

RECEIVED

SEP 22 2021

WATER RESOURCES
WESTERN REGION

RECEIVED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

SEP 23 2021

DEPARTMENT OF
WATER RESOURCES

NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP

1. List the numbers of all water rights and/or adjudication claim records to be changed. If you only acquired a portion of the water right or adjudication claim, check "Yes" in the "Split?" column. If the water right is leased to the Water Supply Bank, check "Yes". If you are not sure if the water right is leased to the Water Supply Bank, see #7 of the instructions.

Water Right/Claim No.	Split?	Leased to Water Supply Bank?	Water Right/Claim No.	Split?	Leased to Water Supply Bank?
78-7296	Yes ☐	Yes ☐		Yes ☐	Yes ☐
78-10266	Yes ☐	Yes ☐		Yes ☐	Yes ☐
78-10290	Yes ☐	Yes ☐		Yes ☐	Yes ☐
78-10291	Yes ☒	Yes ☐		Yes ☐	Yes ☐
78-12550	Yes ☐	Yes ☐		Yes ☐	Yes ☐

2. Previous Owner's Name: Brundage Mountain Company
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): Brundage Mountain Resort, LLC
New owner(s) as listed on the conveyance document Name connector ☐ and ☐ or
- PO Box 1062 McCall ID 83638
Mailing address City State Zip
208-634-4151 administration@brundage.com
Telephone Email
4. If the water rights and/or adjudication claims were split, how did the division occur?
☐ The water rights or claims were divided as specifically identified in a deed, contract, or other conveyance document.
☐ The water rights or claims were divided proportionately based on the portion of their place(s) of use acquired by the new owner.
5. Date you acquired the water rights and/or claims listed above: 10/28/2020
6. Do you own the land identified as the water right place of use? Yes ☒ No ☐
 o If no, attach evidence that written notice of the change of water right ownership has been delivered to the landowner of record.
7. This form must be signed and submitted with the following **REQUIRED** items:
☒ A copy of the conveyance document – warranty deed, quitclaim deed, court decree, contract of sale, etc. The conveyance document must include a legal description of the property or description of the water right(s) if no land is conveyed.
☒ Plat map, survey map or aerial photograph which clearly shows the place of use and point of diversion for each water right and/or claim listed above (if necessary to clarify division of water rights or complex property descriptions).
☒ Filing fee (see instructions for further explanation):
 o \$25 per undivided water right.
 o \$100 per split water right.
 o No fee is required for pending adjudication claims.
☐ If water right(s) are leased to the Water Supply Bank AND there are multiple owners, a Lessor Designation form is required.
☐ If water right(s) are leased to the Water Supply Bank, the individual owner or designated lessor must complete, sign and submit an IRS Form W-9.

8. Signature: [Signature] President 09/19/21
 Signature of new owner/claimant Title, if applicable Date
Robert Lovel
 Print name

Signature: _____ Title, if applicable _____ Date _____
 Signature of new owner/claimant
 Print name

For IDWR Office Use Only:

Received by LE Date 09/22/2021 Receipt No. W049806 Receipt Amt. \$100.00

Active in the Water Supply Bank? Yes ☐ No ☐ If yes, forward to the State Office for processing W-9 received? Yes ☐ No ☐
 Name on W-9 _____ Approved by _____ Processed by dh Date 11/3/2021

ELECTRONICALLY RECORDED - DO NOT
REMOVE THE COUNTY STAMPED FIRST
PAGE AS IT IS NOW INCORPORATED AS
PART OF THE ORIGINAL DOCUMENT.

Instrument # 136348

COUNCIL, ADAMS, IDAHO
10-30-2020 10:05:01 AM No. of Pages: 3
Recorded for: FIRST AMERICAN TITLE AND ESCROW COMPANY
SHERRY WARD Fee: \$15.00
Ex-Officio Recorder Adam's County: *Handwritten signature*
Indexed to: DEED

Recording Requested By and
When Recorded Return to:

T. Hethe Clark
CLARK WARDLE LLP
251 E. FRONT STREET, SUITE 310
Boise, Idaho 83702

35574859 - TD/mc

SPACE ABOVE THIS LINE FOR RECORDER'S USE ONLY

GRANT DEED

FOR VALUE RECEIVED, BRUNDAGE MOUNTAIN COMPANY, an Idaho corporation, hereinafter called the Grantor, hereby bargains, sells, and conveys unto BRUNDAGE MOUNTAIN RESORT LLC, an Idaho limited liability company, hereinafter called the Grantee, whose address is 3890 Goose Lake Road, McCall, Idaho 83638, as of this 30th day of October 2020.

