STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

TRANSFER OF WATER RIGHT
TRANSFER NO. 87437

This is to certify that: MICRON TECHNOLOGY INC
PO BOX 6
BOISE, ID 83707-0006

has requested a change to the water right(s) listed below. This change in water right(s) is authorized pursuant to the provisions of Section 42-222, Idaho Code. A summary of the changes is also listed below. The authorized change for each affected water right, including conditions of approval, is shown on the following pages of this document.

Summary of Water Rights Before the Proposed Changes

Water Right	Origin/Basis	Priority Date	Diversion Rate	Diversion Volume	Acre Limit	Total Acres	Source
63-10208	WR/DECREED	11/22/1983	0.610 cfs	441.6 af	N/A	N/A	GROUND WATER
63-11293	WR/DECREED	4/19/1990	2.250 cfs	1628.9 af	N/A	N/A	GROUND WATER
63-12420	WR/LICENSE	6/6/1997	5.000 cfs	402.0 af	N/A	N/A	BOISE RIVER
63-31183	WR/LICENSE	1/24/2001	9.130 cfs	N/A	39.8	906.0	GROUND WATER
63-8992	WR/DECREED	7/27/1977	2.090 cfs	1267.9 af	100.0	906.0	GROUND WATER
63-9029	WR/DECREED	9/9/1977	4.000 cfs	806.3 af	N/A	N/A	GROUND WATER
63-9357	WR/DECREED	3/12/1980	0.600 cfs	362.0 af	N/A	N/A	GROUND WATER

Purpose of Transfer (Changes Proposed)

Current Number	Split	POD	POU	Add POD	Period of Use	Nature of Use
63-10208	NO	YES	YES	YES	NO	NO
63-11293	NO	YES	YES	YES	NO	NO
63-12420	NO	NO	YES	NO	NO	NO
63-31183	NO	YES	YES	YES	NO	NO
63-8992	NO	YES	YES	YES	NO	NO
63-9029	NO	YES	YES	YES	NO	NO
63-9357	NO	YES	YES	YES	NO	NO

SUPPORT DATA
IN FILE # 63-8992

Summary Of Water Rights After the Approved Change

Existing Right	New No. (Changed Portion)	Transfer Rate	Transfer Volume	Acre Limit	Total Acres	New No. (remaining portion)	Remaining Rate	Remaining Volume	Remaining Acre Limit	Remaining Total Acres
63-10208	63-10208	0.610 cfs	441.6 af	N/A	N/A	N/A	N/A	N/A	N/A	N/A
63-11293	63-11293	2.250 cfs	1628.9 af	N/A	N/A	N/A	N/A	N/A	N/A	N/A
63-12420	63-12420	5.000 cfs	402.0 af	N/A	N/A	N/A	N/A	N/A	N/A	N/A
63-31183	63-31183	9.130 cfs	N/A	39.8	998.4	N/A	N/A	N/A	N/A	N/A
63-8992	63-8992	2.090 cfs	1267.9 af	100.0	998.4	N/A	N/A	N/A	N/A	N/A
63-9029	63-9029	4.000 cfs	806.3 af	N/A	N/A	N/A	N/A	N/A	N/A	N/A
63-9357	63-9357	0.600 cfs	362.0 af	N/A	N/A	N/A	N/A	N/A	N/A	N/A
COMBINED TOTALS		**14.550 cfs**	**N/A**	**100.0**	**998.4**		**N/A**	**N/A**	**N/A**	**N/A**

SCANNED
MAY 26 2023

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

TRANSFER OF WATER RIGHT
TRANSFER NO. 87437

This water right(s) is subject to all prior water rights and shall be administered in accordance with Idaho law and applicable rules of the Department of Water Resources. Detailed Water Right Description(s) attached.

Dated this 23rd day of May, 2023.

SCOTT STORMS, Water Right Supervisor

SCANNED
MAY 26 2023

WATER RIGHT NO. 63-8992

As Modified by Transfer No. 87437

In accordance with the approval of Transfer No. 87437, Water Right No. 63-8992 is now described as follows:

Right Holder: MICRON TECHNOLOGY INC
PO BOX 6
BOISE, ID 83707-0006

Priority Date: 7/27/1977

Source: GROUND WATER

BENEFICIAL USE	From		To	Diversion Rate	Diversion Volume
INDUSTRIAL	01/01	to	12/31	2.090 cfs	1267.9 af
IRRIGATION	03/01	to	11/15	1.500 cfs	450.0 af
				2.090 cfs	1267.9 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER	SESW	Sec 6	Twp 02N	Rge 03E	ADA County
GROUND WATER	NENE	Sec 7	Twp 02N	Rge 03E	ADA County
GROUND WATER	SWNE	Sec 7	Twp 02N	Rge 03E	ADA County
GROUND WATER	SWNE	Sec 7	Twp 02N	Rge 03E	ADA County
GROUND WATER	L2 (SWNW)	Sec 7	Twp 02N	Rge 03E	ADA County
GROUND WATER	SWSE	Sec 7	Twp 02N	Rge 03E	ADA County
GROUND WATER	NESW	Sec 7	Twp 02N	Rge 03E	ADA County
GROUND WATER	SWNW	Sec 8	Twp 02N	Rge 03E	ADA County
GROUND WATER	NWSE	Sec 8	Twp 02N	Rge 03E	ADA County

PLACE OF USE: INDUSTRIAL

			NE				NW				SW				SE				
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
02N	03E	6									X	X	X	X			X	X	
												L 6	L 7						
02N	03E	7	X	X	X	X	X	X	X	X	X			X	X	X	X	X	
								L 1	L 2										
02N	03E	8							X	X	X	X	X	X					
02N	03E	17					X	X	X	X	X	X							
02N	03E	18		X			X												

PLACE OF USE: IRRIGATION

			NE				NW				SW				SE				
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
02N	03E	6									1.0	6.0	21.0	40.0			23.0	0.1	91.1
												L 6	L 7						
02N	03E	7	40.0	40.0	40.0	40.0	40.0	8.0	0.1	35.0	22.0			9.0	40.0	40.0	40.0	40.0	434.1
								L 1	L 2										
02N	03E	8							40.0	40.0	40.0	40.0	40.0	40.0					240.0
02N	03E	17					40.0	40.0	40.0	40.0	19.0	19.0							198.0
02N	03E	18		35.0			0.2												35.2

Right Acre Limit: 100.0
POU Total Acres: 998.4
Transfer No. 87437

SCANNED
MAY 2 6 2023

WATER RIGHT NO. 63-8992

As Modified by Transfer No. 87437

CONDITIONS OF APPROVAL

1. Rights 63-8992, 63-10221 and 63-31183 when combined shall not exceed a total irrigation of 100 acres.

2. Rights 63-8992, 63-9029, 63-9357, 63-10208, 63-11293, and 63-31183 when combined shall not exceed a total diversion rate of 9.55 cfs, and a total annual maximum diversion volume of 4506.7 af.

3. This right is limited to the irrigation of 100 acres within the authorized place of use in a single irrigation season.

4. This right is limited to the irrigation of a specific 100 acres within the 998.4 acre place of use authorized by this right in a single irrigation season. The specific 100 acres to be irrigated by the right holder shall be identified prior to use by submittal of a land list and a representative electronic shape file or by submittal of a land list and a map sufficiently detailed to allow creation of an electronic shape file to be associated with this right in the geographic information system component of the water rights database maintained by the department. Before changing the 100 acres to be irrigated within the 998.4 acre place of use, the right holder shall submit a new land list and representative electronic shape file or map to the Department prior to the irrigation season in which the change will occur.

5. The right holder shall make full beneficial use of all surface water available to the right holder for irrigation of lands within the authorized place of use for this right. The right holder may divert ground water under this right to irrigate land with appurtenant surface water rights when the surface water supply is not reasonably sufficient to irrigate the place of use for this water right or is not available due to drought, curtailment by priority, or the seasonal startup and shutoff or maintenance schedule for canal company or irrigation district deliveries. The right holder shall not divert ground water for irrigation purposes under this right if use of the surface water supply is intentionally discontinued or reduced (for example abandoned, forfeited, sold, disallowed by court decree, or leased to the Water Supply Bank), or is not deliverable due to non-payment of annual assessments, without an approved transfer pursuant to Idaho Code § 42-222 or other Department approval.

6. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor exceed a combined annual maximum diversion volume of 450 af at the field headgate for the place of use.

7. This right when combined with all other rights shall provide no more than 4.5 afa per acre at the field headgate for irrigation of the place of use.

8. Administration of water distribution to this right during times of scarcity shall recognize the provisions of the letter dated February 6, 2002 from the right holder to the department.

9. The water right holder must comply with the measuring and reporting requirements of the Southeast Boise Ground Water Management Area and any management plan adopted by the director.

SCANNED

MAY 26 2023

WATER RIGHT NO. 63-8992

As Modified by Transfer No. 87437

CONDITIONS OF APPROVAL

10. The point of diversion identified in this right is located within the boundaries of the Boise Front Low Temperature Geothermal Resource Groundwater Management Area. The well driller shall monitor water temperatures while drilling the well. If water with a temperature greater than 85 degrees Fahrenheit is encountered by the driller, drilling must immediately cease, and the Department must be notified. Drilling shall not resume until the Department has reviewed the drilling conditions, and established standards for construction with the driller.

11. Right holder shall comply with the drilling permit requirements of Idaho Code § 42-235 and applicable Well Construction Rules of the Department.

12. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.

13. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.

14. Pursuant to Idaho Code § 42-1412(6), this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as determined by the Snake River Basin Adjudication court in the final unified decree entered 08/26/2014.

SCANNED

MAY 26 2023

WATER RIGHT NO. 63-9029

As Modified by Transfer No. 87437

In accordance with the approval of Transfer No. 87437, Water Right No. 63-9029 is now described as follows:

Right Holder: MICRON TECHNOLOGY INC
PO BOX 6
BOISE, ID 83707-0006

Priority Date: 9/9/1977

Source: GROUND WATER

BENEFICIAL USE	From	To	Diversion Rate	Diversion Volume
INDUSTRIAL	01/01	to 12/31	4.000 cfs	806.3 af
			4.000 cfs	806.3 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER	SESW	Sec 6	Twp 02N	Rge 03E	ADA County
GROUND WATER	NENE	Sec 7	Twp 02N	Rge 03E	ADA County
GROUND WATER	SWNE	Sec 7	Twp 02N	Rge 03E	ADA County
GROUND WATER	SWNE	Sec 7	Twp 02N	Rge 03E	ADA County
GROUND WATER	L2 (SWNW)	Sec 7	Twp 02N	Rge 03E	ADA County
GROUND WATER	SWSE	Sec 7	Twp 02N	Rge 03E	ADA County
GROUND WATER	NESW	Sec 7	Twp 02N	Rge 03E	ADA County
GROUND WATER	SWNW	Sec 8	Twp 02N	Rge 03E	ADA County
GROUND WATER	NWSE	Sec 8	Twp 02N	Rge 03E	ADA County

PLACE OF USE: INDUSTRIAL

			NE				NW				SW				SE				
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
02N	03E	6									X	X	X	X			X	X	
												L 6	L 7						
02N	03E	7	X	X	X	X	X	X	X	X	X			X	X	X	X	X	
								L 1	L 2										
02N	03E	8							X	X	X	X	X	X					
02N	03E	17					X	X	X	X	X	X							
02N	03E	18		X			X												

CONDITIONS OF APPROVAL

1. Rights 63-8992, 63-9029, 63-9357, 63-10208, 63-11293, and 63-31183 when combined shall not exceed a total diversion rate of 9.55 cfs, and a total annual maximum diversion volume of 4506.7 af.
2. Administration of water distribution to this right during times of scarcity shall recognize the provisions of the letter dated February 6, 2002 from the right holder to the department.
3. The water right holder must comply with the measuring and reporting requirements of the Southeast Boise Ground Water Management Area and any management plan adopted by the director.

SCANNED
MAY 26 2023

WATER RIGHT NO. 63-9029

As Modified by Transfer No. 87437

CONDITIONS OF APPROVAL

4. The point of diversion identified in this right is located within the boundaries of the Boise Front Low Temperature Geothermal Resource Groundwater Management Area. The well driller shall monitor water temperatures while drilling the well. If water with a temperature greater than 85 degrees Fahrenheit is encountered by the driller, drilling must immediately cease, and the Department must be notified. Drilling shall not resume until the Department has reviewed the drilling conditions, and established standards for construction with the driller.

5. Right holder shall comply with the drilling permit requirements of Idaho Code § 42-235 and applicable Well Construction Rules of the Department.

6. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.

7. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.

8. Pursuant to Idaho Code § 42-1412(6), this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as determined by the Snake River Basin Adjudication court in the final unified decree entered 08/26/2014.

SCANNED

MAY 2 6 2023

WATER RIGHT NO. 63-9357

As Modified by Transfer No. 87437

In accordance with the approval of Transfer No. 87437, Water Right No. 63-9357 is now described as follows:

Right Holder: MICRON TECHNOLOGY INC
PO BOX 6
BOISE, ID 83707-0006

Priority Date: 3/12/1980

Source: GROUND WATER

BENEFICIAL USE	From		To	Diversion Rate	Diversion Volume
FIRE PROTECTION	1/01	to	12/31	0.600 cfs	
INDUSTRIAL	1/01	to	12/31	0.500 cfs	362.0 af
				0.600 cfs	362.0 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER	SESW	Sec 6	Twp 02N	Rge 03E	ADA County
GROUND WATER	NENE	Sec 7	Twp 02N	Rge 03E	ADA County
GROUND WATER	SWNE	Sec 7	Twp 02N	Rge 03E	ADA County
GROUND WATER	SWNE	Sec 7	Twp 02N	Rge 03E	ADA County
GROUND WATER	L2 (SWNW)	Sec 7	Twp 02N	Rge 03E	ADA County
GROUND WATER	SWSE	Sec 7	Twp 02N	Rge 03E	ADA County
GROUND WATER	NESW	Sec 7	Twp 02N	Rge 03E	ADA County
GROUND WATER	SWNW	Sec 8	Twp 02N	Rge 03E	ADA County
GROUND WATER	NWSE	Sec 8	Twp 02N	Rge 03E	ADA County

PLACE OF USE: FIRE PROTECTION

			NE				NW				SW				SE				
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
02N	03E	6									X	X	X	X			X	X	
												L 6	L 7						
02N	03E	7	X	X	X	X	X	X	X	X	X			X	X	X	X	X	
								L 1	L 2										
02N	03E	8						X	X	X	X	X	X	X					
02N	03E	17					X	X	X	X	X	X							
02N	03E	18	X	X	X		X												

PLACE OF USE: INDUSTRIAL

			NE				NW				SW				SE				
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
02N	03E	6									X	X	X	X			X	X	
												L 6	L 7						
02N	03E	7	X	X	X	X	X	X	X	X	X			X	X	X	X	X	
								L 1	L 2										
02N	03E	8							X	X	X	X	X	X					
02N	03E	17					X	X	X	X	X	X							
02N	03E	18		X			X												

SCANNED
MAY 2 6 2023

WATER RIGHT NO. 63-9357

As Modified by Transfer No. 87437

CONDITIONS OF APPROVAL

1. Rights 63-8992, 63-9029, 63-9357, 63-10208, 63-11293, and 63-31183 when combined shall not exceed a total diversion rate of 9.55 cfs, and a total annual maximum diversion volume of 4506.7 af.

2. The water right holder must comply with the measuring and reporting requirements of the Southeast Boise Ground Water Management Area and any management plan adopted by the director.

3. The point of diversion identified in this right is located within the boundaries of the Boise Front Low Temperature Geothermal Resource Groundwater Management Area. The well driller shall monitor water temperatures while drilling the well. If water with a temperature greater than 85 degrees Fahrenheit is encountered by the driller, drilling must immediately cease, and the Department must be notified. Drilling shall not resume until the Department has reviewed the drilling conditions, and established standards for construction with the driller.

4. Water shall not be diverted for fire protection use under this right except to fight or repel an existing fire.

5. Industrial use is for microchip manufacturing.

6. Right holder shall comply with the drilling permit requirements of Idaho Code § 42-235 and applicable Well Construction Rules of the Department.

7. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.

8. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.

9. Pursuant to Idaho Code § 42-1412(6), this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as determined by the Snake River Basin Adjudication court in the final unified decree entered 08/26/2014.

SCANNED

MAY 2 6 2023

WATER RIGHT NO. 63-11293

As Modified by Transfer No. 87437

In accordance with the approval of Transfer No. 87437, Water Right No. 63-11293 is now described as follows:

Right Holder: MICRON TECHNOLOGY INC
PO BOX 6
BOISE, ID 83707-0006

Priority Date: 4/19/1990

Source: GROUND WATER

BENEFICIAL USE	From	To	Diversion Rate	Diversion Volume
INDUSTRIAL	1/01	to 12/31	2.250 cfs	1628.9 af
			2.250 cfs	1628.9 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER	SESW	Sec 6	Twp 02N	Rge 03E	ADA County
GROUND WATER	NENE	Sec 7	Twp 02N	Rge 03E	ADA County
GROUND WATER	SWNE	Sec 7	Twp 02N	Rge 03E	ADA County
GROUND WATER	SWNE	Sec 7	Twp 02N	Rge 03E	ADA County
GROUND WATER	L2 (SWNW)	Sec 7	Twp 02N	Rge 03E	ADA County
GROUND WATER	SWSE	Sec 7	Twp 02N	Rge 03E	ADA County
GROUND WATER	NESW	Sec 7	Twp 02N	Rge 03E	ADA County
GROUND WATER	SWNW	Sec 8	Twp 02N	Rge 03E	ADA County
GROUND WATER	NWSE	Sec 8	Twp 02N	Rge 03E	ADA County

PLACE OF USE: INDUSTRIAL

			NE				NW				SW				SE				
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
02N	03E	6									X	X	X	X			X	X	
												L 6	L 7						
02N	03E	7	X	X	X	X	X	X	X	X	X			X	X	X	X	X	
								L 1	L 2										
02N	03E	8							X	X	X	X	X	X					
02N	03E	17					X	X	X	X	X	X							
02N	03E	18		X			X												

CONDITIONS OF APPROVAL

1. Rights 63-8992, 63-9029, 63-9357, 63-10208, 63-11293, and 63-31183 when combined shall not exceed a total diversion rate of 9.55 cfs, and a total annual maximum diversion volume of 4506.7 af.
2. The water right holder must comply with the measuring and reporting requirements of the Southeast Boise Ground Water Management Area and any management plan adopted by the director.
3. Industrial use is for microchip manufacturing.

SCANNED
MAY 26 2023

WATER RIGHT NO. 63-11293

As Modified by Transfer No. 87437

CONDITIONS OF APPROVAL

4. The point of diversion identified in this right is located within the boundaries of the Boise Front Low Temperature Geothermal Resource Groundwater Management Area. The well driller shall monitor water temperatures while drilling the well. If water with a temperature greater than 85 degrees Fahrenheit is encountered by the driller, drilling must immediately cease, and the Department must be notified. Drilling shall not resume until the Department has reviewed the drilling conditions, and established standards for construction with the driller.

5. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.

6. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.

7. Pursuant to Idaho Code § 42-1412(6), this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as determined by the Snake River Basin Adjudication court in the final unified decree entered 08/26/2014.

