

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

RIGHT NUMBER: 22-2128

NAME AND ADDRESS:

LOIS MC CULLOCH
176 S 1ST W
REXBURG ID 83440

SOURCE:

Source:
GROUND WATER

Tributary:

QUANTITY:

3.080 CFS
690.000 AFY

~~3.000 CFS~~
~~671.000 AFY~~

Right Nos. 22-2128 and 22-10835 are limited to a total combined diversion rate of 3.08 cfs.

PRIORITY DATE: 09/04/1948

POINT OF DIVERSION: T06N R45E S29 SESWNE
Within TETON County

~~T06N R45E S29 SWNE~~
~~Within TETON County~~

PURPOSE AND
PERIOD OF USE:

Purpose of use:

Period of use:

Quantity:

IRRIGATION

04/15 10/31

3.080 CFS 690.00 AFY

~~04/15 10/15~~

~~3.000 CFS 671.00 AFY~~

PLACE OF USE:

IRRIGATION within TETON County

T06N R45E S29 NENE 30.0

T06N R45E S29 NWNE 36.0

T06N R45E S29 SWNE 40.0

T06N R45E S29 SENE 37.0

T06N R45E S29 NENW 39.0

T06N R45E S29 NWNW 33.0

T06N R45E S29 SWNW 11.0

T06N R45E S29 SENW 39.0

~~T06N R45E S29 NWNE 34.0~~

~~T06N R45E S29 SWNE 39.0~~

~~T06N R45E S29 NENW 40.0~~

~~T06N R45E S29 NWNW 34.0~~

~~T06N R45E S29 SWNW 6.7~~

~~T06N R45E S29 SENW 38.0~~

265 ACRES TOTAL

~~191.7 ACRES TOTAL~~

Right Nos. 22-2128 and 22-10835 are limited to the irrigation of a combined total of 265 acres in a single irrigation season.

This right is limited to the irrigation of 197 acres within the place of use described above in a single irrigation season.

~~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

Right includes accomplished change in place of use pursuant to Section 42-1425, Idaho Code.

Right No. 22-10835 is also diverted through point of diversion described above.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Eastern Regional Office
900 N. Skyline Dr., Suite A
Idaho Falls, ID 83402-1718

RETURN SERVICE REQUESTED

LOIS MCCULLOCH
176 S 1ST W
REXBURG ID 83440

SCANNED
MAY 12 2009

FOUCAITELD ID 532

20 MAR 2009



02 1P \$000.420
0003855869 MAR 20 2009
MAILED FROM ZIP CODE 83402

Department of Water Resources
Eastern Region

RECEIVED
MAR 30 2009

NIXIE

837 DC 1

RETURN TO SENDER
NOT DELIVERABLE
UNABLE TO ADDRESS
FORWARD

BC: 83402170073

83440-1718
8340209399

0003855869

MAR 27/09

*1836-17949-20-41

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**

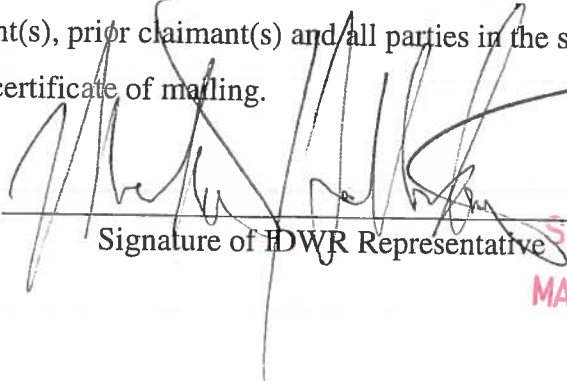
IDWR has completed the following Administrative proceeding:

- ☐ 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

SCANNED
MAY 12 2009

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:

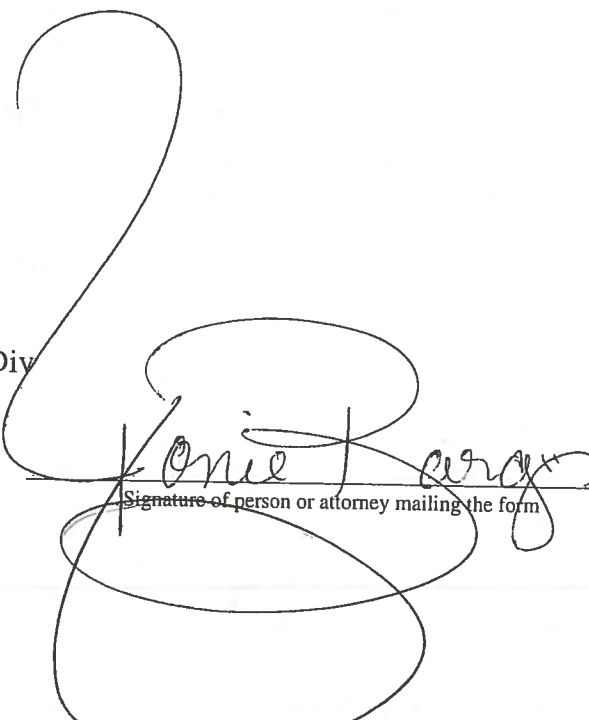
Each party in the subcase, or attorney of record
Sara (McCulloch) Poch
2628 Cruise Bay Court
Salt Lake City UT 84121

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

SCANNED
MAY 12 2009

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.

SCANNED
MAY 12 2009

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

SCANNED
MAY 12 2003

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	SENE	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

SCANNED
MAY 12
SCANNED
MAY 12 2009



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

March 19, 2009

C.L. "BUTCH" OTTER
Governor

DAVID R. TUTHILL, JR.
Director

McCulloch Ranches LLC
2628 Cruise Bay Court
Salt Lake City UT 84121

RE: Notice of Change of Water Right Ownership (NCO) for 22-2128, 22-2281
and 22-10835 and Notice of Completed Administrative Proceeding (NCAP)

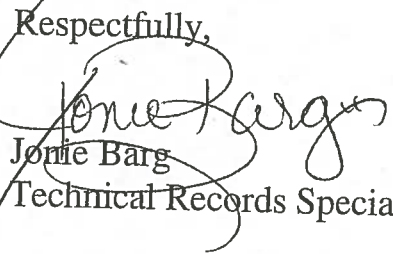
Dear Sir/Madam:

The Idaho Department of Water Resources (IDWR) acknowledges receipt of an NCO changing the right holder for the above referenced water right(s). Based on this NCO, IDWR water right records for the Snake River Basin Adjudication (SRBA) have been updated.

Furthermore, as directed by the SRBA Court, this office mailed a copy of the updated water right record(s) to each party listed on the enclosed NCAP. The intent of this mailing is to ensure each party has a current record of water right(s) as recorded in the SRBA.

Please feel free to contact me if you have any questions concerning this matter.

Respectfully,


Jonie Barg
Technical Records Specialist

Enclosure

SCANNED

MAR 20 2009

He submitted with rec 8/10/07
DE

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

RECEIVED
FEB 14 2008
Department of Water Resources
Eastern Region

Please 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 IDWR will produce new water right number(s) for the split(s).

