

01/12/2009

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

RIGHT NUMBER: 22-10835

NAME AND ADDRESS: LOIS MC CULLOCH
176 S 1ST W
REXBURG ID 83440

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 1.060 CFS
238.00 AFY

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

PRIORITY DATE: 06/01/1961

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 10/31	1.060 CFS 238.00 AFY

PLACE OF USE: IRRIGATION in TETON County

T06N R45E S29	NENE	30.00	T06N R45E S29	NWNE	36.00
T06N R45E S29	SWNE	40.00	T06N R45E S29	SENE	37.00
T06N R45E S29	NENW	39.00	T06N R45E S29	NWNW	33.00
T06N R45E S29	SWNW	11.00	T06N R45E S29	SENW	39.00

265 ACRES TOTAL

This right is limited to the irrigation of 68 acres within the place of use described above in a single irrigation season.

Right Nos. 22-2128 and 22-10835 are limited to the irrigation of a combined total of 265 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 - Beneficial Use

Right No. 22-2128 is also diverted through point of diversion described above.



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,

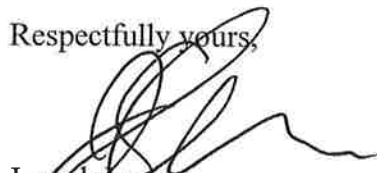
Enclosed are three draft copies of how the Idaho Department of Water Resources now recommends your claims. They are fashioned in the typical underline/strike-through format adopted by the Adjudication.

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



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

Resubmitted with fee paid
DL

RECEIVED
FEB 14 2009
Department of Water Resources
Eastern Region

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

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).

N/A
 - 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@JUNO.COM

SCANNED
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.

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

Cheryl Poch
Sara Poch

for McCulloch Ranches LLC

(title if applicable)

(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 1/29/09
 Date 1/29/09
 Date

Receipt Amt. \$75.00
 Receipt No. E034751
 WR Date

SCANNED

MAR 20 2009



FILED
AT THE REQUEST OF

Halden, Kidwell, Hahn & C
45

DATE *February 26, 1987*

E. Wayne Schiess
CLERK OF RECORDS

BY *Nora Hill* DEPUTY

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. Martin
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

DRIGG TETON, IDAHO

2005-07

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. Boyle

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

Nat Reed
Witness

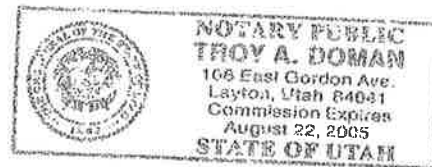
STATE OF UTAH }
COUNTY OF SALT LAKE }

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 UTOC# 140552600
(Seal)

SCANNED

MAR 20 2009

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,

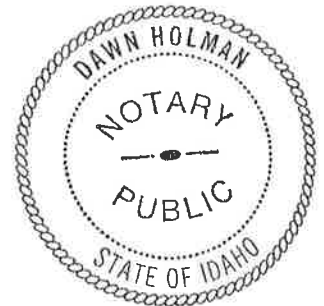
appeared **Sara (McCulloch) Poch** personally known to me (or proved to me on the basis of satisfactory evidence) to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that 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 DEC 22 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

Sara Poch
Second Party
On 12/18/08

STATE OF UTAH)
COUNTY OF SALT LAKE)

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)



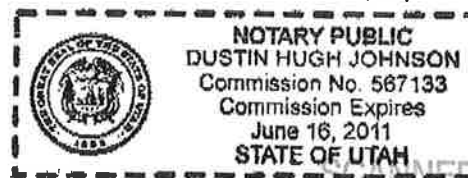
WITNESS my hand and official seal.

Signature

Affiant Known ☒ Unknown ☐

ID Produced

(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**

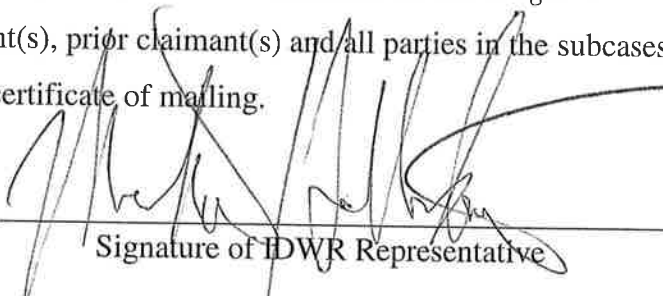
IDWR has completed the following Administrative proceeding:

- ☐ 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

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:

