

STATE OF IDAHO
WATER RESOURCE BOARD

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MAR 07 2023

DEPARTMENT OF
WATER RESOURCESAPPLICATION TO SELL OR LEASE A WATER RIGHT
TO THE WATER SUPPLY BANKDesignated Applicant Salubria Holdings LLC c/o Givens Pursley LLP
(Select one owner – see item 1A on the application)Water Right No. 67-14643
(One water right per application)

Is this application being submitted with a rental application as a lease/rental package?

Yes ☒ No ☐

This application must be prepared in accordance with the minimum requirement checklist below. Use this checklist to ensure all necessary documentation has been provided. This checklist is part of the lease application and must be included with the lease application. Applications that do not meet the minimum requirements will not be processed and may be returned or denied.

MINIMUM REQUIREMENT CHECKLIST

All items must be checked as either *Attached (Yes)* or *Not Applicable (N/A)*

Yes

- ☒ Completed *Application to Sell or Lease a Water Right to the Water Supply Bank*.
- ☒ Application filing fee of \$250.00 per water right. If you are submitting more than one lease application and the water rights have an overlapping, common place of use, or a common diversion rate or volume, the total fee for all water rights is \$500.00. For places of use, multiple water rights must be used to irrigate the same lands in order to qualify for the joint filing fee. Individual filing fees are required for water rights that share a common permissible place of use but which cover separate acres within the permissible place of use.
- ☒ Confirmation this form has been printed **single sided**, per requirement of the Water Supply Bank.

Attachment N/A Yes

- 1A ☒ ☐ Signatures and contact information for *all owners* of the water right to be leased or sold on this application.
- 1B ☐ ☒ An Internal Revenue Service (IRS) Form W-9 for the Designated Applicant.
- 1C ☒ ☐ *Notice of Change in Water Right Ownership* form (accessible from www.idwr.idaho.gov).
- 1D ☐ ☒ Contact information for an authorized representative and documentary proof they are authorized to represent the Designated Applicant on this application. If the Designated Applicant is a business, partnership, municipality, organization or association, include documents identifying officers authorized to sign or act on behalf of the entity.
- 2 ☐ ☒ Description of a water right portion offered to the Water Supply Bank.
- 3 ☐ ☒ A map that clearly outlines the specific location where irrigated acres will be dried up, or where a beneficial use of water will be suspended. You have the option of printing a map using the map tool on IDWR's website at: www.idwr.idaho.gov.
- 4A ☒ ☐ Written consent from irrigation district or water delivery company.
- 4G ☒ ☐ Evidence demonstrating the water right has not been forfeited pursuant to Section 42-222(2), Idaho Code.

Department Use Only

Fee Amount \$ <u>250.00</u>	Received By: <u>lu</u>	Date Received: <u>3.6.23</u>	Receipt # <u>2115501</u>
W-9 received? Yes ☒ No ☐ (Route W-9 to Fiscal)		Name on W-9: <u>Salubria Holdings LLC</u>	

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STATE OF IDAHO
WATER RESOURCE BOARD

APPLICATION TO SELL OR LEASE A WATER RIGHT
(Continued)

1. CONTACT INFORMATION

- A. This application must be completed by a Designated Applicant who is a current owner of the water right being sold or leased to the Water Supply Bank. If there are additional current owners, those individuals must authorize the Designated Applicant to represent them on this application by completing and signing Attachment 1A of this application package.

Designated Applicant Salubria Holdings LLC c/o Charlie Baser, Givens Pursley LLP
Mailing Address 601 W Bannock St Boise ID 83702
Street City State Zip Code
Email Address _____ Phone Number 208-388-1200

☒ The Designated Applicant is the sole owner of the water right being sold or leased to the Water Supply Bank.

OR

☐ The Designated Applicant is representing additional water right holders who have completed Attachment 1A.

- B. Has the Designated Applicant submitted an IRS Form W-9 to this Department within the last 2 years? Yes ☐ No ☒
If no, complete the form and attach to this application (Attachment 1B).
- C. Are all applicants on this form listed in IDWR's records as the current owners of the water right? Yes ☒ No ☐
If no, attach a *Notice of Change in Water Right Ownership* form along with the required documentation and fee (Attachment 1C).
- D. Is this application being completed by an authorized representative of the Designated Applicant? Yes ☒ No ☐
If yes, representatives (includes employees of Designated Applicant companies) must complete this section and submit documentary proof of their authority to represent the Designated Applicant (Attachment 1D).

