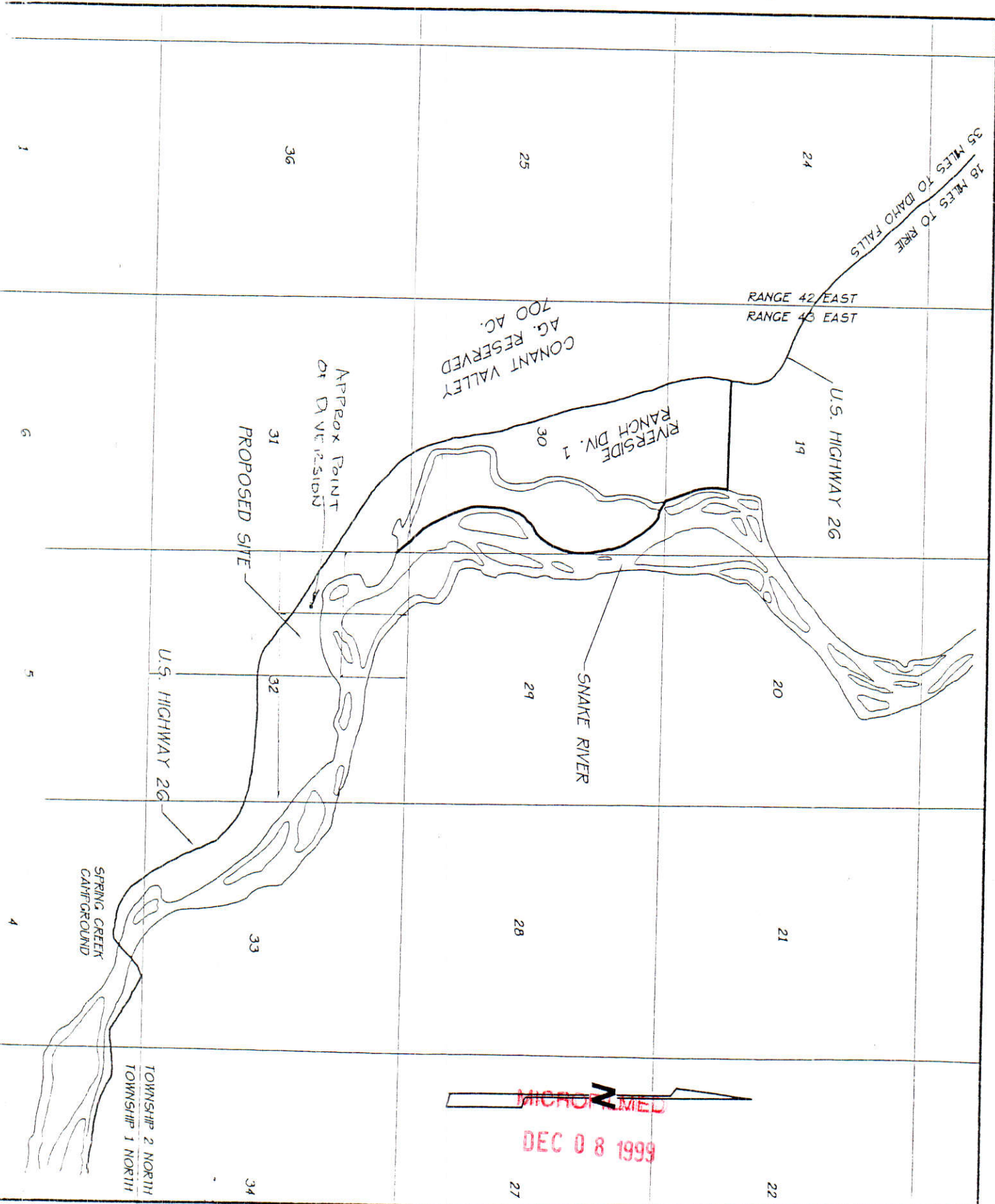
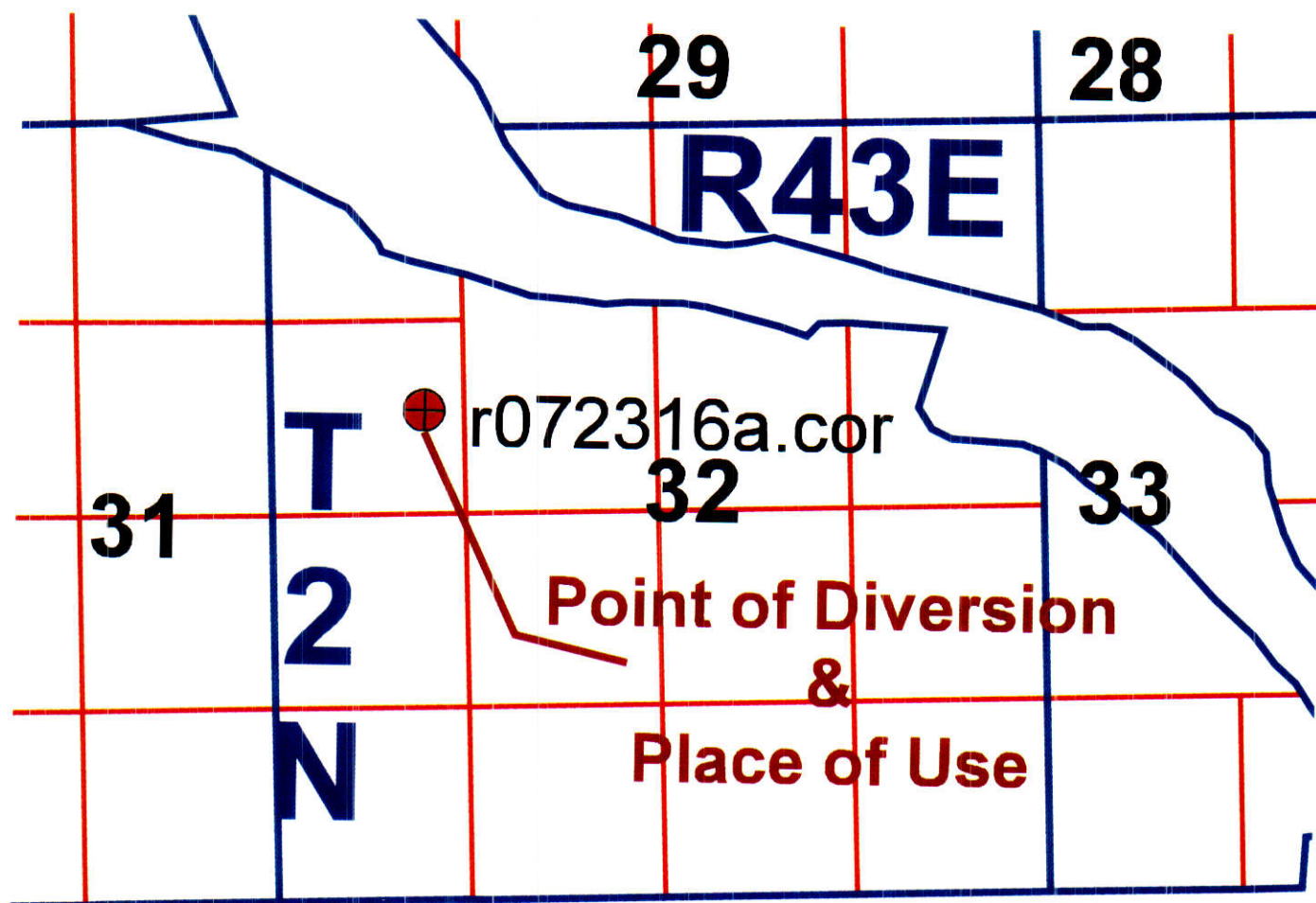


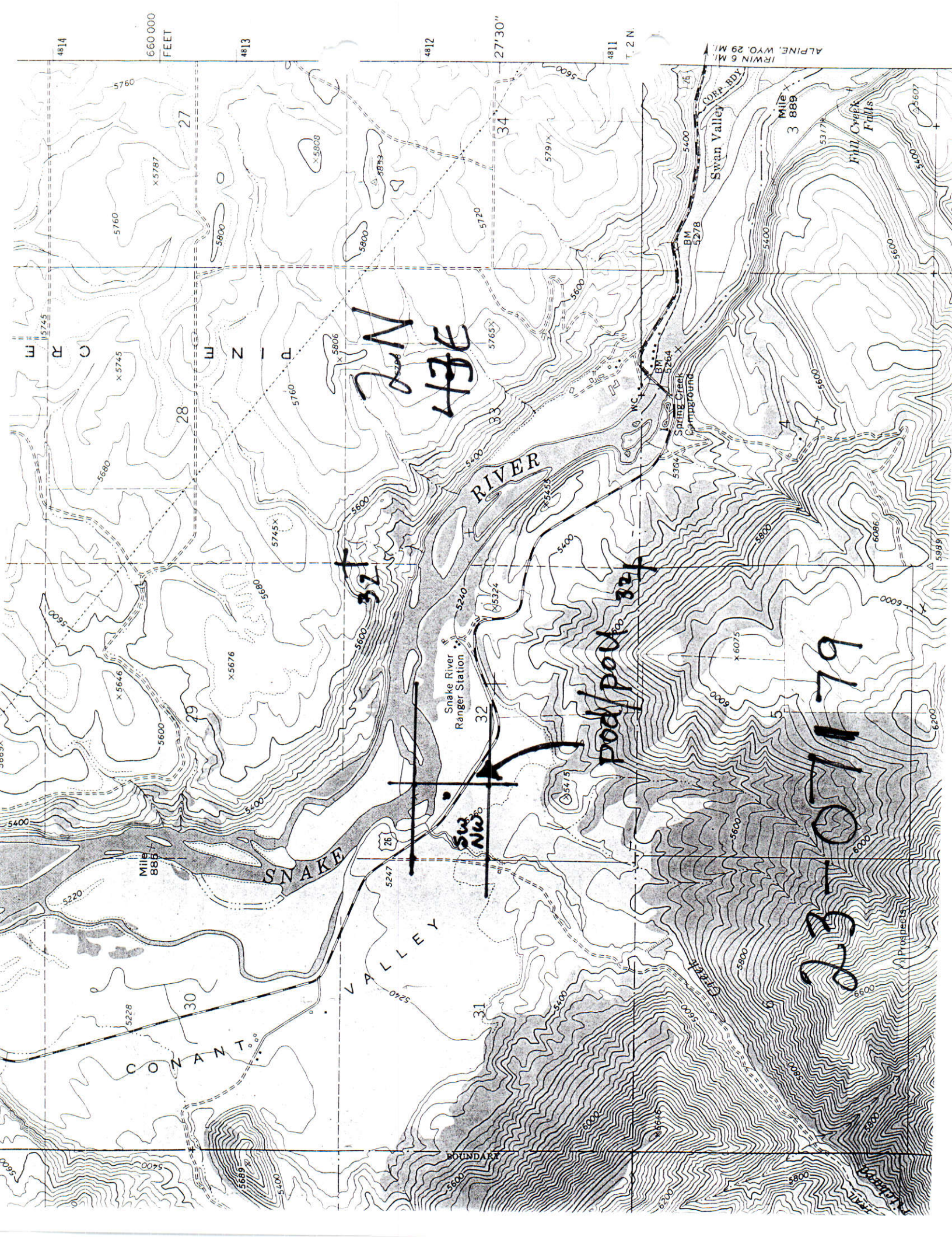


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-  T02n43e.shp
-  Posnpnt.shp

