



State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Suite A • Idaho Falls, Idaho 83402-1718

Phone: (208) 525-7161 • Fax: (208) 525-7177 • Web Site: www.idwr.idaho.gov

EASTERN REGION

C. L. "BUTCH" OTTER
Governor

DAVID R. TUTHILL, JR.
Director

February 11, 2009

Cutter Cornforth
2344 W 1500 S
Aberdeen ID 83210

RE: Change in Ownership for Water Right No. 35-10967

Dear Mr. Cornforth:

The Department of Water Resources acknowledges receipt of your Notice of Change in Water Right Ownership.

Our review of your notice indicates that additional information is required before we can process the change. The information required is indicated below:

XXX Evidence of Water Right Ownership: copy of Deed, Title Policy, Contract of Sale, or other legal document indicating your ownership of the property and/or water rights in question

During our review of the documentation you submitted we found some discrepancies between that documentation and the legal description of the place of use for the water right(s) indicated in your notice. I have enclosed a copy of the water right(s) for your reference.

The deed submitted with your ownership change is a parcel of land located in the SW SE quarter of Section 18, 5 South, Range 32 East which is not appurtenant to the place of use for water right number 35-10967. The place of use for water right 35-10967 is in the SW SW quarter of Section 18, 5 South, Range 32 East.

Please submit a deed for ground matching the elements of the water right, along with a chain of title back to Athel L. Cornforth.

Or

If you believe the elements of the water right are incorrect, please file a motion to set aside the partial decree with the court, in order to correct the place of use.

Because the Department cannot process the ownership change without proper documentation and fees, we will hold any action on your notice pending receipt of the necessary information or fees. If we do not receive the necessary information or fees within 30 days we will return your notice and all attachments and your notice will not be processed.

Please note that Section 42-248, Idaho Code, requires you or the owner of this water right to maintain current ownership and address records on file with the department. Forms to file a change of ownership of a water right and/or a change in the address of the water right owner are available from any department office, or at the department's website at: www.idwr.idaho.gov.

Please feel free to contact the Department if you have any questions.

Sincerely,


Jonie Barg
Technical Records Specialist

Enclosure(s)

cc: Baker and Harris