

Ident. No. 37-21622

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

RECEIVED
OCT 13 2005
Department of Water Resources
Southern Region

1. Name of Applicant Saligao LLC Phone 208-726-4421
Mailing address P.O. Box 6551, Ketchum, ID 83340

2. Source of water supply ground water which is a tributary of _____

3. Location of point of diversion is Township 4N Range 17E Sec. 1, in the _____
NW $\frac{1}{4}$, SE $\frac{1}{4}$, Govt. Lot _____, B.M., Blaine County,

additional points of diversion if any: _____

4. Water will be used for the following purposes:

Amount 0.28 cfs for aesthetic purposes from 3/15 to 11/15 (both dates inclusive)
(cfs or acre-feet per annum)
Amount 0.04 cfs for domestic purposes from 1/1 to 12/31 (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)

5. Total quantity to be appropriated is (a) 0.32 cfs and/or (b) 55.7 AF
cubic feet per second acre feet per annum

6. Proposed diverting works:

a. Describe type and size of devices used to divert water from the source well, pump, underground mainline to
existing pond

b. Height of storage dam _____ feet; active reservoir capacity _____ acre-feet; total
reservoir capacity _____ acre-feet

c. Proposed well diameter is eight (8) inches; proposed depth of well is 100 feet

d. Is ground water with a temperature of greater than 85°F being sought? no

e. If well is already drilled, when? _____; Drilling firm _____;
Well was drilled for (well owner) _____; Drilling Permit No. _____

7. Time required for completion of works and application of water to proposed beneficial use is 2 years (minimum 1 year)

8. Description of proposed uses (if irrigation only, go to item 9):

- Hydropower; show total feet of head and proposed capacity in kW. _____
- Stockwatering; list number and kind of livestock. _____
- Municipal; show name of municipality. _____
- Domestic; show number of households. one
- Other; describe fully. aesthetic use in existing pond

9. Description of place of use:

- If water is for irrigation, indicate acreage in each subdivision in the tabulation below.
- If water is used for other purposes, place a symbol of the use (example: D for Domestic) in the corresponding place of use below. See instructions for standard symbols.

TWP	RGE	SEC	NE				NW				SW				SE				TOTALS
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
4N	17E	1														A/D			

Total number of acres to be irrigated _____

10. Describe any other water rights used for the same purposes as described above. 37-8465

- Who owns the property at the point of diversion? Applicant
- Who owns the land to be irrigated or place of use? Applicant and neighbor - see Remarks
- If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing: See Remarks

12. Remarks: See Addendum

13. **MAP OF PROPOSED PROJECT REQUIRED** - Attach an 8½"x11" map clearly identifying the proposed point of diversion, place of use, section #, township & range. (A photocopy of a USGS 7.5 minute topographic quadrangle map is preferred.)

BE IT KNOWN that the undersigned hereby makes this application for permit to appropriate the public waters of the State of Idaho as herein set forth.

J. A. Sped a thomey in fact for
 Signature of Applicant (and title, if applicable)
SALIGAO, LLC

Received by C. SKINNER Date 10/13/2005 Time AM Preliminary check by C. SKINNER
 Fee \$ 250.00 Receipted by C. SKINNER # 5028060 Date 10/13/2005
 Publication prepared by _____ Date _____ Published in _____
 Publication approved _____ Date _____