23-07179

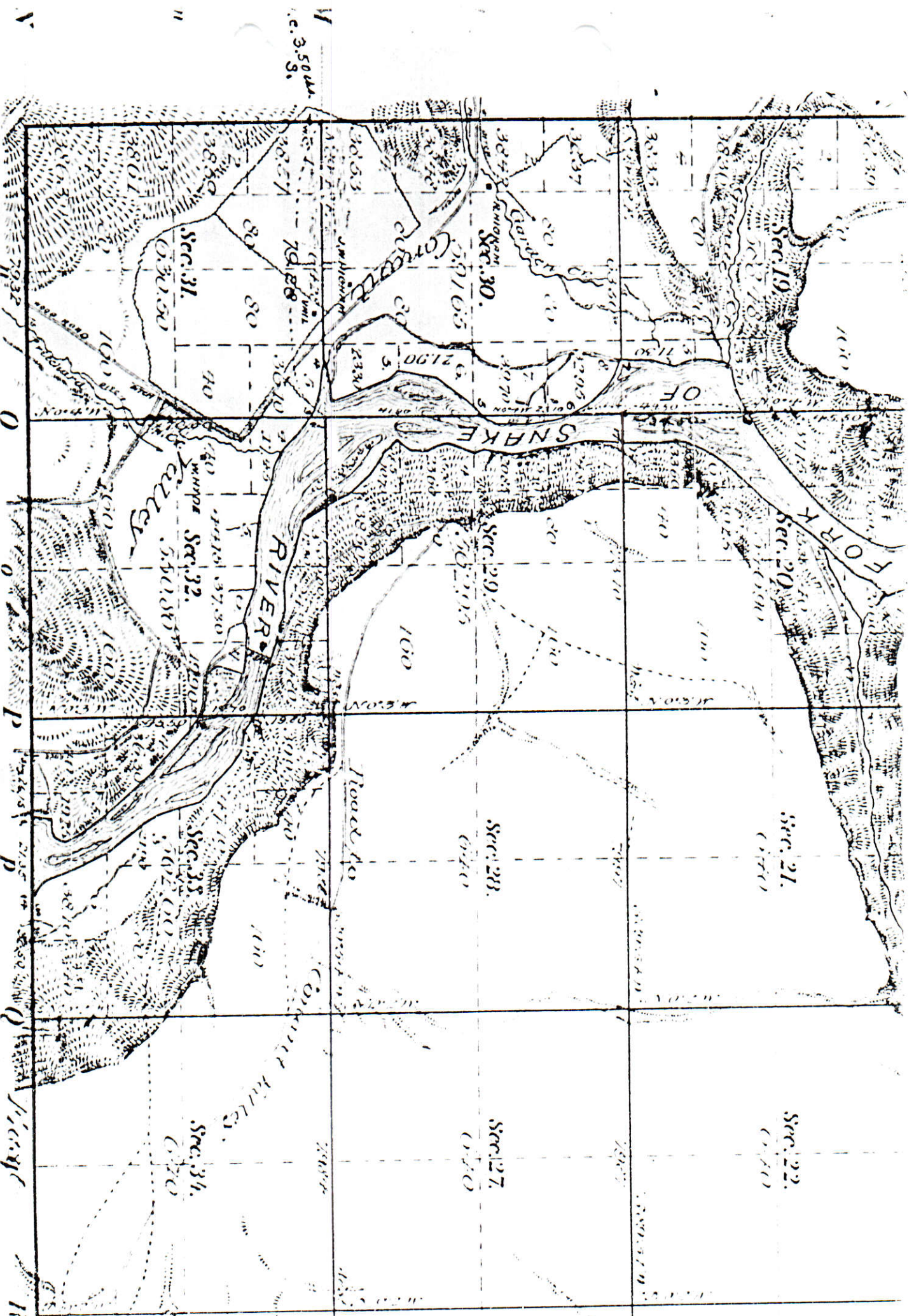




23-7179 poD

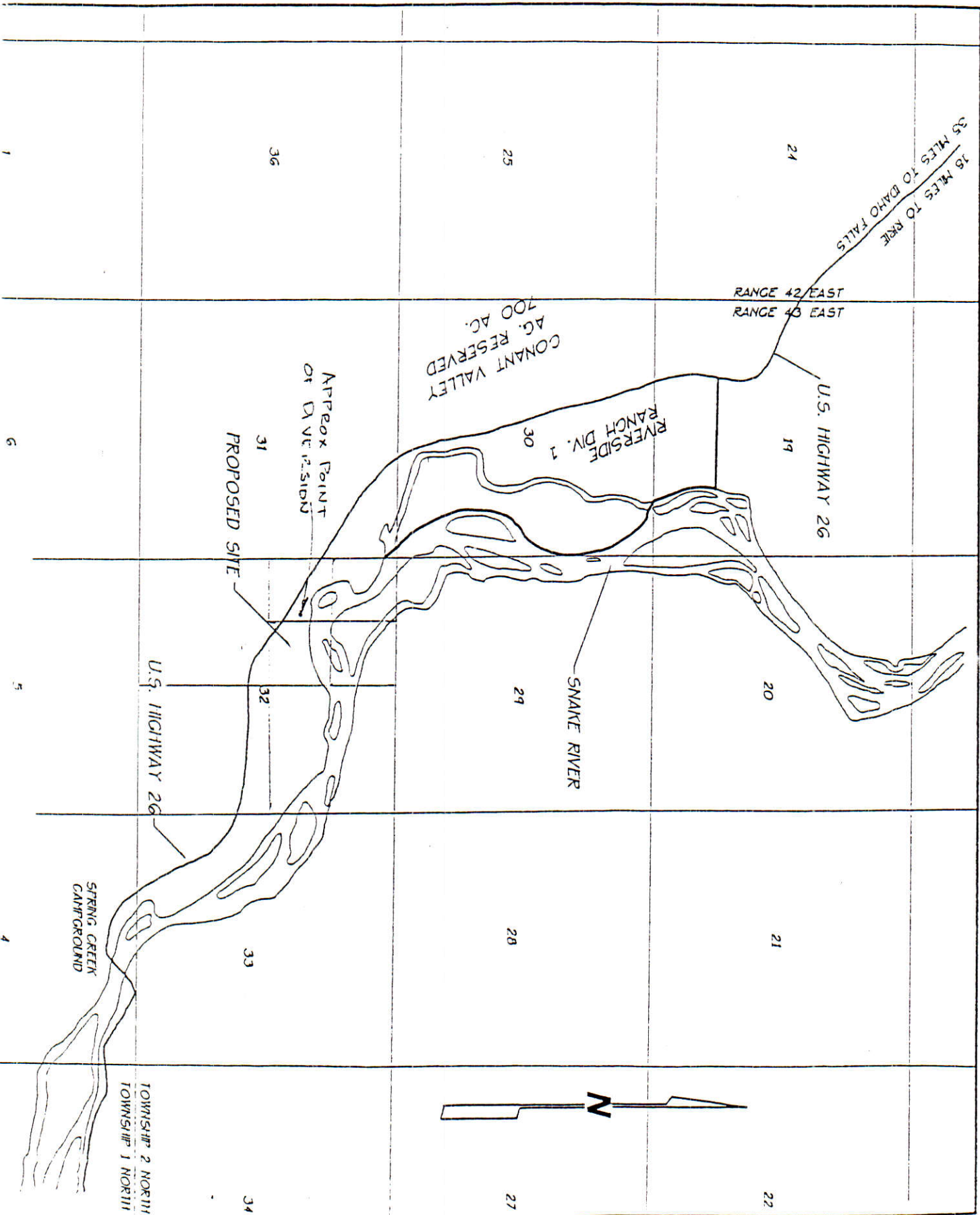


POU. Commercial. Lawns are watered from a pond.



Heard Public Land 1873 Sec 34, 35, 36, 37, 38, 39, 40, 41, 42, 43, 44, 45, 46, 47, 48, 49, 50, 51, 52, 53, 54, 55, 56, 57, 58, 59, 60, 61, 62, 63, 64, 65, 66, 67, 68, 69, 70, 71, 72, 73, 74, 75, 76, 77, 78, 79, 80, 81, 82, 83, 84, 85, 86, 87, 88, 89, 90, 91, 92, 93, 94, 95, 96, 97, 98, 99, 100, 101, 102, 103, 104, 105, 106, 107, 108, 109, 110, 111, 112, 113, 114, 115, 116, 117, 118, 119, 120, 121, 122, 123, 124, 125, 126, 127, 128, 129, 130, 131, 132, 133, 134, 135, 136, 137, 138, 139, 140, 141, 142, 143, 144, 145, 146, 147, 148, 149, 150, 151, 152, 153, 154, 155, 156, 157, 158, 159, 160, 161, 162, 163, 164, 165, 166, 167, 168, 169, 170, 171, 172, 173, 174, 175, 176, 177, 178, 179, 180, 181, 182, 183, 184, 185, 186, 187, 188, 189, 190, 191, 192, 193, 194, 195, 196, 197, 198, 199, 200, 201, 202, 203, 204, 205, 206, 207, 208, 209, 210, 211, 212, 213, 214, 215, 216, 217, 218, 219, 220, 221, 222, 223, 224, 225, 226, 227, 228, 229, 230, 231, 232, 233, 234, 235, 236, 237, 238, 239, 240, 241, 242, 243, 244, 245, 246, 247, 248, 249, 250, 251, 252, 253, 254, 255, 256, 257, 258, 259, 260, 261, 262, 263, 264, 265, 266, 267, 268, 269, 270, 271, 272, 273, 274, 275, 276, 277, 278, 279, 280, 281, 282, 283, 284, 285, 286, 287, 288, 289, 290, 291, 292, 293, 294, 295, 296, 297, 298, 299, 300, 301, 302, 303, 304, 305, 306, 307, 308, 309, 310, 311, 312, 313, 314, 315, 316, 317, 318, 319, 320, 321, 322, 323, 324, 325, 326, 327, 328, 329, 330, 331, 332, 333, 334, 335, 336, 337, 338, 339, 340, 341, 342, 343, 344, 345, 346, 347, 348, 349, 350, 351, 352, 353, 354, 355, 356, 357, 358, 359, 360, 361, 362, 363, 364, 365, 366, 367, 368, 369, 370, 371, 372, 373, 374, 375, 376, 377, 378, 379, 380, 381, 382, 383, 384, 385, 386, 387, 388, 389, 390, 391, 392, 393, 394, 395, 396, 397, 398, 399, 400, 401, 402, 403, 404, 405, 406, 407, 408, 409, 410, 411, 412, 413, 414, 415, 416, 417, 418, 419, 420, 421, 422, 423, 424, 425, 426, 427, 428, 429, 430, 431, 432, 433, 434, 435, 436, 437, 438, 439, 440, 441, 442, 443, 444, 445, 446, 447, 448, 449, 450, 451, 452, 453, 454, 455, 456, 457, 458, 459, 460, 461, 462, 463, 464, 465, 466, 467, 468, 469, 470, 471, 472, 473, 474, 475, 476, 477, 478, 479, 480, 481, 482, 483, 484, 485, 486, 487, 488, 489, 490, 491, 492, 493, 494, 495, 496, 497, 498, 499, 500, 501, 502, 503, 504, 505, 506, 507, 508, 509, 510, 511, 512, 513, 514, 515, 516, 517, 518, 519, 520, 521, 522, 523, 524, 525, 526, 527, 528, 529, 530, 531, 532, 533, 534, 535, 536, 537, 538, 539, 540, 541, 542, 543, 544, 545, 546, 547, 548, 549, 550, 551, 552, 553, 554, 555, 556, 557, 558, 559, 560, 561, 562, 563, 564, 565, 566, 567, 568, 569, 570, 571, 572, 573, 574, 575, 576, 577, 578, 579, 580, 581, 582, 583, 584, 585, 586, 587, 588, 589, 590, 591, 592, 593, 594, 595, 596, 597, 598, 599, 600, 601, 602, 603, 604, 605, 606, 607, 608, 609, 610, 611, 612, 613, 614, 615, 616, 617, 618, 619, 620, 621, 622, 623, 624, 625, 626, 627, 628, 629, 630, 631, 632, 633, 634, 635, 636, 637, 638, 639, 640, 641, 642, 643, 644, 645, 646, 647, 648, 649, 650, 651, 652, 653, 654, 655, 656, 657, 658, 659, 660, 661, 662, 663, 664, 665, 666, 667, 668, 669, 670, 671, 672, 673, 674, 675, 676, 677, 678, 679, 680, 681, 682, 683, 684, 685, 686, 687, 688, 689, 690, 691, 692, 693, 694, 695, 696, 697, 698, 699, 700, 701, 702, 703, 704, 705, 706, 707, 708, 709, 710, 711, 712, 713, 714, 715, 716, 717, 718, 719, 720, 721, 722, 723, 724, 725, 726, 727, 728, 729, 730, 731, 732, 733, 734, 735, 736, 737, 738, 739, 740, 741, 742, 743, 744, 745, 746, 747, 748, 749, 750, 751, 752, 753, 754, 755, 756, 757, 758, 759, 760, 761, 762, 763, 764, 765, 766, 767, 768, 769, 770, 771, 772, 773, 774, 775, 776, 777, 778, 779, 780, 781, 782, 783, 784, 785, 786, 787, 788, 789, 790, 791, 792, 793, 794, 795, 796, 797, 798, 799, 800, 801, 802, 803, 804, 805, 806, 807, 808, 809, 810, 811, 812, 813, 814, 815, 816, 817, 818, 819, 820, 821, 822, 823, 824, 825, 826, 827, 828, 829, 830, 831, 832, 833, 834, 835, 836, 837, 838, 839, 840, 841, 842, 843, 844, 845, 846, 847, 848, 849, 850, 851, 852, 853, 854, 855, 856, 857, 858, 859, 860, 861, 862, 863, 864, 865, 866, 867, 868, 869, 870, 871, 872, 873, 874, 875, 876, 877, 878, 879, 880, 881, 882, 883, 884, 885, 886, 887, 888, 889, 890, 891, 892, 893, 894, 895, 896, 897, 898, 899, 900, 901, 902, 903, 904, 905, 906, 907, 908, 909, 910, 911, 912, 913, 914, 915, 916, 917, 918, 919, 920, 921, 922, 923, 924, 925, 926, 927, 928, 929, 930, 931, 932, 933, 934, 935, 936, 937, 938, 939, 940, 941, 942, 943, 944, 945, 946, 947, 948, 949, 950, 951, 952, 953, 954, 955, 956, 957, 958, 959, 960, 961, 962, 963, 964, 965, 966, 967, 968, 969, 970, 971, 972, 973, 974, 975, 976, 977, 978, 979, 980, 981, 982, 983, 984, 985, 986, 987, 988, 989, 990, 991, 992, 993, 994, 995, 996, 997, 998, 999, 1000.

