

November 26, 1999

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 Application For Permit #11-75815
2. Name of protestant Bear River Water Users Assn.
3. Protestant's Representative for service (If different than protestant)
Carly Burton
4. Service mailing address 50475. Galloway Drive Murray, Utah 84123
5. Service telephone no. 801-560-2533
6. Basis of protest (including statement of facts and law upon which the protest is based)

This is a large amount of water that has been used without a permit. We are doubtful that applicant has continuously diverted and measured 2.36 CFS since 1842.

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

7. What would resolve your protest? Documented historical use. Records of use from river commissioners. If no records can be produced this application should be denied.

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 19th day of February, 2008 8
Bear River Water Users Assn.
Protestant
Carly Burton
Protestant's Representative

RECEIVED

FEB 25 2008

Department of Water Resources
Eastern Region

Receipt
#ED33789