

10/09

RECEIVED

NOV 10 2010

DEPARTMENT OF WATER RESOURCES

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

ASSIGNMENT OF PERMIT

To change the ownership of a permit

\$25 fee per permit

For Office Use Only

Receipt Amt \$ 25.00

Receipt No. C092075

Date 11/10/10

I, HDA LLC, hereby assign to RANDY BERRY
Current Owner(s) New Owner(s)
of, 9971 N. Bogus Basin Rd Boise Idaho 83702
Full address including City, state and ZIP Phone

All my right, title, and interest in and to Permit No(s). 63-32674 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 Permit Number(s):
_____, to appropriate the public waters of the State of Idaho.

Describe in detail the portion of the 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 permit holder own the property at the:

Point of Diversion? ☒ Yes ☐ No

Place of Use? ☒ Yes ☐ No

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

Made this 10 day of November, 2010.

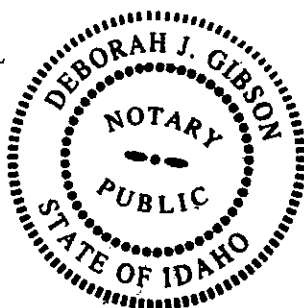
Randy Berry HDA
Signature of Permit Holder Title (if applicable)

Signature of Permit Holder Title (if applicable)

State of Idaho)
County of Ada)ss

On this 10th day of November, 2010, personally appeared before me the signer(s) of the above instrument, who duly acknowledged to me that he/she/they executed the same.

SEAL



Deborah J. Gibson
Notary Public

My commission expires: 8/10/2015



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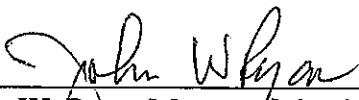
QUITCLAIM DEED

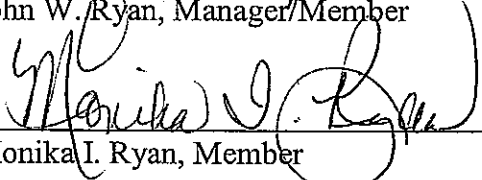
FOR VALUE RECEIVED, DEER POINT RANCH, LLC, an Idaho limited liability company ("Grantor"), does hereby grant, sell, transfer, and convey unto HDA, LLC, an Idaho limited liability company ("Grantee"), having a current address of c/o Randy J. Berry, 9971 N. Bogus Basin Road, Boise, Idaho 83702, the premises described in **Exhibit A** and **Exhibit B** attached hereto and incorporated herein by reference, together with all rents, remainders, and reversions, and all appurtenances and hereditaments, issues and profits, improvements and fixtures, easements, mineral rights, water rights, and all other permits, licenses, and rights thereunto appertaining;

TO HAVE AND TO HOLD said premises with their appurtenances unto said Grantee, its successors and assigns forever.

IN WITNESS WHEREOF, Grantor has caused this deed to be executed, delivered, and made through the execution of all of its members and manager.

DEER POINT RANCH, LLC,
an Idaho limited liability company

By: 
John W. Ryan, Manager/Member

By: 
Monika I. Ryan, Member

By: HDA, LLC,
an Idaho limited liability company
Its: Member

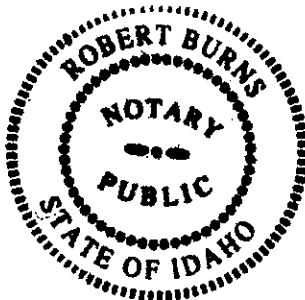
By: 
Randy J. Berry, Member

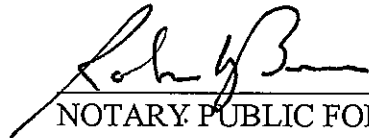
COPY

STATE OF IDAHO)
) ss.
County of Ada)

On this 21st day of November 2007, before me, a Notary Public in and for said State, personally appeared JOHN W. RYAN and MONIKA I. RYAN known or identified to me (or proved to me on the oath of _____) to be the Manager/Member and Member, respectively, of DEER POINT RANCH, LLC, the limited liability company that executed the instrument or the persons who executed the instrument on behalf of said limited liability company, and who acknowledged to me that such company 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.

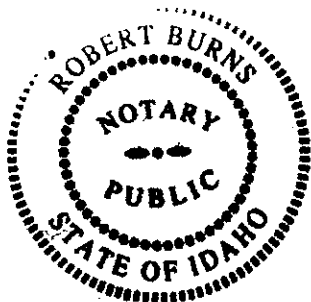



NOTARY PUBLIC FOR IDAHO
Residing at Boise, Idaho
My Commission Expires 12/20/2012

STATE OF IDAHO)
) ss.
County of Ada)

On this 20th day of November 2007, before me, a Notary Public in and for said State, personally appeared RANDY J. BERRY, known or identified to me (or proved to me on the oath of _____) to be a Member of HDA, LLC, the limited liability company that executed the instrument or the person who executed the instrument on behalf of said limited liability company, and acknowledged to me that such company 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.



