

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 37-21332
Date Received:
Receipt No:
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

STEVEN D HOLZMAN TRUST Phone: (208) 726-4421
C/O JAMES P SPECK
PO BOX 987
KETCHUM ID 83340

2. Date of Priority: 03/24/1883

3. Source: BIG WOOD RIVER Trib. to: MALAD RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
03N	18E	6	NE SE	BLAINE	
03N	18E	6	NE SE	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	04/15	10/31	0.07	14.3

7. Total Quantity Appropriated is:
0.07 C.F.S. and/or 14.3 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
03N	18E	7	SE	NE	IRRIGATION	4.1
Section Acres						4.1
Total Acres						4.1

11. Place of use in counties: BLAINE

12. Do you own the property listed above as place of use? No

13. Other Water Rights Used:

14. Remarks:

The total instantaneous diversion of water from all points of diversion under Rights 37-21330 and 37-21332 shall not exceed 0.23 cfs, nor a total combined annual volume of 14.3 af for the irrigation of 4.1 acres.

This right when combined with all other rights shall provide no more than 0.03 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the lands above.

Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 37.

Prior to diversion of water under this approval, the right holder shall provide a means of measurement and lockable controlling works for all authorized points of diversion. The means of measurement and controlling works must be suitable for control of the diversions and acceptable to the watermaster.

This right does not grant any right-of-way or easement across the land of another.

Right Nos. 37-21330 and 37-21332 are used in combination and are diverted at what is locally known as the R-11 and R-11A diversions from the Big Wood River.

Place of use is located within Lots 9, 10 and 29, Gimlet Subdivision No. 11.

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.

15. Basis of Claim: Decreed

COPY

DISTRICT COURT - SRBA
TWIN FALLS CO., IDAHO
FILED _____

2007 NOV 14 PM 2 32

**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. 37-21329, 37-21330,
37-21331, 37-21332

**NOTICE OF COMPLETED
ADMINISTRATIVE PROCEEDING**

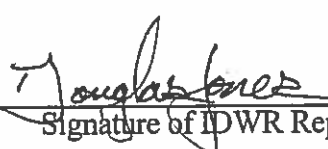
IDWR has completed the following Administrative proceeding: **CHANGE OF ADDRESS**

IDWR certifies that it has completed its investigation into the changes to the elements of the water rights listed above as set forth in the attached *Amended Director's Reports* for said water rights. No other changes have been made to the elements of these water rights except as set forth above.

IDWR has served copies of the *Notice of Completed Administrative Proceeding* and *Director's Report(s)* on the claimant(s), prior claimant(s) and all parties in the subcases affected, if any, as reflected on the attached certificate of mailing.

Dated:

11/13/07


Signature of IDWR Representative

CERTIFICATE OF MAILING

I certify that on 11/14, 2007, I delivered the original and copies of this form, including all attachments, to the following persons, postage prepaid if required and addressed as follows:

Original to:

Clerk of the District Court
Snake River Basin Adjudication
PO Box 2707
Twin Falls ID 83303-2707

Copies to:

Chief Natural Resources Division
Office of the Attorney General
PO Box 44449
Boise ID 83711-4449

United States Dept of Justice
Environment & Natural Resource Div
550 West Fort Street MSC 033
Boise ID 83724

Steven D Holzman Trust
c/o Steve Holzman
1161 Virginia Rd
San Marino CA 91108

James P Speck
Speck & Aanestad
PO Box 987
Ketchum ID 83340



Signature of person or attorney mailing the form

11/05/2007

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

RIGHT NUMBER: 37-21329

NAME AND ADDRESS: STEVEN D HOLZMAN TRUST
C/O STEVE HOLZMAN
1161 VIRGINIA RD
SAN MARINO CA 91108

SOURCE: BIG WOOD RIVER

TRIBUTARY: MALAD RIVER

QUANTITY: 0.060 CFS
3.20 AFY

The total instantaneous diversion of water from all points of diversion under Transfer No. 71412 for wildlife and aesthetic uses shall not exceed 0.09 cfs, nor a total combined annual volume of 3.2 af.

The annual volume of consumptive wildlife and aesthetics uses under right 37-21329 and 37-21331 is 3.2 af per year.

