

**BEFORE THE IDAHO WATER RESOURCE BOARD**

IN THE MATTER OF PRIEST LAKE CONSTRUCTION  
LITIGATION

RESOLUTION TO APPROVE FUNDS FOR  
OUTSIDE COUNSEL

1 WHEREAS, on August 20, 2020, the Idaho Water Resource Board (IWRB) and Strider Construction  
2 Co., Inc. (Strider) entered a construction contract for improvements to the Priest Lake Outlet Dam; and

3  
4 WHEREAS, on July 27, 2022, Strider submitted a notice of termination of the contract; and

5  
6 WHEREAS, on July 29, 2022, Strider filed a lawsuit against the IWRB related to the contract; and

7  
8 WHEREAS, on August 23, 2022, the IWRB filed a counterclaim against Strider; and

9  
10 WHEREAS, the Office of the Attorney General (OAG) has determined that it is necessary and  
11 appropriate to retain a private law firm to assist the OAG in the representation of the IWRB's interest in  
12 the defense of litigation with Strider; and

13  
14 WHEREAS, the OAG has selected Stephen B. Andersen of the firm Kirton McConkie (Counsel) to  
15 assist in legal representation of the IWRB in the Strider litigation; and

16  
17 WHEREAS, on September 16, 2022, the Board approved contracting with Counsel to represent  
18 the IWRB in the Strider litigation; and

19  
20 WHEREAS, on September 27, 2022, the Board entered into an agreement for Professional Services  
21 with Stephen B. Anderson of the firm of Kirton McConkie on the Strider matter; and

22  
23 WHEREAS, the firm of Kirton McConkie has estimated that the costs of litigation in the Strider  
24 matter through May, 2023 could be as much as \$370,000; and

25  
26 NOW THEREFORE BE IT RESOLVED, that the IWRB authorizes expenditure of up to \$370,000 from the  
27 Water Management Account to defray the costs of litigation in the Strider matter; and

28  
29 NOW THEREFORE BE IT FURTHER RESOLVED that the IWRB authorizes its chairman or designee,  
30 to execute the necessary agreements or contracts for the purpose of this resolution.

31  
  
DATED this 20th day of January 2023.



JEFF RAYBOULD, Chairman  
Idaho Water Resource Board



ATTEST

JO ANN COLE-HANSEN, Secretary

BEFORE THE IDAHO WATER RESOURCE BOARD

IN THE MATTER OF AGING  
INFRASTRUCTURE GRANTS

RESOLUTION TO AWARD FUNDS

1 WHEREAS, House Bill 769 passed and approved in 2022 by the Idaho Legislature  
2 appropriated to the IWRB \$75,000,000 to be used for expenditures, loans, or grants for water  
3 projects, including studies, to address water sustainability, rehabilitate or improve aging water  
4 infrastructure or support flood management; and

5  
6 WHEREAS, the legislature provided that no more than one-third of these moneys shall  
7 be used for grants, and directed the IWRB to develop criteria, taking into account the public's  
8 input for the expenditures of money for grants, which shall be competitive, matching grants  
9 that prioritize projects based on the public benefits they provide; and

10  
11 WHEREAS, on October 26, 2022 the IWRB adopted amended criteria for the award of  
12 Aging Infrastructure Grants, and

13  
14 WHEREAS, thirty-six (36) Aging Infrastructure grant applications were received by the  
15 deadline and the applications were evaluated, scored and ranked according to the criteria  
16 adopted by IWRB; and

17  
18 WHEREAS, the Finance Committee met and discussed the projects, and recommended  
19 the IWRB approve Aging Infrastructure Grant awards as specified in the attached Application  
20 Ranking Sheet; and

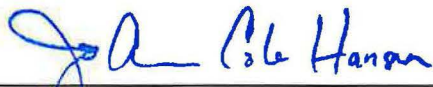
21  
22 NOW, THEREFORE BE IT RESOLVED that the IWRB approves the award of Aging  
23 Infrastructure Grants as specified in the Application Ranking Sheet attached to this resolution.  
24

DATED this 20<sup>th</sup> day of January 2023.



