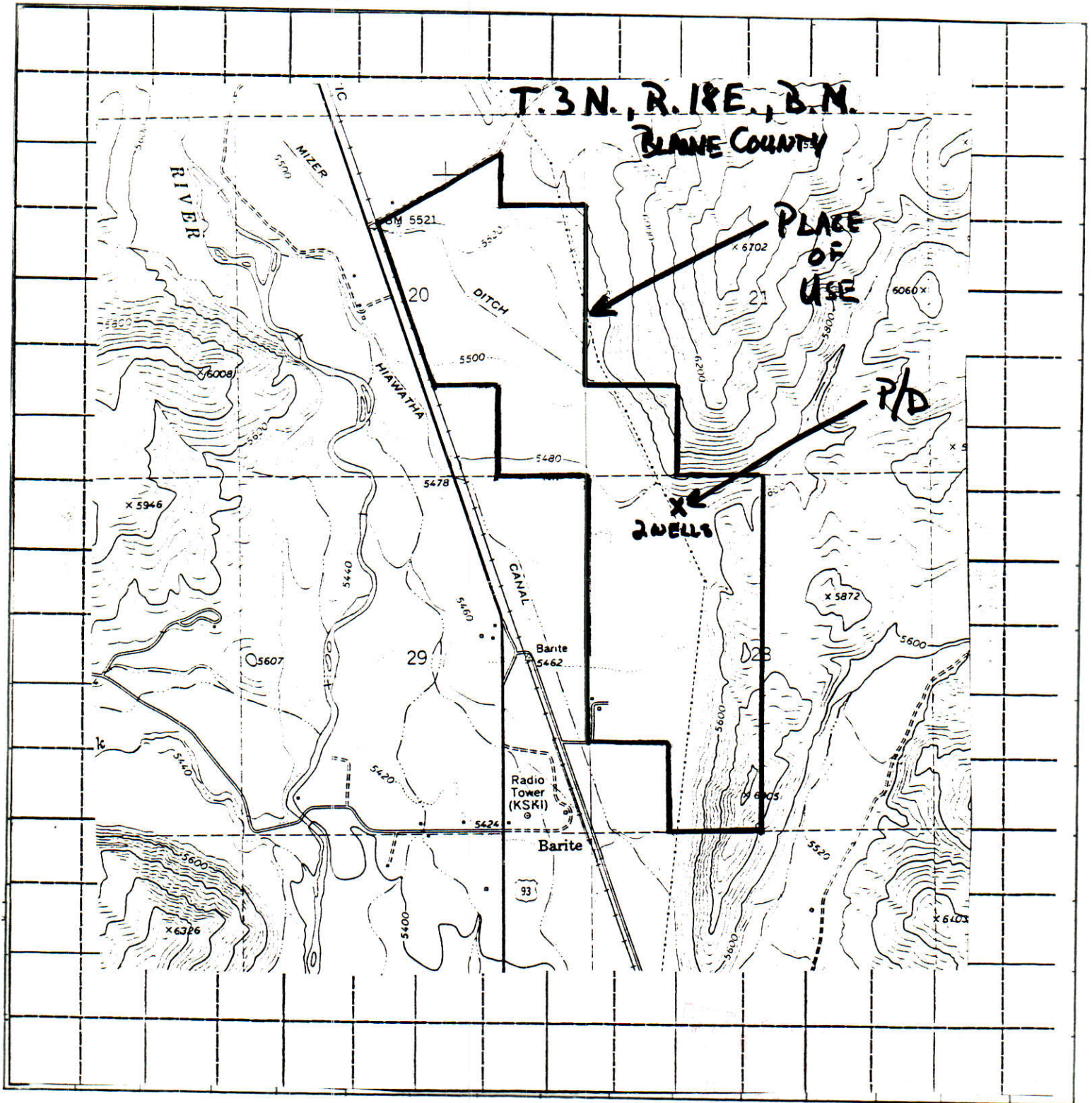


13. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



Scale: 2 inches equal 1 mile.

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

[Signature]
 ROY B. TINKER (Applicant) TIT MGMT CO - FOR
 WOOD RIVER COUNTRY CLUB PARTNERS

AFFIDAVIT of PUBLICATION

RECEIVED

State of Idaho, }
County of Blaine } SS.

SEP 06 1990

Department of Water Resources
Southern Region Office

DANIEL J. GORHAM

being first duly sworn, deposes and says that he is the printer (publisher) of the Wood River Journal, a newspaper published every week in Hailey, County of Blaine, State of Idaho; that said newspaper has been continuously and uninterruptedly published for a period of seventy-eight consecutive weeks prior to 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 25 day of July, 1990, and

the date of the last publication was on the 1 day of Aug, 1990.

Daniel J. Gorham
Subscribed and sworn to before me this 1st day of Aug, 1990.
(SEAL)

Robert H. Ketchum

NOTARY PUBLIC

WOOD RIVER JOURNAL
Hailey, Idaho

COST OF PUBLICATION

Number of Picas per Line _____
Number of Lines in Notice 45
Number of Insertions 2

Lines tabular at _____ 6c / Pica
45 Lines straight at 24.75 5c / Pica
45 Subsequent lines at 19.80 4c / Pica

TOTAL COST 44.55 / 5.00 fee = 49.55

COPY OF NOTICE

(Paste Here)

Not of Amended Application
TITLE OF NOTICE 37-08613

PLAINTIFF ATTORNEY

DEFENDANT

PLAINTIFF

TF Dept. of Water Res.
BILL TO

Partners seeks amended permit

NOTICE OF AMENDED APPLICATION FOR WATER PERMIT

Notice is hereby given that the following application for permit to appropriate the public waters of the State of Idaho has been amended as follows:

37-08613

Wood River
Country Club Partners
c/o James P. Speck
P.O. Box 987
Ketchum ID 83340

Date Amended: 7/9/90

Source: Groundwater

Diversion Pt: NE1/4NW1/4NW1/4,

S28, T3N, R18E; Blaine County.

Use: DOMESTIC (.5 cfs)

IRRIGATION (1.36 cfs)

Total quantity to be appropriated:
1.86 cfs

In: 68.18 acres within NW1/4-NE1/4, SW1/4NE1/4, SE1/4NE1/4, SE1/4NW1/4, NE1/4SE1/4, NW1/4SE1/4, SE1/4SE1/4, S20, T3N, R18E; SW1/4SW1/4, S21, T3N, R18E; NW1/4, N1/2SW1/4, S28, T3N, R18E.

The permit (s) will be subject to all prior water rights. Protests must be filed with the Director, Dept. of Water Resources, Southern Region, 222 Shoshone Street East, Twin Falls, ID 83301, on or before August 13, 1990.

R. Keith Higginson, Director
Publish: Wood River Journal-July 25 and August 1, 1990.

RED. Statutes 1987
7-8 pt./line straight: .5/ pica
7-8 pt./line tabular: .6/ pica
7-8 pt./line successive
insertion: .4/ pica

No 7158

AFFIDAVIT of PUBLICATION

RECEIVED

State of Idaho, }
County of Blaine } ss.

JUL 6 1990

Department of Water Resources
Southern Region Office

DANIEL J. GORHAM

, being first duly sworn, deposes and says that he is the printer (publisher) of the Wood River Journal, a newspaper published every week in Hailey, County of Blaine, State of Idaho; that said newspaper has been continuously and uninterruptedly published for a period of seventy-eight consecutive weeks prior to 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 20th day of June 1990, and

the date of the last publication was on the 27th day of June 1990.

Daniel J. Gorham
Subscribed and sworn to before me this 27th day of June, 1990.
(SEAL)

NOTARY PUBLIC

WOOD RIVER JOURNAL
Hailey, Idaho

COST OF PUBLICATION

Number of Picas per Line _____
Number of Lines in Notice 43
Number of Insertions 2
Lines tabular at _____ 6¢ / Pica
43 Lines straight at 23.65 5¢ / Pica
43 Subsequent lines at 18.92 4¢ / Pica
TOTAL COST 42.57

COPY OF NOTICE
(Paste Here)

Speck Application #37-08613
TITLE OF NOTICE

PLAINTIFF ATTORNEY

DEFENDANT

PLAINTIFF

Dept. of Water Res. If
BILL TO

Partners apply for water right

NOTICE OF APPLICATION FOR WATER RIGHT

The following application(s) have been filed to appropriate the public waters of the State of Idaho:

37-08613

WOOD RIVER
COUNTRY CLUB PARTNERS
C/O JAMES P. SPECK
P.O. BOX 987
KETCHUM, ID 83340
Source: GROUNDWATER
Diversion Pt: NENWNW Sec 28 T
03N R 18E
Use: IRRIGATION (1.100 CFS)
DOMESTIC (.500 CFS)

Total Diversion: (1.600 CFS)
Date Filed: 4/3/1990
In: T03N R18E S20 NWNE SWNE
SENE SENW NESE NWSE SESE;
S21 SWSW; S28 NENW NWNW
SWNW SENW NESW NWSW
60.0 ACRES TOTAL

The permit(s) will be subject to all prior water rights. Protests may be submitted based on the criteria of Sec. 42-203A, Idaho Code, and/or the new public interest criteria of Sec. 42-203C, Idaho Code. Protests must be filed with the Director, Dept. of Water Resources, 222 Shoshone Street East, Twin Falls, Idaho 83301, on or before JULY 9, 1990.

R. Keith Higginson, Director
Publish: Wood River Journal--
June 20 & 27, 1990.

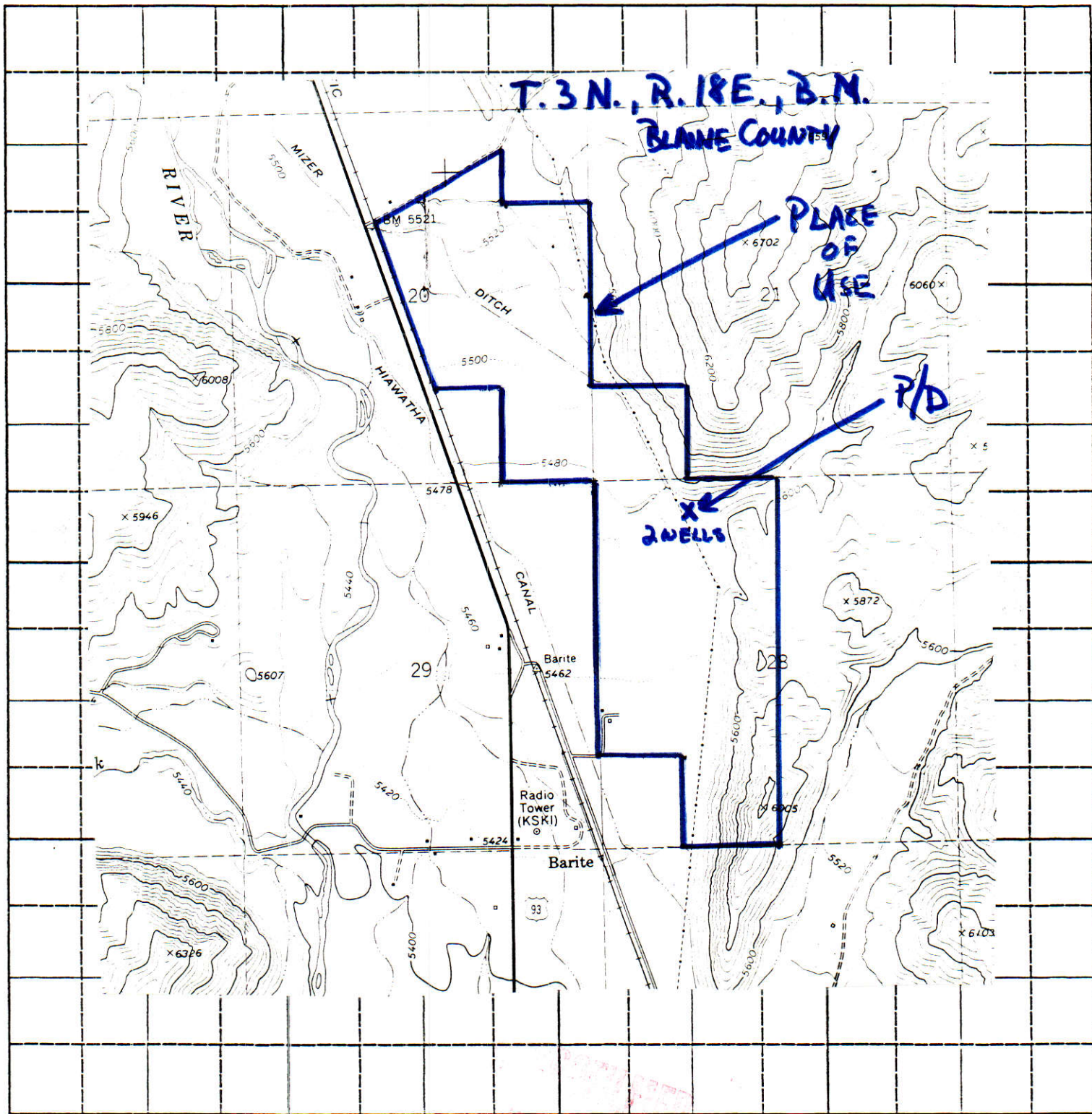
Publication Rates

As of Jan., 1990

(Idaho Code,
Reb. Statutes 1984)
7-8 pt./line straight: .5/ pica
7-8 pt./line tabular: .6/ pica
7-8 pt./line successive
insertion: .4/ pica

No 7083

13. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



Scale: 2 inches equal 1 mile.

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

[Signature]
(Applicant)

RECEIVED

JUL 13 1998

STATE OF IDAHO

Department of Water Resources
Southern Region

DEPARTMENT OF WATER RESOURCES

ASSIGNMENT OF PERMIT

Received 7-13-98
Received by J. P. Speck
Receipt #5021334

RECEIVED

JUL 20 1998

Department of Water Resources

VALLEY RANCH, INC., an Idaho corporation (the "Assignor"), hereby assigns to THE VALLEY CLUB OWNERS ASSOCIATION, INC., an Idaho non-profit corporation, whose address is c/o Mr. John P. Wells, Premier Resorts at Sun Valley, P. O. Box 659, Sun Valley ID 83353 (the "Assignee"), all of its right, title and interest in and to Permit No. 37-08613A to appropriate the public waters of the State of Idaho.

IN WITNESS WHEREOF, the Assignor has signed and executed this Assignment of Permit on the 3rd day of May, 1998.

VALLEY RANCH, INC.

By:

Isaac M. Kalisvaart, president

STATE OF IDAHO

County of Blaine

ss.

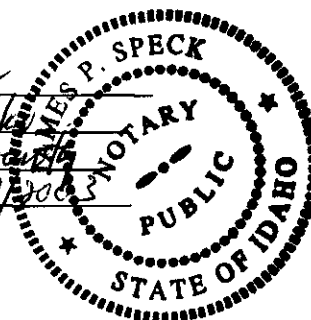
On this 3rd day of May, 1998, before me, the undersigned notary public in and for said state, personally appeared Isaac M. Kalisvaart, known or identified to me to be the president of Valley Ranch, Inc. and the person who executed the foregoing instrument on behalf of said corporation and acknowledged to me that said corporation executed the same.

