

DISTRICT COURT-SRBA
Fifth Judicial District
County of Twin Falls - State of Idaho

MAR 23 2009

By _____
Deputy Clerk

RECEIVED
MAR 24 2009
DEPARTMENT OF
WATER RESOURCES

COPY

**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

)

**Water Rights: 22-2128, 22-2281 and
22-10835**

Case No. 39576

)

)

**NOTICE OF COMPLETED
ADMINISTRATIVE
PROCEEDING**

IDWR has completed the following Administrative proceeding:

- ☐ Address change
- ☒ Substitution of Party MCCULLOCH – MCCULLOCH RANCES LLC
- ☐ I.C. § 42-222 transfer
 - ☐ point of diversion ☐ place of use
 - ☐ period of use ☐ nature of use
 - ☐ split of water right ☐ change in ownership

IDWR certifies that it has completed its investigation into the changes to the elements of the water rights listed above as set forth in the attached *Amended Director's Reports* for said water rights. No other changes have been made to the elements of these water rights except as set forth above.

IDWR has served copies of the *Notice of Completed Administrative Proceeding* and *Amended Director's Report(s)* on the claimant(s), prior claimant(s) and all parties in the subcases affected, if any, as reflected on the attached certificate of mailing.

DATED: 3/19/2009

Signature of IDWR Representative

CERTIFICATE OF MAILING

I certify that on March 20, 2009, I mailed the original and copies of this form to the following persons, postage prepaid by regular mail and addressed as follows:

1. Original to:

Clerk of the District Court
Snake River Basin Adjudication
PO Box 2707
Twin Falls ID 83303-2707

2. One copy to:

Claimant/Seller for Substitution of Party or attorney of record:
Lois McCulloch
176 S 1st W
Rexburg ID 83440

3. One copy to:

Claimant/Purchaser for Substitution of Party, or attorney of record:
McCulloch Ranches LLC
2628 Cruise Bay Court
Salt Lake City UT 84121

4. One copy to:

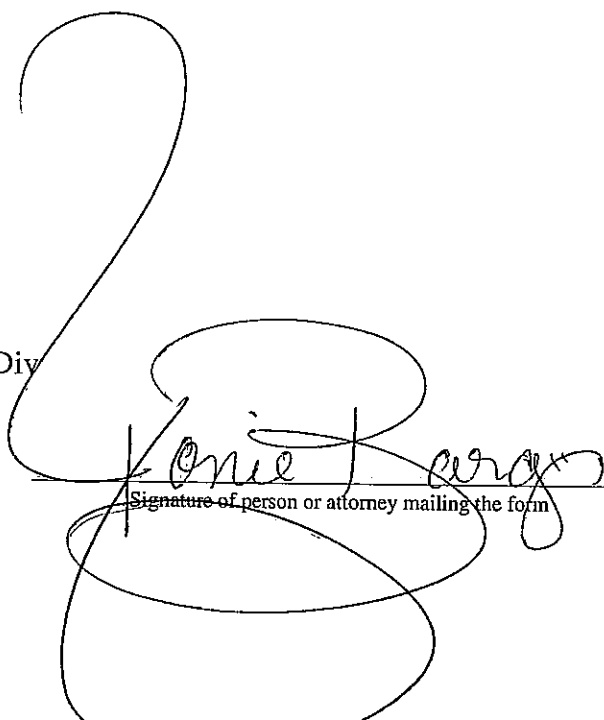
Each party in the subcase, or attorney of record
Sara (McCulloch) Poch
2628 Cruise Bay Court
Salt Lake City UT 84121

5. One copy each to:

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

6. One Copy to:

United States Dept of Justice
Environment & Natural Resource Div
550 West Fort Street MSC 033
Boise ID 83724



Signature of person or attorney mailing the form

03/20/2009

IDAHO DEPARTMENT OF WATER RESOURCES
CLAIMS / RIGHTS NOT RECOMMENDED

<u>W.R. NUMBER</u>	<u>NAME AND ADDRESS</u>	<u>CLAIM DISPOSITION</u>	<u>REASON</u>
22-10835	MCCULLOCH RANCHES LLC 2628 CRUISE BAY SALT LAKE CITY UT 84121	Disallowed	No beneficial use found.

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

RIGHT NUMBER: 22-2281

NAME AND ADDRESS: MCCULLOCH RANCHES LLC
2628 CRUISE BAY
SALT LAKE CITY UT 84121

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.330 CFS
103.00 AFY

PRIORITY DATE: 12/02/1966

POINT OF
DIVERSION: T06N R45E S29 SESWNE Within TETON County

PURPOSE AND
PERIOD OF USE:

	<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
	IRRIGATION	04/15 10/15	0.330 CFS 103.00 AFY
PLACE OF USE:	<u>IRRIGATION in TETON County</u>		
	T06N R45E S29 NWNE	34.00	T06N R45E S29 SWNE 39.00
	T06N R45E S29 NENW	40.00	T06N R45E S29 NWNW 34.00
	T06N R45E S29 SWNW	6.70	T06N R45E S29 SENW 38.00

191.7 ACRES TOTAL

Right Nos. 22-2128 and 22-2281 are limited to the irrigation of a combined total of 191.7 acres in a single irrigation season.

This right is limited to the irrigation of 34.47 acres within the place of use described above in a single irrigation season.

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.

The remainder of this right was forfeited for non-use from 1980 to 1987.

EXPLANATORY MATERIAL: BASIS OF CLAIM - License

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

RIGHT NUMBER: 22-2128

NAME AND ADDRESS: MCCULLOCH RANCHES LLC
2628 CRUISE BAY
SALT LAKE CITY UT 84121

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 3.000 CFS
671.00 AFY

PRIORITY DATE: 09/04/1948

POINT OF
DIVERSION: T06N R45E S29 SWNE Within TETON County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/15 10/15	3.000 CFS 671.00 AFY

PLACE OF USE: IRRIGATION in TETON County

T06N R45E S29	NWNE	34.00	T06N R45E S29	SWNE	39.00
T06N R45E S29	NENW	40.00	T06N R45E S29	NWNW	34.00
T06N R45E S29	SWNW	6.70	T06N R45E S29	SENW	38.00

191.7 ACRES TOTAL

Right Nos. 22-2128 and 22-2281 are limited to the irrigation of a combined total of 191.7 acres in a single irrigation season.

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 - License