Jeff Raybould, Chairman  
Idaho Water Resource Board

ATTEST



Jo Ann Cole-Hansen, Secretary

## Resolution Attachment

Aging Infrastructure Applications for Round Two										
Entity	Funds Requested	Total Project Costs	Score	City	County	District	Award	Dist	Total Awarded	Percent Of Total
WRV Board of Control - diversion 45 rehab	309,000	1,030,024	86.67	Bellevue	Blaine	3	309,000	1	1,654,411	13.2%
Falls Irrigation District - pump station rehab	2,000,000	9,095,000	85.67	Amer. Falls	Power	4	2,000,000	2	2,895,582	23.2%
Cub River Irrigation Company - pump station project	1,000,000	5,951,000	84.33	Franklin	Franklin	4	1,000,000	3	4,405,684	35.2%
Nampa Meridian Irrigation District - modernize canal diversion	1,866,116	13,388,370	83.67	Nampa	Canyon	2	1,866,116	4	3,544,323	28.4%
Curran Ditch Users Association - pipeline project	16,100	70,000	80.33	Gooding	Gooding	3	16,100	Total	12,500,000	100.0%
HFF Conant Creek - canal lining & automation	499,145	2,172,444	79.67	Ashton	Fremont	4	499,145	Budget	12,500,000	
Island Ward Canal Co - replace main diversion headgate & automation	11,945	47,781	79.67	St. Anthony	Fremont	4	11,945	Diff	0	
Northside Canal Co - canal lining	2,000,000	7,342,600	79.67	Jerome	Jerome	3	2,000,000			
King Hill Irrigation District - cold springs pipe project	828,501	2,773,364	79.33	Glenns Ferry	Elmore	2	828,501			
Twin Falls Canal Co - canal lining (Highline)	245,547	818,490	79.00	Twin Falls	Twin Falls	3	245,547			
Big Lost Irrigation District - canal lining	900,000	3,100,000	78.97	Mackay	Custer	3	900,000			
Boise City Canal Co - Headgate modernization	122,000	366,000	78.67	Boise	Ada	2	122,000			
Hat Butte Mutual Canal Co - pipeline project	78,965	282,025	78.67	Nampa	Canyon	2	78,965			
Solenberger Ditch Co - headgate replace and relocation	3,000	9,000	78.67	Blackfoot	Bingham	4	3,000			
Sunnydell Irrigation District - diversion strucuture modernization	30,233	107,940	78.33	Rexburg	Madison	4	30,233			
Twin Falls Canal Co - measure box improvements (Rubicon)	44,037	146,791	78.00	Twin Falls	Twin Falls	3	44,037			
Burley Irrigation District - replace f waste structure	891,000	2,700,000	77.67	Burley	Cassia	3	891,000			
Grindstone Butte Mutual Canal Co - canal lining	1,555,167	4,665,501	77.33	Heyburn	Elmore	2				
Hayden Lake Irrigation District - replace and relocate main pipeline	1,720,000	6,180,000	77.33	Hayden	Kootenai	1	1,654,411	partial		
Boise Board of Control - canal lining segment 2	2,000,000	9,663,060	76.57	Boise	Ada	2				
Clover Irrigation Pump Co - system pressurization	871,871	2,642,035	75.67	Buhl	Twin Falls	3				
Fish Creek Irrigation District - dam reconstruction	2,000,000	22,130,885	74.00	Carey	Blaine	3				
Goose Creek Flood Control District - dam remediation	671,700	2,015,101	73.67	Oakley	Cassia	3				
Middleton Mill Ditch Co - modernize/repair diversion	19,224	60,073	73.33	Middleton	Canyon	2				
Parks & Lewisville Irrigation Co - install scada, headgates, overshot gates	25,000	196,281	73.00	Lewisville	Jefferson	4				
Payette SWCD - replace agricultural drain	29,494	89,375	72.33	Payette	Payette	2				
Hiawatha Canal Users Association - headworks & turnout improvements	267,464	810,497	72.00	Hailey	Blaine	3				
Progressive Irrigation District - canal intake screen box	22,440	45,560	70.06	Ammon	Bonneville	4				
AFRD2 - radial gate repair	40,000	135,051	69.38	Shoshone	Lincoln	3				
Idaho Irrigation District - headgate modernization and measurement	101,500	317,111	69.33	Idaho Falls	Bonneville	4				
City of Gooding - flood control project	2,000,000	8,958,240	69.00	Gooding	Gooding	3				
Lost Valley Reservoir Company - replace and enlarge dam	2,000,000	14,600,000	68.33	Cambridge	Washington	2				
Emmett Irrigation Distrct - hydro penstock replacement Black Canyon	1,400,000	3,600,000	67.00	Emmet	Gem	2				
Burgess Canal and Irrigating Co - canal lining/piping	507,448	1,537,722	60.67	Rigby	Jefferson	4				
Timber Dome Canal Co - monitoring system improvements	9,735	29,500	51.67	Arco	Butte	3				
Raft River Groundwater District - watershed project	2,000,000	20,983,933	0.00	Burley	Cassia	3	Not Aging Infrastructure			
Total Funds Requested	28,086,632	148,060,754					12,500,000			

