

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 74661

This is to certify that: OLD CUTTERS INC
 PO BOX 4944
 KETCHUM ID 83340
 (208)578-3636

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>
37-21130	WR/Decreed	03/24/1883	0.41 cfs	N/A	N/A	66.0	BIG WOOD RIVER
37-21137	WR/Decreed	03/24/1883	3.20 cfs	N/A	N/A	66.0	BIG WOOD RIVER
37-21139	WR/Decreed	03/24/1883	0.39 cfs	N/A	N/A	66.0	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>
37-21130	YES	NO	NO	NO	NO	YES
37-21137	YES	NO	NO	NO	NO	YES
37-21139	YES	NO	NO	NO	NO	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>
37-21137	37-22309	0.24 cfs	N/A	N/A	4.8	37-22310	2.83 cfs	N/A	N/A	58.5
(37-21137)	37-22312	0.13 cfs	4.4 af	N/A	N/A		N/A	N/A	N/A	N/A
37-21139	37-22314	0.03 cfs	N/A	N/A	4.8	37-22315	0.34 cfs	N/A	N/A	58.5
(37-21139)	37-22317	0.02 cfs	0.6 af	N/A	N/A		N/A	N/A	N/A	N/A
37-21130	37-22319	0.03 cfs	N/A	N/A	4.8	37-22320	0.36 cfs	N/A	N/A	58.5
(37-21130)	37-22322	0.02 cfs	0.6 af	N/A	N/A		N/A	N/A	N/A	N/A
IRRIGATION TOTALS		0.30cfs	N/A	N/A	4.8		3.53 cfs	N/A	N/A	58.5
POND TOTALS		0.17 cfs	5.6 af	N/A	N/A		N/A	N/A	N/A	N/A
TRANSFER TOTALS		0.47 cfs	N/A	N/A	4.8		N/A	N/A	N/A	N/A

SUPPORT DATA

37-21130

SCANNED
 SEP 30 2009

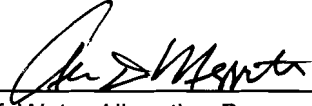
ad 2009

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 74661

Detailed Water Right Description(s) attached

Dated this 15th day of September, 20 09

FOR



Chief, Water Allocation Bureau

WATER RIGHT NO. 37-22312
As Modified by Transfer No. 74661

In accordance with the approval of Transfer No. 74661, Water Right No. 37-22312 is now described as follows.

Right Holder: OLD CUTTERS INC
 PO BOX 4944
 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>
DIVERSION TO STORAGE	04/15 to	10/31	0.13 CFS	
FIRE PROTECTION STORAGE	01/01 to	12/31		4.4 AF
AESTHETIC STORAGE	01/01 to	12/31		4.4 AF
			0.13 CFS	4.4 AF

LOCATION OF POINT(S) OF DIVERSION:

BIG WOOD RIVER SWNW Sec. 20 Twp 03N Rge 18E BLAINE County

PLACE OF USE: FIRE PROTECTION STORAGE

Twp Rge Sec	NE				NW				SW				SE				Totals
02N 18E 4	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	X

PLACE OF USE: AESTHETIC STORAGE

Twp Rge Sec	NE				NW				SW				SE				Totals
02N 18E 4	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	X

WATER RIGHT NO. 37-22312
As Modified by Transfer No. 74661

CONDITIONS OF APPROVAL

1. The point of diversion for this right is locally known as Headgate #22 in Water District 37 for delivery to the Hiawatha Canal.
2. 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.
3. The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion.
4. The two (2) ponds established by the storage of water under rights 37-22312, 37-22317 and 37-22322 shall not exceed a total capacity of 4.4 acre-feet or a total surface area of 0.7 acres.
5. Rights 37-22312, 37-22317 and 37-22322 authorize the diversion of an annual total of 5.6 acre-feet to be used for the initial filling and subsequent annual filling of the two (2) ponds and/or for the replacement of losses caused by evaporation. This volume does not include or limit reasonable conveyance loss for delivery of water through the Hiawatha Canal to the ponds which is a part of the listed rights.
6. The right holder shall install and maintain an impermeable liner in the two ponds to eliminate seepage losses.
7. Water shall not be diverted from fire protection storage except to fight or repel an existing fire.
8. The approval of this transfer redefines all of the elements of this water right, and the new use of water authorized by this approval shall constitute the full extent of the right.
9. The right holder shall accomplish the change authorized by this transfer within one 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. Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.

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 15th day of September, 20 09



for Chief, Water Allocation Bureau

WATER RIGHT NO. 37-22317
As Modified by Transfer No. 74661

In accordance with the approval of Transfer No. 74661, Water Right No. 37-22317 is now described as follows.

