

Transfer No. 78065

Receipt No. 5032723

**STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1**

RECEIVED**AUG 08 2012**DEPT. OF WATER RESOURCES
SOUTHERN REGION**1. Applicant Information** LYNN BONTRAGER LLC

PO BOX 2092

KETCHUM ID 83340

(208)788-3690

And/Or

DIAMOND K REVOCABLE LIVING TRUST

PO BOX 2092

KETCHUM ID 83340

(208)788-3690

Will this transfer result in an ownership change? _____ Yes ___X___ No

2. Current Water Right**Part 2 Attached for Each Right**

	Origin/Basis	Rate	Volume	Acre Limit	Total Acres	Source
37-22762	WR/Decreed	0.002	0.0		.05	WOOD RIVER
37-22763	WR/Decreed	0.079	0.08		2.07	WOOD RIVER
37-20380	WR/Decreed	0.07			2.0	WOOD RIVER

3. Purpose of Transfer (Change Proposed)**Part 3A Attached for Each Proposed Right****Part 3B Attached for Each Split Right**

Right	Split	POD	POU	Add POD	Period of Use	Nature of Use
37-22762	NO	YES	NO	NO	NO	NO
37-22763	NO	YES	NO	NO	NO	NO
37-20380	NO	YES	NO	NO	NO	NO

Describe the reason for the proposed changes

To change the point of diversion from the old historical headgate to a new pump to be located on the applicant property.

4. FOR CHANGES IN NATURE OF USE ONLY**A. Describe the expected quantity of the return flows and location of discharge after the proposed change**

Does not apply.

B. Describe the effects on other water uses resulting from the proposed change

Does not apply.

5. Total Amounts Transferred

	Rate	Acre Limit	Total Acres
37-22762	0.002 cfs	.05	2.05
37-22763	0.079 cfs		2.07
37-20380	0.07 cfs	2.0	2.05
TOTAL	0.151 cfs		4.12

Transfer No. 78065

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STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1

I hereby assert that no one will be injured by such change and that the change does not constitute an enlargement in use of the original right. The information contained in this application is true to the best of my knowledge. I understand that any willful misrepresentations made in this application may result in voiding its approval.

Kathleen K Lynn
(Signature of Applicant)

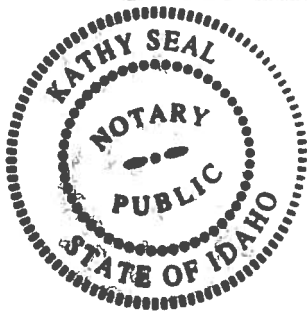
Member
(Title or Office)

Subscribed and sworn to before me this 7th day of August, 2012.

Kern

(Notary Public)

My commission expires 7.26.2017



KATHY SEAL
Notary: State of Idaho
Resides: Ketchum
Expires: 7.26.2017
County of Blaine

No. W 9095	Due no later than Jun 30, 2012 Annual Report Form		2. Registered Agent and Address (NO PO BOX)			
Return to: SECRETARY OF STATE 700 WEST JEFFERSON PO BOX 83720 BOISE, ID 83720-0080 NO FILING FEE IF RECEIVED BY DUE DATE	1. Mailing Address: Correct in this box if needed. LYNN-BONTRAGER, LLC KATHLEEN K LYNN PO BOX 2092 KETCHUM ID 83340-2092		KATHLEEN K LYNN 102 HYNDMAN VIEW DRIVE HAILEY ID 83333			
			3. <u>New</u> Registered Agent Signature:*			
4. Limited Liability Companies: Enter Names and Addresses of at least one Member or Manager.						
Office Held	Name	Street or PO Address	City	State	Country	Postal Code
MEMBER	KATHLEEN K LYNN	PO BOX 2092	KETCHUM	ID	USA	83340
MEMBER	CARL G. BONTRAGER	PO BOX 2092	KETCHUM	ID	USA	83340
5. Organized Under the Laws of: ID W 9095		6. Annual Report must be signed.* Signature: Kathleen K. Lynn Name (type or print): Kathleen K. Lynn Date: 05/15/2012 Title: Member				
Processed 05/15/2012		* Electronically provided signatures are accepted as original signatures.				

Transfer No. 78065

Receipt No. SP32723

**STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1**

I hereby assert that no one will be injured by such change and that the change does not constitute an enlargement in use of the original right. The information contained in this application is true to the best of my knowledge. I understand that any willful misrepresentations made in this application may result in voiding its approval.

Kathleen K Lynn
(Signature of Applicant)

Trustee
(Title or Office)

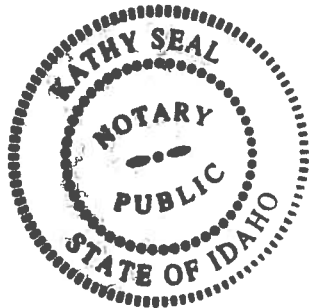
Subscribed and sworn to before me this 7th day of August, 2012.

