

DANIEL V. STEENSON (ISB #4332)
JON C. GOULD (ISB #6709)
RINGERT CLARK CHARTERED
455 S. Third Street, P.O. Box 2773
Boise, Idaho 83701-2773
Telephone: (208) 342-4591
Facsimile: (208) 342-4657

Attorney for Darwin McKay

RECEIVED

APR 10 2007

DEPARTMENT OF
WATER RESOURCES

RECEIVED

APR 13 2007

WATER RESOURCES
WESTERN REGION

BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE STATE OF IDAHO

APPLICATION FOR TRANSFER)
NO. 73341 IN THE NAME OF) PROTEST
SUNDANCE INVESTMENT LIMITED)
PARTNERSHIP)
_____)

Darwin McKay (McKay), by and through his counsel of record, Daniel V. Steenson and Jon C. Gould of the law firm Ringert Clark Chartered, 455 S. Third Street, P.O. Box 2773, Boise, Idaho 83701-2773, hereby protests the Application for Transfer No. 73341 in the name of Sundance Investment Limited Partnership. This Protest is based upon the following factual and legal issues:

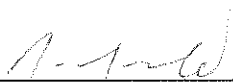
1. Ownership of water right no. 63-31194 is contested. McKay has filed objections to the Idaho Department of Water Resource's recommendations for water right nos. 63-31194A and 63-31194B in the Snake River Basin Adjudication. The pending adjudication of water right nos. 63-31994A and 63-31994B will resolve the protest.
2. McKay files this protest pursuant to Idaho Code sections 42-240 and 42-203A.
3. McKay contends the transfer proposed by the application would violate Idaho Code sections 42-222 and 42-240.

4. McKay contends that the proposed transfer will injure McKay's water right.
5. McKay contends that this transfer will expand and enlarge the place of use said right.

The mailing address for Darwin McKay, is c/o Jon C. Gould, Ringert Clark Chartered, P.O. Box 2773, Boise, Idaho 83701.

DATED this 10th day of April, 2007.

RINGERT CLARK CHARTERED

By 
Jon C. Gould
Attorneys for Darwin McKay

CERTIFICATE OF SERVICE

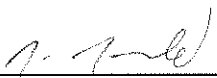
I HEREBY CERTIFY that on the 10th day of April, 2007, I caused a true and correct copy of the foregoing document to be served by the method indicated below, and addressed to the following:

Director
Idaho Department of Water Resources
P.O. Box 83720
Boise, Idaho 83720

☒ U.S. Mail, Postage Prepaid
☐ Hand Delivery
☐ Overnight Mail
☐ Facsimile

Sundance Investment LTD, Partnership
9100 W. Blackeagle Drive
Boise, Idaho 83709

☒ U.S. Mail, Postage Prepaid
☐ Hand Delivery
☐ Overnight Mail
☐ Facsimile


Jon C. Gould