

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP

RECEIVED

MAY 28 2004

Please print or type. Attach pages with additional information. Instructions are included at the end of this form.
 Incomplete forms will be returned.

Department of Water Resources
 Eastern Region

1. Please list the water right number(s) and/or adjudication claim number(s) (if any) for each water right to be changed. List just the adjudication claim number if there is no corresponding water right record on file with the department. Indicate, by checking in the space provided (under the "split" heading), if the change in ownership is limited to a portion of a water right in which case division of the existing water right or adjudication claim record will be required.

Water Right No(s).	Adjudication Claim No(s).	Split	Water Right No(s).	Adjudication Claim No(s).	Split
<u>77-4222</u>	_____	___	_____	_____	___
<u>77-7202</u>	_____	___	_____	_____	___
_____	_____	___	_____	_____	___
_____	_____	___	_____	_____	___
_____	_____	___	_____	_____	___

RECEIVED

2. The following **REQUIRED** information must be submitted with this form:

JUN 03 2004

- A. The appropriate **FILING FEE**. See instructions for fee amounts. N/A
- B. A copy of the most recent **DEED, TITLE POLICY, CONTRACT OF SALE** or other legal document indicating your ownership of the property and water right(s) or claim(s) in question, **WITH ATTACHED LEGAL DESCRIPTION**.
- C. Either of the following (if necessary to clarify division of water rights or other complex property descriptions):
PLAT OF PROPERTY or **SURVEY MAP** clearly showing the location of the point(s) of diversion and place of use of your water right(s) and/or adjudication claim(s) (these are usually attached to your deed or on file with the county).
OR
 If your water right(s) and/or adjudication claim(s) is for ten or more acres of irrigation, you must submit a USDA Farm Service Agency **AERIAL PHOTO** with the irrigated acres outlined and point(s) of diversion clearly marked. The **AERIAL PHOTO** should be submitted in place of the **PLAT OF PROPERTY** or **SURVEY MAP**.

WATER RESOURCES
 WESTERN REGION

3. Name and Address of Former Owner/Claimant(s) Richard G. McAfee
300 Carter Creek Rd., Dillon, MT 59725
4. New Owner/Claimant(s) Castle Creek Hideout, LLC
 Name Connector (Check one): ☐ and, ☐ or, ☐ and/or
 New Mailing Address HC 82 Box 40-60
 City, State and ZIP Code Challis, ID 83226
 New Telephone Number (84) 377-6090
5. Date you acquired the property August 4, 2003

6. **If the change in ownership affects the entire water right for each water right or adjudication claim number listed in item 1, THEN SKIP THIS ITEM AND GO TO ITEM 7.** If the change in ownership divides the water right(s) among multiple owners, you must describe, in detail, your portion of each water right after the change. Fill in the appropriate spaces in the box(es) below to describe your water right(s) after the change (one water right per box, you may copy this page as necessary). If your quantity of water is greater than a proportionate split, you must attach documentation to show justification for a larger amount. If you are not sure how to identify your portion of the original water right or adjudication claim records, please contact the nearest IDWR office for assistance.

DESCRIPTION OF YOUR PORTION OF WATER RIGHT (If the right(s) will not be split, skip this area and proceed to item 7)		
Water Right and/or Adjudication Claim Number _____		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Irrigation	_____	_____
Stock	_____	_____
Domestic	_____	_____
Other _____	_____	_____
Total	_____	_____

DESCRIPTION OF YOUR PORTION OF WATER RIGHT (If the right(s) will not be split, skip this area and proceed to item 7)		
Water Right and/or Adjudication Claim Number _____		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Irrigation	_____	_____
Stock	_____	_____
Domestic	_____	_____
Other _____	_____	_____
Total	_____	_____

7. Signature of New Owner(s) or Claimant(s) _____
(include title if applicable)

For Snake River Basin Adjudication Claims: Please attach a Notice of Appearance completed by your attorney, if you wish IDWR to correspond with him/her for all matters related to your claims.

For Office Use Only
 Received by DB Date 6.3.04 Fee 0
 Receipted by _____ Date _____ Receipt No. _____
 Processed by _____ AJ Date _____ WR _____ Date _____



WARRANTY DEED

FOR VALUE RECEIVED, RICHARD G. MCAFEE and RAMONA D. MCAFEE, husband and wife, do hereby grant, bargain, sell and convey unto JOHN ROSS GREGORY, a married man dealing with his sole separate property, whose address is P.O. Box 717, Picaboo, Idaho, 83348, the following described premises, in Lemhi County, Idaho, to-wit:

See attached Exhibit A

TO HAVE AND TO HOLD the said premises, with their appurtenances unto said Grantee, his heirs and assigns forever. And said Grantors do hereby covenant to and with the said Grantee that they are the owners in fee simple of said premises; that they are free from all encumbrances and that they will warrant and defend the same from all lawful claims whatsoever.

