

State of Idaho
Department of Water Resources
Water Right License
Water Right No. 67-15104

Priority: February 11, 2014

Maximum Diversion Rate: 0.79 CFS
Maximum Diversion Volume: 329.0 AF

It is hereby certified that:

CAMAS PRAIRIE ASSOC LLC 8253 W BROOKS DR BOISE ID 83714-9701

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated December 20, 2013, and has submitted Proof of Beneficial Use on July 24, 2015. An examination confirms water is diverted from:

Source : COVE CREEK

Tributary: WEISER RIVER

<u>Beneficial Use</u>	<u>Period of Use</u>	<u>Rate of Diversion</u>	<u>Annual Volume</u>
WATER QUALITY IMPROVEMENT	01/01 to 12/31	0.79 CFS	329.0 AF

Location of Point(s) of Diversion

COVE CREEK NE¼ NE¼, Sec. 10, Twp 10N, Rge 04W, B.M. WASHINGTON County

Place of Use: WATER QUALITY IMPROVEMENT

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
10N	04W	3															X		

Conditions of Approval

1. Use of water under this right may be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 67.
2. The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion(s).
3. Water quality improvement is for the removal of phosphorus and sediment from water flowing in Cove Creek.
4. Treated water is returned directly to Cove Creek.
5. When ordered by the Director, the right holder shall provide mitigation acceptable to the Director to offset depletion of lower Snake River flows needed for migrating anadromous fish. The amount of water required for mitigation, which is to be released into the Snake River or a tributary for this purpose, will be determined by the Director based upon the reduction in flow caused by the use of water pursuant to this right. Any order of the Director issued in accordance with this paragraph shall be in conformance with applicable rules allowing the right holder due process as the need for mitigation and the amount of mitigation are determined.

State of Idaho
Department of Water Resources
Water Right License
Water Right No. 67-15104

This license is issued pursuant to the provisions of Idaho Code § 42-219. The water right confirmed by this license is subject to all prior water rights and shall be used in accordance with Idaho law and applicable rules of the Department of Water Resources.

Signed this 28th day of October, 2021.



NICK MILLER
Western Regional Manager



Attachment to Water Right License

67-15104

This map depicts the WATER QUALITY IMPROVEMENT place of use boundary for this water right at the time of this approval and is attached to the approval document solely for illustrative purposes.



- Point of Diversion
- Place Of Use Boundary
- Townships
- PLS Sections
- Quarter Quarters

0 0.035 0.07 0.14 Miles



RECEIVED

AUG 24 2021

WATER RESOURCES
WESTERN REGIONState of Idaho
Department of Water Resources

Application for Amendment

(For Licensing Purposes)
Water Right No. 67-15104

Priority: February 11, 2014

Maximum Diversion Rate: 0.79 CFS
Maximum Diversion Volume: 333.0 AF

The owner and holder of Permit to appropriate the Public Waters of the State of Idaho No. 67-15104

CAMAS PRAIRIE ASSOC LLC 7351 W LEDGERWOOD LANE MERIDIAN ID 83646

requests the permit be changed as follows:

Source : COVE CREEK

Tributary: WEISER RIVER

Beneficial Use	Period of Use	Rate of Diversion	Annual Volume
IRRIGATION	03/01 to 11/15	0.02 CFS	3.6 AF
WATER QUALITY IMPROVEMENT	01/01 to 12/31	0.79 CFS	329.0 AF

Location of Point(s) of Diversion

COVE CREEK NE¼ NE¼, Sec. 10, Twp 10N, Rge 04W, B.M. WASHINGTON County

Place of Use: IRRIGATION

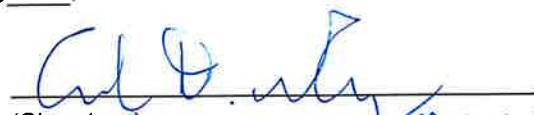
Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
10N	04W	3															0.8		0.8

Total Acres: 0.8

Place of Use: WATER QUALITY IMPROVEMENT

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
10N	04W	3															X		

Permit holder asserts that no one will be injured by such change and that such change will be made at permit holder's own risk.

