

Ident. No. 37-21338
#71484

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR PERMIT
To appropriate the public waters of the State of Idaho

1. Name of applicant The Valley Club Inc. Phone 208-788-0997
Mailing address P.O. Box 252 Sun Valley, ID 83353
2. Source of water supply Big Wood River which is a tributary of Malad River
3. Location of point of diversion is Township 3N Range 18E Sec. 20, in the NW $\frac{1}{4}$, Govt. Lot , B.M., Blaine County; additional points of diversion, if any: none
4. Water will be used for the following purposes:
- Amount 2.02 cfs for Rec/Aesth purposes from 4/15 to 10/15 (both dates inclusive)
(cfs or acre-feet per annum)
- Amount 31.0 ac ft for Storage purposes from 4/15 to 10/15 (both dates inclusive)
(cfs or acre-feet per annum)
- Amount 2.02 cfs for Div to Storage purposes from 4/15 to 10/15 (both dates inclusive)
(cfs or acre-feet per annum)
- Amount ~~2.02 cfs~~ for ~~Div from Stor~~ purposes from ~~4/15~~ to ~~10/15~~ (both dates inclusive)
(cfs or acre-feet per annum)
5. Total quantity being appropriated is (a) 2.02 and/or (b)
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: Hiawatha headgate to canal.
Valley Club West Nine pump station to underground system to lake & waterway
features on new nine hole golf course.
- b. Height of storage dam -0 feet; active reservoir capacity 0 acre-feet; total reservoir capacity System = 31.0 acre-feet.
- c. Proposed well diameter is 0 inches; proposed depth of well is feet
- d. Is groundwater with a temperature of greater than 85° degrees being sought? n/a
- e. If well is already drilled, when? ; Drilling firm ;
Well was drilled for (well owner) ; Driller Permit No.
7. Time required for completion of works and application of water to proposed beneficial use is 4 years (minimum 1 year)
8. Description of proposed uses (if irrigation only, go to item 9):
- a. Hydropower; show total feet of head and proposed capacity in kW.
- b. Stockwatering; list number and kind of livestock.
- c. Municipal; show name of municipality.
- d. Domestic; show number of households.
- e. Other; describe fully. Ponds and waterways in new residential & golf development.
Mitigation for open water evaporation completed under transfer of WR #37-657B.

RECEIVED

AUG 19 2004

Department of Water Resources
Southern Region

9. Description of place of use:

- a. If water is for irrigation, indicate acreage in each subdivision in the tabulation below.
- b. 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	
3N	18E	29	R/J			R/J									R/J				

R = Recreation, J = Aesthetic

Total number of acres to be irrigated _____

10. Describe any other water rights used for the same purposes as described above. 37-657B - Mitigation
water used for evaporation losses.

11. a. Who owns the property at the point of diversion? Existing Diversion - Hiawatha Canal

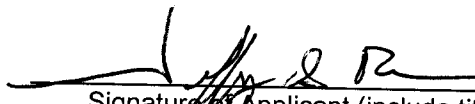
b. Who owns the land to be irrigated or place of use? Valley Club Inc.

c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing: Water is diverted under existing WR #37-657B

12.. Remarks: Water under this permit is non-consumptive for use in ponds and waterways
associated with a new nine hole golf course and residential development.

13. **MAP OF PROPOSED PROJECT REQUIRED** – Attach an 8 ½ "x 11" 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.