Name of Representative Scott King Organization HDR Inc
Professional Title Engineer Email Address scott.king@hdrinc.com
Mailing Address 412 E Parkcenter Blvd, Ste 100, Boise, ID 83706 Phone Number 208-387-7000

☐ Send all correspondence for this application to the representative and not to the Designated Applicant.

OR

☒ Send original correspondence to the Designated Applicant and copies to the representative.

2. DESCRIPTION OF WATER RIGHT OFFERED TO THE BANK

☐ The full water right is being offered to the Bank.

OR

☒ A part of the water right is being offered to the Bank.

If a portion of the water right is being offered, complete Attachment 2.

3. MAP

Attach a map of the point(s) of diversion and place(s) of use proposed to be idled by this lease application. Make sure the idled place of use is outlined and annotated with legal land descriptions (Township, Range, Section and Quarter-Quarters) or with GPS coordinates. For irrigation purposes, mark the number of acres you desire to idle. If the water right proposed for lease is located within a permissible place of use (PPU) and portions of the PPU will continue to receive water from non-leased water rights, clearly outline on a map the acres within the PPU that will continue to be irrigated, as well as acres that will be idled during the lease term. Label the map **Attachment 3**.

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APPLICATION TO SELL OR LEASE A WATER RIGHT
(Continued)

4. GENERAL INFORMATION

- A. Is the diversion works or system owned or managed by an irrigation district or water delivery company? Yes ☐ No ☒
If yes, provide written consent from the company, corporation or irrigation district authorizing the proposed sale or lease (Attachment 4A).
If your water right is delivered through a canal, lateral or ditch operated by a canal company, irrigation district, or similar delivery entity, your lease request must include written consent from the company, district, or similar entity for your removal of water from its system pursuant to Section 42-108, Idaho Code and IDAPA WSB Rule 37.02.03.25.02e.
- B. Please provide a description of the current water diversion and delivery system.
Headgate from Rush Creek with measuring devices. Ditch to place of use.

- C. Describe any other water rights used for the same purpose at the same place of use as the water right being offered to the Bank. 67-14643, 67-14645 and 67-14647 use the same POD and list the same irrigation POU. 67-14645 and 67-14647 are for separate acres and not stacked. 67-14643 overlaps both with additional irrigation water as well as covering the remaining acres within the POU.

- D. Are any of the water rights identified in Section 4C stacked with the water right proposed for lease? Yes ☒ No ☐
Stacked water rights are used together to achieve a common beneficial use, such as irrigation of the same lands. Stacked water rights cannot be separated and must be jointly leased to the Water Supply Bank. Stacked water rights qualify for the multiple fee payment of \$500.
- E. Will the present place of use continue to receive water from any other source? Yes ☐ No ☒
If yes, explain the relationship between the different water sources and how enlargement of the authorized use will not occur if this water right is leased. _____

- F. Identify annual volumes and/or rates of water diverted in the last 5 years to accomplish the beneficial use authorized by this water right. Decreed amounts subject to water availability.

- G. Has any portion of this water right undergone a period of five or more consecutive years of non-use? Yes ☐ No ☒
If yes, describe the circumstances and attach evidence to demonstrate how the water right has not been lost through forfeiture (Attachment 4G). See Section 42-223, Idaho Code for exceptions to forfeiture. Your application may be denied if forfeiture concerns are not addressed. See item 4.F. above

- H. Is this water right involved in any other IDWR process, such as an application for transfer or a mitigation plan? Yes ☒ No ☐
If yes, describe. Permanent use of this water for storage is proposed on pending Transfer 85359.

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APPLICATION TO SELL OR LEASE A WATER RIGHT
(Continued)

5. SALE/LEASE AGREEMENT

A. Is the water right, or portion thereof, offered to the Idaho Water Resource Board (IWRB) for sale ☐ or lease ☒?

If lease, specify the years when the use of water will be suspended: 2023 to 2024 (maximum lease period 5 calendar years).
(Year) (Year)

B. Show the minimum payment acceptable to the seller/lessor. The minimum payment may be shown as the "current rental rate" as established by the IWRB. Include the method of determining the minimum payment if other than the current rental rate.
administrative costs only

I hereby assert that the information contained in this application is true to the best of my knowledge, and that I have the authorities necessary to offer this water right for sale or lease to the Idaho Water Resource Board.

The Designated Applicant acknowledges the following:

1. Payment to the Designated Applicant is contingent upon the sale or rental of the water right from the Bank.
2. While a water right is in the Bank, the seller/lessor of the water right may not use the water right, even if the water right is not rented from the Bank.
3. A water right accepted into the Bank stays in the Bank until the Designated Applicant receives written confirmation from the Board or Water Supply Bank that the water right has been released from the Bank.
4. While a water right is in the Bank, forfeiture is stayed.
5. Acceptance of a water right into the Bank does not, in itself, confirm the validity of the water right or any element of the water right.