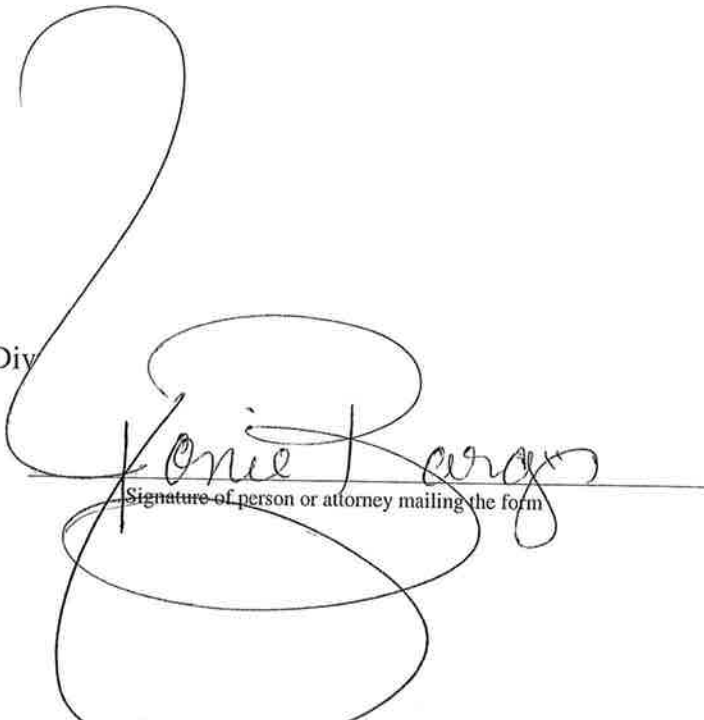
Each party in the subcase, or attorney of record
Sara (McCulloch) Poch
2628 Cruise Bay Court
Salt Lake City UT 84121

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.

1
SCANNED
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
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:

TRIBUTARY:

	<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 NWNW	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

03/10/2006

IDAHO DEPARTMENT OF WATER RESOURCES
PRELIMINARY RECOMMENDATION OF WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 22-10835
NAME AND ADDRESS: LOIS MC CULLOCH
176 S 1ST W
REXBURG ID 83440

Disallowed

SOURCE: GROUND WATER
QUANTITY: 1.940 CFS
PRIORITY DATE: 06/01/1960
POINT OF DIVERSION: T06N R45E S29 SESWNE Within TETON County
PURPOSE AND PERIOD OF USE:

TRIBUTARY:

	<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
	IRRIGATION	4/15 10/15	1.940 CFS
PLACE OF USE:	<u>IRRIGATION Within TETON County</u>		
	T06N R45E S29	NENE 36.00	T06N R45E S29 NWNE 22.00
	T06N R45E S29	SENE 39.00	
	97 ACRES TOTAL		

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

No beneficial use found.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

No beneficial use found: This is included for a claim based on beneficial use that is proposed to be disallowed because beneficial use of water was not confirmed by IDWRs field examination or by other evidence submitted by the claimant.

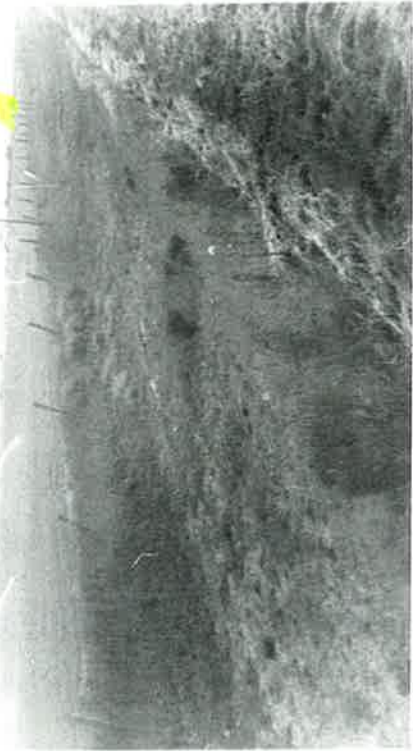
Please see
evidence for
water right #22-10835

SCANNED

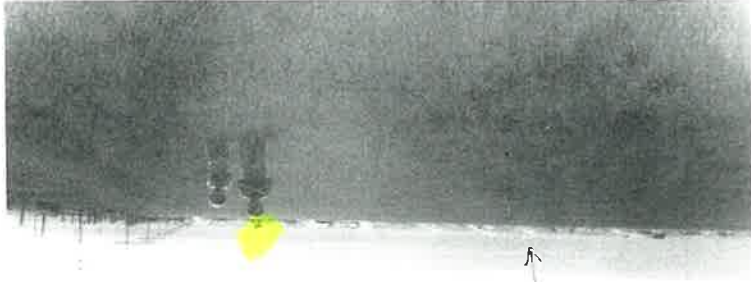
JUN 29 2007



Lois McAllister in house located
 @ Jct of Hwy 32/33 in Teton Valley
 Idaho. Also Sara ^{born} 6-9-60
 Stern 3-6-59



This is taken w/ photographe facing the ^{south} side/west



Sinks

Stern and Sara w/ Sinks in background
 This picture is taken with photographe facing west

JUN 29 2007

SCANNED

FOR SARA - HOLES

LIFE STORY

This is excerpts from
a life history written
by my mother Lois McCulloch
Highlighted portions form
a timeline.

Lois Marie Holes McCulloch

I was born on Sunday AM 3-3-18,
in Bingham Canyon, Utah, the
2nd child, 1st daughter of Jesse
Fielding Holes and LaVon Pierce Holes.
J. Fielding was born in Spanish Fork
LaVon was born in Springville Utah
J.F. in 1892 & LaVon in 1893.