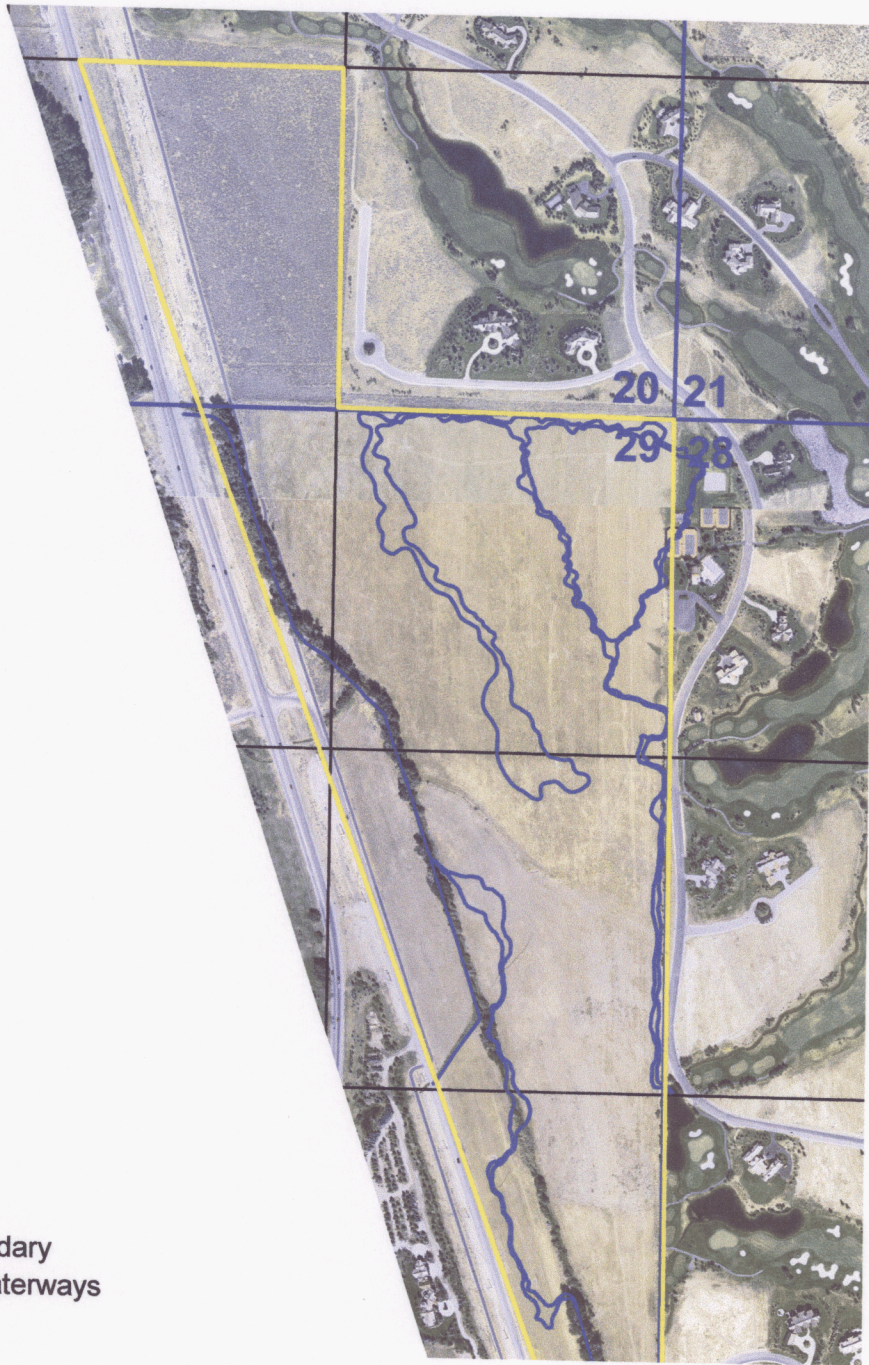
 POWER OF ATTORNEY
 Signature of Applicant (include title, if applicable.)

Received by  Date 8/19/04 Time PM Preliminary check by 

Fee \$ 370.00 Receipted by  # 5026985 Date 8/20/04

Publication prepared by _____ Date _____ Published in _____

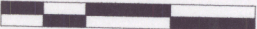
Publication approved _____ Date _____



LEGEND

-  Property Boundary
-  Ponds and Waterways
-  Section lines
-  03n 18e QQ

100 0 100 200 Feet



**VALLEY CLUB WEST NINE
PONDS AND WATERWAYS
T. 3N. R. 18E. SEC, 20,29**

BROCKWAY ENGINEERING, PLLC.
ALR AUG. 18, 2004



LIMITED POWER OF ATTORNEY

KNOWN ALL MEN BY THESE PRESENT:

I, Barry Bevers - The Valley Club Inc, hereby nominate and appoint Jeffrey S. Rau - Brockway Engineering as my attorney-in-fact with full authority to act for and on my behalf to undertake any and all acts or matters pertaining to water right transfers before the Idaho Department of Water Resources for the following water right transactions:

- Water permit filings for Valley Club West Nine project.
- 1) Recreation/Aesthetic & Storage Permit for ponds & waterways
- 2) Domestic permit for residential water system associated with VC West Nine

in Blaine County, Idaho. Additionally, I hereby ratify and confirm any and all such acts on matters as contemplated herein.

My agent is hereby authorized to sign, seal and deliver, as my act in deed, those said instruments of writing that may be necessary or proper to carry into execution and effect the applications, and transfers above-mentioned. Further, I hereby declare that each and every application, transfer, agreement, receipt, or payment which shall be by my said agent given, made or done for the aforesaid purposes shall be as good, valid, and effectual as if they had been signed, sealed, and delivered by me in my own proper person; and I hereby undertake at all times to ratify whatsoever my said agent shall lawfully do or cause to be done in or concerning the said premises by virtue of these present. This Limited Power of Attorney will become void upon approval, denial or withdrawal of the above referenced applications.

Dated this 18 day of August 2004.

Barry Bevers

Signature

Signature

State of Idaho

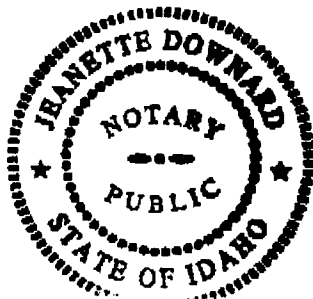
County of Blaine

ss.

On this 18th Day of August, 2004, before me, a Notary Public in and for said County and State, personally appeared Barry Bevers, known or identified to me to be the individual whose name and subscription to the within 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.

S
E
A
L



Jeanette Downard

Notary Public
In and for said State and County Idaho, Blaine
8/08/07
My Commission Expires