

RECEIVED

DEC 14 2011

Department of Water Resources
Eastern Region

STATE OF IDAHO
IDAHO DEPARTMENT OF WATER RESOURCES
NOTICE OF CHANGE OF 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.

Water Right/Claim No.	Split?	Water Right/Claim No.	Split?	Water Right/Claim No.	Split?
22-627 <u>OK</u>	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐

2. Previous Owner's Name: The Mingo Tribal Preservation Trust
 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

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

391 West 1200 North
 Mailing Address

Felt ID 83424
 City State 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 _____ Processed by _____ Date _____

\$25. - for this app.

Instrument # 217544

TETON COUNTY, IDAHO

6-20-2011 09:15:00 No. of Pages: 4

Recorded for : FIRST AMERICAN TITLE COMPANY

MARY LOU HANSEN

Fee: 18.00

Ex-Officio Recorder Deputy

Index to: DEED, WARRANTY

[Signature]

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 8947'09" West along the East-West center line of said Section 5 a distance of 501.45 feet; thence North 0626'54" 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.

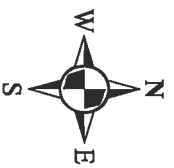
IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal, the day and year in this certificate first above written.



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

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R & H LAND WATER RIGHT OWNERSHIP CHANGE

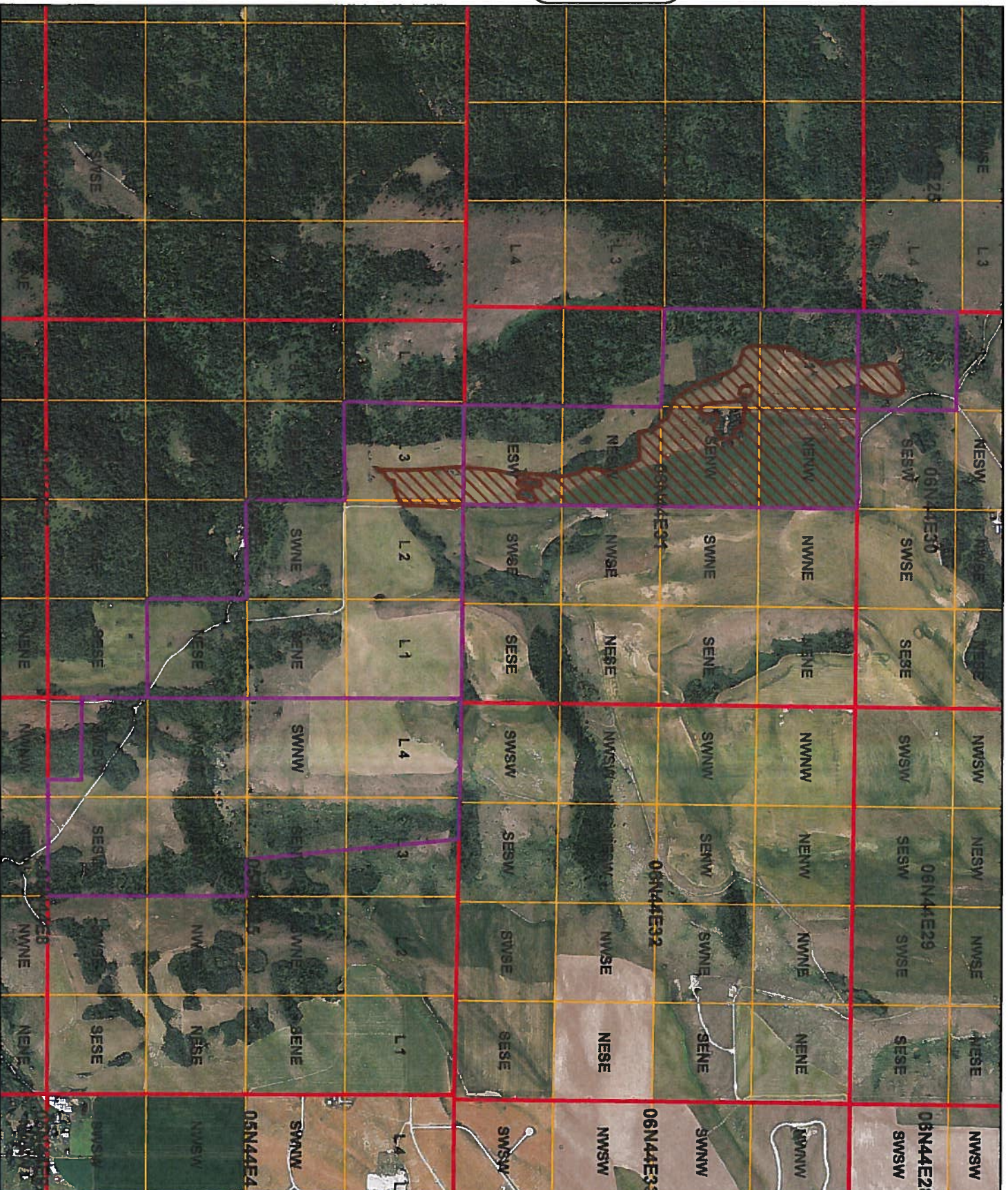


Ehco_Mingo Parcels

22-627_POU

Sections

Quarter_Quarters



2011 NAIP Photo



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