SCANNED
MAY 26 2023

WATER RIGHT NO. 63-10208

As Modified by Transfer No. 87437

In accordance with the approval of Transfer No. 87437, Water Right No. 63-10208 is now described as follows:

Right Holder: MICRON TECHNOLOGY INC
PO BOX 6
BOISE, ID 83707-0006

Priority Date: 11/22/1983

Source: GROUND WATER

BENEFICIAL USE	From		To	Diversion Rate	Diversion Volume
DOMESTIC	1/01	to	12/31	0.040 cfs	28.9 af
INDUSTRIAL	1/01	to	12/31	0.610 cfs	441.6 af
				0.610 cfs	441.6 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER	SESW	Sec 6	Twp 02N Rge 03E	ADA County
GROUND WATER	NENE	Sec 7	Twp 02N Rge 03E	ADA County
GROUND WATER	SWNE	Sec 7	Twp 02N Rge 03E	ADA County
GROUND WATER	SWNE	Sec 7	Twp 02N Rge 03E	ADA County
GROUND WATER	L2 (SWNW)	Sec 7	Twp 02N Rge 03E	ADA County
GROUND WATER	SWSE	Sec 7	Twp 02N Rge 03E	ADA County
GROUND WATER	NESW	Sec 7	Twp 02N Rge 03E	ADA County
GROUND WATER	SWNW	Sec 8	Twp 02N Rge 03E	ADA County
GROUND WATER	NWSE	Sec 8	Twp 02N Rge 03E	ADA County

PLACE OF USE: DOMESTIC

			NE				NW				SW				SE				
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
02N	03E	6									X	X	X	X	X	X	X	X	
												L 6	L 7						
02N	03E	7	X	X	X	X	X	X	X	X	X			X	X	X	X	X	
								L 1	L 2										
02N	03E	8							X			X	X						
02N	03E	18		X			X												

PLACE OF USE: INDUSTRIAL

			NE				NW				SW				SE				
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
02N	03E	6									X	X	X	X			X	X	
												L 6	L 7						
02N	03E	7	X	X	X	X	X	X	X	X	X			X	X	X	X	X	
								L 1	L 2										
02N	03E	8							X	X	X	X	X	X					
02N	03E	17					X	X	X	X	X	X							
02N	03E	18		X			X												

SCANNED
MAY 26 2023

WATER RIGHT NO. 63-10208

As Modified by Transfer No. 87437

CONDITIONS OF APPROVAL

1. Rights 63-8992, 63-9029, 63-9357, 63-10208, 63-11293, and 63-31183 when combined shall not exceed a total diversion rate of 9.55 cfs, and a total annual maximum diversion volume of 4506.7 af.
2. The water right holder must comply with the measuring and reporting requirements of the Southeast Boise Ground Water Management Area and any management plan adopted by the director.
3. Domestic use is for restroom facilities.
4. Industrial use is for microchip manufacturing.
5. The point of diversion identified in this right is located within the boundaries of the Boise Front Low Temperature Geothermal Resource Groundwater Management Area. The well driller shall monitor water temperatures while drilling the well. If water with a temperature greater than 85 degrees Fahrenheit is encountered by the driller, drilling must immediately cease, and the Department must be notified. Drilling shall not resume until the Department has reviewed the drilling conditions, and established standards for construction with the driller.
6. Right holder shall comply with the drilling permit requirements of Idaho Code § 42-235 and applicable Well Construction Rules of the Department.
7. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
8. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
9. Pursuant to Idaho Code § 42-1412(6), this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as determined by the Snake River Basin Adjudication court in the final unified decree entered 08/26/2014.

SCANNED
MAY 26 2023

WATER RIGHT NO. 63-12420

As Modified by Transfer No. 87437

In accordance with the approval of Transfer No. 87437, Water Right No. 63-12420 is now described as follows:

Right Holder: MICRON TECHNOLOGY INC
PO BOX 6
BOISE, ID 83707-0006

Priority Date: 6/6/1997

Source: BOISE RIVER **Tributary:** SNAKE RIVER

BENEFICIAL USE	From		To	Diversion Rate	Diversion Volume
GROUND WATER RECHARGE	01/01	to	12/31	3.340 cfs	162.0 af
INDUSTRIAL	01/01	to	12/31	5.000 cfs	240.0 af
				5.000 cfs	402.0 af

LOCATION OF POINT(S) OF DIVERSION

BOISE RIVER L6 (NWNE) Sec 4 Twp 02N Rge 03E ADA County

PLACE OF USE: GROUND WATER RECHARGE

			NE				NW				SW				SE				
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
02N	03E	6									X	X	X	X			X	X	
												L 6	L 7						
02N	03E	7	X	X	X	X	X	X	X	X	X			X	X	X	X	X	
								L 1	L 2										
02N	03E	8						X	X	X	X	X	X	X					
02N	03E	17					X	X	X	X	X	X							
02N	03E	18	X	X	X		X												

PLACE OF USE: INDUSTRIAL

			NE				NW				SW				SE				
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
02N	03E	6									X	X	X	X			X	X	
												L 6	L 7						
02N	03E	7	X	X	X	X	X	X	X	X	X			X	X	X	X	X	
								L 1	L 2										
02N	03E	8							X	X	X	X	X	X					
02N	03E	17					X	X	X	X	X	X							
02N	03E	18		X			X												

SCANNED
MAY 26 2023

WATER RIGHT NO. 63-12420

As Modified by Transfer No. 87437

CONDITIONS OF APPROVAL

1. 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).

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. 63.

3. This right does not grant any right-of-way or easement across the land of another.

4. If measured or calculated Boise River flows at the point of diversion are less than 240 cfs during the period beginning June 16 and ending February 29, water shall not be diverted pursuant to this right. If measured or calculated Boise River flows at the point of diversion are less than 1,100 cfs during the period beginning March 1 and ending May 31, water shall not be diverted pursuant to this water right. Measured or calculated Boise River flows at the point of diversion shall be based on gauged Lucky Peak Dam discharge minus the gauged diversion of the New York Canal.

5. Pursuant to Section 42-234(3), Idaho Code, the Director may reduce the amount of water that may be diverted for recharge purposes under this right even though there is sufficient water to supply the entire amount authorized for appropriation under this right.

6. Pursuant to Section 42-234(4), Idaho Code, to ensure that other water rights are not injured by the operations of the recharge project authorized by this right, the Director has authority to approve, disapprove, or require alterations in the methods employed to achieve ground water recharge.

7. The right holder shall exercise this right only when authorized by the District 63 watermaster when the Boise River is on flood release below Lucky Peak dam/outlet. Flood releases shall be determined based upon the Memorandum of Agreement between the Department of Army and the Department of Interior for Flood Control Operations of Boise River Reservoirs, dated November 20, 1953, contracts with Reclamation contract holders in the Boise River Reservoirs, the Water Control Manual for Boise River Reservoirs, dated April 1985, and any modifications adopted pursuant to the procedures required in these documents and federal laws. The right holder shall not seek, directly or indirectly, any change to the flood control operations of the 1985 Water Control Manual for Boise River reservoirs. This water right may not be used to divert water released from storage to augment lower Snake River flows during the migration of Snake River salmon as authorized under Idaho law, or for any purpose of use authorized under the water rights for Lucky Peak Reservoir.

8. Industrial use is for computer chip production.

9. This right is subject to all prior water rights, including those water rights for power purposes that may otherwise be subordinated by contract entered into by the governor and Idaho Power Company on October 25, 1984, and ratified by the legislature pursuant to section 42-203B, Idaho Code.

SCANNED
MAY 26 2023

WATER RIGHT NO. 63-12420

As Modified by Transfer No. 87437

CONDITIONS OF APPROVAL

10. 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.

11. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.

12. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.

SCANNED
MAY 26 2023

WATER RIGHT NO. 63-31183

As Modified by Transfer No. 87437

In accordance with the approval of Transfer No. 87437, Water Right No. 63-31183 is now described as follows:

Right Holder: MICRON TECHNOLOGY INC
PO BOX 6
BOISE, ID 83707-0006

Priority Date: 1/24/2001

Source: GROUND WATER

BENEFICIAL USE	From		To	Diversion Rate
INDUSTRIAL	01/01	to	12/31	9.130 cfs
IRRIGATION	03/01	to	11/15	0.800 cfs
				9.130 cfs

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER	SESW	Sec 6	Twp 02N	Rge 03E	ADA County
GROUND WATER	NENE	Sec 7	Twp 02N	Rge 03E	ADA County
GROUND WATER	SWNE	Sec 7	Twp 02N	Rge 03E	ADA County
GROUND WATER	SWNE	Sec 7	Twp 02N	Rge 03E	ADA County
GROUND WATER	L2 (SWNW)	Sec 7	Twp 02N	Rge 03E	ADA County
GROUND WATER	SWSE	Sec 7	Twp 02N	Rge 03E	ADA County
GROUND WATER	NESW	Sec 7	Twp 02N	Rge 03E	ADA County
GROUND WATER	SWNW	Sec 8	Twp 02N	Rge 03E	ADA County
GROUND WATER	NWSE	Sec 8	Twp 02N	Rge 03E	ADA County

PLACE OF USE: INDUSTRIAL

			NE				NW				SW				SE				
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
02N	03E	6									X	X	X	X			X	X	
												L 6	L 7						
02N	03E	7	X	X	X	X	X	X	X	X	X			X	X	X	X	X	
								L 1	L 2										
02N	03E	8							X	X	X	X	X	X					
02N	03E	17					X	X	X	X	X	X							
02N	03E	18		X			X												

PLACE OF USE: IRRIGATION

			NE				NW				SW				SE				
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
02N	03E	6									1.0	6.0	21.0	40.0			23.0	0.1	91.1
												L 6	L 7						
02N	03E	7	40.0	40.0	40.0	40.0	40.0	8.0	0.1	35.0	22.0			9.0	40.0	40.0	40.0	40.0	434.1
								L 1	L 2										
02N	03E	8							40.0	40.0	40.0	40.0	40.0	40.0					240.0
02N	03E	17					40.0	40.0	40.0	40.0	19.0	19.0							198.0
02N	03E	18		35.0			0.2												35.2

Right Acre Limit: 39.8
POU Total Acres: 998.4
Transfer No. 87437

SCANNED
MAY 26 2023

WATER RIGHT NO. 63-31183

As Modified by Transfer No. 87437

CONDITIONS OF APPROVAL

1. Industrial use under this right shall not exceed a total annual maximum diversion volume of 3200 af.
2. Irrigation use under rights 63-8992, 63-10221, and 63-31183 when combined shall not exceed a total annual maximum diversion volume of 450 af at the field headgate, and the irrigation of 100 acres.
3. Rights 63-8992, 63-9029, 63-9357, 63-10208, 63-11293, and 63-31183 when combined shall not exceed a total diversion rate of 9.55 cfs, and a total annual maximum diversion volume of 4506.7 af.
4. This right is limited to the irrigation of 39.8 acres within the authorized place of use in a single irrigation season.
5. This right when combined with all other rights for irrigation purposes shall provide no more than 0.02 cfs per acre nor exceed a combined annual maximum diversion volume of 179 af at the field headgate for the irrigation place of use.
6. This right when combined with all other rights shall provide no more than 4.5 afa per acre at the field headgate for irrigation of the place of use.
7. The water right holder must comply with the measuring and reporting requirements of the Southeast Boise Groundwater Management Area (SEBGWMA) and any management plan adopted by the director.
8. Water diverted from the points of diversion for this right shall be considered water authorized for withdrawal under other existing water rights to their full extent, as deliverable, unless otherwise requested by the water right holder.
9. In the event of water right curtailments in the SEBGWMA, out-of-priority diversions may be allowed under this right to the extent that (1) the diversions under this right are mitigated by groundwater recharge activities, and (2) diversions under this right do not injure senior water rights through direct well interference.
10. When mitigation is required, the entire volume of water injected by the right holder into the SEBGWMA aquifer for ground water recharge pursuant to right 63-12420 or pursuant to diversions of storage water, up to the total amounts authorized by this right, can be diverted from the aquifer under this right during the calendar year it is injected. Water not diverted during the year it is injected can be carried over for future withdrawal and beneficial use associated with this right. The volume authorized for withdrawal will be reduced by 10% each calendar year following the first calendar year the water is injected.

SCANNED
MAY 26 2023

WATER RIGHT NO. 63-31183

As Modified by Transfer No. 87437

CONDITIONS OF APPROVAL

11. The right holder shall make full beneficial use of all surface water available to the right holder for irrigation of lands within the authorized place of use for this right. The right holder may divert ground water under this right to irrigate land with appurtenant surface water rights when the surface water supply is not reasonably sufficient to irrigate the place of use for this water right or is not available due to drought, curtailment by priority, or the seasonal startup and shutoff or maintenance schedule for canal company deliveries. The right holder shall not divert ground water for irrigation purposes under this right if use of the surface water supply is intentionally discontinued or reduced (for example abandoned, forfeited, sold, disallowed by court decree, or leased to the Water Supply Bank), or is not deliverable due to non-payment of annual assessments, without an approved transfer pursuant to Idaho Code § 42-222 or other Department approval.

12. The point of diversion identified in this right is located within the boundaries of the Boise Front Low Temperature Geothermal Resource Groundwater Management Area. The well driller shall monitor water temperatures while drilling the well. If water with a temperature greater than 85 degrees Fahrenheit is encountered by the driller, drilling must immediately cease, and the Department must be notified. Drilling shall not resume until the Department has reviewed the drilling conditions, and established standards for construction with the driller.

13. Industrial use is for semiconductor and related manufacturing.

14. Right holder shall comply with the drilling permit requirements of Idaho Code § 42-235 and applicable Well Construction Rules of the Department.

15. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.

16. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.

SCANNED

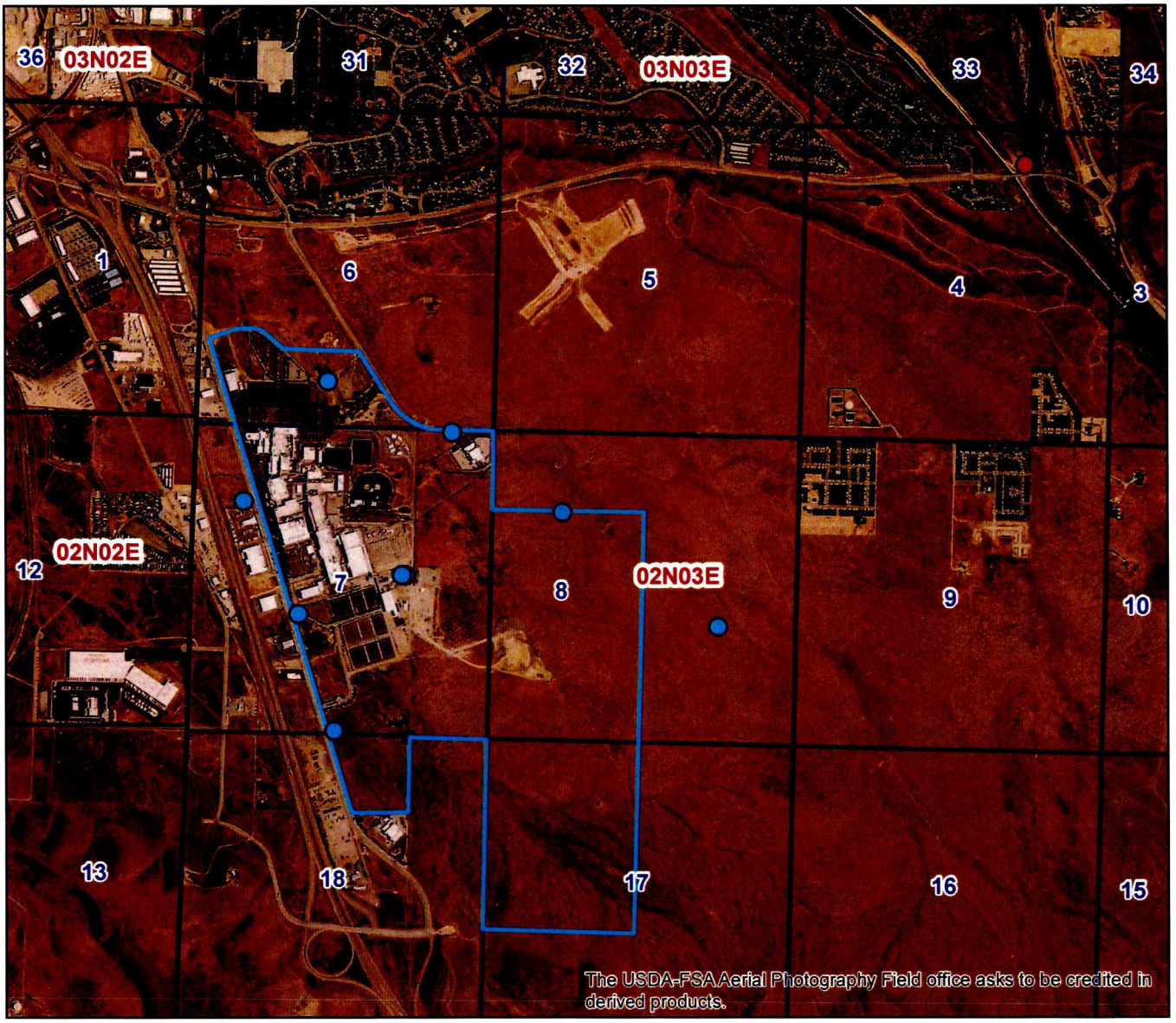
MAY 26 2023

State of Idaho
Department of Water Resources

Attachment to Transfer No. 87437

Water Rights: 63-8992, 63-9029, 63-9357, 63-10208, 63-11293, 63-12420, and 63-31183.

This map depicts the integrated permissible place of use (PPU) boundary for the water rights at the time of this approval and is attached to the approval document solely for illustrative purposes.



- Points of Diversion
- 63-12420 Point of Diversion
- PPU Boundary
- Townships
- PLS Sections

0 0.35 0.7 1.4 Miles

N

SCANNED
MAY 26 2023

Rev. 07/18

RECEIVED
JAN 11 2023
WATER RESOURCES
WESTERN REGION

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Transfer No. 87437

MINIMUM REQUIREMENTS CHECKLIST
TO BE SUBMITTED WITH APPLICATION FOR TRANSFER

An application for transfer must be prepared in accordance with the minimum requirements listed below to be acceptable for processing by the Department. Incomplete applications will be returned. The instructions, fee schedule, Part 2A reports and additional Part 2B forms are available from any Department office or on the Department's website at idwr.idaho.gov.

Name of Applicant(s) Micron Technology Inc

Check whether each item below is *attached* (Yes) or *not applicable* (N/A) for the proposed transfer.

Yes N/A * Means the item is always required and must be included with the application.

- ☑ * Completed Application for Transfer of Water Right form, Part 1.
- ☑ * Signature of applicant(s) or applicant's authorized representative on Application for Transfer Part 1. Include evidence of authority labeled Attachment #3 (see below) if signed by representative.
- ☑ * Application for Transfer Part 2A. Attach a Part 2A report describing each water right in the transfer as currently recorded.
- ☐ ☑ Complete and attach an Application for Transfer Part 2B for each water right for which only a portion is proposed to be changed through this transfer application.
- ☑ * Application for Transfer Part 3A is always required (see Attachment #7a below); Parts 3B and 3C must be completed for transfer applications proposing to change the nature of use of the water right(s) or proposing changes to supplemental right(s).
- ☑ * Correct fee submitted with transfer application form. (Fee schedule is on website and instructions for application for transfer.)

Attachments to Application - Label each attachment with the corresponding number shown below as Attachment #1-10.

