

RECEIVED

APR 04 2016

DEPARTMENT OF
WATER RESOURCESSTATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

MAR 28 2016

Department 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 #6](#) of the instructions.

Water Right/Claim No.	Split?	Leased to Water Supply Bank?	Water Right/Claim No.	Split?	Leased to Water Supply Bank?
74-22	Yes ☐	Yes ☐		Yes ☐	Yes ☐
74-22	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐

2. Previous Owner's Name: THOMPSON CREEK MINING CO.
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): LONG CREEK MINING COMPANY
New owner(s) as listed on the conveyance document Name connector ☐ and ☐ or ☐ and/or
- 26 West Dry Creek Circle Littleton CO 80112
Mailing address City State ZIP
- 303-347-6621 gbulloch@tcrk.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: January 18, 2016
6. If the water right is leased to the Water Supply Bank changing ownership of a water right will reassign to the new owner any Water Supply Bank leases associated with the water right. Payment of revenue generated from any rental of a leased water right requires a completed [IRS Form W-9](#) for payment to be issued to an owner. A new owner for a water right under lease shall supply a W-9. Water rights with multiple owners must specify a designated lessor, using a completed [Lessor Designation](#) form. Beginning in the calendar year following an acknowledged change in water right ownership, compensation for any rental will go to the new owner(s).
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):
 ☐ \$25 per *undivided* water right.
 ☐ \$100 per *split* water right.
 ☐ 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.

8. Signature: [Signature] Director Land Services March 22, 2016
 Signature of new owner/claimant Title, if applicable Date

Signature: _____ _____ _____
 Signature of new owner/claimant Title, if applicable Date

For IDWR Office Use Only:

Received by [Signature] Date 3/28/2016 Receipt No. E041965 Receipt Amt. \$50. -

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

Name on W-9 _____ Approved by _____ Processed by [Signature] Date 12-21-16

Filed for Record at the Request
of and after recording mail to:

Long Creek Mining Co.
26 West Dry Creek Circle, Suite 810
Littleton, CO 80120
Attention: Land Department

QUITCLAIM DEED

FOR VALUE RECEIVED, **THOMPSON CREEK MINING CO.**, a Colorado corporation (the "Grantor"), whose address is 26 West Dry Creek Circle, Suite 810, Littleton, Colorado 80120 does hereby convey, remise, release and forever quitclaim unto **LONG CREEK MINING COMPANY**, a Nevada corporation (the "Grantee"), whose address is 26 West Dry Creek Circle, Suite 810, Littleton, Colorado 80120, the following described real property located in Lemhi County, Idaho (the "Property"):

A parcel of land lying situate in Section 36, Township 16 North, Range 27 East of the Boise Meridian and Section 31, Township 16 North, Range 28 East of the Boise Meridian, more specifically described as follows:

Beginning at the northeast corner of section 36, T. 16 N., R. 27 E. of the B. M.; running thence S.00°31'05" E. along the section line 2641.25 feet to the east 1/4 corner of said section 36; thence S.80°04'49"W. 1279.73 feet to the true point of beginning, being the southwest property corner; thence N.72°45'47"E. 4225.69 feet; thence N.31°31'42"W. 503.67 feet to the centerline of Hawley Creek; thence along said centerline the following one hundred four (104) courses: S.69°17'47"W. 41.27 feet; thence N.53°13'14"W. 71.78 feet; thence S.79°48'53"W. 54.46 feet; thence N.49°56'03"W. 73.17 feet; thence S.10°06'30"W. 51.72 feet; thence N.76°48'32"W. 30.23 feet; thence N.22°56'48"W. 35.08 feet; thence N.09°00'29"W. 27.12 feet; thence S.77°31'42"W. 16.72 feet; thence S.48°52'27"W. 27.51 feet; thence S.69°19'47"W. 62.35 feet; thence S.59°54'50"W. 29.64 feet; thence N.72°32'10"W. 51.33 feet; thence N.77°55'25"W. 50.45 feet; thence N.02°31'45"E. 28.26 feet; thence N.58°09'54"W. 41.18 feet; thence N.78°04'42"W. 23.68 feet; thence S.33°17'22"W. 24.15 feet; thence S.14°06'22"E. 48.25 feet; thence S.42°20'16"W. 25.12 feet; thence N.43°46'36"W. 29.31 feet; thence N.55°10'50"W. 47.16 feet; thence S.70°42'37"W. 29.53 feet; thence S.05°09'55"E. 37.93 feet; thence S.44°44'08"W. 62.53 feet; thence N.84°39'29"W. 25.26 feet; thence N.50°14'26"W. 33.78 feet; thence S.82°45'03"W. 21.67 feet; thence S.48°41'43"W. 47.10 feet; thence N.85°26'07"W. 84.25 feet; thence N.71°13'39"W. 29.05 feet; thence S.55°02'06"W. 23.48 feet; thence S.24°15'26"W. 34.23 feet; thence N.81°31'30"W. 39.06 feet; thence N.21°40'11"W. 63.69 feet; thence N.84°58'17"W. 64.04 feet; thence S.18°47'39"W. 13.97 feet; thence S.56°38'51"E. 23.39 feet; thence S.24°51'43"W. 33.57 feet; thence S.61°08'32"W. 62.68 feet; thence S.33°12'43"W. 33.13 feet; thence S.86°01'41"W. 74.75 feet; thence S.74°48'16"W. 33.14 feet; thence N.51°06'36"W. 43.58 feet; thence S.79°54'47"W. 78.31 feet; thence N.63°50'44"W.