WITNESSETH:

For valuable consideration the Grantor does hereby grant, bargain, sell and convey unto the Grantee that certain real property located in the County of Adams, State of Idaho, which is more particularly described on **EXHIBIT A** attached hereto and incorporated herein by reference ("**Property**"):

TOGETHER WITH all and singular the buildings, structures, improvements, tenements, hereditaments, easements, appurtenances and water and ditch rights thereunto belonging or in anywise appertaining, the reversion and reversions, remainder and remainders, rents, issues and profits thereof.

TO HAVE AND TO HOLD said Premises unto the Grantee and its successors and assigns forever.

SUBJECT TO all matters of record or which would be disclosed by an accurate survey or visible inspection.

IN WITNESS WHEREOF, this Grant Deed has been duly executed by the Grantor as of the day and year herein first above written.

GRANTOR:

BRUNDAGE MOUNTAIN COMPANY,
an Idaho corporation

Michael DeBoer

By: Michael DeBoer
Its: Director

STATE OF IDAHO)
County of Valley) ss.

On this 28th day of October, 2020, before me, the undersigned a Notary Public in and for said State, personally appeared Michael DeBoer, known or identified to me to be a Director of Brundage Mountain Company, the corporation that executed the within instrument or the person who executed the instrument on behalf of said corporation and acknowledged to me that such corporation executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.



[Signature]
Notary Public for Idaho
Residing at McCall, ID
My commission expires 7/5/2025

**EXHIBIT A TO GRANT DEED
Legal Description of Property**

All of Goose Creek Planned Unit Development, as the same is shown on the official plat thereof, recorded as Instr. No. 134086 in Book 3 of Plats page 31.

EXCEPTING THEREFROM Lot 3, Block 1 of said Goose Creek Planned Unit Development.

ALSO INCLUDING the following:

Township 19 North, Range 2 East, Boise Meridian, Adams County, Idaho
Section 29: All that part of the SE1/4NE1/4 lying South of Highway 55, as now established.

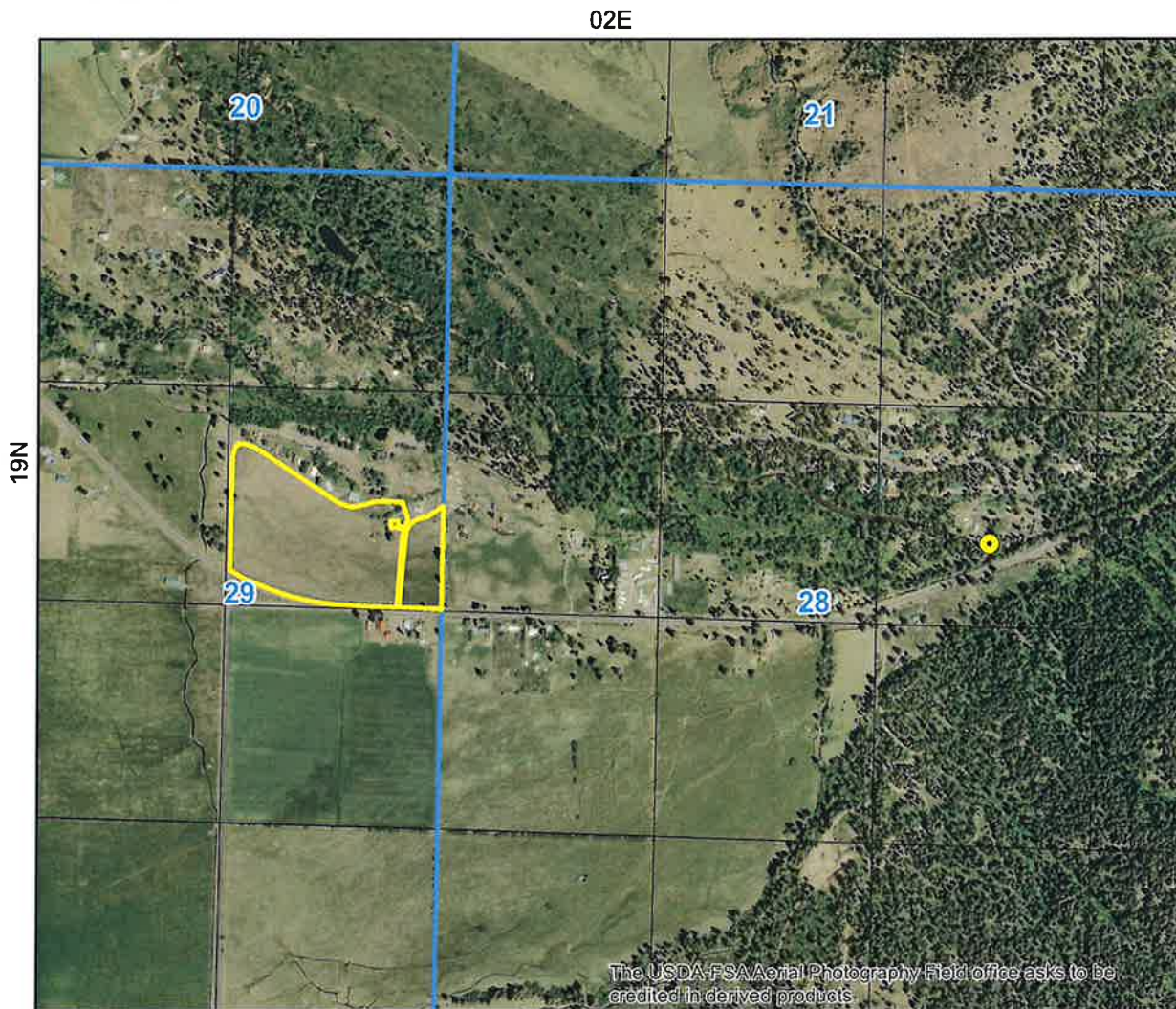
State of Idaho
Department of Water Resources

