



RECEIVED

OCT 14 2009

DEPARTMENT OF  
WATER RESOURCES

LAW OFFICES  
601 W. Bannock Street  
PO Box 2720, Boise, Idaho 83701  
TELEPHONE: 208 388-1200  
FACSIMILE: 208 388-1300  
WEBSITE: www.givenspursley.com

Kristin B. Dunn  
Direct Dial: (208) 388-1253  
E-Mail: kristindunn@givenspursley.com

Gary G. Allen  
Peter G. Barton  
Christopher J. Beeson  
Clint R. Bolinder  
Erik J. Bolinder  
Jeremy C. Chou  
William C. Cole  
Michael C. Creamer  
Amber N. Dina  
Elizabeth M. Donick  
Kristin Bjorkman Dunn  
Thomas E. Dvorak  
Jeffrey C. Fereday  
Justin C. Fredin  
Martin C. Hendrickson

Steven J. Hippler  
Donald E. Knickrehm  
Debora K. Kristensen  
Anne C. Kunkel  
Jeremy G. Ladie  
Michael P. Lawrence  
Franklin G. Lee  
David R. Lombardi  
John M. Marshall  
Kenneth R. McClure  
Kelly Greene McConnell  
Cynthia A. Melillo  
Christopher H. Meyer  
L. Edward Miller  
Patrick J. Miller

Judson B. Montgomery  
Deborah E. Nelson  
Kelsey J. Nunez  
W. Hugh O'Riordan, LL.M.  
Angela M. Reed  
Justin A. Steiner  
Scott A. Tschirgi, LL.M.  
J. Will Varin  
Conley E. Ward  
Robert B. White

RETIRED  
Kenneth L. Pursley  
James A. McClure  
Raymond D. Givens (1917-2008)

October 13, 2009

VIA U.S. MAIL

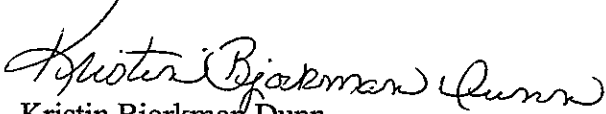
Sandy Egbert  
Idaho Department of Water Resources  
322 East Front Street  
P.O. Box 83720  
Boise, Idaho 83720-0098

Re: IDWR letter dated September 29, 2009  
GP File: 10067-1

Dear Ms. Egbert:

Thank you so much for your phone message in response to my query about the ownership change for Edward Oppedyk and Drusilla Oppedyk as Trustees of The Edward and Drusilla Oppedyk Family Trust Dated February 15, 2002. Per your message, I have enclosed a copy of the Warranty Deed recorded in Elmore County, Idaho, to demonstrate that title was vested in the Oppedyk trust. If you need anything further, please let me know. Otherwise, we would appreciate written confirmation from IDWR that the enclosed Warranty Deed satisfies your letter dated September 29, 2009.

Very truly yours,

  
Kristin Bjorkman Dunn

Enclosure

cc: Ed and Drusilla Oppedyk

After recording return to:  
Givens Pursley LLP  
Attention: Kristin Bjorkman Dunn  
610 West Bannock  
Boise, Idaho 83702

### WARRANTY DEED

FOR VALUE RECEIVED, Teo Albers, Jr. and Greta Albers as Trustees of the Teo Albers, Jr. and Greta Albers Family Revocable Living Trust dated May 11, 1994, whose address is 14470 S. Euclid Avenue, Chino, CA 91710, the "Grantor" does hereby grant, bargain, sell and convey unto Edward Oppedyk and Drusilla Oppedyk as Trustees of The Edward and Drusilla Oppedyk Family Trust Dated February 15, 2002, whose address is 7890 Beet Dump Road, Mountain Home, Idaho 83647, the Grantee, the following described real property in Elmore County, Idaho, TO WIT:

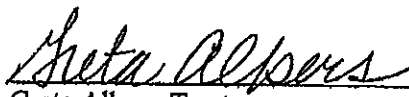
See Exhibit A attached hereto and incorporated herein by this reference.

Together with all water rights and appurtenances thereto and all buildings, structures and improvements located thereon, to have and to hold the said premises and all buildings, structures and improvements located thereon, with their water rights and appurtenances unto the said Grantee, and Grantee's heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee that Grantor is the owner in fee simple of said premises; that said premises are free from all encumbrances and that Grantor will warrant and defend the same from all claims whatsoever.

Dated: 7-29, 2008

Teo Albers, Jr. and Greta Albers Family Revocable Living Trust dated May 11, 1994

  
Teo Albers, Jr., Trustee

  
Greta Albers, Trustee

### RE-RECORDED

Instrument # 400410  
Elmore County, Idaho  
11:58am Aug. 07, 2008  
For: FIRST AMERICAN TITLE COMPAN  
No. of Pages: 3 Fee: \$9.00  
MARSA GRIMMETT, Recorder  
Deputy: JC

Instrument # 400344  
Elmore County, Idaho  
10:42am Aug. 05, 2008  
For: FIRST AMERICAN TITLE COMPAN  
No. of Pages: 3 Fee: \$9.00  
MARSA GRIMMETT, Recorder  
Deputy: JC

## **Exhibit A**

### **Legal Description**

Township 4 South, Range 6 East, Boise Meridian, Elmore County, Idaho

Section 32: Southwest Quarter

SAVE AND EXCEPT: (Well Lot) A portion of the Southwest Quarter more particularly described as follows:

Commencing at the Southwest Corner of Section 32, Township 4 South, Range 6 East; thence East along the South boundary line 1,364 feet more or less to existing main line to the Point of Beginning; thence North 170 feet; thence West 70 feet; thence South 170 feet more or less to a point on the South boundary line; thence East 70 feet to the Point of Beginning.