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JUL 16 2007

DEPARTMENT OF
WATER RESOURCES

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

In Re SRBA

Case No. 39576

A. Subcase 22-2281
(Insert water right number)

STANDARD FORM 1
OBJECTION

Please fill in the following information:

B. NAME AND ADDRESS OF PERSON OBJECTING

Name: Sara (McCulloch) Poch
Address: 2628 Cruise Bay Court
Salt Lake City, UT 84121
Daytime Phone: (801) 944-4959

Name & Address of Attorney, if any:

C. CLAIMANT OF WATER RIGHT AS LISTED IN DIRECTOR'S REPORT

Name: Lois McCulloch
Address: 176 S 1st W
Rexburg, ID 83440

D. I object to the following elements as recommended in the Director's Report. (Please check the appropriate box(es)).

1. ☐ **Name and Address**
Should be: _____
2. ☐ **Source**
Should be: _____
3. ☒ **Quantity**
Should be: 1.44 CFS 456 AF 152 ACRES
restored to
4. ☐ **Priority Date**
Should be: _____
5. ☐ **Point of Diversion**
Should be: _____
6. ☐ **Instream Flow Beginning and Ending Point**
Should be: _____
7. ☐ **Purpose(s) of Use**
Should be: _____
8. ☐ **Period of Year**
Should be: _____
9. ☐ **Place of Use**
Should be: _____
10. ☐ **I object because:**
 - ☐ This water right Should not exist.
 - ☐ This water right was not recommended, but Should be recommended with the elements described above.

E. **REASONS SUPPORTING OBJECTIONS(S):** Partial forfeiture was recommended due to incorrect statements made by Glen Nelson to field agent. There is evidence that water was used during the 1980-1987 time frame including a recent affidavits by Glen Nelson and Delwin Smith.

986 W 1100 N

Newdale, Idaho 83436

June 18, 2007

Dear Sarah Poch

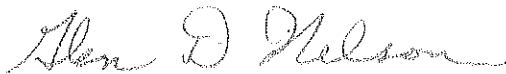
By way of introducing myself: I am Glen Nelson, long time farmer and have served on the Teton County Board of Soil Conservation Supervisors. I am now retired from farming and from the NRCS and am still living in my farm home and renting out the farm. I am still involved in water for irrigation and am serving at present as a deputy water master for The Teton Pipeline Association Incorporated here in Teton County. I have long been interested in farming and irrigation rights.

I did farm the property immediately west of Tetonia for several years , including from 1975 through 1982. I raised potatoes, grain and hay on the place. The water for irrigation was obtained through the old ditch system from the Tetonia Ditch and also from the well associated with water right # 22-2281. The first years I operated the farm I leased it from Adrian Cook and then purchased it from him in about 1980. I kept it for another 2 years and then sold it to Lois McCulloch. Her deed shows November of 1982.

There was adequate water in the well, about 800 gallons per minute, to pressurize 5 handlines for the first part of the season and later the flow reduced to 1 or 2 lines depending upon how late in the season I irrigated. I used the well every year that I operated the farm from 1975 through 1982.

I hope this letter will help to establish the water rights that Sarah Poch as the daughter of Lois McCulloch should still have in conjunction with that property.

Respectfully Yours

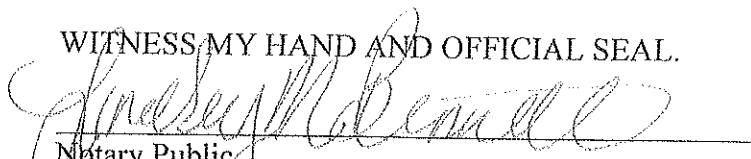


Glen D. Nelson

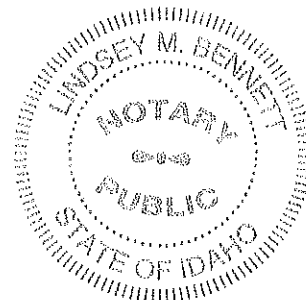
STATE OF Idaho)
) ss.
COUNTY OF Teton)

On this 18th day of **June, 2007**, before me, a Notary Public in and for said county and state, personally appeared **Glen D Nelson** known to me, and/or identified to me on the basis of satisfactory evidence, to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same.

WITNESS MY HAND AND OFFICIAL SEAL.



Notary Public
Residing at: Victor, Idaho
My commission expires: March 31, 2013



F. VERIFICATION (must be completed)

State of Utah)
)ss.
 County of Salt Lake)

Sara Poch, duly sworn, upon oath, deposes and says:
 (Name of person filing objection)

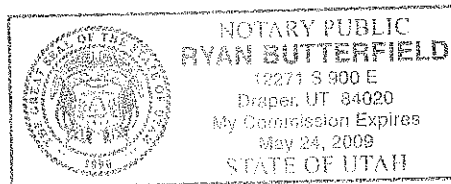
That I am the party/claimant filing this objection, as defined by I.C. §§ 42-1401A(1) and (6) or that I am the attorney for the party/claimant objecting and that I have read this objection, know its contents and believe that the statements are true to the best of my knowledge.

Sara Poch
 (Signature of person filing objection)

 (Attorney signing in representative capacity)

Subscribed and sworn to before me on: July 10, 2007

Ryan Butterfield
 Notary Public for Utah
 Residing at: Salt Lake County
 My Commission Expires: 5/24/09



INSTRUCTIONS FOR MAILING

You must mail the objection, to the Clerk of the court. **FAX filings will not be accepted.** You must also send a copy to all the parties listed below in the Certificate of Mailing.

G. CERTIFICATE OF MAILING

I certify that on July 10, 2007, I mailed the original and copies of this objection, including all attachments, to the following persons:

1. Original to:

Clerk of the District court
Snake River Basin Adjudication
253 Third Avenue North
PO Box 2707
Twin Falls, ID 83303-2707

2. One copy to the claimant of the water right at the following address:

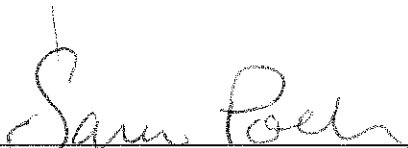
Name: N/A
Address: _____

3. Copies to:

IDWR Document Depository
PO Box 83720
Boise, ID 83720-0098

United States Department of Justice
Environment & Nat'l Resources Div
550 W Fort Street, MSC 033
Boise, ID 83724

Chief, Natural Resources Division
Office of Attorney General
PO Box 44449
Boise, ID 83711-4449



Signature of objector or attorney
mailing on Objector's behalf