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JUN 19 2008

DEPARTMENT OF
WATER RESOURCESSTATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP

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JUN 17 2008

WATER RESOURCES
WESTERN REGIONPlease print or type. Attach pages with additional information. Instructions are included at the end of this form.
Incomplete forms will be returned.

1. Please list the water right number(s) and/or adjudication claim number(s) (if any) for each water right to be changed. List just the adjudication claim number if there is no corresponding water right record on file with the department. Indicate, by checking in the space provided (under the "split" heading), if the change in ownership is limited to a portion of a water right in which case division of the existing water right or adjudication claim record will be required.

Water Right No(s)	Adjudication Claim No(s)	Split	Water Right No(s)	Adjudication Claim No(s)	Split
67-11421	67-14957 67-14958	yes			

2. The following **REQUIRED** information must be submitted with this form:

- A. The appropriate **FILING FEE**. See instructions for fee amounts.
- B. A copy of the most recent **DEED, TITLE POLICY, CONTRACT OF SALE** or other legal document indicating your ownership of the property and water right(s) or claim(s) in question, **WITH ATTACHED LEGAL DESCRIPTION**.
- C. Either of the following (if necessary to clarify division of water rights or other complex property descriptions):
PLAT OF PROPERTY or **SURVEY MAP** clearly showing the location of the point(s) of diversion and place of use of your water right(s) and/or adjudication claim(s) (these are usually attached to your deed or on file with the county).

OR

If your water right(s) and/or adjudication claim(s) is for ten or more acres of irrigation, you must submit a USDA Farm Service Agency **AERIAL PHOTO** with the irrigated acres outlined and point(s) of diversion clearly marked. The **AERIAL PHOTO** should be submitted in place of the **PLAT OF PROPERTY** or **SURVEY MAP**.

3. Name and Address of Former Owner/Claimant(s) Donna K. Nelson and R. Todd Nelson
915 W. 2nd, Weiser, ID 83672-1806

4. New Owner/Claimant(s) Harla Mattox and Marlin Mattox
Name Connector (Check one): [] and, [] or, [] and/or

New Mailing Address 21943 Look Lane

City, State and ZIP Code Caldwell, ID 83607

New Telephone Number (208) 459-1975

5. Date you acquired the property June 1st, 2008

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6. If the change in ownership affects the entire water right for each water right or adjudication claim number listed in item 1, THEN SKIP THIS ITEM AND GO TO ITEM 7. If the change in ownership divides the water right(s) among multiple owners, you must describe, in detail, your portion of each water right for the change. Fill in the appropriate spaces in the box(es) below to describe your water right(s) after the change (one water right per box, you may copy this page as necessary). If your quantity of water is greater than a proportionate split, you must attach documentation to show justification for a larger amount. If you are not sure how to identify your portion of the original water right or adjudication claim records, please contact the nearest IDWR office for assistance.

DESCRIPTION OF YOUR PORTION OF WATER RIGHT (If the right(s) will not be split, skip this area and proceed to item 7)		
Water Right and/or Adjudication Claim Number		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Irrigation		14
Stock		
Domestic		
Other		
Total		

DESCRIPTION OF YOUR PORTION OF WATER RIGHT (If the right(s) will not be split, skip this area and proceed to item 7)		
Water Right and/or Adjudication Claim Number		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Irrigation		
Stock		
Domestic		
Other		
Total		

7. Signature of New Owner(s) or Claimant(s) Darla Matten marlin matten
(include title if applicable)

For Snake River Basin Adjudication Claims: Please attach a Notice of Appearance completed by your attorney, if you wish IDWR to correspond with him/her for all matters related to your claims.

For Office Use Only

Received by JAH Date 6-17-08 Fee _____
 Receipted by _____ Date _____ Receipt No. _____
 Processed by SAH AJ Date 7-9-08 WR _____ Date _____

NCAP prepared 7-9-08

Close

IAHO DEPARTMENT OF WATER RESOURCES
Adjudication Claim Report

9/06/2007

WATER RIGHT NO. 67-11421

Owner Type	Name and Address
Current Owner	DONNA K NELSON
Current Owner	R TODD NELSON
	915 W 2ND ST
	WEISER, ID 83672-1806
	(208)549-8204

Priority Date: 05/01/1884

Basis: Beneficial Use

Status: Active

Source	Tributary
LAST CHANCE CREEK	MILL CREEK

Beneficial Use	From	To	Diversion Rate	Volume
IRRIGATION	3/15	11/15	0.42 CFS	
Total Diversion			0.42 CFS	

6/16/08 - per claudia -
water right needs to be
split w/ the NWSE &
SWSE going to Mattox.

