

John Westra
Do you know the status of this dispute?
Please let me know. Gary

RE: Water Rights Permit #67-14991

Gay Sprickman Gary
(2740 Knob hill Rd - Midvale, Idaho 83645)

David Tuthill, Director of Idaho Division of Water Resources. **RECEIVED**

JUN 16 2009

DEPARTMENT OF
WATER RESOURCES

To Whom All It May Concern:

You have received from Terry Williams, through Jim Gillespie, his attorney, an objection to the water rights we have applied for. You now have documents in your file proving that Mr. Williams and Mr. Gillespie lied regarding all three points in the objection. Terry Williams does not own any property bordering or even close to 2740 Knob hill Rd, my wife and I have a clear and legal deed to the one acre at 2740 Knob Hill Rd, and there has not been, and is not now, any litigation going on regarding the property, or any property bordering 2740 knob Hill Rd.

Nancy and I obtained this one acre from her mother Edna Fern William, over two years ago while she was still alive and in charge of her own affairs and estate. We later obtained a building permit from Washington County and are in the process of building a home there, which is approx ninety percent completed. The well was drilled just prior to beginning of construction.

Terry Williams, is one of five children of Beryl Kenneth Williams and Edna Fern Williams. Now that both of the parents are deceased, (Kenneth Williams, approx 6 years ago and Fern Williams, approx 1 year ago) the remaining properties are in the Williams Family Trust of which Jackie F (Williams) Jones and Kenneth R Williams are the executors. There exists a Trust and an Edna Fern Williams Will. If things do go into litigation for some reason, the courts will either go with the Trust, or the Will, not both. The Trust states that Terry, (along with the rest of the inheritors) will get a fifth of everything, which will mean the properties will be sold and the moneys divided evenly. The last Will of Fern Williams states that the only thing Terry will receive is the remaining portion of the hill property which is approx 23 acres. This has been offered to him twice now by the executors, and he has refused both times because he wants more. This refusal constitutes a legal contesting of the Will, which under the stipulations of the Will eliminates him from receiving anything. Either way, the court goes (if it goes to litigation), it is unlikely that Terry Williams will ever own any property adjacent to 2740 Knob Hill Road.

Even though our domestic well is established and protected under the domestic clause of "established water right laws," Terry has repeatedly threatened to take any and all water rights he can get, if he obtains property bordering ours. Nancy and I feel it is prudent to do all that is possible to clearly establish our rights to water for the residence and the one acre, which is the minimum acreage that the County will allow for a rural single family building sight.

Thank you for your consideration.

Sincerely Yours,

A. Don Evans
Nancy M. Evans

A. Don Evans, Nancy M. Evans

3820 W. Woodmont Drive

Meridian, Idaho 83646

(208) 409-9107 and (208) 409-9106

RECEIVED

AUG 14 2009

WATER RESOURCES
WESTERN REGION



PIONEER TITLE COMPANY
OF ADA COUNTY

821 West State Street / Boise, Idaho 83702
(208) 373-3744

8151 W. Rifleman Street / Boise, Idaho 83704
(208) 373-3700

203826

Instrument # 203826

WEISER, WASHINGTON, IDAHO

2006-12-12 04:27:00 No. of Pages: 1

Recorded for : DON EVANS

SHARON WIDNER

Ex-Officio Recorder Deputy

Fee: \$3.00

Lisa McKnight

SPACE ABOVE FOR RECORDING DATA

QUITCLAIM DEED

FOR VALUE RECEIVED

WILLIAMS FAMILY TRUST

do hereby convey, release, remise and forever quitclaim

unto A DON EVANS (AND) NANCY M EVANS

whose address is: 3820 W WOODMONT DR MERIDIAN, IDAHO 83646-1031, US

the following described premises, to wit:

LEGAL DESCRIPTION OF NEW PARCEL

A PARCEL OF REAL PROPERTY SITUATE IN THE SW $\frac{1}{4}$ SECTION 10, TOWNSHIP 13 NORTH, RANGE 3 WEST, BOISE MERIDIAN, WASHINGTON COUNTY, IDAHO, AND BEING MORE PARTICULARLY DESCRIBED AS: COMMENCING AT THE SOUTH $\frac{1}{4}$ CORNER OF SAID SECTION 10, PERPETUATED AT THE OFFICIAL RECORDS OF WASHINGTON COUNTY AS INSTRUMENT NUMBER 127874; THENCE ALONG THE SOUTHERLY LINE OF SAID SECTION 10 SOUTH 89°56'24" WEST A DISTANCE OF 1180.73 FEET TO THE POINT OF BEGINNING; THENCE CONTINUING ALONG SAID SOUTHERLY LINE SOUTH 89°56'24" WEST A DISTANCE OF 242.00 FEET TO A POINT; THENCE NORTH 0°03'36" WEST A DISTANCE OF 205.00 FEET TO A POINT; THENCE NORTH 89°56'24" EAST A DISTANCE OF 242.00 FEET TO A POINT; THENCE SOUTH 0°03'36" EAST A DISTANCE OF 205.00 FEET TO THE POINT OF BEGINNING, HAVING AN AREA OF 1.14 ACRES

together with their appurtenances.

Dated: November 16, 2006

Edna Fern Williams

STATE OF CALIFORNIA, County of TULARE, ss.

On this 16th day of November, in the year of 2006, before me, DEBBIE SILVA, a notary public,

personally appeared, EDNA FERN WILLIAMS

known or identified to me to be the person(s) whose name(s) is subscribed to the within

instrument, and acknowledged to me that she executed the same.



Notary Public:

Residing at:

My Commission Expires: 04/04/10

Debbie Silva