

DAVE R. GALLAFENT
KENT L. HAWKINS*
BRENDON C. TAYLOR
KENT A. HIGGINS*
JARED A. STEADMAN
R. WILLIAM HANCOCK
TYLER H. NEILL
NATHAN J. CUOIO

MERRILL & MERRILL
CHARTERED
COUNSELORS AND ATTORNEYS AT LAW
109 N. ARTHUR - 5TH FLOOR
P.O. BOX 991
POCATELLO, IDAHO 83204-0991

A.L. MERRILL (1886-1961)
R.D. MERRILL (1893-1972)
W.F. MERRILL (1919-2005)

TELEPHONE: 208-232-2286
FAX: 208-232-2499

*ALSO ADMITTED IN UTAH

Founded in 1915

September 18, 2014

IDWR Eastern Region
Attn: Jonie Barg
900 N Skyline Dr. Ste 500
Idaho Falls, ID 83402-1718

RE: Request for Transfer of Water Right and Change in Water Right Ownership limited to Water Right 29-2545.

Dear Joni:

Please find enclosed the Application for Transfer of Water Right and Notice of Change in Water Right Ownership we are filing on behalf of our clients, Remy Labrousche, Ruth A. Labrousche and Bar-O-Bar Ranch, LLC. Also please find enclosed a check to Idaho Department of Water Resources in the amount of \$225.00.

Notice of Change in Water Right Ownership:

The Idaho Department of Water Resources' current records show that Remy and Ruth A. Labrousche are the water right owners of water right 29-2545. On August 7, 2006, however, Remy and Ruth conveyed their interest in water right 29-2545 to Bar-O-Bar Ranch, LLC ("Bar-O-Bar"), an Idaho limited liability company of which the Labrouches are the sole members.

Attached with the Notice of Change in Water Right Ownership is a copy of the quitclaim deed evidencing Bar-O-Bar's ownership in not only water right 29-2545, but also the land upon which such water right sits. Also attached, please find a copy of the current water right report for water right 29-2545.

Transfer of Water Right:

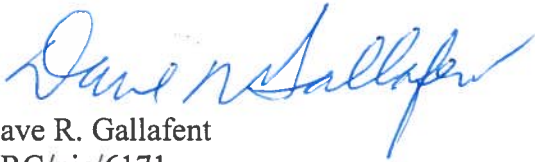
At this time, Bar-O-Bar is also requesting a Change in Place of Use of Water Right 29-2545 to better accommodate its water use needs. Bar-O-Bar has installed pivots which changed the watering patterns on the property to which Water Right 29-2545 is appurtenant. Accordingly, the place of use needs to be changed to match the changed watering needs.

I spoke with Blake from the Southeast Idaho office who advised me that Section 2B of the application does not need to be filled out because we are not requesting that any water right be transferred to a location outside the property already identified in the water right. Rather, we are just changing the place of use, among the parcels identified in the water right. Blake also informed us that no notarized statement of agreement from a lien holder would be required as the current lien holder holds the mortgage to all of the land upon which water right 29-2545 sits and therefore the lien holder's interest will not be adversely affected.

Enclosed are the following documents: an application for Transfer of Water Right and a copy of the quitclaim deed evidencing Bar-O-Bar's ownership in the land to which water right 29-2545 is appurtenant. Please make the requested change in place of use as requested in the application. Please contact my office with any questions.

Sincerely yours,

MERRILL & MERRILL, CHARTERED



Dave R. Gallafent
DRG/njc/6171