

RECEIVED

APR 06 2018

WATER RESOURCES
WESTERN REGION

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ASSIGNMENT OF APPLICATION FOR PERMIT

To change the ownership of an application for permit

I, James F. Cleary, Jr., hereby assign to Craig Olson
Current applicant New applicant(s)
 of, 2012 Bluestem Lane, Boise, ID 83706 (208) 368-9600
New owner's address including city, state and ZIP Phone

All my right, title, and interest in and to Application for Permit No(s): 65-23737
 to appropriate the public waters of the State of Idaho.

OR (for partial assignments)

The following described portion of my right, title, and interest in and to Application for Permit No(s):

_____, to appropriate the public waters of the State of Idaho.

Describe in detail the portion of the application for permit assigned, listing the number of acres in each 40 acre subdivision, point of diversion location, and amount of the water in cubic feet per second.

Does the new applicant own the property at the:

Point of diversion? ☐ Yes ☒ No
 Place of use? ☒ Yes ☐ No

If no, describe the arrangement enabling the new applicant to access the point of diversion and/or the place of use:

POD- State of Idaho Encroachment Permit No. L-65-S-623B

Dated this 26 day of October, 2017.

Signature of current applicant

Title (if applicable)

Signature of current applicant

Title (if applicable)

State of Idaho)
PA)
 County of Chester)ss

On this 26 day of October, 2017, personally appeared before me the signer(s) of the above instrument, who duly acknowledged to me that he/she/they executed the same.

COMMONWEALTH OF PENNSYLVANIA
 SEAL NOTARIAL SEAL
 Joanne M. Radle, Notary Public
 Tredyffrin Twp., Chester County
 My Commission Expires Oct. 9, 2018
 MEMBER, PENNSYLVANIA ASSOCIATION OF NOTARIES

Notary Public

My commission expires: 10/9/2018

RECORDING REQUESTED BY
First American Title Company

AND WHEN RECORDED MAIL TO:
First American Title Company
616 North 3rd Street Suite 101
McCall, ID 83638

Ins. # 410301
VALLEY COUNTY, CASCADE, IDAHO
11-28-2017 14:07:08 No. of Pages: 3
Recorded for: FIRST AMERICAN TITLE - MCCALL
DOUGLAS A. MILLER Fee: \$15.00
Ex-Officio Recorder Deputy: RRA
Electronically Recorded by Simplifile

Space Above This Line for Recorder's Use Only

WARRANTY DEED

File No.: **653224-MC (kt)**

Date: **October 03, 2017**

For Value Received, **James F. Cleary, Jr., a single man**, hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto **Alferd Craig Olson and Catherine M. Olson, husband and wife**, hereinafter called the Grantee, whose current address is **2012 Bluestem Lane, Boise, ID 83706**, the following described premises, situated in **Valley County, Idaho**, to-wit: **Legal Description attached hereto as Exhibit A, and by this referenced incorporated herein.**

SUBJECT TO all easements, right of ways, covenants, restrictions, reservations, applicable building and zoning ordinances and use regulations and restrictions of record, and payment of accruing present year taxes and assessments as agreed to by parties above.

TO HAVE AND TO HOLD the said premises, with its appurtenances, unto the said Grantee, and to the Grantee's heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that the Grantor is the owner in fee simple of said premises; that said premises are free from all encumbrances except current years taxes, levies, and assessments, and except U.S. Patent reservations, restrictions, easements of record and easements visible upon the premises, and that Grantor will warrant and defend the same from all claims whatsoever.

READ & APPROVED:



Date: 10/03/2017

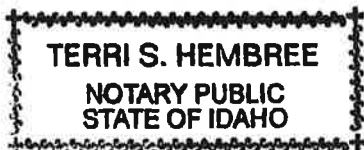
Warranty Deed
- continued

File No.: 653224-MC (kt)


James F. Cleary Jr.

STATE OF Idaho)
COUNTY OF Ada)
SS.