Water Right

78-10291

IRRIGATION

The map depicts the place of use for the water use listed above and point(s) of diversion of this right as currently derived from interpretations of the paper records and is used solely for illustrative purposes. Discrepancies between the computer representation and the permanent document file will be resolved in favor of the actual water right documents in the water right file.



- Point of Diversion
- Place Of Use Boundary
- Townships
- PLS Sections
- Quarter Quarters

0 0.125 0.25 0.5 Miles

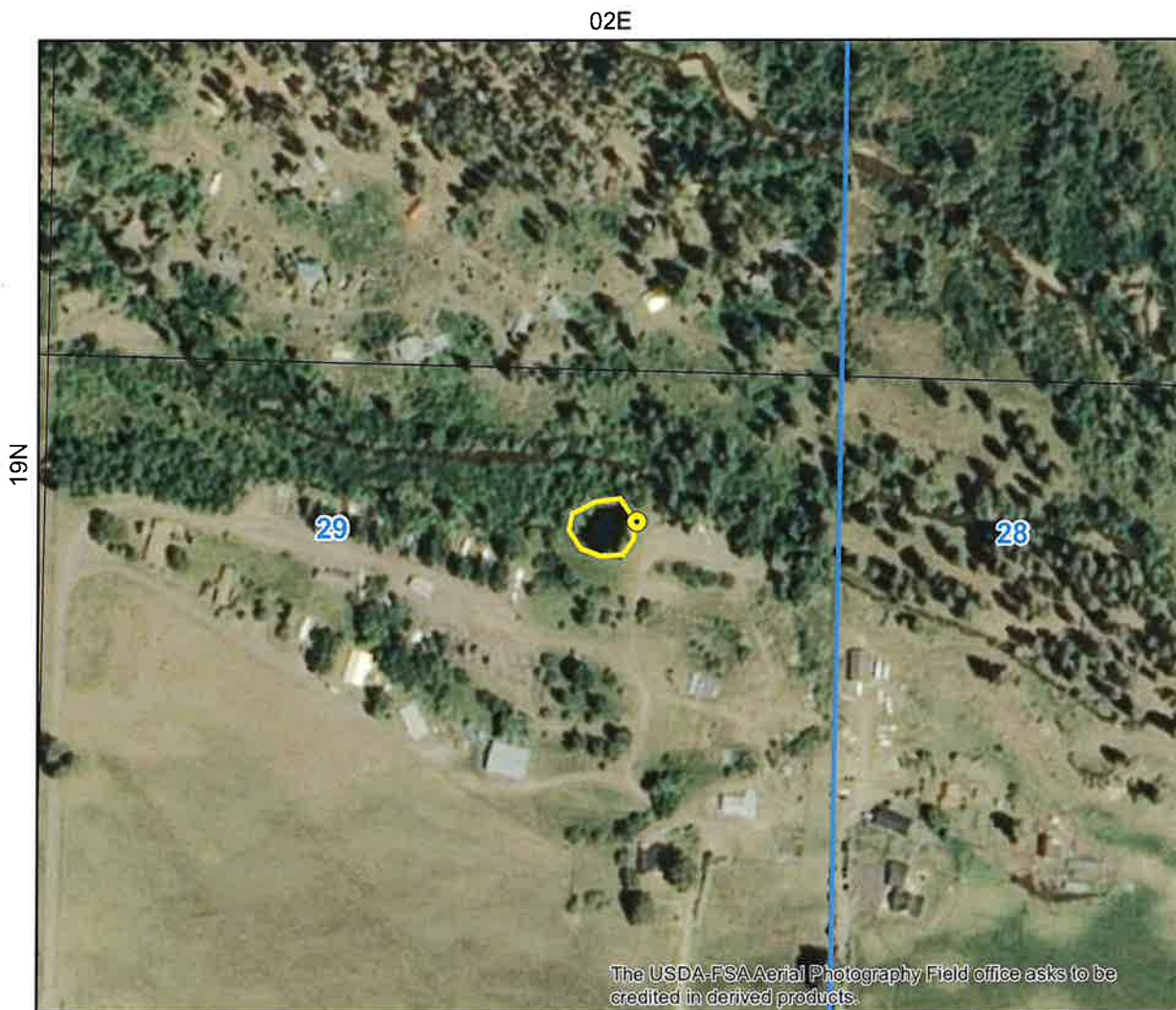


State of Idaho
Department of Water Resources

Water Right 78-10290

STOCKWATER FROM STORAGE

The map depicts the place of use for the water use listed above and point(s) of diversion of this right as currently derived from interpretations of the paper records and is used solely for illustrative purposes. Discrepancies between the computer representation and the permanent document file will be resolved in favor of the actual water right documents in the water right file.



- Point of Diversion
- Place Of Use Boundary
- Townships
- PLS Sections
- Quarter Quarters

0 0.035 0.07 0.14 Miles



State of Idaho
Department of Water Resources

Water Right

78-7296

COMMERCIAL

The map depicts the place of use for the water use listed above and point(s) of diversion of this right as currently derived from interpretations of the paper records and is used solely for illustrative purposes. Discrepancies between the computer representation and the permanent document file will be resolved in favor of the actual water right documents in the water right file.



- Point of Diversion
- Place Of Use Boundary
- Townships
- PLS Sections
- Quarter Quarters

0 0.045 0.09 0.18 Miles



