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DEPT OF WATER RESOURCES
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DEPARTMENT OF
WATER RESOURCES

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Attorneys for South Valley Ground Water District

BEFORE THE DEPARTMENT OF WATER RESOURCES

OF THE STATE OF IDAHO

IN THE MATTER OF:)	
)	
APPLICATION FOR PERMIT NO.)	CONDITIONAL WITHDRAWAL OF
37-23008, IN THE NAME OF)	SOUTH VALLEY GROUND WATER
ROTARUN SKI CLUB)	DISTRICT'S PROTEST
)	

WHEREAS, the Rotarun Ski Club ("Rotarun") filed an Application for Permit dated July 28, 2016 to appropriate 0.09 cfs and 5.7 AFA for diversion to storage, commercial storage, commercial from storage and fire protection storage, with commercial storage and commercial from storage for snow-making from 11/01 to 2/28 and fire protection storage and diversion to storage on a year-round basis with source of water from groundwater.

WHEREAS, on May 22, 2017, South Valley Ground Water District ("SVGWD") filed a Notice of Protest for the approval of permit 37-23008, raising concerns about impacts to SVGWD members' water rights.

WHEREAS, Rotarun has proposed to mitigate for this application in the form of permanently drying-up one acre of land under water right No. 37-21794, as shown in Rotarun's supplemental submission to the Department, dated December 28, 2016, and received by the Department on January 3, 2017.

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NOW, THEREFORE, the SVGWD withdraws from participation in the Protest in the matter of permit No. 37-23008 on the following conditions:

1. That the mitigation measures of permanently drying land proposed in Rotarun's supplemental submission of additional information dated December 28, 2016 be included in the permit and any subsequent license for Water Right 37-23008.

2. SVGWD will cease involvement in this pending application except to explain to the Department the terms and conditions of this conditional withdrawal. SVGWD reserves the right to participate further in the protest should the Department does not include the mitigation set forth in Rotarun's submission of additional information dated December 28, 2016.

DATED: September 28, 2020

BARKER ROSHOLT & SIMPSON LLP



Albert P. Barker

Attorneys for South Valley Ground Water District

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on this 28th day of September, 2020, I caused to be served a true and correct copy of the foregoing **CONDITIONAL WITHDRAWAL OF SOUTH VALLEY GROUND WATER DISTRICT'S PROTEST** by the method indicated below, and addressed to each of the following:

Idaho Department of Water Resources
322 E Front St
Boise, Idaho 83720-0098

☒ Hand Delivery
☐ U.S. Mail, postage prepaid
☐ Facsimile
☐ Overnight Mail
☐ Email

Scott McGrew
Rotarun Ski Club, Inc.
P.O. Box 2083
Hailey, ID 83333

☐ U.S. Mail
☐ Facsimile
☐ Overnight Mail
☒ Email: scott@rotarun.org

Brockway Engineering PLLC
c/o Zach Latham
2016 Washington St. N., Suite #4
Twin Falls, ID 83301

☒ U.S. Mail
☐ Facsimile
☐ Overnight Mail
☐ Email:



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