



Holden Kidwell
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October 9, 2008

Jonie Barg
Idaho Department of Water Resources
900 N. Skyline Dr., Ste. A
Idaho Falls, Id 83402

RE: Notice of Change of Water Right Ownership for Water Right No. 22-13861.

Dear Jonie:

Enclosed with this letter is a Notice of Change of Water Right Ownership for Water Right No. 22-13861. Also enclosed is a copy of a Death Certificate for Mr. William E. Schiess, who is more commonly known as Ervin Schiess. Water Right No. 22-13861 was split from a former water right, Water Right No. 22-7241. This was done recently by you, and in the process of that split, Ervin was included as an owner of Water Right No. 22-13861 along with Schiess Brothers. Ervin is now deceased, and we have included a copy of his Death Certificate. Additionally, the Notice of Change of Water Right Ownership was signed by Jacqueline Schiess and she is the personal representative of Ervin Schiess' estate. A copy of the Letters of Administration are enclosed with this letter.

We request that Ervin's name be removed from Water Right No. 22-13861, and that only Schiess Brothers be listed as the owners. We note that this is consistent with other water rights that Schiess Brothers owns, namely Water Right Nos. 22-7030, 22-7228B, and 22-13859.

We appreciate your kind attention to this matter. If you have any questions, please let us know. As we discussed on the phone, there is a pending sale of the property that may be upheld unless this issue is resolved. We therefore request that to the extent possible, you expedite this Notice of Change of Water Right Ownership. We sincerely appreciate your attention to this matter.

Best Regards,

Robert L. Harris
HOLDEN, KIDWELL, HAHN & CRAPO, P.L.L.C.

RECEIVED

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Department of Water Resources
Eastern Region

Enclosures