

November 03, 2006

Sharla Cox
Idaho Department of Water Resources,
Eastern Region
900 N. Skyline Drive, Suite A
Idaho Falls, Idaho 83402-1718

Re: Water Right Application # 21-13048; Wilderness Development Group.

Dear Sharla:

I have reviewed the above referenced municipal application for water rights in Fremont County, Idaho. I have also reviewed the large scale development study and water study in this matter.

I am a homeowner, with my home located across the street from the development located at Township 9 North, Range 44 East, Section 8. I have a well, and believe the amount of water requested is excessive and will adversely impact my water right on my property.

As I understand it, the above-referenced development involves two phases. The first phase will involve a community well. The second phase will involve individual wells. The development will have a total of 179 homes. Based on this, I further believe the proposed use will reduce the quantity of water under my existing water rights, and it is contrary to the conservation of water resources within this state. Additionally, with Warm River and Fish Creek located below myself and this development, the proposed use will adversely affect the local economy of the watershed and/or local area within which the source of groundwater for the proposed use originates. The proposed use also conflicts with the people in the area directly affected by the proposed use.

Based upon the hearings I have attended and the information I have reviewed on this matter, I am unsatisfied that this proposed use has been reviewed closely enough. It is unclear as to the short or long term affects the proposed use will have on my well as well as my neighbors', to include the surrounding springs and rivers.

I hereby protests the issuance of water right application #21-13048 in the name of Wilderness Development Group. I believe it is necessary for the applicant to prove beyond reasonable doubt that withdrawal of this requested water volume would not affect my ability to receive my allotted water right from groundwater use, as well as all other points brought up in this letter.

Enclosed is the required protest filing fee of \$25.00, per Idaho Code §42-221. I request a hearing on this matter.

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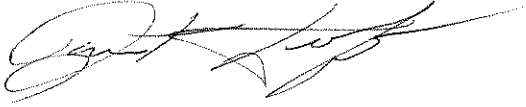
Department of Water Resources
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If you have any questions regarding this matter, please feel free to contact me.

Sincerely,

A handwritten signature in black ink, appearing to read 'Janet Keefer', with a long horizontal flourish extending to the right.

Janet Keefer
P.O. Box 833
3657 Fish Creek Road
Ashton, Idaho 83420

cc: Wilderness Development Group
1985 E. 183 N.
Rexburg, Idaho 83440