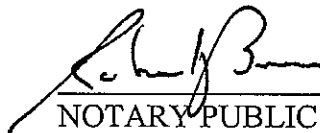

NOTARY PUBLIC FOR IDAHO
Residing at Boise, Idaho
My Commission Expires 12/20/2012

EXHIBIT A

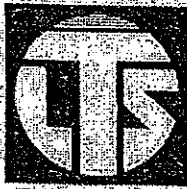
Parcel A:

A parcel of land being a portion of the Northwest Quarter of the Southwest Quarter of Section 12, Township 4 North, Range 2 East, Boise Meridian, Ada County, Idaho, as shown on Record of Survey No. 5428, filed for record in the office of the Ada County Recorder, Boise, Idaho under Instrument No. 101058302 and more particularly described as follows:

Commencing at an iron pin marking the Southwest corner of said Section 12; thence along the West boundary of said Section 12
North 00°21'12" West 1319.59 feet to an iron pin marking the Southwest corner of said Northwest Quarter of the Southwest Quarter of Section 12, said point marking the POINT OF BEGINNING; thence continuing
North 00°21'12" West 86.41 feet to an iron pin; thence leaving said West boundary
North 89°38'48" East 547.17 feet to an iron pin on the centerline of Bogus Basin Road marking a point of curve; thence along said centerline along the arc of a curve to the left having a radius of 354.00 feet, a central angle of 04°37'12", a length of 28.54 feet and a long chord which bears
South 10°46'30" West 28.54 feet to an iron pin marking a point of ending of curve on the South boundary of said Northwest Quarter of the Southwest Quarter of Section 12; thence leaving said centerline along said South boundary
South 83°29'31" West 544.80 feet to the POINT OF BEGINNING.

Parcel B:

That portion of the Southwest Quarter of the Southwest Quarter of Section 12, Township 4 North, Range 2 East of the Boise Meridian lying North and West of Bogus Basin Road, and as more particularly described on Exhibit A-1 as attached hereto.



**TEALEY'S LAND
SURVEYING**

2501 Bogus Basin Rd. • Boise, Idaho 83702
(208) 385-0636
Fax (208) 385-0696

Project No.: 1534-2
Date: November 11, 2005

**EXHIBIT A-1
DESCRIPTION FOR
RYAN CONSTRUCTION COMPANY**

A parcel of land being a portion of the SW 1/4 of the SW 1/4 of Section 12, T.4N, R.2E, B.M., Ada County, Idaho, as shown on Amended Record of Survey No. 5552, filed for record in the office of the Ada County Recorder, Boise, Idaho under Instrument No. 101101850 and more particularly described as follows:

Commencing at an iron pin marking the Southwest corner of said Section 12; thence along the West boundary of said Section 12:

North 00°21'12" West 1026.07 feet to an iron pin, the **POINT OF BEGINNING**; thence continuing

North 00°21'12" West 293.52 feet to an iron pin marking the Northwest corner of said SW 1/4 of the SW 1/4 of Section 12, thence leaving said West boundary, and along the North boundary of said SW 1/4 of the SW 1/4 of Section 12;

North 83°29'31" East 544.80 feet to an iron pin on the centerline of Bogus Basin Road marking a point of curve; thence leaving said North boundary, and along said centerline along the arc of a curve to the left having a radius of 354.00 feet, a central angle of 19°10'27", a length of 118.47 feet and a long chord which bears

South 01°07'20" East 117.92 feet to a point marking a point of ending of curve; thence continuing

South 10°42'33" East 82.97 feet to a point marking a point of curve; thence continuing along the arc of a curve to the right having a radius of 162.00 feet, a central angle of 104°03'40", a length of 294.23 feet and a long chord which bears

South 41°19'17" West 255.42 feet to a point marking a point of ending of curve; thence continuing

North 86°38'53" West 108.31 feet to a point, thence continuing

North 83°57'50" West 282.00 feet to the **POINT OF BEGINNING**:

Said parcel of land contains 4.30 acre, more or less.

