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Fee: \$25.00

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Date Received: 5/6/10

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Receipt No. 503412

Receipt by: CW

Date Received: 4/30/10

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APR 30 2010
DEPT. OF WATER RESOURCES
SOUTHERN REGION

Attorneys for Oak Valley Dairy, L.L.C., and
Oak Valley Land Company, L.L.C.

BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE STATE OF IDAHO

IN THE MATTER OF APPLICATION)
FOR TRANSFER NO. 76116)
in the name of Farmland Reserve, Inc.)
_____)

NOTICE OF JOINT PROTEST

Protest Fee: \$25.00

OAK VALLEY DAIRY, L.L.C. and OAK VALLEY LAND COMPANY, L.L.C.

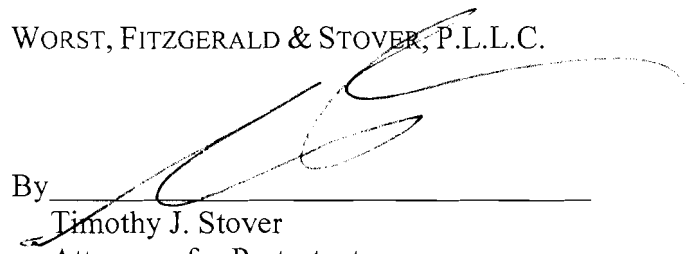
(hereinafter "Protestants"), by and through their attorneys of record, WORST, FITZGERALD & STOVER, PLLC, hereby file this *Notice of Joint Protest* to the approval of the above-numbered application for transfer filed by Farmland Reserve, Inc. ("Applicant"). The initial bases for the protest is as follows:

1. The Applicant has failed to provide sufficient evidence to fully evaluate the application for transfer; and
2. Approval of the transfer without adequate mitigation will result in injury to the Protestants' senior water rights; and

3. The application fails to set forth sufficient information regarding the history of water use under water right nos. 45-2415, 45-2674A, 45-2576 & 45-7363, 45-2583, 45-2689, 45-7020, 45-7035, 45-7110, 45-7238, 45-7373, 45-10274, and 45-14175; and
4. The application violates the criteria of I.C. § 42-222(1); and
5. For such other and further reasons as may be discovered or set forth at the hearing on this matter.

DATED this 30th day of April, 2010.

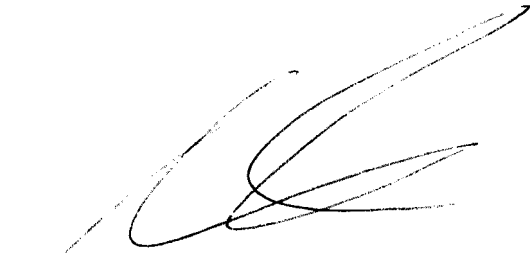
WORST, FITZGERALD & STOVER, P.L.L.C.

By 
Timothy J. Stover
Attorneys for Protestant

CERTIFICATE OF SERVICE

I hereby certify that on this 30th day of April, 2010, I served a true and correct copy of the foregoing *Notice of Protest*, by depositing same in the United States mail, postage prepaid, addressed to the following:

Farmland Reserve Inc.
1139 E South Temple, Ste. 600
Salt Lake City, UT 84111


Timothy J. Stover