

RECEIVED

JAN 15 2013

DEPARTMENT OF  
WATER RESOURCES

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES  
**APPLICATION FOR PERMIT**  
To appropriate the public waters of the State of Idaho

Ident. No. 1-10609

1. Name of applicant(s) Idaho Water Resource Board Phone (208)287-4800  
Name connector (check one): ☐ and ☐ or ☐ and/or

Mailing address: PO Box 83720 City Boise

State ID Zip 83720-0098 Email: iwrinfo@idwr.idaho.gov

2. Source of water supply Snake River which is a tributary of Columbia River

3. Location of point(s) of diversion:

Twp	Rge	Sec	Govt Lot	1/4	1/4	1/4	County	Source	Local name or tag #
							SEE		
							ATTACHMENT		

4. Water will be used for the following purposes:

Amount 3738 for Recharge purposes from 1/1 to 12/31 (both dates inclusive)  
(cfs or acre-feet per year)

Amount \_\_\_\_\_ for \_\_\_\_\_ purposes from \_\_\_\_\_ to \_\_\_\_\_ (both dates inclusive)  
(cfs or acre-feet per year)

Amount \_\_\_\_\_ for \_\_\_\_\_ purposes from \_\_\_\_\_ to \_\_\_\_\_ (both dates inclusive)  
(cfs or acre-feet per year)

Amount \_\_\_\_\_ for \_\_\_\_\_ purposes from \_\_\_\_\_ to \_\_\_\_\_ (both dates inclusive)  
(cfs or acre-feet per year)

5. Total quantity to be appropriated is (a) 3738 cubic feet per second (cfs) and/or (b) \_\_\_\_\_ acre-feet per year (af).

6. Proposed diverting works:

a. Describe type and size of devices used to divert water from the source. Headgates on canals as shown on Attachment

b. Height of storage dam \_\_\_\_\_ feet; active reservoir capacity \_\_\_\_\_ acre-feet; total reservoir capacity \_\_\_\_\_ acre-feet. If the reservoir will be filled more than once each year, describe the refill plan in item 11.  
For dams 10 feet or more in height OR reservoirs with a total storage capacity of 50 acre-feet or more, submit a separate Application for Construction or Enlargement of a New or Existing Dam. Application required? ☐ Yes ☐ No

c. Proposed well diameter is \_\_\_\_\_ inches; proposed depth of well is \_\_\_\_\_ feet.

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

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

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

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 or the applicant's qualifications as a municipal provider. \_\_\_\_\_

d. Domestic; show number of households \_\_\_\_\_

e. Other; describe fully. Aquifer recharge

8. Description of place of use: See attachments

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

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

TWP	RGE	SEC	NE				NW				SW				SE				TOTALS
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	

Total number of acres to be irrigated: \_\_\_\_\_

9. Describe any other water rights used for the same purposes as described above. Include water delivered by a municipality, canal company, or irrigation district. If this application is for domestic purposes, do you intend to use this water, water from another source, or both, to irrigate your lawn, garden, and/or landscaping? \_\_\_\_\_

10. a. Who owns the property at the point of diversion? Participating Irrigation Districts and their members

b. Who owns the land to be irrigated or place of use? Shareholders of canal companies

c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing: Canal companies and shareholders

11. Describe your proposal in narrative form, and provide additional explanation for any of the items above. Attach additional pages if necessary. The application is for recharge within the canals themselves.

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

13. **MAP OF PROPOSED PROJECT REQUIRED** - Attach an 8½" x 11" map clearly identifying the proposed point of diversion, place of use, section #, township & range. A photocopy of a USGS 7.5 minute topographic quadrangle map is preferred.

The information contained in this application is true to the best of my knowledge. I understand that any willful misrepresentations made in this application may result in rejection of the application or cancellation of an approval.

