

Moffatt Thomas

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Robert E. Bakes, *of counsel*

Willis C. Moffatt, 1907-1980
Kirk R. Helvie, 1956-2003

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January 9, 2008

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Idaho Department of Water Resources
Western Regional Office
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Re: Status Update
Water Right Application 65-23037
MTBR&F File No. 18-743.0012

Dear John:

I am writing on behalf of the Emmett School District to provide you with a status update on the above-referenced matter, as you requested in your letter of December 27, 2007.

As you may recall, the Emmett Irrigation District ("EID") has stated that it will withdraw its protest of the School District's application, if the School District obtains signed easement agreements from three adjacent landowners for a water conveyance facility that crosses their property. In this regard, on January 8, 2008, I received confirmation from the School District that the three landowners had signed the easement agreements approved by EID. After all three agreements have been recorded, I plan to provide them to EID along with a proposed stipulation to withdraw EID's protest.

In summary, I believe that substantial progress has been made and that we are close to resolving this matter with EID. Therefore, the School District respectfully requests that IDWR allow additional time before scheduling a pre-hearing conference.

John Westra
January 9, 2008
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Please do not hesitate to contact me with any questions or comments that you may have.

Very truly yours,

A handwritten signature in black ink, appearing to read 'Dylan', with a long, sweeping horizontal flourish extending to the right.

Dylan B. Lawrence

DBL/llw

cc: Sue Beitia
Bert Osborn
Mike Roe