[Signature]

(Notary Public)

My commission expires 7.26.2017

State of Idaho
County of Blaine
Resides: Petchum
Expri



Transfer No. 78065

Receipt No. \$032723

**IDAHO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 2**

Current Water Right No. 37-22762

Priority Date: June 03, 1884

Origin: Water Right

Basis: Decreed

Status: Active

Source: EAST FORK WOOD RIVER **Tributary:** BIG WOOD RIVER

<u>Beneficial Use</u>	<u>From To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
IRRIGATION	04/15 10/31			
	Total Diversion	0.002 CFS		

Source and Point(s) of Diversion:

EAST FORK WOOD RIVER SWSWNE Sec. 3 Twp 03N Rge 18E BLAINE County

EAST FORK WOOD RIVER NESENE Sec. 3 Twp 03N Rge 18E BLAINE County

PLACE OF USE: IRRIGATION

Twp Rge Sec	NE				NW				SW				SE				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
03N 18E 3									.05								.05

Total Acres: 0.05

Conditions/Remarks:

1. This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.
2. This right shall provide no more than 3.5 afa per acre at the field headgate for irrigation of the lands in the place of use whenever sprinkler methods of irrigation are used.
3. This right is a split from former right 37-539E
4. Place of use is located within Lot 21, Hyndman Peak Subdivision.
5. The actual diversion rate of this right is .002 cfs.

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Documentation of Ownership of the Current Place of Use

Warranty Deed

Is this property subject to any liens, deeds of trust, mortgages, or contracts or other encumbrances?

NO

Describe the effect on the current place of use for this water right if the place of use is changed pursuant to this transfer

None

To your knowledge, has any portion of the water right undergone a period of five(5) or more consecutive years of non-use?

NO

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Receipt No. 5032723

**IDAHO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 2**

Current Water Right No. 37-22763

Priority Date: June 03, 1884

Origin: Water Right

Basis: Decreed

Status: Active

Source: EAST FORK WOOD RIVER **Tributary:** BIG WOOD RIVER

<u>Beneficial Use</u>	<u>From To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
IRRIGATION	04/15 10/31	0.079 CFS		
	Total Diversion	0.079 CFS		

Source and Point(s) of Diversion:

EAST FORK WOOD RIVER SWSWNE Sec. 3 Twp 03N Rge 18E BLAINE County

EAST FORK WOOD RIVER NESENE Sec. 3 Twp 03N Rge 18E BLAINE County

PLACE OF USE: IRRIGATION

Twp Rge Sec	NE				NW				SW				SE				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
03N 18E 3									2.07								2.07

Total Acres: 2.07

Conditions/Remarks:

1. This right is a split from former right 37-539E
2. This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.
3. Place of use is located within Lot 22, Hyndman Peak Subdivision.
4. This right shall provide no more than 3.5 afa per acre at the field headgate for irrigation of the lands in the place of use whenever sprinkler methods of irrigation are used.
5. The actual diversion rate of this right is .079 cfs.

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Documentation of Ownership of the Current Place of Use
Warranty Deed

Is this property subject to any liens, deeds of trust, mortgages, or contracts or other encumbrances?

NO

Describe the effect on the current place of use for this water right if the place of use is changed pursuant to this transfer

None

To your knowledge, has any portion of the water right undergone a period of five(5) or more consecutive years of non-use?

NO

Transfer No. 78065

Receipt No. 5632723

**IDAHO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 2**

Current Water Right No. 37-20380

Priority Date: June 03, 1884

Origin: Water Right

Basis: Decreed

Status: Active

Source: EAST FORK WOOD RIVER **Tributary:** BIG WOOD RIVER

<u>Beneficial Use</u>	<u>From To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
IRRIGATION	04/15 - 0/31	0.07 CFS		
	Total Diversion	0.07 CFS		

Source and Point(s) of Diversion:

EAST FORK WOOD RIVER SWNE: Sec. 3 Twp 03N Rge 18E BLAINE County

PLACE OF USE: IRRIGATION

Twp Rge Sec	NE				NW				SW				SE				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
03N 18E 3									2.0								2.0

Total Acres: 2

Conditions/Remarks:

1. This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.
2. Place of use is located within Lot 21 of Hyndman Peak Subdivision.
3. This right is a split from former right 37-539B.

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Documentation of Ownership of the Current Place of Use

Warranty Deed

Is this property subject to any liens, deeds of trust, mortgages, or contracts or other encumbrances?

NO

Describe the effect on the current place of use for this water right if the place of use is changed pursuant to this transfer

None

To your knowledge, has any portion of the water right undergone a period of five(5) or more consecutive years of non-use?

NO

Transfer No. 78065

Receipt No. \$232723

**IDAHO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 3A**

Proposed Water Right No. 37-22762

Priority Date: June 03, 1884

Origin: Water Right

Basis: Decreed

Status: Active

Source: EAST FORK WOOD RIVER**Tributary:** BIG WOOD RIVER

<u>Beneficial Use</u>	<u>From:</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
IRRIGATION	04/15	10/31			
	Total Diversion		0.002 CFS		

Source and Point(s) of Diversion:

EAST FORK WOOD RIVER NESW

Sec. 3 Twp 03N Rge 18E BLAINE County

Describe the proposed diversion system

Pump in river to sprinkler system.