Water Right No(s)	Adjudication Claim No(s)	Split(s)	Water Right No(s)	Adjudication Claim No(s)	Split(s)
ADJ 22-2128 OK					
ADJ 22-10835 OK					
ADJ 22-2281 OK					
22-10831 OK					
22-10832 OK					

RECEIVED

JAN 29 2009

Department of Water Resources
Eastern Region

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 on file with the county Planning and Zoning or Recorder's Office).
- OR
- D. 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 or equivalent **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)

Lois McCulloch
176 S. 1st W
Rexburg, ID 83440

4. New Owner/Claimant(s)

McCulloch Ranches, LLC
Name Connector (Check one) and, [] or, [] and/or

New Mailing Address

2628 Cruise Bay Court

City, State and ZIP Code

Salt Lake City UT 84121

New Telephone Number

(801) 944-4959 Email: SLCPOCH@IDWR.COM

MAR 20 2009

5. Date you acquired the property

3-4-06

6. If the change in ownership affects the entire water right for each water right or adjudication claim number listed in line 1, then skip this line and go to line 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 after the change. Fill in the appropriate spaces in the box(es) below to describe your water right(s) after the change (you may copy this page, if 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 will not be split, skip this area and proceed to line 7)		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Water Right and/or Adjudication Claim Number		
Irrigation		
Stock		
Domestic		
Other		
Totals		
Water Right and/or Adjudication Claim Number		
Irrigation		
Stock		
Domestic		
Other		
Totals		
Water Right and/or Adjudication Claim Number		
Irrigation		
Stock		
Domestic		
Other		
Totals		

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 McCulloch Ranches LLC

7. Signature(s) of New Owner(s) or Claimant(s)

Cheryl Poch

(title if applicable)

Sara Poch

(title if applicable)

IT IS IMPORTANT TO FILE THIS COMPLETED FORM AT THE APPROPRIATE IDWR OFFICE, WITH PAYMENT OF THE FILING FEE AND THE OWNERSHIP DOCUMENT(S), AS REFERRED TO IN LINE 2.

For IDWR Office Use Only:

Received by BMA
 Received by BMA
 Processed by AJ

Date 11/29/09
 Date 11/29/09
 Date

Receipt Amt. \$750
 Receipt No. E034751
 WR Date

SCANNED

MAR 20 2009

FILMED	✓
INDEXED	✓
PLATTED	✓

Holden, Kidwell, Hahn & Co.

45 9 a

DATE *February 26, 1987*

E. Wayne Schiess

CLERK OF RECORDS

BY *Nora Hill*

QUITCLAIM DEED

THIS INDENTURE, made this 24 day of February, 1987, by LOIS McCULLOCH, of Madison County, State of Idaho, the party of the first part, and LOIS McCULLOCH, not individually but as Trustee of The Lois McCulloch Trust executed the 17th day of February, 1987, of 176 S. 1st West, Rexburg, County of Madison, State of Idaho 83440, and all successor trustees of said trust, the party of the second part.

WITNESSETH:

The party of the first part, for and in consideration of the sum of TEN DOLLARS, lawful money of the United States of America, AND OTHER GOOD AND VALUABLE CONSIDERATION, to the party of the first part in hand paid by the party of the second part, the receipt whereof is hereby acknowledged, does by these presents remise, release and forever QUITCLAIM, unto the party of the second part, and to the party of the second part's heirs and assigns, forever, all the following described real estate, situated in Teton County, State of Idaho, to-wit:

1. Township 6 North, Range 44 East, Boise Meridian, Teton County, Idaho.

Section 2: NW1/4 NE1/4, N1/2 S1/2
 Section 3: All of that triangular parcel of land lying in the Northeast corner of the W1/2 NE1/4, the same being that portion of land which lies East and North of the Teton River.
 Section 11: N1/2 SE1/4
 Section 12: N1/2 S1/2

Township 7 North, Range 44 East, Boise Meridian, Teton County, Idaho.

Section 34: E1/2 SE1/4, NW1/4 SE1/4, N1/2 SW1/4, S1/2 S1/2 NW1/4, and S1/2 S1/2 NE1/4.

2. ~~Lots 23 and 24, Block 11, Felt Townsite, as per the records of Teton County, Idaho.~~

TOGETHER with all and singular the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining, and the reversion and reversions, remainder and remainders, and rents, issues and profits thereof.

SCANNED

MAR 20 2009

TO HAVE AND TO HOLD, all and singular, the premises, together with the appurtenances, unto the party of the second part, and to the party of the second part's heirs and assigns, forever.

In construing this deed and where the context so requires, the singular includes the plural.

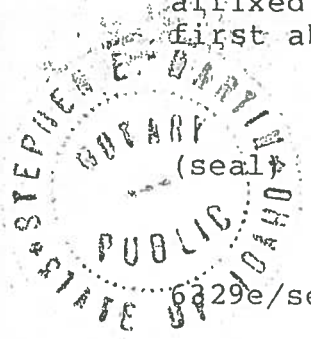
IN WITNESS WHEREOF, the party of the first part has hereunto set her hand the day and year first above written.

Lois McCulloch
Lois McCulloch

STATE OF IDAHO)
) ss.
County of Bonneville)

On this 24 day of February, in the year 1987, before me, the undersigned Notary Public for Idaho, personally appeared LOIS McCULLOCH, known or identified to me to be the person whose name is subscribed to the foregoing QUITCLAIM DEED, and acknowledged to me that she executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal, the day and year in this certificate first above written.



Stephen E. Smith
Notary Public for Idaho
Residing at Idaho Falls, Idaho
My commission expires: 12/6/92

RECEIVED

JUL 11 2005

TETON CO., ID
CLERK RECORDER

169328

INSTRUMENT # 169328

DRIGGS, TETON, IDAHO

2005-07-11 02:52:10 No. of Pages: 2

Recorded for : MCLASS, LTD

NOLAN G. BOYLE

Ex-Officio Recorder Deputy

Index to: DEED, QUIT-CLAIM

Fee: 6.00

R. Busid

QUITCLAIM DEED

THIS QUITCLAIM DEED, intended to have been Executed the **1st** day of
January, 2001

by first party **Lois McCulloch as Trustee of the Lois McCulloch Trust**
whose address is: 2628 Cruise Bay Court, Salt Lake City, Utah 84121

to second party; **CELS, Ltd (an Idaho Limited Partnership)**

does hereby remise, release and quitclaim unto the said second party forever, all
the right, title, interest and claim which the said first party has in and to the
following described parcels of land, and improvements and appurtenances thereto
in the County of **Teton**, State of **Idaho**:

Located in Township 6 N, Range 45 E, Boise Meridian, Section 29:

1) **N2NE4, NW4, Tax # 1246 Beginning at a point 10 rods North of the E4
corner and running thence North 70 rods, thence West 80 rods, thence South 70
rods, thence East 80 rods to the point of beginning. Contains 35 acres.**

2) **W2SE4, E2SW;
LESS Tax #2804 A parcel of land beginning at the NW corner of E2SW4 and
running thence East 350 feet, thence South 622 feet, thence West 350 feet, thence
North 622 feet to the point of beginning. Contains 5 acres, more or less.**

**LESS Tax #2848 Commencing at a point 350 feet East of NW corner of the E2SW4
and running thence South 622 feet, thence West 350 feet, thence South 38 feet,
thence East 660 feet, thence North 660 feet, thence West 310 feet to the point of
beginning**

**LESS Tax #2849 Commencing at a point 660 feet South of the NW corner of E2SW4
and running thence East 660 feet, thence South 660 feet, thence West 660 feet,
thence North 660 feet to the point of beginning.**

3) **SW4NE4, Tax #1470 Beginning at a point 40 feet West of the E4 corner and
running thence North 10 rods, West 80 rods, South 10 rods, East 80 rods to the
point of beginning. Contains 5 acres, more or less.**

SCANNED

169328

MAR 20 2009

IN WITNESS WHEREOF, The said first party has signed and sealed these presents the day and year first above written.

