BEFORE THE IDAHO WATER RESOURCE BOARD

IN THE MATTER OF THE REYNOLD'S IRRIGATION DISTRICT LOAN REQUEST

RESOLUTION TO AUTHORIZE LOAN FUNDING FOR CONSOLIDATION OF PROJECT COSTS

WHEREAS, Reynolds Irrigation District (District) submitted a loan application to the Idaho Water Resource Board (IWRB) in the amount of $225,000.00 to cover costs for 2 completed projects that replaced aging infrastructure within the District’s service area (Project); and

WHEREAS, the District delivers water for approximately 1,488 acres of irrigated lands in Owyhee County near Melba, Idaho; and

WHEREAS, the District’s delivery system was originally constructed in the early 1900’s, and had a number of necessary repairs to reduce water losses and ensure the long-term viability of water delivery to its shareholders; and

WHEREAS, to improve the efficiency of the system and reduce losses, the District obtained a loan approval from DL Evans Bank (Bank) in the amount of $225,000 to cover costs for a project to replace a 940 syphon; and

WHEREAS, the District initiated construction after receipt of a Letter of Guarantee for the project from the Bank; and

WHEREAS, the Bank reversed its loan approval following commencement of project construction, siting statutory requirements for the District to engage in the bonding process; and

WHEREAS, the District was responsible for expenditures in the amount of $180,000 for the syphon repair project which were paid with cash reserves, in-kind contributions, and private funding from its patrons; and

WHEREAS, In 2020 the District completed a separate project to replace aging water conveyance structures that was partially funded by grants, cash reserves, and a private loan held by District shareholders. The private loans associated with this project hold a remaining balance of approximately $45,000; and

WHEREAS, to consolidate project debts the District is requesting a loan from the IWRB in the amount of $225,000; and

WHEREAS, the District is a qualified applicant, and the proposed Project is eligible for a loan from the IWRB’s Revolving Development Account; and

WHEREAS, the proposed Project is in the public interest and is in compliance with the State Water Plan.
NOW THEREFORE BE IT RESOLVED that the IWRB approves a loan not to exceed $225,000 from
the Revolving Development Account at 2.8% interest with a 5-year repayment term.

NOW THEREFORE BE IT FURTHER RESOLVED that the IWRB authorizes its chairman or designee
to enter into contracts with the District, to effectuate the loan.

NOW THEREFORE BE IT FURTHER RESOLVED that this resolution and the approval of the loan are
subject to the following condition:

Prior to the disbursement of any funds, the District shall provide the IWRB with acceptable
documentation demonstrating compliance with all applicable statutory requirements for the
incurrence of debt.

DATED this 20th day of May 2022.

JEFF RAYBOULD, Chairman
Idaho Water Resource Board

ATTEST
JO ANN COLE-HANSEN, Secretary
BEFORE THE IDAHO WATER RESOURCE BOARD

IN THE MATTER OF THE DELMORE CANAL COMPANY LOAN

RESOLUTION TO AUTHORIZE LOAN FUNDING FOR COSTS RELATED TO WATER RIGHT PURCHASE

WHEREAS, Delmore Canal Company (Company) submitted a loan application to the Idaho Water Resource Board (IWRB) in the amount of $1,500,000.00 to cover costs for the purchase of water rights (Project); and

WHEREAS, the Company delivers water for approximately 3,000 acres of irrigated lands in Oneida County near Stone, Idaho; and

WHEREAS, the Company stores water in Stone Reservoir and during the irrigation season must release a portion of its water for delivery to the Curlew Irrigation Company; and

WHEREAS, the Curlew Irrigation Company utilizes 2 irrigations canals and the original stream Deep Creek stream channel to supply water to its shareholders, including on over the state line in Utah; and

WHEREAS, over the past several decades the stream channel has become overgrown and filled with silt, contributing to significant conveyance losses in delivering water over the state line; and

WHEREAS, obtaining proper permitting to clean the channel faces significant challenges as it’s an interstate waterway; and

WHEREAS, to ensure the viability of adequate water supply, the Company would like to purchase surface water rights from the Curlew Irrigation Company shareholder whose property resides over the state line; and

WHEREAS, the Company is requesting a loan from the IWRB in the amount of $1,500,000 to purchase water rights; and

WHEREAS, the Company is a qualified applicant, and the proposed Project is eligible for a loan from the IWRB’s Revolving Development Account; and

WHEREAS, the proposed Project is in the public interest and is in compliance with the State Water Plan.