Hawley Creek – Lemhi County, ID

90.21 feet; thence S.26°08'00"W. 95.95 feet; thence S.87°20'03"W. 94.36 feet; thence N.80°51'19"W. 118.48 feet; thence S.82°01'03"W. 78.54 feet; thence N.60°57'49"W. 62.74 feet; thence S.33°53'49"W. 63.94 feet; thence S.56°29'03"W. 69.46 feet; thence N.76°31'58"W. 52.58 feet; thence N.47°49'06"W. 67.92 feet; thence S.24°57'52"W. 83.60 feet; thence S.62°44'07"W. 31.50 feet; thence N.85°43'49"W. 92.14 feet; thence S.69°55'37"W. 100.74 feet; thence N.89°23'56"W. 61.30 feet; thence S.59°18'39"W. 68.10 feet; thence N.51°53'55"W. 61.63 feet; thence S.26°58'31"W. 57.91 feet; thence S.43°14'06"W. 62.49 feet; thence S.71°30'30"W. 34.77 feet; thence S.46°51'56"E. 37.73 feet; thence S.09°58'37"W. 19.84 feet; thence S.63°20'14"W. 105.51 feet; thence S.23°15'09"W. 53.77 feet; thence S.59°45'23"W. 151.47 feet; thence S.36°00'27"W. 90.63 feet; thence S.86°35'57"W. 30.34 feet; thence S.46°18'52"W. 88.28 feet; thence S.33°46'29"W. 40.56 feet; thence S.19°11'48"E. 56.53 feet; thence S.52°26'36"W. 80.53 feet; thence N.26°52'02"W. 44.59 feet; thence N.85°33'12"W. 35.64 feet; thence S.64°53'27"W. 135.12 feet; thence S.32°30'52"W. 59.46 feet; thence N.43°48'57"W. 54.85 feet; thence S.88°32'40"W. 69.17 feet; thence N.29°34'15"W. 65.37 feet; thence N.72°31'24"W. 25.81 feet; thence S.09°11'34"W. 41.02 feet; thence S.82°11'44"W. 52.96 feet; thence N.54°31'43"W. 58.12 feet; thence N.89°34'17"W. 63.90 feet; thence N.77°50'19"W. 30.78 feet; thence S.83°03'52"W. 35.28 feet; thence S.75°03'32"W. 20.32 feet; thence S.26°30'45"W. 98.47 feet; thence S.12°04'40"W. 110.14 feet; thence S.31°20'16"W. 50.83 feet; thence S.52°42'31"W. 103.86 feet; thence N.55°06'04"W. 66.37 feet; thence S.26°52'20"W. 38.29 feet; thence S.06°56'22"E. 67.40 feet; thence S.32°28'34"W. 57.27 feet; thence S.57°32'41"W. 40.75 feet; thence N.77°35'54"W. 80.31 feet; thence S.74°08'17"W. 86.19 feet; thence S.06°27'46"W. 51.79 feet; thence S.77°16'43"W. 14.16 feet; thence S.42°54'58"E. 462.17 feet to the true point of beginning.

The above described property being more particularly described by that certain Lot Split Plat for Ray and Susan Kagel dated October 19, 2010, and recorded in the Office of the Recorder of Lemhi County, Idaho on October 26, 2010, as Instrument No. 284320 in Book 10 on page 30 being thereon referred to as Parcel B and containing 69.88 acres, m/l.

Together with that certain Water Right No. 74-22 (Big Creek Hawley Creek) as registered with the Idaho Department of Water Resources.

TOGETHER WITH all fixtures thereon and all water and water rights, ditches and ditch rights, and wells and well rights appurtenant thereto and all of Grantor's right, title and interest in and to the foregoing Property.

IN WITNESS WHEREOF, Grantor has executed this Quitclaim Deed effective as of the 18th day of January, 2016.

GRANTOR:

THOMPSON CREEK MINING CO.

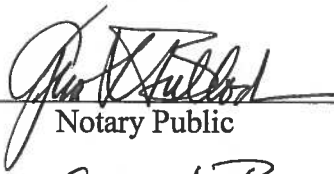


Anne DeMarco
General Counsel and Secretary

Acknowledgement of Corporation

STATE OF COLORADO)
): ss.
COUNTY OF ARAPAHOE)

On this 18th day of January, 2016, before me, Gina L. Bulloch, a notary public in and for said State, personally appeared Anne DeMarco, known or identified to me to be the General Counsel and Secretary of the corporation that executed the above instrument on behalf of said corporation and acknowledged to me that said corporation executed the same.

