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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 Water Right Ownership change to water right 29-110A

Dear Joni:

Please find enclosed the 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 ("Bar-O-Bar"). Also please find enclosed a check to Idaho Department of Water Resources in the amount of \$25.00.

Notice of Change in Water Right Ownership:

The attached warranty deeds include a legal description of the property to which the subject water right, 29-110A, is appurtenant. The Smiths originally conveyed the property and all water rights to the Labrouches and the Labrouches subsequently conveyed the same property and water rights to their company, Bar-O-Bar. While the Warranty Deeds to the Labrouches do not expressly water right No. 29-110A the deeds do say that the grantors are conveying all water rights appurtenant to the land described in the legal description.

Of particular importance, the place of use for water right 29-110A is entirely within the NW ¼ of Section 17. The warranty deeds conveying land from the Smiths to the Labrouches and the Labrouches to Bar-O-Bar gave the respective grantees all of the N½ of Section 17. Therefore, since all of water right 29-110A is located in the NW ¼ of Section 17, that water right transferred with the land from the Smiths to the Labrouches and the Labrouches to Bar-O-Bar.

Interestingly, the water right reports attached hereto state that water right 29-2373 is owned by the Labrouches, while water right 29-110A is owned by Dean Smith; However, page two of each report includes the following phrase: "COMBINED RIGHT NOS.: 29-110A & 29-2373", indicating that they go together as complementary rights.

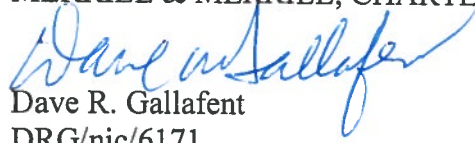
In sum, we believe that the warranty deeds combined with these water rights reports, will provide sufficient evidence of Bar-O-Bar's ownership of water right 29-110A.

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Please contact my office with any questions.

Sincerely yours,

MERRILL & MERRILL, CHARTERED



Dave R. Gallafent
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