Signed this 24TH day of August, 2021.

 (Signature) MANAGING MEMBER

State of Idaho
Department of Water Resources
Application for Amendment
(For Licensing Purposes)
Water Right No. 67-15104

FOR DEPARTMENT USE ONLY

Preliminary check by JA Fee = \$100 Received by JA # W049135 Date 8/24/21

ACTION OF THE DEPARTMENT OF WATER RESOURCES

The Idaho Department of Water Resources hereby approves the above Application for Amendment for Permit No. 67-15104 with the following:

Conditions of Approval

1. This right when combined with all other rights shall provide no more than 0.03 cfs per acre nor more than 4.5 afa per acre at the field headgate for irrigation of the place of use.
2. Use of water under this right may be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 67.
3. The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion(s).
4. Water quality improvement is for the removal of phosphorus from water flowing in Cove Creek.
5. Treated water is returned directly to Cove Creek.
6. When ordered by the Director, the right holder shall provide mitigation acceptable to the Director to offset depletion of lower Snake River flows needed for migrating anadromous fish. The amount of water required for mitigation, which is to be released into the Snake River or a tributary for this purpose, will be determined by the Director based upon the reduction in flow caused by the use of water pursuant to this right. Any order of the Director issued in accordance with this paragraph shall be in conformance with applicable rules allowing the right holder due process as the need for mitigation and the amount of mitigation are determined.

This amendment is issued pursuant to the provisions of Idaho Code § 42-211.

Signed this 28th day of October, 2021.



NICK MILLER

Western Regional Manager

State of Idaho
Department of Water Resources
Application for Amendment
(For Licensing Purposes)
Water Right No. 67-15104

RECEIVED

FEB 25 2021

WATER RESOURCES
WESTERN REGION

Priority: February 11, 2014

Maximum Diversion Rate: 0.79 CFS

Maximum Diversion Volume: 32.9 AF

The owner and holder of Permit to appropriate the Public Waters of the State of Idaho No. 67-15104

CAMAS PRAIRIE ASSOC LLC 7351 W LEDGERWOOD LANE MERIDIAN ID 83646

requests the permit be changed as follows:

Source: COVE CREEK

Tributary: WEISER RIVER

Beneficial Use

IRRIGATION

WATER QUALITY IMPROVEMENT

Period of Use

03/01 to 11/15

01/01 to 12/31

Rate of Diversion

0.02 CFS

0.79 CFS

Annual Volume

3.6 AF

32.9 AF

Location of Point(s) of Diversion

COVE CREEK NE¼ NE¼, Sec. 10, Twp 10N, Rge 04W, B.M. WASHINGTON County

Place of Use: IRRIGATION

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
10N	04W	3															0.8		0.8

Total Acres: 0.8

Place of Use: WATER QUALITY IMPROVEMENT

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
10N	04W	3															X		

Permit holder asserts that no one will be injured by such change and that such change will be made at permit holder's own risk.

Signed this 25th day of FEBRUARY, 20 21.

(Signature)

[Signature]
MANAGING MEMBER
FOR CAMAS PRAIRIE ASSOCIATES,
LLC

State of Idaho
Department of Water Resources
Application for Amendment
(For Licensing Purposes)
Water Right No. 67-15104

FOR DEPARTMENT USE ONLY

Preliminary check by _____ Fee = \$100 Received by LE # W049135 Date 02/25/2021

ACTION OF THE DEPARTMENT OF WATER RESOURCES

The Idaho Department of Water Resources hereby approves the above Application for Amendment for Permit No. 67-15104 with the following:

Conditions of Approval

1. This right when combined with all other rights shall provide no more than 0.03 cfs per acre nor more than 4.5 afa per acre at the field headgate for irrigation of the place of use.
2. Use of water under this right may be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 67.
3. The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion(s).
4. Water quality improvement is for the removal of phosphorus from water flowing in Cove Creek.
5. Treated water is returned directly to Cove Creek.
6. When ordered by the Director, the right holder shall provide mitigation acceptable to the Director to offset depletion of lower Snake River flows needed for migrating anadromous fish. The amount of water required for mitigation, which is to be released into the Snake River or a tributary for this purpose, will be determined by the Director based upon the reduction in flow caused by the use of water pursuant to this right. Any order of the Director issued in accordance with this paragraph shall be in conformance with applicable rules allowing the right holder due process as the need for mitigation and the amount of mitigation are determined.