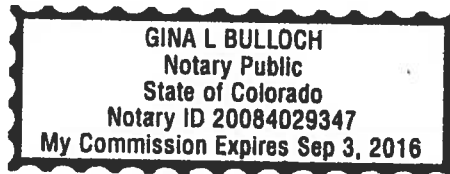


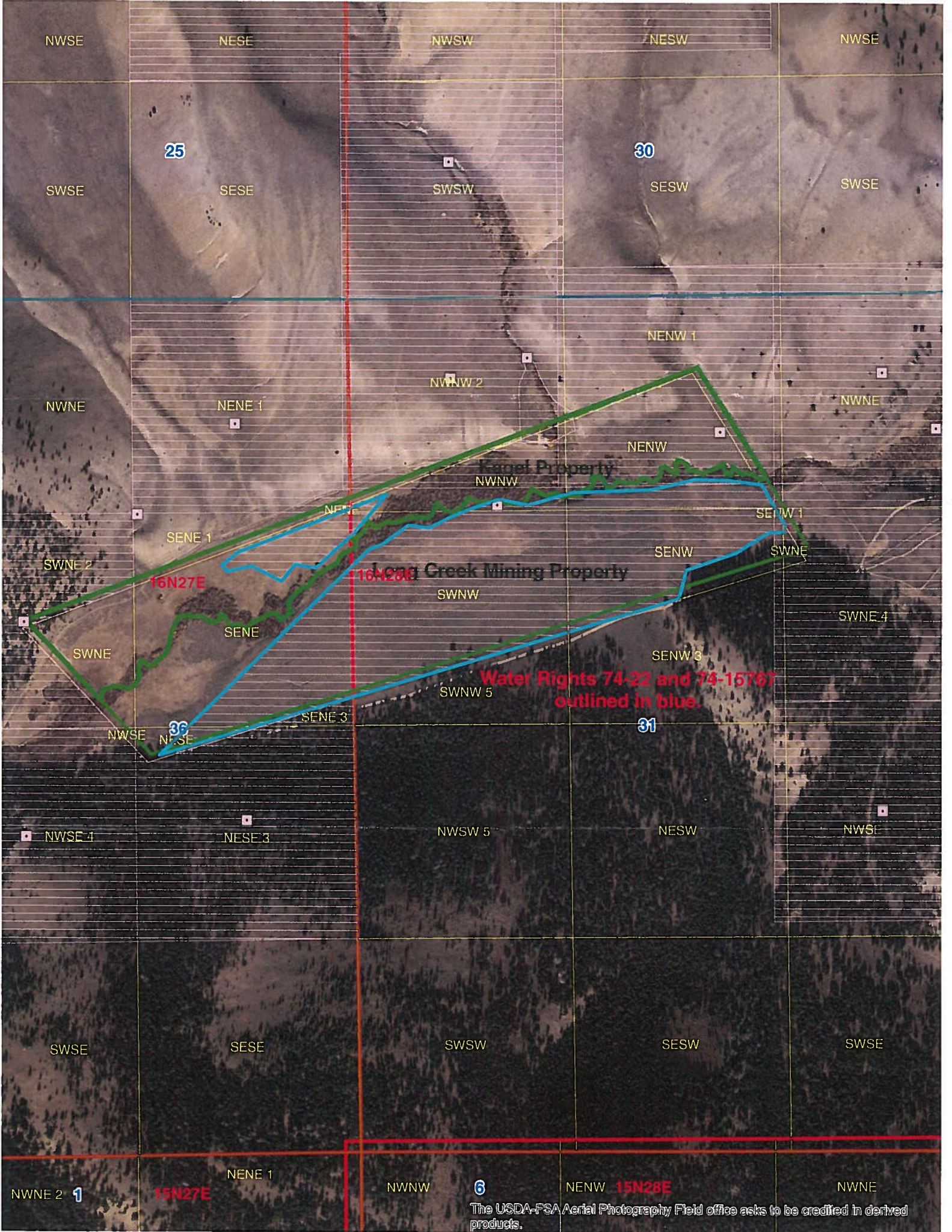
Notary Public

GINA L. BULLOCH

Printed Name

Commission Expires: _____





16N27E

16N28E

Water Rights 74-22 and 74-16767 outlined in blue.

15N27E

15N28E

6

The USDA-FSA Aerial Photography Field office asks to be credited in derived products.

RECEIVED
DEC 12 2016

Department of Water Resources
Eastern Region

(Space Above For Recorders Use)

WATER RIGHT SEVERANCE AGREEMENT

This Water Right Severance Agreement ("Agreement") is entered into as of the 29th day of NOVEMBER, 2016, by and between **RAY L. KAGEL, JR.**, an individual whose address for the purposes of this Agreement is 3879 E. 200 N., Rigby, Idaho 83442-5409 ("Grantor"), and **LONG CREEK MINING COMPANY**, a Nevada corporation in good standing, whose address for the purposes of this Agreement is 26 W. Dry Creek Circle, #810 Littleton, Colorado 80120 ("Grantee").

RECITALS

A. On or about November 24, 2010, Grantor executed a Warranty Deed duly recorded in the records of Lemhi County as Instrument No. 284579 (the "Deed"), conveying the real property described in Exhibit A hereto ("Grantee's Property") to Grantee, thereby retaining ownership of the real property described in Exhibit B hereto ("Grantor's Property").

B. In the Deed, Grantor reserved water rights 74-1621 and 74-15767 to himself, but granted water right 74-22 to Grantee.

C. On or about December 1, 2010, Grantee submitted a completed Notice of Change in Water Right Ownership form ("Notice") to the Idaho Department of Water Resources ("IDWR").

D. However, in a letter dated December 7, 2011, IDWR rejected Grantee's Notice, on the basis that IDWR needed more information from the parties regarding how to split water rights 74-22 and 74-15767, which were historically tied together through combined use limitations.

E. Pursuant to the September 2010 Agreement to Purchase and Sell between Grantor and Grantee, Grantor agreed to "diligently and fully cooperate" to transfer water right 74-22 to Grantee.

F. Grantor and Grantee now wish to execute an agreement regarding how to split water rights 74-22 and 74-15767 that will allow IDWR to approve Grantee's Notice.

NOW, THEREFORE, for good and valuable consideration, the sufficiency of which is hereby acknowledged, Grantor and Grantee agree as follows:

1. **Quantity.** The diversion rate for water right 74-15767 shall remain 0.64 cfs. When water right 74-15767 is in priority, diversion of water under water right 74-22 shall be limited to 1.36 cfs. When water right 74-15767 is out of priority, diversion of water under water right 74-22 shall be limited to 2.00 cfs.

2. **Place of Use.** Water right 74-22 shall authorize the irrigation of up to 40.4 acres of land within the portion of the decreed permissible place of use that is located within Grantee's Property. Water right 74-15767 shall authorize the irrigation of up to 18.9 acres of land within a permissible place of use to be determined by Grantor and IDWR.

3. **Administrative Remarks and Conditions.** Grantor and Grantee acknowledge that IDWR may require the inclusion of administrative remarks and conditions within the terms of the water rights in order to effectuate this Agreement and approve Grantee's Notice, and that the language of such remarks and conditions may differ from the language of this Agreement. Grantor and Grantee agree to the inclusion of such remarks and conditions within the terms of the water rights, and agree that such remarks and conditions shall be acceptable as long as they substantially reflect the terms and intent of this Agreement.

4. **After Acquired Property.** Grantor acknowledges and agrees that the conveyance of water right 74-22 in the Deed includes any interests acquired by Grantor in such water right after execution of the Deed.

5. **Applicable Law.** This Agreement shall be construed, interpreted and governed by the laws of the State of Idaho.

6. **Binding Effect.** This Agreement shall be binding upon and inure to the benefit of the parties hereto and their respective heirs, successors, and assigns.

7. **Partial Invalidity.** If any term, provision, or condition contained in this Agreement shall to any extent be invalid or unenforceable, the remainder of this Agreement shall not be affected thereby, and each and every other term, provision, or condition of this Agreement shall be valid and enforceable to the fullest extent permitted by law.

8. **Modification.** This Agreement may be amended or modified only by a written instrument executed by the party or parties asserted to be bound thereby.

9. **Further Assurances.** Each party shall, at the request of the other, execute and deliver whatever additional documents and do such other acts as may be reasonably required in order to accomplish the intent and purposes of this Agreement. In addition, if further submissions to IDWR are necessary in order to accomplish the intent and purposes of this Agreement, Grantor shall not oppose such submissions by Grantee, and Grantee shall not oppose such submissions by Grantor.