On this 10/11/17, before me, a Notary Public in and for said State, personally appeared **James F. Cleary, Jr.**, known or identified to me to be the person(s) whose name(s) is/are subscribed to the within instrument, and acknowledged to me that he/she/they executed the same.




Notary Public for the State of Idaho
Residing at: Boise, ID
My Commission Expires: 9-28-22

EXHIBIT A

PARCEL 1:

A PARCEL OF LAND SITUATE IN GOVERNMENT LOT 1, SECTION 35, TOWNSHIP 19 NORTH, RANGE 3 EAST, BOISE MERIDIAN, VALLEY COUNTY, IDAHO, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT A BRASS CAP MARKING THE NORTH 1/4 CORNER OF SECTION 35, TOWNSHIP 19 NORTH, RANGE 3 E., B.M., VALLEY COUNTY, IDAHO, THENCE SOUTH 46°52'00" WEST 1.45 FEET TO A CONCRETE AND IRON MONUMENT; THENCE, SOUTH 00°10'00" EAST, 271.25 FEET TO A 1/2 INCH REBAR, THE REAL POINT OF BEGINNING; THENCE, CONTINUING SOUTH 00°10'00" EAST, 150.45 FEET TO A 1/2 INCH REBAR; THENCE, NORTH 47°09'47" WEST, 60.00 FEET TO A 1/2 INCH REBAR; THENCE, NORTH 26°46'34" WEST, 82.26 FEET TO A 1/2 INCH REBAR; THENCE, SOUTH 69°22'54" WEST, 173.24 FEET TO A 1/2 INCH REBAR; THENCE, SOUTH 84°18'42" WEST, 66.77 FEET TO A 1/2 INCH REBAR; THENCE, NORTH 47°53'52" WEST, 15.78 FEET TO A 1/2 INCH REBAR; THENCE, NORTH 88°53'35" WEST, 207.62 FEET TO A 1/2 INCH REBAR; THENCE, CONTINUING NORTH 88°53'35" WEST, 12.35 FEET TO THE HIGH WATER MARK OF PAYETTE LAKE; THENCE, NORTH 01°17'00" EAST 20.55 FEET ALONG SAID HIGH WATER MARK; THENCE, NORTH 29°42'00" EAST, 71.00 FEET ALONG SAID HIGH WATER MARK; THENCE, NORTH 18°17'00" WEST, 20.04 FEET ALONG SAID HIGH WATER MARK; THENCE, LEAVING SAID HIGH WATER MARK, SOUTH 88°37'47" EAST, 16.76 FEET TO A 1/2 INCH REBAR; THENCE, CONTINUING SOUTH 88°37'47" EAST, 494.87 FEET TO THE POINT OF BEGINNING.

PARCEL 2:

TOGETHER WITH AN EASEMENT FOR INGRESS AND EGRESS, AS DESCRIBED IN DOCUMENT RECORDED JANUARY 22, 1968, AS INSTRUMENT NO. 68046.

PARCEL 3:

TOGETHER WITH AND SUBJECT TO A 12.00 FOOT WIDE ACCESS AND UTILITY EASEMENT, BEING 6.00 FEET ON EACH SIDE OF THE FOLLOWING DESCRIBED CENTER LINE:

COMMENCING AT A CONCRETE AND IRON MONUMENT MARKING THE NORTH EAST CORNER OF LUCK'S POINT SUBDIVISION AS SHOWN ON THE OFFICIAL PLAT THEREOF ON FILE IN BOOK 1, PAGE 22 OF PLATS IN THE OFFICE OF THE RECORDER OF VALLEY COUNTY, IDAHO: THENCE, N. 0° 10' 00" W., 22.45 FEET ALONG THE EASTERLY BOUNDARY OF GOVERNMENT LOT 1, SECTION 35, T. 19 N., R. 3 E., B.M., TO A 1/2 INCH REBAR, THE REAL POINT OF BEGINNING; THENCE, N. 47° 09' 47" W., 60.00 FEET TO A 1/2 INCH REBAR, THENCE, N. 26° 46' 34" W., 135.26 FEET, THENCE, N. 57° 38' W., 43.52 FEET, THENCE, N. 80° 05' W., 79.40 FEET, TO THE NORTHERLY BOUNDARY OF THE ABOVE DESCRIBED PARCEL, THE POINT OF ENDING.

