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OCT 06 2010

DEPARTMENT OF
WATER RESOURCES

10-6

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

Subcase No.: 37-2553B

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:

Three Creeks Ranch L.L.C.

J. P. Speck
James P. Speck

10/4/10
Date

Attorney for Three Creeks Ranch L.L.C.

IDWR CONCURRENCE:

Douglas Jones
Douglas Jones

Technical Engineer 1

9/28/10
Date

IDWR CONCURRENCE:

Andrea L. Courtney
Andrea L. Courtney

Deputy Attorney General
Attorney for IDWR

9/30/10
Date

08/04/2010

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

RIGHT NUMBER: 37-2553B

NAME AND ADDRESS: THREE CREEKS RANCH LLC
1901 BAYADERE TERR
CORONA DEL MAR CA 92625

SOURCE: DRAINAGE DITCH
GROUND WATER

TRIBUTARY: LOVING CREEK

QUANTITY: 2.000 CFS
~~250.000 AFY~~

This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 3.5 afa per acre for irrigation of the lands above.

PRIORITY DATE: 06/28/1954

POINT OF
DIVERSION: T01S R19E S14 SENE Within BLAINE County

T01S R19E S14 NENENW Within BLAINE County

T01S R19E S14 NWNENW Within BLAINE County

T01S R19E S14 SWNENW Within BLAINE County

T01S R19E S14 NENWNW Within BLAINE County

T01S R19E S14 NENWNW Within BLAINE County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE	PERIOD OF USE	QUANTITY
IRRIGATION	04/15 10/31	2.000 CFS

PLACE OF USE: IRRIGATION in BLAINE County

T01S R19E S14	NENE	15.00	T01S R19E S14	SENE	35.00
T01S R19E S14	NESE	27.00	T01S R19E S14	SESE	22.00
T01S R19E S14	NWNE	26.00	T01S R19E S14	SWNE	36.00
T01S R19E S14	NENW	36.00	T01S R19E S14	NWNW	39.00
T01S R19E S14	SWNW	22.00	T01S R19E S14	SENW	36.00

100 195 ACRES TOTAL

Right Nos. 37-2553B and 37-7811 are limited to the irrigation of a combined total of 195 acres in a single irrigation season.

Right Nos. 37-252, 37-712, 37-2553A, 37-2553B, 37-2575, 37-2686B and 37-7598B are limited to the irrigation of a combined total of 224 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.

The right holder shall use the full allotment of this surface water right, to the extent it is available, in conjunction with groundwater diverted pursuant to right 37-7811.

~~Diversion under Right No. 37-02553B may occur only when flow is available from the original source, an unnamed drain, at the original point of diversion located on or near the line between NEW and MAM, C14, T10, R12E.~~

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EXPLANATORY MATERIAL: BASIS OF CLAIM - License

Use of water under this water right will be regulated by the watermaster of State Water District No. 37.

28 7/25

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CERTIFICATE OF SERVICE

I certify that on October 6, 2010, I caused to be served true and correct copies of this Standard Form 5, to the following persons, in the manner indicated 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, ID 83303-2707

☐ Overnight Mail
☒ Regular Mail
☐ Hand-Delivered
☐ Facsimile

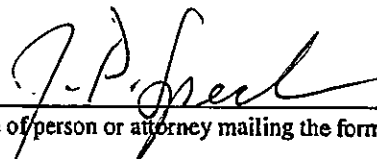
2. Copies to:

IDWR Document Repository
P.O. Box 83720
Boise, ID 83720-0098

☐ Overnight Mail
☒ Regular Mail
☐ Hand-Delivered
☐ Facsimile

James P. Speck
Speck & Aanestad
P.O. Box 987
Ketchum, ID 83340

☐ Overnight Mail
☐ Regular Mail
☒ Hand-Delivered
☐ Facsimile



Signature of person or attorney mailing the form