Roger Chase

Signature of Applicant

ROGER CHASE, CHAIRMAN, IWRB

Print Name (and title, if applicable)

Signature of Applicant

Print Name (and title, if applicable)

**For Department Use:**

Received by \_\_\_\_\_ Date \_\_\_\_\_ Time \_\_\_\_\_ Preliminary check by \_\_\_\_\_

Fee \$ \_\_\_\_\_ Received by \_\_\_\_\_ Receipt No. \_\_\_\_\_ Date \_\_\_\_\_

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Page 1

DEPARTMENT OF  
WATER RESOURCES

Ident. No. 1-10609

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES

**APPLICATION FOR PERMIT**

To appropriate the public water of the State of Idaho

1. Name: IDAHO WATER RESOURCE BOARD  
PO BOX 83720  
BOISE ID 83720-0098  
(208)287-4800

2. Source: SNAKE RIVER Tributary to: COLUMBIA RIVER

3. Location of Point of Diversion:

- |    |               |                      |                                 |
|----|---------------|----------------------|---------------------------------|
| #1 | SNAKE RIVER   | SW1/4NE1/4           | Sec. 20, Twp 10S, Rge 22E, B.M. |
|    | CASSIA County |                      |                                 |
| #2 | SNAKE RIVER   | L7 (SW1/4SW1/4)      | Sec. 31, Twp 08S, Rge 26E, B.M. |
|    | BLAINE County | (Beginning of Reach) |                                 |
| #3 | SNAKE RIVER   | SE1/4SW1/4           | Sec. 1, Twp 09S, Rge 25E, B.M.  |
|    | CASSIA County | (Beginning of Reach) |                                 |
| #4 | SNAKE RIVER   | SW1/4SW1/4           | Sec. 24, Twp 10S, Rge 21E, B.M. |
|    | JEROME County | (Beginning of Reach) |                                 |
| #5 | SNAKE RIVER   | L5 (SW1/4NW1/4)      | Sec. 29, Twp 10S, Rge 21E, B.M. |
|    | JEROME County | (Beginning of Reach) |                                 |
| #6 | SNAKE RIVER   | L8 (NE1/4SE1/4)      | Sec. 29, Twp 10S, Rge 21E, B.M. |
|    | JEROME County | (Beginning of Reach) |                                 |

4. Water will be used for the following purposes:

<u>Purpose</u>	<u>From</u>	<u>To</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
GROUND WATER	01/01	to 12/31	3,738.00 CFS	
RECHARGE				

5. Total quantity to be appropriated is: 3,738.00 CFS

6. Proposed diverting works:

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES

**APPLICATION FOR PERMIT**

To appropriate the public water of the State of Idaho

POINT OF DIVERSION #1

a. Type and size of devices used to divert water from the source: SOUTHWEST IRRIGATION DISTRICT SNAKE RIVER PUMP

- b. Height of storage dam \_\_\_\_\_ feet;  
Active reservoir capacity \_\_\_\_\_ acre-feet;  
Total reservoir capacity \_\_\_\_\_ acre-feet;  
c. Proposed well diameter is \_\_\_\_\_ inches;  
Proposed depth of well is \_\_\_\_\_ feet.  
d. Is ground water with a temperature of greater than 85F being sought?  
e. If well is already drilled, when? \_\_\_\_\_;  
Drilling Firm \_\_\_\_\_;  
Drilling Permit No. \_\_\_\_\_.

POINT OF DIVERSION #2

a. Type and size of devices used to divert water from the source: MINIDOKA RECHARGE SITE

- b. Height of storage dam \_\_\_\_\_ feet;  
Active reservoir capacity \_\_\_\_\_ acre-feet;  
Total reservoir capacity \_\_\_\_\_ acre-feet;  
c. Proposed well diameter is \_\_\_\_\_ inches;  
Proposed depth of well is \_\_\_\_\_ feet.  
d. Is ground water with a temperature of greater than 85F being sought?  
e. If well is already drilled, when? \_\_\_\_\_;  
Drilling Firm \_\_\_\_\_;  
Drilling Permit No. \_\_\_\_\_.

