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August 1, 2005

Kent Fletcher
1200 Overland Ave.
PO Box 248
Burley, ID 83318

RE: Mickelsen Properties - Big Lost River Irrigation District - Application for
Transfer No. 71254

Dear Kent:

We appreciate the copies of the transport agreement you have sent. They are the same ones I finally found and of which I sent copies to you and Gary Spackman, except that the name of the new owner, Mickelsen Properties, has been written on each of them.

Of most significance for the present proceeding is that, contrary to the District's assertions in the pre-hearing conference and at the hearing in Arco, there are in fact transport agreements for the two small surface water rights formerly numbered 34-256 and 34-416. The amounts were amended on the face of each transport agreement, as you can see, to state the correct amount for Cannons', now Mickelsen's, share.

At some point in time, when IDWR was processing our application for transfer, the department assigned new numbers to Mickelsen's portion of each. 1.0 cfs of the former 34-416 became 34-13661, and 0.972 cfs of the former 34-256 became 34-13659. We assume the district can insert the two new numbers on the face of the transfer document, and that you can withdraw the protests so the proposed transfer to clean up some of the loose ends can now be finalized. We will very much appreciate your attention to these details.

Yours very truly,



Kent W. Foster

c: ✓ Gary Spackman

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AUG 03 2005
DEPARTMENT OF
WATER RESOURCES