

HUTCHINSON
&
BROWN, LLP

Keith E. Hutchinson, Esq.
Patrick D. Brown, Esq.

ATTORNEYS AT LAW
July 25, 2006

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RECEIVED
JUL 26 2006
DEPT. OF WATER RESOURCES
SOUTHERN REGION

IDAHO DEPARTMENT OF WATER RESOURCES
1341 Fillmore St., Ste. 200
Twin Falls ID 83301-3380

Re: **Moore**, John & Gwen - Water Rights

Dear Sirs:

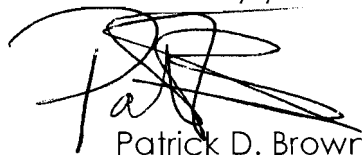
We have been retained to represent John & Gwen Moore in this matter.

Enclosed herewith please find NOTICE OF PROTEST on Application for Permit No. 72-16692, together with our check in the amount of \$25 representing payment of the protest fee.

Also enclosed herewith please find NOTICE OF PROTEST Application for Transfer No. 72496, together with our check in the amount of \$25 representing payment of the protest fee.

Thank you.

Sincerely yours,



Patrick D. Brown

/cb

Enc.

cc: Marshall & Jolene Ogden, w/enc.
John & Gwen Moore, w/enc.

November 26, 1999

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

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DEPT. OF WATER RESOURCES
SOUTHERN REGION

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, 42-222 and 42-224, 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 Application for Permit No. 72-16692
2. Name of protestant John and Gwen Moore, HC 67 Box 640, Clayton Id 83227
3. Protestant's Representative for service (If different than protestant)
Patrick D. Brown, Hutchinson and Brown LLP, P.O. Box 207, Twin Falls, Idaho 83303-0207
4. Service mailing address to Mr. Brown at above address
5. Service telephone no. 208-733-9300
6. Basis of protest (including statement of facts and law upon which the protest is based)
 1. Injury to Protestants' right No. 72-4161B. 2. Water supply from French Creek is insufficient
 - for irrigation purposes. 3. It conflicts with local public interest, including but not limited to
 - the fish habitat and stream flows. 4. It injures Protestants' use under an easement with Applicant.

(additional pages may be attached to describe nature of the protest)
7. What would resolve your protest? Deny the Application.

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.

Signed this 25 day of July, 2006.

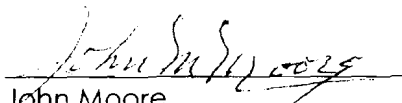
 Patrick D. Brown, as attorney in fact for John & Gwen Moore
Protestant

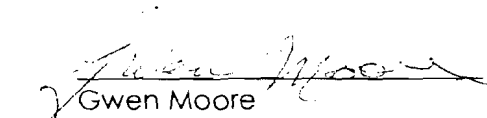
Protestant's Representative

Receipt # 5028809
7/26/06
CH

SPECIAL POWER OF ATTORNEY

JOHN MOORE and GWEN MOORE, husband and wife, by these presents do make, constitute and appoint **PATRICK D. BROWN** of Twin Falls, Idaho, their true and lawful attorney for them and in their name with full authority to act on their behalf in all matters before the Idaho Department of Water Resources and/or the Snake River Basin Adjudication involving the claims, protests, applications and/or transfers of water rights in which they have any interest, and all other functions relating thereto.

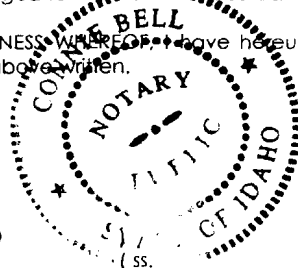

John Moore


Gwen Moore

STATE OF IDAHO)
 { ss.
County of Twin Falls)

On this 25th day of July, 2006, before me, the undersigned Notary Public in and for said County and State, personally appeared **John Moore**, known or identified to me to be the person that executed the foregoing instrument, and acknowledged to me that he executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal, the day and year in this certificate first above written.

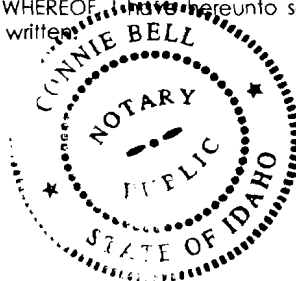


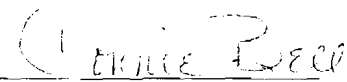

NOTARY PUBLIC
Residence: Twin Falls
My Commission Expires: 11-24-06

STATE OF IDAHO)
 { ss.
County of Twin Falls)

On this 25th day of July, 2006, before me, the undersigned Notary Public in and for said County and State, personally appeared **Gwen Moore**, known or identified to me to be the person that executed the foregoing instrument, and acknowledged to me that she executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal, the day and year in this certificate first above written.




NOTARY PUBLIC
Residence: Twin Falls
My Commission Expires: 11-24-06

SPECIAL POWER OF ATTORNEY