



State of Idaho

DEPARTMENT OF WATER RESOURCES

322 East Front Street • P.O. Box 83720 • Boise, Idaho 83720-0098

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GARY SPACKMAN
Director

C.L. "BUTCH" OTTER
Governor

July 7, 2017

CITY OF NAMPA
411 3RD STREET SOUTH
NAMPA ID 83651

LAPSE NOTICE

RE: Permit No. 63-32835 (City of Nampa)

Dear Permit Holder:

On November 21, 2016, the Idaho Department of Water Resources ("IDWR") wrote you about deficiencies with the proof of beneficial use statement ("proof") submitted for Permit No. 63-32835 ("permit"). Specifically, the proof submittal lacked the updated information required by Idaho Code § 42-217 for a permit issued to a municipal provider for reasonably anticipated future needs ("RAFN"). IDWR granted you until February 21, 2017, to submit the required information.

On February 21, 2017, your representative submitted some information to IDWR by email. However, the information did not adequately address the requirements of Idaho Code § 42-217. The information was deficient in the following ways:

- **Revised description of the City's service area:**
The submittal did not include a figure or any other description of the municipal service area as defined by Idaho Code § 42-202B(9). It is unclear whether the service area changed since the application was first filed and how combining the potable water supply and the irrigation water distribution system may affect the service area in the future.
- **Revised planning horizon:**
The original planning horizon was 21 years (2009-2030). The 2017 email from your representative specifies 2030 as the continued planning horizon, but does not provide any justification for that date. In the email your representative references a "water master plan" completed by Keller and Associates in 2014, but IDWR did not receive the report or relevant sections regarding the planning horizon.

- **Updated analysis of reasonably anticipated future needs, including a gap analysis comparing an updated summary of all the water rights belonging to the City to the updated estimate of reasonably anticipated future needs:**

Your representative included the results of a gap analysis. However, the submittal did not include any supporting documentation for how future demand was determined for residential and non-residential use, and it did not include a summary of existing water rights considered in the analysis.

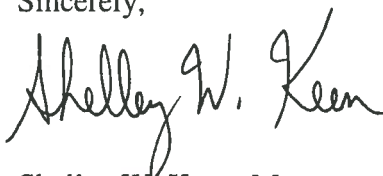
Because the information did not meet the requirements of Idaho Code § 42-217, IDWR cannot accept your proof statement, and you are hereby notified that under the provisions of Idaho Code § 42-218a, the permit has lapsed and is of no further force nor effect.

Within 60 days of this notice, you may seek reinstatement of the permit by submitting either a proof statement, with the required RAFN information, pursuant to Idaho Code § 42-218a, or by submitting a request for extension of time to submit proof of beneficial use pursuant to Idaho Code § 42-204. In either case, a showing of reasonable cause why the proof is late is also required. If the permit is reinstated within 60 days of the date of this notice, the priority date for the permit will be advanced one day for each day since February 21, 2017, in accordance with Idaho Code § 42-218a.

After 60 days, the permit may be reinstated only in accordance with Idaho Code § 42-218a(2), and the permit's priority date would be advanced to the date proof of beneficial use is received.

If you have any questions, please call or email.

Sincerely,



Shelley W. Keen, Manager
Water Rights Section

cc: Chris Meyer
Roxanne Brown

Hand Delivered
7/7/2017
DAB