

RECEIVED**JUL 29 2015****WATER RESOURCES
WESTERN REGION**

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT
To appropriate the public waters of the State of Idaho

Ident. No. 63-34123

1. Name of applicant(s) Robert Scott West and/or Angela C. West Phone 208-343-3801
 Name connector (check one): ☐ and ☐ or ☒ and/or
 Mailing address 2608 HWY 21 City Boise
 State ID Zip 83716 Email _____
2. Source of water supply Spring which is a tributary of Mores Creek
3. Location of point(s) of diversion:

TWP	RGE	SEC	Govt Lot	¼	¼	¼	County	Source	Local name or tag #
4N	4E	10		SW	NE	SE	Boise	Spring	

4. Water will be used for the following purposes:
 Amount 0.02 cfs for Commercial purposes from 1/1 to 12/31 (both dates inclusive)
 (cfs or acre-feet per year)
 Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
 (cfs or acre-feet per year)
 Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
 (cfs or acre-feet per year)
 Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
 (cfs or acre-feet per year)
5. Total quantity to be appropriated is (a) 0.02 cubic feet per second (cfs) and/or (b) _____ acre feet per year (af).
6. Proposed diverting works:
- Describe type and size of devices used to divert water from the source. Spring box, pipes, holding tanks, pressurizing pump(s), filter system
 - Height of storage dam _____ feet; active reservoir capacity _____ acre-feet; total reservoir capacity _____ acre-feet. If the reservoir will be filled more than once each year, describe the refill plan in item 11. For dams 10 feet or more in height OR reservoirs with a total storage capacity of 50 acre-feet or more, submit a separate Application for Construction or Enlargement of a New or Existing Dam. Application required? ☐ Yes ☐ No
 - Proposed well diameter is _____ inches; proposed depth of well is _____ feet.
 - Is ground water with a temperature of greater than 85°F being sought? ☐ Yes ☐ No
 - If well is already drilled, when? _____; drilling firm _____; well was drilled for (well owner) _____; Drilling Permit No. _____.
7. Description of proposed uses (if irrigation only, go to item 8):
- Hydropower; show total feet of head and proposed capacity in kW. _____
 - Stockwatering; list number and kind of livestock. _____
 - Municipal; complete and attach the [Municipal Water Right Application Checklist](#).
 - Domestic; show number of households _____
 - Other; describe fully. Water bottling facility

8. Description of place of use:

- a. If water is for irrigation, indicate acreage in each subdivision in the tabulation below.
- b. If water is used for other purposes, place a symbol of the use (example: D for Domestic) in the corresponding place of use below. See instructions for standard symbols.

TWP	RGE	SEC	NE				NW				SW				SE				TOTALS
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
4N	4E	10													C				

Total number of acres to be irrigated: _____

9. Describe any other water rights used for the same purposes as described above. Include water delivered by a municipality, canal company, or irrigation district. If this application is for domestic purposes, do you intend to use this water, water from another source, or both, to irrigate your lawn, garden, and/or landscaping?

63-7227

10. a. Who owns the property at the point of diversion? Applicants
- b. Who owns the land to be irrigated or place of use? Applicants
- c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing:

11. Describe your proposal in narrative form, and provide additional explanation for any of the items above. Attach additional pages if necessary.

Applicant seeks diversion of additional spring water for an established water bottling facility. Surface water shares from South Boise Water Company will be secured to offset the proposed consumptive use as well as the consumptive portion authorized for commercial use under water right 63-7227 as described on the attached mitigation plan.

12. Time required for completion of works and application of water to proposed beneficial use is 5 years (minimum 1 year).

13. **MAP OF PROPOSED PROJECT REQUIRED** - Attach an 8½" x 11" map clearly identifying the proposed point of diversion, place of use, section #, township & range. A photocopy of a USGS 7.5 minute topographic quadrangle map is preferred.

The information contained in this application is true to the best of my knowledge. I understand that any willful misrepresentations made in this application may result in rejection of the application or cancellation of an approval.