NOW THEREFORE BE IT RESOLVED that the IWRB approves a loan not to exceed $1,500,000 from the Revolving Development Account at 3.5 % interest with a 30-year repayment term.

NOW THEREFORE BE IT FURTHER RESOLVED that the IWRB provides authority to the Chairman of the Idaho Water Resource Board, or his designee, to enter into contracts, to effectuate the loan, on behalf of the IWRB.

Resolution No. 16-2022
NOW THEREFORE BE IT FURTHER RESOLVED that this resolution and the approval of the loan are subject to the following conditions:

1) Prior to the disbursement of funds, the Company shall demonstrate to the IWRB that all steps have been considered and initiated to legally transfer the water rights.

2) The Company shall comply with all applicable rules and regulations that apply to the proposed Project.

3) Prior to the disbursement of any funds, the Company will provide acceptable security for the loan to the IWRB, including but not limited to its water rights and membership assessment income.

4) The Company shall maintain a reserve fund equal to one annual loan payment until the loan has been satisfied.

DATED this 20th day of May 2022.

JEFF RAYBOULD, Chairman
Idaho Water Resource Board

ATTEST

JO ANN COLE-HANSEN, Secretary
BEFORE THE IDAHO WATER RESOURCE BOARD

IN THE MATTER OF THE BLAINE COUNTY CANAL
LOAN REQUEST

RESOLUTION TO AUTHORIZE INCREASED
FUNDING FOR COSTS RELATED TO
INSTALLATION OF A DIVERSION STRUCTURE
AND PIPING OF CANALS

WHEREAS, Blaine County Canal Company (Company) submitted a loan application to the Idaho
Water Resource Board (IWRB) in the amount of $250,000.00 to cover costs associated with a project to
move its point of diversion, install a new diversion structure, and pipe open canals (Project); and

WHEREAS, the Company delivers water for approximately 4,880 acres of irrigated lands in Butte
County near Howe, Idaho; and

WHEREAS, the Company’s delivery system was originally constructed in the early 1900s, with
few improvements made since the system was developed; and

WHEREAS, considerable systemwide improvements are required to ensure long-term reliable
water delivery and reduce water loss due to seepage; and

WHEREAS, the total estimated cost for the Project is approximately $1,500,000; and

WHEREAS, the Company has secured grant funding in the amount of $900,000 from the Natural
Resource Conservation Service, $100,000 from Trout Unlimited, and an energy savings incentive of
$240,000 from Rocky Mountain Power Company; and

WHEREAS, to protect against cost increases and ensure timely delivery of materials it was
necessary for the Company to purchase materials well in advance of construction; and

WHEREAS, awarded grant funds cannot be disbursed until the associated materials have been
installed; therefore, the Company is obligated to cover costs of the materials until that time; and

WHEREAS, the Company has requested an increase to its existing IWRB loan in the amount of
$900,000 to cover the cost of materials until construction is complete and grant funds can be disbursed,
at which time the Company intends to apply equivalent funds back towards the loan; and

WHEREAS, the Company is a qualified applicant and the proposed project qualifies for a loan
from the IWRB's Revolving Development Account; and

WHEREAS, the proposed project is in the public interest and is in compliance with the State
Water Plan.

NOW THEREFORE BE IT RESOLVED that the IWRB approves an increase in the existing loan of
$250,000 to an amount not to exceed $1,150,000 from the Revolving Development Account at 2.6 %
interest with a 15-year repayment term.
NOW THEREFORE BE IT FURTHER RESOLVED that the IWRB authorizes its chairman or designee to modify existing contracts with the Company.

NOW THEREFORE BE IT FURTHER RESOLVED that this resolution and the approval of the loan remain subject to the following conditions:

1) The Company shall comply with all applicable rules and regulations that apply to the proposed Project.

2) Prior to the disbursement of any funds, the Company will provide acceptable security for the loan to the IWRB, including but not limited to its water rights, membership assessment income, and the Project infrastructure.

