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**BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE
STATE OF IDAHO**

**IN THE MATTER OF APPLICATION)
FOR PERMIT NO. 75-14277 IN THE)
NAME OF BENJAMIN C. JONES)
_____)**

**NOTICE OF WITHDRAWAL
OF PROTEST**

COME NOW PROTESTANTS, Edgar and Myrtle Edwards, by and through their attorney of record, and hereby withdraw their Notice of Protest dated January 15, 2009, to the above-referenced Application for Permit. The withdrawal of this protest is based upon the representations made by the Applicant at the June 2, 2009 IDWR Status Conference where the Application and proposed use were discussed and the source identified as waste water which would not expand the existing water rights of Arrowhead Water District or adversely impair the prior existing water rights of Protestants in Chipps Creek under Water Right Nos. 75-2, 75-10046, 75-10047, 75-2162.

DATED this 15th day of June, 2009.

RACINE, OLSON, NYE, BUDGE &
BAILEY, CHARTERED

By Randall C. Budge
RANDALL C. BUDGE
Attorney for Protestants

RECEIVED

JUN 15 2009

Department of Water Resources
Eastern Region

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on this 15th day of June, 2009, I mailed a true and complete copy of the foregoing document, postage prepaid, to each of the following:

Benjamin C. Jones
11 Arrowhead Drive
Salmon, Idaho 83467

City of Salmon
Mickey Verbeck
200 Main Street
Salmon, Idaho 83467

Robert L. Blackadar
10 N. Cherokee Rd.
Salmon, Idaho 83467

Richard J. Bills
P.O. Box 640
Salmon, Idaho 83467

Edgar and Myrtle Edwards
P.O. Box 299
Salmon, Idaho 83467



RANDALL C. BUDGE

LAW OFFICES OF

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SENDER'S E-MAIL ADDRESS: rcb@racinelaw.net

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JOHN R. GOODSELL
JOHN B. INGELSTROM
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KIRK B. HADLEY
FRED J. LEWIS
ERIC L. OLSEN
CONRAD J. AIKEN
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LANE V. ERICKSON
FREDERICK J. HAHN, III
DAVID E. ALEXANDER
PATRICK N. GEORGE
SCOTT J. SMITH
JOSHUA D. JOHNSON
STEPHEN J. MUHONEN
BRENT L. WHITING
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LOUIS F. RACINE (1917-2008)
WILLIAM D. OLSON, OF COUNSEL

15
June 7, 2009

IDWR/Eastern Region
Attn: Ernie Carlson, Sharla Cox
900 N. Skyline Drive, Suite A
Idaho Falls, Idaho 83402

Re: *Arrowhead Water District: 75-14491*
Benjamin C. Jones: 75-14277

Dear Ernie and Sharla:

Enclosed please find with respect to each of the above-referenced Applications a Notice of Withdrawal of Protest which we are submitting on behalf of Protestants Edgar and Myrtle Edwards. It is our understanding that these permits will be issued subject to the usual conditions and terms which would include them being subject to all prior rights with the source being identified as waste water.

Sincerely,



RANDALL C. BUDGE

RCB:rr

Enclosures

cc: Service List
Dale and Laura Edwards

RECEIVED

JUN 11 2009

WILLIAM D. OLSON, OF COUNSEL