PAYETTE LAKES
SUPERVISORY AREA
555 Deinhard Lane
McCall ID 83638
Phone (208) 634-7125
Fax (208) 634-5117



TOM SCHULTZ, DIRECTOR
EQUAL OPPORTUNITY EMPLOYER

STATE BOARD OF LAND COMMISSIONERS

C. L. "Butch" Otter, Governor
Lawrence E. Denney, Secretary of State
Lawrence G. Wasden, Attorney General
Brandon D. Woolf, State Controller
Sherri Ybarra, Sup't of Public Instruction

TRANSFER OF ENCROACHMENT PERMIT

NO. L-65-S-623

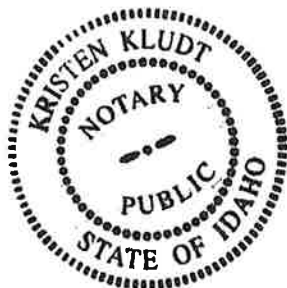
The Idaho Department of Lands hereby transfers subject encroachment permits assigned to James F Cleary Jr (May 14, 2004) assigned to CRAIG AND CATHERINE OLSON (October 3, 2017) of 2012 Bluestem Lane, Boise, ID 83706 to maintain existing dock, ramp, pier, rip-rap and two (2) waterlines per attached approved design plan located adjacent to RP19N03E352465, Government Lot 1, Section 35, Township 19 North, Range 3 East; Boise Meridian: Valley County.

FOR THE DIRECTOR

By: [Signature]
Scott Corkill, Area Manager

STATE OF IDAHO)
) ss
COUNTY OF VALLEY)

Subscribed and sworn to before me this 11th day of December, 2017.



[Signature]
Residing at McCall
Commission expires:
05/28/2020

Instrument # 412663
VALLEY COUNTY, CASCADE, IDAHO
04-06-2018 15:38:28 No. of Pages: 1
Recorded for: TITLEONE BOISE
DOUGLAS A. MILLER Fee: \$10.00
Ex-Officio Recorder Deputy: JLM
Electronically Recorded by Simplifile

GIVENS PURSLEY LLP

Attorneys and Counselors at Law

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PO Box 2720
Boise, ID 83701
Telephone: 208-388-1200
Facsimile: 208-388-1300
www.givenspursley.com

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Kenneth R. McClure
Kelly Greene McConnell
Alex P. McLaughlin
Melodie A. McQuade
Christopher H. Meyer
L. Edward Miller
Patrick J. Miller
Judson B. Montgomery
Emily G. Mueller
Deborah E. Nelson

W. Hugh O'Riordan, LL.M.
Randall A. Peterman
Jack W. Relf
Michael O. Roe
Jamie Caplan Smith
P. Mark Thompson
Jeffrey A. Warr
Robert B. White

Kenneth L. Pursley (1940-2015)
James A. McClure (1924-2011)
Raymond D. Givens (1917-2008)

April 6, 2018

Via Hand Delivery

Rachel Neely
Idaho Department of Water Resources
IDWR – Western Region
2735 Airport Way
Boise, Idaho 83705

Re: Water Right Assignment
File No.: 12861-2

Dear Ms. Neely:

Enclosed please find an Assignment of Application for Permit ("Assignment") from James F. Cleary, Jr. to Craig Olson for Permit No. 65-23737, for your review. We have also included a recorded copy of the Transfer of Encroachment Permit No. L-65-S-623, referenced in the Assignment, along with a copy of the vesting deed.

Please process the Assignment and provide us with confirmation of the same. Please give me a call with any questions at (208)388-1242. Thank you for your assistance.

Very truly yours,

Cori Barrera
Assistant to Judson B. Montgomery

Enclosures
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RECEIVED
APR 06 2018
WATER RESOURCES
WESTERN REGION

L
DE
PS
4/11/18