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August 16, 2010

Idaho Department of Water Resources
ATTN: Sharla Cox
900 N. Skyline Dr., Ste. A
Idaho Falls, ID 83402

RE: Amended Application for Transfer of Water Rights No. 75705

Dear Sharla:

Enclosed for processing is an *Amended Application for Transfer* for Transfer No. 75705. You will note that the total acres has been reduced from 17,858 to 17,665 from the original application. You will also see that the service area has been changed to exclude the property of the United States Bureau of Land Management, and to further amend the service area upon further review of my clients. We have likewise added points of injection/rediversion. With these changes, we believe we have accurately listed the elements of Preston-Whitney's water rights as they should be defined.

We have copied all of the protestants to the original transfer application with this letter, and provided a copy of the enclosed *Amended Application for Transfer*. We anticipate that the United States Bureau of Land Management will formally withdraw their protest once it receives a copy of this *Amended Application for Transfer*. We do not anticipate that the remaining protestants will withdraw their protests, and that these parties and Preston-Whitney will continue preparations for the currently-scheduled hearing in January.

Best Regards,

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

Enclosures

cc: Fred Price, BLM
Scott Campbell

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Department of Water Resources
Eastern Region

Established in 1896