

BEFORE THE IDAHO WATER RESOURCE BOARD

IN THE MATTER OF BOISE RIVER BASIN
FEASIBILITY STUDY AND ANDERSON RANCH
DAM RAISE

RESOLUTION TO COMMIT FUNDS AND
PROVIDE SIGNATORY AUTHORITY TO
CONTRACT WITH BUREAU OF RECLAMATION
FOR THE ANDERSON RANCH DAM RAISE
PROJECT

1 WHEREAS, the Idaho Water Resource Board (IWRB) partnered with the U.S. Bureau of
2 Reclamation (Reclamation) to complete a feasibility study of new surface water storage options on the
3 Boise River. Reclamation issued the Final Feasibility Study and Draft Environmental Impact Statement
4 (DEIS) in 2020 which recommended a 6-foot raise of the Anderson Ranch Dam and approximately 29,000
5 acre-feet of new storage space; and
6

7 WHEREAS, the Feasibility Study was authorized under the Water Infrastructure Improvements for
8 the Nation Act (WIIN Act) which provides study and potential construction authority and Federal funding
9 proportionate to Federal benefits for projects deemed feasible as of January 2021. The WIIN Act further
10 requires Reclamation's project partner(s) to pay the non-federal share of project capital costs upfront and
11 requires the project to be under construction by December 16, 2021; and
12

13 WHEREAS, in December 2020, the Secretary of Interior determined the Feasibility Study's
14 recommended plan to be feasible in accordance with the WIIN Act, and Fiscal Year 2021 Appropriations
15 legislation secured \$12.88 Million in WIIN Act funding as the federal cost share for completing the
16 Feasibility Study, environmental compliance, and construction; and
17

18 WHEREAS, based on the findings of the Feasibility Study, the IWRB and water users requested
19 additional project design and cost information to address questions about final project costs, water
20 availability, and concerns about impacts to existing Anderson Ranch Reservoir spaceholders. The IWRB
21 stressed the importance of this information for determining the viability of the project for local water
22 users and new spaceholders; and
23

24 WHEREAS, to address IWRB questions and meet the WIIN Act deadline for construction,
25 Reclamation proposed a modified project approach and schedule. The modified approach included: 1)
26 negotiation and execution of a cost-share agreement (agreement) prior to December 16, 2021 between
27 the IWRB and Reclamation detailing a commitment to initiate final design and complete project
28 construction, 2) begin design as an element of construction under the WIIN Act, and 3) delay release of
29 the Final Environmental Impact Statement (FEIS) and the Record of Decision in order to incorporate the
30 additional project information generated during the final design process; and
31

32 WHEREAS, Reclamation confirmed that execution of an agreement with a partner capable of
33 funding the non-federal share of the project costs through construction and initiation of final design
34 activities prior to December 16, 2021 will satisfy WIIN Act requirements. Reclamation agreed to consider
35 early contract termination clauses to allow the parties to further consider the viability of the project based
36 upon additional information developed through the final design process; and
37

38 WHEREAS, through IWRB Resolution No. 19-2020, IWRB expressed its belief that contracting
39 directly with Reclamation for all the new storage space resulting from a raise of Anderson Ranch Dam not

identified by Reclamation as receiving a federal benefit will be the most efficient and best method to ensure stakeholder and state support for reasonable financing for the project. The IWRB also stated its preference to contract with Reclamation and then negotiate directly with potential spaceholders for the new storage space and how it would be allocated and priced; and

WHEREAS, through IWRB Resolution No. 07-2021, IWRB allocated \$17.6M of the funds in the Water Management Account provided by House Bill 285 and Senate Bill 1121 to meet Federal project funding and authorization deadlines set forth in the WIIN Act and authorized spending those funds allocated for the Anderson Ranch Dam Raise for activities required to advance the project to construction, including final design, contracting, and financial planning. House Bill 285 allocated \$20M to be used for the Anderson Ranch Reservoir Enlargement or the Mountain Home Air Force Base Sustainable Water Project. Senate Bill 1121 appropriated an additional \$50M to the Water Management Account; and

WHEREAS, through IWRB Resolution No. 14-2021, IWRB approved Reclamation's modified proposed project approach and schedule with the understanding that this approach satisfies terms of the WIIN Act. IWRB also authorized the IWRB Chairman or designee to pursue negotiations with Reclamation regarding the design and construction of the Anderson Ranch Dam Raise Project; and

WHEREAS, through the summer and fall of 2021, the IWRB and Reclamation negotiation teams completed a series of four public negotiation meetings. A mutually acceptable contract (Contract) was developed for execution by the IWRB and Reclamation (Attachment A - Contract for the Raise of Anderson Ranch Dam between the United State of America and the Idaho Water Resource Board); and

WHEREAS, the following are defined in the Feasibility Study and considered in the Contract:

- Anderson Ranch Dam Raise Project (Project) includes all components of the dam raise and associated required projects around the reservoir rim.
- The Feasibility Study estimate for total design and construction cost of the project is \$83.3M, not including applicable interest during construction. The Non-Federal share of the total project construction costs is 88.95% and will be the responsibility of the IWRB. The Federal share of the total construction costs is 11.05% and will be paid by Reclamation appropriations.
- The estimated cost of "Non-Contract Post-Authorization" activities, which generally include final design, completion of environmental compliance studies, land acquisitions, permitting and compliance, and other actions to be completed prior to award of construction contracts, is \$9.4M. The Non-Federal share is approximately \$8.4M.

WHEREAS, additional analysis to be performed under the Contract early in the final design process will clarify potential impacts to existing Anderson Ranch Reservoir spaceholders, and mitigation options and associated costs for loss of existing spaceholder storage water during construction.

NOW THEREFORE BE IT RESOLVED, that the IWRB authorizes its chairman to execute the negotiated Contract for Non-Contract Post-Authorization activities, final design, and construction of the Anderson Ranch Dam Raise Project provided in Attachment A.

NOW THEREFORE BE IT FURTHER RESOLVED, that the IWRB authorizes expenditure of up to the \$8.4M from the Water Management Account to cover Non-Contract Post-Authorization Costs as defined in the Final Feasibility Report. Expenditure of additional project funding shall require IWRB approval.

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NOW THEREFORE BE IT FURTHER RESOLVED, that upon completion of the analysis of impact to existing Anderson Ranch Reservoir spaceholder's storage accounts during construction, the IWRB shall be notified of the mitigation plan and associated costs.

DATED this 19th day of November 2021.


