

Brad Little *Governor*

Jeff Raybould

Chairman St. Anthony At Large

Jo Ann Cole-Hansen

Vice Chair Lewiston At Large

Dean Stevenson

Secretary Paul District 3

Dale Van Stone

Hope District 1

Albert Barker

Boise District 2

Brian Olmstead

Twin Falls At Large

Marcus Gibbs

Grace District 4

Patrick McMahon

Sun Valley At Large

AGENDA

IDAHO WATER RESOURCE BOARD

Finance Committee Meeting No. 10-23 Wednesday, November 1, 2023 1:00 p.m. (MT) / 12:00 p.m. (PT)

> Water Center Conference Rooms 602 C & D 322 E. Front St. BOISE

Livestream available at https://www.youtube.com/@iwrb

- 1. Introductions and Attendance
- 2. Aging Infrastructure Grant Recommendations Round 3*
- 3. Loan Program
 - a. Marsh Center Irrigation Company*
 - b. North Side Canal Company Extension*
 - c. North Side Pumping Company Extension*
 - d. King Hill Irrigation District Extension*
 - e. Raft River Recharge Group Extension*
- 4. Regional Water Sustainability Project Contract Terms & Conditions*
 - a. Treasure Valley Water Supply Assessment Project*
 - b. North Fremont Canal Systems Phase 5 Pipeline Project*
 - c. Nampa Projects*
 - d. Lost Valley Reservoir Enlargement Project*
 - e. American Falls Spillway Project*
- 5. ARPA Supplemental Budget Request*
- 6. Other Items
- 7. Adjourn

Committee Members: Chair Jo Ann Cole-Hansen, Jeff Raybould, Dean Stevenson, Dale Van Stone, and Marc Gibbs.

* Action Item: A vote regarding this item may be made at this meeting. Identifying an item as an action item on the agenda does not require a vote to be taken on the item.

Americans with Disabilities

The meeting will be held in person and online. If you require special accommodations to attend, participate in, or understand the meeting, please make advance arrangements by contacting Department staff by email jennifer.strange@idwr.idaho.gov or by phone at (208) 287-4800.

Memorandum

To: Idaho Water Resource Board

From: Neeley Miller, Planning & Projects Bureau

Date: October 30, 2023

Re: Aging Infrastructure Grant Scoring/Ranking



Action: Aging Infrastructure Grant Funding Recommendation to IWRB

The application period for the IWRB's third round of aging infrastructure funding closed on August 4, 2023. The IWRB received 23 grant applications requesting approximately \$11 million in funding.

Attached to this memo is a summary of staff scoring and ranking of the applications.

Aging Infrastructure Applications for	Round Three				
Entity	Funds Requested	Total Project Costs	Score	District	Award
Marysville Irrigation Company	42,964	186,800	91.00	4	42,964
Blaine County Canal Company	1,314,786	5,716,461	88.00	3	1,314,786
Falls Irrigation District	831,079	9,095,000	85.00	4	831,079
Egin Bench Canals Inc	31,349	125,396	84.00	4	31,349
Portneuf-Marsh Valley Canal Company	625,000	1,880,000	82.00	4	625,000
Grindstone Butte Mutual Canal Company	1,555,167	4,665,501	80.00	3	1,555,167
Mountain Home Irrigation District	132,412	401,250	80.00	2	132,412
Payette Lakes Recreational Water & Sewer District	1,803,318	5,464,600	80.00	2	1,803,318
United Canal Company	70,000	298,000	79.00	4	70,000
Fremont Madison Irrigation District	16,575	61,388	78.00	4	16,575
Miller Dam - Spillway Bridge Deck Rehab	555,423	1,851,408	76.00	3	555,423
Milner Dam - Service Spillway Plunge Pool Rehab	1,521,000	5,070,000	76.00	3	1,521,000
Weiser River Soil Conservation District	124,410	383,000	76.00	2	124,410
West Indian Cove Water Company Inc	545,344	1,636,032	76.00	2	545,344
Elmore County (does not meet criteria; not infrastructure)	5,445	16,500	75.00	2	5,445
Long Island Irrigation Company	74,222	224,915	75.00	4	74,222
Mill Canyon North Canal Company	11,496	34,839	75.00	4	11,496
Twin Falls Canal Company	20,458	68,191	75.00	3	20,458
Burgess Canal & Irrigating Company	1,057,584	3,204,800	73.00	4	1,057,584
Milner Dam - Spillway Concrete Surface Rehab	12,200	40,667	73.00	3	12,200
Burnett Water Users Association	825,000	2,500,000	71.00	3	825,000
Island Ward Canal Company	2,457	7,370	69.00	4	2,457
Makaylla Richey (does not meet eligibility requirements)	NA	NA	36.00		
Total Funds Requested	11,177,689	42,932,118			11,172,244
Grant Budget is \$12.5 million for round three					

Dist	Total Awarded	Percent Of Total
1	0	0.0%
2	2,610,929	20.9%
3	5,804,034	46.4%
4	2,762,726	22.1%
Total	11,177,689	89.4%
Budget	12,500,000	
Diff	-1,322,311	

Grant Budget is \$12.5 million for round three

MEMO To: Idaho Water Resource Board From: Justin Ferguson Date: November 17, 2023 Subject: Marsh Center Irrigation Company – New Water Project Loan Application REQUESTED ACTION: Approve Ioan request of \$700,000

1.0 INTRODUCTION

Marsh Center Irrigation Company (MCIC) is requesting a new loan in the amount of \$700,000 from the Idaho Water Resources Board (IWRB) to convert a nearly 27,000-foot section of open canal delivery system, beginning at Hawkins Reservoir, to pressurized buried pipe system.

2.0 BACKGROUND

Established in 1869 and located southeast of Pocatello in Arimo, ID, the Marsh Center Irrigation Company constructed the Hawkins Reservoir & distribution system for their patrons, currently diverting nearly 950 AF across 3,220 acres.

The open canals used by Marsh Center have not had substantial upgrades since their construction in the late 1800s, leading to significant loss in both evaporation and leakage. The canals are also a constant target for flash flooding in the area, bringing increased sediment loads, contamination, and bank blowouts.

3.0 PRIOR LOANS

Marsh Center Irrigation Company has held a loan with the Board in the past, most recently in 2005 for \$250,000 which has been paid off as of February 2021.

4.0 PROPOSED PROJECT

The Project will install approximately 27,000 feet of pipe along with the installation of both measuring and screening structures in order to convert the existing open ditch delivery to a buried pipe system with a connection for each shareholder. MCIC has secured grant funding for the entire project in the amount of \$1,125,000 and the loan will act as a funding source until those funds can be released.

5.0 BENEFITS

The Project will reduce canal seepage loss, reduce pumping electrical demand and reduce both the possibility of contaminants and sediment flows within the system. Converting to a more efficient system will also reduce the amount of upstream diversion necessary to continue the irrigation of the 3,220 acres, reducing overall demand in the area.