Signature of Applicant

Signature of Applicant

Print Name (and title, if applicable)

Print Name (and title, if applicable)

Received by AS Date 7/29/15 Time 11:00 Preliminary check by AB
 Fee \$ 100.00 Received by AS Receipt No. W043358 Date 7/29/15





State of Idaho

DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way • Boise, Idaho 83705-5082

Phone: (208) 334-2190 • Fax: (208) 334-2348 • Web Site: www.idwr.idaho.gov

C. L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Director

April 14, 2016

ROBERT SCOTT WEST
ANGELA C WEST
2608 HWY 21
BOISE, ID 83716

Application for Permit No. 63-34123

Dear Applicant(s):

The Department of Water Resources has received your water right application. Please refer to the number referenced above in all future correspondence regarding this application.

A legal notice of the application has been prepared and is scheduled for publication in the IDAHO WORLD on 4/20/2016 and 4/27/2016. Protests to this application may be submitted for a period ending ten (10) days after the second publication.

If the application is protested, you will be sent a copy of each protest. All protests must be resolved before the application can be considered for approval. If the protest(s) cannot be resolved voluntarily, the Department will conduct a conference and/or hearing on the matter.

If the application is not protested, the Department will process your application and notify you of any action taken on the application. If your application is approved, the Department will send you a copy of the permit.

Please contact this office if you have any questions regarding the application.

Sincerely,

Rachel Neely
Administrative Assistant

CC:
SPF WATER ENGINEERING LLC
C/O TERRY SCANLAN
300 E MALLARD DR STE 350
BOISE, ID 83706

Neely, Rachel

From: Neely, Rachel
Sent: Thursday, April 14, 2016 11:14 AM
To: 'EDITOR@IDAHOWORLD.COM'
Subject: RE: Boise Legal Ad

Oops that is supposed to be 4/20/2016 & 4/27/2016

From: Neely, Rachel
Sent: Thursday, April 14, 2016 11:12 AM
To: 'EDITOR@IDAHOWORLD.COM'
Subject: Boise Legal Ad

Good Morning Legal Clerk,

Please see the attached ad for publication on 4/20/2016 & 4/21/2016.

Please confirm these are okay to publish as shown.

Thank you,

Rachel Neely

Administrative Assistant I
IDWR-Western Region
2735 Airport Way Boise, ID 83705
Rachel.Neely@idwr.idaho.gov

Neely, Rachel

From: Neely, Rachel
Sent: Thursday, April 14, 2016 11:12 AM
To: 'EDITOR@IDAHOWORLD.COM'
Subject: Boise Legal Ad
Attachments: Boise Cover Letter.docx; Boise Legal Ad.docx

Good Morning Legal Clerk,

Please see the attached ad for publication on 4/20/2016 & 4/21/2016.

Please confirm these are okay to publish as shown.

Thank you,

Rachel Neely

Administrative Assistant I
IDWR-Western Region
2735 Airport Way Boise, ID 83705
Rachel.Neely@idwr.idaho.gov

April 14, 2016

LEGAL NOTICE DEPARTMENT
IDAHO WORLD
PO BOX 50248
BOISE, ID 83705

RE: Application for Permit No. 63-34123

Dear Legal Notice Department:

Please publish the enclosed legal notice on the dates indicated (once a week for two consecutive weekly issues). If you cannot publish the notice on the proposed dates, please contact us immediately.

An affidavit of publication must be submitted to the Department along with the publication bill. Please send the affidavit and bill to this office before 5/9/2016. Your cooperation is appreciated.

Sincerely,

Rachel Neely
Administrative Assistant

Enclosure(s)

The following application has been filed to appropriate the public waters of the State of Idaho:

63-34123

ROBERT SCOTT WEST

ANGELA C WEST

2608 HWY 21

BOISE, ID 83716

Point of Diversion SWNESE S10 T04N R04E BOISE County Source SPRING Tributary MORES CREEK

Use: COMMERCIAL 01/01 to 12/31 0.02 CFS

Total Diversion: 0.02 CFS

Date Filed: 7/29/2015

Place of Use: COMMERCIAL

T04N R04E S10 NESE

Mitigation is proposed for consumptive use.