POINT OF DIVERSION #3

a. Type and size of devices used to divert water from the source: BURLEY IRRIGATION DISTRICT HEADGATE

- b. Height of storage dam \_\_\_\_\_ feet;  
Active reservoir capacity \_\_\_\_\_ acre-feet;  
Total reservoir capacity \_\_\_\_\_ acre-feet;  
c. Proposed well diameter is \_\_\_\_\_ inches;  
Proposed depth of well is \_\_\_\_\_ feet.  
d. Is ground water with a temperature of greater than 85F being sought?  
e. If well is already drilled, when? \_\_\_\_\_;  
Drilling Firm \_\_\_\_\_;  
Drilling Permit No. \_\_\_\_\_.

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES

**APPLICATION FOR PERMIT**

To appropriate the public water of the State of Idaho

POINT OF DIVERSION #4

a. Type and size of devices used to divert water from the source: A&B IRRIGATION DISTRICT PUMPS

- b. Height of storage dam \_\_\_\_\_ feet;  
Active reservoir capacity \_\_\_\_\_ acre-feet;  
Total reservoir capacity \_\_\_\_\_ acre-feet;.
- c. Proposed well diameter is \_\_\_\_\_ inches;  
Proposed depth of well is \_\_\_\_\_ feet.
- d. Is ground water with a temperature of greater than 85F being sought?
- e. If well is already drilled, when? \_\_\_\_\_;  
Drilling Firm \_\_\_\_\_;  
Drilling Permit No. \_\_\_\_\_.

POINT OF DIVERSION #5

a. Type and size of devices used to divert water from the source: NORTHSIDE CANAL COMPANY HEADGATE

- b. Height of storage dam \_\_\_\_\_ feet;  
Active reservoir capacity \_\_\_\_\_ acre-feet;  
Total reservoir capacity \_\_\_\_\_ acre-feet;.
- c. Proposed well diameter is \_\_\_\_\_ inches;  
Proposed depth of well is \_\_\_\_\_ feet.
- d. Is ground water with a temperature of greater than 85F being sought?
- e. If well is already drilled, when? \_\_\_\_\_;  
Drilling Firm \_\_\_\_\_;  
Drilling Permit No. \_\_\_\_\_.

POINT OF DIVERSION #6

a. Type and size of devices used to divert water from the source: TWIN FALLS MAIN CANAL HEADGATE

- b. Height of storage dam \_\_\_\_\_ feet;  
Active reservoir capacity \_\_\_\_\_ acre-feet;  
Total reservoir capacity \_\_\_\_\_ acre-feet;.
- c. Proposed well diameter is \_\_\_\_\_ inches;  
Proposed depth of well is \_\_\_\_\_ feet.
- d. Is ground water with a temperature of greater than 85F being sought?
- e. If well is already drilled, when? \_\_\_\_\_;  
Drilling Firm \_\_\_\_\_;  
Drilling Permit No. \_\_\_\_\_.

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

8.

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES

**APPLICATION FOR PERMIT**

To appropriate the public water of the State of Idaho

**PLACE OF USE:** GROUND WATER RECHARGE

Twp	Rge	Sec	NE				NW				SW				SE				Totals
10N	22E	30	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
																X			

SEE ATTACHMENT

9a. Who owns the property at the point of diversion? If other than applicant, describe the arrangement enabling the applicant to make this filing.

Refer to 9b.


9b. Who owns the land to be irrigated or place of use? If other than applicant, describe the arrangement enabling the applicant to make this filing.

The point(s) of diversion and place(s) of use described by the application are owned by the collaborating recharge partner(s), in this case the A&B Irrigation District, American Falls Reservoir District No. 2, the Burley Irrigation District, the Milner Irrigation District, the North Side Canal Company, the Southwest Irrigation District, and the Twin Falls Canal Company, which own the headgate(s) and water conveyance system(s) in which recharge will occur. Example contract agreements for recharge between the Board and the American Falls Reservoir District No. 2, North Side Canal Company, and the Southwest Irrigation District are included with this application detailing current arrangements for recharge.

10. Remarks: Refer to attached narrative for overview of application resubmittal and the Board's recharge practices.

11. Map of proposed point of diversion and place of use attached? [yes]

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.