- ☐ ☑ #1 If the applicant is a business, partnership, organization, or association, and not currently registered in the State of Idaho as a business entity, attach documentation identifying officers authorized to sign or act on behalf of right holder. (See Part 1.)
- ☐ ☑ #2a Water Right ownership documentation if Dept. records do not show the applicant as the current water right owner. **
- ☐ ☑ #2b If the ownership of the water right will change as a result of the proposed transfer to a new place of use, attach documentation showing land and water right ownership at the new place of use. Include documentation for all affected land and owner(s).** ** Additional fee(s) required for water right ownership changes; see fee schedule.
- ☐ ☑ #3 Documentation of authority to make the change if the applicant is not the water right owner.
- ☐ ☑ #4 Power of Attorney or documentation providing authority to sign or act on the applicant's behalf. (See Part 1.)
- ☐ ☑ #5 If the transfer application proposes to change the point of diversion for a water right affecting the Eastern Snake Plain Aquifer (ESPA), attach the results of an ESPA analysis and a detailed mitigation plan to offset any depletions to hydraulically connected reaches of the Snake River. ESPA transfer spreadsheet and model grid labeled cells are available on the Department's website at idwr.idaho.gov/water-rights/transfers/resources.html.
- ☐ ☑ #6 Notarized statement of agreement or a statement on official letterhead signed by an authorized representative from each lien holder or other entity with financial interest in the water right(s) or land affected by the proposed transfer. (See Part 1.5.c.)
- ☑ * #7a Attach a map identifying the proposed point(s) of diversion, place(s) of use, and water diversion and distribution system details as described on the application. Include legal description labels. If only a portion of the right is proposed to be changed, identify the current location of the part of the existing right(s) proposed to be changed. (See Part 3A.)
- ☑ ☐ #7b If the transfer application proposes to change the place or purpose of use of an irrigation right attach a Geographic Information System (GIS) shape file, or an aerial photo or other image clearly delineating the location and extent of existing acres and changes to the place of use. If some or all of any right is leased to the Water Supply Bank, you must also show the the specific location and/or acres to be idled at the new, proposed place of use to satisfy lease requirements.
- ☐ ☑ #8a If the transfer application proposes to change the nature of use or period of use for one or more rights, provide documentation describing the extent of historic beneficial use for the water rights proposed to be transferred and document how enlargement will be avoided. (See Part 3B.) Additional fee required for proposed changes to nature of use; see fee schedule.
- ☐ ☑ #8b If the transfer application proposes to change the place of use of a supplemental irrigation right, provide documentation regarding the historic use of the supplemental right(s) and availability or reliability of the primary right(s) being supplemented, both before and after the proposed change. (See Part 3C.)
- ☐ ☑ #9 Water Supply Bank information for all rights proposed for transfer and currently leased to the Bank. (Attachment WSB)
- ☐ ☑ #10 Other. Please describe: _____

SCANNED
MAR 21 2023

Rev. 07/18

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1

Name of Applicant(s) Micron Technology Inc Phone 208-363-2152

Mailing address PO Box 6, Boise, ID 83707 Email brittanysand@micron.com

☐ If applicant is not an individual and not registered to do business in the State of Idaho, attach documentation identifying officers authorized to sign or act on behalf of the applicant. Label it **Attachment #1**.

☐ Attach water right ownership documentation if Department records do not show the transfer applicant as the current water right owner. Label it **Attachment #2a**.

☐ If the ownership of the water right will change as a result of the proposed transfer to a new place of use, attach documentation showing land and water right ownership at the new place of use. Include documentation for all affected land and owner(s). Label it **Attachment #2b**.

☐ Attach documentation of authority to make the proposed change if the applicant is not the water right owner. Label it **Attachment #3**.

Provide contact information below if a consultant, attorney, or any other person is representing the applicant in this transfer process.

☐ No Representative

Name of Representative HDR Engineering Inc Phone 208-387-7000

Mailing address 412 E Parkcenter Blvd, Ste 100, Boise, ID 83706 Email lori.graves@hdrinc.com

☐ Send all correspondence for this application to the representative and not to the applicant.
OR
☑ Send original correspondence to the applicant and copies to the representative.

☑ The representative may submit information for the applicant but is not authorized to sign for the applicant.
OR
☐ The representative is authorized to sign for the applicant. Attach a Power of Attorney or other documentation providing authority to sign for the applicant and label it **Attachment #4**.

I hereby assert that no one will be injured by the proposed changes and that the proposed changes do not constitute an enlargement in use of the original right(s). 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 or Authorized Representative	Print Name and Title if applicable	Date
	CVP, Frontend US Expansion	01/09/2023

REVIEWED MICRON LEGAL

A. PURPOSE OF TRANSFER

1. ☐ Change point of diversion ☑ Add diversion point(s) ☑ Change place of use
   ☐ Change nature of use ☐ Change period of use ☐ Other _____

2. Is this a transfer for changes pursuant to Idaho Code § 42-221.O.8?
   If yes, ☐ attach an explanation and any supporting documentation labeled as **Part1A.2**.

3. Describe your proposal in narrative form, including a detailed description of non-irrigation uses to justify amounts transferred (i.e. number of stock, etc.), and provide additional explanation of any other items on the application. Attach additional pages if necessary and label it **Part 1A.3**.
   Applicant proposes changing their integrated place of use to remove areas being sold and include areas subject to future expansion. Applicant also proposes updating the points of diversion on their ground water rights to reflect the updated proposed well locations (wells 8 and 9) and three new proposed well locations (wells 10, 11 and 12).

SCANNED

MAR 31 2023
87483

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MAR 06 2023
AMENDED
WATER RESOURCES
WESTERN REGION

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MAR 06 2023
WATER RESOURCES
WESTERN REGION

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Ident. No. _____

Point of Diversion/Place of Use Supplement

Attachment to: ☐ Application for Permit to Appropriate Water ☒ Application for Transfer** ☐ Adjudication Claim
☐ Application for Amendment of Permit ☐ Beneficial Use Field Report ☐ Statutory Claim

Location of points of diversion (POD):

New POD?	Twp	Rge	Sec	Govt Lot	¼	¼	¼	County	Source	Local name or well/diversion tag #
☐ Yes	2N	3E	7	2		SW	NW	Ada	Ground Water	Well 7
☐ Yes			7			NE	SW	Ada	Ground Water	Well 4
☐ Yes			7			SW	SE	Ada	Ground Water	Well 8
☐ Yes			8			SW	NW	Ada	Ground Water	Well 9
☒ Yes			8			NW	SE	Ada	Ground Water	Well12
☐ Yes										
☐ Yes										
☐ Yes										
☐ Yes										
☐ Yes										

Description of place of use (POU):

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.

X corrections in red per IDWR review 3/8/2023. Lori Graves

TWP	RGE	SEC	NE				NW				SW				SE				TOTALS
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
												L6	L7						
2N	3E	6									1	6	21	40			23	0.1	91.1
											X	X	X	X	~~X~~	~~X~~	X	X	Lori Graves 3/8/2023
								L1	L2										
		7	40	40	40	40	40	8	0.1	35	22			9	40	40	40	40	434.1
			X	X	X	X	X	X	X	X	X			X	X	X	X	X	
		8							40	40	40	40	40	40					240
									X	X	X	X	X	X					
		17					40	40	40	40	19	19							198
							X	X	X	X	X	X							Lori Graves 3/8/2023
		18		35			0.2												35.2
				X			X												

Irrigation is limited to 100 acres under ground water rights 63-8992 & 63-31183 and associated waste water right 63-10221

**If this supplemental sheet is for an Application for Transfer, insert this page into Part 1B of the application.

SCANNED
MAR 31 2023

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Ident. No. _____

Point of Diversion/Place of Use Supplement

Attachment to: ☐ Application for Permit to Appropriate Water ☒ Application for Transfer** ☐ Adjudication Claim
☐ Application for Amendment of Permit ☐ Beneficial Use Field Report ☐ Statutory Claim

Location of points of diversion (POD):

New POD?	Twp	Rge	Sec	Govt Lot	¼	¼	¼	County	Source	Local name or well/diversion tag #
☐ Yes	2N	3E	7	2		SW	NW	Ada	Ground Water	Well 7
☐ Yes			7			NE	SW	Ada	Ground Water	Well 4
☐ Yes			7			SW	SE	Ada	Ground Water	Well 8
☐ Yes			8			SW	NW	Ada	Ground Water	Well 9
☒ Yes			8			NW	SE	Ada	Ground Water	Well12
☐ Yes										
☐ Yes										
☐ Yes										
☐ Yes										
☐ Yes										

Description of place of use (POU):

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.

TWP	RGE	SEC	NE				NW				SW				SE				TOTALS
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
												L6	L7						
2N	3E	6									1	6	21	40			23	0.1	91.1
											X	X	X	X	X	X	X	X	
								L1	L2										
		7	40	40	40	40	40	8	0.1	35	22			9	40	40	40	40	434.1
			X	X	X	X	X	X	X	X	X			X	X	X	X	X	
		8							40	40	40	40	40	40					240
									X	X	X	X	X	X					
		17					40	40	40	40	19	19							198
		18		35			0.2												35.2
				X			X												

SCANNED
MAR 31 2023

Irrigation is limited to 100 acres under ground water rights 63-8992 & 63-31183 and associated waste water right 63-10221

**If this supplemental sheet is for an Application for Transfer, insert this page into Part 1B of the application.

SUPERCEDED

87437

Rev. 07/18

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1 Continued

B. DESCRIPTION OF RIGHTS AFTER THE REQUESTED CHANGES. IF THE RIGHTS ARE BEING SPLIT, DESCRIBE PORTIONS TO BE CHANGED AS THEY WOULD APPEAR AFTER THE REQUESTED CHANGES.

1.

All	Part	Right Number	Amount (cfs/ac-ft)	Nature of Use	Period of Use	Source & Tributary
☑	☐	63-8992	1.5/450	Irrigation	3/1 to 11/15	Ground Water
☐	☐		2.09/1267.9	Industrial	1/1 to 12/31	
☑	☐	63-9029	4.0/806.3	Industrial	1/1 to 12/31	Ground Water
☑	☐	63-9357	0.5/362	Industrial	1/1 to 12/31	Ground Water
☐	☐		0.6	Fire Protection	1/1 to 12/31	
☑	☐	63-10208	0.61/441.6	Industrial	1/1 to 12/31	Ground Water
☐	☐		0.04/28.9	Domestic	1/1 to 12/31	
☑	☐	63-11293	2.25/1628.9	Industrial	1/1 to 12/31	Ground Water
☐	☐				to	see supplement page 3a

Total authorized under rights *14.55 cfs and/or _____ acre-feet.

2. Total amount of water proposed to be transferred or changed *14.55 cubic feet per second and/or _____ acre-feet per year.
*Sum of 9.55 cfs combined ground water limit
+ 5.0 cfs from the Boise River

3. Point(s) of Diversion:

☐ No changes to point(s) of diversion are proposed - the following chart is therefore not completed. (Proceed to #4.)
☐ Attach Eastern Snake Plain Aquifer analysis if this transfer proposes to change a point of diversion affecting the ESPA. Label it **Attachment #5.** Changes to ground water rights only

New ?	Lot	¼	¼	¼	Sec	Twp	Rge	County	Source	Local name or tag #
N			SE	SW	6	2N	3E	Ada	Ground Water	Well 6
Y			NE	NE	7	2N	3E	Ada	Ground Water	Well 11
N			SW	NE	7	2N	3E	Ada	Ground Water	Well 5
Y			SW	NE	7	2N	3E	Ada	Ground Water	Well 10
									see supplement page 3b	

4. Place of use: (If irrigation, identify with number of acres irrigated per ¼ ¼ tract.) See supplement page 3b

☐ No changes to place of use are proposed - the following chart is therefore not completed. (Proceed to #5.)

Twp	Rge	Sec	NE ¼				NW ¼				SW ¼				SE ¼				Acre Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
																		Total Acres (for irrigation use)	*998.4

*Irrigation is limited to 100 acres under ground water rights 63-8992 and 63-31183 and associated waste water right 63-10221

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STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF A WATER RIGHT

Supplemental Page for Description of Rights after Transfer**

All or Part	Right Number	Amount (cfs/ac-ft)	Nature of Use	Period of Use	Source & Tributary
☒ ☐	63-12420	3.34/162	GW Recharge	1/1 to 12/31	Boise River, Snake River
☐ ☐		5.0/240	Industrial	1/1 to 12/31	
☒ ☐	63-31183	0.80	Irrigation	3/1 to 11/15	Ground Water
☐ ☐		9.13	Industrial	1/1 to 12/31	
☐ ☐				to	
☐ ☐				to	
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Total authorized under rights 14.55 **cfs and/or** _____ **ac-ft**

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**Insert this page into Part 1B of the Application for Transfer of a Water Right.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1 Continued

5. General Information:

a. Describe the complete diversion system, including how you will accommodate a measuring device and lockable controlling works should they be required now or in the future:
All existing diversion points are equipped with flow meters that meet Department standards. Proposed diversion points will also be accommodated with flow meters that meet Department standards.

b. Who owns the property at the point(s) of diversion? Applicant
If other than the applicant, describe the arrangement enabling the applicant to access the property for the diversion system:

c. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts?
If yes, ☐ attach a notarized statement from the holder of the lien, deed of trust, mortgage or contract agreeing to the proposed changes on official letterhead signed by an authorized representative. Label it **Attachment #6**. List the name of the entity and type of lien:

It is the applicant's responsibility to provide notice to lien holder, trustee, mortgagor, or contract holder of the proposed changes that may impact or change the value of the water rights or affected real property. Any misrepresentation of legal encumbrance on this application may result in rejection of the application or cancellation of an approval.

d. Are any of the water rights proposed for transfer currently leased to the Water Supply Bank?
If yes, ☐ complete Attachment WSB.

e. Describe the effect on the land now irrigated if the place or purpose of use is changed pursuant to this transfer:
n/a
Note: water right 63-10221 for storage of 4.0 ac-ft of waste water for irrigation of 2 acres was not proposed for change due to the limited nature of the right.

f. Describe the use of any other water right(s) for the same purpose or land, or the same diversion system as right(s) proposed to be transferred at both the existing and proposed point(s) of diversion and place(s) use:
NMID surface water, BOR storage water, Veolia municipal water

g. To your knowledge, has/is any portion of the water right(s) proposed to be changed:

Yes No

☐ ☑ undergone a period of five or more consecutive years of non-use,
☐ ☑ currently leased to the Water Supply Bank,
☐ ☑ currently used in a mitigation plan limiting the use of water under the right, or
☐ ☑ currently enrolled in a Federal set-aside program limiting the use of water under the rights?

If yes, describe:

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STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT
PART 2

A. DESCRIPTION OF RIGHT(S) AS RECORDED

For each water right listed in Part 1B.1 of the application, attach a **Part 2A** report obtained from any Department office or from the Department's website @ idwr.idaho.gov, Water Right Transfers, Step 1.
Insert Part 2A reports into the application following Part 1.

B. IF ONLY A PORTION OF THE RIGHT IS PROPOSED TO BE CHANGED, DESCRIBE THE PORTION BEING CHANGED AS IT APPEARS BEFORE THE REQUESTED CHANGES

☐ Complete and attach one copy of Part 2B for each right for which only a portion is proposed to be changed. If the entire right is proposed to be changed, Part 2B is not applicable. Additional copies of the **Part 2B** form can be obtained from any Department office or from the Department's website @ idwr.idaho.gov, Water Right Transfers, Step 3, or Water Right Forms, Changes in Use. Insert completed Part 2B forms into the application following Part 2A of the same water right.

Right Number: ______________

1. amount ______________ (cfs/ac-ft) for ______________________ purposes from __________ to __________
   amount ______________ (cfs/ac-ft) for ______________________ purposes from __________ to __________
   amount ______________ (cfs/ac-ft) for ______________________ purposes from __________ to __________
   amount ______________ (cfs/ac-ft) for ______________________ purposes from __________ to __________
   amount ______________ (cfs/ac-ft) for ______________________ purposes from __________ to __________
   amount ______________ (cfs/ac-ft) for ______________________ purposes from __________ to __________
   amount ______________ (cfs/ac-ft) for ______________________ purposes from __________ to __________
   amount ______________ (cfs/ac-ft) for ______________________ purposes from __________ to __________
2. Lands irrigated or place of use: (If irrigation, identify with number of acres irrigated per ¼ ¼ tract.)

Twp	Rge	Sec	NE ¼				NW ¼				SW ¼				SE ¼				Acre Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	

Total Acres (for irrigation use) ______

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STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT
PART 3

A. PLAT MAP (See Part 3A of Instructions for application for transfer for complete requirements.)

☑ Attach a map of the diversion, measurement, control, and distribution system. Label it **Attachment #7a**.
☑ If the transfer application proposes to change the place or purpose of use of an irrigation right attach a Geographic Information System (GIS) shape file, or an aerial photo or other image clearly delineating the location and extent of existing acres and changes to the place of use. Label it **Attachment #7b.**

If the place of use currently consists of a permissible place of use, then the attachment is not required if the application contains a clear statement that the boundaries for the place of use are not proposed to be changed by the transfer and the total number of irrigated acres within the place of use before and after the transfer is clearly stated.

If any part of the irrigation water right is leased to the Water Supply Bank, you must also specify the location and number of acres that will remain idled for the duration of the lease contract at the new, proposed place of use.

B. CHANGES IN NATURE OF USE (Water Balance)

☐ If you propose to change the nature of use or period of use of all or part of the rights(s) listed in this application, attach documentation describing the extent of historic beneficial use of the portion of the right(s) proposed to be changed. Also attach documentation showing that the portion of the right(s) to be changed will not be enlarged in rate, volume, or consumptive use through the proposed change. Label it **Attachment #8a**.

C. PLACE OF USE CHANGES TO SUPPLEMENTAL IRRIGATION RIGHTS

☐ If you propose to change the place of use of a supplemental irrigation right, answer below and attach supporting documentation. Label it **Attachment #8b**.

Describe how the supplemental water rights have been used historically in conjunction with other water rights at the existing place of use. Describe the time during the irrigation season that the supplemental rights have been used. Include information about the availability or reliability of the primary right(s) being supplemented, both before and after the change. If the applicant is proposing to change a supplemental irrigation right to a primary right, provide the information required on Part 3B above:

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Transfer contains _____ pages and _____ attachments.

