STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

TRANSFER OF WATER RIGHT
TRANSFER NO. 86546

This is to certify that: STAR SEWER & WATER DISTRICT
PO BOX 400
STAR, ID 83669-0400

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
63-12100	WR/LICENSE	3/5/1994	1.500 cfs	N/A	N/A	N/A	GROUND WATER
63-12370	WR/LICENSE	10/23/1996	0.600 cfs	N/A	N/A	N/A	GROUND WATER
63-31969	WR/LICENSE	7/1/2004	5.000 cfs	N/A	N/A	N/A	GROUND WATER

Purpose of Transfer (Changes Proposed)

Current Number	Split	POD	POU	Add POD	Period of Use	Nature of Use
63-12100	NO	NO	NO	YES	NO	NO
63-12370	NO	NO	NO	YES	NO	NO
63-31969	NO	NO	NO	YES	NO	NO

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
63-12100	63-12100	1.500 cfs	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A
63-12370	63-12370	0.600 cfs	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A
63-31969	63-31969	5.000 cfs	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A
COMBINED TOTALS		**5.000 cfs**	**N/A**	**N/A**	**N/A**		**N/A**	**N/A**	**N/A**	**N/A**

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 6th day of August, 2025.

Cody Parker, Water Resources Supervisor

SUPPORT DATA
IN FILE # 63-12100

Transfer No. 86546

WATER RIGHT NO. 63-12100

As Modified by Transfer No. 86546

In accordance with the approval of Transfer No. 86546, Water Right No. 63-12100 is now described as follows:

Right Holder: STAR SEWER & WATER DISTRICT
PO BOX 400
STAR, ID 83669-0400

Priority Date: 3/5/1994

Source: GROUND WATER

BENEFICIAL USE	From		To	Diversion Rate
MUNICIPAL	1/01	to	12/31	1.500 cfs
				1.500 cfs

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER	L2 (NWSW)	Sec 19 Twp 04N Rge 01W CANYON County
GROUND WATER	L2 (NWNE)	Sec 4 Twp 04N Rge 01W ADA County
GROUND WATER	SESW	Sec 5 Twp 04N Rge 01W ADA County
GROUND WATER	SWNW	Sec 8 Twp 04N Rge 01W ADA County
GROUND WATER	SENE	Sec 10 Twp 04N Rge 02W CANYON County
GROUND WATER	SWSW	Sec 32 Twp 05N Rge 01W ADA County
GROUND WATER	SWSW	Sec 32 Twp 05N Rge 01W ADA County
GROUND WATER	SWSE	Sec 33 Twp 05N Rge 01W ADA County

CONDITIONS OF APPROVAL

1. Place of use is within the service area of Star Sewer and Water District as provided for under Idaho law. The place of use is generally located within Sections 4-9 and 15-18, Township 4 North, Range 1 West; Sections 1, 2, 12, and 13, Township 4 North, Range 2 West; and Sections 31, 32 and 33, Township 5 North, Range 1 West.

2. A map generally depicting the service area for this water right at the time of this approval is attached to this document for illustrative purposes.

3. Point of diversion known as well no. 1 is located within Lot 1, Blk. 3, Waterview Estates Subdivision No. 1; well no. 3 is located within Lot 6, Blk. 3, Lobo Creek Subdivision No. 1 ; well no. 4 is located within Lot 16, Blk. 1, Trellis Subdivision; well no. 5 is located within Lot 2, Blk. 5, Trellis Subdivision; well no. 6 is located within Lot 26, Blk 8, Collina Vista Subdivision No 3; and well no. 7 is located within Lot 22, Blk 8, Collina Vista Subdivision No 3. Well no. 8 is not located in a subdivision and Well no. 2 has been abandoned.

4. Rights 63-12100, 63-12370 and 63-31969 when combined shall not exceed a total diversion rate of 4.79 cfs, for municipal purposes.

5. Rights 63-12100, 63-12370 and 63-31969 when combined shall not exceed a total diversion rate of 5.00 cfs.

WATER RIGHT NO. 63-12100

As Modified by Transfer No. 86546

CONDITIONS OF APPROVAL

6. After specific notification by the Department, the right holder shall install a suitable measuring device or shall enter into an agreement with the Department to use power records to determine the amount of water diverted and shall annually report the information to the Department.

7. To the extent necessary for administration between points of diversion for ground water, and between points of diversion for ground water and hydraulically connected surface sources, this right retains its original priority for well locations authorized under this right as identified in license dated April 23, 1998.

8. Irrigation of large projects such as parks, golf courses, or sports activities fields is not authorized under this right.

9. The daily diversion volume for non-domestic uses under this municipal right shall not exceed 2,500 gallons per use and the daily diversion volume for domestic uses under this right shall not exceed 13,000 gallons per dwelling in accordance with Section 42-111, Idaho Code.

10. The right holder shall not provide water diverted under this right for the irrigation of land having appurtenant surface water rights as a primary source of irrigation water except when the surface water rights are not available for use or where the use of surface water was replaced by the use of water diverted in connection with this right before the approval of Transfer 83112. This condition applies to all land with appurtenant surface water rights, including land converted from irrigated agricultural use to other land uses but still requiring water to irrigate lawns and landscaping.

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

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

13. Transfer 82549 authorizes four new wells locally known as: Well 3 located in T04N R 01W S05 SESW; Well 4 located in T05N R 01W S33 SWSE; Well 5 located in T04N R 01W S04 NWNE; Well 6 located in T05N R 01W S32 SWSW.

14. Transfer 83112 authorizes one new well locally known as Well 7 located in T05N R 01W S32 SWSW.

15. Transfer 85416 authorizes one new well locally known as Well 8 located in T04N R 02W S10 SENE.

16. Transfer 86546 authorizes one new well locally known as Well 9 located in T04N R01W S19 L2 (NWSW)

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

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

WATER RIGHT NO. 63-12370

As Modified by Transfer No. 86546

In accordance with the approval of Transfer No. 86546, Water Right No. 63-12370 is now described as follows:

Right Holder: STAR SEWER & WATER DISTRICT
PO BOX 400
STAR, ID 83669-0400

Priority Date: 10/23/1996

Source: GROUND WATER

BENEFICIAL USE	From		To	Diversion Rate
MUNICIPAL	1/01	to	12/31	0.600 cfs
				0.600 cfs

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER	L2 (NWSW)	Sec 19 Twp 04N Rge 01W CANYON County
GROUND WATER	L2 (NWNE)	Sec 4 Twp 04N Rge 01W ADA County
GROUND WATER	SESW	Sec 5 Twp 04N Rge 01W ADA County
GROUND WATER	SWNW	Sec 8 Twp 04N Rge 01W ADA County
GROUND WATER	SENE	Sec 10 Twp 04N Rge 02W CANYON County
GROUND WATER	SWSW	Sec 32 Twp 05N Rge 01W ADA County
GROUND WATER	SWSW	Sec 32 Twp 05N Rge 01W ADA County
GROUND WATER	SWSE	Sec 33 Twp 05N Rge 01W ADA County

CONDITIONS OF APPROVAL

1. Place of use is within the service area of Star Sewer and Water District as provided for under Idaho law. The place of use is generally located within Sections 4-9 and 15-18, Township 4 North, Range 1 West; Sections 1, 2, 12, and 13, Township 4 North, Range 2 West; and Sections 31, 32 and 33, Township 5 North, Range 1 West.

