

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

TRANSFER OF WATER RIGHT
TRANSFER NO. 82154

This is to certify that: SUN VALLEY CO A WYOMING CORP
PO BOX 10
SUN VALLEY, ID 83353

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 Changes

<u>Water Right</u>	<u>Origin/Basis</u>	<u>Priority Date</u>	<u>Diversion Rate</u>	<u>Diversion Volume</u>	<u>Acre Limit</u>	<u>Total Acres</u>	<u>Source</u>
37-8575A	WR/LICENSE	10/26/1989	4.460 cfs	456.3 af	N/A	N/A	GROUND WATER

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>
37-8575A	NO	NO	YES	NO	NO	NO

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>
37-8575A	37-8575A	4.460 cfs	456.3 af	N/A	N/A	N/A	N/A	N/A	N/A	N/A
COMBINED TOTALS		4.460 cfs	456.3 af	N/A	N/A		N/A	N/A	N/A	N/A

This water right(s) 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. Detailed Water Right Description(s) attached.

Dated this 30th day of April, 2018.



Southern Region Manager

WATER RIGHT NO. 37-8575A
As Modified by Transfer No. 82154

In accordance with the approval of Transfer No. 82154, Water Right No. 37-8575A is now described as follows:

Right Holder: SUN VALLEY CO A WYOMING CORP
 PO BOX 10
 SUN VALLEY, ID 83353

Priority Date: 10/26/1989

Source: GROUND WATER

BENEFICIAL USE

COMMERCIAL
 FIRE PROTECTION

From 10/15 to 04/01
To 01/01 to 12/31

Diversion Rate

4.460 cfs
 4.460 cfs
 4.460 cfs

Diversion Volume

456.3 af
 456.3 af
 456.3 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER	NENE	Sec 24 Twp 04N Rge 17E	BLAINE County	(I)
GROUND WATER	NENE	Sec 24 Twp 04N Rge 17E	BLAINE County	
GROUND WATER	NENE	Sec 24 Twp 04N Rge 17E	BLAINE County	(R)

PLACE OF USE: COMMERCIAL

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
04N	17E	13											X	X					
04N	17E	22																X	
04N	17E	23		X	X	X		X	X	X	X	X	X	X	X	X	X	X	
						L 2									L 3			L 4	
04N	17E	24	X	X	X	X	X	X	X	X		X	X						
04N	17E	25			X			X	X	X	X					X			
04N	17E	26	X	X	X	X		X		X	X	X	X	X		X	X		
			L 1			L 2													
04N	17E	27	X																

PLACE OF USE: FIRE PROTECTION

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
04N	17E	13											X	X					
04N	17E	22																X	
04N	17E	23		X	X	X		X	X	X	X	X	X	X	X	X	X	X	
						L 2									L 3			L 4	
04N	17E	24	X	X	X	X	X	X	X	X		X	X						
04N	17E	25			X			X	X	X	X					X			
04N	17E	26	X	X	X	X		X		X	X	X	X	X		X	X		
			L 1			L 2													
04N	17E	27	X																

