

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

CIVIL CASE NUMBER: 39576

Ident. Number 37-7113A
Date Received: 9/12/2003
Receipt No:
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

Y 3 RANCH Phone: (208)342-8901
PO BOX 5405
BOISE ID 83705-5405

2. Date of Priority: 09/29/1971

3. Source: GROUND WATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
01S	18E	10	SW NW	BLAINE	
01S	18E	10	NW NE	BLAINE	

5. Description of diverting works:

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	4/15	10/15	1.04	266

7. Total Quantity Appropriated is:
1.04 C.F.S. and/or 266 A.F.A.

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
01S	18E	10	NW	NE	IRRIGATION	6.6
			SW	NE	IRRIGATION	6.3
			NE	NW	IRRIGATION	7.3
			SW	NW	IRRIGATION	21
			SE	NW	IRRIGATION	33
			NE	SW	IRRIGATION	0.9
			NW	SW	IRRIGATION	0.5
			NW	NW	IRRIGATION	0.6
Section Acres						76.2
Total Acres						76.2

11. Place of use in counties: BLAINE

12. Do you own the property listed above as place of use? Yes

13. Other Water Rights Used:

14. Remarks:

The total instantaneous diversion of water from all points of diversion under Transfer No. 4977 shall not exceed 1.60 cfs, nor total combined annual volume of 280.7 af.

The total instantaneous diversion of water from all points of diversion under Right Nos. 37-07113A and 37-07838A shall not exceed 1.52 cfs, nor the total combined annual volume of 266.7 af for the irrigation of 76.2 total acres.

Right No. 37-07113A is limited to the irrigation of 76.0 acres in the place of use described above in a single irrigation season. The right holder shall cease irrigation of 4.0 acres of land within SWNE, S10, T01S, R18E, that was previously irrigated under Right Nos. 37-07113 and 37-07838.

After specific notification by the department, the right holder shall annually report the amount of water diverted to the department.

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.

The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.

Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.

Approval of this transfer does not preclude the opportunity for review of the validity of the water right(s) in the ongoing Snake River Basin Adjudication.

Prior to diversion of water under this approval, the right holder shall provide a means of measurement acceptable to the Department from all authorized points of diversion which will allow determination of the total rate of diversion.

15. Basis of Claim: License

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 RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM.

CIVIL CASE NUMBER: 39576

Ident. Number: A37-07113

Date Received: 10/18/1988

Receipt No: C004223

Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: Y - 3 RANCH
Address: P.O. BOX 5405
BOISE, ID

83705

2. Date of Priority: SEP 29, 1971

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
01S	18E	10	NE	SW	NW		BLAINE

5. Description of diverting works:
WELL, PUMP, PIPELINES, SPRINKLER SYSTEM

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/01	1.090		240.00

7. Total Quantity Appropriated is:
1.090 C.F.S. (and/or) 240.00 A.F.A.

8. Total consumptive use is 200.0 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
01S	18E	10	NW	NE		IRR	5.0
			SW	NE		IRR	10.0
			NE	NW		IRR	5.0
			SW	NW		IRR	30.0

A37-07113

Page 1

Date: 01/19/89

MICROFILMED
FEB 24 1993

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
01S	18E	10	SE	NW		IRR	30.0
Section Acres							80.0
Total Acres							80.0

11. Place of use in counties: BLAINE

12. Do you own the property listed above as place of use? YES

13. Other Water Rights Used:
37-01231, 37-00663, 37-07113

14. Remarks:
THIS RIGHT WHEN COMBINED WITH ALL OTHER RIGHTS SHALL PROVIDE NO MORE THAN 0.02 CFS PER ACRE, NOR MORE THAN 3.0 AFA PER ACRE FOR THE LANDS ABOVE.

15. Basis of Claim: LICENSE

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: _____

For Organizations:

I do solemnly swear or affirm that I am _____ of
_____, that I have signed the foregoing
document in the space below as _____ of
_____ and that the statements contained in the
foregoing document are true and correct.

Signature of Authorized Agent

Title and Organization

Date

State of Idaho)
County of _____) SS.

Subscribed and sworn (or affirmed) before me this _____ day
of _____ 19 _____

Notary Public

Seal

Residing at _____

My Commission Expires _____

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

CIVIL CASE NUMBER: 39576

Ident. Number

A37-07113

Date Received

10-18-88

Receipt Number

C004223

RECEIVED

OCT 25 1988

Department of Water Resources
Southern Region Office

NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

RECEIVED

OCT 18 1988

Department of Water Resources
Western Regional Office

Please type or print clearly

1. Name of Claimant (s) Y-3 RANCH Phone (208) 342 8901Mailing Address P.O. Box 5405 BOISE, ID Zip 837052. Date of Priority (Only one (1) per claim) 29 September 19713. Source of water supply (a) GROUND WATER
which is tributary to (b) —4. a. Location of existing point of diversion is: Township 01S Range 18E Section 10,
NE 1/4 of SW 1/4 of NW 1/4, Govt. Lot, — B.M., County of BLAINEAdditional points of diversion if any: NONE

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 enlargements in use, the dimensions of the diversion works as
constructed and as enlarged and the depth of each well.PIPELINES, WELL, PUMP
SPRINKLER SYSTEM.

COPY

MICROFILMED
FEB 24 1993

6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For IRRIGATION purposes from Apr 1 to Nov 1 amount 1.09 or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) 1.09 (cfs) and/or (b) _____ (acre feet)

8. Total consumptive use claimed is 240 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
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
015	18E	10		05	10		05		30	30									80

Total number of acres irrigated 80

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 ☒ 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 described above.
37-1231 37-0663 or None ()

14. Remarks: This right when combined with all other rights shall provide no more than 0.02 cfs per acre, not more than 3.0 AFA per acre for the lands above.