2. A map generally depicting the service area for this water right at the time of this approval is attached to this document for illustrative purposes.

3. Point of diversion known as well no. 1 is located within Lot 1, Blk. 3, Waterview Estates Subdivision No. 1; well no. 3 is located within Lot 6, Blk. 3, Lobo Creek Subdivision No. 1 ; well no. 4 is located within Lot 16, Blk. 1, Trellis Subdivision; well no. 5 is located within Lot 2, Blk. 5, Trellis Subdivision; well no. 6 is located within Lot 26, Blk 8, Collina Vista Subdivision No 3; and well no. 7 is located within Lot 22, Blk 8, Collina Vista Subdivision No 3. Well no. 8 is not located in a subdivision and Well no. 2 has been abandoned.

4. Rights 63-12100, 63-12370 and 63-31969 when combined shall not exceed a total diversion rate of 4.79 cfs, for municipal purposes.

5. Rights 63-12100, 63-12370 and 63-31969 when combined shall not exceed a total diversion rate of 5.00 cfs.

WATER RIGHT NO. 63-12370

As Modified by Transfer No. 86546

CONDITIONS OF APPROVAL

6. After specific notification by the Department, the right holder shall install a suitable measuring device or shall enter into an agreement with the Department to use power records to determine the amount of water diverted and shall annually report the information to the Department.

7. To the extent necessary for administration between points of diversion for ground water, and between points of diversion for ground water and hydraulically connected surface sources, this right retains its original priority for well locations authorized under this right as identified in license dated March 10, 1999.

8. The daily diversion volume for non-domestic uses under this municipal right shall not exceed 2,500 gallons per use and the daily diversion volume for domestic uses under this right shall not exceed 13,000 gallons per dwelling in accordance with Section 42-111, Idaho Code.

9. Irrigation of large projects such as parks, golf courses, or sports activities fields is not authorized under this right.

10. The right holder shall not provide water diverted under this right for the irrigation of land having appurtenant surface water rights as a primary source of irrigation water except when the surface water rights are not available for use or where the use of surface water was replaced by the use of water diverted in connection with this right before the approval of Transfer 83112. This condition applies to all land with appurtenant surface water rights, including land converted from irrigated agricultural use to other land uses but still requiring water to irrigate lawns and landscaping.

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

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

13. Transfer 82549 authorizes four new wells locally known as: Well 3 located in T04N R 01W S05 SESW; Well 4 located in T05N R 01W S33 SWSE; Well 5 located in T04N R 01W S04 NWNE; Well 6 located in T05N R 01W S32 SWSW.

14. Transfer 83112 authorizes one new well locally known as Well 7 located in T05N R 01W S32 SWSW.

15. Transfer 85416 authorizes one new well locally known as Well 8 located in T04N R 02W S10 SENE.

16. Transfer 86546 authorizes one new well locally known as Well 9 located in T04N R01W S19 L2 (NWSW)

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

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

WATER RIGHT NO. 63-31969

As Modified by Transfer No. 86546

In accordance with the approval of Transfer No. 86546, Water Right No. 63-31969 is now described as follows:

Right Holder: STAR SEWER & WATER DISTRICT
PO BOX 400
STAR, ID 83669-0400

Priority Date: 7/1/2004

Source: GROUND WATER

BENEFICIAL USE	From	To	Diversion Rate
FIRE PROTECTION	01/01	to 12/31	5.000 cfs
MUNICIPAL	01/01	to 12/31	4.790 cfs
			5.000 cfs

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER	L2 (NWSW)	Sec 19 Twp 04N Rge 01W CANYON County
GROUND WATER	L2 (NWNE)	Sec 4 Twp 04N Rge 01W ADA County
GROUND WATER	SESW	Sec 5 Twp 04N Rge 01W ADA County
GROUND WATER	SWNW	Sec 8 Twp 04N Rge 01W ADA County
GROUND WATER	SENE	Sec 10 Twp 04N Rge 02W CANYON County
GROUND WATER	SWSW	Sec 32 Twp 05N Rge 01W ADA County
GROUND WATER	SWSW	Sec 32 Twp 05N Rge 01W ADA County
GROUND WATER	SWSE	Sec 33 Twp 05N Rge 01W 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
04N	01W	5										X	X	X			X	X	
04N	01W	6								X	X			X	X	X	X	X	
04N	01W	6	X	X					X										
			L 1	L 2					L 5										
04N	01W	7	X	X	X	X	X			X	X				X	X	X	X	
04N	01W	7						X	X			X							
								L 1	L 2			L 3							
04N	01W	8	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	
04N	01W	9							X			X		X					
04N	01W	15						X											
04N	01W	16						X	X										
04N	01W	17	X	X	X	X	X	X	X	X	X	X	X		X	X			
												L 4	L 4						
04N	01W	17								X	X				X	X			
										L 3	L 6				L 1	L 2			
04N	01W	17														X			
																L 7			
04N	01W	18	X	X	X	X	X			X									
04N	01W	18						X	X						X				
								L 1	L 2						L 7				
04N	02W	1									X	X	X	X			X	X	
04N	02W	2			X	X			X	X	X	X			X	X			
04N	02W	12	X	X			X		X	X	X	X		X			X		
04N	02W	13		X	X		X			X	X			X			X		
														L 3			L 2		
05N	01W	31													X	X	X	X	

Transfer No. 86546

WATER RIGHT NO. 63-31969

As Modified by Transfer No. 86546

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
05N	01W	32										X	X						

CONDITIONS OF APPROVAL

1. Place of use is within the service area of Star Sewer and Water District as provided for under Idaho law. The place of use is generally located within Sections 4-9 and 15-18, Township 4 North, Range 1 West; Sections 1, 2, 12, and 13, Township 4 North, Range 2 West; and Sections 31, 32 and 33, Township 5 North, Range 1 West.

2. A map generally depicting the service area for this water right at the time of this approval is attached to this document for illustrative purposes.