Signed, sealed and delivered in presence of:

Sara Poch
First Part

Second Party

Nathaniel Reese
Witness

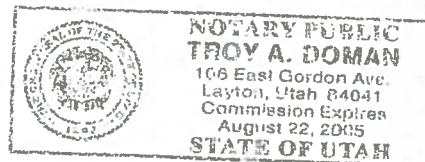
STATE OF UTAH }
COUNTY OF SALT LAKE }

On JUNE 29, 2005 before me, Troy Doman,

personally appeared **Sara Poch (with Power of Attorney for Lois McCulloch)**,
personally known to me (or proved 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 in his/her/their authorized capacity(ies), and that
by
his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of
which the person(s) acted, executed the instrument.

WITNESS my hand and official seal.

Signature Troy Doman



Affiant Known Unknown X
ID Produced UTDL# 140552606
(Seal)

SCANNED

MAR 20 2009

186939 APR 24 07 PM 4 28

QUITCLAIM DEED

THIS QUITCLAIM DEED, intended to be executed the 1st day of April, 2006
by first party **CELS, Ltd (an Idaho Limited Partnership) - Sara McCulloch Poch**
{representative}

to second party; **THE CHRISTOPHER AND SARA POCH TRUST** (dated the 6th day of
March 2000), Christopher Michael Poch and Sara Marie Poch TRUSTEE(S)
whose address is: 2628 Cruise Bay Court, Salt Lake City, Utah 84121

does hereby remise, release and quitclaim unto the said second party forever, all
the right, title, interest and claim which the said first party has in and to the
following described parcels of land, and improvements and appurtenances thereto
in the County of **Teton**, State of **Idaho**:

Located in Township 6 N, Range 45 E, Boise Meridian, Section 29:

- 1) **N2NE4, NW4, Tax # 1246** Beginning at a point 10 rods North of the E4 corner and running thence North 70 rods, thence West 80 rods, thence South 70 rods, thence East 80 rods to the point of beginning. Contains 35 acres.
- 2) **W2SE4, E2SW;**
LESS Tax #2804 A parcel of land beginning at the NW corner of E2SW4 and running thence East 350 feet, thence South 622 feet, thence West 350 feet, thence North 622 feet to the point of beginning. Contains 5 acres, more or less.
LESS Tax #2848 Commencing at a point 350 feet East of NW corner of the E2SW4 and running thence South 622 feet, thence West 350 feet, thence South 38 feet, thence East 660 feet, thence North 660 feet, thence West 310 feet to the point of beginning
LESS Tax #2849 Commencing at a point 660 feet South of the NW corner of E2SW4 and running thence East 660 feet, thence South 660 feet, thence West 660 feet, thence North 660 feet to the point of beginning.
- 3) **SW4NE4, Tax #1470** Beginning at a point 40 feet West of the E4 corner and running thence North 10 rods, West 80 rods, South 10 rods, East 80 rods to the point of beginning. Contains 5 acres, more or less.

SCANNED

MAR 20 2009

IN WITNESS WHEREOF, The said first party has signed and sealed these presents the day and year first above written.

Signed, sealed and delivered in presence of:

Sara Poch
First Party Per. Representative

Second Party

Idaho
STATE OF ~~UTAH~~
COUNTY OF ~~SALT LAKE~~ } Madison

Witness

On April 24, 2007 before me, Dawn Holman.

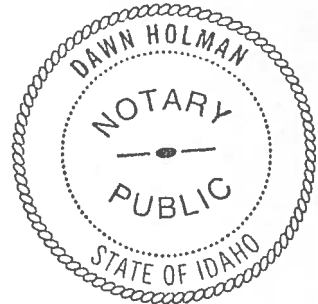
appeared **Sara (McCulloch) Poch** personally known to me (or proved to me on the basis of satisfactory evidence) to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

WITNESS my hand and official seal.

Signature

[Signature]

Affiant Known Unknown
ID Produced ✓
(Seal)



THIS QUITCLAIM DEED, intended to be executed the 1st day of April, 2006
by first party CELS, Ltd (an Idaho Limited Partnership),

to second party: The Christopher and Sara Poch Trust

SCANNED

MAR 20 2009

201896 DEC22'08 PM 1:46

QUITCLAIM DEED

THIS QUITCLAIM DEED, intended for the 1st day of January, 2009

by first party THE CHRISTOPHER AND SARA POCH TRUST(Trust date 6th March 2000), Christopher Michael Poch and Sara Marie PochTRUSTEE(S) to second party; McCulloch Ranches LLC, contact address: 2628 Cruise Bay Court, Salt Lake City, Utah 84121

does hereby remise, release and quitclaim unto the said second party forever, all the right, title, interest and claim which the said first party has in and to the following described parcels of land, and improvements and appurtenances thereto in the County of Teton, State of Idaho:

Located in Section 29, Township 6 N, Range 45 E, Boise Meridian. Described as:

- 1) N2NE4, NW4, Tax # 1246
- 2) W2SE4, E2SW; LESS Tax #2804, LESS Tax #2848 and LESS Tax #2849
- 3) SW4NE4, Tax #1470

IN WITNESS WHEREOF, The said parties have signed and sealed these presents the day and year first above written.

Signed, sealed and delivered in presence of:

Christopher Poch
First Party
On 12/19/08

STATE OF UTAH)
COUNTY OF SALT LAKE)

Sara Poch
Second Party
On 12/18/08

before me

Cindy Danjanovich

before me

Dustin Johnson

appeared Christopher Poch and/or Sara (McCulloch) Poch personally known to me (or proved 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 in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

WITNESS my hand and official seal.

Signature

Affiant Known ☒ Unknown ☐
ID Produced _____

(Seal)

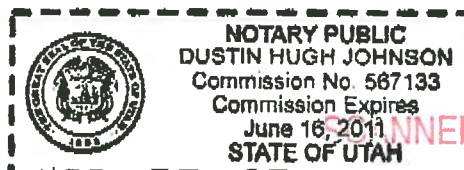


WITNESS my hand and official seal.

Signature

Affiant Known ☒ Unknown ☐
ID Produced WID# 148332680

(Seal)



Instrument # 201896

TETON COUNTY, IDAHO

12-22-2008 01:46:00 No. of Pages: 1

Recorded for: CHRISTOPHER M POCH

MARY LOU HANSEN

Ex-Officio Recorder Deputy

Index to: DEED, QUIT-CLAIM

MAR 20 2009

FAX COVER SHEET

**Employee Health Office
Intermountain Medical Center
Outpatient Building, 3rd Floor
5121 S. Cottonwood Dr.
Murray, UT 84157**

To:	Jonie
Pages including cover:	2
Return fax:	801-507-3303
From:	Employee Health
Contact number	801-507-3304

Thanks for your phone call yesterday, it was nice talking to you. I appreciate you helping us get this taken care of properly. If you need anything else or have other questions, give me a call.

**Thanks,
Christopher Poch**

SCANNED

MAR 20 2009



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

June 17, 2008

CHRISTOPHER AND SARA POCH TRUST
2628 CRUISE BAY COURT
SALT LAKE CITY UT 84121

THE "NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP" FOR
22-10831 AND 22-10832 HAS BEEN RETURNED FOR THE FOLLOWING
ITEM(S):

XXX COPY OF DEED, TITLE POLICY, CONTRACT OF SALE, OR OTHER
LEGAL DOCUMENT indicating your ownership of the property and water
rights in question, *** **NEED A RECORDED DEED CONVEYING THE
PROPERTY TO POCH TRUST.**

____ LEGAL DESCRIPTION OF PROPERTY

____ PLAT OF PROPERTY OR SURVEY MAP (usually on file with the county)

____ USDA FARM SERVICE AGENCY (formerly ASCS) AERIAL PHOTO with
Irrigated acres outlined and point(s) of diversion clearly marked.