Applicant

Received by CLS Date 1-15-13 Time \_\_\_\_\_ Preliminary check by CLS  
 Publication prepared by \_\_\_\_\_ Date \_\_\_\_\_ Published in \_\_\_\_\_  
 Publication approved \_\_\_\_\_ Date \_\_\_\_\_

Receipt No.

Date: \_\_\_\_\_

**WATER CONVEYANCE CONTRACT**  
**BETWEEN THE IDAHO WATER RESOURCE BOARD**  
**AND THE SOUTHWEST IRRIGATION DISTRICT**

**CONTRACT No. CON00925**

THIS AGREEMENT is made and entered into this 21 day of March, 2012, by and between the IDAHO WATER RESOURCE BOARD (Board) and the SOUTHWEST IRRIGATION DISTRICT (SWID).

**RECITALS**

A. The Board was created under Article XV, Section 7 of the Constitution of the State of Idaho, with the power to construct and operate water projects.

B. The Board has approved expenditures for aquifer recharge in 2012. Any unspent balance may be used to fund recharge conveyance in future years.

C. SWID operates and maintains an irrigation delivery system.

D. The Board and SWID seek to enter into a contract for the delivery of water into the SWID system for the purpose of aquifer recharge to assist with implementing the Eastern Snake Plain Comprehensive Aquifer Management Plan (CAMP).

NOW, THEREFORE, in consideration of the mutual covenants and contracts herein contained, and other good and valuable consideration, the receipt of which is hereby acknowledged, the parties hereto agree as follows:

1. DESIGNATION OF PROJECT MANAGERS

A. The Board's Project Manager shall be Bill Quinn, of the Idaho Department of Water Resources. The Director of the Department may change the Board's Project Manager at any time by written notice served on SWID.

B. SWID's Project Manager shall be Grant Wyatt.

2. STATEMENT OF PURPOSE

The purpose of this Contract is to provide the conditions for the delivery of water into the SWID Canal for the purposes of managed recharge to assist with implementing the Eastern Snake Plain CAMP.

3. SCOPE OF WORK TO BE PERFORMED

A. SWID shall deliver the Board's recharge water right (01-7054) or other waters that may be legally available to the Board for aquifer recharge at the request of the Board and when in priority as determined by the Watermaster of Water District 1, pursuant to Exhibit A, Notice to Proceed, attached hereto labeled as Exhibit A and incorporated by this reference. Recharge may occur before, during or after the delivery of irrigation water.

B. The quantity authorized to be diverted and the time period for recharge will be established in the Notice to Proceed, except that SWID may reduce or cease delivery of Board's water at its discretion to provide for the needs of its shareholders.

C. No diversion of recharge water shall occur until a Notice to Proceed has been issued by the Board specifically authorizing the date to begin diverting water for recharge and the quantity of water to be diverted.

D. SWID will provide an accounting of the Board's water delivered to its canal system including an accounting of any of the Board's water not recharged and spilled back to the Snake River. The canal manager or his designee shall report recharge flows to the Board's Project Manager on a regular basis but no less than once weekly during recharge operations. In the event that a report is not filed for two consecutive weeks, the Board will impose a penalty as specified in Section 4. D. herein. In computing accomplished recharge, a conversion factor of 1.9835 acre-feet per day (a-f/d) per cubic feet per second (cfs) shall be used. Miner's inches shall be defined as 50 inches equal to 1 cfs. Discrepancies in flow or volume measurements between the Board and the SWID shall be resolved before payment will be made.

E. There shall be an acceptable method of measuring delivered water and any spilled water. Totalizing flow meters calibrated for accuracy shall be installed in the pipelines (aka West Cassia Pipeline) near the point of diversion from the Snake River. Any well used for recharge purposes shall be equipped with a totalizing flow meter calibrated for accuracy. During times of irrigation and recharge deliveries there shall be an acceptable method of measuring recharge flows or volumes.

