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Department of Water Resources
Eastern Region

1789 W. Stinger Rd.
McCammon, Idaho 83250
June 6, 2007

Department of Water Resources
Eastern Region
900 N. Skyline Dr. Ste A
Idaho Falls, ID 83402

Dear David R. Tuthill JR., Director
Idaho Department of Water Resources

I would like to protest the change of the Hatley's Garden Creek water rights in the North lateral, transfer No. 73426.

There is no more room for any more water in the lower end of the North lateral, also there is not enough time for more dates under the way we rotate in Water District 29 B Garden Creek.

I believe, if this was allowed, there would be a very important need to enlarge the lower end of the North Lateral so as to not interfere with my water rights and those of the other neighbors.

I am sure it would also be necessary to build a lock down splitter box with measuring devices, because our water rights would be so uneven.

I also would like to point out that the Hatleys under this rotating system have been known to call for their turns and reduce the water way down, this way they could take what they want of their turn and not interfere with my water.

I believe if Hatleys were to move their water, they should pay for the necessary changes unless they can talk the members of Water District 29B into paying for them, we have had (Water District 29 B) ^{pay} for similar things in the past.

Thank You

David Emery Nestor

David Emery Nestor

Copies sent to
Sheldon Hatley
Jack Hatley
Idaho Department of Water Resources
Eastern Region along with a \$25.00 protest fee (cashiers check)

*Received
6/8/07
sc*

*Receipt
#E032982*