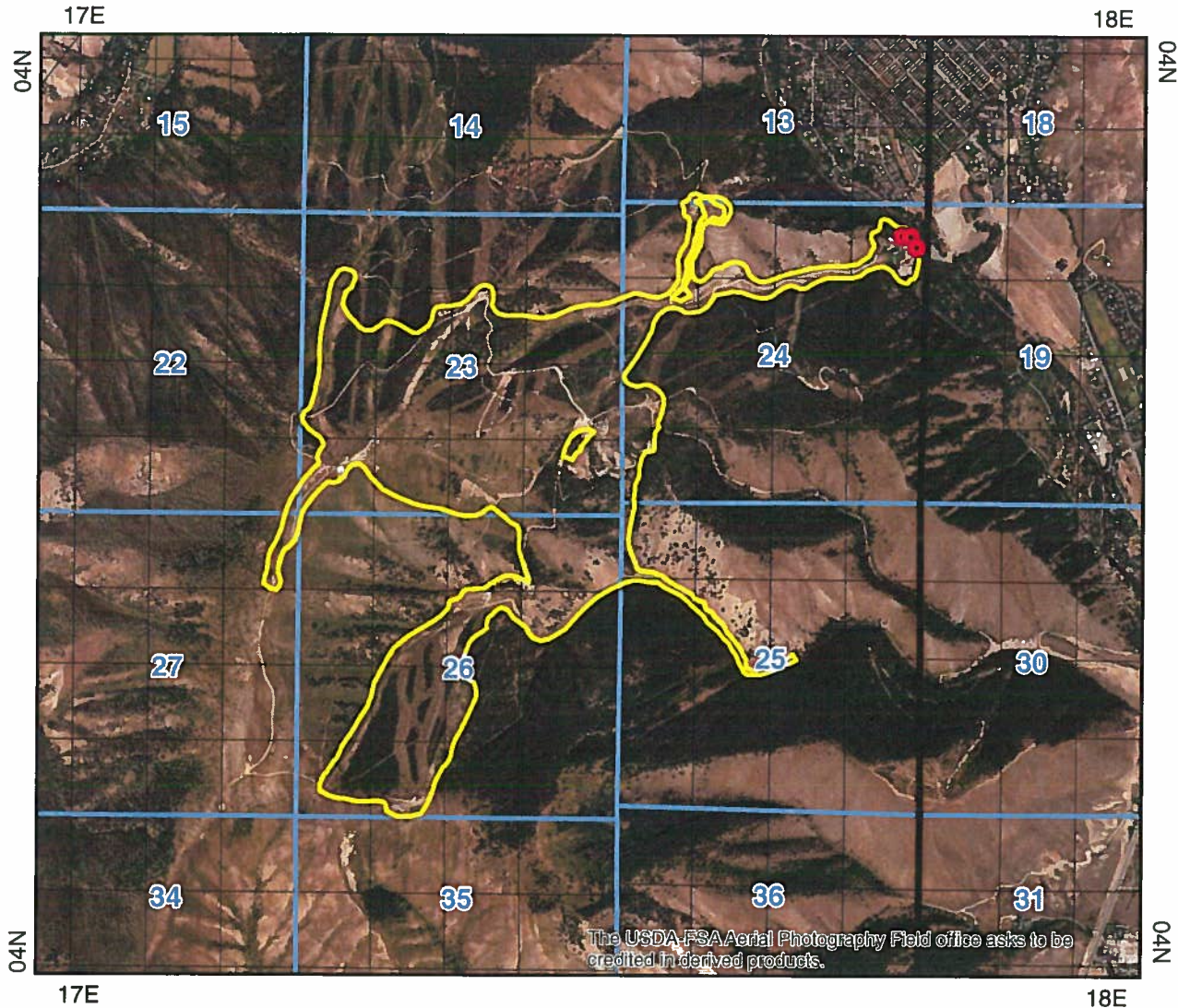
WATER RIGHT NO. 37-8575A
As Modified by Transfer No. 82154

CONDITIONS OF APPROVAL

1. Ground water diverted under this right is injected into the Big Wood River and rediverted downstream for delivery to the place of use. Water shall be rediverted from the Big Wood River under this right only when an equal amount of ground water is simultaneously being injected into the Big Wood River.
2. Use of water under this right may 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 diversions.
4. This right does not grant any right-of-way or easement across the land of another.
5. Use of water under this right shall be non-consumptive.
6. Commercial use is for snow making purposes.
7. Water shall not be diverted for fire protection use under this right except to fight or repel an existing fire. Any amount of water used to fight a fire will not count against the annual volume limit for this right.
8. The right holder shall accomplish the change authorized by this transfer within five years 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.

State of Idaho
Department of Water Resources
Attachment to Transfer # 82154
37-8575A

This map depicts the FIRE PROTECTION & COMMERCIAL 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.



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

0 0.375 0.75 1.5 Miles





State of Idaho

DEPARTMENT OF WATER RESOURCES

SOUTHERN REGION • 650 ADDISON AVE W STE 500 • TWIN FALLS ID 83301-5858

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

C.L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Director

May 1, 2018

SUN VALLEY CO A WYOMING CORP
PO BOX 10
SUN VALLEY ID 83353

Re: Transfer No: 82154
Water Right No(s): 37-8575A

Transfer Approval Notice

Dear Water Right Holder and other Interested Persons:

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.

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 home page 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 homepage on the Internet to obtain the proper forms and instructions.

If you have any questions, please contact me at (208) 736-3033.

Sincerely,

A handwritten signature in black ink, appearing to read "Corey Skinner". The signature is fluid and cursive, with the first name "Corey" written in a larger, more prominent script than the last name "Skinner".