Signature of Designated Applicant

Richard Ferrelly
Printed Name

2-28-23
Date

Signature of Authorized Representative

Printed Name

Date

Mail to:
Idaho Department of Water Resources
P.O. Box 83720
Boise, ID 83720-0098

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WATER RESOURCE BOARD**

ATTACHMENT 1A

Additional Water Right Holders Party to the Lease Application

For the water right on this application, list all owners (individuals or business entities) of the right or the property to which it is appurtenant. All water right holders must sign a Water Supply Bank Lease Application. However, only the Designated Applicant needs to provide a completed IRS Form W-9 (Attachment 1B). **All correspondence and any financial payment associated with the rental of this water right will be directed to the Designated Applicant.** If additional space is needed to list any other water right holders, attach a second copy of Attachment 1A.

If submitting multiple applications, it is only necessary to complete one Attachment 1A for the group of applications. List each water right below.

Water Right No(s). _____

	Designated Applicant	Applicant #2	Applicant #3
Name			
Mailing Address			
Phone Number			
Email Address			
Applicant Declaration	As Designated Applicant, I submit this lease application on behalf of all other water right holders.	I authorize the Designated Applicant to submit this application on my behalf.	I authorize the Designated Applicant to submit this application on my behalf.
Signature			

	Applicant #4	Applicant #5	Applicant #6
Name			
Mailing Address			
Phone Number			
Email Address			
Applicant Declaration	I authorize the Designated Applicant to submit this application on my behalf.	I authorize the Designated Applicant to submit this application on my behalf.	I authorize the Designated Applicant to submit this application on my behalf.
Signature			

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WATER RESOURCE BOARD**

Complete Attachment 2 if only a portion of the water right is offered to the Bank.

ATTACHMENT 2

DESCRIPTION OF A WATER RIGHT PORTION OFFERED TO THE WATER SUPPLY BANK

<u>I.</u>	<u>Water Right Number</u>	<u>Nature of Use</u>	<u>Leased Rate</u> (cfs)	<u>Leased Volume</u> (af)	<u>Leased Acres</u> (ac)
	67-14643	Irrigation	0.09	n/a	8.5
		Total Amounts:	0.09	n/a	8.5

2. Source of water Rush Creek tributary to Weiser River

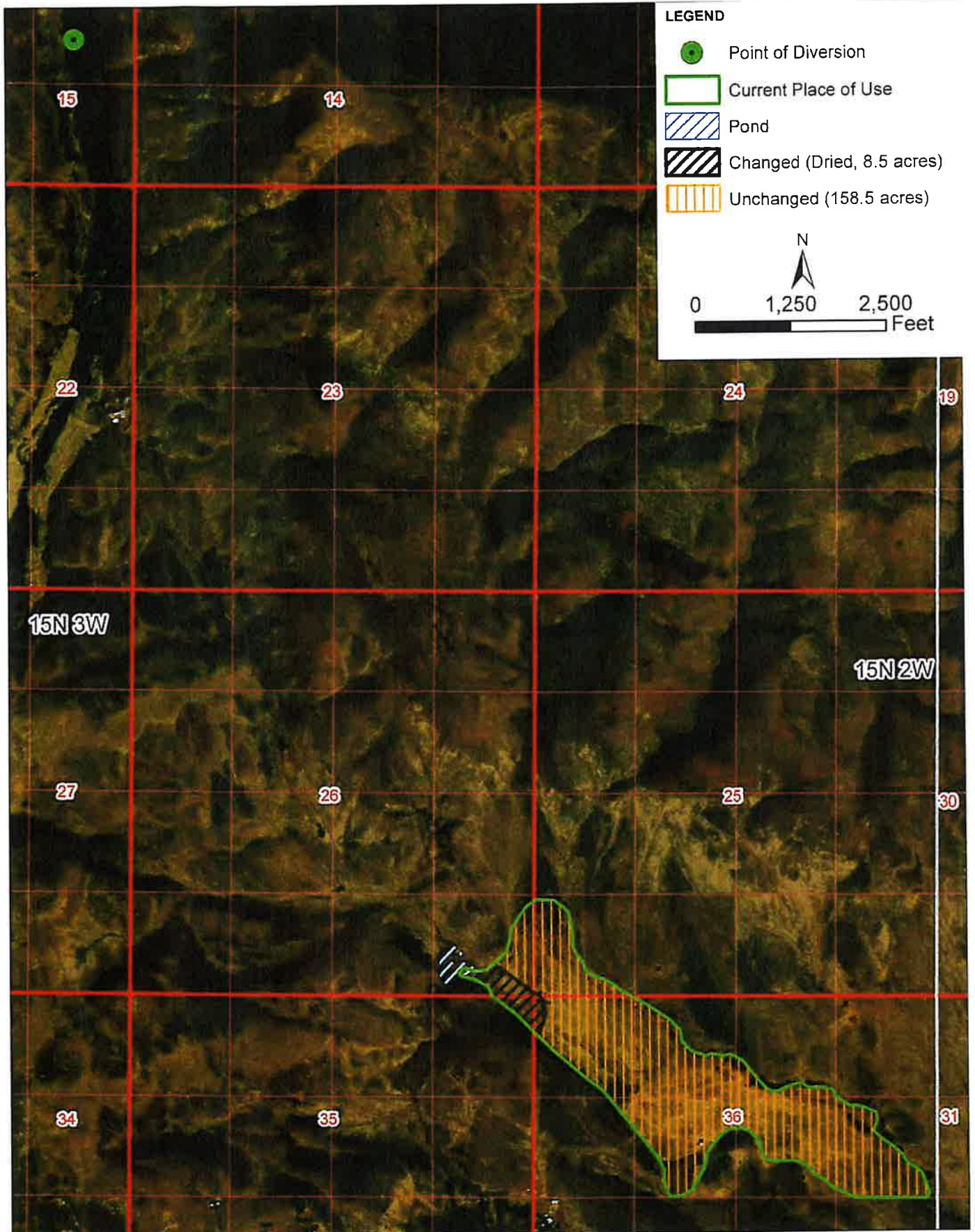
3. Point(s) of diversion:

[illegible]

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IMAGERY SOURCE: 2021 WORLD IMAGERY

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WATER BANK LEASE/RENTAL MAP

WATER RIGHTS 67-11643 & 67-14645

SALUBRIA HOLDINGS LLC C/O GIVENS PURSLEY LLP

PATH: S:\PROJECTS\THRU Z PROJECTS\PROJECTS\SALUBRIA HOLDINGS_169110135424_CAMBRIDGE LITIGATION SUPPORT\PROJECT\GIS\ARCMAP_PROJECTS\WB MAP.MXD - USER: LORAVES - DATE: 1/27/2023

PROJECT #10336424

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WATER BALANCE

ET_{Idaho} 2017, Cambridge (NWS-USC00101408)
Precipitation Deficit Requirements

Grass Pasture - high management															
	Jan	Feb	Mar	Apr	May	Jun	Jul	Aug	Sep	Oct	Nov	Dec	Growing Season ^a	Non Growing Season ^b	Annual
Mean ⁱ	mm/day												mm		
Monthly ^c	-0.06	0.05	0.25	2.41	4	5.17	6.1	5.09	3.05	0.59	-0.74	-0.24	816	-30	786

Open water - small stock ponds															
	Jan	Feb	Mar	Apr	May	Jun	Jul	Aug	Sep	Oct	Nov	Dec	Growing Season ^a	Non Growing Season ^b	Annual
Mean ^d	mm/day												mm		
Monthly ^e	-2.18	-1.18	-0.78	1.67	2.13	3.2	4.19	3.66	2.34	0.67	-1.57	-2.8	303	0	303
days / month	31	28	31	30	31	30	31	31	30	31	30	31			365
mm / month				50.1	66.0	96.0	129.9	113.5	70.2	20.8					546

- a 546 mm/yr, Net annual positive-month precipitation-deficit pond consumptive use (from above, open water, annual use)
- b 1.79 ft/yr, Net annual precipitation-deficit pond consumptive use ($b = a / 304.8$)
- c 3.00 acres, Pond surface area
- d 5.4 af/yr, total annual pond consumptive evaporative use ($d = b \times c$)
- e 9.6 af/yr, pond storage capacity (see Pond Storage Calcs Spreadsheet)
- f 7.7 af/yr, pond estimated seepage loss (see Pond Storage Calcs Spreadsheet)
- g 22.7 af/yr, pond TOTAL VOLUME REQUIRED ($g = d + e + f$)
- h 816 mm/yr, net annual precipitation-deficit irrigated crop land consumptive use (from above, pasture grass growing season)
- i 2.68 ft/yr, Net annual precipitation-deficit crop land consumptive use ($i = h / 25.4 / 12$)
- k 8.47 acres, crop land consumptive use required for transfer to balance total pond volume requirement ($k = g / i$)
- m 0.0125 cfs/acre, duty of Transferred water right 67-14645 (0.29 cfs / 23.2 acres)
- n 0.11 cfs associated with 8.5 acres of 67-14645 ($n = m \times k$)
- p 0.0075 cfs/acre, duty, irrigation portion of Transferred water right 67-14643 (0.174 cfs / 23.2 acres)
- q 0.06 cfs associated with 8.5 irrigation acres of 67-14643 ($q = p \times k$)
- r 0.0036 cfs/acre, duty, conveyance loss portion of Transferred water right 67-14643 (0.6 cfs / 167 acres)
- s 0.03 cfs, conveyance loss portion associated with 8.5 acres of 67-14643 ($r = s \times k$)
- t 0.20 cfs, total quantity changed to pond use ($t = n + q + s$)