3. Point of diversion known as well no. 1 is located within Lot 1, Blk. 3, Waterview Estates Subdivision No. 1; well no. 3 is located within Lot 6, Blk. 3, Lobo Creek Subdivision No. 1 ; well no. 4 is located within Lot 16, Blk. 1, Trellis Subdivision; well no. 5 is located within Lot 2, Blk. 5, Trellis Subdivision; well no. 6 is located within Lot 26, Blk 8, Collina Vista Subdivision No 3; and well no. 7 is located within Lot 22, Blk 8, Collina Vista Subdivision No 3. Well no. 8 is not located in a subdivision and Well no. 2 has been abandoned.

4. Rights 63-12100, 63-12370 and 63-31969 when combined shall not exceed a total diversion rate of 4.79 cfs, for municipal purposes.

5. Rights 63-12100, 63-12370 and 63-31969 when combined shall not exceed a total diversion rate of 5.00 cfs.

6. After specific notification by the Department, the right holder shall install a suitable measuring device or shall enter into an agreement with the Department to use power records to determine the amount of water diverted and shall annually report the information to the Department.

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

8. To the extent necessary for administration between points of diversion for ground water, and between points of diversion for ground water and hydraulically connected surface sources, this right retains its original priority for well locations authorized under this right as identified in license dated February 3, 2011.

9. Irrigation of large projects such as parks, golf courses, or sports activities fields is not authorized under this right.

10. The right holder shall not provide water diverted under this right for the irrigation of land having appurtenant surface water rights as a primary source of irrigation water except when the surface water rights are not available for use or where the use of surface water was replaced by the use of water diverted in connection with this right before the approval of Transfer 83112. This condition applies to all land with appurtenant surface water rights, including land converted from irrigated agricultural use to other land uses but still requiring water to irrigate lawns and landscaping.

WATER RIGHT NO. 63-31969

As Modified by Transfer No. 86546

CONDITIONS OF APPROVAL

11. The daily diversion volume for non-domestic uses under this municipal right shall not exceed 2,500 gallons per use and the daily diversion volume for domestic uses under this right shall not exceed 13,000 gallons per dwelling in accordance with Section 42-111, Idaho Code.

12. 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.

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

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

15. Transfer 82549 authorizes three new wells locally known as: Well 4 located in T05N R 01W S33 SWSE; Well 5 located in T04N R 01W S04 NWNE; Well 6 located in T05N R 01W S32 SWSW.

16. Transfer 83112 authorizes one new well locally known as Well 7 located in T05N R 01W S32 SWSW.

17. Transfer 85416 authorizes one new well locally known as Well 8 located in T04N R 02W S10 SENE.

18. Transfer 86546 authorizes one new well locally known as Well 9 located in T04N R01W S19 L2 (NWSW)

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

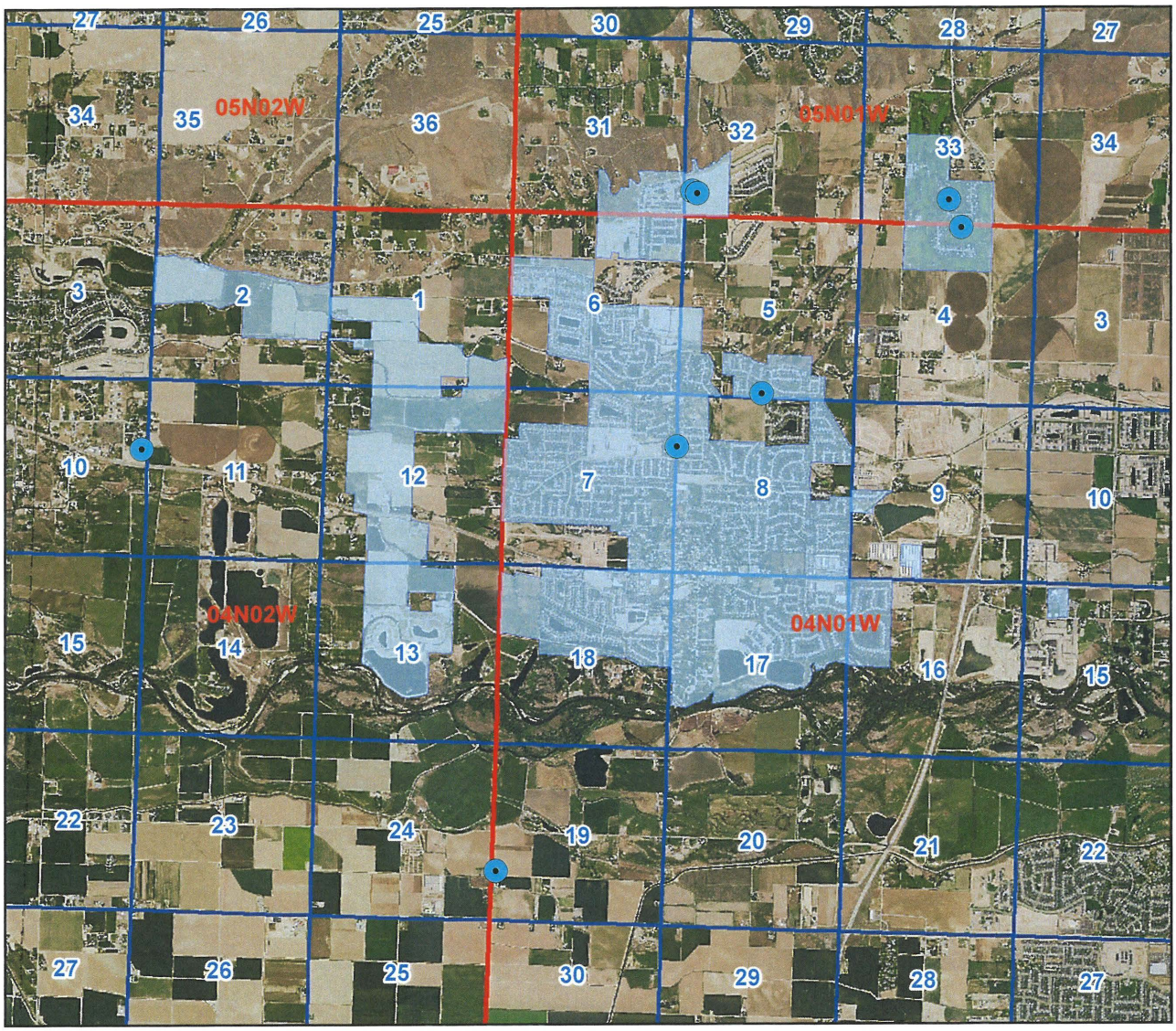
20. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.