114°24.000' W

114°23.000' W

114°22.000' W

WGS84 114°21.000' W

43°44.000' N

43°43.000' N

43°42.000' N

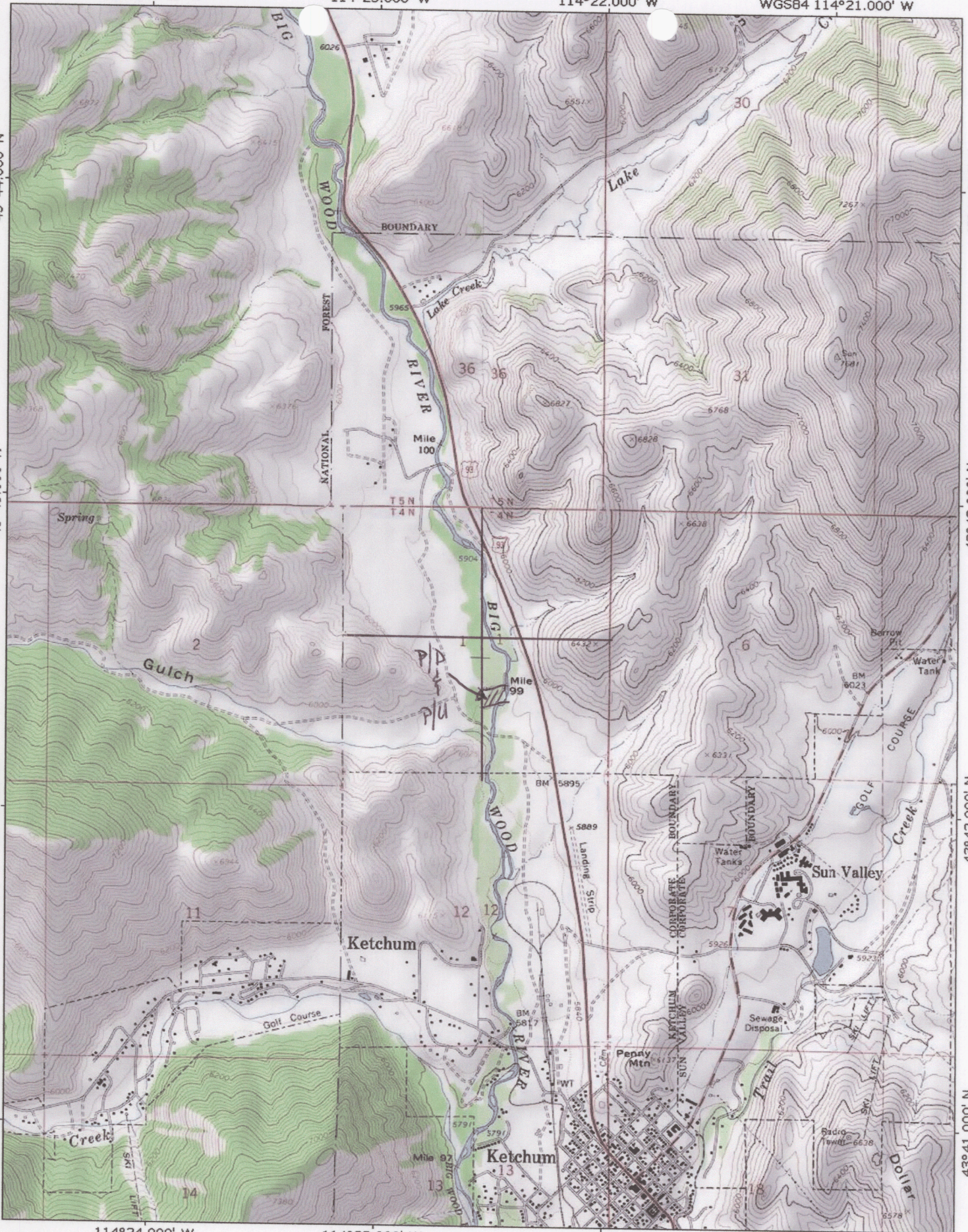
43°41.000' N

43°44.000' N

43°43.000' N

43°42.000' N

43°41.000' N



114°24.000' W

114°23.000' W

114°22.000' W

WGS84 114°21.000' W

TN* / MN
15°

0 1000 FEET 0 500 1000 METERS

Map created with TOPOI® ©2003 National Geographic (www.nationalgeographic.com/topo)

**ADDENDUM TO
APPLICATION FOR PERMIT
BY
SALIGAO LLC**

The following is an Addendum to the Application for Permit (the "Application") submitted by Saligao LLC (the "Applicant"):