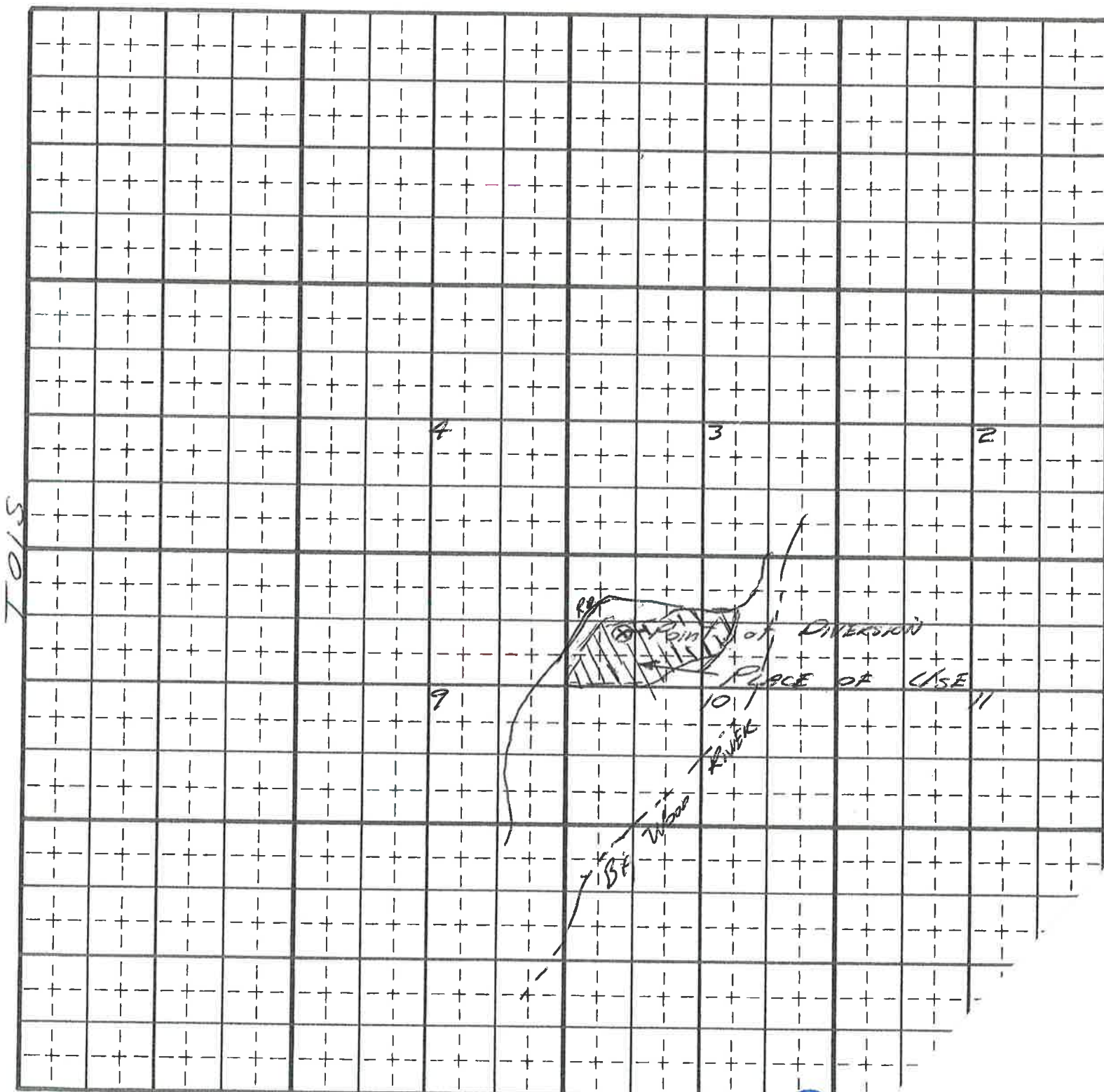
Last Name Y-3 RANCH Ident No. _____

COPY

Copies: White -State, Yellow-Claimant

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

Scale: 2 inches equals 1 mile



R18E

COPY

Last Name X-3 RANCH Ident No. _____

Copi

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

If applicable provide IDWR Water Right Number 37-7113
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 _____

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 A PARTNER
Title

of Y-3 RANCH, that I have signed the foregoing
Organization

document in the space below as PARTNER of Y-3 RANCH
Title Organization

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

Signature of Authorized Agent Ronald C. Yanke

Title and Organization PARTNER Y-3 RANCH Date Oct 18, 1988
RONALD C. YANKE

State of Idaho/or IDAHO)
County of ADA) SS.

Subscribed and sworn (or affirmed) before me this 18th day of October 19 88

SEAL

Notary Public Keith E. Stokes

Residing at BOISE, IDAHO

My Commission Expires Apr 2, 1992

Please Print Name

17. Notice of Appearance:

Notice is hereby given that I, _____ 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 _____

Address _____

Date _____

COPY

Last Name Y-3 RANCH Ident. Number _____

Copies White-State, Yellow-Claimant

Jones, Doug

From: Bromley, Chris
Sent: Friday, September 24, 2010 7:38 AM
To: Jones, Doug; Kelly, Vicki
Subject: FW: Y3 Draft Recs [IWOV-GPDMS.FID344212]

Doug,

Please let us know if you agree with the edits Mike's proposed.

Thanks,

CHris

From: Michael P. Lawrence [<mailto:mpl@givenspursley.com>]
Sent: Thursday, September 23, 2010 4:30 PM
To: Bromley, Chris
Cc: Kelly, Vicki
Subject: RE: Y3 Draft Recs [IWOV-GPDMS.FID344212]

Chris,

Mark Yanke has confirmed that Y-3 agrees with Doug's acreage figures in his latest proposed surface water right recommendations that you attached to your 9/9 email (below). I think a couple of small edits to the proposed recommendations are necessary before we sign SF5s.

On 37-1231, the second combined use limit under the place of use description (re 379.2 acres) should include 37-51. It then will match 37-51, 37-663, and 37-22329.

On 37-22329, I think the diversion rate should be 2.27 cfs to reflect 1 inch per acre for the 113.5 enlargement acres.

On 37-7113A (which is a groundwater right for which Doug did not provide a new proposed recommendation), the combined use limits under the place of use description should be updated to reflect the changes made to the surface water rights.

