

JUN 10 2008

DEPARTMENT OF
WATER RESOURCES

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

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

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 IDWR will produce new water right number(s) for the split(s).

COPY

Water Right No(s)	Adjudication Claim No(s)	Split(s)	Water Right No(s)	Adjudication Claim No(s)	Split(s)
PD 33-187B			PD 33-10941		
PD 33-2073	Nate Arave has files.		PD 33-10051		
PD 33-11953			PD 33-10934		
PD 33-00112					
PD 33-000113					
PD 33-10940					

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

- A. The appropriate **FILING FEE**. See instructions for fee amounts.
- 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 on file with the county Planning and Zoning or Recorder's Office).
- OR**
- D. 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 or equivalent **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**.

3. Name and Address of Former Owner/Claimant(s) Edwin C. Thomas & Linda Thomas
PO Box 1842
Sum Valley, Id 83353

4. New Owner/Claimant(s) Mingo Tribal Preservation Trust
 Name Connector (Check one): ☐ and, ☐ or, ☐ and/or

New Mailing Address PO Box 3410
 City, State and ZIP Code Boone, NC 28607
 New Telephone Number (828) 205-1400 Email: _____

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

RECEIVED**JUN 10 2008****DEPARTMENT OF
WATER RESOURCES**

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Water Right No(s)	Adjudication Claim No(s)	Split(s)	Water Right No(s)	Adjudication Claim No(s)	Split(s)
Adj 73-187 B					
Adj 73-2073					
Adj 73-11953					

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3. Name and Address of Former Owner/Claimant(s)	Edwin A. Thomas & Linda Thomas PO Box 1842 Sun Valley, Id 83353
4. New Owner/Claimant(s)	Mingo Tribal Preservation Trust
New Mailing Address	PO Box 3410
City, State and ZIP Code	Boone, NC 28607
New Telephone Number	(828) 265-1400
Email:	

5. Date you acquired the property

2.11.2008

6. If the change in ownership affects the entire water right for each water right or adjudication claim number listed in line 1, then skip this line and go to line 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 (you may copy this page, if 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 will not be split, skip this area and proceed to line 7)		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Water Right and/or Adjudication Claim Number <u>73.187B</u>		
Irrigation	<u>2.000 CFS</u>	<u>209.7</u>
Stock		
Domestic		
Other		
Totals		
Water Right and/or Adjudication Claim Number <u>73.8073</u>		
Irrigation	<u>9.600 CFS</u>	<u>209.7</u>
Stock		
Domestic		
Other		
Totals		
Water Right and/or Adjudication Claim Number <u>73.11953</u>		
Irrigation	<u>3.350 CFS</u>	<u>409.9</u>
Stock		
Domestic		
Other		
Totals		

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.

7. Signature(s) of New Owner(s) or Claimant(s)

(title if applicable)

(title if applicable)

IT IS IMPORTANT TO FILE THIS COMPLETED FORM AT THE APPROPRIATE IDWR OFFICE, WITH PAYMENT OF THE FILING FEE AND THE OWNERSHIP DOCUMENT(S), AS REFERRED TO IN LINE 2.

For IDWR Office Use Only:

Received by [Signature]Receipted by [Signature]Processed by AJDate 12/10/08Date 12/10/08Date 12/10/08Receipt Amt. 75.00Receipt No. 6051077WR Date



Order No. 3070704330

WARRANTY DEED

For Value Received,

Edwin C. Thomas, III and Linda M. Thomas, husband and wife

GRANTOR(s), do(es) hereby GRANT, BARGAIN, SELL and CONVEY unto

EAC REV No. 13, LLC, a North Carolina Limited Liability Company

GRANTEE(s), whose address is: PO Box 3410, Boone, NC 28607

the following described real property, to-wit:

Lot 1, Section 1, Township 11 North, Range 24 East, Boise Meridian, Custer County, Idaho.

Lots 3, 4 and 5, Section 6, Township 11 North, Range 25 East, Boise Meridian, Custer County, Idaho.

The Northwest Quarter of the Northeast Quarter; the South Half of the Northeast Quarter; the Southeast Quarter; the Southeast Quarter of the Northwest Quarter, the Northeast Quarter of the Southwest Quarter; the South half of the Southwest Quarter; all in Section 8, Township 11 North, Range 25 East, Boise Meridian, Custer County, Idaho.

The Northeast Quarter of the Northeast Quarter of Section 17, Township 11 North, Range 25 East, Boise Meridian, Custer County, Idaho.

The Northeast Quarter of the Northwest Quarter of Section 8; the West Half of the Southwest Quarter and the Southeast Quarter of the Southwest Quarter of Section 9; the North Half of the Northwest Quarter; the Northwest Quarter of the Northeast Quarter of Section 17; all in Township 11 North, Range 25 East, Boise Meridian, Custer County, Idaho.

