

7. What would resolve your protest? Applicant must install an independent water system for their use and restore the United States' water system to a functioning condition.

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 24 day of October, 2011.

GAYLA "Jamie" Gough, Acting Director of LANDS & Minerals

Protestant's Representative

Receipt
#ED37069