No, developed as sole source for land, as was another for GW right

Thanks for your help. Please feel free to call if you have any questions.

Mike

Michael P. Lawrence
Givens Pursley LLP
601 W. Bannock St.
P.O. Box 2720
Boise, Idaho 83702
phone: (208) 388-1294
fax: (208) 388-1300
website: www.givenspursley.com

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State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 37-7113 Priority September 29, 1971 Amount 1.09 cfs

THIS IS TO CERTIFY, that Y - 3 Ranch

of Boise, Idaho, has complied with the terms and conditions of Permit No. 37-7113 issued pursuant to Application for Permit dated September 29, 1971, and has submitted proof to the Department of Water Resources on January 30, 1980, that he has applied water to a beneficial use; an examination by the Department indicates that the works have a capacity for the diversion of 1.09 cfs of water from a groundwater source tributary to _____, and that the permit holder has applied to a beneficial use and established a right to use water as follows:

Beneficial Use	Period of Use	Rate of Diversion	Annual Volume
<u>Irrigation</u>	from <u>April 01</u> to <u>November 1</u>	at <u>1.09</u> cfs and	<u>240.0</u> acre feet
	from _____ to _____	at _____ cfs and	_____
	from _____ to _____	at _____ cfs and	_____

(both dates inclusive)

Subject, however, to the condition that no more than 1.09 cfs of water be diverted at any one time, and that the amount of water so diverted and to which such right is entitled and confirmed is for the purpose aforementioned and is limited to the amount which can actually be beneficially used and shall not exceed 240.0 acre feet per year, said waters to be diverted within the SW $\frac{1}{4}$ NW $\frac{1}{4}$, Section 10, Twp. 1S, Rge. 18E in the County of Blaine

Description and location of place of use:

Twp.	Range	Sec.	Section																Totals
			NEW				NW¼				SW¼				SE¼				
			NEW	NW¼	SW¼	SE¼	NEW	NW¼	SW¼	SE¼	NEW	NW¼	SW¼	SE¼	NEW	NW¼	SW¼	SE¼	
1S	18E	10			5	10		5		30	30								80

Total number of acres irrigated 80

This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.0 afa per acre for the lands above.

NOTE: Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho Law. This right may be forfeited by five years of non-use.

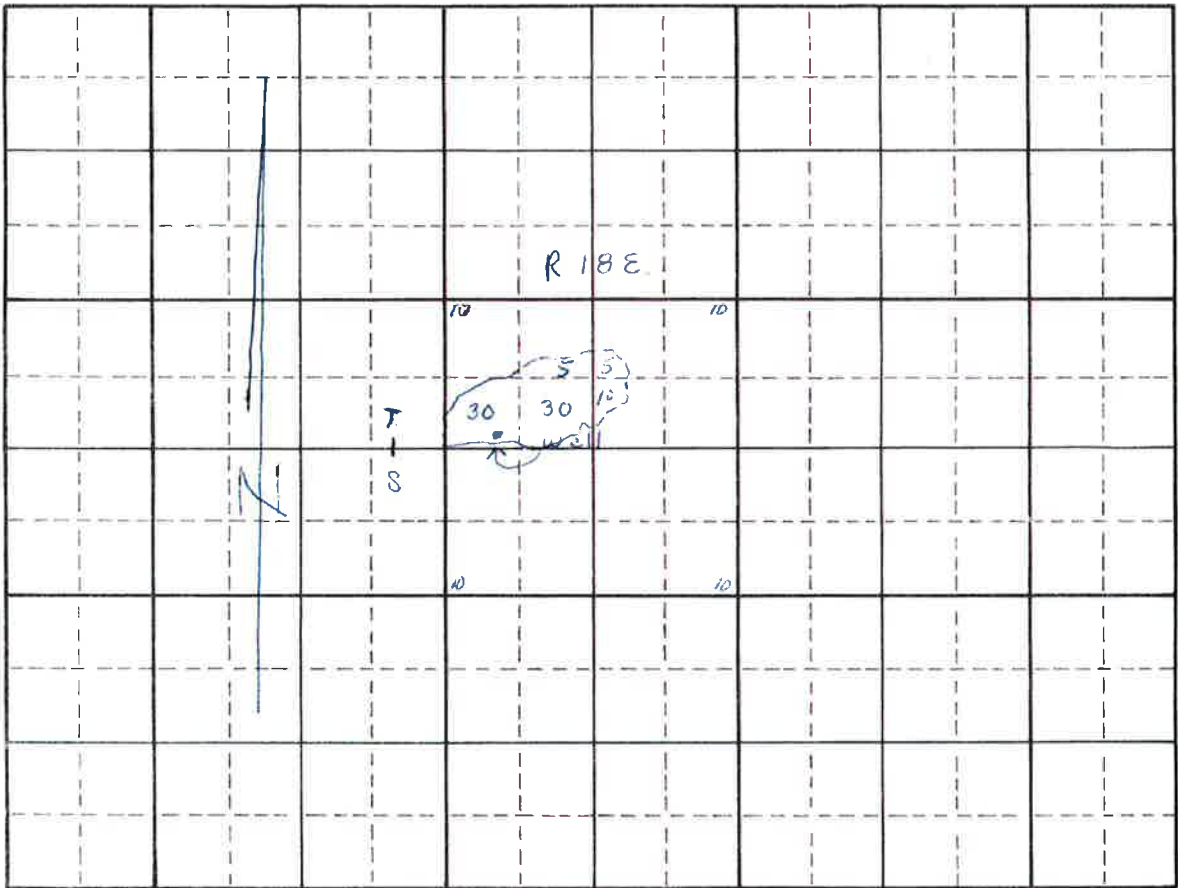
The right to the use of the water hereby confirmed is restricted and appurtenant to the lands or place of use herein described, and is subject to all prior water rights, as provided by the laws of Idaho.

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 7th day of March, 19 83.

