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*Attorneys for the Applicant, Cat Creek Energy, LLC*

**RECEIVED**

**JUN 16 2020**

**DEPARTMENT OF  
WATER RESOURCES**

**STATE OF IDAHO**  
**DEPARTMENT OF WATER RESOURCES**

IN THE MATTER OF APPLICATIONS  
FOR PERMIT NOS. 63-34403, 63-34652,  
63-34897, AND 63-34900 IN THE NAME  
OF CAT CREEK ENERGY, LLC

**ATTORNEY'S CERTIFICATE CLAIM  
OF CONFIDENTIALITY RELATING  
TO MOTION FOR PROTECTIVE  
ORDER**

The undersigned attorney of record for Applicant Cat Creek Energy, LLC ("Cat Creek Energy") make the following representation in support of the Motion for Projective Order and confidential documents submitted to the Director in conjunction with.in the above captioned matter.

I make this certification and claim of confidentiality regarding the confidential documents described in the Supplemental Declaration of James Carkulis attached Appendix A Construction Budget and Appendix B Project Finance Process Narrative and in the Declaration of John L. Faulkner Appendix A Itemized Investments submitted under seal to the Director in support of Cat Creek Energy's Motion for Protective Order filed herein. This certification is made because Cat Creek Energy is disclosing to the Director only certain information that is Confidential and/or constitutes Trade Secrets as defined by the Idaho Trade Secret Act, Idaho Code Section 48-804 and Idaho Code Section 74-101, et seq. and protected from public disclosure. Specifically, Cat Creek Energy and the declarants asserts that the documents provided contain Cat Creek Energy's confidential and proprietary information that could be used to its commercial disadvantage.

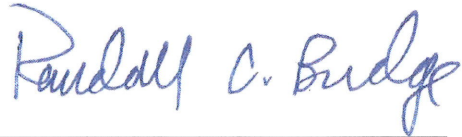
I am of the opinion that this information is "Confidential," as defined by Idaho Code Section 74-101, et seq. and 48-801, and should therefore be protected from public inspection, examination and copying, and should be utilized only in accordance with the terms of a

**ATTORNEY'S CERTIFICATE CLAIM OF CONFIDENTIALITY**

Protective Order issued by the Director to those parties who have executed the Protective Agreement in this proceeding.

Dated this 16th day of June, 2020.

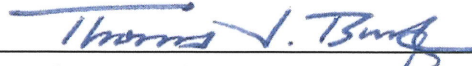
RACINE OLSON, PLLP



By: \_\_\_\_\_  
Randall C. Budge

### CERTIFICATE OF MAILING

I certify that on this 16<sup>th</sup> day of June, 2020, the foregoing document was served on the following persons in the manner indicated.



Signature of person mailing form

Director Gary Spackman Idaho Department of Water Resources PO Box 83720 Boise, Idaho 83720-0098 <a href="mailto:gary.spackman@idwr.idaho.gov">gary.spackman@idwr.idaho.gov</a>	<input type="checkbox"/> U.S. Mail/Postage Prepaid <input checked="" type="checkbox"/> Overnight Mail <input type="checkbox"/> Hand Delivery <input checked="" type="checkbox"/> E-mail
Idaho Department of Water Resources Western Region 2735 Airport Way Boise, Idaho 83705-5082 <a href="mailto:gary.spackman@idwr.idaho.gov">gary.spackman@idwr.idaho.gov</a> <a href="mailto:Rosemary.DeMond@idwr.idaho.gov">Rosemary.DeMond@idwr.idaho.gov</a>	<input type="checkbox"/> U.S. Mail/Postage Prepaid <input checked="" type="checkbox"/> Overnight Mail <input type="checkbox"/> Hand Delivery <input checked="" type="checkbox"/> E-mail
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ATTORNEY'S CERTIFICATE CLAIM OF CONFIDENTIALITY

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<i>Allen R. Thompson</i> 406 N. THOMPSON RD KING HILL ID 83633 <a href="mailto:kimraftertranch@gmail.com">kimraftertranch@gmail.com</a>	<input type="checkbox"/> U.S. Mail/Postage Prepaid <input type="checkbox"/> Overnight Mail <input type="checkbox"/> Hand Delivery <input checked="" type="checkbox"/> E-mail
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<i>IDFG</i> STATE OF IDAHO OFFICE OF THE ATTORNEY GENERAL c/o Ann Y. Vonde c/o Michael Orr DEPUTY ATTORNEY GENERAL PO BOX 83720 BOISE ID 83720-0010 <a href="mailto:ann.vonde@ag.idaho.gov">ann.vonde@ag.idaho.gov</a> <a href="mailto:michael.orr@ag.idaho.gov">michael.orr@ag.idaho.gov</a>	<input type="checkbox"/> U.S. Mail/Postage Prepaid <input type="checkbox"/> Overnight Mail <input type="checkbox"/> Hand Delivery <input checked="" type="checkbox"/> E-mail
<i>Wildlands Defense</i> c/o Katie Fite PO BOX 125 BOISE ID 83701 <a href="mailto:katie@wildlandsdefense.org">katie@wildlandsdefense.org</a>	<input type="checkbox"/> U.S. Mail/Postage Prepaid <input type="checkbox"/> Overnight Mail <input type="checkbox"/> Hand Delivery <input checked="" type="checkbox"/> E-mail

