



State of Idaho

## DEPARTMENT OF WATER RESOURCES

322 East Front Street • P.O. Box 83720 • Boise, Idaho 83720-0098

Phone: (208) 287-4800 • Fax: (208) 287-6700 • Web Site: [www.idwr.idaho.gov](http://www.idwr.idaho.gov)

C. L. "BUTCH" OTTER  
Governor

GARY SPACKMAN  
Interim Director

December 14, 2009

DRY LOT LLC  
116 VALLEY CLUB DR  
HAILEY ID 83333

OLD CUTTERS INC  
PO BOX 4944  
KETCHUM ID 83340

RE: Transfer No. 74449  
Water Right No(s). 37-22313, 37-22318, 37-22323

### Transfer Approval Notice

Dear Water Right Holder and Transfer Applicant:

The Department of Water Resources has issued the enclosed approved Transfer of Water Right(s). Please be sure to thoroughly review the conditions of approval and remarks listed on the approval document. Also enclosed are copies of the Department's staff memoranda that provide an explanation for the water use authorized by this transfer approval.

The Transfer of Water Right(s) is a PRELIMINARY ORDER issued by the Department pursuant to section 67-5243, Idaho Code. It can and will become a final order without further action by the Department unless the APPLICANT petitions for reconsideration or files an exception and/or brief within fourteen (14) days of the service date as described in the enclosed information sheet.

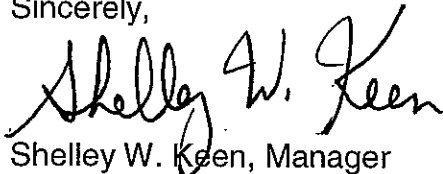
ANY PERSON aggrieved by any decision, determination, order or action of the Department and who has not previously been afforded an opportunity for a hearing on the matter may request a hearing pursuant to section 42-1701A(3), Idaho Code. A written petition contesting the action of the Department and requesting a hearing shall be filed within fifteen (15) days after receipt of the denial or conditional approval.

If the transfer approval includes a condition requiring measuring and recording devices, such devices shall comply with specifications established by the Department. Detailed specifications are available on the Department's homepage on the Internet, or you can request a copy by contacting any office of the Department. Please be sure to thoroughly review the specifications to avoid unnecessary costs for reinstallation or modification due to non-conforming or improperly installed devices.

Please note that water right owners are required to report any change of water right ownership and/or mailing address to the Department within 120 days of the change. Failure to report these changes could result in a \$100 late filing fee. Contact any office of the Department or visit the Department's website to obtain the proper forms and instructions.

If you have any questions, please contact me at 208-287-4947.

Sincerely,

A handwritten signature in black ink that reads "Shelley W. Keen". The signature is fluid and cursive, with the first letters of each name being capitalized and prominent.

Shelley W. Keen, Manager  
Water Rights Permits Section

Enclosure(s)

cc: CHARLES E BROCKWAY  
TRAVIS L THOMPSON  
BIG WOOD CANAL COMPANY  
INDIAN CREEK RANCH OWNERS ASSN INC

## **CERTIFICATE OF SERVICE**

I hereby certify that on December 14, 2009 I mailed a true and correct copy, postage prepaid, of the foregoing TRANSFER APPROVAL to the person(s) listed below:

**RE: TRANSFER NO. 74449**

**WATER RIGHTS NOS. 37-22313, 37-22318, 37-22323**

**CHARLES E BROCKWAY  
C/O BROCKWAY ENGINEERING  
2016 N WASHINGTON ST #4  
TWIN FALLS ID 83301**

**TRAVIS L THOMPSON  
BARKER ROSHOLT & SIMPSON LLP  
113 MAIN AVE WEST STE 303  
PO BOX 485  
TWIN FALLS ID 83303-0485**

**DRY LOT LLC  
116 VALLEY CLUB DR  
HAILEY ID 83333**

**OLD CUTTERS INC  
PO BOX 4944  
KETCHUM ID 83340**

**BIG WOOD CANAL COMPANY  
C/O CRAIG HOBDEY  
PO BOX 176  
GOODING ID 83330**

**INDIAN CREEK RANCH OWNERS ASSN INC  
C/O DANA L HOFSTETTER  
HOFSTETTER LAW OFFICE LLC  
608 WEST FRANKLIN ST  
BOISE ID 83702**



---

**Danni M. Smith  
Office Services Supervisor**