XXX FILING FEE OF \$25.00 **PER WATER RIGHT NUMBER, \$100.00 PER
WATER RIGHT IF SPLITTING THE RIGHT ****

If you have any questions please contact Jonie Barg or myself at (208)525-7161.

PLEASE ENCLOSE THE REQUESTED ITEM(S) AND RESUBMIT THE ENTIRE
PACKET TO OUR IDAHO FALLS OFFICE AT THE ADDRESS BELOW:

ID DEPT OF WATER RESOURCES
EASTERN DISTRICT OFFICE
900 N SKYLINE DR., SUITE A
IDAHO FALLS, ID 83402-1718

Respectfully submitted,

Bobby Kern

Bobby Kern
Office Specialist II

SCANNED

MAR 20 2009

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

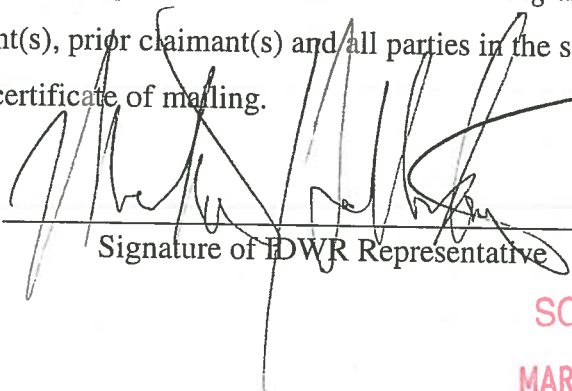
IDWR has completed the following Administrative proceeding:

- ☐ 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

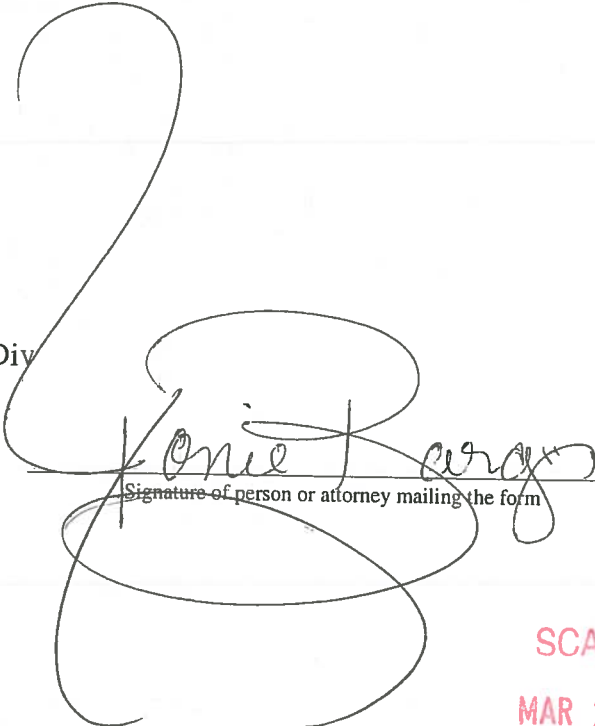
SCANNED

MAR 20 2009

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

SCANNED

MAR 20 2009

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.

SCANNED¹

MAR 20 2009

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

SCANNED

MAR 20 2009

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:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

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	SENE	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

SCANNED
MAR 20 2009

Trent

Here is proof for
water rights:

22-2281

22-10835

22-2128

Please let me know if
you need anything else.

Thanks. Sara Poch

Sara Poch

2628 Cruise Bay Ct.

SLC, UT 84121

(801) 944-4959 Home

" 688-4859 cell

SLCpoch@juno.com

SCANNED

JUN 29 2007



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 14, 2008

*CHRISTOPHER & SARA POCH TRUST
2628 CRUISE BAY COURT
SALT LAKE CITY UT 84121*

RE: "Notice of Change of Water Right Ownership" for Water Rights 22-2128, 22-10835, 22-2281, 22-10831, 22-10832

Dear Christopher & Sara Poch Trust:

On February 14, 2008, the Idaho Department of Water Resources (IDWR) received an NCO changing the right holder for the above referenced water right(s). Two of the water rights mentioned above (22-10831 & 22-10832) have a status of water right and the others (22-2128, 22-10835 & 22-2281) are currently in the Snake River Basin Adjudication. The two with an active water right status require a \$25.00 filing fee per right in order for this office to process the change of ownership. Please submit \$50.00 so this ownership change can be completed.

If you have any questions about this matter feel free to contact myself or Jennifer Crabtree, Technical Records Specialist at (208) 525-7161.

Respectfully submitted,

Jonie Barg

Office Specialist II

Enclosure(s)

SCANNED

FEB 14 2008

**SNAKE RIVER BASIN ADJUDICATION
CHANGE IN ADDRESS OF NOTICE OF CLAIM**

Water Right Number(s): 22-2128, 22-10835 and 22-2281

Previous Mailing Address: Lois McCulloch (208) 356-5695
176 S 1st W.
Arxburg, ID 83440

New Mailing Address: ⁴⁰ Christopher + Sara Poch TRUST
2628 Cruise Bay Court
Salt Lake City, UT 84121

Telephone Number: (801) 944-4959

Signature of all Claimant(s):

[Signature] / *[Signature]*
Please print your name below your signature.
Christopher Poch Sara Poch

Please mail or FAX this completed form to the office nearest you:

Adjudication Bureau
Idaho Dept. of Water Resources
7600 N. Mineral Dr., Ste. 100
Coeur d'Alene, ID 83815
Ph. 208/762-2800 or
FAX 208/762-2819

Adjudication Bureau
Idaho Dept. of Water Resources
2735 Airport Way
Boise, ID 83705-5082
Ph. 208/334-2190 or
FAX 208/334-2348

Adjudication Bureau
Idaho Dept. of Water Resources
1341 Fillmore St., Ste. 200
Twin Falls, ID 83301-3380
Ph. 208/736-3033 or
FAX 208/736-3037

Adjudication Bureau
Idaho Dept. of Water Resources
✓ 900 N. Skyline, Ste. A
Idaho Falls, ID 83402-3653
Ph. 208/525-7161 or
FAX 208/525-7177

Adjudication Bureau
Idaho Dept. Of Water Resources
322 E. Front St.
P.O. Box 83720
Boise, ID 83720-0098
Ph 208/287-4800
FAX 208/287-6700

** Called and Requested
an Ownership
Change? **

SS
ADDRESS FM.doc
Revised 12/07/06

IDWR Use Only:
Data Entry: _____

Date: _____
SCANNED
MAR 18 2008

Received Time Jan. 7. 8:52AM



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

December 10, 2007

Lois McCulloch
C/O Sara Poch
2628 Cruise Bay Court
Salt Lake City, UT 84121

RE: Claim Nos. 22-2128, 22-10835, and 22-2281

Dear Claimant,

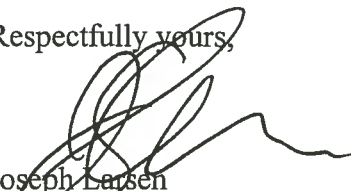
Enclosed are three draft copies of how the Idaho Department of Water Resources now recommends your claims. They are fashioned in the typical underline/strike-through format adopted by the Adjudication.

