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December 12, 2013

RECEIVED

DEC 13 2013

Department of Water Resources
Eastern Region

Idaho Department of Water Resources
Attn: Jonie Barg
900 North Skyline Drive, Suite A
Idaho Falls, ID 83402-1718

RE: Notice of Change in Water Right Ownership for Water Right Nos. 22-86B and 22-7681 in the Name of Smith Teton Valley, LLC.

Dear Jonie:

Enclosed for processing is a *Notice of Change in Water Right Ownership* for the above referenced rights. Recently, the Boyd C. Smith and Jill Johnson Smith Trust deeded the property associated with these water rights to them individually (Boyd Charles Smith and Jill Johnson Smith) with Instrument No. 225584, a copy of which is enclosed. Immediately thereafter, the Smiths then deeded the same property to an entity known as Smith Teton Valley, LLC with Instrument No. 225585. The deeds convey a number of parcels, including the parcels to which the above referenced water rights are appurtenant. Those parcels are numbered by Teton County as Parcel Nos. RP04N45E176001, -202500, -203000, and -190010. We understand that the Department has Teton County tax parcel data, so we have not included a map because the water rights are not being split. If you need us to submit a map, please let us know, and we would be happy to do so.

We should point out that Water Right No. 22-7681 was licensed in the name of Boyd Charles Smith and Jill Johnson Smith on October 19, 2000. However, we have reviewed the Department's water rights back file, and it was clear that prior to this water right being licensed, the permit was actually assigned to the Boyd C. Smith and Jill Johnson Smith Trust, but there was an oversight when the license was issued to them individually. A copy of that assignment is included for your reference. Therefore, there should be no issues in updating the ownership for both of these rights to Smith Teton Valley, LLC. Even if there is some issue with how Water Right No. 22-7681 was licensed, all of the property, which included all of its water right appurtenances was deeded to the Smiths under Instrument No. 225584, which would have vested title to the water rights in the Smiths, who then immediately turned around and conveyed the property to Smith Teton Valley, LLC under Instrument No. 225585.

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We have included the required \$50.00 filing fee pursuant to the Departments instructions. With these documents, we believe you can update the ownership accordingly. If you have any questions or concerns, or need any other documentation, please do not hesitate to give us a call.

Best Regards,



Robert L. Harris

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

Enclosures

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