Permits will be subject to all prior water rights. For additional information concerning the property location, contact Western Region office at (208) 334-2190; or for a full description of the right(s), please see www.idwr.idaho.gov/WaterManagement/WaterRights. Protests may be submitted based on the criteria of Idaho Code § 42-203A. Any protest against the approval of the application(s) must be filed with the Director, Dept. of Water Resources, Western Region, 2735 Airport Way, Boise ID 83705 together with a protest fee of \$25.00 for each application on or before 5/9/2016. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Director

Published on 4/20/2016 and 4/27/2016

Neely, Rachel

From: Neely, Rachel
Sent: Thursday, April 14, 2016 11:58 AM
To: 'waterdistrict63@qwestoffice.net'
Subject: Applications for Permit No's. 63-34123 & 63-34128
Attachments: Application for Permit No. 63-34123.pdf; Application for Permit No. 63-34128.pdf; Watermaster Recommendation Form.docx

April 14, 2016

REX BARRIE
WATER DISTRICT #63
PO BOX 767
10769 W STATE ST
STAR ID 83669-0767

RE: Applications for Permit No's. 63-34123 & 63-34128

Rex, please note you have reviewed a draft application for the same proposal as Application for Permit No. 63-34123 on 7/16/2015.

Dear Watermaster:

The Idaho Department of Water Resources (IDWR) is seeking written comment and/or recommendations from you regarding the above referenced water right applications. Copies of the applications are enclosed with this email for your reference. Please review the applications, complete a recommendation form, and submit your reply, if any, to this office by May 9, 2016.

IDWR will assume you do not object to this application if a timely response is not received. Please contact me if you have any questions in this matter. Thank you for your help.

Sincerely,

Rachel Neely

Administrative Assistant I
IDWR-Western Region
2735 Airport Way Boise, ID 83705
Rachel.Neely@idwr.idaho.gov

Grimm, Angie

From: Grimm, Angie
Sent: Wednesday, April 06, 2016 3:30 PM
To: 'Terry Scanlan'
Cc: Scott West; Miller, Nick
Subject: RE: Draft Water Right Permit, Mitigation Plan, and Exchange - Rocks Water

Terry,

Good afternoon! I'm uncertain if you've received a response to your email dated 11/5/16 below as I forwarded it on to other staff, but I'm attempting to pick up this file and move it forward and this is the last correspondence/where we left things (that I can find). I spoke with Scott West a few times now and told him I'll do my best to move this permit proposal forward while the Department is evaluating the mitigation proposal. Considering it's still being evaluated, I won't speak to your 11/5/15 email remarks just yet, but I will say I am preparing this permit application for publication with the mitigation plan currently on record dated 8/31/15. I believe this mitigation plan is on the correct tract and is at least partially approvable based on preliminary conversations with management.

I spoke with Scott West this morning to explain the current status of the application and my proposal to publish the legal notice with the mitigation plan as is (recognizing it is still under review and may change) to keep processing moving forward. I explained to Scott that the filing fee will not be refundable after publication occurs no matter the application outcome (approved or not). I said I felt confident we will likely find a solution for permit approval, but there is no guarantee. Scott said he agrees with my inclination and would like me to move forward with publication. As such, I've prepared the file for advertising. It should be published the last two weeks in April. I wanted to touch base with you today to let you know I'm moving forward with this application at least to the publication phase. I appreciate your patience with us on this one as the Department evaluates the mitigation proposal.

Regards,
Angie

Angela M. Grimm, P.G.
Water Rights Supervisor
IDWR - Western Region
2735 Airport Way
Boise, ID 83705-5082
(208) 334-2190 phone
(208) 334-2348 fax

From: Terry Scanlan [mailto:TScanlan@spfwater.com]
Sent: Thursday, November 05, 2015 2:46 PM
To: Grimm, Angie
Cc: barryeschen@gmail.com; Scott West
Subject: RE: Draft Water Right Permit, Mitigation Plan, and Exchange - Rocks Water

Angie –

South Boise Water Company asked me recently about the mitigation calculations in your email below and my associated mitigation plan. I went through the calculations, and I think that maybe you and I both made a mistake (but maybe I am not remembering something).

Per items 1 and 2, we need 5.4 acre feet of mitigation, which is equal to the consumptive use from 1.6875 acres of irrigation at 3.2 acre feet consumption per acre.