PLACE OF USE: IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
03N	18E	3									2.05								2.05

Total Acres: 2.05

Limited to 0.05 acres within Place of Use

Transfer No. 78065

Receipt No. \$432723

**IDAHO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 3A**

Proposed Water Right No. 37-22763

Priority Date: June 03, 1884

Origin: Water Right

Basis: Decreed

Status: Active

Source: EAST FORK WOOD RIVER **Tributary:** BIG WOOD RIVER

<u>Beneficial Use</u>	<u>From To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
IRRIGATION	04/15 '00/31	0.079 CFS		
	Total Diversion	0.079 CFS		

Source and Point(s) of Diversion:

EAST FORK WOOD RIVER NESW'

Sec. 3 Twp 03N Rge 18E BLAINE County

Describe the proposed diversion system

Pump in river to sprinkler system.

PLACE OF USE: IRRIGATION

Twp Rge Sec	NE				NW				SW				SE				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
03N 18E 3									2.07								2.07

Total Acres: 2.07

Transfer No. 78065

Receipt No. \$32723

**IDAHO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 3A**

Proposed Water Right No. 37-20380

Priority Date: June 03, 1884

Origin: Water Right

Basis: Decreed

Status: Active

Source: EAST FORK WOOD RIVER **Tributary:** BIG WOOD RIVER

<u>Beneficial Use</u>	<u>From To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
IRRIGATION	04/15 10/31	0.07 CFS		
	Total Diversion	0.07 CFS		

Source and Point(s) of Diversion:

EAST FORK WOOD RIVER NES'W

Sec. 3 Twp 03N Rge 18E BLAINE County

Describe the proposed diversion system

Pump in river to sprinkler system.

PLACE OF USE: IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
03N	18E	3																	2.05

Total Acres: 2.05

Limited to 2.0 acres within Place of Use

RECORDING REQUESTED BY AND
WHEN RECORDED RETURN TO:

Kathleen K. Lynn
P. O. Box 2092
Ketchum, Idaho 83340

Instrument # 558839

HAILEY, BLAINE, IDAHO

6-10-2008 04:31:38 No. of Pages: 2

Recorded for: KATHLEEN K LYNN

JOLYNN DRAGE

Fee: 6.00

Ex-Officio Recorder Deputy

Index to: WTYQICORP DEED

Lot 22

(Space Above For Recorder's Use)

Warranty Deed

DOCUMENTARY TRANSFER TAX

\$0 (Transfer to trust)

APN: RP003330020220

102 Hyndman View Drive, Hailey, ID

For no consideration,

Carl G. Bontrager and Kathleen K. Lynn, husband and wife

do hereby GRANT, CONVEY and WARRANT to

Carl G. Bontrager and Kathleen K. Lynn, Trustees, or any acting successor, under the Diamond K Revocable Living Trust dated June 6, 2008, and any amendments thereto

**all that real property situated in the City of Hailey, County of Blaine, State of Idaho,
Described as follows:**

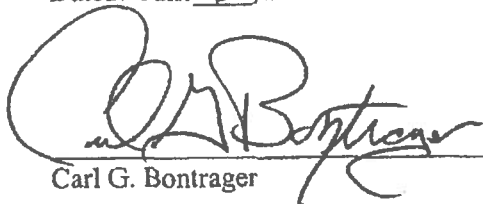
HYNDMAN PEAK SUBDIVISION

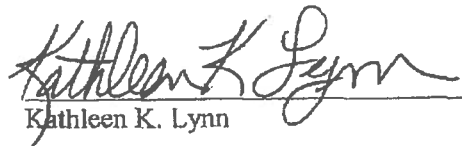
Lot 22, Block 2

5.31 Acres, SEC 2 3N 18E

**Subject to all covenants, conditions, restrictions, exceptions, reservations, easements, and
other limitations of record.**

Dated: June 6, 2008


Carl G. Bontrager


Kathleen K. Lynn

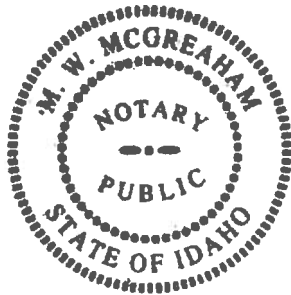
Tax Statements: Kathleen K. Lynn, P. O. Box 2092, Ketchum, ID 83340

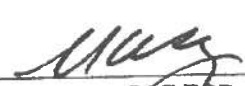
Client: 924790.1

STATE OF IDAHO)
) ss.
County of Blaine)

On this 6 day of June 2008, before me, a notary public in and for said state, personally appeared **Carl G. Bontrager and Kathleen K. Lynn** known or identified to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that they 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.