They met thru LaVon's father
Andrew Pierce who was a
carpenter and J. Fielding was a
carpenter's helper. They married
in S.H.C. in Jan 1916.

Eventually they had nine
children: all in Utah

Jesse F. Born Spanish Fork Sept 29, 191

Lois Marie " Bingham Canyon March 3, 191

Cleo Lucille B. Soldiers Summit July 3, 1920

Glady's Merion " " May 1922

She died at age 1 1/2 yrs (Diphtheria)

Merjorie Looon Bora Bingham Cyn May 23, 1925

Don Russell " " " May 10, 1927

William Parley " " " Sep 26, 1929

Marilyn " " " March 15, 1932

Charles Harmon " S.H.C. Ut. Oct 15, 1935

Don died when he crashed a small
plane. Great Salt Lake (Black Rock) age 20

Jesse Jr. died S.H.C. 17 Aug 1938

Bared Lake Hills Cemetery S.H.C. (see state st)

SCANNED

JUN 29 2007

as work progressed, Elvin
was able to get well-matched
brick to cover the extended
house. Every window & every
wall was changed so it
didn't look like a no-done
house.

In March 6, 1959 when was

from the Coorsman section in
the Madison Memorial Hospital.
I was just 3 days after my
41st birthday. Inside a
change in my life. I
loved it. I didn't have any
milk, so he was put on
Suntan lot, but did well.

we were looking up to the
dry farm house along the
forming routine. The cows
too look to do more
work on 10 or 15 horses.

That summer T & family
moved back to San Diego.

The land around their riding
house was for sale and Elvin
had tried to get T & back at
so he moved back land of
his own, T & West Interpolat

So, Elvin decided to move a

Spring 60 down payment on it and the next spring we moved into the house. It had two upstairs bedrooms, a living room, kitchen and a small bathroom with a shower. Also we installed a washer & dryer which was very convenient. As Hota was born on June 9th 1960 also at Madison Hospital and also by Caecemon. The

more convenient house was a welcome change. That year Elvin And we had both kinds of children, the store & post office were only two miles away. we could put our children in cardboard box beds and go to the SPUD outdoor drive-in theatre for an occasional movie.

Another year a neighbor, Art Rammall, had a heart attack & thought he might soon die. He had 80 acres adjoining our newly acquired highway property and decided Elvin should buy it. So here we were making payments on two properties. The \$20 + the 80 and Elvin decided to grow

Purchase of 80 acres
East of RR tracks
evidence for water
right # 22-10835 →

SCANNED

JUN 29 2007

Summer 1961

evidence of purchase of sprinkler pipe.
water is required to grow potatoes

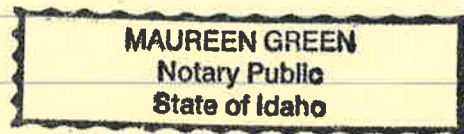
Potatoes on this 80 acres
we bought a sprinkler pipe
in the summer of 1961. I
remember it well. It had
just been delivered in early
June 1961 when my father & I
died and we left for SAC
for the funeral. Dad had had
a stroke 5 years before the
wonder how his hands were
always cold. He was
buried in the Lake Hills
cemetery at 10055 So. Lake
St. Sandy Utah

Dad had already arranged
for mother to live in their home
along as she lived & for it to
be sold & the money divided
among their children. As it
happened mother lived to
be 91 years & age. She was in
fairly good health to her 87th year
when she had a stroke and
was in a nursing home for
last 6 years. She died in 1984
in SAC and was also buried
at Lake Hills cemetery.

May 27, 2007

My name is George Rammell and I have lived in Tetonia most of my life. With the exception of a few years in Idaho Falls. I can remember in approximately the year 1960 my father Art Rammell sold 80 acres East of the Rail Road tracks that bordered Highway 33 to Elvin McCulloch. I remember Elvin putting sprinkler pipe through an existing culvert that went under the rail road tracks so he could sprinkler irrigate his ground which he had purchased from my Father.