State of Idaho
Department of Water Resources

Attachment to Transfer No. 86546

Water Right(s): 63-12100, 63-12370, 63-31969

This map depicts the Water Service Area Boundary for Star Sewer & Water District associated with this approval and is attached to the approval document solely for illustrative purposes.



Legend

- Transfer POD
- Transfer POU
- Township/Range
- Sections

N

0 7,500 15,000 Feet

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 Mathew Weaver

August 07, 2025

STAR SEWER & WATER DISTRICT
PO BOX 400
STAR ID 83669-0400

Re: Transfer No: 86546
Water Right Nos: 63-12100, 63-12370, 63-31969

Transfer Approval Notice

Dear Water Right Holder:

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

The Transfer of Water Rights 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. 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,

Susan E Hobson

Susy Hobson
Technical Records Specialist

Enclosure

CERTIFICATE OF SERVICE

I hereby certify that on August 07, 2025 I mailed a true and correct copy, postage prepaid, of the foregoing PRELIMINARY ORDER (Approved Transfer) to the persons listed below:

Re: Transfer No: 86546
Water Right Nos: 63-12100, 63-12370, 63-31969

STAR SEWER & WATER DISTRICT
PO BOX 400
STAR ID 83669-0400

CITY OF EAGLE
C/O NORMAN M SEMANKO
PARSONS BEHLE & LATIMER
800 W MAIN ST STE 1300
BOISE ID 83702-5948

VEOLIA WATER IDAHO INC
8248 W VICTORY RD
BOISE ID 83709-4165

Susan E Hobson

Susy Hobson
Technical Records Specialist

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.

MEMORANDUM

TO Transfer 86546

FROM Cody Parker

RE Evaluation of Application for Transfer No. 86546

DATE July 28, 2025

Star Sewer and Water District submitted application for Transfer No. 86546 on July 29, 2022. The application was advertised with a protest deadline date of Mach 20, 2023. Veolia Water Idaho protested the application, and the City of Eagle subsequently filed a petition to intervene. The parties submitted a motion to resolve the protest and petition on April 18, 2024. The motion was based on the condition that the applicant accept the place of use illustrated in Exhibit A of the motion.

Authority to File

The application was signed by Justin Walker and Greg Timinsky. Mr. Timinsky is currently listed as a member of the board of Directors for Star Sewer and Water District.

Water Right Validity

Water rights 63-12100, 63-12370, and 63-31969 authorize the use of ground water for municipal purposes. The District provides water to users within its service area boundary. Therefore, the municipal use is considered to be valid.

Water right 63-31511 is for domestic use for 48 homes and 1 golf shop. The water right does not authorize any irrigation. The homes and golf shop are evident in aerial imagery. The domestic use is presumed valid.

Injury to Other Water Rights

The new well is not located in an area where ground water supply is a concern. Conditions identifying the points of diversion added through this transfer will be added to each water right to aid in administration of the water rights by priority.

Enlargement of Use

Water right 63-31511 authorizes the diversion of ground water for domestic purposes. Currently, every well that 63-31511 is diverted from may also be used to satisfy municipal water rights 63-12100, 63-12370, 63-31969, and RAFN permit 63-32644. Prior to this transfer, there is a risk that 0.33 cfs is diverted into the municipal system under 63-31511 during times when that full 0.33 cfs is not being used to provide water to the 48 homes and 1 golf pro shop served by that water right. If that were the case, then beneficial use of 63-31511 would be enlarged.

The change proposed by the transfer does not by itself introduce this possibility for enlargement of 63-31511. However, in the review of Transfer 85416, the Department concluded that addition of another interconnected well to the Domestic water right would "increase the potential for

enlargement." In that case, the Department did not apply the changes proposed by 85416 to water right 63-31511. Since the present situation is largely the same as 85416, the conclusion reached should likewise be the same. To prevent enlargement of water right 63-31511, the well known as Well 9 should not be added to water right 63-31511.

Local Public Interest

The application was advertised with a protest deadline of March 20, 2023. Veolia Water Idaho protested the application, and the City of Eagle petitioned to intervene. The dispute was related to the overlap between the applicant's service area and that of Veolia and Eagle. The applicant and the parties resolved the protest and petition to intervene in the *Stipulation and Join Motion to Withdraw Protest and Approve Application* received by IDWR April 18, 2024.

Following the legal notice, the applicant changed the legal description for the proposed well. Originally, the proposed well was to be in the SWSW of Sec 20, T04N R01W. In an email exchange between Nick Miller of IDWR and Ryan Morgan of Start Sewer and Water between May 13, 2024 and May 16, 2024, the applicant confirmed the new location for the well is the NWSW (Lot 2) of Sec 19, T04N R01W. The distance between the original proposed location and the new proposed location is roughly one mile. The change should not warrant re-advertising.

This application proposes a change consistent with the local public interest.

Beneficial Use/Conservation of Water Resources

The application proposes beneficial use consistent with conservation of water resources in Idaho.

The application is consistent with criteria of § 42-222 *Idaho Code* and should be processed.

Outlook

RE: Contested Application for Transfer No. 86546, Amendment of Permit No. 63-32644

From Tim Clark <tclark@starswd.com>
Date Mon 7/28/2025 9:03 AM
To Ryan Morgan <RMorgan@StarSWD.com>; Parker, Cody <Cody.Parker@idwr.idaho.gov>
Cc testrada@starswd.com <testrada@starswd.com>

1 attachment (636 KB)
Application for Drilling Permit.pdf;

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.

Morning Cody,

Attached is the permit we got to construct the well in question. Not sure if that is helpful or not.

Thanks,

Tim Clark, PE
Assistant District Engineer
Star Sewer and Water District
tclark@starswd.com
Main Office: 208-286-7388
Cell: 208-996-0994

From: Ryan Morgan <RMorgan@StarSWD.com>
Sent: Monday, July 28, 2025 8:55 AM
To: Cody.Parker@idwr.idaho.gov
Cc: Terra Estrada <TEstrada@StarSWD.com>; Tim Clark <tclark@starswd.com>
Subject: FW: Contested Application for Transfer No. 86546, Amendment of Permit No. 63-32644

Cody,

Here is the email chain per our phone conversation.

Ryan V. Morgan, P.E.
District Engineer
Star Sewer and Water District
rmorgan@starswd.com

Main Office: 208-286-7388 x3002

From: Miller, Nick <Nick.Miller@idwr.idaho.gov>
Sent: Thursday, May 16, 2024 11:15 AM
To: Ryan Morgan <RMorgan@StarSWD.com>; Cherese D. McLain <CDM@msbtlaw.com>
Subject: RE: Contested Application for Transfer No. 86546, Amendment of Permit No. 63-32644

Great!