Survey Designated	By Whom Surveyed	Date of Survey	Amount of Survey Acres	When Surveyed	Mean Elevation



Proof of Publication

The Post Register

State of Idaho
County of Bonneville

I, S. Bob Bright or Robert Park, first being duly sworn, depose and say: That I am the Production Supervisor or Asst. Prod. Supervisor of The Post Company, a corporation of Idaho Falls, Bonneville County, Idaho, publishers of The Post Register, a newspaper of general circulation, published daily at Idaho Falls, Idaho; said Post Register being a consolidation of the Idaho Falls Times, established in the year 1890, The Idaho Register, established in the year 1880 and the Idaho Falls Post, established in 1903, such consolidation being made on the First day of November, 1931, and each of said newspapers have been published continuously and uninterruptedly, prior to consolidation, for more than twelve consecutive months and said Post Register having been published continuously and uninterruptedly from the date of such consolidation, up to and including the last publication of notice hereinafter referred to.

That the notice, of which a copy is hereto attached and made a part of this affidavit, was published in said Post Register for two consecutive (days) weeks, first publication having been made on the 7th day of October, 1999, last publication having been made on the 14th day of October, 1999, and that the said notice was published in the regular and entire issue of said paper on the respective dates of publication, and that such notice was published in the newspaper and not in a supplement.

Robert Park

Subscribed and sworn to before me, this 20th day of October, 1999

Patricia O'Malley
Notary Public

My commission expires January 3, 2003

NOTICE OF APPLICATION FOR WATER RIGHT

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

23-07179

SOUTH FORK PROPERTIES LLC
C/O MARK F ROCKEFELLER
30 ROCKEFELLER PLZ STE 5600
NEW YORK, NY 10112

Source: GROUNDWATER

Diversion Pt: SWNW Sec 32 T 02N R
43E in BONNEVILLE County.

Use: COMMERCIAL (0.220 CFS)

Total Diversion: (0.220 CFS)

Date Filed: 9/27/1999

In: BONNEVILLE County

T02N R43E S32 SWNW

We will mitigate potential Snake River
losses by renting water from Palisades
Water Users, Incorporated.

Any protests against the proposed appli-
cation must be filed with the Dept. of
Water Resources, 900 N Skyline Dr., Ste
A, Idaho Falls ID 83402, together with a

protest fee of \$25.00 on or before
OCTOBER 25, 1999, to be considered
by the Department in its decision to
grant or deny any part of the proposed
application. The protestant must also
send a copy of the protest to the
applicant.

KARL J. DREHER, Director
Published: October 7, 14, 1999

MICROFILMED

DEC 08 1999



BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE STATE OF IDAHO

IN THE MATTER OF PERMIT NO.)
23-07179 IN THE NAME OF) **ORDER OF**
SOUTH FORK PROPERTIES LLC) **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 to the Department on or before November 1, 2000; and,

WHEREAS, the Department notified the permit holder on August 31, 2000, by certified mail that proof of beneficial use was due and instructed the permit holder of the steps to be taken to submit the proof of beneficial use; or an extension of time request and,

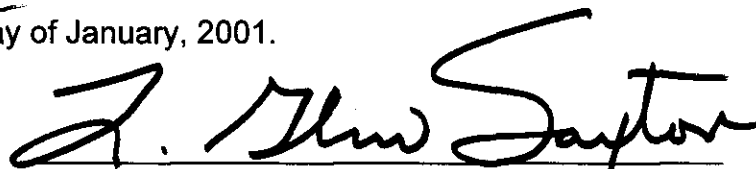
WHEREAS, the Department sent the permit holder a lapse notice on November 16, 2000, since the Department had not received an acceptable proof of beneficial use statement or extension of time request; and

WHEREAS, Section 42-218a, Idaho Code, provides that the Department may reinstate a permit upon a showing of reasonable cause by the permit holder within sixty days of the date of a 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 November 28, 2000;

IT IS, THEREFORE, HEREBY ORDERED that Permit No. 23-07179 is **REINSTATED** with an advance in priority to October 24, 1999.

DATED this 4th day of January, 2001.


L. GLEN SAXTON, Chief
Water Allocation Bureau

MICROFILMED

JAN 23 2001

State of Idaho
Department of Water Resources
Permit To Appropriate Water

NO. 23-07179

Priority: September 27, 1999

Maximum Diversion Rate:

0.22 CFS

This is to certify, that **SOUTH FORK PROPERTIES LLC**
C/O MARK F ROCKEFELLER
30 ROCKEFELLER PLZ STE 5600
NEW YORK NY 10112

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>
COMMERCIAL	01/01 to 12/31	0.22 CFS

LOCATION OF POINT(S) OF DIVERSION:

SWNW , Sec. 32, Township 02N, Range 43E
BONNEVILLE County

PLACE OF USE: COMMERCIAL

TWN RGE SEC

02N 43E 32

SWNW

CONDITIONS OF APPROVAL AND REMARKS

1. Proof of application of water to beneficial use shall be submitted on or before **November 1, 2000**.
2. Subject to all prior water rights.
3. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
4. The use of water under this right shall not give rise to any claim against the holder of a senior water right based upon the theories of forfeiture, abandonment, adverse possession, waiver, equitable estoppel, estoppel by laches or customary preference.
5. The Director retains jurisdiction of the right to incorporate the use into a water district, require streamflow augmentation or other action needed to protect prior surface water and groundwater rights.
6. Commercial use is for food service preparation, drinking water, employee restrooms, and guest restrooms.
7. By March 1 each year the right holder shall obtain the expressed written certification of the Water District No. 01 watermaster that the right holder has rented and assigned stored water for release by the watermaster into the Snake River or a tributary to mitigate for depletion of river flow resulting from diversion of groundwater under this right. The amount of stored water required for mitigation shall be determined by the department based on the anticipated consumptive use for the year. Diversion and use of water without the written certification of the watermaster shall be a violation of Section 42-351, Idaho Code.

MICROFILMED

U R 1999

State of Idaho
Department of Water Resources

Permit To Appropriate Water

NO. 23-07179

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

18 day of November, 1999.

Karl J. Dreher

Karl J. Dreher, Director

for



MICROFILMED

DEC 08 1999

Ident. No. 23-07179

RECEIVED

NOV 1 - 1999

Department of Water Resources

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

RECEIVED

SEP 27 1999

Department of Water Resources
Eastern Region

1. Name of Applicant South Fork Properties, LLC Phone 212-649-5672
Mailing address Mark F. Rockefeller, 30 Rockefeller Plz., Ste. 5600, New York, NY 10112
2. Source of water supply ground water which is a tributary of N/A
3. Location of point of diversion is Township 2 North Range 43 EBM Sec. 32, in the SW 1/4, NW 1/4, 1/4, Govt. Lot , B.M., Bonneville County;
additional points of diversion if any:
4. Water will be used for the following purposes:
Amount 0.22 cfs for commercial purposes from 1/1 to 12/31 (both dates inclusive)
(cfs or acre-feet per annum)
Amount for purposes from to (both dates inclusive)
(cfs or acre-feet per annum)
Amount for purposes from to (both dates inclusive)
(cfs or acre-feet per annum)
Amount for purposes from to (both dates inclusive)
(cfs or acre-feet per annum)
Amount for purposes from to (both dates inclusive)
(cfs or acre-feet per annum)
Amount for purposes from to (both dates inclusive)
(cfs or acre-feet per annum)
5. Total quantity to be appropriated is (a) 0.22 (100 gal/min) and/or (b)
cubic feet per second acre feet per annum
6. Proposed diverting works:
a. Describe type and size of devices used to divert water from the source submersible electric well pump

b. Height of storage dam N/A feet; active reservoir capacity acre-feet; total
reservoir capacity N/A acre-feet
c. Proposed well diameter is 8" inches; proposed depth of well is 60-200+ feet
d. Is ground water with a temperature of greater than 85°F being sought? no
e. If well is already drilled, when? no; Drilling firm ;
Well was drilled for (well owner) ; Drilling Permit No.
7. Time required for completion of works and application of water to proposed beneficial use is one years (minimum 1 year)
8. Description of proposed uses (if irrigation only, go to item 9):
a. Hydropower; show total feet of head and proposed capacity in KW.
b. Stockwatering; list number and kind of livestock.
c. Municipal; show name of municipality.
d. Domestic; show number of households.
e. Other; describe fully. water for food service meal preparation; public and employee restrooms;
guest bathrooms and drinking.

MICROFILMED
DEC 08 1999

9. Description of place of use:

a. If water is for irrigation, indicate acreage in each subdivision in the tabulation below.

b. If water is used for other purposes, place a symbol of the use (example: D for Domestic) in the corresponding place of use below. See instructions for standard symbols.

TWP	RGE	SEC	N E				N W				S W				S E				TOTAL
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
2N	43E	32							C										

Total number of acres to be irrigated None

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? South Fork Properties, LLC

b. Who owns the land to be irrigated or place of use? N/A

c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing: N/A partial

12. Remarks: We will mitigate Snake River losses by renting storage water from Palisades Water Users, Incorporated

South Fork Properties, LLC, is an Idaho limited liability company.

Mark F. Rockefeller, sole owner and member

13. MAP OF PROPOSED PROJECT REQUIRED - Attach an 8 1/2"x11" map clearly identifying the proposed point of diversion, place of use, section #, township & range. (A photocopy of a USGS 7.5 minute topographic quadrangle map is preferred.)

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

SOUTH FORK PROPERTIES, LLC.

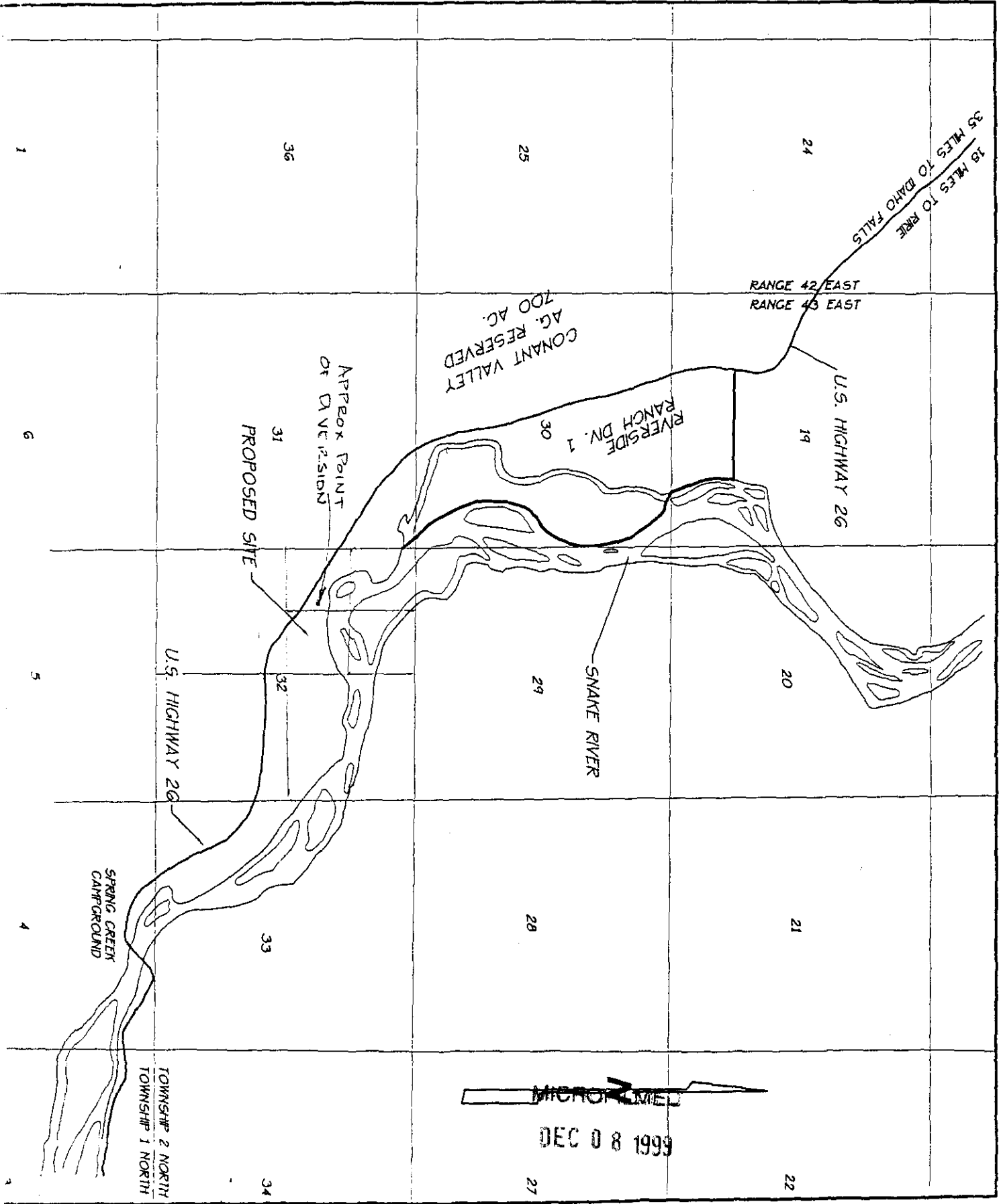
BY: [Signature]
Signature of Applicant (and title, if applicable)
Mark F. Rockefeller, Sole Member

Received by _____ Date _____ Time _____ Preliminary check by _____
Fee \$ _____ Received by JC # E 025331 Date 9-27-99
Publication prepared by SL Date 10/7 & 10/14/99 Published in Post Register
Publication approved SL Date 10/25/99

MICROFILMED

DEC 08 1999

127
32
127



CONANT VALLEY
700 AC. RESERVED

RIVERSIDE
RANCH DIV. 1

SNAKE RIVER

U.S. HIGHWAY 26

U.S. HIGHWAY 26

SPRING CREEK
CAMPGROUND

APPROX POINT
OF DIVISION

PROPOSED SITE

1 MILE

DEC 08 1999

TOWNSHIP 2 NORTH
TOWNSHIP 1 NORTH

RECEIVED
OCT - 7 2002

FACSIMILE TRANSMISSION

GARALD R. BEAZER
142 West 19th. Street
Idaho Falls, Idaho 83402
(208) 523 4348
Department of Water Resources

Project South Fork Lodge Well

To George Petersen

Date Sept. 20, 2002

From Garald Beazer

Time _____

Fax # 208 524 3391

Pages three

George I know you are off in the North East Staring at the lovely Foliage as well as whooping and hollering at the shows in New York City. When you get back this information might be what you were requesting for South Fork. You divide it all out and it looks like they are only using 1.67 gals per minute. Will see you when you return. Garald

09/19/2002 16:41 426-57 847

ARND ENVIRO

PAGE 01

Agro-Enviro Consultants, Inc.
Integrated Watershed Management

263 Cirque Drive, Bozeman, MT 59718 • (406) 582-9034 • Fax (406) 582-0847
email: agroenviro@earthlink.net

Date: September 19, 2002

To: Gerald Beazer

Fax #: 208-523-4348

Message:

Hi Gerald,

Please let me know if the data meets the need or should be more detailed.