DATED: August 8-4, 2003.

Richard G. McAfee
RICHARD G. MCAFEE

Ramona D. McAfee
RAMONA D. MCAFEE

State of Idaho)
County of Lemhi)

255463

SS No. _____

This Instrument was filed for record at the request of Alliance

at 3:57 o'clock p.m. 7 Aug 2003

and duly filmed and indexed in the records of Lemhi County

Terri J. Morton
Ex-Officio Recorder

By KB Deputy

Fee 9.00

Return to _____

STATE OF Idaho)
County of Blaine) ss.

255463

On this 4th day of August 2003, before me, a Notary Public in and for said County and State, personally appeared RICHARD G. MCAFEE and RAMONA D. MCAFEE, husband and wife, known to me to be the persons whose names are 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.



Lorraine Sorensen
NOTARY PUBLIC
Residing at Palmer, Idaho
Comm. Expires: 3-26-04

EXHIBIT A

A FRACTION OF H.E.S. NO. 325 LOCATED IN SECTION 11 AND 12, TOWNSHIP 17 NORTH, RANGE 17 EAST, BOISE MERIDIAN, LEMHI COUNTY, IDAHO, DESCRIBED AS FOLLOWS:

COMMENCING AT CORNER NO. 3, H.E.S. NO. 325, A FOUND MARKED STONE FROM WHICH CORNER NO. 4, A FOUND BRASS CAP, BEARS SOUTH $81^{\circ}26'$ E., RUN THENCE SOUTH $61^{\circ}43'52''$ W., A DISTANCE OF 1030.37 FEET TO A SET $5/8"$ X 24" CAPPED REBAR, THE POINT OF BEGINNING:

THENCE NORTH $82^{\circ}24'38''$ E., A DISTANCE OF 2102.70 FEET TO A SET $5/8"$ X 24" CAPPED REBAR; THENCE SOUTH $21^{\circ}02'40''$ E., A DISTANCE OF 59.34 FEET TO A POINT ON THE BOUNDARY LINE BETWEEN CORNER NO. 4 AND CORNER NO. 5, OF H.E.S. NO. 325; THENCE SOUTH $53^{\circ}21'$ W., ALONG SAID BOUNDARY LINE A DISTANCE OF 88.60 FEET; THENCE SOUTH $82^{\circ}32'03''$ W., A DISTANCE OF 1283.26 FEET TO A SET $5/8"$ X 24" CAPPED REBAR; THENCE SOUTH $01^{\circ}11'50''$ E., A DISTANCE OF 114.25 FEET TO A SET $5/8"$ X 24" CAPPED REBAR; THENCE NORTH $86^{\circ}07'42''$ W., A DISTANCE OF 756.72 FEET TO A SET $5/8"$ X 24" CAPPED REBAR; THENCE NORTH $08^{\circ}57'39''$ W., A DISTANCE OF 61.17 FEET TO THE POINT OF BEGINNING.

DEED OF INTEREST OF TENANT IN COMMON
TO THIRD PARTY

Indenture made, effective August 4, 2003, by and between RICHARD G. MCAFEE and RAMONA D. MCAFEE, husband and wife, the Grantors, and JOHN ROSS GREGORY, a married man dealing with his sole separate property, whose address is P.O. Box 717, Pícaboo, Idaho 83348, the Grantee.

Grantors and the DRAKE REVOCABLE TRUST and/or the Estate of John D. Drake and Virginia L. Drake, are seised and possessed of real property located in the County of Lemhi, State of Idaho, legally described in Exhibit A attached hereto, as tenants in common, and no partition has been made between Grantors and DRAKE REVOCABLE TRUST and/or the Estate of John D. Drake and Virginia L. Drake, and Grantors hold and are entitled to an undivided 50% interest in the described property.

For and in consideration of value paid by Grantee to Grantors, the receipt of which is acknowledged, Grantors give, grant, bargain, sell and covey to Grantee all or Grantor's right, title, interest, and claim in and to the described undivided 50%-interest in the described property.

To have and to hold, together with all and singular the privileges appertaining to the property, to Grantee, and Grantee's heirs, and assigns, free of all encumbrances whatsoever not of record or disclosed in the Title Insurance report prepared for the parties by Alliance Title & Escrow, and Grantor's heirs, all and singular, shall and will warrant and forever defend from the lawful claim or claims of any and all persons whatsoever the interest conveyed.