JEFF RAYBOULD, Chairman
Idaho Water Resource Board

ATTEST 
JO ANN COLE-HANSEN, Secretary

BEFORE THE IDAHO WATER RESOURCE BOARD

IN THE MATTER OF FLOOD
MANAGEMENT GRANTS

RESOLUTION TO ADOPT CRITERIA

1 WHEREAS, Senate Bill 1190 passed and approved by the 2021 Legislature made the Idaho
2 Water Resource Board (IWRB) administered Flood Management Grant Program an on-going
3 program; and
4

5 WHEREAS, Senate Bill 1190 directs the IWRB to prioritize projects on a competitive
6 statewide basis; and
7

8 WHEREAS, the IWRB developed this criteria in cooperation with program partners; and
9

10 WHEREAS, in October the IWRB Finance Committee reviewed the criteria and
11 recommended the IWRB adopt the attached criteria for the Flood Management Grant Program;
12 and
13

14 NOW, THEREFORE BE IT RESOLVED that the IWRB adopts the attached criteria for the
15 award of Flood Management.

DATED this 19th day of November 2021.



JEFF RAYBOULD, Chairman
Idaho Water Resource Board

ATTEST 

JO ANN COLE-HANSEN, Secretary

IWRB Flood Management Grant Program Criteria

The Idaho Water Resource Board (IWRB) Flood Management Grant Funding Program provides financial assistance on a competitive statewide basis to Flood Control Districts, Drainage Districts, Irrigation Districts, Canal Companies, Municipalities, Counties, and other public entities interested in pursuing flood damaged stream channel repair, stream channel improvement, flood risk reduction, and flood prevention projects

Pursuing flood damage repair and improvement projects can help prevent or reduce flood damage in Idaho's streams and rivers. To be considered for grant funding, entities must be able to provide evidence of flood damage, or evidence of conditions that create the risk of flooding in a stream channel and submit a funding request document outlining the proposed repairs and/or improvements to the stream channel.

Eligible Entities: Flood Control Districts, Drainage Districts, Irrigation Districts, Canal Companies, Municipalities, and Counties. Other public entities are eligible to apply.

Eligible Geographic Area: Statewide

Program Budget:

- No more than 50% of the total budget may be spent within a single IWRB district. This limit may be waived if there are no competing funding demands.

Funding Amount: up to \$200,000 per project; one project per application

- Funding awards may be reallocated unless Flood Management work begins prior to November 1 following funding award.
- Funding will not be distributed unless the project is fully permitted. Sponsor is responsible for providing permit documentation to IWRB staff.

Matching Funds for Projects:

- Entities requesting funding for flood management grant projects must provide at least 50% matching cost-share funding with non-state dollars. Projects that include higher cost share amounts will receive a higher-ranking during project evaluations
- In-kind services can be used for 30% of the total project costs. Legal/Administrative in-kind services are limited to 5% of total project costs.
- EXAMPLE: For a \$100K project, sponsor would have to provide at least \$50K in matching cost share funding. Of the \$50K, the sponsor could provide up to \$30K in in-kind services of which \$5,000 could be in legal/administrative costs and \$20K in cash to meet the matching cost-share requirement)

Evaluation Criteria: Projects that are determined to not be flood-related by staff will be declared ineligible and not scored. To maximize the effective and efficient use of available funds, the applications will be evaluated, scored (*135-point scale*), and ranked according to the following criteria:

Effectiveness of Project (65 points)

- First time applicant (*5 points*)
- Can this project be described as one of the following (if so, please explain how): flood damaged stream channel repair, stream channel improvement, flood risk reduction, or flood prevention project (*20 points*)
- What is the urgency of the project and anticipated costs? (*20 points*)
- What are the benefits of the project and how will success be measured? (*10 points*)

- Is the proposed budget and schedule realistic and is the budget appropriate for the scope of work provided? Has the applicant provided detailed construction expenses documenting how money will be spent to complete the project? (10 points)

Readiness of Project (70 points)

- Lead sponsor of project is identified and there is a description of other affected stakeholders and jurisdictions. (10 points)
- Project sponsors will provide documentation that affected local stakeholders and jurisdictions have been consulted. If the project is located within a Flood Control District, the sponsor must provide documentation showing the Flood Control District supports the project, otherwise the project will be declared ineligible. (20 points)
- Specify cash matching funds that will be provided for the project, including any in-kind services. Indicate what funding sources are secured or pending. The applicant must provide at least 50% matching cost share funding with non-state dollars. In-kind services can be used for 30% of the total projects costs. Legal/Administrative in-kind services are limited to 5% of total project costs. (20 points)
- Projects that propose matching cost-share amounts above 50% will receive additional points in the ranking (1 point for each additional 1% increase up to 70% to receive up to 20 additional points).

Application Process:

Application Deadline: Due on the first Friday of June

Project Funding Recommendations: June/July Finance Committee

Funding Awarded: July IWRB meeting

Payment Process:

- A contract will be developed, and funds will be distributed per that contract upon sponsor submitting funding reimbursement requests to the IWRB.
- Sponsor funding requests shall include a cover letter which shall include a description of the project activities, dates for performing the project activities, and contractor or supplier invoices.
- Invoices should be sent to IdwrPayable@idwr.idaho.gov

IWRB Districts are as follows:

District No. 1: Boundary, Bonner, Kootenai, Shoshone, Benewah, Latah, Clearwater, Nez Perce, Lewis and Idaho counties.

District No. 2: Adams, Valley, Washington, Payette, Gem, Boise, Canyon, Ada, Elmore and Owyhee counties.

District No. 3: Camas, Gooding, Jerome, Twin Falls, Cassia, Blaine, Lincoln, Minidoka, Lemhi, Custer and Butte counties.

District No. 4: Clark, Fremont, Jefferson, Madison, Teton, Bingham, Bonneville, Power, Bannock, Caribou, Oneida, Franklin and Bear Lake counties.