Grant Budget is \$12.5 million for round two

**BEFORE THE IDAHO WATER RESOURCE BOARD**

IN THE MATTER OF THE REGIONAL  
WATER SUSTAINABILITY PRIORITY LIST

RESOLUTION TO UPDATE LIST

1 WHEREAS, in July 2021 the IWRB adopted an initial Regional Water Sustainability Priority  
2 List to help guide the Idaho Water Resource Board's (IWRB's) spending for large, regional water  
3 sustainability projects from ARPA funds, state general funds, or other applicable sources; and  
4

5 WHEREAS, in January 2022 the IWRB adopted a threshold criteria indicating that for a  
6 project to be included on the Regional Water Sustainability Priority List it must "help achieve  
7 water supply sustainability on a regional, basin-wide, or state wide basis;" and  
8

9 WHEREAS, state general funds made available for regional water sustainability projects  
10 are placed into the Water Management Account, which is managed by the IWRB. Idaho Code  
11 42-1760(2)(d) requires that when authorizing the use of funds from the Water Management  
12 Account the IWRB "must protect all existing water rights and consider the effects of such projects  
13 on other water uses, such as water quality, fish and wildlife, recreation, and hydropower, that  
14 provide economic value, stability, water sustainability, drought resiliency, and other benefits to  
15 the citizens of the state.;" and  
16

17 WHEREAS, on April 20<sup>th</sup> 2022 staff presented the Finance Committee with a proposed  
18 criteria for inclusion on the Regional Water Sustainability Priority List. The Committee chose to  
19 open a 30-day public comment period on the draft criteria for funding water projects statewide;  
20 and  
21

22 WHEARAS, on September 8th 2022 staff presented the Finance Committee with an  
23 updated criteria and discussed the public comments that were received. The Committee chose  
24 to open a second 30-day public comment period on the updated draft criteria for funding water  
25 projects statewide; and  
26

27 WHEREAS, on October 20<sup>th</sup> 2022 the IWRB's Finance Committee met to discuss the  
28 updated criteria incorporating the new round of public comments. The Finance Committee  
29 reviewed the comments and recommended updates to the criteria for IWRB adoption; and  
30

31 WHEREAS, on October 26<sup>th</sup> 2022 the IWRB adopted criteria for the inclusion of projects  
32 on the Regional Water Sustainability Priority List and set a deadline for requests to be received  
33 of December 1; and  
34

35 WHERAS, the IWRB received 15 requests to be remain on or be added to the list. Staff  
36 prepared an update to the list and discussed it with the Finance Committee on January 13<sup>th</sup>. The


37 Committee recommended the IWRB approve updates to the List as specified in the updated  
38 Regional Water Sustainability Priority List attached to this resolution; and  
39

40 NOW, THEREFORE BE IT RESOLVED that the IWRB adopts the attached updated Regional  
41 Water Sustainability Priority List.  
42

DATED this 20<sup>th</sup> day of January 2023.