George Rammell May 29-07

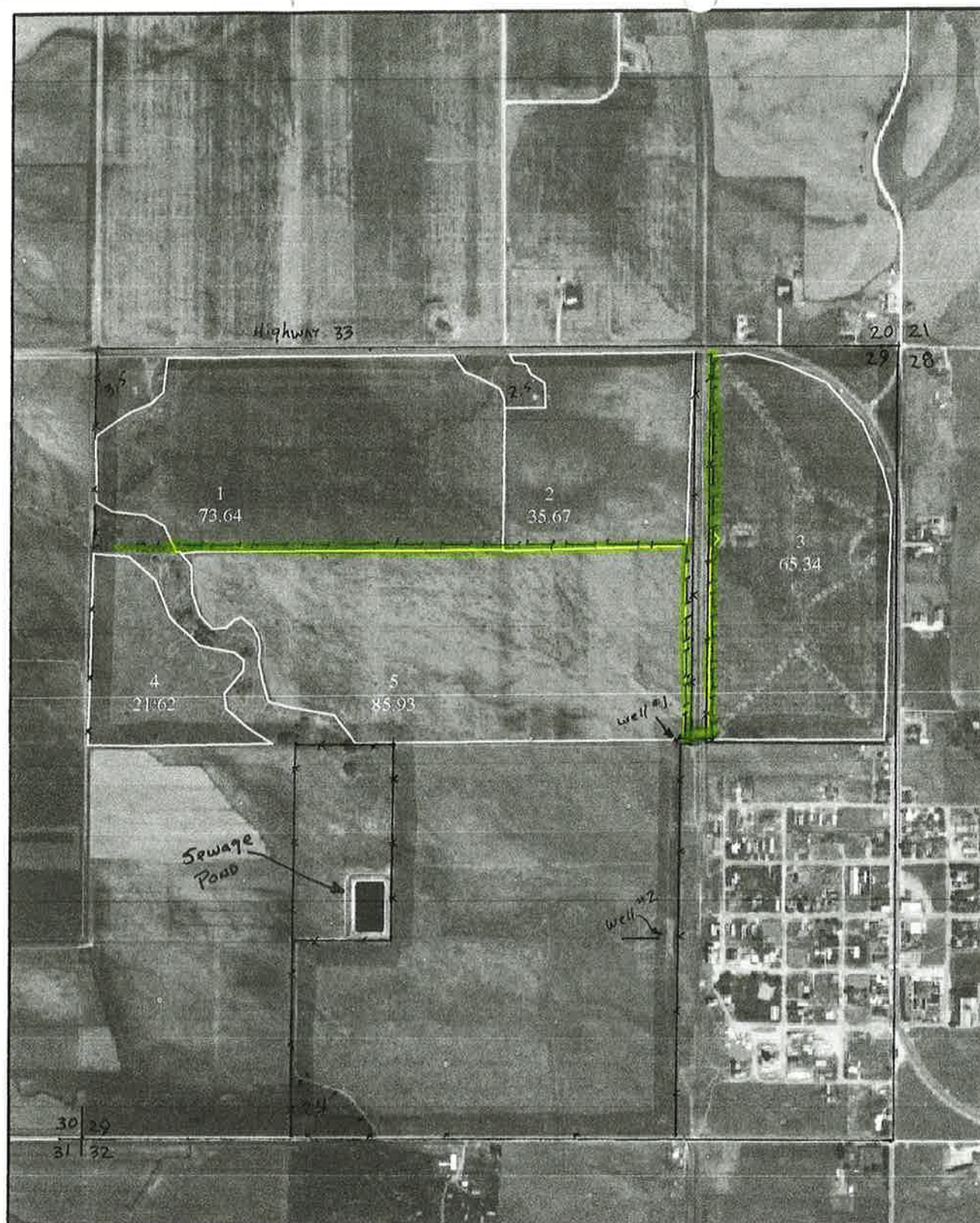


SUBSCRIBED & SWORN TO BEFORE
ME THIS 29th DAY OF May, 2007
Maureen Green
NOTARY PUBLIC
RESIDING AT: Tetona, ID
MY COMMISSION EXPIRES: 08/05/08

SCANNED

JUN 29 2007

Buried mainline used for irrigation from well #1 goes through culvert under R.R. tracks heading North - then T's and goes west
East side. Also goes 1/2 way along West side of RR tracks heading North - then T's and goes west



Prepared by FSA



1" = 978'



Date: July 13, 2006

FARM 219/T 438

SCANNED

JUN 29 2007

view To North - old RR track - East side on
your right.



standing on the old R.R. track location
and looking West you can see well #1 and
pipe going East into culvert.



closeup

Looking East where mainline goes through culvert under old
RR tracks.



SCANNED
JUN 29 2007

ROGERS IRRIGATION SUPPLY

57

Date _____

10-26-61

re

press

Salesman

Material	Hours
length of air line 135'	
static water level 90'	
draw down 20' pumping 160" of water	
pumps 160' at 110' on 10-26-61.	
20' casing at top of well	
95' of 20'	
Paid \$35.25 for service ~~etc etc~~	

SCANNED
 JUN 29 2007

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
Jonie Barg
Office Specialist II

Enclosure(s)

SCANNED

FEB 14 2008

22-10835

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
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
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: 05/15/84
NOT INCLUDED IN BILLING

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: 05/15/84
NOT INCLUDED IN BILLING

45-114000-01

45-113500-02

This one is for North pump

L. H. McCULLOCH
OR S. M. McCULLOCH

No. 17
1984 92-42/1241

DAY TO THE ORDER OF Fall River REC \$1096.38

One thousand ninety-six and 38/100 DOLLARS

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

L.H. McCulloch
S.M. McCulloch

#104 is the South pump for Nelson/Cook 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

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	272.24
DEMAND	KW	.00	497.70

