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Water Appropriation Rule 40.05.e.i:

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FAX COVER SHEET

City of Pierce
P.O. Box 356
404 South Main Street
Pierce, Idaho 83546

SEND TO: Progressive Engineer

FROM:

ATTENTION: Mike VanStone

DATE: Jan 24, 08

FAX NUMBER: 746-9732

☒ URGENT ☐ REPLY ASAP ☐ PLEASE COMMENT ☐ PLEASE REVIEW ☐ INFORMATION

TOTAL PAGES, including cover page: 5

COMMENTS:

Water pipe course

PHONE (208) 464.2222 FAX (208) 464.2207
E-Mail- cityofpierce@qroidaho.net

148738

GIFT DEED

T.I.
RECEPTION (X)
INDEXED (X)
FILMED (X)
DELIVERED (X)
MAILED (X)

THIS INDENTURE, Made this 22ND day of December, 1987, between POTLATCH CORPORATION, a Delaware corporation, party of the first part, and CITY OF PIERCE, a municipal corporation of the State of Idaho, party of the second part, whose address is: Pierce, Idaho 83546,

WITNESSETH, That

The party of the first part, for and in consideration of its desire to make a gift, does by these presents remise, release and forever quitclaim unto the party of the second part, and to its successors and assigns, all of the party of the first part's right, title and interest now held or hereafter acquired in and to the following described real property, situate in the County of Clearwater, State of Idaho, to wit:

PARCEL 1:

Beginning at the Southwest corner of the Southeast Quarter of the Northwest Quarter (SE1/4NW1/4) of Section 2, Township 36 North, Range 5 East, Boise Meridian, Clearwater County, State of Idaho, thence south to the north right-of-way line of Carle Street, City of Pierce; thence east along right-of-way line of said street to the west high-water line of Orofino Creek; thence northeasterly and northwesterly along said high-water line to the west line of the Southeast Quarter of the Northwest Quarter of said Section 2; thence south to the point of beginning.

EXCEPT therefrom the City of Pierce water treatment plant site and dedicated roads.

PARCEL 2:

Beginning at the Southwest corner of the Southeast Quarter of the Northwest Quarter (SE1/4NW1/4) of

Section 2, Township 36 North, Range 5 East, Boise Meridian, Clearwater County, State of Idaho, thence north to the north high-water line of Orofino Creek, the POINT OF TRUE BEGINNING. Thence north to the south right-of-way line of Idaho State Highway 11; thence southeasterly along the right-of-way line of said highway to the property line common to the City of Pierce; thence southerly along said common property line to the north high-water line of Orofino Creek; thence northwesterly along said high-water line to the POINT OF TRUE BEGINNING.

EXCEPTING therefrom dedicated roads.

PARCEL 3:

Beginning at the Southwest corner of the Southeast Quarter of the Northwest Quarter (SE1/4NW1/4) of Section 2, Township 36 North, Range 5 East, Boise Meridian, Clearwater County, State of Idaho, thence north approximately six hundred seventy (670) feet to the POINT OF TRUE BEGINNING. Thence east to the west boundary of Clearwater County Tax Lot 395; thence south along the west boundary of said Tax Lot 395 to the southwest corner of said Tax Lot 395; thence east along the south boundary of said Tax Lot 395 and Clearwater County Tax Lot 394 to the west right-of-way line of Main Street, City of Pierce; thence south along said right-of-way line to the north right-of-way line of Idaho State Highway 11; thence northwesterly along said right-of-way line to the west boundary of the Southeast Quarter of the Northwest Quarter of said Section 2; thence north to the POINT OF TRUE BEGINNING.

EXCEPTING therefrom dedicated streets.

TOGETHER With all and singular the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining, and the reversions, remainders, rents, issues and profits thereof.

TO HAVE AND TO HOLD All and singular the said premises unto the party of the second part, and to its successors and assigns forever.

IN WITNESS WHEREOF the party of the first part has caused this instrument to be executed the day and year hereinabove first written.

POTLATCH CORPORATION

Attest:

By J. R. Morris
J. R. Morris, Vice President
Wood Products Group - Western Division

By George Pfautsch
George Pfautsch, Assistant
Secretary

STATE OF IDAHO)
) ss.
County of Nez Perce)

On this 22nd day of December, 1987, before me, the undersigned, a Notary Public in and for said state, personally appeared J. R. MORRIS and GEORGE E. PFAUTSCH, known to me to be the Vice President and Assistant Secretary of Potlatch Corporation, the corporation that executed the within instrument, and acknowledged to me that they executed the same for and 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.

Eleanor Smith

Notary Public for the State of Idaho
Residing at Lewiston therein.