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

Notary Public for Idaho

Residing at: Blaine, Idaho

Comm. Expires: 1/29/2003



AUG 03 1998

WATER RIGHT SUMMARY

ACTION	RIGHT NO.	NAME	AMOUNT CFS
~~Original Application~~	~~37-08613A~~	~~Wood River Country Club Partners~~	~~1.48~~
Full Assignment	37-08613A	Valley Ranch Inc	1.48

RECEIVED

JUN 27 1996

BEFORE THE DEPARTMENT OF WATER RESOURCES

OF THE

STATE OF IDAHO

IN THE MATTER OF PERMIT NO. 37-08613A)
)
IN THE NAME OF VALLEY RANCH INC.) **ORDER OF**
) **REINSTATEMENT**
)

WHEREAS, the Department issued the above-captioned permit with the condition that proof of construction of works and application of water to beneficial use (proof of beneficial use) be submitted on or before May 1, 1996; and,

WHEREAS, the Department notified the permit holder on February 28, 1996, by certified mail that proof was due and instructed the permit holder of the steps to be taken to submit the proof of beneficial use; and,

WHEREAS, the permit lapsed on May 2, 1996, since an acceptable proof of beneficial use or extension of time had not been received; and,

WHEREAS, Section 42-218a, Idaho Code, provides that a permit may be reinstated upon a showing of reasonable cause within sixty days of the date of the notice of lapsing; and,

WHEREAS, the permit holder has provided a reasonable showing why the permit should be reinstated by submitting an acceptable proof of beneficial use on May 2, 1996;

IT IS, THEREFORE, HEREBY ORDERED that Permit No. 37-08613A is **REINSTATED** with an advance in priority to April 4, 1990.

DATED this 27th day of June, 1996.

L. Glen Saxton

L. GLEN SAXTON, Chief
Water Allocation Bureau

JUN 27 1996

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

MAY 2 - 1996

PROOF OF BENEFICIAL USE

Department of Water Resources

The Idaho Department of Water Resources considers this form a statement that the permit holder(s) has/have completed all development that will occur under this permit and that water has been applied according to the provisions of the permit for the beneficial use(s) described below. This form must be accompanied by a license examination fee, when necessary, or be accompanied by a completed field examination report prepared by a certified water right examiner who has been appointed by the department.

1. Permit No. 37-08613A Telephone No. 208-726-1875

2. Name(s) of Permit Holder(s): Valley Ranch, Inc.

3. Mailing Address: c/o James P. Speck, P.O. Box 987, Ketchum, Idaho 83340

4. Source of Water: Groundwater If **GROUNDWATER** (well), Date Drilled: mo. 07 / yr. 94

37-94-S-0089-000

a. Well Driller: Walker Water Systems Drilling Permit Number: 37 - 94S - 0078 - 000

b. **OPTIONAL:**

Pump Horsepower: _____ Pressure (psi): _____ Dynamic pumping level (ft): _____

5. Use(s) (as authorized by the water right permit):

Domestic (No. of households): 98 Stockwater (No. and type of stock): _____

Irrigation (No. of acres): 49 Other: _____

6. Total rate of diversion and/or volume for which proof is submitted: 1.48 cfs OR _____ acre feet

7. Measuring Device Requirement: (refer to the approval conditions on your permit and respond accordingly)

(This question is not optional. Please check either yes or no. Proofs returned not checked accordingly, will be considered incomplete)

Measuring Device: Is a measuring device required? Yes _____ or No XX

Has the measuring device been installed? Yes _____ or No _____

Flow Measurement Port: Is a flow measurement port required? Yes XX or No _____

Has the measurement port been installed? Yes XX or No _____

8. Fee Enclosed: \$ 125.00 (See Fee Schedule on back of the instructions for filing proof of beneficial use)

9. Person to contact to accompany the Department representative during field examination of the water system.

Name: David Hutchinson Telephone Number: 208-726-1875

Address: P.O. Box 2216, Ketchum, Idaho 83340

10. The information given on this form is my true statement of the extent to which the above numbered permit has been developed and I relinquish any undeveloped portion of the permit to the State of Idaho.

Signature of permit holder: David Hutchinson Vice President Date: 7/19/96
(include your title, if on behalf of company of organization)

RECEIVED
MAY 2 - 1996

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ASSIGNMENT OF PERMITS

Department of Water Resources

THE VALLEY RANCH PARTNERS (aka VALLEY RANCH PARTNERS and fka WOOD RIVER COUNTRY CLUB PARTNERS), an Idaho general partnership (the "Assignor"), hereby assigns to VALLEY RANCH, INC., an Idaho corporation, whose address is 950 Bank of America Financial Center, 121 S.W. Morrison Street, Portland, Oregon 97204, attn: Isaac M. Kalisvaart (the "Assignee"), all of its right, title and interest in and to Idaho Water Permits Nos. 37-08613A and 37-08810 to appropriate the public waters of the State of Idaho.

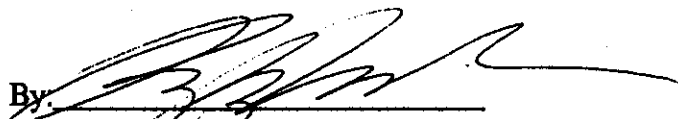
This Assignment may be executed in one or more counterparts, all of which together shall constitute one and the same Assignment

IN WITNESS WHEREOF, the Assignor has signed and executed this Assignment of Permits on the 19th day of April, 1994.

THE VALLEY RANCH PARTNERS, an Idaho general partnership

By: T AND T DEVELOPMENT, an Idaho general partnership, a general partner

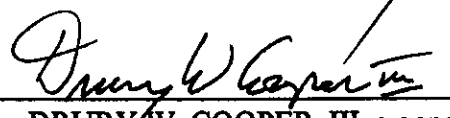
DATE: 4/19/94

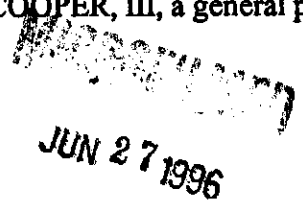
By: 
Roy B. Tinker, General Partner

DATE: 4-19-94

By: 
C. Richard Toomey, General Partner

DATE: 4-19-94

By: 
DRURY W. COOPER, III, a general partner


JUN 27 1996

DATE: 4-19-94

By: *James T. Tallackson*
JAMES T. TALLACKSON, a general partner

DATE: 4-20-94

By: *Harold R. Tollerup, Duff C. 112*
HAROLD R. TOLLERUP, a general partner *ASST. AD. 2nd FILE*

DATE: 4-19-94

By: *Duffy S. Witmer*
DUFFY S. WITMER, a general partner

DATE: 4-20-94

By: *David C. Hutchinson*
DAVID C. HUTCHINSON, a general partner

DATE: 4-20-94

By: *Earl M. Smith, Jr. Duff C. 112*
EARL M. SMITH, JR., a general partner *ASST. AD. 2nd FILE*

DATE: _____

By: _____
JACK L. BILLHARDT, a general partner

By: THE SCOTT FAMILY TRUST, a general partner

DATE: _____

By: _____
Robert J. Scott, trustee

DATE: _____

By: _____
Linda M. Scott, trustee

DATE: _____

By: _____
JAMES T. TALLACKSON, a general partner

DATE: _____

By: _____
HAROLD R. TOLLERUP, a general partner

DATE: _____

By: _____
DUFFY S. WITMER, a general partner

DATE: _____

By: _____
DAVID C. HUTCHINSON, a general partner

DATE: _____

By: _____
EARL M. SMITH, JR., a general partner

DATE: _____

By: _____
JACK L. BILLHARDT, a general partner

By: THE SCOTT FAMILY TRUST, a general partner

DATE: 4-18-94

By: 
Robert J. Scott, trustee

DATE: 4-18-94

By: 
Linda M. Scott, trustee

RECORDED

JUN 27 1996

DATE: _____

By: _____
JAMES T. TALLACKSON, a general partner

DATE: _____

By: _____
HAROLD R. TOLLERUP, a general partner

DATE: _____

By: _____
DUFFY S. WITMER, a general partner

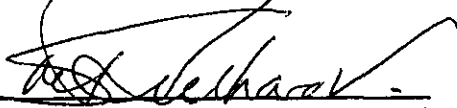
DATE: _____

By: _____
DAVID C. HUTCHINSON, a general partner

DATE: _____

By: _____
EARL M. SMITH, JR., a general partner

DATE: 4-18-94

By: 
JACK L. BILLHARDT, a general partner

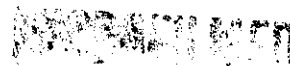
By: THE SCOTT FAMILY TRUST, a general partner

DATE: _____

By: _____
Robert J. Scott, trustee

DATE: _____

By: _____
Linda M. Scott, trustee

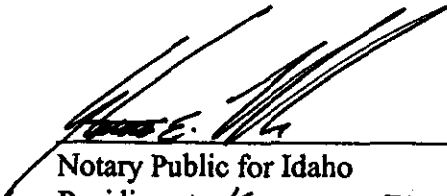


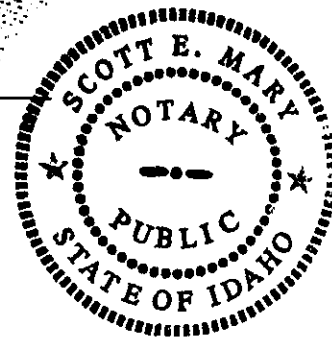
JUN 27 1996

STATE OF IDAHO)
)
County of Blaine) ss.

On this 19th day of April, 1994 before me, the undersigned notary public in and for said state, personally appeared Roy B. Tinker, known or identified to me to be a General Partner of T and T Development and the person who executed the foregoing instrument on behalf of said Partnership and acknowledged to me that said Partnership executed the same.

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

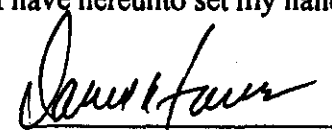

Notary Public for Idaho
Residing at: Ketchikan, ID
Commission expires: 6/6/97



STATE OF IDAHO)
)
County of Blaine) ss.

On this 19th day of April, 1994 before me, the undersigned notary public in and for said state, personally appeared C. Richard Toomey, known or identified to me to be a General Partner of T and T Development and the person who executed the foregoing instrument on behalf of said Partnership and acknowledged to me that said Partnership executed the same.

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


Notary Public for Idaho
Residing at: Boise, ID
Commission expires: 2-5-96

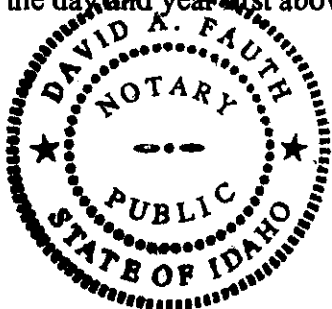


STATE OF IDAHO)
) ss.
County of Blaine)

On this 19th day of April, 1994 before me, the undersigned notary public in and for said state, personally appeared Drury W. Cooper, III, known to me to be the person whose

JUN 27 1996

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

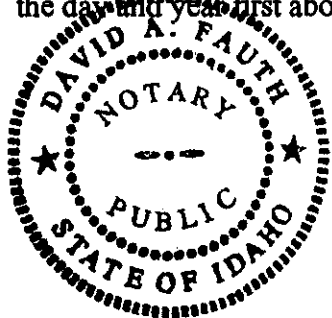


David L. [Signature]
Notary Public for Idaho
Residing at: *Hayley, ID*
Commission expires: *2-5-96*

STATE OF IDAHO)
) ss.
County of Blaine)

On this 19th day of April, 1994 before me, the undersigned notary public in and for said state, personally appeared James T. Tallackson, known 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 first above written.



Notary Public for Idaho
Residing at: Hailey, ID
Commission expires: 2-5-96

STATE OF CALIFORNIA)
) ss.
County of _____)

On this _____ day of April, 1994 before me, the undersigned notary public in and for said state, personally appeared Harold R. Tollerup, known 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

JUN 27 1996

the day and year first above written.

Notary Public for California

Residing at: _____

Commission expires: _____

STATE OF IDAHO)
) ss.
County of Blaine)

On this 19th day of April, 1994 before me, the undersigned notary public in and for said state, personally appeared Duffy S. Witmer, known 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 first above written.



David C. Hutchinson

Notary Public for Idaho

Residing at: Hailey, ID

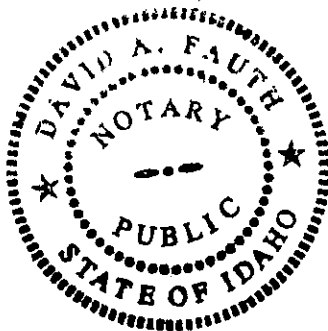
Commission expires: 8-5-96

STATE OF IDAHO)
) ss.
County of Blaine)

On this 20th day of April, 1994 before me, the undersigned notary public in and for said state, personally appeared David C. Hutchinson, known 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 first above written.

JUN 27 1996



David A. Fauth

Notary Public for Idaho

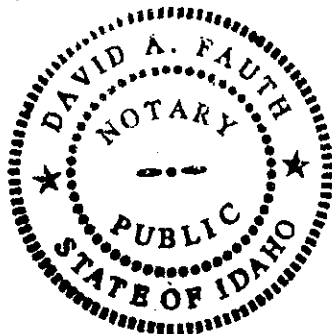
Residing at: _____

Commission expires: _____

STATE OF IDAHO)
)
County of Blaine) ss.

On this 20 day of April, 1994, before me, the undersigned notary public in and for said state, personally appeared David C. Hutchinson, known or identified to me to be the person whose name is subscribed to the within instrument as the attorney in fact of Earl M. Smith, Jr. and acknowledged to me that he subscribed the name of Earl M. Smith, Jr. thereto as principal, and his own name as attorney in fact.

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



David A. Fauth

Notary Public for Idaho

Residing at: Hailey, ID

Commission expires: 2-5-96

STATE OF CONNECTICUT)
)
County of Fairfield) ss.

On this 18th day of April, 1994 before me, the undersigned notary public in and for said state, personally appeared Jack L. Billhardt, known 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 first above written.

JUN 27 1996

Dorothy Moore
Notary Public for Connecticut
Residing at: *Willington*
Commission expires *July 31, 1996*
DOROTHY S. MOORE
NOTARY PUBLIC
My Commission Expires July 31, 1996

STATE OF WASHINGTON)
)
County of _____) ss.

On this _____ day of April, 1994 before me, the undersigned notary public in and for said state, personally appeared Robert J. Scott, known or identified to me to be the person whose name is subscribed to the within instrument as trustee of the Scott Family trust, and acknowledged to me that he executed the same as such trustee.

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

Notary Public for _____
Residing at: _____
Commission expires: _____

STATE OF WASHINGTON)
)
County of _____) ss.

On this _____ day of April, 1994 before me, the undersigned notary public in and for said state, personally appeared Linda M. Scott, known or identified to me to be the person whose name is subscribed to the within instrument as trustee of the Scott Family trust, and acknowledged to me that she executed the same as such trustee.

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

Notary Public for _____
Residing at: _____
Commission expires: _____

JUN 27 1996

Notary Public for Connecticut

Residing at: _____

Commission expires: _____

STATE OF WASHINGTON)

County of King) ss.

