

1729  
DISTRICT COURT-SRBA  
Fifth Judicial District  
County of Twin Falls - State of Idaho

APR 11 2011

By \_\_\_\_\_

**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 No.: 37-663

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:**

Michael P. Lawrence 4/8/11

Michael P. Lawrence  
Attorney for Y 3 Ranch

Date

**IDWR CONCURRENCE:**

Douglas Jones 3/17/11

Douglas Jones  
Engineer, Technical 1

Date

**IDWR CONCURRENCE:**

Christopher M. Bromley 3/18/11

Christopher M. Bromley  
Deputy Attorney General  
Attorney for IDWR

Date

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

RIGHT NUMBER: 37-663

NAME AND ADDRESS: Y 3 RANCH  
PO BOX 5405  
BOISE ID 83705-5405

SOURCE: BIG WOOD RIVER

Tributary: MALAD RIVER

QUANTITY: 3.600 CFS

PRIORITY DATE: 06/01/1884

POINT OF DIVERSION: T01S R18E S2 Lot 2 SWSWNE Within BLAINE County

PURPOSE AND  
PERIOD OF USE:

| <u>PURPOSE OF USE</u> | <u>PERIOD OF USE</u> | <u>QUANTITY</u> |
|-----------------------|----------------------|-----------------|
| IRRIGATION            | 04/15 10/31          | 3.600 CFS       |

PLACE OF USE: IRRIGATION within BLAINE County

|                                           |                                           |
|-------------------------------------------|-------------------------------------------|
| <u>T01S R18E S04 NESE 37.0</u>            | <u>T01S R18E S04 NWSE 27.0</u>            |
| <u>T01S R18E S04 SWSE 20.0</u>            | <u>T01S R18E S04 SESE 40.0</u>            |
| <u>T01S R18E S09 NENE 40.0</u>            | <u>T01S R18E S09 SENE 4.5</u>             |
| <u><del>T01S R18E S09 SENE 3.0</del></u>  | <u>T01S R18E S09 SENW 4.8</u>             |
| <u>T01S R18E S09 NESW 37.0</u>            | <u>T01S R18E S09 SESW 41.0</u>            |
| <u>T01S R18E S09 NESE 23.0</u>            | <u><del>T01S R18E S09 NESE 22.0</del></u> |
| <u>T01S R18E S09 NWSE 9.6</u>             | <u>T01S R18E S09 SWSE 35.0</u>            |
| <u>T01S R18E S09 SESE 31.0</u>            | <u>T01S R18E S10 NENE 4.9</u>             |
| <u>T01S R18E S10 NWNE 3.7</u>             | <u><del>T01S R18E S10 SWNE 10.0</del></u> |
| <u>T01S R18E S10 NWNW 5.7</u>             | <u>T01S R18E S10 SWNW 15.0</u>            |
| <u><del>T01S R18E S10 SWNW 35.0</del></u> | <u><del>T01S R18E S10 SENW 33.0</del></u> |

379.2 ACRES TOTAL

169.8 ACRES TOTAL

Right Nos. 37- 51, 37-663 and 37-1231 are limited to the irrigation of a combined total of 265.7 acres in a single irrigation season.

Right Nos. 37-663 and 37-1231 are limited to the irrigation of a combined total of 171 acres in a single irrigation season.

Right Nos. 37- 51, 37-663, 37-1231 and 37-22329 are limited to the irrigation of a combined total of 379.2 acres in a single irrigation season.

Right Nos. 37-663 and 37-1231 are limited to the irrigation of a combined total of 169.8 acres in a single irrigation season.

Right Nos. 37-663, 37-1231, 37-7113A, and 37-7838A are limited to the irrigation of a combined total of 185.7 acres in a single irrigation season.

Right Nos. 37- 51, 37-663, 37-1231, 37-7113A, and 37-7838A are limited to the irrigation of a combined total of 265.9 acres in a single irrigation season.

MPL  
CB  
+2/

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

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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

Right No. 37-22329 is an enlargement of this right pursuant to Section 42-1426, Idaho Code.

MPL

✓  
CB

**CERTIFICATE OF SERVICE**

I HEREBY CERTIFY that on this 8th day of April, 2011, the foregoing was filed, served, or copied as follows:

**ORIGINAL FILED**

Clerk of the District Court  
Snake River Basin Adjudication  
253 Third Avenue North  
PO Box 2707  
Twin Falls, ID 83303-2707

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☐ Hand Delivered  
☐ Overnight Mail  
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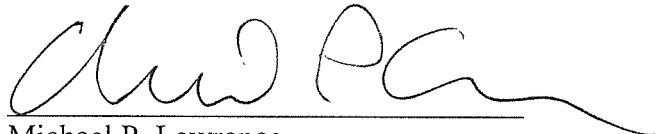
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Michael P. Lawrence