PRIORITY DATE: 12/13/1887

POINT OF
DIVERSION:

T03N R18E S6 NESE Within BLAINE County
T03N R18E S6 NESE Within BLAINE County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
WILDLIFE	01/01 12/31	0.060 CFS 3.20 AFY
AESTHETIC	01/01 12/31	0.060 CFS 3.20 AFY

PLACE OF USE: WILDLIFE in BLAINE County

T03N R18E S07 SENE

AESTHETIC in BLAINE County

T03N R18E S07 SENE

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

A lockable device subject to the approval of the Department shall be maintained on the diverting works in a manner that will provide the watermaster suitable control of the diversion:

Measuring devices of a type approved by this Department shall be maintained at the point of diversion and point of discharge.

Property is also known as Lots 9, 10 & 29, Gimlet Subdivision No. 11.

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

Approval of this transfer in no way grants any right-of-way or easement for use of a delivery system owned by person(s) other than the right owner.

Right Nos. 37-8838, 37-21329 and 37-21331 are used in combination and are diverted at what is locally known as the R-11 and R-11A diversions from the Big Wood River.

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

11/05/2007

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

RIGHT NUMBER: 37-21330

NAME AND ADDRESS: STEVEN D HOLZMAN TRUST
C/O STEVE HOLZMAN
1161 VIRGINIA RD
SAN MARINO CA 91108

SOURCE: BIG WOOD RIVER

TRIBUTARY: MALAD RIVER

QUANTITY: 0.160 CFS
14.30 AFY

This right when combined with all other rights shall provide no more than 0.03 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the lands above.

The total instantaneous diversion of water from all points of diversion under Rights 37-21330 and 37-21332 shall not exceed 0.23 cfs, nor a total combined annual volume of 14.3 af.

PRIORITY DATE: 12/13/1887

POINT OF
DIVERSION:

T03N R18E S6 NESE Within BLAINE County
T03N R18E S6 NESE 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	0.160 CFS 14.30 AFY

PLACE OF USE:

IRRIGATION in BLAINE County

T03N R18E S07 SENE 4.10

4.1 ACRES TOTAL

The rights listed below are limited to the irrigation of a combined total of 4.1 acres in a single irrigation season. Combined Right Nos.: 37-21330 and 37-21332

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

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

Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 37.

Right Nos. 37-21330 and 37-21332 are used in combination and are diverted at what is locally known as the R-11 and R-11A diversions from the Big Wood River.

Prior to diversion of water under this approval, the right holder shall provide a means of measurement and lockable controlling works for all authorized points of diversion. The means of measurement and controlling works must be suitable for control of the diversions and acceptable to the watermaster.

Place of use is located within Lots 9, 10 and 29, Gimlet Subdivision No. 11.

This right does not grant any right-of-way or easement across the land of another.

11/05/2007

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

RIGHT NUMBER: 37-21331

NAME AND ADDRESS: STEVEN D HOLZMAN TRUST
C/O STEVE HOLZMAN
1161 VIRGINIA RD
SAN MARINO CA 91108

SOURCE: BIG WOOD RIVER

TRIBUTARY: MALAD RIVER

QUANTITY: 0.030 CFS
3.20 AFY

The annual volume of consumptive wildlife and aesthetics uses under right 37-21329 and 37-21331 is 3.2 af per year.

The total instantaneous diversion of water from all points of diversion under Transfer No. 71412 for wildlife and aesthetic uses shall not exceed 0.09 cfs, nor a total combined annual volume of 3.2 af.

PRIORITY DATE: 03/24/1883

POINT OF
DIVERSION:

T03N R18E S6 NESE Within BLAINE County
T03N R18E S6 NESE Within BLAINE County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
AESTHETIC	01/01 12/31	0.030 CFS 3.20 AFY
WILDLIFE	01/01 12/31	0.030 CFS 3.20 AFY

PLACE OF USE: WILDLIFE in BLAINE County

T03N R18E S07 SENE

AESTHETIC in BLAINE County

T03N R18E S07 SENE

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

Approval of this transfer in no way grants any right-of-way or easement for use of a delivery system owned by person(s) other than the right owner.

A lockable device subject to the approval of the Department shall be maintained on the diverting works in a manner that will provide the watermaster suitable control of the diversion.

Property is also known as Lots 9, 10 & 29, Gimlet Subdivision No. 11.

Right Nos. 37-8838, 37-21329 and 37-21331 are used in combination and are diverted at what is locally known as the R-11 and R-11A diversions from the Big Wood River.

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

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

Measuring devices of a type approved by this Department shall be maintained at the point of diversion and point of discharge.

