

**LAW OFFICES OF
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June 12, 2002

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JUN 14 2002

Department of Water Resources
Eastern Region

Harold W. Jones
Water Right Specialist
Idaho Department of Water Resources
900 N. Skyline Drive
Suite A
Idaho Falls ID 83402-1718

Re: Amended Transfer Application 69783
Sulphur Creek Livestock

Dear Mr. Jones:

Thank you for your letter of June 3, 2002 enclosing the amended transfer application by Sulphur Creek Livestock for Mahogany Creek in the Pahsimeroi basin.

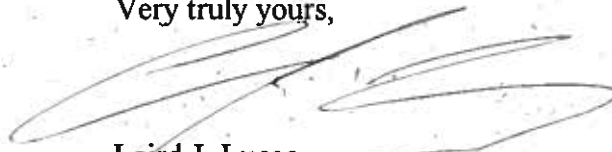
Per your request, this letter notifies you and IDWR that my client, Western Watersheds Project, does wish to maintain its protest to this transfer application; and continues to request that the entire water right be declared forfeited or abandoned, as per our earlier filing.

We also note that the .03 cfs which BLM evidently now seeks a right for exceeds the .02 cfs capacity of the diversion and pipe, as represented and stipulated in federal court in the case of IWP v. Whitworth, referenced in our Protest.

Western Watersheds Project also protests the BLM's new application, #69923, on the same grounds as set forth in its Protest and motion to declare the underlying water right abandoned or transferred; and so advises IDWR by this letter

Thanks for your attention to this matter.

Very truly yours,



Laird J. Lucas
Attorney for WWP

Cc: Jon Marvel, WWP