

RECEIVED
MAR 22 2011
DEPT. OF WATER RESOURCES
SOUTHERN REGION

HOBDEY LAW OFFICE, PLLC

125 Fifth Avenue West

P.O. Box 176

Gooding, Idaho 83330-0176

Craig D. Hobdey
(208) 934-4429

Facsimile
(208) 934-4420

March 21, 2011

IDWR - Southern Region
1341 Fillmore Street, Suite 200
Twin Falls ID 83301-3380

Dear Sir or Madam:

Enclosed please find a Notice of Protest to Application for Permit No.37-20743 in the name of Brian L. Smith and Diane Steffey Smith.

We also enclose our check for \$25.00 for this. Please provide a receipt to this office.

Thanking you in advance for your anticipated cooperation and assistance.

Sincerely,



Craig D. Hobdey

CDH:dm
Enclosures
c: applicant (Smith)

07/2008

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

NOTICE OF PROTEST

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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 Application for Permit #37-20743
2. Name of protestant Big Wood Canal Company
3. Protestant's Representative for service (If different than protestant)
Craig Hobdey
4. Service mailing address PO Box 176; Gooding ID 83330
5. Service telephone no. 208-934-4429 Email Address: hobdeycraig@gmail.com
6. Basis of protest (including statement of facts and law upon which the protest is based)

1. Expansion of use 2. New groundwater diversion will injure prior downstream surface senior rights 3. current water right should be sufficient.

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

7. What would resolve your protest? Deny application or change to a transfer of exist right.

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 21st day of March, 20 11.

Protestant

Craig Hobdey
Protestant's Representative

FOR OFFICE USE ONLY

Fee: \$25.00

Receipt No. 5031836

Receipt by: 3/22/11

Date Received: B. Walker