IDWR provided explanatory details on 67-14643.

Rights 67-14645 and 67-14647 provide 0.0125 cfs per acre for 23.2 and 36 acres, respectively. Right 67-14643 provides the following:
a) 0.444 cfs (an additional 0.0075 cfs per acre) for 59.2 acres covered by 67-14645 and 67-14647, making the combined duty 0.02 cfs/acre,
b) 2.156 cfs (0.02 cfs per acre) for 107.8 acres, making the sum 167 acres ($107.8 + 59.2 = 167.0$), and
c) 0.6 cfs for conveyance loss.

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Seepage Loss Calculations

This spreadsheet has been designed by Idaho Department of Water Resources to estimate the total annual seepage losses from a pond.

FILE NUMBER	Pond 3
REVIEWER	Scott King
DATE	8/19/2021

User Input
Calculated value
Formula Explanations

INPUTS

Pond Surface Area (AC.)	3	AC.
-------------------------	---	-----

Pond Surface Area (SQ. FT.)	130680	SQ. FT.
-----------------------------	--------	---------

I used the following method to obtain my Soil Classification information:	NRCS Web Soil Survey	
My Soil Classification is	SC	
Suggested Seepage Rate (FT./DAY)	0.0070	FT./DAY

Formula: (Surface Area X Seepage Rate) X 7.48 = Gallons Per Day Loss
--

Convert to GPD	6842	GPD
----------------	------	-----

Total Seepage Loss (AFA)	7.7	AFA
--------------------------	-----	-----

Though sand and gravel seepage rates may actually be higher, the maximum allowable rate is 0.2 ft/day, pursuant to Administrative Memo "Seepage Loss Standards for Ponds and Reservoirs."

Suggested Seepage Rates for Different Soil Types:
GW, GP, GM, GC, SW, SP and SM (silty sand, sand silt mixtures and gravel mixtures) = 0.2 ft per day
OL and ML (inorganic silts - very fine sands, silty, or clayey fine sands) = 0.02 ft per day
SC (clayey sands, sand clay mixtures) = 0.007 ft per day
CL (Low to medium plasticity clays) = 0.003 ft per day
MH, OH, PT and CH (high plasticity clays) = 0.0003 ft per day
LINED PONDS (liners can be chemical, fabric, or bentonite) = 0 ft per day
Ponds Intercepting Groundwater (excavated ponds filled by ground water) = 0 ft per day

PLEASE NOTE: The initial basis for the Suggested Seepage Rates in the table above is found on Page 16 of Seepage from Fish Ponds, Bulletin 599, August 1989 Alabama Agricultural experiment Station, Auburn University, Auburn University Alabama. If you don't know the soil type, please refer to the map provided at the NRCS Web Soil Survey (Tab #1), an ArcMap Soil Classification Map (Tab #1.1), or published NRCS Soil Survey (Tab #1.2). Use "0" if the pond fill relies on the water table.

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Evaporation Loss Calculations

This spreadsheet has been designed by Idaho Department of Water Resources to estimate the annual evaporation losses from a pond.

FILE NUMBER	Pond 3
REVIEWER	Scott King
DATE	8/19/2021

User Input
Calculated value
Formula Explanations

The acronyms used on the Kimberly Research Center website are defined below:

P = Precipitation
ET= Evapotranspiration
P _d = Precipitation deficit
P _d =ET-P

USING THIS SPREADSHEET

Use the link below to access the Kimberly Research Center website. This website provides the Precipitation Deficit for a station most representative of the pond under examination. The Precipitation Deficit is the total amount of free water surface evaporation minus the precipitation for a given area, which gives the total amount of evaporative losses incurred by the pond. There are several weather sites that are used throughout the state. IDWR staff can find the nearest site using Arc Map. The shape file containing the sites can be found at X:/Spatial/Climate/ETIdahostations.shp.

