

**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 WATER RIGHT NO. 96-9292
2. Name of protestant LINDA & GREG WILLIAMS
3. Protestant's representative for service (If different than protestant)

4. Service mailing address P.O. Box 403 Bayview, ID 83803
5. Service telephone no. 208-683-4020

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

The facts are that there are so many people living on Careywood Creek that it can't sustain any more irrigation use. People with irrigation rights have stopped irrigating because the creek is already so low. There are
(additional pages may be attached to describe the nature of the protest)

7. What would resolve your protest? ALLOW NO MORE IRRIGATION OR RECREATION RIGHTS OFF CAREYWOOD CREEK OR ITS TRIBUTARIES

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 17 day of August, 2006.

Linda Williams
 PROTESTANT 2268 Sunset Pt

PROTESTANT'S REPRESENTATIVE

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. _____ in the name of _____" 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.
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Received by db Date 8/18/06 Time 10:56a
\$25.00 fee Receipted by db # N017830 Date 8/18/06

fish in this creek but there won't be if any more irrigation rights are issued. They have to survive in pools instead of a running stream. The residents here can hardly maintain a green area around our homes let alone irrigate acres of field. The lower $2\frac{1}{2}$ miles of creek along Sunset Road, the people are working to maintain the use of the creek and we make sure there's enough for all of us. The majority of the people here believe Mr. Barnhart is excessively using the creek. He has said there is plenty of water because he checks the deep area where it passes under Sunset Road. But he doesn't see the parts running through pastures where it's less than one inch deep. His, some, of his fields are new, planted knowing if he irrigates those of us down stream will go without water. We had a meeting earlier this year where he assured us there would be no problems. This meeting was recorded because he has made these promises before and has still run the creek down way to far. Because he seems to abuse his water right & has no concern for others he should be denied this application.

John William