** No more than 50% of the total budget may be spent within a single IWRB district. This limit may be waived if there are no competing funding demands.*

BEFORE THE IDAHO WATER RESOURCE BOARD

**IN THE MATTER OF POINT SPRINGS GRAZING
ASSOCIATION FUNDING REQUEST**

**RESOLUTION TO AUTHORIZE INCREASED
FUNDING FOR WELL DRILLING PROJECT**

1 WHEREAS, Point Springs Grazing Association (Association) submitted a loan application to the
2 Idaho Water Resource Board (IWRB) in the amount of \$20,000.00 to drill a new stock water well
3 (Project). The Association also requested approval to combine the new loan with the remaining balance
4 of an existing loan in the amount of \$17,335.53, for a combined loan amount of \$37,335.53; and
5

6 WHEREAS, on May 21, 2021, the IWRB approved the Association's request for a new loan
7 totaling \$37,335.53; and
8

9 WHEREAS, Project construction costs have increased since the time of the original loan approval
10 from \$20,000 to an estimated \$30,000; and
11

12 WHEREAS, the Association has requested an increase to its existing loan in the amount of
13 \$10,000 to cover increased construction cost. The increase will change the total loan amount to
14 \$47,335.53; and
15

16 WHEREAS, the Association is a qualified applicant and the proposed Project qualifies for a loan
17 from the IWRB'S Revolving Development Account; and
18

19 WHEREAS, the proposed Project is in the public interest and is in compliance with the State
20 Water Plan.
21

22 WHEREAS, on October 19, 2021, the IWRB's Finance Committee recommended the full IWRB
23 consider approval of the loan modification request.
24

25 NOW THEREFORE BE IT RESOLVED that the IWRB approves an increase in the existing loan of
26 \$37,335.53 to an amount not to exceed \$47,335.53 from the Revolving Development Account at 3.5%
27 interest with a 10-year repayment term.
28

29 NOW THEREFORE BE IT RESOLVED that the IWRB provides authority to the Chairman of the
30 Idaho Water Resource Board, or his designee, to modify existing contracts with the Association on
31 behalf of the IWRB. The 10-year term of the loan will remain effective as of May 2021.
32

33 NOW THEREFORE BE IT FURTHER RESOLVED that this resolution and the approval of the loan are
34 subject to the following conditions:
35

- 36 1) The Association shall comply with all applicable rules and regulations that apply to the
37 proposed Project.
38 2) Prior to the disbursement of any funds, the Association will provide acceptable security for
39 the loan to the IWRB.

DATED this 19th day of November 2021.



JEFF RAYBOULD, Chairman
Idaho Water Resource Board



ATTEST

JO ANN COLE-HANSEN, Secretary

BEFORE THE IDAHO WATER RESOURCE BOARD

IN THE MATTER OF THE IDAHO WATER
RESOURCE BOARD LOAN PROGRAM INTEREST
RATES AND CONDITIONS

RESOLUTION TO AUTHORIZE ADJUSTMENT
TO LOAN INTEREST RATES AND CONDITIONS

1 WHEREAS, the Idaho Water Resource Board (IWRB) is authorized to make loans from its
2 Revolving Development Account, and from the Secondary Aquifer Planning, Management, and
3 Implementation Fund for aquifer management projects which are in the public interest and which
4 further implement the State Water Plan; and

5
6 WHEREAS, on April 3, 2020, the IWRB recommended the IWRB's Loan Program (Program)
7 interest rate be adjusted from the current loan interest rate of 4.5% to 3.5%; and

8
9 WHEREAS, on October 19, 2021, the IWRB Finance Committee (Committee) developed
10 recommendations to modify the Program interest rates and loan contract conditions; and

11
12 WHEREAS, to account for economic fluctuations and ensure interest rates remain competitive,
13 the Committee recommended the Program's interest rate be set according to a commonly used market
14 index; and

15
16 WHEREAS, the IWRB has identified a need to support projects that address aging water
17 infrastructure needs as an investment in the Idaho economy and to ensure long-term reliable water
18 service and management; and

19
20 WHEREAS, the Committee recommended providing an interest rate incentive for shorter-term loans
21 and projects intended to address aging infrastructure needs throughout the State.

22
23 NOW THEREFORE BE IT RESOLVED that the following defined terms apply to the Program:

- 24
25 1) *Aging Water Infrastructure Project* shall be defined broadly as a project intended to address
26 repair, maintenance, replacement, or improvements to existing infrastructure that supports
27 water delivery, treatment, and application of water;
28 2) *An existing loan* shall be defined as any loan that has been approved by the IWRB through
29 resolution;
30 3) *A new loan* shall be defined as any loan request for a project, or portion of a project, that has
31 not previously received funding under an existing loan and that has not been approved by the
32 IWRB through resolution.

33
34 NOW THEREFORE BE IT FURTHER RESOLVED that the Program interest rate shall reflect the
35 Federal Prime Rate on the first day of each quarter.

36
37 NOW THEREFORE BE IT FURTHER RESOLVED that the interest rate for an approved loan will be
38 set to the Program interest rate as of the date the completed application is received.

39
40 NOW THEREFORE BE IT FURTHER RESOLVED that loans for an Aging Water Infrastructure Project
41 and with a term of 15 years or less, shall receive a reduced interest rate incentive of 80% of the Program
42 interest rate.

43
44 NOW THEREFORE BE IT FURTHER RESOLVED that interest rate modifications shall not be
45 authorized for existing loans.

46
47 NOW THEREFORE BE IT FURTHER RESOLVED that an existing loan may be combined with a new
48 loan by approval of the IWRB, and the interest rate shall be changed to reflect the Program interest rate
49 as of the date new completed application is received.

50
51 NOW THEREFORE BE IT FURTHER RESOLVED that loans to entities that do not hold statutory
52 assessment authority shall be required to maintain a reserve fund equal to one annual loan payment until the
53 loan has been paid in full.

DATED this 19th day of November 2021.



JEFF RAYBOULD, Chairman
Idaho Water Resource Board



ATTEST

JO ANN COLE-HANSEN, Secretary

BEFORE THE IDAHO WATER RESOURCE BOARD

IN THE MATTER OF THE KING HILL IRRIGATION
DISTRICT LOAN REQUEST

RESOLUTION TO AUTHORIZE LOAN FUNDING
FOR COSTS RELATED TO REPLACEMENT OF
DELIVERY SYSTEM INFRASTRUCTURE

1 WHEREAS, King Hill Irrigation (District) submitted a loan application to the Idaho Water
2 Resource Board (IWRB) in the amount of \$1,500,000.00 to cover costs associated with a project to install
3 new pipelines and replace the aging infrastructure of its delivery systems (Project); and
4

5 WHEREAS, the District delivers water for approximately 11,573 acres of irrigated lands in Elmore
6 and Twin Falls counties; and
7

8 WHEREAS, the District's delivery system was originally installed in 1904, with some
9 improvements made in 1979; and
10

11 WHEREAS, to avoid interruption of water delivery and potential liability risk, the District needs
12 to make considerable improvements to its aging infrastructure; and
13