NOTARY PUBLIC FOR IDAHO
Residing at Boise
My Commission Expires 9/9/09

**RECORDING REQUESTED BY AND
WHEN RECORDED MAIL TO:**

Instrument # 593184

HALEY, BLAINE, IDAHO
12-21-2011 12:07:09 No. of Pages: 4
Recorded for : HYNDMAN PEAK HOA, INC
JOLYNN DRAGE Fee: 19.00
Ex-Officio Recorder Deputy
Index to: WTY/QC/CORP DEED

AB

(space above line for Recorder's use)

QUITCLAIM DEED

FOR VALUE RECEIVED, HYNDMAN PEAK HOMEOWNERS' ASSOCIATION, INC., an Idaho non-profit corporation ("Grantor"), does hereby convey, release, remise and forever quitclaim to CARL G. BONTRAGER and KATHLEEN K. LYNN, Trustees of the DIAMOND K REVOCABLE LIVING TRUST dated June 6, 2008, or their successors, whose address is P.O. Box 2092, Ketchum, Idaho, 83340 ("Grantee"), all its right, title and interest in and to the following described water rights, appurtenant to real property situated in Blaine County, Idaho:

That portion of Water Right No. 37-539G, the Order for Partial Decree for which is attached hereto as **Exhibit A**, appurtenant to Lot 22, Hyndman Peak Subdivision, to wit: 0.079 cfs to irrigate 2.07 acres.

DATED this 16th day of December, 2011.

HYNDMAN PEAK HOMEOWNERS' ASSOCIATION, INC.

By: *Rita Bennett Engert*
Board Vice President

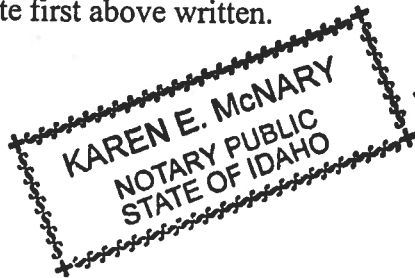
STATE OF IDAHO)

: ss.

County of Blaine)

On this 16 day of DECEMBER, 2011, before me the undersigned Notary Public in and for said State, personally appeared RITA BENNETT ENGLISH, known or identified to me to be the BOARD VICE PRESIDENT of HYNDMAN PEAK HOMEOWNERS' ASSOCIATION, INC., and the person who executed the foregoing instrument on behalf of said corporation and acknowledged to me he executed the same on behalf of said corporation.

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



Karen E. McNary
Notary Public for Idaho
Residing at : Hailey, ID
Comm. Expires: 9-28-16



THIS INSTRUMENT WAS FILED FOR
RECORD BY BLAINE COUNTY
TITLE, AS AN ACCOMMODATION
ONLY, IT HAS NOT BEEN JOINED
AS TO ITS EXECUTION OR AS TO
ITS EFFECT UPON THE TITLE.

Order No. ACCOM
This form furnished by
Blaine County Title Associates

*This was Transferring
this property from us
individually to our
LLC for lot 21*

QUITCLAIM DEED

THIS INDENTURE, Made this 15th day of October

in the year of our Lord one thousand nine hundred and ninety-nine
CARL G. BONTRAGER and KATHLEEN K. LYNN, husband and wife

between

as Grantor and

LYNN-BONTRAGER, LLC, an Idaho Limited Liability Company

as Grantee

whose current address is P.O. BOX 2092, KETCHUM, ID 83340

WITNESSETH That said Grantor for and in consideration in lawful money of the United States of America, in hand paid by the Grantee, the receipt whereof is hereby acknowledged, does by these premises remise, release and forever QUITCLAIM, unto the said Grantee and to its heirs and assigns all that certain lot, piece or parcel of land, situate, lying and being in, County of Blaine, State of Idaho, bounded and particularly described as follows, to-wit:

Lot 21 of HYNDMAN VIEW PEAK SUBDIVISION, Blaine County, Idaho, according to the official plat thereof on file in the office of the County Recorder, recorded October 28, 1980, as Instrument No. 208275, records of Blaine County, Idaho.

432798
DIARY NO. REQUEST
BLAINE COUNTY TITLE
99 OCT 26 PM 1 43
HAROLD J. CLEVER
FEE \$3-

TOGETHER With all and singular the tenements, hereditaments and appurtenances thereto belonging or in anywise appertaining, the reversion and reversions, remainder and remainders, rents, issues and profits thereof.

TO HAVE AND TO HOLD, All and singular the said premises, together with the appurtenances, unto the Grantee and to its heirs and assigns forever.

IN WITNESS WHEREOF, The said Grantor has hereunto set its hand and seal the day and year first above written.

Carl G. Bontrager
CARL G. BONTRAGER

Kathleen K. Lynn
KATHLEEN K. LYNN

State of IDAHO

County of BLAINE

On this 22 day of October, 1999, before me, the undersigned, a Notary Public, in and for said State, personally appeared CARL G. BONTRAGER and KATHLEEN K. LYNN

known to me, and/or identified to me on the basis of satisfactory evidence, to be the person(s) whose name is/are subscribed to the within instrument and acknowledged to me that they executed the same.

WITNESS MY HAND AND OFFICIAL SEAL.