IN WITNESS WHEREOF, the undersigned have executed this Agreement the day and year set forth above.

[Signature pages follow.]

Ray L. Kagel, Jr.

On this 3rd day of October, 2016, before me Cheri Vandermeulen, personally appeared **RAY L. KAGEL, JR.**, known to me to be the person whose name is subscribed to the foregoing instrument, and acknowledged to me that he executed the same.

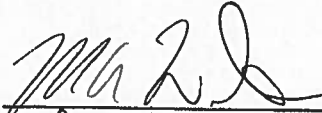
Cheri Vandermeulen
NOTARY PUBLIC FOR IDAHO
Residing at Idaho Falls, ID
My Commission Expires 4-13-22

GRANTEE:

LONG CREEK MINING COMPANY, a Nevada
corporation

By

Its



President and Director

STATE OF COLORADO)

) ss.

County of ARAPAHOE)

On this 29th day of November, 2016, before me GINA L. BULLOCK,
personally appeared MARK A. WILSON, known or identified to me (or proved to me
on the oath of N/A) to be the president, vice president, or secretary of
LONG CREEK MINING COMPANY, the entity that executed the instrument or the person who
executed the instrument on behalf of said entity, and acknowledged to me that such entity
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 COLORADO

Residing at: 26 W. Dry Creek Circle; #810

My Commission Expires: 12/31/2017

EXHIBIT A

(Grantee's Property)

The following described premises in Lemhi County, Idaho:

A parcel of land lying situate in Section 36, Township 16 North, Range 27 East of the Boise Meridian and Section 31, Township 16 North, Range 28 East of the Boise Meridian, more specifically described as follows:

Beginning at the Northeast Corner of Section 36, Township 16 North, Range 27 East of the Boise Meridian; running thence S.00°31'05"E. along the section line 2641.25 feet to the East 1/4 Corner of said Section 36; thence S.80°04'49"W. 1279.73 feet to the TRUE POINT OF BEGINNING, being the Southwest property corner; running thence N.72°45'47"E. 4225.69 feet; thence N.31°31'42"W. 503.67 feet to the centerline of Hawley Creek; thence along said centerline the following one hundred four (104) courses: S.69°17'47"W. 41.27 feet; thence N.53°13'14"W. 71.78 feet; thence S.79°48'53"W. 54.46 feet; thence N.49°56'03"W. 73.17 feet; thence S.10°06'30"W. 51.72 feet; thence N.76°48'32"W. 30.23 feet; thence N.22°56'48"W. 35.08 feet; thence N.09°00'29"W. 27.12 feet; thence S.77°31'42"W. 16.72 feet; thence S.48°52'27"W. 27.51 feet; thence S.69°19'47"W. 62.35 feet; thence S.59°54'50"W. 29.64 feet; thence N.72°32'10"W. 51.33 feet; thence N.77°55'25"W. 50.45 feet; thence N.02°31'45"E. 28.26 feet; thence N.58°09'54"W. 41.18 feet; thence N.78°04'42"W. 23.68 feet; thence S.33°17'22"W. 24.15 feet; thence S.14°06'22"E. 48.25 feet; thence S.42°20'16"W. 25.12 feet; thence N.43°46'36"W. 29.31 feet; thence N.55°10'50"W. 47.16 feet; thence S.70°42'37"W. 29.53 feet; thence S.05°09'55"E. 37.93 feet; thence S.44°44'08"W. 62.53 feet; thence N.84°39'29"W. 25.26 feet; thence N.50°14'26"W. 33.78 feet; thence S.82°45'03"W. 21.67 feet; thence S.48°41'43"W. 47.10 feet; thence N.85°26'07"W. 84.25 feet; thence N.71°13'39"W. 29.05 feet; thence S.55°02'06"W. 23.48 feet; thence S.24°15'26"W. 34.23 feet; thence N.81°31'30"W. 39.06 feet; thence N.21°40'11"W. 63.69 feet; thence N.84°58'17"W. 64.04 feet; thence S.18°47'39"W. 13.97 feet; thence S.56°38'51"E. 23.39 feet; thence S.24°51'43"W. 33.57 feet; thence S.61°08'32"W. 62.68 feet; thence S.33°12'43"W. 33.13 feet; thence S.86°01'41"W. 74.75 feet; thence S.74°48'16"W. 33.14 feet; thence N.51°06'36"W. 43.58 feet; thence S.79°54'47"W. 78.31 feet; thence N.63°50'44"W. 90.21 feet; thence S.26°08'00"W. 95.95 feet; thence S.87°20'03"W. 94.36 feet; thence N.80°51'19"W. 118.48 feet; thence S.82°01'03"W. 78.54 feet; thence N.60°57'49"W. 62.74 feet; thence S.33°53'49"W. 63.94 feet; thence S.56°29'03"W. 69.46 feet; thence N.76°31'58"W. 52.58 feet; thence N.47°49'06"W. 67.92 feet; thence S.24°57'52"W. 83.60 feet; thence S.62°44'07"W. 31.50 feet; thence N.85°43'49"W. 92.14 feet; thence S.69°55'37"W. 100.74 feet; thence N.89°23'56"W. 61.30 feet; thence S.59°18'39"W. 68.10 feet; thence N.51°53'55"W. 61.63 feet; thence S.26°58'31"W. 57.91 feet; thence S.43°14'06"W. 62.49 feet; thence S.71°30'30"W. 34.77 feet; thence S.46°51'56"E. 37.73 feet;

