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OCT 05 2011
DEPARTMENT OF
WATER RESOURCES

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Attorney for Objector George R. Brown

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE STATE OF
IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

In RE SRBA	EXHIBIT LIST
Case No. 39576	SUBCASE NOS: 22-00265E, 22-00594, 22-13479, 22-13987, & 22-13988

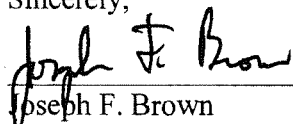
1. Photos of fish taken from Moody Creek in August, 1972 by James Wood.
2. Photos of stagnant and dried up Moody Creek taken August, 2007 at Wood Ranch by James Wood.
3. Photos of stagnant water of Moody Creek taken on August 20, 2008 by George Brown.
4. Transfer 2034 (now called 22-13987) approved in 1977 and Transfer 3002 (now called 22-1388) approved in 1985 both pursuant to I.C. 42-222.
5. Right 22-265E.
6. *Order to Show Cause* from Idaho Department of Water Resources dated October 28, 2002 signed by Norman C. Young, Administrator, Water Management Division. Letter indicates Department of Water Resources concluded illegal enlargement of rights transfer nos. 2034 and 3002 of 200 acre limit by K. Merle Jeppesen through use of 2002 satellite imagery.
7. Letter titled *RE: Pending Notice of Violation of Potential Unauthorized Use of Water* dated September 8, 2006 from Gary Spackman of Idaho Department of Water Resources to K. Merle Jeppesen in which Spackman concludes Jeppesen diverted more water than allowed by Water Right 22-265.
8. Actual Hydrographs Chart from 2004 discharge monitoring study of Moody Creek funded by Henry's Fork Watershed Council and Madison Soil and Water Conservation District.
9. Letter titled *RE: Pending Notice of Violation for Merle and Janice Jeppesen* dated December 28, 2006 to Jerry R. Rigby from Gary Spackman indicating Jeppesens diverted water from Moody Creek under water right no. 22-265 without measuring device.
10. Photo of dead cutthroat trout in Moody Creek by James Wood, August 2007.
11. Water Right 22-00594 approved by 1980's pursuant to I.C. 42-222.
12. Letter to Friends of Moody Creek dated January 25, 2006 from Gary Spackman of Idaho Department of Water Resources stating Claim No. 22-594 was not delivered to Jeppsen's diversion in recent years.

13. Letters from David R. Tuthill, Director of Idaho Department of Water Resources dated July 3, 2007 and July 9, 2007 to George Brown stating Stream Protection Act not considered in approval process.

14. Letter from Steven M. Huffaker, Director of Idaho Department of Fish and Game dated February 2, 2006 to George Brown stating 1.5 cfs needed in Moody Creek in order to maintain fish.

Dated this 4th day of October, 2011.

Sincerely,

A handwritten signature in black ink, appearing to read "Joseph F. Brown", written over a horizontal line.

Joseph F. Brown

Attorney for Objector George R. Brown

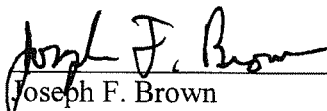
CERTIFICATE OF SERVICE

I certify that on October 4, 2011, I mailed, emailed and/or faxed the original and true and correct copies of the above and foregoing **EXHIBIT LIST** by depositing in the U.S. Mail, postage prepaid, to the following persons:

By fax and U.S. Mail:
Clerk of the District Court
Snake River Basin Adjudication
253 Third Avenue North
PO Box 2707
Twin Falls, ID 83303-2707
Fax: 208-736-2121

By email and U.S. Mail:
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