

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

RECEIVED
DEC 14 2011
Department of Water Resources
Eastern Region

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.

Water Right/Claim No.	Split?	Water Right/Claim No.	Split?	Water Right/Claim No.	Split?
22-4041 <i>OK</i>	Yes ☐		Yes ☐		Yes ☐
22-12195 <i>OK</i>	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐

2. Previous Owner's Name: Ehco Ranch, Inc.
Name of current water right holder/claimant

3. New Owner(s)/Claimant(s): R & H Land, LLC
Name of each new owner as listed on the conveyance document

SUPPORT DATA

IN FILE # 22-4041

New owner Continued Name Connector ☐ and ☐ or ☐ and/or

391 West 1200 North

Mailing Address

Felt

City

ID

State

83424

Zip

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. May 10, 2011
6. 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.

7. Signature: *[Signature]* *Attorney* *12/13/11*
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 *12/14/2011* Receipt No. *E037194* Receipt Amt. *\$100.-*
Approved by *[Signature]* Processed by _____ Date _____

\$50.- for this app.

WARRANTY DEED

THIS INDENTURE is made this 10th day of May, 2011, by THE MINGO TRIBAL PRESERVATION TRUST, hereinafter the "Grantor", to R & H LAND, LLC, an Idaho limited liability company, whose mailing address is 391 West 1200 North, Felt, ID 83424, hereinafter the "Grantee".

WITNESSETH, that the Grantor, for and in consideration of the sum of Ten Dollars (\$10.00) lawful money of the United States of America, and other good and valuable consideration, to the Grantor in hand paid by the Grantee, the receipt whereof is hereby acknowledged, has granted, and by these presents does grant and confirm unto the Grantee, and to Grantee's successors and assigns forever, all of the following described real property in the County of Teton, State of Idaho, to-wit:

Township 6 North, Range 44 East, Boise Meridian, Teton County, Idaho

Section 30: Gov. Lot 4

Section 31: Gov. Lots 1 and 2, E $\frac{1}{2}$ W $\frac{1}{2}$

Township 5 North, Range 44 East, Boise Meridian, Teton County, Idaho

Section 5: E $\frac{1}{2}$ SW $\frac{1}{4}$; NW $\frac{1}{4}$ SW $\frac{1}{4}$ and SW $\frac{1}{4}$ SW $\frac{1}{4}$ LESS THE FOLLOWING DESCRIBED TRACT: Commencing at the Southwest corner of Section 5, Township 5 North, Range 44 East, Boise Meridian, Teton County, Idaho, and running thence North 400 feet; thence East 1089 feet; thence South 400 feet; thence West 1089 feet to the point of beginning.

Section 5: Gov. Lot 4, SW $\frac{1}{4}$ NW $\frac{1}{4}$ and that portion of Gov. Lot 3 and SE $\frac{1}{4}$ NW $\frac{1}{4}$ described as follows: Lot 3 and SE $\frac{1}{4}$ NW $\frac{1}{4}$ Less the following described tract: Beginning at a point that is South 8924'00" East 1815.53 feet of the Northwest corner of Section 5, Township 5 North, Range 44 East, Boise Meridian, Teton County, Idaho, and running thence South

0000'23" East along the North-South centerline of said Section 5 a distance of 2808.65 feet to an iron pin which is the center quarter of said Section 5; thence South 89°47'09" West along the East-West center line of said Section 5 a distance of 501.45 feet; thence North 062°6'54" West a distance of 2837.06 feet to the point of beginning.

Section 6: Gov. Lots 1, 2 and 3; S½NE¼ and NE¼SE¼

SUBJECT TO THE FOLLOWING:

1. Reservations in Warranty Deed between Parley S. Rammell and Lettie J. Rammell, husband and wife, and J. C. Hoopes, wherein parties of the first part reserve 1/4 of all royalties from the discovery on said property, recorded Book 67, Page 254, Records of Teton County, Idaho.
2. Reservations in State Deed including all minerals rights, recorded April 10, 1973, Recorder's No. 72535, Records of Teton County, Idaho.
3. Exceptions and reservations in State of Idaho Deed to Earl N. Hoopes and Marie B. Hoopes, husband and wife; recorded May 3, 1973, Recorder's No. 72666, Records of Teton County, Idaho, wherein the State reserves all Mineral Rights.
4. Resolution #040802 Adoption of official road map, recorded May 14, 2002, as Instrument No. 148100, Records of Teton County, Idaho.
5. Easement, recorded November 9, 1971, Recorder's No. 70238, Records of Teton County, Idaho.
6. Reservations in Warranty Deed reserving all mineral rights, recorded March 25, 1981, Recorder's No. 87337, Records of Teton County, Idaho.
7. Mortgage dated March 31, 2008, to secure an original indebtedness of \$1,000,000.00.
Recorded: April 3, 2008, as Instrument No. 196584
Mortgagor: The Mingo Tribal Preservation Trust
Mortgagee: Mark R. Ricks & Chris P. Ricks, husband and wife

8. All matters, covenants, conditions, restrictions, easements and any rights, interests or claims which may exist by reason thereof, disclosed by Record of Survey recorded February 26, 2010, as Instrument Number 215905.

