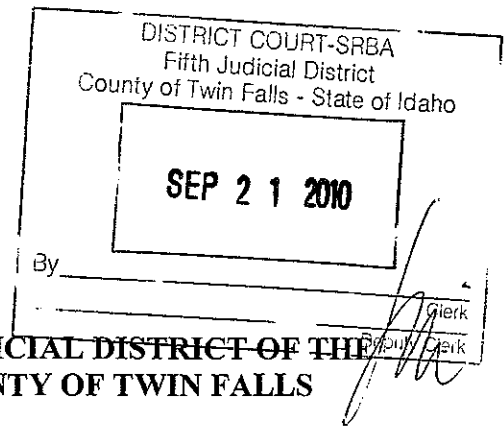


RECEIVED
SEP 22 2010
DEPARTMENT OF
WATER RESOURCES



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	)	Water Right Claims: 37-22490,
	)	37-22540 & 37-22541
Case No. 39576	)	
	)	ORDER GRANTING MOTIONS TO FILE
	)	LATE NOTICE OF CLAIMS
	)	

On June 39, 2010, Indian Creek Ranch Owners Association, Inc., by and through counsel, Dana L. Hofstetter, filed a *Motion to File Late Notice of Claim* for each of the above-captioned water rights. Hearing was held on the *Motions* on September 21, 2010. These *Motions* complied with all procedural requirements under *SRBA Administrative Order 1*, and no objections were made to these late Notices of Claim.

THEREFORE, IT IS ORDERED, that the *Motions to File a Late Notice of Claim* for each of the above-captioned water rights are **granted**.

The original Notices of Claim, as well as any attached filing fees, and a copy of this **Order** will be forwarded to the Idaho Department of Water Resources for further action. Following investigation by the Idaho Department of Water Resources, recommendation for the claims will be reported in the next *Late Claims Director's Report* which is issued on an annual basis. This modifies the provisions of *SRBA Administrative Order 1* 4d(2)(h).

IT IS SO ORDERED.

Dated: September 21, 2010.



ERIC J. WILDMAN
Presiding Judge
Snake River Basin Adjudication

CERTIFICATE OF MAILING

I certify that a true and correct copy of the ORDER GRANTING
MOTIONS TO FILE LATE NOTICE OF CLAIM was mailed on September
21, 2010, with sufficient first-class postage to the following:

INDIAN CREEK RANCH OWNERS

Represented by:
DANA L. HOFSTETTER
608 WEST FRANKLIN STREET
BOISE, ID 83702
Phone: 208-424-7800

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

ORDER

Page 1 9/21/10

FILE COPY FOR 01863

Deputy Clerk

A handwritten signature in cursive script, appearing to read "Julie Murphy", is written over a horizontal line. The signature is fluid and stylized, with the first and last names being clearly legible despite the cursive style.

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 37-22490

Date Received: 9/22/2010

Receipt No: C091739

Received By:

NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

DISTRICT COURT - SRBA Fifth Judicial District County of Twin Falls - State of Idaho JUN 30 2010 By _____ Clerk Deputy Clerk
--

Please type or print clearly

1. Name of Claimant(s) Indian Creek Ranch Owners Association, Inc Phone (208) 788-9887
Mailing Address PO Box 3411 Hailey, Idaho Zip 83333
Street or Box City State
2. Date of Priority (Only one (1) per claim) 4/1/1880
Month Day Year (YYYY)
3. Source of water supply (Check one) Ground Water () or Other (X) (a) Indian Creek/Springs
which is tributary to (b) Dry Stream
4. a. Location of Point of Diversion is: Township _____, Range _____, Section _____,
_____ ¼ of _____ ¼ of _____ ¼, Govt. Lot _____, B.M., County of _____
Parcel (PIN) no. _____
Additional points of diversion if any: _____
If available, GPS Coordinates _____
b. If instream flow, beginning point of claimed instream flow is:
Township 3N, Range 18E, Section 23, SE ¼ of NW ¼,
Govt. Lot _____, B.M., County of Blaine
Ending point is: Township 3N, Range 18E, Section 33, NE ¼ of SW ¼,
Govt. Lot _____, B.M., County of Blaine
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. Indian Creek and bypass past the City of Hailey's intake
structure

Last Name _____ Ident. Number _____

6. Water is claimed for the following purposes:

(both dates are inclusive MM-DD) (cfs) (acre feet)
 For Stockwater purposes from 01-01 to 12-31 amount 0.02 or _____
 For _____ purposes from _____ to _____ amount _____ or _____
 For _____ purposes from _____ to _____ amount _____ or _____
 For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) 0.02 cfs (cfs) and/or (b) _____ (acre feet)

8. Non-irrigation uses; describe fully. (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock, Etc.) 1000 cattle, 2000 sheep and 20 horses

9. 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.

TWN	RNG	SEC	NE				NW				SW				SE				Total
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
3N	18E	22												s	s	s	s	s	
		23							s	s		s							
		27		s			s		s	s		s							
		28													s	s	s		
		33		s			s			s	s								

Parcel (PIN) no(s). _____ Total number of acres irrigated _____

10. In which county (ies) are lands listed above as place of use located? BLAINE

11. Do you own the property listed above as place of use? Yes (X) No (X)
 If your answer is No, describe in Remarks below the authority you have to claim this water right.

12. Describe any other water rights used at the same place and for the same purposes as described above.
 _____ or None ()

13. Remarks: Claimant holds the water right on behalf of its members. The 0.02 cfs amount of water is needed for the length of the Creek.

