

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. Matter being protested Permit no. 75-14277
2. Name of protestant Richard J Bills
3. Protestant's Representative for service (If different than protestant)

4. Service mailing address PO Box 640 Salmon ID 83467
5. Service telephone no. 208-756-2822 Email Address: SAUEWAY@centurytel.net
6. Basis of protest (including statement of facts and law upon which the protest is based)
DWR defined wastewater as Run off from Land after irrigation or Bypass water from a factory or plant of some kind. I do not believe water from a natural system flows into within this definition. Removal of water from an upstream diversion point will decrease flow to prior year decrees.
(additional pages may be attached to describe nature of the protest)
7. What would resolve your protest? Prove that any water used would not effect the flow to senior decrees.

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 16 day of JANUARY, 2009

Richard J Bills
Protestant

Protestant's Representative

RECEIVED
JAN 20 2009
Department of Water Resources
Eastern Region

Receipt
#E034726

NOTE:

A protestant is required to timely file a protest with the department together with a \$25.00 protest fee for each application being protested in order for the protestant to be considered a full party by the department. In addition, the department's Rule of Procedure, IDAPA 37.01.01203, requires a protestant to send a copy of a protest to the applicant.

INSTRUCTIONS

1. The matter being protested must be clearly identified. A typical matter is identified by the application number such as "Application for Permit No. 25-14277 in the name of BENJAMIN JONES or "Application for Transfer No. _____ in the name of _____."
 2. Show the name of the protestant. Only one (1) protestant may be shown per protest form. If this protest form is signed by more than one person, the hearing officer will consider the first signer as the official protestant and the representative for service of documents.
 3. If the protestant is represented by an attorney or other authorized representative, show the representative's name. The department then will serve documents on the representative and upon the protestant if specifically requested.
 4. Show the address where the department is to serve the documents. This should be the address of the authorized representative unless the protestant does not designate a representative.
 5. Show the telephone number of the authorized representative unless the protestant does not designate a service representative.
 6. Specifically describe the nature of the protest.
 7. Describe the relief being sought by the protestant.
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FOR DEPARTMENT USE ONLY

Received by _____ Date _____ Time _____
\$25.00 fee Receipted by _____ # _____ Date _____