11/05/2007

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

RIGHT NUMBER: 37-21332

NAME AND ADDRESS: STEVEN D HOLZMAN TRUST
C/O STEVE HOLZMAN
1161 VIRGINIA RD
SAN MARINO CA 91108

SOURCE: BIG WOOD RIVER

TRIBUTARY: MALAD RIVER

QUANTITY: 0.070 CFS
14.30 AFY

The total instantaneous diversion of water from all points of diversion under Rights 37-21330 and 37-21332 shall not exceed 0.23 cfs, nor a total combined annual volume of 14.3 af.

This right when combined with all other rights shall provide no more than 0.03 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the lands above.

PRIORITY DATE: 03/24/1883

POINT OF
DIVERSION:

T03N R18E S6 NESE Within BLAINE County
T03N R18E S6 NESE 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	0.070 CFS 14.30 AFY

PLACE OF USE: IRRIGATION in BLAINE County

T03N R18E S07 SENE 4.10

4.1 ACRES TOTAL

The rights listed below are limited to the irrigation of a combined total of 4.1 acres in a single irrigation season. Combined Right Nos.: 37-21330 and 37-21332

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

This right does not grant any right-of-way or easement across the land of another.

Prior to diversion of water under this approval, the right holder shall provide a means of measurement and lockable controlling works for all authorized points of diversion. The means of measurement and controlling works must be suitable for control of the diversions and acceptable to the watermaster.

Right Nos. 37-21330 and 37-21332 are used in combination and are diverted at what is locally known as the R-11 and R-11A diversions from the Big Wood River.

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

Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 37.

Place of use is located within Lots 9, 10 and 29, Gimlet Subdivision No. 11.



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 1341 Fillmore Street, Suite 200 • Twin Falls, Idaho 83301-3380

Phone: (208) 736-3033 • Fax: (208) 736-3037 • Web Site: www.idwr.idaho.gov

C. L. "BUTCH" OTTER
Governor

DAVID R. TUTHILL, JR.
Director

November 14, 2007

STEVEN D HOLZMAN TRUST
C/O STEVE HOLZMAN
1161 VIRGINIA RD
SAN MARINO CA 91108

RE: SRBA Claim(s) 37-21329, 37-21330, 37-21331, 37-21332

Dear Claimant:

Please find the enclosed copy of the Notice of Completed Administrative Proceeding, which the department has filed with the SRBA Court regarding the above referenced claims. You have received this notice pursuant to SRBA Court Administrative Order 11 requiring IDWR to report to the court and interested parties any pending changes to adjudication claims in basins for which a Director's Report has been filed with the court.

Please contact this office if you have any questions about the notice or the administrative process.

Sincerely,

Trish Fawcett
Technical Records Specialist

Enclosure

cc: JAMES P SPECK
SPECK & AANESTAD
PO BOX 987
KETCHUM ID 83340

RECEIVED

NOV 02 2007

DEPT. OF WATER RESOURCES
SOUTHERN REGION

SNAKE RIVER BASIN ADJUDICATION
CHANGE IN ADDRESS OF NOTICE OF CLAIM

ORIGINAL IN RED

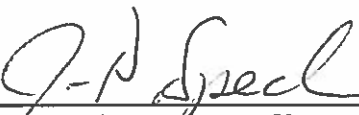
Claim Number (s): 37-21329, 37-21330, 37-21331, 37-21332

Previous Mailing Address: Steven D. Holzman Trust
c/o James P. Speck
P.O. Box 987
Ketchum, ID 83340

New Mailing Address: Steven D. Holzman Trust
c/o Steve Holzman
1161 Virginia Road
San Marino, California 91108

Telephone Number: (208) 726-6200

Signature of Claimant(s):


James P. Speck, Attorney of Record

Please return this completed form to:

Adjudication Bureau
Idaho Dept. of Water Resources
1301 N. Orchard St.
Boise, ID 83706-2237
Ph. 1/800/451-4129 or
FAX 208/327-5400

Adjudication Bureau
Idaho Dept. of Water Resources
2735 Airport Way
Boise, ID 83705-5082
Ph. 208/334-2190
FAX 208/334-2348

Adjudication Bureau
Idaho Dept. of Water Resources
1341 Fillmore St., Ste. 200
Twin Falls, ID 83301-3380 or
FAX 208/736-3037

Adjudication Bureau
Idaho Dept. of Water Resources
900 N. Skyline, Ste. A
Idaho Falls, ID 83402-3653
FAX 208/525-7177

