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JUL 11 2016

DEPARTMENT OF
WATER RESOURCESSTATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

JUL 05 2016

DEPT OF WATER RESOURCES
SOUTHERN 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?
37-7490	Yes ☐	Yes ☒		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐

2. Previous Owner's Name: Valley Entertainment Group INC
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): Soldier Mountain LLC
New owner(s) as listed on the conveyance document Name connector ☐ and ☐ or ☐ and/or
- | | | | |
|--------------------------------|---------------------------------|-----------|--------------|
| <u>1020 N Soldier Creek Rd</u> | <u>Fairfield</u> | <u>ID</u> | <u>83327</u> |
| Mailing address | City | State | ZIP |
| <u>541-280-2070</u> | <u>matt@soldiermountain.com</u> | | |
| 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: _____
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] Mountain Manager 06/30/2016
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 DM Date 7-5-2016 Receipt No. 5035575 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 7-26-16

**RECORDING REQUESTED BY AND
WHEN RECORDED MAIL COPIES TO:**

**Paul Zukowsky, Trustee
ML Management Associates, Inc.
250 West 57th Street, 26th Floor Penthouse
New York, NY 10107**

**Matt McFerran
Soldier Mountain, LLC
PO Box 280
Fairfield, ID 83327**

CAMAS COUNTY
Recorded for:
MATT MCFERRAN
3:16:13 pm 06-30-2016
2016-087250
No. Pages: 2 Fee: \$13.00
KORRI BLODGETT
County Clerk
Deputy: **AFROSTENSO**

(Space above line for Recorder's use)

QUITCLAIM DEED FOR WATER RIGHTS

FOR VALUE RECEIVED, Grantor, VALLEY ENTERTAINMENT GROUP, INC. an Idaho Corporation, does hereby convey, release, remise and forever quitclaim unto Grantees, SOLDIER MOUNTAIN, LLC, whose address is PO Box 280, Fairfield, ID 83327 any and all right, title and interest Grantor now has or may hereafter acquire in the following described water rights, situated in Camas County, Idaho, to-wit:

Water Right Number 37-7490: Point of Diversion located at Soldier Creek within the NE1/4NE1/4NE1/4, Township 2 North, Range 14 East, Section 19, Boise Meridian, Camas County, Idaho.

Places of use within the Ski Area:

Township 2 North, Range 13 East, Section 24
Township 2 North, Range 13 East, Section 25
Township 2 North, Range 14 East, Section 19
Township 2 North, Range 14 East, Section 30

TO HAVE AND TO HOLD, unto Grantee, and to Grantee's heirs and assigns forever.

DATED this 17th day of June, 2016.

VALLEY ENTERTAINMENT GROUP, INC.

Walter Bruce Willis
Signature

By: Walter Bruce Willis, Its President

ACKNOWLEDGMENT

STATE OF New York)
County of New York) ss.

On this 17th day of June, 2016, before me, the undersigned notary public, personally appeared WALTER BRUCE WILLIS, know to me, or proven to me by oath and identification, to be the President of VALLEY ENTERTAINMENT GROUP, INC., an Idaho corporation which executed the foregoing instrument, and acknowledge to me that he/she executed the same on behalf of said corporation.

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

Tracy Rant
Notary Public for State of New York
Residing at 20 Flower St Hicksville NY 11801
My Commission Expires: 4/27/2018