Regards,

Gene

Number of pages including cover 2

09/19/2002 15:41 426- 0847

ARGO ENVIRO

PAGE 02

ESTIMATED ANNUAL SEWAGE EFFLUENT FLOW FROM SOUTH FORK LODGE

<u>Operational Status</u>	<u>Average Flows</u>	<u>Total Flows</u>
Closed 120 days/yr (4 months)	1,640 (gal/day)X 120 days	= 196,800 gal/4 mo.
Open 245 days/yr (8 months)	2,780 (gal/day)X 245 days	= 681,100 gal/8 mo.
Estimated total sewage annual flow = Commercial Well flow = 877,900 gal/yr		

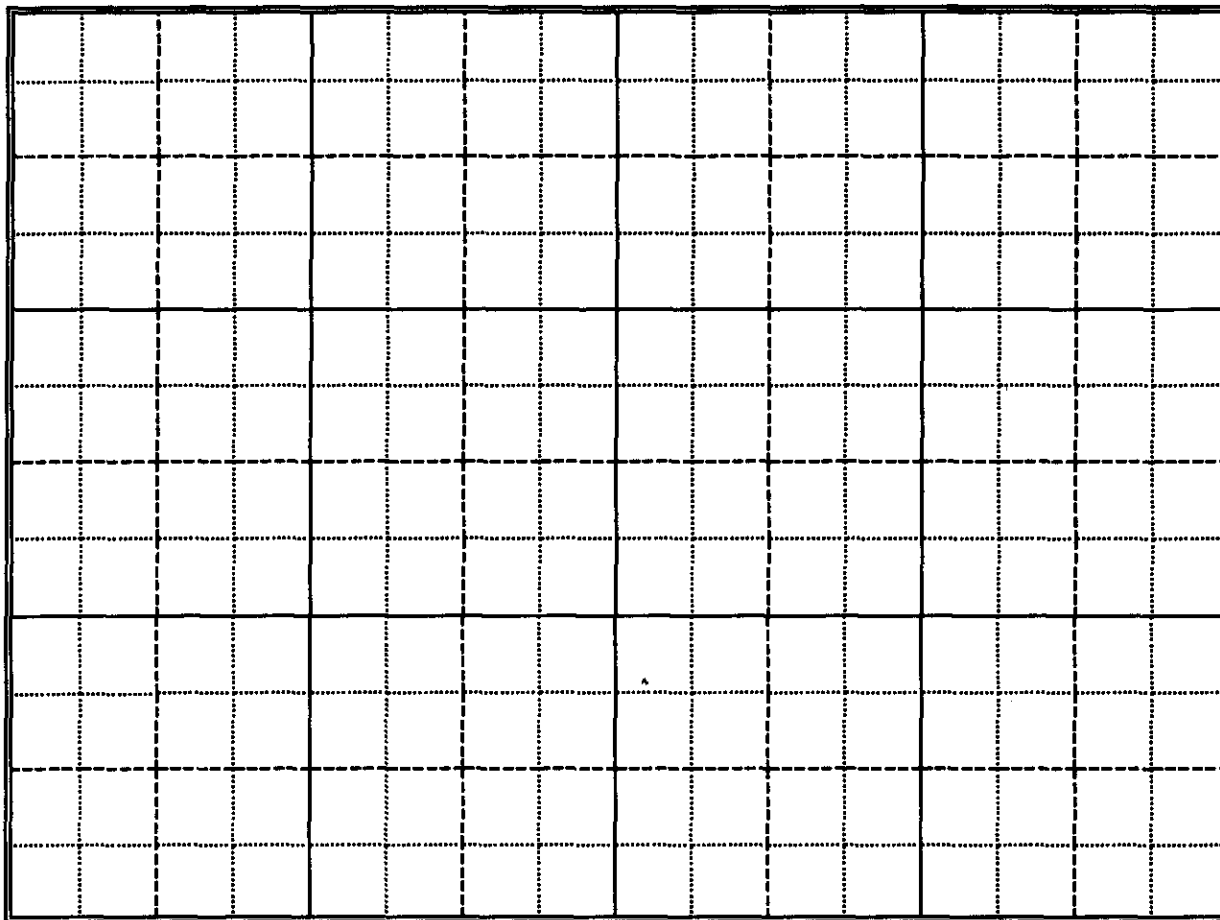
Note: The data was obtained from flow meter reading (Gallons) of all the sewage effluent flow from South Fork Lodge. Therefore, the data calculated would represent a close estimate of the total flow delivered annually from the Commercial well. More detailed data is available from the water quality monitoring program that assesses the performance of experimental Sewage Wetland Treatment Systems installed at South Fork Lodge.

Submitted by:

R. Gene Gilbert, PhD
Agro-Enviro Consultants, Inc.
263 Cirque Drive
Bozeman, MT 59718
406-582-9034

[illegible]

3. **Delivery System Diagram:** Indicate all major components and distances between components. Indicate weir size/ditch size/pipe I.d. as applicable.



Scale: 1" = _____

____ Copy of USGS Quadrangle Attached Showing location(s) of point(s) of diversion and place(s) of use (required).

____ Aerial Photo Attached (required for irrigation of 10+ acres)

____ Photo of Diversion and System Attached

4.

Well or Diversion Identification No.*	Motor Make	Hp	Model # Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size
	Goulds	7 1/2	5CLC007		

*Code to correspond with No. on map and aerial photo

D. FLOW MEASUREMENTS

1.

Measurement Equipment	Type	Make	Model No.	Serial No.	Size	Calib. Date

2. Measurements: 100 gpm according to Bill O'Donnell of Quantum Eng.

THEORETICAL PUMP FLOW CALCULATIONS

Formula:

$$Q_{cf} = [(Hp)(8.814)(Eff)] \div [Lift + (psi \times 2.308)]$$

$$Hp = \text{Horsepower} = \underline{7.5}^*$$

$$Eff = \text{Efficiency} = \underline{70\%} \quad (\text{Usually } 70\%)$$

$$\text{Lift: (Static Level + Assumed Draw down)}$$

$$\text{Static Water Level} = \underline{\hspace{2cm}} \text{ ft.}$$

$$\text{Assumed Draw down} = + \underline{\hspace{2cm}} \text{ ft.}$$

$$\text{Lift} = \underline{\hspace{2cm}}$$

OR

$$\text{Measured Dynamic Water Level} = \underline{17.5}^* \text{ ft.}$$

$$psi = \text{Operating Pressure} = \underline{50}^* \text{ psi}$$

$$Q_{cfs} = \left[\frac{7.5}{Hp} \times 8.814 \times \frac{0.70}{eff} \right] \div \left[\frac{17.5}{Lift} + \left(\frac{50}{psi} \times 2.308 \right) \right]$$

$$Q_{cfs} = \left[\underline{46.274} \right] \div \left[\underline{132.9} \right]$$

$$Q_{cfs} = \underline{0.348} \text{ cfs}$$

* INFORMATION FROM AS-BUILT PLANS ON FILE WITH
DEQ FILE 01-1-10

PERMIT NO. 23-07179

E. NARRATIVE/REMARKS/COMMENTS

Lodge has 8 guest rooms + restaurant and bar.

P.O. Box 22

Swan Valley, ID 83449

483-2112

Lodge address.

Grounds are watered from pond. This well is strictly providing water for the inside of the lodge.

System pressure was at 54 psi.

GPS unit was roughly 50 feet south of the lodges southwest corner.

Bill O'Donnell provided the following information. He is with Quantum Eng.

Pump $7\frac{1}{2}$ hp Gould model 5CLC007

100 gpm with 200 ft of dynamic head.

System kicks on at 46 psi & then runs continuously as long as demand is at 10-15 gpm. It kicks off at 70 psi

System does have a totalizing meter on it according to Bill.

Pump is set at 40 ft below grade. Water level at draw down 17.5 ft.

Lodge/Restaurant/BAR open Dec 14 - March 17 and
May 24 - Oct 27

open 251 days/year

Rest/BAR AVE 50/day Rooms at 50% occupancy

Have conditions of permit approval been met? ☒ yes ☐ no

Additional Computation Sheets Attached

$$5722 \cdot 0 = 0$$

Q LIMITED BY CAPACITY

1. Volume Calculations for Irrigation:

$$V_{DR} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 =$$

$$\begin{aligned} \text{Rest/Bar} &= 12 \text{ gal/day} \times 251 \text{ days} \times 50 \text{ customers} = 0.5 \text{ AF/A} \\ \text{8 rooms} &= 251 \text{ days} \times 8 \text{ rooms} \times 50 \text{ gal/day} \times 50\% = 0.2 \text{ AF/A} \end{aligned}$$

1. Recommended Amounts

Commercial

10/10

15/21

~~0.2245~~

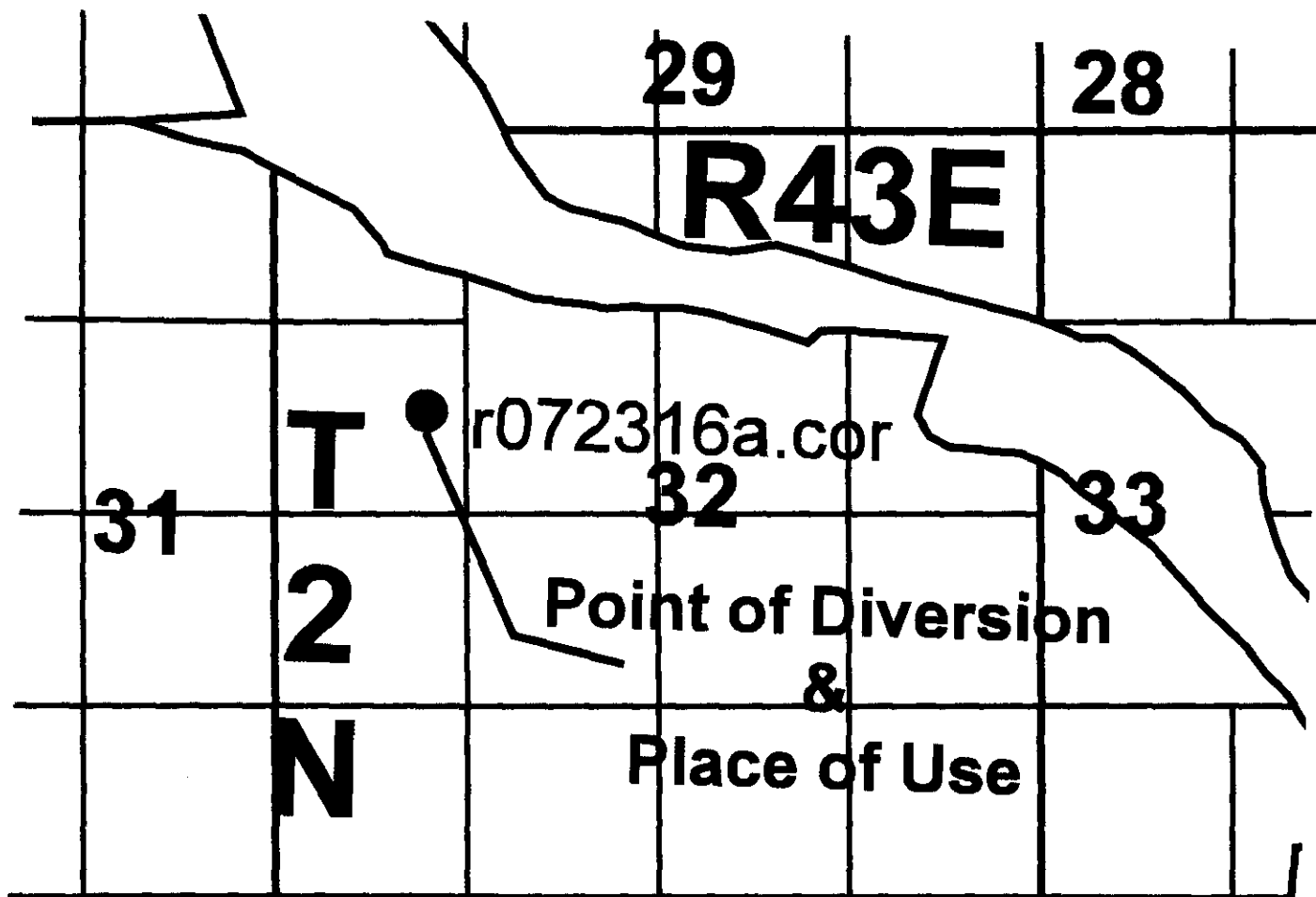
7 AF/A

Change P.D. as reflected above	Change P.U. as reflected above	Add P.D. as reflected above	Add P.U. as reflected above	None	Other
--------------------------------	--------------------------------	-----------------------------	-----------------------------	------	-------