Account NO: 2353-104
AMOUNT DUE: 1,799.73
BILLING DATE: 8/31/84
PAYMENT RECEIVED AFTER: 08/31/84
NOT INCLUDED IN BILLING

RETAIN FOR YOUR RECORDS

DESCRIPTION	READING	KWH	AMOUNT
BAL FWD	63650		854.05CR
IRRIGAT	862	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: 07/31/84
NOT INCLUDED IN BILLING

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>



**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.

Rexburg, ID 83440

New Mailing Address:

90 Christopher + Sara Poch TRUST

2628 Cruise Bay Court

Salt Lake City, UT 84121

Telephone Number:

(801) 944-4959

Signature of all Claimant(s):

Christopher Poch / Sara Poch

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: _____

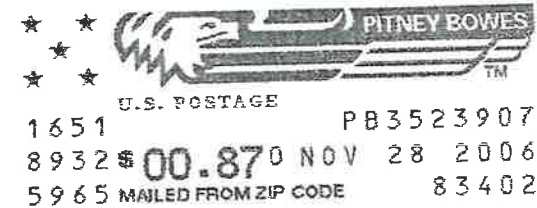
Date: 3/18/2008

MAR 18 2008

Received Time Jan. 7. 8:52AM

DEPARTMENT OF WATER RESOURCES
EASTERN DISTRICT OFFICE
900 N. SKYLINE DR.
IDAHO FALLS, IDAHO 83402

ADDRESS SERVICE
REQUESTED



NOT DELIVERABLE
AS ADDRESSED,
UNABLE TO FORWARD

NOT DELIVERABLE
AS ADDRESSED,
UNABLE TO FORWARD

LOIS MC CELLOCH
176 ST W
REXBURG ID 83440

MCCU176 834402023 IN 20 11/30/06
UNABLE TO FORWARD

NO FORWARD ORDER ON FILE

RETURN TO POSTMASTER
OF ADDRESSEE FOR REVIEW

PDR
22-2128
22-2281
22-10839

SCANNED

JUN 05 2007

OF WATER RESOURCES
DISTRICT OFFICE
N. SKYLINE DR.
ALLS, IDAHO 83402

LESS SERVICE
REQUESTED



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

NOT DELIVERABLE
AS ADDRESSED,
UNABLE TO FORWARD

NOT DELIVERABLE
AS ADDRESSED,
UNABLE TO FORWARD

NOT DELIVERABLE
AS ADDRESSED,
UNABLE TO FORWARD

NOT DELIVERABLE
AS ADDRESSED,
UNABLE TO FORWARD

DEC
LOIS MC CULLOUGH
176 S 45TH W
REXBURG ID 83440

RECEIVED
JAN 08 2007

Department of Water Resources
Eastern Region

SCANNED
JUN 05 2007

DR
22-2128
22-10835
22-2281

3-10-05

- Tried to call Lois but # was wrong and no other number can be found. Two letters have been sent requesting EOP but no answer.
- This claim is disallowed because no EOP was submitted

JK

SCANNED

JUN 05 2007

MAILED
2-24-04

February 24, 2004

**LOIS MCCULLOCH
176 S 1ST W
REXBURG ID 83440**

RE: EVIDENCE OF PRIORITY FOR SRBA WATER RIGHT CLAIM 22-10835

Dear Claimant (s):

The Idaho Department of Water Resources is nearing the end of water rights review in Basin 23, the Swan Valley area. The Notice(s) of Claim identified with the number shown above has been filed in the Snake River Basin Adjudication (SRBA). The Notice of Claim indicates water usage is based on "Beneficial Use". Water rights of this type are established by the historical use of water, dating back to when water was first used for the purpose claimed, at or on the place of use identified on the Claim. The date the water was first put to beneficial use, known as the priority date, has not been confirmed by License, Decree, or Permit. For this reason, proof must be provided supporting the priority date. **As the claimant, you are responsible for submitting the necessary proof to support the priority date.**

Your claim, as referenced above, claims a Priority Date of JUNE 1, 1960, from a WELL.

It is important that each element of the Notice of Claim be verified. For instance, regarding claims for irrigation, the evidence should tend to show that diversion works were in place, that they were capable of diverting the claimed diversion rate, and that the diverted water was beneficially used on the entire claimed place of use on or before the claimed priority date.

For your reference, I have provided a printout of your Notice of Claim and the pamphlet entitled "**Evidence of Priority**". The pamphlet describes the types of evidence required and suggests which documents will fulfill this requirement. While I encourage you to read the entire pamphlet, I direct your attention to the two sections entitled "**What Kind of Evidence is Required**" and "**Some Examples of Documents Which May Be Evidence of the Priority Date**".

It is our goal to recommend historical water rights within the Snake River Basin as accurately as possible. Field exams to verify other elements of the Notice of Claim have been or soon will be conducted by Department personnel.

