

11/99

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

AUG 07 2003

Department of Water Resources
Southern Region

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 Application For Permit 12-16624 Firstfruits Foundation
CHRISTOPHER W. JAMES Trust
2. Name of protestant Bonnie Rowles
3. Protestant's Representative for service (If different than protestant)
4. Service mailing address PO Box 1097 Challis, IDAHO 83226
5. Service telephone no. 208-819-6021 - Home 208-819-5084 work

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

See letter dated 7/21/03
Section 42-222 IDAHO CODE / could cause direct impact to existing water rights possible infringement on City of Challis water right could have negative impact on every resident and business connected to City water - All schools, Challis Assistant Living Center, Challis Area Health Center, Cassia County Court House - 1969, 2003 Hydrologic Reports state new upstream water use or high demand use (additional pages may be attached to describe nature of the protest) could impact the City of Challis Springs Feeds garden Creek aquifer - garden Creek is tributary to the Salmon River.

7. What would resolve your protest?

APPLICATION DENIED

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 5 day of August, 2003

Bonnie Rowles
Protestant

Protestant's Representative

Copy Mailed to Firstfruits Foundation & Local
Christopher James
PO Box 1190 Challis, IDAHO 83226

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.

FOR DEPARTMENT USE ONLY

Received by MB Date 8/7/03 Time 1:55 pm
\$25.00 fee Received by MB # 5026031 Date 8/7/03