TOGETHER with the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining, and any reversions, remainders, rents, issues and profits therefrom; and all estate, right, title and interest in and to said property, as well in law as in equity, of the Grantor.

TO HAVE AND TO HOLD the property and the appurtenances unto the Grantee, and to the Grantee's successors and assigns forever. The Grantor and the Grantor's successors shall warrant and defend the property in the quiet and peaceable possession of the Grantee and the Grantee's successors and assigns, against the Grantor and the Grantor's successors, and against every person whomsoever who lawfully holds (or who later lawfully claims to have held) rights in the property as of the date hereof, subject to the matters set forth above.

In construing this deed and where the context so requires, the singular includes the plural.

[REMAINDER OF PAGE LEFT INTENTIONALLY BLANK]

IN WITNESS WHEREOF, the Grantor has executed the within instrument the day and year first above written.

THE MINGO TRIBAL PRESERVATION
TRUST

By: Jesse W. Horton, Jr.
Jesse W. Horton, Jr., Trustee

STATE OF North Carolina)
)ss.
County of Mecklenburg)

On the 10th day of May, 2011, before me, the undersigned notary public in and for said state, personally appeared Jesse W. Horton, Jr., known or identified to me to be a Trustee of THE MINGO TRIBAL PRESERVATION TRUST, the trust that executed the foregoing instrument or the person who executed the foregoing instrument on behalf of said trust, and acknowledged to me that such trust 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.



Richard J. Kline
Notary Public for North Carolina
Residing at Davidson NC
My Commission Expires: 10-26-2013

G:\WPDA\11-01-2011\Warranty Deed A.doc

T-11316

159065

RECEIVED

DEC 19 2003

TETON CO., ID
CLERK RECORDER

WARRANTY DEED

THIS INDENTURE is made this 16th day of December, 2003, by WELLS FARGO BANK NORTHWEST, N.A., a National Banking Association, the "Grantor", to THE MINGO TRIBAL PRESERVATION TRUST, whose mailing address is Post Office Box 739, Millers Creek, North Carolina 28651, the "Grantee".

WITNESSETH, that the Grantor having been duly authorized by resolution of its Board of Directors, for and in consideration of the sum of Ten Dollars (\$10.00) lawful money of the United States of America, and other good and valuable consideration, to it in hand paid by the Grantee, the receipt whereof is hereby acknowledged, has granted, bargained and sold, and by these presents does grant, bargain, sell, convey and confirm unto the Grantee and to Grantee's successors and assigns forever, all the following described real property in the County of Teton, State of Idaho, to-wit:

Township 6 North, Range 44 East, Boise Meridian, Teton County,
Idaho

Section 30: Gov. Lot 4

Section 31: Gov. Lots 1 and 2, E $\frac{1}{2}$ W $\frac{1}{2}$

Township 5 North, Range 44 East, Boise Meridian, Teton County,
Idaho

Section 5: E $\frac{1}{2}$ SW $\frac{1}{4}$; NW $\frac{1}{4}$ SW $\frac{1}{4}$ and SW $\frac{1}{4}$ SW $\frac{1}{4}$ LESS THE FOLLOWING DESCRIBED TRACT: Commencing at the Southwest corner of Section 5, Township 5 North, Range 44 East, Boise Meridian, Teton County, Idaho, and running thence North 400 feet; thence East 1089 feet; thence South 400 feet; thence West 1089 feet to the point of beginning.

