

Gene Terrell

From: Robert [bobmacinc@hotmail.com]**Sent:** Monday, January 06, 2014 4:41 PM**To:** Gene Terrell**Subject:** RE: 20140106143917756.pdf — *claim # 95-14781*

Gene,

I think that Mr Maxey, from Id Wtr. Resources has confused some of the facts. Here they are as I know them:

- 1) the Greens Ferry addition was platted in approx. 1957 by Winkler, who owned all of this area as a ranch.
- 2) Mr Gill bought your original lot 24/25, (now 25 and 1/2 of 24), somewhere back in those very early years.
- 3) Marv Siverson bought lot 20, and several acres behind lots 20-30. just after it was platted.
- 4) Gary Siverson bought lot 21, 22, and 23 at that time too.
- 5) The Siversons had river pumps installed on each lot, 20, 21, and 23.
- 6) Siversons commenced building a cabin and outbuildings and used river water for Domestic use and irrigation/fire protection on each lot.
- 6) Mr Gill, had a cabin which he built, had built, or was already present at that time.
- 7) Gill had a water draft from the river for limited domestic use....he had an outhouse. I remember a kitchen sink and shower. No brown water that I know of. That was all in place long before the 70's.
- 8) I don't think the reference to an appraisal in 1972 has anything to do with construction dates or with water withdrawal dates, as Mr Maxey seems to suggest. As far as I can remember, Mr Gill's cabin was present long before 1972. There may have been an appraisal done in 1972, but it could have been for tax, insurance, new addition or re-financing purposes. It was not for original construction.
By '72 Gill's initial cabin had existed many years.
- 9) Gill grew old and his place was sold to Al Bowen in the late seventies or so. Bowen proceeded to TEAR DOWN Gill's very old cabin and built an "A" frame cabin about 1979/1980. GILL'S CABIN DID NOT BURN IN 1997! It had been torn down 16 or 17 years earlier than 1997. Bowen used the original water system for both domestic and irrigation water. Bowen added indoor bathroom facilities in his new "A" frame cabin. Exact build dates could be secured by looking at county permits issued between 1978 and 1981. Bowen maintained draft H2O from the river for domestic and irrigation purposes.
- 10) Bowen's first "A" frame burnt in a fire of unknown causes. That was about '96 or '97. That is presumably the fire that Mr Maxey refers to in his 12/9/13 letter to you.

11) Bowen re-built his "A" frame immediately after the fire to it's former look and function...IE '97. He maintained his draft from the river for both domestic and irrigation.

12) You guys bought it and ultimately burned the second "A" frame down w/a permit. Your existing house is the 4th on the lot starting w/Gill's in the late 50's early 60's(our first knowledge of it).

There

may have even been a cabin there before our families arrival in 1957-8. We can only attest to 1957/58 on to present.

I think the confusion comes because 2 different A Frames burned. Also I think Maxey assumes that it was Gill's cabin that burned in '97...but it was actually Bowens first A frame. FYI, about the same period of time, the house on the other side of Gill's also burnt in an unexplained fire. I refer to the lot where the retired school superintendent now lives, directly upstream of Domit. That might also be producing some confusion to Maxey.

The other confusion is that he might think that the 1972 date was the original date of Gill's or Bowens build, neither of which is accurate. Gill's was there long before '72 and Bowen came long after that.

Hope this helps and isn't too confusing.

Bob

COMPANION SHEET FOR LAND SUBDIVIDED

[illegible]