



SPF Water Engineering, LLC
water resource consultants

January 27, 2006

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WATER RESOURCES
WESTERN REGION

Idaho Department of Water Resources
Western Regional Office
2735 Airport Way
Boise, ID 83705-5082

Attention: Steve Lester

Subject: Application for Transfer of Water Right 63-4983

Dear Mr. Lester,

Enclosed on behalf of our client, Sundance Limited Co., LLC, is an Application for Transfer of Water Right. The original place of use for this right is 70 acres in the SW $\frac{1}{4}$ of section 31, T4N R1E. Due to subdivision development, approximately 26 acres within the 70-acre place of use will no longer be irrigable. The 42 acres adjacent to and north of the recorded place of use is also part of the Sundance subdivision. The intent of this transfer is to distribute water from previously irrigated lands within the original 70 acres to cover irrigation within the entire 112-acre subdivision, thereby creating a permissible place of use authorizing 70 acres of irrigation within the 112-acre subdivision. There will be no change in the total number of irrigated acres (70) nor in the quantity (0.8 cfs) diverted under this right.

Another water right (63-8513) is appurtenant to 36 acres within the 42 acres north of the place of use described for 63-4983. In the purchase and sale agreement between the buyer, G.L. Voigt Development Co, Inc., and the seller, David N. Bayless, Mr. Bayless stipulated that "seller may transfer well permit." Our understanding of this condition is that Mr. Bayless' intended to keep water right 63-8513 as his personal property, and that he will sell and/or transfer this right in the future.

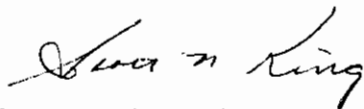
I called Mr. Bayless on November 28, 2005 to inquire about this issue. He continues to maintain ownership of the right, and is actively working to sell it. I advised Mr. Bayless that he should contact your office and provide an updated address. I was able to reach him at 938-0302.

Enclosed with this application are (1) a Deed of Trust documenting transfer of the property from G.L. Voigt Development Co. to Sundance Limited Co., (2) purchase agreement between G.L. Voigt Development Co. and David N. Bayless regarding

water right 63-8513 and (3) a completed transfer signed by Gary L Voigt, authorized agent for Sundance Limited Co., LLC.

A check for \$250 is enclosed to the cover filing fees for this transfer application. Please contact me with any questions or requests for additional information.

Sincerely,

A handwritten signature in black ink, appearing to read "Scott N. King". The signature is fluid and cursive, with the first name "Scott" and last name "King" being clearly legible.

Scott N. King, P.E.
Senior Project Engineer

cc: Eric Guanell / Sundance Limited Co., LLC
Becky McKay / Engineering Solutions

File: 451.0020