I signed the permit amendment and it is going out today. That should get you going on the drilling permit and you shouldn't have to wait much longer for us to button up the transfer.

Nick.

From: Ryan Morgan <RMorgan@StarSWD.com>
Sent: Wednesday, May 15, 2024 5:21 PM
To: Miller, Nick <Nick.Miller@idwr.idaho.gov>; Cherese D. McLain <CDM@msbtlaw.com>
Subject: RE: Contested Application for Transfer No. 86546, Amendment of Permit No. 63-32644

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Nick,

Here is the executed agreement from last year.

Ryan V. Morgan, P.E.
District Engineer
Star Sewer and Water District
rmorgan@starswd.com
Main Office: 208-286-7388 x3002

From: Miller, Nick <Nick.Miller@idwr.idaho.gov>
Sent: Wednesday, May 15, 2024 4:45 PM
To: Ryan Morgan <RMorgan@StarSWD.com>; Cherese D. McLain <CDM@msbtlaw.com>
Subject: RE: Contested Application for Transfer No. 86546, Amendment of Permit No. 63-32644

I do not see an attached map, but I assume you mean you mean you want the location shown on the approved map (the one in the NWSW L2 Sec 19). If so, then the property is not the one in Section 20 listed on the applications that is owned by Antonov Star Holdings LLC. We would need some information regarding the arrangement with the owner of the Section 19 parcel to construct a well on that property. According to our

records, the parcel is owned by Lennar Homes of Idaho LLC, but the Ada County Tax Assessor website lists the owner as "AG EHC II (LEN) MULTI STATE 4 LLC" so it must have sold fairly recently.

At any rate, this is a change to what was applied for, so we need something in the file to document this change and that the applicant has access to construct a well at the proposed location.

Thanks,

Nick.

From: Ryan Morgan <RMorgan@StarSWD.com>
Sent: Monday, May 13, 2024 5:29 PM
To: Miller, Nick <Nick.Miller@idwr.idaho.gov>; Cherese D. McLain <CDM@msbtlaw.com>
Subject: RE: Contested Application for Transfer No. 86546, Amendment of Permit No. 63-32644

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We want the location as shown on this map. Adjacent to CanAda Road.

Ryan V. Morgan, P.E.
District Engineer
Star Sewer and Water District
rmorgan@starswd.com
Main Office: 208-286-7388 x3002

From: Miller, Nick <Nick.Miller@idwr.idaho.gov>
Sent: Monday, May 13, 2024 5:07 PM
To: Ryan Morgan <RMorgan@StarSWD.com>; Cherese D. McLain <CDM@msbtlaw.com>
Subject: RE: Contested Application for Transfer No. 86546, Amendment of Permit No. 63-32644

Hi Ryan and Cherese,

Looking at these I see the approved map shows Well #9 in the NWSW L2 of Section 19 rather than the SWSW of Section 20 as originally proposed and as advertised and described on the applications. Which location are you planning to use? Ive attached a PDF with the settlement map, the application map, and the legal description shown on the transfer application (the same PLS is listed on the application for amendment).

Let me know where you are proposing to put this well.

Thanks,

Nick.

From: Ryan Morgan <RMorgan@StarSWD.com>
Sent: Thursday, April 18, 2024 5:00 PM
To: Charlie S. Baser <charliebaser@givenspursley.com>; Miller, Nick <Nick.Miller@idwr.idaho.gov>; Catherine Cooper <catherine.cooper@veolia.com>; Norman M. Semanko <NSemanko@parsonsbehle.com>
Cc: Cherese McLain <CDM@msbtlaw.com>; testrada@starswd.com; Amber L. Gutierrez <ALG@msbtlaw.com>; Michael P. Lawrence <mpl@givenspursley.com>; Mary Barnes <marybarnes@givenspursley.com>
Subject: RE: Contested Application for Transfer No. 86546, Amendment of Permit No. 63-32644

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Charlie,

Thank you and yes, Nick please let us know if there is anything else you need.

Thanks all

Ryan V. Morgan, P.E.
District Engineer
Star Sewer and Water District
rmorgan@starswd.com
Main Office: 208-286-7388 x3002

From: Charlie S. Baser <charliebaser@givenspursley.com>
Sent: Thursday, April 18, 2024 4:56 PM
To: Miller, Nick <Nick.Miller@idwr.idaho.gov>; Ryan Morgan <RMorgan@StarSWD.com>; Catherine Cooper <catherine.cooper@veolia.com>; Norman M. Semanko <NSemanko@parsonsbehle.com>
Cc: Cherese McLain <CDM@msbtlaw.com>; Terra Estrada <TEstrada@StarSWD.com>; Amber L. Gutierrez <ALG@msbtlaw.com>; Michael P. Lawrence <mpl@givenspursley.com>; Mary Barnes <marybarnes@givenspursley.com>
Subject: RE: Contested Application for Transfer No. 86546, Amendment of Permit No. 63-32644

Hi all,

Finally, here are the fully-executed stipulations.

Nick, please let us know if the Department needs anything else from us on this.

Thanks,
Charlie

CHARLIE SUZANNAH BASER
GIVENS PURSLEY LLP
601 W Bannock St, Boise, ID 83702
main 208-388-1200
direct 208-388-1271

fax 208-388-1300
charliebaser@givenspursley.com
www.givenspursley.com

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From: Charlie S. Baser
Sent: Thursday, April 18, 2024 2:45 PM
To: 'Miller, Nick' <Nick.Miller@idwr.idaho.gov>; Ryan Morgan <RMorgan@StarSWD.com>; Catherine Cooper <catherine.cooper@veolia.com>; Norman M. Semanko <NSemanko@parsonsbehle.com>
Cc: Cherese McLain <CDM@msbtlaw.com>; testrada@starswd.com; Amber L. Gutierrez <ALG@msbtlaw.com>; Michael P. Lawrence <mpl@givenspursley.com>; Mary Barnes <marybarnes@givenspursley.com>
Subject: RE: Contested Application for Transfer No. 86546, Amendment of Permit No. 63-32644

Thanks, Nick. Those must have slipped through the cracks of my inbox.

Mary, could you please add these to the execution copies with Eagle's and my executed signature pages, date the COS as of today, and send them to this whole email chain?