This amendment is issued pursuant to the provisions of Idaho Code § 42-211.

Signed this _____ day of _____, 20____.

PATRICK KELLY
Water Rights Supervisor



IDAHO DEPARTMENT OF
WATER RESOURCES

Western Region • 2735 W Airport Way • Boise, ID 83705-5082

Phone: 208-334-2190 • Fax: 208-334-2348 • Email: westerninfo@idwr.idaho.gov • Web: idwr.idaho.gov

Governor Brad Little

Director Gary Spackman

October 28, 2021

CAMAS PRAIRIE ASSOC LLC
8253 W BROOKS DR
BOISE ID 83714-9701

RE: License No. 67-15104

Issuance of License

Dear Water Right Holder:

The Department of Water Resources ("Department") has issued the enclosed Water Right License confirming that a water right has been established in accordance with your permit. Please be sure to thoroughly review all the conditions of approval listed on your license. The conditions may include ongoing requirements, such as maintenance of a measuring device or implementation of mitigation, as well as information about how your water use may be administered, such as regulation by a watermaster in a water district.

The license is a PRELIMINARY ORDER issued by the Department pursuant to Rule 730 of the Department's Rules of Procedure (IDAPA 37.01.01.730). It can and will become a final order without further action by the Department unless a party petitions for reconsideration, files exceptions, or requests a hearing as described in the enclosed information sheet.

Also, please note that water right owners are required to report any change of water right ownership and/or mailing address to the Department within 120 days of the change. Water right forms are available from any office of the Department or on the Department's website at idwr.idaho.gov

If you have any questions concerning the enclosed information, please contact me at (208) 334-2190.

Sincerely,


DENISE LAHERMAN

for Nick Miller
Western Regional Manager

Enclosures

CERTIFICATE OF SERVICE

I hereby certify that on October 28, 2021, I served a true and correct copy of Water Right License No. 67-15104 by U.S. Mail, postage prepaid, to the following:

CAMAS PRAIRIE ASSOC LLC (Current Owner)
8253 W BROOKS DR
BOISE ID 83714-9701

IDAHO WATER ENGINEERING (Representative)
C/O HAL ANDERSON
2918 N EL RANCHO PL
BOISE ID 83704

WATER DISTRICT #67
BRANDI HORTON-BONNER (Watermaster)
2297 SNAPP LN
MIDVALE ID 83645-5005


Denise Lauerman
Administrative Assistant

EXPLANATORY INFORMATION TO ACCOMPANY A PRELIMINARY ORDER

(To be used in connection with actions when a hearing was **not** held)

(Required by Rule of Procedure 730.02)

The accompanying order or approved document is a "**Preliminary Order**" issued by the department pursuant to section 67-5243, Idaho Code. **It can and will become a final order without further action of the Department of Water Resources ("department") unless a party petitions for reconsideration, files an exception and brief, or requests a hearing as further described below:**

PETITION FOR RECONSIDERATION

Any party may file a petition for reconsideration of a preliminary order with the department within fourteen (14) days of the service date of this order. **Note: the petition must be received by the department within this fourteen (14) day period.** The department will act on a petition for reconsideration within twenty-one (21) days of its receipt, or the petition will be considered denied by operation of law. See Section 67-5243(3) Idaho Code.

EXCEPTIONS AND BRIEFS

Within fourteen (14) days after: (a) the service date of a preliminary order, (b) the service date of a denial of a petition for reconsideration from this preliminary order, or (c) the failure within twenty-one (21) days to grant or deny a petition for reconsideration from this preliminary order, any party may in writing support or take exceptions to any part of a preliminary order and may file briefs in support of the party's position on any issue in the proceeding with the Director. Otherwise, this preliminary order will become a final order of the agency.