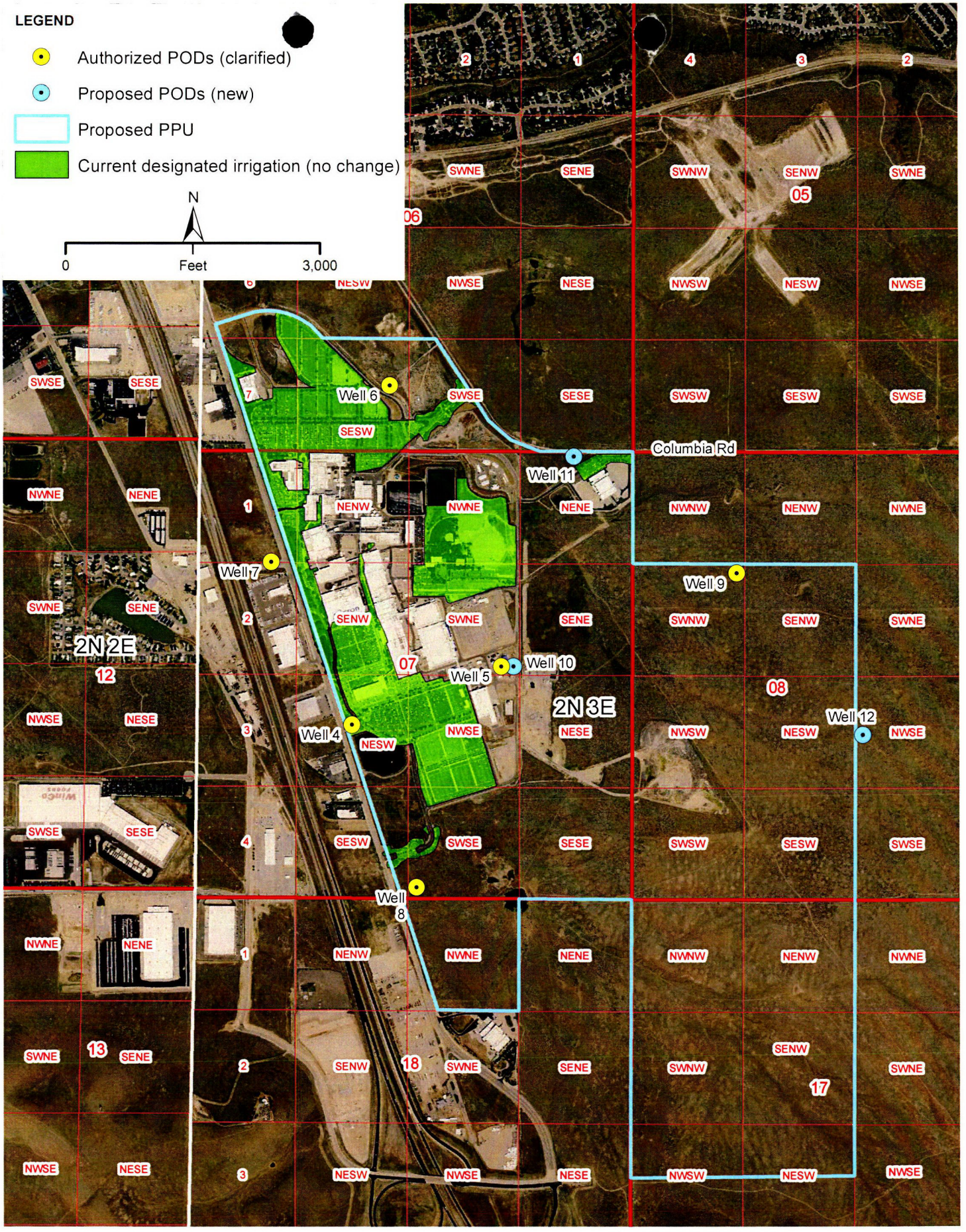
Received by _____ Date _____ Preliminary check by LM Date 1.13.2023

Fee paid _____ Date _____ Receipted by _____ Receipt # W050969

Add'l fee paid _____ Date _____ Receipted by _____ Receipt # _____

Check all that apply: Attachment WSB ☐ (copy sent to state office) Lessor Designation form ☐ &/or W-9 ☐ (originals to state office)

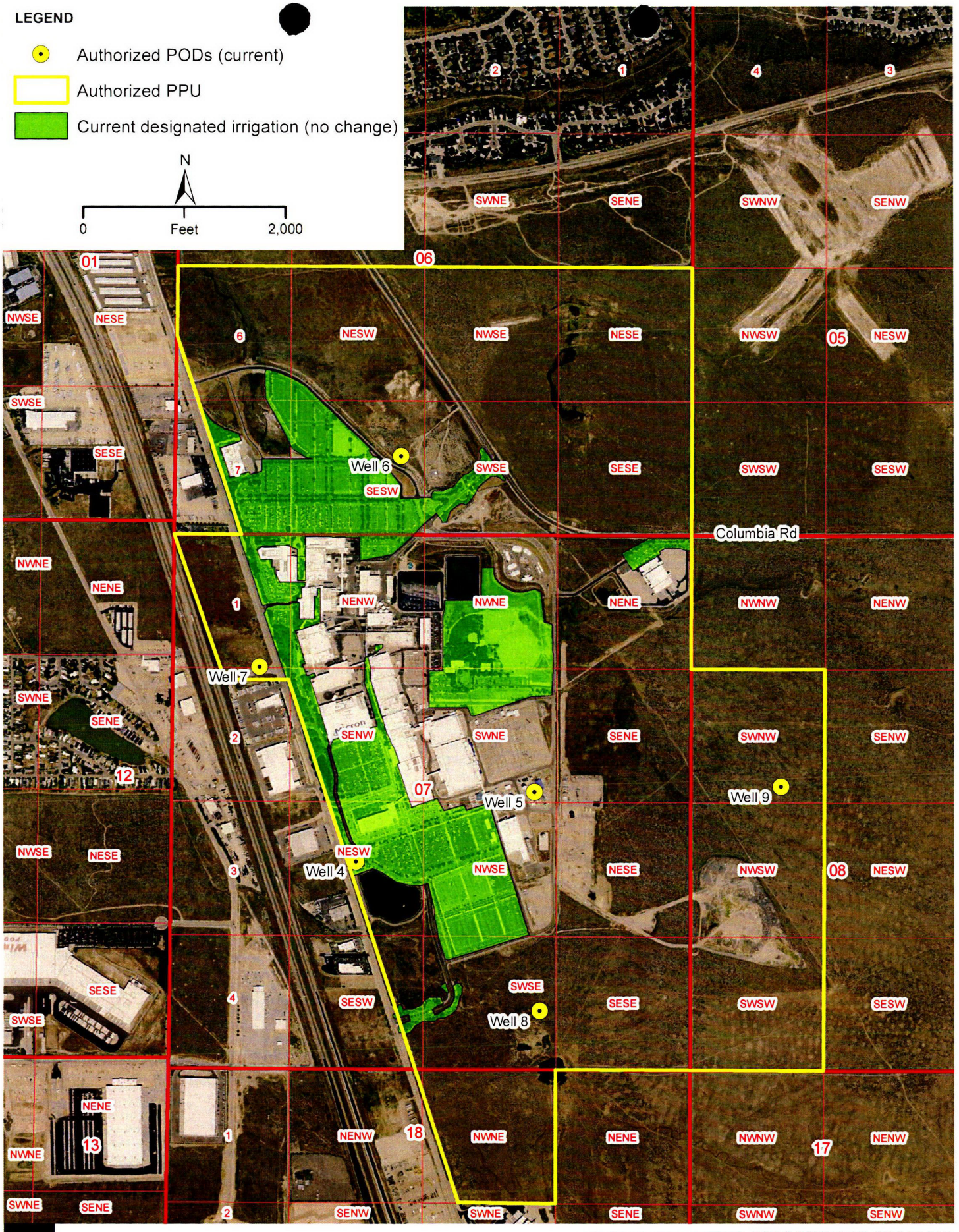
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DATA SOURCE: Ada NAIP 2021

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TRANSFER MAP 7B
MICRON WATER RIGHTS
PROPOSED PLACES OF USE AND POINTS OF DIVERSION



HDR

DATA SOURCE: Ada NAIP 2021

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TRANSFER MAP 7A

MICRON WATER RIGHTS

CURRENT PLACES OF USE AND POINTS OF DIVERSION

PATH: S:\PROJECTS\M THRU R PROJECTS\M PROJECTS\MICRON_100\10349330-MICRON WATER RIGHTS\PROJECT\GIS\ARCMAP_PROJECTS\XFR MAP 7A.MXD - USER: LGRAVES - DATE: 12/2/2022

PROJECT #10349448

TRANSFER PART 2A

CURRENT WATER RIGHT RECORDS

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IDAHO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 2A

Current Water Right No.: 63-8992

Current Owner: MICRON TECHNOLOGY INC

Priority Date: 7/27/1977

Origin: Water Right

Status: Active

Basis: Decreed

Source	**Tributary**
GROUND WATER	

Beneficial Use	**From To**	**Diversion Rate**	**Annual Volume**
INDUSTRIAL	01/01 to 12/31	2.09 CFS	1267.9 AF
IRRIGATION	03/01 to 11/15	1.5 CFS	450 AF
	Total Diversion	2.09 CFS	1267.9 AF

Location of Point(s) of Diversion

GROUND WATER ADA County	SE1/4SW1/4	Sec. 6,	Twp 02N,	Rge 03E B.M.
GROUND WATER ADA County	SW1/4NE1/4	Sec. 7,	Twp 02N,	Rge 03E B.M.
GROUND WATER ADA County	L2(SW1/4NW1/4)	Sec. 7,	Twp 02N,	Rge 03E B.M.
GROUND WATER ADA County	SW1/4SE1/4	Sec. 7,	Twp 02N,	Rge 03E B.M.
GROUND WATER ADA County	NE1/4SW1/4	Sec. 7,	Twp 02N,	Rge 03E B.M.
GROUND WATER ADA County	SW1/4NW1/4	Sec. 8,	Twp 02N,	Rge 03E B.M.

Place of Use

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IRRIGATION Within ADA County

T02N R03E S6		NESW	40.00	T02N R03E S6	Lot 6	NWSW	33.00
T02N R03E S6	Lot 7	SWSW	21.00	T02N R03E S6		SESW	40.00
T02N R03E S6		NESE	40.00	T02N R03E S6		NWSE	40.00
T02N R03E S6		SWSE	40.00	T02N R03E S6		SESE	40.00
T02N R03E S7		NENE	40.00	T02N R03E S7		NWNE	40.00
T02N R03E S7		SWNE	40.00	T02N R03E S7		SENE	40.00
T02N R03E S7		NENW	40.00	T02N R03E S7	Lot 1	NWNW	28.00
T02N R03E S7	Lot 2	SWNW	2.00	T02N R03E S7		SENW	35.00
T02N R03E S7		NESW	22.00	T02N R03E S7		SESW	9.00
T02N R03E S7		NESE	40.00	T02N R03E S7		NWSE	40.00
T02N R03E S7		SWSE	40.00	T02N R03E S7		SESE	40.00
T02N R03E S8		SWNW	40.00	T02N R03E S8		NWSW	40.00
T02N R03E S8		SWSW	40.00	T02N R03E S18		NWNE	35.00
T02N R03E S18		NENW	1.00				

Total Acres: 906

INDUSTRIAL Within ADA County

T02N R03E S6		NESW	T02N R03E S6	Lot 6	NWSW
T02N R03E S6	Lot 7	SWSW	T02N R03E S6		SESW
T02N R03E S6		NESE	T02N R03E S6		NWSE
T02N R03E S6		SWSE	T02N R03E S6		SESE
T02N R03E S7		NENE	T02N R03E S7		NWNE
T02N R03E S7		SWNE	T02N R03E S7		SENE
T02N R03E S7		NENW	T02N R03E S7	Lot 1	NWNW
T02N R03E S7	Lot 2	SWNW	T02N R03E S7		SENW
T02N R03E S7		NESW	T02N R03E S7		SESW
T02N R03E S7		NESE	T02N R03E S7		NWSE
T02N R03E S7		SWSE	T02N R03E S7		SESE
T02N R03E S8		SWNW	T02N R03E S8		NWSW
T02N R03E S8		SWSW	T02N R03E S18		NWNE
T02N R03E S18		NENW			

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Conditions of Approval:

1.	T08	Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
2.	943	The right holder shall make full beneficial use of all surface water available to the right holder for irrigation of lands within the authorized place of use for this right. The right holder may divert ground water under this right to irrigate land with appurtenant surface water rights when the surface water supply is not reasonably sufficient to irrigate the place of use for this water right or is not available due to drought, curtailment by priority, or the seasonal startup and shutoff or maintenance schedule for canal company or irrigation district deliveries. The right holder shall not divert ground water for irrigation purposes under this right if use of the surface water supply is intentionally discontinued or reduced (for example abandoned, forfeited, sold, disallowed by court decree, or leased to the Water Supply Bank), or is not deliverable due to non-payment of annual assessments, without an approved transfer pursuant to Idaho Code § 42-222 or other Department approval.
3.	R61	This right when combined with all other rights shall provide no more than 4.5 afa per acre at the field headgate for irrigation of the place of use.
4.	046	Right holder shall comply with the drilling permit requirements of Idaho Code § 42-235 and applicable Well Construction Rules of the Department.
5.	X35	Rights 63-8992, 63-10221 and 63-31183 when combined shall not exceed a total irrigation of 100 acres.
6.		Administration of water distribution to this right during times of scarcity shall recognize the provisions of the letter dated February 6, 2002 from the right holder to the department.
7.	WB7	This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor exceed a combined annual maximum diversion volume of 450 af at the field headgate for the place of use.
8.	T19	Pursuant to Idaho Code § 42-1412(6), this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as determined by the Snake River Basin Adjudication court in the final unified decree entered 08/26/2014.
9.	206	This right is limited to the irrigation of a specific 100 acres within the 906 acre place of use authorized by this right in a single irrigation season. The specific 100 acres to be irrigated by the right holder shall be identified prior to use by submittal of a land list and a representative electronic shape file or by submittal of a land list and a map sufficiently detailed to allow creation of an electronic shape file to be associated with this right in the geographic information system component of the water rights database maintained by the department. Before changing the 100 acres to be irrigated within the 903 acre place of use, the right holder shall submit a new land list and representative electronic shape file or map to the Department prior to the irrigation season in which the change will occur.
10.	X35	Rights 63-8992, 63-9029, 63-9357, 63-10208, 63-11293, and 63-31183 when combined shall not exceed a total diversion rate of 9.55 cfs, and a total annual maximum diversion volume of 4506.7 af.
11.		The water right holder must comply with the measuring and reporting requirements of the Southeast Boise Ground Water Management Area and any management plan adopted by the director.
12.	058	The point of diversion identified in this right is located within the boundaries of the Boise Front Low Temperature Geothermal Resource Groundwater Management Area. The well driller shall monitor water temperatures while drilling the well. If water with a temperature greater than 85 degrees Fahrenheit is encountered by the driller, drilling must immediately cease, and the Department must be notified. Drilling shall not resume until the Department has reviewed the drilling conditions, and established standards for construction with the driller.
13.	T07	The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.

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Decreed Date: 2/16/2007

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IDAHO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 2A

Current Water Right No.: 63-9029

Current Owner: MICRON TECHNOLOGY INC

Priority Date: 9/9/1977

Origin: Water Right

Status: Active

Basis: Decreed

Source	Tributary
GROUND WATER	

Beneficial Use	From To	Diversion Rate	Annual Volume
INDUSTRIAL	01/01 to 12/31	4 CFS	806.3 AF
	Total Diversion	4 CFS	806.3 AF

Location of Point(s) of Diversion

GROUND WATER ADA County	SE1/4SW1/4	Sec. 6,	Twp 02N,	Rge 03E B.M.
GROUND WATER ADA County	SW1/4NE1/4	Sec. 7,	Twp 02N,	Rge 03E B.M.
GROUND WATER ADA County	L2(SW1/4NW1/4)	Sec. 7,	Twp 02N,	Rge 03E B.M.
GROUND WATER ADA County	SW1/4SE1/4	Sec. 7,	Twp 02N,	Rge 03E B.M.
GROUND WATER ADA County	NE1/4SW1/4	Sec. 7,	Twp 02N,	Rge 03E B.M.
GROUND WATER ADA County	SW1/4NW1/4	Sec. 8,	Twp 02N,	Rge 03E B.M.

Place of Use

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INDUSTRIAL Within ADA County

T02N	R03E	S6		NESW	T02N	R03E S6	Lot 6 NWSW
T02N	R03E	S6	Lot 7	SWSW	T02N	R03E S6	SESW
T02N	R03E	S6		NESE	T02N	R03E S6	NWSE
T02N	R03E	S6		SWSE	T02N	R03E S6	SESE
T02N	R03E	S7		NENE	T02N	R03E S7	NWNE
T02N	R03E	S7		SWNE	T02N	R03E S7	SENE
T02N	R03E	S7		NENW	T02N	R03E S7	Lot 1 NWNW
T02N	R03E	S7	Lot 2	SWNW	T02N	R03E S7	SENW
T02N	R03E	S7		NESW	T02N	R03E S7	SESW
T02N	R03E	S7		NESE	T02N	R03E S7	NWSE
T02N	R03E	S7		SWSE	T02N	R03E S7	SESE
T02N	R03E	S8		SWNW	T02N	R03E S8	NWSW
T02N	R03E	S8		SWSW	T02N	R03E S18	NWNE
T02N	R03E	S18		NENW			

Conditions of Approval:

1.	046	Right holder shall comply with the drilling permit requirements of Idaho Code § 42-235 and applicable Well Construction Rules of the Department.
2.		The water right holder must comply with the measuring and reporting requirements of the Southeast Boise Ground Water Management Area and any management plan adopted by the director.
3.	T19	Pursuant to Idaho Code § 42-1412(6), this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as determined by the Snake River Basin Adjudication court in the final unified decree entered 08/26/2014.
4.	058	The point of diversion identified in this right is located within the boundaries of the Boise Front Low Temperature Geothermal Resource Groundwater Management Area. The well driller shall monitor water temperatures while drilling the well. If water with a temperature greater than 85 degrees Fahrenheit is encountered by the driller, drilling must immediately cease, and the Department must be notified. Drilling shall not resume until the Department has reviewed the drilling conditions, and established standards for construction with the driller.
5.	X35	Rights 63-8992, 63-9029, 63-9357, 63-10208, 63-11293, and 63-31183 when combined shall not exceed a total diversion rate of 9.55 cfs, and a total annual maximum diversion volume of 4506.7 af.
6.		Administration of water distribution to this right during times of scarcity shall recognize the provisions of the letter dated February 6, 2002 from the right holder to the department.
7.	T07	The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
8.	T08	Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.