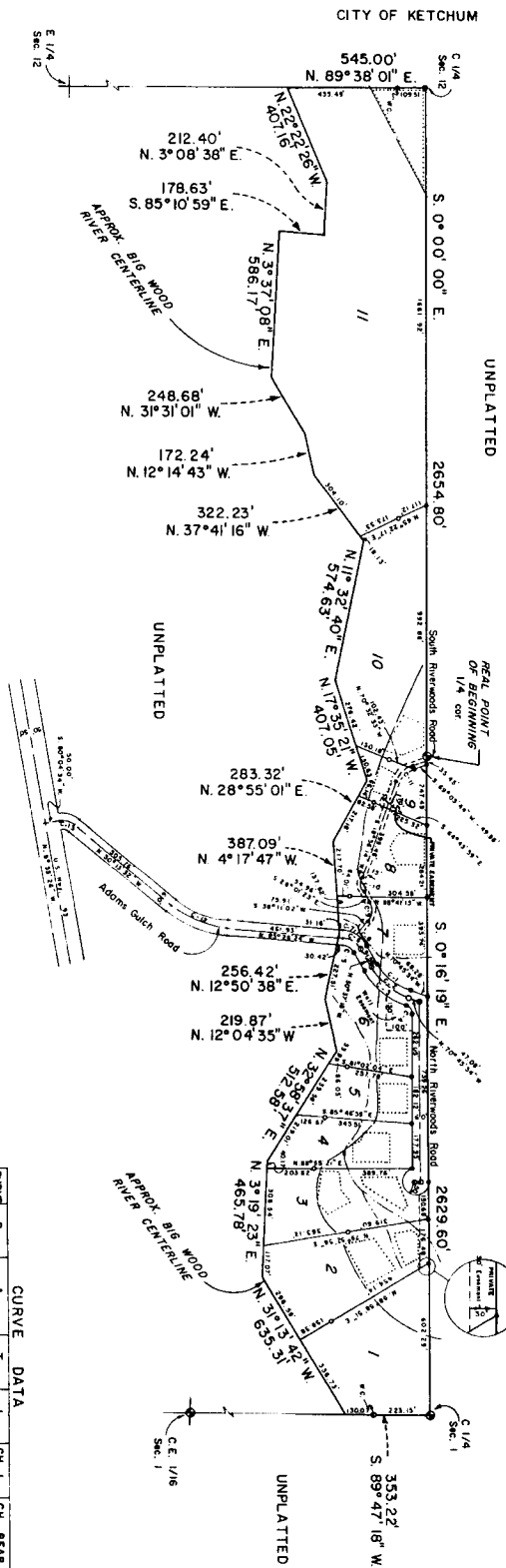
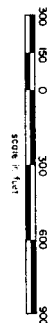
1. Remarks. Applicant is the owner of Lot 3A, Riverwoods Subdivision, in Blaine County, Idaho ("Lot 3A"). Copies of the original subdivision plat and the replat which converted Lot 3 into Lot 3A are attached as Exhibits A and B, respectively. Robert Colman ("Colman") is the owner of Lot 2 in this subdivision ("Lot 2"). A pond, currently filled with ground water pursuant to Water Right No. 37-8465 owned by Colman, straddles the common lot line separating Lot 2 and Lot 3A. Attached as Exhibit C is a copy of a 1992 aerial photograph from the beneficial use field exam for 37-8478, the water right for the domestic and irrigation water system serving the subdivision and owned by the Riverwoods Homeowners Association, which generally depicts the subdivision lot lines and shows this pond. The location and size of the portion of the pond on Lot 3A is more accurately depicted on the topographic map attached as Exhibit D. Most of the pond is situated on Lot 3A.

Currently Applicant must depend upon Colman to keep the pond full. The purpose of this Application is twofold. First, it seeks a water right to fill and maintain the pond for the same aesthetic purpose as 37-8465 with the intent that water will be diverted only when the pond is not filled by 37-8465. Second, the domestic component will be a back up supply for the Lot 3A residence in the event the 37-8478 water system fails.

The proposed location of the new well on Lot 3A is depicted on both Exhibit C and Exhibit D.

PLAT SHOWING RIVERWOODS SUBDIVISION

A PORTION OF
The SE 1/4 of Sec 1 & NE 1/4 of Sec 12, T 4 N, R 17 E, BM
BLAINE COUNTY, IDAHO
1976



LOT SIZES

1. 4.8 acres, approx.
2. 4.4 "
3. 5.4 "
4. 2.5 "
5. 1.9 "
6. 2.9 "
7. 2.3 "
8. 2.9 "
9. 1.2 "
10. 6.8 "
11. 19.9 "

NOTES

1. There is hereby reserved a drainage easement of sufficient width to allow free flow of drainage water along all existing natural drainage.
2. There is hereby reserved a snow removal and slope cut or fill easement 20' Western and 40' Eastern of the respective edges of the roadway easement on Lots 7 and 8.
3. Lot 1 shall not be considered buildable until the flood hazard problem is defined and resolved to the satisfaction of the Blaine County Commissioners and the Ketchum City Council.
4. Lot 11 shall not be considered buildable until an access easement is provided to the satisfaction of the same public officials.

