11/07

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, 42-222 and 42-224, 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 22-20074 // 73946
2. Name of protestant Leon Weston
3. Protestant's Representative for service (If different than protestant)

4. Service mailing address 81 South 100 EAST Driggs, Id 83422
5. Service telephone no. 208-354-8255 Email Address: _____
6. Basis of protest (including statement of facts and law upon which the protest is based)

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

7. What would resolve your protest? I Think if they would talk to the neighbors, & tell us what they have planned FOR there project.

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 9 day of June, 2008.

Leon Weston
Protestant

Protestant's Representative

RECEIVED
JUN 09 2008
Department of Water Resources
Eastern Region

Receipt
B034120

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. 22-20074 in the name of CRYSTAL SPRINGS" 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.

FOR DEPARTMENT USE ONLY

Received by [redacted] DC Date 6-9-08 Time 2:20 p.m.

$25.00 fee Receipted by BK # E034120 Date 6-9-08

April 20, 2008

TO: IDAHO DEPARTMENT OF WATER RESOURCES, EASTERN DIVISION

FROM: LEON WESTON
DRIGGS, ID

REF: PERMIT NO. 22-20074
CRYSTAL SPRINGS

1. In approximately 1964, Bob Griggs, the property owner at that time, put a pump into the creek to irrigate his hay. The district water master said there were no water rights on that property. This property of new owner Crystal Springs has not been irrigated since 1964, nor before. My property lies directly West of the Crystal Springs property. I bought my property in 1973; my Dad and myself have rented the property for our cattle since approximately 1950.

2. Crystal Springs states in their proposal that the creek is for watering cattle. The creek also delivers water for landowners to irrigate their hay and pastures. Manmade ponds will have an adverse effect on all the water users.

3. When you dig and change the bottoms and sides of existing creeks, there is a lot of silt that goes down the creeks to the river. It takes a long time for the bottoms and sides of the creeks to seal again.

4. With the addition of manmade ponds, sloughs and pools, mosquitoes will increase significantly. This increase of standing water will definitely increase the West Nile virus. The environmental firm has not addressed the evaporation that will occur from these ponds.

5. The creeks do not have a consistent water flow. Each year varies. In approximately 1976 and again in 1988 and 2002, these streams were dry. In years when the water flow increases and permeates throughout the ground, it enhances the aquifer and brings up the natural springs/sub.

6. I have never been contacted as an adjoining property landowner on current or future plans of Crystal Springs. They state that the property is no longer being best utilized as an agricultural endeavor. If the stream flow is regulated, it could have an adverse affect on my livelihood. If Crystal Springs fill several manmade ponds, who will pay the adversely affected landowners for loss of water?