Under item 3, I don't think we need to reduce the consumptive volume per acre for 60% delivery cuts. South Boise water rights are 1 miners inch per acre (0.02 cfs/ac) at full delivery. A delivery of 0.6 miners inches (0.012 cfs) for a 246-day season will generate 5.86 acre feet per irrigation season. So, 1.6875 acres will generate at least 9.88 acre feet, which is more than adequate to generate our 5.4 acre feet of mitigation requirement. Therefore, I think that our mitigation requirement is 1.7 acres of South Boise water rights (rounding up from 1.6875 acres to 1.7 acres) rather than 2.8 acres. This is equal to 17 mitigation shares (rather than 28 mitigation shares).

Barry Eschen from South Boise Water Company has indicated that as part of the 17 mitigation shares, the Company annually will provide the required 3 acre feet (rounded up from 2.4 acre feet) of storage water to the rental pool for mitigation of non-irrigation season depletions.

Let me know if you agree with the calculations above and I will revise the mitigation plan accordingly. Thanks.

Terry

From: Grimm, Angie [<mailto:Angie.Grimm@idwr.idaho.gov>]
Sent: Wednesday, July 22, 2015 8:48 AM
To: Terry Scanlan
Cc: Miller, Nick; Peppersack, Jeff
Subject: RE: Draft Water Right Permit, Mitigation Plan, and Exchange - Rocks Water

Hi Terry,

Good morning! I apologize for just now getting back to you. I had a response drafted, but neglected to send it before my vacation.

Here are the suggestions/questions we had regarding the draft permit application & mitigation plan:

1. Application proposes 0.02 cfs vs. mitigation plan based on 5 gpm (0.011 cfs). Ok to have higher rate, but will likely limit volume (in permit condition) to 8 AF based on mitigation provided. Otherwise, the application would be partially mitigated (year round diversion at 0.02 cfs more than 8 AF).
2. 5 af/irrigation season proposed for mitigation. Standard irrigation season for area 246 days x 0.011 cfs diverted x 1.9835 = 5.4 af diverted during irrigation season. IDWR rounding standards dictate volumes be described to tenths (5.4 af not 5 af). Rounding for a project this size might not be critical, but IDWR would prefer you use tenths if at all possible (may be critical with larger projects).
3. 10 mitigation shares = 0.02 cfs/1 acre irrigation with 3.2 af consumptive use @ 100% delivery. 10 mit shares at 60% delivery = $.60 \times 3.2 \text{ af/ac} = 1.9 \text{ af}$. 5.4 af required/irrigation season $\div 1.9 \text{ af deliverable per 10 mit shares} = 2.8$. $2.8 \times 10 \text{ mit shares} = 28 \text{ mit shares}$ required to provide 5.4 af/irrigation season at 100% delivery. 25 mit shares proposed based on only 5 af/irrigation season diverted (what you rounded to), would prefer to see 28 mit shares if possible.
4. Recommend editing/removing last portion of sentence "In the event that assessments are not paid, the Company will notify IDWR and approval to divert spring water will be rescinded." IDWR would consider rescinding the approval if requested, but we'd like to maintain the flexibility to make that decision should it arise. This language is too definitive in the sense it says IDWR will rescind the approval.

We plan to meet with our legal staff to further discuss the exchange proposal (assuming you will draft the agreement similar to the Wilderness Ranch exchange). Would you like comments after that meeting, or are you too far down the road in drafting the exchange agreement for comments at a later date to be useful?

Let me know if you have any questions regarding our comments above.

Regards,
Angie

Angela M. Grimm, P.G.
Water Rights Supervisor
IDWR - Western Region
2735 Airport Way
Boise, ID 83705-5082
(208) 334-2190 phone
(208) 334-2348 fax

From: Terry Scanlan [<mailto:TScanlan@spfwater.com>]
Sent: Thursday, July 16, 2015 1:27 PM
To: Grimm, Angie; Rex Barrie; McGarry, Elizabeth
Cc: LeeAnn Garton; Scott West
Subject: RE: Draft Water Right Permit, Mitigation Plan, and Exchange - Rocks Water

I haven't received any response to this email. Does anyone have any comments, or should I assume that we should proceed as proposed?

Terry

From: Terry Scanlan
Sent: Thursday, July 02, 2015 11:10 AM
To: 'Grimm, Angie'; 'Rex Barrie'; 'McGarry, Elizabeth'
Cc: 'LeeAnn Garton'; 'Scott West'
Subject: Draft Water Right Permit, Mitigation Plan, and Exchange - Rocks Water

Angie, Rex, and Gail –

As a follow up to our recent conversations or email correspondence, attached for your review and comment are the following documents related to proposed commercial water use by Scott West (Rocks Water Company) upstream from Lucky Peak.

