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RECEIVED

AUG 16 2010

DEPARTMENT OF
WATER RESOURCES

A. J. HUTTON, JR.
1925 - 1995

JEROME SHULKIN*
DAN

ALSO ADMITTED IN OREGON*

August 12, 2010

VIA FACSIMILE (208) 287-6700 AND US MAIL

John W. Homan
Office of the Attorney General
PO Box 83720
Boise, Idaho 83720-0098

Re: Water Permit No. 37-7426; Application for Permit No. 37-8165 / Erkins Water Rights

Dear Mr. Homan:

I represent Robert and Bernardine Erkins, and have been their attorney for years with respect to their rights versus various creditors. I represented them throughout their personal, Chapter 7 bankruptcy (US Bankruptcy Court, Middle District of Florida, Case No. 9:03-bk-10502-ALP). The case was filed in 2003 and completed in 2007. The Erkins were discharged of their debts by Order from Judge Alexander Paskay, dated April 16, 2007. That order was final, and no appeals were taken. The case was closed by final decree on December 13, 2007.

I have been furnished with a copy of a letter addressed to you from Allen B. Ellis, dated June 17, 2010, along with a copy of your reply to Mr. Ellis, dated June 29, 2010. Mr. Ellis purports to write you that per Exhibit B to his letter, the water rights (Devil's Corral and White Arrow Ranch) were quieted in Pana-Tek, Inc. per order of the Honorable B. Lynn Winnmill, Judge, US District Court for Idaho, case No. CV-02-142-S-BLW. Mr. Ellis further purports to say that ownership interests have been finally resolved. That is not a true statement.

I note that there is a copy of a quitclaim deed dated September 29, 2009, from Bliss Valley Properties, LLC (signed by George Panagiotou, Member,) to Magic Mfg. Inc. involving Devil's Corral and White Arrow wherein, in each instance, the following language appears "Together with any and all water rights appurtenant thereto". Again, not a true statement.

When the Erkins filed for bankruptcy they listed among their assets (Schedules A & B) the ownership of any and all water rights appurtenant to Devil's Corral and The White Arrow Ranch. During the course of the bankruptcy case there were numerous issues involving the water rights and claims to same or claims of ownership by George Panagiotou or entities under his control. Mr. Panagiotou had notice, and an order of the bankruptcy court abandoning the said water rights to the Erkins is binding on Panagiotou and anyone else, including other courts, and

August 12, 2010

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your department within the State of Idaho. Mr. Pete Eliopulos notified you of these facts on May 25, 2010, with my name and address.

If you cannot confirm online, I can furnish copies of the rulings and binding decisions of the bankruptcy court in Florida. The mailing list by Robert E. Tardif, Jr. the Erkins' trustee, dated October 9, 2007, specifically included George Panagiotou and Pana-Tek, Inc. (each with more than one address). I enclose copy of the matrix used by the trustee.

If Mr. Panagiotou persists in alleging and claiming that he or his controlled entities own those water rights in derogation of Judge Paskay's order, I may be forced to seek redress and sanctions against those attempting to affect the Judge's orders.

A copy of this letter is being sent to Mr. Ellis. I trust that your department will not act in derogation of the bankruptcy court without an appropriate hearing. Please confirm.

Sincerely,
SHULKIN HUTTON INC., P.S.



Jerome Shulkin

Encl.: Notice of Trustee's Abandonment of Property of the Estate with Matrix
cc: Allen B. Ellis (208-345-9564)
Mr. and Mrs. Erkins

JS/me

IN THE UNITED STATES BANKRUPTCY COURT
MIDDLE DISTRICT OF FLORIDA, FORT MYERS DIVISION

In Re:

ROBERT ALTER ERKINS AND
BERNARDINE MORRIS ERKINS

Case No. 9:03-bk-10502-ALP

DEBTORS. /

NOTICE OF TRUSTEE'S ABANDONMENT OF PROPERTY OF THE ESTATE

The Trustee pursuant to 11 U.S.C. § 554, United States Bankruptcy Code, and Rule 6007, Federal Rules of Bankruptcy Procedure, gives notice of the abandonment of the following property:

1. **Property Proposed to Be Abandoned:** Any and all property listed in Schedules A & B and any and all rights to bring any avoidance actions concerning such scheduled and unscheduled property.
2. **Reason for Proposed Abandonment:** The Debtors filed a Chapter 11 case on May 21, 2003, and the case was converted to a Chapter 7 case on August 3, 2006. Based upon the facts currently known to the Trustee, the only significant possible asset to be administered concerns the Debtors' transfers of property into two spendthrift trusts – the Meglon Domestic Non-Grantor Trust and the Lissalin Ultra Trust. The transfers appear to have occurred in or around March 1, 2001 – more than two years before the date of filing. While some individually owned assets were apparently transferred, other property was owned by business entities in which the Debtors were the sole owners/officers/partners. The Trustee believes that any avoidance action against the Trustee of the above-referenced trusts may be barred by the limitations period contained in Section 546 of the Bankruptcy Code, which provides a two-year limitations period. The limitations period for bringing avoidance actions would have run in May 2005, before the case was converted to Chapter 7. Moreover, the estate has no funds and, therefore, there would be no source of money to fund extensive litigation related to the 2001 transfers.

NOTICE OF OPPORTUNITY TO OBJECT AND FOR HEARING

Pursuant to Local Rule 2002-4, the Court will consider this motion, objection or other matter without further notice or hearing unless a party in interest files an objection within 20 days from the date of service of this paper. If you object to the relief requested in this paper, you must file your objection with the Clerk of the Court at Sam M. Gibbons United States Courthouse, 801 N. Florida Avenue, Suite 727, Tampa, Florida 33602 and serve a copy on Robert E. Tardif Jr., Trustee, 1601 Jackson Street, Suite 106, Fort Myers, Florida 33901, and on the Assistant United States Trustee, 501 E. Polk Street, Suite 1200, Tampa, Florida 33602.

If you file and serve an objection within the time permitted, the Court will schedule a hearing and you will be notified. If you do not file an objection within the time permitted, the Court will consider that you do not oppose

Certificate of Service

I HEREBY CERTIFY that a true and correct copy of the foregoing has been furnished electronically to the Assistant United States Trustee and by regular U.S. Mail to Robert Alter Erkins, 4150 Belair Lane #109, Naples FL 34103, Bernardine Morris Erkins, 4150 Belair Lane #109, Naples, FL 34103 and Jerome Shulkin, 2101 Fourth Ave., #200, Seattle, Wa 98121 on October 9, 2007. and all creditors and parties in interest as reflected on the creditors matrix dated October 9, 2004.

/s/ Robert E. Tardif Jr.
Robert E. Tardif Jr., Esquire
1601 Jackson Street, Suite 106
Fort Myers, Florida 33901
Telephone: 239/334-0068
Facsimile: 239/334-3378

Label Matrix for USBC
Middle District of Florida
Case 9:03-bk-10502-ALP
Tue Oct 9 08:43:01 EDT 2007

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No Longer part of the case -

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