Location of Point(s) of Diversion:

LAST CHANCE CREEK	SENWSW	Sec. 35	Township 17N	Range 01W	ADAMS County
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Place(s) of use:

Place of Use Legal Description: IRRIGATION ADAMS County

Township	Range	Section	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres
17N	01W	34		NESW	4		SESW	3						
				NWSE	6		SWSE	8						

These transfers
to Mattox

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WARRANTY DEED

For Value Received, R. TODD NELSON and DONNA K. NELSON, husband and wife

the grantors do hereby grant, bargain, sell and convey unto
HARLA MATTOX and MARLIN MATTOX, wife and husband

the grantees, whose current address is 21943 Look Lane, Caldwell, ID 83607

the following described premises, in Adams County, Idaho, to-wit:

SEE ATTACHED EXHIBIT 'A' MADE A PART HEREOF

TO HAVE AND TO HOLD THE said premises, with their appurtenances unto the said Grantees, their heirs and assigns forever. And the said Grantors do hereby covenant to and with the said Grantees, that they are the owners in fee simple of said premises; that they are free from all encumbrances excepting for all easements of record, rights of way, matters visible, and all matters of record and title and that they will warrant and defend the same from all lawful claims whatsoever.

Donna K Nelson

Date: JUNE 11, 2008

R. Todd Nelson

R. TODD NELSON

Donna K Nelson

DONNA K. NELSON

Instrument # 116593

COUNCIL, ADAMS, IDAHO

6-16-2008 01:23:20 No. of Pages: 2

Recorded for : TIMBERLINE TITLE & ESCROW

SHERRY WARD Fee: 6.00

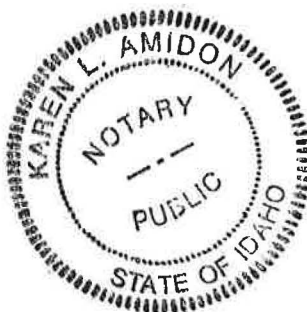
Ex-Officio Recorder Deputy *Debbie Linkal*

Index to: DEED

STATE OF *Idaho*)

COUNTY OF *Adams* : ss

On this *11th* day of June, in the year of 2008, before me, a Notary Public in and for said State, personally appeared R. TODD NELSON and DONNA K. NELSON known or identified to me to be the person(s) whose name(s) is/are subscribed to the within instrument, and acknowledged to me they executed the same.



Karen L. Amidon

Notary Public

Residing at: *Cambridge, ID*

Commission expires: *6-26-2009*

#08-1525

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JUN 19 2008

EXHIBIT 'A'

Township 17 North, Range 1 West, Boise Meridian, Adams County, Idaho

Section 34: A parcel of land situated in the SE1/4 more particularly described as:

Commencing at a 5/8 inch rebar marking the 1/4 corner on the South boundary of Section 34, T17NR1WBM, Adams County, Idaho, the REAL POINT OF BEGINNING;

Thence N 00° 47'51" E 1922.52 feet along the West boundary of said SE1/4 to a 1/2 inch rebar with a plastic cap;

Thence S 89° 50'02" E 665.23 feet to a 1/2 inch rebar with a plastic cap;

Thence N 14° 24'51" E 722.17 feet to a 1/2 rebar with a plastic cap on the North boundary of said SE1/4;

Thence S 89° 50'02" E 51.59 feet along said North boundary to a 1/2" rebar with a plastic cap on the West boundary of the former railroad right-of-way, now known as Friends of Weiser River Trail;

Thence S 14° 24'51" W 2346.03 feet along said former railroad right-of-way boundary to a 5/8" rebar with a plastic cap;

Thence 354.90 feet along a curve to the left, whose long chord bears S 10° 55'34" W 354.68 feet, whose radius is 2,914.79 feet, and delta angle is 06° 58'34" along said former railroad right-of-way to a 1/2" rebar with a plastic cap on the South boundary of the SE1/4 of said Section 34;

Thence N 89° 50'49" W 272.12 feet to the REAL POINT OF BEGINNING. EXCEPTING THEREFROM the right-of-way of the County Road and of Friends of Weiser River Trail.

SCANNED

JUN 19 2008



State of Idaho

DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way • Boise, Idaho 83705-5082

Phone: (208) 334-2190 • Fax: (208) 334-2348 • Web Site: www.idwr.idaho.gov

C. L. "BUTCH" OTTER
Governor

DAVID R. TUTHILL, JR.
Director

June 18, 2008

TIMBERLINE TITLE & ESCROW INC
PO BOX 6
COUNCIL ID 83612

Re: Water Right No. 67-11421 (Nelson/Mattox)

Dear Sir or Madam:

This office has received the Notice of Change of Water Right Ownership that you submitted on behalf of Harla & Marlin Mattox. We also received check No. 39859 in the amount of \$25.00; however, we are returning it to you, as the ownership change fee is not required for this particular water right claim. This claim has not yet been decreed by the Snake River Basin Adjudication Court. The ownership change is being processed and a copy will be mailed to you upon completion.

