

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
NOTICE OF PROTEST

RECEIVED
NOV 12 2008
DEPT. OF WATER RESOURCES
SOUTHERN REGION

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 Change of water rights application No. 73968
2. Name of protestant Roy H Murphy + Nancy L Murphy
3. Protestant's Representative for service (If different than protestant)

4. Service mailing address 3424 N 1400E Buhl Id 83316

5. Service telephone no. 208543-5175 Email Address: _____

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

On seperate page

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

7. What would resolve your protest? not allowing them the extra water right.

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 12 day of November, 2008.

Roy Murphy Nancy Murphy
Protestant

Protestant's Representative

FOR OFFICE USE ONLY

Fee: \$25.00

Receipt No. 5030519

Receipt by: J. SKINNER

Date Received: 11/12/2008

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When we moved here in 1979 there was no dairies in the area, we always had plenty of water. A small dairy moved in across the street. We started having short spells of running out of water for an hour or so at a time. When that dairy sold out to William and Janene Jenks, they went larger with their dairy, and we started running out of water all day and it would come back at night. The water smelled and tasted bad. We had to buy our drinking water. We drilled a new well went from 120' to 250'. If you allow William & Janene Jenks to use groundwater rights from Kimberly they will be pulling even more water out of our area, which will interfere with our water rights. Because we won't have any water. We are not the only ones who have had to drill new wells in this area.