Melody A. Matison
Notary Public
Residing at KETCHUM, IDAHO
Commission Expires: September 24, 2002



**RECORDING REQUESTED BY AND
WHEN RECORDED MAIL TO:**

Instrument # 593183

HAILEY, BLAINE, IDAHO

12-21-2011 12:01:38 No. of Pages: 4

Recorded for: HYNDMAN PEAK HOA, INC

JOLYNN DRAGE

Fee: 19.00

Ex-Officio Recorder Deputy

Index to: WTY/QC/CORP DEED

JB

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QUITCLAIM DEED

FOR VALUE RECEIVED, HYNDMAN PEAK HOMEOWNERS' ASSOCIATION, INC., an Idaho non-profit corporation ("Grantor"), does hereby convey, release, remise and forever quitclaim to LYNN-BONTRAGER, LLC, an Idaho limited liability company, whose address is P.O. Box 2092, Ketchum, Idaho, 83340 ("Grantee"), all its right, title and interest in and to the following described water rights, appurtenant to real property situated in Blaine County, Idaho:

That portion of Water Right No. 37-539G, the Order for Partial Decree for which is attached hereto as **Exhibit A**, appurtenant to Lot 21, Hyndman Peak Subdivision, to wit: 0.002 cfs to irrigate 0.05 acres.

DATED this 16th day of December, 2011.

HYNDMAN PEAK HOMEOWNERS' ASSOCIATION, INC.

By: *Rita Bennett Engler*
Board Vice President

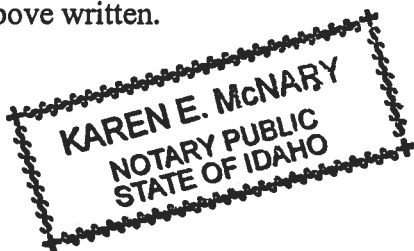
STATE OF IDAHO)

: ss.

County of Blaine)

On this 16 day of DECEMBER, 2011, before me the undersigned Notary Public in and for said State, personally appeared RITA BENNETT EUSTACE, known or identified to me to be the BOARD VICE PRESIDENT of HYNDMAN PEAK HOMEOWNERS' ASSOCIATION, INC., and the person who executed the foregoing instrument on behalf of said corporation and acknowledged to me he executed the same on behalf of said corporation.

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



Karen E. McNary
Notary Public for Idaho
Residing at : Hailey, ID
Comm. Expires: 9-28-16

RECEIVED

SEP 24 1998

431739

RECORDING REQUESTED BY AND
WHEN RECORDED MAIL TO:

James P. Speck, Esq.
SPECK & AANESTAD
A Professional Corporation
P. O. Box 987
Ketchum, Idaho 83340

Deed
BLAINE CO. REQUEST
OF Speck & Aanestad

'99 SEP 22 AM 11 51

MARSHA RIEMANN, CLERK

(space above line for Recorder's use)

FEES \$ 6.00 mpp

QUITCLAIM DEED

FOR VALUE RECEIVED, RUPERT HOUSE and BONNIE HOUSE, TRUSTEES OF THE RUPERT AND BONNIE HOUSE FAMILY TRUST, dated September 24, 1993, whose address is 308 East Fork Road, Hailey, Idaho 83333 (hereinafter collectively referred to as the "Grantor"), does hereby convey, release, remise and forever quitclaim unto CARL BONTRAGER and KATHLEEN LYNN, husband and wife, whose address is P. O. Box 2092, Ketchum, ID 83340 (hereinafter referred to as the "Grantee"), any and all interest Grantor may have in the following described water right, appurtenant to premises situated in Blaine County, Idaho, to wit:

0.07 cfs of the East Fork of the Big Wood River with a June 3, 1884 priority date pursuant to Idaho Water Right No. 37-00539B and Claim No. A37-00539B in In Re the General Adjudication of Rights to the Use of Water From the Snake River Basin Water System, Twin Falls District Court Case No. 39576, used for the irrigation of two (2) acres within the SE $\frac{1}{4}$ NW $\frac{1}{4}$ and NE $\frac{1}{4}$ SW $\frac{1}{4}$, S.3, T.3N., R.18E., B.M., Blaine County, Idaho.

TOGETHER WITH all and singular the tenements, hereditaments and appurtenances thereunto belonging or in anyway appertaining, the reversion and reversions, remainder and remainders, rents, issues and profits thereof.

TO HAVE AND TO HOLD, all and singular the said premises, together with the appurtenances, unto the Grantee, and to Grantee's heirs and assigns forever. The Grantor does hereby covenant to and with the said Grantee, that the above-described water right is free from all liens and encumbrances.

IN WITNESS WHEREOF Grantor has executed this Quitclaim Deed on the date(s) set forth below.