Instructions:

1. Use the link below to navigate to ET Idaho 2012.
2. Select the station which is most representative to your pond location.
3. Click Submit Query.
4. Under "Land Covers with Evapotranspiration Estimates," select "Open Water - Shallow Systems (ponds, streams)" or "Open Water - small stock ponds" depending on the pond size.
5. Click the link to "Precipitation Deficit."
6. Reference and copy (ctrl + C) the first subheading "Mean" values.
7. Click the "Paste Values from ET Idaho" button. The table will automatically enter a zero (0) for any negative precipitation deficit values.

Found at: <http://data.kimberly.uidaho.edu/ETIdaho/>

Precipitation Deficit

Station: Cambridge (NWS -- 101408)

Month	mm/day ¹	Days per month	mm/Month
Jan	-2.18	31	0.00
Feb	-1.18	28	0.00
March	-0.28	31	0.00
April	1.67	30	50.10
May	2.13	31	66.03
June	3.20	30	96.00
July	4.19	31	129.89
August	3.66	31	113.46
September	2.34	30	70.20
October	0.67	31	20.77
November	-1.57	30	0.00
December	-2.80	31	0.00

PLEASE NOTE: The seasonal average for precipitation deficit should not be used for calculations because precipitation often exceeds evaporation during wetter months of the year. If the pond is kept full, excess precipitation during wetter months does not serve to refill the pond during drier months.

For example, see Sandpoint KSPT (NWS -- 108137), the annual precipitation deficit is -106 mm. However, April through September have positive precipitation deficit values. To properly estimate the annual volume of water necessary to refill a pond due to evaporation losses, the table will automatically enter a zero (0) for each month that the precipitation value is reported as a negative value.

As described above, precipitation offsets evaporation in winter months, so the net effect is that wintertime precipitation deficit is usually zero.

Total mm/year = 546.45

[(mm/yr) ÷ (convert to feet)] X (Surface area of pond, in acres) = Evaporation Loss in Acre Feet

(546.45 ÷ 304.8) X 3.00 = 5.4 AFA

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Total Storage Calculations

FILE NUMBER	Pond 3
REVIEWER	Scott King
DATE	8/19/2021

This spreadsheet has been designed by Idaho Department of Water Resources to estimate the total seepage, evaporation and fill capacity required for a pond.

User Input
Calculated value
Formula Explanations

Surface Area (AC.)	3	"Surface Area" is automatically carried over from the "Seepage Loss" sheet.
Average Pond Depth (FT.)	3.2	"Average Pond Depth" depicts the actual depth of the pond either measured or estimated. Note: If you know the maximum depth and not the average depth, the Field Examiner's Handbook suggests multiplying the maximum depth by 0.4 to get the average depth, or you can use any method that seems reasonable to attain average depth.
Pond Capacity (AF)	9.6	Pond Capacity is calculated by multiplying the Pond Surface Area by the Average Pond Depth. If you know the capacity, divide the capacity by surface area and enter the average pond depth in the space above. Note: If pond capacity is determined using a method shown on the "Pond Capacity" sheet, the user may need to modify the value of "Pond Capacity" (cell B9) manually. Note that if the value is modified manually, the formula will be altered for future use.

Multiple Fill Volume Above Initial Fill to Fulfill From Storage Needs- "Multiple Fills" (AF)	0	The "Multiple Fill Volume Above Initial Fill" is the acre-feet of water required to meet a <i>from storage</i> component if the <i>from storage</i> component exceeds a one time fill. This section should not include the amount of water needed to fill the pond initially or the amount of water needed to maintain the pond level due to evaporation or seepage. For example: if a pond has a capacity of 5 acre feet and 2.5 acre feet of seepage and evaporation, but the pond is used for irrigation that requires 10 acre feet of from storage for the irrigation use, then you would insert 5 acre feet into this location (10 acre feet needed - 5 acre feet from the initial fill = 5 acre feet of additional storage needed). Note: You must have a "From Storage" component exceeding the initial fill on the permit to include a volume in this space.
Estimated Seepage Loss (AF)	7.7	The "Estimated Seepage Loss" is automatically carried over from the "Seepage Loss" sheet.
Estimated Evaporation Loss (AF)	5.4	The "Estimated Evaporation Loss" is automatically carried over from the "Evaporation Loss" sheet.
Total Volume Required (AF)	22.6	The "Total Volume Required" is calculated by adding the Pond Capacity, Multiple Fills, Seepage Loss, and Evaporation Loss amounts to determine the total amount of storage required.

