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DEC 30 2008

DEPARTMENT OF
WATER RESOURCES

COPY

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

DEC 26 2008

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. 67-4124

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:

West Ranch Ventures, LLC

 12/17/08

Michael Lawrence on behalf of Date
West Ranch Ventures LLC

STANDARD FORM 5 67-4124

IDWR Concurrence:

Angela T. Smith 12/23/08
IDWR Agent Date

Chris M. Bromley 12/23/08
Chris M. Bromley Date
Deputy Attorney General

CERTIFICATE OF MAILING

I certify that on Dec. 24, 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:

WEST RANCH VENTURES LLC
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

Debrae Kramer
Signature of person or attorney mailing the form

12/12/2008

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

RIGHT NUMBER: 67-4124

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

MPL

ANTHONY B SCHWARTZ
2490 US HWY 85
COUNCIL ID 83612

CB

CS

EDITH J SCHWARTZ
2490 US HWY 85
COUNCIL ID 83612

SOURCE: WEST FORK WEISER RIVER

TRIBUTARY: WEISER RIVER

QUANTITY: 0.240 CFS

PRIORITY DATE: 05/10/1918
05/01/1957

MPL

POINT OF
DIVERSION:

T18N R01W S32 SWSE Within ADAMS County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE	PERIOD OF USE	QUANTITY
IRRIGATION	03/15 11/15	0.240 CFS

PLACE OF USE: IRRIGATION in ADAMS County

T17N R01W S09	NWSW	5.00	T17N R01W S09	SESW	6.00
T17N R01W S09	SWSE	1.00			

12 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. Section 42-1412(6), Idaho Code.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use