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March 13, 2007

Theodore R. Booth, Esq.
Snake River Basin Adjudication
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DISTRICT COURT - SRBA
TWIN FALLS CO., IDAHO
FILED
2007 MAR 15 AM 10 45

Re: Subcase Nos. 63-184 and 63-3261
Harris Ranch Owner's Association

Dear Special Master Booth:

I am writing to clarify my role as representative for the Harris Ranch Owner's Association ("HROA") in the matters pertaining to the above-referenced subcases in the Snake River Basin Adjudication ("SRBA"). I am a homeowner in the Harris Ranch subdivision and serve on the HROA's board of directors. I have served as the HROA's representative on water issues, including in the SRBA, only in my capacity as a volunteer board member. Neither I, nor my firm Givens Pursley LLP, has been retained by the HROA to provide legal representation to the HROA. I have been clear about this with the HROA board throughout the process of sorting through the water right issues.

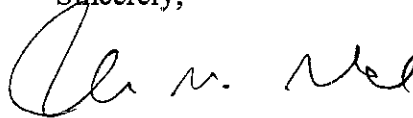
Because the HROA's objections in this matter are in alignment with the other objector, the Harris Family Ltd. Partnership, and with the Idaho Department of Water Resources, the HROA has not addressed the need to hire legal counsel to represent it in the SRBA. However, it occurs to me that my role as a regular participant as legal counsel for others in the SRBA may cause confusion as to my role in this matter, and I want to clarify that I am not appearing as legal counsel for the HROA. To date I have not deemed my role as homeowner representative (but not legal counsel) as violating the rule against the unauthorized practice of law that typically requires corporations to hire legal counsel; however, I seek the Court's guidance on this issue. In particular, can a corporation participate in the SRBA *pro se* if the corporation's representative is

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authorized to practice law in Idaho but not retained as legal counsel? Does the answer change in a situation like the one at hand that is non-adversarial where all that remains is finalizing settlement documents?

Thank you for your consideration of this matter.

Sincerely,

A handwritten signature in black ink, appearing to read "John M. Marshall". The signature is fluid and cursive, with the first name "John" being the most prominent.

John M. Marshall

JMM:amm

cc: HROA board (via email to all board members)
Albert Barker
Nicholas Spencer

S:\Clients\JM ltr to SRBA re role as representative II.doc