On this 18 day of April, 1994 before me, the undersigned notary public in and for said state, personally appeared Robert J. Scott, known or identified to me to be the person whose name is subscribed to the within instrument as trustee of the Scott Family trust, and acknowledged to me that he executed the same as such trustee.

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

Worane Gill Lin
Notary Public for Wash.
Residing at: Redmond
Commission expires: 5-3-94

STATE OF WASHINGTON)

County of King) ss.

On this 18 day of April, 1994 before me, the undersigned notary public in and for said state, personally appeared Linda M. Scott, known or identified to me to be the person whose name is subscribed to the within instrument as trustee of the Scott Family trust, and acknowledged to me that she executed the same as such trustee.

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

Worane Gill Lin
Notary Public for Wash.
Residing at: Redmond
Commission expires: 5-3-94

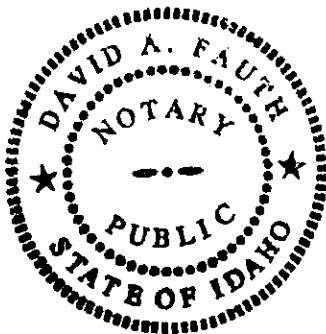
JUN 27 1996

STATE OF IDAHO

County of Blaine

On this 20th day of April, 1994, before me, the undersigned notary public in and for said state, personally appeared David C. Hutchinson, known or identified to me to be the person whose name is subscribed to the within instrument as the attorney in fact of Harold R. Tollerup and acknowledged to me that he subscribed the name of Harold R. Tollerup thereto as principal, and his own name as attorney in fact.

In witness whereof, I have set my hand and seal the day and year in this certificate first above written.



A handwritten signature in cursive script, appearing to read "David A. Fauth", written over a horizontal line.

Notary Public for Idaho
Residing at Hailey, ID
Comm Expires 2-5-96

JUN 27 1996

State of Idaho
Department of Water Resources

Permit To Appropriate Water

NO. 37-08613A

Proposed Priority: April 3, 1990 Maximum Diversion Rate: 1.48 CFS
This is to certify, that **WOOD RIVER COUNTRY CLUB PARTNERS**

C/O JAMES P. SPECK
P.O. BOX 987
KETCHUM, ID 83340

has applied for a permit to appropriate water from: **GROUNDWATER**
and a permit is **APPROVED** for development of water as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>
IRRIGATION	04/01 to 11/01	0.98 CFS
DOMESTIC	01/01 to 12/31	0.50 CFS
Totals		1.48 CFS

LOCATION OF POINT(S) OF DIVERSION: NENWNW Sec. 28, Township 03N, Range 18E
BLAINE County

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
03N	18E	20	NWNE 0.5	SWNE 5.5	SENE 6.5	
			NESE 6	NWSE 3	SESE 6	27.5
		21	SWSW 2.5			2.5
		28	NENW 1	NWNW 4	SWNW 5.5	
			SENW 1	NESW 0.5	NWSW 7	19

Total number of acres irrigated: 49

PLACE OF USE: DOMESTIC, same as IRRIGATION use

CONDITIONS/REMARKS:

1. Proof of construction of works and application of water to beneficial use shall be submitted on or before May 1, 1996.
2. Subject to all prior water rights.
3. Project construction shall commence within one year from the date of permit issuance and shall proceed diligently to completion unless it can be shown to the satisfaction of the Director of the Department of Water Resources that delays were due to circumstances over which permit holder had no control.
4. Prior to the diversion of water under this permit a flow measurement port or other device as specified by the Department shall be installed to provide for the installation of measuring equipment and the determination of the rate of diversion by the Department.
5. Permit holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.

MAY 31 1991

State of Idaho
Department of Water Resources**Permit To Appropriate Water**

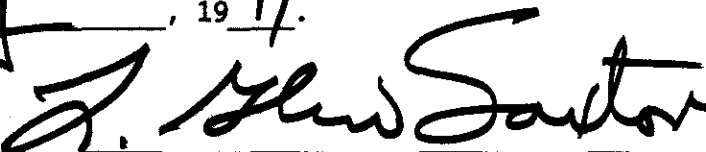
NO. 37-08613A

CONDITIONS/REMARKS:

6. Any license issued by IDWR pursuant to the permit or portion thereof for the use of trust water is subject to a term review of 20 years after the date of this approval to determine availability of water for the use and to re-evaluate the public interest at the end of the term.
7. Diversion and use of water under this permit is subject to an annual use fee if rules are subsequently promulgated which provide for the submittal of the fee.
8. The Director retains jurisdiction of the permit and/or subsequent license issued to change, add or remove any requirement as determined to be appropriate.
9. The rate of diversion of water for irrigation under this permit and all other water rights on the same land shall not exceed 0.02 cubic feet per second for each acre of land.
10. Use of water for domestic purposes under this permit shall be limited to in-house use and watering of household stock.
11. Irrigation use described in this permit and any subsequent license authorizes irrigation of not more than one-half acre associated with each completed and occupiable residence. Land irrigated must be a part of the lot upon which each residence is built.
12. The Director retains jurisdiction of the permit and any license subsequently issued to incorporate the use into a water district, require streamflow augmentation or other action needed to protect prior surface water and groundwater rights.
13. 2 points of diversion located within the NENWNW, S28, T3N, R18E.

This permit is issued pursuant to the provisions of Section 42-204, Idaho Code.
Witness the seal and signature of the Director, affixed at Boise, this

2 nd day of May, 1991.

for 
R. Keith Higginson, Director

MAY 31 1991

AMENDED

Ident. No. 37-08613

RECEIVED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

RECEIVED

JUL - 9 1990

JUL - 2 1990

Department of Water Resources
Southern Region Office

Department of Water Resources
Southern Region Office
208-726-4421

To appropriate the public waters of the State of Idaho

- Name of applicant Wood River Country Club Partners Phone 208-726-4421
Post office address c/o James P. Speck, Hogue, Speck & Aanestad
P.O. Box 987, Ketchum, ID 83340
- Source of water supply groundwater which is a tributary of _____
- Location of point of diversion is NE $\frac{1}{4}$ of NW $\frac{1}{4}$ of NW $\frac{1}{4}$, Govt. Lot _____
Sec. 28 Township T3N Range 18E B.M. Blaine County; additional
Two wells will be drilled next to each other in the above-
points of diversion if any: described 10 acre parcel.
- Water will be used for the following purposes:
Amount 0.5 for domestic purposes from Jan. 1 to Dec. 31 (both dates inclusive)
(cfs or acre-feet per annum)
Amount 1.36 for irrigation purposes from Apr. 1 to Nov. 1 (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)
- Total quantity to be appropriated is (a) 1.86 and/or (b) _____
cubic feet per second acre feet per annum
- Proposed diverting works:
a. Description of ~~ditches, flumes, pumps, headgates, etc.~~ ^{diversion works} See attached Addendum

b. Height of storage dam _____ feet; active reservoir capacity _____ acre-feet; total
reservoir capacity _____ acre-feet; period of year when water will be diverted to storage:
_____ to _____ inclusive.
c. Proposed well diameter is 8 inches inches; proposed depth of well is 200 feet.
d. Is ground water with a temperature of greater than 90°F being sought? No
- Time required for the completion of the works and application of the water to the proposed beneficial use is
5 years (minimum 1 year).

JUL 31 1990

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. 98 households
 - Other; describe fully. Domestic use - recreation center, golf clubhouse and maintenance building

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.

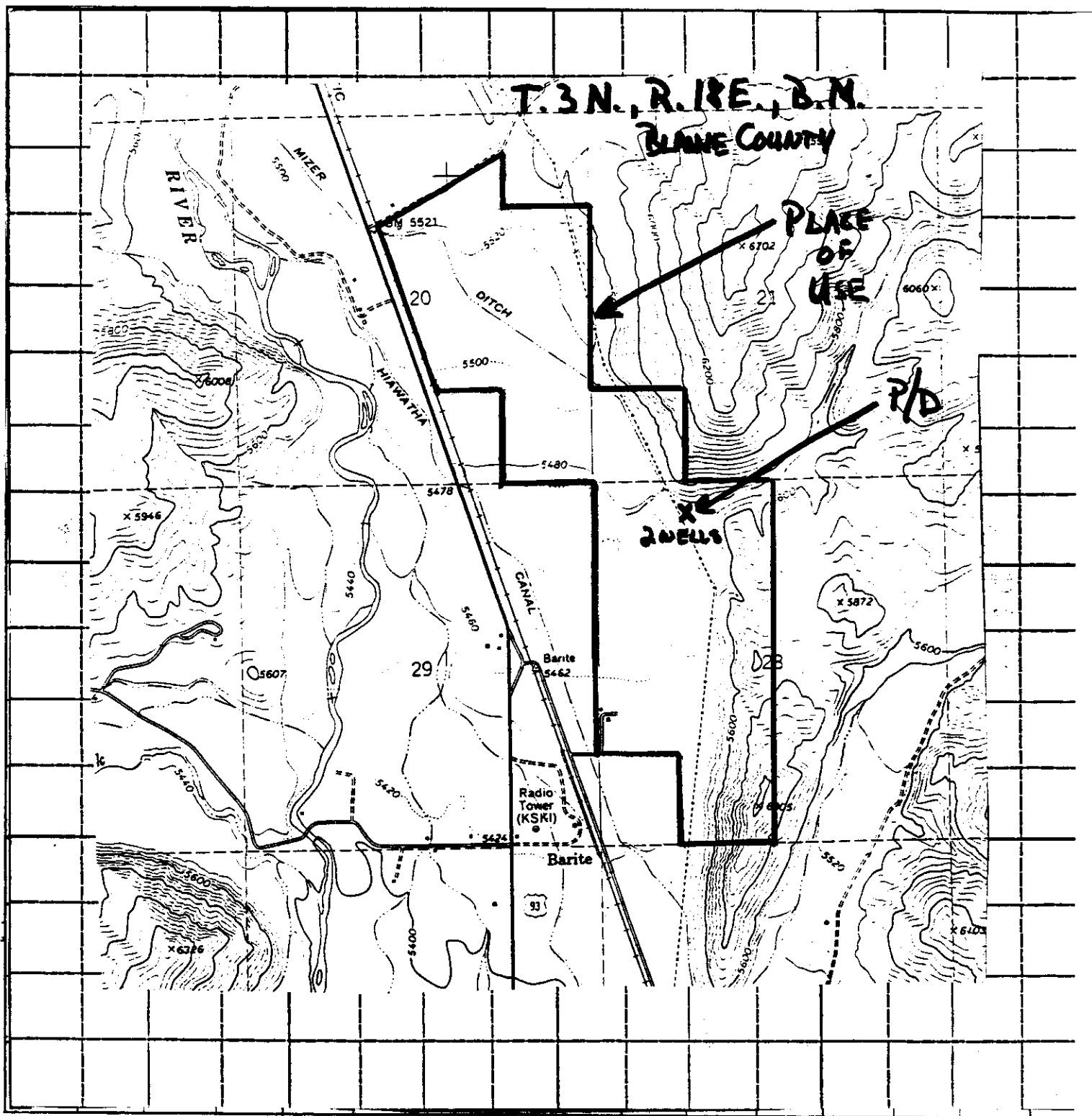
TWP	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
3N	18E	20			D	D									D	D		D	--
3N	18E	21											D						--
3N	18E	28					D	D	D	D	D	D							--
3N	18E	20		0.5	5.65	6.5				2.22				6	3.55		6		30.42
3N	18E	21											2.5						2.50
3N	18E	28					1.55	10.11	9.24	2.02	1.36	10.98							35.26

Total number of acres to be irrigated 68.18

10. Describe any other water rights used for the same purposes as described above. See attached Addendum
11. a. Who owns the property at the point of diversion? Applicant
- b. Who owns the land to be irrigated or place of use? See Attached Addendum
- c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing. See Attached Addendum
12. Remarks: See Attached Addendum

MAY 21 1981

13. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



Scale: 2 inches equal 1 mile.

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

[Signature]
 ROY B. TINKER (applicant) TIT MOUNT CO. FOR
 WOOD RIVER COUNTRY CLUB PARTNERS

Received by MC 12/90 Date 12/90 Time 11:00 am check attached
Fee \$ 20.00 Receipted by J.F. Stanton # 5012480 Date 1-7-90
Publication prepared by MB Date 7/17/90 Published in Wood River Journal
Publication approved AG/mb Date 7/9/90 ; 9/17/90

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. _____, and said application is hereby _____.

1. Approval of said application is subject to the following limitations and conditions:

- a. SUBJECT TO ALL PRIOR WATER RIGHTS.
- b. Proof of construction of works and application of water to beneficial use shall be submitted on or before _____, 19____.
- c. The rate of diversion, if water is to be used for irrigation under this permit, when combined with all other water rights for the same land shall not exceed 0.02 cubic feet per second for each acre of land.
- d. The water right acquired under this permit if for hydropower purposes shall be junior and subordinate to all rights to the use of water, other than hydropower, within the State of Idaho that are initiated later in time than the priority of this permit and shall not give rise to any right or claim against any future rights to the use of water, other than hydropower, within the State of Idaho initiated later in time than the priority of this permit.
- e. Other:

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MAY 31 1991

**ADDENDUM TO
AMENDED
APPLICATION FOR PERMIT
BY
WOOD RIVER COUNTRY CLUB PARTNERS**

INTRODUCTION:

Applicant has purchased 1 ranch (all of the lands in Sections 21 and 28 as shown on the map in paragraph 13 of this Application) and has the adjacent ranch (all of the lands in Section 20 as shown on the map) under a binding contract of sale. Applicant has obtained preliminary plat approval from the Blaine County Planning and Zoning Commission for a residential planned unit development to be known as The Valley Ranch and to include 98 single family home lots, a recreation center and an 18 hole championship golf course, including a clubhouse and maintenance building. Accompanying this Application is a copy of the approved Preliminary Plat (the "Plat") (note: Lots 33 and 34 shown on the Plat will be combined into one lot).

Attached to this Addendum is a summary of the proposed irrigated acres for the project, sub-totalled by the following categories: residential lot irrigation, residential common area, golf course rough and golf course fairway. Please note that the surface area of the ponds (approximately 12.25 acres) is NOT included in these numbers. Adequate surface water rights have been acquired with the ranches to irrigate the golf course rough and fairways and the residential common area - an application for transfer is being filed in conjunction with this Application to accomplish that goal. An irrigation groundwater right has been acquired as a supplemental source for the irrigation of the fairways and most of the rough - an application for transfer is also being filed in conjunction with this Application to accomplish that goal.

The purposes of this Application are to obtain the water right needed to develop (a) the system to provide domestic and fire protection water for the 98 households, recreation center, golf course clubhouse and maintenance center, and (b) the irrigation system to irrigate the residential landscaping for each lot (limited to 0.5 acre per lot by the CCR's) and provide the supplemental irrigation water for the residential common area and the balance of the golf course rough not irrigated by the irrigation groundwater right described above.

ADDENDUM:

6, a. Two (2) eight (8) inch diameter wells with pumps, each with a minimum capacity of 200 gpm, will be drilled to pump water into an underground pipeline to an elevated,

concealed storage tank with a capacity of not less than 140,000 gallons to be located on BLM land as shown on the map. An underground pipeline distribution system will then gravity feed the homes in the residential development and provide the specified irrigation water. The storage tank will also be a source of water for fire protection.

