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RECEIVED

JUL 15 2011

DEPARTMENT OF
WATER RESOURCES

July 13, 2011

Byron and Loy Pehrson
3624 W. 3700 N.
Moore, ID 83255

Re: Damming of North Fork of Antelope Creek

Dear Pehrsons:

I have been advised that you or persons operating under your control placed a dam or diversion structure in the North Fork of Antelope Creek that results in the water that would otherwise go down Antelope Creek flowing into the UC Canal and otherwise affecting the Big Lost River Irrigation District system. To my knowledge, you have obtained no permission from the Big Lost River Irrigation District to divert water into its system.

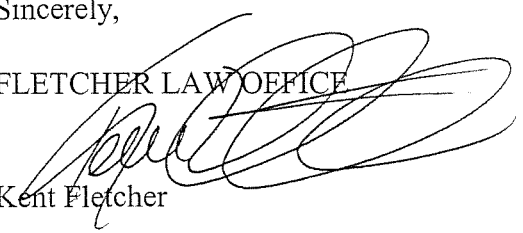
Idaho Law is well settled on this subject. You have no right to divert into the irrigation district's facilities without its permission. In addition, you have no right to divert water off of your property into the conveyance systems or onto the property of others to their detriment.

Demand is made upon you to now, and in the future, cease all diversions into any of the conveyance facilities of the Big Lost River Irrigation District without its permission. This letter is sent in an attempt to obtain your voluntary cooperation. If you continue to divert into the Big Lost River Irrigation District conveyance system without permission, now or in the future, the Board of Directors will consider all remedies authorized by law.

Thank you for your prompt attention to this.

Sincerely,

FLETCHER LAW OFFICE


Kent Fletcher

KF/jmg
cc: Big Lost River Irrigation District
cc: Nick Miller-IDWR