Decreed Date: 2/16/2007

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IDAHO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 2A

Current Water Right No.: 63-9357

Current Owner: MICRON TECHNOLOGY INC

Priority Date: 3/12/1980

Origin: Water Right

Status: Active

Basis: Decreed

Source **Tributary**

GROUND WATER

Beneficial Use	From To	Diversion Rate	Annual Volume
INDUSTRIAL	1/01 to 12/31	0.5 CFS	362 AF
FIRE PROTECTION	1/01 to 12/31	0.6 CFS	
	Total Diversion	0.6 CFS	362 AF

Location of Point(s) of Diversion

GROUND WATER	SE1/4SW1/4	Sec. 6,	Twp 02N,	Rge 03E B.M.
ADA County				
GROUND WATER	SW1/4NE1/4	Sec. 7,	Twp 02N,	Rge 03E B.M.
ADA County				
GROUND WATER	L2(SW1/4NW1/4)	Sec. 7,	Twp 02N,	Rge 03E B.M.
ADA County				
GROUND WATER	SW1/4SE1/4	Sec. 7,	Twp 02N,	Rge 03E B.M.
ADA County				
GROUND WATER	NE1/4SW1/4	Sec. 7,	Twp 02N,	Rge 03E B.M.
ADA County				
GROUND WATER	SW1/4NW1/4	Sec. 8,	Twp 02N,	Rge 03E B.M.
ADA County				

Place of Use

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INDUSTRIAL Within ADA County

T02N R03E S6		NESW	T02N R03E S6	Lot 6	NWSW
T02N R03E S6	Lot 7	SWSW	T02N R03E S6		SESW
T02N R03E S6		NESE	T02N R03E S6		NWSE
T02N R03E S6		SWSE	T02N R03E S6		SESE
T02N R03E S7		NENE	T02N R03E S7		NWNE
T02N R03E S7		SWNE	T02N R03E S7		SENE
T02N R03E S7		NENW	T02N R03E S7	Lot 1	NWNW
T02N R03E S7	Lot 2	SWNW	T02N R03E S7		SENW
T02N R03E S7		NESW	T02N R03E S7		SESW
T02N R03E S7		NESE	T02N R03E S7		NWSE
T02N R03E S7		SWSE	T02N R03E S7		SESE
T02N R03E S8		SWNW	T02N R03E S8		NWSW
T02N R03E S8		SWSW	T02N R03E S18		NWNE
T02N R03E S18		NENW			

FIRE PROTECTION Within ADA County

T02N R03E S6		NESW	T02N R03E S6	Lot 6	NWSW
T02N R03E S6	Lot 7	SWSW	T02N R03E S6		SESW
T02N R03E S6		NESE	T02N R03E S6		NWSE
T02N R03E S6		SWSE	T02N R03E S6		SESE
T02N R03E S7		NENE	T02N R03E S7		NWNE
T02N R03E S7		SWNE	T02N R03E S7		SENE
T02N R03E S7		NENW	T02N R03E S7	Lot 1	NWNW
T02N R03E S7	Lot 2	SWNW	T02N R03E S7		SENW
T02N R03E S7		NESW	T02N R03E S7		SESW
T02N R03E S7		NESE	T02N R03E S7		NWSE
T02N R03E S7		SWSE	T02N R03E S7		SESE
T02N R03E S8		SWNW	T02N R03E S8		NWSW
T02N R03E S8		SWSW	T02N R03E S18		NWNE
T02N R03E S18		NENW			

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Conditions of Approval:

1.	T08	Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
2.	T07	The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
3.		Industrial use is for microchip manufacturing.
4.	058	The point of diversion identified in this right is located within the boundaries of the Boise Front Low Temperature Geothermal Resource Groundwater Management Area. The well driller shall monitor water temperatures while drilling the well. If water with a temperature greater than 85 degrees Fahrenheit is encountered by the driller, drilling must immediately cease, and the Department must be notified. Drilling shall not resume until the Department has reviewed the drilling conditions, and established standards for construction with the driller.
5.	X35	Rights 63-8992, 63-9029, 63-9357, 63-10208, 63-11293, and 63-31183 when combined shall not exceed a total diversion rate of 9.55 cfs, and a total annual maximum diversion volume of 4506.7 af.
6.	046	Right holder shall comply with the drilling permit requirements of Idaho Code § 42-235 and applicable Well Construction Rules of the Department.
7.	T19	Pursuant to Idaho Code § 42-1412(6), this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as determined by the Snake River Basin Adjudication court in the final unified decree entered 08/26/2014.
8.	077	Water shall not be diverted for fire protection use under this right except to fight or repel an existing fire.
9.		The water right holder must comply with the measuring and reporting requirements of the Southeast Boise Ground Water Management Area and any management plan adopted by the director.

Decreed Date: 2/16/2007

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IDAHO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 2A

Current Water Right No.: 63-10208

Current Owner: MICRON TECHNOLOGY INC

Priority Date: 11/22/1983

Origin: Water Right

Status: Active

Basis: Decreed

Source	**Tributary**
GROUND WATER	

Beneficial Use	**From To**	**Diversion Rate**	**Annual Volume**
DOMESTIC	1/01 to 12/31	0.04 CFS	28.9 AF
INDUSTRIAL	1/01 to 12/31	0.61 CFS	441.6 AF
	Total Diversion	0.61 CFS	441.6 AF

Location of Point(s) of Diversion

GROUND WATER ADA County	SE1/4SW1/4	Sec. 6,	Twp 02N,	Rge 03E B.M.
GROUND WATER ADA County	SW1/4NE1/4	Sec. 7,	Twp 02N,	Rge 03E B.M.
GROUND WATER ADA County	L2(SW1/4NW1/4)	Sec. 7,	Twp 02N,	Rge 03E B.M.
GROUND WATER ADA County	SW1/4SE1/4	Sec. 7,	Twp 02N,	Rge 03E B.M.
GROUND WATER ADA County	NE1/4SW1/4	Sec. 7,	Twp 02N,	Rge 03E B.M.
GROUND WATER ADA County	SW1/4NW1/4	Sec. 8,	Twp 02N,	Rge 03E B.M.

Place of Use

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INDUSTRIAL Within ADA County

T02N R03E S6		NESW	T02N R03E S6	Lot 6	NWSW
T02N R03E S6	Lot 7	SWSW	T02N R03E S6		SESW
T02N R03E S6		NESE	T02N R03E S6		NWSE
T02N R03E S6		SWSE	T02N R03E S6		SESE
T02N R03E S7		NENE	T02N R03E S7		NWNE
T02N R03E S7		SWNE	T02N R03E S7		SENE
T02N R03E S7		NENW	T02N R03E S7	Lot 1	NWNW
T02N R03E S7	Lot 2	SWNW	T02N R03E S7		SENW
T02N R03E S7		NESW	T02N R03E S7		SESW
T02N R03E S7		NESE	T02N R03E S7		NWSE
T02N R03E S7		SWSE	T02N R03E S7		SESE
T02N R03E S8		SWNW	T02N R03E S8		NWSW
T02N R03E S8		SWSW	T02N R03E S18		NWNE
T02N R03E S18		NENW			

DOMESTIC Within ADA County

T02N R03E S6		NESW	T02N R03E S6	Lot 6	NWSW
T02N R03E S6	Lot 7	SWSW	T02N R03E S6		SESW
T02N R03E S6		NESE	T02N R03E S6		NWSE
T02N R03E S6		SWSE	T02N R03E S6		SESE
T02N R03E S7		NENE	T02N R03E S7		NWNE
T02N R03E S7		SWNE	T02N R03E S7		SENE
T02N R03E S7		NENW	T02N R03E S7	Lot 1	NWNW
T02N R03E S7	Lot 2	SWNW	T02N R03E S7		SENW
T02N R03E S7		NESW	T02N R03E S7		SESW
T02N R03E S7		NESE	T02N R03E S7		NWSE
T02N R03E S7		SWSE	T02N R03E S7		SESE
T02N R03E S8		SWNW	T02N R03E S8		NWSW
T02N R03E S8		SWSW	T02N R03E S18		NWNE
T02N R03E S18		NENW			

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Conditions of Approval:

1.	X01	Domestic use is for restroom facilities.
2.		Industrial use is for microchip manufacturing.
3.	046	Right holder shall comply with the drilling permit requirements of Idaho Code § 42-235 and applicable Well Construction Rules of the Department.
4.	T08	Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
5.	T07	The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
6.	X35	Rights 63-8992, 63-9029, 63-9357, 63-10208, 63-11293, and 63-31183 when combined shall not exceed a total diversion rate of 9.55 cfs, and a total annual maximum diversion volume of 4506.7 af.
7.	T19	Pursuant to Idaho Code § 42-1412(6), this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as determined by the Snake River Basin Adjudication court in the final unified decree entered 08/26/2014.
8.		The water right holder must comply with the measuring and reporting requirements of the Southeast Boise Ground Water Management Area and any management plan adopted by the director.
9.	058	The point of diversion identified in this right is located within the boundaries of the Boise Front Low Temperature Geothermal Resource Groundwater Management Area. The well driller shall monitor water temperatures while drilling the well. If water with a temperature greater than 85 degrees Fahrenheit is encountered by the driller, drilling must immediately cease, and the Department must be notified. Drilling shall not resume until the Department has reviewed the drilling conditions, and established standards for construction with the driller.

Decreed Date: 2/16/2007

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IDAHO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 2A

Current Water Right No.: 63-11293

Current Owner: MICRON TECHNOLOGY INC

Priority Date: 4/19/1990

Origin: Water Right

Status: Active

Basis: Decreed

Source	**Tributary**
GROUND WATER	

Beneficial Use	**From To**	**Diversion Rate**	**Annual Volume**
INDUSTRIAL	1/01 to 12/31	2.25 CFS	1628.9 AF
	Total Diversion	2.25 CFS	1628.9 AF

Location of Point(s) of Diversion

GROUND WATER	SE1/4SW1/4	Sec. 6,	Twp 02N,	Rge 03E B.M.
ADA County				
GROUND WATER	SW1/4NE1/4	Sec. 7,	Twp 02N,	Rge 03E B.M.
ADA County				
GROUND WATER	L2(SW1/4NW1/4)	Sec. 7,	Twp 02N,	Rge 03E B.M.
ADA County				
GROUND WATER	SW1/4SE1/4	Sec. 7,	Twp 02N,	Rge 03E B.M.
ADA County				
GROUND WATER	NE1/4SW1/4	Sec. 7,	Twp 02N,	Rge 03E B.M.
ADA County				
GROUND WATER	SW1/4NW1/4	Sec. 8,	Twp 02N,	Rge 03E B.M.
ADA County				

Place of Use

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INDUSTRIAL Within ADA County

T02N	R03E	S6		NESW	T02N	R03E	S6	Lot 6	NWSW
T02N	R03E	S6	Lot 7	SWSW	T02N	R03E	S6		SESW
T02N	R03E	S6		NESE	T02N	R03E	S6		NWSE
T02N	R03E	S6		SWSE	T02N	R03E	S6		SESE
T02N	R03E	S7		NENE	T02N	R03E	S7		NWNE
T02N	R03E	S7		SWNE	T02N	R03E	S7		SENE
T02N	R03E	S7		NENW	T02N	R03E	S7	Lot 1	NWNW
T02N	R03E	S7	Lot 2	SWNW	T02N	R03E	S7		SENW
T02N	R03E	S7		NESW	T02N	R03E	S7		SESW
T02N	R03E	S7		NESE	T02N	R03E	S7		NWSE
T02N	R03E	S7		SWSE	T02N	R03E	S7		SESE
T02N	R03E	S8		SWNW	T02N	R03E	S8		NWSW
T02N	R03E	S8		SWSW	T02N	R03E	S18		NWNE
T02N	R03E	S18		NENW					

Conditions of Approval:

1.		The water right holder must comply with the measuring and reporting requirements of the Southeast Boise Ground Water Management Area and any management plan adopted by the director.
2.	T19	Pursuant to Idaho Code § 42-1412(6), this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as determined by the Snake River Basin Adjudication court in the final unified decree entered 08/26/2014.
3.	X35	Rights 63-8992, 63-9029, 63-9357, 63-10208, 63-11293, and 63-31183 when combined shall not exceed a total diversion rate of 9.55 cfs, and a total annual maximum diversion volume of 4506.7 af.
4.	T08	Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
5.		Industrial use is for microchip manufacturing.
6.	058	The point of diversion identified in this right is located within the boundaries of the Boise Front Low Temperature Geothermal Resource Groundwater Management Area. The well driller shall monitor water temperatures while drilling the well. If water with a temperature greater than 85 degrees Fahrenheit is encountered by the driller, drilling must immediately cease, and the Department must be notified. Drilling shall not resume until the Department has reviewed the drilling conditions, and established standards for construction with the driller.
7.	T07	The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.

Decreed Date: 2/16/2007

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IDAHO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 2A

Current Water Right No.: 63-12420

Current Owner: MICRON TECHNOLOGY INC

Priority Date: 6/6/1997

Origin: Water Right

Status: Active

Basis: License

Source	Tributary
BOISE RIVER	SNAKE RIVER

Beneficial Use	From To	Diversion Rate	Annual Volume
GROUND WATER RECHARGE	01/01 to 12/31	3.34 CFS	162 AF
INDUSTRIAL	01/01 to 12/31	5 CFS	240 AF
	Total Diversion	5 CFS	402 AF

Location of Point(s) of Diversion

BOISE RIVER L6(NW1/4NE1/4) Sec. 4, Twp 02N, Rge 03E B.M.
ADA County

Place of Use

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INDUSTRIAL Within ADA County

T02N R03E S6		NESW	T02N R03E S6	Lot 6	NWSW
T02N R03E S6	Lot 7	SWSW	T02N R03E S6		SESW
T02N R03E S6		NESE	T02N R03E S6		NWSE
T02N R03E S6		SWSE	T02N R03E S6		SESE
T02N R03E S7		NENE	T02N R03E S7		NWNE
T02N R03E S7		SWNE	T02N R03E S7		SENE
T02N R03E S7		NENW	T02N R03E S7	Lot 1	NWNW
T02N R03E S7	Lot 2	SWNW	T02N R03E S7		SENW
T02N R03E S7		NESW	T02N R03E S7		SESW
T02N R03E S7		NESE	T02N R03E S7		NWSE
T02N R03E S7		SWSE	T02N R03E S7		SESE
T02N R03E S8		SWNW	T02N R03E S8		NWSW
T02N R03E S8		SWSW	T02N R03E S18		NWNE
T02N R03E S18		NENW			

GROUND WATER RECHARGE Within ADA County

T02N R03E S6		NESW	T02N R03E S6	Lot 6	NWSW
T02N R03E S6	Lot 7	SWSW	T02N R03E S6		SESW
T02N R03E S6		NESE	T02N R03E S6		NWSE
T02N R03E S6		SWSE	T02N R03E S6		SESE
T02N R03E S7		NENE	T02N R03E S7		NWNE
T02N R03E S7		SWNE	T02N R03E S7		SENE
T02N R03E S7		NENW	T02N R03E S7	Lot 1	NWNW
T02N R03E S7	Lot 2	SWNW	T02N R03E S7		SENW
T02N R03E S7		NESW	T02N R03E S7		SESW
T02N R03E S7		NESE	T02N R03E S7		NWSE
T02N R03E S7		SWSE	T02N R03E S7		SESE
T02N R03E S8		SWNW	T02N R03E S8		NWSW
T02N R03E S8		SWSW	T02N R03E S18		NWNE
T02N R03E S18		NENW			

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Conditions of Approval:

1.	T07	The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
2.	921	Pursuant to Section 42-234(3), Idaho Code, the Director may reduce the amount of water that may be diverted for recharge purposes under this right even though there is sufficient water to supply the entire amount authorized for appropriation under this right.
3.	R43	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.	908	The right holder shall exercise this right only when authorized by the District 63 watermaster when the Boise River is on flood release below Lucky Peak dam/outlet. Flood releases shall be determined based upon the Memorandum of Agreement between the Department of Army and the Department of Interior for Flood Control Operations of Boise River Reservoirs, dated November 20, 1953, contracts with Reclamation contract holders in the Boise River Reservoirs, the Water Control Manual for Boise River Reservoirs, dated April 1985, and any modifications adopted pursuant to the procedures required in these documents and federal laws. The right holder shall not seek, directly or indirectly, any change to the flood control operations of the 1985 Water Control Manual for Boise River reservoirs. This water right may not be used to divert water released from storage to augment lower Snake River flows during the migration of Snake River salmon as authorized under Idaho law, or for any purpose of use authorized under the water rights for Lucky Peak Reservoir.
5.	T08	Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
6.	907	If measured or calculated Boise River flows at the point of diversion are less than 240 cfs during the period beginning June 16 and ending February 29, water shall not be diverted pursuant to this right. If measured or calculated Boise River flows at the point of diversion are less than 1,100 cfs during the period beginning March 1 and ending May 31, water shall not be diverted pursuant to this water right. Measured or calculated Boise River flows at the point of diversion shall be based on gauged Lucky Peak Dam discharge minus the gauged diversion of the New York Canal.
7.		This right is subject to all prior water rights, including those water rights for power purposes that may otherwise be subordinated by contract entered into by the governor and Idaho Power Company on October 25, 1984, and ratified by the legislature pursuant to section 42-203B, Idaho Code.
8.	R05	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. 63.
9.		Industrial use is for computer chip production.
10.	103	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.
11.	004	This right does not grant any right-of-way or easement across the land of another.
12.	920	Pursuant to Section 42-234(4), Idaho Code, to ensure that other water rights are not injured by the operations of the recharge project authorized by this right, the Director has authority to approve, disapprove, or require alterations in the methods employed to achieve ground water recharge.

SCANNED

MAR 31 2023

87487

Licensed Date: 4/9/2015

SCANNED

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IDAHO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 2A

Current Water Right No.: 63-31183

Current Owner: MICRON TECHNOLOGY INC

Priority Date: 1/24/2001

Origin: Water Right

Status: Active

Basis: License

Source	Tributary
GROUND WATER	

Beneficial Use	From To	Diversion Rate	Annual Volume
INDUSTRIAL	01/01 to 12/31	9.13 CFS	
IRRIGATION	03/01 to 11/15	0.8 CFS	
	Total Diversion	9.13 CFS	

Location of Point(s) of Diversion

GROUND WATER ADA County	SE1/4SW1/4	Sec. 6,	Twp 02N,	Rge 03E B.M.
GROUND WATER ADA County	SW1/4NE1/4	Sec. 7,	Twp 02N,	Rge 03E B.M.
GROUND WATER ADA County	L2(SW1/4NW1/4)	Sec. 7,	Twp 02N,	Rge 03E B.M.
GROUND WATER ADA County	SW1/4SE1/4	Sec. 7,	Twp 02N,	Rge 03E B.M.
GROUND WATER ADA County	NE1/4SW1/4	Sec. 7,	Twp 02N,	Rge 03E B.M.
GROUND WATER ADA County	SW1/4NW1/4	Sec. 8,	Twp 02N,	Rge 03E B.M.

Place of Use

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IRRIGATION Within ADA County

T02N R03E S6		NESW	40.00	T02N R03E S6	Lot 6	NWSW	33.00
T02N R03E S6	Lot 7	SWSW	21.00	T02N R03E S6		SESW	40.00
T02N R03E S6		NESE	40.00	T02N R03E S6		NWSE	40.00
T02N R03E S6		SWSE	40.00	T02N R03E S6		SESE	40.00
T02N R03E S7		NENE	40.00	T02N R03E S7		NWNE	40.00
T02N R03E S7		SWNE	40.00	T02N R03E S7		SENE	40.00
T02N R03E S7		NENW	40.00	T02N R03E S7	Lot 1	NWNW	28.00
T02N R03E S7	Lot 2	SWNW	2.00	T02N R03E S7		SENW	35.00
T02N R03E S7		NESW	22.00	T02N R03E S7		SESW	9.00
T02N R03E S7		NESE	40.00	T02N R03E S7		NWSE	40.00
T02N R03E S7		SWSE	40.00	T02N R03E S7		SESE	40.00
T02N R03E S8		SWNW	40.00	T02N R03E S8		NWSW	40.00
T02N R03E S8		SWSW	40.00	T02N R03E S18		NWNE	35.00
T02N R03E S18		NENW	1.00				

Total Acres: 906

INDUSTRIAL Within ADA County

T02N R03E S6		NESW	T02N R03E S6	Lot 6	NWSW
T02N R03E S6	Lot 7	SWSW	T02N R03E S6		SESW
T02N R03E S6		NESE	T02N R03E S6		NWSE
T02N R03E S6		SWSE	T02N R03E S6		SESE
T02N R03E S7		NENE	T02N R03E S7		NWNE
T02N R03E S7		SWNE	T02N R03E S7		SENE
T02N R03E S7		NENW	T02N R03E S7	Lot 1	NWNW
T02N R03E S7	Lot 2	SWNW	T02N R03E S7		SENW
T02N R03E S7		NESW	T02N R03E S7		SESW
T02N R03E S7		NESE	T02N R03E S7		NWSE
T02N R03E S7		SWSE	T02N R03E S7		SESE
T02N R03E S8		SWNW	T02N R03E S8		NWSW
T02N R03E S8		SWSW	T02N R03E S18		NWNE
T02N R03E S18		NENW			

Conditions of Approval:

1.	WB7	This right when combined with all other rights for irrigation purposes shall provide no more than 0.02 cfs per acre nor exceed a combined annual maximum diversion volume of 179 af at the field headgate for the irrigation place of use.
2.	T07	The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
3.	X35	Irrigation use under rights 63-8992, 63-10221, and 63-31183 when combined shall not exceed a total annual maximum diversion volume of 450 af at the field headgate, and the irrigation of 100 acres.
4.	X35	Industrial use under this right shall not exceed a total annual maximum diversion volume of 3200 af.