F. No recharge shall occur through any well that does not have a current Underground Injection Control (UIC) permit issued by the Idaho Department of Water Resources.

G. If spill from the canal system occurs while only the Board's recharge right or other waters specifically identified for recharge purposes are being diverted, the spilled water shall be subtracted from the volume of diverted water. The spilled recharge water shall not be credited as accomplished recharge.

H. If spill from the pipeline system occurs while diversions for irrigation and recharge are occurring, the spilled water shall be assumed to be in the same proportion of irrigation to recharge as is diverted into the system. The spilled recharge water shall not be credited as accomplished recharge.



I. In the event that the Board's recharge right or other waters identified for recharge purposes are not in priority during 2012 no deliveries shall be made by the SWID.

J. All recharge shall be accomplished within the boundary of the Eastern Snake Plain Aquifer (ESPA), as defined by the Idaho Department of Water Resources.

K. For the duration of this contract, SWID shall remain an active participant in the Eastern Snake Plain Comprehensive Aquifer Management Plan (ESPA CAMP) process through its representatives to the ESPA CAMP Implementation Committee and shall not actively oppose the ESPA CAMP process.

L. To the extent possible, the Board shall manage geographical distribution of recharge in accordance with the ESPA CAMP goals.

#### 4. COMPENSATION AND INVOICES

A. The Board shall pay the SWID three dollars (\$3.00) per acre-foot for accomplished recharge, up to an amount not to exceed fifteen thousand dollars (\$15,000).

B. No payment is authorized under this Contract unless a Notice to Proceed has been issued by the Board specifically authorizing the date to begin diverting water for recharge and the quantity of water to be diverted.

C. The amount of water recharged shall be calculated as the amount of the Board's recharge water or other waters legally available for recharge purposes, diverted into the SWID canal less any water identified for recharge purposes that is spilled back to the Snake River System. During times of irrigation deliveries, only that recharge that occurs at designated off-canal sites shall be recognized.

D. In the event a recharge report is delinquent for two consecutive weeks, the Board will withhold as a penalty an amount equal to 50% of the compensation otherwise due during the delinquent period.

E. SWID shall submit an invoice for payment in an amount not to exceed fifteen thousand dollars (\$15,000) upon successful completion of recharge water delivery. Under no circumstance shall payment authorized under the Notice to Proceed exceed the total amount of compensation authorized under the Contract. The Board shall approve the invoice and provide payment within 30 days from the receipt of the invoice.

#### 5. INSPECTIONS BY THE BOARD

The Board's Project Manager, or his designee, together with the SWID's Project Manager or his designee, shall inspect or review the work for compliance with the Scope of Work during the term of this Contract.

6. RECORD KEEPING

SWID shall establish and keep for a period of three years following final disbursement by the Board such financial records as will fully disclose the amount and disposition of the total payment, the purpose or undertaking for which such funds were used, and such other records as the Board may reasonably prescribe.

7. TERM

This contract shall take effect when both parties have signed it and shall continue in effect until December 31, 2012. This contract may be renewed upon execution of an extension amendment by both parties.

8. GENERAL TERMS AND CONDITIONS

SWID shall abide by all applicable terms and conditions contained in the Standard Contract Provisions, Idaho Water Resource Board, attached hereto as "Attachment A" and incorporated herein by this reference.


9. DUPLICATE ORIGINAL

This contract is executed in duplicate. Each of the documents with an original signature of each party shall be an original.

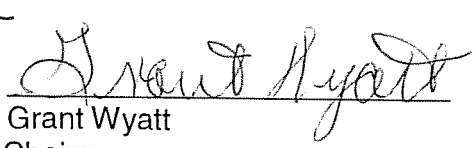
IN WITNESS WHEREOF, the parties have executed this contract on the date following their respective signatures.