6.0 FINANCIAL ANALYSIS

Total Project costs were estimated at \$1,023,866 including contingency funding. Of that total, MCIC has secured \$900,000 in funding from the NRCS (EQIP) and an additional \$225,000 under an Agriculture Best Management Practice contract via the Portneuf Soil and Water Conservation District for a total of \$1,125,000 or 115% of the total Project costs. Because work must be completed prior to the release of funds from the NRCS the loan is intended to act as a bridge loan until it can be repaid using grant funding. The applicant has requested a 2-year term and will receive an 8.5% interest rate.

The Company currently has 12 shareholders and serves approximately 3,220 acres. Shares are priced at \$37 for Preferred and \$29.60 for Common shares. The Company currently holds \$16,414 in reserve. Per the application, the Company has no outstanding debits to be paid.

Payment Analysis

The applicant has requested a two-year term with the intention of repaying the loan within a single year using the secured grant funding. Estimated payments on the loan for the two payments would be as follows:

Term	3-Year Average	3-Year Average	3-Year Average	Estimated
(Years)	Annual Revenue	Expenditures	Cash on Hand	Annual Payment
2	\$15,000	\$13,400	\$3,550	\$380,000

7.0 WATER RIGHTS

Water Right	Source	Priority Date	Rate	Acreage	Beneficial Use
29-12058	Hawkins Creek	04/01/1897	2.00	100	Irrigation
29-10664	Hawkins Creek	06/10/1897	-	-	Storage
29-10665	Hawkins Creek	04/01/1944	-	-	Storage
29-13493	Hawkins Creek	05/01/1870	10.00	500	Irrigation
29-13494	Hawkins Creek	05/01/1870	30.00	-	Irrigation from Storage

8.0 SECURITY

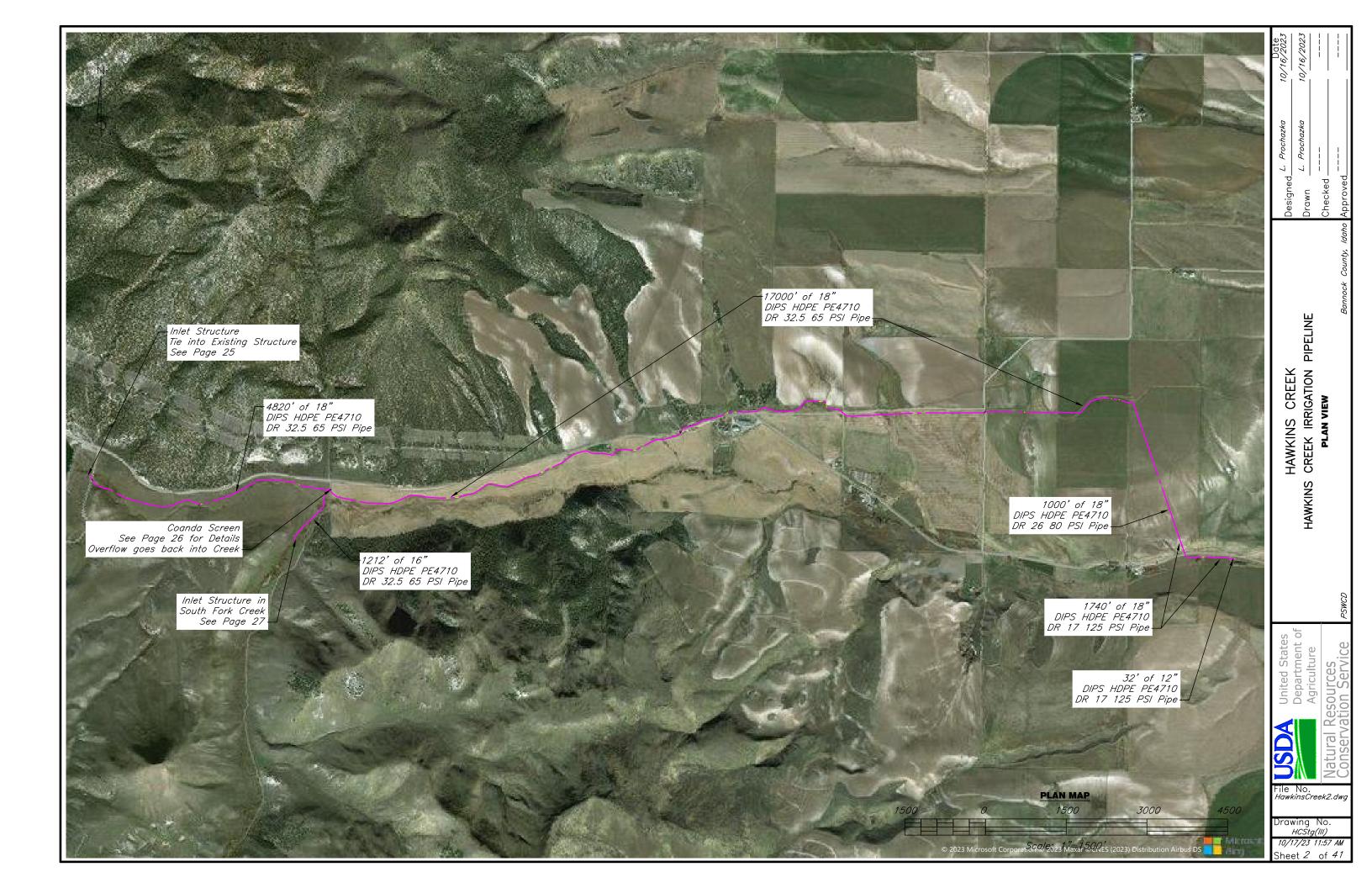
As collateral for the loan, the Board is authorized to hold a lien against the applicant's water rights, infrastructure, and dam at Hawkins reservoir.

9.0 CONCLUSION AND RECOMMENDATION

This loan will be used to modernize canal infrastructure originally constructed in the late 1800s, improving water quality and reducing the overall demand out of the reservoir.

The applicant meets the qualification criteria, and the proposed project is consistent with the goals established by the Board in the Idaho State Water Plan. Staff recommend approval of the loan request, for the total amount of \$700,000.