Director

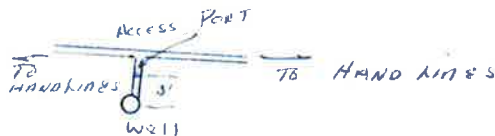
#497
1997

MAP (Attach Aerial Photo)



SCHEMATIC DIAGRAM OF SYSTEM

(Include distance from pump to measuring device, if applicable.)



Point(s) of diversion: SW 1/4 NW 1/4; Sec. 10 T 1S R 18E

Place(s) of Use

TWP.	RGE.	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	
1S	18E	10		5	10		5	30	30										80.0

Recommended Amendments:

- ☒ Change P.D. as reflected above ☐ Add P.D. as reflected above ☐ None
☐ Change P.U. as reflected above ☐ Add P.U. as reflected above ☐ Other

Examiner's Signature

Checked by

Approved by

Date

Date

Date

10/20/1980

11/3/1980

11-3-82

12/12/2006

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

RIGHT NUMBER: 37-7113A
NAME AND ADDRESS: Y 3 RANCH
PO BOX 5405
BOISE ID 83705-5405

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 1.040 CFS
266.000 AFY

Rights 37-7113A and 37-7838A when combined shall not exceed a total diversion rate of 1.52 cfs nor a total annual maximum diversion volume of 266.7 af.

PRIORITY DATE: 09/29/1971

POINT OF DIVERSION:

T01S R18E S10 NWNE Within BLAINE County

T01S R18E S10 SWNW Within BLAINE County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

IRRIGATION

4/15 10/15

1.040 CFS
266.00 AFY

The use of water for irrigation under this right may continue to as late as October 31, provided other elements of the right are not exceeded. The use of water after October 15 under this remark is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than the date a partial decree is entered for this right.

PLACE OF USE:

IRRIGATION in BLAINE County

T01S R18E S10	NWNE	6.60	T01S R18E S10	SWNE	6.30
T01S R18E S10	NENW	7.30	T01S R18E S10	NWNW	0.60
T01S R18E S10	SWNW	21.00	T01S R18E S10	SENE	33.00
T01S R18E S10	NESW	0.90	T01S R18E S10	NWSW	0.50

76.2 ACRES TOTAL

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, 37-7113A, and 37-7838A are limited to the irrigation of a combined total of 156.4 acres in a single irrigation season.

This right is limited to the irrigation of 76.0 acres within the place of use described above in a single irrigation season.

Right Nos. 37-7113A and 37-7838A are limited to the irrigation of a combined total of 76.2 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.

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

12/12/2006

IDAHO DEPARTMENT OF WATER RESOURCES

PRELIMINARY RECOMMENDATION OF WATER RIGHTS ACQUIRED UNDER STATE LAW

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 - License

Prior to diversion of water under this approval, the right holder shall provide a means of measurement acceptable to the Department from all authorized points of diversion which will allow determination of the total rate of diversion.

After specific notification by the department, the right holder shall annually report the amount of water diverted to the department.

Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.



Idaho Department of Water Resources

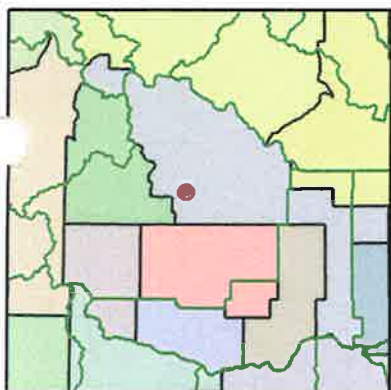
SRBA Recommendation:

37-7113A

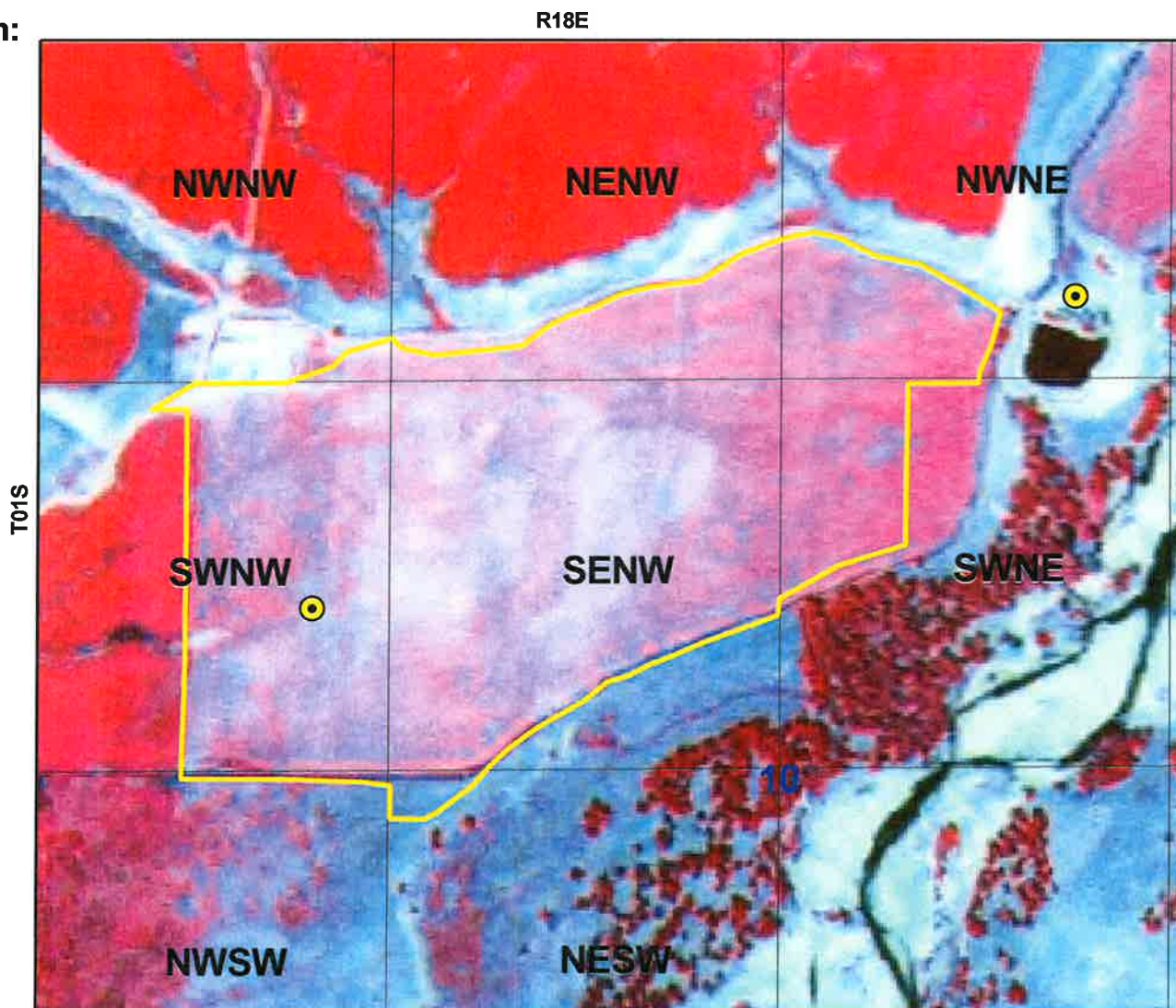
(Irrigation)

