

October 30, 2020

SEE ATTACHED DISTRIBUTION LIST

**Re: Rule 40.05(g) Notice & Solicitation for Comment**  
**Application for Permit Nos. 63-34403, 63-34652, 63-34897 & 63-34900**

Dear Interested Party:

We represent Applicant Cat Creek Energy, LLC, which has filed with the Idaho Department of Water Resources ("IDWR") applications for water right permit nos. 63-34403, 63- 34652, 63-34897 and 63-34900. The applications seek to appropriate water from the South Fork of the Boise River for storage in Elmore County to be used for non-consumptive power generation and also to provide water for irrigation, municipal, domestic, industrial, commercial mitigation and recharge uses downstream in the Treasure Valley, Basin 63.

This letter is being mailed to each city, county, tribal reservation, irrigation district, and canal company located within the point of diversion or place of use of the water rights, except those that are already parties to the IDWR proceeding, and to the Idaho Department of Fish & Game and the Idaho Department of Environmental Quality. The purpose of this letter is to invite comment on the effects of the construction and operation of the proposed project in compliance with IDWR's Water Appropriation Rule 40.05.g and an order issued by IDWR Director Gary Spackman on October 20, 2020.

The applications and supporting documents are available for review and download on the IDWR website at [www.idwr.idaho.gov](http://www.idwr.idaho.gov). The website includes a water right search tool that can be used to look up the applications by number. A hyperlink to each application is also included at the end of this letter.

Notice of the applications was previously published by IDWR in the *Mountain Home News*, *Idaho Statesman*, *Post Register*, *Lewiston Morn Tribune*, and *Times News*. The time within which to file a protest has expired, but comments may be submitted.

Please submit any comments you may have to IDWR Director Gary Spackman, with a copy to the applicant, at the following addresses.

Idaho Department of Water Resources  
Western Regional Office  
2735 W. Airport Way  
Boise, ID 83705-5082

Randall C. Budge  
T.J. Budge  
Racine Olson, PLLC  
P.O. Box 1391  
Pocatello, ID 83204  
[randy@racineolson.com](mailto:randy@racineolson.com)  
[tj@racineolson.com](mailto:tj@racineolson.com)

If you have any questions or desire additional information about the applications, please contact me.

Sincerely,

A handwritten signature in cursive script that reads "Randall C. Budge".

RANDALL C BUDGE

Attorney for Cat Creek Energy, LLC

Cc:

IDWR Director Gary Spackman

Parties of Record

Cat Creek Energy, LLC

### **Permit Application Links**

Water Right # 63-34403

<https://idwr.idaho.gov/apps/ExtSearch/RelatedDocs.asp?Basin=63&Sequence=34403&SplitSuffix=>

Water Right # 63-34652

<https://idwr.idaho.gov/apps/ExtSearch/RelatedDocs.asp?Basin=63&Sequence=34652&SplitSuffix=>

Water Right # 63-34897

<https://idwr.idaho.gov/apps/ExtSearch/RelatedDocs.asp?Basin=63&Sequence=34897&SplitSuffix=>

Water Right # 63-34900

<http://www.idwr.idaho.gov/apps/ExtSearch/RelatedDocs.asp?Basin=63&Sequence=34900&SplitSuffix=>

## DISTRIBUTION LIST

Idaho Department of Environmental  
Quality  
1410 N Hilton St  
Boise, Idaho 83706

Frank Edelmann  
Natural Resource Policy Manager  
Idaho Department of Fish and Game  
Headquarters  
600 S. Walnut St.  
P.O. Box 25  
Boise, Idaho 83707  
[frank.edelmann@idfg.idaho.gov](mailto:frank.edelmann@idfg.idaho.gov)

