

April 6, 2006

Memo to File

Re: **24-10727**

Assessor's office:

I secured a copy of the Assessor's card which indicates the area to be 1.16 acres, the SAME acreage claimed. The house takes up a portion of this area.

Assessor's report that on the Survey Date of 2/1/2004 the effective age is 35 years. This only indicates that it has a remaining life of "35 years". Preston said this is a "flat ass guess", whatever that means.

The tax roll indicates it has city water as a utility service.

On the original hand written claim the use is for irrigation and stockwater.  
On the sheet faxed to us later the use is for irrigation, domestic, and stock.

The season of use for this area is 4/15 to 10/31, not 4/1 to 10/31 as claimed.

#### **TIMELINE**

**CLAIMED PRIORITY DATE: 8/5/1933**

|           |                                                                                                                       |
|-----------|-----------------------------------------------------------------------------------------------------------------------|
| 8/5/1933  | Wyoming Certificate of Appropriation of Water.<br>T5S, R46E, Sec. 15, includes 1.49 acres in Tracts 2 and 3 of Lot 3. |
| 8/16/1954 | Warranty Deed, Wan & Audra Nelson to Ivan & Berniece Nelson<br>Lot 3 of the Freedom Townsite<br>Recorded #34558       |
| 7/30/1965 | Deed, Iva & Bernice Nelson to Jean Luthi<br>Lot 3 of the Freedom Townsite<br>Recorded #55161                          |
| 8/17/1981 | Grant, Warranty & Sale Deed, Jean Luthi to Jean & Roma Luthi<br>Lot 3 of the Freedom Townsite                         |
| 8/22/1991 | Quitclaim Deed, Roma Luthi to Roma M. Luthi Family Trust<br>Lot 3 of the Freedom Townsite<br>Recorded #141966         |

|           |                                                                                                                                                    |
|-----------|----------------------------------------------------------------------------------------------------------------------------------------------------|
| 8/22/1991 | Certificate of Identity and Survivor Affidavit, Roma Luthi<br>daughter of Jean Luthi<br>Lot 3 of the Freedom Townsite<br>Recorded #141967          |
| 2/6/1992  | Warranty Deed, Roma M. Luthi Family Trust to Cherie F.<br>Martin<br>Lot 3 of the Freedom Townsite<br>Recorded #143033                              |
| 7/29/1993 | Judgment and Decree of Divorce, Cherie Frances Martin<br>retains ownership of separate property acquired prior to<br>marriage.<br>Recorded #150536 |
| 8/4/1995  | Warranty Deed, Dale & Cherie F. Brown to Chris and Doris<br>Barney<br>Lot 3 of the Freedom Townsite<br>Recorded #150537                            |

Barbara Payne