JEFF RAYBOULD, Chairman  
Idaho Water Resource Board



ATTEST

JO ANN COLE-HANSEN, Secretary

**IDAHO WATER RESOURCE BOARD  
REGIONAL WATER SUSTAINABILITY PRIORITY LIST**

<b>Project</b>	<b>Project Cost</b>	<b>Project Description</b>	<b>Project Information</b>
American Falls Spillway Rehabilitation	\$23,170,000	Maintenance and Rehabilitation of Spillway and Dam Structures at American Falls Dam – Minidoka Project, Power County, Idaho and scheduled repairs through 2029, critical to the on-going operations.	<i>IWRB District 4</i>
Bear Lake Additional Storage	\$15,000,000	Various projects and easement acquisitions to increase Bear River channel capacity to carry flood flows downstream of Bear Lake and allow more water storage in Bear Lake.	<i>IWRB District 4</i>
Cloud seeding infrastructure in additional basins	\$8,000,000	Install cloud seeding generators and other equipment in basins IWRB selects without current program, potentially including the Bear, Raft, Goose Creek, Lemhi, Lost and others. Operations to be paid through Secondary Fund.	<i>IWRB Districts 2, 3</i>
Copper River Storage Project	\$5,520,000	To construct an irrigation storage pond along Roosevelt Ave., capturing water reserves from NMID system flows	<i>IWRB District 2</i>
Dworshak Pipeline	\$80,000,000	New water supply pipeline from Dworshak Dam to optimize hatchery production. Also includes hydropower plant on pipeline that would feed money back into WMA over time. Includes infrastructure & habitat improvements in Salmon and Clearwater Basins.	<i>IWRB District 1</i>
Gooding Flood Control Project	\$12,500,000	Replace 5 bridges that are part of flood control structure; seeking \$100K for a scoping a design grant.	<i>IWRB District 3</i>
Lemhi Basin Aquifer Recharge	\$5,000,000	Construct infrastructure needed to develop aquifer recharge program in Lemhi Basin as called for in settlement agreement. Operations to be paid through secondary Fund	<i>IWRB District 2</i>
Lewiston Orchards Exchange Project	\$60,000,000	Construct remaining infrastructure to fully enact water exchange between Lewiston Orchards Irrigation District and Nez Perce Tribe.	<i>IWRB District 1</i>

Resolution No. 03-2023 Attachment

Project	Project Cost	Project Description	Project Information
Lost Valley Reservoir Enlargement	\$50,000,000	Enlarge Lost Valley Reservoir by 20,000 AF. IWRB to own new reservoir space and allocate it out to various uses in Weiser River Basin.	<i>IWRB District 2</i>
Mackay Dam Repair	\$10,000,000	Repairs to the outlet tower works and the spillway.	<i>IWRB District 3</i>
Mountain Home Aquifer Water Supply	\$50,000,000	Offset use of declining Mountain Home Aquifer	<i>IWRB District 2</i>
Nampa WWTP Reuse Pipeline	\$12,000,000	To provide recycled water for the Phyliss canal	<i>IWRB District 2</i> Received \$3M from BOR WaterSMART; seeking up to additional \$9M from IWRB
New York Canal Lining	\$50,000,000	Line New York canal through Boise for public safety and water conservation	<i>IWRB District 2</i> a) IWRB Res. 31-2022 (9/16/22) awarded \$2,418,900 Aging Infrastructure grant b) ISWCC awarded \$514,000 WQPA grant (2022) c) BPBOC has applied for fed. funding
North Fremont Canal Systems Phase 5 Pipeline Project	\$19,769,000	Convert ditch to pipeline	<i>IWRB District 4</i>
Palouse Basin Aquifer Water Supply	\$73,000,000	Construct new water supply and pipeline to bring water into the Moscow area and reduce use of declining Palouse Basin Aquifer – Water Supply Project – Alternative 5. May need interstate agreement with Washington and City of Pullman.	<i>IWRB District 1</i>
Raft River Pipeline	\$49,000,000	Pipeline from Snake River to offset GW pumping in Raft River Basin – water right permit is issued.	<i>IWRB District 3</i>
System Improvements to Pioneer System	\$2,000,000	To improve water resource systems to be able to handle the variation of flow between night and day from the WWTP	<i>IWRB District 2</i>
Treasure Valley Water Supply Assessment Project	\$150,000	Assessment of tributary drains and shallow aquifer to address low flows near Middleton during the irrigation season	<i>IWRB District 2</i> \$50K per year
<b>GRAND TOTAL REQUESTED</b>	<b>\$525,309,000</b>		