**IDAHO WATER RESOURCE BOARD**  
322 East Front Street  
P.O. Box 83720  
Boise, ID 83720-9098

**SOUTHWEST IRRIGATION DISTRICT**  
P.O. Box 668  
Burley, ID 83318

  
Terry T. Uhling  
Chairman  
Idaho Water Resource Board

  
Date

  
Grant Wyatt  
Chairman  
Southwest Irrigation District

  
Date

82-0099260  
Federal Tax Identification Number

**WATER CONVEYANCE CONTRACT**  
**BETWEEN THE IDAHO WATER RESOURCE BOARD**  
**AND THE AMERICAN FALLS RESERVOIR DISTRICT NO. 2**

**CONTRACT No. CON00918**

THIS AGREEMENT is made and entered into this 2 day of April, 2012, by and between the IDAHO WATER RESOURCE BOARD (Board) and the AMERICAN FALLS RESERVOIR DISTRICT NO. 2 (AFRD2).

**RECITALS**

- A. The Board was created under Article XV, Section 7 of the Constitution of the State of Idaho, with the power to construct and operate water projects.
- B. The Board has approved expenditures for aquifer recharge in 2012. Any unspent balance may be used to fund recharge conveyance in future years.
- C. AFRD2 operates and maintains an irrigation delivery system.
- D. The Board and AFRD2 seek to enter into a contract for the delivery of water into the AFRD2 system for the purpose of aquifer recharge to assist with implementing the Eastern Snake Plain Comprehensive Aquifer Management Plan (CAMP).

NOW, THEREFORE, in consideration of the mutual covenants and contracts herein contained, and other good and valuable consideration, the receipt of which is hereby acknowledged, the parties hereto agree as follows:

1. DESIGNATION OF PROJECT MANAGERS

- A. The Board's Project Manager shall be Bill Quinn, of the Idaho Department of Water Resources. The Director of the Department may change the Board's Project Manager at any time by written notice served on AFRD2.
- B. AFRD2's Project Manager shall be Lynn Harmon, AFRD2.

2. STATEMENT OF PURPOSE

The purpose of this Contract is to provide the conditions for the delivery of water into the AFRD2 Canal for the purposes of managed recharge to assist with implementing the Eastern Snake Plain CAMP.

3. SCOPE OF WORK TO BE PERFORMED

A. AFRD2 shall deliver the Board's recharge water right (01-7054) or other waters that may be legally available to the Board for aquifer recharge at the request of the Board and when in priority as determined by the Watermaster of Water District 1, pursuant to Exhibit A, Notice to Proceed, attached hereto labeled as Exhibit A and incorporated by this reference. Recharge may occur before, during or after the delivery of irrigation water.

B. The quantity authorized to be diverted and the time period for recharge will be established in the Notice to Proceed, except that AFRD2 may reduce or cease delivery of Board's water at its discretion to provide for the needs of its shareholders.

C. No diversion of recharge water shall occur until a Notice to Proceed has been issued by the Board specifically authorizing the date to begin diverting water for recharge and the quantity of water to be diverted.

D. AFRD2 will provide an accounting of the Board's water delivered to its canal system including an accounting of any of the Board's water not recharged and spilled back to the Snake River. The canal manager or his designee shall report recharge flows to the Board's Project Manager on a regular basis but no less than once weekly during recharge operations. In the event that a report is not filed for two consecutive weeks, the Board will impose a penalty as specified in Section 4. D. herein. In computing accomplished recharge, a conversion factor of 1.9835 acre-feet per day (a-f/d) per cubic feet per second (cfs) shall be used. Miner's inches shall be defined as 50 inches equal to 1 cfs. Discrepancies in flow or volume measurements between the Board and the AFRD2 shall be resolved before payment will be made.

E. There shall be an acceptable method of measuring delivered water and any spilled water.

F. If spill from the canal system occurs while only the Board's recharge right or other waters specifically identified for recharge purposes are being diverted, the spilled water shall be subtracted from the volume of diverted water. The spilled recharge water shall not be credited as accomplished recharge.

G. If spill from the canal system occurs while diversions for irrigation and recharge are occurring, the spilled water shall be assumed to be in the same proportion of irrigation to recharge as is diverted into the system. The spilled recharge water shall not be credited as accomplished recharge.

