



June 27, 2013

Scott W. Marotz
Attorney at Law
1072 S. Utah, Suite 321
Idaho Falls, ID 83405

Re: Notice of Security Interest in Water Rights/
Acknowledgement for Victoria H. Smith Lease

Dear Scott:

1. With respect to the Notice of Security Interest in Water Rights, I enclose per our discussions the following:

- My cover letter to the Department of Water Resources,
- The Notice of Security interest in Water Rights signed by Wells Fargo,
- The list of water rights, and
- A copy of the Wells Fargo Mortgage and the First Modification.

As stated in the cover letter, there is a filing fee of \$25/water right. Per our agreement, you will obtain and include with the package Walker Land & Cattle's check for \$1,175 (made payable to the Department of Water Resources) to cover the filing fees and will file this with the Department's office in Idaho Falls.

Let me know if you have any questions about the Notice and please confirm when this is filed. I will send you a copy of the Department's acknowledgement letter when I receive it.

2. I also enclose the Landlord Acknowledgement and Agreement for Victoria H. Smith, signed by Vernon Smith as attorney in fact. Please have Keith sign this as well, and have his signature acknowledged. Then, send the original to Greg Mondon for the Bank's signature.

Per our email communications, you will be recording the Durable Power of Attorney for Vernon. When that is recorded, please email me a copy of the recorded document and return the original to Vernon. I will fill the recording information in on the Landlord Acknowledgement after the Bank has signed it and before sending it for recording.

RECEIVED

JUL 10 2013

Department of Water Resources
Eastern Region



Thank you for assisting with these matters.

Sincerely,

A handwritten signature in cursive script that reads "Linda".

Linda B. Jones
HOLLAND & HART LLP

LBJ:tan
Enclosures

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