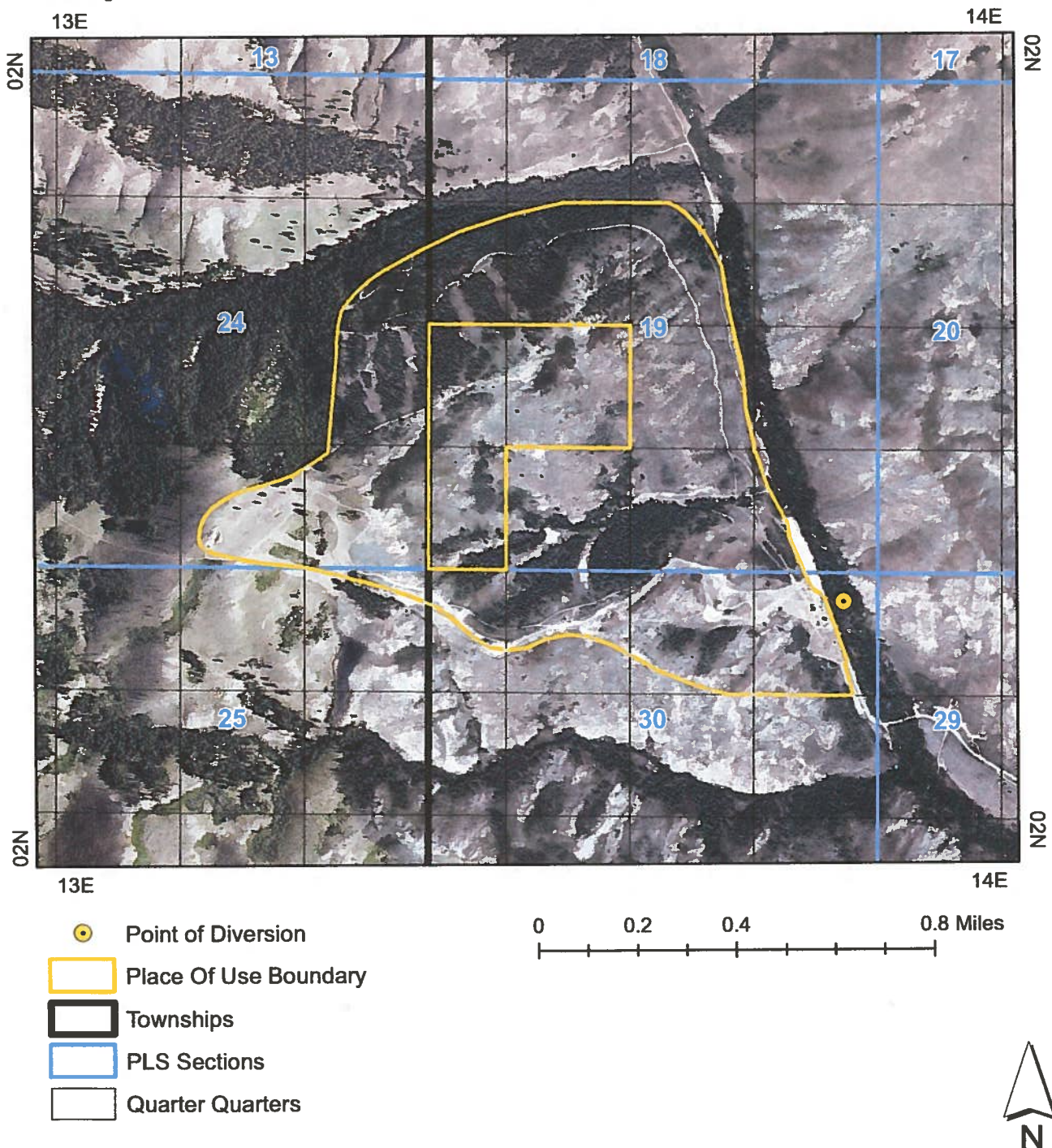
TRACY RANT
NOTARY PUBLIC - STATE OF NEW YORK
No. 01RA4995731
Commission Expires April 27, 2018

State of Idaho
Department of Water Resources

Water Right
37-7490

COMMERCIAL

The map depicts the place of use for the water use listed above and point(s) of diversion of this right as currently derived from interpretations of the paper records and is used solely for illustrative purposes. Discrepancies between the computer representation and the permanent document file will be resolved in favor of the actual water right documents in the water right file.





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

July 26, 2016

SOLDIER MOUNTAIN LLC
1020 N SOLDIER RD
PO BOX 280
FAIRFIELD, ID 83327

Re: Change of Ownership for Water Right/Permit No(s): 37-7490

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.

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.

Please note, water right(s) 37-7490 was leased to the Water Supply Bank on (bank) in 2012. In accordance with the bank lease acceptance, the lessor/current right holder (right holder) may not use the right(s) while it is in the bank, even if the right(s) is not rented from the bank. The right(s) will remain in the bank until April 17, 2017 unless released earlier by the Water Resource Board or upon request by the right holder. To reduce the term of the lease, the right holder must submit a written request to the department. The department will verify if the right is rented or available for release, and notify the right holder of the release date.

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)