\*Projects are listed alphabetically



Projects Authorized & Underway			
Project	Project Cost	Project Description	Project Information
Mountain Home Air Force Base Water Supply	\$30,000,000	<ul style="list-style-type: none"> <li>a) Provide a reliable long-term water supply for the Base from the Snake River to replace the Base's use of declining Mountain Home Aquifer.</li> <li>b) State to build pump station and pipeline at estimated cost of \$28M</li> <li>c) Federal Government to build water treatment plant at estimated cost of \$49M.</li> </ul>	<p><i>IWRB District 2</i></p> <ul style="list-style-type: none"> <li>a) IWRB Res. 28-2022 (9/16/22) authorized \$5M from ARPA SFR Fund for initial design and contracting costs</li> <li>b) IWRB executed MOA w/ U.S. Air Force (Res. 27-2022, 9/16/22)</li> <li>c) IWRB will retain Snake River water rights to supply base</li> <li>d) IWRB will give the infrastructure to the Air Force</li> <li>e) Target completion date is January 2026</li> </ul>
Anderson Ranch Reservoir Enlargement	\$83,300,000	<ul style="list-style-type: none"> <li>a) Anticipated total cost of \$90 million (\$80 million non-federal).</li> <li>b) Goal: Full payment without reliance on bonding authority.</li> <li>c) Limitation: WIIN Act funds allow only up to 50% funding from federal sources.</li> <li>d) Utilize funds in Water Management Account for \$45 million of total funding (non-federal source).</li> <li>e) \$10 million (Federal WIIN Act) + \$35 million (COVID) + \$45 million (WMA current assets) = \$90M.</li> <li>f) Requires modified allocation of WMA funds.</li> <li>g) IWRB to allocate new reservoir space to various uses in Treasure Valley – water users to repay their proportionate share over time.</li> </ul>	<p><i>IWRB District 2</i></p> <p>IWRB Res. 26-2022 (9/16/22) authorized \$72.9M from ARPA SFR Fund for state share (in addition to \$1.2M IWRB contribution)</p>
Upper Valley ESPA Aquifer Enhancement	\$75,000,000	<ul style="list-style-type: none"> <li>a) Goyne Sump injection well near Lake Walcott, recharge capacity 100 cfs</li> <li>b) Hamer Road 291-acre recharge basin near Egin Bench recharge site, potential recharge capacity 200 cfs</li> </ul>	<p><i>IWRB District 4</i></p> <ul style="list-style-type: none"> <li>a) Goyne Sump: IWRB Res. 29-2022 (9/16/22) authorized \$3.38M from ARPA SFR Fund</li> <li>b) Hamer Rd.: IWRB Res. 30-2022 (9/16/22) authorized \$5M from ARPA SFR Fund</li> </ul>
Priest Lake Water Management Project	\$5,000,000		<p><i>IWRB District 1</i></p> <p>Thorofare Completed in 2021; Outlet Dam to be completed 2024</p>
<b>GRAND TOTAL UNDERWAY</b>	<b>\$193,000,000</b>		

**BEFORE THE IDAHO WATER RESOURCE BOARD**

IN THE MATTER OF THE IDAHO WATER  
RESOURCE BOARD LOAN PROGRAM  
CONDITIONS

RESOLUTION TO AUTHORIZE ADJUSTMENT  
TO LOAN PROGRAM 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 January 13, 2023, the IWRB Finance Committee (Committee) convened and made  
7 recommendations to the IWRB on the refinancing of loans, the definition of aging infrastructure as it  
8 relates to the loan program, the timing for processing a loan application as it relates to the interest rate  
9 assigned, and the time limit an approved application has to exercise use of approved funds; and  
10

11 WHEREAS, the refinancing of loans may not support program objectives and may utilize funds  
12 that could otherwise be used to support new projects; and  
13

14 WHEREAS, the current Aging Infrastructure rate incentives may not align with the IWRB's  
15 original intent; and  
16

17 WHEREAS, loan funds approved but not utilized within a designated time period may tie up  
18 funds that could otherwise be used to support new projects.  
19

20 NOW THEREFORE BE IT RESOLVED that as an interim policy, the refinancing of loans shall not be  
21 authorized; and  
22

23 NOW THEREFORE BE IT RESOLVED that reduced rate incentives for Aging Infrastructure projects  
24 has been removed; and  
25

26 NOW THEREFORE BE IT RESOLVED that a completed loan application submitted to the IWRB  
27 may not be held for any longer than 90 days from the date the completed loan application was  
28 submitted. Applications not processed within 90-days may still be considered for funding, however the  
29 interest rate assigned to the loan shall be locked as the current program rate as of the date the IWRB  
30 reviews the loan request for consideration; and  
31

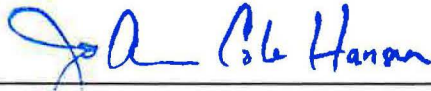
32 NOW THEREFORE BE IT RESOLVED that once a loan application is approved, the applicant has 1  
33 year from the date of approval to act on the loan, unless otherwise granted by the board under  
34 consideration of extenuating circumstances; and  
35

36 NOW THEREFORE BE IT RESOLVED that acting on an approved loan application shall be defined  
37 as withdrawing funds on the approved loan based on eligible project costs.