Thanks,
Charlie

CHARLIE SUZANNAH BASER
GIVENS PURSLEY LLP
601 W Bannock St, Boise, ID 83702
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direct 208-388-1271
fax 208-388-1300
charliebaser@givenspursley.com
www.givenspursley.com

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From: Miller, Nick <Nick.Miller@idwr.idaho.gov>
Sent: Thursday, April 18, 2024 2:27 PM
To: Charlie S. Baser <charliebaser@givenspursley.com>; Ryan Morgan <RMorgan@StarSWD.com>; Catherine Cooper <catherine.cooper@veolia.com>; Norman M. Semanko <NSemanko@parsonsbehle.com>
Cc: Cherese McLain <CDM@msbtlaw.com>; testrada@starswd.com; Amber L. Gutierrez <ALG@msbtlaw.com>; Michael P. Lawrence <mpl@givenspursley.com>
Subject: RE: Contested Application for Transfer No. 86546, Amendment of Permit No. 63-32644

EXTERNAL

I received these from Cherese and it looks like she copied you as well. I didn't get anything from Eagle or Veolia as far as I can find.

From: Charlie S. Baser <charliebaser@givenspursley.com>
Sent: Thursday, April 18, 2024 1:47 PM
To: Ryan Morgan <RMorgan@StarSWD.com>; Miller, Nick <Nick.Miller@idwr.idaho.gov>; Catherine Cooper <catherine.cooper@veolia.com>; Norman M. Semanko <NSemanko@parsonsbehle.com>
Cc: Cherese McLain <CDM@msbtlaw.com>; testrada@starswd.com; Amber L. Gutierrez <ALG@msbtlaw.com>; Michael P. Lawrence <mpl@givenspursley.com>
Subject: RE: Contested Application for Transfer No. 86546, Amendment of Permit No. 63-32644

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Ryan, unless I missed it, I think I only received signature pages from Eagle – did you guys email yours to me or to Nick? (if I missed Star's signature pages, my apologies) I was going to collect signature pages and submit a fully-executed copy to IDWR.

If you sent them to IDWR and not me, could you (or Cherese) please forward them to me? Then I will assemble and get the fully-executed copies back to Nick ASAP.

Thanks,
Charlie

CHARLIE SUZANNAH BASER
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601 W Bannock St, Boise, ID 83702
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charliebaser@givenspursley.com
www.givenspursley.com

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From: Ryan Morgan <RMorgan@StarSWD.com>
Sent: Thursday, April 18, 2024 1:10 PM
To: Miller, Nick <Nick.Miller@idwr.idaho.gov>; Charlie S. Baser <charliebaser@givenspursley.com>; Catherine Cooper <catherine.cooper@veolia.com>; Norman M. Semanko <NSemanko@parsonsbehle.com>
Cc: Cherese McLain <CDM@msbtlaw.com>; Terra Estrada <TEstrada@StarSWD.com>; Amber L. Gutierrez <ALG@msbtlaw.com>; Michael P. Lawrence <mpl@givenspursley.com>
Subject: RE: Contested Application for Transfer No. 86546, Amendment of Permit No. 63-32644

EXTERNAL

Nick,

Do you have everything you need? We would really appreciate this moving forward as quickly as possible.

Ryan V. Morgan, P.E.
District Engineer
Star Sewer and Water District
rmorgan@starswd.com
Main Office: 208-286-7388 x3002

From: Miller, Nick <Nick.Miller@idwr.idaho.gov>
Sent: Tuesday, March 12, 2024 1:53 PM
To: Ryan Morgan <RMorgan@StarSWD.com>; Charlie S. Baser <charliebaser@givenspursley.com>; Catherine Cooper <catherine.cooper@veolia.com>; Norman M. Semanko <NSemanko@parsonsbehle.com>
Cc: Cherese McLain <CDM@msbtlaw.com>; Terra Estrada <TEstrada@StarSWD.com>; Amber L. Gutierrez <ALG@msbtlaw.com>; Michael P. Lawrence <mpl@givenspursley.com>
Subject: RE: Contested Application for Transfer No. 86546, Amendment of Permit No. 63-32644

I found the NOA for Cherise, and have attached an email when they submitted it.

From: Ryan Morgan <RMorgan@StarSWD.com>
Sent: Tuesday, March 12, 2024 1:30 PM
To: Charlie S. Baser <charliebaser@givenspursley.com>; Catherine Cooper <catherine.cooper@veolia.com>; Norman M. Semanko <NSemanko@parsonsbehle.com>
Cc: Cherese McLain <CDM@msbtlaw.com>; testrada@starswd.com; Amber L. Gutierrez <ALG@msbtlaw.com>; Michael P. Lawrence <mpl@givenspursley.com>; Miller, Nick <Nick.Miller@idwr.idaho.gov>
Subject: RE: Contested Application for Transfer No. 86546, Amendment of Permit No. 63-32644

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Have these been signed and submitted to IDWR?

Thanks.

Ryan V. Morgan, P.E.
District Engineer
Star Sewer and Water District
rmorgan@starswd.com
Main Office: 208-286-7388
Cell: 208-440-1534

From: Charlie S. Baser <charliebaser@givenspursley.com>
Sent: Thursday, February 15, 2024 11:42 AM
To: Cooper, Catherine <catherine.cooper@veolia.com>; Norman M. Semanko <NSemanko@parsonsbehle.com>
Cc: Ryan Morgan <RMorgan@StarSWD.com>; Cherese McLain <CDM@msbtlaw.com>; Terra Estrada <TEstrada@StarSWD.com>; Amber L. Gutierrez <ALG@msbtlaw.com>; Michael P. Lawrence <mpl@givenspursley.com>
Subject: RE: Contested Application for Transfer No. 86546, Amendment of Permit No. 63-32644

Thanks, all. Attached are revised versions.

Cherese, are these ok with you as well? And am I correct in understanding that I can list you in the certificate of service on behalf of Star Sewer and Water District? With IDWR's document repository down, it is hard for me to go back and look at the documents in these matters to make sure I have the certificate of service right 😉 Norm, please chime in on this as well if you see any changes that need to be made there.

Once Cherese has signed off and we are all ok with the COS, I will circulate execution copies.

