

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

DEC 16 2009

By _____ Clerk

Deputy 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 Nos. 67-73B

Case No. 39576

STANDARD FORM 5

STIPULATED ELEMENTS OF A WATER RIGHT

This form is used to report the stipulated elements of one water right acquired under state law and/or one federal reserved water right. Submission of this form will not automatically result in the issuance of a partial decree. The Presiding Judge or Special Master will conduct any hearing necessary to determine whether the facts, data, expert opinions and law support the issuance of a partial decree for the water right.

The parties agree that the Snake River Basin Adjudication Court has jurisdiction of the parties and subject matter to enter a partial decree for this water right; that they have been served with sufficient process, according to the law; and that they have appeared, prosecuted, and defended their positions with regard to this water right dispute.

The parties and IDWR agree and stipulate that the elements of this water right should be described per the attached. The parties and IDWR have further indicated their concurrence by initialing each of the attached pages.

CLAIMANT/OBJECTOR:

South Ranch Ventures, LLC

Michael Lawrence 12/5/08
Date
Attorney on behalf of Claimant/Objector

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IDWR Concurrence:

Craig L. Smith 12/11/08
IDWR Agent Date

John W. Xoman 12-11-08
~~Chris M. Bromley~~ Date
Deputy Attorney General

CERTIFICATE OF MAILING

I certify that on Dec/5th, 2008, I mailed the original and copies of this form, including all attachments, to the following persons by mailing the original and/or copies, postage prepaid and addressed as follows:

1. Original to:

Clerk of the District Court
Snake River Basin Adjudication
253 Third Avenue North
P. O. Box 2707
Twin Falls, Idaho 83303-2707

2. Copies to:

SOUTH RANCH VENTURES LLC
Represented by:
MICHAEL P LAWRENCE
PO BOX 2720
BOISE, ID 83701

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

Kate DeLa
Signature of person or attorney mailing the form

10/27/2008

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

RIGHT NUMBER: 67-73B

NAME AND ADDRESS: SOUTH RANCH VENTURES LLC
PO BOX 44
COUNCIL ID 83612

SOURCE: WEISER RIVER

TRIBUTARY: SNAKE RIVER

QUANTITY: 0.388 CFS

PRIORITY DATE: 05/01/1906

POINT OF DIVERSION:

T17N R01W S4 SWNE Lot 1 Within ADAMS County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE	PERIOD OF USE	QUANTITY
IRRIGATION	03/15 11/15	0.388 CFS

PLACE OF USE: IRRIGATION in ADAMS County

T17N R01W S14	SWSW	28.00	T17N R01W S14	SESW	15.00
T17N R01W S23	NWNE	0.40	T17N R01W S23	SWNE	6.90
T17N R01W S23	NENW	14.00	T17N R01W S23	NWNW	36.00
T17N R01W S23	SWNW	37.00	T17N R01W S23	SENW	23.00
T17N R01W S23	NESW	2.20			

162.5 ACRES TOTAL

This right is limited to the irrigation of 31.0 acres within the place of use described above in a single irrigation season.

The rights listed below are limited to the irrigation of a combined total of 162.5 acres in a single irrigation season. Combined Right Nos.: 67-50A, 67-55, 67-65, 67-73B, 67-74B, 67-373B, 67-375A, and 67-11304A

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 - Decreed

Use of this right is combined with water from Robertson Sevey Ditch Co.

Right includes accomplished change in place of use pursuant to Section

42-1425, Idaho Code.

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