Attachments: MCIC Draft Resolution, MCIC Map



HAWKINS PIPELINE PROJECT





MCIC MEETING AGENDA

TUESDAY AUGUST 29TH 8:30 PM MOUNTAIN

1. Call to Order- Randy Wheatley

2. Pipeline Discussion Overview- Wade Egan

- a. Possible Pipeline Routes
- b. Pipeline Estimated Cost and Funding sources
- c. Engineering and Completion Timeline
- d. Installation bids
- e. Shareholder vote on proposed project

3. Other open meeting items



PROPOSED PIPELINE ROUTE



HAWKINS PIPELINE PROJECT

Segment 1- Dam to Ox Yoke Pond 23700 Feet of 18" HDPE Pipeline from Dam to Ox Yoke Pond 4600 GPM Max Carrying Flow to Ox Yoke

\$560,965.00	Cost of Pipe
\$284,400.00	Installation \$7-\$15 per foot
\$6,510.97	Tee's and Connection
\$25,000.00	Paved Road Crossing
\$13,000.00	Headgate Screen/ Connections
\$8,000.00	Flow Meters
\$897,875.97	Total Estimated Cost

Segment 2-South Fork Connection 18" Pipeline from Burnham/ Forest boarder to Mainline 2933 feet

\$83,795.00	Cost of Pipe	
\$35,196.00	Installation	\$7-\$15 per foot
\$7,000.00	Headgate/screen	
\$125,991.00	Total Estimated C	Cost

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HAWKINS PIPELINE PROJECT

Segment 1- Dam to Ox Yoke Pond 23700 Feet of 18" HDPE Pipeline from Dam to Ox Yoke Pond 4600 GPM Max Carrying Flow to Ox Yoke

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\$25,000.00	Paved Road Cro	ssing
\$13,000.00	Headgate Scree	n/ Connections
\$8,000.00	Flow Meters	
\$897,875.97	Total Estimated	Cost

Funding SourcesNRCS EQIP Grant\$900,000.00AG BMP Grant\$225,000Grant Totals\$1,125,000.00

Segment 2-South Fork Connection

18" Pipeline from Burnham/ Forest boarder to Mainline 2933 feet

\$83,795.00	Cost of Pipe	
\$35,196.00	Installation	\$7-\$15 per foot
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HAWKINS PIPELINE PROJECT

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\$8,000.00	Flow Meters
\$897,875.97	Total Estimated Cost

Funding SourcesNRCS EQIP Grant\$900,000.00AG BMP Grant\$225,000.00Grant Totals\$1,125,000.00

Total Grants Total Estimated Cost **Difference** \$1,125,000.00 \$1,023,866.97 **\$ 101,133.03**

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Segment 2-South Fork Connection 18" Pipeline from Burnham/ Forest boarder to Mainline 2933 feet

 \$83,795.00
 Cost of Pipe

 \$35,196.00
 Installation
 \$7-\$15 per foot

 \$7,000.00
 Headgate/screen

 \$125,991.00
 Total Estimated Cost

HAWKINS PIPELINE PROJECT PIPE BIDS

Valley Implement Bid

Quantity \$20,500.0 \$1,000.0 \$2,200.0	HDPE Pipe\$ Ft 18" SDR26 Pipe (80psi) 18" SDR21 Pipe (125psi) 18" SDR13.5 (160psi)		\$585,685 \$42,720 \$114,642 \$743,047	
\$20,500.0 \$1,000.0 \$2,200.0	PVC PIPE 18" 80# pi 18" 125# p 18" 160 IP	pipe	\$28.0 \$43.6 \$54.1	\$573,180 \$43,600 \$118,910 \$735,690
MBar S HDPE Pipe 18-DR26 1 18-DR17 1 18-DR13.5 TOTAL	8" 8"	Bid 20,500.0 1,000.0 2,200.0	\$21.5 \$32.2 \$39.9	\$440,955 \$32,230 \$87,780 \$560,965

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TIMELINE ENGINEERING AND COMPLETION

- Engineering by NRCS Fall 2023
- Construction started November/December 2023
- Completion Spring/Summer 2024

 *To maintain our contract with NRCS we must complete one project in 2024 -- Example- install a headgate or section of pipeline.

FUNDING AND FINANCING

Concern- NRCS pays at the completion of the project

Solution

- Break Project into 3 segments and start construction at the Dam. As we complete a segment NRCS will certify it and pay for that segment.
- Secure funding from IDWR or other conservation programs to purchase pipe and cashflow the project until project is completed.

BEFORE THE IDAHO WATER RESOURCE BOARD

IN THE MATTER OF THE MARSH CENTER IRRIGATION COMPANY LOAN REQUEST

RESOLUTION TO AUTHORIZE LOAN FUNDING FOR COSTS RELATED TO DELIVERY SYSTEM INFRASTRUCTURE REPAIRS AND IMPROVEMENTS

1 2 3 4	WHEREAS, Marsh Center Irrigation Company (Company) submitted a loan application to the Idaho Water Resource Board (IWRB) in the amount of \$700,000.00 to cover costs associated with the repair and improvement of existing delivery infrastructure; and
5	WHEREAS, the Company was established in 1896 along with the construction of Hawkins
6 7	Reservoir and associated water distribution system near Arimo, Idaho; and
8	WHEREAS, the Company delivers water across approximately 3,220 acres for 12 shareholders
9	within Bannock county; and
10	
11	WHEREAS, to remain sustainable for future use and provide a more reliable system for
12	shareholders, the Company will need to make improvements to existing infrastructure; and
13	
14	WHEREAS, the total estimated cost for the Project is approximately \$975,000, and the Company
15	has secured grant funding in the amount of \$1,125,000 from the Board's Aging Infrastructure grant
16	program; and
17 18	WHEREAS the Company is a qualified applicant, and the proposed Project is aligible for a leap
19	WHEREAS, the Company is a qualified applicant, and the proposed Project is eligible for a loan from the Board's Revolving Development Account; and
20	
21	WHEREAS, the proposed Project is in the public interest and is in compliance with the State
22	Water Plan.
23 24	NOW THEREFORE BE IT RESOLVED that the IWRB approves a loan not to exceed \$700,000 from
24 25	the Revolving Development Account at 8.5 % interest with a 2-year repayment term.
26	the Revolving Development Account at 0.5 % interest with a 2 year repayment term.
27	NOW THEREFORE BE IT FURTHER RESOLVED that the IWRB provides authority to the Chairman
28	of the Idaho Water Resource Board, or his designee, to enter into contracts, to effectuate the loan, with
29	the District on behalf of the IWRB.
30	
31	NOW THEREFORE BE IT FURTHER RESOLVED that this resolution and the approval of the loan are
32	subject to the following conditions:
33	
34 35	 The Company shall comply with all applicable rules and regulations that apply to the proposed Project.

- Prior to the disbursement of any funds, the Company shall comply with all statutory requirements for incurring debt.
 Prior to the disbursement of any funds, the Company will provide acceptable security
 - Prior to the disbursement of any funds, the Company will provide acceptable security for the loan to the IWRB, including its assessment income which the Company collects from its members.

DATED this 17th day of November 2023.