Legend

-  Point of Diversion
-  Place of Use
-  Townships
-  PLS Sections
-  Quarter Quarters



Blaine County
IDWR Basin 37



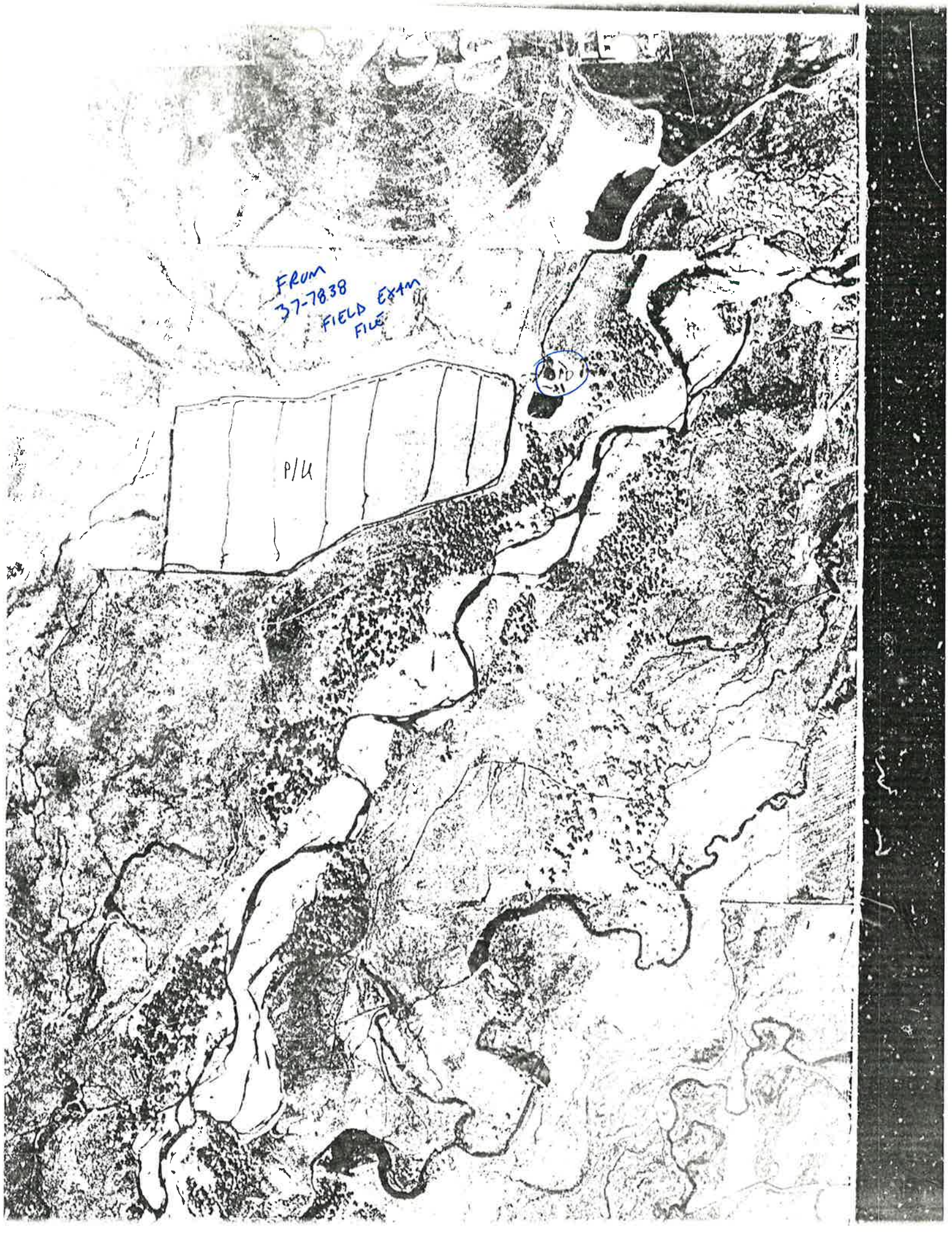
0 0.2 0.4 Miles

Prepared by C. Skinner
On Tuesday, December 12, 2006
1987/88 Aerial Photography

FROM
37-7838
FIELD EXAM
FILE

ROAD

P/U



11/21/2006

NOTICE OF ERROR
REPLY

Please type or print clearly, fill out this form completely and mail.

Return this reply form to IDWR by the deadline date printed below if you want IDWR to change your recommendation or you want to let IDWR know that you agree with its recommendation.

YOUR DEADLINE FOR RETURNING A NOTICE OF ERROR REPLY IS: 12/13/2006

Water right number: 37-7113A

Y 3 RANCH
PO BOX 5405
BOISE ID 83705-5405
Telephone Number: (208)342-8901

1. Describe the portion of the proposed recommendation with which you disagree (e.g. priority date, period of use, source):
2. Describe the changes you wish to make in the proposed recommendation:
3. Give a brief explanation as to why you disagree with these portions:

X I AGREE with this proposed recommendation: no changes need to be made.