Corey Skinner
Southern Regional Manager

Enclosure

cc:

BROCKWAY ENGINEERING PLLC
C/O ERICK POWELL
2016 N WASHINGTON ST STE 4
TWIN FALLS ID 83301

CHRIS BROMLEY
MC HUGH BROMLEY PLLC
380 S 4TH ST STE 103
BOISE ID 83702

WATER DISTRICT 37
KEVIN LAKEY
107 W 1ST
SHOSHONE ID 83352

CERTIFICATE OF SERVICE

I hereby certify that on May 1, 2018 I mailed a true and correct copy, postage prepaid, of the foregoing PRELIMINARY ORDER (Approved Transfer) to the person(s) listed below:

**Re: Transfer No.: 82154
Water Right No(s): 37-8575A**

**SUN VALLEY CO A WYOMING CORP
PO BOX 10
SUN VALLEY ID 83353**

**BROCKWAY ENGINEERING PLLC
C/O ERICK POWELL
2016 N WASHINGTON ST STE 4
TWIN FALLS ID 83301**

**CHRIS BROMLEY
MC HUGH BROMLEY PLLC
380 S 4TH ST STE 103
BOISE ID 83702**

**WATER DISTRICT 37 *via e-mail*
KEVIN LAKEY
107 W 1ST
SHOSHONE ID 83352**



**Denise Maline
Administrative Assistant**

EXPLANATORY INFORMATION TO ACCOMPANY A PRELIMINARY ORDER

(To be used in connection with actions when a hearing was **not** held)

(Required by Rule of Procedure 730.02)

The accompanying order or approved document 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 of the Department of Water Resources ("department") unless a party petitions for reconsideration, files an exception and brief, or requests a hearing as further described below:**

PETITION FOR RECONSIDERATION

Any party may file a petition for reconsideration of a preliminary order with the department within fourteen (14) days of the service date of this order. **Note: the petition must be received by the department within this fourteen (14) day period.** The department will act on a petition for reconsideration within twenty-one (21) days of its receipt, or the petition will be considered denied by operation of law. See Section 67-5243(3) Idaho Code.

EXCEPTIONS AND BRIEFS

Within fourteen (14) days after: (a) the service date of a preliminary order, (b) the service date of a denial of a petition for reconsideration from this preliminary order, or (c) the failure within twenty-one (21) days to grant or deny a petition for reconsideration from this preliminary order, any party may in writing support or take exceptions to any part of a preliminary order and may file briefs in support of the party's position on any issue in the proceeding with the Director. Otherwise, this preliminary order will become a final order of the agency.

REQUEST FOR HEARING

Unless a right to a hearing before the Department or the Water Resource Board is otherwise provided by statute, any person aggrieved by any final decision, determination, order or action of the Director 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 Director and requesting a hearing shall be filed within fifteen (15) days after receipt of the denial or conditional approval.

ORAL ARGUMENT

If the Director grants a petition to review the preliminary order, the Director shall allow all parties an opportunity to file briefs in support of or taking exceptions to the preliminary order and may schedule oral argument in the matter before issuing a final order. If oral arguments are to be heard, the Director will within a reasonable time period notify each party of the place, date and hour for the argument of the case. Unless the Director orders otherwise, all oral arguments will be heard in Boise, Idaho.

CERTIFICATE OF SERVICE

All exceptions, briefs, requests for oral argument and any other matters filed with the Director in connection with the preliminary order shall be served on all other parties to the proceedings in accordance with IDAPA Rules 37.01.01302 and 37.01.01303 (Rules of Procedure 302 and 303).

FINAL ORDER

The Director will issue a final order within fifty-six (56) days of receipt of the written briefs, oral argument or response to briefs, whichever is later, unless waived by the parties or for good cause shown. The Director may remand the matter for further evidentiary hearings if further factual development of the record is necessary before issuing a final order. The department will serve a copy of the final order on all parties of record.

Section 67-5246(5), Idaho Code, provides as follows:

Unless a different date is stated in a final order, the order is effective fourteen (14) days after its service date if a party has not filed a petition for reconsideration. If a party has filed a petition for reconsideration with the agency head, the final order becomes effective when:

- (a) The petition for reconsideration is disposed of; or
- (b) The petition is deemed denied because the agency head did not dispose of the petition within twenty-one (21) days.