Jeff Raybould, Chairman Idaho Water Resource Board

ATTEST

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Dean Stevenson, Secretary

MEMO

To: Idaho Water Resource Board

From: Justin Ferguson

Date: November 17, 2023

Subject: Contract Extensions of Time



REQUIRED ACTION: The Board will consider approval of a resolution to extend the 1-year period for execution on IWRB1037, IWRB1038, IWRB1039, & IWRB1040

Per IWRB resolution number 04-2023, an applicant has 1 year to act on the loan, unless otherwise granted by the Board under consideration of extenuating circumstances. Staff have received four requests for an extension by the Finance Committee as follows:

North Side Canal Company – Contract No. IWRB1038 North Side Pumping Company – Contract No. IWRB1037 King Hill Irrigation District - Contract No. IWRB1039 Raft River Recharge Group - Contract No. IWRB1040

The following memos provide more details of the circumstances requesting an extension.

A single resolution is to follow requesting the Board consider the approval of the four extensions together, through December 2025.

Attachments:

• Draft Resolution to Extend Timeframe To Act On Loan

MEMO

To: Idaho Water Resource Board

From: Justin Ferguson

Date: November 17, 2023

Subject: North Side Canal Company – Contract Extension of Time



REQUIRED ACTION: The Board will consider approval of a resolution to extend the 1-year period for execution on IWRB1038 for the North Side Canal Company

An application for the North Side Canal Company was approved at the November 2022 meeting, authorizing a loan of \$5,000,000 to repair sections of the existing canal near Milner Dam. Per IWRB resolution number 04-2023, an applicant has 1 year to act on the loan, unless otherwise granted by the Board under consideration of extenuating circumstances.

A statement was provided by Mr. Alan Hansten, Manager for the North Side Canal Company, requesting an extension and outlining the circumstances that necessitate the extension. The Company, in conjunction with the Bureau of Reclamation, are working toward a USBR WaterSmart Water-Efficiency Grant (WEEG) which would further reduce the financial burden on the NSCC shareholders. Per Mr. Hansten:

"NSCC would like to extend the IWRB loan and the grant while we apply for the WaterSmart grant. This will allow us to use the state monies to match the federal dollars to help reduce the financial burden to NSCC shareholders. We would very much appreciate the board's consideration of this request to extend the grant and loan funding timeline for this project while we work to secure federal money. As a side note, we are at the 90% design phase of the project and will be ready to pull the trigger on construction once all potential funding is in place."

While applying for the grant was not out of the applicant's control, the amount of potential reduction in financial obligation that could be passed on to their shareholders via the federal grant program makes this a significant opportunity for the Company.

<u>Attachments</u>:

- Idaho Water Resource Board Resolution 06-2023
- Draft Resolution to Extend Timeframe To Act On Loan

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.

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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 assessment income which the Company collects from its members.

DATED this 20th day of January 2023.

JEFF RAYBO Chairman ULD. Idaho Water Resource Board

angun ATTEST JO ANN COLE-HANSEN, Secretary

Resolution No. 06-2023

MEMO

To: Idaho Water Resource Board

From: Justin Ferguson

Date: November 17, 2023

1 D A HO 1 D A

Subject: North Side Pumping Company – Contract Extension of Time

REQUIRED ACTION: The Board will consider approval of a resolution to extend the 1-year period for execution on IWRB1037 for the North Side Pumping Company

A loan application for the North Side Pumping Company was approved at the November 2022 meeting, authorizing a loan of \$1,200,000 to eliminate two existing pumping plants and the abandonment of approximately 14.5 mils of canal infrastructure. Per IWRB resolution number 04-2023, an applicant has 1 year to act on the loan, unless otherwise granted by the Board under consideration of extenuating circumstances.

A statement was provided by Mr. Parley Hinton, Manager for the North Side Pumping Company, requesting an extension while they wait for the final Notice to Proceeded from the Bureau of Reclamation. Because work cannot begin until the official Notice to Proceed is given by Reclamation, staff would request an extension of time to act to accommodate the extended timeline.

Attachments:

- Idaho Water Resource Board Resolution 06-2023
- North Side Pumping Co. Extension Request Mr. Parley Hinton
- Draft Resolution to Extend Timeframe to Act On Loan

North Side Pumping Company

Plant Elimination Project

North Side Pumping Company would like to request a 1 yr. extension to the project Approval date for the loan from the IDWR Board. Contract IDWR1037 is Dated February 7, 2023 with a Completion Date of April 30 2024. Due to the timeline for getting through the NEPA and SHPO process. We are currently waiting the final Notice to Proceed from the Bureau of Reclamation. With that we will be able to start the pipelines and pumping station installation by Mid-October 2023. Supplies have been purchased and contractors are ready to move forward as soon as the ok is given. The Project will be a fast moving one due to the need to be operational by April 1 of 2024. The funds from the loan will still need to be drawn on by April 30 2024.

Thank you Parley Hinton NSPC Manager September 29, 2023

BEFORE THE IDAHO WATER RESOURCE BOARD

IN THE MATTER OF THE NORTH SIDE PUMPING COMPANY LOAN REQUEST

RESOLUTION TO AUTHORIZE LOAN FUNDING FOR PROJECT TO CONVERT CANALS AND UPGRADE SYSTEM INFRASTRUCTURE

1 2	Wł Water Reso	IEREAS, North Side Pumping Company (Company) submitted a loan application to the Idaho purce Board (IWRB) in the amount of \$1,200,000 for a project to convert open channel canals
3	and pump systems (Project); and	
4		
5	W	IEREAS, the Company was founded in 1915 and currently delivers water for 12,000 acres of
6	irrigated lands in Jerome County, utilizing 5 pumping plants and network of open canals; and	
7		2
8	WI	IEREAS, the Company will need to decommission 2 pumping plants nearing a century in age,
9	and proposes to convert to individual pump stations with closed pipe conveyance to those shareholders	
10	and	
11		
12		IEREAS, the total Project costs are estimated to be \$4,139,000 and the applicant has secured
13	grant fundi	ng and in kind services to support the total Project costs; and
14		the second se
15		IEREAS, the Company is a qualified applicant, and the proposed Project is eligible for a loan
16	from the IV	VRB's Water Management Account; and
17		upper a state of the state of the state of the state and is in compliance with the State
18		IEREAS, the proposed Project is in the public interest and is in compliance with the State
19	Water Plan	
20	NC	W THEREFORE BE IT RESOLVED that the IWRB approves a loan not to exceed \$1,200,000
21	from the M	/ater Management Account at 3.33% interest with a 15-year repayment term.
22 23	from the w	ater Management Account at 5.55% interest with a 15 year repuyment termin
23 24	NC	W THEREFORE BE IT FURTHER RESOLVED that the IWRB provides authority to the Chairman
25	of the IWR	B, or his designee, to enter into contracts, to effectuate the loan, on behalf of the IWRB.
26	of the first	
27	NC	W THEREFORE BE IT FURTHER RESOLVED that this resolution and the approval of the loan are
28		the following conditions:
29	-	
30	1)	The Company shall comply with all applicable rules and regulations that apply to the
31		proposed Project.
32	2)	Prior to the disbursement of any funds, the Company shall provide acceptable security for
33		the loan to the IWRB, including but not limited to its shareholder assessments, water rights,
34		and its facilities and infrastructure.
35	3)	The Company shall maintain a reserve fund equal to one annual loan payment until the loan
36		has been satisfied.
37		

DATED this 18th day of November 2022.

