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11-18-08  
SR7

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NOV 21 2008  
DEPARTMENT OF  
WATER RESOURCES

|                                                                                         |
|-----------------------------------------------------------------------------------------|
| DISTRICT COURT-SRBA<br>Fifth Judicial District<br>County of Twin Falls - State of Idaho |
| NOV 20 2008                                                                             |
| By _____                                                                                |
| Clerk _____                                                                             |

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: 37-22329

Case No. 39576

) ORDER GRANTING MOTION TO FILE  
) LATE NOTICE OF CLAIM  
)  
)  
)  
)

On August 29, 2008, Y 3 Ranch, by and through counsel, Michael P. Lawrence filed a *Motion to File Late Notice of Claim* for the above-captioned water right. Hearing was held on the *Motion* on November 18, 2008. This *Motion* complied with all procedural requirements under *SRBA Administrative Order 1*, and no objections were made to this late Notice of Claim.

THEREFORE, IT IS ORDERED, that the *Motion to File a Late Notice of Claim* for the above-captioned water right is **granted**.

The original Notice of Claim, as well as any attached filing fees, and a copy of this *Order* will be forwarded to the Idaho Department of Water Resources for further action. Following investigation by the Idaho Department of Water Resources, recommendation for the claim will be reported in the next *Late Claims Director's Report* which is issued on an annual basis. This modifies the provisions of *SRBA Administrative Order 1* 4d(2)(h).

IT IS SO ORDERED.

Dated November 20, 2008.

  
\_\_\_\_\_  
JOHN M. MELANSON  
Presiding Judge  
Snake River Basin Adjudication

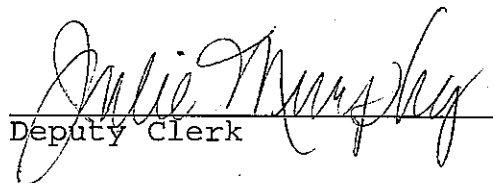
CERTIFICATE OF MAILING

I certify that a true and correct copy of the ORDER GRANTING MOTION TO FILE LATE NOTICE OF CLAIM was mailed on November 20, 2008, with sufficient first-class postage to the following:

Y 3 RANCH

Represented by:  
MICHAEL P LAWRENCE  
PO BOX 2720  
BOISE, ID 83701  
Phone: 208-388-1200

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

A handwritten signature in cursive script, appearing to read "Julie Murphy", is written over a horizontal line.

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 RIGHT TO THE USE OF WATER FROM  
THE SNAKE RIVER BASIN WATER SYSTEM

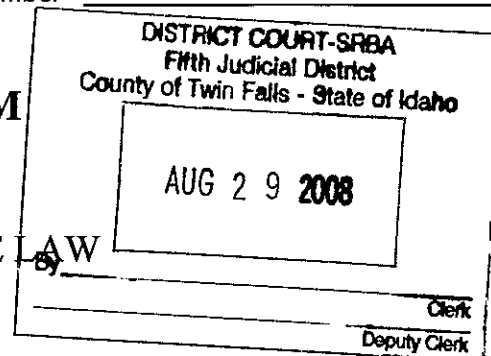
CIVIL CASE NUMBER: 39576

Ident. Number 37-22329

Date Received

Receipt Number

NOTICE OF CLAIM  
TO A  
WATER RIGHT  
ACQUIRED UNDER STATE LAW



Please type or print clearly

1. Name of Claimant(s) Y 3 Ranch Phone (208) 342-8901  
Mailing Address PO Box 5405, Boise, ID Zip 83705
2. Date of Priority (only one (1) per claim) 4/01/1976
3. Source of water supply (a) Big Wood River  
which is tributary to (b) Malad River
4. a. Location of existing point of diversion is: Township 1S Range 18E Section 02  
1/4 of SW 1/4 of NE 1/4, Govt. Lot, 2 B.M., County of Blaine  
Additional points of diversion if any: \_\_\_\_\_  
b. If instream flow, beginning point of claimed instream flow is:  
Township \_\_\_\_\_ Range \_\_\_\_\_ Section \_\_\_\_\_, \_\_\_\_\_ 1/4 of \_\_\_\_\_ 1/4 of \_\_\_\_\_ 1/4,  
Govt. Lot \_\_\_\_\_ B.M., County of \_\_\_\_\_  
ending point is: Township \_\_\_\_\_ Range \_\_\_\_\_ Section \_\_\_\_\_, \_\_\_\_\_ 1/4 of \_\_\_\_\_ 1/4 of \_\_\_\_\_  
1/4, Govt. Lot \_\_\_\_\_ B.M., County of \_\_\_\_\_
5. Description of existing diversion works (Dams, Reservoirs, Ditches, Wells, Pumps, Pipelines, Headgates, Etc),  
Including the dates of any changes or enlargement in use, the dimensions of the diversion works as  
constructed and as enlarged and the depth of each well. \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

6. Water is claimed for the following purposes

(both dates are inclusive) (cfs) (acre feet)

|     |                   |               |              |    |              |        |            |    |  |
|-----|-------------------|---------------|--------------|----|--------------|--------|------------|----|--|
| For | <b>IRRIGATION</b> | purposes from | <b>04/01</b> | to | <b>11/01</b> | amount | <b>2.4</b> | or |  |
| For |                   | purposes from |              | to |              | amount |            | or |  |
| For |                   | purposes from |              | to |              | amount |            | or |  |
| For |                   | purposes from |              | to |              | amount |            | or |  |

7. Total quantity claimed (a) **2.4** (cfs) and/or (b) (acre feet)

8. Total consumptive use claimed is acre feet per annum.

9. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number Of livestock Etc.)