SCANNED

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5.		In the event of water right curtailments in the SEBGWMA, out-of-priority diversions may be allowed under this right to the extent that (1) the diversions under this right are mitigated by groundwater recharge activities, and (2) diversions under this right do not injure senior water rights through direct well interference.
6.		The water right holder must comply with the measuring and reporting requirements of the Southeast Boise Groundwater Management Area (SEBGWMA) and any management plan adopted by the director.
7.	058	The point of diversion identified in this right is located within the boundaries of the Boise Front Low Temperature Geothermal Resource Groundwater Management Area. The well driller shall monitor water temperatures while drilling the well. If water with a temperature greater than 85 degrees Fahrenheit is encountered by the driller, drilling must immediately cease, and the Department must be notified. Drilling shall not resume until the Department has reviewed the drilling conditions, and established standards for construction with the driller.
8.		Industrial use is for semiconductor and related manufacturing.
9.	R61	This right when combined with all other rights shall provide no more than 4.5 afa per acre at the field headgate for irrigation of the place of use.
10.	943	The right holder shall make full beneficial use of all surface water available to the right holder for irrigation of lands within the authorized place of use for this right. The right holder may divert ground water under this right to irrigate land with appurtenant surface water rights when the surface water supply is not reasonably sufficient to irrigate the place of use for this water right or is not available due to drought, curtailment by priority, or the seasonal startup and shutoff or maintenance schedule for canal company deliveries. The right holder shall not divert ground water for irrigation purposes under this right if use of the surface water supply is intentionally discontinued or reduced (for example abandoned, forfeited, sold, disallowed by court decree, or leased to the Water Supply Bank), or is not deliverable due to non-payment of annual assessments, without an approved transfer pursuant to Idaho Code § 42-222 or other Department approval.
11.	046	Right holder shall comply with the drilling permit requirements of Idaho Code § 42-235 and applicable Well Construction Rules of the Department.
12.		Water diverted from the points of diversion for this right shall be considered water authorized for withdrawal under other existing water rights to their full extent, as deliverable, unless otherwise requested by the water right holder.
13.	X35	Rights 63-8992, 63-9029, 63-9357, 63-10208, 63-11293, and 63-31183 when combined shall not exceed a total diversion rate of 9.55 cfs, and a total annual maximum diversion volume of 4506.7 af.
14.		When mitigation is required, the entire volume of water injected by the right holder into the SEBGWMA aquifer for ground water recharge pursuant to right 63-12420 or pursuant to diversions of storage water, up to the total amounts authorized by this right, can be diverted from the aquifer under this right during the calendar year it is injected. Water not diverted during the year it is injected can be carried over for future withdrawal and beneficial use associated with this right. The volume authorized for withdrawal will be reduced by 10% each calendar year following the first calendar year the water is injected.
15.	T08	Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.

Licensed Date: 6/23/2015

SCANNED

MAR 31 2023

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State of Idaho

Department of Water Resources

RECOMMENDATION FORM

RE: Transfer No. 87437
Water Right No(s). 63-10208, 63-11293, 63-12420, 63-31183, 63-8992, 63-9029, 63-9357

Transfer Applicant's Name: MICRON TECHNOLOGY INC
PO BOX 6
BOISE, ID 83707-0006

Watermaster's Recommendation:

a) _____ I do not oppose approval of this application.

b) _____ I do not oppose approval of this application if it is conditioned as follows:

c) _____ I oppose approval of this application for the following reasons:

d) _____ Additional comments:

Dated this _____ day of _____.

_____
Watermaster's Signature

SCANNED
MAR 31 2023

Micron Aquifer Recharge and Recovery Project

Table 1.
Mitigation Calculations through End of Year 2021

A Year	B Water Injected (acre feet)	C Water Pumped (acre feet)	D Net Volume to/from Aquifer Storage (acre feet)	E Annual 10% Loss From Storage (acre feet)	F End of Year Storage (acre feet)
2001	437	0.0	437.0	0.0	437.0
2002	459	284.0	175.0	43.7	568.3
2003	787	180.5	606.5	56.8	1,118.0
2004	609	487.8	121.2	111.8	1,127.4
2005	419	419.0	0.0	112.7	1,014.6
2006	592	500.0	92.0	101.5	1,005.2
2007	1,130	0.0	1,130.0	100.5	2,034.7
2008	1,608	3,046.0	-1,438.0	203.5	393.2
2009	1,160	9.8	1,150.2	39.3	1,504.1
2010	586	0.0	586.0	150.4	1,940.4
2011	946	1,946.7	-1,000.6	194.0	745.8
2012	584	284.0	300.0	74.6	970.7
2013	431	278.0	100.0	97.1	1,027.0
2014	325	75.0	250.0	102.7	1,174.3
2015	614	0.0	614.0	117.4	1,670.9
2016	454	32.5	421.6	167.1	1,925.4
2017	506	0.0	506.0	192.5	2,238.9
2018	885	0.0	885.0	223.9	2,900.0
2019	403	1,288	-885.0	290.0	1,725.0
2020	2,220	0	2,220.0	172.5	3,772.5
2021	**1,908**	**0**	**1,908.0**	**377.2**	**5,303.2**

Column A is the calendar year, each starting January 1 and ending December 31.

Column B is acre feet of water injected into the aquifer for mitigation purposes during the calendar year.

Column C is acre feet of water claimed as pumped from the aquifer under the recharge/recovery permit during the calendar year.

Column D is the net acre feet added or subtracted from storage during the calendar year

Column E is the loss from storage (10% of the water held in storage during the previous year)

Column F is the acre feet of water held in aquifer storage at the end of the calendar year

SCANNED
MAR 31 2023

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

THIS IS YOUR **2021** *WATER MEASUREMENT ANNUAL REPORT*

For the Water Measurement Program
MEASURING DEVICE METHOD FOR TOTALIZING FLOW METERS
FOR WELLS

ATTENTION: Year end data must be submitted to Idaho Department of Water Resources 2731 Airport Way, Boise Idaho 83705, by:
March 15, 2022.

NOTE: **A separate reporting form must be submitted for each diversion.**

This report form may be used for the following diversion:

Reporter Name:	Micron Technology, Inc.
Legal Description:	02N 03E S07 NESW
Diversion Name:	Micron 4
Metal Tag Number:	E006153
WMISNumber:	900414

SECTION I Water Right Holder/Operator information

Name and Address of Water Right Holder — Please check for address correction. ☐

Current Owner

Name Micron Technology, Inc (Last, First, MI) — Phone (208) 368-4000

Address 8000 S. Federal Way — Fax (208) 368-5555

City Boise — State & Zip ID 83716

Original Owner *(if sold within last year)*

Name _____ (Last, First, MI) — Phone _____

Address _____ — Fax _____

City _____ — State & Zip _____

Operator or Contact Person

Name Sanders Brittany (Last, First, MI) — Phone (208) 918-5719

Address 8000 S. Federal Way — Fax (208) 368-5555

City Boise — State & Zip ID 83716

SCANNED
MAR 31 2023

SECTION II Well Information

Depth to water. Record the date, if the pump was on or off, of if other nearby pumps were on.

Static Water Level (pump off, water level stable): 439.55 ft. Date 5-29-2015
Dynamic Water Level (pump on): 598 ft. Date 12-1998

SECTION III Rate of flow and volume diverted

Meter Information:

Make EMCO V-Bar Model No. 600-2NPT Serial No. 150503-B001

Does the meter totalizer measure in acre-feet or (gallons)? (circle one) What is the multiplier? 100X

Does the meter rate of flow indicator show (gpm) or cfs? (circle one) What is the multiplier? 1X

Note: Reading the meter totalizer, flow rate and discharge pressure should be taken and recorded once a month on or near the same day.

2021 Date Of Reading	Totalizer Reading (gallons)	Flow rate (gpm)	Discharge Pressure (psi)
January (28)	37,312,456	777	49
February (25)	37,627,847	789	41
March (31)	38,005,711	769	43
April (29)	38,324,285	725	29
May (26)	38,568,160	631	45
June (30)	38,891,317	642	42
July (27)	39,129,599	564	48
August (31)	39,432,707	869	35
September (30)	39,731,030	606	52
October (28)	39,994,372	671	50
November (30)	40,297,788	545	49
December (21)	40,486,074	743	39

Does totalizer reading above include meter multiplier? ____Yes__X__No

Total Acre-feet 1,070 OR Total Gallons 348,796,900
(there are 325,850 gallons per acre feet)

SCANNED
MAR 31 2023

SECTION III Modifications made in 2021

Please describe in the space below any major modifications made to the diversion works or piping system which would affect system capacity or accuracy of the flow measurements during 2021. Attach drawings, sketches, photographs, notes or design information if needed.

Comments: (If the flowmeter was installed, calibrated, or replaced during 2021, please note the date.)

SECTION IV Certification

I hereby certify that the above reported information is correct to the best of my knowledge and that I recognize that willful submittal of false or inaccurate data is a violation of law subject to the penalty provisions of Sections 42-311, 42-350 and 42-351, Idaho Code.

Signature	Environmental Compliance Manager Title	3/9/22 Date

Note: Each reporting form shall be accompanied by a report processing fee in the amount of **twenty-five dollars ($25) per diversion** made payable to the Idaho Department of Water Resources (Section 42-702(6), Idaho Code). **Fee is not required if no water was diverted in 2021.**

***As stated in the cover letter, Micron will submit the fee under separate cover.**

For Office Use Only

Received by_____ Date_____ Time_____

Fee amount submitted_____ Correct? yes_____ no_____

Receipted by_____ Receipt No._____

Reviewed by_____ Date_____

Data entry by_____ Date_____

SCANNED
MAR 31 2023

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

THIS IS YOUR **2021** *WATER MEASUREMENT ANNUAL REPORT*

For the Water Measurement Program
MEASURING DEVICE METHOD FOR TOTALIZING FLOW METERS
FOR WELLS

ATTENTION: Year end data must be submitted to Idaho Department of Water Resources 2735 Airport Way, Boise Idaho 83705, by:
March 15, 2022.

NOTE: **A separate reporting form must be submitted for each diversion.**

This report form may be used for the following diversion:

Reporter Name:	Micron Technology, Inc.
Legal Description:	02N 03E S06 SESE
Diversion Name:	Micron 6
Metal Tag Number:	D0042534
WMISNumber:	900412

SECTION I Water Right Holder/Operator information

Name and Address of Water Right Holder — Please check for address correction. ☐

Current Owner

Name Micron Technology, Inc (Last, First, MI) — Phone (208) 368-4000

Address 8000 S. Federal Way — Fax (208) 368-5555

City Boise — State & Zip ID 83716

Original Owner *(if sold within last year)*

Name _____ (Last, First, MI) — Phone _____

Address _____ — Fax _____

City _____ — State & Zip _____

Operator or Contact Person

Name Sanders Brittany (Last, First, MI) — Phone (208) 918-5719

Address 8000 S Federal Way — Fax (208) 368-5555

City Boise — State & Zip ID 83716

SCANNED
MAR 31 2023

SECTION II Well Information

Depth to water. Record the date, if the pump was on or off, of if other nearby pumps were on.

Static Water Level (pump off, water level stable): 445.55 ft. Date 2-29-2012
Dynamic Water Level (pump on): 513 ft. Date 11-14-2007

SECTION III Rate of flow and volume diverted

Meter Information:

Make EMCO Model No. ST-30 Serial No. 1570317-5001

Does the meter totalizer measure in acre-feet or (gallons)? What is the multiplier? 100X
(circle one)

Does the meter rate of flow indicator show (gpm) or cfs? What is the multiplier? 1X
(circle one)

Note: Reading the meter totalizer, flow rate and discharge pressure should be taken and recorded once a month on or near the same day.

2021 Date Of Reading	Totalizer Reading (gallons)	Flow rate (gpm)	Discharge Pressure (psi)
January (28)	44,459,800	700	43
February (25)	44,743,954	713	42
March (31)	45,105,102	758	46
April (29)	45,396,915	822	34
May (26)	45,668,029	654	45
June (30)	46,047,986	855	42
July (27)	46,376,042	907	46
August (31)	46,829,234	892	36
September (30)	47,154,661	746	39
October (28)	47,443,271	695	52
November (30)	47,793,300	729	47
December (21)	48,016,804	720	46

Does totalizer reading above include meter multiplier? ____Yes__X__No

Total Acre-feet 1,179 OR Total Gallons 384,114,700
(There are 325,850 gallons per acre feet)

SCANNED
MAR 31 2023

SECTION III Modifications made in 2021

Please describe in the space below any major modifications made to the diversion works or piping system which would affect system capacity or accuracy of the flow measurements during **2021**. Attach drawings, sketches, photographs, notes or design information if needed.

Comments: (If the flowmeter was installed, calibrated, or replaced during 2021, please note the date.)

SECTION IV Certification

I hereby certify that the above reported information is correct to the best of my knowledge and that I recognize that willful submittal of false or inaccurate data is a violation of law subject to the penalty provisions of Sections 42-311, 42-350 and 42-351, Idaho Code.

Signature	Environmental Compliance Manager Title	3/9/22 Date

Note: Each reporting form shall be accompanied by a report processing fee in the amount of **twenty-five dollars ($25) per diversion** made payable to the Idaho Department of Water Resources (Section 42-702(6), Idaho Code). **Fee is not required if no water was diverted in 2021.**

As stated in the cover letter, Micron will submit the fee under separate cover.

For Office Use Only

Received by_____ Date_____ Time_____

Fee amount submitted_____ Correct? yes_____ no_____

Receipted by_____ Receipt No._____

Reviewed by_____ Date_____

Data entry by_____ Date_____

SCANNED

MAR 31 2023

Form WMP4 4/99

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

THIS IS YOUR **2021** *WATER MEASUREMENT ANNUAL REPORT*

For the Water Measurement Program
MEASURING DEVICE METHOD FOR TOTALIZING FLOW METERS
FOR WELLS

ATTENTION: Year end data must be submitted to Idaho Department of Water Resources 2735 Airport Way, Boise Idaho 83705, by:
March 15, 2022.

NOTE: **A separate reporting form must be submitted for each diversion.**

This report form may be used for the following diversion:

Reporter Name:	Micron Technology, Inc.
Legal Description:	T02N R03E S07 NWNW
Metal Tag Number:	0071661
Diversion Name:	Micron 7

SECTION I Water Right Holder/Operator information

Name and Address of Water Right Holder — Please check for address correction. ☐

Current Owner

Name Micron Technology, Inc (Last, First, MI) — Phone (208) 368-4000

Address 8000 S. Federal Way — Fax (208) 368-5555

City Boise — State & Zip ID 83716

Original Owner *(if sold within last year)*

Name _____ (Last, First, MI) — Phone _____

Address _____ — Fax _____

City _____ — State & Zip _____

Operator or Contact Person

Name Sanders Brittany (Last, First, MI) — Phone (208) 918-5719

Address 8000 S. Federal Way — Fax (208) 368-5555

City Boise — State & Zip ID 83716

SCANNED
MAR 31 2023

SECTION II Well Information

Depth to water. Record the date, if the pump was on or off, of if other nearby pumps were on.

Static Water Level (pump off, water level stable): 468.1 ft. Date 3-15-18 Original static during the well pump test was around 454 ft. The 468 ft. was after the first start-up and just prior to the second.

Dynamic Water Level (pump on): 547 ft. Date 3-15-18 This was the PWL at 1400 gpm (pump at full speed), the PWL should be less than that with the current flow rate.

SECTION III Rate of flow and volume diverted

Meter Information:

Make Siemens Model No. MAG 5000 Serial No. N1J5040098

Does the meter totalizer measure in acre-feet or gallons? (circle one) million gallons What is the multiplier? 1X

Does the meter rate of flow indicator show (circle one) gpm or cfs? What is the multiplier? 1X

Note: Reading the meter totalizer, flow rate and discharge pressure should be taken and recorded once a month on or near the same day.

2021 Date Of Reading	Totalizer Reading (gallons)	Flow rate (gpm)	Discharge Pressure (psi)
January (28)	1009.0671	585	47
February (25)	1036.6442	1050	42
March (31)	1080.2614	828	46
April (29)	1107.4716	722	30
May (26)	1131.9299	448	49
June (30)	1166.7889	515	44
July (27)	1198.8224	908	52
August (31)	1240.9397	577	41
September (30)	1271.1338	824	54
October (28)	1296.7324	456	52
November (30)	1328.8266	767	52
December (21)	1352.5381	797	44

Does totalizer reading above include meter multiplier? _____Yes X No

Total Acre-feet 1,132 OR Total Gallons 368,971,800
(There are 325,850 gallons per acre feet)

SCANNED
MAR 31 2023

SECTION III Modifications made in 2021

Please describe in the space below any major modifications made to the diversion works or piping system which would affect system capacity or accuracy of the flow measurements during **2021**. Attach drawings, sketches, photographs, notes or design information if needed.

Comments: (If the flowmeter was installed, calibrated, or replaced during 2020, please note the date.)

SECTION IV Certification

I hereby certify that the above reported information is correct to the best of my knowledge and that I recognize that willful submittal of false or inaccurate data is a violation of law subject to the penalty provisions of Sections 42-311, 42-350 and 42-351, Idaho Code.

Signature	Environmental Compliance Manager Title	3/9/22 Date

Note: Each reporting form shall be accompanied by a report processing fee in the amount of **twenty-five dollars ($25) per diversion** made payable to the Idaho Department of Water Resources (Section 42-702(6), Idaho Code). **Fee is not required if no water was diverted in 2021.**

As stated in the cover letter, Micron will submit the fee under separate cover.