APPEAL OF FINAL ORDER TO DISTRICT COURT

Pursuant to sections 67-5270 and 67-5272, Idaho Code, if this preliminary order becomes final, any party aggrieved by the final order or orders previously issued in this case may appeal the final order and all previously issued orders in this case to district court by filing a petition in the district court of the county in which:

- i. A hearing was held,
- ii. The final agency action was taken,
- iii. The party seeking review of the order resides, or
- iv. The real property or personal property that was the subject of the agency action is located.

The appeal must be filed within twenty-eight (28) days of this preliminary order becoming final. See section 67-5273, Idaho Code. The filing of an appeal to district court does not itself stay the effectiveness or enforcement of the order under appeal.



United States Department of the Interior
BUREAU OF LAND MANAGEMENT
Shoshone Field Office
400 West F Street
Shoshone, Idaho 83352-5284
(208) 732-7200



RECEIVED

APR 26 2018

APR 23 2018 DEPT OF WATER RESOURCES
SOUTHERN REGION

In Reply Refer To:
8300 (IDT030)

Dear Interested Party,

The Bureau of Land Management Shoshone Field Office (BLM) has evaluated the Sun Valley Resort Cold Springs Chairlift Replacement and Associated Projects proposal. After thoroughly considering the Purpose and Need for the Action, the issues, a range of alternatives and all analyses presented in the Environmental Assessment (EA) DOI-BLM-ID-T030-2017-0021-EA, in addition to all of the public comments that were received, I am approving Alternative 2. The Selected Alternative includes the replacement of the Cold Springs chairlift and the removal of approximately 38 acres of overstory vegetation on the north facing terrain to create gladed skiing on BLM lands within the Bald Mountain Ski Area Permit area. In addition, this project will open approximately 320 acres of south facing terrain for in-bounds skiing, will extend Lower Broadway and add associated snowmaking, and will reroute the Cold Springs Mountain Bike Trail. Other elements of the Selected Alternative included in the EA are located on National Forest System (NFS) lands and are addressed in a separate Forest Service Decision Notice and Finding of No Significant Impact (DN/FONSI).

The Selected Alternative, along with my decision to require all project design criteria (PDC) as outlined in the EA, meets all applicable laws, regulations, and policies. With the application of PDC, the project will not result in any unacceptable effects to BLM lands. Failure to comply with the required PDC will constitute a breach of the project approval and could temporarily suspend construction and/or operations on the facilities approved by my decision.

The EA, describing the permit and stipulations, along with the associated FONSI and Decision Record, is available at the following website: https://www.blm.gov/epl-front-office/eplanning/nepa/nepa_register.do or at the Shoshone Field Office.

This decision may be appealed to the Interior Board of Land Appeals (IBLA), Office of the Secretary, in accordance with the regulations contained in 43 CFR Part 4. Any appeal must be filed within 30 days of this decision. Any notice of appeal must be filed with Codie Martin, Shoshone Field Manager, at the address found at the top of this letter. The appellant shall serve a copy of the notice of appeal and any statement of reasons, written arguments, or briefs on each adverse party named in the decision, not later than 15 days after filing such document (see 43 CFR 4.413(a)). Failure to serve within the time required will subject the appeal to summary dismissal (see 43 CFR 4.413(b)). If a statement of reasons for the appeal is not included with the notice, it must be filed with the IBLA, Office of Hearings and Appeals, U. S. Department of the Interior, 801 North Quincy St., Suite 300, Arlington, VA 22203 within 30 days after the notice of appeal is filed with Codie Martin, Shoshone Field Manager.

Notwithstanding the provisions of 43 CFR 4.21(a)(1), filing a notice of appeal under 43 CFR Part 4 does not automatically suspend the effect of the decision. The decision can be implemented immediately according to 43 CFR 2931.8. If you wish to file a petition for a stay of the effectiveness of this decision during the time that your appeal is being reviewed by the Board, the petition for a stay must accompany your notice of appeal.

A petition for a stay is required to show sufficient justification based on the following standards:

- (1) The relative harm to the parties if the stay is granted or denied;
- (2) The likelihood of the appellant's success on the merits;
- (3) The likelihood of immediate and irreparable harm if the stay is not granted; and
- (4) Whether the public interest favors granting the stay.

In the event a request for stay or an appeal is filed, the person/party requesting the stay or filing the appeal must serve a copy of the appeal on the Office of the Field Solicitor, 960 Broadway Ave., Suite 400, Boise, ID 83706.