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Flow Rate into Pond (CFS)	0.20	The "Flow Rate into Pond" depicts the actual flow, either measured or estimated, into the pond. For offstream facilities, this will be equivalent to "diversion to storage" rate.
Highest Daily Evaporation Rate From Evaporation Tab. (mm/Day)	4.19	This number is carried over from the "Evaporation Loss" sheet. It is the highest recorded number in the "Precipitation Deficit Table".
Required Daily Maintenance Volume (AF/Day)	0.06	"Required Daily Maintenance Volume" is the maximum volume of water needed on any given day during the year to maintain pond volume. It is calculated by adding the highest daily evaporation loss to the average daily seepage loss in acre feet. The average daily seepage loss is calculated by dividing the "Estimated Seepage Loss" by 365 days. This is acceptable, since the seepage rate shouldn't vary throughout the season unless the pond completely freezes over during the winter months. The highest daily evaporation loss is calculated by dividing the Highest Daily Evaporation Rate by the 304.8 conversion factor and multiplying this number by the pond surface area to attain a combined daily acre feet requirement.
Minimum Maintenance Flow (CFS)	0.03	The "Minimum Maintenance Flow" is the minimum amount of flow required to maintain the level of the pond. This number is determined by dividing the "Maximum Required Daily Maintenance Volume" by 1.9835. This flow can be used to determine if the flow rate into the pond is adequate to maintain the pond level.
Days Required to Fill the Pond	29	The "Days Required to Fill the Pond" is calculated by dividing the "Pond Capacity" by the "Flow Rate" minus "Minimum Maintenance Flow" multiplied by 1.9835. This section will assist you in determining if the flow rate being diverted to the pond is adequate to fill the pond while maintaining the pond level. The length of time to fill the pond will help determine if the flow rate is adequate for the size of pond being proposed. If this number is <i>approximately</i> 6 months (180 days) or more, the reviewer should have a discussion with the applicant to make sure he/she understands that it will take a significant length of time to fill the pond.
Days Required to Fill the Pond at 13,000 Gallons per Day	-430	Some water users may want to fill a pond under the 13,000 gallons per day domestic exemption. The "Days Required to Fill the Pond at 13,000 Gallons per Day" is calculated by converting the "Pond Capacity" and the "Required Daily Maintenance Volume" to gallons. The "Pond Capacity" is then divided by 13,000 gallons minus the "Required Daily Maintenance Volume" in gallons to determine the number of days to fill pond. If this number is <i>approximately</i> 6 months (180 days) or more, the reviewer should have a discussion with the applicant to make sure he/she understands that it will take a significant length of time to fill the pond. Negative values indicate that the supply of 13,000 gallons per day is not enough volume to overcome the required daily maintenance volume; the pond will never fill.

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WATER RESOURCES

322 E Front Street, Suite 648, Boise ID 83702 • PO Box 83720, Boise ID 83720-0098
Phone: 208-287-4800 • Fax: 208-287-6700 • Email: idwrinfo@idwr.idaho.gov • Website: idwr.idaho.gov

Governor Brad Little

Director Gary Spackman

March 24, 2023

SALURBIA HOLDINGS LLC
C/O CHARLIE BASER - GIVENS PURSLEY LLP
601 W BANNOCK ST
BOISE ID 83702

**RE: RETURN OF APPLICATIONS TO LEASE & RENT WATER FROM THE WATER
SUPPLY BANK – WATER RIGHTS NO(S) 67-14643 & 67-14645**

Dear Applicant:

The Department of Water Resources ("Department") is returning your Applications to Lease and Rent Water from the Water Supply Bank as unprocessed. Water Supply Bank Lease Application #2624 and Rental Application #2626 were received by the Department on March 7, 2023 and propose to be used in the same manner as protested Transfer No. 85359, as it was amended on May 31, 2022. Because the public interest is known to oppose the same change through a lease rental as the protested transfer, the bank is unable to move forward with your request at this time. You may reapply for a lease and rental for the same purpose if you can provide letters from the protestants stating they do not oppose a lease rental from the Water Supply Bank for the same purpose. A refund of your lease application fee has been requested and will be sent to you separately.

Any use associated with your proposed rental request is not authorized and, if occurring, will be subject to any necessary enforcement action. Please note the forfeiture period is not tolled unless a right is accepted into the Bank, or unless an exception or defense to forfeiture applies as described under Idaho Code § 42-223. If forfeiture is a concern, you may consider filing an Application for Extension of Time to Avoid Forfeiture of a Water Right form. This and other water right forms are available from the Department's web site at www.idwr.idaho.gov.

If you wish to lease or rent water in the future, please reapply using new forms on the Department's website at www.idwr.idaho.gov. If you have any questions regarding this matter, please contact this office at (208) 287-4800.

