

State of Idaho
Department of Water Resources
Water Right License

WATER RIGHT NO. 37-08721

Priority: April 26, 1991

Maximum Diversion Volume: 1.6 AF

It is hereby certified that INDIAN CREEK RANCH OWNERS ASSN INC
PO BOX 3411
HAILEY ID 83333-3411 has complied with the terms and
conditions of the permit, issued pursuant to Application for Permit dated April 26, 1991; and has
submitted Proof of Beneficial Use on December 07, 1995. An examination indicates that the works have
a capacity of 0.8 acre feet of water from:

SOURCE

INDIAN CREEK

Tributary: BIG WOOD RIVER

and a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>ANNUAL DIVERSION VOLUME</u>
RECREATION STORAGE	01/01 to 12/31	1.6 AF
WILDLIFE STORAGE	01/01 to 12/31	1.6 AF

LOCATION OF POINT(S) OF DIVERSION:

INDIAN CREEK NW1/4NW1/4NE1/4 Sec. 33, Twp 03N, Rge 18E, B.M.
BLAINE County

PLACE OF USE: RECREATION STORAGE

Twp Rge Sec	NE				NW				SW				SE				
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
03N 18E 33		X															

PLACE OF USE: WILDLIFE STORAGE

Twp Rge Sec	NE				NW				SW				SE				
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
03N 18E 33		X															

CONDITIONS OF APPROVAL

1. 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.

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2. When ordered by the Director, the right holder shall provide mitigation acceptable to the Director to offset depletion of lower Snake River flows needed for migrating anadromous fish. The amount of water required for mitigation, which is to be released into the Snake River or a tributary for this purpose, will be determined by the Director based upon the reduction in flow caused by the use of water pursuant to this right. Any order of the Director issued in accordance with this paragraph shall be in conformance with applicable rules allowing the right holder due process as the need for mitigation and the amount of mitigation are determined.
3. Wildlife storage is for one pond with a total capacity 0.8 AF. The right authorizes the annual diversion of 0.8 AF to fill the pond and 0.8 AF to replace evaporative losses from the pond.
4. Upon specific notification by the department, the right holder shall install a measuring device of a type acceptable to the Department in a manner that will provide the watermaster suitable control of the diversion.

This license is issued pursuant to the provisions of Section 42-219, Idaho Code. The water right confirmed by this license is subject to all prior water rights and shall be used in accordance with Idaho law and applicable rules of the Department of Water Resources.

Signed and sealed this 4th day of March, 2011.

FOR



GARY SPACKMAN
Interim Director

State of Idaho
Department of Water Resources
Attachment To Water Right License
37-8721

This map depicts the RECREATION STORAGE and WILDLIFE STORAGE place of use boundary for this water right at the time of this approval and is attached to the approval document solely for illustrative purposes.



Legend

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

0 160 320 640 Feet



State of Idaho
Department of Water Resources
APPLICATION FOR AMENDMENT

(For Licensing Purposes)
WATER RIGHT NO. 37-08721

RECEIVED
JAN 13 2011
DEPT. OF WATER RESOURCES
SOUTHERN REGION

Date of Priority: April 26, 1991

Maximum Diversion Rate:

Maximum Diversion Volume: 1.6 AF

Comes now INDIAN CREEK RANCH OWNERS ASSN INC
PO BOX 3411

HAILEY ID 83333-3411 and represents to the Director of the Idaho Department
of Water Resources that he is the owner and holder of Permit to Appropriate the Public Waters of the
State of Idaho No. 37-08721, and requests that the permit be changed as follows:

Source: INDIAN CREEK**Tributary:** BIG WOOD RIVER

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>ANNUAL VOLUME</u>
RECREATION STORAGE	01/01 to 12/31	1.6 AF
WILDLIFE STORAGE	01/01 to 12/31	1.6 AF

LOCATION OF POINT(S) OF DIVERSION:

INDIAN CREEK NW 1/4NW 1/4NE 1/4 Sec. 33, Twp 03N, Rge 18E, B.M.
BLAINE County

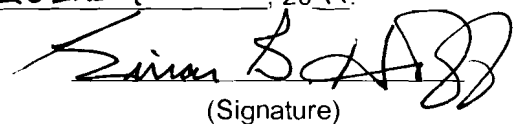
PLACE OF USE: RECREATION STORAGE

Twp Rge Sec	NE				NW				SW				SE				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
03N 18E 33		X															

PLACE OF USE: WILDLIFE STORAGE

Twp Rge Sec	NE				NW				SW				SE				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
03N 18E 33		X															

Permit holder asserts that no one will be injured by such change and that such change will be made at
permit holder's own risk. Signed this 12th day of January, 2011.


(Signature)

State of Idaho
Department of Water Resources
APPLICATION FOR AMENDMENT
(For Licensing Purposes)
WATER RIGHT NO. 37-08721

FOR DEPARTMENT USE ONLY
Preliminary check by ^{WM} Bill Fee = 50.00 Receipted by ^{WM} Bill # 5031760 Date 1/19/2011

ACTION OF THE DEPARTMENT OF WATER RESOURCES

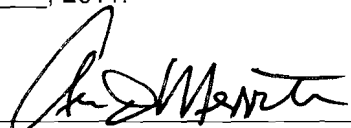
I, GARY SPACKMAN, of the Department of Water Resources hereby approve the above Application for Amendment for Permit No. 37-08721 with the following:

CONDITIONS OF APPROVAL

1. 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.
2. When ordered by the Director, the right holder shall provide mitigation acceptable to the Director to offset depletion of lower Snake River flows needed for migrating anadromous fish. The amount of water required for mitigation, which is to be released into the Snake River or a tributary for this purpose, will be determined by the Director based upon the reduction in flow caused by the use of water pursuant to this right. Any order of the Director issued in accordance with this paragraph shall be in conformance with applicable rules allowing the right holder due process as the need for mitigation and the amount of mitigation are determined.
3. Wildlife storage is for one pond with a total capacity 0.8 AF. The right authorizes the annual diversion of 0.8 AF to fill the pond and 0.8 AF to replace evaporative losses from the pond.
4. Upon specific notification by the Department, the right holder shall install a measuring device of a type acceptable to the Department in a manner that will provide the watermaster suitable control of the diversion.

Witness my hand this 4th day of March, 2011.

FDR


GARY SPACKMAN
Interim Director