DATE: 12/6/06

SIGNATURE: Y3 Ranch
Richard D. Heaton

Please print your name: Richard D. Heaton
General Counsel

IDWR Regional Office, 322 E Front St
PO Box 83720, Boise, ID 83720-0098, 2082874800

RECEIVED
DEC 12 2006
DEPT. OF WATER RESOURCES
SOUTHERN REGION

SCANNED
DEC 08 2006

Adjudication Claim Notes

Claim(s): 37-7113A, 37-7838A

Background Data

37-7113A

- Source is Groundwater
- Licensed for 1.04 cfs and 266.0 af on 76.2 acres (Transfer No. 4977)
- Claimed for 1.04 cfs and 266.0 af on 76.2 acres

37-7838A

- Source is Groundwater
- Licensed for 1.50 cfs and 0.7 af on 76.2 acres (Transfer No. 4977)
- **Unclaimed**

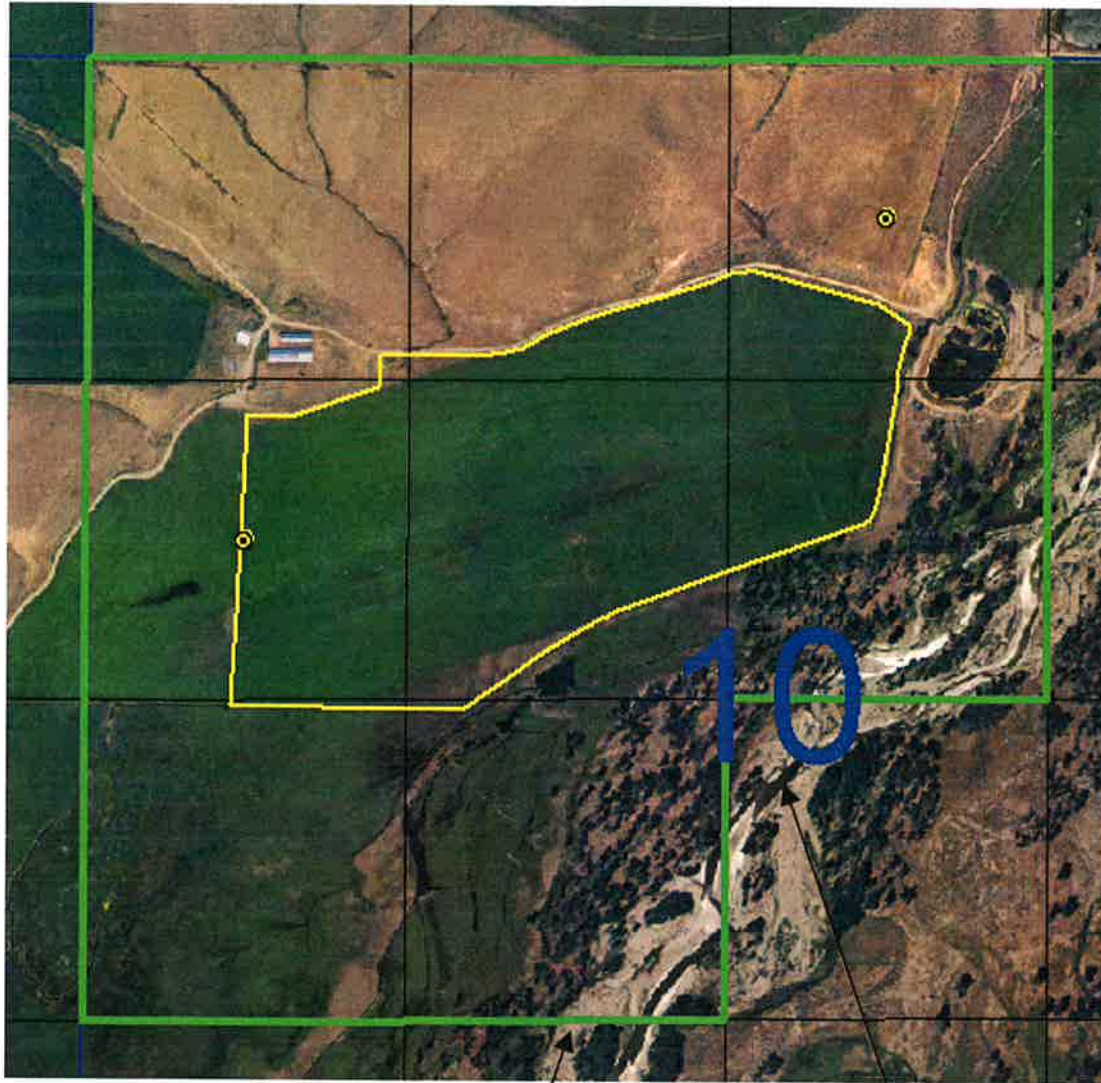
Place Of Use Data

Yellow line is the draft Place of Use created by IDWR based on historical data and records.

Yellow dot is draft Point of Diversion created by IDWR based on historical data and records.

Green line is decreed/licensed POU (this may only represent the Quarter-Quarter sections of the decree/license)

2004 Aerial Photo



Licensed POU
(Green Line)

Big Wood River

Notes

T1S R18E Section 10

- Found 76.2 acres
- **Is the 0.7 af correct for 37-7838A?**
- **37-7838A is unclaimed in the SRBA**
- Data used for review: 1987, 1992, & 2004 aerial photos, Blaine Co Tax Records, Idaho Ownership (idown.shp), & USGS 1:24,000 Topo

RECEIVED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

AUG 21 1997

TRANSFER OF WATER RIGHT

Department of Water Resources
Southern Region

TRANSFER NO. 4977

WATER RIGHT NO(S). 37-07113A/37-07113B/37-07838A/37-07838B

This is to certify that: Y 3 RANCH
PO BOX 5405
BOISE ID 83705

has requested a change to the above captioned water right(s). This change in water right(s) is authorized pursuant to the provisions of Section 42-222, Idaho Code, provided the conditions listed below are met.