thence S.09°58'37"W. 19.84 feet; thence S.63°20'14"W. 105.51 feet; thence S.23°15'09"W. 53.77 feet; thence S.59°45'23"W. 151.47 feet; thence S.36°00'27"W. 90.63 feet; thence S.86°35'57"W. 30.34 feet; thence S.46°18'52"W. 88.28 feet; thence S.33°46'29"W. 40.56 feet; thence S.19°11'48"E. 56.53 feet; thence S.52°26'36"W. 80.53 feet; thence N.26°52'02"W. 44.59 feet; thence N.85°33'12"W. 35.64 feet; thence S.64°53'27"W. 135.12 feet; thence S.32°30'52"W. 59.46 feet; thence N.43°48'57"W. 54.85 feet; thence S.88°32'40"W. 69.17 feet; thence N.29°34'15"W. 65.37 feet; thence N.72°31'24"W. 25.81 feet; thence S.09°11'34"W. 41.02 feet; thence S.82°11'44"W. 52.96 feet; thence N.54°31'43"W. 58.12 feet; thence N.89°34'17"W. 63.90 feet; thence N.77°50'19"W. 30.78 feet; thence S.83°03'52"W. 35.28 feet; thence S.75°03'32"W. 20.32 feet; thence S.26°30'45"W. 98.47 feet; thence S.12°04'40"W. 110.14 feet; thence S.31°20'16"W. 50.83 feet; thence S.52°42'31"W. 103.86 feet; thence N.55°06'04"W. 66.37 feet; thence S.26°52'20"W. 38.29 feet; thence S.06°56'22"E. 67.40 feet; thence S.32°28'34"W. 57.27 feet; thence S.57°32'41"W. 40.75 feet; thence N.77°35'54"W. 80.31 feet; thence S.74°08'17"W. 86.19 feet; thence S.06°27'46"W. 51.79 feet; thence S.77°16'43"W. 14.16 feet; thence S.42°54'58"E. 462.17 feet to the TRUE POINT OF BEGINNING.

The above described property being more particularly described by that certain Lot Split Plat for Ray and Susan Kagel dated October 19, 2010, and recorded in the Office of the Recorder of Lemhi County, Idaho on October 26, 2010, as Instrument No. 284320 in Book 10 on page 30 being thereon referred to as Parcel B and containing 69.88 acres, m/l.

ACCESS BY WAY OF FOREST SERVICE ROAD NO, 177 AND SUBJECT TO THE TERMS AND CONDITIONS OF THE ACCESS ACROSS SAID LANDS.

Together with that certain Water Right No. 74-22 (Big Creek Hawley Creek) as registered with the Idaho Department of Water Resources. Grantor and Grantee will diligently and fully cooperate to transfer this water right with the Idaho Department of Water Resources to Grantee.

EXHIBIT B

(Grantor's Property)

I CERTIFY THIS TO BE A
TRUE AND CORRECT COPY
Terri J. Morton

WARRANTY DEED

Order No.: 3071005537L-D

FOR VALUE RECEIVED

Ray L. Kegel Jr., a married man dealing in his sole and separate property

the grantor(s), do(es) hereby grant, bargain, sell and convey unto

Western States Land Management, Inc., a Colorado Corporation

whose current address is

P.O. Box 605 Franktown, CO 80116

the grantees(s), the following described premises, in Lemhi County, Idaho, TO WIT:

A parcel of land lying situate in Section 36, Township 16 North, Range 27 East of the Boise Meridian and Section 31, Township 16 North, Range 28 East of the Boise Meridian, more specifically described as follows:

Beginning at the Northeast Corner of Section 36, Township 16 North, Range 27 East of the Boise Meridian; running thence S.00°31'05"E. along the section line 2641.25 feet to the East 1/4 Corner of said Section 36; thence S.80°04'49"W. 1279.73 feet to the TRUE POINT OF BEGINNING, being the Southwest property corner; running thence N.72°45'47"E. 4225.69 feet; thence N.31°31'42"W. 503.67 feet to the centerline of Hawley Creek; thence along said centerline the following one hundred four (104) courses: S.69°17'47"W. 41.27 feet; thence N.53°13'14"W. 71.78 feet; thence S.79°48'53"W. 54.46 feet; thence N.49°56'03"W. 73.17 feet; thence S.10°06'30"W. 51.72 feet; thence N.76°48'32"W. 30.23 feet; thence N.22°56'48"W. 35.08 feet; thence N.09°00'29"W. 27.12 feet; thence S.77°31'42"W. 16.72 feet; thence S.48°52'27"W. 27.51 feet; thence S.69°19'47"W. 62.35 feet; thence S.59°54'50"W. 29.64 feet; thence N.72°32'10"W. 51.33 feet; thence N.77°55'25"W. 50.45 feet; thence N.02°31'45"E. 28.26 feet; thence N.58°09'54"W. 41.18 feet; thence N.78°04'42"W. 23.68 feet; thence S.33°17'22"W. 24.15 feet; thence S.14°06'22"E. 48.25 feet; thence S.42°20'16"W. 25.12 feet; thence N.43°46'36"W. 29.31 feet; thence N.55°10'50"W. 47.16 feet; thence S.70°42'37"W. 29.53 feet; thence S.05°09'55"E. 37.93 feet; thence S.44°44'08"W. 62.53 feet; thence N.84°39'29"W. 25.26 feet; thence N.50°14'26"W. 33.78 feet; thence S.82°45'03"W. 21.67 feet; thence S.48°41'43"W. 47.10 feet; thence N.85°26'07"W. 84.25 feet; thence N.71°13'39"W. 29.85 feet; thence S.55°02'06"W. 23.48 feet; thence S.24°15'26"W. 34.23 feet; thence N.81°31'30"W. 39.06 feet; thence N.21°40'11"W. 63.69 feet; thence N.84°58'17"W. 64.04 feet; thence S.18°47'39"W. 13.97 feet; thence S.56°38'51"E. 23.39 feet; thence S.24°51'43"W. 33.57 feet; thence S.61°08'32"W. 62.68 feet; thence S.33°12'43"W. 33.13 feet; thence S.86°01'41"W. 74.75 feet; thence S.74°48'16"W. 33.14 feet; thence N.51°06'36"W. 43.58 feet; thence S.79°54'47"W. 78.31 feet; thence N.63°50'44"W. 90.21 feet; thence S.26°08'00"W. 95.95 feet; thence S.87°20'03"W. 94.36 feet; thence N.80°51'19"W. 118.48 feet; thence S.82°01'03"W. 78.54 feet; thence N.60°57'49"W. 62.74 feet; thence S.33°53'49"W. 63.94 feet; thence S.56°29'03"W. 69.46 feet; thence N.76°31'58"W. 52.58 feet; thence N.47°49'06"W. 67.92 feet; thence S.24°57'52"W. 83.60 feet; thence S.62°44'07"W. 31.50 feet; thence N.85°43'49"W. 92.14 feet; thence S.69°55'37"W. 100.74 feet; thence N.89°23'56"W. 61.30 feet; thence S.59°18'39"W. 68.10 feet; thence N.51°53'55"W. 61.63 feet; thence S.26°58'31"W. 57.91 feet; thence S.43°14'06"W. 62.49 feet; thence S.71°30'30"W. 34.77 feet; thence S.46°51'56"E. 37.73 feet;