DATE:

May 16, 1998

Rupert House
RUPERT HOUSE, TRUSTEE OF THE
RUPERT AND BONNIE HOUSE FAMILY
TRUST, dated September 24, 1993

There was a
name change
filed w/ IDWR
from us personally
to our LLC some
time ago
Lot 21

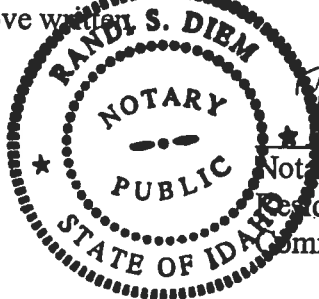
DATE: May 16, 1998

Bonnie House
BONNIE HOUSE, TRUSTEE OF THE
RUPERT AND BONNIE HOUSE FAMILY
TRUST, dated September 24, 1993

[illegible]

On this 16th day of May, 1998, before me the undersigned notary public in and for said state, personally appeared RUPERT HOUSE, TRUSTEE OF THE RUPERT AND BONNIE HOUSE FAMILY TRUST, dated September 24, 1993 and the person who executed the foregoing instrument on behalf of said trust and acknowledged to me that said trust executed the same.

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



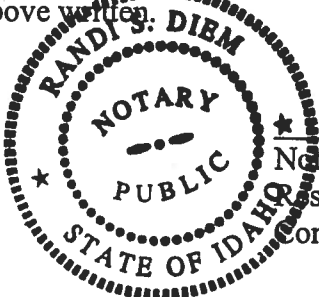
Residing at: Hailey, ID

Comm. Expires: 8-29-2003

STATE OF IDAHO)
) ss.
County of Blaine)

On this ____ day of May, 1998, before me the undersigned notary public in and for said state, personally appeared BONNIE HOUSE, TRUSTEE OF THE RUPERT AND BONNIE HOUSE FAMILY TRUST, dated September 24, 1993 and the person who executed the foregoing instrument on behalf of said trust and acknowledged to me that said trust executed the same.

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



Residing at : Hailey, ID

Comm. Expires: 8-29-2003

No. W 9095	Due no later than Jun 30, 2012 Annual Report Form		2. Registered Agent and Address (NO PO BOX)			
Return to: SECRETARY OF STATE 700 WEST JEFFERSON PO BOX 83720 BOISE, ID 83720-0080 NO FILING FEE IF RECEIVED BY DUE DATE	1. Mailing Address: Correct in this box if needed.		KATHLEEN K LYNN 102 HYNDMAN VIEW DRIVE HAILEY ID 83333			
	LYNN-BONTRAGER, LLC KATHLEEN K LYNN PO BOX 2092 KETCHUM ID 83340-2092		3. <u>New</u> Registered Agent Signature:*			
4. Limited Liability Companies: Enter Names and Addresses of at least one Member or Manager.						
Office Held	Name	Street or PO Address	City	State	Country	Postal Code
MEMBER	KATHLEEN K LYNN	PO BOX 2092	KETCHUM	ID	USA	83340
MEMBER	CARL G. BONTRAGER	PO BOX 2092	KETCHUM	ID	USA	83340
5. Organized Under the Laws of: ID W 9095		6. Annual Report must be signed.* Signature: Kathleen K. Lynn Name (type or print): Kathleen K. Lynn Date: 05/15/2012 Title: Member				
Processed 05/15/2012		* Electronically provided signatures are accepted as original signatures.				

State of Idaho
Department of Water Resources

Attachment To Transfer Of Water Right

Transfer No. 78065

Rights: 37-20380, 37-22762

This map depicts the IRRIGATION place of use boundary for this water right at the time of this approval and is attached to the approval document solely for illustrative purposes.

R18E



0 0.035 0.07 0.14 Miles

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



State of Idaho
Department of Water Resources

Attachment To Transfer Of Water Right

Transfer No. 78065

Rights: 37-22763

This map depicts the IRRIGATION place of use boundary for this water right at the time of this approval and is attached to the approval document solely for illustrative purposes.

R18E



0 0.0325 0.065 0.13 Miles

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



August 7, 2012

Southern Idaho Regional Director
Idaho Department of Water Resources
Alan meritt

RECEIVED

AUG 20 2012

DEPT. OF WATER RESOURCES
SOUTHERN REGION

(original)

Dear Alan,

I, Tony House, represent the House Family Trust and have the authority to sign for all agreements to conduct business as the Trustee of the Trust for the House Family Trust. I grant the request to remove all irrigation water owned by Kathy Lynn and Carl Bontrager that has been and is currently diverted into the shared irrigation channel located on the House property. This will leave only that water right diverted from the East Fork of the Big Wood River onto the House property that is owned by the House Family Trust.

Thank You,



Tony House
Trustee of the House Family Trust

Dated 8/8/12

Transfer 78065



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 1341 Fillmore Street, Suite 200 • Twin Falls, Idaho 83301-3380
Phone: (208) 736-3033 • Fax: (208) 736-3037 • Web Site: www.idwr.idaho.gov

C. L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Director

August 16, 2012

LYNN BONTRAGER LLC
DIAMOND K REVOCABLE LIVING TRUST
PO BOX 2092
KETCHUM, ID 83340

RE: Transfer No. 78065
Water Right No(s). 37-20380, 37-22762, 37-22763

Dear Applicant(s):

The Department of Water Resources has received your water right transfer application. Please refer to the transfer number referenced above in all future correspondence regarding this transfer.

