

State of Idaho
Department of Water Resources
Water Right License

WATER RIGHT NO. 23-07179

Priority: October 24, 1999

Maximum Diversion Rate: 0.22 CFS
Maximum Diversion Volume: 2.7 AF

It is hereby certified that SOUTH FORK PROPERTIES LLC
C/O MARK F ROCKEFELLER
30 ROCKEFELLER PLZ STE 5600
NEW YORK NY 10112 has complied with the terms and conditions of the
permit, issued pursuant to Application for Permit dated September 27, 1999; and has submitted Proof of
Beneficial Use on November 28, 2000. An examination confirms water is diverted from:

SOURCE

GROUND WATER

and a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>	<u>ANNUAL DIVERSION VOLUME</u>
COMMERCIAL	01/01 to 12/31	0.22 CFS	2.7 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER SW1/4NW1/4 Sec. 32, Twp 02N, Rge 43E, B.M. BONNEVILLE County

PLACE OF USE: COMMERCIAL

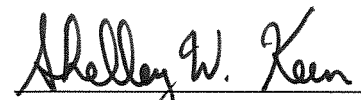
Twp	Rge	Sec	NE				NW				SW				SE				
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
02N	43E	32							X										

CONDITIONS OF APPROVAL

1. By March 1 each year the right holder shall obtain the expressed written certification of the Water District No. 01 watermaster that the right holder has rented and assigned stored water for release by the watermaster into the Snake River or a tributary to mitigate for depletion of river flow resulting from diversion of groundwater under this right. The amount of stored water required for mitigation shall be determined by the department based on the anticipated consumptive use for the year. Diversion and use of water without the written certification of the watermaster shall be a violation of Section 42-351, Idaho Code.
2. Commercial use is for food service preparation, drinking water, employee restrooms, and guest restrooms.
3. The use of water under this right shall not give rise to any claim against the holder of a senior water right based upon the theories of forfeiture, abandonment, adverse possession, waiver, equitable estoppel, estoppel by laches or customary preference.

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 this 29th day of August, 2011.


for GARY SPACKMAN
Interim Director