14 WHEREAS, the total estimated cost for the Project is approximately \$2,950,000, and the District
15 has secured grant funding from NRCS in the amount of \$1,978,654; and
16

17 WHEREAS, the District is a qualified applicant, and the proposed Project is eligible for a loan
18 from the IWRB's Revolving Development Account; and
19

20 WHEREAS, the proposed Project is in the public interest and is in compliance with the State
21 Water Plan.
22

23 WHEREAS, on October 19, 2021, the IWRB's Finance Committee recommended the full IWRB
24 consider approval of the loan application.
25

26 NOW THEREFORE BE IT RESOLVED that the IWRB approves a loan not to exceed \$1,500,000
27 from the Revolving Development Account at 2.6 % interest with a 15-year repayment term.
28

29 NOW THEREFORE BE IT FURTHER RESOLVED that the IWRB provides authority to the Chairman
30 of the IWRB, or his designee, to enter into contracts to effectuate the loan on behalf of the IWRB.
31

32 NOW THEREFORE BE IT FURTHER RESOLVED that this resolution and the approval of the loan are
33 subject to the following conditions:
34

- 35 1) The District shall comply with all applicable rules and regulations that apply to the proposed
36 Project.
37 2) Prior to the disbursement of any funds, the District shall comply with all statutory
38 requirements for incurring debt.

39
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41

- 3) Prior to the disbursement of any funds, the District will provide acceptable security for the loan to the IWRB, including but not limited to its water rights and assessment income which the District collects from its members.

DATED this 19th day of November 2021.



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 LOAN FUNDING
FOR COSTS RELATED TO INSTALLTION OF A
DIVERSION STRUCTURE AND PIPING OF
CANALS

1 WHEREAS, Blaine County Canal Company (Company) submitted a loan application to the Idaho
2 Water Resource Board (IWRB) in the amount of \$250,000.00 to cover costs associated with a project to
3 move its point of diversion, install a new diversion structure, and pipe open canals (Project); and
4

5 WHEREAS, the Company delivers water for approximately 4,880 acres of irrigated lands in Butte
6 County near Howe, Idaho; and
7

8 WHEREAS, the Company's delivery system was originally constructed in the early 1900s, with
9 few improvements made since the system it was developed; and
10

11 WHEREAS, considerable systemwide improvements are required to ensure long-term reliable
12 water delivery and reduce water loss due to seepage; and
13

14 WHEREAS, the total estimated cost for the Project is approximately \$1,500,000; and
15

16 WHEREAS the Company has secured grant funding in the amount of \$900,000 from the Natural
17 Resource Conservation Service, \$100,000 from Trout Unlimited, and an energy savings incentive of
18 \$240,000 from Rocky Mountain Power Company; and
19

20 WHEREAS, the Company is a qualified applicant, and the proposed Project is eligible for a loan
21 from the IWRB's Revolving Development Account; and
22

23 WHEREAS, the proposed Project is in the public interest and is in compliance with the State
24 Water Plan.
25

26 NOW THEREFORE BE IT RESOLVED that the IWRB approves a loan not to exceed \$250,000 from
27 the Revolving Development Account at 2.6 % interest with a 15-year repayment term.
28

29 NOW THEREFORE BE IT FURTHER RESOLVED that the IWRB provides authority to the Chairman
30 of the Idaho Water Resource Board, or his designee, to enter into contracts, to effectuate the loan, on
31 behalf of the IWRB.
32

33 NOW THEREFORE BE IT FURTHER RESOLVED that this resolution and the approval of the loan are
34 subject to the following conditions:
35

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

- 38 2) Prior to the disbursement of any funds, the Company will provide acceptable security for the
39 loan to the IWRB, including but not limited to its water rights, membership assessment
40 income, and the Project infrastructure.
41 3) The Company shall maintain a reserve fund equal to one annual loan payment until the loan
42 has been satisfied.

DATED this 19th day of November 2021.



JEFF RAYBOULD, Chairman
Idaho Water Resource Board

ATTEST 
JO ANN COLE-HANSEN, Secretary

BEFORE THE IDAHO WATER RESOURCE BOARD

IN THE MATTER OF LAKEVIEW ESTATES
SUBDIVISION HOMEOWNER'S ASSOCIATION
REQUEST

RESOLUTION TO AUTHORIZE FUNDING FOR
WATER MASTER PLAN

1 WHEREAS, Lakeview Estates Subdivision Homeowners Association (Association) submitted a
2 loan application to the Idaho Water Resource Board (IWRB) in the amount of \$65,000.00 for costs
3 associated with the development of a Water Master Plan (Project)
4

5 WHEREAS, the Association, located in Clearwater County, provides domestic water for
6 approximately 35 parcels within its service area; and
7

8 WHEREAS, the Association's water delivery system is supplied by three wells that are not able to
9 meet peak demand due to an ongoing drop in the water table; and
10

11 WHEREAS, the Association intends to develop a Water Master Plan (Plan) to identify system
12 improvements to provide for a long-term, reliable water supply for its service area; and
13

14 WHEREAS, the total estimated cost for the Project is approximately \$65,000; and
15

16 WHEREAS, the Association is a qualified applicant and the proposed Project qualifies for a loan
17 from the IWRB's Revolving Development Account; and
18

19 WHEREAS, the proposed Project is in the public interest and is in compliance with the State
20 Water Plan.
21

22 NOW THEREFORE BE IT RESOLVED that the IWRB approves a loan not to exceed \$65,000 from
23 the Revolving Development Account at 3.25% interest with a 15-year repayment term
24

25 NOW THEREFORE BE IT RESOLVED that the IWRB and provides authority to the Chairman of the
26 Idaho Water Resource Board, or his designee, to enter into contracts with the Association on behalf of
27 the IWRB.
28

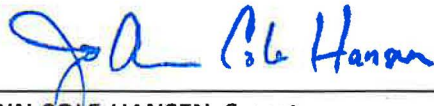
29 NOW THEREFORE BE IT FURTHER RESOLVED that this resolution and the approval of the loan are
30 subject to the following conditions:
31

- 32 1) The Association shall comply with all applicable rules and regulations that apply to the
33 proposed Project.
- 34 2) The Association shall provide acceptable security for the loan to the IWRB including, but not
35 limited to, the Association's water rights, membership assessments, all facilities and
36 equipment associated with its water supply system.
- 37 3) The Association shall maintain a reserve fund equal to one annual loan payment, until the
38 loan has been satisfied.

DATED this 19th day of November 2021.



