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LOUIS F. RACINE (1917-2005)
WILLIAM D. OLSON, OF COUNSEL

February 15, 2008

Idaho Department of Water Resources
Eastern Region
Attn: Sharla Cox
900 N. Skyline Drive, Suite A
Idaho Falls, Idaho 83402

RECEIVED

FEB 21 2008

Department of Water Resources
Eastern Region

Re: *Transfer of Water Right No. 13-679*
Transfer of Water Right No. 13-7710

Dear Sharla:

Please find enclosed herewith an original and one copy of Application for Transfer of Water Right No. 13-679 submitted on behalf of Charles Barlow, and an original and one copy of Application for Transfer of Water Right No. 13-7710 submitted on behalf of Brad and Lela Smith. Please conform stamp and return the copies in the enclosed envelope. Also enclosed is the filing fee in the amount of \$580.00, covering both the transfers.

These Transfer Applications are intended to facilitate an exchange of water rights between Barlow and Smith. Barlow recently purchased the property irrigated under Water Right No. 13-7710 from Smith (see Warranty Deed included with Barlow transfer). As part of that transaction, Smith agreed to give Barlow his early priority water held under Water Right No. 13-679. You will note that the deed from Smith to Barlow reflects a transfer of "the first 1.6 cfs of water arising from Cold Springs Creek." Therefore, Barlow seeks to transfer Water Right 13-679 to the property he purchased from Smith. Simultaneously, Smith seeks to transfer the later priority Water Right No. 13-7710 to use in place of Water Right 13-679 transferred to Barlow.

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Please feel free to call if you have any questions regarding these transfers.

Sincerely,

A handwritten signature in black ink, appearing to read "Thomas J. Budge", written in a cursive style.

THOMAS J. BUDGE

TJB:mc
Enclosures