

RECEIVED

OCT 02 2006

08/31/2006

NOTICE OF ERROR
REPLY

DEPARTMENT OF
WATER RESOURCES

Please type or print clearly, fill out this form completely and mail.

Return this reply form to IDWR by the deadline date printed below if you want IDWR to change your recommendation or you want to let IDWR know that you agree with its recommendation.

YOUR DEADLINE FOR RETURNING A NOTICE OF ERROR REPLY IS: September 29, 2006

Water right number: 73-4008

KATHLEEN LATIMER

~~MC 02-565-1176~~

ELLIS ID 83235

Telephone Number: (208)876-4494

E L LATIMER

~~MC 02-565-1176~~

ELLIS ID 83235

Telephone Number: (208)876-4494

565 Burstedt Ln.

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1. Describe the portion of the proposed recommendation with which you disagree (e.g. priority date, period of use, source):

2. Describe the changes you wish to make in the proposed recommendation:

3. Give a brief explanation as to why you disagree with these portions:

photocul use

I AGREE with this proposed recommendation: no changes need to be made.

DATE: 9-29-06 SIGNATURE: Kathleen Latimer
Please print your name: Kathleen Latimer

IDWR Regional Office, 322 E Front St
PO Box 83720, Boise, ID 83720-0098, 2082874800

*6 cards included
10-12-06 -ms*

9-29-06

Dear R. Brown

I have sent these bad pictures on the table out. I talked to Bob Foster 9-27-06, he will be back 10-10-06 & maybe we can all get together on this & figure what I use for water on Ellis place. I need to fill on the historical use, because to keep this place operating in the black it needs to stay in flood irrigation & no sprinkles for number of reasons.

① Using flood water keeps the springs & fish habitat down stream in good shape.

② I have noticed where added ^{water} entry the river at sponding beds, that is where the fish spond (lay eggs). To do this we need to keep the sponges, sub up in the lower valley.

③ Since Jim Dockton Sr. farm and Ben Hamiltons farm want to sprinkle the springs that come up in my place, have dropped about half or over half. This took place one year after sprinkling being about me.

Sincerely E. J. (M & L) Latimer

OCT 10 1884

DEPARTMENT OF
WATER RESOURCES

at all convenient points for irrigating manufacturing Culinary and domestic purposes

Locators this 22nd day of
October 1884

James Black
John Gandon
William Gandon
Thomas Deaver
James Donnelly
Michael Hasford

Filed for Record in this office
Oct 2nd 1884

and duly
recorded in Book A of Water Rights Pages 96, 97
O. C. Whitsett

County Recorder

Notice

Notice is hereby given that we Jas. M. Sharps Geo. Ellis and William Weller Citizens of the United States Claimis and appropriate three thousand (3000) inches of water including four inch pressure. Said Water to be taken from the Pahomani River Idaho, at a point about four miles from the mouth of said stream, said water to be used for irrigating agricultural land. Said water at the top, eight feet wide at the bottom, and three feet in depth, the land to be irrigated with said water consists of three Desert Land Claims of six hundred and forty acres each, on the Pahomani below the above described Canal, and claimed by the Locators of this Water Right by Claim Located at Pahomani Idaho March 4th 1884

Jas. M. Sharps
Geo. Ellis
William Weller

Filed for record in this office March 4th 1885 at 4 o'clock P.M. and duly recorded in Book A of Water rights Page 97

E. C. Whitsett
County Recorder

Warranty Deed

This Indenture made the 17th day of September in the year of our Lord one thousand nine hundred and one between William H. Weller of Pahrump Valley of the County of Custer and State of Idaho the party of the first part, and Benjamin Bongeson of the County of Custer and the State of Idaho the party of the second part.

Witnesseth: That the said party of the first part for and in consideration of the sum of Twenty five hundred \$2500⁰⁰ Dollars, Lawfully received by the United States of America, to him in hand paid by the said party of the second part, the receipt whereof is hereby acknowledged, Over by these presents grant, sell, bargain and convey and confirm unto the said party of the second part, and to his heirs and assigns forever, all that certain lot or piece or parcel of land situate, lying and being in the Counties of Custer and Lemhi and State of Idaho and bounded and described as follows to-wit:

The North East quarter of the South West quarter and the late numbered five and six of section six in Township fifteen North of Range twenty one East and the South East quarter of the North East quarter of section one in township fifteen North of Range twenty East of Boise Meridian in Idaho containing One Thousand and fifty acres and eight hundredths of an acre. Also an undivided one third $\frac{1}{3}$ interest of us and to that certain water right and irrigation ditch right consisting of a right to the use of 3000 inches of the water of Pahrump as located, appropriated and diverted by George Ellis James M. Shoup, and William H. Weller said water right being of record in and among the record of water rights for the County of Custer and for a more perfect description of said water right reference to said record is hereby made.

The intention of this conveyance being to convey that certain piece of land known as the William H. Weller homestead together with the water right heretofore used upon & in connection with said homestead to said party of the second part as small part of said land being in Lemhi County Idaho.

Together with all and singular the tenements, hereditaments and appurtenances thereto belonging or in any wise appertaining, and the rents, issues and profits thereof.

together with the appurtenances and privileges thereto incident-
into the said party of the second part, and to his heirs and assigns
forever, and the said party of the first-part and for his heirs,
and the said premises, in a quiet and peaceable possession
of their party of the second part; his heirs and assigns,
against the said party of the first-part and his heirs, and
against all and every person and persons whomsoever,
lawfully claiming or to claim the same shall and will
warrant and by these presents forever defend.

In witness whereof, the said party of the first-
part has hereunto set his hand and seal the day
and year above written.

Signed, Sealed and
Delivered in the Presence of
Geo. E. Keyes

William H. Weller. Seal

State of Idaho } ss
County of Custer }

I do hereby certify that: On this 17th
day of September in the year of 1901, before me Geo. E.
Keyes, Clerk of the 4th District Court-in and for said
County and State, personally appeared William H. Weller,
known to me to be the person whose name is subscribed
to the within and foregoing instrument-and acknowledged
to me that-he executed the same.

In witness whereof, I have hereunto set my hand and
affixed the seal of said Court-at Challis the day and
year first-above written

Seal

Geo. E. Keyes
Clerk of District Court,-

Recorded at the request of Benjamin Bonjeson.

Sept-17th 1901 at 35 minutes past 10 o'clock A.M.

Geo. E. Keyes

Ex Official records

Dec 17th