

SPECK & AANESTAD

A PROFESSIONAL CORPORATION

ATTORNEYS

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June 23, 2008

RECEIVED

JUN 25 2008

**DEPT. OF WATER RESOURCES
SOUTHERN REGION**

Benny Walker
IDWR
1341 Fillmore, Suite 200
Twin Falls, Idaho 83301

***Re: Application for Transfer;
Gary and Judith Frugard Trust;
Our File No. 245/050189***

Dear Benny:

In response to your telephone request last week please note the following:

1. The new point of diversion is an existing well on my clients' lot;
2. Enclosed is a copy of the Warranty Deed by which the trust acquired title to the property;
3. The answer to section A.10 of the Application regarding non-use of the water right is "No".

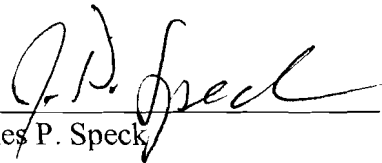
Please let me know if you need any additional information. Thank you.

Sincerely yours,

SPECK & AANESTAD
A Professional Corporation

By: _____

James P. Speck



JPS/jef

Enclosure

cc: Clients (w/o encl.)

RECORDING REQUESTED BY AND
WHEN RECORDED MAIL TO:

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

Instrument # 546421

HAILEY, BLAINE, IDAHO

2007-04-06 01:12:00 No. of Pages: 2

Recorded for : SPECK & AANESTAD

JOLYNN DRAGE Fee: 6.00

Ex-Officio Recorder Deputy

Index to: WTY/OICICORP DEED

(Space above line for Recorder's use)

WARRANTY DEED

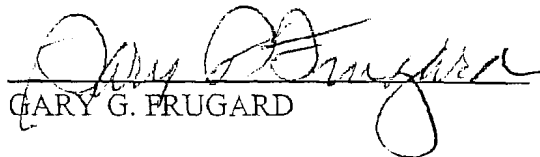
FOR VALUE RECEIVED, GARY G. FRUGARD and JUDITH S. FRUGARD, husband and wife ("Grantors"), hereby grant, bargain, sell and convey unto GARY G. FRUGARD AND JUDITH S. FRUGARD, or their successors, Trustees of the GARY AND JUDITH FRUGARD TRUST, under declaration of trust dated March 30, 1989 ("Grantee"), that certain real property situated in Blaine County, Idaho and described as follows;

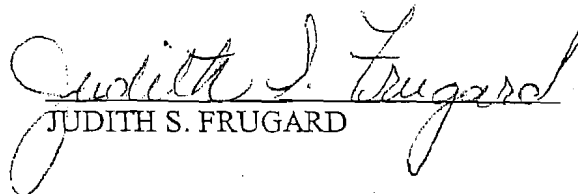
Lot 6 in Block 2 of BELLEVUE FARMS SUBDIVISION, according to the official plat thereof, recorded as Instrument No. 206106, records or Blaine County, Idaho.

SUBJECT TO easements and restrictions of record.

TO HAVE AND TO HOLD, the said real property, with its appurtenances unto the said Grantee and to the Grantee's heirs and assigns forever. And the Grantors do hereby covenant to and with the said Grantee, that the Grantors are the owners in fee simple of said real property, that said real property is free from all encumbrances except as above-described, and that the Grantors will warrant and defend the same from all lawful claims whatsoever.

IN WITNESS WHEREOF, the Grantors have executed this instrument on this 22ND day of MARCH, 2007.

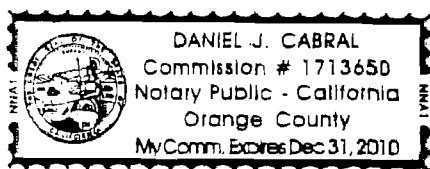

GARY G. FRUGARD


JUDITH S. FRUGARD

CALIFORNIA
STATE OF IDAHO)
GRANITE : ss.
County of Blaine)

On this 22ND day of MARCH, 2007, before me, the undersigned notary public in and for said state, personally appeared GARY G. FRUGARD, ~~known or~~ identified to me to be the person whose name is subscribed to the within instrument and acknowledged to me that he executed the same.

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

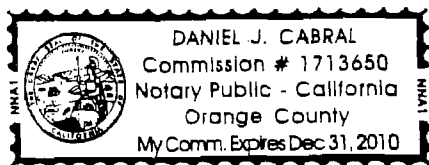


D.J. Cabral
Notary Public for ORANGE COUNTY, CALIFORNIA
Residing at: 32545 B. GOLDEN LANTERN, DANA POINT, CA 92626
Commission expires: 12/31/10

CALIFORNIA
STATE OF IDAHO)
ORANGE : ss.
County of Blaine)

On this 22ND day of MARCH, 2007, before me, the undersigned notary public in and for said state, personally appeared JUDITH S. FRUGARD, ~~known or~~ identified to me to be the person whose name is subscribed to the within instrument and acknowledged to me that she executed the same.

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



D.J. Cabral
Notary Public for ORANGE COUNTY, CA
Residing at: 32545 B. GOLDEN LANTERN, DANA POINT, CA 92626
Commission expires: 12/31/10