For Office Use Only

Received by_____ Date_____ Time__

Fee amount submitted_____ Correct? yes_____ no_____

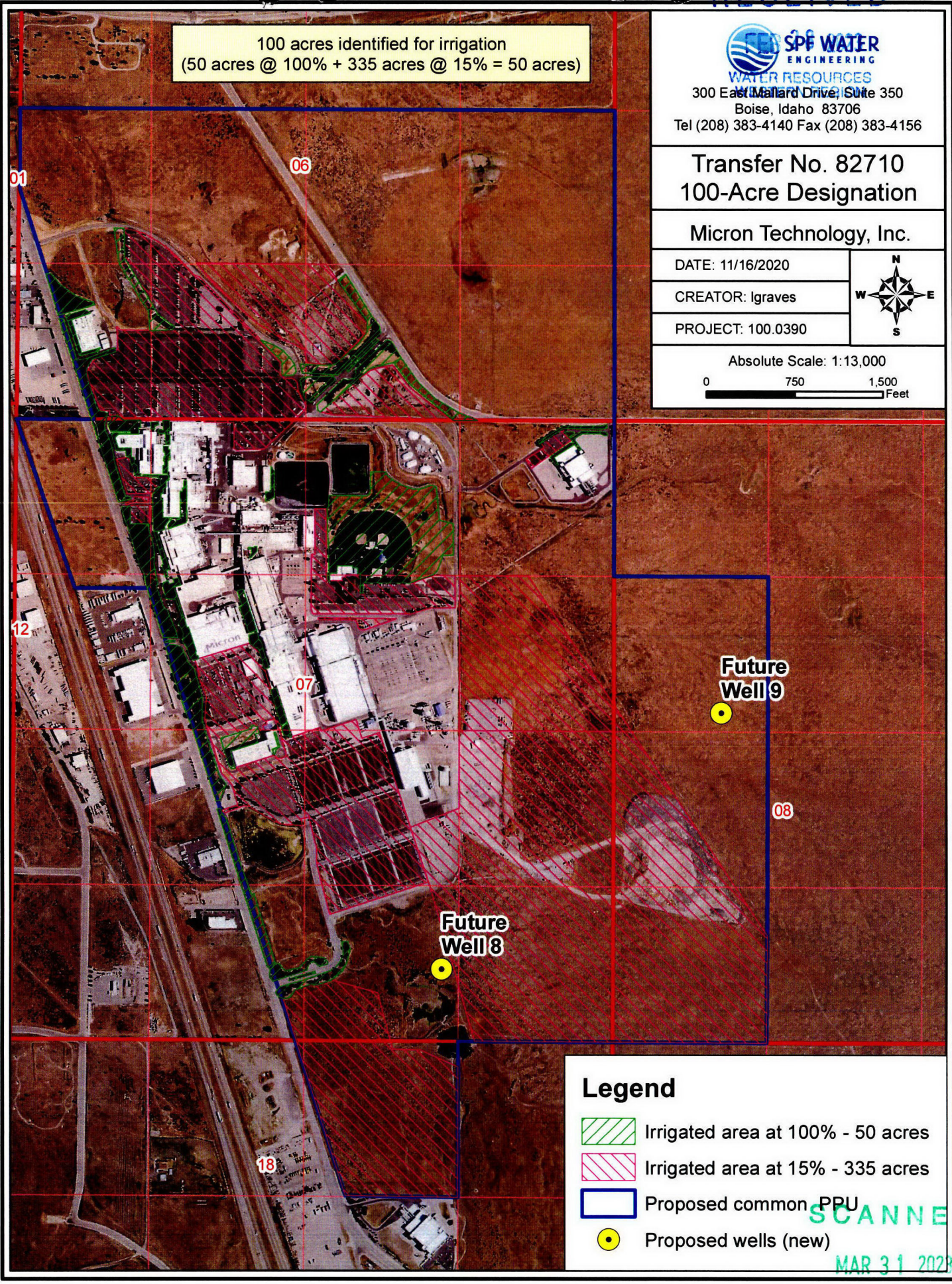
Receipted by_____ Receipt No._____

Reviewed by_____ Date_____

Data entry by_____ Date_____

SCANNED
MAR 31 2023

RECEIVED



SPF WATER ENGINEERING
WATER RESOURCES
300 East Mallard Drive, Suite 350
Boise, Idaho 83706
Tel (208) 383-4140 Fax (208) 383-4156

Transfer No. 82710
100-Acre Designation

Micron Technology, Inc.

DATE: 11/16/2020

CREATOR: lgraves

PROJECT: 100.0390

N
W E
S

Absolute Scale: 1:13,000

0 750 1,500 Feet

Legend

- Irrigated area at 100% - 50 acres
- Irrigated area at 15% - 335 acres
- Proposed common PPU
- Proposed wells (new)

Path: S:\PROJECTS\M thru R Projects\M Projects\Micron_1000390 Water Right Consulting Services\PROJECT\GIS\ArcMap_Projects\WFR 206 Map (8x11).mxd

SCANNED
MAR 31 2021

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

February 16, 2023

MICRON TECHNOLOGY INC
PO BOX 6
BOISE ID 83707-0006

RE: Additional Information Request for Transfer 87437

Dear Applicant:

On January 11, 2023, Micron Technology Inc ("Company") filed Application for Transfer No. 87437 ("Application") to change the places of use and add points of diversion for seven of the Company's water rights. This letter requests additional information required to continue processing the application.

The Application proposes to change the industrial place of use for seven water rights stating, "Applicant proposes changing the integrated place of use to remove areas being sold and include areas subject to future expansion." Transfer processing Administrative Memo No. 24 states for any application for transfer, the department must determine whether the proposed change will enlarge the use of water under the water rights. Enlargement will occur if the extent of beneficial use exceeds the amounts or beneficial use authorized or accomplished under the water rights prior to the proposed transfer. Please demonstrate how the proposed change to the place of use will not enlarge the company's water rights.

The Application proposes to change the irrigation place of use for the water rights that authorize irrigation. Please provide documentation demonstrating the extent of irrigation use within the last five years. Much of the irrigation within the place of use is dispersed landscape irrigation within parking areas and around buildings. Because of this, Department staff are not able to verify the extent of irrigation use using remote sensing and imagery analysis. Specifically, the beneficial use field examination for water right 63-31183 conducted by a certified examiner in 2012 identified only 39.8 acres of irrigation. Department staff have no information that additional irrigation use has been put in place since that time. If the Company cannot demonstrate that the irrigation use is valid by providing documentation that the full beneficial use (irrigation of the full 100-acres of authorized irrigation) has been made within the last five years, the unused irrigation portion of the rights may not be valid. If full beneficial use has not been made, please provide any defense to forfeiture that applies to the unused portion in accordance with Idaho Code § 42-223.

Please respond to each of the items identified in this letter within the next 30 days. You may seek additional time to provide the information by making a written request to interrupt processing for up to six months. The application may be rejected without a timely written reply within the next thirty (30) days. Refunds are not issued for rejected applications. Please contact me at 208-605-4633 or by mail for more information. Thank you for your attention to these matters.

Respectfully,

Laura McSherry
Water Rights Agent, Sr.

Cc: Lori Graves

SCANNED
MAR 31 2023

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

February 16, 2023

HDR ENGINEERING INC – C/O LORI GRAVES
412 E PARKCENTER BLVD STE 100
BOISE ID 83706-6659

RE: Additional Information Request for Transfer 87437

Dear Applicant:

On January 11, 2023, Micron Technology Inc ("Company") filed Application for Transfer No. 87437 ("Application") to change the places of use and add points of diversion for seven of the Company's water rights. This letter requests additional information required to continue processing the application.

The Application proposes to change the industrial place of use for seven water rights stating, "Applicant proposes changing the integrated place of use to remove areas being sold and include areas subject to future expansion." Transfer processing Administrative Memo No. 24 states for any application for transfer, the department must determine whether the proposed change will enlarge the use of water under the water rights. Enlargement will occur if the extent of beneficial use exceeds the amounts or beneficial use authorized or accomplished under the water rights prior to the proposed transfer. Please demonstrate how the proposed change to the place of use will not enlarge the company's water rights.

The Application proposes to change the irrigation place of use for the water rights that authorize irrigation. Please provide documentation demonstrating the extent of irrigation use within the last five years. Much of the irrigation within the place of use is dispersed landscape irrigation within parking areas and around buildings. Because of this, Department staff are not able to verify the extent of irrigation use using remote sensing and imagery analysis. Specifically, the beneficial use field examination for water right 63-31183 conducted by a certified examiner in 2012 identified only 39.8 acres of irrigation. Department staff have no information that additional irrigation use has been put in place since that time. If the Company cannot demonstrate that the irrigation use is valid by providing documentation that the full beneficial use (irrigation of the full 100-acres of authorized irrigation) has been made within the last five years, the unused irrigation portion of the rights may not be valid. If full beneficial use has not been made, please provide any defense to forfeiture that applies to the unused portion in accordance with Idaho Code § 42-223.

Please respond to each of the items identified in this letter within the next 30 days. You may seek additional time to provide the information by making a written request to interrupt processing for up to six months. The application may be rejected without a timely written reply within the next thirty (30) days. Refunds are not issued for rejected applications. Please contact me at 208-605-4633 or by mail for more information. Thank you for your attention to these matters.

Respectfully,

Laura McSherry
Water Rights Agent, Sr.

SCANNED
MAR 31 2023

Re: Micron Technology Inc.

RECEIVED
JAN 11 2023
WATER RESOURCES
WESTERN REGION

HDR | SPF

January 11, 2023

Scott Storms
IDWR Western Region Office
2735 Airport Way
Boise, ID 83705

Subject: Application for Transfer

Dear Scott,

Enclosed on behalf of Micron Technology Inc. is an *Application for Transfer* proposing changes/additions to Micron's integrated place of use and ground water wells. The changes will accommodate expansion of the Micron facility that is well underway and fully supported by the local economy and government officials. As such, time is of essence. Expedited processing of the transfer application would be greatly appreciated.

The $1,620 application filing fee is being paid with a credit card upon submittal. Please let me know if there are any questions. Thanks Scott.

Sincerely,

HDR Engineering, Inc.

Lori Graves

Lori Graves
Sr. Water Rights Specialist

cc via email: Leslie Bird, Kevin Beaton

Enclosers: application

Project: 10349330

hdrinc.com

HDR | SPF, 412 E Parkcenter Blvd, Suite 100, Boise, ID 83706
(208) 387-7000

SCANNED
MAR 31 2023

March 2017

REVIEW CHECKLIST TRANSFER -- OR -- EXCHANGE

(Workflow) **(maybe Workflow)**

Application # 87437 **Reviewer** LAURA **Date** 01.13.23

Acceptable Filing (TP Memo #24 Sect. 3) ✓ Y ___ N If "N" 30-day Deficiency Ltr Sent — (date & initial)

Initial Review & Abbreviated Data Entry LM 1.13.23 (date & initial) Supervisor Notes ___ Y ✓ N

Right(s) in Water Bank ___ Y ✓ N, Notify S.O. ___ (date) - WSB App Attachment ___

COMMENT LETTERS ✓ Y ___ N

Water District # 63 ✓ (Required even if No Legal Notice Required)

Other(s): list here or see attached ___

ADVERTISING ✓ Y ___ N If "N" Save Legal Notice Not Required DB Comment in Workflow & Memo ___

Legal Notice Required - Saved as Legal Notice Remarks in Workflow ✓ Y *uncheck "Currently in Data Entry" flag

Statewide ads ~~✓~~ Y ✓ N ("Y" only if any single right > 10 cfs, 1000 af storage)

↑Per NM 3/29/23

COMPLETE TO HERE BEFORE FORWARD FOR ADVERTISING

ADVERTISER COMPLETES

LEGAL NOTICE & PROTEST

Protest Deadline 4/24/23

Y	N			
___	✓	Protested	If Y: ___	Scan protest
✓	___	Affidavit received/published correctly	If N: ___	Re-advertised & published correctly

REVIEW MEMO -- DRAFT APPROVAL -- APPROVAL COVER LETTER

Drilling fee upgrade — Paid — WC & WR File Documented (Request, CAN NOT hold xFer if unpaid).

Review Memo Completed ✓ (See Review Memo Template N:/WRProcessing/Transfers/Review Memo Template).

Data Entry ✓, Conditions ✓, & ArcMap Data Entry Completed ✓

E'folder w/ Draft Approval 87437 MICRON
(applicant last name + application #)

NOTE FOR CLERICAL STAFF APPROVAL COVER LETTER

Add WSB paragraph to approval cover letter (see N:WRFormLetters/Water Bank Paragraph) ___ Y ___ N

OPTIONAL PAGE -- CONDITIONS & NOTES

GROUNDWATER:

WD 161 (Non-de minimis uses) - R05
- ≤ 0.24 cfs/5 acres - No MD
- > 0.24 cfs/5 acres - 214

~~WD~~
- < 0.24 cfs/5 acres - No MD
- ≥ 0.24 cfs/5 acres - 01M or 01Q (ref. MD flowchart)

No water measurement districts in Western Region at this time.
DRILLING PERMIT - 046 (new well)

SURFACE WATER:

WD - R05
≤ 0.20 cfs - R02, 01P or No MD (ref. MD flowchart)
> 0.20 cfs - R43
~~WD~~, SPRINGS/SINK, INACTIVE WD & REST OF STATE
< 0.24 cfs/5 acres - No MD
≥ 0.24 cfs/5 acres - 01M or 01Q

STANDARD SEASON _____ to _____ (use X61 if extended season)
STANDARD VOLUME_____ af/ac
CONSUMPTIVE USE VOLUME _____ af/ac

USES:

STORAGE - 18C-18B/R40-123-220-219-221-222-259-937-938
IRR ≤ 5 ac - R66/R67/R68/R69 (0.03 cfs/ac)
> 5 ac - R62/R63/R64/R65 (0.02 cfs/ac)
Volume only - R58/R59/R60/R61
Supplemental - 943 & WB7
Storage - R70
STOCKWATER - R37 (all BLM/USFS)
MINING - 054-106
FISH PROP - 029 (70's basins only)-007-122-106
HEAT/COOL - R07 (injection well)
FIRE PROT. - 077-218
DAIRY - 082 (zoning if a concern)-106-WD8

POWER - 17H-17K (+uses)-025-106
MUNICIPAL
Restricted area - 022-075 RAFN – 007-109-X64
Irr., GW supp to SW - 102

DOMESTIC
Surface water - WB5 (Boise above Star Bridge)
>1 in restricted area - 070-071-075(no parks/common areas, etc)
Irr use listed separate - WB5

MISC CONDITIONS/REMARKS:

T07 - 1 yr to develop
T08 - comply or rescind
WD8 - land application of waste water
01Q - used instead of 01M when there's another meas. condition outside a WD

Protested - 020-X19
Water Quality - 106-R07

X27 - Number of acres/season in ppu
X35 - Combined **limits** of multiple rts

X49 - measure p/'d's (source chg'd to orig trib)
X51 - 2+ yrs to develop
X53 - Use ltd to orig. source availability
X54 - forfeited ac/rate (used rarely)
205 - use when quantity reduced by xFer approval
X55 - (transfer shrinks total water to less ac)
004 - no right-of-way
X58 - pending claim (statutory or AJ b/u claim)
X61 - extended irr season
X63 - replaced C12 through C17 - ultimately C18 placed on rts to cover issue. If C18 on rts replace with T19 and remove X63.

Apply one to chg'd & unchg'd rts that are subject to SRBA:

T09 - on-going SRBA (no Dir Rpt yet)
T19 - replaces C18 (if at Directors Report or Partial Decree stage)
T20 – use only on unchg'd rts not subject to SRBA

NOTES:

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

May 24, 2023

MICRON TECHNOLOGY INC
PO BOX 6
BOISE ID 83707-0006

Re: Transfer No: 87437
Water Right No(s).: 63-8992, 63-9029, 63-9357, 63-10208, 63-11293, 63-12420, 63-31183

Transfer Approval Notice

Dear Water Right Holder(s):

The Department of Water Resources has issued the enclosed approved Transfer of Water Right(s). Please be sure to thoroughly review the conditions of approval and remarks listed on the approval document.

The Transfer of Water Right(s) 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 by the Department unless the APPLICANT petitions for reconsideration or files an exception and/or brief within fourteen (14) days of the service date as described in the enclosed information sheet.

ANY PERSON aggrieved by any decision, determination, order or action 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 Department and requesting a hearing shall be filed within fifteen (15) days after receipt of the denial or conditional approval.

If the transfer approval includes a condition requiring measuring and recording devices, such devices shall comply with specifications established by the Department. Detailed specifications are available on the Department's home page on the Internet, or you can request a copy by contacting any office of the Department. Please be sure to thoroughly review the specifications to avoid unnecessary costs for reinstallation or modification due to non-conforming or improperly installed devices.

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.

SCANNED
MAY 26 2023

Failure to report these changes could result in a $100 late filing fee. Contact any office of the Department or visit the Department's homepage on the Internet to obtain the proper forms and instructions.

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

Sincerely,

Lynne Evans
Administrative Assistant I

Enclosure(s)

CC: LORI GRAVES, HDR INC

SCANNED
MAY 26 2023

CERTIFICATE OF SERVICE

I hereby certify that on May 24, 2023 I mailed a true and correct copy, postage prepaid, of the foregoing PRELIMINARY ORDER (Approved Transfer) to the person(s) listed below:

Re: Transfer No.: 87437
Water Right No(s).: 63-8992, 63-9029, 63-9357, 63-10208, 63-11293, 63-12420, 63-31183

MICRON TECHNOLOGY INC (Current Owner)
PO BOX 6
BOISE ID 83707-0006

LORI GRAVES
HDR INC (Representative)
412 E PARKCENTER BLVD STE 100
BOISE ID 83706-6659

Lynne Evans
Administrative Assistant I

SCANNED
MAY 26 2023

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.

SCANNED

MAY 26 2023

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.

SCANNED
MAY 26 2023

HAWLEY TROXELL

ATTORNEYS AND COUNSELORS

Hawley Troxell Ennis & Hawley LLP
877 Main Street, Suite 1000
P.O. Box 1617
Boise, Idaho 83701-1617
208.344.6000
www.hawleytroxell.com

RECEIVED
MAY 10 2023
WATER RESOURCES
WESTERN REGION

DANA L. HOFSTETTER
MAIL: DHOFSTETTER@HAWLEYTROXELL.COM
DIRECT DIAL: 208-388-4867
DIRECT FAX: 208-954-4867

May 8, 2023

VIA U.S. MAIL AND FACSIMILE (208-334-2348)

Director
c/o Nick Miller
Idaho Department of Water Resources
2735 Airport Way
Boise, Idaho 83705-5082

Re: *Application for Transfer No. 87437*

Dear Mr. Miller:

On behalf of Edwards Family LLC, I hereby submit the following comments in lieu of a formal Protest regarding Application for Transfer No. 87437 (the "Application"). The Application proposes points of diversion from ground water within the boundaries of the Boise Front Low Temperature Geothermal Resource Ground Water Management Area. If the Application is approved, it should be conditioned to prevent the diversion of geothermal water and to assure that only cold water is diverted and to require monitoring to assure no geothermal water is diverted. Please contact me if you have any further questions or need further information. Thank you.

Sincerely,

HAWLEY TROXELL ENNIS & HAWLEY LLP

Dana L. Hofstetter

DH:tas
cc: Micron Technology Inc., Attn: Brittany Sand, P.O. Box 6, Boise, Idaho 83707
Lori Graves, HDR Inc., 412 E. Parkcenter Blvd., Ste. 100, Boise, Idaho 83706

SCANNED
MAY 26 2023

MEMORANDUM

TO: Transfer No. 87437

FROM: Laura McSherry

DATE: April 28, 2023

RE: Evaluation of Application

The transfer proposes changing the integrated place of use (PPU) for 7 existing water rights owned by Micron Technology to remove areas being sold and include areas subject to future expansion. The transfer also proposed updating points of diversion of the groundwater rights by changing two proposed well locations (well 8 & 9) and adding three new well locations (well 10, 11, & 12). Well 10 is located in SWNE of Section 7, T02N, R03E. Well 11 is located in NENE of Section 7, T02N, R03E. Well 12 is located in NWSE of Section 8, T02N, R03E. Water will be used at the Micron facility just east of Interstate 84 and south of Highway 21, approximately 7.3 miles southeast of downtown Boise, ID.

Contact person for the transfer is HDR Inc representative Lori Graves, E Mallard St. STE 350, Boise, ID 83706. lori.graves@hdrinc.com. (208)-387-7000.

Summary of Information Submitted

Authority to File:
Corporate Vice President, Scott Gatzemeier, from Micron Technology is an authorized representative for this transfer involving water right no(s). 63,8992, 63-9029, 63-9357, 63-10208, 63-11293, 63-12420, and 63-31183. Micron Technology is the current owner for the water rights and properties within the proposed PPU.