H. In the event that the Board's recharge right or other waters identified for recharge purposes are not in priority during 2012 no deliveries shall be made by the AFRD2.

I. For the duration of this contract, AFRD2 shall remain an active participant in the Eastern Snake Plain Comprehensive Aquifer Management Plan (ESPA CAMP) process through its representatives to the ESPA CAMP Implementation Committee and shall not actively oppose the ESPA CAMP process.

J. To the extent possible, the Board shall manage geographical distribution of recharge in accordance with the ESPA CAMP goals.

#### 4. COMPENSATION AND INVOICES

A. The Board shall pay the AFRD2 three dollars (\$3.00) per acre-foot for accomplished recharge, up to an amount not to exceed sixty-two thousand, five hundred dollars (\$62,500).

B. No payment is authorized under this Contract unless a Notice to Proceed has been issued by the Board specifically authorizing the date to begin diverting water for recharge and the quantity of water to be diverted.

C. The amount of water recharged shall be calculated as the amount of the Board's recharge water or other waters legally available for recharge purposes, diverted into the AFRD2 canal less any water identified for recharge purposes that is spilled back to the Snake River System. During times of irrigation deliveries, only that recharge that occurs at designated off-canal sites shall be recognized.

D. In the event a recharge report is delinquent for two consecutive weeks, the Board will withhold as a penalty an amount equal to 50% of the compensation otherwise due during the delinquent period.

E. AFRD2 shall submit an invoice for payment in an amount not to exceed sixty-two thousand, five hundred dollars (\$62,500) upon successful completion of recharge water delivery. Under no circumstance shall payment authorized under the Notice to Proceed exceed the total amount of compensation authorized under the Contract. The Board shall approve the invoice and provide payment within 30 days from the receipt of the invoice.

#### 5. INSPECTIONS BY THE BOARD

The Board's Project Manager, or his designee, together with the AFRD2's Project Manager or his designee, shall inspect or review the work for compliance with the Scope of Work during the term of this Contract.

#### 6. RECORD KEEPING

AFRD2 shall establish and keep for a period of three years following final disbursement by the Board such financial records as will fully disclose the amount and disposition of the total payment, the purpose or undertaking for which such funds were used, and such other records as the Board may reasonably prescribe.

#### 7. TERM

This contract shall take effect when both parties have signed it and shall continue in effect until December 31, 2012. This contract may be renewed upon execution of an extension amendment by both parties.

8. GENERAL TERMS AND CONDITIONS

AFRD2 shall abide by all applicable terms and conditions contained in the Standard Contract Provisions, Idaho Water Resource Board, attached hereto as "Attachment A" and incorporated herein by this reference.

9. DUPLICATE ORIGINAL

This contract is executed in duplicate. Each of the documents with an original signature of each party shall be an original.


IN WITNESS WHEREOF, the parties have executed this contract on the date following their respective signatures.

