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Rev. 04/2022

OCT 11 2024

DEPT. OF WATER RESOURCES
EASTERN REGIONSTATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Filing Fee: \$25.00

NOTICE OF PROTEST

This form may be used to file a protest under Sections 42-203A, 42-203C, 42-211, 42-222 or 42-240, Idaho Code. The Department will also accept a timely protest completed in a different format if it contains the same information requested on this form. Each protestant must provide a separate \$25 filing fee for each application protested. The Department's Rules of Procedure (IDAPA 37.01.01) require the protestant to **send a copy of the protest to the applicant.**

1. Matter protested. Application for ☐ Permit ☐ Amendment of Permit ☒ Transfer ☐ Exchange
No. 89232 in the name of Good Timber Ranch LLC

2. Protestant's Name: Maguire Family Trust

Address: 10165 S. 2000 W. Victor Idaho 83455.

Telephone: 307-690-0998 Email: brianm@vertsolutions.com

3. Protestant's Representative: Michelle Mortimer

Address: 25 N 2nd E St. Rexburg, ID 83440

Telephone: 208-356-3633 Email: mmortimer@rex-law.com

4. Basis of protest. Clearly state your objections to approval of the application and identify the applicable review criteria. See Instructions for Filing a Notice of Protest for the relevant review criteria.

The Maguire Family Trust owns Water Right 22-14050 which is a senior water right from the same source as those in Good Timber's proposed change. If approved, Good Timber's transfer will injure the existing senior water rights and result in an enlargement of use of the junior water rights that are not frequently available and may have been forfeited for non-use. Good Timber's actions have already reduced the available flow in Little Warm Creek for use under WR 22-14050. The pond and the perennial stream, Little Warm Creek, on the Maguire's property have been silted in causing the water still flowing to overflow the stream channel, flooding surrounding pastures.

(Additional pages may be attached to describe the basis of your protest.)

Identify any review criteria that are not a basis for your protest:

5. ☒ Check here if Protestant and Representative will accept service of documents by email at the email address(es) listed under Item #2 and #3 above.

I acknowledge that if I, or my designated representative, fail to appear at any regularly scheduled conference or hearing in the matter, of which I have been properly notified, 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.**

Matthew H. H. H.
Protestant's or Representative's Signature

Michelle Mortimer - Representative
Printed Name and Title (if applicable)

10/10/24
Date

\$25.00 fee received by ce h

FOR DEPARTMENT USE ONLY

Receipt # 6050423

Date 10/11/24

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DEPT. OF WATER RESOURCES
EASTERN REGION

Law Offices

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October 10, 2024

IDWR Eastern Regional Office
900 N Skyline Dr. Ste A.
Idaho Falls ID 83402

RE: Protests to Good Timber Ranch LLC Transfer No. 89232

Dear Madam or Sir,

Please find enclosed four protests to the Good Timber Ranch LLC Application for Water Right Transfer. A single \$100 check to cover all four protest fees is included.

If you have any questions, please let me know.

Sincerely,



Michelle Mortimer