Section 5: Gov. Lot 4, SW $\frac{1}{4}$ NW $\frac{1}{4}$ and that portion of Gov. Lot 3 and SE $\frac{1}{4}$ NW $\frac{1}{4}$ described as follows: Lot 3 and SE $\frac{1}{4}$ NW $\frac{1}{4}$ Less the following described tract: Beginning at a point that is South 89°24'00" East 1815.53 feet of the Northwest corner of Section 5, Township 5 North, Range 44 East, Boise Meridian, Teton County, Idaho, and running thence South 89°24'00" East 819.00 feet along the North line of said Section 5, to an iron pin which is the North quarter corner of said Section 5; thence South 00°00'23" East along the North-South centerline of said Section 5 a distance of 2808.65 feet to an iron pin

Instrument # 159065

DRIGGS, TETON, IDAHO

2003-12-18 11:23:45 No. of Pages: 3

Recorded for: FIRST AMERICAN TITLE

NOLAN G. BOYLE

Fee: 9.00

Ex-Officio Recorder Deputy *N. Boyle*

Index to: DEED, WARRANTY

159065

which is the center quarter of said Section 5; thence South 89°47'09" West along the East-West center line of said Section 5 a distance of 501.45 feet; thence North 06°26'54" West a distance of 2837.06 feet to the point of beginning.

Section 6: Gov. Lots 1, 2 and 3; S½NE¼ and NE¼SE¼

SUBJECT TO THE FOLLOWING:

1. Reservations in Warranty Deed between Parley S. Rammell and Lettie J. Rammell, husband and wife, and J. C. Hoopes, wherein parties of the first part reserve ¼ of all royalties from the discovery on said property, recorded Book 67, Page 254, Records of Teton County, Idaho. (Lot 2 Section 31, Lots 1 and 2 Section 6, Lot 4 and SW¼NW¼ Section 5)
2. Reservations in State Deed including all minerals rights, recorded April 10, 1973, Recorder's No. 72535, Records of Teton County, Idaho. (SW¼ Sec. 5)
3. Exceptions and reservations in State of Idaho Deed to Earl N. Hoopes and Marie B. Hoopes, husband and wife, recorded May 3, 1973, Recorder's No. 72666, Records of Teton County, Idaho, wherein the State reserves all Mineral Rights. (N½SE¼NE¼ Sec. 6)
4. Resolution #040802 Adoption of official road map, recorded May 14, 2002, as Instrument No. 148100, Records of Teton County, Idaho.
5. Easement, recorded November 9, 1971, Recorder's No. 70238, Records of Teton County, Idaho.
6. Reservations in Warranty Deed reserving all mineral rights, recorded March 25, 1981, Recorder's No. 87337, Records of Teton County, Idaho. (N½SE¼NE¼ Sec. 6)

TOGETHER with the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining, any reversions, any remainders, rents, issues and

profits therefrom, and all estate, right, title and interest in and to the property, as well in law as in equity, of the Grantor.

TO HAVE AND TO HOLD, the above described premises and appurtenances unto the Grantee and to the Grantee's successors and assigns forever. The Grantor shall warrant and defend the premises in the quiet and peaceable possession of the Grantee against the Grantor and the Grantor's successors, and against every person whomsoever who lawfully holds (or who later lawfully claims to have held) rights in the premises as of the date hereof.

In construing this deed and where the context so requires, the singular includes the plural.

IN WITNESS WHEREOF, the Grantor has set its corporate name by its duly authorized officer.

WELLS FARGO BANK NORTHWEST, N.A.

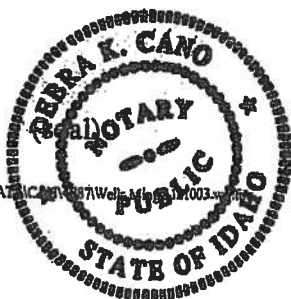
By: David Selee
Its: V.P.

STATE OF IDAHO)

County of Ada) ss.

On the 16th day of December, 2003, before me, the undersigned, a notary public in and for said State, personally appeared David Selee, known or identified to me to be the Vice President of Wells Fargo Bank Northwest, N.A., and the corporation that executed the instrument or the person who executed the instrument on behalf of said corporation, and acknowledged to me that such corporation 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.



Debra K. Cano
Notary Public for Idaho
Residing at Boise, Idaho
My Commission Expires: 11-25-06

T-9875

149340

RECEIVED

JUL 26 2002

TETON CO., ID
CLERK RECORDER

WARRANTY DEED

THIS WARRANTY DEED, made the 26th day of July, 2002, between
EHCO RANCH, INC., hereinafter called the Grantor, and WELLS FARGO BANK
NORTHWEST, N.A., its successors and assigns, hereinafter called the Grantee, whose address is
P.O. Box 7069, Boise, ID 83730,

WITNESSETH:

The Grantor made, executed and delivered to First Security Bank of Idaho, N.A., predecessor
in interest to the Grantee, a Mortgage dated May 9, 1997, recorded May 12, 1997 as Instrument No.
127168, Records of Teton County, Idaho, and thereafter modified by agreement between the parties
recorded on July 6, 2000 as Instrument No. 138395, records of Teton County, Idaho, covering the
real property hereinafter described; and

The Grantor desires to convey to the Grantee the real property hereinafter described in lieu
of foreclosure of the above-mentioned Mortgage and in full cancellation of all debts, obligations,
costs and charges heretofore existing under and by virtue of said Mortgage and the promissory notes
secured thereby.