SCANNED

JUN 05 2007

January 25, 2006

Lois McCulloch
176 S 1st W
Rexburg, ID 83440

IMPORTANT
FINAL NOTICE
PLEASE READ

RE: EVIDENCE OF PRIORITY FOR SRBA WATER RIGHT CLAIM 22-10835

Dear Claimant (s):

The Idaho Department of Water Resources is beginning water rights review in Basin 22, the Teton Valley area. The Notice(s) of Claim identified with the number shown above has been filed in the Snake River Basin Adjudication (SRBA). The Notice of Claim indicates water usage is based on "Beneficial Use". Water rights of this type are established by the historical use of water, dating back to when water was first used for the purpose claimed, at or on the place of use identified on the Claim. The date the water was first put to beneficial use, known as the priority date, has not been confirmed by License, Decree, or Permit. For this reason, proof must be provided supporting the priority date. **As the claimant, you are responsible for submitting the necessary proof to support the priority date.**

Your claim, as referenced above, claims a Priority Date of June 1, 1960, from Ground Water.

It is important that each element of the Notice of Claim be verified. For instance, regarding claims for irrigation, the evidence should tend to show that diversion works were in place, that they were capable of diverting the claimed diversion rate, and that the diverted water was beneficially used on the entire claimed place of use on or before the claimed priority date.

For your reference, I have provided a printout of your Notice of Claim and the pamphlet entitled "**Evidence of Priority**". The pamphlet describes the types of evidence which are acceptable and suggests which documents will fulfill this requirement. While I encourage you to read the entire pamphlet, I direct your attention to the two sections entitled "**What Kind of Evidence is Required**" and "**Some Examples of Documents Which May Be Evidence of the Priority Date**". **PLEASE READ THE ENCLOSED PAMPHLET.**

SCANNED

JUN 05 2007

nt
1-19-07

22-480C 129H
136G

22-621A 78

13290

7029

13372

84

13413

7349

7388

13246

11526

7373

7339

13248

11529

13590

12064

13610

11530

13540

2128

13612

356

10835

133A

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

2281

278

EASTERN REGION

7338

12533

7178

IDAHO FALLS ID

208-525-7161 - PHONE

276A

12629

7215B

208-525-7177 - FAX

408B

2146

12239

409B

4076

2206

410B

184A

11677

TRANSMITTAL COVER SHEET

OMNIFAX

641D

10105

178A

10132

2293

178B

FAX: 354-8410

TO: JESSIE

FROM: JENNIFER

Teton County Assessor

11384

10236

4139

13457

4161

7403

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

*

*

* Billing address: N/A

*

*

*

*

*

*

*

* No of Pages _____ Cost / Page _____ Total Charge N/A

*

*

*

SCANNED

JUN 05 2007

Contacts Data Entry Form

Water Right No. 1122.10835

Owner Type	Full Name	Address	City	State	Zip	Phone
Current Owner	<u>LOIS</u>	<u>McCulloch</u>				
Name connector: and						
Current Owner						
Current Owner						

Representing Attorney: _____ Phone Number: _____

Accompanied By: _____ Phone Number: _____

Relationship to Claimant: _____

Date of Field Exam: _____ Time: _____

Directions to Property (if different from above) and/or update owner information:

B. N. Claim.
REQUIRES EVIDENCE OF Priority - MAILED REQUEST 2/24/04FE: 7/13/04 ROD/POU. System/CONVOYANCES

Reviewer: _____

Date: _____

SCANNED

JUN 05 2007

Claim Number: A 2210 835

Water Right Priority Date: _____ Waiver Right Basis: _____

Claimed Priority Date: 1 Jun 1960 Claimed Basis: B.U.

Recommended Priority Date: _____ Recommended Basis B.U

 Use Claimed Priority Date and Basis as Recommended Priority Date and Basis

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

B. U Claim

Reviewer: _____

Date: _____

SCANNED
JUN 05 2007

Point of Diversion and Source Data Entry Form

Claim Number: A2210 835

Water Right Point of Diversion: T____, R____, Sec.____,____,____,____. County:_____

Source:_____ Tributary:_____

Claimed Point of Diversion: T 6N, R 45E, Sec. 29,____, SW, NR. County: MadisonSource: Ground Water Tributary: SW SE

Recommended Point of Diversion: T____, R____, Sec.____,____,____,____. County:_____

Source:_____ Tributary:_____

____ Use Claimed POD and Source as Recommended POD and Source

Twp	Rge	Sec	Gov Lot	QQQ of QQ of Q	County	Source
_____	_____	_____	_____	_____	_____	_____
GPS Coordinates: _____						
_____	_____	_____	_____	_____	_____	_____
GPS Coordinates: _____						
_____	_____	_____	_____	_____	_____	_____
GPS Coordinates: _____						
_____	_____	_____	_____	_____	_____	_____
GPS Coordinates: _____						
_____	_____	_____	_____	_____	_____	_____
GPS Coordinates: _____						
_____	_____	_____	_____	_____	_____	_____
GPS Coordinates: _____						

Other rights from this POD? CPS Trg # A0013689

Document how the POD and Source were verified and/or Pump and Motor data:

Transfers Changing POD _____

Reviewer: _____

Date: _____

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JUN 05 2007

Place Of Use Data Entry Form

Claim Number:

A2210 835☐ Use Claimed POU as Recommended POU

Claimed Place of Use

Twp	Rge	Sec	QQ	Q	County	Lot Num	Acres	Purpose of Use
6N	45E	29	NRNE		Madison		36	Irrigation
"	"	4	NWNE		"		22	"
"	"	"	SENE		"		39	"

