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DEPARTMENT OF
WATER RESOURCES

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Attorneys for Protestant Blue Lakes Trout Farm, Inc.

**BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE STATE OF IDAHO**

IN THE MATTER OF SECOND)
MITIGATION PLAN OF NORTH SNAKE) **PROTEST**
AND MAGIC VALLEY GROUND)
WATER DISTRICTS PROVIDING)
MONETARY COMPENSATION TO)
SNAKE RIVER FARMS)
_____)

COMES NOW, Blue Lakes Trout Farm, Inc. (“Blue Lakes”) by and through its attorneys, Ringert Law Chartered, and files this *Protest* to the *Second Mitigation Plan of North Snake Ground Water District and Magic Valley Ground Water District Providing for Monetary Compensation* (“Second Mitigation Plan”) to Snake River Farms.

Blue Lakes files this *Protest* in order to submit briefing on “the legal issue of the Director’s authority to approve a mitigation plan providing for monetary compensation as an alternative to replacement water supplies in response to a delivery call without approval of the holder of the calling right,” as provided in the Director’s February 20, 2009 *Order on Status Conference and Providing Briefing Schedule on Second Mitigation Plan for Monetary Compensation*.

A protest fee in the amount of \$25.00 is submitted herewith.

DATED this 23rd day of February 2009.

RINGERT LAW CHARTERED

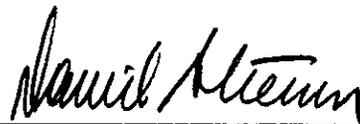


Daniel V. Steenson

CERTIFICATE OF SERVICE

I hereby certify that on this 23rd day of February, 2009, the above and foregoing, was served by the method indicated below, and addressed to the following:

Randy Budge Candice M. McHugh Racine Olson P.O. Box 1391 Pocatello, Idaho 83240-1391 rcb@racinelaw.net cmm@racinelaw.net	<input checked="" type="checkbox"/> U.S. Mail, postage prepaid <input type="checkbox"/> Facsimile <input checked="" type="checkbox"/> E-mail
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