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April 7, 2018

Mr. Kent L. Jones, P.E.  
Utah State Engineer  
Utah Division of Water Rights  
1594 West North Temple Suite 220  
Salt Lake City, Utah 84114-6300

PROTEST FEE PAID

18-01683

\$15.00

**Re: Wayne County Water Conservancy District protest of Export Application  
Number 41-3747 (A81080) filed by Water Horse Resources, LLC**

Dear Mr. Jones:

The Wayne County Water Conservancy District protests Water Right Export Application 41-3747 (A81080) ("Application") filed by Water Horse Resources, LLC which proposes to divert 55,000 acre-feet of water from the main stem of the Green River in Utah. As voiced by many protests on file, the Application fails to meet the relevant criteria of Section 73-3a-108 of the water export act and Section 73-3-8 which governs appropriation of water. The application should be rejected.

The District owns significant water rights in the Colorado River and Green River basins, including Water Right No. 95-434 with a 1960 priority date for 50,000 acre-feet of depletion in the Colorado River basin. On the main stem of the Green River below the proposed Application's points of diversion, the District has the right to divert 98.0 cfs and deplete 49,760.4 acre-feet of water under change application a31113 (95-434). The Application will directly impair the District's water rights on the Green River.

The District's water rights are part of Utah's allocation under the Upper Colorado River Compact. The District urges proper administration and allocation of water between the states of Utah and Colorado under this Application. No hearing is requested.

Sincerely,  
MABEY WRIGHT & JAMES, PLLC

John H. Mabey, Jr.

cc: Wayne County Water Conservancy District

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APR 09 2018

WATER RIGHTS  
SALT LAKE