Total Acres 92

Recommended Place of Use

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

Total Acres _____

Document how the POU was verified:

Transfers Changing POU _____

Reviewer: _____

Date: _____

SCANNED

JUN 05 2007

Period of Use and Quantity Data Entry Form

Claim Number: A2210835☐ Use Claimed Period of Use and Quantity as Recommended Period of Use and Quantity

Water Right Period of Use and Diversion Rate

Water Use	Start	End	Rate	Volume

Overall Diversion Rate _____ Overall Diversion Volume _____

Claimed Period of Use and Diversion Rate

Water Use	Start	End	Rate	Volume
Irrigation	4/15	10/15	1.94	

Overall Diversion Rate 1.94 Overall Diversion Volume _____

Recommended Period of Use and Diversion Rate

Water Use	Start	End	Rate	Volume

Overall Diversion Rate _____ Overall Diversion Volume _____

Document how the Period of Use and/or Diversion Rate were verified:

IDWR STD SQA 4/1 - 10/31

Reviewer: _____

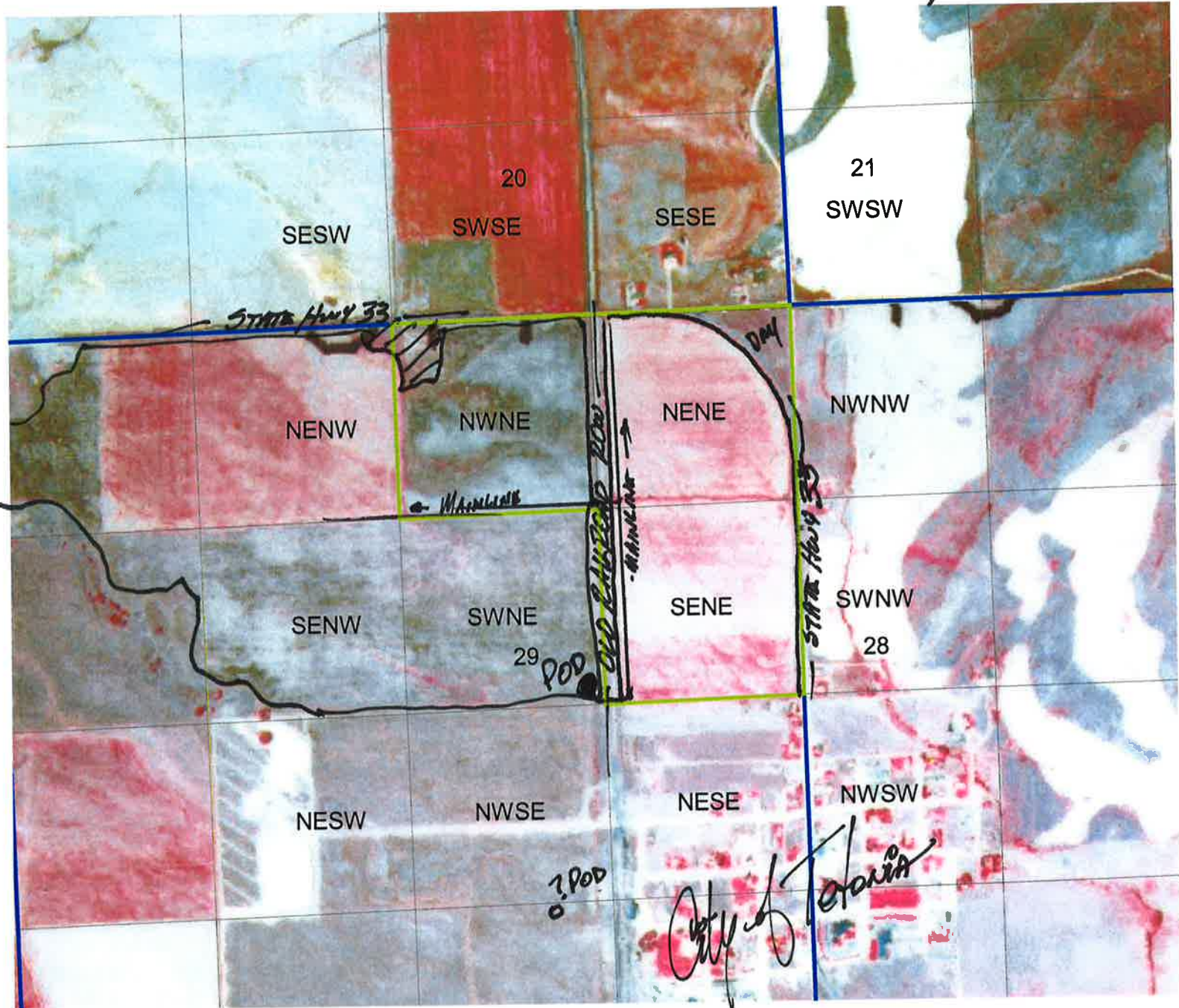
Date: _____

SCANNED

JUN 05 2007

22-10835

7/13/04 *ASR*



SCANNED
JUN 05 2007

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: A22-10835
Date Received: 8/10/1988
Receipt No: E001201
Received By: Kew

