

# PROTEST

**PROTEST FEE PAID**

**\$15.00 18-01596**

Fee Rec'd BY: ONLINE

April 3, 2018

Protestant: Paul Burnett  
c/o Trout Unlimited  
5279 South 150 East  
Ogden, UT 84405

**RECEIVED**  
**APR 03 2018**  
**WATER RIGHTS**  
**ONLINE**

RE: Protest of Water Right Application 41-3747

A hearing is requested.

I submit this protest on behalf of Trout Unlimited, its staff, the State Councils of Utah, Colorado and Wyoming, and our members within the three states. Trout Unlimited is a national non-profit organization whose mission is to conserve, protect and restore North America's coldwater fisheries and their watersheds. Nationwide, we have a membership of over 150,000 people with 15,822 living in the states of Utah, Colorado, and Wyoming combined.

We have actively been involved in conservation, water transactions, habitat reconnection, and river restoration in these states since 1995, with involvement in over 160 projects and efforts across all three states. We are deeply invested in the protection of the coldwater resources of the Green and Colorado Rivers, which provide important economic value to rural communities through fishing and ecological value through supporting fisheries and native fish. We rely on good science and policy to drive efforts to improve the management of this river basin so that it will continue to meet the wide ranging needs of the people living in the upper basin. Trout Unlimited has keen interest in the health of the Green and Colorado Rivers and has invested well over \$2 million in protection and restoration of the important fisheries throughout the Colorado River Basin over the past 10 years.

TU hereby protests the Application to Appropriate (the "Application") submitted by Water Horse Resources, LLC (the "Applicant") under Utah water right number 41-3747 on any and all grounds. TU further states that the Application lacks necessary detail and is too vague to allow TU to fully state the reasons that it may object to the Application. Without limiting the generality of the foregoing, TU states that it protests the Application for all of the following reasons, among others:

- \* The Application is not in the public interest or in the interest of the State of Utah, the State of Colorado, the State of Wyoming or the other states of the Colorado River basin;
- \* The Application constitutes illegal water speculation;
- \* The water diversion would cause environmental damage to the Green and Colorado Rivers;
- \* The Applicant does not have the rights-of-way and permits necessary to deliver water to the Front Range;
- \* Water is not available in the amounts claimed under the Colorado River compacts;
- \* The Application is too vague to support a legal appropriation of water.

Trout Unlimited appreciates the opportunity to protest this Application.

Trout Unlimited

**SCANNED**