Please contact John Kurtz, Outdoor Recreation Planner, at (208) 732-7296 or jkurtz@blm.gov with any questions.



Codie Martin
Shoshone Field Manager

MEMORANDUM

Date: April 13, 2018
To: Transfer 82154 File
From: Bill Mills
Re: Evaluation of Sufficiency of Information Submitted

Application for transfer proposes changing the place of use for Water Right 37-8587A, a 4.46 cfs commercial (snowmaking) and fire protection ground water right that is currently used on land approximately 0.4 to 2.5 miles south and 0.1 to 2.1 miles west of the intersection of HWY 75 and Sun Valley Road in Ketchum. The proposed place of use change will allow for use on lands located approximately 1.7 to 2.1 miles south and 0.5 to 1.0 miles west of the intersection of HWY 75 and Sun Valley Road. The application proposes no other changes to the water right and the PODs will remain unchanged.

Application is proposing to add 8.8 acres of snowmaking to lower Cold Springs and will cease snowmaking on 8.8 acres within the currently authorized place of use (POU). Applicant has provided evidence (photographs, a narrative and maps) of snowmaking on the 8.8 acres where they are proposing to cease snow making beyond the 2017-2018 winter ski season. The areas to be dried up will be removed from the electronic shapefile associated with this water right and they are located as follows: portions of the SWSW & SESW in Sec. 13, portions of the NENW, NWNW & SWNW in Sec. 24, and portions of the NESE (GL3) & SESE (GL4) in Sec. 23, of Twp 04N, Rge 17E. The 8.8 acres proposed to be added are located in portions of the NWNW, SWNW, SWNE, SENW, NESW and NWSE of Sec. 25, Twp 04N, Rge 17E.

Overlap analysis indicates potential overlap with commercial Warm Springs Water Rights 37-7170 and 37-7340. The applicant has indicated that the snowmaking systems for the Warm Springs water rights are completely separate from the ground water system used under 37-8575A and operated independently. The applicant's narrative states "there is no co-mingled snow making system with water from Warm Springs Creek and Groundwater applied to the same ground." There is no potential for overlap in the location where the 8.8 acres are being added to the POU in this transfer as the snowmaking system on this portion of the ski area is provided only under water right 37-8575A.

The applicant is operating on BLM and Forest Service properties under special use permits issued in December of 1977. The applicant's representative didn't provide copies but did indicate copies of the permits could be found in the Department's backfile. I have researched the permits and they do indicate that the lands proposed to be added to the place of use are listed as part of the authorized grounds authorized to be utilized for the maintenance and operation of the ski area. Copies of the special use permits have been added to transfer application file.

Both the Forest Service and the BLM have examined the proposed changes through environmental assessment (EA) studies. The Forest Service has issued a draft decision indicating a finding of no significant impact (January 2018) and per the applicant's representative, the BLM is expected to release their assessment sometime in March 2018. Applicant's representative has indicated that final approval of the EA studies will be provided to the Department when they are released.

Applicant's representative has requested a five year development period (see email dated 3/6/2018).

PODs and POU are located in Water District 37. Water District 37 Watermaster comments will be solicited.

- **Authority to File:** The applicant's representative indicated that special use permits authorizing the applicants use and development of both the BLM and USFS lands in this application had been previously scanned to IDWR's backfile. The two scanned special use permits were printed from the backfile and added to the transfer application file. Both, U.S. Forest Service and BLM representatives had signed both of the special use permits. The additional lands proposed to be added to the POU in this transfer are specifically listed as part of the area authorized for use by the ski area in an addendum to the term special use permit and both permits reference use of portions of Sec. 25, Twp 04N, Rge 17E.
- **Water Right Validity:** This water right was licensed on 2/14/2013. Evidence of use of the right was provided with this application (photographs, narrative and maps). I visited the ski area on February 11, 2018 for recreational purposes, and the resort was actively making snow within and throughout the POU for this water right on that day.
- **Injury to Other Water Rights:**
None anticipated.
- **Enlargement of Use:**
None anticipated.
- **Local Public Interest:**
No issues anticipated.
- **Beneficial Use/Conservation of Water Resources:**
Proposed use is recognized as a beneficial use of water.
- **Effect on the Economy of the Local Area:**
None Anticipated.
- **Effect on Agricultural Base of the Local Economy:**
None Anticipated.

