

## Exhibit G

### A. Water Supply Special Permit Conditions for Rosenthal Wells Nos. 1 and 2.

In addition to any other conditions that may be required by NYSDEC and NYSDOH, and for purposes of this Agreement in Principle only, the following special conditions will be incorporated into any water supply permit that may ultimately be issued by NYSDEC, pursuant to ECL Article 15, Title 15, for the proposed Belleayre Resort at Catskill Park:

1. Use of Rosenthal Well Nos. 1 and 2 (R1 and R2) shall be limited as follows based upon the measured flow of Birch Creek at the United State Geological Survey (USGS) gauge No. 013621955: Birch Creek at Big Indian, NY:

<u>Maximum Withdrawal Rates (gpm)</u>		<u>USGS Gauge Flow</u>
<u>R1</u>	<u>R2</u>	
57	71	greater than 14.6 cfs (50% Tennant flow)
28	78	8.7 to 14.6 cfs
None	78	less than 8.7 cfs (30% Tennant flow)

Withdrawal rates of 57 and 28 gallons per minute (gpm) for R1 shall not be resumed until flows in the creek return to 14.8 (14.6+ 0.2) and 8.8 (8.7+ 0.1) cubic feet per second (cfs) respectively for a continuous period of at least one week. When the higher R1 rates are resumed, R2 rates must also be reduced as per the above table.

2. The permittee may submit a plan for review and approval by NYSDEC and NYSDOH prior to any additional testing of Rosenthal Wells No. 1 and 2 it may decide to undertake, for such purposes as evaluating any potential impact on Birch Creek that might result from a higher withdrawal rate from Rosenthal Wells No. 1 and 2 than is provided for under the table in special condition No. 1.

3. The permittee shall make provisions to restore the quality or quantity of the Village of Fleischmanns' existing sources of supply should the approved project have any significant adverse effects on them.

4. The permittee shall assure the provision of an adequate supply of water to those residents whose public or private potable water supply wells are significantly diminished or rendered non-productive by the permittee's use of any sources of water supply approved by this permit.

### B. Pump Test Protocol Applicable to All Potable Wells for Belleayre Resort at Catskill

Park other than Rosenthal Wells Nos. 1 and 2.

The pump test protocols applicable to all newly developed and permitted wells, other than Rosenthal Wells Nos. 1 and 2, serving as a source of potable water to the Belleayre Resort at Catskill Park will include all applicable requirements contained in the following:

1. NYSDEC TOGS 3.2.1., Appendix 10 (“Public Water Supply Permit Program Application Processing”) eff. Aug. 31, 2005.

2. NYSDOH Appendix 5-B (“Standards for Water Wells”) to the NYS Sanitary Code, 10 NYCRR Parts 1 to 24, eff. Nov. 23, 2005.

3. NYSDOH Appendix 5-D (“Special Requirements for Wells Serving Public Water Systems”) to the NYS Sanitary Code, 10 NYCRR Parts 1 to 24, eff. Nov. 23, 2005).

4. In addition to the above requirements, and for purposes of this Agreement in Principle only, the following additional conditions will apply:

a. Crossroads will conduct the 72 hour NYSDEC pump test pursuant to item No. 1 of paragraph B above.

b. If hydrogeologic requirements of both the NYSDEC and NYSDOH protocols identified in item Nos. 1, 2, and 3 of paragraph B above are achieved (i.e., stabilized water level during the last six hours of the test), then pumping may cease and recovery must be monitored for at least 24 hours or, if 90% recovery has not been achieved, until 90% recovery has been achieved.

c. In the event that the hydrogeologic requirements of the above-referenced NYSDEC protocol are achieved, but those of NYSDOH referenced in items Nos. 2 and 3 of paragraph B above are not achieved, then Crossroads will follow a modified NYSDOH stabilized drawdown test as follows.

(i). The test pumping rate will be lowered by some amount up to 10%, as determined by NYSDOH staff, in consultation with the technical consultant for Crossroads. The aquifer must be allowed to equilibrate for 6 hours prior to a second 6 hour period during which stabilized drawdown in the manner required by NYSDOH must be observed.

(ii). If at any time NYSDOH or the technical consultant for Crossroads determines that another pumping rate decrease is necessary (i.e., a maximum additional 10% lowering of the pump rate, as determined by NYSDOH staff in consultation with the technical consultant for Crossroads), the minimum 6 hour equilibration period starts anew followed by another 6 hour stabilized drawdown observation period. This process may be repeated as necessary until it is determined that a suitable pumping rate has been established and that a 6 hour stabilized drawdown observation period has been achieved.