Thanks,
Charlie

CHARLIE SUZANNAH BASER
GIVENS PURSLEY LLP
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From: Cooper, Catherine <catherine.cooper@veolia.com>
Sent: Thursday, February 15, 2024 7:49 AM
To: Norman M. Semanko <NSemanko@parsonsbehle.com>
Cc: Ryan Morgan <RMorgan@starswd.com>; Charlie S. Baser <charliebaser@givenspursley.com>; Cherese McLain <CDM@msbtlaw.com>; Terra Estrada <TEstrada@starswd.com>; Amber L. Gutierrez <ALG@msbtlaw.com>; Michael P. Lawrence <mpl@givenspursley.com>
Subject: Re: Contested Application for Transfer No. 86546, Amendment of Permit No. 63-32644

EXTERNAL

Thanks Charlie - We're good with this, with the changes noted.
Cathy

On Thu, 15 Feb 2024 at 06:59, Norman M. Semanko <NSemanko@parsonsbehle.com> wrote:

> Yes, that should be changed. Thanks.
>
> PARSONS BEHLE & LATIMER
>
> A Professional Law Corporation
>
> **Norman M. Semanko**
> Attorney at Law
> **Parsons Behle & Latimer**
> 800 West Main Street, Suite 1300 • Boise, Idaho 83702
> Main +1 208.562.4900 • Direct +1 208.562.4909 • Fax +1 208.562.4901
>
> **parsonsbehle.com** • NSemanko@parsonsbehle.com • vCard
>
> ---
>
> **From:** Ryan Morgan <RMorgan@StarSWD.com>
> **Sent:** Thursday, February 15, 2024 6:54:17 AM
> **To:** Charlie S. Baser <charliebaser@givenspursley.com>; Norman M. Semanko <NSemanko@parsonsbehle.com>; Cherese McLain <CDM@msbtlaw.com>
> **Cc:** Terra Estrada <TEstrada@StarSWD.com>; Amber L. Gutierrez <ALG@msbtlaw.com>; Michael P. Lawrence <mpl@givenspursley.com>; Cooper, Catherine <catherine.cooper@veolia.com>
> **Subject:** Re: Contested Application for Transfer No. 86546, Amendment of Permit No. 63-32644
>
> Charlie,
>
> Just one question, in the second to last paragraph it twice list Star as the Interviner. Should this be Eagle?
>
> Sent from my T-Mobile 5G Device
> Get Outlook for Android
>
> ---
>
> **From:** Charlie S. Baser <charliebaser@givenspursley.com>
> **Sent:** Wednesday, February 14, 2024 11:47:31 PM
> **To:** Ryan Morgan <RMorgan@StarSWD.com>; Norman M. Semanko <NSemanko@parsonsbehle.com>; Cherese McLain <CDM@msbtlaw.com>
> **Cc:** Terra Estrada <TEstrada@StarSWD.com>; Amber L. Gutierrez <ALG@msbtlaw.com>; Michael P. Lawrence <mpl@givenspursley.com>; Cooper, Catherine <catherine.cooper@veolia.com>
> **Subject:** RE: Contested Application for Transfer No. 86546, Amendment of Permit No. 63-32644
>
> All,
>
> Attached please find draft stipulations for Veolia and Eagle's withdrawal from Application for Permit No. 63-32644 and Application for Transfer No. 86546. In the interest of time, I am circulating these drafts to everyone simultaneously, including Veolia, so they remain subject to Veolia's further comment and edits.
>
> Please review and let me know if you have any edits, comments, or questions.

Thanks,
Charlie

CHARLIE SUZANNAH BASER

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From: Charlie S. Baser
Sent: Tuesday, February 6, 2024 11:37 AM
To: Ryan Morgan <RMorgan@StarSWD.com>; Miller, Nick <Nick.Miller@idwr.idaho.gov>; Norman M. Semanko <NSemanko@parsonsbehle.com>; Cherese McLain <CDM@msbtlaw.com>
Cc: Terra Estrada <TEstrada@StarSWD.com>; Amber L. Gutierrez <ALG@msbtlaw.com>
Subject: RE: Contested Application for Transfer No. 86546, Amendment of Permit No. 63-32644

Ryan, I can turn a draft around pretty quickly. I'll try to get one to you and Norm tomorrow or Thursday.

Thanks,
Charlie

CHARLIE SUZANNAH BASER

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From: Ryan Morgan <RMorgan@StarSWD.com>
Sent: Tuesday, February 6, 2024 9:30 AM
To: Miller, Nick <Nick.Miller@idwr.idaho.gov>; Charlie S. Baser <charliebaser@givenspursley.com>; Norman M. Semanko <NSemanko@parsonsbehle.com>; Cherese McLain <CDM@msbtlaw.com>
Cc: Terra Estrada <TEstrada@StarSWD.com>; Amber L. Gutierrez <ALG@msbtlaw.com>
Subject: RE: Contested Application for Transfer No. 86546, Amendment of Permit No. 63-32644

EXTERNAL

Charlie,

What is your timetable for this?

Thanks.

Ryan V. Morgan, P.E.
District Engineer
Star Sewer and Water District
rmorgan@starswd.com
Main Office: 208-286-7388
Cell: 208-440-1534

From: Miller, Nick <Nick.Miller@idwr.idaho.gov>
Sent: Tuesday, February 6, 2024 9:16 AM
To: Charlie S. Baser <charliebaser@givenspursley.com>; Norman M. Semanko <NSemanko@parsonsbehle.com>; Cherese McLain <CDM@msbtlaw.com>

Cc: Ryan Morgan <RMorgan@StarSWD.com>; Terra Estrada <TEstrada@StarSWD.com>; Amber L. Gutierrez <ALG@msbtlaw.com>
Subject: RE: Contested Application for Transfer No. 86546, Amendment of Permit No. 63-32644

Ok. I'll stand by and await a stipulation. Let me know if you need anything from me in the interim.

Nick.

From: Charlie S. Baser <charliebaser@givenspursley.com>
Sent: Thursday, February 01, 2024 11:27 AM
To: Norman M. Semanko <NSemanko@parsonsbehle.com>; Miller, Nick <Nick.Miller@idwr.idaho.gov>; Cherese McLain <CDM@msbtlaw.com>
Cc: Ryan Morgan <RMorgan@StarSWD.com>; testrada@starswd.com; Amber L. Gutierrez <ALG@msbtlaw.com>
Subject: RE: Contested Application for Transfer No. 86546, Amendment of Permit No. 63-32644

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Thanks, Norm!

CHARLIE SUZANNAH BASER

GIVENS PURSLEY LLP

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From: Norman M. Semanko <NSemanko@parsonsbehle.com>
Sent: Thursday, February 1, 2024 10:41 AM

To: Charlie S. Baser <charliebaser@givenspursley.com>; Miller, Nick <Nick.Miller@idwr.idaho.gov>; Cherese McLain <CDM@msbtlaw.com>
Cc: Ryan Morgan <RMorgan@StarSWD.com>; testrada@starswd.com; Amber L. Gutierrez <ALG@msbtlaw.com>
Subject: Re: Contested Application for Transfer No. 86546, Amendment of Permit No. 63-32644

EXTERNAL

For what it is worth, I prefer a stipulation. Thanks.