A legal notice of the application has been prepared and is scheduled for publication in the **IDAHO MOUNTAIN EXPRESS** on **8/22/2012 and 8/29/2012**. Protests to this application may be submitted for a period ending ten (10) days after the second publication (**September 10, 2012**).

If the application is protested, you will be sent a copy of each protest. All protests must be resolved before the application can be considered for approval. If the protest(s) cannot be resolved voluntarily, the Department will conduct a conference and/or hearing on the matter.

If the application is not protested, the Department will process your application and notify you of any action taken on the application. If your application is approved, the Department will send you a copy of the approval document.

Please contact this office if you have any questions regarding the application.

Sincerely,

Denise Maline
Administrative Assistant



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 1341 Fillmore Street, Suite 200 • Twin Falls, Idaho 83301-3380

Phone: (208) 736-3033 • Fax: (208) 736-3037 • Web Site: www.idwr.idaho.gov

C. L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Director

August 16, 2012

KEVIN LAKEY
WATER DISTRICT #37
107 W 1ST
SHOSHONE, ID 83352

RE: Transfer No. 78065
Water Right No(s): 37-20380, 37-22762, 37-22763

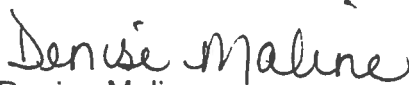
Dear Mr. Lakey:

A copy of the above referenced application is enclosed. Please review the application, then complete the enclosed recommendation form and return it to this office within 21 days of the date of this letter.

If the application is approved, IDWR will include appropriate standard conditions of approval for a water right located within a water district, such as regulation by the watermaster, lockable controlling works, and/or measuring devices. Any special conditions or other concerns you have related to this application should be specifically addressed in your recommendation.

IDWR's regional offices can finish reviewing an unprotested application as soon as the protest period has past. Your prompt response to this request will ensure that your recommendation can be considered. If IDWR has not received your written recommendation within 21 days from the date of this letter, IDWR will presume that you do not oppose approval of the application and that you have no comments for IDWR to consider.

Sincerely,


Denise Maline
Administrative Assistant

Enclosure(s)

Maline, Denise

From: Maline, Denise
Sent: Thursday, August 16, 2012 12:40 PM
To: Idaho Mountain Express
Subject: LEGAL NOTICE
Attachments: Idaho Mtn Express Cover Letter.docx; Idaho Mtn Express Ad.docx

Attached please find (1) legal notice being submitted for publication on August 22nd & 29th, 2012. Please contact me if you have any questions, or if you are not able to run the ad on the dates requested.

Thank you in advance,

Denise Maline
Administrative Assistant
Idaho Department of Water Resources
1341 Fillmore St, Ste 200
Twin Falls, Idaho 83301
(208) 736-3033
denise.maline@idwr.idaho.gov

August 16, 2012

LEGAL NOTICE DEPARTMENT
IDAHO MOUNTAIN EXPRESS
PO BOX 1013
KETCHUM, ID 83340

RE: Transfer No. 78065
Water Right No(s): 37-20380, 37-22762, 37-22763

Dear Legal Notice Department:

Please publish the enclosed legal notice on the dates indicated (once a week for two consecutive weekly issues). If you cannot publish the notice on the proposed dates, please contact us immediately.

An affidavit of publication must be submitted to the Department along with the publication bill. Please send the affidavit and bill to this office before September 10, 2012. Your cooperation is appreciated.

Sincerely,

Denise Maline
Administrative Assistant

Enclosure(s)

**NOTICE OF PROPOSED CHANGE OF WATER RIGHT
TRANSFER NO. 78065**

LYNN BONTRAGER LLC and DIAMOND K REVOCABLE LIVING TRUST, PO BOX 2092, KETCHUM, ID 83340 has filed Application No. 78065 for changes to the following water rights within BLAINE County(s): Right No(s). 37-20380, 37-22762, 37-22763; to see a full description of these rights and the proposed transfer, please see www.idwr.idaho.gov/apps/ExtSearch/WRFiling.asp. The purpose of the transfer is to change a portion of the above rights as follows: Application proposes to change the authorized point of diversion for three water rights diverted from the East Fork of the Wood River used to irrigate two lots within the Hyndman Peak Subdivision located approximately 6.8 miles north and 0.7 miles east of the center of Hailey. The change in the proposed point of diversion consists of changing from two existing headgates to a single pump located approximately 0.64 miles downstream and adjacent to lot 22 in the Hyndman Peak Subdivision. Two rights allowing for the total diversion of 0.072 cfs will be used to irrigate 2.05 acres on Lot 21 of Hyndman Peak Subdivision. The other right allowing for the diversion of 0.079 cfs will be used to irrigate 2.07 acres on Lot 22 of Hyndman Peak Subdivision. Total diversion from the pump will be limited to 0.151 cfs.