Ada County  
200 W Front St  
Boise, Idaho 83702

Canyon County  
1115 Albany St.  
Caldwell, Idaho 83605

Gem County  
415 E. Main St.  
Emmett, Idaho 83617

Boise County  
PO Box 100  
Idaho City, Idaho 83631

Payette County  
1130 3rd Ave. N.  
Payette, Idaho 83661

City of Kuna  
751 W. 4th Street  
Kuna, Idaho 83634

City of Greenleaf  
20523 N. Whittier Dr.  
Greenleaf, Idaho 83626

City of Star  
P.O. Box 130  
Star, Idaho 83669

City of Middleton  
1103 West Main Street  
Middleton, Idaho 83644

City of Caldwell  
P.O. Box 1179  
Caldwell, Idaho 83605

City of Eagle  
P.O. Box 1520  
Eagle, Idaho 83616

City of Melba  
401 Carrie Rex Ave  
Melba, Idaho 83641

City of Homedale  
PO Box 757  
Homedale, Idaho 83628

City of Wilder  
PO Box 687  
Wilder, Idaho 83676

City of Notus  
PO Box 257  
Notus, Idaho 83656

City of Parma  
P.O. Box 608  
Parma, Idaho 83660

Nez Perce Tribe  
P.O. Box 305  
Lapwai, Idaho 83540

City of Idaho City  
P.O. Box 130  
Idaho City, Idaho 83631

Warms Springs Ditch Company  
Brian Hoff  
1840 N. Lake Ave.  
Meridian, Idaho 83642

Thurman Mill Ditch Company  
P.O. Box 140033  
Garden City, ID 83714

Rossi Mill Ditch  
South Boise Water Company  
P.O. Box 6005  
Boise, Idaho 83707

Pioneer Dixie Ditch Co.  
c/o Ken Brush  
1724 Dixie River Road  
Caldwell, Idaho 83607

Parma Ditch Company  
c/o Norm Rudolph  
27988 Wamstead Rd.  
Parma, Idaho 83660

New Dry Creek Ditch Company  
P.O. Box 430  
Eagle, Idaho 83616-0430

Middleton Mill Ditch Company  
P.O. Box 848  
Middleton, Idaho 83644

Mace Mace Ditch Company  
c/o Sentry Management  
6149 N. Meeker Place  
Boise, Idaho 83713

Mace Catlin Ditch Co.  
2033 W. Mace Rd.  
Eagle, Idaho 83616

Lower Centerpoint Ditch  
22273 Boise River Road  
Caldwell, Idaho 83607

Island Highline Ditch  
30438 Pet Lane  
Parma, Idaho 83660-6569

Hart Davis Ditch Company  
c/o Josh Liddell  
1485 Artesian Rd.  
Eagle, Idaho 83616

Golden Gate Irrigation District  
Ripley Doorn & Co.  
824 Dearborn  
Caldwell, Idaho 83605

Eureka Ditch Company  
Bill Doramus  
21766 Howe Road  
Caldwell, Idaho 83605

Eureka Water Company  
Mark Phillips  
6820 W. Rosebriar Ln.  
Meridian, Idaho 83646

Capital View Irrigation District  
P.O. Box 208  
Eagle, Idaho 83616

Canyon County Ditch  
Canyon County Water Company  
P.O. Box 11  
Star, Idaho 83669

Campbell Canal  
Canyon Ditch Company  
P.O. Box 642  
Parma, ID 83660

Caldwell Highline Ditch  
Mason Creek Ditch Co.  
1905 Mason Rd.  
Caldwell, Idaho 83605

Bubb Ditch  
South Boise Mutual Ditch Co.  
P.O. Box 8832  
Boise, Idaho 83707

Boise Valley Irrigation Ditch Co.  
8850 Horseshoe Bend Rd.  
Boise, Idaho 83713

Boise City Canal Company  
P.O. Box 2157  
Boise, Idaho 83701

Ballentyne Ditch  
P.O. Box 1151  
Eagle, Idaho 83616

Andrews Ditch  
Tree Top Ranches  
P.O. Box 8126  
Boise, Idaho 83707

Andrews Ditch  
Doug Bates  
777 W. Main, Suite 900  
Boise, Idaho 83702