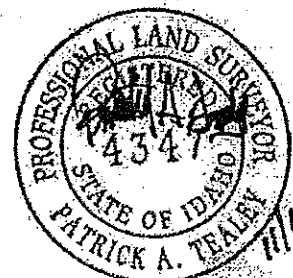


EXHIBIT B

A parcel of land located in the Southeast Quarter of the Southeast Quarter of Section 11, Township 4 North, Range 2 East, Boise Meridian;

EXCEPTING THEREFROM:

Parcel 6 as delineated on Record of Survey No. 5427, as recorded on June 15, 2001 under Instrument No. 101058301, of Official Records, being more particularly described as follows:

A parcel of land being a portion of the Southeast Quarter of Section 11, Township 4 North, Range 2 East, Boise Meridian, Ada County, Idaho, as shown on Record of Survey No. 5427, filed for record in the office of the Ada County Recorder, Boise, Idaho under Instrument No. 101058301 and more particularly described as follows:

Commencing at an iron pin marking the Southeast corner of said Section 11; thence along the East boundary of said Section 11

North 00°21'12" West 13°9.59 feet to an iron pin marking the Northeast corner of the Southeast Quarter of said Southeast Quarter of Section 11; thence along the North boundary of said Southeast Quarter of the Southeast Quarter of Section 11

North 89°42'43" West 959.66 feet to an iron pin on the centerline of Bogus Basin Road marking the POINT OF BEGINNING; thence along said centerline

South 56°21'43" East 420.24 feet to an iron pin; thence leaving said centerline

South 03°40'48" West 28.61 feet to an iron pin; thence

South 24°40'50" West 253.60 feet to an iron pin; thence

North 71°00'00" West 544.45 feet to an iron pin; thence

North 33°38'17" East 378.17 feet to an iron pin on said North boundary of the Southeast Quarter of the Southeast Quarter of Section 11; thence along said North boundary

South 89°42'43" East 63.16 feet to the POINT OF BEGINNING.

ALSO EXCEPTING THEREFROM:

Approximately 4.313 acres of real property located in Ada County, Idaho known as Parcels 7 and 8 of Record of Survey No. 5427 recorded in the official records of Ada County, Idaho as Instrument No. 101058301 and further described as follows:

A parcel of land being a portion of the Southeast Quarter of Section 11, Township 4 North, Range 2 East, Boise Meridian, Ada County, Idaho, as shown on Record of Survey No. 5427, filed for record in the office of the Ada County Recorder, Boise, Idaho under Instrument No. 101058301 and more particularly described as follows:

Commencing at an iron pin marking the Southeast corner of said Section 11, thence along the East boundary of said Section 11

North 00°21'12" West 1319.59 feet to an iron pin marking the Northeast corner of the Southeast Quarter of said Southeast Quarter of Section 11; thence along the North boundary of said Southeast Quarter of the Southeast Quarter of Section 11

North 89°42'43" West 959.66 feet to an iron pin on the centerline of Bogus Basin Road;

thence along said centerline
South 56°21'43" East 420.24 feet to an iron pin; thence leaving said centerline
South 03°40'48" West 28.61 feet to an iron pin marking the POINT OF BEGINNING;
thence continuing
South 03°40'48" West 300.00 feet to an iron pin; thence
North 51°29'12" West 110.72 feet to an iron pin; thence
North 24°40'50" East 253.60 feet to the POINT OF BEGINNING.

ALSO EXCEPTING THEREFROM:

Approximately 4.313 acres of real property located in Ada County, Idaho known as Parcels 7 and 8 of Record of Survey No. 5427 recorded in the official records of Ada County, Idaho as Instrument No. 101058301 and further described as follows:

A parcel of land being a portion of the Southeast Quarter of Section 11, Township 4 North, Range 2 East, Boise Meridian, Ada County, Idaho, as shown on Record of Survey No. 5427, filed for record in the office of the Ada County Recorder, Boise, Idaho under Instrument No. 101058301 and more particularly described as follows:

Commencing at an iron pin marking the Southeast corner of said Section 11; thence along the East boundary of said Section 11

North 00°21'12" West 1319.59 feet to an iron pin marking the Northeast corner of the Southeast Quarter of said Southeast Quarter of Section 11; thence along the North boundary of said Southeast Quarter of the Southeast Quarter of Section 11

North 89°42'43" West 959.66 feet to an iron pin on the centerline of Bogus Basin Road; thence along said centerline

South 56°21'43" East 420.24 feet to an iron pin marking the POINT OF BEGINNING; thence continuing along said centerline along the arc of a curve to the left having a radius of 460.00 feet, a central angle of 13°34'49", a length of 109.03 feet and a long chord which bears

South 63°09'08" East 108.78 feet to a PK nail and washer; thence leaving said centerline

South 03°40'48" West 657.17 feet to an iron pin; thence at right angles

South 86°19'12" East 100.00 feet to an iron pin; thence at right angles

South 03°40'48" West 166.96 feet to an iron pin; thence

South 44°54'13" West 161.77 feet to an iron pin; thence

South 90°00'00" West 322.22 feet to an iron pin; thence at right angles

North 00°00'00" West 130.00 feet to an iron pin; thence

North 44°32'47" East 208.64 feet to an iron pin; thence

South 86°19'12" East 100.00 feet to an iron pin; thence at right angles

North 03°40'48" East 721.77 feet to the POINT OF BEGINNING.