10. Description of place of use:

a. If water is for irrigation, indicate acreage in each subdivision in the tabulation below.

b. If water is used for other purposes, place a symbol of use (example: D for Domestic)

in the corresponding place of use below. See instructions for standard symbols.

| TWP | RNG | SEC | NE 1/4 |        |        |        | NW 1/4 |        |        |        | SW 1/4 |        |        |        | SE 1/4 |        |        |        | Totals |
|-----|-----|-----|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|
|     |     |     | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 |        |
| 01S | 18E | 9   | X      | X      |        |        |        |        |        | X      | X      |        | X      | X      |        | X      |        |        | X      |
| 01S | 18E | 4   |        |        |        |        |        |        |        |        |        |        |        |        | X      | X      | X      | X      | X      |
|     |     |     |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|     |     |     |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|     |     |     |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|     |     |     |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|     |     |     |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |

Total number of acres irrigated **120**

11. In which county(ies) are lands listed above as place of use located? **Blaine**

12. Do you own the property listed above as place of use? Yes **X** No

If your answer is No, describe in Remarks below the authority you have to claim this water right.

13. Describe any other water rights used at the same place and for the same purposes as describe above.

**37-51, 37-663, 37-1231, 37-7113A, 37-7838A** or None ( )

14. Remarks: **This claim represents an enlargement of water right numbers 37-51, 37-663, and 37-1231.**

**This water right, together with water right numbers 37-51, 37-663, 37-1231, 37-7113A, and 37-7838A**

**irrigate approximately 460 acres within Y 3 Ranch's property. This enlargement claim is intended to cover approximately 120 of those acres that were brought under irrigation in 1976 and that exceed the number of acres irrigated by the other water rights after accomplished transfers under I.C. § 42-1425 are considered.**

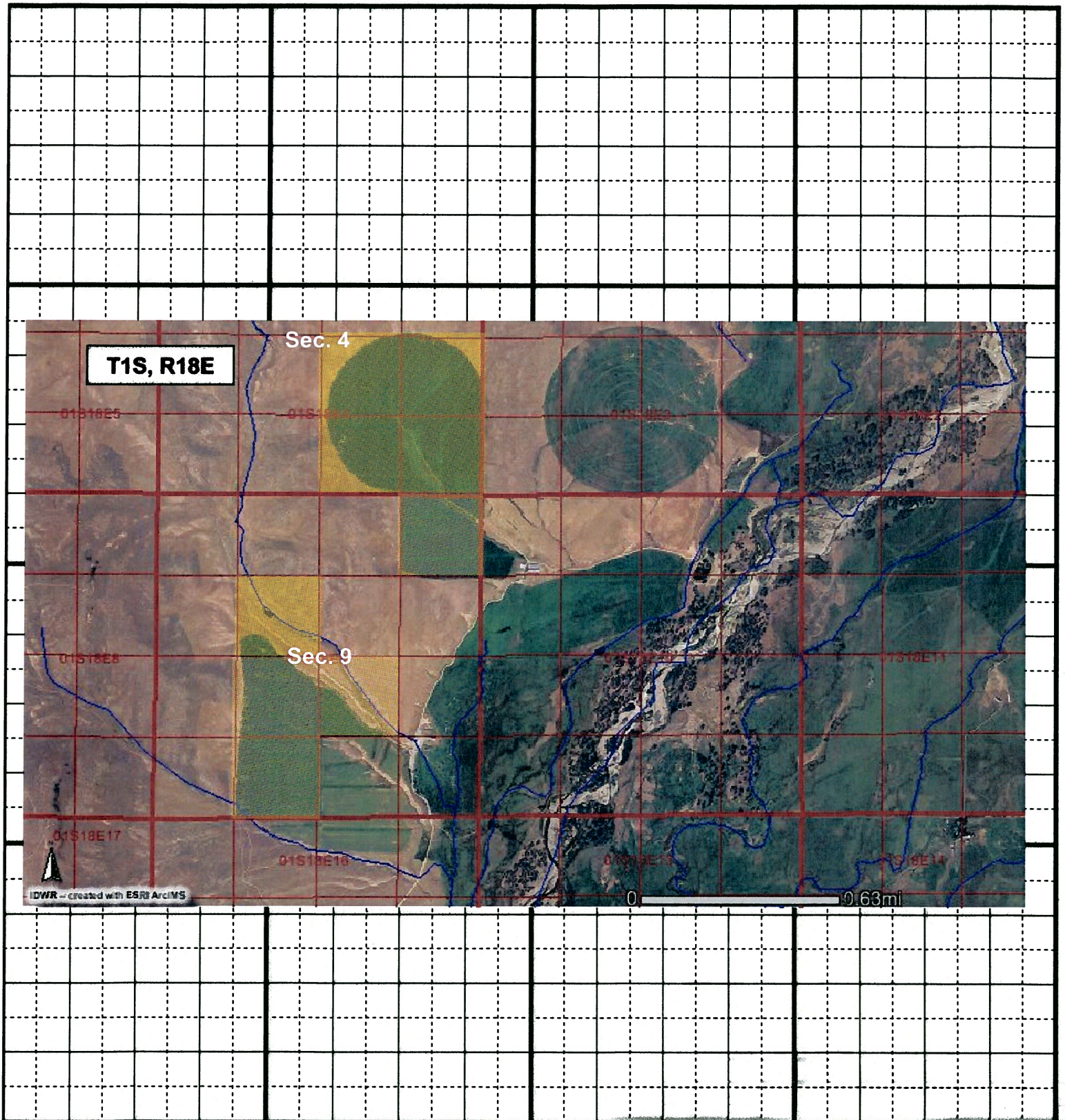
**This water right should be limited to irrigation of 120 acres within the quarter-quarters marked above.**