JEFF RAYBOULD, Chairman
Idaho Water Resource Board



ATTEST

JO ANN COLE-HANSEN, Secretary

BEFORE THE IDAHO WATER RESOURCE BOARD

**IN THE MATTER OF AQUIFER STABILIZATION
AND THE COLLABORATIVE CLOUD SEEDING
PROGRAM**

**RESOLUTION TO APPROVE FUNDS FOR THE
CLOUD SEEDING PROGRAM**

1 WHEREAS, House Bill 547, passed and approved by the 2014 legislature, allocates \$5,000,000
2 annually from the Cigarette Tax to the Idaho Water Resource Board (IWRB) for statewide aquifer
3 stabilization, with the funds to be deposited into the Secondary Aquifer Planning, Management, and
4 Implementation Fund; and

5
6 WHEREAS, cloud seeding was identified as a strategy in the Eastern Snake Plain Aquifer
7 Comprehensive Management Plan (ESPA CAMP) for which stabilization and recovery of the ESPA is a
8 principal goal, and was identified as a strategy in the draft Treasure Valley Comprehensive Management
9 Plan; and

10
11 WHEREAS, a well-managed cloud seeding program can increase winter snowpack as much as 10%
12 or more, and thereby increase surface water runoff, resulting in more surface water for all uses, including
13 aquifer management projects, and less supplemental ground water pumping; and

14
15 WHEREAS, the Idaho Power Company (IPC) established a remote-operated "Pilot Program" and
16 brought its operational experience gained from its Payette River Basin program to the Upper Snake River
17 Basin as a result of the ESPA CAMP; and

18
19 WHEREAS, discussions between the IWRB, IPC, and other water users resulted in the creation of
20 a Collaborative Cloud Seeding Program (Program) to expand IPC's cloud seeding operations in the Upper
21 Snake River Basin and establish IPC run programs in the Boise River Basin, and Wood River Basin with
22 support from the IWRB and water users; and

23
24 WHEREAS, the IWRB has paid one third of the total Program O&M costs since the 2017-2018
25 winter cloud seeding season; and

26
27 WHEREAS water users in the Boise, Wood, and Upper Snake River basins have historically
28 contributed different percentages of the cost for annual cloud seeding O&M activities per basin; and

29
30 WHEREAS, for the 2020-2021 winter cloud seeding season, the IWRB made a one-time
31 contribution of funding to help offset anticipated O&M funding shortages from the water users in each
32 basin and to equalize the percentages being paid by the water users in each basin; and

33
34 WHEREAS, the IWRB, through its fiscal year 2022 budget resolution (FY22 Resolution), authorized
35 \$950,000 for an estimated one-third of the O&M costs for the 2021-2022 cloud seeding season, and an
36 additional \$500,000 in one-time funding for the offset of O&M funding shortages for the Collaborative
37 Cloud Seeding Program; and

38
39 WHEREAS, O&M costs have been refined since the passing of the FY22 Resolution and IPC
40 estimates the total cost for O&M for the 2021-2022 season will be \$2,933,000, one-third of which is

estimated to be \$980,000; and

WHEREAS, in July of 2019, the IWRB authorized \$700,000 for fifty percent of the capital costs associated with the purchase of a new High Performance Computing system (HPC) to house the weather research forecasting model (WRF model) that supports IPC's operations and analysis; and

WHEREAS the total annual administrative costs to operate and maintain the HPC, to be split equally between the IWRB and IPC, are approximately \$80,000 and IPC; and

WHEREAS there is a need to support weather instrumentation and the collection of data for the design, operations, and analysis of the Board's Cloud Seeding Program; and

WHEREAS Boise State University (BSU), with funding support from IPC, has developed a SWEdar device designed to act as a micro-SNOTEL site and can be used to support the needs of the Cloud Seeding Program; and

WHEREAS BSU has requested \$35,000 from the IWRB to support the final year of development of the SWEdar devices.

NOW, THEREFORE BE IT RESOLVED that, the IWRB authorizes expenditures not to exceed \$33,000 from the Secondary Aquifer Planning, Management, and Implementation Fund for the 2020-2021 cloud seeding season in addition to funding for O&M program shortages already approved in the 2022 Fiscal Year Budget Resolution.

BE IT FURTHER RESOLVED that, the IWRB authorizes expenditures not to exceed \$30,000 from the Secondary Aquifer Planning, Management, and Implementation Fund for the 2020-2021 cloud seeding season in addition to the funding for one-third of O&M funding already approved in the 2022 Fiscal Year Budget Resolution.

BE IT FURTHER RESOLVED that, one-time authorized expenditures per basin shall not exceed the following and are contingent upon anticipated water user contributions as identified in the budget table below:

Basin	Total Program O&M Cost	Water User Cost Share (Approx 15%)	IPC Share	IWRB Share	One-Time IWRB Contribution (Approx 18%)
Boise River	\$ 832,000	\$ 125,000	\$ 278,000	\$ 278,000	\$ 151,000
Wood River	\$ 610,000	\$ 92,000	\$ 204,000	\$ 204,000	\$ 110,000
Upper Snake River	\$ 1,491,000	\$ 225,000	\$ 497,000	\$ 497,000	\$ 272,000
SubTotal	\$ 2,933,000	\$ 442,000	\$ 979,000	\$ 979,000	\$ 533,000
HPC Administration	\$ 80,000		\$ 40,000	\$ 40,000	
Program Shortages				\$ 533,000	
Total	\$ 3,013,000	\$ 442,000	\$ 1,018,000	\$ 1,553,000	

BE IT FURTHER RESOLVED that, the IWRB authorizes expenditures not to exceed \$35,000 from the Secondary Aquifer Planning, Management, and Implementation Fund for the final year development of SWEdar devices.

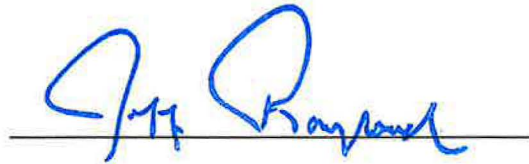
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BE IT FURTHER RESOLVED that the IWRB authorizes its chairman or designee, Brian Patton, Executive Officer to the IWRB, to execute the necessary agreements or contracts.

DATED this 19th day of November 2021.