Claims 22-2128 and 22-10835 are being recommended as a permissible place of use because they share a common well that was determined to produce ~3.08 cfs, thus additional flow higher than this cannot be recommended. 22-2128 was given the full claimed 197.0 acres, limiting 22-10835 to 33.0 acres (the remainder of the total 230.0 acres of the combined place of use). This gives you the maximum acreage at the older priority date. This Department is still unable to recommend 06N 45E Sec. 29 NWNE as a place of used because no ownership and no beneficial use has been proven.

Claim 22-2281 is being recommended consistent with its license minus twenty acres in 06N 45E Sec. 29 NESW because no evidence has been shown that when this land became the property of the City of Tetonia that the water was retained by the seller. Thus at the time of the sale the water apportioned to this land became the City of Tetonia's. As such it's not possible to allow an accomplished transfer.

If you have any questions, please, feel free to contact me.

Respectfully yours,



Joseph Larsen
Water Resource Agent

12/10/2007

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

RIGHT NUMBER: 22-2128
NAME AND ADDRESS: LOIS MC CULLOCH
176 S 1ST W
REXBURG ID 83440

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: ~~3.000 CFS~~ 3.08 CFS
~~671.00 AFY~~ 689.5 AFY

Right Nos. 22-2128 and 22-10835 are limited to a total combined diversion rate of 3.08 cfs.

PRIORITY DATE: 09/04/1948

POINT OF

DIVERSION: T06N R45E S29 SWNE Within TETON County

PURPOSE AND

PERIOD OF USE:

PURPOSE OF USE	PERIOD OF USE	QUANTITY
IRRIGATION	04/15 10/15	3.08 CFS 3.000 CFS 689.5 AFY 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	SENE	38.00
T06N R45E S29	NENE	30.00	T06N R45E S29	SWNE	40.00
T06N R45E S29	NENW	38.00	T06N R45E S29	NWNW	34.00
T06N R45E S29	SWNW	11.00	T06N R45E S29	SENE	39.00
T06N R45E S29	SENE	38.00			
230.0 191.7 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.~~

Right Nos. 22-2128 and 22-10835 are limited to the irrigation of a combined total of 230.0 acres in a single irrigation season.

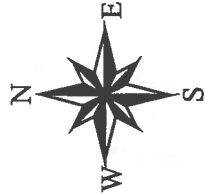
This right is limited to the irrigation of 197.0 acres within the place of use described above in a single irrigation season.

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.

EXPLANATORY MATERIAL: BASIS OF CLAIM - License

Recommendation for 22-2128 & 22-10835 (DRAFT)



0.4 Miles Pod_22-2128_22-10835.shp
POU_22-2128_22-10835.shp
GCDB06N45E GCDB



22-2128

FALL RIVER RURAL ELECTRIC COOPERATIVE, INC.
P.O. BOX AE ASHTON, IDAHO 83420 PHONE 652-7431
PLEASE REGISTER ANY INQUIRY OR COMPLAINT AT ABOVE ADDRESS
WATTS IN STATE 800-632-5726
OUT OF STATE 800-635-5755

FALL RIVER RURAL ELECTRIC COOPERATIVE, INC.
P.O. BOX AE ASHTON, IDAHO 83420 PHONE 652-7431
PLEASE REGISTER ANY INQUIRY OR COMPLAINT AT ABOVE ADDRESS
WATTS IN STATE 800-632-5726
OUT OF STATE 800-635-5755

RECEIVED

DEC 22 2007

Department of Water Resources
Eastern Region

RETAIN FOR YOUR RECORDS

DESCRIPTION	READING	KWH	AMOUNT
BAL FWD	69208		352.14CR
IRRIGAT	0	0	
ADV PAY - \$12/HP			900.00

ACCOUNT NO 2353-105	AMOUNT DUE 547.86
BILLING DATE 4/25/84	PAYMENT RECEIVED AFTER DUE DATE 05/15/84

NOT INCLUDED
IN BILLING

45-114000-01

RETAIN FOR YOUR RECORDS

DESCRIPTION	READING	KWH	AMOUNT
BAL FWD	63557		351.48CR
IRRIGAT	0	0	
ADV PAY - \$12/HP			900.00

ACCOUNT NO 2353-104	AMOUNT DUE 548.52
BILLING DATE 4/25/84	PAYMENT RECEIVED AFTER DUE DATE 05/15/84

NOT INCLUDED
IN BILLING

45-113500-02

This one
is for
North pump

L. H. McCULLOCH
OR S. M. McCULLOCH

No. 17

10 84 92-42/1241

PAY TO THE ORDER OF Fall River REC \$1096.38

Ten Hundred ninety six and 38/100 DOLLARS

IDAHO FIRST NATIONAL BANK
REXBURG OFFICE
P.O. Box 125
Rexburg, Idaho 83440

Idaho first Bank 3 0 1 0 8

6 L.H. McCulloch
S.M. McCulloch

#104 is
the South pump
for Nelson/Coak
for 22-2281

1984

FALL RIVER RURAL ELECTRIC COOPERATIVE, INC.
P.O. BOX AE ASHTON, IDAHO 83420 PHONE 652-7431
PLEASE REGISTER ANY INQUIRY OR COMPLAINT AT ABOVE ADDRESS
WATTS IN STATE 800-632-5726
OUT OF STATE 800-635-5755

RETAIN FOR YOUR RECORDS

DESCRIPTION	READING	KWH	AMOUNT
BAL FWD	862		1029.77
IRRIGAT	7268	6406	272.26
DEMAND	KW	.00	497.70

ACCOUNT NO 2353-124	AMOUNT DUE 1,799.73
BILLING DATE 8/31/84	PAYMENT RECEIVED AFTER DUE DATE 06/31/84 09/24/84

NOT INCLUDED
IN BILLING

45-113500-02

FALL RIVER RURAL ELECTRIC COOPERATIVE, INC.
P.O. BOX AE ASHTON, IDAHO 83420 PHONE 652-7431
PLEASE REGISTER ANY INQUIRY OR COMPLAINT AT ABOVE ADDRESS
WATTS IN STATE 800-632-5726
OUT OF STATE 800-635-5755

RETAIN FOR YOUR RECORDS

DESCRIPTION	READING	KWH	AMOUNT
BAL FWD	63650		854.05CR
IRRIGAT	852	37212	1386.12
DEMAND	KW	60.00	497.70

ACCOUNT NO 2353-104	AMOUNT DUE 1,029.77
BILLING DATE 7/31/84	PAYMENT RECEIVED AFTER DUE DATE 07/31/84 08/22/84

NOT INCLUDED
IN BILLING

45-113500-02

SCANNED

DEC 17 2007

Block, Darla

From: Cox, Sharla
Sent: Monday, December 17, 2007 11:54 AM
To: Block, Darla
Subject: Powerdocs - editing

Darla, we have found three documents that have checks scanned with the customers account number. Can you please go into these documents and edit them?

Document #	Water Right Number
337128	22-2281
337130	22-10835
336839	22-2128

thank you.