10. As explained in the INTRODUCTION, a portion of the water right applied for will be used as supplemental irrigation for the residential common area and a portion of the golf course rough. The primary irrigation water rights for that purpose are portions of 37-00577, 37-00494, 37-00495 and 37-00833K.

11, b. and c. As stated in the INTRODUCTION, Applicant has purchased 1 ranch (all of the lands in Sections 21 and 28 as shown on the map in paragraph 13 of this Application) and has the adjacent ranch (all of the lands in Section 20 as shown on the map) under a binding contract of sale.

12. This Application is for the development of the domestic water supply system for a 98 lot planned unit residential development to be known as the Valley Ranch Subdivision. Each lot in the Subdivision will be restricted to one (1) single family home, for a total of 98 households. The lots will be situated around an eighteen (18) hole golf course. The system will also provide domestic water for the golf course clubhouse and maintenance building and a separate recreation center. The estimated, required flows are 350 gpd for each home and 1000 gpd each for the clubhouse, maintenance building and recreation center; the estimated peak usage rates are 1 gpm per home and 10 gpm each for the clubhouse, maintenance building and recreation center.

The wells to be developed pursuant to this Application will also be the sole source of irrigation water for 0.5 acre per residential lot (a total of 49 acres), and the supplemental source of irrigation water for 10.03 acres of common area around the recreation center and 9.15 acres of the golf course rough (all located in Section 28).

THE VALLEY RANCH - SUMMARY OF IRRIGATED ACRES

SECTION	1/4	1/4	LOTS	COM AREA	ROUGH	FAIRWAY	TOTAL
20	NW	NE	0.50	0.00	0.00	0.00	0.50
20	SW	NE	5.50	0.15	3.27	9.96	18.88
20	SE	NE	6.50	0.00	1.44	5.05	12.99
20	SE	NW	0.00	2.22	0.00	0.00	2.22
20	NE	SE	6.00	0.00	3.27	11.92	21.19
20	NW	SE	3.00	0.55	1.49	13.82	18.86
20	SE	SE	6.00	0.00	3.30	7.74	17.04
21	SW	SW	2.50	0.00	2.16	11.84	16.50
28	NE	NW	1.00	0.00	0.55	14.88	16.43
28	NW	NW	4.00	6.11	2.49	12.49	25.09
28	SW	NW	5.50	0.00	3.74	11.92	21.16
28	SE	NW	1.00	0.00	1.02	9.41	11.43
28	NE	SW	0.50	0.00	0.86	6.94	8.30
28	NW	SW	7.00	1.00	2.98	8.59	19.57
28	SE	SW	0.00	0.00	0.00	1.54	1.54
TOTALS . . .			49.00	10.03	26.57	126.10	211.70

RECORDED
MAY 8 1 1931

RECEIVED

JUL 24 1990

SPECIAL POWER OF ATTORNEY
(WATER RIGHTS)

Department of Water Resources
Southern Region Office

WOOD RIVER COUNTRY CLUB PARTNERS, an Idaho general partnership (the "Partnership"), of Blaine County, Idaho, designates and appoints JAMES P. SPECK, of Ketchum, Idaho, as the Partnership's attorney in fact and agent (subsequently called "Agent") to act in the Partnership's name and for the Partnership's benefit for the specific purposes stated herein only. The Partnership grants to its Agent full power and authority to do everything necessary in exercising any of the powers herein granted as fully as the Partnership might or could do if personally present and fully competent, hereby ratifying and confirming all that the Partnership'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. The Partnership's agent shall have power to exercise or perform any act, power, duty, right or obligation whatsoever that the Partnership 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 the Partnership'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 the Partnership's Agent, and no person who may act in reliance upon the representations of the Agent or the authority granted to the Partnership's Agent shall incur any liability to the Partnership as a result of permitting the Agent to exercise any power.

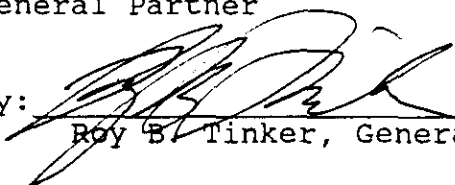
5. GOVERNING LAW. This Special Power of Attorney is executed and delivered in the State of Idaho and the laws of the State of Idaho shall govern all questions as to the validity of this power and as to the construction of its provisions.

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.

IN WITNESS WHEREOF, the Partnership has executed this Special Power of Attorney this 20th day of July, 1990.

WOOD RIVER COUNTRY CLUB PARTNERS

By T & T DEVELOPMENT, an Idaho
general partnership and
General Partner

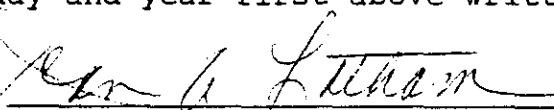
By: 

Roy B. Tinker, General Partner

STATE OF IDAHO)
) ss.
County of Blaine)

On this 20th day of July, 1990, before me, the undersigned notary public in and for said state, personally appeared Roy B. Tinker, known or identified to me to be one of the general partners in the partnership of T & T DEVELOPMENT, which is a general partner in the partnership of WOOD RIVER COUNTRY CLUB PARTNERS, and the general partner which subscribed said partnership name to the foregoing instrument, and acknowledged to me that he executed the same in said partnership name.

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


Notary Public for Idaho

Residing at: Phillip Adams

jim:wrccp.pwr

SPECIAL POWER OF ATTORNEY - 2

AFFIDAVIT of PUBLICATION

RECEIVED

State of Idaho, }
County of Blaine } ss.

SEP 06 1990

Department of Water Resources
Southern Region Office

DANIEL J. GOPHAM

, being first duly sworn, deposes and says that he is the printer (publisher) of the Wood River Journal, a newspaper published every week in Hailey, County of Blaine, State of Idaho; that said newspaper has been continuously and uninterruptedly published for a period of seventy-eight consecutive weeks prior to 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 25 day of July, 1990, and

the date of the last publication was on the 1 day of Aug, 1990.

Subscribed and sworn to before me this 1st day of Aug, 1990.
(SEAL)

NOTARY PUBLIC

WOOD RIVER JOURNAL
Hailey, Idaho

COST OF PUBLICATION

Number of Picas per Line _____
Number of Lines in Notice _____
Number of Insertions _____

Lines tabular at _____ 6c / Pica
Lines straight at 24.75 5c / Pica
Subsequent lines at 19.80 4c / Pica
TOTAL COST 44.55 / 5.00 fee = \$49.55

COPY OF NOTICE
(Paste Here)

Not of Amended Application
TITLE OF NOTICE 31-08613

PLAINTIFF ATTORNEY

DEFENDANT

PLAINTIFF

IF Dept. of Water Res.
BILL TO

Part of
Amended

NOTICE OF AMENDED APPLICATION FOR WATER PERMIT

Notice is hereby given that the following application for permit to appropriate the public waters of the State of Idaho has been amended as follows:

31-08613
Wood River
County, Idaho
of James H. Speck
P.O. Box 927
Ketchikan ID 99901
Date Amended: 7/8/90
Source: Groundwater
Division Permit: NW1/4, NE1/4, SE1/4, SW1/4, S2E, T3N, R10E, Blaine County.
Use: DOMESTIC (1.30 cfs)
IRRIGATION (1.30 cfs)
Total quantity to be appropriated: 1.30 cfs
In: 66.19 acres within NW1/4, NE1/4, SW1/4, SE1/4, S2E, T3N, R10E, Blaine County.
NW1/4, NE1/4, SE1/4, SW1/4, S2E, T3N, R10E, NW1/4, NE1/4, SE1/4, SW1/4, S2E, T3N, R10E.

The permit (s) will be subject to all prior water rights. Protests must be filed with the Director, Dept. of Water Resources, Southern Region, 222 Shoshone Street East, Twin Falls, ID 83301, on or before August 13, 1990.

R. Keith Haggard, Director
Publisher: Wood River Journal - July 25 and August 1, 1990.

WED

7-8 pt./line straight: 5/pica
7-8 pt./line tabular: 6/pica
7-8 pt./line successive insertion: 4/pica

No 7158

AFFIDAVIT of PUBLICATION

RECEIVED

State of Idaho, }
County of Blaine } ss.

JUL 6 1990

Department of Water Resources
Southern Region Office

DANIEL J. GORHAM

, being first duly sworn, deposes and says that he is the printer (publisher) of the Wood River Journal, a newspaper published every week in Hailey, County of Blaine, State of Idaho; that said newspaper has been continuously and uninterruptedly published for a period of seventy-eight consecutive weeks prior to 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 20th day of June 1990, and

the date of the last publication was on the 27th day of June 1990.

David J. Gorham

Subscribed and sworn to before me this 27th day of June 1990.
(SEAL)

Roberta McGee

NOTARY PUBLIC

WOOD RIVER JOURNAL
Hailey, Idaho

COST OF PUBLICATION

Number of Picas per Line	11
Number of Lines in Notice	43
Number of Insertions	2
Lines tabular at	6¢ / Pica
43 Lines straight at	23.65 5¢ / Pica
43 Subsequent lines at	18.92 4¢ / Pica
TOTAL COST	42.57

COPY OF NOTICE
(Paste Here)

Speck Application #37-08613
TITLE OF NOTICE

PLAINTIFF ATTORNEY

DEFENDANT

PLAINTIFF

Dept. of Water Res. Tr
BILL TO

for water right

NOTICE OF APPLICATION FOR WATER RIGHT

The following application(s) have been filed to appropriate the public waters of the State of Idaho:

37-08613

WOOD RIVER
COUNTRY CLUB PARTNERS
C/O JAMES P. SPECK
P.O. BOX 987
KETCHUM, ID 83740

Source: GROUNDWATER
Diversified PC NEWWW Sec 28 T
0311 E 12E

60.0 ACRES TOTAL
The permits will be subject to all prior water rights. Protests may be submitted based on the criteria of Sec. 42-203A, Idaho Code, and/or the new public law criteria of Sec. 42-203C, Idaho Code. Protests must be filed with the Director, Dept. of Water Resources, 222 Shoshone Street, East, Twin Falls, Idaho 83401, on or before July 9, 1990.

R. Keith Higginson, Director
Publish: Wood River Journal
June 29 & 27, 1990

Publication Rates
As of Jan., 1990
(Idaho Code,
Reb. Statutes 1984)
7-8 pt./line straight: 5¢/pica
7-8 pt./line tabular: 6¢/pica
7-8 pt./line successive
insertion: 4¢/pica

No 7083

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Form 202
6/85

MAY 1 1990

Department of Water Resources
Southern Region Office

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

Ident. No. 37-08613

To appropriate the public waters of the State of Idaho

1. Name of applicant Wood River Country Club Partners Phone 208-726-4421

Post office address c/o James P. Speck, Hogue, Speck & Aanestad
P.O. Box 987, Ketchum, Idaho 83340

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

3. Location of point of diversion is NE $\frac{1}{4}$ of NW $\frac{1}{4}$ of NW $\frac{1}{4}$, Govt. Lot _____

Sec. 28 Township T3N Range 18E B.M. Blaine County; additional
Two wells will be drilled next to each other in the above-
points of diversion if any: described 10 acre parcel.

4. Water will be used for the following purposes:

Amount 0.5 for domestic purposes from Jan. 1 to Dec. 31 (both dates inclusive)
(cfs or acre-feet per annum)

Amount 1.1 for irrigation purposes from Apr. 1 to Nov. 1 (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) 1.6 and/or (b) _____
cubic feet per second acre feet per annum

6. Proposed diverting works:

a. Description of diversion works
ditches, flumes, pumps, headgates, etc. See attached Addendum

b. Height of storage dam _____ feet; active reservoir capacity _____ acre-feet; total
reservoir capacity _____ acre-feet; period of year when water will be diverted to storage:
_____ to _____ inclusive.

c. Proposed well diameter is 8 inches inches; proposed depth of well is 200 feet.

d. Is ground water with a temperature of greater than 90°F being sought? No

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

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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. 100 households
- e. Other; describe fully. The recreation center, golf clubhouse and maintenance building also will use domestic water.

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	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
3N	18E	20		D/1	D/5	D/65				D/5					D/6	D/35		D/6	33
3N	18E	21											D/2						2
3N	18E	28					D/1	D/45	D/65	D/1	D/7	D/1							25

Total number of acres to be irrigated 60

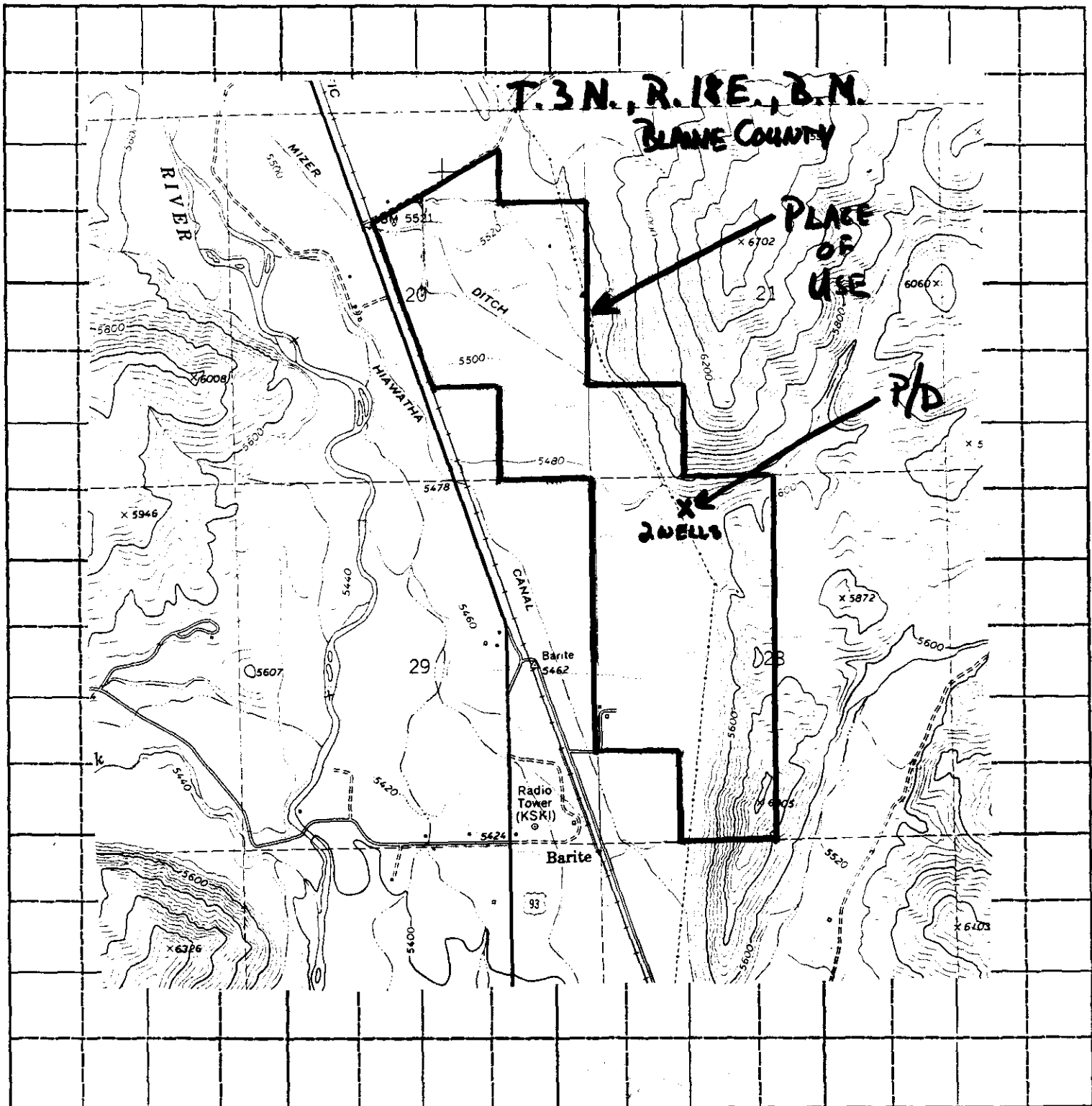
10. Describe any other water rights used for the same purposes as described above. None

11. a. Who owns the property at the point of diversion? Applicant
- b. Who owns the land to be irrigated or place of use? See Attached Addendum
- c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing. See Attached Addendum

12. Remarks: See Attached Addendum

21 1991

13. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



Scale: 2 inches equal 1 mile.