State of Idaho
Department of Water Resources

Water Right

78-10266

DOMESTIC

The map depicts the place of use for the water use listed above and point(s) of diversion of this right as currently derived from interpretations of the paper records and is used solely for illustrative purposes. Discrepancies between the computer representation and the permanent document file will be resolved in favor of the actual water right documents in the water right file.

02E



- Point of Diversion
- Place Of Use Boundary
- Townships
- PLS Sections
- Quarter Quarters

0 0.045 0.09 0.18 Miles





0004370134

**STATE OF IDAHO***Office of the secretary of state, Lawrence Denney***ANNUAL REPORT**

Idaho Secretary of State

PO Box 83720

Boise, ID 83720-0080

(208) 334-2301

Filing Fee: \$0.00

*For Office Use Only***-FILED-**

File #: 0004370134

Date Filed: 8/4/2021 4:00:59 PM

Entity Name and Mailing Address:

Entity Name:

Brundage Mountain Resort LLC

The file number of this entity on the records of the Idaho Secretary of State is: 0003996896

Address

PO BOX 1062
MCCALL, ID 83638-1062

Entity Details:

Entity Status

Active-Existing

This entity is organized under the laws of:

IDAHO

If applicable, the old file number of this entity on the records of the Idaho Secretary of State was:

The registered agent on record is:

Registered Agent

Hethe Clark
Registered Agent

Physical Address

251 E FRONT ST STE 310
STE 310
BOISE, ID 83702

Mailing Address

251 E FRONT ST
STE 310 STE 310
BOISE, ID 83702-7311

Limited Liability Company Managers and Members

Name	Title	Business Address
Repool Ventures LLC	Manager	4843 NORTH SETTLERS RIDGE PLACE BOISE, ID 83703

The annual report must be signed by an authorized signer of the entity.

