

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. Mater being protested: Transfer No. 75471 in the name of Caribou Lands, LLC
2. Name of protestant: Dennis Haderlie
3. Protestant's Representative for service (If different than protestant)
Robert L. Harris, Holden, Kidwell, Hahn & Crapo, PLLC
4. Service Mailing Address: PO Box 50130, Idaho Falls, ID 83405-0130
5. Service Telephone No.: 208-523-0620
6. Basis of Protest (including statement of facts and law upon which the protest is based).
The proposed change is not in the local public interest and appears to have violated Fish & Game, Clean Water Act, and Idaho Stream Channel alteration regulations. The change will have a detrimental effect on the local fishery. Further the 0.27 cs for recreation storage will not be sufficient to fill the ponds and is therefore speculative in nature. The ponds may also create a public health hazard involving mosquitos.
7. What would resolve your protest? Deny the transfer. Alternatively, allow the applicant to fill ponds from a well or sandpoint to have minimal effect on stream flows on Grouse Creek.

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 30th day of April, 2008.

Protestant

Robert L. Harris
Robert L. Harris, Attorney

RECEIVED
APR 30 2009
Department of Water Resources
Eastern Region

Receipt
ED 34987