DATED: August 8-4-2003, 2003.

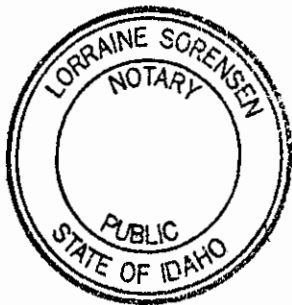
Richard G. McAfee
RICHARD G. MCAFEE

Ramona D. McAfee
RAMONA D. MCAFEE

STATE OF Idaho)
County of Lemhi) ss.

On this 4th day of August 2003, before me, a Notary Public in and for said County and State, personally appeared RICHARD G. MCAFEE and RAMONA D. MCAFEE, husband and wife, known to me to be the persons whose names are 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.



Lorraine Sorensen
NOTARY PUBLIC
Residing at Helmon Id.
Comm. Expires: 3-26-06

State of Idaho)
County of Lemhi) SS No. 255464

This Instrument was filed for record at the request
of Aliance

at 3:55 o'clock p.m. 7 Aug 2003

and duly filed and indexed in the records of Lemhi
County

Terri J. Morton
Ex-Officio Recorder

By KB Deputy

Fee 9.00

Return to _____

255464

EXHIBIT "A"

THAT PART OF HOMESTEAD ENTRY SURVEY NO. 325 IN APPROXIMATELY SECTION 11, TOWNSHIP 17 NORTH, RANGE 17 EAST, BOISE MERIDIAN, LEMHI COUNTY, IDAHO, MORE PARTICULARLY DESCRIBED AS FOLLOWS, TO-WIT:

BEGINNING AT CORNER NO. 4 OF H.E.S. NO. 325, RUNNING THENCE SOUTH $53^{\circ}21'$ W., ALONG THE SOUTHEASTERLY BOUNDARY OF H.E.S. NO. 325, A DISTANCE OF 1815.7 FEET; THENCE NORTH $32^{\circ}50'$ W., 187.2 FEET; THENCE SOUTH $50^{\circ}56'$ W., 764.2 FEET; THENCE NORTH $55^{\circ}56'$ W., 1439.1 FEET TO A POINT ON THE NORTHWESTERLY BOUNDARY OF H.E.S. NO. 325; THENCE NORTH $68^{\circ}48'$ EAST ALONG SAID NORTHWESTERLY BOUNDARY 2198.04 FEET TO CORNER NO. 3 OF H.E.S. NO. 325; THENCE SOUTH $81^{\circ}26'$ E., 1308.47 FEET TO CORNER NO. 4 AND THE POINT OF BEGINNING.

WARRANTY DEED

For value received, **JOHN ROSS GREGORY**, a married man dealing with his sole and separate property, the Grantor, whose current address is P. O. Box 717, Picabo, Idaho 83348, does hereby grant, bargain, sell and convey unto **CASTLE CREEK HIDEOUT, LLC**, whose current address is P. O. Box 717, Picabo, Idaho 83348, the Grantee, the following described premises, to-wit:

See Exhibit A attached hereto and incorporated herein by reference.

TO HAVE AND TO HOLD the premises with their appurtenances unto the said Grantee, its heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee that he is the owner in fee simple of said premises, that said premises are free from all encumbrances, and that he will warrant and defend the same from all lawful claims whatsoever.

Dated: 1-27-2004

JOHN ROSS GREGORY

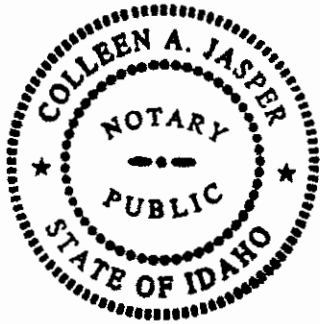
257892
State of Idaho)
County of Lemhi) SS No. _____
This instrument was filed for record at the request
of Holland & Hart LLP
at 10:57 o'clock am on 3-15-2004
and duly filmed and indexed in the records of Lemhi
County Term J. Morton
Ex-Officio Recorder
By Brenda Clifton Deputy
Fee 9.00
Return to Holland & Hart LLP
J. Frederick Mack, Esq.
PO Box 2527
Boise ID 83701-2527

257892

STATE OF IDAHO)
 : ss.
County of Ada)

On this 27th day of January, 2007, before me,
Colleen A. Jasper, a notary public for said State, personally appeared
JOHN ROSS GREGORY, known or identified to me to be the person who executed the
instrument, and acknowledged to me that he 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.



