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OCT 07 2024

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCESDEPT. OF WATER RESOURCES
EASTERN REGION

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: GREGORY G COLLINS

Address: 10435 S 1750 W VICTOR IDAHO 83455 USA

Telephone: 307 413 8060 Email: gcollins@wyoming.com

3. Protestant's Representative: _____

Address: _____

Telephone: _____ Email: _____

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.

MY PROTEST, UNFORTUNATELY, MEET ALL THE CRITERIA FOR DENYING A NEW WATER RIGHT TRANSFER. GOODTIMBER RANCH HAS REQUESTED THIS TRANSFER RETROACTIVELY, AFTER NOT APPLYING FOR A WATER CAPTURE PERMIT, DAM & LAKE CONSTRUCTION PERMIT, A TETON COUNTY GRADING AND EROSION CONTROL PERMIT. GOOD TIMBER RANCH HAS ILLEGALLY DIVERTED THE SEAST FORK OF LITTLE WARM CREEK AFFECTING THE WATER STRUCTURE & USER'S DOWNSTREAM. THE CALIFORNIA BASED LLC MAY HAVE AN ONGOING ENFORCEMENT ACTION BY THE U.S. ARMY CORPS OF ENGINEERS (Additional pages may be attached to describe the basis of your protest.)

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

#4 SUFFICIENT FINANCIAL RESOURCES

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.**

Gregory G Collins
Protestant's or Representative's Signature

GREGORY G COLLINS
Printed Name and Title (if applicable)

2 OCTOBER 2024
Date

FOR DEPARTMENT USE ONLY

\$25.00 - MP - E050409 - 10/7/24

FREE

Tuesday
August 20, 2024

Jackson Hole Daily



BRADLY J. BONER/JACKSON HOLE DAILY

Teton County, Idaho, recently issued a cease-and-desist order to the Good Timber Ranch south of Victor, Idaho, for unpermitted excavation work on several acres of its property bordering the Caribou-Targhee National Forest.

Fake lake at a standstill

By JEANNETTE BONER
EDUCATION REPORTER

Construction of a 3-acre lake on private land at the base of the Caribou-Targhee National Forest has been suspended after Teton County, Idaho, and the Idaho Department of Water Resources found that work was being done without permits or proper public noticing.

The Teton County, Idaho, planning office issued a stop-work order after surrounding landowners sounded the alarm in July about construction work that was cutting into the hillside of the southern end of the valley.

Landowners also reported that irrigation waters to farmlands downstream were running thick with silt.

In addition to the stop-work order, State Stream Channel Coordinator Aaron Golart

said last week that the Department of Water Resources is working to determine if the unpermitted project has damaged water sources in the area due to the unauthorized construction.

The area holds a variety of stream channels, including Little Warm Springs, Smith Springs Creek, Big Springs Creek and Alder Spring Creek, as well as some unnamed streambeds.

This is the second time in less than a year Golart has investigated damage to local waterways, including damage to Darby Creek last fall.

Good Timber Ranch is located at the base of the Targhee National Forest and accessed at the dead end of Pole Canyon Road, less than a half a mile from the public trailhead.

The 25-acre piece of property belongs to a Wyoming-registered limited liability

company with a California mailing address. Nathan Godfrey, of Victor, Idaho, is the primary managing member.

"We are working with Teton County and our civil and environmental engineers to finish the permitting process for construction," Godfrey said in an email to the Jackson Hole Daily. He did not return a phone call for comment.

Regional Manager James Cefalo of the Department of Water Resources said he was made aware of the construction after Teton County, Idaho, called his office in July.

Cefalo said that while Good Timber Ranch had a preliminary application for the construction through the Army Corps of Engineers, the development group did not follow through in obtaining local permits required by the Army Corps that in-

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LAKE

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clude a transfer of water rights.

Good Timber applied for the state permits in early August.

This permitting process requires a public notice prior to approval considerations. That public notice will be posted in the Teton Valley News and online at Research.idwr.idaho.gov/apps/waterrights/querynewtransfers.

The public notice that will allow the community to protest the water right transfers has not yet been uploaded.

The stop-work order was issued pending the submission of a hillside erosion mitigation plan, said Planning Administrator Jade Krueger.

Godfrey said in his email that the Good Timber project is not aimed at commercial use.

Engineering plans include the construction of a lake, a lodge, boathouse and guest cabins.

