



IDAHO WATER RESOURCE BOARD

Brad Little
Governor

Jeff Raybould
Chairman
St. Anthony
At Large

Roger W. Chase
Vice-Chairman
Pocatello
District 4

Jo Ann Cole-Hansen
Secretary
Lewiston
At Large

Dale Van Stone
Hope
District 1

Albert Barker
Boise
District 2

Dean Stevenson
Paul
District 3

Peter Van Der Meulen
Hailey
At Large

Brian Olmstead
Twin Falls
At Large

MINUTES

MEETING NO. 3-22

Idaho Water Center
Conference Rooms 602 C & D / Zoom Online
322 E. Front St
BOISE, ID

March 4, 2022

At 2:00 p.m. Chairman Raybould called the meeting to order. Seven board members were present.

Agenda Item No. 1: Roll Call

Board Members Online

Jeff Raybould, Chairman
Roger Chase, Vice-Chairman
Jo Ann Cole-Hansen, Secretary
Albert Barker
Dale Van Stone
Dean Stevenson
Pete Van Der Meulen

Staff Members Present

Brian Patton, Executive Officer
Jennifer Strange
Cynthia Bridge Clark, Water Projects Manager

Staff Members Present Online

Wes Hipke
Steve Stuebner

Guests Present

Ann Vonde, AG's Office

Guests Present Online

Darrell Early
Michael Orr
Fred Price

Agenda Item No. 2: Executive Session

Board met pursuant to Idaho Code § 74-206(1) subsection (f) to communicate with legal counsel regarding legal ramifications of and legal options for pending litigation, or controversies not yet being litigated but imminently likely to be litigated. The executive session was closed to the public.

At 2:02 p.m. Ms. Cole-Hansen moved to resolve into executive session. Mr. Barker seconded. Roll call vote: Mr. Barker, aye; Mr. Chase, aye; Ms. Cole-Hansen, aye; Mr. Olmstead, absent; Mr. Stevenson, aye; Mr. Van Der Meulen, aye; Mr. Van Stone, aye; and Chairman Raybould, aye. 7 ayes. The motion passed. Ms. Ann Vonde of the Attorney General's Office discussed the following topics: Big and Little Wood Recharge Applications. Mr. Barker recused himself from the discussion that included the Upper Snake recharge permits.

At 2:32 p.m. Ms. Cole-Hansen moved to resolve out of executive session. Mr. Stevenson seconded. Voice vote. All ayes. Motion carried. No actions were taken during the executive session.

Agenda Item No. 3: Big & Little Wood Recharge Applications

Ms. Vonde presented a brief overview of a joint stipulation and motion for withdrawal of protests with protestant United States Bureau of Land Management. Mr. Stevenson made the following comment regarding conditions on the stipulation:

There are some conditions in the stipulation requiring the IWRB to provide notice to the BLM of certain events that are not standard conditions. While the Water Resource Board will agree to the terms of this stipulation, the Water Resource Board recognizes that IDWR has the ultimate authority to determine which conditions are placed on the water right. IDWR may have its own perspective on inclusion of those nonstandard conditions. And the Board would defer to the IDWR who has discretion on whether to include those conditions on the water right. It's not the Board's intention to impose unreasonable administrative burdens on the IDWR through these conditions.

Mr. Stevenson moved to agree to the terms as laid out in the joint stipulation with BLM and authorize Ann Vonde to sign the joint stipulation on behalf of the board. Mr. Barker seconded. Roll call vote: Mr. Barker, aye; Mr. Chase, aye; Ms. Cole-Hansen, aye; Mr. Olmstead, absent; Mr. Stevenson, aye; Mr. Van Der Meulen, aye; Mr. Van Stone, aye; and Chairman Raybould, aye. 7 ayes. The motion passed.

Agenda Item No. 4: Non-Action Items for Discussion

Chairman Raybould mentioned that JFAC approved the Department's budget on Wednesday. Mr. Stevenson asked about the Swan Falls minimums. Mr. Patton stated the flows are setting new record lows. Hydrology has been watching the numbers and will reduce recharge through Mr. Hipke if needed.

Agenda Item No. 5: Next Meeting and Adjourn

Mr. Stevenson moved to adjourn. Mr. Chase seconded. Voice vote. All ayes. Motion carried. Meeting adjourned at 2:50 p.m.

Respectfully submitted this 1st day of April 2022.



Jo Ann Cole-Hansen, *Secretary*



Jennifer Strange, *Administrative Assistant II*

Board Actions:

1. Moved to agree to the terms in a joint stipulation with BLM.