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January 13, 2005

Roger Warner
Idaho Department of Water Resources
900 N. Skyline Dr., Ste. A
Idaho Falls, ID 83402

RECEIVED
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Department of Water Resources
Eastern Region

RE: In the Matter of Application for Permit No. 35-13522

Dear Mr. Warner:

We have recently been contacted by Messrs. Frank Exler and Larry Chapple on behalf of their business, Rolling Hills Development. As we understand it, Rolling Hills Development recently filed an Application for a Permit which has been assigned number 35-13522. When Mr. Exler and Mr. Chapple came to visit us, they brought a copy of a Notice of Protest that was filed to the Application for Permit by the Twin Falls and North Side Canal Companies through Barker, Rosholt & Simpson. We request that the protest be scheduled for hearing at the earliest possible date. We very much appreciate your kind attention to this matter.

Yours very truly,



Kent W. Foster

c: Travis L. Thompson, Barker Rosholt & Simpson