ATTORNEY'S CERTIFICATE CLAIM OF CONFIDENTIALITY



<i>Tree Top Ranches LP</i> c/o William J. Mulder 101 S CAPITOL BLV STE 1801 BOISE ID 83701 <a href="mailto:wjmulder@treetopranches.com">wjmulder@treetopranches.com</a>	<input type="checkbox"/> U.S. Mail/Postage Prepaid <input type="checkbox"/> Overnight Mail <input type="checkbox"/> Hand Delivery <input checked="" type="checkbox"/> E-mail
<i>S Bar Ranch LLP</i> <i>The District at Parkcenter LLC</i> HAWLEY TROXELL ENNIS & HAWLEY c/o Dana L. Hofstetter c/o Richard F. Goodson 877 MAIN ST STE 1000 PO BOX 1617 BOISE ID 83701-1617 <a href="mailto:dhofstetter@hawleytroxell.com">dhofstetter@hawleytroxell.com</a> <a href="mailto:rgoodson@hawleytroxell.com">rgoodson@hawleytroxell.com</a>	<input type="checkbox"/> U.S. Mail/Postage Prepaid <input type="checkbox"/> Overnight Mail <input type="checkbox"/> Hand Delivery <input checked="" type="checkbox"/> E-mail
<i>Gwinn Rice Ranch LLC</i> c/o Jim Rice 2851 W BALATA CT MERIDIAN ID 83646-5197 <a href="mailto:Jimrice1965@gmail.com">Jimrice1965@gmail.com</a>	<input type="checkbox"/> U.S. Mail/Postage Prepaid <input type="checkbox"/> Overnight Mail <input type="checkbox"/> Hand Delivery <input checked="" type="checkbox"/> E-mail
<i>City of Boise</i> BOISE CITY ATTORNEYS OFFICE c/o Abigail Germaine 150 N CAPITOL BL VD PO BOX 500 BOISE ID 83701-0500 <a href="mailto:agermaine@cityofboise.org">agermaine@cityofboise.org</a>	<input type="checkbox"/> U.S. Mail/Postage Prepaid <input type="checkbox"/> Overnight Mail <input type="checkbox"/> Hand Delivery <input checked="" type="checkbox"/> E-mail
<i>Wendi Combs</i> 704 LINDENWOOD DR NAMPA ID 83638 <a href="mailto:misserry52@yahoo.com">misserry52@yahoo.com</a>	<input type="checkbox"/> U.S. Mail/Postage Prepaid <input type="checkbox"/> Overnight Mail <input type="checkbox"/> Hand Delivery <input checked="" type="checkbox"/> E-mail

<p><i>City of Meridian (*INTERVENER*)</i>  HONSINGER LAW PLLC  c/o Charles L. Honsinger  PO BOX 517  BOISE ID 83701  <a href="mailto:honsingerlaw@gmail.com">honsingerlaw@gmail.com</a></p>	<input type="checkbox"/> U.S. Mail/Postage Prepaid <input type="checkbox"/> Overnight Mail <input type="checkbox"/> Hand Delivery <input checked="" type="checkbox"/> E-mail
<p><i>Idaho Department of Lands</i>  c/o Michele Andersen  3284 W INDUSTRIAL LOOP  COEUR D'ALENE ID 83815  <a href="mailto:mandersen@idl.idaho.gov">mandersen@idl.idaho.gov</a>  <a href="mailto:angela.kaufmann@ag.idaho.gov">angela.kaufmann@ag.idaho.gov</a></p>	<input type="checkbox"/> U.S. Mail/Postage Prepaid <input type="checkbox"/> Overnight Mail <input type="checkbox"/> Hand Delivery <input checked="" type="checkbox"/> E-mail
<p><i>Idaho Power Company</i>  BARKER ROSHOLT &amp; SIMPSON LLP  c/o John K. Simpson  1010 JEFFERSON ST., STE 102  PO BOX 2139  BOISE ID 83701-2139  <a href="mailto:jks@idahowaters.com">jks@idahowaters.com</a></p>	<input type="checkbox"/> U.S. Mail/Postage Prepaid <input type="checkbox"/> Overnight Mail <input type="checkbox"/> Hand Delivery <input checked="" type="checkbox"/> E-mail
<p><i>Trout Unlimited</i>  c/o Peter R. Anderson  910 W MAIN ST., STE 342  BOISE ID 837023  <a href="mailto:peter.anderson@tu.org">peter.anderson@tu.org</a></p>	<input type="checkbox"/> U.S. Mail/Postage Prepaid <input type="checkbox"/> Overnight Mail <input type="checkbox"/> Hand Delivery <input checked="" type="checkbox"/> E-mail
<p><i>USDI BLM</i>  USDI BLM IDAHO STATE OFFICE  c/o Fredric W. Price  1387 S. VINNELL WAY  BOISE ID 83709-1657  <a href="mailto:fwprice@blm.gov">fwprice@blm.gov</a></p>	<input type="checkbox"/> U.S. Mail/Postage Prepaid <input type="checkbox"/> Overnight Mail <input type="checkbox"/> Hand Delivery <input checked="" type="checkbox"/> E-mail