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>	<u>ANNUAL VOLUME</u>
Right No. 37-07113A :			
IRRIGATION	04/15 to 10/15	1.04 CFS	266.0 AF
Priority: 09/29/1971			
Right No. 37-07838A :			
IRRIGATION	04/15 to 10/15	1.50 CFS	0.7 AF
Priority: 05/23/1980			
	SUBTOTAL:	1.52 CFS	266.7 AF
Right No. 37-07113B :			
IRRIGATION	04/15 to 10/15	0.05 CFS	14.0 AF
Priority: 09/29/1971			
Right No. 37-07838B :			
IRRIGATION	04/15 to 10/15	0.08 CFS	0.0
Priority: 05/23/1980			
	SUBTOTAL:	0.08 CFS	14.0 AF
	TOTAL:	*1.60 CFS	*280.7 AF

SOURCE

GROUNDWATER

LOCATION OF POINT(S) OF DIVERSION:

Right No. 37-07113A/37-07838A : NWNE , Sec. 10, Township 01S, Range 18E
SWNW , Sec. 10, Township 01S, Range 18E
Right No. 37-07113B/37-07838B : NWSE , Sec. 23, Township 01S, Range 18E
BLAINE County

TRANSFER NO. 4977
WATER RIGHT NO(S). 37-07113A/37-07113B/37-07838A/37-07838B

PLACE OF USE: IRRIGATION

Right No. 37-07113A/37-07838A :				NWNE , Sec. 10, Township 01S, Range 18E			
<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
01S	18E	10	NWNE 6.6	SWNE 6.3	NENW 7.3		
			NWNW 0.6	SWNW 21.0	SEnw 33.0		
			NESW 0.9	NWSW 0.5			76.2
Total number of acres irrigated:							**76.2

Right No. 37-07113B/37-07838B :				NWSE , Sec. 23, Township 01S, Range 18E			
<u>PLACE OF USE: IRRIGATION</u>							
<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
01S	18E	23	NWSE 4.0				4.0
Total number of acres irrigated:							4.0

CONDITIONS OF APPROVAL AND REMARKS

1. After specific notification by the department, the right holder shall annually report the amount of water diverted to the department.
2. 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 the lands above.
3. The change authorized by this transfer shall be accomplished within one (1) year of the date of this approval.
4. Failure to comply with the conditions of this transfer is cause for the director to issue an order to show cause why the approval of the transfer should not be rescinded.
5. Approval of this transfer does not preclude the opportunity for review of the validity of the water right(s) in the ongoing Snake River Basin Adjudication.
6. Prior to diversion of water under this approval, the right holder shall provide a means of measurement acceptable to the Department from all authorized points of diversion which will allow determination of the total rate of diversion.
- *7. The total instantaneous diversion of water from all points of diversion under Transfer No. 4977 shall not exceed 1.60 cfs, nor total combined annual volume of 280.7 af.
8. The total instantaneous diversion of water from all points of diversion under Right Nos. 37-07113A and 37-07838A shall not exceed 1.52 cfs, nor the total combined annual volume of 266.7 af for the irrigation of 76.2 total acres.
9. The total instantaneous diversion of water from all points of diversion under Right Nos. 37-07113B and 37-07838B shall not exceed 0.08 cfs, nor the total combined annual volume of 14.0 af for the irrigation of 4.0 total acres.

TRANSFER NO. 4977
WATER RIGHT NO(S). 37-07113A/37-07113B/37-07838A/37-07838B

CONDITIONS OF APPROVAL AND REMARKS

- **10. Right No. 37-07113A is limited to the irrigation of 76.0 acres in the place of use described above in a single irrigation season.
- 11. The right holder shall cease irrigation on 4.0 acres of land within SWNE, S10, T01S, R18E, that was previously irrigated under Right Nos. 37-07113 and 37-07838.
- 12. Two points of diversion are located within NWSE, S23, T01S, R18E.

Dated this 14 ^{Tu} day of August, 1997.

J. Glen Saylor
Chief, Water Allocation Bureau

MEMORANDUM

TO: FILE NOS. 37-07113 & 37-07838

FROM: PAM SKAGGS^{OS}/STATE OFFICE

SUBJECT: TRANSFER NO. 4977

DATE: August 11, 1997

OK

=====

Transfer No. 4977 changes the point of diversion and place of use under Right Nos. 37-07113 and 37-07838, splitting the rights into two separate systems identified under combined Part As & Bs. Four acres are being transferred to a new location to provide water for an existing system and the acres under the remaining portions of the rights are modified to describe the existing irrigated acres✓

These rights are overlapping and are limited by combined conditions under the junior right, 37-07838.✓ Season of use and diversion volume were adjusted to current standards. Recommended conditions include multiple points of diversion, measuring devices, future annual reporting, irrigation overlap, combined limits, permissible place of use, cease irrigation of 4 acres and standard transfer ✓ conditions.

Water Right Number - 37-07113

Adj. Flag Translation: Standard Water Right Number

Old (D) Number -

+ - - - - Last Name - - - - + + - First Name - - + + - - - - - Address - - - - - +

*** C - CURRENT OWNER ***
Y - 3 RANCH1 - C/O SHELDON & RONALD YANKE
2 - P.O. BOX 5405
3 -
City- BOISE State- ID Zip- 83705
Phone -*** O - ORIGINAL OWNER ***
YANKE MACHINE SHOP INC.1 -
2 -
3 -
City- State- Zip-
Phone -+ - - Priority Date - - + + - - - Region - - - + + - - - Stage - - - + + - - - Status - - - +
09/29/1971 17 L - LICENSE+ - - - - - Source - - - - - + + - - - - - Tributary - - - - - +
GROUNDWATER+ - - - - - Point of Diversion - - - - - +
Twn Rng Sec Tract Lot RFlg County Stream Index (Blank if no Index Code)
01S 18E 10 SW NW (13) BLAINE+ - - - - - Water Use - - - - - +
Code Description Period From Period To Diversion Rate Diversion Volume
01 - IRRIGATION 04/01 11/01 1.090 240.00+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Div. Capacity - + + - Total Consumptive Use - + + - KW Usage - +
1.090 240.00+ - - - - - Place of Use - - - - - +
Twn Rng Sec Tract Lot Acres Code Description County
01S 18E 10 NW NE 5.0 01 IRRIGATION (13) BLAINE
01S 18E 10 SW NE 10.0 01 IRRIGATION (13) BLAINE
01S 18E 10 NE NW 5.0 01 IRRIGATION (13) BLAINE
01S 18E 10 SW NW 30.0 01 IRRIGATION (13) BLAINE
01S 18E 10 SE NW 30.0 01 IRRIGATION (13) BLAINE