DATED this 20<sup>th</sup> day of January 2023



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 \$500,000.00 to cover costs associated with its second phase of  
3 improvements, installing new pipelines and replacing aging infrastructure of its delivery systems  
4 (Project); and

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

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

11  
12 WHEREAS, to remain sustainable for future use and mitigate for potential liability risk, the  
13 District will need to make considerable improvements to its aging infrastructure; and

14  
15 WHEREAS, the total estimated cost for the Project is approximately \$2,773,364, and the District  
16 has secured additional funding in the amount of \$2,273,364 from grants and energy savings incentives;  
17 and

18  
19 WHEREAS, the District is a qualified applicant, and the proposed Project is eligible for a loan  
20 from the Board's Water Management Account; and

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

24  
25 NOW THEREFORE BE IT RESOLVED that the IWRB approves a loan not to exceed \$500,000 from  
26 the Water Management Account at 2.3 % interest with a 15-year repayment term.

27  
28 NOW THEREFORE BE IT RESOLVED that should the district choose to issue an interim note for  
29 the indebtedness of this loan, the loan will instead be subject to a 5-year repayment term.

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

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

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

- 40 2) Prior to the disbursement of any funds, the District shall comply with all statutory  
41 requirements for incurring debt.  
42 3) Prior to the disbursement of any funds, the District will provide acceptable security for the  
43 loan to the IWRB, including its assessment income which the District collects from its  
44 members.  
45

DATED this 20<sup>th</sup> day of January 2023.



JEFF RAYBOULD, Chairman  
Idaho Water Resource Board

ATTEST   
JO ANN COLE-HANSEN, Secretary

**BEFORE THE IDAHO WATER RESOURCE BOARD**

IN THE MATTER OF THE NORTH SIDE CANAL  
COMPANY LOAN REQUEST

RESOLUTION TO AUTHORIZE LOAN FUNDING  
TO REPAIR DELIVERY SYSTEM  
INFRASTRUCTURE

1 WHEREAS, the North Side Canal Company (Company) submitted a loan application to the Idaho  
2 Water Resource Board (IWRB) in the amount of \$5,000,000.00 to cover costs for a project to repair  
3 aging delivery system infrastructure (Project); and  
4

5 WHEREAS, the Company, located in Jerome County, delivers water for 155,000 acres and  
6 approximately 2,200 shareholders in Elmore, Gooding, and Jerome counties; and  
7

8 WHEREAS, the Company's delivery infrastructure was constructed in 1908 with improvements  
9 being made most recently as 2017; and  
10

11 WHEREAS, to remain sustainable for future use and conserve water the Company will need to  
12 make repairs and improvements to its aging infrastructure; and  
13

14 WHEREAS, total project costs are estimated to be \$7,342,600, of which the Company will cover  
15 \$342,600, have been selected for an Aging Infrastructure grant for \$2,000,000, and is requesting a loan  
16 for the remaining project costs in the amount of \$5,000,000 from the IWRB; and  
17

18 WHEREAS, in December of 2022 the Company passed a resolution to authorize Alan Hansten,  
19 General Manager, to submit a loan application for funding for the Project; and  
20

21 WHEREAS, the Company is a qualified applicant and the proposed Project is eligible for a loan  
22 from the IWRB's Water Management Account; and  
23

24 WHEREAS, the proposed Project is in the public interest and is in compliance with the State  
25 Water Plan.  
26

27 NOW THEREFORE BE IT RESOLVED that the IWRB approves a loan not to exceed \$5,000,000  
28 from the Water Management Account at 4.38% interest with a 20-year repayment term.  
29

30 NOW THEREFORE BE IT FURTHER RESOLVED that the IWRB provides authority to the Chairman  
31 of the Idaho Water Resource Board, or his designee, to enter into contracts, to effectuate the loan, with  
32 the Company on behalf of the IWRB.  
33

34 NOW THEREFORE BE IT FURTHER RESOLVED that this resolution and the approval of the loan are  
35 subject to the following conditions:  
36

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

- 39 2) Prior to the disbursement of any funds, the Company shall comply with all statutory  
40 requirements for incurring debt.  
41 3) Prior to the disbursement of any funds, the Company will provide acceptable security for the  
42 loan to the IWRB, including but not limited to its water rights and assessment income which  
43 the Company collects from its members.

DATED this 20<sup>th</sup> day of January 2023.

  
JEFF RAYBOULD, Chairman  
Idaho Water Resource Board

ATTEST   
JO ANN COLE-HANSEN, Secretary