

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

IN RE THE GENERAL ADJUDICATION OF RIGHTS TO THE USE OF WATER
FROM THE CLARK FORK-PEND OREILLE RIVER BASIN WATER SYSTEM

CIVIL CASE NUMBER: 69576

Ident. Number 96-7267

Date Received: 8/23/2022

Receipt No: T113778

1. Name of Claimant(s):

Name	Address	City	State	Country	Postal Code
BD OF REGENTS OF UNIV. OF ID	875 PERIMETER DR. MS 3168	MOSCOW	ID	USA	83844-3168

2. Date of Priority:

Date	Explanation
3/18/1974	

3. Source:

Source	Tributary
SAND CREEK	PEND OREILLE RIVER

4. Point of Diversion:

Township	Range	Section	Gov Lot	QQ	Q	County	Type	Description
57N	02W	3		SW	NE	BONNER		

5. Water is used for the following purpose(s):

Water Use	Number Of Homes	Stock	Description
IRRIGATION			

6. Season(s) of Use:

Water Use	From Month/Day	To Month/Day
IRRIGATION	4/15	10/01

7. Quantity:

Water Use	CFS	AF	KW
IRRIGATION	0.55	199.60	

Totals

CFS	AF	KW
0.55	199.60	

8. Place of Use:

Water Use	Total Claimed Acreage
IRRIGATION	70.00

IRRIGATION								
Township	Range	Section	QQ	Q	County	Govt Lot	Acres	
57N	02W	3	SW	NE	BONNER		24.00	
57N	02W	3			BONNER	7	20.00	
57N	02W	3	SE	NW	BONNER		26.00	

SANDPOINT TITLE INSURANCE

FILED BY

Recording Requested By and
When Recorded Return to:

743377

2007 DEC 26 P 12:00

900

ALLAN SMITH
BONNER COUNTY RECORDER

LA

DEPUTY

Board of Regents of the University of Idaho
Gerard Billington
Office of Finance and Administration
P.O. Box 443168
Moscow, ID 83844-3168

51533

SPACE ABOVE THIS LINE FOR RECORDER'S USE ONLY

GIFT DEED

Dakota Consulting, LLC, ("**Grantor**") whose current address is One Coldwater Creek Drive, Sandpoint, ID 83864, for good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, does hereby give, grant, convey, and confirm unto the BOARD OF REGENTS OF THE UNIVERSITY OF IDAHO ("**Grantee**"), whose current address is Office of Finance and Administration, PO Box 443168, Moscow, ID 83844-3168, that certain real estate situated in Bonner County, Idaho, more particularly described in Exhibit 'A' attached hereto and by this reference incorporated herein ("**Property**").

Except as otherwise expressly reserved herein, Grantor grants the Property to Grantee together with all and singular the tenements, hereditaments, and appurtenances thereunto belonging or in anywise appertaining, the reversion and reversions, remainder and remainders, rents, issues, water rights and profits thereof; and all estate, right, title, and interest in and to the Property, as well in law as in equity.

Provided that Grantee shall only utilize property for public education, agricultural research and supporting purposes. If Grantee or its successors or assigns in ownership initiate use of the property for purposes other than public education, agricultural research, and supporting purposes, Grantor may notify Grantee in writing of such violation of this condition of grant. If Grantee's violation of the condition or restriction is for any reason other than (a) strikes, lockouts or other labor difficulties, (b) fire or other casualty, (c) condemnation, (d) war, riot, or insurrection, (e) acts of God, (f) the requirements of any local, state or federal law, rule or regulation, (g) the preparation of the Property for subsequent educational or research purposes, or (h) temporary closure or vacancy due to temporary program suspension, or the restoration, reconstruction, expansion, alteration or remodeling of improvements; and if Grantee fails to remedy the violation within 180 days of receipt of notice of the violation, Grantor shall have the right to exercise a right of reversion. The restrictions in this paragraph and the right of reversion shall expire at 11:59 p.m. on December 31, 2056.

Grantee and its successors and assigns forever shall have and hold, all and singular the above-described Property together with the appurtenances unto.

Witness the hand of said Grantors this 19th day of December, 2007.

Dakota Consulting, LLC Manager

BY: [Signature]
ITS: Attorney in Fact

STATE OF Idaho)
) ss.
County of Bonner)

On this 19th day of December, 2007, before me, the undersigned, a Notary Public in and for said state, personally appeared Ford Elsaesser, known or identified to me to be the attorney in fact of Dakota Consulting, LLC that he executed the instrument or the person who executed the instrument on behalf of said Dakota Consulting, LLC, and acknowledged to me that Dakota Consulting, LLC 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.



Lois LaPointe
Notary Public for Idaho
Residing at Sandpoint
My commission expires: 1-24-2013

EXHIBIT 'A'

Legal Description of Property

That portion of Section 3, Township 57 North, Range 2 West, Boise Meridian, Bonner County, Idaho described as follows:

Beginning at the Center quarter corner of said Section 3; thence North $00^{\circ}12'23''$ East along the North-South centerline of said Section 3, a distance of 882.12 feet; thence leaving said North-South centerline, South $88^{\circ}03'43''$ East, 735.46 feet; thence South $01^{\circ}05'00''$ East, 15.83 feet; thence South $88^{\circ}03'43''$ East, 199.21 feet; thence South $00^{\circ}12'23''$ West, 834.06 feet to a point of intersection with the East-West centerline of said Section 3; thence South $89^{\circ}57'42''$ West, along said East-West centerline, a distance of 934.61 feet to the point of beginning. EXCEPT the West 25 feet thereof for County Road. Said parcel contains 18.51 acres (including road).