Job Title: Attorney

Hethe Clark

Sign Here

08/04/2021

Date

B0631-3889 08/04/2021 4:01 PM Received by ID Secretary of State Lawrence Denney



0004005630

**STATE OF IDAHO**

Office of the secretary of state, Lawrence Denney

CERTIFICATE OF ORGANIZATION LIMITED LIABILITY COMPANY

Idaho Secretary of State
PO Box 83720
Boise, ID 83720-0080
(208) 334-2301
Filing Fee: \$100.00

For Office Use Only

-FILED-

File #: 0004005630

Date Filed: 9/16/2020 1:11:57 PM

Certificate of Organization Limited Liability Company					
Select one: Standard, Expedited or Same Day Service (see descriptions below)	Standard (filing fee \$100)				
1. Limited Liability Company Name Type of Limited Liability Company Entity name	Limited Liability Company Repool Ventures LLC				
2. The complete street address of the principal office is: Principal Office Address	4843 NORTH SETTLERS RIDGE PLACE BOISE, ID 83703				
3. The mailing address of the principal office is: Mailing Address	4843 N SETTLERS RIDGE PL BOISE, ID 83703-7012				
4. Registered Agent Name and Address Registered Agent	Registered Agent Robert Looper Physical Address: 4843 NORTH SETTLERS RIDGE PLACE BOISE, ID 83703 Mailing Address: 4843 N SETTLERS RIDGE PL BOISE, ID 83703-7012				
☒ I affirm that the registered agent appointed has consented to serve as registered agent for this entity.					
5. Governors					
<table border="1"><thead><tr><th>Name</th><th>Address</th></tr></thead><tbody><tr><td>Repool Holdings LLC</td><td>4843 NORTH SETTLERS RIDGE PLACE BOISE, ID 83703</td></tr></tbody></table>		Name	Address	Repool Holdings LLC	4843 NORTH SETTLERS RIDGE PLACE BOISE, ID 83703
Name	Address				
Repool Holdings LLC	4843 NORTH SETTLERS RIDGE PLACE BOISE, ID 83703				
Signature of Organizer:					
<i>Robert looper</i> Sign Here	<i>09/16/2020</i> Date				

B0540-2978 09/16/2020 1:13 PM Received by ID Secretary of State Lawrence Denney



0004005619

**STATE OF IDAHO***Office of the secretary of state, Lawrence Denney***CERTIFICATE OF ORGANIZATION LIMITED LIABILITY COMPANY**

Idaho Secretary of State
PO Box 83720
Boise, ID 83720-0080
(208) 334-2301
Filing Fee: \$100.00

*For Office Use Only***-FILED-**

File #: 0004005619

Date Filed: 9/16/2020 1:06:10 PM

Certificate of Organization Limited Liability Company					
Select one: Standard, Expedited or Same Day Service (see descriptions below)	Standard (filing fee \$100)				
1. Limited Liability Company Name Type of Limited Liability Company Entity name	Limited Liability Company Repool Holdings LLC				
2. The complete street address of the principal office is: Principal Office Address	4843 NORTH SETTLERS RIDGE PLACE BOISE, ID 83703				
3. The mailing address of the principal office is: Mailing Address	4843 N SETTLERS RIDGE PL BOISE, ID 83703-7012				
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☒ I affirm that the registered agent appointed has consented to serve as registered agent for this entity.					
5. Governors					
<table border="1"><thead><tr><th>Name</th><th>Address</th></tr></thead><tbody><tr><td>Robert Looper</td><td>4843 NORTH SETTLERS RIDGE PLACE BOISE, ID 83703</td></tr></tbody></table>		Name	Address	Robert Looper	4843 NORTH SETTLERS RIDGE PLACE BOISE, ID 83703
Name	Address				
Robert Looper	4843 NORTH SETTLERS RIDGE PLACE BOISE, ID 83703				
Signature of Organizer:					
<i>Robert looper</i> Sign Here	<u>09/16/2020</u> Date				