Field Examiner's Name _____

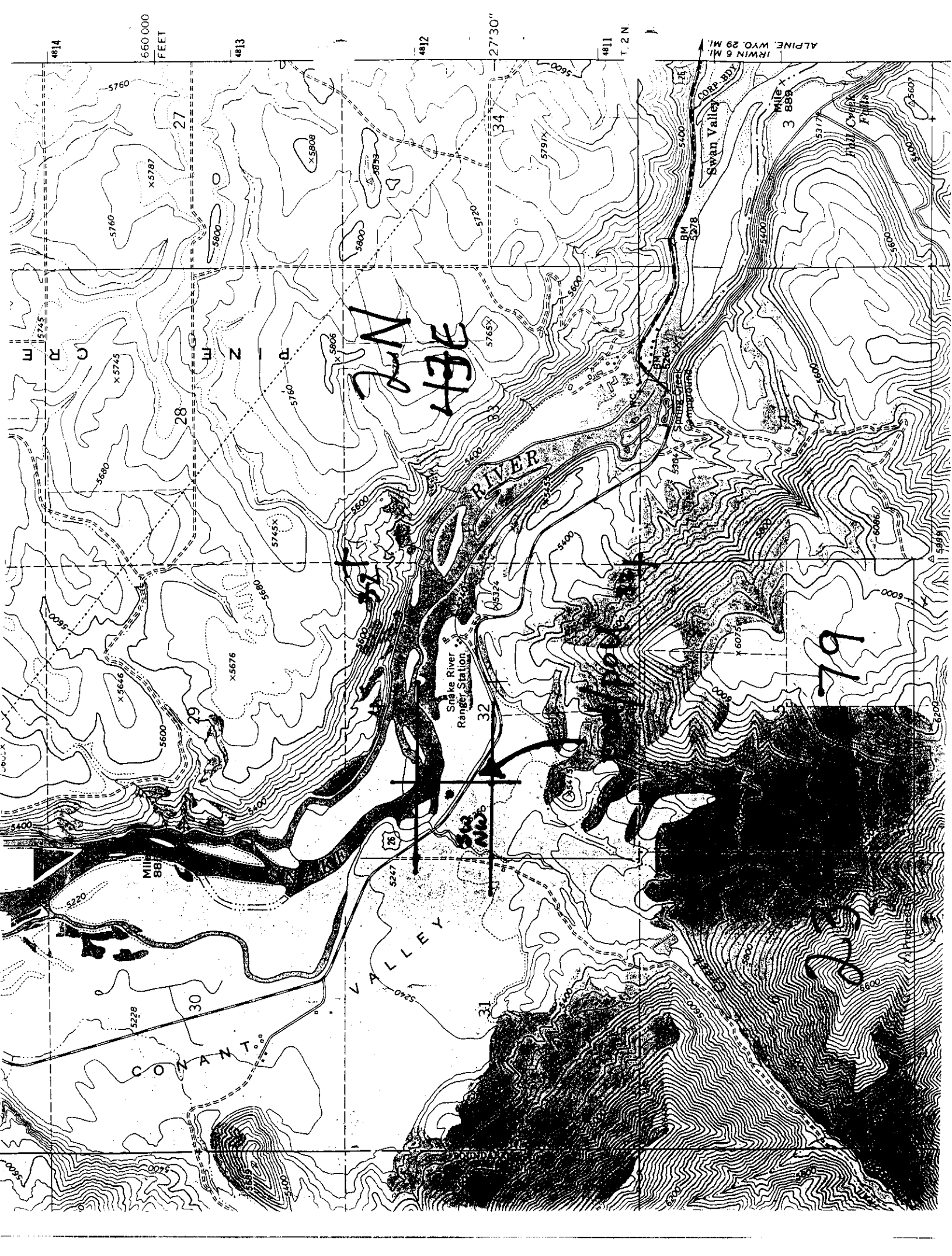
Field Examiner's Name Steve M. Carlson Date 7-23-01
Reviewer DAVE CARLSON Date 2/27/2002

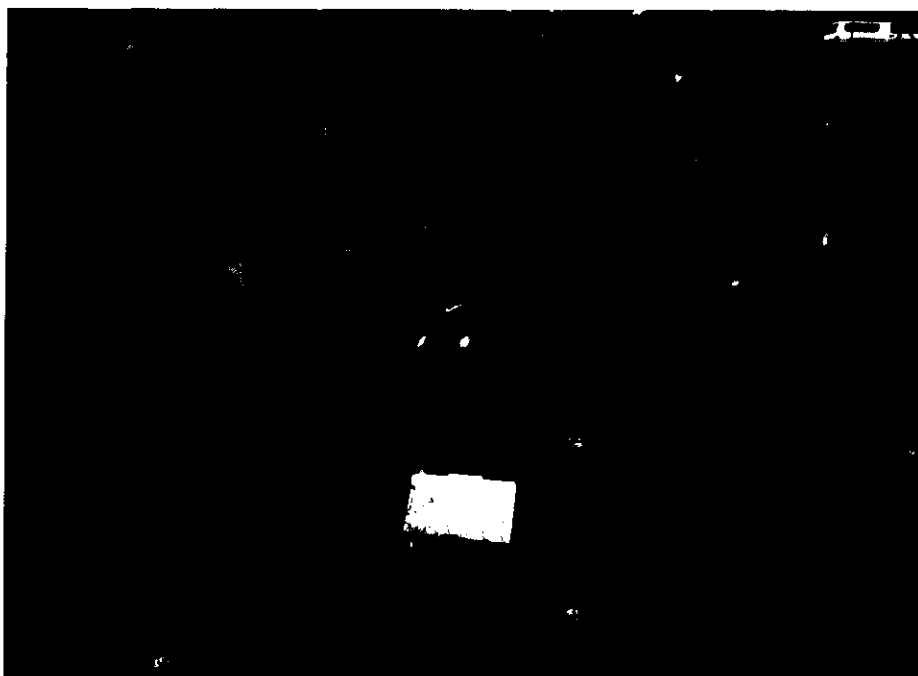
SEAL



-  S02n43e.shp
-  T02n43e.shp
-  Posnpnt.shp

23-07179



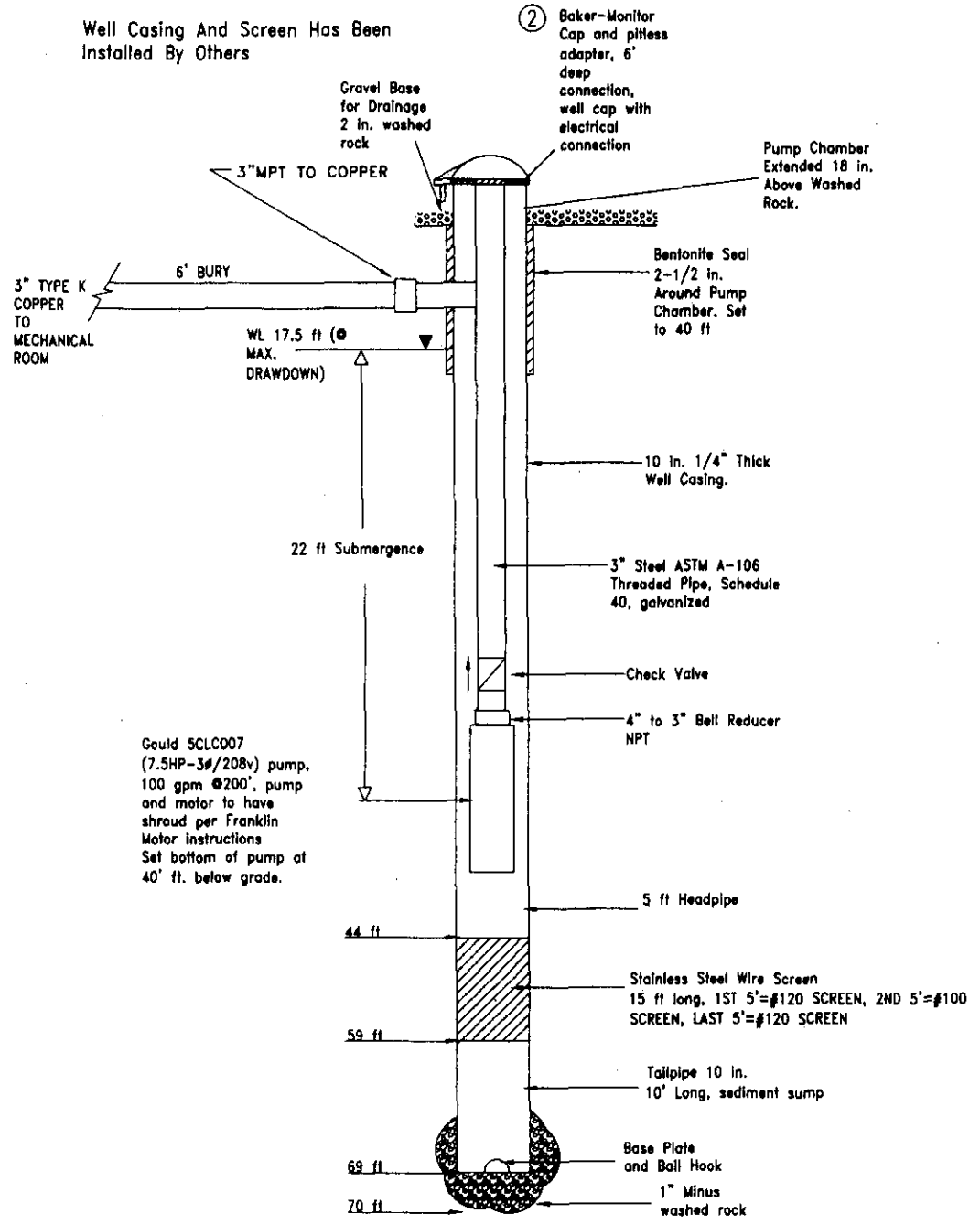


23-7179 poD



POU. Commercial. Lawns are watered from a pond.

DCP
400-1-10



WELL CASING AND PUMP CHAMBER, SOUTH FORK LODGE

23-07179

ANKLIN MOTOR FORM).

USHED PER IDAPA 16.01.08 REQUIREMENTS
TION 002.01.J

✓ INSTALLED BY
ORK LODGE ON
VALLEY IDAHO.
HE PENETRATION
OULD FIELD
INTERFERENCE
ARE
✓ UNDERGROUND
ROOM.
ENT, AND PIPING
THE BUILDING
A.
ALL LABOR AND
ND PITLESS
CONNECT AT THE
ONTROLLER
+ ARE TO BE
JMP
PUMP CONTROL
ELECTRICIANS
ARTER.

As Built Plans

SOUTH FORK LOI SOUTH FORK PROPERT

CONANT VALLEY LOOP ROAD BONNEVILLE C

SHEET TITLE:
WELL AND WATER
SUPPLY PLAN
AND DETAILS

DATE: JUNE 20, 2000
REVISIONS: A, R
SCALE: AS NOTED

23-07179

DRAWING NUMBER:

P7R-7

FILE: 9915-P7R.DWG

DEC 10-6-16
#00-1-12

EQUIPMENT SCHEDULE

MARK	DESCRIPTION	VENDOR	MODEL	VOLTS	PHASE	FLA	MCA	MAX. FUSE	HEAD	HP	BTU/T	GPM	REMARKS
PC	PRESSURE CONTROL SWITCH	SQUARE D	50# TO 70#	120	1	-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-	-	-	-	-	-	-
WP-1	WELL PUMP & MOTOR	GOULD	5CLC007	208	3	28.3	30	70	200'	7.5	-	100	6" SUBMERSIBLE MOTOR, PUMP TRIMMED FOR THIS FLOW
-	PUMP MOTOR CONTROLLER	-	-	208	3	-	-	-	-	7.5	-	-	MEET ALL FRANKLIN & NEC REQUIREMENTS

ESTIMATED LENGTH OF POWER CABLE FROM MECHANICAL ROOM TO MOTOR IS 120' (70' TO WELL AND 40' DOWN WELL).

