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MAY 24 2010

DEPT. OF WATER RESOURCES  
SOUTHERN REGION

07/2008

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES

NOTICE OF PROTEST

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 Transfer #75855 in the name of Spring Creek Ranch LLC

2. Name of protestant Blaine County

3. Protestant's Representative for service (If different than protestant)  
Timothy K. Graves

4. Service mailing address 201 2<sup>nd</sup> Ave. South, Suite 100 Hailey, ID 83333

5. Service telephone no. 208-788-5545 Email Address tgraves@co.blaine.id.us

6. Basis of protest (including statement of facts and law upon which the protest is based)  
Blaine County approved Subdivision, Stream Alteration and Wetland Conditional Use permits for the affected property, and requests IDWR take the County's conditions of approval into account before granting any permit. Blaine County seeks compliance with Idaho Code Section 67-6537, and requiring monitoring devices that insure compliance with County and state permits. Blaine County is concerned whether the application is in accordance with the local public interest and may expand the current use of water on the property to the detriment of other water users. Blaine County may have additional concerns or desire to protest other aspects of these applications, but has insufficient information at this time, despite a requirement for notification of application as a condition of Blaine County permits approval.

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

7. What would resolve your protest? Deny the application, or approve the application with sufficient conditions to address the concerns set forth in paragraph 6 of this Notice of Protest, including, but not limited to, incorporating the relevant conditions of approval from the Blaine County stream alteration permit and subdivision approval.

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.

FOR OFFICE USE ONLY

Fee: \$25.00

Receipt No. 5031452

Receipt by: CH

Date Received: 5/24/10

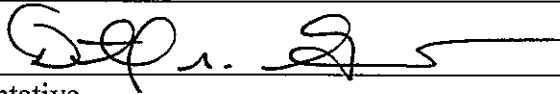
Signed this 24<sup>th</sup> day of May, 20 10.

Blaine County

Protestant

Timothy K. Graves

Protestant's Representative



**NOTE:**

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.

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**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.
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