Sharla

Sharla Cox
Idaho Dept of Water Resources
900 N Skyline Dr Ste A
Idaho Falls ID 83402
208-525-7161 - phone
208-525-7177 - fax
sharla.cox@idwr.idaho.gov <mailto:sharla.cox@idwr.idaho.gov>

This area is not swamp
area

House

PLACE OF USE

R45E
T6N

POINT OF DIVERSION

A22-02128

Water right # 22-2128

3-10-06

- Based on exam done by Al Ruberry only 191.7 acres are irrigated. The license gives 3.08 cts for 197 acres which is .016 cts/acre. Claimant irrigates 191.7 acres which 3.00 cts. TG

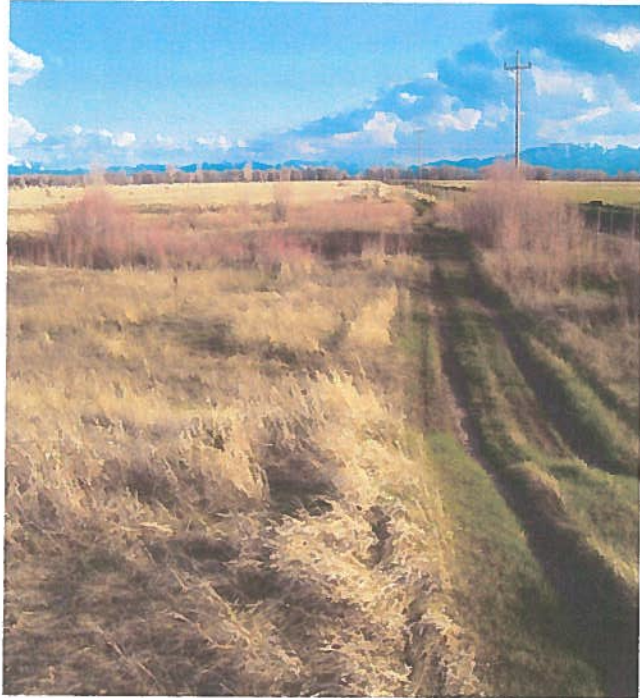
* This water right should be restored to 197 acres as was licensed for this land is not a wet area.

Sara Poch

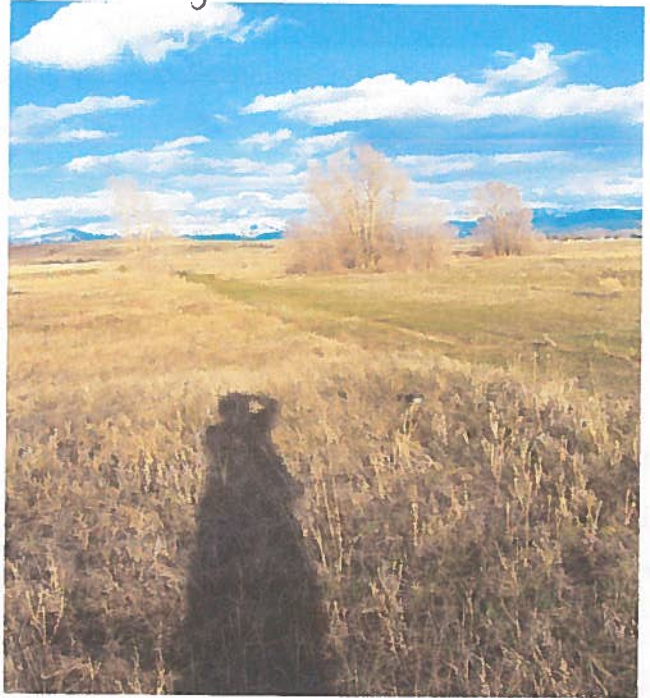
SCANNED

JUN 29 2007

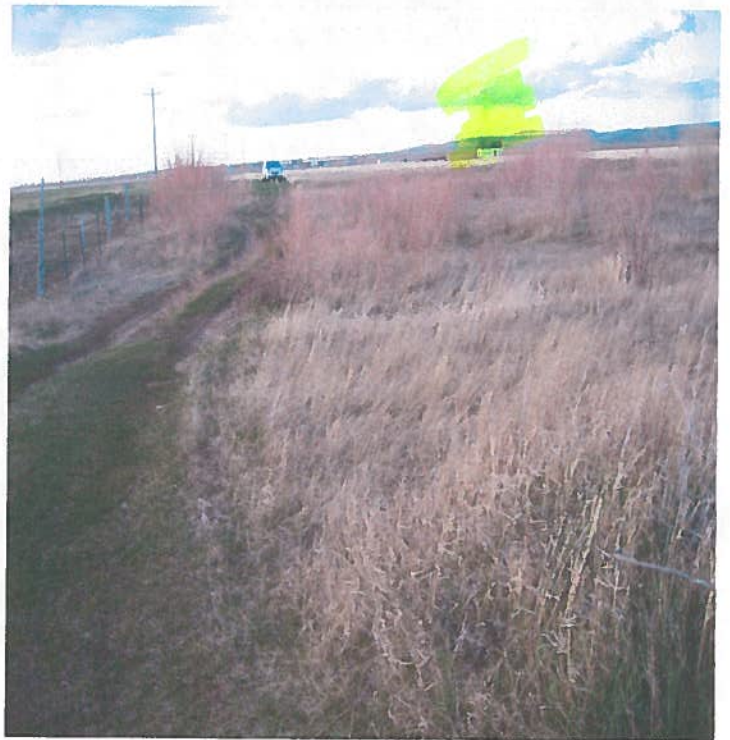
Looking South



Looking East



Looking North



Looking North

These pictures were taken April 24 or 25 of 2007 by Sara Poch from Area #4 of USDA Map - This area is not a wet area.

The house in the lower pictures is located near the junction of Hwy 32 & 33.

SCANNED

JUN 29 2007

OF WATER RESOURCES
DISTRICT OFFICE
SKYLINE DR.
LS, IDAHO 83402

ISS SERVICE
QUESTED


NOT DELIVERABLE
AS ADDRESSED,
UNABLE TO FORWARD


NOT DELIVERABLE
AS ADDRESSED,
UNABLE TO FORWARD


NOT DELIVERABLE
AS ADDRESSED,
UNABLE TO FORWARD
DEC 17 176 S
REXBURG ID 83402


NOT DELIVERABLE
AS ADDRESSED,
UNABLE TO FORWARD

RECEIVED

JAN 08 2007

Department of Water Resources
Eastern Region

★ ★ ★
★ ★ ★
PITNEY BOWES
1231 U.S. POSTAGE PB3523907
8952 \$00.630 JAN 05 2007
8462 MAILED FROM ZIP CODE 83402

SCANNED

JUN 05 2007

DR
22-2128
22-10835
22-2281

MENT OF WATER RESOURCES
STERN DISTRICT OFFICE
900 N. SKYLINE DR.
HO FALLS, IDAHO 83402

LESS SERVICE
EQUESTED

NOT DELIVERABLE
AS ADDRESSEE
UNABLE TO FORWARD

NOT DELIVERABLE
AS ADDRESSEE
UNABLE TO FORWARD

MCCU176 834402023 IN
UNABLE TO FORWARD 20 11/30/06
NO FORWARD ORDER ON FILE
RETURN TO POSTMASTER
OF ADDRESSEE FOR REVIEW

LOIS MC CILLOCH
176 S 1st W
REXBURG ID 83440

★ ★ ★
★ ★ ★
PITNEY BOWES
U.S. POSTAGE PB3523907
1651
8932 \$00.870 NOV 28 2006
5965 MAILED FROM ZIP CODE 83402

PDR
22-2128
22-2281
22-10835

SCANNED
JUN 05 2007

Sent
1-19-07

22-480C 12TH
136G
13290 7029
13413 7349
11526 7373
11529 13590
11530 13540
356

22-621A 78
13372 84
7388 13246
7339 13248
12064 13610
2128 13612
10835 133A
2281 278
12533 7178
12629 7215B
2146 12239
4076 2206
184A 11677
10105 178A
2293 178B
11384 10236
4139 13457
4161 7403

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
EASTERN REGION
IDAHO FALLS ID 7338
208-525-7161 - PHONE 276A
208-525-7177 - FAX 408B
409B
410B

TRANSMITTAL COVER SHEET

OMNIFAX 641D
10132

Fax: 354-8410

TO: JESSIE FROM: JENNIFER
Teton County Assessor

DOCUMENT DESCRIPTION: REQUEST FOR CURRENT OWNER INFORMATION. I HAVE SENT A SPREADSHEET INDICATING WHO WE HAVE IN OUR RECORDS AND THEIR LEGAL DESCRIPTION OF THEIR PROPERTY. EACH OF THESE LETTERS WAS RETURNED TO SENDER. PLEASE FILL OUT THE

LAST COLUMN WITH THE OWNER AND ADDRESS INFORMATION FOR THE PROPERTY LISTED. I HAVE ATTACHED A MAP FOR EACH PROPERTY WHEN I HAD ONE AVAILABLE.