SS
ADDRESS FM
Revised 12/13/99

IDWR Use Only:
Data Entry: _____

Date: _____

RECEIVED

NOV 02 2007

DEPT. OF WATER RESOURCES
SOUTHERN REGION

SPECK & AANESTAD
A PROFESSIONAL CORPORATION
ATTORNEYS

120 EAST AVENUE
POST OFFICE BOX 987
KETCHUM, IDAHO 83340

JAMES P. SPECK
jim@speckandaanestad.com
DOUGLAS J. AANESTAD
doug@speckandaanestad.com

TELEPHONE
(208) 726-4421
FACSIMILE
(208) 726-0752

November 1, 2007

Ms. Trish Fawcett
Idaho Department of Water Resources
1341 Fillmore, Suite 200
Twin Falls, Idaho 83301

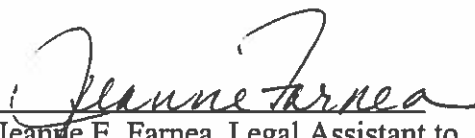
**Re: *Water Right Nos.: 37-21329, 37-21330, 37-21331, 37-21332;
 Steven D. Holzman Trust***

Dear Trish:

Enclosed for filing please find the original and one copy of an Address Change Notice for the above-referenced water rights. Please return the receipt date-stamped copy to our office in the postage prepaid, self-addressed envelope provided. Kindly call if you have any questions. Thank you.

Sincerely yours,

SPECK & AANESTAD
A Professional Corporation

By: 
Jeanne E. Farnea, Legal Assistant to
James P. Speck

Enclosure

cc: client (w/encl.)

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 71412

This is to certify that: STEVEN D HOLZMAN TRUST

C/O JAMES P SPECK
PO BOX 987
KETCHUM ID 83340
(208) 726-4421

has requested a change to the water right(s) listed below. This change in water right(s) is authorized pursuant to the provisions of Section 42-222, Idaho Code. A summary of the changes is also listed below. The authorized change for each affected water right, including conditions of approval, is shown on the following pages of this document.

Summary of Water Rights Before the Proposed Change

<u>Right</u>	<u>Origin/Basis</u>	<u>Priority</u>	<u>Rate</u>	<u>Volume</u>	<u>Acre Limit</u>	<u>Total Acres</u>	<u>Source</u>
37-154D	AJC/Decreed	12/13/1887	0.22 cfs	19.6 af	N/A	N/A	BIG WOOD RIVER
37-14260B	AJC/Decreed	03/24/1883	0.1 cfs	19.6 af	N/A	N/A	BIG WOOD RIVER

Purpose of Transfer (Changes Proposed)

<u>Current Number</u>	<u>Split</u>	<u>POD</u>	<u>POU</u>	<u>Add POD</u>	<u>Period of Use</u>	<u>Nature of Use</u>
37-154D	YES	NO	NO	NO	YES	YES
37-14260B	YES	NO	NO	NO	YES	YES

Summary of Water Rights After the Approved Change

<u>Existing Right</u>	<u>New No. (changed portion)</u>	<u>Transfer Rate</u>	<u>Transfer Volume</u>	<u>Acre Limit</u>	<u>Total Acres</u>	<u>New No. (remaining portion)</u>	<u>Remaining Rate</u>	<u>Remaining Volume</u>	<u>Remaining Acre Limit</u>	<u>Remaining Total Acres</u>
37-154D	37-21330	0.16 cfs	14.3 af	N/A	4.1	37-21329	0.06 cfs	3.2 af	N/A	N/A
37-14260B	37-21332	0.07 cfs	14.3 af	N/A	4.1	37-21331	0.03 cfs	3.2 af	N/A	N/A
COMBINED										
TOTALS		0.23 cfs	14.3 af	N/A	4.1		0.09 cfs	3.2 af	N/A	N/A

Detailed Water Right Description(s) attached

Dated this 23rd day of November, 2004



Chief, Water Allocation Bureau

**WATER RIGHT NO. 37-21329
As Modified by Transfer No. 71412**

In accordance with the approval of Transfer No. 71412, Water Right No. 37-21329 is now described as follows.

