

BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE
STATE OF IDAHO

NOV 08 1996

IN THE MATTER OF APPLICATION FOR)
TRANSFER NO. 4930 OF WATER RIGHT)
36-00015 and WATER RIGHT 36-0018)
IN THE NAME OF BUCKEYE FARMS.)

Department of Water Resources
Southern Region
NOTICE OF PROTEST

COMES NOW Aqua Life, Inc., by and through its attorney of record, C. Tom Arkoosh, and file this Protest to Application No. 4930. The Protestants' representative for service in this matter is C. Tom Arkoosh of 116 4th Ave. W., Post Office Box 32, Gooding, Idaho. Telephone: (208) 934-8872. This Protest is filed based upon the provisions of Idaho Code Section 42-203 (A), 42-222, and other laws of the United States and the State of Idaho. The Protest is filed upon the following grounds:

1. The proposed use would reduce the quantity of water under existing rights.
2. The water supply is insufficient for the proposed use.
3. The proposed use conflicts with the local public interest.
4. The proposed use is contrary to conservation of water resources within the State of Idaho.
5. The change in use would constitute an enlargement in use.

At hearing the Protestants will present evidence regarding the impact on both the quality and quantity of water which the proposed change would have on existing water

NOTICE OF PROTEST

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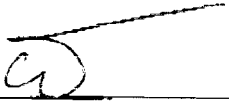
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rights, as well as the local public interest. The protest can be resolved only by denial of the transfer application, and, consequently, Protestants pray the application be denied.

By filing this protest, the Protestants give notice to the Department of Water Resources and to the Applicant that they intend to appear at all conferences or hearings in this matter; they intend to present evidence and cross-examine; and, in order to adequately prepare to present evidence and cross-examine at hearing, it may be necessary to obtain discovery from the Applicant or others, or obtain information from the Department of Water Resources. Therefore, the Protestant requests that any hearing in this matter be scheduled in order to allow the hearing officer to take up prehearing matters.

Respectfully submitted,

DATED this 8th day of November, 1996.



C. Tom Arkoosh

CERTIFICATE OF SERVICE

We hereby certify that on the 8th day of November, 1996, we caused to be served a true and correct copy of the above and foregoing document by the method indicated below, and addressed to the following:

- ☒ U.S. Mail
☐ Hand Delivered
☐ Overnight Mail
☐ Telecopy (FAX)

Idaho Department of Water Resources
222 Shoshone Street East
Twin Falls, ID 83301

Buckeye Farms
Rt 1 Box 150
183335 US Highway 30
Hagerman, Idaho 83332



C. Tom Arkoosh

BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE
STATE OF IDAHO

NOV 1 1996

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rights, as well as the local public interest. The protest can be resolved only by denial of the transfer application, and, consequently, Protestants pray the application be denied.

By filing this protest, the Protestants give notice to the Department of Water Resources and to the Applicant that they intend to appear at all conferences or hearings in this matter; they intend to present evidence and cross-examine; and, in order to adequately prepare to present evidence and cross-examine at hearing, it may be necessary to obtain discovery from the Applicant or others, or obtain information from the Department of Water Resources. Therefore, the Protestant requests that any hearing in this matter be scheduled in order to allow the hearing officer to take up prehearing matters.

Respectfully submitted,

DATED this 7th day of November, 1996.



C. Tom Arkoosh

CERTIFICATE OF SERVICE

We hereby certify that on the 15 day of November, 1996, we caused to be served a true and correct copy of the above and foregoing document by the method indicated below, and addressed to the following:

- ☒ U.S. Mail
- ☐ Hand Delivered
- ☐ Overnight Mail
- ☐ Telecopy (FAX)

Idaho Department of Water Resources
222 Shoshone Street East
Twin Falls, ID 83301

Buckeye Farms
Rt 1 Box 150
183335 US Highway 30
Hagerman, Idaho 83332



C. Tom Arkoosh