PLEASE CALL ME WITH ANY QUESTIONS. THANKS SO MUCH FOR YOUR HELP.

TOTAL NUMBER OF PAGES (Including this page): X 13

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* Billing address: N/A *
* _____ *
* _____ *
* _____ *
* No of Pages _____ Cost / Page _____ Total Charge N/A *
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3-10-06

- Based on exam done by Al Ryberry only 191.7 acres are irrigated. The license gives 3.08 cts for 197 acres which is .016 cts/acre. Claimant irrigates 191.7 acres which 3.00 cts. TG

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Contacts Data Entry Form

Claim Number: 22-2128

Owner Type	Full Name	Address	City	State	Zip
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Current Owner: Lois McCulloch Phone No.: _____

Current Owner: _____ Phone No.: _____

Current Owner: _____ Phone No.: _____

Name connector: and _____, or _____, and/or _____.

Representing Attorney: _____ Phone No.: _____

Accompanied By: _____ Phone No.: _____

Relationship to Claimant: _____ Date of Field Exam: _____

Discussion of right origin and split history. Questions and problems.LICEN 500 9 Aug 1955.7/13/04 FLE: 7131700 DOD/POD, Scorpion/CONVOYANCE

Reviewer: _____ Date: _____

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Priority Date Data Entry Form

Claim Number: _____

Water Right Priority Date: _____ Water Right Basis: _____

Claimed Priority Date: 9/04/1948 Claimed Basis: Lic.Recommended Priority Date: 9/04/1948 Recommended Basis: Lic.

Document the evidence submitted/reviewed for the priority date claimed, include your analysis of the evidence:

MATCHES Lic.

Reviewer: _____

Date: _____

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22-02128 GPS TAG #A0013690

7/13/2004 10:17:58 AM; ABR

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Water Right No(s). _____

GPS DATA:

Tag # A0013690 Location: ELECT PAVOL

Diversion Data:

Source: GW Trib to: _____

MOTOR

Make: 115 Motors Model: Frame 445 Hp: 75
SN: 1164101

PUMP

Make: LAYNE-BROWNE Model: 10JKXH Disch: 8"
SN: D20486

NOTES:

8" Pump Disch to 10" PIPING WHICH GOES TO
POM N2 Sec. 29.

Field Exam Date: 7/3/04 Agent: [Signature]

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Point of Diversion and Source Data Entry Form

Claim Number: _____

Water Right Point(s) of diversion and Source.

Water Right Point of Diversion: T _____, R _____, Sec. _____, _____, _____, _____, County: _____

Source: _____ Tributary to: _____

Water Right Point of Diversion: T _____, R _____, Sec. _____, _____, _____, _____, County: _____

Source: _____ Tributary to: _____

Claimed Point(s) of Diversion and Source.

Twp	Rge	Sec	Gov Lot	QQQ of QQ of Q	County	Source	Tributary to

Recommended Point(s) of Diversion and Source.

Twp	Rge	Sec	Gov Lot	QQQ of QQ of Q	County	Source	Tributary to
6N	45E	29		SWSE	Teton	GW	

Other rights from this POD? _____

Transfers Pending or approved: _____

Document how the POD and Source were verified:

22-2128 is LICENSED w/ POD in SWSE
 SEC. 29 T6N R45E - CLAIMS ADDITIONAL POD IN SWSE SEC. 29
 WHICH IS POD FOR 22-2281. Systems ARE NOT CONNECTED. Well
 IN SWSE APPARENTLY NOT OPERATED IN MANY YEARS.

RECOMMEND ONLY LICENSED POD.

Reviewer: _____ Date: _____

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Place Of Use Data Entry Form

Claim Number: _____

Claimed Place Of Use

Twp	Rge	Sec	QQ	Q	County	Lot Num	Acres	Purpose of Use

Total acres _____

Recommended Place of Use

Twp	Rge	Sec	QQ	Q	County	Lot Num	Acres	Purpose of Use

Total acres _____

Pending or approved Transfers: _____

Overlapping rights: _____

Document how the POU was verified:*CLAIMS PER AC AS LICENSED.*

Reviewer: _____ Date: _____

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State of Idaho
License and Certificate of Water Right

Water License No. 20641

Amount 3.08 second feet

Water District No.

Priority September 4, 1948

THIS IS TO CERTIFY that JAY RAPPLEYE
of Idaho Falls, Idaho, made application for a permit to appropriate the
public waters of the State of Idaho, dated September 4, 1948; that Permit No. 20641
was issued under said application; that Certificate of Completion of works, with a carrying capacity of
4 second feet, was issued thereunder on September 4, 1953, showing that said works
were completed on the 2nd day of September, 1953; and that on the 26th
day of October, 1953,

EILEY D. RAPPLEYE, GEORGE BRYCE RAPPLEYE and SCOTTIE ALOA RAPPLEYE, Heirs of Jay
of Teton, State of Idaho, made proof to the satisfaction of the
State Reclamation Engineer of Idaho, of the right to use the waters of a well

, ~~subterranean~~ (subterranean flow), for the purpose of irrigation
, under Use Permit No. 20641 of the Department of Reclamation
and that said right to the use of said waters has been perfected in accordance with the laws of Idaho,
and is hereby confirmed by the State Reclamation Engineer of Idaho and entered of record in Volume
9 of Licenses at page 5535, on the 9th day of August, 1955;

The right hereby confirmed dates from September 4, 1948;

The Point of Diversion is located
in the SW 1/4 NE 1/4, Sec. 29, Tp. 6 N., R. 45 E., B. M. Teton County

That the amount of water to which such right is entitled and hereby confirmed, for the purposes
aforesaid, is limited to an amount actually needed and beneficially used for said purposes, and shall
not exceed 3.08 cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
6 N.	45 E.	29	SW ¹ / ₄ NE ¹ / ₄	40	37
			NE ¹ / ₄ NW ¹ / ₄	40	40
			NW ¹ / ₄ NW ¹ / ₄	40	40
			SW ¹ / ₄ NW ¹ / ₄	40	40
			SE ¹ / ₄ NW ¹ / ₄	40	40
Number of Acres Actually Irrigated - - -					197

The right to the use of the water aforesaid hereby confirmed is restricted to the lands or place
of use herein described, as provided by the laws of Idaho.

WITNESS the seal and signature of the State Reclamation Engineer, affixed at Boise, Idaho, this
9th day of August, 1955.

(SEAL)

MARK R. KULP
State Reclamation Engineer.

22 2128

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO
REPORT OF ENGINEER

Permit No. 20641This proof is for Beneficial Use.

In Water District No. _____

1. Name of applicant Eiley D., George Bryce and Scottie Aloa Rappleye, Teton, Idaho2. Source of water supply: Subterranean from a well.3. Location of point of diversion: Is in the SW $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 29T. 6 N. R. 45 E. County of Teton.