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: LOIS MCCULLOCH
Address: 176 S. 1ST W.
REXBURG, ID

208-356-5695

83440

2. Date of Priority: JUN 01, 1960

3. Source: GROUNDWATER

Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	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	1.940		

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

8. Total consumptive use is 194.0 Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
06N	45E	29	NE	NE		IRR	36.0
			NW	NE		IRR	22.0

A22-10835

Page

1 SCANNED

Date: 08/10/88

JUN 05 2007

MICROFILMED

NOV 06 1992

A2210835



10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
06N	45E	29	SE	NE		IRR	39.0
Section Acres							97.0
Total Acres							97.0

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:
NONE

14. Remarks:

15. Basis of Claim: BENEFICIAL USE

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.

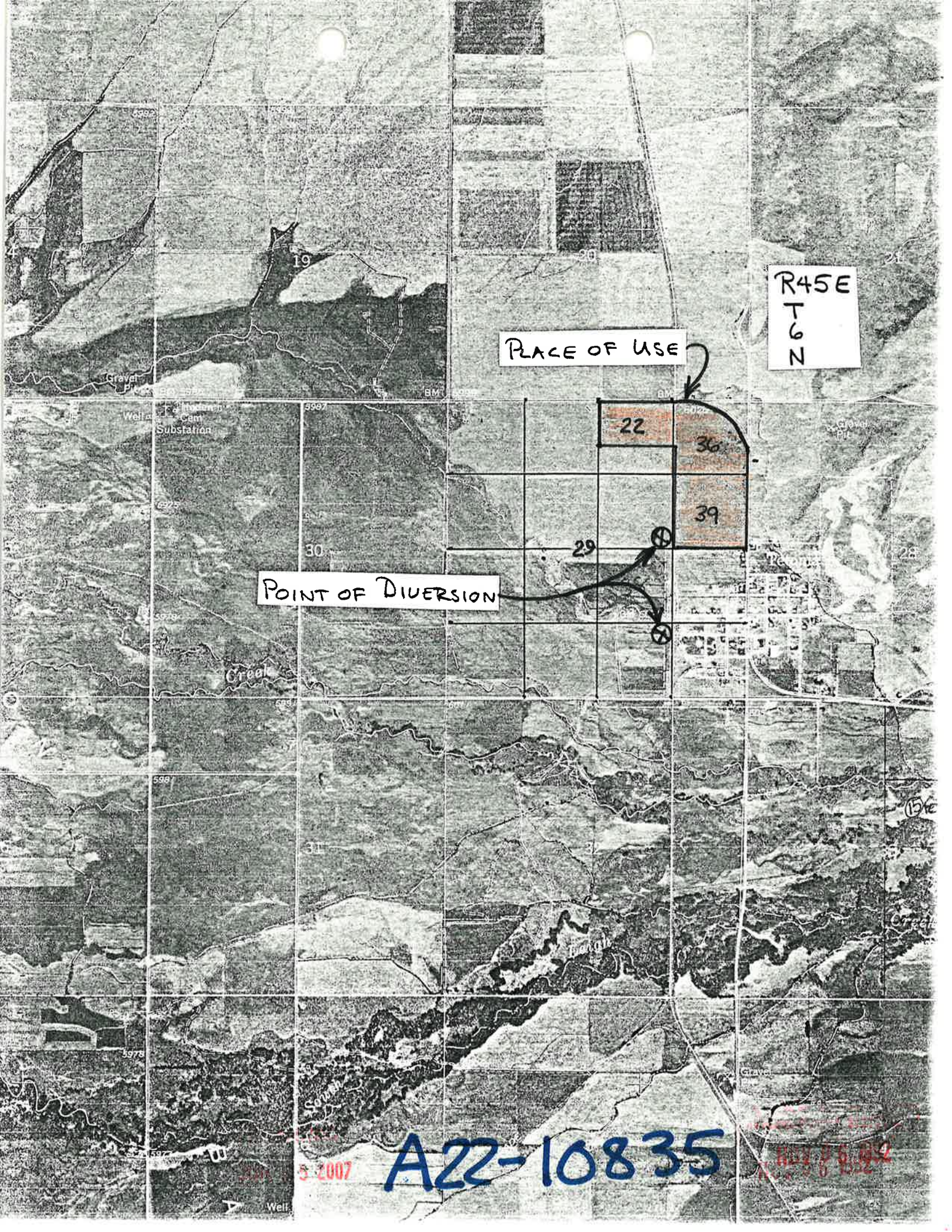
Signature of Claimant(s): Lain McCulloch Date: 8-10-88
Date: _____

State of Idaho)
County of Bonneville) SS.

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

Residing at Idaho Falls
My Commission Expires 5/29/99





R45E
T6N

PLACE OF USE

POINT OF DIVERSION



A22-10835

2007

NOV 16 2012