PLUMBING/PIPING SCHEDULE

MARK	DESCRIPTION	VENDOR	MODEL	REMARKS
WEX-1	HYDROPNEUMATIC TANK	WELL -X-TROL	WX-350	2 REQUIRED
W	PROPELLER WATER METER	McCROMETER	3" W/TOTALIZER	-
AV-1	AIR RELEASE VALVE	APCO	142 (1")	-
PITLESS	PITLESS ADAPTER	MAAS	BJ3N	WELD TO PIPE, 6' BURY
RPFBP	BACKFLOW PREVENTER	ZURN/WILKINS	575, 1-1/2"	FOR IRRIGATION SYSTEM
CPOV-1	CONSTANT PRESS. OPERATING VALVE	INBAL	811-3" CPOV	FLOW>10GPM, ON @45#, CPOV @65#, PUMP OFF @68#
HYD-1	3" YARD HYDRANT	WOODFORD	6' BURY	-
PRV-1	PRESSURE RELIEF VALVE	WATTS	125 GPM @70#	DIRECT DISCHARGE TO FLOOR SINK
WELL CAP	WELL CAP FOR 10" CASING	BAKER MONITOR	10" CASING	-

WELL SYSTEM SEQUENCE OF OPERATION:

1. WELL PUMP RUNS AUTOMATICALLY ON A CALL FROM THE PRESSURE CONTROLLER. PUMP STARTS AT 50# AND STOPS AT 70#. TANKS P1 (TWO) MAINTAIN SYSTEM PRESSURE WHEN THE PUMP IS OFF.
2. CONSTANT PRESSURE OPERATING VALVE OPERATES TO CONTROL PRESSURE AT A CONSTANT VALUE. DURING PERIODS OF LOW FLOW, THE PRESSURE SLOWLY BUILDS AND THE PRESSURE SWITCH STOPS PUMP.
3. ADJUST CPOV TO APPROXIMATELY 60# AND USE TO SET MINIMUM FLOW OF 10 GPM. PUMP MOTOR AND PUMP MUST HAVE A SHROUD FOR THIS LOW FLOW OPERATION.
4. USE PUMP TO WASTE LINE FOR SYSTEM FLUSHING.

POTABLE WATER SYSTEM DESIGN CRITERIA (NON-TRANSIE...-CO

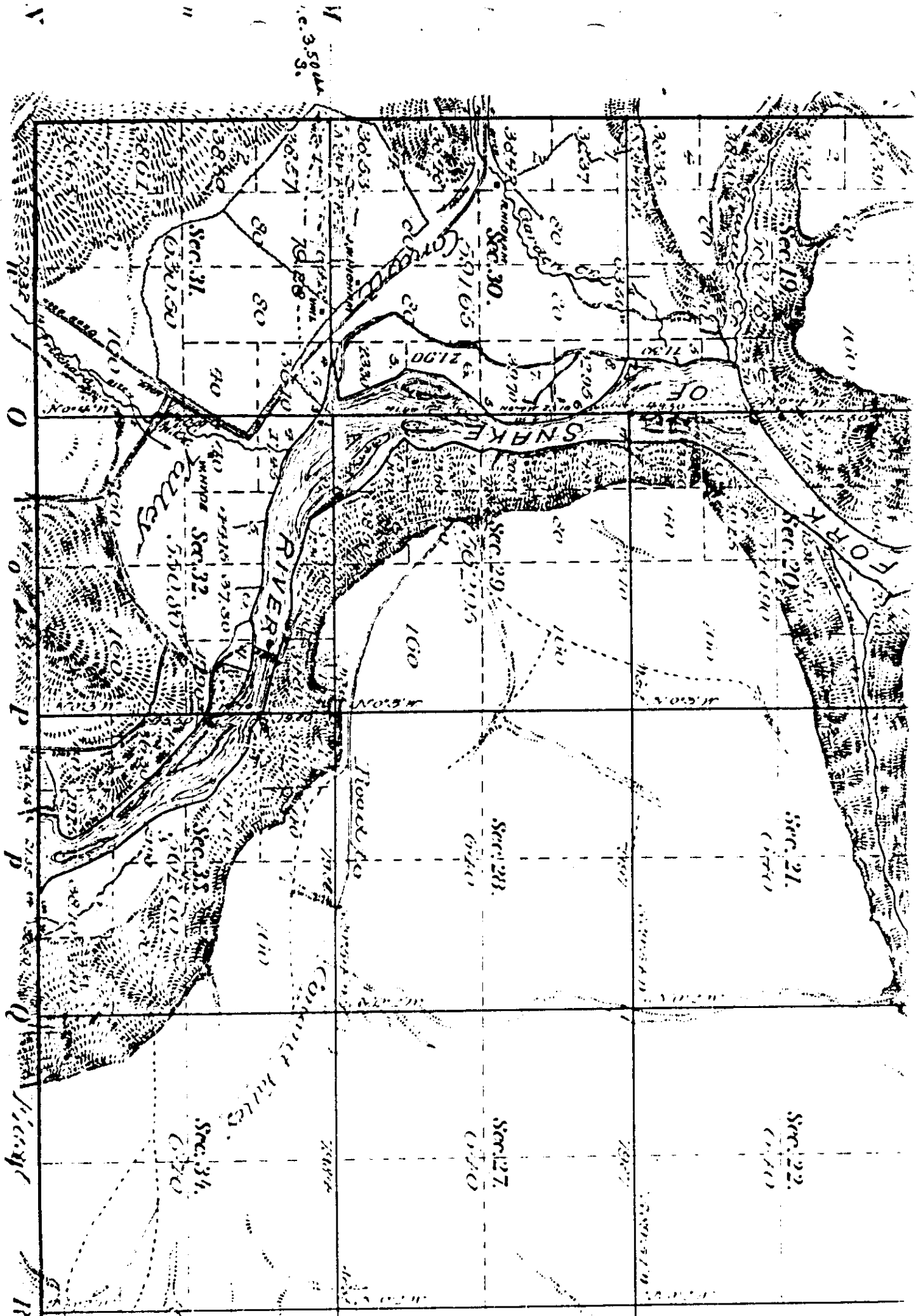
DESIGN SYSTEM PEAK SUPPLY = 100 GPM; PRESSURE RANGE = 50# TO 70#. AD SYSTEM HAS FREEZE PROTECTION FOR WINTER OPERATION BY 6' BURY AND PITLE SYSTEM HYDROPNEUMATIC TANK SIZE 176 GALLONS (TOTAL FOR BOTH TANKS). P1 TEST NEW WELL AT 125% (125 GPM) FOR A MINIMUM OF 6 HOURS. USE PUMP TO TEST FOR SAND CONTENT AFTER 15 MINUTES INTO THE 6 HOUR TEST RUN. ALL S WILL BE TAKEN BY MOUNTAIN RIVER ENGINEERING W/RESULTS TO IDEQ. DESIGN B.

KEY NOTES

23-07179

Survey Designated.	By Whom Surveyed.	Date of Contact	Amount of Survey Ac. Sq.	Whom Surveyed	Notes, Description
--------------------	-------------------	-----------------	--------------------------------	---------------	--------------------

Area of Public Land 1813503Acs, Mean Surface 33179Acs Total number of Acres 18971082



RECEIVED

NOV 24 1999

Department of Water Resources

State of Idaho
Department of Water Resources

Permit To Appropriate Water

NO. 23-07179

Priority: September 27, 1999

Maximum Diversion Rate:

0.22 CFS

This is to certify, that SOUTH FORK PROPERTIES LLC
C/O MARK F ROCKEFELLER
30 ROCKEFELLER PLZ STE 5600
NEW YORK NY 10112

has applied for a permit to appropriate water from: GROUNDWATER

and a permit is APPROVED for development of water as follows:

BENEFICIAL USE

PERIOD OF USE

RATE OF DIVERSION

COMMERCIAL

01/01 to 12/31

0.22 CFS

LOCATION OF POINT(S) OF DIVERSION:

SWNW , Sec. 32, Township 02N, Range 43E
BONNEVILLE County

PLACE OF USE: COMMERCIAL

TWN RGE SEC

02N 43E 32

SWNW

CONDITIONS OF APPROVAL AND REMARKS

1. Proof of application of water to beneficial use shall be submitted on or before November 1, 2000.
2. Subject to all prior water rights.
3. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
4. The use of water under this right shall not give rise to any claim against the holder of a senior water right based upon the theories of forfeiture, abandonment, adverse possession, waiver, equitable estoppel, estoppel by laches or customary preference.
5. The Director retains jurisdiction of the right to incorporate the use into a water district, require streamflow augmentation or other action needed to protect prior surface water and groundwater rights.
6. Commercial use is for food service preparation, drinking water, employee restrooms, and guest restrooms.
7. By March 1 each year the right holder shall obtain the expressed written certification of the Water District No. 01 watermaster that the right holder has rented and assigned stored water for release by the watermaster into the Snake River or a tributary to mitigate for depletion of river flow resulting from diversion of groundwater under this right. The amount of stored water required for mitigation shall be determined by the department based on the anticipated consumptive use for the year. Diversion and use of water without the written certification of the watermaster shall be a violation of Section 42-351, Idaho Code.

State of Idaho
Department of Water Resources

Permit To Appropriate Water

NO. 23-07179

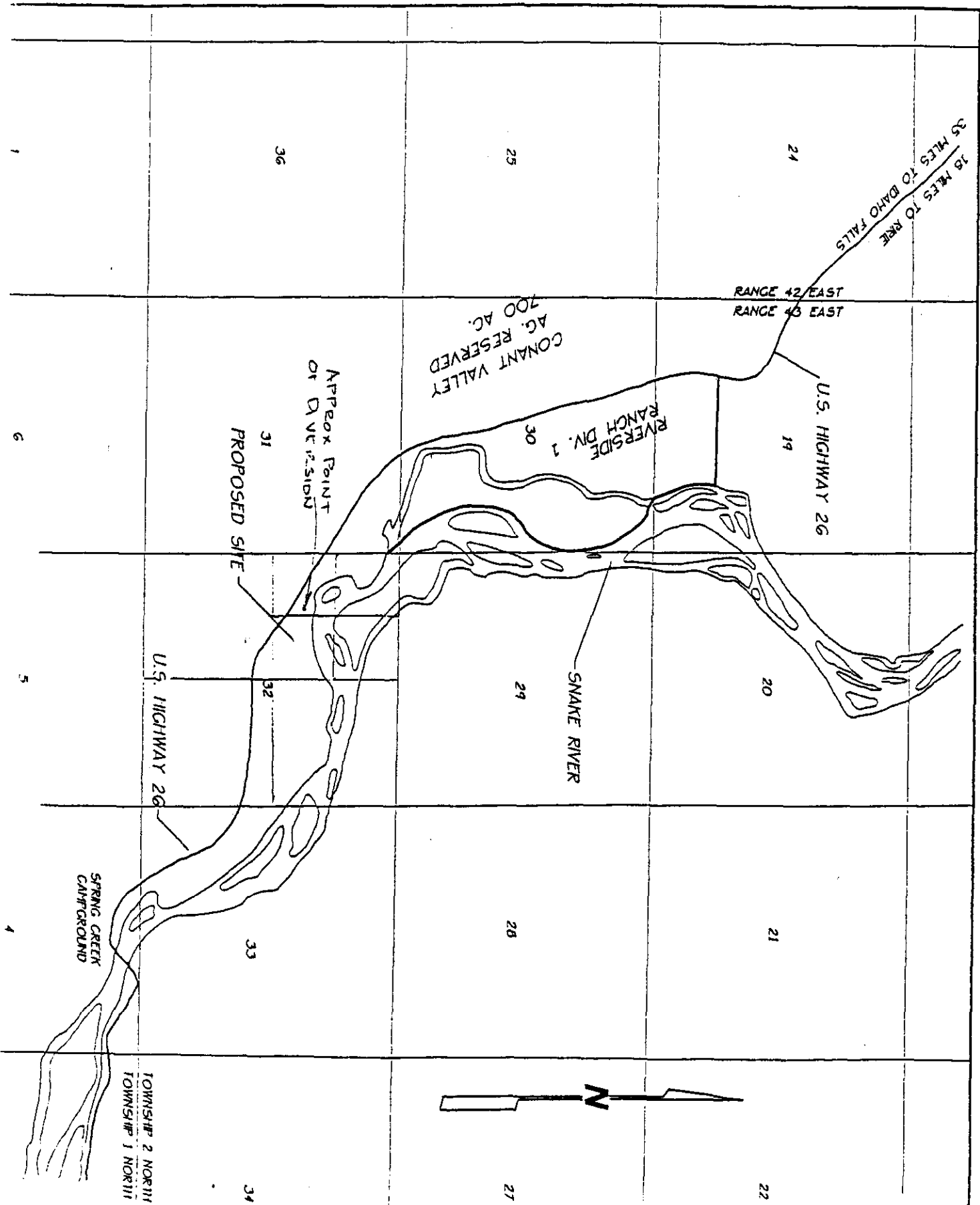
This permit is issued pursuant to the provisions of Section 42-204, Idaho Code.
Witness the signature of the Director, affixed at Boise, this

18 th day of November, 1999.

Karl J. Dreher

Karl J. Dreher, Director

for





State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Boise, ID 83706 - P.O. Box 83720, Boise, ID 83720-0098
Phone: (208) 327-7900 Fax: (208) 327-7866 Web Site: www.idwr.state.id.us

January 4, 2001

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

SOUTH FORK PROPERTIES LLC
C/O MARK F ROCKEFELLER
30 ROCKEFELLER PLZ STE 5600
NEW YORK NY 10112

PROOF ACKNOWLEDGEMENT LETTER

RE: PERMIT NO. 23-07179

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 the permit advancing the priority since proof was submitted after the proof due date.

Please be advised that Section 42-248, Idaho Code, requires you or the owner of this water right to maintain current ownership and address records on file with the department. Forms to file a change of ownership of a water right and/or a change in the address of the water right owner are available from any department office.