Lot 4 in Section 31, Township 12 North, Range 25 East, Boise Meridian, Custer County, Idaho.

Forest Homestead Entry No. 257, described in Patent recorded November 16, 1919 in Book 6, page 608, Patent No. 010401, records Custer County, Idaho.

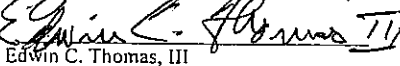
Forest Homestead Entry No. 261, described in Patent recorded June 15, 1918 in Book 6, page 590, Patent No. 010123, records of Custer County, Idaho.

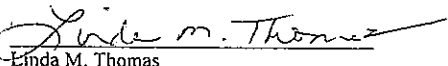
Forest Homestead Entry No. 262, described in Patent recorded June 15, 1918 in Book 6, page 590, Patent No. 010123, records of Custer County, Idaho.

PURSUANT TO AN IRC 1031 TAX DEFERRED EXCHANGE ON BEHALF OF GRANTOR/GRANTEE

TO HAVE AND TO HOLD the premises with its appurtenances unto the said Grantees, their heirs and assigns forever. And the said Grantors do hereby covenant to and with the said Grantees, that they are the owners in fee simple of said premises that said premises are free from all encumbrances except the current year's taxes and assessments, conditions, covenants, restrictions, reservations, easements, rights and rights of way, apparent or of record and that they will warrant and defend the same from all lawful claims whatsoever.

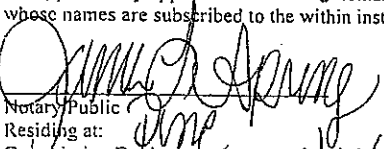
DATED this 7th day of FEBRUARY, 2008.

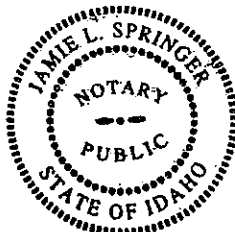

Edwin C. Thomas, III


Linda M. Thomas

State of Idaho)
County of Blaine)
ss

On this 12 day of February, 2008 before me JAMIE L. SPRINGER, a notary public in and for said State, personally appeared Edwin C. Thomas, III and Linda M. Thomas known or identified to me to be the persons whose names are subscribed to the within instrument, and acknowledged to me that they executed the same.


Notary Public
Residing at: one
Commission Expires: 5/19/2010



5. Date you acquired the property

2-11-2008

6. If the change in ownership affects the entire water right for each water right or adjudication claim number listed in line 1, then skip this line and go to line 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 (you may copy this page, if 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 will not be split, skip this area and proceed to line 7)		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Water Right and/or Adjudication Claim Number <u>73-1872</u>		
Irrigation	<u>2.000 CFS</u>	<u>209.7</u>
Stock		
Domestic		
Other		
Totals		
Water Right and/or Adjudication Claim Number <u>73-2873</u>		
Irrigation	<u>9.600 CFS</u>	<u>209.7</u>
Stock		
Domestic		
Other		
Totals		
Water Right and/or Adjudication Claim Number <u>73-11953</u>		
Irrigation	<u>3.350 CFS</u>	<u>409.9</u>
Stock		
Domestic		
Other		
Totals		

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.

7. Signature(s) of New Owner(s) or Claimant(s)

MUSCO TRIAL PRESERVATION TRUST

(title if applicable)

by [Signature]

TRUSTEE

(title if applicable)

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For IDWR Office Use Only:

Received by _____ Date _____
 Received by _____ Date _____
 Processed by _____ AJ Date _____

Receipt Amt. _____
 Receipt No. _____
 WR _____ Date _____

Idaho Department of Water Resources Receipt

Receipt ID: C087077

Payment Amount	\$75.00	Date Received	6/10/08 2:58	Region	STATE
Payment Type	Check	Check Number	0100302		
Payer	AMERITITLE				

Comments Change in Water Right Ownership

Fee Details

Amount	Description	Fund	Fund Detail	PCA	Subobject
\$75.00	OWNERSHIP CHANGES/SECURITY INTERESTS	0229	21	56140	1155



Signature Line (Department Representative)

Idaho Department of Water Resources

Receipt ID: C087079

Payment Amount \$100.00 Date Received 6/10/08
Payment Type Check Check Number 010057
Payer AMERITITLE

Ameri Title
Hailey?

3 ✓'s
not sure
who they were
for

C
D/C 47,
sec int -
F
extra WR # on it
legal does not include
\$10 parcel
RESTS

56140 1155

mortg lists parcel
which includes
land in question
& the WR # is
listed

Representative

Jamie Springer
208-578-7929

combined totals
corrected

6-12-08
Emalee's notes
re pmt. / refund.
Shel pur sue.
/ 10