

Smith, Danni

From: Sherman, Sally
Sent: Friday, March 08, 2013 5:48 AM
To: Smith, Danni
Subject: FW: Incorrect location description in 67-10575

Decreed in 2000. It's yours :).

-----Original Message-----

From: Pemberton Jackson [<mailto:papa@pembertonfamily.com>]
Sent: Thursday, March 07, 2013 11:31 PM
To: Sherman, Sally
Cc: Pemberton Charlet; Noah Creed
Subject: Incorrect location description in 67-10575

Sally,

Hi, I am Jackson Pemberton. My wife and I are in the process of purchasing a property along with the subject water right 67-10575. The Water Right Report shows an incorrect location for the POD. The POU is correct.

However, the POD location in SE SE SW of Section 18 is a long way from the POU at NW NW Section 19. Ground truth is that the spring (in use for the home at 3100 Highway 95, Council) is located across highway 95 and up a hill about 250 feet North North West of the home. This spring has been the source of domestic water for this house for at least 65 and perhaps 90 years so I have no concern about the legal issues here except to correct the erroneous location description for the POD; a technicality that needs to be corrected regardless of the owner of the right. The spring is actually located in SW SW Section 18. Without more precise information, I cannot say whether it is in the 10 acre parcel at SW SW SW or at SE SW SW as it is close to the boundary between those two 10 acre parcels.

Please let me know how to proceed.

Thanking you in advance.

Jackson Pemberton

Smith, Danni

From: Sherman, Sally
Sent: Friday, March 08, 2013 5:48 AM
To: Smith, Danni
Subject: FW: Incorrect location description in 67-10575 - additional info

The rest of the story.

From: Pemberton Jackson [<mailto:papa@pembertonfamily.com>]
Sent: Thursday, March 07, 2013 11:43 PM
To: Sherman, Sally
Cc: Noah Creed; Pemberton Charlet
Subject: Incorrect location description in 67-10575 - additional info

Sally,

Some field notes here: http://www.idwr.idaho.gov/apps/ExtSearch/DocsImages/3tg001_.PDF may be useful to you in this matter. The sketch is not to scale and seems to place the POD, the highway, and POU right tight against the Idaho Meridian. But it does suffice to show that the spring is rather close to and just across the section line from the house.

Jackson Pemberton