Last Name **Y-3 Ranch**

Ident: No: **37-22329**

Map of Project: show clearly the point of diversion, place of use, section number, township, and range number.

Scale: 2 inches equals 1 mile



Last Name Y-3 Ranch

Ident. No. 37-22329

15. Basis of Claim (check one) Beneficial Use ☒ Posted Notice \_\_\_\_\_ License \_\_\_\_\_ Permit \_\_\_\_\_  
Decree \_\_\_\_\_

If applicable provide IDWR Water Right Number \_\_\_\_\_

Court \_\_\_\_\_ Case Number \_\_\_\_\_ Decree Date \_\_\_\_\_

Plaintiff vs Defendant \_\_\_\_\_

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 0

**For Individuals:** I do solemnly swear or affirm that the statements contained in the foregoing document are true  
and correct.

Signature of Claimant(s) \_\_\_\_\_ Date \_\_\_\_\_

\_\_\_\_\_ Date \_\_\_\_\_

**For Organizations:** I do solemnly swear or affirm that I am Attorney

\_\_\_\_\_ Title \_\_\_\_\_

of Y-3 Ranch, that I have signed the foregoing

\_\_\_\_\_ Organization \_\_\_\_\_

document in the space below as Attorney of Y-3 Ranch

\_\_\_\_\_ Title \_\_\_\_\_ Organization \_\_\_\_\_

and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent [Signature]

Title and Organization Attorney, Y-3 Ranch Date 8/28/08

State of Idaho/or \_\_\_\_\_ )

) SS.

County of Ada

Subscribed and sworn (or affirmed) before me this

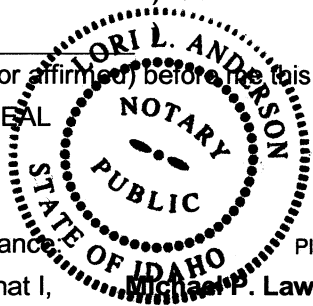
28<sup>th</sup>

day of

August

2008

SEAL



Notary Public [Signature]

Residing at Boise, Idaho

My Commission Expires Aug. 23, 2013

17. Notice of Appearance Please Print Name

Notice is hereby given that I, Michael P. Lawrence will be acting as attorney at law on behalf  
of the claimant signing above, and that all notices required by law to be mailed by the director to the claimant signing  
above should be mailed to me at the address listed below.

Signature [Signature]

Address 601 W. Bannock, P.O. Box 2720, Boise, ID 83702

Date 8/28/08

Last Name Y-3 Ranch Ident. Number 37-22329

# Idaho Department of Water Resources Receipt

Receipt ID: C087750

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|                |                    |               |               |        |       |
|----------------|--------------------|---------------|---------------|--------|-------|
| Payment Amount | \$220.00           | Date Received | 11/21/08 1:16 | Region | STATE |
| Payment Type   | Check              | Check Number  | 4620          |        |       |
| Payer          | GIVENS PURSLEY LLP |               |               |        |       |

Comments Y 3 Ranch  
Late Notice of Claim SRBA Case 39756  
Subcase: 37-22329

## Fee Details

| Amount   | Description             | Fund | Fund<br>Detail | PCA   | Subobject |
|----------|-------------------------|------|----------------|-------|-----------|
| \$220.00 | ADJUDICATION FILING FEE | 0337 |                | 41503 | 1155      |

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SR7

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Signature Line (Department Representative)