Jeff Raybould, Chairman
Idaho Water Resource Board

ATTEST



Jo Ann Cole-Hansen, Secretary

BEFORE THE IDAHO WATER RESOURCE BOARD

IN THE MATTER OF APPLICATION)
FOR STREAM CHANNEL ALTERATION)
PERMIT NO. S37-20565)
_____)

RESOLUTION

1 WHEREAS, on March 15, 2019, the Idaho Department of Water Resources ("IDWR")
2 received Joint Application for Permits No. S37-20565 ("Application") filed by John Hastings, Jr.
3 and Embassy Auditoriums, Inc. ("Hastings") for a stream channel alteration permit for bank
4 stabilization, in response to a notice of violation; and
5

6 WHEREAS, on May 17, 2019, IDWR issued a Conditional Approval of Joint
7 Application for Permits (S37-20565) ("Permit"); and
8

9 WHEREAS, Hastings requested, in writing within fifteen days after service of the Permit,
10 a hearing before the Idaho Water Resource Board ("IWRB") on IDWR's conditional approval;
11 and
12

13 WHEREAS, IDWR and Hastings have been in discussions on the conditional terms of
14 the Permit since Hastings' request for hearing but have reached an impasse;
15

16 WHEREAS, it is necessary for the IWRB to appoint a hearing officer to preside over the
17 hearing requested by Hastings and issue a recommended order or preliminary order in
18 accordance with Idaho Code §§ 67-5243(1) and 67-5248;
19

20 NOW THEREFORE BE IT RESOLVED, the IWRB hereby appoints Shelley Keen,
21 Water Allocation Bureau Chief, as the hearing officer in the above-captioned proceedings.

Adopted this 19th day of November 2021.



Jeff Raybould, Chairman
Idaho Water Resource Board

ATTEST: 

Jo Ann Cole-Hansen, Secretary

BEFORE THE IDAHO WATER RESOURCE BOARD

IN THE MATTER OF THE IDAHO WATER
RESOURCE BOARD ESPA MANAGED RECHARGE
PROGRAM

RESOLUTION REGARDING THE CAPTURE OF
WATER IN MAGIC RESERVOIR AND THE IWRB
ESPA MANAGED RECHARGE PROGRAM

1 WHEREAS, the Eastern Snake Plain Aquifer (ESPA) has been losing approximately 216,000 acre-
2 feet annually from aquifer storage since the 1950's resulting in declining ground water levels in the aquifer
3 and reduced spring flows to the Snake River; and
4

5 WHEREAS, the Eastern Snake Plain Aquifer Comprehensive Aquifer Management Plan (ESPA
6 CAMP), identified managed recharge as a key strategy for achieving the goal of aquifer stabilization and
7 recovery; and
8

9 WHEREAS, House Bill 547 passed and approved by the 2014 Legislature allocates \$5 million from
10 the Cigarette Tax to the Idaho Water Resource Board's (IWRB) Secondary Aquifer Planning, Management,
11 and Implementation Fund (Secondary Aquifer Fund) for statewide aquifer stabilization; and
12

13 WHEREAS, the legislature provides \$5 million annually to the IWRB's Secondary Aquifer Fund
14 through the Department of Water Resources budget for aquifer management; and
15

16 WHEREAS, the 2016 Idaho Legislature passed and approved Senate Concurrent Resolution 136
17 directing the IWRB to develop the capacity to achieve 250,000 acre-feet of annual average managed
18 recharge to the ESPA by December 31, 2024; and
19

20 WHEREAS, the ESPA CAMP includes an implementation goal of: "20 kaf estimates to maximize use
21 of the Board's recharge water permit, Wood River Legacy transactions, and/or flood control releases on
22 the Wood River system;" and
23

24 WHEREAS, a Magic Reservoir is located on the Big Wood River; and
25

26 WHEREAS, Big Wood Canal Company controls and operates Magic Reservoir; and
27

28 WHEREAS, the IWRB conducts managed recharge under water rights owned by the IWRB that
29 have points of diversion and places of use off the Big Wood River below Magic Reservoir; and
30

31 WHEREAS, the IWRB recognizes the importance of physically filling Magic Reservoir whenever
32 possible; and
33

34 WHEREAS, the IWRB recognizes that the physical fill of Magic Reservoir should be prioritized over
35 recharging water in the ESPA under the IWRB's managed recharge program; and
36

37 NOW, THEREFORE BE IT RESOLVED to assist with the maximum storage of water in Magic
38 Reservoir, the IWRB will work with Big Wood Canal Company to ensure that recharging water in the ESPA
39 under the IWRB's managed recharge program does not interfere with physical fill of Magic Reservoir.

DATED this 19th day of November 2021.



JEFF RAYBOULD, Chairman
Idaho Water Resource Board

ATTEST



JO ANN COLE-HANSEN, Secretary

BEFORE THE IDAHO WATER RESOURCE BOARD

IN THE MATTER OF THE IDAHO WATER
RESOURCE BOARD ESPA MANAGED RECHARGE
PROGRAM

RESOLUTION REGARDING THE AMENDMENT
OF WATER RIGHT APPLICATIONS 37-23110
AND 37-23111

1 WHEREAS, on April 17, 2018 the Idaho Water Resource Board (IWRB) filed water right application
2 37-23110 for 800 cfs of ground water recharge from the Little Wood River; and
3

4 WHEREAS, on April 17, 2018 the IWRB filed water right application 37-23111 for 800 cfs of ground
5 water recharge from the Big Wood River; and
6

7 WHEREAS, the IWRB has determined to amend the quantity element of water right application
8 37-23110 to 500 cfs; and
9

10 WHEREAS, the IWRB has determined to amend the quantity element of water right application
11 37-23111 to 650 cfs; and
12

13 WHEREAS, the remaining elements of water right applications 37-23110 and 37-23111 shall
14 remain the same; and
15

16 NOW, THEREFORE BE IT RESOLVED the IWRB directs its Executive Officer Brian Patton to amend
17 water right applications 37-23110 and 37-23111 as set forth in this resolution.
18

DATED this 19th day of November 2021.


