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STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

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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 Application for Transfer No. 75147 in the name of Southeast Idaho Energy LLC

2. Name of protestant Idaho Conservation League

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

4. Service mailing address Attn: Justin Hayes, PO 844, Boise, Idaho 83701

5. Service telephone no. 208-345-6933 ext 24 Email Address: jhayes@wildidaho.org

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

We protest Transfer # 75147 because we believe that it does not meet the criteria outlined in 42-222 necessary for a water right change as follows: This transfer will injure other water rights, constitutes an enlargement in the use of the original right, is not consistent with the conservation of water resources, is not in the local public interest as defined in Idaho Code (42-202B), will adversely affect the local economy of the watershed and local area, and is not a beneficial use.

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

7. What would resolve your protest? Denial of Transfer # 75147 or alteration of proposal such that our basis for protest is resolved.

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 28 day of November, 2008.

Idaho Conservation League

Protestant

Justin Hayes
Protestant's Representative

Justin Hayes, Program Director

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