NOW THEREFORE, for good and valuable consideration, the Grantor hereby CONVEYS,
GRANTS and WARRANTS to the Grantee the following described real property situate in Teton
County, Idaho:

See Exhibit A attached hereto.

TOGETHER WITH all and singular tenements, hereditaments and appurtenances thereunto
belonging or in any wise appertaining, and the reversion and reversions, remainder and remainders,
rents, issues and profits thereof,

TO HAVE AND TO HOLD the said premises, together with the appurtenances, unto the

Grantee, its successors and assigns forever.

This deed is an absolute conveyance of title, in effect as well as in form, and is not intended as a mortgage, trust conveyance or security interest of any kind. The consideration therefor is the full release of all debts and obligations heretofore existing on account of the above-referenced Mortgage.

IN WITNESS WHEREOF, the Grantor has caused its name to be hereunto affixed this 26 day of July, 2002.

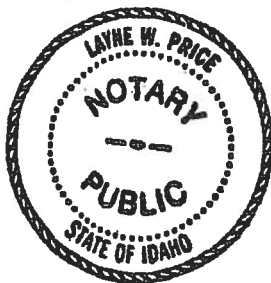
EHCO RANCH, INC.

By: E. Brent Hoopes
E. Brent Hoopes, President

STATE OF IDAHO)
County of Teton) ss.

On this 26th day of July, 2002, before me, a notary public in and for said county and state, personally appeared E. Brent Hoopes, known to me to be the President of EHCO RANCH, INC., the corporation whose name is subscribed to the within instrument, and acknowledged to me that he executed the same on behalf of said corporation.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.



Layne W. Price
NOTARY PUBLIC
Residing at Driggs
My Commission Expires 12-01-06

Instrument # 149340

DRIGGS, TETON, IDAHO
2002-07-26 12:46:05 No. of Pages: 3
Recorded for : FIRST AMERICAN TITLE
NOLAN G. BOYLE Fee: 9.00
Ex-Officio Recorder Deputy Nolan G. Boyle
Index to: DEED, WARRANTY

WARRANTY DEED → 2

tlh | 0069.081 | warranty deed 07232002

149340

EXHIBIT A

LEGAL DESCRIPTION

TOWNSHIP 6 NORTH, RANGE 44 EAST BOISE MERIDIAN, TETON COUNTY, IDAHO
SECTION 30: LOT 4
SECTION 31: LOTS 1 & 2; E1/2W1/2

TOWNSHIP 5 NORTH RANGE 44 EAST, BOISE MERIDIAN, TETON COUNTY, IDAHO
SECTION 5: E1/2SW1/4; NW1/4SW1/4; SW1/4SW1/4 LESS THE FOLLOWING DESCRIBED
TRACT:

COMMENCING AT THE SOUTHWEST CORNER OF SECTION 5, TOWNSHIP 5 NORTH,
RANGE 44 EAST, BOISE MERIDIAN AND RUNNING THENCE NORTH 400 FEET; THENCE
EAST 1089 FEET; THENCE SOUTH 400 FEET; THENCE WEST 1089 FEET TO THE POINT OF
BEGINNING.

SECTION 5: LOT 4; SW1/4NW1/4 AND A PORTION OF LOT 3 AND SE1/4NW1/4 DESCRIBED
AS FOLLOWS:

LOT 3 AND SE1/4NW1/4 LESS THE FOLLOWING DESCRIBED TRACT:

BEGINNING AT A POINT THAT IS SOUTH 89°24'00" EAST 1815.53 FEET OF THE
NORTHWEST CORNER OF SECTION 5, TOWNSHIP 5 NORTH, RANGE 44 EAST, BOISE
MERIDIAN, TETON COUNTY, IDAHO, AND RUNNING THENCE SOUTH 89°24'00" EAST
819.80 FEET ALONG THE NORTH LINE OF SAID SECTION 5, TO AN IRON PIN WHICH IS
THE NORTH QUARTER CORNER OF SAID SECTION 5; THENCE SOUTH 00°00'23" EAST
ALONG THE NORTH-SOUTH CENTERLINE OF SAID SECTION 5 A DISTANCE OF 2303.65
FEET TO AN IRON PIN WHICH IS THE CENTER QUARTER OF SAID SECTION 5; THENCE
SOUTH 89°47'09" WEST ALONG THE EAST-WEST CENTER LINE OF SAID SECTION 5 A
DISTANCE OF 501.45 FEET; THENCE NORTH 06°26'54" WEST A DISTANCE OF 2837.06 FEET
TO THE POINT OF BEGINNING.

