

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCESRECEIVED  
JUN 23 2025  
WATER RESOURCES  
WESTERN 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, and 42-222, 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 TRANSFER 89752
2. Name of protestant RICHARD H BRANDAU
3. Protestant's Representative for service (If different than protestant)
4. Service mailing address 10465 JOHNSTON LANE, WILSON, ID 83641
5. Service telephone no. 208-936-8826 Email Address: none
6. Basis of protest (including statement of facts and law upon which the protest is based)
- 42-222 This transfer will affect and injure my water rights and those of others
- 42-222(2) water right 57-2777 has not been used for over ten years
- The administration of this transfer between 4 POD's and 2 different districts, one of which (Dist 2) has no watermaster, would be a nightmare,
- Cost and location of measuring device for proper administration.
- (additional pages may be attached to describe nature of the protest)
7. What would resolve your protest? Change the priority date of the 57R water rights to be the same as the most junior Dist 2 dates.

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 19th day of June, 2025.

Richard H Brandau  
Protestant

\_\_\_\_\_  
Protestant's Representative

**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.

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**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. 89752 in the name of TTN LLC."
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.

Turn it down

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**FOR DEPARTMENT USE ONLY**

Received by \_\_\_\_\_ Date \_\_\_\_\_ Time \_\_\_\_\_

\$25.00 fee Received by MB # W052598 Date 6/23/2025

# Idaho Department of Water Resources Receipt

Receipt ID: W052598

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|                |         |               |           |        |         |
|----------------|---------|---------------|-----------|--------|---------|
| Payment Amount | \$25.00 | Date Received | 6/23/2025 | Region | WESTERN |
|----------------|---------|---------------|-----------|--------|---------|

|              |       |              |      |
|--------------|-------|--------------|------|
| Payment Type | Check | Check Number | 2997 |
|--------------|-------|--------------|------|

Payer BRANDAU, CONNIE OR RICHARD

Comments NOTICE OF PROTEST FOR TRANSFER APPLICATION # 89752  
APPLICANT NAME: TTN LLC  
PROTESTANT NAME: RICHARD H BRANDAU

## Fee Details

|         |             |       |      |             |            |        |
|---------|-------------|-------|------|-------------|------------|--------|
| Amount  | Description | PCA   | Fund | Fund Detail | Subsidiary | Object |
| \$25.00 | PROTESTS    | 62103 | 0229 | 21          |            | 1155   |

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Signature Line (Department Representative)