1. Draft application for permit seeking up to 0.02 cfs of spring water tributary to Mores Creek for commercial use
2. Draft mitigation plan describing use of South Boise Water Company (SBWC) water shares for mitigation purposes, and
3. Draft exchange application for applicants BOR, West, and SBWC to allow Lucky Peak storage water to be diverted upstream of Lucky Peak.

Not included is an exchange agreement between BOR, West, and SBWC that will need to be generated prior to submittal of the exchange application. I anticipate that the exchange agreement will resemble the previously approved exchange agreement with Wilderness Ranch.

Total annual consumption at a continuous (24/7/365) diversion rate of 5 gpm (the available flow rate from the spring) will be 8 acre feet, which is equivalent to the consumptive use from 2.5 acres of turf grass in Boise. The mitigation plan proposes mitigation using natural flow during the irrigation season and storage during the non irrigation season.

Let me know what you think, and if you would like to see changes. I appreciate everyone's cooperation on this; it seems like a lot of work for 8 acre feet, but whether it is 8 af or 800 af, it seems to require the same process.

Have a great 4th of July and I hope to hear from you next week.

Terry M. Scanlan, P.E., P.G. | Principal Engineer/Hydrogeologist

SPF Water Engineering, LLC

300 E Mallard Drive, Suite 350 | Boise, ID 83706

p. 208.383.4140 | f. 208.383.4156 | d. 208.489.2121

e. tscanlan@spfwater.com | w. www.spfwater.com

RECEIVED

AUG 31 2015

WATER RESOURCES
WESTERN REGION

Rocks Water
2608 Highway 21
Boise, ID 83716

August 15, 2015

Toni Turner, P.E.
Projects & Communications Program Manager
US Bureau of Reclamation
Snake River Area Office
230 Collins Road
Boise, ID 83702
tturner@usbr.gov

Subject: Anderson Ranch Dam Raise Feasibility Study Participation

Dear Toni:

This letter requests that I be included as a participant in the Anderson Ranch Dam Raise Feasibility Study. I own and operate a water bottling facility operating as Rocks Water. The facility is located at The Rocks Lodge on Highway 21 in Boise County.

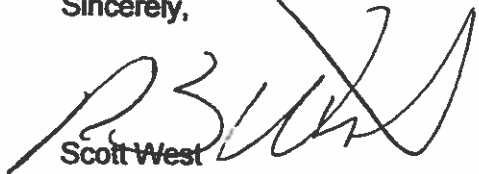
Rocks Water diverts water from a spring tributary to Mores Creek, upstream from Lucky Peak Reservoir. We currently divert under water right 63-7227 that allows up to 0.6 acre feet annual for commercial use with a priority date of May 21, 1969. I have recently applied for a permit to divert additional volume, up to a total of 8 acre feet annually. The existing water right and proposed permit are junior in priority, and require mitigation to prevent injury to senior water rights. South Boise Water Company natural flow water right 63-185B with an 1871 priority date will provide mitigation during the irrigation season. During the non-irrigation season, I initially proposed mitigating by an exchange using South Boise Water Company's Lucky Peak Reservoir storage water.

A meeting was held on August 5, 2015 at the Snake River Area Office to discuss the non-irrigation season exchange proposal. In attendance at the meeting were Jerry Gregg, Ryan Patterson, Brian Sauer, Lanie Paquin, and Gail McGarry from the Bureau, LeeAnn Garton and Barry Eschen from the South Boise Water Company, and Terry Scanlan from SPF Water Engineering. At that meeting, Mr. Gregg informed us that the proposed exchange could not be approved because Bureau policies no longer allow irrigation storage to be used to mitigate non-irrigation water uses. As one alternative, Mr. Gregg recommended that we obtain municipal and industrial (M&I) storage water within the Boise River Basin for exchange purposes, and noted that we might consider participating in the Anderson Ranch Dam Raise project as a means to obtain an M&I storage contract.

Our calculations indicate that we will require up to 2.6 acre feet annually during the non-irrigation season for mitigation purposes. Given that the new storage in Anderson will be junior in priority and will not fill every year, we propose participating in the Feasibility Study for more than the 2.6 acre foot annual need. We anticipate that a total of 10 acre feet will be adequate.