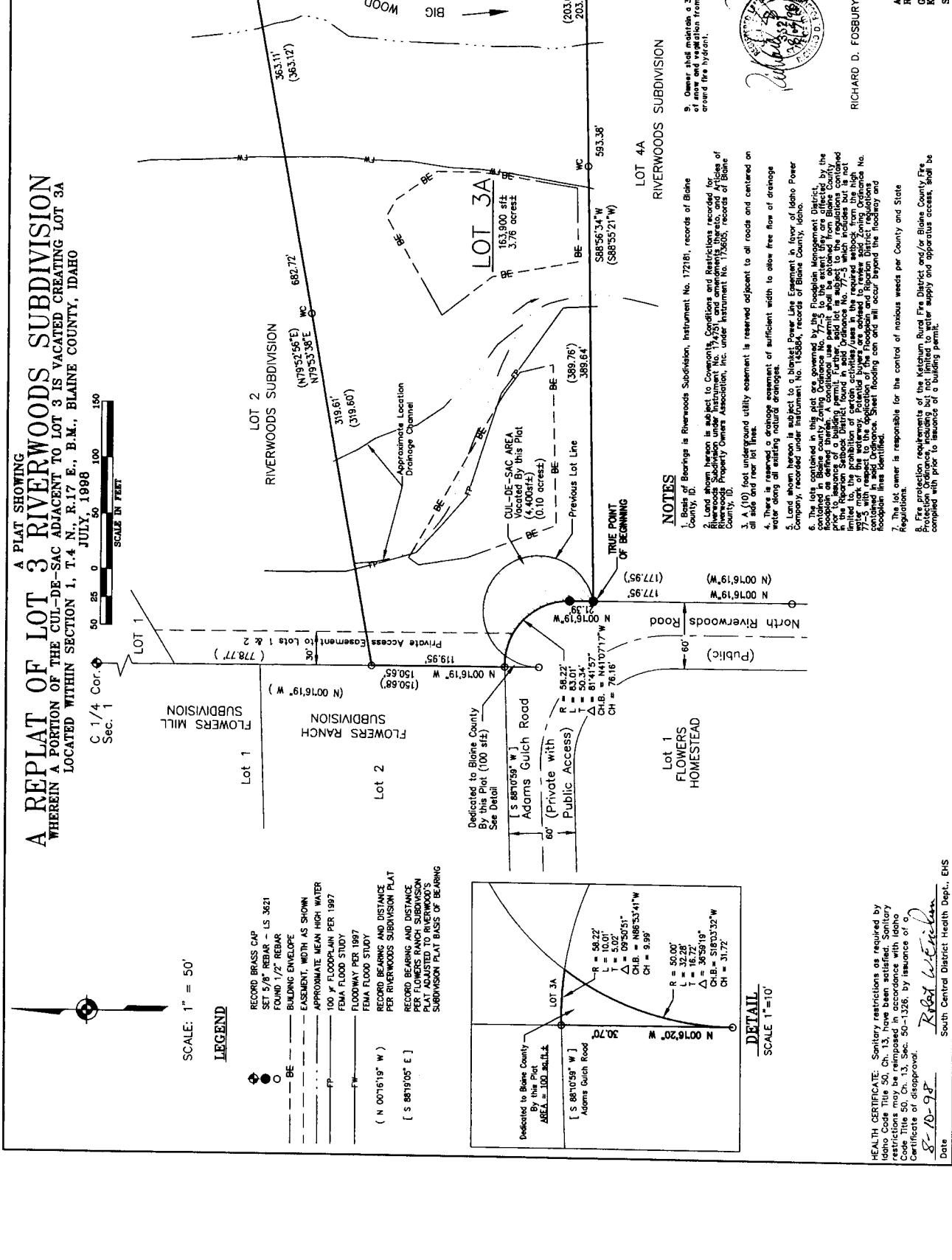
LEGEND

- Brass Cap found (B.L.M.)
- 1/2" x 2 1/2" rebar set
- 5/8" x 24" rebar set (witness corner)
- 5/8" x 30" rebar set
- 30' wide private roadway easement with public access structures are to be erected.
- Designated area where permanent structures are to be erected.
- Drainage easement
- Approx. R.F. Line
- E of detached road (Adams Gulch & North Riverwood)

