



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

Phone: (208) 736-3033 FAX: (208) 736-3037

July 7, 1997

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

EARL L. WARTHEN
PO BOX 145
ALBION ID 83311

RE: APPLICATION FOR TRANSFER NOS. 5089 (George A. &/or Gwen Montgomery) and 5090 (A.W. &/or S.J. Anderson)

Dear Mr. Warthen:

Today our office received your protests for the above referenced applications; four days after the deadline of July 3, 1997 for timely protests. Since your protests were late, I must reject them.

However, for your information, other timely protests against the applications have been received.

Please note that the Department's "Rules of Procedure" provides a means for intervention into contested cases. Enclosed is a copy of these rules for your reference. Please see rules 350 through 354. Please also note that when filing a petition to intervene you must mail copies to all other parties to the case (See rule 301 and 302).

If you choose to petition to intervene, the checks will be applied to the filing fee for the interventions. If you do not petition to intervene, our office will initiate a refund of your money.

If you have any questions, please feel free to contact our office.

Very truly yours,

Allen D. Merritt, P.E.
Regional Manager

AM:MB
Enclosures