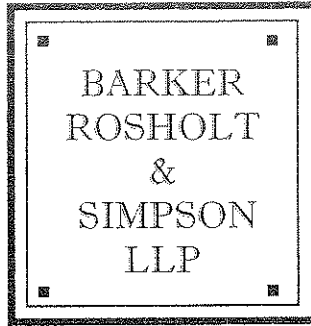


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June 29, 2007

VIA FAX & US MAIL

Chris Bromley
Office of the Attorney General
Natural Resources Division
Water Resources Section
P.O. Box 83720
Boise, ID 83720-0098

Re: Smyth / Lillehaug

Dear Chris:

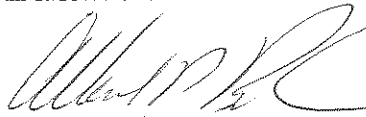
I am enclosing an Amended Notice of Claim to a Water Right, for right number 85-15688. This Amended Notice claims additional points of diversion on Patricia Smyth's property only in lots 21 and 20. Ms. Lillehaug has been deleted as a claimant. All points of diversion on the property partitioned to her have been deleted from the claim. We have also deleted lots 5 and 18 on Ms. Smyth's property, since they are duplicative of the points of diversion on the original water right.

I am also writing to confirm that the proposed split of water right 85-15496 into water rights 85-15692 from Ms. Lillehaug and 85-15691 for Ms. Smyth are correct in the descriptions of the property and the points of diversion. On behalf of Ms. Smyth, I concur in that proposal.

If you have any questions please contact me. Thank you for your assistance.

Very truly yours,

BARKER ROSHOLT & SIMPSON LLP



Albert P. Barker

APB/jcm
Enclosures
cc: Merrily Munther
Pat Smyth.

RECEIVED

JUL 02 2007

DEPARTMENT OF
WATER RESOURCES

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE STATE OF IDAHO,
IN AND FOR THE COUNTY OF TWIN FALLS

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM.

CIVIL CASE NUMBER: 39576

Ident. Number: 85-15688

Date received: _____

Receipt No. : _____

AMENDED NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

RECEIVED

JUL 02 2007

DEPARTMENT OF
WATER RESOURCES

1. Name: Patricia B. Smyth Phone: 208-798-1674
1436 Bryden Ave.
Lewiston, ID 83501

2. Date of Priority: 12/31/1918

3. Source of Water supply (a) Springs/Willow Creek
Which is tributary to (b) North Fork, Willow Creek

4. Location of Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
32N	2W	2		SE	NW	21	Lewis
"	"	"		NW	SE	20	"

5. Description of diverting works: springs and troughs

6. Water is used for the following purposes:

Purpose	From	To	CFS	AFA
Stockwater	1/1	12/31	0.04	

7. Total quantity claimed is: 0.04 CFS (and/or) AFA

8. Total consumptive use is: de minimus AFA

9. Non-irrigation uses: stockwater= 80 head

10. Description of place of use:

Township	Range	Section	Lots
Stock 32N	2W	2	4, 5, 12, 13, 18, 19, 20 and 21

All lying North of the Reservation line.

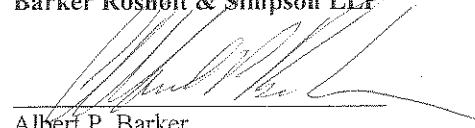
11. In which county(ies) are lands listed above as place of use located? Lewis

12. Do you own the property listed above as place of use? Yes

13. Describe any other water rights used at the same place and for the same purposes as described above. 85-15496

14. **Remarks:** Amended Notice pursuant to partition of property and to agreement with Dee Lillehaug and IDWR.
15. **Basis of Claim:** Beneficial Use
Water right number:
16. **Signature(s)**

Barker Rosholt & Simpson LLP



Albert P. Barker
Attorneys for Patricia B. Smyth