JEFF RAYBOULD, Chairman
Idaho Water Resource Board

ATTEST 
JO ANN COLE-HANSEN, Secretary

BEFORE THE IDAHO WATER RESOURCE BOARD

IN THE MATTER OF THE IDAHO WATER
RESOURCE BOARD'S ZERO-BASED
REGULATION NEGOTIATED RULEMAKING OF
IDAPA 37.03.07 STREAM CHANNEL
ALTERATION RULES AND 37.01.01 RULES OF
PROCEDURE

RESOLUTION TO ADOPT AND PUBLISH
PENDING ZBR RULES IN THE DECEMBER 1,
2021, IDAHO ADMINISTRATIVE BULLETIN
VOL. 21-12

1 WHEREAS, the Idaho Water Resource Board ("IWRB") is the executive branch entity with
2 statutory oversight and authority over 12 chapters of Administrative Rules in IDAPA 37, including:
3 IDAPA 37.01.01 Rules of Procedure of the IDWR; IDAPA 37.02.01 Comprehensive State Water
4 Plan Rules; IDAPA 27.02.03 Water Supply Bank Rules; IDAPA 37.02.04 Shoshone Bannock Tribal
5 Water Supply Bank Rules; IDAPA 37.03.03 Rules and Minimum Standards for the Construction
6 and Use of Injection Wells; IDAPA 37.03.04 Drilling for Geothermal Resources Rules; IDAPA
7 37.03.05 Mines Tailing Impoundment Structures Rules; IDAPA 37.03.06 Safety of Dams Rules;
8 IDAPA 37.03.07 Stream Channel Alteration Rules; IDAPA 37.03.09 Well Construction Standards
9 and Rules; and IDAPA 37.03.10 Well Driller Licensing Rules; and

10 WHEREAS, Governor Little's [Executive Order 2020-01](#) Zero Based Regulation ("Executive
11 Order") directs each agency to comprehensively review all rules under its authority and "if
12 applicable" to promulgate new rules to take their place where necessary, and to conduct this
13 zero-based review ("ZBR") over a five year period from 2021 to 2025; and

14 WHEREAS, the IWRB adopted a five-year ZBR rulemaking schedule that identifies the
15 review of IDAPA 37.01.01 Rules of Procedure and 37.03.07 Stream Channel Alteration Rules in
16 2021; and

17 WHEREAS, the Executive Order directs any "agency wishing to renew a rule chapter
18 beyond [its ZBR] review date" to promulgate a new rule chapter after conducting a "retrospective
19 analysis" of the rule; and

20 WHEREAS, the IWRB has conducted retrospective analysis of its Rules of Procedure and
21 Stream Channel Alteration rules and concluded that both rules are needed to carry out the
22 IWRB's statutory duties and responsibilities fairly, efficiently, and consistently; and

23 WHEREAS, the Executive Order directs agencies to "start the new rulemaking from a zero-
24 base, and not seek to simply reauthorize their existing rule chapter without a critical and
25 comprehensive review"; and

26 WHEREAS, the IWRB's April 7 notice of intent to promulgate rules clearly stated its intent
27 to "repeal and promulgate rules" "consistent with the [Executive Order]" and where the IWRB
28 has conformed to all ZBR processes and requirements throughout the rulemaking process; and

29 WHEREAS, the Executive Order directs agencies to “publish a notice of intent to
30 promulgate rules and hold, at a minimum, two public hearings that are designed to maximize
31 public participation in the rulemaking process”; and

32 WHEREAS, the IWRB held two public hearings as part of its negotiated rulemaking of the
33 Stream Channel Alteration rules on April 27, 2021, and June 2, 2021, and held two public hearings
34 as part of its negotiated rulemaking of the Rules of Procedure on May 12, 2021, and June 23,
35 2021; and

36 WHEREAS, following negotiations and after taking due consideration of all comments
37 received during negotiations, the IWRB adopted and authorized for publication IDAPA 37.01.01
38 Rules of Procedure and IDAPA 37.03.07 Stream Channel Alteration Rules as proposed rules in its
39 Resolution No. 29-2021 on August 27, 2021; and

40 WHEREAS, DFM published IDAPA 37.03.07 Stream Channel Alteration Rules (Docket No.
41 37-0307-2101) as proposed rules, on September 1, 2021, in [Idaho Administrative Bulletin Vol. 21-
42 9](#) (pages 108-132); and

43 WHEREAS, the period for the public to submit written comment or oral comment
44 regarding rulemaking Docket No. 37-0307-2101 tolled on September 22, 2021, with one
45 comment received; and

46 WHEREAS; the single comment received opposed all changes to IDAPA 37.03.07 Stream
47 Channel Alteration Rules contained in the proposed rule and was contrary to the support and
48 approval for the changes expressed by most of the stakeholders that participated and
49 commented in the rulemaking negotiations; and

50 WHEREAS, DFM published IDAPA 37.01.01 Rules of Procedure (Docket No. 37-0101-2101)
51 as proposed rules, on October 6, 2021, in [Idaho Administrative Bulletin Vol. 21-10](#) (pages 86-105);
52 and

53 WHEREAS, the period for the public to submit written comment or oral comment
54 regarding rulemaking Docket No. 37-0101-2101 tolled on October 27, 2021, with no comments
55 received; and

56 NOW, THEREFORE BE IT RESOLVED that the IWRB adopts and authorizes the notice and
57 publication of the proposed IDAPA 37.03.07 Stream Channel Alteration Rules (Docket No. 37-
58 0307-2101) as pending rules and directs their adoption as published on September 1, 2021, in
59 Idaho Administrative Bulletin Vol. 21-9.

60 NOW, THEREFORE BE IT FURTHER RESOLVED that the IWRB adopts and authorizes the
61 notice and publication of the proposed IDAPA 37.01.01 Rules of Procedure (Docket No. 37-0101-
62 2101) as pending rules and directs their adoption as published on October 6, 2021, in Idaho
63 Administrative Bulletin Vol. 21-10.

DATED this 19th day of November 2021.



JEFF RAYBOULD, Chairman
Idaho Water Resource Board

ATTEST 

JO ANN COLE-HANSEN, Secretary
Idaho Water Resource Board

BEFORE THE IDAHO WATER RESOURCE BOARD

IN THE MATTER OF THE IDAHO WATER
RESOURCE BOARD'S OMNIBUS
RULEMAKING

RESOLUTION TO ADOPT AND PUBLISH
PENDING OMNIBUS FEE AND NON-FEE
RULES

1 WHEREAS, the Idaho Water Resource Board ("IWRB") is the executive branch entity with
2 either sole or shared statutory oversight and authority over ten chapters of Administrative Non-
3 Fee and Fee Rules in IDAPA 37, including: IDAPA 37.01.01 Rules of Procedure of the IDWR; IDAPA
4 37.02.01 Comprehensive State Water Plan Rules; IDAPA 37.02.03 Water Supply Bank Rules;
5 IDAPA 37.02.04 Shoshone Bannock Tribal Water Supply Bank; IDAPA 37.03.03 Rules and
6 Minimum Standards for the Construction and Use of Injection Wells; IDAPA 37.03.04 Drilling for
7 Geothermal Resources Rules; IDAPA 37.03.05 Mine Tailings Impoundment Structures Rules;
8 IDAPA 37.03.06 Safety of Dams Rules; IDAPA 37.03.07 Stream Channel Alteration Rules; IDAPA
9 37.03.09 Well Construction Standards Rules; and IDAPA 37.03.10 Well Driller Licensing Rules; and