If you have any questions regarding this letter, feel free to contact our office.

Sincerely,

Lori Harris
Technical Records Specialist 2
Adjudication Section
Western Region

LH:l
Enclosure

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THE FACE OF THIS DOCUMENT HAS A COLORED BACKGROUND ON WHITE PAPER

TIMBERLINE TITLE & ESCROW, INC.

CUSTOMER TRUST ACCOUNT

204 ILLINOIS AVE. P.O. BOX 6 253-6886
COUNCIL, IDAHO 83612

US BANK OF IDAHO
210 ILLINOIS AVE.
COUNCIL, ID 83612

92-372
1231

39859

6/16/2008

PAY TO THE ORDER OF IDAHO DEPT. OF WATER RESOURCES

\$ **25.00

Twenty-Five and 00/100 ***** DOLLARS

IDAHO DEPT. OF WATER RESOURCES

CUSTOMER TRUST

MEMO

TRANSFER FEE
08-1525 NELSON-MATTOX

RUB RED IMAGE
FADES WITH HEAT

Christy Clark
Haren S. Davidson MP



SECURITY FEATURES INCLUDED. DETAILS ON BACK.



SCANNED

JUN 19 2008

07/09/2008

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 67-14957
NAME AND ADDRESS: DONNA K NELSON
915 W 2ND ST
WEISER ID 83672-1806

R TODD NELSON
915 W 2ND ST
WEISER ID 83672-1806

SOURCE: UNNAMED STREAM TRIBUTARY: SINKS

QUANTITY: 0.110 CFS

PRIORITY DATE: 05/10/1918

POINT OF
DIVERSION: T17N R01W S35 NWSWSW Within ADAMS County

PURPOSE AND
PERIOD OF USE:

	<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
	IRRIGATION	03/15 11/15	0.110 CFS
PLACE OF USE:	<u>IRRIGATION in ADAMS County</u>		
	T17N R01W S34 NESW 3.20	T17N R01W S34 SESW	2.40

5.6 ACRES TOTAL

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

Right No. 67-14958 is also diverted through point of diversion described above.

This right is a split from former right 67-11421 .

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-14957 V1

WATER RIGHT NUMBER: 67-14957 V1

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	DONNA K NELSON 915 W 2ND ST WEISER, ID 83672-1806 (208)549-8204
Current Owner	R TODD NELSON 915 W 2ND ST WEISER, ID 83672-1806 (208)549-8204

Priority Date: 05/10/1918

Basis: Beneficial Use

Status: Active

<u>Source</u>	<u>Tributary</u>
UNNAMED STREAM	SINKS

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	03/15 to 11/15	0.110 CFS	
	<u>Total Diversion:</u>	0.110 CFS	

Location of Point(s) of Diversion

UNNAMED STREAM	NW1/4SW1/4SW1/4	Sec. 35, Twp 17N, Rge 01W, B.M.
ADAMS County		

Place of Use

IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
17N	01W	34									3.2				2.4				5.6

Total Acres: 5.6

Conditions of Approval:

1. C18 This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.
2. F05 Right No. 67-14958 is also diverted through point of diversion described above.
3. This right is a split from former right 67-11421 .

Remarks:Comments:

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-14957 V1

1. shemenway 7/9/2008 O/C

Comment: PARENT WATER RIGHT 67-11421 WAS SPLIT INTO 67-14957 AND 67-14958. 67-14957 STAYED WITH R. TODD AND DONNA NELSON, AND 67-14958 WAS CHANGED TO HARLA AND MARLIN MATTOX 21943 LOOK LN., CALDWELL, ID 83607 (208) 459-1975.

Water Supply Bank:

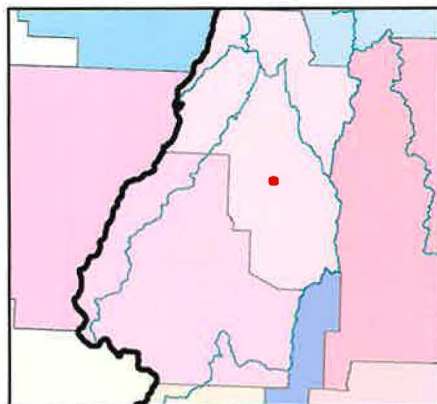


SRBA Recommendation
67-14957
(IRRIGATION)