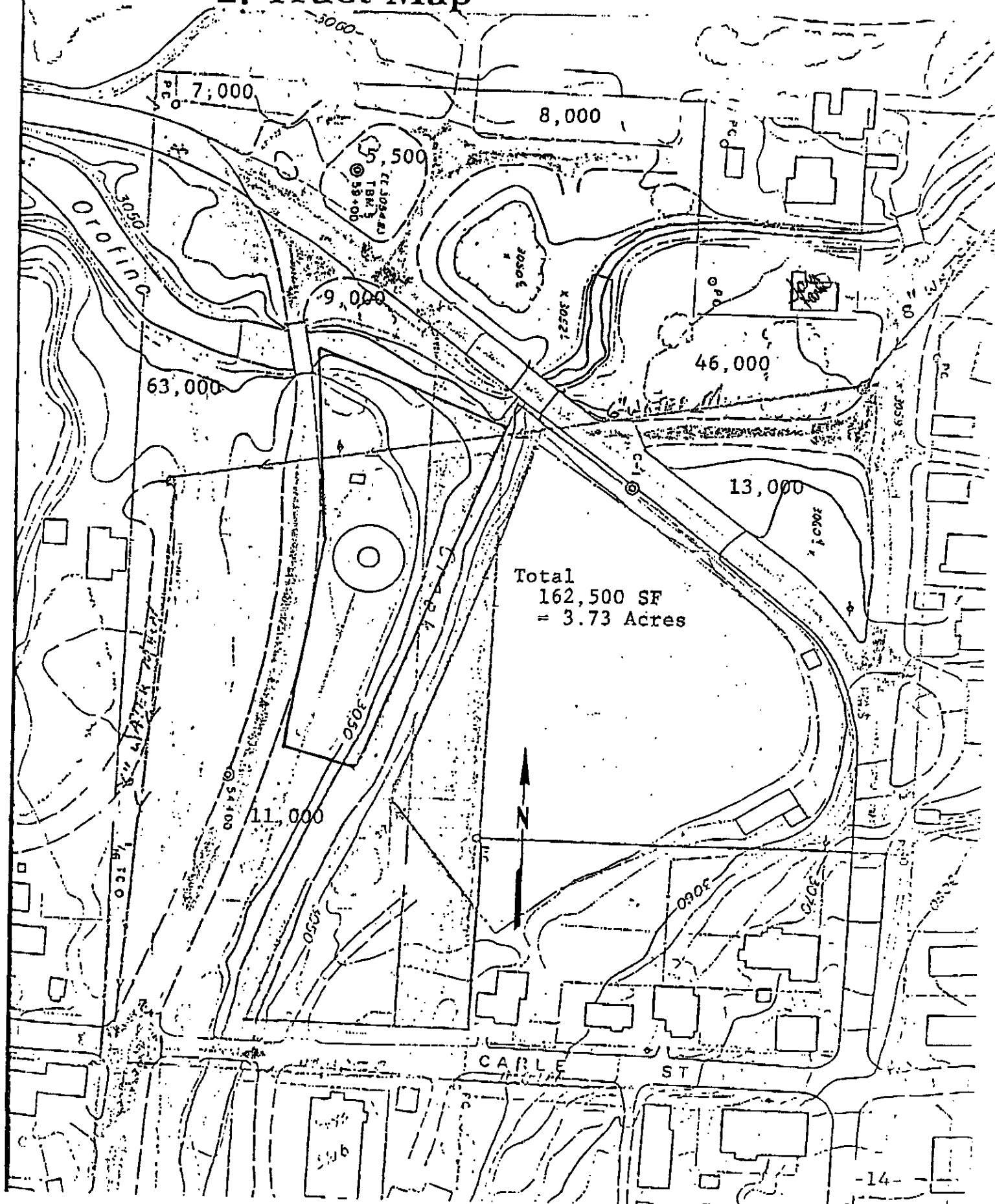
My Commission expires: April 25, 1991

Filed and recorded at the request of Gary Reeve
at 2:40 o'clock P.M., this 29th day of December, 1987
Allen Medalen By: Candy Downing
Ex-Officio Auditor-Recorder
Clearwater County, Idaho
Fee: 900

Returns:

Potlatch Corporation
P.O. Box 1016
Lewiston, Id 83501
Attention: Gary Reeve

2. Tract Map





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COMMENTS:

Ballfield Source Site

PHONE (208) 464.2222 FAX (208) 464.2207
E-Mail- cityofpierce@qroidaho.net

FILED ON RECORD
GAYLE HAYDEN
CITY RECORDER & CLERK

109803

JUL 29 AM 11:41

CLEARWATER COUNTY, IDAHO
BY *Debra D. Duff* DEPUTY
RECORDER OF DEEDS

DEED OF GIFT

THIS INDENTURE made this 25th day of June, 1975, between FRANK FROMELT, INC., a corporation organized and existing under and by virtue of the laws of the State of Idaho, with its principal place of business and address at Pierce, Idaho, hereinafter referred to as "Grantor", and The CITY OF PIERCE, in Clearwater County, a municipal corporation of the State of Idaho, hereinafter referred to as "Grantee", whose current address is Pierce, Idaho 83546;

WITNESSETH:

That the Grantor for and in consideration of preserving the memory of Frank Fromelt and Jane Fromelt, his wife, founders of Frank Fromelt, Inc., an Idaho Corporation, and long time residents of the vicinity of Pierce, Idaho, and as a means of providing a place of recreation for the residents of the City of Pierce and the surrounding area, does grant, convey and confirm unto the said Grantee, and to its successors forever, the following described real estate situated in Clearwater County, State of Idaho, to-wit:

