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April 11, 2013

RECEIVED

APR 12 2013

Department of Water Resources
Eastern Region

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

RE: Application for Transfer of Water Right Nos. 22-2242B and 22-10897 in the Name of Lee Sutton.

Dear Blake:

Enclosed for processing is an Application for Transfer of the above referenced water rights. As you know, you worked with me last year to finalize a prior transfer application submitted on behalf of Mr. Sutton (Transfer No. 77997). After implementation of those changes, Mr. Sutton has determined a slightly different configuration for his pivots, and the proposed transfer only purports to amend slight portions of the permissible place of use. Our understanding of the Department's current processing procedures is that these changes are such that the transfer does not need to be advertised. You may recall that we previously had to obtain consent from a mortgage holder. The proposed changes we are making are on lands that are not subject to the mortgage, and therefore, we do not believe any consents are necessary.

We have also included our 778-acre place of use for 2013 on the attached maps consistent with the proposed amended 2013 place of use. We will email this shapefile to you so you have the electronic version. We have also enclosed the filing fee in the amount of \$200.00. This was calculated on the basis that we are only adding 20 acres to the permissible place of use. At the Sutton water rights rate per acre, this equates to .16 cfs.

If you have any questions or concerns, please do not hesitate to give me a call.

Established in 1896

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Best Regards,



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

Enclosures