Right Holder: STEVEN D HOLZMAN TRUST
C/O JAMES P SPECK
PO BOX 987
KETCHUM ID 83340

Priority Date: December 13, 1887

Source: BIG WOOD RIVER

Tributary: MALAD RIVER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
WILDLIFE	01/01	to 12/31	0.06 CFS	3.2 AF
AESTHETIC	01/01	to 12/31	0.06 CFS	3.2 AF
			0.06 CFS	3.2 AF

LOCATION OF POINT(S) OF DIVERSION:

BIG WOOD RIVER NESE Sec. 6 Twp 03N Rge 18E BLAINE County

BIG WOOD RIVER NESE Sec. 6 Twp 03N Rge 18E BLAINE County

PLACE OF USE: WILDLIFE

Twp Rge Sec	NE				NW				SW				SE				Totals
03N 18E 7	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
			X														

PLACE OF USE: AESTHETIC

Twp Rge Sec	NE				NW				SW				SE				Totals
03N 18E 7	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
			X														

CONDITIONS OF APPROVAL

1. The total instantaneous diversion of water from all points of diversion under Transfer No. 71412 for wildlife and aesthetic uses shall not exceed 0.09 cfs, nor a total combined annual volume of 3.2 af.
2. The annual volume of consumptive wildlife and aesthetics uses under right 37-21329 and 37-21331 is 3.2 af per year.
3. Use of water under this water right will be regulated by the watermaster of State Water District No. 37.

WATER RIGHT NO. 37-21329
As Modified by Transfer No. 71412

CONDITIONS OF APPROVAL

4. Measuring devices of a type approved by this Department shall be maintained at the point of diversion and point of discharge.
5. A lockable device subject to the approval of the Department shall be maintained on the diverting works in a manner that will provide the watermaster suitable control of the diversion.
6. Approval of this transfer in no way grants any right-of-way or easement for use of a delivery system owned by person(s) other than the right owner.
7. Right Nos. 37-8838, 37-21329 and 37-21331 are used in combination and are diverted at what is locally known as the R-11 and R-11A diversions from the Big Wood River.
8. Place of use is located within Lots 9, 10 and 29, Gimlet Subdivision No. 11.
9. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
10. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
11. 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.

This water right is subject to all prior water rights and shall be administered in accordance with Idaho law and applicable rules of the Department of Water Resources.

Dated this 23rd day of November, 2004



Chief, Water Allocation Bureau

WATER RIGHT NO. 37-21330
As Modified by Transfer No. 71412

In accordance with the approval of Transfer No. 71412, Water Right No. 37-21330 is now described as follows.

Right Holder: STEVEN D HOLZMAN TRUST
 C/O JAMES P SPECK
 PO BOX 987
 KETCHUM ID 83340

Priority Date: December 13, 1887

Source: BIG WOOD RIVER

Tributary: MALAD RIVER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/15 to 10/31		0.16 CFS	14.3 AF
			0.16 CFS	14.3 AF

LOCATION OF POINT(S) OF DIVERSION:

BIG WOOD RIVER NESE Sec. 6 Twp 03N Rge 18E BLAINE County

BIG WOOD RIVER NESE Sec. 6 Twp 03N Rge 18E BLAINE County

PLACE OF USE: IRRIGATION

Twp	Rge	Sec	NE			NW			SW			SE			Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
03N	18E	7				4.1									4.1

Total Acres: 4.1

CONDITIONS OF APPROVAL

1. The total instantaneous diversion of water from all points of diversion under Rights 37-21330 and 37-21332 shall not exceed 0.23 cfs, nor a total combined annual volume of 14.3 af for the irrigation of 4.1 acres.
2. This right when combined with all other rights shall provide no more than 0.03 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the lands above.
3. Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 37.
4. Prior to diversion of water under this approval, the right holder shall provide a means of measurement and lockable controlling works for all authorized points of diversion. The means of measurement and controlling works must be suitable for control of the diversions and acceptable to the watermaster.

WATER RIGHT NO. 37-21330
As Modified by Transfer No. 71412

CONDITIONS OF APPROVAL

5. This right does not grant any right-of-way or easement across the land of another.
6. Right Nos. 37-21330 and 37-21332 are used in combination and are diverted at what is locally known as the R-11 and R-11A diversions from the Big Wood River.
7. Place of use is located within Lots 9, 10 and 29, Gimlet Subdivision No. 11.
8. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
9. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
10. 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.

This water right is subject to all prior water rights and shall be administered in accordance with Idaho law and applicable rules of the Department of Water Resources.

Dated this 23rd day of November, 2004



Chief, Water Allocation Bureau

WATER RIGHT NO. 37-21331

As Modified by Transfer No. 71412

In accordance with the approval of Transfer No. 71412, Water Right No. 37-21331 is now described as follows.