Water Right Validity:
All 7 water rights involved in the transfer have been decreed or licensed. Department records indicate that all 7 rights are valid and there is no indication to suggest that any of the rights have non-use within the previous, consecutive, five year period. Therefore, no evidence of forfeiture is found.

The rate and volume for the 100 acres of irrigation use authorized under Micron's groundwater right 63-8992 is in combination with the rate and volume for industrial use under that right. It is not additive with industrial. Therefore, irrigation of the full 100-acres is not necessary if Micron is beneficially using the water for industrial purposes rather than for irrigation purposes.

Injury to Other Water Rights:
Injury is not anticipated due to the transfer only adding PODs and changing the PPU and POD locations with no rate or volume increase. The transfer was advertised and no protests were received, so the Department can reasonably assume surrounding water users do not have concerns of injury as a result of this transfer.

SCANNED
MAY 26 2023

Enlargement of Use:
No additional rate or volume is proposed to be diverted from this source beyond the historical use of the rights. Although the place of use is proposed for change, the amount of ground water use under the water rights will not. Micron's ground water use is accurately metered with results reported annually to the Southeast Boise GWMA. No enlargements of the water rights are anticipated.

Local Public Interest:
No evidence has been submitted suggesting the transfer proposes changes at odds with the local public interest.

Beneficial Use/Conservation of Water Resources:
The application proposes beneficial use consistent with conservation of water resources in Idaho.

Discussion

The transfer application was originally submitted on January 11, 2023. The amended transfer application updating the PLS description to match the PPU boundary on the provided map was submitted on March 6, 2023.

An Information Request Letter was sent on February 16, 2023 requesting the applicant demonstrate how the proposed change to the place of use will not enlarge the company's water rights and provide documentation demonstrating the extent of irrigation use within the last five years. An email response, included in the transfer file, satisfied this request on February 28, 2023.

The application is consistent with criteria of I. C. § 42-222 and should be processed.

SCANNED
MAY 26 2023

McClatchy

Beaufort Gazette
Belleville News-Democrat
Bellingham Herald
Bradenton Herald
Centre Daily Times
Charlotte Observer
Columbus Ledger-Enquirer
Fresno Bee
The Herald - Rock Hill
Herald Sun - Durham
Idaho Statesman
Island Packet
Kansas City Star
Lexington Herald-Leader
Merced Sun-Star
Miami Herald
el Nuevo Herald - Miami
Modesto Bee
Raleigh News & Observer
The Olympian
Sacramento Bee
Fort Worth Star-Telegram
The State - Columbia
Sun Herald - Biloxi
Sun News - Myrtle Beach
The News Tribune Tacoma
The Telegraph - Macon
San Luis Obispo Tribune
Tri-City Herald
Wichita Eagle

AFFIDAVIT OF PUBLICATION

Account #	Order Number	Identification	Order PO	Amount	Cols	Depth
26965	406024	Print Legal Ad-IPL01167760 - IPL0116776		$67.99	1	50 L

Attention: Lynne Evans

IDAHO DEPT OF WATER RESOURCES / WEST
2735 W AIRPORT WAY

lynne.evans@idwr.idaho.gov

RECEIVED
APR 13 2023
WATER RESOURCES
WESTERN REGION

NOTICE OF PROPOSED CHANGE OF WATER RIGHT TRANSFER NO. 87437

MICRON TECHNOLOGY INC, PO BOX 6, BOISE, ID 83707-0006 has filed Application No. 87437 for changes to the following water rights within ADA County(s): Right No(s). 63-8992, 63-9029, 63-9357, 63-10208, 63-11293, 63-12420, 63-31183; to see a full description of these rights and the proposed transfer, please see *https://research.idwr.idaho.gov/apps/waterrights/querynewtransfers*. The purpose of the transfer is to change a portion of the above rights as follows: changing the integrated place of use (PPU) to remove areas being sold and include areas subject to future expansion, and updating points of diversion of the ground water rights by changing two proposed well locations (well 8 & 9) and adding three new well locations (well 10, 11, & 12). Well 10 is located in SWNE of Section 7, T02N, R03E. Well 11 is located in NENE of Section 7, T02N, R03E. Well 12 is located in NWSE of Section 8, T02N, R03E. Water will be used at the Micron facility just east of Interstate 84 and south of Highway 21, approximately 7.3 miles southeast of downtown Boise, ID.

For additional information concerning the property location, contact the Western Region office at (208)334-2190. Protests may be submitted based on the criteria of Idaho Code § 42-222. Any protest against the proposed change must be filed with the Department of Water Resources, Western Region, 2735 W AIRPORT WAY, BOISE ID 83705-5082 together with a protest fee of $25.00 for each application on or before 4/24/2023. The protestant must also send a copy of the protest to the applicant.
GARY SPACKMAN, Director
IPL0116776
Apr 6,13 2023

OK LE 4/25/23

Bettina Jantzen, being duly sworn, deposes and says: That she is the Principal Clerk of The Idaho Statesman, a daily newspaper printed and published at Boise, Ada County, State of Idaho, and having a general circulation therein, and which said newspaper has been continuously and uninterruptedly published in said County during a period of twelve consecutive months prior to the first publication of the notice, a copy of which is attached hereto: that said notice was published in The Idaho Statesman, in conformity with Section 60-108, Idaho Code, as amended, for:

2 insertion(s) published on:
04/06/23, 04/13/23

B Jantzen

(Legals Clerk)

On this 13th day of April in the year of 2023 before me, a Notary Public, personally appeared before me Bettina Jantzen known or identified to me to be the person whose name subscribed to the within instrument, and being by first duly sworn, declared that the statements therein are true, and acknowledged to me that she executed the same.

Stephanie Hatcher

Notary Public in and for the state of Texas, residing in Dallas County

STEPHANIE HATCHER
My Notary ID # 133534406
Expires January 14, 2026

Extra charge for lost or duplicate affidavits.
Legal document please do not destroy!

SCANNED
MAY 26 2023

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

March 30, 2023

MICRON TECHNOLOGY INC
PO BOX 6
BOISE, ID 83707-0006

RE: Transfer No. 87437
Water Right No(s). 63-10208, 63-11293, 63-12420, 63-31183, 63-8992, 63-9029, 63-9357

Dear Applicant(s):

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

A legal notice of the application has been prepared and is scheduled for publication in the IDAHO STATESMAN on 4/6/2023 and 4/13/2023. 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 approval document.

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

Sincerely,

Lynne Evans
Administrative Assistant I

CC: LORI GRAVES, HDR INC

SCANNED
MAR 31 2023

Evans, Lynne

From: Evans, Lynne
Sent: Thursday, March 30, 2023 11:40 AM
To: BOI Legals
Subject: Legal Notice for Application to Amend Permit No. 63-33207, 63-34038; Transfer No. 87437
Attachments: Legal Notice.docx

Please publish the enclosed legal notice in the Idaho Statesman 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 4/24/2023. Your cooperation is appreciated.

Lynne Evans | Administrative Assistant I
IDWR - Western Region
2735 W Airport Way, Boise ID 83705
(208) 334-2190 | lynne.evans@idwr.idaho.gov

SCANNED
MAR 31 2023

PROPOSED AMENDMENT OF WATER PERMIT

63-33207
CS PROPERTY DEVELOPMENT LLC, PO BOX 27, BOISE, ID 83707-0027 filed an application to amend permit no. 63-33207 on 03-24-2022.
The application proposes to change the place of use boundary for the industrial beneficial use to cover property owned by CS Property Development in the area.

63-34038
CS PROPERTY DEVELOPMENT LLC, PO BOX 27, BOISE, ID 83707-0027 filed an application to amend permit no. 63-34038 on 03-24-2022.
The application proposes to change the place of use boundary for the industrial beneficial use to cover property owned by CS Property Development in the area.

Permits will be subject to all prior water rights. For additional information concerning the property location(s), contact the Western Region office at (208)334-2190; or for a full description of the right(s), please see https://research.idwr.idaho.gov/apps/waterrights/wrajsearch/wradjsearch.aspx. 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 W AIRPORT WAY, BOISE ID 83705-5082 together with a protest fee of $25.00 for each application on or before 4/24/2023. The protestant must also send a copy of the protest to the applicant.
GARY SPACKMAN, Director Published on 4/6/2023 and 4/13/2023

NOTICE OF PROPOSED CHANGE OF WATER RIGHT
TRANSFER NO. 87437

MICRON TECHNOLOGY INC, PO BOX 6, BOISE, ID 83707-0006 has filed Application No. 87437 for changes to the following water rights within ADA County(s): Right No(s). 63-8992, 63-9029, 63-9357, 63-10208, 63-11293, 63-12420, 63-31183; to see a full description of these rights and the proposed transfer, please see https://research.idwr.idaho.gov/apps/waterrights/querynewtransfers. The purpose of the transfer is to change a portion of the above rights as follows:
changing the integrated place of use (PPU) to remove areas being sold and include areas subject to future expansion, and updating points of diversion of the ground water rights by changing two proposed well locations (well 8 & 9) and adding three new well locations (well 10, 11, & 12). Well 10 is located in SWNE of Section 7, T02N, R03E. Well 11 is located in NENE of Section 7, T02N, R03E. Well 12 is located in NWSE of Section 8, T02N, R03E. Water will be used at the Micron facility just east of Interstate 84 and south of Highway 21, approximately 7.3 miles southeast of downtown Boise, ID.

For additional information concerning the property location, contact the Western Region office at (208)334-2190. Protests may be submitted based on the criteria of Idaho Code § 42-222. Any protest against the proposed change must be filed with the Department of Water Resources, Western Region, 2735 W AIRPORT WAY, BOISE ID 83705-5082 together with a protest fee of $25.00 for each application on or before 4/24/2023. The protestant must also send a copy of the protest to the applicant.
GARY SPACKMAN, Director Published on 4/6/2023 and 4/13/2023

SCANNED
MAR 31 2023

Evans, Lynne

From: Evans, Lynne
Sent: Thursday, March 30, 2023 4:00 PM
To: mike@wd63.org
Subject: Application for Transfer No. 87437; Application for Permit No. 63-35231
Attachments: 87437 WD.docx; 63-35231 WD.docx

Watermaster:

The Idaho Department of Water Resources (IDWR) is seeking written comment and/or recommendations from you regarding the above referenced water right application. You can find a copy of the application at: https://research.idwr.idaho.gov/apps/waterrights/wrajsearch/wradjsearch.aspx. Please review the application, then complete the enclosed recommendation form and return it to this office by April 24, 2023.

If the application is approved, IDWR will include appropriate standard conditions of approval for a water right located within a water district, such as regulation by the watermaster, lockable controlling works, and/or measuring devices. Any special conditions or other concerns you have related to this application should be specifically addressed in your recommendation.

IDWR can finish reviewing an unprotested application as soon as the protest period has past. Your prompt response to this request will ensure that your recommendation can be considered. If IDWR has not received your written recommendation by April 24, 2023, IDWR will presume that you do not oppose approval of the application and that you have no comments for IDWR to consider.

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

Lynne Evans | Administrative Assistant I
IDWR - Western Region
2735 W Airport Way, Boise ID 83705
(208) 334-2190 | lynne.evans@idwr.idaho.gov

SCANNED
MAR 31 2023

McSherry, Laura

From: McSherry, Laura
Sent: Wednesday, March 8, 2023 11:17 AM
To: Graves, Lori
Subject: RE: Transfer 87437 Infor Request Letter

Lori,

I will review and add the updated document to the application.
I'll reach out if I need anything else.

Thank you,
Laura

From: Graves, Lori <Lori.Graves@hdrinc.com>
Sent: Wednesday, March 8, 2023 11:07 AM
To: McSherry, Laura <Laura.McSherry@idwr.idaho.gov>
Cc: Hardgrove, Bob <BHardgrove@spfwater.com>
Subject: RE: Transfer 87437 Infor Request Letter

CAUTION: **This email originated outside the State of Idaho network. Verify links and attachments BEFORE you click or open, even if you recognize and/or trust the sender. Contact your agency service desk with any concerns.**

Hi Laura. Thank you for catching my misplaced X's. Yes, they should match the same PLS as the acres. Attached is a corrected part 3b.

Lori Graves, Sr. Water Rights Specialist
D 208.872.9519 M 208.850.4601

hdrinc.com/follow-us

From: McSherry, Laura <Laura.McSherry@idwr.idaho.gov>
Sent: Wednesday, March 8, 2023 10:02 AM
To: Graves, Lori <Lori.Graves@hdrinc.com>
Subject: RE: Transfer 87437 Infor Request Letter

CAUTION: [EXTERNAL] This email originated from outside of the organization. Do not click links or open attachments unless you recognize the sender and know the content is safe.

Hello Lori,

Attached is the map and PLS description of the proposed PPU for the Micron transfer.
Please update the PLS description to match the boundary on the provided map.

If you have any questions, please reach out.

SCANNED
MAR 31 2023

McSherry, Laura

From: McSherry, Laura
Sent: Wednesday, March 8, 2023 10:02 AM
To: Graves, Lori
Subject: RE: Transfer 87437 Infor Request Letter
Attachments: 87437_Application.pdf

Hello Lori,

Attached is the map and PLS description of the proposed PPU for the Micron transfer.
Please update the PLS description to match the boundary on the provided map.

If you have any questions, please reach out.

Thanks,
Laura

From: Graves, Lori <Lori.Graves@hdrinc.com>
Sent: Tuesday, February 28, 2023 2:18 PM
To: McSherry, Laura <Laura.McSherry@idwr.idaho.gov>
Cc: Laura Nielsen (lnielsen) <lnielsen@micron.com>; Beaton, Kevin J. <kevin.beaton@stoel.com>; Hardgrove, Bob <Bob.Hardgrove@hdrinc.com>; terry.scanlan@hdrinc.com
Subject: Transfer 87437 Infor Request Letter

CAUTION: This email originated outside the State of Idaho network. Verify links and attachments BEFORE you click or open, even if you recognize and/or trust the sender. Contact your agency service desk with any concerns.

Hi Laura (McSherry),

This email serves as a response to your letter dated 2/16/2023 (attached).

1. *Demonstrate how the proposed change to the place of use will not enlarge the company's water rights?* Although the place of use is proposed for change, the amount of ground water use under the water rights will not. Micron's ground water use is accurately metered with results reported annually to the Southeast Boise GWMA. Attached is Micron's 2021 Water Measurement Annual Report. Reports for the last 20+ years can be provided upon request. Annual monitoring will continue post transfer approval.
2. *Demonstrate the extent of irrigation use within the last five years.* The current designated 100-acre area approved in 2021 under Transfer 82710 is not proposed for change. As required under the water rights, "before changing the 100 acres to be irrigated within the place of use, the right holder shall submit a new land list and representative electronic shape file or map to the Department prior to the irrigation season in which the change will occur". Attached is the "206" map submitted to the Department in 2021 that designates the current 100-acre area not proposed for change. Please note, the rate and volume for the 100 acres of irrigation use authorized under Micron's groundwater right 63-8992 is in combination with the rate and volume for industrial use under that right. It is not additive with industrial. Therefore, irrigation of the full 100-acres is not necessary if Micron is beneficially using the water for industrial purposes rather than for irrigation purposes.

Please let me know if you have any further questions. Thanks Laura.

SCANNED
MAR 31 2023

Lori Graves
Sr. Water Rights Specialist

HDR I SPF
412 E Parkcenter Blvd, Ste 100
Boise, ID 83706
D 208.872.9519 **M** 208.850.4601
Lori.Graves@hdrinc.com

hdrinc.com/follow-us

SCANNED
MAR 31 2023

McSherry, Laura

From: McSherry, Laura
Sent: Monday, March 6, 2023 10:06 AM
To: Graves, Lori
Cc: Laura Nielsen (lnielsen); Beaton, Kevin J.; Hardgrove, Bob; terry.scanlan@hdrinc.com
Subject: RE: Transfer 87437 Infor Request Letter

Hello Lori,

The submitted information is considered sufficient in meeting the additional information request.
The information and documents will be added to the application file and processing will resume.

Thank you,
Laura

From: Graves, Lori <Lori.Graves@hdrinc.com>
Sent: Tuesday, February 28, 2023 2:18 PM
To: McSherry, Laura <Laura.McSherry@idwr.idaho.gov>
Cc: Laura Nielsen (lnielsen) <lnielsen@micron.com>; Beaton, Kevin J. <kevin.beaton@stoel.com>; Hardgrove, Bob <Bob.Hardgrove@hdrinc.com>; terry.scanlan@hdrinc.com
Subject: Transfer 87437 Infor Request Letter

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1. *Demonstrate how the proposed change to the place of use will not enlarge the company's water rights?* Although the place of use is proposed for change, the amount of ground water use under the water rights will not. Micron's ground water use is accurately metered with results reported annually to the Southeast Boise GWMA. Attached is Micron's 2021 Water Measurement Annual Report. Reports for the last 20+ years can be provided upon request. Annual monitoring will continue post transfer approval.
2. *Demonstrate the extent of irrigation use within the last five years.* The current designated 100-acre area approved in 2021 under Transfer 82710 is not proposed for change. As required under the water rights, "before changing the 100 acres to be irrigated within the place of use, the right holder shall submit a new land list and representative electronic shape file or map to the Department prior to the irrigation season in which the change will occur". Attached is the "206" map submitted to the Department in 2021 that designates the current 100-acre area not proposed for change. Please note, the rate and volume for the 100 acres of irrigation use authorized under Micron's groundwater right 63-8992 is in combination with the rate and volume for industrial use under that right. It is not additive with industrial. Therefore, irrigation of the full 100-acres is not necessary if Micron is beneficially using the water for industrial purposes rather than for irrigation purposes.

Please let me know if you have any further questions. Thanks Laura.

SCANNED
MAR 31 2023

Lori Graves
Sr. Water Rights Specialist

HDR I SPF
412 E Parkcenter Blvd, Ste 100
Boise, ID 83706
D 208.872.9519 **M** 208.850.4601
Lori.Graves@hdrinc.com

hdrinc.com/follow-us

SCANNED
MAR 31 2023

RECEIVED
FEB 28 2023
WATER RESOURCES
WESTERN REGION

March 9, 2022

Aaron Olson
Water Resource Agent
IDWR Western Region
2735 Airport Way
Boise, ID 83705-5082

RE: 2021 Water Measurement Annual Report

Mr. Olson,

Enclosed please find the Idaho Department of Water Resources (IDWR) 2021 Water Measurement Annual Report for Micron Technology, Inc. (Micron). Report forms are included for Micron Wells 4, 6 and 7.

In calendar year 2021 Micron delivered a total of 3,382 acre-feet of groundwater and recharged 1,908 acre-feet. The total amount of groundwater in storage at the end of 2021 was 5,303.2 acre-feet. Please refer to Table 1, *Mitigation Calculations through End of Year 2021*. Due to extensive wastewater recycling practices, an additional 2,448 acre-feet of water were put to beneficial use, conserved, recycled, and reused ("water conservation practices" within the meaning of Idaho Code § 42-250).

If you have any questions or need additional information, please contact Laura Nielsen at (208) 368-2603.

Sincerely,

Brittany Sanders
Environmental Compliance Manager

Enclosures

Micron Technology, Inc. 8000 S. Federal Way P.O. Box 6 Boise, ID 83707-0006 208.368.4000 micron.com

SCANNED
MAR 31 2023