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, please contact the **Eastern** Regional Office of the department in Idaho Falls at (208) 525-7161.

Sincerely,

Deborah J. Gibson
Administrative Assistant
Water Allocation Bureau

Enclosure

c: IDWR - Region

MICROFILMED

JAN 29 2001

FO26342

FOR OFFICE USE ONLY
Amt. of Fee \$: 100.00
Receipt No. FO26341
Receipt By: HWT
Date Received: 11-28-00

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

DEC 01 2000

Department of Water Resources

PROOF OF BENEFICIAL USE

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.

1. Permit No. 23-07179 Telephone No. 523-4650 (George Petersen)
Att'y
2. Name of Permit Holder(s): South Fork Properties
3. Mailing Address: 30 Rockefeller PLZ Ste 5600
City New York, NY State NY Zip 10112
4. Source of Water: Groundwater If **GROUNDWATER** (well), Date Drilled: mo. Spring of 2000 / yr. 2000
Well Driller: _____ Drilling Permit Number: _____ - _____ - _____ - _____
5. Use(s) (as authorized by the water right permit):
Domestic (No. of households): _____ Stockwater (No. and type of stock): _____
Irrigation (No. of acres): _____ Other: Commercial
6. Total rate of diversion and/or volume for which proof is submitted: 0.22 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 ✓
Has the measuring device been installed? Yes _____ or No ✓
8. Fee Enclosed: \$ 100.00 (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: Gerald Beezer or George Sporn Telephone Number: 523-4348
Address: South Fork Lodge
10. The information given on this form is my true statement of the extent to which the above numbered permit has been developed and water has been diverted. I agree to relinquish any undeveloped portion of the permit to the State of Idaho.
South Fork Properties LLC
Signature of permit holder: [Signature] Date: 11-28-00
(include your title, if on behalf of company or organization)

MICROFILMED

JAN 29 2001

ANALYSIS SHEET FOR PROOF OF BENEFICIAL USE

Permit No.: 23-07179

Reviewed By: dgibson

Date: January 3, 2001

	<u>Yes</u>	<u>No</u>		<u>Yes</u>	<u>No</u>
Proof received timely?		X	Drilling permit required?	X	
License examination fee required?	X		Drilling permit No.:		
Appropriate fee submitted?	X		Drilling permit upgrade needed?		X
Receipt No.:	E026341 & E026342		Well driller's report filed?		X
Additional Amount Due:			Measuring device required?		X
Name and address same as permit?	X		Measuring device installed?		X
Are the water uses correct?	X		Measure device waiver requested?		X

Priority Calculation

Date proof received 11/28/2000

Date proof due - 11/01/2000

No. of days late = 27

Holiday allowance +

Priority date + 09/27/1999

New priority date = 10/24/1999 *ok*

$$\begin{array}{r}
 + 27 \\
 270 \\
 \hline
 297
 \end{array}$$

Deficiencies of Actions Items

Acknowledge proof, reinstate permit, and advance priority to Oct. 24, 1999

November 16, 2000

SOUTH FORK PROPERTIES LLC
C/O MARK F ROCKEFELLER
30 ROCKEFELLER PLZ STE 5600
NEW YORK NY 10112

LAPSE NOTICE

RE: PERMIT NO. 23-07179

Dear Permit Holder:

You are hereby notified that under the provisions of Section 42-218A, Idaho Code, the above referenced permit has lapsed and is of no further force nor effect. The department provided the proper forms to you in our proof due notice dated August 31, 2000. No further construction or additional development is authorized under this permit unless it is reinstated.

The permit can only be reinstated if you submit an acceptable proof of beneficial use or an acceptable request for extension of time to the department within sixty (60) days of the mailing of this lapse notice. An acceptable proof of beneficial use submittal must include the examination fee or a completed field examination report. A request for extension of time must be accompanied by a fifty dollar (\$50.00) fee.

Enclosed again for your use are a proof of beneficial use form and a request for extension of time form. Please note that only one extension of time can be granted unless the project has not been completed because of lack of a necessary approval by a government agency or by litigation which may bring title to the water in question.

L. GLEN SAXTON
Chief, Water Allocation Bureau

Enclosures

CERTIFICATION OF MAILING

I hereby certify that on 11/16/00
~~a copy~~ an original of this document was
deposited in the United States mail,
postage prepaid addressed to the
individual(s) named above.

MICROFILMED

JAN 29 2001

August 31, 2000

SOUTH FORK PROPERTIES LLC
C/O MARK F ROCKEFELLER
30 ROCKEFELLER PLZ STE 5600
NEW YORK NY 10112

PROOF DUE NOTICE

RE: PERMIT NO. 23-07179

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 November 1, 2000. (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.

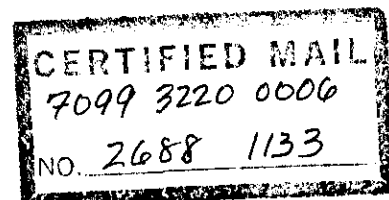
SINCERELY,

DEBORAH DREW-ELLIS
Administrative Assistant

Enclosures

MICROFILMED

JAN 29 2001





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

November 19, 1999

DIRK KEMPTHORNE
GOVERNOR

SOUTH FORK PROPERTIES LLC
C/O MARK F ROCKEFELLER
30 ROCKEFELLER PLZ STE 5600
NEW YORK NY 10112

KARL J. DREHER
DIRECTOR

PERMIT APPROVAL NOTICE

RE: PERMIT NO. 23-07179

Dear Permit Holder:

The Department of Water Resources (IDWR) has issued the enclosed permit authorizing you to establish a new water right. Please be sure to thoroughly review the conditions of approval and remarks listed on your permit.

The permit is a preliminary order issued by IDWR pursuant to section 67-5243, Idaho Code. It can and will become a final order without further action by IDWR unless a party petitions for reconsideration or files an exception and/or brief as described in the enclosed information sheet.

Enclosed is a form entitled "Instructions for Proof of Beneficial Use". Please read the instructions carefully since you must take further action to develop this permit into a licensed water right. Also enclosed is a form entitled "Proof of Beneficial Use". If your project is already completed, you should complete and submit this form immediately.

The right to drill a well is not a part of this permit to appropriate water. Beginning in July of 1987, a statute was enacted which requires a drilling permit for new well construction and deepening of existing wells. If the well(s) proposed for use under this right were drilled or deepened after July 1, 1987, a separate drilling permit must be obtained from this Department. Please contact the Groundwater Protection Section located here at this office or our regional office nearest you.

If you have any questions, please call me at 208-327-7946.

Sincerely,

Shelley W. Keen
Water Rights Supervisor

SK:klt
Enclosures

MICROFILMED
DEC 08 1999

CERTIFICATE OF MAILING

I hereby certify that on the 19th day of **November, 1999**, I mailed a true and correct copy, postage prepaid, of the foregoing **PRELIMINARY ORDER (Approved Permit)** to the person(s) listed below:

Water Right No. 23-07179

**SOUTH FORK PROPERTIES LLC
C/O MARK F ROCKEFELLER
30 ROCKEFELLER PLZ STE 5600
NEW YORK NY 10112**


Kari Lynn Townsend
Secretary

MICROFILMED

DEC 08 1999

Responding to Preliminary Orders Issued by the Idaho Department of Water Resources

The Idaho Department of Water Resources (Department) issues water right permits, licenses, and transfers as preliminary orders pursuant to section 67-5243, Idaho Code. A preliminary order can and will become a final order without further action of the department unless a party petitions for reconsideration or files an exception and/or brief as further described below:

PETITION FOR RECONSIDERATION

Any party may file a petition for reconsideration of a preliminary order with the Department within fourteen (14) days of the service date of the order. The Department will act on a petition for reconsideration within twenty-one (21) days of its receipt, or the petition will be considered denied by operation of law. See section 67-5243(3), Idaho Code.

EXCEPTIONS AND BRIEFS

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

If any party appeals or takes exceptions to a preliminary order, opposing parties shall have twenty-one (21) days to respond to any party's appeal. Written briefs in support of or taking exceptions to the preliminary order shall be filed with the Department. The Department retains the right to review the preliminary order on its own motion.

ORAL ARGUMENT

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

MICROFILMED
DEC 08 1999

CERTIFICATE OF SERVICE

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

FINAL ORDER

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

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

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

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

APPEAL OF FINAL ORDER TO DISTRICT COURT

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

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

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

MICROFILMED
DEC 08 1999

**APPLICATION FOR PERMIT
STATE OFFICE ANALYSIS**

Reviewed by Sharla Curtis on 11/9/99

No. 23-07179 Name: SFK Prop. LLC Corp. Officers sole prop. Ad ok ☒ Govt Lots N/A

AREA OF CONCERN: No/Yes ESPA Moratorium GWMA TRUST/NON-TRUST

GROUNDWATER: (✓Flow Chart)

DRILLING PERMIT

All wells - 046(**P23**)
Basin 34/ - 085
Irr. w/in WD - **P05**
WMD - North/East/West
≤ 0.24 cfs/5 acres - No MD
> 0.24 cfs/5 acres - 067

~~WMD~~

Supp irr (irr = only use) - 065-079
Supp irr (+ other uses) - 100-101
≤ 0.24 cfs/5 acres - No MD
> 0.24 cfs/5 acres - 01M

LOCATION:

Boise Front LoGeo - 058 (<85 GW)
Mitigation - 121
42-248 Area - **P84** (20s-70s, 81-86)
Swan Falls Flag -
Trust - 051(**P74**) (consumptive uses)
Non-Trust - 048-049 (consumptive uses or non-cons. > 1.0 cfs)

USES:

STORAGE - 18A-01H(**P01**), 01P-18B(**P09**)-NA
IRR ≤ 5 ac - R66/R67/R68/R69 (0.03 cfs/ac)
> 5 ac - R62/R63/R64/R65 (0.02 cfs/ac)
STOCKWATER - R37 (BLM/USFS)
MINING - 054-081(**P10**)
FISH/PROP - 029(70'S only)-007-042-081(**P10**)
HEAT/COOL - R07(injection well)
FIREPROT. - 077

Commercial

BENEFICIAL USE DUE: 11/01/2000

MISC CONDITIONS/REMARKS:

Protested - 020-W19
Development Period
≤ 1 yr - **P16**
> 1 yr - 26A(**P17**)
Ownership - 004
Non-consumptive - 027
Water Quality - 081-R07

SURFACE WATER: (✓Flow Chart)

F&G contacted - Yes/No Response
In/Above MSF - **WB9**

PLANNING SECTION REVIEW/RESPONSE

In-stream development - **P52**
WD - R04 (WD#)
≤ 0.20 cfs/others - 01H(**P01**), 01P or No MD
> 0.20 cfs - 01J(**P08**)

SPRINGS/SINK, INACTIVE WD & REST OF STATE

≤ 0.24 cfs/5 acres - No MD
> 0.24 cfs/5 acres - 01M or No MD

RIVER BASINS: (SW special considerations)

SNAKE R (01) - W22(**P04**), N/A
(02.03) - 007 (w/ remark WB9 if above Weiser)
Payette R (65) - 047(**P04**) (Payette Lake)
Salmon R (70's) - 029 (fish screens)
Weiser R (67) - 086-087

USES:

POWER - 17H-17K (+uses)-08A-025(**P18**)-01N-081(**P10**)
MUNICIPAL
Restricted area - 022,075
Irr., GW supp to SW - 102
DOMESTIC
Surface water - WB5 (Big Wood or Boise above Star Bridge)
27A (Payette R)
> 1 in restricted area - 070-071-075 (no parks/common areas, etc)
Irr use listed separate - WB5
Moratorium approvable - W03 (2400 gpd - meet domestic definition
i.e. D/convenience store)

Multiple pd's per ¼¼ - W32
Subd lot desc (pd) - W59
Subd lot desc (pu) - W60
Use definitions - W02 example - S/50 range
Pre-1987 development - 068-074 (allow 120 days for proof due)

OTHER CONDITIONS/REMARKS

*1/ food service prep, drinking wts, public
& employee restrooms, guest restrooms*

COMMENTS

RECEIVED

NOV 1 1999

DEPARTMENT OF WATER RESOURCES

Dist for Staffing _____
Submitted for advertising 9-27-99

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT ANALYSIS PERMIT

INITIAL REVIEW BY HWS DATE 9-27-99 APPLICATION NO. 23-07179

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 subdivision, 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 signatory is required)
☒ Fee
☒ Yes _____ No* In form to receipt

ADDITIONAL INFORMATION:

- _____ Overlapping place of use (Describe source & relationship to present application on the back)
_____ Overlapping point of diversion
_____ Yes _____ No Critical groundwater area
_____ Yes _____ No Groundwater management area
_____ Yes _____ No Send dam safety information
_____ Yes _____ No Send fish farm requirement letter
_____ Yes _____ No Power residency affidavit
_____ Yes _____ No Within trustwater boundary (If yes, attach trust water supplementary analysis sheet)
☒ Yes _____ No Public Water System
_____ Yes _____ No Planning section review
_____ Yes _____ No Moratorium Hold file
_____ See reverse side for additional information

*REQUEST THE FOLLOWING ADDITIONAL INFORMATION FROM THE APPLICANT

Advertising - Include Remarks - highlighted

_____ Date Requested _____

PROCESSING:

- _____ Yes _____ No In form for advertising
_____ Yes _____ No Statewide advertising
_____ Yes _____ No Fee amount, receipt date & No. recorded on application

SEND COPIES TO:

- ☒ Id Dept of Health & Welfare DEPT - IR _____ U.S. BLM
_____ Id Dept of Fish & Game _____ U.S. Forest Service
_____ Id 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
☐	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 District
☐	Yes	☐ No	Special conditions of approval or cover letter below.