Total Acres: 80.0

+ - - Diversion Means -

+ - - Non-Irrigation Use -

+ - - Other Rights for Same Use -

Water right number - 37-07113

Adj. flag translation: Standard Water Right Number

+ - - - - Remarks - - - - -
No Remarks found.

+ - - - - Conditions of Approval - - - - -
R29 - This right when combined with all other rights shall provide no
- more than .02 cfs per acre nor more than 3.0 afa per acre for the
- lands above.

+ - - - - Decree Plaintiff - - - + + - - - - Decree Defendant - - - + + - Decree Date - +
00/00/0000

+ - - Microfilm Rolls -

+ - - Audit Fields - 04/23/85 05/28/88 CONVERT

+ - - - - Water Rights Dates and Flags Area - - - - -

Proof Due Date	- 00/00/0000	Field Exam Made	- 00/00/0000	Field Exam Fee	-
Approved/Denied	- 00/00/0000	Protested Date	- 00/00/0000	Swan Falls	- Z
Proof Made Date	- 00/00/0000	Hearing Date	- 00/00/0000	Temporary Right	- P
Start Work Date	- 00/00/0000	Verified Date	- 04/23/1985	DLE/Carey Act	-
Order Show Cause	- 00/00/0000	Receipt Number	-	Water District	-
Licensed Date	- 04/11/1983	Appl Received	- 00/00/0000	Transfer/Amended	-
Decree Date	- 00/00/0000				

RECORDED
FEB 24 1993

RECEIPT
For Monies Paid
to the
IDAHO DEPARTMENT OF WATER RESOURCES

Receipt No: C004223

Date: 12/21/88
Time: 09:12:30

Received

From: Y-3 RANCH

Type of Payment	Program Acct Class	Amount
ADJUDICATION FEE	0410162 9337 6490	\$130.00
	Total	\$130.00

CHECK 4012

WR/NO: A37-07113

Idaho Department of Water Resources

Region: STATE

Signature: Hele Hamrin

MICROFILMED
FEB 24 1993

10/27/1988

SRBA CLAIMS RECEIVING CHECKLIST

all

CLAIMANT'S NAME Y-3 Ranch CLAIM I. NT. NO. A37-07113

DATE RECEIVED 10-18-88 CK # 0004223 AMOUNT \$ _____

- | | YES | NO |
|--|-------------------------------------|--------------------------|
| 1. Is the name and address complete with zip code? | ☒ | ☐ |
| 2. Is a priority date entered? | ☒ | ☐ |

Is the water use exempt from the Permit requirements, or if it is not exempt, has a Permit been approved or a License issued?
A Permit is required: (1) for groundwater developed after March 25, 1963 (except single family domestic and stockwater wells using less than 13,000 gpd), or (2) for surface water developed after May 20, 1971 (except for instream stockwater). USE CARE IF CLAIM IS RETURNED. REFER TO ADJUDICATION MEMOS # 1 (ADJ. CLAIMS/APPLICATIONS) AND # 9 (REJECTION OF CLAIMS). EXPLAIN IN COMMENTS.

license.
pull over.

- | | | |
|---|-------------------------------------|-------------------------------------|
| 3. (a) Is a source entered? | ☒ | ☐ |
| (b) Is a tributary to entered? (if required) | N/A | ☒ |
| 4. Is the legal description of the p.d. sufficient? | ☒ | ☐ |
| 5. Is there a description of the diverting works? | ☒ | ☐ |
| 6. Are the water uses appropriate for the form? The short form is limited to domestic and stockwater uses with direct diversion. All claims that include storage or instream stockwater must use long form. | ☒ | ☐ |
| Is the period of use included? | ☒ | ☐ |
| Is a quantity claimed for each use? | ☒ | ☐ |
| 7. Is a total quantity claimed entered? | ☒ | ☐ |
| 8. If required is a consumptive use entered? | N/A | ☒ |
| Is the consumptive use correct? | 20028 N/A | ☒ |
| 9. Are the non-irrigation uses listed properly? If this claim is on the short form, and more than one domestic use is listed, single ownership must be stated. If not under single ownership, see Adjudication Memo # 4. | N/A | ☒ |
| 10. Is (are) the place(s) of use and purpose(s) indicated? | ☒ | ☐ |
| 11. Is (are) the county(ies) entered? | ☒ | ☐ |
| 12. Is the ownership of p.u. checked? | ☒ | ☐ |
| 13. Are other water rights listed or "none" indicated? | ☒ | ☐ |
| 14. If required, are remarks correct? (If the claimant does not own the place of use, authority for filing the claim must be explained in the remarks.) | N/A | ☒ |
| 15. Is the basis of the claim indicated? | ☒ | ☐ |
| 16. Is the claim signed by the claimant, and is the signature appropriate? (If an individual is the claimant, has that individual signed the claim, or if an organization is the claimant, is the organization signature block complete?) | ☒ | ☐ |
| Has the claim been signed, sealed, and dated by a notary? | ☒ | ☐ |
| Was this claim filed on time, or was an extension granted? | ☒ | ☐ |
| Is the fee enclosed correct? | Exempt | ☒ |
| If this claim is based on an existing water right, has the identification number been entered? | N/A | ☒ |
| Should this claim be receipted and data entered? | ☒ | ☐ |

Claim checked by: Rat

RECORDED
24 1993

Comments: _____