thence S.09°58'37"W. 19.84 feet; thence S.63°20'14"W. 105.51 feet; thence S.23°15'09"W. 53.77 feet; thence S.59°45'23"W. 151.47 feet; thence S.36°00'27"W. 90.63 feet; thence S.86°35'57"W. 30.34 feet; thence S.46°18'52"W. 88.28 feet; thence S.33°46'29"W. 40.56 feet; thence S.19°11'48"E. 56.53 feet; thence S.52°26'36"W. 80.53 feet; thence N.26°52'02"W. 44.59 feet; thence N.85°33'12"W. 35.64 feet; thence S.64°53'27"W. 135.12 feet; thence S.32°30'52"W. 59.46 feet; thence N.43°48'57"W. 54.85 feet; thence S.88°32'40"W. 69.17 feet; thence N.29°34'15"W. 65.37 feet; thence N.72°31'24"W. 25.81 feet; thence S.09°11'34"W. 41.02 feet; thence S.82°11'44"W. 52.96 feet; thence N.54°31'43"W. 58.12 feet; thence N.89°34'17"W. 63.90 feet; thence N.77°50'19"W. 30.78 feet; thence S.83°03'52"W. 35.28 feet; thence S.75°03'32"W. 20.32 feet; thence S.26°30'45"W. 98.47 feet; thence S.12°04'40"W. 110.14 feet; thence S.31°20'16"W. 50.83 feet; thence S.52°42'31"W. 103.86 feet; thence N.55°06'04"W. 66.37 feet; thence S.26°52'20"W. 38.29 feet; thence S.06°56'22"E. 67.40 feet; thence S.32°28'34"W. 57.27 feet; thence S.57°32'41"W. 40.75 feet; thence N.77°35'54"W. 80.31 feet; thence S.74°08'17"W. 86.19 feet; thence S.06°27'46"W. 51.79 feet; thence S.77°16'43"W. 14.16 feet; thence S.42°54'58"E. 462.17 feet to the TRUE POINT OF BEGINNING.

The above described property being more particularly described by that certain Lot Split Plat for Ray and Susan Kagel dated October 19, 2010, and recorded in the Office of the Recorder of Lemhi County, Idaho on October 26, 2010, as Instrument No. 284320 in Book 10 on page 30 being thereon referred to as Parcel B and containing 69.88 acres, m/l.

ACCESS BY WAY OF FOREST SERVICE ROAD NO. 177 AND SUBJECT TO THE TERMS AND CONDITIONS OF THE ACCESS ACROSS SAID LANDS.

Together with that certain Water Right No. 74-22 (Big Creek Hawley Creek) as registered with the Idaho Department of Water Resources. Grantor and Grantee will diligently and fully cooperate to transfer this water right with the Idaho Department of Water Resources to Grantee.

The Grantor reserves to himself those certain water rights numbered 74-1621 and 74-15767. TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee, heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee(s), that (s)he is/are the owner(s) in fee simple of said premises; that they are free from all encumbrances Except: Current Year Taxes, conditions, covenants, restrictions, reservations, easements, rights and rights of way, apparent or of record.

And that (s)he will warrant and defend the same from all lawful claims whatsoever.

Dated: 11-24-2010

Ray L. Kagel, Jr.
Ray L. Kagel, Jr.

Susan Kagel
Susan Kagel

State of ID

County of Bonnerille

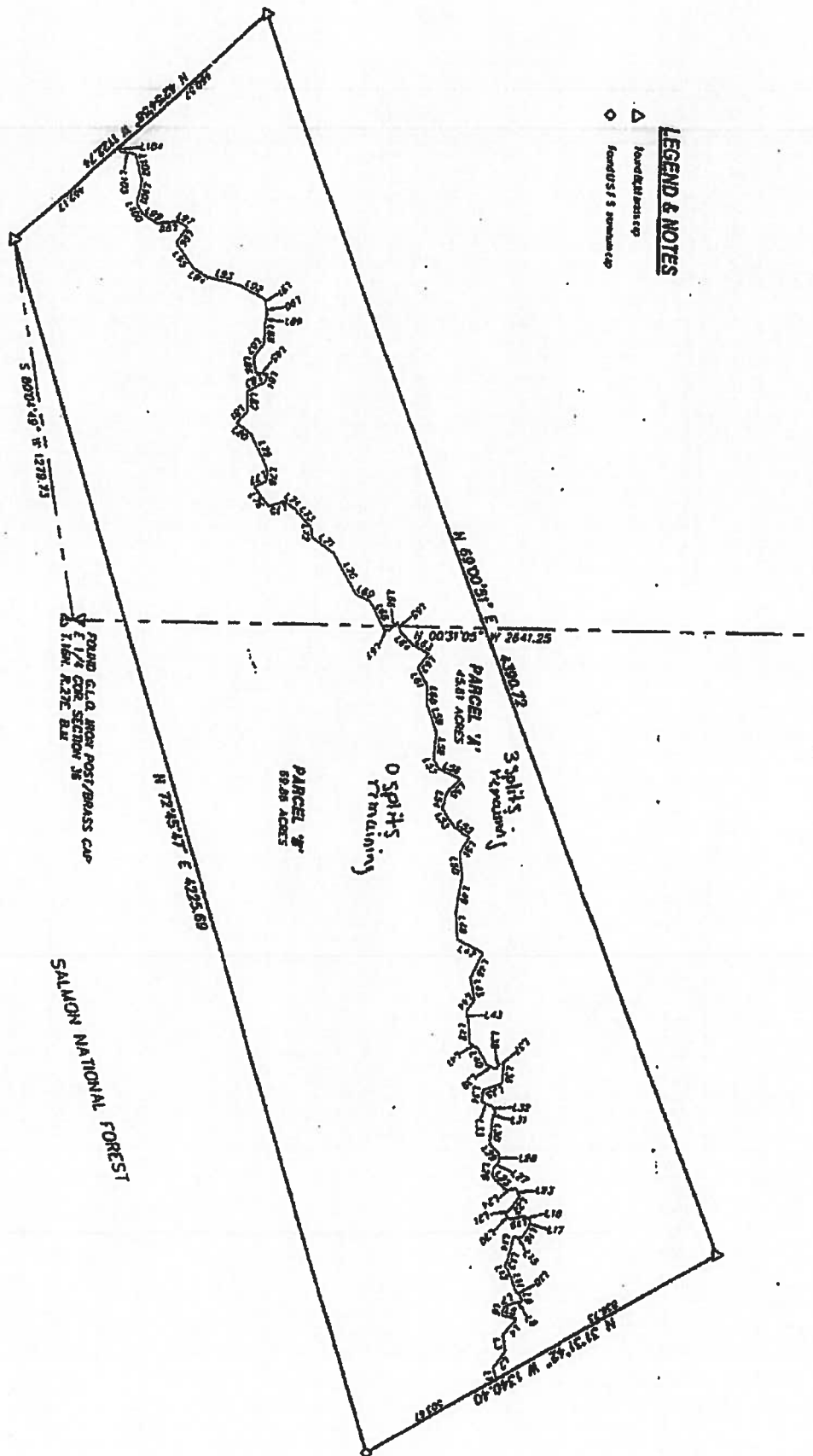
On this 24th day of November, in the year 2010 before me, a Notary Public in and for said state, personally appeared Ray L. Kagel, Jr. and Susan Kagel known or identified to me to be the person whose name is subscribed to the within instrument and acknowledged to me that he executed the same.

