

RECEIVED

JUN 30 2023

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCESDepartment of Water Resources
Eastern Region

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?
13-2209	Yes ☐	Yes ☐		Yes ☐	Yes ☐
13-4141	Yes ☐	Yes ☐		Yes ☐	Yes ☐
13-7660	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐

2. Previous Owner's Name: Sterling, Bingham
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): Dynamite Ranch LLC
New owner(s) as listed on the conveyance document Name connector ☐ and ☐ or
- PO Box 24 Weston ID 83286
Mailing address City State Zip
208-851-0205 kentaston@aol.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: 12/20/2012
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.

SUPPORT DATA

IN FILE # 13-2209

8. Signature: [Signature]
Signature of new owner/claimant
Kent Aston
Print name

Title, if applicable

Date

Signature: [Signature]
Signature of new owner/claimant
June Aston
Print name

Title, if applicable

Date

Received by M. Fitts Date 6-30-23 For IDWR Office Use Only: Receipt No. E049320 Receipt Amt. 75.00

Active in the Water Supply Bank? Yes ☐ No ☐ If yes, forward to the State Office for processingW-9 received? Yes ☐ No ☐

Name on W-9

Approved by

Processed by

Date

9/20/23 Returned not complete/Refund Requested

256961-5

When Recorded Mail To:
JUNEASTON
192 East Depot St., P.O. Box 24
Weston, UT 83286

Recorded at the request of
Nelda C. Bingham
Time 10:23

DEC 20 2012

**CORRECTED
WARRANTY DEED**

SHAUNA T GEDDES, RECORDER
BY C. K. Ham Deputy
FRANKLIN COUNTY IDAHO

Rerecorded to correct legal description in Warranty Deed #255498, recorded July 23, 2012.

NELDA C. BINGHAM, Trustee BINGHAM FAMILY TRUST U/A/D November 3, 1994, grantor of Weston, Franklin County, State of Idaho, hereby WARRANTS AND CONVEYS all of her interest to DYNAMITE RANCH, LLC, grantee of 192 East Depot St., P.O. Box 24, Weston, Idaho 83286, for the sum of \$10.00, and other valuable consideration, in the following described tract of land in Franklin County, State of Idaho:

See Exhibit "A", attached hereto and incorporated herein.

WITNESS the hand of said grantors, this ____ day of December, 2012.

Nelda C. Bingham
NELDA C. BINGHAM
Trustee BINGHAM FAMILY TRUST U/A/D
November 3, 1994

STATE OF IDAHO)
 : ss.
COUNTY OF Franklin)

On the ____ day of December, 2012, personally appeared before me, NELDA C. BINGHAM, Trustee BINGHAM FAMILY TRUST U/A/D November 3, 1994, the signer of the foregoing instrument, who duly acknowledged to me that he executed the same.



Camille Larsen
Notary Public

EXHIBIT AParcel 1:

A 50% Interest in the following property.

Beginning at a point that is North 1659.0 feet and West 1379.0 feet from the Southeast corner of Section 25, Township 15 South, Range 37 East, Boise Meridian, and running thence North 7°50' West along the property fence, 504.7 feet, thence West 175.0 feet; thence South 7°50' East 504.7 feet, thence East 175.0 feet, more or less, to the point of beginning.

Together with the right of egress and ingress to and from the above described property to the now existing county road;

Subject to a Boundary Line Agreement recorded February 17, 2010 under instrument number 248137.

Parcel 2:

A 50% Interest in the following property.

Township 15 South, Range 37 East, Boise Meridian

Section 25: SW $\frac{1}{4}$ SE $\frac{1}{4}$, S $\frac{1}{2}$ SW $\frac{1}{4}$, NW $\frac{1}{4}$ SW $\frac{1}{4}$

Section 26: S $\frac{1}{2}$

Section 35: N $\frac{1}{2}$, SE $\frac{1}{4}$, E $\frac{1}{2}$ SW $\frac{1}{4}$, NW $\frac{1}{4}$ SW $\frac{1}{4}$

Section 36: NE $\frac{1}{4}$

Subject to a Boundary Line Agreement recorded February 17, 2010 under instrument number 248137.

A portion of Section 31, Township 15 South, Range 38 E.B.M., described as follows: Beginning at a point 21 rods N of the NE corner of the SW $\frac{1}{4}$ SW $\frac{1}{4}$ of said Section 31, and running thence E 36 rods; thence N 137 rods; thence E 45 rods; thence N 2 rods, to the NE corner of the SE $\frac{1}{4}$ NW $\frac{1}{4}$ of said Section 31, thence W 160 rods, more or less, to the W line of said Section 31, thence S 139 rods; thence E 80 rods, more or less, to the place of beginning.