Right Holder: OLD CUTTERS INC
 PO BOX 4944
 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 STORAGE	01/01 to	12/31		0.6 AF
FIRE PROTECTION STORAGE	01/01 to	12/31		0.6 AF
DIVERSION TO STORAGE	04/15 to	10/31	0.02 CFS	
			0.02 CFS	0.6 AF

LOCATION OF POINT(S) OF DIVERSION:

BIG WOOD RIVER SWNW Sec. 20 Twp 03N Rge 18E BLAINE County

PLACE OF USE: AESTHETIC STORAGE

Twp Rge Sec	NE				NW				SW				SE				Totals
	<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	
02N 18E 4													X				

PLACE OF USE: FIRE PROTECTION STORAGE

Twp Rge Sec	NE				NW				SW				SE				Totals
	<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	
02N 18E 4													X				

WATER RIGHT NO. 37-22317
As Modified by Transfer No. 74661

CONDITIONS OF APPROVAL

1. The point of diversion for this right is locally known as Headgate #22 in Water District 37 for delivery to the Hiawatha Canal.
2. 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.
3. The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion(s).
4. The two (2) ponds established by the storage of water under rights 37-22312, 37-22317 and 37-22322 shall not exceed a total capacity of 4.4 acre-feet or a total surface area of 0.7 acres.
5. Rights 37-22312, 37-22317 and 37-22322 authorize the diversion of an annual total of 5.6 acre-feet to be used for the initial filling and subsequent annual filling of the two (2) ponds and/or for the replacement of losses caused by evaporation. This volume does not include or limit reasonable conveyance loss for delivery of water through the Hiawatha Canal to the ponds which is a part of the listed rights.
6. The right holder shall install and maintain an impermeable liner in the two ponds to eliminate seepage losses.
7. Water shall not be diverted from fire protection storage except to fight or repel an existing fire.
8. The approval of this transfer redefines all of the elements of this water right, and the new use of water authorized by this approval shall constitute the full extent of the right.
9. The right holder shall accomplish the change authorized by this transfer within one 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. Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.

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 15th day of September, 20 09

FOR



Chief, Water Allocation Bureau

WATER RIGHT NO. 37-22322
As Modified by Transfer No. 74661

In accordance with the approval of Transfer No. 74661, Water Right No. 37-22322 is now described as follows.

Right Holder: OLD CUTTERS INC
 PO BOX 4944
 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 STORAGE	01/01 to	12/31		0.6 AF
FIRE PROTECTION STORAGE	01/01 to	12/31		0.6 AF
DIVERSION TO STORAGE	04/15 to	10/31	0.02 CFS	
			0.02 CFS	0.6 AF

LOCATION OF POINT(S) OF DIVERSION:

BIG WOOD RIVER SWNW Sec. 20 Twp 03N Rge 18E BLAINE County

PLACE OF USE: AESTHETIC STORAGE

Twp Rge Sec	NE				NW				SW				SE				Totals
02N 18E 4	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	X

PLACE OF USE: FIRE PROTECTION STORAGE

Twp Rge Sec	NE				NW				SW				SE				Totals
02N 18E 4	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	X

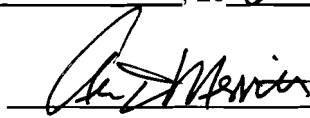
WATER RIGHT NO. 37-22322
As Modified by Transfer No. 74661

CONDITIONS OF APPROVAL

1. The point of diversion for this right is locally known as Headgate #22 in Water District 37 for delivery to the Hiawatha Canal.
2. 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.
3. The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion.
4. The two (2) ponds established by the storage of water under rights 37-22312, 37-22317 and 37-22322 shall not exceed a total capacity of 4.4 acre-feet or a total surface area of 0.7 acres.
5. Rights 37-22312, 37-22317 and 37-22322 authorize the diversion of an annual total of 5.6 acre-feet to be used for the initial filling and subsequent annual filling of the two (2) ponds and/or for the replacement of losses caused by evaporation. This volume does not include or limit reasonable conveyance loss for delivery of water through the Hiawatha Canal to the ponds which is a part of the listed rights.
6. The right holder shall install and maintain an impermeable liner in the two ponds to eliminate seepage losses.
7. Water shall not be diverted from fire protection storage except to fight or repel an existing fire.
8. The approval of this transfer redefines all of the elements of this water right, and the new use of water authorized by this approval shall constitute the full extent of the right.
9. The right holder shall accomplish the change authorized by this transfer within one 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. Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.

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 15th day of September, 20 09



FOR Chief, Water Allocation Bureau

WATER RIGHT NO. 37-22319
As Modified by Transfer No. 74661

In accordance with the approval of Transfer No. 74661, Water Right No. 37-22319 is now described as follows.