3) The Company shall maintain a reserve fund equal to one annual loan payment, based on the original principal loan amount of $250,000, until the loan has been satisfied.

4) If an amount equal to or greater than $900,000 is not repaid within 1 calendar year from the date of this approval, the Company shall henceforth maintain a reserve fund equal to one annual loan payment, based on the total amount of funds disbursed.

DATED this 20th day of May 2022.

JEFF RAYBOULD, Chairman
Idaho Water Resource Board

ATTEST

JO ANN COLE-HANSEN, Secretary
WHEREAS, House Bill 266 (HB 266), passed and approved by the 2021 legislature, recognized
that cloud seeding has provided a unique and innovative opportunity to support sustainable water
supplies for the State of Idaho, and designated the Idaho Water Resource Board (IWRB) as the agency
responsible for authorization of cloud seeding programs within the State; and

WHEREAS, HB 266 defines “cloud seeding” as all acts undertaken to artificially distribute or create
nuclei in cloud masses for the purposes of inducing precipitation, cloud forms, or other meteorological
parameters.

WHEREAS, HB 266 further requires the IWRB authorize local or statewide cloud seeding programs
within the State of Idaho, excluding cloud seeding for the suppression of fog and frost prevention
measures; and

WHEREAS, cloud seeding activities have occurred in the State of Idaho for several decades; and

WHEREAS, to comply with HB 266, the IWRB approved a temporary one-year authorization of
existing cloud seeding programs for the 2021-2022 cloud seeding season; and

WHEREAS, recent scientific findings have validated the efficacy of cloud seeding, and cloud
seeding operational practices continue to improve due to technological and analytical developments; and

WHEREAS, the 2021 Idaho Legislature acknowledged additional research and analysis are
necessary to determine the extent of water supply increases resulting from cloud seeding and the IWRB
recognizes the need for cloud seeding programs to be implemented using current and developing industry
operational and reporting standards; and

WHEREAS, the IWRB defined general program authorization criteria to ensure cloud seeding
programs operating within the state of Idaho meet basic industry standards; and

BE IT FURTHER RESOLVED that the IWRB hereby approves the attached criteria for the
authorization of cloud seeding programs operating within the State of Idaho but recognizes these criteria
may be updated based on new information or industry standards.

BE IT FURTHER RESOLVED that the IWRB authorizes its chairman or designated representative to
authorize cloud seeding programs within the state of Idaho based on the established criteria.

BE IT FURTHER RESOLVED that, the authorization of a cloud seeding program will remain in effect
unless revoked by the IWRB for noncompliance with the approved authorization criteria.
DATED this 20th day of May, 2022.

Jeff Raybould, Chairman
Idaho Water Resource Board

ATTEST
Jo Ann Cole-Hansen, Secretary
WHEREAS, section 42-1765, Idaho Code and subsections of IDAPA 37.02.030.40, Water Supply Bank Rule 40, authorizes the Idaho Water Resource Board to appoint local committees to facilitate the lease and rental of stored water within rental pools; and

WHEREAS, the Water District 01 Advisory Committee is the local committee appointed by the Idaho Water Resource Board to facilitate the lease and rental of stored water within the Upper Snake River Rental Pool; and

WHEREAS, the Water District 01 Advisory Committee has adopted amended procedures for the calendar year 2022, pursuant to which they intend to facilitate the lease and rental of rental pool stored water; and

WHEREAS, the Director of the Department of Water Resources has reviewed the local committee procedures and may recommend that the Idaho Water Resource Board approve the rental pool procedures; and

NOW, THEREFORE BE IT RESOLVED that the amended Upper Snake River Rental Pool procedures are approved by the Idaho Water Resource Board.

DATED this 20th day of May 2022.