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

[Signature]
(Applicant)

**ADDENDUM TO
APPLICATION FOR PERMIT
BY
WOOD RIVER COUNTRY CLUB PARTNERS**

6, a. Two (2) eight (8) inch diameter wells with pumps, each with a minimum capacity of 200 gpm, will be drilled to pump water into an underground pipeline to an elevated, concealed storage tank with a capacity of not less than 140,000 gallons to be located on BLM land as shown on the map. An underground pipeline distribution system will then gravity feed the homes in the residential development. The storage tank will also be a source of water for fire protection.

11, b. and c. Applicant owns a portion of the property which it is proposing to develop into a planned unit residential development, and is the buyer under a binding contract to purchase the remaining portion of such property.

12. This Application is for the development of the domestic water supply system for a 100 lot planned unit residential development to be known as the Spring Creek Ranch Subdivision. Each lot in the Subdivision will be restricted to one (1) single family home, for a total of 100 households. The lots will be situated around an eighteen (18) hole golf course. The system will also provide domestic water for the golf course clubhouse and a separate recreation center. The estimated, required flows are 350 gpd for each home and 1000 gpd each for the clubhouse and recreation center; the estimated peak usage rates are 1 gpm per home and 10 gpm each for the clubhouse and recreation center.

The irrigation component includes approximately 1/2 acre per lot and five (5) acres of common area around the recreation center. The golf course will be irrigated by surface water rights from the Big Wood River (portions of 37-00577, 37-00494, 37-00495, 37-00159A and 37-00833K, L, M and N) and a large irrigation well right (37-02623).

RECEIVED
MAY 31 1991

Received by 16 Date 4/3/90 Time 10:45 am Preliminary check by chattanooga
Fee \$ 65.00 Receipted by 121 # 5012249 Date 5-3-90
Publication prepared by MB Date 6/2/90 Published in Wood River Journal
Publication approved Ann Barnes Date 7-9-90

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. _____, and said application is hereby _____.

1. Approval of said application is subject to the following limitations and conditions:

- a. SUBJECT TO ALL PRIOR WATER RIGHTS.
- b. Proof of construction of works and application of water to beneficial use shall be submitted on or before _____, 19____.
- c. The rate of diversion, if water is to be used for irrigation under this permit, when combined with all other water rights for the same land shall not exceed 0.02 cubic feet per second for each acre of land.
- d. The water right acquired under this permit if for hydropower purposes shall be junior and subordinate to all rights to the use of water, other than hydropower, within the State of Idaho that are initiated later in time than the priority of this permit and shall not give rise to any right or claim against any future rights to the use of water, other than hydropower, within the State of Idaho initiated later in time than the priority of this permit.
- e. Other:

MAY 31 1990



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, P.O. Box 83720, Boise, Idaho 83720-0098

Phone: (208) 327-7900 FAX: (208) 327-7866

July 22, 1998

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

VALLEY CLUB OWNERS ASSOCIATION INC
C/O JOHN P WELLS
PO BOX 659
SUN VALLEY ID 83353-0659

RE: Ownership of Permit 37-08613A

Dear Mr. Wells:

We have received an Assignment of Permit form changing a portion of the ownership of the above-mentioned permit to you. We have modified our computer records to reflect this change.

Enclosed is a report listing you as current owner of this permit and other important information about your water right. Please review carefully the Conditions of Approval and Remarks.

Also, please note that as of July 1, 1996, all water right owners are required to report any change in water right ownership and any change of mailing address to the department.

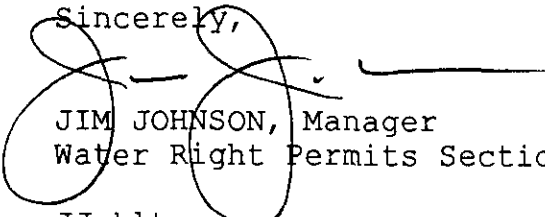
If you have acquired any other water right or have changed your mailing address **PRIOR TO** July 1, 1996, you have until July 30, 1998, to record the ownership and/or address change with the department.

If you acquired other water rights or changed your mailing address **AFTER** July 1, 1996, you must notify the department within 120 days of the change.

Failure to report these changes in a timely manner could result in a \$100 late filing fee.

You can contact any office of the department for more information. If you have any questions concerning your water right listed above you can contact me at 208-327-7947.

Sincerely,


JIM JOHNSON, Manager
Water Right Permits Section

JJ:klt
Enclosure
cc: Speck & Aanestad

03 1998

RECEIVED

JUL 20 1998

Department of Water Resources

TELEPHONE
(208) 726-4421
FACSIMILE
(208) 726-0752

SPECK & AANESTAD

A PROFESSIONAL CORPORATION
ATTORNEYS

120 EAST AVENUE
POST OFFICE BOX 987
KETCHUM, IDAHO 83340

JAMES P. SPECK
DOUGLAS J. AANESTAD
BENJAMIN W. WORST

July 10, 1998

Mr. Allen Merritt
Idaho Department of Water Resources
1341 Fillmore, Suite 200
Twin Falls ID 83301

RECEIVED

JUL 13 1998

Department of Water Resources
Twin Falls, Idaho

Re: Assignments of Permit

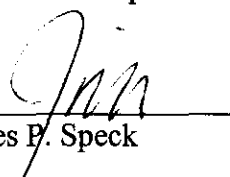
Dear Allen:

Enclosed you will find Assignments of Permits Nos. 37-08613A and 37-08810 from Valley Ranch, Inc. to the Valley Club Owners Association, Inc. together with my firm's check payable to IDWR in the combined filing fee of \$50. Please send me confirmation that this Assignment has been made on the IDWR records. Call me if you need any additional information.

Thank you.

Sincerely yours,

SPECK & AANESTAD
A Professional Corporation

By: 
James P. Speck

JPS:rsd
enclosures
cc: Valley Ranch, Inc. (w/encl.)
Valley Club Owners Assoc. (w/encl.)

JUL 13 1998

**ANALYSIS SHEET
FOR
PROOF OF BENEFICIAL USE**

Permit No. 37-08613A Reviewed by JY Date 5-14-96

GENERAL CONSIDERATIONS

yes Name same as permit?

yes Address same as permit?

no Proof timely received?

If not, complete calculation below.

TYPES OF USE

dom. irr.

Correct Uses? yes

SOURCE OF WATER

 Surface water source

✓ Ground water source

yes Drilling permit required?

no Copy in the file? Drilling Permit No. 37-14-S-0054-000

35.00 Amount paid for permit

no Correct?

no Well log in the file?

LICENSE EXAMINATION FEE

yes Required?

125- Amount Submitted

yes Correct?

MEASURING DEVICE

no Required?

 / Installed?

 / Waiver requested?

PRIORITY CALCULATION

Date proof received 5-2-96

Date proof due 5-1-96 -

No. of days late 1 =

Priority Date 4-3-96 +

New Priority Date 4-4-96

> 4-4-96

DEFICIENCIES OR ACTION ITEMS

*Min state & advance priority to April 4, 1996.
Proof acceptable*

DATA ENTRY

New Address X Proof Made 5-2-96



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000

Phone: (208) 327-7900 FAX: (208) 327-7866

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

June 27, 1996

VALLEY RANCH INC
C/O JAMES P SPECK
PO BOX 987
KETCHUM ID 83340

PROOF ACKNOWLEDGEMENT LETTER

RE: PERMIT NO. 37-08613A

Dear Permit Holder:

The department acknowledges receipt of the proof of beneficial use form submitted for the above referenced permit.

Enclosed is an order reinstating your permit since the proof was received after the proof due date of May 1, 1996. Please note that the priority date has been advanced to April 4, 1990.

The next step in the process of developing a water right is for the department to conduct a field examination to determine and confirm the use being made of the water.

If you have questions concerning the field examination, contact the SOUTHERN Regional Office in Tein Falls at (208) 736-3033.

Sincerely,

JULIE L. YARBROUGH
Senior Secretary

Enclosure

c: IDWR - Region

RECEIVED
JUN 27 1996

HOGUE, SPECK & AANESTAD

A PROFESSIONAL ASSOCIATION

ATTORNEYS

TERRY G. HOGUE
JAMES P. SPECK
DOUGLAS J. AANESTAD
TRACY DUNLAP
MICHELE C. MESKE

120 EAST AVENUE
POST OFFICE BOX 987
KETCHUM, IDAHO 83340
(208) 726-4421
FAX (208) 726-0752

HAILEY OFFICE:
16 WEST CROY STREET
SUITE K
POST OFFICE BOX 460
HAILEY, IDAHO 83333
(208) 788-3567
FAX (208) 788-4230

April 30, 1996

VIA FACSIMILE - 1-208-327-7866
ORIGINAL TO FOLLOW BY MAIL

Ms. Julie Yarbrough
Idaho Department of Water Resources
1301 North Orchard Street
Statehouse Mail
Boise ID 83720-9000

RECEIVED
MAY 2 - 1996
Department of Water Resources

RE: Permit No. 37-08613A

Dear Julie:

Enclosed please find the following:

1. Proof of Beneficial use for Permit 37-08613A;
2. Assignment of Permits for Permits 37-08613A and 37-08810; and
3. Our check payable to IDWR for \$175 to cover the field examination and assignment of permits fees;

Please note that The Valley Ranch Partners is the same entity as Wood River Country Club Partners - the name was simply changed.

Kindly call if there are any questions concerning the enclosures. Thank you.

Sincerely yours,

HOGUE, SPECK & AANESTAD, P.A.


James P. Speck

JPS/jps

Enclosures (3)

Cc: Dave Hutchinson (w/ enclosures)



JUN 27 1996

HOGUE, SPECK & AANESTAD

A PROFESSIONAL ASSOCIATION

Attorneys at Law

120 East Avenue

Post Office Box 987

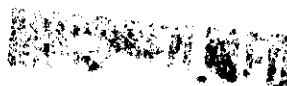
Ketchum, Idaho 83340

Phone: (208) 726-4421

FAX: (208) 726-0752

FAX MEMO/COVER SHEET**DATE:** April 30, 1996**PAGE 1 OF 15****TO:** Julie Yarbrough
Idaho Department of Water Resources**FAX NUMBER:** (208) 327-7866**FROM:** James P. Speck

The information contained in this fax is confidential information intended only for the use of the recipient named above and may be subject of attorney/client privilege. If the reader of this message is not the named recipient, you are hereby notified that any distribution, dissemination, copying or other use of this communication is strictly prohibited and no privilege is waived. If you have received this message in error, please immediately notify us by telephone. Thank you.



JUN 27 1996

HOGUE, SPECK & AANESTADA PROFESSIONAL ASSOCIATION
ATTORNEYSTERRY G. HOGUE
JAMES P. SPECK
DOUGLAS J. AANESTAD
TRACY DUNLAP
MICHELE C. MESKE120 EAST AVENUE
POST OFFICE BOX 987
KETCHUM, IDAHO 83340
(208) 726-4421
FAX (208) 726-0752HAILEY OFFICE:
16 WEST CROY STREET
SUITE K
POST OFFICE BOX 460
HAILEY, IDAHO 83333
(208) 788-3567
FAX (208) 788-4230

April 30, 1996

VIA FACSIMILE - 1-208-327-7866
ORIGINAL TO FOLLOW BY MAILMs. Julie Yarbrough
Idaho Department of Water Resources
1301 North Orchard Street
Statehouse Mail
Boise ID 83720-9000**RE: Permit No. 37-08613A**

Dear Julie:

Enclosed please find the following:

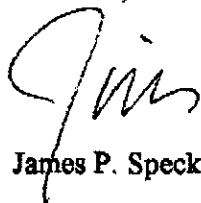
1. Proof of Beneficial use for Permit 37-08613A;
2. Assignment of Permits for Permits 37-08613A and 37-08810; and
3. Our check payable to IDWR for \$175 to cover the field examination and assignment of permits fees;

Please note that The Valley Ranch Partners is the same entity as Wood River Country Club Partners - the name was simply changed.

Kindly call if there are any questions concerning the enclosures. Thank you.

Sincerely yours,

HOGUE, SPECK & AANESTAD, P.A.


James P. SpeckJPS/jps
Enclosures (3)
Cc: Dave Hutchinson (w/ enclosures)

JUN 27 1996



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000

Phone: (208) 327-7900 FAX: (208) 327-7866

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

MAY 9, 1996

VALLEY RANCH INC
ATTN: ISAAC M KALISVAART
950 BANK OF AMERICA FINANCIAL CENTER
121 SW MORRISON ST
PORTLAND OR 97204

RE: Permit Nos. 37-08613A and 37-08810

Dear Permit Holder(s):

We acknowledge receipt of the correspondence changing ownership of the above referenced water rights to you. We have modified our computer records to reflect these changes in ownership.

If you have any questions regarding this matter, please contact us.

Sincerely,

A handwritten signature in cursive script, appearing to read 'Jim Johnson'.

for JIM JOHNSON, Manager
Water Right Permits Section

JJ:rl

c: Jim Speck

February 28, 1996

WOOD RIVER COUNTRY CLUB PARTNERS
C/O JAMES P. SPECK
P.O. BOX 987
KETCHUM ID 83340

PROOF DUE NOTICE

RE: PERMIT NO. 37-08613A

Dear Permit Holder:

One of the conditions of approval of the above referenced water permit was that proof of the extent of your beneficial use must be submitted to this office on or before May 1, 1996.

(See last page of your approved permit or your last approved extension request.) Enclosed is a form which when accompanied by the license examination fee or a complete field examination report prepared by a certified water right examiner may be used to submit the required proof.

If you have not fully completed your project, and you or a previous owner of this permit have not received a prior extension of time, you may request an extension of time if the delay is for reasonable cause as provided in Section 42-204, Idaho Code. If you have been prevented from proceeding by a governmental agency or by litigation which might bring title to the water in question, more than one extension of time can be granted. An extension of time request form is enclosed for your convenience.

