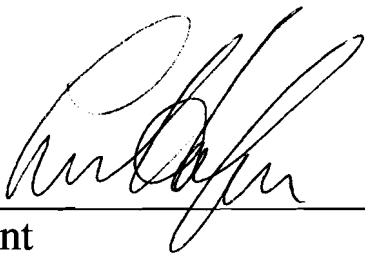


**IDAHO DEPARTMENT OF WATER RESOURCES
NOTICE OF PROTEST**

1. Matter being protested: Transfer No. 72435. Don McFarland, Big Sky Farms Ltd. Partnership PO Box 5178 Twin Falls, ID 83303-5178.
2. Protestant: Lee Halper 331 S 230 W Jerome, ID. 83338 208-324-2240
3. Basis of protest: Protestant requires proof of IC 42-222 issues and states that the transfer is not in the public interest. Additionally, there are questions as to the legality of the historic use, beneficial use and possibly forfeiture issues as well as issues of 42-203A.
4. A withdrawal of this transfer, modification thereof or other conditions placed upon this transfer in a private agreement could resolve this protest. 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 4th day of December, 2006.



Protestant

RECEIVED
DEC 04 2006
DEPT. OF WATER RESOURCES
SOUTHERN REGION

FOR DEPARTMENT USE ONLY

Received by SG Date 12-4-06 Time 12:45 PM

\$25.00 fee Receipted by SG # SC2 9083 Date 12-4-06