**IDAHO WATER RESOURCE BOARD**

322 East Front Street  
P.O. Box 83720  
Boise, ID 83720-9098


**AMERICAN FALLS RESERVOIR DIST. No 2**

409 N. Apple St.  
Shoshone, ID 83352

*FOR*   
\_\_\_\_\_  
Terry T. Uhling  
Chairman  
Idaho Water Resource Board

Date

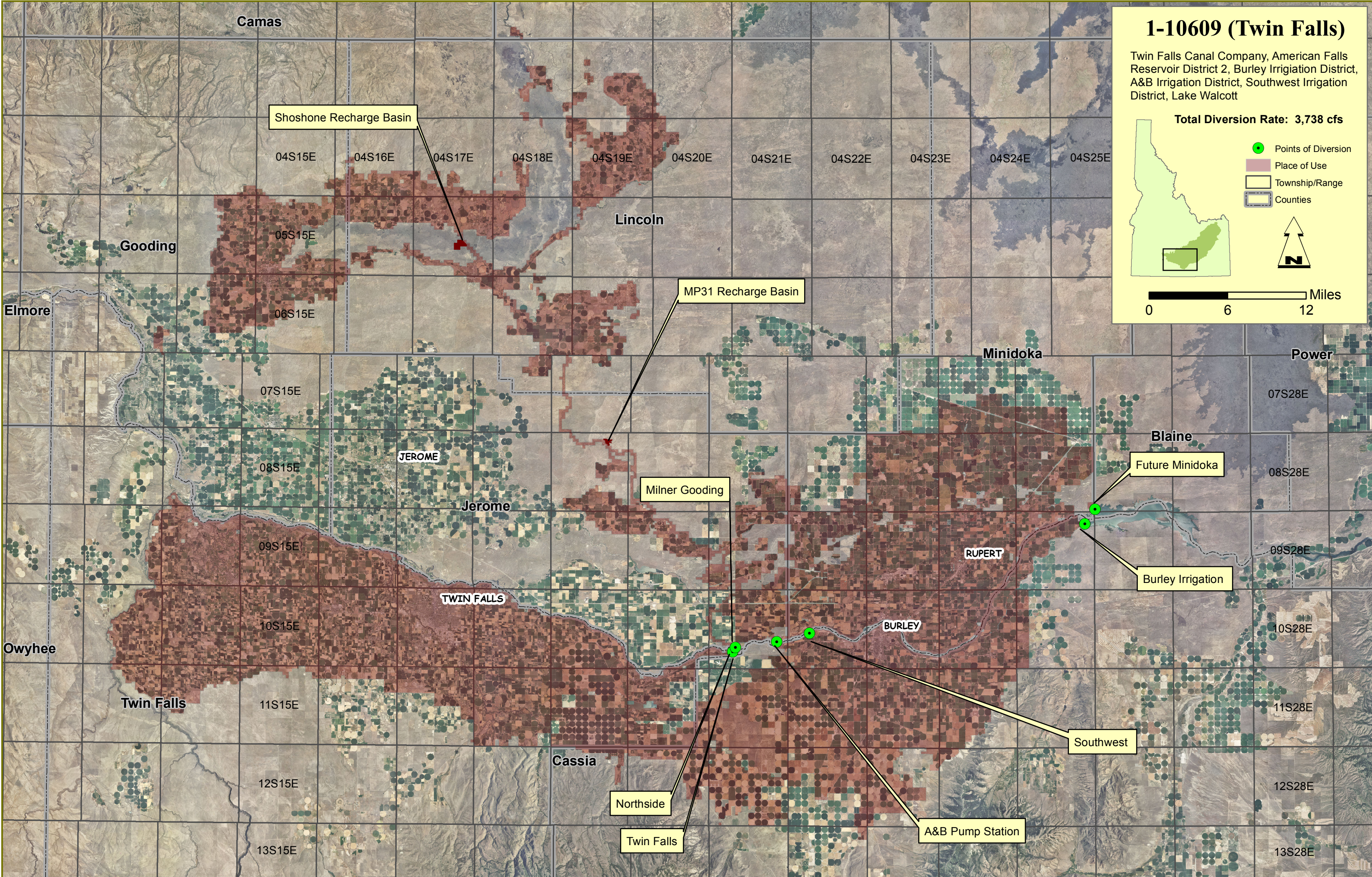
4/6/2012

  
\_\_\_\_\_  
Lynn Harmon  
General Manager  
American Falls Reservoir District No. 2

Date

4-2-2012

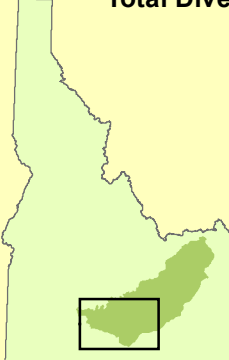




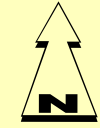
# 1-10609 (Twin Falls)

Twin Falls Canal Company, American Falls Reservoir District 2, Burley Irrigation District, A&B Irrigation District, Southwest Irrigation District, Lake Walcott

Total Diversion Rate: 3,738 cfs



- Points of Diversion
- Place of Use
- Township/Range
- Counties



0 6 12 Miles