REQUEST FOR HEARING

Unless a right to a hearing before the Department or the Water Resource Board is otherwise provided by statute, any person aggrieved by any final decision, determination, order or action of the Director of the Department and who has not previously been afforded an opportunity for a hearing on the matter may request a hearing pursuant to section 42-1701A(3), Idaho Code. A written petition contesting the action of the Director and requesting a hearing shall be filed within fifteen (15) days after receipt of the denial or conditional approval.

ORAL ARGUMENT

If the Director grants a petition to review the preliminary order, the Director shall allow all parties an opportunity to file briefs in support of or taking exceptions to the preliminary order and may schedule oral argument in the matter before issuing a final order. If oral arguments are to be heard, the Director will within a reasonable time period notify each party of the place, date and hour for the argument of the case. Unless the Director orders otherwise, all oral arguments will be heard in Boise, Idaho.

CERTIFICATE OF SERVICE

All exceptions, briefs, requests for oral argument and any other matters filed with the Director in connection with the preliminary order shall be served on all other parties to the proceedings in accordance with IDAPA Rules 37.01.01302 and 37.01.01303 (Rules of Procedure 302 and 303).

FINAL ORDER

The Director will issue a final order within fifty-six (56) days of receipt of the written briefs, oral argument or response to briefs, whichever is later, unless waived by the parties or for good cause shown. The Director may remand the matter for further evidentiary hearings if further factual development of the record is necessary before issuing a final order. The department will serve a copy of the final order on all parties of record.

Section 67-5246(5), Idaho Code, provides as follows:

Unless a different date is stated in a final order, the order is effective fourteen (14) days after its service date if a party has not filed a petition for reconsideration. If a party has filed a petition for reconsideration with the agency head, the final order becomes effective when:

- (a) The petition for reconsideration is disposed of; or
- (b) The petition is deemed denied because the agency head did not dispose of the petition within twenty-one (21) days.

APPEAL OF FINAL ORDER TO DISTRICT COURT

Pursuant to sections 67-5270 and 67-5272, Idaho Code, if this preliminary order becomes final, any party aggrieved by the final order or orders previously issued in this case may appeal the final order and all previously issued orders in this case to district court by filing a petition in the district court of the county in which:

- i. A hearing was held,
- ii. The final agency action was taken,
- iii. The party seeking review of the order resides, or
- iv. The real property or personal property that was the subject of the agency action is located.

The appeal must be filed within twenty-eight (28) days of this preliminary order becoming final. See section 67-5273, Idaho Code. The filing of an appeal to district court does not itself stay the effectiveness or enforcement of the order under appeal.

RECEIVED

AUG 24 2021

WATER RESOURCES
WESTERN REGIONSTATE OF IDAHO
DEPARTMENT OF WATER RESOURCES**CHANGE IN ADDRESS**

This form can be used to notify the Department of a change in
address of the owners of record for the listed water rights.
(Please print or type)

Water Right Number(s): 67-15104

Name(s): CAMAS PRAIRIE ASSOCIATES, LLC

Old Mailing Address: 7351 W. LEDGERWOOD LN.
MERIDIAN, ID 83646

New Mailing Address: 8253 W. BROOKS DRIVE
BOISE, ID 83714

Telephone Number: (208) 340-0832

Email: cdrey_2014@yahoo.com

Signature(s) of Owner(s) Carl D. [Signature]
MANAGING MEMBER
(Include your title if on behalf of company or organization.)

Date: AUGUST 24, 2021

Send a signed original to your closest regional office:

IDWR Northern Region
7600 N. Mineral Dr., Suite 100
Coeur d'Alene, ID 83815-7763
(208) 762-2800

IDWR Western Region
2735 Airport Way
Boise, ID 83705-5082
(208) 334-2190

IDWR Eastern Region
900 N. Skyline Dr., Suite A
Idaho Falls, ID 83402-1718
(208) 525-7161

IDWR Southern Region
650 Addison Ave W, Suite 500
Twin Falls, ID 83301-5858
(208) 736-3033