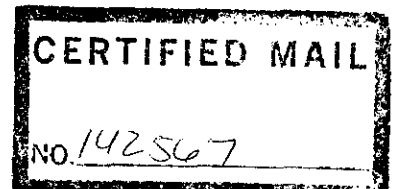
Either an acceptable proof of beneficial use submittal or an acceptable request for an extension of time must be received by this department on or before the above described proof due date. If neither is received, the department will send you a lapse notice. Within sixty (60) days of the mailing of the lapse notice, the permit will no longer be of any force nor effect.

SINCERELY,

JULIE L. YARBROUGH
Senior Secretary

Enclosures

JUN 27 1996





State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000

Phone: (208) 327-7900 FAX: (208) 327-7866

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

May 9, 1991

WOOD RIVER COUNTRY CLUB PARTNERS
C/O JAMES P. SPECK
P.O. BOX 987
KETCHUM, ID 83340

PERMIT APPROVAL NOTICE

RE: PERMIT NO. 37-08613A

Dear Permit Holder:

Enclosed is a copy of your approved application for permit. We direct your attention to the conditions of approval on the final page.

As a permit owner you must commence the excavation or construction of the diverting works within one year of the date the permit was issued, and you must proceed diligently until the project is completed. The date shown under condition no. 1 is the date when the project must be completed. You will receive a "Proof Due Notice" from this Department approximately 60 days prior to the completion date requiring you to file either a Proof of Beneficial Use form stating that the project has been completed or file a Request for an Extension of Time in which to file the proof statement.

Be sure to note the special condition requiring you to install a measuring device. Enclosed, for your reference, is a list of measuring device options.

Section 42-235, Idaho Code, requires that a "drilling permit" must be obtained from the department for all wells constructed after July 1, 1987. A drilling permit is a separate permit that must be issued in addition to your permit to appropriate water. Commencement of well construction or diversion of water under your permit to appropriate water is prohibited unless a drilling permit is obtained.

You should be aware that you are located within a drainage basin where surface water diversions are regulated by a watermaster. It is possible that diversion of groundwater under your permit may cause a reduction of surface water flow. Siting your well as

RECEIVED

MAY 31 1991

far as possible from surface water channels and casing your well so that groundwater tributary to surface water flows are not diverted will reduce the potential for the watermaster to regulate your water use.

This permit authorizes the appropriation of trust water. Trust water is defined as that portion of a particular hydropower water right which exceeds certain minimum stream flows established by state action, and is held in trust by the State of Idaho for the use and benefit of the people within the state. Conditions pertaining to a term review, annual use fee and jurisdiction of the permit are trust water conditions.

Sincerely,

JIM JOHNSON
Water Rights Supervisor

JJ:blm

Enclosures

MAY 31 1991

MEMORANDUM

TO: File No. 37-08613 in the Name of Wood River Country Club
Partners

FROM: Gary Spackman *Gary*

DATE: April 26, 1991

RE: Application Review

After reviewing this file, I have determined that the application should be split into two parts. The portion associated with domestic use, 37-08613~~A~~, should be prepared for approval. The fraction of the application that will be approved is: 0.5 cfs for domestic purposes and 0.98 cfs for irrigation purposes. The domestic use will be limited to in-house and domestic stockwater use. The irrigation use is limited to irrigation of less than one-half acre associated with domestic homes. The remaining portion of the application, 37-08613~~B~~, will not be processed at the present time. The residual portion is 0.38 cfs for irrigation purposes.

The following conditions of approval should be placed on the permit, in addition to standard conditions related to proof of beneficial use and the priority of the right with respect to other rights:

1. Use of water for domestic purposes under this permit shall be limited to in-house use and watering of household stock.

2. Irrigation use described in this permit and any subsequent license authorizes irrigation of not more than one-half acre associated with each completed and occupiable residence. Land irrigated must be a part of the lot upon which each residence is built.

3. The Director retains jurisdiction of the permit and any license subsequently issued to incorporate the use into a water district, require streamflow augmentation or other action needed to protect prior surface water and ground water rights (049).

The only other condition that may need to be imposed is a measuring device condition because of the size of the withdrawal.

RECEIVED
MAY 31 1991

HOGUE, SPECK & AANESTAD

A PROFESSIONAL ASSOCIATION

ATTORNEYS

TERRY G. HOGUE
JAMES P. SPECK
DOUGLAS J. AANESTAD
J. STEPHEN CRABTREE
TRACY DUNLAP

120 EAST AVENUE
POST OFFICE BOX 987
KETCHUM, IDAHO 83340
(208) 726-4421
FAX (208) 726-0752

HAILEY OFFICE:
16 WEST CROY STREET
SUITE K
POST OFFICE BOX 460
HAILEY, IDAHO 83333
(208) 788-3567

February 19, 1991

RECEIVED
FEB 22 1991

VIA FACSIMILE - 1-327-7866
ORIGINAL TO FOLLOW BY MAIL

Mr. Gary Spackman
Idaho Department of Water Resources
1301 North Orchard Street
Statehouse Mail
Boise, ID 83720

Department of Water Resources

Re: The Valley Ranch Partners (formerly Wood River
Country Club Partners) - Applications for Transfer
Nos. 3742 and 3743 and Amended Application for
Permit No. 37-08613

Dear Gary:

This letter will confirm our telephone conversations on February 15, 1991 concerning the status of the above-referenced Applications, which are all currently "on your desk" for final processing and approval. I understand you will proceed to review and process the Applications for Transfer as expeditiously as possible. However, you have stated the Department intends to delay further processing of the Amended Application for Permit pending resolution of the concerns over further groundwater withdrawals in the Wood River Valley prompted by the recent minimum stream flow application proceedings before the Idaho legislature and the January 14, 1991 request by the Wood River Soil Conservation District to form a "groundwater management area" for the Big Wood River and Silver Creek aquifers. My clients and I strongly protest this decision and request the Department to continue processing the Amended Application for Permit.

The Applications were all originally filed with the Department in early April, 1990. After preliminary review by Doug Jones and further discussions with you, the Applications were revised. Notice of the original Application for Permit was published in June, 1990, and notice of the Amended Application for Permit was last published on August 1, 1990. Thus, the public twice had the opportunity to protest basically the same application, but NO protests were filed. The Big Wood Canal Company protested only the Application for Transfer of the Big Wood River rights. This protest was subsequently withdrawn after

FEB 21 1991

Mr. Gary Spackman
February 19, 1991
Page 2

Mr. Dick Oneida, president of the Big Wood Canal Company met with Mr. Gerald Martens, project engineer, and received a complete explanation of the entire project, including the proposed residential subdivision and its domestic water system.

The initial processing of the Applications was then completed and they were sent to your office in late September, 1990. On September 26, 1990, I wrote you to request "whatever expedited treatment of these Applications is possible!" On November 6, 1990, I received Tim Luke's November 1, 1990 letter raising many questions concerning the Application for Transfer of the Big Wood River rights, but stating he could "see no immediate problems" with Application for Transfer No. 3743 for the irrigation well (37-02623). There was no mention of any potential problems with the Amended Application for Permit. However, I understood all three Applications would continue to be processed together as a package, all parts of which are necessary for the project.

We then spent the next two months gathering the requested information and meeting with Tim. Finally, on January 11, 1991, Tim came to Blaine County to inspect the site of the project and meet with Gerald Martens and me. During this meeting, we resolved all of the issues raised by Tim for the Application for Transfer of the Big Wood River rights. After a quick review of the agreed upon historical irrigated acreage and the other two Applications, we agreed there should not be any changes necessary to the other Applications.

At this point I would like to carefully review the groundwater withdrawals which are requested by the Amended Application for Permit. First, the project includes a 98 lot residential subdivision. Each lot is restricted to one single family residence. Thus, the Amended Application for Permit seeks the diversion of domestic water for 98 households through the construction of a domestic water system consisting of two wells, holding tanks and an underground pipeline distribution system. This system was chosen over individual wells for each lot, a legally permissible alternative deemed to have greater impact on the aquifer than the proposed system. Each lot is also restricted to irrigation of no more than 1/2 acre of surrounding residential landscaping. Thus, if the 98 well alternative had been pursued, NO water rights would have been necessary under current law to provide this domestic and irrigation water - just drilling permits. I would also like to point out that the Department has elected to treat as de minimis the "consumptive use" of such domestic wells for the purposes of the Snake River Basin Adjudication.

MAILED
FEB 21 1991

In addition of the irrigation of 49 acres for the residential landscaping of the 98 lots, the Amended Application for Permit seeks the right to irrigate 18.92 additional acres consisting of 8.92 acres of golf course rough and 10 acres of common area for the residential subdivision. The following is a summary of the acreage to be irrigated by the three sources of water for the project:

IRRIGATED ACREAGE SUMMARY						
SOURCE	FAIRWAY	PONDS	ROUGH	C/AREA	LOTS	TOTAL
Big Wood River Rights	126.10	12.25	21.35	0.00	0.00	159.70
Irrig. Well	126.10	12.25	17.65	0.00	0.00	156.00
New Wells	0.00	0.00	8.92	10.00	49.00	67.92
Wells Total	126.10	12.25	26.57	10.00	49.00	223.92

As we have previously discussed, the ponds, which serve as holding ponds for the golf course irrigation system and hazards for the golf course, are treated as "consumptive". Therefore, the surface area of the ponds is included in the table and reduces the area of the project which is to be irrigated by the Big Wood River rights and the irrigation well, the water from which will supply the ponds. The total irrigated acreage (including the ponds) for the Big Wood River rights is that agreed upon with Tim as the total of the historically irrigated lands. The total irrigated acreage for the irrigation well (including the ponds) is the amount recorded on the License for 37-02623. As you can see from the table, the irrigation well is a "supplemental" source for irrigating the fairways and a portion of the rough. The new wells to be drilled under the Amended Application for Permit provide "supplemental" water for a portion of the rough (21.35 acres - 17.65 acres = 3.7 acres), and will be the only source for irrigation of the remainder of the rough (8.92 acres - 3.7 acres = 5.22 acres).

If the Amended Application for Permit had not been tied to the other Applications for processing, there is little doubt it would have been approved long ago. My client is currently scheduled to appear before the Blaine County Planning and Zoning Commission on May 9, 1991 for a hearing on the final plat of the residential subdivision. However, this hearing will only be held if we can present approvals from the Department of all three Applications. Any further delay in appearing before the Blaine County Planning and Zoning Commission will jeopardize my client's

MAY 31 1991

Mr. Gary Spackman
February 19, 1991
Page 4

ability to obtain final plat approval from the Blaine County Commissioners by July 23, 1991. If this deadline is not met, my client will have to start the subdivision approval process all over again from the very beginning.

These "non-protested" (with the single exception noted above) Applications have been pending for more than ten months. My clients and I have complied and cooperated fully with the requirements of the Department. If any additional information or agreements are necessary for the further processing of the Amended Application for Permit, or either of the other two Applications, my clients and I will respond immediately. If necessary, we will come to Boise at the earliest possible date to finalize the approvals. We are ready, willing and able to assist the Department in any way possible to expedite the approval of all three Applications so that the deadlines imposed by Blaine County can be met.

More importantly, there is no present legal reason for further delaying the final processing and approval of the Amended Application for Permit. No moratorium is in place to bar the Department from issuing water right or drilling permits for groundwater withdrawals in the Big Wood River aquifer. All interested parties have had ample opportunity to protest and participate in this process. The issues raised by the Big Wood Canal Company and others at the legislative hearing on the minimum stream flow application are extremely complex and will undoubtedly take a lengthy time to resolve. Furthermore, as suggested by Mr. Keith Higginson in his January 31, 1991 reply letter to the Wood River Soil Conservation District, the solution to that District's concerns may lie in "conjunctive management" of surface and ground water rights, which requires adjudication of the ground water rights, the ultimate objective of the Snake River Basin Adjudication. However, as we all know, a partial decree in the Snake River Basin Adjudication for the Big Wood River drainage is several years away. Such a delay or, for that matter, any further delay in processing the Amended Application for Permit is unacceptable.

Therefore, I am requesting the Department to immediately continue processing ALL of the Applications together and NOT impose any additional, separate delay on the approval of the Amended Application for Permit. We must have a decision, one way or the other, on all of the Applications by May 1, 1991. If any of the Applications are to be denied, we request specific

MAY 31 1991

Mr. Gary Spackman
February 19, 1991
Page 5

findings of fact and conclusions of law on which such a decision is based. Please immediately review this request with the Director and contact me with the Department's response as soon as possible.

Thank you.

Sincerely yours,

HOGUE, SPECK & AANESTAD



James P. Speck

JPS/j

cc: Mr. Roy Tinker

1991

Application #: 37-863
Date: 3-11-91

Existing:	-	26A-P17	
✓No	-	P16	
Complete in 1 year	-	P16	
Yes			
Proof not submitted	-	P16	
Proof submitted	-	N/A	
✓Groundwater:			
✓GT. 0.7 cfs	-	01G-P03, 01C-P03(existing well)	
LT. 0.7 cfs	-	N/A	
✓Drilling Permit:			
Approved w/permit	-	P99	
✓Not included	-	046-P23 (All GW, even existing wells)	
✓Location:			
Water Districts	-	WD No. 37	
Surface water	-	005, 005-01H-P01(LT.7 w/pump)	
		005-01J-P08(GT.7)	
✓Groundwater	-	P05	
Irrigation Districts	-	023	
Canal Co. Areas	-	023	
Drainage Districts	-	024	
Boise Front (63)	-	058 (Groundwater)	
✓Swan Falls Flag	-	7 (1 or Blank)	
✓Trust	-	051-052-053-P74 (Cons)	
Non Trust	-	048-049	
River Basins:			
(Surface Water)		Water District Contr	
Boise (63)	-	11D-P72	
Payette (65)	-	047-P04, 059-P71	
Snake (01, 02 & 03)	-	11A-P04(01), 061-P07(02/03 No W.D.Cond.)	
Use:			
Fish Propagation	-	002-P06, 06A, 007, 09E-P10, 010, 042, 044	
Power	-	Use Power Review	
Mining	-	06A, 006, 010, 09E-P10 & 054(req.)	
Storage	-	18A-for multiple measuring devices(In WD), 18B-P09(Size)	
Rec. & Aesthetic	-	027(Non-Consumptive)	
Domestic	-	021(restricted areas)	
Ownership:			
Non land owner	-	004	
Protested:			
Agreement	-	020	
Minimum Stream Flow:			
Overlapping uses	-	029-P20	
Beneficial Use Due Date:	-		
Other Conditions Recommended			

Region recommends
#041 Irr w/Don
#03 - use this right
supplemental to all
existing WR same
purpose + P/O
#01F3 MD or certified
measurement by engineer

5 years OK
Trust Conditions
Tim review
37/GW/HOLD

MAY 31 1991

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Amended APPLICATION FOR PERMIT ANALYSIS SHEET

