

08/07/2024

RECEIVED

OCT 09 2024

DEPARTMENT OF
WATER RESOURCES

NOTICE OF ERROR
REPLY

Please type or print clearly, fill out this form completely and mail.

Return this reply form to IDWR by the deadline date printed below if you want IDWR to change your recommendation or you want to let IDWR know that you agree with its recommendation.

YOUR DEADLINE FOR RETURNING A NOTICE OF ERROR REPLY IS: 10/4/2024

Water right number: 97-9086

BOOTH TRUST

PO BOX 1348

PRIEST RIVER ID 83856-1348

Telephone Number: (208) 819-0166

1. Describe the portion of the proposed recommendation with which you disagree (e.g. priority date, period of use, source):

Priority date. It should be close to 1960. attached is our title report showing well recording in 1972.

2. Describe the changes you wish to make in the proposed recommendation:

3. Give a brief explanation as to why you disagree with these portions:

 I AGREE with this proposed recommendation: no changes need to be made.

DATE:

10/4/24

SIGNATURE:

Earnest Booth Trustee Booth Trust

Please print your name:

Earnest Booth

IDWR Regional Office, 7600 N MINERAL DR STE 100, COEUR D ALENE, ID 83815-7763, (208) 762-2800

A tract of land in Section 36, Township 56 North, Range 4 West, Boise Meridian, Bonner County, Idaho, more specifically described as follows:

From the True Point of Beginning which point is 546.44 feet North and 4493.72 feet West of the Southeast corner of said Section 36;

thence South $84^{\circ} 35'$ West, 75.0 feet;

thence North $1^{\circ} 41'$ West, to the shoreline of the Pend Oreille River;

thence Easterly along said shoreline to a point lying North $1^{\circ} 41'$ West from the True Point of Beginning;

thence South $1^{\circ} 41'$ East, to the True Point of Beginning.

SUBJECT TO a perpetual right-of-way and easement to overflow, flood and submerge a portion of the herein described property, and incidental purposes, upon the terms and provisions therein set forth as conveyed to the United States of America, by Warranty Easement recorded January 8, 1953, as Instrument No. 44548, in Book 19 of Miscellaneous, Page 471, Records of Bonner County, Idaho.

SUBJECT TO a perpetual right-of-way and easement to overflow flood and submerge a portion of the herein described property, and incidental purposes, upon the terms and provisions therein set forth as conveyed to the United States of America, by Warranty Easement recorded December 23, 1953, Instrument No. 47853, in Book 20 of Miscellaneous, Page 475, Records of Bonner County, Idaho.

SUBJECT TO an agreement between KENNETH M. CARTER and MARGARET J. CARTER; and VINCENT L. HOFFARD and ALVINA C. HOFFARD, recorded October 12, and 17th, 1972, as Instrument No. 144365, Records of Bonner County, Idaho. Said agreement provides for a common well and septic tank on the subject property and property adjacent to the East, plus terms and conditions related thereto.

TOGETHER WITH all and singular the tenements, hereditaments, and appurtenances thereto belonging or in anywise appertaining.

AND the above named Grantors do hereby covenant that the above described premises are free from all encumbrances and that they, and their heirs, executors and assigns will warrant and defend the above premises against all lawful claims and demands whatsoever, EXCEPT such rights, easements, covenants, restrictions and health or zoning regulations as appear of record or use upon the premises.

WARRANTY DEED

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