Colleen A. Jasper
Notary Public for: Bride, Idaho
Residing at: Bowse, Idaho
My Commission Expires: 11/27/04

3160180_1.DOC

257892

255463

EXHIBIT A

A FRACTION OF H.E.S. NO. 325 LOCATED IN SECTION 11 AND 12, TOWNSHIP 17 NORTH, RANGE 17 EAST, BOISE MERIDIAN, LEMHI COUNTY, IDAHO, DESCRIBED AS FOLLOWS:

COMMENCING AT CORNER NO. 3, H.E.S. NO. 325, A FOUND MARKED STONE FROM WHICH CORNER NO. 4, A FOUND BRASS CAP, BEARS SOUTH 81°26' E., RUN THENCE SOUTH 61°43'52" W., A DISTANCE OF 1030.37 FEET TO A SET 5/8" X 24" CAPPED REBAR, THE POINT OF BEGINNING.

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DEED OF INTEREST OF TENANT IN COMMON
TO THIRD PARTY

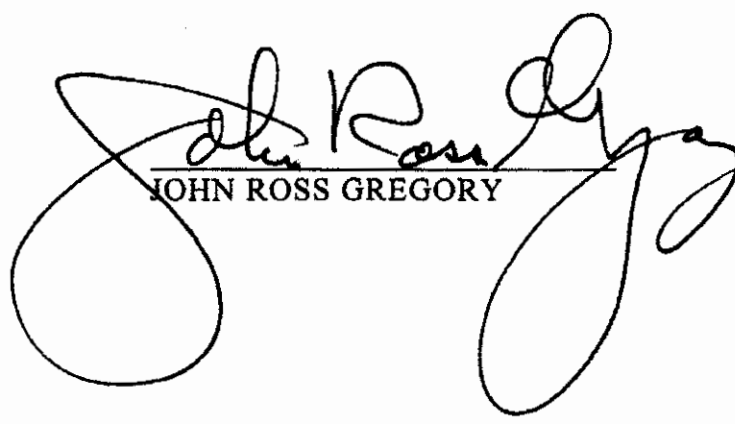
Indenture made, effective the 11th day of March, 2004, by and between **JOHN ROSS GREGORY**, as his sole and separate property, the Grantor, whose current address is P. O. Box 717, Picabo, Idaho 83348, does hereby grant, bargain, sell and convey unto **CASTLE CREEK HIDEOUT, LLC**, whose current address is P. O. Box 717, Picabo, Idaho 83348, the Grantee.

Grantor is seized and possessed of real property located in the County of Lemhi, State of Idaho, legally described in Exhibit A attached hereto, and Grantor holds and is entitled to an undivided 50% interest in the described property.

For and in consideration of value paid by Grantee to Grantor, the receipt of which is acknowledged, Grantor gives, grants, bargains, sells and conveys to Grantee all of Grantor's right, title, interest and claim in and to the described undivided 50% interest in the described property.

To have and to hold, together with all and singular the privileges appertaining to the property, to Grantee, and Grantee's heirs and assigns, free of all encumbrances whatsoever not of record or disclosed in the Title Insurance report prepared for the parties by Alliance Title & Escrow, and Grantor's heirs, all and singular, shall and will warrant and forever defend from the lawful claim or claims of any and all persons whatsoever the interest conveyed.

Dated: March 11, 1004


JOHN ROSS GREGORY

State of Idaho) 257893,
County of Lemhi) SS No.

This instrument was filed for record at the request
of Holland + Hart LLP
at 10:56 clock a.m. 3-15-2004

and duly filmed and indexed in the records of Lemhi
County

By Brenda C. Strong Deputy
900

Fee
Return to Holland + Hart LLP

9 Frederick Mack Esq.
P.O. Box 2527

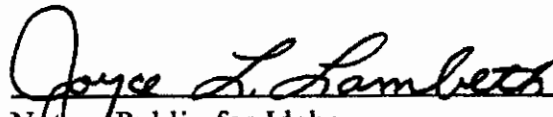
Boise, Id 83701 - 2527

257893

STATE OF IDAHO)
 : ss.
County of Ada)

On this 11th day of March, 2004, before me, Joyce L. Lambeth, a notary public for said State, personally appeared JOHN ROSS GREGORY, known or identified to me to be the person who executed the instrument, and acknowledged to me that he 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: Mountain Home, Idaho
My Commission Expires: 11/10/06

3160195_1.DOC



EXHIBIT "A"

THAT PART OF HOMESTEAD ENTRY SURVEY NO. 325 IN APPROXIMATELY SECTION 11, TOWNSHIP 17 NORTH, RANGE 17 EAST, BOISE MERIDIAN, LEMHI COUNTY, IDAHO, MORE PARTICULARLY DESCRIBED AS FOLLOWS, TO-WIT:

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