INITIAL REVIEW BY DEL DATE 7/11/90 APPLICATION NUMBER 37 08613

REQUIRED INFORMATION

- ☒ Name (If applicant is a corporation or partnership, names must be provided for the director, officers, & other partners.)
☒ Address
☒ Source (See USGS Quad for names of water sources)
☒ Point of Diversion (10 acres for spring, lot & block descriptions for subdivisions, local name, flow and/or volume)
☒ County
☒ Quantity (flow and/or volume)
☒ Period of Use
☒ Nature of proposed use (Include description of use.)
☒ Description of diverting works
☒ Time required for beneficial use of water
☒ Place of use or acres irrigated
☒ Map
☒ Signature (If applicant is corp. partnership, or municipality, title of signator is required)
☒ Fee
☒ Yes ☐ No* In form to receipt ***PROPOSED PRIORITY DATE 7/9/90

ADDITIONAL INFORMATION

- ☒ Overlapping place of use (Describe source & relationship to present application on the back.)
☐ Overlapping point of diversion
☐ Yes ☒ No Field check required
☐ Field check by _____
☐ Yes ☒ No Field report attached
☐ Yes ☒ No Critical groundwater area
☐ Yes ☒ No Groundwater management area
☐ Yes ☒ No Send dam safety information
☐ Yes ☒ No Send power requirement letter
☐ Yes ☒ No Send fish farm requirement letter
☐ Yes ☒ No Power residency affidavit
☐ Yes ☒ No Power efficiency form
☐ Yes ☒ No Within trustwater boundary (If yes, attach trustwater supplementary analysis sheet.)
☐ Yes ☒ No Diversion greater than 5 cfs or 500 acre ft. (If yes, attach large diversion supplementary analysis sheet.)
☐ See reverse side for additional information

RECEIVED
OCT 04 1990
SWAN FALLS, ID

Department of Water Resources
SWAN FALLS, ID? No

*REQUEST THE FOLLOWING ADDITIONAL INFORMATION FROM THE APPLICANT Power
Attorney from Wood River Country Club Partners to TET
Mgmt Co. Ver Roy B. Tinker Date Requested _____

PROCESSING ☒ Yes ☐ No In form for advertising
☐ Yes ☒ No Statewide advertising
☒ Yes ☐ No Fee amount, receipt date & No. recorded on applicatio

SEND COPIES TO ☒ Idaho Dept. of Health & Welfare ☐ U.S. BLM
☐ Idaho Dept. of Fish & Game ☐ U.S. Forest Service
☐ Idaho Dept. of Lands ☐ Water District
☐ Adjudication Bureau Unit ☐ Other

FINAL REGIONAL PROCESSING REVIEW

☒ Yes ☐ No Affidavit of publication received
☒ Yes ☐ No Application published correctly. If not, record action taken.

☒ Yes ☐ No Publication dates & paper, recorded on application
☐ Yes ☒ No Protests received
Final date for protest 8/13/90
☐ Yes ☒ No Protests, dates, resolution of protest, recorded on application
☐ Yes ☒ No Recommendations attached
☐ Yes ☒ No Measuring device required
☒ Yes ☐ No Access port required
☐ Yes ☒ No Will water be delivered by watermaster? If yes, what Dist. 37
☒ Yes ☐ No Special conditions of approval or cover letter below.

26A, 03, 41, 01F

See below for additional information

Date of priority recommended 7/9/90 (Date Amended)
By James D. Halum Date 10/3/90

STATE OFFICE REVIEW

By _____ Date _____
See below for additional information

ADDITIONAL INFORMATION

Surface water rights 37-0572(Parts), -0494,
-0495, -0833K in process of being transferred.
Ground water right 37-2623 in process
of being transferred.
Transfers will eliminate ~~partially~~ ^{void} irrigation of residential lots. This
app will supply a small amount of supple-
mental irrigation to new surface water
P/U (along w/ supplemental right 37-2623) &
provide ~.5 acre irrigation of for residential

LOCAL PUBLIC INTEREST

Comments received from:

<u> </u> City	<u> </u> Idaho Fish & Game	<u> </u> Irrigation District
<u> </u> County	<u> </u> Idaho Health & Welfare	<u> </u> Canal Company
<u> </u> Reservations	<u> </u> Division of Environment	<u> </u> Other _____

Project impacts/implications report

COMMENTS

HOGUE, SPECK & AANESTAD

A PROFESSIONAL ASSOCIATION
ATTORNEYS

TERRY G. HOGUE
JAMES P. SPECK
DOUGLAS J. AANESTAD
J. STEPHEN CRABTREE
TRACY DUNLAP

120 EAST AVENUE
POST OFFICE BOX 987
KETCHUM, IDAHO 83340
(208) 726-4421
FAX (208) 726-0752

HAILEY OFFICE:
16 WEST CROY STREET
SUITE K
POST OFFICE BOX 460
HAILEY, IDAHO 83333
(208) 788-3567

July 23, 1990

Mr. Douglas Jones, E.I.T.
State of Idaho
Department of Water Resources
222 Shoshone Street East
Twin Falls, Idaho 83301

RECEIVED

JUL 24 1990

Department of Water Resources
Southern Region Office

Re: Wood River Country Club Partners
Amended Application for Permit No. 37-08613
Application for Transfer Nos. 37-0577VH,
37-0494, 37-0495, 37-0833K
Application for Transfer No. 37-02623

Dear Doug:

Enclosed you will find a copy of a Special Power of Attorney by the Partnership designating me as the Attorney in Fact and Agent for the Partnership for the above-referenced Applications. Thank you once again for your cooperation and assistance in this matter.

Sincerely yours,

HOGUE, SPECK & AANESTAD


James P. Speck

JPS/jal
Enclosure
cc: Mr. Roy Tinker (w/encl.)

MAY 31 1991

NOTICE OF AMENDED APPLICATION FOR WATER PERMIT

Notice is hereby given that the following application for permit to appropriate the public waters of the State of Idaho has been amended as follows:

37-08613

Wood River Country Club Partners
c/o James P. Speck
P.O. Box 987
Ketchum ID 83340

Date Amended: 7/9/90

Source: Groundwater

Diversion Pt: NE1/4NW1/4NW1/4, S28, T3N, R18E; Blaine County.

Use: Domestic (.5 cfs)
Irrigation (1.36 cfs)

Total quantity to be appropriated: 1.86 cfs

In: 68.18 Acres within NW1/4NE1/4, SW1/4NE1/4, SE1/4NE1/4, SE1/4NW1/4, NE1/4SE1/4, NW1/4SE1/4, SE1/4SE1/4, S20, T3N, R18E; SW1/4SW1/4, S21, T3N, R18E; NW1/4, N1/2SW1/4, S28, T3N, R18E.

The permit (s) will be subject to all prior water rights. Protests must be filed with the Director, Dept. of Water Resources, Southern Region, 222 Shoshone Street East., Twin Falls, ID 83301 on or before August 13, 1990.

R. Keith Higginson, Director

Published in Wood River Journal on 7/25 & 8/1/90.

RECEIVED
AUG 1 1990

Disk: Legals/1Amend

Partners seeks amended permit

NOTICE OF AMENDED APPLICATION FOR WATER PERMIT

Notice is hereby given that the following application for permit to appropriate the public waters of the State of Idaho has been amended as follows:

37-08813

Wood River
Country Club Partners
c/o James P. Speck
P.O. Box 987
Ketchum ID 83340

Date Amended: 7/9/90

Source: Groundwater

Diversion Pt: NE1/4NW1/4NW1/4,
S28, T3N, R18E; Blaine County.

Use: DOMESTIC (.5 cfs)

IRRIGATION (1.38 cfs)

Total quantity to be appropriated:
1.88 cfs

In: 68.18 acres within NW1/4-
NE1/4, SW1/4NE1/4, SE1/4NE1/4,
SE1/4NW1/4, NE1/4SE1/4,
NW1/4SE1/4, SE1/4SE1/4, S20,
T3N, R18E; SW1/4SW1/4, S21,
T3N, R18E; NW1/4, N1/2SW1/4,
S28, T3N, R18E.

The permit (s) will be subject to all prior water rights. Protests must be filed with the Director, Dept. of Water Resources, Southern Region, 222 Shoshone Street East, Twin Falls, ID 83301, on or before August 13, 1990.

R. Keith Higginson, Director

Publish: Wood River Journal-July
25 and August 1, 1990.

R E

Dept. of

*called Pat Speck
@ correction
7-23-90
A.L.*

MAY 31

17-Jul-1990

Wood River Journal
P.O. Box 988
Hailey, ID 83333

Gentlemen:

Enclosed you will find a legal notice which we wish to have published once a week for two consecutive weekly issues of your newspaper. We have inserted the required publication dates. If time allows, please submit a galley proof for review before publication.

After sending us a galley proof, proceed with the publication on the dates we have inserted, assuming the notice is correct. If we have any corrections, we will notify you before the first publication. If you cannot publish the notice on the proposed dates, please contact us immediately.

In order to receive payment, an affidavit of publication must be submitted to the Department along with the publication bill.

Very truly yours,

Mary Baldwin
Secretary/Office Coordinator

Enclosure

17-Jul-1990

WOOD RIVER COUNTRY CLUB PARTNERS
C/O JAMES P SPECK ATTORNEY
PO BOX 987
KETCHUM ID 83340

Re: Amended Application for Permit No. 37-08613

Dear Mr. Speck:

The Department of Water Resources acknowledges the changes to your application for permit as referenced above.

This office will be advertising the amended application in the Wood River Journal on 7/25 & 8/1/90. A period of ten days following the second publication will be allowed for the submittal of protests.

If the amended application is protested you will be sent a copy of the protest. The protest must be resolved before the application is approved or denied. If the protest is not resolved voluntarily, this Department will conduct a conference and/or hearing on the matter.

If the amended application is not protested, it will be forwarded to our State Office in about five weeks. State office personnel will conduct a complete review prior to final processing of the application and will notify you of the outcome of this review.

Please feel free to contact this office if you have any questions regarding this procedure.

Very truly yours,

Douglas Jones, E. I. T.
Water Resources Engineer

DJ:MB

HOGUE, SPECK & AANESTAD

A PROFESSIONAL ASSOCIATION
ATTORNEYS

TERRY G. HOGUE
JAMES P. SPECK
DOUGLAS J. AANESTAD
J. STEPHEN CRABTREE
TRACY DUNLAP

120 EAST AVENUE
POST OFFICE BOX 987
KETCHUM, IDAHO 83340
(208) 726-4421
FAX (208) 726-0752

HAILEY OFFICE:
16 WEST CROY STREET
SUITE K
POST OFFICE BOX 460
HAILEY, IDAHO 83333
(208) 788-3567

July 6, 1990

RECEIVED

JUL - 9 1990

Department of Water Resources
Southern Region Office

Mr. Douglas Jones, E. I. T.
Water Resources Engineer
Idaho Dept. of Water Resources
Southern Region
222 Shoshone St. East
Twin Falls, ID 83301

Re: Amended Application for Permit No. 37-08613

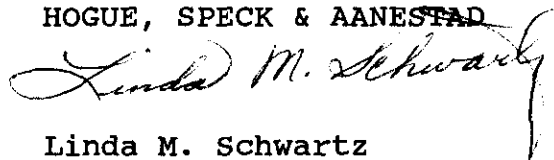
Dear Mr. Jones:

Enclosed please find our check for \$20.00 for the re-advertising fee for the above-referenced permit.

Thank you for your help.

Sincerely yours,

HOGUE, SPECK & AANESTAD



Linda M. Schwartz
Secretary

/lms

Enclosure

Form No. 202a
4/87

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR PERMIT ANALYSIS SHEET

INITIAL REVIEW BY AS DATE 8/31/90 APPLICATION NUMBER 37-08613

REQUIRED INFORMATION

- ☒ Name (If applicant is a corporation or partnership, names must be provided for the director, officers, & other partners.)
- ☒ Address
- ☒ Source (See USGS Quad for names of water sources)
- ☒ Point of Diversion (10 acres for spring, lot & block descriptions for subdivisions, local name, flow and/or volume)
- ☒ County
- ☒ Quantity (flow and/or volume)
- ☒ Period of Use
- ☒ Nature of proposed use (Include description of use.)
- ☒ Description of diverting works
- ☒ Time required for beneficial use of water
- ☒ Place of use or acres irrigated
- ☒ Map
- ☒ Signature (If applicant is corp. partnership, or municipality, title of signator is required)
- ☒ Fee
- ☐ Yes ☒ No* In form to receipt

***PROPOSED PRIORITY DATE 4/3/90

ADDITIONAL INFORMATION

- ☐ Overlapping place of use (Describe source & relationship to present application on the back.)
- ☐ Overlapping point of diversion
- ☐ Yes ☒ No Field check required
- ☐ Field check by _____
- ☐ Yes ☒ No Field report attached
- ☐ Yes ☒ No Critical groundwater area
- ☐ Yes ☒ No Groundwater management area
- ☐ Yes ☒ No Send dam safety information
- ☐ Yes ☒ No Send power requirement letter
- ☐ Yes ☒ No Send fish farm requirement letter
- ☐ Yes ☒ No Power residency affidavit
- ☐ Yes ☒ No Power efficiency form
- ☒ Yes ☐ No Within trustwater boundary (If yes, attach trust water supplementary analysis sheet.)
- ☐ Yes ☒ No Diversion greater than 5 cfs or 500 acre ft. (If yes, attach large diversion supplementary analysis sheet.)
- ☒ See reverse side for additional information

SWAN FALLS HOLD? No

*REQUEST THE FOLLOWING ADDITIONAL INFORMATION FROM THE APPLICANT _____

_____ Date Requested _____

SEND COPIES TO

<u> </u> Idaho Dept. of Health & Welfare	<u> </u> U.S. BLM
<u> </u> Idaho Dept. of Fish & Game	<u> </u> U.S. Forest Service
<u> </u> Idaho Dept. of Lands	<u> </u> Water District
<u> </u> Adjudication Bureau Unit	<u> </u> Other

<u> </u>	Yes	<u> </u>	No	Affidavit of publication received
<u> </u>	Yes	<u> </u>	No	Application published correctly. If not, record action taken.
<u> </u>	Yes	<u> </u>	No	Publication dates & paper, recorded on application
<u> </u>	Yes	<u> </u>	No	Protests received
				Final date for protest <u> </u>
<u> </u>	Yes	<u> </u>	No	Protests, dates, resolution of protest, recorded on application
<u> </u>	Yes	<u> </u>	No	Recommendations attached
<u> </u>	Yes	<u> </u>	No	Measuring device required
<u> </u>	Yes	<u> </u>	No	Access port required
<u> </u>	Yes	<u> </u>	No	Will water be delivered by watermaster? If yes, what Dist. <u> </u>
<u> </u>	Yes	<u> </u>	No	Special conditions of approval or cover letter below. <u> </u>

STATE OFFICE REVIEW

ADDITIONAL INFORMATION

LOCAL PUBLIC INTEREST

Comments received from:

☐ City	☐ Idaho Fish & Game	☐ Irrigation District
☐ County	☐ Idaho Health & Welfare	☐ Canal Company
☐ Reservations	☐ Division of Environment	☐ Other _____

Project impacts/implications report

COMMENTS

05-Jul-1990

JAMES P SPECK ESQUIRE
PO BOX 987
KETCHUM ID 83340

Re: Amended Application for Permit No. 37-08613

Dear Mr. Speck:

This office acknowledges receipt of the above referenced amended application which we are returning to you on this date.

A re-advertising fee of \$20.00 is needed since the original application was already advertised. A protest period of ten days following the second date of publication will be allowed. We will inform you of the precise dates that the legal will appear in the Wood River Journal.