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JEFF RAYBOULD, Chairman V Idaho Water Resource Board

ATTEST

JO ANN COLE-HANSEN, Secretary

Resolution No. 45-2022

MEMO

To: Idaho Water Resource Board

From: Justin Ferguson

Date: November 17, 2023

Subject: King Hill Irrigation District – Contract Extension of Time



REQUIRED ACTION: The Board will consider approval of a resolution to extend the 1-year period for execution on IWRB1039 for the King Hill Irrigation District

An application for the King Hill Irrigation District was approved at the January 2022 meeting, authorizing a loan of \$500,000 to continue work on the Cold Springs phase of the District's ongoing infrastructure repairs and updates. Per IWRB resolution number 04-2023, an applicant has 1 year to act on the loan, unless otherwise granted by the Board under consideration of extenuating circumstances.

A statement was provided by Ms. Tonya Boyd, Secretary & Treasurer for King Hill Irrigation District, requesting an extension and outlining the circumstances impacting the project schedule. Per Ms. Boyd:

"1. UPRR - KHID submitted an application to UPRR and UPRR has asked for revisions. The revised application was re-submitted on 10/17/2023 and UPRR states the review could take as long as 45-120 days to respond depending on their workload.
2. BLM - The Bureau of Land Management has asked for an environmental impact study to be conducted, not realizing one has already been completed. The information has been submitted up the chain for higher approvals and we are awaiting a response.

3. State of Idaho/GFHD - There is approximately a 50-foot section of land owned by the State of Idaho running parallel to Old Highway 30 that we must cross. The State commented they have deeded that portion of land to Glenns Ferry Highway District, and we are awaiting final documentation of ownership for that easement..."

As the District cannot begin construction until the agencies above work through their review of the proposal, an extension through December 2025 has been requested due to circumstances beyond their control.

Attachments:

- Idaho Water Resource Board Resolution 05-2023
- Letter To The Idaho Water Resource Board Finance Committee Ms. Tonya Boyd
- Draft Resolution to Extend Timeframe to Act On Loan

Date: 10/24/2023

To: Idaho Department of Water Resources

From: King Hill Irrigation District P.O. Box 993 75 E. First Ave. Glenns Ferry, ID 83623 208-366-2243

To the IDWR Finance Committee,

On February 24th, 2022, King Hill Irrigation District was awarded a loan for replacement of infrastructure on an aged irrigation delivery system for a non-potable water construction project in Hammett. Due to the following agency issues not within our control we have not been able to start the project:

- 1. <u>UPRR</u> KHID submitted an application to UPRR and UPRR has asked for revisions. The revised application was re-submitted on 10/17/2023 and UPRR states the review could take as long as 45-120 days to respond depending on their workload.
- 2. <u>BLM</u> The Bureau of Land Management has asked for an environmental impact study to be conducted, not realizing one has already been completed. The information has been submitted up the chain for higher approvals and we are awaiting a response.
- 3. <u>State of Idaho/GFHD</u> There is approximately a 50-foot section of land owned by the State of Idaho running parallel to Old Highway 30 that we must cross. The State commented they have deeded that portion of land to Glenns Ferry Highway District, and we are awaiting final documentation of ownership for that easement.

We humbly request that an extension be granted in order to extend the loan contract offer and move the Project Completion Date from December 31, 2024, to December 31, 2025 as we await responses and approvals from the above agencies.

Please note we have an AIG grant associated with this loan and we are anxiously awaiting responses to be able to begin work on the project.

Kind Regards, Tonya Boyd King Hill Irrigation District Secretary/Treasurer

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	WH	HEREAS, King Hill Irrigation (District) submitted a loan application to the Idaho Water
2	Resource B	oard (IWRB) in the amount of \$500,000.00 to cover costs associated with its second phase of
3	improveme	ents, installing new pipelines and replacing aging infrastructure of its delivery systems
4	(Project); a	nd
5		
6	WH	HEREAS, the District delivers water for approximately 11,573 acres of irrigated lands in Elmore
7	and Twin F	alls counties; and
8		
9	WH	HEREAS, the District's delivery system was originally installed in 1904, with some
10	improveme	ents made in 1979; and
11		
12	WH	HEREAS, to remain sustainable for future use and mitigate for potential liability risk, the
13	District will	I need to make considerable improvements to its aging infrastructure; and
14		
15	WH	HEREAS, the total estimated cost for the Project is approximately \$2,773,364, and the District
16	has secure	d additional funding in the amount of \$2,273,364 from grants and energy savings incentives;
17	and	
18		
19		HEREAS, the District is a qualified applicant, and the proposed Project is eligible for a loan
20	from the B	oard's Water Management Account; and
21		
22		HEREAS, the proposed Project is in the public interest and is in compliance with the State
23	Water Plan	l.
24		
25		W 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		W THEREFORE BE IT RESOLVED that should the district choose to issue an interim note for
29	the indebte	edness of this loan, the loan will instead be subject to a 5-year repayment term.
30		
31		W 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 ar	
36	subject to t	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 43

44 45

- 3) Prior to the disbursement of any funds, the District will provide acceptable security for the loan to the IWRB, including its assessment income which the District collects from its members.
 - DATED this 20th day of January 2023.

JEFF RAYBOULD, Chairman Idaho Water Resource Board

(ile Hanson ATTEST

JO ANN COLE-HANSEN, Secretary

MEMO

To: Idaho Water Resource Board

From: Justin Ferguson

Date: November 17, 2023

Subject: Raft River Recharge Group – Contract Extension of Time



REQUIRED ACTION: The Board will consider approval of a resolution to extend the 1-year period for execution on IWRB1040 for the Raft River Recharge Group

An application for the Raft River Recharge Group was approved at the November 2022 meeting, authorizing a loan of \$14,111,000 to cover costs associated with the construction of aquifer recharge and flood control infrastructure. Per IWRB resolution number 04-2023, an applicant has 1 year to act on the loan, unless otherwise granted by the Board under consideration of extenuating circumstances.

A statement was provided by Mr. Bill Millenkamp, Manager for the Raft River Recharge Group, outlining the circumstances the Group has had to work around, extending the estimated project timeline. A special election has been set for November 7, 2023 to elect the initial irrigation district directors and an updated Watershed Plan Environmental Assessment is under review with the Idaho NRCS office.

Because the Group has had to wait to on the formation of the irrigation district and work through an updated Watershed Plan with the NRCS, they are requesting an extension of time to exercise the loan through December 2025.

