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STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

WITHDRAWAL OF PROTEST

Application for ☐ Transfer ☒ Permit ☐ Amendment of Permit No. 86-12176

In the Name of Tim & Debra Jeffords
Applicant

Name of Protestant: Latah County

Represented by: Latah County Board of County Commissioners

I hereby withdraw my protest to the above referenced matter. All of my issues of protest have been addressed and/or resolved.

☐ My withdrawal is not conditional.

Or

☒ My withdrawal is conditioned on the following:

Subject to the attached Settlement Agreement as signed by the parties.



Signature of Protestant or Representative

Chair

Title

April 9, 2024

Date

APR 22 2024

IDWR/NORTH

**SETTLEMENT AGREEMENT FOR LATAH COUNTY'S PROTEST TO
TIM R JEFFORDS AND DEBRA E JEFFORDS'
WATER RIGHT APPLICATION #86-12176**

SECTION 1. RECITALS:

Latah County ("County") filed a timely protest on the application for Water Right #86-12176 made by Tim R Jeffords and Debra E Jeffords ("Applicant"). Through negotiations, County agreed to withdraw its protest in exchange for the below terms and conditions being attached to Water Right #86-12176. This Settlement Agreement by and between Applicant and County sets forth such terms and conditions.

SECTION 2. OBJECTIVE:

County seeks to ensure that the amounts withdrawn from groundwater are not harmful to surrounding properties which might utilize the same aquifer for drinking water.

SECTION 3. TERMS AND CONDITIONS:

- a. The Applicant agrees that the following terms and conditions shall attach to Water Right #86-12176 and be binding upon Applicant as agreed to by and permitted by the Idaho Department of Water Resources.
 - i. The instantaneous flow rate/amount of water to be appropriated from groundwater to Applicant under Water Right #86-12176 shall be no more than .02 cubic feet per second (cfs) for "Domestic" and no more than .02 cubic feet per second (cfs) for "Irrigation". The overall diversion rate for this application shall not exceed .02 cubic feet per second (cfs).
- b. The Parties agree that the above terms and conditions shall inure to the benefit of, and be binding upon, the Parties and any of their successors and/or assigns.
- c. Following execution by the Parties of this Agreement, the Idaho Department of Water Resource's acceptance of this agreement, and the Agreement's attachment to Water Right #86-12176, County agrees to withdraw its protest of Water Right #86-12176.

SECTION 4. EFFECTIVE DATE:

This Agreement shall be effective upon its acknowledgement by the Parties below.

COUNTY:

DATED this 9 day of April 2024.



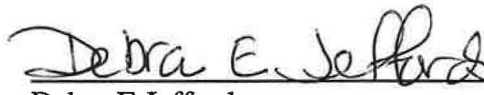
Thomas C. Lamar, Chair

Attest:


Clerk/Deputy Clerk of the Board

APPLICANT:

 4-1-2024
Tim R Jeffords Date

 4/1-2024
Debra E Jeffords Date

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LATAH COUNTY
BOARD OF COMMISSIONERS
MOTION AND ORDER

PO Box 8068 ♦ 522 S. Adams ♦ Moscow, ID 83843

(208) 883-7208 ♦ Fax: (208) 883-2280

bocc@latahcountyid.gov

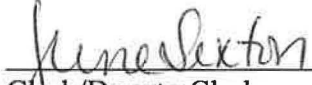
COMMISSIONER LaFortune MOVES THAT THE BOARD:

Approve Chair's signature on Settlement Agreement for Water Right Application #86-12176 by

Tim & Debra Jeffords, and Withdrawal of Protest to Idaho Department of Water Resources

	<u>YES</u>	<u>NO</u>	<u>ABSTAIN</u>
 Thomas C. Lamar, Chair District II	<u>✓</u>	<u> </u>	<u> </u>
 Kathie LaFortune, Commissioner District I	<u>✓</u>	<u> </u>	<u> </u>
 John Bohman, Commissioner District III	<u>x</u>	<u> </u>	<u> </u>

ATTEST:


Clerk/Deputy Clerk

DATE:

April 9, 2024