JEFF RAYBOULD, Chairman
Idaho Water Resource Board

ATTEST
JO ANN COLE-HANSEN, Secretary
WHEREAS, House Bill 547 passed and approved by the 2014 Legislature allocates $5 million annually through 2019 from the Cigarette Tax to the Idaho Water Resource Board’s (IWRB) Secondary Aquifer Planning, Management, and Implementation Fund (Secondary Aquifer Fund) for statewide aquifer stabilization; and

WHEREAS, House Bill 256 passed and approved by the 2019 Legislature allocated $5 million in ongoing General Fund dollars to the IWRB’s Secondary Aquifer Fund for statewide water sustainability and aquifer stabilization; and

WHEREAS, the IWRB has the opportunity to utilize up to $2.068 million provided by the Idaho National Laboratory for aquifer monitoring in the Eastern Snake Plain Aquifer and the Big Lost Basin Aquifer over a three-year period; and

WHEREAS, un-allocated funds already in the Secondary Aquifer Fund will be carried forward into the Fiscal Year 2021 budget; and

WHEREAS, many aquifers across Idaho are declining or have existing or potential conjunctive administration water use conflicts, including the Eastern Snake Plain Aquifer, Mountain Home Aquifer, Wood River Valley Aquifer, Big Lost Aquifer, Raft River Aquifer, Malad Valley Aquifer, Treasure Valley Aquifer, Rathdrum Prairie Aquifer, Palouse Basin Aquifer, Lewiston Plateau Aquifer, and others; and

WHEREAS, the State of Idaho relies on spring discharge from the Eastern Snake Plain Aquifer (ESPA) through the Thousand Springs to assist in meeting the minimum streamflow water rights at the Murphy Gage established under the Swan Falls Agreement; and

WHEREAS, prior to the initiation of significant aquifer stabilization efforts around 2014, the ESPA had been losing approximately 216,000 acre-feet annually from aquifer storage since the 1950’s resulting in declining ground water levels in the aquifer and declining spring flows from the aquifer; and

WHEREAS, during parts of 2013 and 2014 flows at the Murphy Gage approached the minimum flow, and in 2015 flows at the Murphy Gage went below minimum flows; and

Resolution No. 20-2022

BEFORE THE IDAHO WATER RESOURCE BOARD

IN THE MATTER OF STATEWIDE WATER SUSTAINABILITY AND AQUIFER STABILIZATION, AND THE SECONDARY AQUIFER STABILIZATION, MANAGEMENT, AND IMPLEMENTATION FUND FISCAL YEAR 2023 BUDGET

RESOLUTION TO PASS FISCAL YEAR 2023 BUDGET

Page 1
WHEREAS, the ESPA experienced conjunctive administration water use conflicts over the past two decades that had the potential to significantly impact Idaho’s economy; and

WHEREAS, on June 30, 2015 members of the Idaho Ground Water Appropriators entered into an agreement with the Surface Water Coalition whereby the ground water users agreed to reduce their consumptive use from the ESPA by 240,000 acre-feet annually and take other actions, and

WHEREAS, the 2016 Idaho Legislature passed and approved Senate Concurrent Resolution 138 supporting this agreement; and

WHEREAS, the State Water Plan includes a goal to accomplish managed recharge in the ESPA averaging 250,000 acre-feet annually; and

WHEREAS, the 2016 Idaho Legislature passed and approved Senate Concurrent Resolution 136 directing the IWRB to develop the capacity to achieve 250,000 acre-feet of annual average managed recharge to the ESPA by December 31, 2024; and

WHEREAS, in 2018 the cities on the ESPA entered into an agreement with the Surface Water Coalition and the Idaho Ground Water Appropriators whereby the cities agreed to enhance the ESPA by an average of 7,650 acre-feet annually; and

WHEREAS, the 2019 Idaho Legislature passed and approved House Concurrent Resolution 10 supporting this agreement; and

WHEREAS, the ground water use reduction and managed recharge are together designed to stabilize and then recover the ESPA; and

WHEREAS, a 2016 study commissioned by the IWRB predicts the growing Treasure Valley population could result in an increase in Domestic, Commercial, Municipal, and Industrial water-demand ranging from 109,000 to 188,000 acre-feet per year by the year 2065; and

WHEREAS, the IWRB approved development of the Treasure Valley Ground Water Model in partnership with the U.S. Geological Survey to support future monitoring of ground water conditions, water use, and administration of ground water and surface water rights, and approved entering into an agreement with the U.S. Bureau of Reclamation to complete the Boise River Storage Feasibility Study to provide additional water supply through new surface water storage, and