4. Describe works as they exist, giving dimensions and capacities of same: Well is 238' deep by 20" diameter. H=72'. Draw down is unknown. Pump is a Deming Pump, Serial No. T-11067. There is a 10" diameter outlet pipe to the East in to a large ditch. Irrigation is by gravity. Pump is driven by a Minneapolis Moline Motor, model 4/58 by 6 4034 A Serial No. 0244900259. This

pump is operated by butane gas. This well has been measured at least twice (Mrs. R's statement) by a member of the U. S. G. S. Mrs. Rappleye has one measurement which states 154' checked on the 15th of August, 1950.

5. Water is used for: Irrigation.6. State whether or not water has been turned into works of diversion: Yes

7. List legal subdivisions of lands to be irrigated. If proof is for beneficial use, give exact number of acres under cultivation in each forty-acre tract. (Describe manner and place of use if other than irrigation):

SW $\frac{1}{4}$ NE $\frac{1}{4}$ and NW $\frac{1}{4}$ Section 29, Twp. 6 North, Range 45 East, B. M.See the map

(Submit map on attached plat, showing location and details of above description.)

8. What large stream would the water here appropriated finally reach? _____

Remarks: _____

This examination was made on the 2 day of June, 1955(Signed) E. M. Humphrey Examiner.

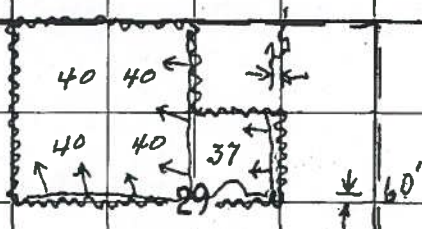
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20641

R-45E.

T.
6
N.



TETONIA

STATE

HWY.

No. 33

Subdivisions = five

Area = 197 acres.

Q = 154 inches.

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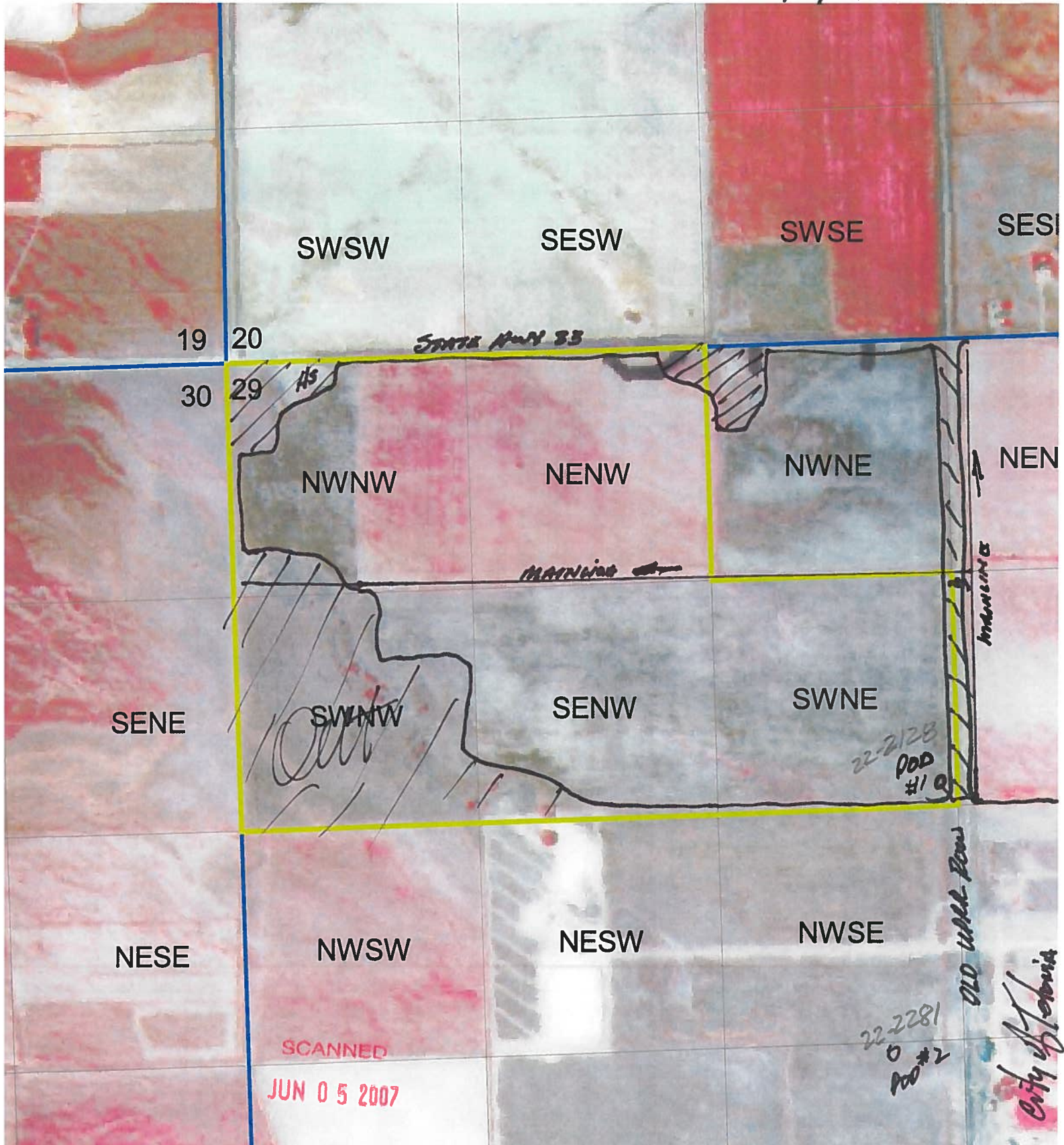
of Re

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22-2128

6N 45E

7/13/04 *ABZ*





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

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM.

CIVIL CASE NUMBER: 39576

Ident. Number: A22-02128
Date Received: 8/10/1988
Receipt No: E001201
Received By: Kcw

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: LOIS MCCULLOCH 208-356-5695
Address: 176 S. 1ST W.
REXBURG, ID 83440

2. Date of Priority: SEP 04, 1948

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
06N	45E	29	SW	NE			TETON
			SW	SE			TETON

5. Description of diverting works:
WELL PUMP MAINLINE TO LATERALS WITH SPRINKLERS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/15	10/15	3.080		

7. Total Quantity Appropriated is:
3.080 C.F.S. (and/or) A.F.A.

8. Total consumptive use is 394.0 Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
06N	45E	29	SW	NE		IRR	37.0
			NE	NW		IRR	40.0

A22-02128

Page

1

Date: 08/10/88

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MICROFILMED

OCT 29 1992

A2202128



10. Place of Use: Continued

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
06N	45E	29	NW		NW		IRR	40.0
			SW		NW		IRR	40.0
			SE		NW		IRR	40.0
							Section Acres	197.0
							Total Acres	197.0

11. Place of use in counties: TETON

12. Do you own the property listed above as place of use? YES

13. Other Water Rights Used:
TETONIA CANAL CO.

14. Remarks:

15. Basis of Claim: LICENSE
Water Right Number: 20641

16. Signature(s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understand the form entitled "How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do _____ do not _____ wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: _____

For Individuals:

I/We do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant(s): Lois Mc Cullock Date: 8-10-88

Date: _____

State of Idaho)
County of Bannock) SS.

Subscribed and sworn (or affirmed) before me this 10th day
of Aug 19 88

Valerie Gray
Notary Public

Residing at Idaho Falls
My Commission Expires 5/29/1991



R45E
T6
N

PLACE OF USE

POINT OF DIVERSION

40

40

40

40

37

29

A22-02128