We understand that there an MOA is currently being drafted for Study participants, and a meeting of participants is proposed for September. Please send me a draft of the MOA and include me in the September meeting.

Sincerely,



Scott West

Cc: Terry Scanlan – tscanlan@spfwater.com

AUG 31 2015

PROPOSED MITIGATION PLAN FOR SCOTT AND ANGELA WEST
WATER RIGHT APPLICATION AND DECREEED WATER RIGHT 63-7227

WATER RESOURCES
WESTERN REGION

To the Idaho Department of Water Resources (IDWR):

The South Boise Water Company ("Company") agrees to utilize 28 mitigation shares under Boise River water right 63-185B with 1871 priority, and storage water held by the Company under a contract with the USBR, to mitigate consumptive use of diversions under the above referenced application and existing decreed water right. Ten mitigation shares of the Company's water rights equals 1 miners inch or 0.02 cfs for mitigation of one acre of irrigation at 100% delivery. The Company and Scott and Angela West (West) agree to this mitigation plan as follows:

- Wests propose year-round diversion of spring water tributary to Mores Creek for commercial uses under a new water right permit and also under their decreed water right permit 63-7227. Anticipated maximum diversion rate will be 0.011 cfs and maximum diversion volume will be 8 acre feet annually, with a maximum of 5.4 acre feet during the irrigation season and 2.6 acre feet during the non-irrigation season.
- The commercial consumptive use of 8 acre feet is equivalent to the consumptive use of 2.5 acres of turf grass in the Company service area based on ET Idaho mean precipitation deficit for the period of April through October calculated using the Boise Airport weather data.
- Company water right 63-185B provides natural flow diverted from the Boise River to the Company's place of use. Mitigation for impacts to irrigation-season Boise River natural flows resulting from the Wests' diversions will be provided by idling irrigation of 2.8 acres (0.056 cfs) under the Company's four Boise River rights. To simplify the process, the amount of water for mitigation should be recorded in a single water right, 63-185B, although reduction in irrigated acres will be recorded in all four Boise River rights.
- The Company's contract for storage of water in Lucky Peak Reservoir will be used to mitigate for impacts to non-irrigation-season storage water accruals in Lucky Peak Reservoir through annual lease and rental of 2.6 acre feet of storage water through the Water District 63 rental pool to offset depletions to Lucky Peak Storage accrual.
- The Wests will actively seek to obtain a contract for storage water directly from the Bureau of Reclamation so that annual storage rentals will not be necessary. The Wests have sent a request to the Bureau to participate in the Anderson Dam raise feasibility.
- Upon IDWR approval of the Wests' application for permit and this mitigation plan, the Company understands IDWR will change the description of 0.056 cfs of water right 63-185B from irrigation to mitigation. This will protect the unused shares from forfeiture according to I. C. §42-223(10).
- The applicant and any successors in interest for the application or water rights will hold a certificate for the water shares and pay the Company mitigation assessments for the mitigation shares every year.

- To the extent development proposed in the West's application is not fully completed, the Company understands this process is reversible by contacting IDWR with appropriate information for water and acres set aside for mitigation to be fully restored to irrigation use.

By: **South Boise Water Company**

Signature: _____

Title: _____

Date: _____

By: _____

Scott West

Signature: _____

Date: _____

By: _____

Angela West

Signature: _____

Date: _____



SPF WATER
ENGINEERING

RECEIVED

July 27, 2015

JUL 29 2015

WATER RESOURCES
WESTERN REGION

Angie Grimm
IDWR Western Region Office
2735 Airport Way
Boise, ID 83705

Subject: Application for Permit

Dear Angie,

Enclosed on behalf of Robert Scott and Angela West, is an *Application for Permit* requesting year-round diversion of spring water tributary to Mores Creek for commercial uses. A mitigation plan for impacts to Boise River flows resulting from the proposal will be provided shortly as soon as all authorized signatures have been secured.

Check No. 10001 for \$100 is enclosed for the filing fee. Thank you very much for your consideration and assistance in this matter. Please call me if you have any questions.