B0540-2965 09/16/2020 1:08 PM Received by ID Secretary of State Lawrence Denney



IDAHO DEPARTMENT OF
WATER RESOURCES

322 E Front Street, Suite 648, Boise ID 83702 • PO Box 83720, Boise ID 83720-0098
Phone: 208-287-4800 • Fax: 208-287-6700 • Email: idwrinfo@idwr.idaho.gov • Website: idwr.idaho.gov

Governor Brad Little

Director Gary Spackman

November 4, 2021

BRUNDAGE MOUNTAIN RESORT LLC
PO BOX 1062
MCCALL ID 83638-1062

Re: Change in Water Right Ownership: 78-7296, 78-10266, 78-10290, & 78-10291 (Split into 78-10291 and **78-12550**)

Dear Water Right Holder:

The Department of Water Resources (Department) acknowledges the receipt of correspondence changing ownership of a portion of the above referenced water rights to you. The Department has modified its records based on the information received and has enclosed a computer-generated report for you.

Your portion of each water right has a specified point of diversion, nature of use and place of use. If you plan to change the authorized point of diversion, nature of use, or place of use, including adding a new point of diversion, you must file an Application for Transfer of Water Right. If you do not plan to change any elements of your water right, then no further action is required at this time.

The portion of the water right retained by the original right holder retains the original water right number. The Department is sending the original right holder a copy of this letter and a computer-generated report showing the changes to the original water right.

Updating the ownership record for a water right does not reconfirm the validity of the right. When processing a Notice of Change in Water Right Ownership, the Department does not review the history of water use to determine if the right has been forfeited or deliberately abandoned through five years or more of non-use. To read more about water right forfeiture, including how to protect a water right from forfeiture, please see Idaho Code §§ 42-222 and 42-223.

Please note, water right owners are required to report any change of water right ownership and any change of mailing address to the Department within 120 days of the change. Reporting forms are available from any office of the Department or from the Department's website.

If you have any questions concerning the enclosed information, please contact me at (208) 287-4920 or debbi.judd@idwr.idaho.gov.

Sincerely,

Debbi Judd

Technical Records Specialist

Enclosures

c: BRUNDAGE MOUNTAIN COMPANY
WATER DISTRICT 78C, SPF WATER ENGINEERING – *via email*



SPF WATER
ENGINEERING

RECEIVED

OCT 20 2021

DEPARTMENT OF
WATER RESOURCES

October 15, 2021

Debbi Judd
IDWR State Office
PO Box 83720
Boise, ID 83720-0098

Subject: 78-10291 Additional Fee

Dear Debbi,

In response to your deficiency letter dated 10/14/2021, enclosed on behalf of Brundage Mountain Resort LLC is a check for \$75 to cover the additional fees necessary for the Department to process the ownership change request for this water right.

Please let me know if there are any further questions. Thanks Debbi.

Sincerely,

Lori Graves
Water Rights Specialist

Cc via email: Robert Looper, Marlene Berg, Rob McFadden

Enclosures

SPF file number: 579.0050

SEP 22 2021

**SPF WATER**
ENGINEERINGWATER RESOURCES
WESTERN REGION

September 20, 2021

Scott Storms
IDWR Western Region Office
2735 Airport Way
Boise, ID 83705

Subject: Water Right Ownership Change Notice

Dear Scott,

Enclosed on behalf of Brundage Mountain Resort, LLC is a *Notice of Change in Water Right Ownership* for water rights 78-7296, 78-10266, 78-10290 and 78-10291. Check No. 6637 is enclosed for the \$100 filing fee. The most recent *Certificates of Organization* on file with the Idaho Secretary of State are included to establish Robert Looper's authorization to sign the notice:

1. Brundage Mountain Resort LLC showing Repool Ventures LLC as the governing entity
2. Repool Ventures LLC showing Repool Holdings LLC as the governing entity
3. Repool Holdings LLC showing **Robert Looper** as the governing entity

Please let me know if there are any questions. Thanks Scott.

Sincerely,

Lori Graves
Water Rights Specialist

Cc: Robert Looper, President (via email)
Sarah Trumble, Office Manager (via email)

Enclosures

SPF file number: 579.0050