Right Holder: OLD CUTTERS INC
PO BOX 4944
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>
IRRIGATION	04/15 to	10/31	0.03 CFS
			0.03 CFS

LOCATION OF POINT(S) OF DIVERSION:

BIG WOOD RIVER SWNW Sec. 20 Twp 03N Rge 18E BLAINE County

PLACE OF USE: IRRIGATION

Twp Rge Sec	NE				NW				SW				SE				Totals
	<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	
02N 18E 4													4.7			.1	4.8

Total Acres: 4.8

WATER RIGHT NO. 37-22319
As Modified by Transfer No. 74661

CONDITIONS OF APPROVAL

1. The point of diversion for this right is locally known as Headgate #22 in Water District 37 for delivery to the Hiawatha Canal.
2. The point of diversion for this right is locally known as Headgate #22 in Water District 37 for delivery to the Hiawatha Canal.
3. Right Nos. 37-22319, 37-22309, and 37-22314 are limited to the irrigation of a combined total of 4.8 acres in a single irrigation season.
4. Place of use is also known as Lots 13 and 14 Block 2 and Lot 1 of Block 3 of Old Cutters Subdivision.
5. Municipal or domestic rights that may be associated with Lots 13 and 14 Block 2 and Lot 1 Block 3 of Old Cutters Subdivision shall be limited to in-house use and for supplemental irrigation of no more than 1/2 acre on each lot. Supplemental irrigation shall only occur when surface water rights appurtenant to these lands has been curtailed.
6. 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.
7. The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion.
8. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
9. Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.
10. The approval of this transfer redefines all of the elements of this water right, and the new use of water authorized by this approval shall constitute the full extent of the right.

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 15th day of September, 20 09



FOR Chief, Water Allocation Bureau

WATER RIGHT NO. 37-22309
As Modified by Transfer No. 74661

In accordance with the approval of Transfer No. 74661, Water Right No. 37-22309 is now described as follows.

Right Holder: OLD CUTTERS INC
PO BOX 4944
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>
IRRIGATION	04/15 to	10/31	0.24 CFS
			0.24 CFS

LOCATION OF POINT(S) OF DIVERSION:

BIG WOOD RIVER SWNW Sec. 20 Twp 03N Rge 18E BLAINE County

PLACE OF USE: IRRIGATION

Twp Rge Sec	NE				NW				SW				SE				
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
02N 18E 4													4.7			.1	4.8

Total Acres: 4.8

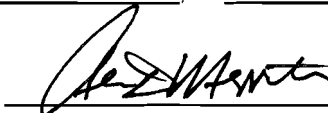
WATER RIGHT NO. 37-22309
As Modified by Transfer No. 74661

CONDITIONS OF APPROVAL

1. The point of diversion for this right is locally known as Headgate #22 in Water District 37 for delivery to the Hiawatha Canal.
2. Right Nos. 37-22319, 37-22309, and 37-22314 are limited to the irrigation of a combined total of 4.8 acres in a single irrigation season.
3. Place of use is also known as Lots 13 and 14 Block 2 and Lot 1 of Block 3 of Old Cutters Subdivision.
4. Municipal or domestic rights that may be associated with Lots 13 and 14 Block 2 and Lot 1 Block 3 of Old Cutters Subdivision shall be limited to in-house use and for supplemental irrigation of no more than 1/2 acre on each lot. Supplemental irrigation shall only occur when surface water rights appurtenant to these lands has been curtailed.
5. 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.
6. The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion.
7. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
8. Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.
9. The approval of this transfer redefines all of the elements of this water right, and the new use of water authorized by this approval shall constitute the full extent of the right.

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 15th day of September, 2009



for Chief, Water Allocation Bureau

WATER RIGHT NO. 37-22314
As Modified by Transfer No. 74661

In accordance with the approval of Transfer No. 74661, Water Right No. 37-22314 is now described as follows.

Right Holder: OLD CUTTERS INC
PO BOX 4944
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>
IRRIGATION	04/15 to	10/31	0.03 CFS
			0.03 CFS

LOCATION OF POINT(S) OF DIVERSION:

BIG WOOD RIVER SWNW Sec. 20 Twp 03N Rge 18E BLAINE County

PLACE OF USE: IRRIGATION

Twp Rge Sec	NE				NW				SW				SE				
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
02N 18E 4													4.7			.1	4.8

Total Acres: 4.8

WATER RIGHT NO. 37-22314
As Modified by Transfer No. 74661

CONDITIONS OF APPROVAL

1. The point of diversion for this right is locally known as Headgate #22 in Water District 37 for delivery to the Hiawatha Canal.
2. Right Nos. 37-22319, 37-22309, and 37-22314 are limited to the irrigation of a combined total of 4.8 acres in a single irrigation season.
3. Place of use is also known as Lots 13 and 14 Block 2 and Lot 1 of Block 3 of Old Cutters Subdivision.
4. Municipal or domestic rights that may be associated with Lots 13 and 14 Block 2 and Lot 1 Block 3 of Old Cutters Subdivision shall be limited to in-house use and for supplemental irrigation of no more than 1/2 acre on each lot. Supplemental irrigation shall only occur when surface water rights appurtenant to these lands has been curtailed.
5. 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.
6. The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion.
7. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
8. Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.
9. The approval of this transfer redefines all of the elements of this water right, and the new use of water authorized by this approval shall constitute the full extent of the right.

