

**STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
NOTICE OF PROTEST**

RECEIVED

NOV 12 1996

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, 42-222 and 42-224, 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 Transfer # 4930 in the name of
Buckeye Farms
 2. Name of protestant Michael G Branch-Flower
 3. Protestant's representative for service (If different than protestant)

 4. Service mailing address Box 392 Woodell Idaho 83355
 5. Service telephone no. 208 536 2597
 6. Basis of protest (including statement of facts and law upon which the protest is based)
SEE ATTACHED

- (additional pages may be attached to describe the nature of the protest)
7. What would resolve your protest? Deny the transfer # 4930 in
the name of Buckeye Farms

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 12 day of Nov, 19 96.



PROTESTANT

PROTESTANT'S REPRESENTATIVE

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NOTE:

Department of Water Resources

A protestant is required to timely file a protest with the department together with a \$25.00 protest fee for each application being protested in order for the protestant to be considered a full party by the department. In addition, the department's Rule of Procedure, IDAPA 37.01.01203, requires a protestant to send a copy of a protest to the applicant.

INSTRUCTIONS

1. The matter being protested must be clearly identified. A typical matter is identified by the application number such as "Application for Permit No. _____ in the name of _____" or "Application for Transfer No. _____ in the name of _____."
2. Show the name of the protestant. Only one (1) protestant may be shown per protest form. If this protest form is signed by more than one person, the hearing officer will consider the first signer as the official protestant and the representative for service of documents.
3. If the protestant is represented by an attorney or other authorized representative, show the representative's name. The department then will serve documents on the representative and upon the protestant if specifically requested.
4. Show the address where the department is to serve the documents. This should be the address of the authorized representative unless the protestant does not designate a representative.
5. Show the telephone number of the authorized representative unless the protestant does not designate a service representative.
6. Specifically describe the nature of the protest.
7. Describe the relief being sought by the protestant.

FOR DEPARTMENT USE ONLY

Received by GLS Date 12 Nov 96 Time 1545 hrs.
 \$25.00 fee Receipted by GLS # 5019687 Date SAME

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Department of Water Resource
Southern Region

⑥ I don't think water rights numbers 36-00015 & 36-00018 have been used on the property being transfer from within the last 200 years.

Water rights 36-00015 36-00018
36-00133 36-00192 36-00186 36-00188
& 36-2029 provide water to the property where the proposed transfer would take the water to. I believe if the transfer is approved this would be an excessive amount of water on this property.

L. J. J. /over-ATT.
T# 4930