Upon receipt of the fee, we will continue processing. If you have any questions or if this office can be of further assistance, please feel free to contact us.

Very truly yours,

Douglas Jones, E. I. T.
Water Resources Engineer

DJ:MB

MAY 31 1991



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720 -(208) 327-7900

CECIL D. ANDRUS

GOVERNOR

R. KEITH HIGGINSON

DIRECTOR

June 14, 1990

RECEIVED

JUN 18 1990

Department of Water Resources
Southern Region Office

James P. Speck
Attorney at Law
P.O. Box 987
Ketchum, ID 83340

RE: Wood River Country Club Partners Proposed Golf Course -
Necessity of Changing the Nature of Use

Dear Jim:

You have posed a question whether, in changing the use of water from irrigated agricultural lands to irrigated grass and other decorative plants for the golf course and also for residential lots developed near the golf course, a change in the nature of use is required by the Department of Water Resources.

The Department of Water Resources views both the irrigation of turf grass and the irrigation of alfalfa, barley or other agricultural crops as broadly falling within the definition of irrigation. The developer of a golf course on lands which were previously irrigated agricultural land is not required to file and receive approval of a transfer for change in the nature of use.

Sincerely,

GARY SPACKMAN, Manager
Water Right Permits Section

GS:js

cc: Southern Region ✓

MAY 31 1990

37-08613

WOOD RIVER COUNTRY CLUB PARTNERS
C/O JAMES P. SPECK
P.O. BOX 987
KETCHUM, ID 83340

Source: GROUNDWATER

Diversion Pt: NENWNW Sec 28 T 03N R 18E

Use: IRRIGATION (1.100 CFS)
DOMESTIC (.500 CFS)
Total Diversion: (1.600 CFS)

Date Filed: 4/ 3/ 1990

In: T03N R18E S20	NWNE	SWNE	SENE	SENE
	NESE	NWSE	SESE	SENE
S21	SWSW			
S28	NENW	NWNW	SWNW	SENE
	NESW	NWSW		

60.0 ACRES TOTAL

MAY 31 1991

**NOTICE OF APPLICATION
FOR WATER RIGHT**

The following application(s) have been filed to appropriate the public waters of the State of Idaho:

37-08613

WOOD RIVER
COUNTRY CLUB PARTNERS
C/O JAMES P. SPECK
P.O. BOX 987
KETCHUM, ID 83340

Source: GROUNDWATER
Diversion Pt: NENWNW Sec 28 T
03N R 18E

Use: IRRIGATION (1.100 CFS)
DOMESTIC (.500 CFS)

Total Diversion: (1.600 CFS)

Date Filed: 4/3/1990

In: T03N R18E S20 NWNE SWNE
SENE SENW NESE NWSE SESE;
S21 SWSW; S28 NENW NWNW
SWNW SENW NESW NWSW
60.0 ACRES TOTAL

The permit(s) will be subject to all prior water rights. Protests may be submitted based on the criteria of Sec. 42-203A, Idaho Code, and/or the new public interest criteria of Sec. 42-203C, Idaho Code. Protests must be filed with the Director, Dept. of Water Resources, 222 Shoshone Street East, Twin Falls, Idaho 83301, on or before JULY 9, 1990.

R. Keith Higginson, Director

Publish: Wood River Journal-
June 20 & 27, 1990.

RECEIVED

JUN 15 1990

Department of Water Resources
Southern Region Office

OIC
MB
6/15/90

MAY 31 1991

The permit(s) will be subject to all prior water rights. Protests may be submitted based on the criteria of Sec. 42-203A, Idaho Code and/or the new public interest criteria of Sec. 42-203C, Idaho Code. Protests must be filed with the Director, Dept. of Water Resources, 222 Shoshone St. East, Twin Falls, Idaho 83301 on or before JULY 9, 1990.

R. Keith Higginson, Director

Published 6/20/1990 & 6/27/1990

RECEIVED
MAY 22 1990

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Southern Region
222 Shoshone Street East
Twin Falls, ID 83301
(208)734-3578

JUNE 12, 1990

WOOD RIVER JOURNAL
P.O. BOX 988
HAILEY, ID 83333

Gentlemen:

Enclosed you will find a legal notice which we wish to have published on the dates indicated (once a week for two consecutive weekly issues) in your newspaper. If you cannot publish the notice on the proposed dates, please contact us immediately.

An affidavit of publication must be submitted to the Department along with the publication bill. Your cooperation is appreciated.

Please send the affidavit of publication and publication billing to this office before JULY 9, 1990.

Yours truly,

Mary Baldwin
Secretary/Office Coordinator

Enclosure

MAILED
JUN 13 1990

MAY 31 1991

12-Jun-1990

WOOD RIVER COUNTRY CLUB PARTNERS
C/O JAMES P SPECK
PO BOX 987
KETCHUM ID 83340

Re: Application for Permit No. 37-08613

Dear Mr. Speck:

The Department of Water Resources acknowledges receipt of the water right application for permit on behalf of your client, Wood River Country Club Partners. The application has been assigned the above referenced identification number. Please refer to this number in all further correspondence.

This office will be advertising the application in the Wood River Journal on 6/20 & 6/27/90. A period of ten days following the second publication will be allowed for the submittal of protests.

If the application is protested you will be sent a copy of the protest. The protest must be resolved before the application is approved or denied. If the protest is not resolved voluntarily, this Department will conduct a conference and/or hearing on the matter.

If the application is not protested, it will be forwarded to our State Office in about five weeks. State office personnel will conduct a complete review prior to final processing of the application and will notify you of the outcome of this review. When a permit is issued, you will be sent a copy. A typical processing time for an unprotested application is about eight weeks.

Feel free to contact this office if you have any questions regarding this procedure.

Very truly yours,

Gary Funderburg
Sr. Water Resource Agent

GF:MB

MAY 31 1990

ORIGINAL IN PDF

RECEIVED

MAY 1 1990

Department of Water Resources
Southern Region Office

AMENDED CERTIFICATE

OF ASSUMED OR FICTITIOUS NAME

FOR

WOOD RIVER COUNTY CLUB PARTNERS

(Complying with Idaho Code Section 53-501)

THIS CERTIFIES that there is being carried on, conducted or transacted, or is about to be conducted or transacted in Blaine, County the business of development of real property for golf course and country club, under the designation, name and style of WOOD RIVER COUNTRY CLUB PARTNERS, which is assumed or fictitious, being other than the true and real name of the persons conducting or transacting such business or having an interest therein;

The true or real full names of the persons conducting or transacting or intending to conduct or transact said business or having an interest therein, and their post office addresses are as follows:

<u>NAME</u>	<u>ADDRESS</u>
T and T Development Roy B. Tinker, general partner C. Richard Toomey, general partner	P.O. Box 1920 Sun Valley, Idaho 83353
Drury W. Cooper, III	P.O. Box 2023 Ketchum, Idaho 83340
James T. Tallackson	P.O. Box 1750 Sun Valley, Idaho 83353
Harold R. Tollerup	P.O. Box 1955 Sun Valley, Idaho 83353
Duffy S. Witmer	P.O. Box 129 Ketchum, Idaho 83340
David C. Hutchinson	P.O. Box 2216 Sun Valley, Idaho 83353

AMENDED CERTIFICATE OF ASSUMED OR
FICTITIOUS NAME - 1

MAY 31 1991

mail to Hogue Speech + Graphics

37-08613

Earl M. Smith, Jr.

P.O. Box 2585
Sun Valley, Idaho 83353

Jack L. Billhardt

Woods End Road
New Canaan, CT 06840

Robert J. Scott, Inc.

14221 - 212th Dr. N.E.
Woodinville, WA 98072

This certificate may be executed simultaneously in one or more counterparts each of which shall be deemed an original, but all of which together shall constitute one in the same certificate.

This certificate is executed and acknowledged by the persons so named and no other persons are conducting or transacting business or have an interest therein.

DATED this 15th day of FEBRUARY, 1990.

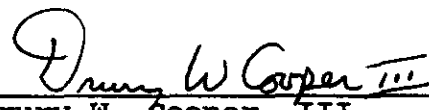
T and T Development

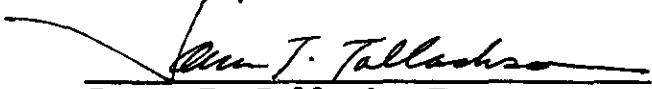
By: 

Roy B. Tinker, General
Partner

By: 

C. Richard Toomey,
General Partner


Drury W. Cooper, III


James T. Tallackson


Harold R. Tollerup


Duffy S. Witmer

AMENDED CERTIFICATE OF ASSUMED OR
FICTITIOUS NAME - 2

MAY 22 1990

HOGUE, SPECK & AANESTAD

A PROFESSIONAL ASSOCIATION
ATTORNEYS

TERRY G. HOGUE
JAMES P. SPECK
DOUGLAS J. AANESTAD
J. STEPHEN CRABTREE
TRACY DUNLAP

120 EAST AVENUE
POST OFFICE BOX 987
KEETCHUM, IDAHO 83340
(208) 726-4421
FAX (208) 726-0752

HAILEY OFFICE:
16 WEST CROY STREET
SUITE K
POST OFFICE BOX 460
HAILEY, IDAHO 83333
(208) 788-3567

April 30, 1990

RECEIVED

MAY 1 1990

Department of Water Resources
Southern Region Office

CERTIFIED MAIL, RETURN RECEIPT REQUESTED

Mr. Loren Holmes
Department of Water Resources
222 Shoshone Street East
Twin Falls, Idaho 83301

Re: Wood River Country Club Partners
Application for Permit

Dear Mr. Holmes:

Pursuant to your letter with attached checklist sent to Jim of April 6, 1990, I am resubmitting the Application For Permit for the above-referenced Partnership with the following changes:

1. I have attached a copy of the first two pages of the Amended Certificate of Assumed or Fictitious Name filed with the Blaine County Recorder as Instrument No. 317199 recorded on March 8, 1990, showing the name and addresses of the Partners of Wood River Country Club Partners.

2. Jim stated to me he had spoken with you regarding quantity (flow and/or volume) of water for this Application. This quantity of ~~water~~ ^{ACKAGE} has been increased to 60 ~~cfs~~ ^{Acres} - T.C. - Jim Speck 5/5/90

3. Regarding the place of use of ~~water~~ ^{flow} marked on the checklist, please note we have added five ~~cfs~~ ^{Acres} in the SE $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 20. Wood River Country Club Partners does not own any land in the SW $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 20. There is land owned in the SE $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 28, however, it is on a hillside and will not be irrigated at this time.

4. I have enclosed a check in the sum of \$65.00 which is the correct fee for this Application.

MAILED

MAY 31 1991

37-08613

Mr. Loren Holmes
April 30, 1990
Page - 2

If you have any further questions regarding this Application, please call our office. Jim will return the office May 7, 1990.

Very truly yours,

HOGUE, SPECK & AANESTAD


Jean A. Latham, Secretary

jal
Enclosure
cc: Mr. Roy Tinker
Mr. Gerald Martens

MAY 31 1991

37-08613



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 2148 4th Ave. East, Twin Falls, Idaho 83301 (208) 734-3578

CECIL D. ANORUS
Governor

April 6, 1990

R. KEITH HIGGINSON
Director

JAMES P SPECK ESQUIRE
PO BOX 987
KETCHUM ID 83340

Re: **Wood River Country Club Partners**

Dear Applicant:

Returned herewith is your application for a water permit and any fees submitted.

Preliminary review of the application indicates that some of the information required to make the application acceptable for receipt by the Department needs to be completed or clarified.

The attached checklist shows which items need to be completed.

If you need assistance in completing an application, please feel free to contact this office at (208) 734-3578 or visit us at 2148 4th Ave. East, Twin Falls.

Very truly yours,

A handwritten signature in cursive script that reads "Loren O. Holmes".

Loren O. Holmes, P.E.
Southern Region Manager

MAY 31 1991

37-08613

DEPARTMENT OF WATER RESOURCES - SOUTHERN REGION
APPLICATION PRELIMINARY REVIEW REPORT

Applicant Wood R. County Club Partners

Correction or completion of the following items is required before the application can be accepted for processing by the department:

(X) Name Names & addresses of Partners must be supplied per Rule 3,3,2,1

() Address _____

() Source of water _____

() Point of Diversion _____

() County _____

(X) Quantity (Flow and/or Volume)
1.1 cfs for 65 Acres is excessive - Application should be reduced or showing made that the excessive rate is required for the use

() Period of use _____

() Nature of proposed use _____

() Description of diverting works _____

() Time required for beneficial use _____

(X) Place of use Map indicates possible use in SE1/4 & SW1/4 SEC 20 & SE1/4 SEC 28 not shown on Land List.

() Map _____

() Signature (If applicant is a corporation, partnership, or municipality, title of signator is required) _____

(X) Fee Insufficient for 1.1 cfs - Correct Fee is \$65.00

ENCLOSURES Check #10682 for \$30.00 returned 4/6/90

The following are enclosed for your use in making a complete application

- () Application form
- () Instructions
- () Map (For use as the required application map)

Reviewed by [Signature]

MAY 31 1991

HOGUE, SPECK & AANESTAD

A PROFESSIONAL ASSOCIATION
ATTORNEYS

TERRY G. HOGUE
JAMES P. SPECK
DOUGLAS J. AANESTAD
J. STEPHEN CRABTREE
TRACY DUNLAP

120 EAST AVENUE
POST OFFICE BOX 987
KETCHUM, IDAHO 83340
(208) 726-4421
FAX (208) 726-0752

HAILEY OFFICE:
16 WEST CROY STREET
SUITE K
POST OFFICE BOX 460
HAILEY, IDAHO 83333
(208) 788-3567

April 3, 1990

CERTIFIED MAIL; RETURN RECEIPT REQUESTED

Mr. Loren Holmes
Department of Water Resources
222 Shoshone Street East
Twin Falls, Idaho 83301

Re: Wood River Country Club Partners
Application for Permit

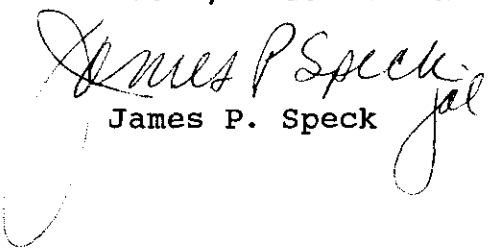
Dear Loren:

Enclosed you will find an Application for Permit which I have prepared on behalf of Wood River Country Club Partners. This Application seeks permission to drill two wells to provide the domestic water system for a proposed 100 lot single-family residential planned unit development and the irrigation of 55 acres in connection with that development. Please keep me apprised of the schedule for publishing notice in the Wood River Journal.

I have also enclosed our check payable to the Department in the sum of \$30.00 for the filing fee. I will be out of the office until May 7, 1990. If you have any questions about this Application, please call my secretary, Jean Latham and she can reach me. Thank you.

Sincerely yours,

HOGUE, SPECK & AANESTAD


James P. Speck

JPS/jal
Enclosure
cc: Roy Tinker

RECEIVED

APR 4 1990

Department of Water Resources
Southern Region Office

MAY 31 1990

37-08618