WHEREAS, conjunctive administration water delivery calls have been made in the Big and Little Wood River Basins against junior-priority upstream ground water uses; and

WHEREAS, the Mountain Home aquifer is being over-drafted by about 30,000 acre-feet annually;

WHEREAS, the deep aquifer in the Palouse Basin has been declining for decades despite aggressive conservation measures; and
WHEREAS, the Department of Water Resources recently enacted Ground Water Management Areas in the Malad Valley Aquifer and the Lewiston Plateau Aquifer in response to declining ground water levels in those aquifers; and

WHEREAS, ground water levels in many aquifers are inadequate to sustain a supply of water for surface and ground water irrigation, hydropower, municipal, industrial, and other uses, the curtailment of which would cause severe economic harm to Idaho’s economy; and

WHEREAS, the 2016 Idaho Legislature passed and approved Senate Concurrent Resolution 137 which recognized that stabilizing and enhancing aquifer levels is in the public interest, and directs the IWRB to take actions in aquifers across the state to stabilize and enhance aquifer levels thereby maintaining water supply for consumptive and non-consumptive uses and minimizing harm to Idaho’s economy arising from water supply shortages; and

WHEREAS, on May 12, 2022 the IWRB Finance Committee recommended the approval of a Fiscal Year 2023 Budget for the use of available funds in the Secondary Aquifer Fund for statewide water sustainability and aquifer stabilization purposes; and

NOW THEREFORE BE IT RESOLVED that the IWRB adopts the Fiscal Year 2023 Budget for the continuously appropriated Secondary Aquifer Planning, Management, and Implementation Fund as shown in Attachment A to this resolution.

BE IT FURTHER RESOLVED that the budget may be adjusted if necessary based on the actual amount of Cigarette Tax funds received, interest income received, amount received from the Idaho National laboratory, or the actual amount of carry-over from Fiscal Year 2022.

BE IT FURTHER RESOLVED that expenditures for identified ESPA managed recharge operations, investigations, and engineering for further ESPA managed recharge capacity development may proceed with no further approvals; however, the IWRB shall be kept apprised of such expenditures.

BE IT FURTHER RESOLVED that the Idaho National Laboratory funded monitoring and investigation work in the Raft River Basin may proceed with no further approvals up to the total amount provided by the Idaho National Laboratory; however, the IWRB shall be kept apprised of such expenditures.

BE IT FURTHER RESOLVED that expenditures for monitoring in support of the Treasure Valley Ground Water Model, for statewide surface water and aquifer monitoring, professional assistance for securing federal funding, and administrative expenses may proceed with no further approvals; however, the IWRB shall be kept apprised of such expenditures.

BE IT FURTHER RESOLVED that expenditures for the Operations and Maintenance costs for the Cooperative Cloud Seeding Program, O&M shortages provided by the IWRB, the Cloud Seeding Modeling Project, and Capital Expenses may proceed with no further approvals; however, the IWRB shall be kept apprised of such expenditures.
apprised of such expenditures. Further, it is the IWRB’s stated goal that both the state and the water
users financially participate with Idaho Power in the Cooperative Cloud Seeding Program.

BE IT FURTHER RESOLVED that the IWRB may modify this budget during Fiscal Year 2023 at a
properly noticed meeting of the IWRB.

DATED this 20th day of May 2022

Jeff Raybold, Chairman
Idaho Water Resource Board

ATTEST
Jo Ann Cole-Hansen, Secretary
### Estimated Carry-Over From FY22
- General Fund (HB 719) $5,000,000
- HB547 funds - receipt of Cigarette Tax proceeds $5,000,000
- DOE-INL SEP Funds ($832K over 3 years) ($832K over 3 years)
- Estimated interest $100,000
- **Total** $15,977,000

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<tr>
<th>Category</th>
<th>Sub-Category</th>
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<td>C&amp;M (equipment, supplies, operational fees, etc.)</td>
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<td>Recharge Monitoring</td>
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<td>Bear River Basin - Instrumentation</td>
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<td>Camas GW characterization, drilling, water levels associated with settlement</td>
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* Items that will require an additional Board resolution to authorize expenditure of funds