

2007 MAY 23 AM 10: 50

DISTRICT COURT-SRBA  
TWIN FALLS CO., IDAHO  
FILED

**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 ) Subcase 74-1651  
Case No. 39576 ) (Y Livestock Ranch)  
 )  
 ) SPECIAL MASTER REPORT  
 )  
\_\_\_\_\_ )

**Findings of Fact**

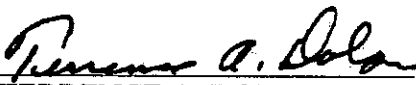
The Director of the Idaho Department of Water Resources filed his *Part I Director's Report, Reporting Area 23, IDWR Basin 74* on January 23, 2006. The Director recommended claim 74-1651 to Y Livestock Ranch, P.O. Box 5023, Twin Falls, Idaho, 83303-5023, for 3.11 cfs from Lemhi Big Spring Creek to irrigate 69 acres in Lemhi County from March 15 to November 15 with a priority date of June 1, 1922, based on a decree.

The United States of America, Department of Interior, Bureau of Land Management filed an *Objection* on June 30, 2006, objecting to place of use. On May 8, 2007, Y Livestock Ranch and the United States, with IDWR's concurrence, filed a *Standard Form 5* agreeing to amend the quantity and place of use.

**Conclusions of Law**

Y Livestock Ranch is entitled to a partial decree adjudicating a water right as described in the *SF-5* and the attached *Special Master Recommendation for Partial Decree for Water Right 74-1651*.

DATED May 23, 2007.

  
TERRENCE A. DOLAN  
Special Master  
Snake River Basin Adjudication

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

In Re SRBA )  
Case No 39576 )  
Water Right 74-01651

PARTIAL DECREE PURSUANT TO  
I.R.C.P. 54(b) FOR

2007 MAY 23 AM 10:51  
DISTRICT COURT-SRBA  
TWIN FALLS CO., IDAHO  
FILED

NAME AND ADDRESS: Y LIVESTOCK RANCH  
PO BOX 5023  
TWIN FALLS ID 83303-5023

SOURCE: LEMHI BIG SPRING CREEK TRIBUTARY: LEMHI RIVER

QUANTITY: 3.06 CFS

PRIORITY DATE: 06/01/1922

POINT OF DIVERSION: T16N R26E S18 SESW Within Lemhi County

| PURPOSE AND PERIOD OF USE: | PURPOSE OF USE | PERIOD OF USE  | QUANTITY |
|----------------------------|----------------|----------------|----------|
|                            | Irrigation     | 03-15 TO 11-15 | 3.06 CFS |

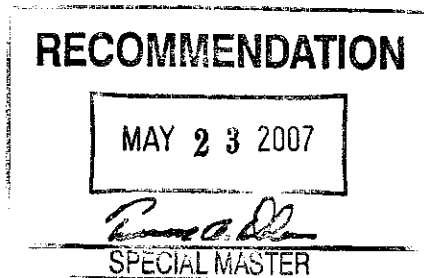
| PLACE OF USE: | Irrigation       |          | Within Lemhi County |
|---------------|------------------|----------|---------------------|
|               | T16N R26E S03    | SESW 3.5 | SWSE 17.2           |
|               |                  | SESE 0.5 |                     |
|               | S10              | NENE 1.0 | NWNE 38.0           |
|               |                  | NENW 7.0 |                     |
|               | 67.2 Acres Total |          |                     |

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. I.C. SECTION 42-1412(6).

RULE 54(b) CERTIFICATE

With respect to the issues determined by the above judgment or order, it is hereby CERTIFIED in accordance with Rule 54(b) I.R.C.P., that the court has determined that there is no just reason for delay of the entry of a final judgment and that the court has and does hereby direct that the above judgment or order shall be a final judgment upon which execution may issue and an appeal may be taken as provided by the Idaho Appellate Rules



John M. Melanson  
Presiding Judge of the  
Snake River Basin Adjudication

2007 MAY 23 AM 10: 51

DISTRICT COURT-SRBA  
TWIN FALLS CO., IDAHO  
FILED

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 )

CERTIFICATE OF MAILING

Case No. 39576 )

Water Right(s): 74-01651

CERTIFICATE OF MAILING

I certify that a true and correct copy of the SPECIAL MASTER'S REPORT, SPECIAL MASTER'S RECOMMENDATION FOR PARTIAL DECREE and NOTICE OF ISSUANCE OF SPECIAL MASTER'S REPORT AND RECOMMENDATION were mailed on May 23, 2007, with sufficient first-class postage prepaid to the following:

DIRECTOR OF IDWR  
PO BOX 83720  
BOISE, ID 83720-0098

UNITED STATES OF AMERICA  
Represented by:  
US DEPARTMENT OF JUSTICE  
ENVIRONMENT & NATL' RESOURCES  
550 WEST FORT STREET, MSC 033  
BOISE, ID 83724

Y LIVESTOCK RANCH  
PO BOX 5023  
TWIN FALLS, ID 83303-5023  
Phone: 208-420-2290

  
ROBBIN HALL  
Deputy Clerk

CERTIFICATE OF MAILING

PAGE 1  
05/23/07

DISTRICT COURT-SRBA  
TWIN FALLS CO., IDAHO  
FILED

In Re SRBA )  
 )  
Case No. 39576 )  
 )  
 )

Water Right(s) : 74-01651

Robbin Hall  
ROBBIN HALL  
Deputy Clerk