CURVE DATA

CURVE	R	D	T	L	CH. L.	CH. BEAR.
C-1	241.33'	40°08'36"	88.18'	159.08'	65.65'	S 50°41'36" E
C-2	271.33'	40°08'36"	99.14'	190.10'	166.24'	S 50°41'36" E
C-3	301.33'	40°08'36"	110.10'	211.12'	206.83'	S 50°41'36" E
C-4	361.62'	70°25'35"	25.86'	45.05'	42.27'	S 53°31'07" E
C-5	54.95'	34°49'06"	28.45'	52.57'	50.57'	S 58°01'57" E
C-6	84.95'	54°49'06"	44.05'	81.28'	78.21'	S 58°01'57" E
C-7	114.95'	28°27'13"	29.14'	57.09'	56.50'	S 71°12'49" E
C-8	114.95'	28°27'13"	29.92'	52.89'	52.43'	S 53°48'15" E
C-9	65.56'	65°12'25"	42.76'	75.78'	71.63'	S 5°04'49" E
C-10	69.80'	46°57'37"	30.32'	57.21'	55.62'	S 4°32'34" E
C-11	101.78'	50°09'30"	47.63'	89.10'	86.28'	S 44°01'00" W
C-12	394.57'	35°12'52"	125.22'	242.51'	238.71'	S 67°49'58" E
C-13	73.42'	48°41'54"	34.00'	63.68'	61.71'	S 75°04'29" E

KOONCE & BUTLER
CONSULTING ENGINEERS



A REPLAT OF LOT 3 RIVERWOODS SUBDIVISION
 WHEREIN A PORTION OF THE CUL-DE-SAC ADJACENT TO LOT 3 IS VACATED CREATING LOT 3A
 LOCATED WITHIN SECTION 1, T.4 N., R.17 E., B.M., BLAINE COUNTY, IDAHO
 JULY, 1998

LEGEND

- RECORD BRASS CAP
- SET 5/8" REBAR - LS 3621
- FOUND 1/2" REBAR
- BUILDING ENVELOPE
- EASEMENT WIDTH AS SHOWN
- APPROXIMATE MEAN HIGH WATER
- 100' FLOODPLAIN PER 1987 FEMA FLOOD STUDY
- FLOODWAY PER 1987 FEMA FLOOD STUDY
- RECORD BEARING AND DISTANCE PER RIVERWOODS SUBDIVISION PLAT
- RECORD BEARING AND DISTANCE PER FLOWERS RANCH SUBDIVISION PLAT ADJUSTED TO RIVERWOODS SUBDIVISION PLAT BASIS OF BEARING

NOTES

- Owner shall maintain a 3 foot-wide access to and from the highway.
- Land shown herein is subject to Easement, Conditions and Restrictions recorded by Riverwoods Subdivision under Instrument No. 175605, records of Blaine County, ID.
- A (10) foot underground utility easement is reserved adjacent to all roads and centered on all side and rear lot lines.
- The owner shall maintain a drainage easement of sufficient width to allow free flow of drainage water along the easement.
- Land shown herein is subject to Easement, Conditions and Restrictions recorded by Riverwoods Subdivision under Instrument No. 175605, records of Blaine County, ID.
- The lots contained in this plat are governed by the Floodplain Management Ordinance contained in Blaine County Zoning Ordinance No. 77-5 to the extent they are not in conflict with the Floodplain Management Ordinance. A Conditional Use Permit shall be obtained from Blaine County for any use that is not in compliance with the Floodplain Management Ordinance. The Floodplain Management Ordinance is limited to, the prohibition of certain activities/uses in the required setback from the high water line. The Floodplain Management Ordinance is limited to, the prohibition of certain activities/uses in the required setback from the high water line. The Floodplain Management Ordinance is limited to, the prohibition of certain activities/uses in the required setback from the high water line.
- The lot owner is responsible for the control of noxious weeds per County and State Regulations.
- The plat complies with the requirements of the Blaine County Fire District and/or Blaine County Fire Protection Ordinance, including but not limited to water supply and appropriate setbacks, shall be complied with prior to issuance of a building permit.