SECTION 6: LOTS 1, 2, & 3; S1/2NE1/4; NE1/4SE1/4

R & H LAND WATER RIGHT OWNERSHIP CHANGE



Legend

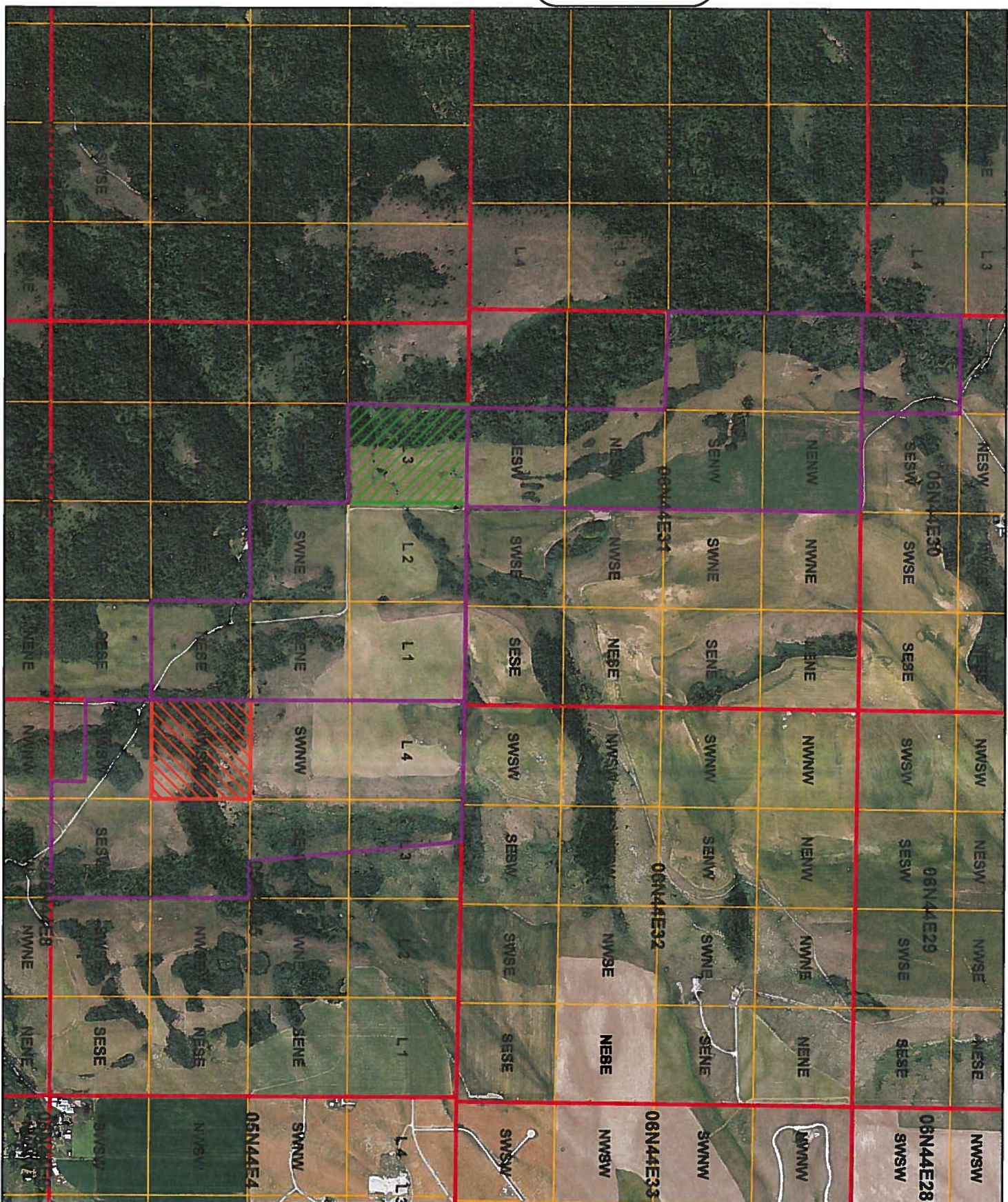
Ethco_Mingo Parcels

22-12195_POU

22-4041_POU

Sections

Quarter_Quarters



2011 NAIP Photo



Prepared by:
Luke H. Marchant
12/13/2011