



State of Idaho

DEPARTMENT OF WATER RESOURCES

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EASTERN REGION

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

Tuesday, June 08, 2004

James or Paula Whittaker
Two Dot Ranch
P.O. Box 240
Leadore, ID 83464

Re: Transfer No. 71136

Dear Mr. and Mrs. Whittaker,

This letter has been prepared as a follow-up to a telephone conversation between James and me earlier today. During that conversation, we talked about the name connector between James and Paula and what it should be on the water right following the transfer. By name connector, I am referring to AND, OR, and , AND/OR. Presently, the transfer application has it in the names of "James *or* Paula Whittaker." The problem arises from the proof of ownership that was submitted in the form of the Tax notice that shows "James *and* Paula Whittaker." In order to fix this you need to choose one of the following:

1. Provide a copy of a warranty deed or other legal instrument that was used to obtain the property that pertains to the water rights involved in this transfer. We can use the name connector as shown upon that document. The application names should reflect the change as shown on the warranty deed.
2. Make the changes on the front page of the original copy of the transfer application that reflects how you would like the name connector to be. Then, both of you sign the signature page using a notary public (James has already signed). Also, please write a quick letter stating your desire for the name connector with both signatures and return both to my attention.

Another matter is that of the name "Two Dot Ranch." Apparently, this name is known locally for your operation but is not registered with the State of Idaho as a legal business entity. As such, I cannot put the name on the water right. Obviously, if you wish to have the water right under the name of "Two Dot Ranch" you can register it with the State of Idaho.

I apologize for this inconvenience but hope that we can get the information quickly so that I may proceed with the transfer processing in a timely manner.
Whichever of the two choices you make, I require you to return the two pages of the application that I am sending to you, edited or not.

If you have any questions, please feel free to call.

Sincerely,

W. Roger Warner
Water Right Supervisor – Eastern Region

Enclosure: Front and back page of Transfer application 71136.