Attachments:

- Idaho Water Resource Board Resolution 46-2022
- Raft River Recharge Extension Request Bill Millenkamp
- Draft Resolution to Extend Timeframe to Act On Loan

RAFT RIVER RECHARGE GROUP LLC

2500 Overland Burley, Idaho 83318

October 25, 2023

Subject: Request for Loan Extension, Raft River Watershed Project

Dear Idaho Water Resources Board:

I am writing on behalf of the Raft River Recharge Group to request an extension on the Ioan offer for the Raft River Watershed Project. The Raft River Aquifer supports and sustains more than 70,000 acres of valuable farmland. The Raft River Aquifer was designated as a Critical Groundwater Area by the Idaho Department of Water Resources. This designation recognizes high risk water supplies with ongoing declines. The Raft River Recharge Group was formed to help stabilize the Raft River Aquifer and sustain agriculture in the area.

The IWRB approved a loan to the Raft River Recharge Group LLC to support construction of the project. Due to project delays beyond the control of the Raft River Recharge Group LLC they request that an extension be granted to extend the loan contract offer. It is estimated that the group will start using funds beginning approximately December 2025.

The Watershed Plan Environmental Assessment is under review by the Idaho NRCS office, which will submit it to the National Watershed Management Center (NWMC) for review and approval. Initial review earlier this year resulted in revisions and additional review by the Idaho NRCS prior to resubmittal to the NWMC. The next phase of the project is the design, which will occur during 2024. Construction will follow design and is scheduled for the non-irrigation season from 2025-2026.

Security for the loan will be provided by the Raft River Irrigation District, as requested by IWRB. After following the required statutory process to form the irrigation district, as provided in Title 43 of the Idaho Code, formal approval of the Raft River Irrigation District was issued by the Cassia County Commissioners on September 24, 2023. Irrigation District formation will be on the ballot during a special election scheduled to be held on November 7, 2023 in Raft River, Idaho. Elections for the initial irrigation district directors will be completed concurrently. The irrigation district formation process provided by statute is subject to certain timeframes, deadlines, and hearings, all of which takes a significant amount of time, and that process is not yet fully completed. However, the process is moving forward with full support of Cassia County and is anticipated to be completed by January of 2024. Contracting for the loan may proceed once the Raft River Irrigation District is a fully formed entity authorized by the State of Idaho.

The project was recently selected for funding under the Regional Water Sustainability program. The Regional Water Sustainability project funding will provide \$7,000,000 towards the estimated \$49,000,000 cost. The additional funding will be essential to the project. The group requests to retain the full loan amount until after the 60% design level and Engineers Opinion of Probable Cost is updated for the project. It is anticipated the EOPC will be available mid-2024. Uncertainties in inflation and construction cost increases may cause unanticipated cost increases to the 49,000,000-estimate provided to date.

If you need any additional information concerning this extension request, please let us know.

Sincerely,

Bill Millenkamp Raft River Recharge Group Manager

BEFORE THE IDAHO WATER RESOURCE BOARD

IN THE MATTER OF THE RAFT RIVER RECHARGE GROUP LOAN REQUEST

RESOLUTION TO AUTHORIZE LOAN FUNDING FOR PROJECT TO CONSTRUCT RECHARGE AND FLOOD CONTROL INFRASTRUCTURE

1	WH	HEREAS, Raft River Recharge Group (Group) submitted a loan application to the Idaho Water	
2	Resource Board (IWRB) in the amount of \$14,111,000 for a project to construct aquifer recharge and		
3	flood control infrastructure (Project); and		
4			
5	WH	IEREAS, the Group was formed in 2015 to address declining aquifer levels in the Raft River	
6	Aquifer; an	d	
7			
8	WH	HEREAS, Group members collectively hold over 50,000 acres of land within the project area;	
9	and		
10			
11	WH	IEREAS, the total Project costs are estimated to be \$48,602,082 and the applicant has	
12	secured fee	deral funding in the amount of \$28,241,142 to support the total Project costs; and	
13			
14	WH	HEREAS, the proposed Project is eligible for a loan from the IWRB's Water Management	
15	Account; a	nd	
16			
17	WHEREAS, the proposed Project is in the public interest and is in compliance with the State		
18	Water Plan	l.	
19			
20		W THEREFORE BE IT RESOLVED that the IWRB approves a loan not to exceed \$14,111,000	
21	from the W	/ater Management Account at 4.75% interest with a 20-year repayment term.	
22			
23		W THEREFORE BE IT FURTHER RESOLVED that the IWRB provides authority to the Chairman	
24	of the IWR	B, or his designee, to enter into contracts, to effectuate the loan, on behalf of the IWRB.	
25			
26		W THEREFORE BE IT FURTHER RESOLVED that this resolution and the approval of the loan are	
27	subject to the following conditions:		
28			
29	1)	The Group shall comply with all applicable rules and regulations that apply to the proposed	
30		Project.	
31	2)	Prior to the disbursement of any funds, the Group shall provide acceptable security for the	
32		loan to the IWRB, including but not limited to its shareholder assessments, water rights, and	
33		its facilities and infrastructure.	
34	3)	The Company shall maintain a reserve fund equal to one annual loan payment, based on the	
35		amount of funds disbursed, until the loan has been satisfied.	
36	4)	Prior to the disbursement of funds, the Group shall submit documentation of membership	
37		equities, demonstrating the financial feasibility to meet the increase in assessments	
38		required to support the loan payments and the ability of the Group to collect the	
39		assessments.	

405)On or before November 1, 2023, the Group will submit to the IWRB, updated project costs,41including a summary of any additional funds secured for the project and any changes to the42amount of loan funds needed to support the project.43

DATED this 18th day of November 2022.

JEFF RAYBOL Chairman

Idaho Water Resource Board

angen ATTEST

JO ANN COLE-HANSEN, Secretary

Resolution No. 46-2022

BEFORE THE IDAHO WATER RESOURCE BOARD

IN THE MATTER OF NORTH SIDE PUMPING CO, NORTH SIDE CANAL CO, KING HILL IRRIGATION DISTRICT & RAFT RIVER RECHARGE CONTRACT EXTENSION REQUEST RESOLUTION TO AUTHORIZE AN EXTENSION TO ACT ON CONTRACTS IWRB1037, IWRB1038, IWRB1039 & IWRB1040