Sincerely,

Lori Graves
Water Rights Specialist

Cc: Scott and Angela West

Enclosures

SPF file number: 1184.0010

Grimm, Angie

From: Terry Scanlan [TScanlan@spfwater.com]
Sent: Thursday, July 16, 2015 2:15 PM
To: Rex Barrie; Grimm, Angie; 'McGarry, Elizabeth'
Cc: 'LeeAnn Garton'; 'Scott West'
Subject: RE: Draft Water Right Permit, Mitigation Plan, and Exchange - Rocks Water

Thanks Rex. All of that should be workable.

I will get you information when we submit the applications. If you want to get started sooner, here is contact information for the Wests.

Water right 63-7227 (spring tributary to Mores Creek)
Scott West and Angela West
2608 Highway 21
Boise, ID 83716
208-343-3801 office, 208-345-2249 home, 789-4376 cell
west@rockswater.net

I understand that their water use currently is less than 1000 gallons per week.

From: Rex Barrie [<mailto:waterdistrict63@qwestoffice.net>]
Sent: Thursday, July 16, 2015 2:03 PM
To: Terry Scanlan; 'Grimm, Angie'; 'McGarry, Elizabeth'
Cc: 'LeeAnn Garton'; 'Scott West'
Subject: RE: Draft Water Right Permit, Mitigation Plan, and Exchange - Rocks Water

Terry,

Sorry about the delay but it has been busy here.

I will require standard watermaster criteria with this app.

Lockable controlling works and measurement device. Also I will require that they report the weekly usage to my office via e-mail.

I will need the names and contact info of those involved, the water right number(s) and they will be assessed from the Water District beginning next year.

Currently our minimum charge is \$100.00 per year. Until we establish the total yearly diversion they will be assessed the minimum charge.

Give me a call if you need more info.

Rex R. Barrie
Boise River Watermaster

From: Terry Scanlan [<mailto:TScanlan@spfwater.com>]
Sent: Thursday, July 16, 2015 1:27 PM
To: Grimm, Angie; Rex Barrie; McGarry, Elizabeth
Cc: LeeAnn Garton; Scott West
Subject: RE: Draft Water Right Permit, Mitigation Plan, and Exchange - Rocks Water

I haven't received any response to this email. Does anyone have any comments, or should I assume that we should proceed as proposed?

Terry

From: Terry Scanlan
Sent: Thursday, July 02, 2015 11:10 AM
To: 'Grimm, Angie'; 'Rex Barrie'; 'McGarry, Elizabeth'
Cc: 'LeeAnn Garton'; 'Scott West'
Subject: Draft Water Right Permit, Mitigation Plan, and Exchange - Rocks Water

Angie, Rex, and Gail –

As a follow up to our recent conversations or email correspondence, attached for your review and comment are the following documents related to proposed commercial water use by Scott West (Rocks Water Company) upstream from Lucky Peak.

1. Draft application for permit seeking up to 0.02 cfs of spring water tributary to Mores Creek for commercial use
2. Draft mitigation plan describing use of South Boise Water Company (SBWC) water shares for mitigation purposes, and
3. Draft exchange application for applicants BOR, West, and SBWC to allow Lucky Peak storage water to be diverted upstream of Lucky Peak.

Not included is an exchange agreement between BOR, West, and SBWC that will need to be generated prior to submittal of the exchange application. I anticipate that the exchange agreement will resemble the previously approved exchange agreement with Wilderness Ranch.

Total annual consumption at a continuous (24/7/365) diversion rate of 5 gpm (the available flow rate from the spring) will be 8 acre feet, which is equivalent to the consumptive use from 2.5 acres of turf grass in Boise. The mitigation plan proposes mitigation using natural flow during the irrigation season and storage during the non irrigation season.

Let me know what you think, and if you would like to see changes. I appreciate everyone's cooperation on this; it seems like a lot of work for 8 acre feet, but whether it is 8 af or 800 af, it seems to require the same process.

Have a great 4th of July and I hope to hear from you next week.

Terry M. Scanlan, P.E., P.G. | Principal Engineer/Hydrogeologist

SPF Water Engineering, LLC
300 E Mallard Drive, Suite 350 | Boise, ID 83706
p. 208.383.4140 | f. 208.383.4156 | d. 208.489.2121
e. tscanlan@spfwater.com | w. www.spfwater.com