14. Basis of Claim (Check One) Beneficial Use (X) Posted Notice () License () Permit () Decree ()
Court _____ Decree Date _____ Plaintiff vs Defendant _____

If applicable provide IDWR Water Right Number 37-22490

15. 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 (X) wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of Attachments: one (1) map

For Individuals: I/We do solemnly swear or affirm under penalty of perjury 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 under penalty of perjury that I am

President _____ of Indian Creek Ranch Owners Association, Inc.
Title _____ Organization _____

that I have signed the foregoing document in the space below as

President _____ of Indian Creek Ranch Owners Association, Inc.
Title _____ Organization _____

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

Signature of Authorized Agent Einar B. Hoff Date June 30, 2010
Einar B. Hoff

Title and Organization President, Indian Creek Ranch Owners Association, Inc.

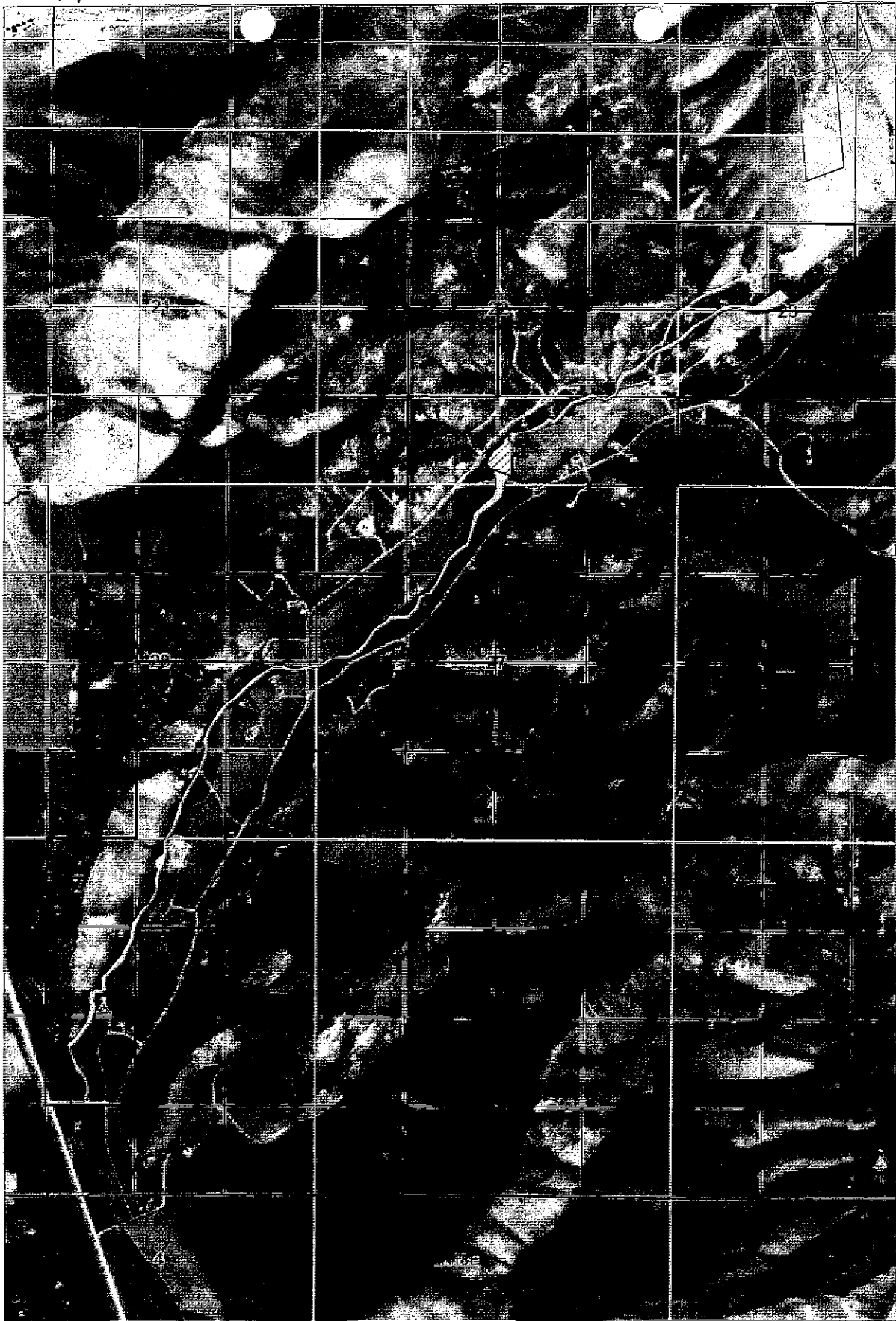
16. Notice of Appearance:

Notice is hereby given that I, Dana L. Hofstetter of Hofstetter Law Office, LLC, 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 Dana L. Hofstetter Date June 30, 2010

Address Hofstetter Law Office, LLC
608 West Franklin Street, Boise, Idaho 83702

Last Name ICROA Ident. Number 37-22490



T3N, R18E
Blaine County, Idaho

0 500 1,000
Feet

Legend

-  Stockwater POD
-  ICROA Stockwater POU
-  Reservoir

Figure 1 Stockwater Claim 37-22490

Indian Creek Ranch Stockwater
Claim 37-22490 Place of Use

Year of Photo: 1984 (CIRP)
February 16, 2010

ERO