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FEB 23 2009

DEPARTMENT OF
WATER RESOURCES

Daniel V. Steenson, ISB #433
Charles L. Honsinger, ISB #5240
RINGERT LAW CHARTERED
455 SOUTH THIRD STREET
P.O. Box 2773
Boise, Idaho 83701-2773
Telephone: (208) 342-4591
Facsimile: (208) 342-4657

Attorneys for Protestant Blue Lakes Trout Farm, Inc.

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

IN THE MATTER OF SECOND)
MITIGATION PLAN OF NORTH SNAKE) **PROTEST**
AND MAGIC VALLEY GROUND)
WATER DISTRICTS PROVIDING)
MONETARY COMPENSATION TO)
SNAKE RIVER FARMS)

COMES NOW, Blue Lakes Trout Farm, Inc. ("Blue Lakes") by and through its attorneys, Ringert Law Chartered, and files this *Protest* to the *Second Mitigation Plan of North Snake Ground Water District and Magic Valley Ground Water District Providing for Monetary Compensation* ("Second Mitigation Plan") to Snake River Farms.

Blue Lakes files this *Protest* in order to submit briefing on "the legal issue of the Director's authority to approve a mitigation plan providing for monetary compensation as an alternative to replacement water supplies in response to a delivery call without approval of the holder of the calling right," as provided in the Director's February 20, 2009 *Order on Status Conference and Providing Briefing Schedule on Second Mitigation Plan for Monetary Compensation*.

PROTEST -

ORIGINAL

R# C088060
2/23/09 1
(S.O.)

A protest fee in the amount of \$25.00 is submitted herewith.

DATED this 23rd day of February 2009.

RINGERT LAW CHARTERED



Daniel V. Steenson

CERTIFICATE OF SERVICE

I hereby certify that on this 23rd day of February, 2009, the above and foregoing, was served by the method indicated below, and addressed to the following:

Randy Budge Candice M. McHugh Racine Olson P.O. Box 1391 Pocatello, Idaho 83240-1391 rcb@racinelaw.net cmm@racinelaw.net	☒ U.S. Mail, postage prepaid ☐ Facsimile ☒ E-mail
John Simpson Travis L. Thompson Paul L. Arrington Barker Rosholt PO Box 2139 Boise, ID 83701-2139 iks@idahowaters.com tlr@idahowaters.com pla@idahowaters.com	☒ U.S. Mail, postage prepaid ☐ Facsimile ☒ E-mail



Daniel V. Steenson