For additional information concerning the property location, contact Southern Region office at (208) 736-3033. Protests may be submitted based on the criteria of Idaho Code Sec. 42-222. Any protest against the proposed change must be filed with the Department of Water Resources, Southern Region, 1341 Fillmore St, Suite 200, Twin Falls ID 83301 together with a protest fee of \$25.00 for each application on or before September 10, 2012. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Director
Published on August 22nd & 29th, 2012

MEMORANDUM

Date: August 14, 2012
To: Transfer 78065 File
From: William Mills
Re: Evaluation of Sufficiency of Information Submitted

Application proposes to change the authorized point of diversion for three water rights diverted from the East Fork of the Wood River used to irrigate two lots within the Hyndman Peak Subdivision located approximately 6.8 miles north and 0.7 miles east of the center of Hailey. The change in the proposed point of diversion consists of changing from two existing headgates to a single pump located approximately 0.64 miles downstream and adjacent to lot 22 in the Hyndman Peak Subdivision. Rights 37-22762 and 37-20380 allow for the total diversion of 0.072 cfs will be used to irrigate 2.05 acres on Lot 21 of Hyndman Peak Subdivision. The other right, 37-22763 allows for the diversion of 0.079 cfs and will be used to irrigate 2.07 acres on Lot 22 of Hyndman Peak Subdivision. Total diversion from the pump will be limited to 0.151 cfs. Due to rounding errors there may be a discrepancy between flow rate and acre amounts listed in Workflow documents vs what was actually applied for, will be advertised and potential transfer approval.

- **Authority to File:**
IDWR records indicate the applicants currently own the water rights and lands the right is being transferred to.
- **Water Right Validity:**
Water right 37-20380 was decreed in the SRBA on 8/6/2010, and rights 37-22762 and 37-22763 were decreed in the SRBA on 6/29/2011. Home site and irrigated lot are visible in 2011 aerial imagery and 2010 satellite imagery.
- **Injury to Other Water Rights:**
None anticipated.
- **Enlargement of Use:**
None anticipated.
- **Local Public Interest:**
No issues anticipated.
- **Beneficial Use/Conservation of Water Resources:**
Proposed uses are recognized as beneficial uses of water.

Review of the application finds there is no clear inconsistency with criteria set forth in Section 42-222 Idaho Code preventing processing of this application.

August 7, 2012

Southern Idaho Regional Director
Idaho Department of Water Resources
Alan merritt

Dear Alan,

I, Tony House, represent the House Family Trust and have the authority to sign for all agreements to conduct business as the Trustee of the Trust for the House Family Trust. I grant the request to remove all irrigation water owned by Kathy Lynn and Carl Bontrager that has been and is currently diverted into the shared irrigation channel located on the House property. This will leave only that water right diverted from the East Fork of the Big Wood River onto the House property that is owned by the House Family Trust.

Thank You,



Tony House
Trustee of the House Family Trust

Dated 8/8/12

August 7, 2012

RECEIVED
AUG 08 2012
DEPT. OF WATER RESOURCES
SOUTHERN REGION

Allen Merritt, PE
Southern Region Manager
Idaho Department of Water Resources
1341 Fillmore Street
Suite 200
Twin Falls, Idaho 83301-3380

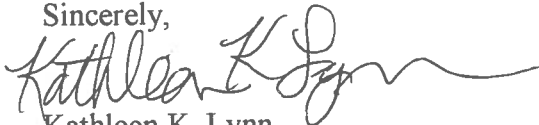
Dear Mr. Merritt,

Please find enclosed the documents-papers you sent to us for completion for the application for the change of the POD. There are some "sticky notes" on the deeds that have information you may need.

Also enclosed is our check for \$200.00

Thank you for your assistance. Please give me a call if you have questions or if I missed something.

Sincerely,



Kathleen K. Lynn
P O Box 2092
Ketchum, Idaho 83340
208 481 0990 cell

P.S. KEVIN CAME BY ON TUES JULY 31ST TO SEE OUR NEW POD
AND HE "OK'D" IT.



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 1341 Fillmore Street, Suite 200 • Twin Falls, Idaho 83301-3380
Phone: (208) 736-3033 • Fax: (208) 736-3037 • Web Site: www.idwr.idaho.gov

C. L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Director

August 1, 2012

Kathy Lynn and Carl Bontrager
PO Box 2092
Ketchum, ID 83340-2092

RE: Draft Transfer No. 78065

Folks:

Please find enclosed the draft transfer I have prepared based on your recent office visit and direction. Please look it over. If there are any corrections just make them in ink on the application. I've included two page "3" so that appropriate signatures can be made for both the LLC and the Trust properties. Note that the ownership of the rights remain separate for the two parcels you control but will share a common point of diversion if the transfer is approved.

Please return the application with \$200 fee and the other necessary documents showing the ownership of the lands. Once received we will advertise it as we discussed.

If you have any questions please feel free to contact this office.

Respectfully,

A handwritten signature in black ink, appearing to read 'Allen Merritt', is written over a horizontal line.

Allen Merritt, PE
Southern Region Manager