DETAIL
 SCALE 1" = 10'

Lot 3A
 Dedicated to Blaine County
 By this Plat
 AREA = 100 sq. ft.
 [S 88°10'59" W]
 Adams Gulch Road
 R = 58.22'
 L = 10.01'
 Δ = 09°50'51"
 CH.B. = 86°53'41" W
 CH = 9.99'

Lot 1
 FLOWERS HOMESTEAD
 R = 58.22'
 L = 10.01'
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CERTIFICATE OF OWNERSHIP

This is to certify that I, the undersigned, am the owner in fee simple of the following described parcel of land:
A parcel of land located within Section 1, T.4 N., R.17 E., B.M., Blaine County, Idaho, more particularly described as follows:

Lot 3, Riverwoods Subdivision, as platted and recorded in the office of the Recorder of Blaine County, Idaho and including a portion of the North Riverwoods Drive cul-de-sac, described as follows:

A parcel of land to be located as a Public Right-of-Way as shown on "A REPLAT OF LOT 3 RIVERWOODS SUBDIVISION, Section 1, Township 4 North, Range 17 East, Boise Meridian, Blaine County, Idaho, according to the recorded plat thereof, lying northerly and easterly of a line described as follows:

Commencing at a 5/8" rebar by P.L.S. 3621 marking the southeasterly corner of Lot 3A as shown on said plat and also being the TRUE POINT OF BEGINNING;

Thence N. 01°19' W. a distance of 21.39' along the common boundary of the easterly right-of-way of North Riverwoods Road and the westerly boundary of said Lot 3A to a 5/8" rebar by P.L.S. 3621 marking a point of curvature on the easterly right-of-way boundary of said North Riverwoods Road;

Thence northeasterly a distance of 83.01' continuing along the common boundary of the easterly right-of-way of North Riverwoods Road and the easterly boundary of said Lot 3A being a curve to the left having a radius of 58.22' and a chord of 76.16' that bears N41°07'17" W. to a point, and said line there terminating.

The vacated right-of-way contains approximately 4400 square feet (0.10 acres), more or less.

The easements indicated hereon are not dedicated to the public, but the right to use said easements is hereby reserved for the public utilities and for any other uses indicated hereon and no permanent structures are to be erected within the lines of said easements.

We do hereby certify that all lots in this plat will be eligible to receive water service from an existing water distribution system and that the existing water distribution system has agreed in writing to serve all of the lots shown within this plat.

Property shown hereon is subject to Protective Covenants, Conditions, and Restrictions recorded under Blaine County Recorder Instrument No. 174751, and amendments thereto. The portion of North Riverwoods Road shown on this plat is hereby dedicated to the use of the public in perpetuity. It is the intent of the owner to hereby include said land in this plat.

L. Scott Hoopes
L. Scott Hoopes

ACKNOWLEDGMENT

STATE OF Idaho } ss
COUNTY OF Blaine }
On this 17 day of August, 1998, before me, a Notary Public in and for said State, personally appeared L. Scott Hoopes, known and identified to me to be the person whose name is subscribed to the foregoing instrument, and acknowledged to me that he executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.

Colleen M. Walker
Notary Public in and for said State of Idaho
Residing at Hailey
My Commission Expires 3/5/04

SURVEYOR'S CERTIFICATE

I, Richard D. Fosbury, a duly licensed Land Surveyor in the State of Idaho, do hereby certify that this Replat of Lot 3, Riverwoods Subdivision is a true and accurate map of the land surveyed under my direct supervision and that it is in accordance with the Idaho State Code relating to plats and surveys.



COUNTY SURVEYOR'S APPROVAL

I, Jim W. Koance, County Surveyor for Blaine County, Idaho, have checked the foregoing Replat and computations for making the same and have determined that they comply with the laws of the State of Idaho relating thereto.

Jim W. Koance 8/4/98
County Surveyor

APPROVAL OF KETCHUM CITY COUNCIL

The foregoing plat was approved by the City Council of Ketchum on this 12 day of August, 1998.

James E. Casey
City Clerk



KETCHUM CITY ENGINEER'S APPROVAL

The foregoing plat was approved by Richard D. Fosbury, City Engineer for the City of Ketchum on this 12 day of August, 1998.