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 15th day of September, 2009

[Signature]

FOR Chief, Water Allocation Bureau

WATER RIGHT NO. 37-22320
As Modified by Transfer No. 74661

In accordance with the approval of Transfer No. 74661, Water Right No. 37-22320 is now described as follows.

Right Holder: OLD CUTTERS INC
PO BOX 4944
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>
IRRIGATION	04/15	to 10/31	0.36 CFS
			0.36 CFS

LOCATION OF POINT(S) OF DIVERSION:

BIG WOOD RIVER SWNW Sec. 20 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	NE	NW	SW	SE	
02N 18E 3												20.0					20.0
02N 18E 4													13.6	3.0		21.9	38.5

Total Acres: 58.5

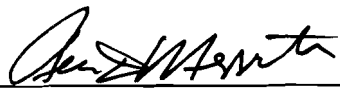
WATER RIGHT NO. 37-22320
As Modified by Transfer No. 74661

CONDITIONS OF APPROVAL

1. The point of diversion for this right is locally known as Headgate #22 in Water District 37 for delivery to the Hiawatha Canal.
2. Right Nos. 37-22320, 37-22310, and 37-22315 are limited to the irrigation of a combined total of 58.5 acres in a single irrigation season.
3. Place of use is within portions of Old Cutters Subdivision.
4. Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.
5. 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.
6. The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion(s).

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 15th day of September, 20 09



for Chief, Water Allocation Bureau

WATER RIGHT NO. 37-22310
As Modified by Transfer No. 74661

In accordance with the approval of Transfer No. 74661, Water Right No. 37-22310 is now described as follows.

Right Holder: OLD CUTTERS INC
PO BOX 4944
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>
IRRIGATION	04/15 to	10/31	2.83 CFS
			2.83 CFS

LOCATION OF POINT(S) OF DIVERSION:

BIG WOOD RIVER SWNW Sec. 20 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	NE	NW	SW	SE	
02N	18E	3										20.0						20.0	
02N	18E	4												13.6	3.0		21.9	38.5	

Total Acres: 58.5

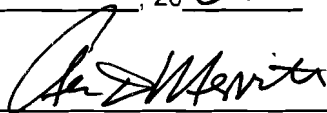
WATER RIGHT NO. 37-22310
As Modified by Transfer No. 74661

CONDITIONS OF APPROVAL

1. The point of diversion for this right is locally known as Headgate #22 in Water District 37 for delivery to the Hiawatha Canal.
2. Right Nos. 37-22320, 37-22310, and 37-22315 are limited to the irrigation of a combined total of 58.5 acres in a single irrigation season.
3. Place of use is within portions of Old Cutters Subdivision.
4. Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.
5. 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.
6. The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion(s).

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 15th day of September, 2009



FOR Chief, Water Allocation Bureau

WATER RIGHT NO. 37-22315
As Modified by Transfer No. 74661

In accordance with the approval of Transfer No. 74661, Water Right No. 37-22315 is now described as follows.

Right Holder: OLD CUTTERS INC
 PO BOX 4944
 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>
IRRIGATION	04/15	to 10/31	0.34 CFS
			0.34 CFS

LOCATION OF POINT(S) OF DIVERSION:

BIG WOOD RIVER SWNW Sec. 20 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	NE	NW	SW	SE	
02N	18E	3											20.0						20.0
02N	18E	4													13.6	3.0		21.9	38.5

Total Acres: 58.5

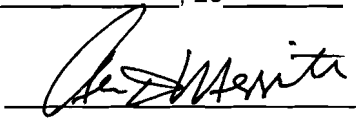
WATER RIGHT NO. 37-22315
As Modified by Transfer No. 74661

CONDITIONS OF APPROVAL

1. The point of diversion for this right is locally known as Headgate #22 in Water District 37 for delivery to the Hiawatha Canal.
2. Right Nos. 37-22320, 37-22310, and 37-22315 are limited to the irrigation of a combined total of 58.5 acres in a single irrigation season.
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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 15th day of September, 2009

FOR 
Chief, Water Allocation Bureau