

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

APR 10 2009

DEPT. OF WATER RESOURCES
SOUTHERN REGION

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 Application No. 75419 in the name of Darrell M. &/or
Patricia M. Funk

2. Name of protestant Gerald Sievers

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

4. Service mailing address 105 Gem Drive, Kimberly, ID ~~83401~~ 83341

5. Service telephone no. 208-423-4348 Email Address: _____

6. Basis of protest (including statement of facts and law upon which the protest is based)

Protestant diverts water from wells located approx. 2 miles from the new
well location. Protestant has experienced depleted water supply as the
water table continues to be drawn down. This new well will increase the
demand on the aquifer and impact Protestant's wells.

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

7. What would resolve your protest? A requirement that a measurement device be installed
on the new well and that all water be used on the designated place of use.

In the past, the Department has not followed through on the requirement for
measuring devices.

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 10th day of April, 2009.


Protestant

Protestant's Representative

FOR OFFICE USE ONLY

Fee: \$25.00

Receipt No. 5030805Receipt by: LSDate Received: 4/10/09