Richard D. Fosbury
City Engineer

APPROVAL OF BLAINE COUNTY PLANNING AND ZONING

The foregoing Replat was approved by Blaine County Planning and Zoning on this 24 day of September, 1998.

Carla Stenach
Administrator

APPROVAL OF BLAINE COUNTY COMMISSIONERS

The foregoing Replat was approved by the Blaine County Board of Commissioners on this 24 day of September, 1998.

Marjorie
Chairman

COUNTY TREASURER'S APPROVAL

The taxes on the foregoing parcel of land have been paid to this date and this replat is hereby approved this 12 day of August, 1998.

Wick L. Dick by D. B. Baniel
Blaine County Treasurer

COUNTY RECORDER'S CERTIFICATE

STATE OF IDAHO } ss 42-4/137
COUNTY OF BLAINE }

This is to certify that the foregoing replat was filed in the office of the Recorder of Blaine County, Idaho on this 12 day of August, 1998, at 2:13 P. M., and duly recorded in Plat Book 128, at page 128.
W. D. Baniel
Ex-Officio Recorder

LOT 1
LAPEN, A.
SEE 37-08480

LOT 2
COLMAN, R.
SEE 37-08465

3.0

3.0

Point of Diversion

Place of Use

1.6

1.2

1.7

2.5

Pump House

Scale
1" = 200'

