

Cefalo, James

From: Cefalo, James
Sent: Friday, September 01, 2017 1:02 PM
To: 'Rob Harris'; 'Janet'
Subject: Amended Application 81730, Laura Widmer O/C
Attachments: Amended App 81730.pdf; Laura Widmer OC.pdf

Rob,

Attached is a copy of the amendment to Application 81730 filed by the Widmers yesterday. The amendment changes the proposed point of diversion and place of use for water rights 11-119 and 11-120 and will need to be re-advertised.

Yesterday, we discussed the possibility of Laura Widmer filing an ownership change for water rights 11-119 and 11-120. I just checked with Jonie to see if she has received anything yet. She found an ownership change notice filed by Laura Widmer on Wednesday, August 30th. I've attached a copy of the Laura Widmer notice and all of the associated deeds.

The 1903 Thomas Fork Decree described the place of use for the Samuel Widmer rights (11-119 and 11-120) as follows: W1/2 NE1/4, NW1/4 SE1/4, NE1/4 SW1/4, Sec. 3, T12S, R46E. The first document attached to the Laura Widmer ownership change is a 1904 Homestead Grant from the US Government to Samuel Widmer. The property is located in the W1/2 NE1/4, NW1/4 SE1/4, NE1/4 SW1/4, Sec. 34, T12S, R46E. The remaining deeds attached to the ownership change trace the ownership of Laura Widmer's portion of the property from Samuel Widmer to the present day. The deeds provided by Laura Widmer suggest that water rights 11-119 and 11-120 may have actually been located in Section 34. The error in the decree may have been the Section number.

I want to give you an opportunity to consult with the Widmers before moving forward with advertising the Amendment. As we discussed yesterday, Widmer Ranch owns 24 acres in the NWSE of Section 34. If water rights 11-119 and 11-120 were originally located in Section 34, Widmer Ranch could still assert ownership of 24 acres of the right.

I know, given your current schedule, it may take a few weeks to meet with the Widmers. After you've had a chance to meet, please let me know how you would like to proceed with the amended application.

James Cefalo
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