1	WHEREAS, in November 2022, North Side Pumping Company (NSPC) submitted a loan
2	application to the Idaho Water Resource Board (IWRB) in the amount of \$1,200,000 to cover costs
3	associated with the abandonment of 14.5 miles of canal and abandon 2 existing pumping stations; and,
4	
5	WHEREAS, in January 2023, North Side Canal Company (NSCC) submitted a loan application to
6	the IWRB in the amount of \$5,000,000 to cover the cost of relining a section of their existing canal to
7	reduce seepage and improve reliability; and,
8	
9	WHEREAS, in January 2023, King Hill Irrigation Company (KHID) submitted a loan application to
10	the IWRB in the amount of \$500,000 to cover costs associated with the Cold Springs phase of their
11	ongoing improvements; and,
12	
13	WHEREAS, in November 2022, the Raft River Recharge Group (RRRG) submitted a loan
14	application to the IWRB in the amount of \$14,111,000 to cover costs associated with the construction of
15	suction lines from the Snake River, Pump Station construction, and the installation of 13-miles of buried
16	pipeline; and,
17	
18	WHEREAS, the applications for NSPC, NSCC, KHID and RRRG were approved by the Board; and,
19	
20	WHEREAS, NSPC, NSCC, KHID and RRRG have separately submitted information to the Board
21	demonstrating circumstances they would like considered to extend the one year time to act on the loan
22	contract; and,
23	
24	WHEREAS, in consideration of the circumstances presented by the above, staff would
25	recommend a two-year extension on the contracts through December 2025, providing each of the
26	above-named companies with sufficient time to begin work;
27	
28	NOW THEREFORE BE IT RESOLVED that the IWRB approves the extension of time to act on
29	contracts IWRB1037 (NSPC), IWRB1038 (NSCC), IWRB1039 (KHID) and IWRB1040 (RRRG) for an
30	additional 2 years, through December 2025.
31	
32	NOW THEREFORE BE IT FURTHER RESOLVED that this resolution and the approval of the
33	extension of time are subject to the following conditions:
34	

 NSPC, NSCC, KHID, and RRRG shall comply with all applicable rules and regulations that apply to the proposed Project.
 Prior to the disbursement of any funds, NSPC, NSCC, KHID, and RRRG shall comply with all statutory requirements for incurring debt.
 Prior to the disbursement of any funds, NSPC, NSCC, KHID, and RRRG will provide acceptable security for the loan to the IWRB.

DATED this 17th day of November 2023.

Jeff Raybould, Chairman Idaho Water Resource Board

ATTEST _____

Dean Stevenson, Secretary

Resolution No. _____

MEMO

То:	Idaho Water Resource Board
From:	Neeley Miller, Planning & Projects Bureau
Date:	October 30, 2023
Subject:	Regional Water Sustainability Projects Terms & Conditions



REQUIRED ACTION: Recommend to the IWRB appropriate terms & conditions for selected Regional Water Sustainability Projects

Regional Water Sustainability Background

At the July 2023 IWRB meeting in Moscow the IWRB approved nine Regional Water Sustainability Projects statewide for a total of \$59.4 million. The regional projects were funded with federal American Rescue Plan Act (ARPA) monies and state surplus funds allocated to the Board by Governor Little as part of his Leading Idaho initiative and the Idaho Legislature.

The funded projects are listed below:

- 1. American Falls Spillway Rehabilitation \$12.5 million; \$23.1M
- 2. Gooding Flood Control \$4M; total cost \$40M
- 3. City of Nampa Projects \$3M; total cost \$180M
- 4. New York Canal lining \$25M; total cost \$50M
- 5. North Fremont Canal System \$7.8M; total cost \$19M
- 6. Raft River Pipeline \$7M; total cost \$49M
- 7. Treasure Valley Water Supply study \$155,500; total cost \$155,500
- 8. Palouse Basin Aquifer \$182,500; total cost \$365,000
- 9. Lost Valley Reservoir Enlargement \$560,000; total cost \$1.1M

The IWRB directed staff to work with project sponsors to develop appropriate contract terms & conditions which shall be brought back to the IWRB for approval. Today, staff will discuss terms & conditions for several of the funded projects listed above (bolded). Terms & conditions for the remaining projects that are not discussed in this memo will be brought to the IWRB at a future date.

Treasure Valley Water Supply Study

TVWUA is an Idaho nonprofit corporation organized to promote the common interests of its members in the development, control, conservation, preservation, and use of the water resources within State Water District 63 for beneficial purposes. TVWUA's voting members

consist of irrigation districts and canal companies that deliver water for irrigation use within Water District 63.

Declines in drain flows have been observed for many years in the Treasure Valley but have become more critical in recent years. This project will establish long-term robust measurement infrastructure capable of quantifying surface water flows in and tributary to the Boise River within Water District 63 (Boise River measurements - IDWR, WD63, Drain discharge measurements - IDWR, USGS, with additional sites to be developed, Drain instream measurements - to be developed). This work will also update and refine Boise River Mass Balance, complete drain flow trend analysis, and lead to the development of drain monitoring plans. Additionally, data from this effort may help to inform the Treasure Valley groundwater flow model.

Cost -Reimbursement Contract and Proposed Terms & Conditions

- This is a cost reimbursement not to exceed Contract where the Board has approved funding for the project. The sponsor shall pay the remainder of the project costs.
- Sponsor shall submit documentation demonstrating cost share has been secured (grant award letter, loan, bank statements).
- 10% holdback on funds until Project Completion Form is submitted.
- Any products & data produced as a result of this project will be shared with the IWRB upon request, including data that would help to inform the Treasure Valley groundwater flow model.
- When requested by the Board, provide a monthly progress report to the Contract Manager. The progress report shall include at a minimum:
 - Updated schedule to completion
 - Issues encountered in the reporting period
 - Final cost forecasts where applicable
 - Up to date project budget
- The Contractor shall provide with the final invoice a financial summary of the Project's costs with a detailed list of the type and amount of funds used to pay for the Project. The financial summary shall include the following:
 - Total final cost of the Project based on expenditures.
 - List all funding sources and the amount used on any aspect of the Project.
 - If a Federal or State grant was awarded for any portion of the Project, include the amount awarded.

North Fremont Canal Systems Phase 5 Pipeline Project

Since 2004 North Fremont Canal Systems, Inc. (NFCS) has undertaken major infrastructure upgrades converting open canal channels with old and deteriorating check structures, headgates, and other dilapidated infrastructure to buried pressurized pipelines. These pipelines each have enough fall in elevation to create the pressure needed for the irrigation systems without the need for pumps. This has eliminated hundreds of electric pumps and will eliminate even more in the proposed phase five.

Phase 5 of this project will replace roughly 15 miles of the Marysville Canal with pressurized pipeline. This project will replace 31 aging check structures (water control structures), 30 old irrigation pumps and several headgate and turnout structures.

Cost -Reimbursement Contract and Proposed Terms & Conditions

- This is a cost reimbursement not to exceed Contract where the Board has approved funding for the project. The sponsor shall pay the remainder of the project costs.
- Sponsor shall submit documentation demonstrating cost share has been secured (grant award letter, loan, bank statements).
- 10% holdback on funds until Project Completion Form is submitted.
- When requested by the Board, provide a monthly progress report to the Contract Manager. The progress report shall include at a minimum:
 - o Updated schedule to completion
 - \circ $\;$ Issues encountered in the reporting period
 - Final cost forecasts where applicable
 - Up to date project budget
- The Contractor shall provide with the final invoice a financial summary of the Project's costs with a detailed list of the type and amount of funds used to pay for the Project. The financial summary shall include the following:
 - Total final cost of the Project based on expenditures.
 - List all funding sources and the amount used on any aspect of the Project.
 - If a Federal or State grant was awarded for any portion of the Project, include the amount awarded.