1/2

1/5

NOT DEVELOPED

LOT 7
LOT 11

0.5

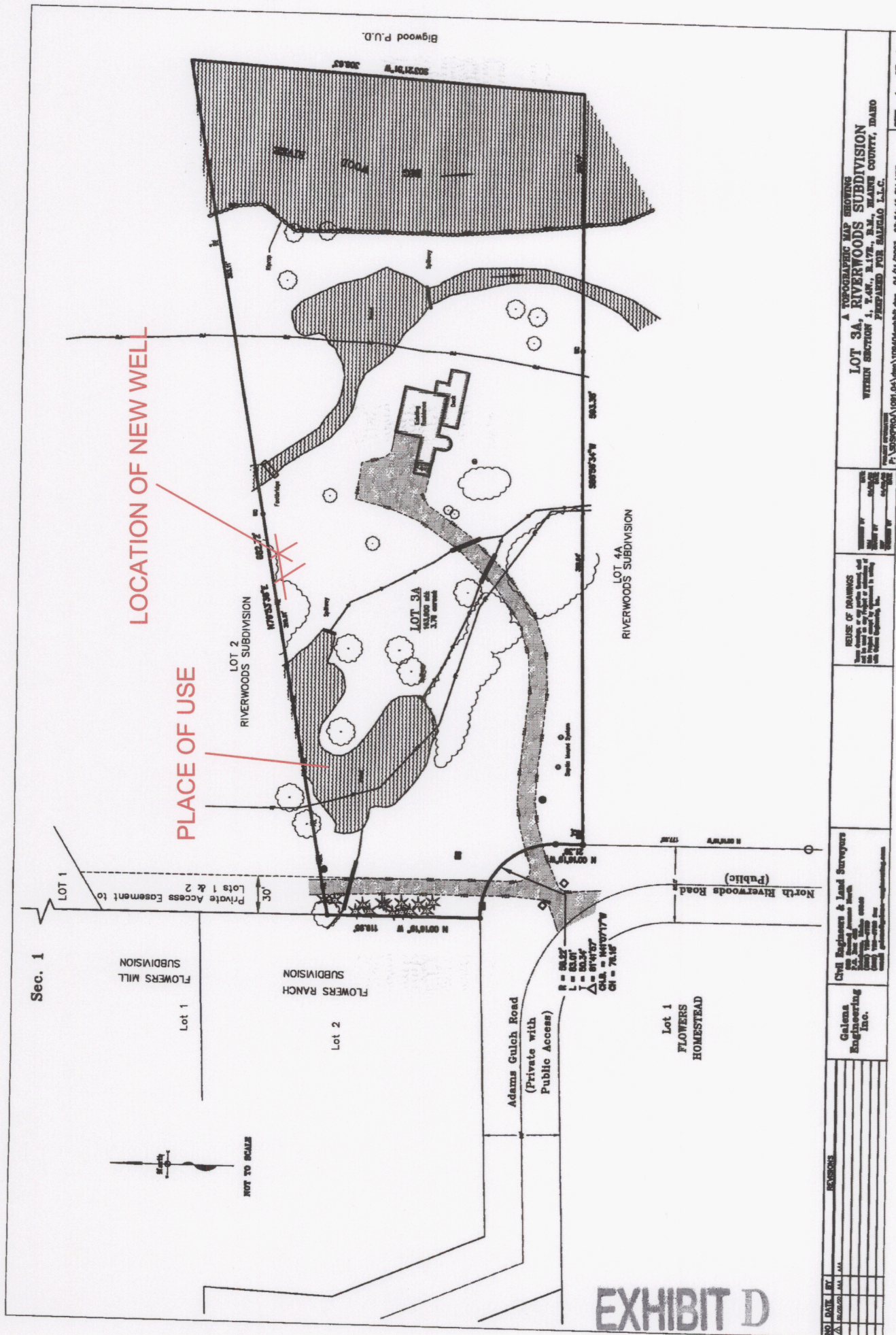
0.5

Sec 1

Sec 12

1.5

EXHIBIT C



**SPECIAL POWER OF ATTORNEY
(WATER RIGHTS)**

SALIGAO, LLC, a Delaware limited liability company, designates and appoints JAMES P. SPECK, of Ketchum, Idaho, as Grantor's attorney in fact and agent (subsequently called "Agent") to act in Grantor's name and for Grantor's benefit for the specific purposes stated herein only. Grantor grants to its Agent full power and authority to do everything necessary in exercising any of the powers herein granted as fully as Grantor might or could do if personally present and fully competent, hereby ratifying and confirming all that Grantor's Agent shall lawfully do or cause to be done by virtue of this Special Power of Attorney and the powers herein granted.

1. SPECIFIC GRANT OF POWER. Grantor's agent shall have power to exercise or perform any act, power, duty, right or obligation whatsoever that Grantor now has or may hereafter acquire, RELATING ONLY TO the preparation and filing of claims for water rights in Twin Falls County District Court Civil No. 39576, In Re the General Adjudication of Rights to the Use of Water from the Snake River Basin Water System, and the preparation and filing of applications for permits to or transfers of water rights, or claims to water rights, with the Idaho Department of Water Resources.

2. REVOCABILITY. This Special Power of Attorney is revocable, provided, that insofar as any governmental agency, bank, trust company, insurance company, transfer agent, or other person shall rely upon this power, this power may be revoked only by a notice in writing executed by me or Grantor's Agent and delivered to such person or institution.

3. INTERPRETATION. This instrument is to be construed and interpreted as a Special Power of Attorney and shall be limited in accordance herewith.

4. THIRD-PARTY RELIANCE. Third parties may rely upon the representations of the Agent as to all matters relating to any power granted to Grantor's Agent, and no person who may act in reliance upon the representations of the Agent or the authority granted to Grantor's Agent shall incur any liability to Grantor as a result of permitting the Agent to exercise any power.

5. GOVERNING LAW. This Special Power of Attorney is executed and delivered in the State of Idaho and the laws of the State of Idaho shall govern all questions as to the validity of this power and as to the construction of its provisions.

6. COUNTERPARTS. This Special Power of Attorney may be executed in counterparts. Each executed counterpart of this Special Power of Attorney shall have the force and effect of this original.

10th IN WITNESS WHEREOF, Grantor has executed this Special Power of Attorney this day of April, 2003.

SALIGAO, LLC

By: _____

Carlos Cordeiro, member

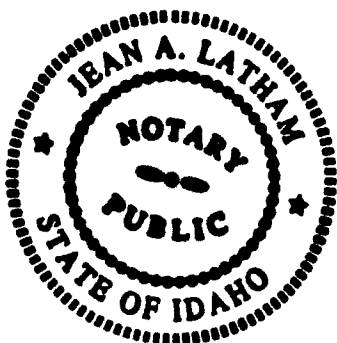
STATE OF IDAHO)

County of Blaine)

ss.

On this 10TH day of April, 2003, before me, the undersigned notary public in and for said state, personally appeared Carlos Cordeiro, known or identified to me to be the sole member of SALIGAO, LLC and the person who executed the foregoing instrument on behalf of said limited liability company and acknowledged to me that said limited liability company executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and seal the day and year in this certificate first above written.



Jean A. Latham
Notary Public for Idaho
Residing at: Blaine Co
Commission expires: 1-25-07