IN WITNESS WHEREOF I have set my hand and affixed my official seal the day and year first above written.



Mark M. Smith
Notary Public for the State of Idaho
Residing at: Blair Falls, Idaho
Commission Expires: May 28, 2014

△	found 1000 grains cap
◇	found US \$ 5 revenue cap



2. *Political and public impact and significance* – a *Problematic and Sensitive* that they surprised the kind of kind described in the Secondary Curriculum document that had not been listed on the grounds according to State Law and the major issues involved.

LOT_SPLIT PLAT FOR



State of Idaho

DEPARTMENT OF WATER RESOURCES

322 East Front Street • P.O. Box 83720 • Boise, Idaho 83720-0098

Phone: (208) 287-4800 • Fax: (208) 287-6700 • Web Site: www.idwr.idaho.gov

GARY SPACKMAN
Director

C.L. "BUTCH" OTTER
Governor

December 22, 2016

LONG CREEK MINING CO
26 W DRY CREEK CIRCLE STE 810
LITTLETON CO 80112

Re: Change of Ownership for Water Right/Permit No(s): 74-22

Dear Water Right Holder(s):

The Department acknowledges the receipt of correspondence changing ownership of the above referenced water right(s) to you. The Department has modified its records to reflect this change in ownership and has enclosed a computer-generated report for your records.

In the records, Water Right 74-22 was not split, and its authorized place of use did not change. The Department did not split Right 74-22 because our understanding of the Water Right Severance Agreement you submitted is that you and the grantor, Ray Kagel, Jr., do not intend for the right to be split, with each of you receiving a portion of the right. To concentrate the entire water right on a smaller place use within your ownership, you must file an application for transfer. The application form is available online at <https://idwr.idaho.gov/forms/water-rights.html>. Meanwhile, you can limit your water use pursuant to Right 74-22 onto your portion of its authorized place of use, subject to 40.4-acre limit and to the combined use limits with Water Right 75-15767.

The ownership of Water Right 75-15767 was not updated because it appears from the Water Right Severance Agreement and the Warranty Deed you submitted that Ray Kagel, Jr., reserved ownership for himself. As with Right 74-22, the authorized place of use for Right 75-15767 has not been modified. If Ray Kagel, Jr., wants to modify the place of use for all of Right 74-15767 to concentrate it on his land, he must file an application for transfer.

Since water right 74-22 was not split and the ownership of 74-15767 was not updated, a refund of \$175 has been requested and will be sent to you under separate cover from the State Controller's Office.

Updating the ownership record for a water right does not reconfirm the validity of the right. When processing an ownership change notice, the department does not review the history of water use to determine if the right has been forfeited through five years or more of non-use. To read more about water right forfeiture, including how to protect a water right from forfeiture, please see § 42-222 and §42-223, Idaho Code.

Also note that as of July 1, 1996, water right owners are required to report any change of water right ownership and any change of mailing address of the owner of a water right, to the Department. Notice of the change must be provided to the Department within **120 days** of the change. Water right forms are available from any office of the Department, or at www.idwr.idaho.gov.

If you have any questions concerning the enclosed information, please feel free to contact me at (208) 287-4942.

Sincerely,

Jean Hersley
Technical Records Specialist II

Enclosure(s)

MEMORANDUM

TO: Sascha Marston
FROM: Jean Hersley 
DATE: December 22, 2016
RE: **Refund: Ownership change overpayment**

Please refund \$175.

NAME: THOMPSON CREEK METALS CO
ADDRESS: 26 W DRY CREEK CIRCLE STE 810
LITTLETON CO 80120

RECEIPT #: E042649

Thank you.

Jean



RECEIVED
DEC 12 2016

Department of Water Resources
Eastern Region

December 7, 2016

State of Idaho
Department of Water Resources
IDWR Eastern Region
900 N. Skyline Drive, Suite A
Idaho Falls, ID 83402-1718

Attention: Jean Hersley

Re: Notice of Change of Water Right Ownership – Hawley Creek Ranch, Lemhi County, Idaho

Dear Jean:

Enclosed please find a copy of the Water Right Severance Agreement I scanned and emailed to you earlier which is between Ray L. Kagel, Jr. and Long Creek Mining Company. In addition, I've enclosed check number 42752 in the amount of \$175 which represents a processing fee to separate water rights 74-22 and 74-15767.

Please advise if you need anything additional in order to process the transfer of water right 74-22 to Long Creek Mining Company. Should you have any questions, please call me at 303-347-6621.