10 WHEREAS, at the direction of the Division of Financial Management ("DFM") the IWRB
11 adopted its non-fee rules as temporary rules, effective July 1, 2021, in its Resolution No. 20-2021
12 on May 21, 2021; and

13 WHEREAS, also at the direction of DFM the IWRB adopted its fee rules as temporary fee
14 rules, effective July 1, 2021, in its Resolution No. 21-2021 on June 15, 2021; and

15 WHEREAS, DFM published the IWRB's temporary non-fee rules as Docket No. 37-0000-
16 2100 and its fee rules as Docket No. 37-0000-2100F, on July 21, 2021, in the [Idaho Administrative](#)
17 [Bulletin Vol. 21-7SE](#) (pages 4808-5039); and

18 WHEREAS, on August 24, 2021, DFM directed all state executive agencies to adopt and
19 publish their temporary rules (both fee and non-fee) as proposed rules, and later pending rules,
20 and submit them for 2022 legislative review as an omnibus rulemaking; and

21 WHEREAS, the IWRB adopted and authorized the publication of its omnibus temporary
22 fee and non-fee rules as proposed rules in its resolution 33-2021 on September 30, 2021; and

23 WHEREAS, DFM published the IWRB's temporary non-fee rules as proposed omnibus non-
24 fee rules (Docket No. 37-0000-2100) and its temporary fee rules as proposed omnibus fee rules
25 (Docket No. 37-0000-2100F), on October 20, 2021, in the [Idaho Administrative Bulletin Vol. 21-](#)
26 [10SE](#) (pages 4523-4702); and

27 WHEREAS, on October 25, 2021, DFM directed all state executive agencies to adopt and
28 publish their omnibus proposed rules (both fee and non-fee) as pending rules in a special edition
29 of the Idaho Administrative Bulletin on December 22, 2021; and

WHEREAS, the period for the public to submit written comment or oral comment regarding the IWRB's October 20, 2021, published proposed omnibus non-fee and fee rules tolled on November 10, 2021, with no comments submitted; and

WHEREAS, the IWRB's rules implement the duly enacted laws of the state of Idaho, provide citizens with the detailed rules and standards for complying with those laws, and assist in the orderly execution and enforcement of those laws; and

WHEREAS, the expiration of the IWRB's rules without due consideration and process would undermine the public health, safety, and welfare of the citizens of Idaho and deprive them of the benefit intended by the rules; and

WHEREAS, the Governor has found that the fee(s) or charge(s) imposed or increased in the fee rules are justified and necessary to avoid immediate danger to the budget of the Idaho Department of Water Resources, to the state budget, to necessary state functions, and services, and to avoid immediate danger of a potential violation of Idaho's constitutional requirement that the state annually balance its budget.

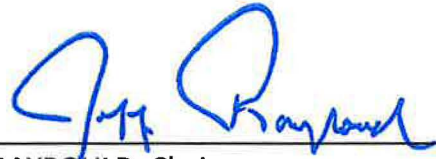
NOW, THEREFORE BE IT RESOLVED that the IWRB adopts and authorizes the notice and publication of the following proposed fee rules as pending rules and directs their adoption as published on October 20, 2021, in the Idaho Administrative Bulletin Vol. 21-10SE:

- 37.01.01, *(Rules of Procedure of the Idaho Department of Water Resources)*;
- 37.02.03, *(Water Supply Bank Rules)*;
- 37.03.03, *(Rules and Minimum Standards for the Construction and Use of Injection Wells)*;
- 37.03.04, *(Drilling for Geothermal Resources Rules)*;
- 37.03.05, *(Mine Tailings Impoundment Structures Rules)*;
- 37.03.06, *(Safety of Dams Rules)*;
- 37.03.07, *(Stream Channel Alteration Rules)*;
- 37.03.09, *(Well Construction Standards Rules)*; and
- 37.03.10, *(Well Driller Licensing Rules)*.

NOW, THEREFORE BE IT FURTHER RESOLVED that the IWRB adopts and authorizes the notice and publication of the following proposed non-fee rules as pending fee rules and directs their adoption as published on October 20, 2021, in the Idaho Administrative Bulletin Vol. 21-10SE:

- 37.02.01, *Comprehensive State Water Plan Rules*
- 37.02.04, *Shoshone Bannock Tribal Water Supply Bank*.

DATED this 19th day of November 2021.



JEFF RAYBOULD, Chairman
Idaho Water Resource Board



ATTEST

JO ANN COLE-HANSEN, Secretary
Idaho Water Resource Board

BEFORE THE IDAHO WATER RESOURCE BOARD

IN THE MATTER OF THE IDAHO WATER
CENTER OPERATING AGREEMENT

RESOLUTION TO APPROVE
AMENDMENT TO THE OPERATING
AGREEMENT PAYMENT SCHEDULE

1 WHEREAS, On December 17, 2002, The Idaho Water Resource Board (IWRB), the Idaho
2 Department of Water Resources (Department), The Department of Administration, the Board of Regents
3 of the University of Idaho (University), and the Idaho State Building Authority entered into a Facilities
4 Lease detailing bond financing and operating of the Idaho Water Center; and
5

6 WHEREAS, On December 17, 2002, IWRB, the Department, and the University entered into an
7 Operating Agreement outlining how the parties would jointly own and occupy the Idaho Water Center. The
8 Operating Agreement includes a payment schedule which contains the Department's share of the Idaho
9 Water Center bond payments; and
10


11 WHEREAS, The bonds, issued for the Idaho Water Center, were refunded in 2012 and 2019,
12 reducing the debt service; and
13

14 WHEREAS, The Department and the University negotiated a new payment schedule for the
15 Operating Agreement such that the Department will benefit from the bond refundings. The Department will
16 receive a savings of approximately \$4.8 million eliminating the 2033 through 2035 payments and reducing
17 the 2032 payment.
18

19 WHEREAS, The Operating Agreement must be amended to incorporate the new payment schedule.
20

21 NOW THEREFORE BE IT RESOLVED, that the IWRB authorizes the Chairman or his designee
22 to sign an amendment to the Operating Agreement to effectuate the new payment schedule.

DATED this 19th day of November 2021.


JEFF RAYBOULD, Chairman
Idaho Water Resource Board


ATTEST: JO ANN COLE-HANSEN, Secretary