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August 23, 2010

RECEIVED
AUG 24 2010
Department of Water Resources
Eastern Region

Idaho Department of Water Resources
ATTN: James Cefalo
900 N. Skyline Dr., Ste. A
Idaho Falls, ID 83440

RE: Revised Stipulated Settlement Agreement for Transfer No. 76065, in the Name of Grand Teton Canal Company.

Dear James:

Enclosed for filing are Revised Stipulated Settlement Agreements involving Transfer No. 76065. We are submitting signed agreements between Grand Teton Canal Company and Fremont-Madison Irrigation District, the Bureau of Reclamation, and Friends of the Teton River. These stipulations are slightly amended from the prior stipulations because of an issue that came up at the last minute. Additionally, there were two slightly different versions between the Bureau of Reclamation and Fremont-Madison and Friends of the Teton River. In order to be consistent, they now all contain the exact same language, and we hope this alleviates any confusion that it may cause with the Department.

We note that the Stipulated Settlement Agreement calls for a signature from Teton Pipeline Association, through their representative Mark Ricks. As you are aware, Mark Ricks verbally withdrew his protest at the pre-hearing conference held earlier this year. In an effort to make him aware of what agreements the parties had entered into, we included him in the Revised Stipulated Settlement Agreement, which he agreed to sign. Unfortunately, we are logistically having difficulty getting the agreement signed by Mr. Ricks. He initially was supposed to sign it at a Fremont-Madison Irrigation District board meeting, but that apparently was not done. While we would still prefer to have him sign the document, and we believe that he will, we believe that the Department can move forward with final processing of this transfer even without his signature. As a practical matter, his signed stipulation will be the exact same as the submitted stipulations. If we receive a signed version from Mark, we will certainly provide it to you. If you have any questions or concerns, please let me know.

Best Regards,

Robert L. Harris

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

Enclosures

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