Very truly yours,

A handwritten signature in dark ink, appearing to read "Gina L. Bulloch", is written over a printed name and title.

Gina L. Bulloch
Director Land Services

Enc.

Hersley, Jean

From: Hersley, Jean
Sent: Thursday, October 20, 2016 9:24 AM
To: 'gbulloch@tcrk.com'
Subject: Ownership change 74-22 and 74-2105
Attachments: DOC009.pdf

Dear Property Owner:

The Department of Water Resources acknowledges receipt of your request for a Notice of Change in Water Right Ownership for water rights 74-22 and 75-2105. The Department updated the ownership of water right 75-2105. However, additional information is needed before the ownership of water right 74-22 can be updated.

Since water right 74-22 is currently in the name of Ray L. Kagel, Jr, the Department is going to need to see the chain of title starting from Mr. Kagel to Long Creek Mining before the Department can continue processing this request.

Also, water right 74-15767 has the same place of use and is "stacked" (meaning they cover the exact same acres) with water right 74-22. Both rights describe the irrigation of 59.3 acres. Both rights have the same limiting conditions. Water Right 74-15767 will need to be added to the ownership request if the deeds the Department is requesting includes the water rights. According to the deed you provided for water right 74-22, Long Creek Mining only owns a portion of the land covered by these water rights. Both water rights, 74-22 and 74-15767, will then need to be "split" or divided which will require additional fees. The additional fees would be **\$175**. I have attached a map and water right report for 74-15767 for your benefit.

The Department originally sent this notice on August 31, 2016, through the US Mail to 26 W Dry Creek Circle, Littleton, CO, 80112, and it was returned. Please let the Department know if there is a better address for Long Creek Mining Co.

Because the Department cannot process the ownership change without the proper documentation and fees, we will hold any action on your notice pending receipt of the necessary documents and fees. If we do not receive the necessary documents and fees by **November 21, 2016**, the Department will return your notice and all attachments and the ownership of water right 74-22 will not be updated.

Please contact me at (208) 287-4942 if you have any questions.

*Jean Hersley
Idaho Dept Water Resources
Technical Records Specialist II
208-287-4942*

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
322 East Front Street, P.O. Box 83720
Boise, Idaho 83720-0098

Return Service Requested

PRESORTED
FIRST CLASS

U.S. POSTAGE

PTNEY BOWES



ZIP 83702 \$ 000.37⁶
02 1W
0001393358 SEP 01 2016

RECEIVED

SEP 15 2016

DEPARTMENT OF
WATER RESOURCES

LONG CREEK MINING COMPANY
26 W DRY CREEK CIRCLE
LITTLETON CO 80117

NIXIE

808 FE 1250

0009/09/15

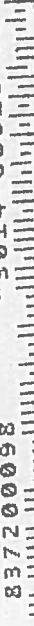
RETURN TO SENDER
ATTEMPTED - NOT KNOWN
UNABLE TO FORWARD

BC: 837200098

ANK

837200098

*3014-08016-01-43





State of Idaho

DEPARTMENT OF WATER RESOURCES

322 East Front Street • P.O. Box 83720 • Boise, Idaho 83720-0098

Phone: (208) 287-4800 • Fax: (208) 287-6700 • Web Site: www.idwr.idaho.gov

GARY SPACKMAN
Director

C.L. "BUTCH" OTTER
Governor

August 31, 2016

LONG CREEK MINING COMPANY
26 W DRY CREEK CIRCLE
LITTLETON CO 80112

RE: Ownership change for Water Rights: 74-22 and 75-2105

Dear Property Owner:

The Department of Water Resources acknowledges receipt of your request for a Notice of Change in Water Right Ownership for water rights 74-22 and 75-2105. The Department can move forward and update the ownership of water right 75-2105. However, additional information is needed before the ownership of water right 74-22 can be updated.

Water right 74-22 is currently in the name of Ray L. Kagel, Jr. The Department is going to need to see the chain of title starting from Mr. Kagel to Long Creek Mining before the Department can continue processing this request.

Also, water right 74-15767 has the same place of use and is "stacked" (meaning they cover the exact same acres) with water right 74-22. Both rights describe the irrigation of 59.3 acres. Both rights have the same limiting conditions. Water Right 74-15767 will need to be added to the ownership request if the deeds the Department is requesting includes the water rights. According to the deed you provided for water right 74-22, Long Creek Mining only owns a portion of the land covered by these water rights. Both water rights, 74-22 and 74-15767, will then need to be "split" or divided which will require additional fees. The additional fees would be \$175. I have attached a map and water right report for 74-15767 for your benefit.

Because the Department cannot process the ownership change without the proper documentation and fees, we will hold any action on your notice pending receipt of the necessary documents and fees. If we do not receive the necessary documents and fees within 30 days, the Department will return your notice and all attachments and your notice will not be processed.

Please contact me at (208) 287-4942 if you have any questions.

Sincerely,

Jean Hersley
Technical Records Specialist II

c: Thompson Creek Mining Co.



RECEIVED

APR 04 2016

DEPARTMENT OF
WATER RESOURCES

RECEIVED

MAR 28 2016

Department of Water Resources
Eastern Region

March 22, 2016

State of Idaho
Department of Water Resources
IDWR Eastern Region
900 N. Skyline Drive, Suite A
Idaho Falls, ID 83402-1718

Dear Sir or Madam:

Re: Notice of Change of Water Right Ownership – Hawley Creek Ranch & Panther Creek Ranch,
Lemhi County, Idaho

Enclosed please find a Notice of Change of Water Right Ownership for water rights number 74-22 and number 75-2105, both from Thompson Creek Mining Co. to Long Creek Mining Company.

Also, enclosed please find check number 42452 in the amount of \$50.00 representing the processing fee for both transfers along with a copy of the recorded Quitclaim Deeds for the respective water rights from Thompson Creek Mining Co. wherein all of the real and personal property was transferred to Long Creek Mining Company.

Should you have any questions, please call me at 303-347-6621.

Very truly yours,

A handwritten signature in blue ink, appearing to read "Gina L. Bulloch", is written over the typed name.

Gina L. Bulloch
Director Land Services

Enc.