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FEB 08 2011

February 03, 2011 Department of Water Resources
Eastern Region

Department of Water Resources
900 North Skyline Drive Ste A
Idaho Falls, Idaho 83402

To whom this may concern,

This letter of protest is submitted for the proposed change of water right transfer (No.76877) filed by Michael W. Vaughan and Shelley Vaughan, PO Box 266, Downey, Idaho 83234.

It appears the diversion point has already been changed and has been used for at least 2 years by the Vaughan's, for use of the pivot that they water their ground with, on the west side of Cherry Creek Road.

Our concern is the way the water is measured and shared. The water that flows from the Cherry creek drainage's changes from month to month. The amount that starts in May is not the same in June or July. As the weather gets hotter the amount of water flow decreases, often times resulting with no water in June or July. This is a problem that every one faces each year. There is no way to fairly measure it by cubic feet or cubic feet per second without having a storage facility to measure it by.

Our feeling is that things would work much better and be more fair if it was measured in shares as it use to be, rather than trying to measure it by 2nd feet or cubic feet per second. This way every one has an equal part. If there's water every one gets their turn, if not then all take what happens.

There is no problem with Vaughan buying Barnes water right or where he has diverted it. The problem is how it will be measured.

Sincerely Yours,

Von G. Bloxham
Von G. Bloxham
2972 East Woodland Rd.
Downey, Id. 83234
Receipt #E036415

Gerladine Barnes McNe
Gerladine Barnes McNe
3214 East Woodland Rd.
Downey, Idaho 83234
Receipt #E036414

SUBSCRIBED AND SWORN to me before this 5th day of February, 2011

Ronald D. Wakley
Notary

My commission expires _____ MY COMMISSION EXPIRES
August 16, 2016
BONDED THRU NOTARY PUBLIC UNDERWRITERS