Idaho Department of Water Resources

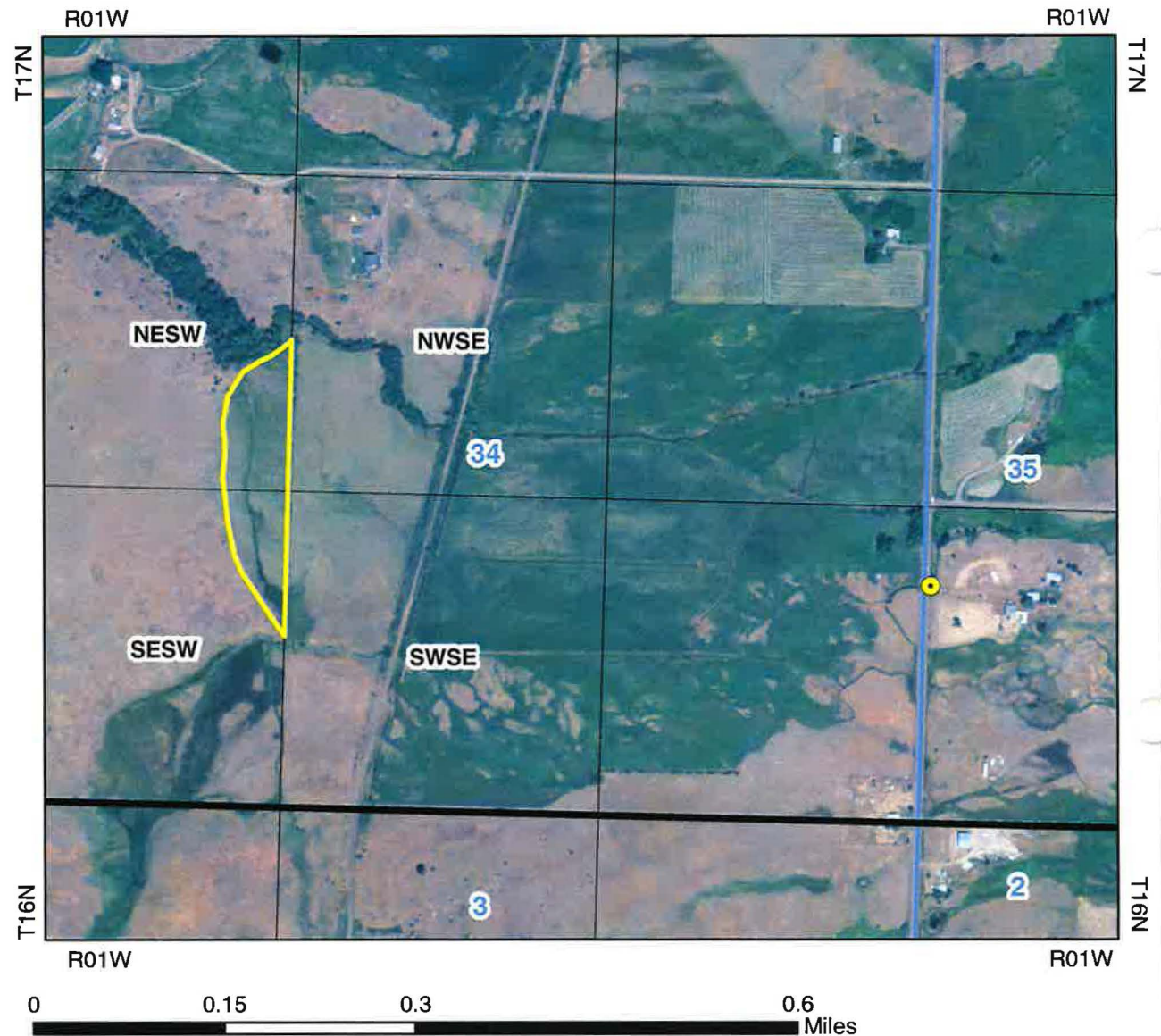
Legend

- Point of Diversion
- Place of Use
- State Outline
- Townships
- PLS Sections
- Quarter Quarters



Adams County
IDWR Basin 67

Prepared by Sandy Hemenway
On Wednesday, July 09, 2008
2004 Aerial Photography



Water Right Number: 67-11421

Diversion Rate: 0.41 CFS

Reviewer Name: Sandy Hemenway

Date: **39638**

Split Tree

67-14957

(5.6 ac & 0.11 cfs)

67-14958

(14.7 ac & 0.30 cfs)

67-11421

(20.3 ac & 0.41 cfs)

Summary

[illegible]

Split Analysis

Water Right Number: 67-11421

Diversion Rate: 0.41 CFS

Reviewer Name: Sandy Hemenway

Date: 7/9/2008

Acreage Analysis

[illegible]