Right Holder: STEVEN D HOLZMAN TRUST
C/O JAMES P SPECK
PO BOX 987
KETCHUM ID 83340

Priority Date: March 24, 1883

Source: BIG WOOD RIVER

Tributary: MALAD RIVER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
AESTHETIC	01/01 to	12/31	0.03 CFS	3.2 AF
WILDLIFE	01/01 to	12/31	0.03 CFS	3.2 AF
			0.03 CFS	3.2 AF

LOCATION OF POINT(S) OF DIVERSION:

BIG WOOD RIVER NESE Sec. 6 Twp 03N Rge 18E BLAINE County

BIG WOOD RIVER NESE Sec. 6 Twp 03N Rge 18E BLAINE County

PLACE OF USE: AESTHETIC

Twp	Rge	Sec	NE			NW			SW			SE			Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
03N	18E	7				X									

PLACE OF USE: WILDLIFE

Twp	Rge	Sec	NE			NW			SW			SE			Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
03N	18E	7				X									

CONDITIONS OF APPROVAL

1. The total instantaneous diversion of water from all points of diversion under Transfer No. 71412 for wildlife and aesthetic uses shall not exceed 0.09 cfs, nor a total combined annual volume of 3.2 af.
2. The annual volume of consumptive wildlife and aesthetics uses under right 37-21329 and 37-21331 is 3.2 af per year.
3. Use of water under this water right will be regulated by the watermaster of State Water District No. 37.

WATER RIGHT NO. 37-21331
As Modified by Transfer No. 71412

CONDITIONS OF APPROVAL

4. Measuring devices of a type approved by this Department shall be maintained at the point of diversion and point of discharge.
5. A lockable device subject to the approval of the Department shall be maintained on the diverting works in a manner that will provide the watermaster suitable control of the diversion.
6. Approval of this transfer in no way grants any right-of-way or easement for use of a delivery system owned by person(s) other than the right owner.
7. Right Nos. 37-8838, 37-21329 and 37-21331 are used in combination and are diverted at what is locally known as the R-11 and R-11A diversions from the Big Wood River.
8. Place of use is located within Lots 9, 10 and 29, Gimlet Subdivision No. 11.
9. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
10. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
11. 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.

This water right is subject to all prior water rights and shall be administered in accordance with Idaho law and applicable rules of the Department of Water Resources.

Dated this 23rd day of November, 2004



Chief, Water Allocation Bureau

WATER RIGHT NO. 37-21332
As Modified by Transfer No. 71412

In accordance with the approval of Transfer No. 71412, Water Right No. 37-21332 is now described as follows.

Right Holder: STEVEN D HOLZMAN TRUST
 C/O JAMES P SPECK
 PO BOX 987
 KETCHUM ID 83340

Priority Date: March 24, 1883

Source: BIG WOOD RIVER

Tributary: MALAD RIVER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/15 to	10/31	0.07 CFS	14.3 AF
			0.07 CFS	14.3 AF

LOCATION OF POINT(S) OF DIVERSION:

BIG WOOD RIVER NESE Sec. 6 Twp 03N Rge 18E BLAINE County

BIG WOOD RIVER NESE Sec. 6 Twp 03N Rge 18E BLAINE County

PLACE OF USE: IRRIGATION

Twp	Rge	Sec	NE	NW	SW	SE	Totals
03N	18E	7	NE	NW	SW	SE	4.1

Total Acres: 4.1

CONDITIONS OF APPROVAL

1. The total instantaneous diversion of water from all points of diversion under Rights 37-21330 and 37-21332 shall not exceed 0.23 cfs, nor a total combined annual volume of 14.3 af for the irrigation of 4.1 acres.
2. This right when combined with all other rights shall provide no more than 0.03 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the lands above.
3. Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 37.
4. Prior to diversion of water under this approval, the right holder shall provide a means of measurement and lockable controlling works for all authorized points of diversion. The means of measurement and controlling works must be suitable for control of the diversions and acceptable to the watermaster.

WATER RIGHT NO. 37-21332
As Modified by Transfer No. 71412

CONDITIONS OF APPROVAL

5. This right does not grant any right-of-way or easement across the land of another.
6. Right Nos. 37-21330 and 37-21332 are used in combination and are diverted at what is locally known as the R-11 and R-11A diversions from the Big Wood River.
7. Place of use is located within Lots 9, 10 and 29, Gimlet Subdivision No. 11.
8. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
9. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
10. 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.

This water right is subject to all prior water rights and shall be administered in accordance with Idaho law and applicable rules of the Department of Water Resources.

Dated this 23rd day of November, 2004



Chief, Water Allocation Bureau