

11/07

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

NOTICE OF PROTEST

RECEIVED

APR 08 2008

DEPARTMENT OF
WATER RESOURCES

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 Idaho Water Resource Board venting a portion of water right NOS.
2. Name of protestant JAMES WHITTAKER 74-2320 AND 74-15190
3. Protestant's Representative for service (If different than protestant)

4. Service mailing address P.O. 240 LEADORE, IDAHO 83464
5. Service telephone no. 208-768-3491 Email Address: EdWhitt@yahoo.com

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

Idaho Code 42-1506 (2) The "Board" shall appropriate the minimum stream flow right authorized under this section in accordance with the provisions of section 42-1503 Idaho Code - Approval (b) public, as opposed to private interest (c) is capable of being maintained as evidenced by records of stream flow.

7. What would resolve your protest? The "Board" would have to provide records that show that these (1 late right + 1 high flow right) could be maintained

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 2 day of April, 20 08.

James Whittaker
Protestant

Protestant's Representative



James Whittaker
PO Box 240
Lewiston, ID 83464

**RETURN RECEIPT
REQUESTED**

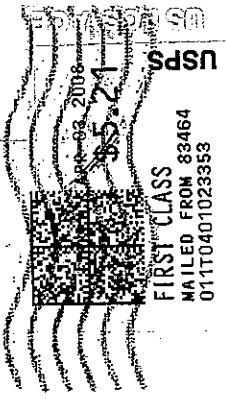
CERTIFIED MAIL

PUCA TELLO ID 832



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