

07/2008

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AUG 26 2011

WATER RESOURCES
WESTERN REGION

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

NOTICE OF PROTEST

\$25 Receipt #
2093834
RECEIVED
AUG 25 2011 DMS
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 App No. 77121 to change Point of Diversion
of claim 65-63111X in name of Allen Ranch LLC
2. Name of protestant Lawrence Ridenour

3. Protestant's Representative for service (If different than protestant) n/a

4. Service mailing address 3136 Tattenham A.V. Boise ID 83713
5. Service telephone no. (208) 859 1758 Email Address: glide@men.com
6. Basis of protest (including statement of facts and law upon which the protest is based)

See Attachment

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

7. What would resolve your protest? Allow the addition of lower
diversion point - described in the legal notice as
below the road. If it is approved as the only point
of diversion for water right #65-03111X or other
(see attachment)

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 22 day of August, 20 11.

Lawrence B Ridenour
Protestant

Protestant's Representative

\$25- received 8/25/2011 by DMS #2093834

6 • Changing to upper diversion to above the road would cause injury to the water rights of others

• the change is not in the local public's interest

• Allowing a water right with a diversion rate of 2.7 CFS may cause a decrease in value of properties adjacent to Rock Creek / Richard Creek due to reduced stream flows

And the loss aesthetic beauty

• Additional concern, being researched at time of this protest, will the increased diversion of surface water the course upstream reduce the ground water thus affecting the domestic wells.

• And most important of all concerns is fire control. If the flow is decreased in any way our properties as well as lives are at jeopardy

• I protest the application to transfer the point of diversion for water right # 65-03111X to above the road location, this would be a physical change in point of diversion, not a correction

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• rights as applied for by the same owner under a different water right number.