Review of the application finds there is no clear inconsistency with criteria set forth in Section 42-222 Idaho Code preventing processing

Maline, Denise

From: Skinner, Corey
Sent: Wednesday, April 04, 2018 10:13 AM
To: Maline, Denise
Subject: FW: Sun Valley Company, Snowmaking Transfer
Attachments: RE: Sun Valley Company; image2018-04-03-033539.pdf

From: Chris Bromley [mailto:cbromley@mchughbromley.com]
Sent: Wednesday, April 04, 2018 8:58 AM
To: Skinner, Corey <Corey.Skinner@idwr.idaho.gov>
Cc: erick.powell@brockwayeng.com; 'Charles G. Brockway' <charles.g.brockway@brockwayeng.com>; 'Peter Stearns' <pstearns@sunvalley.com>
Subject: Sun Valley Company, Snowmaking Transfer

Good morning Corey,

I'm attaching an email chain between myself and Garrick Baxter. Scott Campbell has retired, with me taking over representation for Sun Valley Company. There is also a letter from Sun Valley Company's general counsel that Garrick has, explaining the same, which I'm also attaching. Shelley Keen will be getting the Sun Valley Company files updated with my information in place of Scott's. The reason I'm emailing you is to ask if you'd please make sure I'm copied on all correspondence related to the snowmaking transfer. My understanding is the protest deadline is April 9.

Can you tell me if any protests have been filed, and if so, would you please forward them to me?

Thanks,

Chris

M^{CHUGH}BROMLEY

380 South 4th Street, Suite 103

Boise, Idaho 83702

(208) 287-0991

cbromley@mchughbromley.com

<http://www.mchughbromley.com>

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Maline, Denise

From: Chris Bromley <cbromley@mchughbromley.com>
Sent: Tuesday, April 03, 2018 11:24 AM
To: Baxter, Garrick
Cc: Keen, Shelley
Subject: RE: Sun Valley Company

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APR 02 2018

DEPT OF WATER RESOURCES
SOUTHERN REGION

Thanks, Garrick.

Chris

From: Baxter, Garrick [mailto:Garrick.Baxter@idwr.idaho.gov]
Sent: Tuesday, April 3, 2018 11:01 AM
To: Chris Bromley <cbromley@mchughbromley.com>
Cc: Keen, Shelley <Shelley.Keen@idwr.idaho.gov>
Subject: RE: Sun Valley Company

Hi Chris,

I forwarded your email to Shelley Keen. He said his staff would process your request. You can contact him directly if you have any questions.

Thanks,
Garrick

From: Chris Bromley [mailto:cbromley@mchughbromley.com]
Sent: Monday, April 02, 2018 3:49 PM
To: Baxter, Garrick <Garrick.Baxter@idwr.idaho.gov>
Subject: Sun Valley Company

Garrick,

Attached is a letter from Sun Valley Company's corporate counsel, Scott Mayeda, stating that Scott Campbell has retired and that I'm engaged for all matters. Here are the water right numbers that this covers: 37-415, 37-416, 37-2678, 37-2710, 37-4108, 37-7170, 37-7340, 37-8575A, 37-8798, 37-12111, 37-22105, 37-22016, 37-8885, and 45-7657. If you could please see that my name is substituted for Scott Campbell's in IDWR's files for these water rights, I'd very much appreciate it.

Thanks,

Chris

M^{CHUGH}BROMLEY
380 South 4th Street, Suite 103
Boise, Idaho 83702
(208) 287-0991
cbromley@mchughbromley.com
<http://www.mchughbromley.com>

Attachment to 4/4/2018 e-mail

Confidentiality Notice: The information in this e-mail (including attachments, if any) is considered confidential and is intended only for the recipient(s) listed above. Any review, use, disclosure, distribution or copying of this e-mail is prohibited except by or on behalf of the intended recipient. If you have received this email in error, please notify me immediately by reply email, delete this email, and do not disclose its contents to anyone. Thank you.



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APR 02 2018

DEPT OF WATER RESOURCES
SOUTHERN REGION

April 2, 2018

To Whom It May Concern:

Scott Campbell of the law firm Moffatt Thomas represented Sun Valley Company on all of its water rights matters for many years. Mr. Campbell recently retired. Sun Valley Company has engaged Chris Bromley of McHugh Bromley as its counsel for water rights matters.

Please contact me if you have any questions or need further information.