Sincerely,

Mackenzie Kienholz
Water Supply Bank Specialist

c: Charlie Baser – Givens Pursley, LLP
Scott King – HDR Inc.
Lori Graves – HDR Inc.
Phill Hummer – IDWR, Water Rights Section

SCANNED

AUG 06 2023

Enclosure: Receipt #C115501

Kienholz, Mackenzie

From: Kienholz, Mackenzie
Sent: Friday, March 24, 2023 8:55 AM
To: IdwrPayable
Subject: Refund Request

Good morning,

I need to request a full refund (\$500.00) of receipt C115501 which was paid by Salubria Holdings LLC. Please see the address below.

SALUBRIA HOLDINGS LLC
C/O CHARLIE BASER – GIVENS PURSLEY LLP
601 W BANNOCK ST
BOISE ID 83702

Thank you,

Mackenzie Kienholz
Water Supply Bank Specialist



Planning & Projects
Mackenzie.kienholz@idwr.idaho.gov
Phone: (208) 287-4822

SCANNED
AUG 16 2023



RECEIVED

MAR 07 2023

DEPARTMENT OF
WATER RESOURCES

March 7, 2023

Mary Condon
IDWR State Office
PO Box 83720
Boise, ID 83720-0098

Subject: Water Bank Lease/Rental Applications

Dear Mary,

Enclosed on behalf of Salubria Holdings LLC are water bank lease and rental applications for portions of overlapping water rights 67-14643 and 67-14645. The applications are submitted to allow temporary use of the water while transfer 85359 is processed seeking permanent changes to these rights.

Attached is a check for \$500 to cover the lease applications' filing fees. Applicant requests the rental rate to cover administrative costs only.

Please let me know if there are any questions. Thanks Mary.

Sincerely,

HDR Engineering, Inc.

Lori Graves

Lori Graves
Sr. Water Rights Specialist

cc via email: Richard Fereday, Charlie Baser with Givens Pursley

Enclosers: lease applications (2), rental application, check #133

Project # 10336424

hdrinc.com

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

SCANNED

AUG 16 2023

2624, 2625 & 2626

COPY



IDAHO DEPARTMENT OF
WATER RESOURCES

322 E Front Street, Suite 648, Boise ID 83702 • PO Box 83720, Boise ID 83720-0098
Phone: 208-287-4800 • Fax: 208-287-6700 • Email: idwrinfo@idwr.idaho.gov • Website: idwr.idaho.gov

Governor Brad Little

Director Gary Spackman

March 24, 2023

SALURBIA HOLDINGS LLC
C/O CHARLIE BASER - GIVENS PURSLEY LLP
601 W BANNOCK ST
BOISE ID 83702

**RE: RETURN OF APPLICATIONS TO LEASE & RENT WATER FROM THE WATER
SUPPLY BANK – WATER RIGHTS NO(S) 67-14643 & 67-14645**

Dear Applicant:

The Department of Water Resources ("Department") is returning your Applications to Lease and Rent Water from the Water Supply Bank as unprocessed. Water Supply Bank Lease Application #2624 and Rental Application #2626 were received by the Department on March 7, 2023 and propose to be used in the same manner as protested Transfer No. 85359, as it was amended on May 31, 2022. Because the public interest is known to oppose the same change through a lease rental as the protested transfer, the bank is unable to move forward with your request at this time. You may reapply for a lease and rental for the same purpose if you can provide letters from the protestants stating they do not oppose a lease rental from the Water Supply Bank for the same purpose. A refund of your lease application fee has been requested and will be sent to you separately.

Any use associated with your proposed rental request is not authorized and, if occurring, will be subject to any necessary enforcement action. Please note the forfeiture period is not tolled unless a right is accepted into the Bank, or unless an exception or defense to forfeiture applies as described under Idaho Code § 42-223. If forfeiture is a concern, you may consider filing an Application for Extension of Time to Avoid Forfeiture of a Water Right form. This and other water right forms are available from the Department's web site at www.idwr.idaho.gov.

If you wish to lease or rent water in the future, please reapply using new forms on the Department's website at www.idwr.idaho.gov. If you have any questions regarding this matter, please contact this office at (208) 287-4800.

Sincerely,

Mackenzie Kienholz
Water Supply Bank Specialist

c: Charlie Baser – Givens Pursley, LLP
Scott King – HDR Inc.
Lori Graves – HDR Inc.
Phill Hummer – IDWR, Water Rights Section

Enclosure: Receipt #C115501

SCANNED

AUG 16 2023