A parcel of land lying in the Southeast Quarter of the Northwest Quarter (SE- $\frac{1}{4}$ NW- $\frac{1}{4}$) and the Northeast Quarter of the Southwest Quarter (NE- $\frac{1}{4}$ SW- $\frac{1}{4}$) of Section 2, Township 36 North, Range 5 East Boise Meridian. Beginning at the Northeast corner of Lot 4, Block 1, Townsite of Pierce, said point being on the West side of Main Street; thence S. 88°37' W. a distance of 270.0 feet to the Northwest corner of Lot 1, Block 1, Townsite of Pierce; thence S. 1°23' E. a distance of 160.0 feet to the Southwest corner of Lot 3, Block 1; thence S. 88°58' W. along the North line of Carle Street, a distance of 173.70 feet; thence N. 18°55' E. a distance of 1,063 feet to a point on the Southerly line of the Headquarters-Pierce Highway; thence S. 56°00'30" E. along the South line of said Highway, a distance of 293.35 feet to the point of curve of 90 feet radius, curve right whose central angle is 54°37'30"; thence along the arc of said right curve a distance of 85.80 feet to the point of tangent, said point on the West line of Main Street; thence S. 1°23' E. along the West line of Main Street a distance of 99.96 feet to the point of beginning.

TOGETHER WITH all the tenements, hereditaments, and appurtenances thereunto belonging, and the reversion and reversions, remainder and remainders, rents, issues and profits thereof; and

1 all estate, right, title and interest in and to said property of
2 the said Grantor.

3 To have and to hold, all and singular, the premises, with the
4 appurtenances, unto the Grantee and its successors forever, for a
5 municipal ball park, playgrounds, and recreational grounds, with
6 emphasis relating to baseball and softball and the youth of the
7 community.

8 This grant is made and accepted upon conditions that the real
9 estate shall be used for the primary purpose of providing a base-
10 ball and/or softball field or fields, a playground or playgrounds,
11 and recreational grounds for the people of the community of Pierce,
12 Idaho, with preference being extended to the youth of the community;
13 that a suitable memorial in memory of Frank Fromelt and Jane
14 Fromelt, his wife, be erected and properly maintained at an appro-
15 priate place on the premises; that no building or buildings shall
16 be constructed on the premises that would interfere with or frustrate
17 the use of the realty for the playing of baseball or as a play-
18 ground; and that in the event the Grantee or its successor or
19 successors fail to use, maintain, and keep up the premises or any
20 portion thereof for such purposes and in accordance with such con-
21 ditions, then the title to the land and premises and every part
22 thereof, together with the appurtenances and improvements thereon,
23 shall revert to the persons hereinafter identified, their heirs or
24 assigns in accordance with the percentages stated; and it shall be
25 lawful for the said persons, their heirs or assigns to re-enter
26 and repossess the premises and any part or portion thereof, and
27 thereafter to peaceably hold and enjoy the premises as if these
28 presents had not been made, said persons and percentages being:

29 Carl Nelson and Virginia Nelson, his wife - 25.118%

30 Chester McArthur and Clea McArthur, his wife - 20.448%

31 David E. McArthur - 17.102%

32 Jarrell McArthur and Phyllis McArthur, his wife - 18.036%

1 James Brown - 2.412%

2 Arlene Severance - 2.412%

3 John J. Dahl - 2.412%

4 Rae McArthur Thomason - 2.412%

5 Karin McArthur McComas - 2.412%

6 David L. McArthur - 2.412%

7 Jennette Tate - 2.412%

8 Gayle Weaver - 2.412%

9 IN WITNESS WHEREOF, the said Grantor has caused this instru-
10 ment to be executed by its duly authorized officers the day and
11 year hereinabove first written.

12 FRANK FROMELT, INC.

13 By Chester McArthur
14 President

15 Carl Nelson
Vice President

16 ATTEST:

17 Virginia Nelson
18 Secretary

19 STATE OF IDAHO)
20) ss.
21 County of Ada)

22 On this 30 day of June, 1975, before me, the undersigned, a
23 Notary Public in and for said State, personally appeared CHESTER
24 McARTHUR, known to me to be the President of the corporation that
25 executed the foregoing instrument, known to me to be the person who
26 executed the foregoing instrument on behalf of the corporation
27 therein named, and acknowledged to me that such corporation executed
28 the same.

29 IN WITNESS WHEREOF, I have hereunto set my hand and notarial
30 seal on the date last above written.

31 Pat McArthur
32 Notary Public for Idaho,
Residing in Ada County.

27 STATE OF IDAHO)
28) ss.
29 County of Clearwater)

30 On this 25th day of June, 1975, before me, the undersigned, a
31 Notary Public in and for said State, personally appeared CARL
32 NELSON and VIRGINIA NELSON, known to me to be the Vice President
and Secretary, respectively, of the corporation that executed the
foregoing instrument, known to me to be the persons who executed
the foregoing instrument on behalf of the corporation therein named
and acknowledged to me that such corporation executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and notarial
seal on the date last above written.

David M. Nelson
Notary Public for Idaho,
Residing in Clearwater County.