City of Nampa Projects

The City of Nampa submitted three projects requesting a total of \$6 million. In July 2023, the IWRB chose to authorize \$3 million in funding and indicated that they would like to see

all three projects completed using these funds. Below is a summary of the objectives of each project submitted:

- WWTP Reuse Pipeline
 - To provide Class A recycled water for the City's pressurized irrigation system
 - Request funding up to \$9,000,000; we received \$3M of the \$12M total project costs from the BOR WaterSMART grant award earlier this year
- System improvements for Pioneers system
 - To improve water resource systems be able to handle the variation of flow between night and day from the WWTP
 - Total project cost \$2,000,000
- Copper River Ground Water Storage Project
 - To construct an irrigation storage pond along Roosevelt Ave., capturing water reserves from NMID system flows
 - Total project cost \$5,520,000.00

Cost -Reimbursement Contract and Proposed Terms & Conditions

- This is a cost reimbursement not to exceed Contract where the Board has approved funding for the project. The sponsor shall pay the remainder of the project costs.
- Sponsor shall submit documentation demonstrating cost share has been secured (grant award letter, loan, bank statements).
- 10% holdback on funds until Project Completion Form is submitted.
- Any products & data produced as a result of this project will be shared with the IWRB upon request.
- Funds disbursed under this contract may be used at the Sponsor's discretion for any of the three projects identified in the scope of work.
- When requested by the Board, provide a monthly progress report on all three Projects to the Contract Manager. The progress report shall include at a minimum:
 - Updated schedule to completion
 - o Issues encountered in the reporting period
 - Final cost forecasts where applicable
 - Up to date project budget
- The Contractor shall provide with the final invoice a financial summary of all three Project's costs with a detailed list of the type and amount of funds used to pay for the Project. The financial summary shall include the following:
 - Total final cost of the Project based on expenditures.
 - List all funding sources and the amount used on any aspect of the Project.

• If a Federal or State grant was awarded for any portion of the Project, include the amount awarded.

Lost Valley Reservoir Enlargement Project

The Lost Valley Reservoir Enlargement Project proposes to replace and enlarge the existing Lost Valley Dam by constructing a new dam, spillway and outlet infrastructure. The proposed enlargement will raise the water level of the reservoir by 30 feet and increase storage from 10,000 acre-feet to 30,00 acre-feet. The total cost estimate for the project is approximately \$15,000,000.

The Lost Valley Reservoir Enlargement project was awarded \$560,000 in Regional Water Sustainability Funds on July 21, 2023 to complete pre-construction costs. Pre-construction costs include the work needed to complete an Environmental Impact Statement (EIS) and federal consultation for the Northern Idaho Ground Squirrel, which is listed as Threatened under the Endangered Species Act. Total pre-construction costs, including the EIS, total \$1,120,000. Project sponsors requested 50%, or \$560,000, from the IWRB. The remaining \$560,000 will be secured through the sale of Class D shares. Class D shares total 20,000 and each share is 1 acre-foot in the expanded reservoir.

Cost -Reimbursement Contract and Proposed Terms & Conditions

- This is a cost reimbursement not to exceed Contract where the Board has approved funding for the project. The sponsor shall pay the remainder of the project costs.
- Sponsor shall submit documentation demonstrating cost share has been secured (grant award letter, loan, bank statements).
- 10% holdback on funds until Project Completion Form is submitted.
- Any products & data produced as a result of this project will be shared with the IWRB upon request.
- When requested by the Board, provide a monthly progress report to the Contract Manager. The progress report shall include at a minimum:
 - Updated schedule to completion
 - o Issues encountered in the reporting period
 - Final cost forecasts where applicable
 - Up to date project budget
- The Contractor shall provide with the final invoice a financial summary of the Project's costs with a detailed list of the type and amount of funds used to pay for the Project. The financial summary shall include the following:
 - \circ $\;$ Total final cost of the Project based on expenditures.

- List all funding sources and the amount used on any aspect of the Project.
- If a Federal or State grant was awarded for any portion of the Project, include the amount awarded.

Requests of the IWRB

Current guidance by the IWRB requests that each project sponsor provide documentation that the full cost share has been secured before contracts are executed. At this time, the Lost Valley Reservoir Company Board (LVRCB) has several requests of the IWRB:

- 1. Can the IWRB enter into an overarching contract that allows for incremental payments over a period of agreed upon time? In other words, can the LVRCB enter into a contract and receive payments before they secure the full \$560,000?
- 2. Is the IWRB interested in purchasing Class D Shares?

American Falls Dam Spillway Rehab

American Falls Dam is owned and operated by the US Bureau of Reclamation (Reclamation). The Project Sponsors include American Falls Reservoir District (American Falls Reservoir District 2 and Twin Falls Canal Company, collectively AFRD) and Idaho Power Company (IPC). The Project Sponsors represent the Spaceholders and Idaho Power Falling Water respectively and are each responsible for a percentage of the costs.

The Project involves a series of repairs to the American Falls Dam including Spillway Repair, Trunnion Pin Replacement, Guard Gate Frame Inspection/Repair, and Dam Intakes Replacement (Design, Acquisitions, and Construction). The Spillway Repair was completed from 2015-2023 and the other projects are scheduled to be completed between 2023 and 2032.

The IWRB approved the use of American Resue Plan Act (ARPA) money to fund the Project Sponsors' portion of the estimated project costs totaling \$12,486,758.

After coordinating with the Project Sponsors and Reclamation, IDWR and Deputy Attorney General's staff propose the following contract framework:

- Execute a contract between IWRB, IPC, and AFRD.
- Funding shall be disbursed in installments with the final installment being paid before December 31, 2026.
- The first installment will cover, at a minimum, reimbursement for the amount already paid by the Project Sponsors for the completion of the Spillway Repair (\$3,442,264).
- IWRB will require invoices before it makes payments. Accompanying the first invoice, IWRB will need a breakdown of prior expenditures being reimbursed based on invoices from Reclamation to the Project Sponsors. All subsequent invoices

should be accompanied by a breakdown of anticipated project costs based on Reclamation's estimates.

- Contract term will run the life of the Project, though all funding will be disbursed by December 31, 2026. Reporting requirements will continue through the life of the contract.
- Project Sponsors will provide annual reports detailing project expenditures and work completed.
- IWRB agrees to pay up to \$12,486,758 to be applied to completion of the Spillway Repair, Trunnion Pin Replacement, Guard Gate Frame Inspection/Repair, and Dam Intakes Replacement (Design, Acquisitions, and Construction).
- Project Sponsors will comply with the IWRB's standard contract terms and ARPA related terms.