

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

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 Water Right Application 13-7784

2. Name of protestant Brent Abbott

3. Protestant's Representative for service (If different than protestant)
Steven Fuller, Attorney at Law

4. Service mailing address P.O. Box 191, Preston, ID 83263

5. Service telephone no. (208) 852-2680 Email Address: sfuller@fullerlawonline.com

6. Basis of protest (including statement of facts and law upon which the protest is based)

Protestant is the owner of Water Right No. 13-55 and part of Water Right No. 13-56.
Protestant believes the proposed application will reduce the quantity of his Stockton
Creek water rights and that the water supply is not sufficient for the purposes
sought by the Applicant,

(additional pages may be attached to describe nature of the protest)

7. What would resolve your protest? Applicant must maintain stream flows adequate to meet
the requirements of existing water right. Issues of evaporation, seepage,
supervision of stream flow usage and the installation and monitoring of measuring
devices must be addressed.

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.

RECEIVED**JUN 01 2011**Department of Water Resources
Eastern Region

Signed this 1 day of JUNE, 2011.

Brent Abbott
Protestant

Steven Fuller, Attorney at Law
Protestant's Representative

Receipt
E036099.

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing NOTICE OF PROTEST was served on the 1st day of June, 2011,

On:

By:

PAUL L ARRINGTON
ATTORNEY AT LAW
PO BOX 485
TWIN FALLS ID 83301-0485

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MILLER FAMILY REAL ESTATE LLC
9450 SOUTH 150 EAST
SUITE 100
SALT LAKE CITY UT 84070

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