61.81 shares in Weston Creek Irrigation Co; all waters of Cherry Canyon 1/3 interest in well in NE corner of NE $\frac{1}{4}$, T. 15 S., Section

36, R. 37 E.B.M. and 126 head range right on Caribou Forest adjoining above describe premises, which right grantors waive and relinquish in favor of grantees.

SUBJECT TO: Rights-of-way and easement of record.

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EXHIBIT A continued

Parcel 3:

A 50% Interest in the following property.

Township 15 South, Range 37 East of the Boise Meridian

Section 25: NW $\frac{1}{4}$ SE $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$, Except: Beginning at a point that is North 1659 feet and West 1379 feet from the Southeast corner of Section 25, thence West 175 feet, thence North 7°50' West 125 feet, thence South 68°09'30" West 235.15 feet, thence South 23°11'30" East 281.25 feet, thence East 217.20 feet, thence North 7°50' West 357.60 feet, more or less to the point of beginning.

Also except: Beginning at a point that is North 1659.0 feet and West 1379.0 feet from the Southeast corner of Section 25, and running thence North 7°50' West along the property fence 504.7 feet, thence West 175.0 feet, thence South 7°50' East 504.7 feet, thence East 175.0 feet, more or less, to the point of beginning.

Together with the right to egress and ingress to and from the above property to the now existing County road.

Subject to a Boundary Line Agreement recorded February 17, 2010 under instrument number 248137.

**RESTATED OPERATING AGREEMENT
OF
DYNAMITE RANCH, LLC**

THIS RESTATEMENT is made effective as of the 12 day of May, 2015, by and among JUNE ASTON and KENT G. ASTON.

I

FORMATION OF LIMITED COMPANY

1.01 Formation. The parties hereby form a limited liability company (the "Company") pursuant to the provisions of the Idaho Limited Liability Company Act, upon the terms and conditions set forth herein.

1.02 Name and Principal Place of Business. The name of the Company is DYNAMITE RANCH, LLC, and its office and principal place of business shall be at 192 East Depot St., P.O. Box 24, Weston, Idaho 83286, or such other place or places as the Members may determine from

time to time. 1.03 Term of Company. The duration of the Company is perpetual and shall commence operations as of the date of the original Agreement and shall dissolve upon the earlier of:

- (a) The date on which the Manager(s) and Members entitled to receive 67% of the Company's Net Profits sign a written agreement of dissolution; or
- (b) The date on which the Company is dissolved by judicial decree.

1.04 Definitions. The following terms used in this Agreement shall have the following respective meanings (unless otherwise expressly provided herein or unless the context otherwise requires):



IDAHO DEPARTMENT OF
WATER RESOURCES

Eastern Region • 900 N Skyline Drive, Suite A • Idaho Falls, ID 83402-1718

Phone: 208-525-7161 • Fax: 208-525-7177 • Email: easterninfo@idwr.idaho.gov • Web: idwr.idaho.gov

Governor Brad Little

Director Gary Spackman

September 20, 2023

DYNAMITE RANCH LLC
PO BOX 24
WESTON ID 83286

RE: Chane in Water Right Ownership
Water Rights: 13-2209, 13-4141, 13-7660

Dear Sir/Madam:

On June 30, 2023, you filed a Notice of Change in a Water Right Ownership (ownership change) with the Idaho Department of Water Resources (IDWR), seeking to update the records for the water rights listed above. After an initial review, we determined that you needed to provide evidence of ownership and/or additional filing fees. The department contacted you on July 3, 2023, and August 25, 2023. We spoke with you again on September 20, 2023 and you let our office know that after you had met with the Preston IDWR office, you determined you would file a claim and the ownership change could be returned.

We are therefore returning your original ownership change and have initiated a refund of your filing fee (\$75.00). The refund from the state of Idaho will arrive at the address listed above within a couple of weeks.

Please feel free to re-file your ownership change any time in the future. Because your filing fee is being refunded, you will need to determine and provide the proper filing fee at the time you re-file the application.

If you have any questions, feel free to contact me at (208) 525-7161.

Respectfully submitted,

Jonie Baily
Technical Records Specialist

Enclosure(s)

Baily, Jonie

From: Baily, Jonie
Sent: Wednesday, September 20, 2023 2:37 PM
To: IdwrPayable
Subject: Refund Request
Attachments: Receipt

Good afternoon!

I have a refund request as follows:

Receipt number: E049320
Amount: \$75.00
Payable to: DYNAMITE RANCH LLC
PO BOX 24
WESTON ID 83286

Reason: Ownership Change filed. Applicant is going to file a claim instead of the ownership change and requested the ownership change be returned. Therefore, the applicant is entitled to a full refund.

Let me know if you have any questions or need additional information. Have a great day!!!



Jonie Baily | Technical Records Specialist
900 N Skyline Drive Ste. A, Idaho Falls, ID 83402
Phone number: (208) 525-7161
Fax number: (208) 525-7177
Email: jonie.barg@idwr.idaho.gov
Website: www.idwr.idaho.gov