Date of priority recommend

By: Date:

STATE OFFICE REVIEW:

By: Date:

ADDITIONAL INFORMATION:

LOCAL PUBLIC INTEREST:

Comments received from:

☐ City	☐ Id Fish & Game	☐ Irrigation District
☐ County	☐ Id Health & Welfare	☐ Canal Company
☐ Reservations	☐ Div. Of Environment	☐ Other

Project impacts/implications report

COMMENTS

MEMO

RECEIVED

NOV 1 - 1999

Department of Water Resources

FROM: H W JONES

TO: FILE 23-07179

When this application was made it was obvious that the well location was less than 200 feet from the Snake River. Since this was going to be a "Public Water System" it would have to be engineered not to take Water directly from the adjacent river. However the location of the well site is the non-trust area which by definition states that groundwater in this area is tributary to the Snake River above Milner dam.

Ron Carlson feels the following language is adequate to address the possible depletion that might occur in the Snake River system. "THE DIRECTOR RETAINS JURISDICTION OVER THIS CHANGE AND MAY REQUIRE THE APPLICANT TO PROVIDE MITIGATION EQUAL TO THE IMPACT ON PRIOR WATER RIGHTS AT ANY TIME IN THE FUTURE."

I feel that the applicant should be directed to rent storage water immediately upon approval of this permit as stated in the advertising. This should be equal to the implied consumptive use by this project. This is probably a value the applicant will have to provide based on the number of anticipated clients and employees.

H.W. Jones
10-26-1999

P.S. according to applicant's attorney, George Peterson, there are 8 rental units, a small cafe (up to 20 people) and 6-10 employees. Hwj

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DEC 08 1999

Proof of Publication

The Post Register

State of Idaho
County of Bonneville

I, S. Bob Bright or Robert Park, first being duly sworn, depose and say: That I am the Production Supervisor or Asst. Prod. Supervisor of The Post Company, a corporation of Idaho Falls, Bonneville County, Idaho, publishers of The Post Register, a newspaper of general circulation, published daily at Idaho Falls, Idaho; said Post Register being a consolidation of the Idaho Falls Times, established in the year 1890, The Idaho Register, established in the year 1880 and the Idaho Falls Post, established in 1903, such consolidation being made on the First day of November, 1931, and each of said newspapers have been published continuously and uninterruptedly, prior to consolidation, for more than twelve consecutive months and said Post Register having been published continuously and uninterruptedly from the date of such consolidation, up to and including the last publication of notice hereinafter referred to.

That the notice, of which a copy is hereto attached and made a part of this affidavit, was published in said Post Register for two consecutive (days) weeks, first publication having been made on the 7th day of October, 1999, last publication having been made on the 14th day of October, 1999, and that the said notice was published in the regular and entire issue of said paper on the respective dates of publication, and that such notice was published in the newspaper and not in a supplement.

Robert Park

Subscribed and sworn to before me, this 20th day of October, 1999

Patricia O'Malley
Notary Public

My commission expires January 3, 2003

NOTICE OF APPLICATION FOR WATER RIGHTS

The following application has been filed to appropriate the public waters of the State of Idaho:

23-07179

SOUTH FORK PROPERTIES LLC
C/O MARK F. ROCKEFELLER
30 ROCKEFELLER PLZ STE 5800
NEW YORK, NY 10112

Source: GROUNDWATER

Diversion Pt. BMMW Sec 22 T 02N R 43E in BONNEVILLE County

Use: COMMERCIAL (0.220 CFS)

Total Diversion: (0.220 CFS)

Date Filed: 9/27/1999

In: BONNEVILLE County

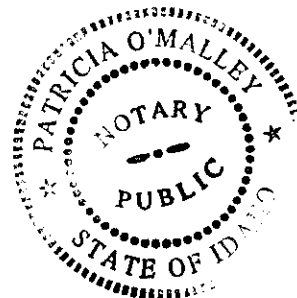
T02N R43E S44W

We are irrigating potential Snake River
irrigation water from Palisades
Water Company Incorporated.

Any person objecting to the proposed appli-
cation should file with the Dept. of
Water Resources, 300 N. State Dr., Ste
A, Idaho Falls, ID 83402, together with a

protest fee of \$25.00 on or before
OCTOBER 25, 1999, to be considered
by the Department in its decision to
grant or deny any part of the proposed
application. The protestant must also
send a copy of the protest to the
applicant.

KARL J. DREHER, Director
Published: October 7, 14, 1999



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DEC 08 1999



STATE OF IDAHO
DIVISION OF
ENVIRONMENTAL QUALITY

900 North Skyline Drive, Suite B • Idaho Falls, Idaho 83402-1718 • (208) 528-2650

Dirk Kempthorne, Governor
C. Stephen Allred, Administrator

October 26, 1999

Gary Marshall, P.E.
Mountain River, Inc.
1020 E. Lincoln Road
Idaho Falls, ID 83401

**Re: South Fork Lodge Project at Swan Valley Wellsite Approval
Conant Valley, Bonneville County. DEQ No. 99-49-10**

Dear Gary:

This is in regard to your September 20, 1999 correspondence and well site plan for the South Fork Lodge Project at Swan Valley. We apologize for the delay in our review due to recent reduction in staffing. On October 22, 1999, we inspected two proposed wellsites for a domestic public water supply well, a transient noncommunity well.

As shown on the drawing, both well sites are located approximately 200 feet from the South Fork, a surface water source. These proposed sites are acceptable to this office provided the following conditions are met:

- 1) The federal Surface Water Treatment Rule (STWR) requires the State of Idaho to evaluate all groundwater sources serving public drinking water systems for potential direct surface water influence (GWUDI). A hydrogeological assessment or coliform source water monitoring will be required to determine if the new well is surface water influenced.

If the well is determined to be under the direct influence of surface water, filtration and disinfection of this source will be required in accordance with the SWTR before the well is placed into operation. A copy of DEQ's "Procedure for Determining Groundwater Under the Direct Influence of Surface Water" is enclosed.

- 3) Engineering plans and specifications for the well's below ground construction features must be submitted to this office. Additionally, a copy of the well drillers permit from the Department of Water Resources and completed well log needs to be submitted to this office.
- 4) A complete water quality analyses including coliform bacteria, general mineral,

DEC 08 1999

Gary Marshall, P.E.

October 26, 1999

Page 2

general physical, inorganic and organic chemical constituents of the water produced by the well must be completed and be in compliance with the public drinking water standards. DEQ must approve the water quality test results before the well is placed into domestic service.

A copy of the approved well site plan is enclosed. We are looking forward to working with you on the development of the new well. If you have any questions in regard to this letter, please call me at (208) 528-2650.

Sincerely,

A handwritten signature in cursive script, appearing to read "Gregory Eager".

Gregory Eager, P.E.
Regional Manager Engineering

cc: Dennis Dunn, IDWR, IF
District 7 Health, IF
George Petersen, 485 E. Street, Idaho Falls ID 83402
Kent Spencer, Plumbing Bureau

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DEC 08 1999



STATE OF IDAHO
DIVISION OF
ENVIRONMENTAL QUALITY

RECEIVED

OCT 04 1999

Department of Water Resources
Eastern Region

900 North Skyline Drive, Suite B • Idaho Falls, Idaho 83402-1718 • (208) 528-2650

Dirk Kempthorne, Governor
C. Stephen Allred, Administrator

October 4, 1999

MEMORANDUM

TO: Harold W. Jones, Water Rights Supervisor, Department of Water Resources

FROM: Carlin ~~Pensthamel~~ ^{Pensthamel}, Water Quality Engineer, Division of Environmental Quality

SUBJECT: Application for Permit #23-07179

We have reviewed the application for permit for the South Fork Properties. The following items will need to be addressed in order to meet DEQ approval:

Plans and Specifications:

- ◆ Since the South Fork Properties will be using the proposed well for meal preparation and human consumption it will be considered a "public water system." All public water systems must submit, for approval, a complete set of plans and specifications for the proposed water system prior to construction. The plans and specifications must be prepared and certified by a professional engineer licensed to practice in the state of Idaho.

Minimum Well Standards:

- ◆ All wells used as a domestic water supply source must meet all of the minimum standard well requirements for public drinking water systems.

Well Site Approval:

- ◆ The DEQ shall be consulted prior to design and construction regarding a proposed well location as it relates to required separation between existing and potential sources of contamination and groundwater development.

All of these items will need to be addressed before the DEQ will approve the proposed water system. If you have any questions feel free to contact me.

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OCT 08 1999



State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Suite A, Idaho Falls, Idaho 83402-1718 - (208) 525-7161- Fax (208) 525-7177

EASTERN REGION

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

September 29, 1999

**SOUTH FORK PROPERTIES LLC
C/O MARK F ROCKEFELLER
30 ROCKEFELLER PLZ STE 5600
NEW YORK NY 10112**

RE: Application for Permit #23-07179

Dear Applicant:

This office is currently in the process of advertising the application in the Post Register on October 7 and 14, 1999. The advertisement will be published once a week for two consecutive weeks, and 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.

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

Sincerely,

**Harold W. Jones
Water Right Supervisor**

HWJ::sc

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DEC 08 1999



State of Idaho
DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Suite A, Idaho Falls, Idaho 83402-1718 - (208) 525-7161- Fax (208) 525-7177

EASTERN REGION

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

September 29, 1999

GEORGE PETERSEN
485 E ST
IDAHO FALLS ID 83402

RE: Application for Permit #23-07179 for South Fork Properties

Dear Applicant:

This office is currently in the process of advertising the application in the Post Register on October 7 and 14, 1999. The advertisement will be published once a week for two consecutive weeks, and 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.

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

Sincerely,

Harold W. Jones
Water Right Supervisor

HWJ::sc

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DEC 03 1999



State of Idaho
DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Suite A, Idaho Falls, Idaho 83402-1718 - (208) 525-7161- Fax (208) 525-7177

EASTERN REGION

DIRK KEMPTHORNE
GOVERNOR

September 29, 1999

KARL J. DREHER
DIRECTOR

DEPT OF ENVIRONMENTAL QUALITY
900 N SKYLINE DR STE B
IDAHO FALLS ID 83402

RE: Applications for Permit #23-07179

Dear Sir:

We are enclosing a copy of the application (s) that may be of interest to your department. Please review the application (s) and submit any comments you may have to our Department as soon as possible. The last date of protest is Oct 25, 1999, and we are required to take final action shortly thereafter.

If we may be of further assistance, please feel free to contact us.

Respectfully submitted,


Harold W. Jones
Water Right Supervisor

HWJ: sc

Enc.

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DEC 08 1999



State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Suite A, Idaho Falls, Idaho 83402-1718 - (208) 525-7161- Fax (208) 525-7177

EASTERN REGION

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

SEPTEMBER 29, 1999

Legal Notices Department
THE POST-REGISTER
P.O. BOX 1800
IDAHO FALLS, ID 83403

Dear Legal Dept.:

Enclosed you will find legal notices 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.

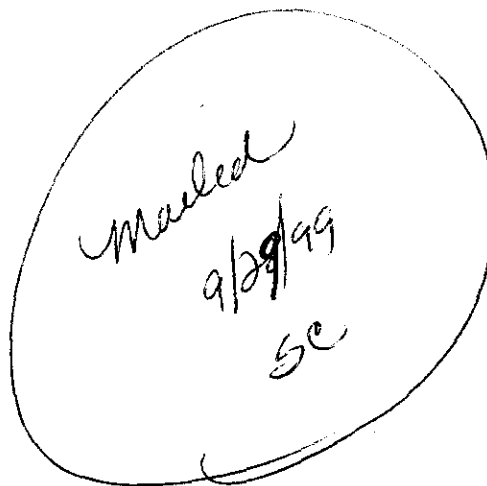
An affidavit of publication must be submitted to the Department along with the publication bill. Your cooperation is appreciated.

Please send the affidavit of publication and publication billing to this office before OCTOBER 25, 1999.

Yours truly,

Sharla Cox
Senior Secretary

Encl.



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NOTICE OF APPLICATION FOR WATER RIGHT

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

23-07179

SOUTH FORK PROPERTIES LLC
C/O MARK F ROCKEFELLER
30 ROCKEFELLER PLZ STE 5600
NEW YORK, NY 10112

Source: GROUNDWATER

Diversion Pt: SWNW Sec 32 T 02N R 43E in BONNEVILLE County.

Use: COMMERCIAL (0.220 CFS)
Total Diversion: (0.220 CFS)

Date Filed: 9/27/1999

In: BONNEVILLE County
T02N R43E S32 SWNW

We will mitigate potential Snake River losses by renting water from Palisades Water Users, Incorporated.

Any protests against the proposed application must be filed with the Dept. of Water Resources, 900 N Skyline Dr., Ste A, Idaho Falls ID 83402, together with a protest fee of \$25.00 on or before OCTOBER 25, 1999. to be considered by the Department in its decision to grant or deny any part of the proposed application. The protestant must also send a copy of the protest to the applicant.

KARL J. DREHER, Director

Published: 10/ 7/1999 & 10/14/1999

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DEC 08 1999