

Ruberry, Allen

From: Jerry Rigby [jrigby@rigby-thatcher.com]
Sent: Tuesday, December 06, 2005 12:37 PM
To: Al Ruberry
Subject: Summers Farm & Ranch Claim 22-11318

Al,

Attached please find a Notice of Appearance in three related claims: 22-11318, 22-2258B & 22-2238. Although the statutory claim and beneficial use thereof is related to 11318, the water has come from the other two water rights. Also attached please find proposed affidavits of those who are aware of the expansion which took place in 1966 (I haven't had them review them for accuracy yet but will do so shortly). Danny Summers is also attempting to find his mainline bills which will further evidence that the expansion took place on the lands described in 11318.

Skip is working with me on several others here on the Rexburg bench and therefore I certainly can talk to him about this one as well – unless you want me to work directly with you. Please let me know.

Thanks

Jerry R. Rigby

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12/6/2005