Sincerely,

Scott Mayeda
Corporate Counsel

Attachment to 4/4/2018 e-mail

AFFIDAVIT of PUBLICATION

State of Idaho
County of Blaine

Pam Morris, being the first duly sworn, deposes and says that she is the printer (publisher) of the Idaho Mountain Express, a newspaper published every week in Ketchum, County of Blaine, State of Idaho; that said newspaper has been continuously and uninterruptedly published for a period of seventy-eight consecutive weeks prior the first publication of the annexed notice, and is a newspaper qualified to publish legal notices as provided by act of the 1919 session of the legislature of the State of Idaho, known as House Bill 145; that the annexed advertisement was published once

each week for 2 consecutive issues in said newspaper proper and not in a supplement; that the date of the first

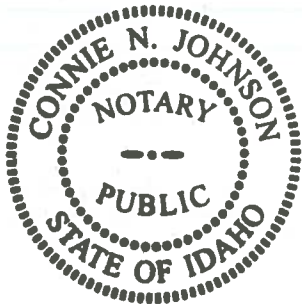
publication of said advertisement was on the 21st day of

March, 20 18, and the date of the last publication was

on the 28th day of March, 20 18

Subscribed and sworn to before me this 28 day of

March, 20 18.



Connie N. Johnson
NOTARY PUBLIC

RESIDING AT HAILEY, IDAHO
MY COMMISSION EXPIRES ON 7/10/2018

IDAHO MOUNTAIN EXPRESS
P.O. Box 1013
Ketchum, Idaho 83340
COST OF PUBLICATION

Number of Picas per Line 11.5
Number of Lines in Notice 51
Number of Insertions 2

51 Lines tabular at 9.0 cents/pica
51 Lines straight at \$46.92 8.0 cents/pica
51 Subsequent lines at \$41.06 7.0 cents/pica
TOTAL COST \$87.98

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APR 12 2018
DEPT OF WATER RESOURCES
SOUTHERN REGION

Legal Notice
TITLE OF NOTICE

PLAINTIFF ATTORNEY

DEFENDANT

PLAINTIFF

IDWR

BILL TO

NOTICE OF PROPOSED CHANGE OF WATER RIGHT TRANSFER NO. 82154

SUN VALLEY CO A WYOMING CORP, PO BOX 10, SUN VALLEY, ID 83353; has filed Application No. 82154 for changes to the following water rights within BLAINE County(s): Right No(s). 37-8575A; to see a full description of these rights and the proposed transfer, please see www.idwr.idaho.gov/apps/wr/QueryNewTransfers/QueryNewTransfers.aspx. The purpose of the transfer is to change a portion of the above rights as follows: Application for transfer proposes changing the place of use for a 4.46 cfs commercial (snowmaking) and fire protection ground water right that is currently used on land approximately 0.4 to 2.5 miles south and 0.1 to 2.1 miles west of the intersection of HWY 75 and Sun Valley Road in Ketchum. The proposed place of use change will allow for use on lands located approximately 1.7 to 2.1 miles south and 0.5 to 1.0 miles west of the intersection of HWY 75 and Sun Valley Road.

For additional information concerning the property location, contact Southern Region office at (208) 736-3033. Protests may be submitted based on the criteria of Idaho Code Sec. 42-222. Any protest against the proposed change must be filed with the Department of Water Resources, Southern Region, 650 ADDISON AVE W STE 500, TWIN FALLS ID 83301-5858 together with a protest fee of \$25.00 for each application on or before April 9, 2018. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Director

PUBLISH
IDAHO MOUNTAIN EXPRESS
MARCH 21 & 28, 2018

✓ OK
AM
4-6-2018

State of Idaho
Department of Water Resources
Transfer of Water Right(s)
RECOMMENDATION FORM

RECEIVED

MAR 16 2018

DEPT OF WATER RESOURCES
SOUTHERN REGION

Transfer Application No.: 82154

Water Right No(s): 37-8575A

Transfer Applicant's Name: SUN VALLEY CO
PO BOX 10
SUN VALLEY ID 83353

Water master's Recommendation:

- a) X I do not oppose approval of this application.
- b) I do not oppose approval of this application if it is conditioned as follows:
- c) I oppose approval of this application for the following reasons:
- d) Additional comments:

Dated this 16 day of March , 2018

Water District No. 37

Kevin Lakey

Water master's Signature

Kevin Lakey

Printed Name