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Terrence L. Dolan
Special Master, SRBA
P.O. Box 2707
Boise, Idaho 83303-2707
Email: tdolan@srba.state.id.us

Re: Leroy Fairchild and Harold Rex Martin - Sub-case No. 45-569,
45-574, 45-575, 45-576, 45-618, 45-2658

Dear Master Dolan,

This letter is to follow up on my telephone conversation with you this morning regarding the telephone conference call which was scheduled for this afternoon at 2:30 p.m. in the matters referred to above. As I indicated to you, Susan Bedke's claim for specific performance of an oral contract to purchase Leroy Fairchild's property has been dismissed by an order from the District Court in Cassia County granting Mr. Fairchild's motion for summary judgment.

Leroy Fairchild is now free to sell his property. The proposed purchaser of the property has indicated to me that the water rights which are disputed between Leroy Fairchild and Harold Rex Martin will not be important to his use of the property. Until the sale of Mr. Fairchild's property closes, however, we are not in a position to stipulate for dismissal of Mr. Fairchild's claims in the SRBA sub-cases.

Michael Tribe, the attorney who represented Susan Bedke, and who asked to intervene on her behalf in the sub-cases has authorized me to represent to the court that he will not be pursuing those claims. He has been out of his office part of this week due to the illness of his wife.

Travis Thompson, who represents the Martins in the sub-cases is aware of the progress Mr. Fairchild has made in the Bedke case. I talked to him by telephone this morning. He will not object to a 60 day continuance of the hearing which was scheduled for

today.

It is my understanding that you will vacate the hearing for this afternoon and schedule another hearing for approximately 60 days from now.

Thank you for your consideration in this matter.

Very Truly Yours,

Donald J. Chisholm

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Cc: Travis Thompson