Norm

PARSONS BEHLE & LATIMER

Norman M. Semanko
Attorney at Law
Direct +1 208.562.4909

From: Charlie S. Baser <charliebaser@givenspursley.com>
Sent: Thursday, February 1, 2024 10:29:13 AM
To: Norman M. Semanko <NSemanko@parsonsbehle.com>; Miller, Nick <Nick.Miller@idwr.idaho.gov>; Cherese McLain <CDM@msbtlaw.com>
Cc: Ryan Morgan <RMorgan@StarSWD.com>; testrada@starswd.com <testrada@starswd.com>; Amber L. Gutierrez <ALG@msbtlaw.com>
Subject: RE: Contested Application for Transfer No. 86546, Amendment of Permit No. 63-32644

Nick and Norm,

Sorry for the delayed response. I am checking in with Veolia and will get back to you all on this shortly. I suspect we will be withdrawing now that the applications have been updated with the maps that we agreed on and that we would prefer to do so via a stipulation making clear that the agreed-upon maps will be the one used for the permits. That said, I will confirm once I get a chance to circle up with Veolia (Cathy Cooper is out of the office this week, or at least I got an out-of-office bounce-back from her yesterday).

Thanks and I'll be back in touch about it.

Best,
Charlie

CHARLIE SUZANNAH BASER

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From: Norman M. Semanko <NSemanko@parsonsbehle.com>
Sent: Sunday, January 28, 2024 8:43 AM
To: Miller, Nick <Nick.Miller@idwr.idaho.gov>; Cherese McLain <CDM@msbtlaw.com>
Cc: Charlie S. Baser <charliebaser@givenspursley.com>; Ryan Morgan <RMorgan@StarSWD.com>; testrada@starswd.com; Amber L. Gutierrez <ALG@msbtlaw.com>
Subject: Re: Contested Application for Transfer No. 86546, Amendment of Permit No. 63-32644

EXTERNAL

I believe Veolia filed the only protests; Eagle is an intervenor in both matters. We can file a withdrawal as intervenor; but we are also open to signing a joint document by all three parties (e.g., Stipulation to Withdraw Protest) for each matter. Beyond that, I do not think anything further is needed. Thanks.

Norm

PARSONS BEHLE & LATIMER

Norman M. Semanko
Attorney at Law
Direct +1 208.562.4909

From: Miller, Nick <Nick.Miller@idwr.idaho.gov>
Sent: Friday, January 26, 2024 3:43:11 PM
To: Cherese McLain <CDM@msbtlaw.com>
Cc: Norman M. Semanko <NSemanko@parsonsbehle.com>; charliebaser@givenspursley.com <charliebaser@givenspursley.com>; Ryan Morgan <RMorgan@StarSWD.com>; testrada@starswd.com <testrada@starswd.com>; Amber L. Gutierrez <ALG@msbtlaw.com>
Subject: RE: Contested Application for Transfer No. 86546, Amendment of Permit No. 63-32644

The Department has received the amended map for the subject applications and will place the map and accompanying documents in the files. It is my understanding that development and submittal of this map resolves the issues of protest and that both parties anticipate withdrawing their protests.

Do the parties anticipate filing withdrawals of protest at this point, or do you anticipate anything else is needed to resolve the protests and move forward with processing the applications?

Please let me know whether to expect withdrawals, or if we need to schedule a conference or take some other action to resolve this matter.

Thank you,

Nick.

From: Cherese McLain <CDM@msbtlaw.com>
Sent: Friday, December 22, 2023 3:01 PM
To: Miller, Nick <Nick.Miller@idwr.idaho.gov>; IDWR File <file@idwr.idaho.gov>
Cc: Norman M. Semanko <NSemanko@parsonsbehle.com>; charliebaser@givenspursley.com; Ryan Morgan <RMorgan@StarSWD.com>; testrada@starswd.com; Amber L. Gutierrez <ALG@msbtlaw.com>
Subject: RE: Contested Application for Transfer No. 86546, Amendment of Permit No. 63-32644

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Hi Nick, please find attached the approval of the Star Sewer and Water District service map.

MSBT Law
Cherese D. McLain
7699 W. Riverside Drive
Boise, ID 83714
Telephone: (208)331-1800
Direct: (208)331-1236
Facsimile: (208)331-1202
www.msbtlaw.com

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From: Miller, Nick <Nick.Miller@idwr.idaho.gov>
Sent: Thursday, December 21, 2023 12:31 PM
To: Cherese McLain <CDM@msbtlaw.com>
Subject: RE: Contested Application for Transfer No. 86546, Amendment of Permit No. 63-32644

You can file it electronically by emailing the PDF to file@idwr.idaho.gov. It would help if there is a cover letter with it or even just in the email body that explains the map is intended to replace the map submitted with application for transfer 86546 (?and application for amendment of permit 87534?).

From: Cherese McLain <CDM@msbtlaw.com>
Sent: Thursday, December 21, 2023 11:53 AM
To: Miller, Nick <Nick.Miller@idwr.idaho.gov>
Subject: FW: Contested Application for Transfer No. 86546, Amendment of Permit No. 63-32644

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Hi Nick,

The SSWD Board is scheduled at 1:30 to adopt the map which should result in both Eagle and Veolia to withdraw. How do I need to file this? Can you point me in the direction?

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From: Norman M. Semanko <NSemanko@parsonsbehle.com>
Sent: Wednesday, December 20, 2023 5:21 PM

To: Charlie S. Baser <charliebaser@givenspursley.com>; Ryan Morgan <RMorgan@StarSWD.com>; Cherese McLain <CDM@msbtlaw.com>
Cc: Miller, Nick <Nick.Miller@idwr.idaho.gov>
Subject: Re: Contested Application for Transfer No. 86546, Amendment of Permit No. 63-32644

The latest revised map is acceptable to the City of Eagle.

Thank you.

Norm

PARSONS BEHLE & LATIMER
Norman M. Semanko
Attorney at Law
Direct +1 208.562.4909

From: Charlie S. Baser <charliebaser@givenspursley.com>
Sent: Wednesday, December 20, 2023 11:50:14 AM
To: Ryan Morgan <RMorgan@StarSWD.com>; Norman M. Semanko <NSemanko@parsonsbehle.com>; Cherese McLain <cdm@msbtlaw.com>
Cc: Miller, Nick <Nick.Miller@idwr.idaho.gov>
Subject: RE: Contested Application for Transfer No. 86546, Amendment of Permit No. 63-32644

Thanks, Ryan. Veolia has reviewed and this version of the map is fine with us.

Best,
Charlie

CHARLIE SUZANNAH BASER

GIVENS PURSLEY LLP

601 W Bannock St, Boise, ID 83702

main 208-388-1200

direct 208-388-1271

fax 208-388-1300

charliebaser@givenspursley.com

www.givenspursley.com

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From: Ryan Morgan <RMorgan@StarSWD.com>
Sent: Wednesday, December 20, 2023 9:55 AM
To: Charlie S. Baser <charliebaser@givenspursley.com>; Norman M. Semanko <NSemanko@parsonsbehle.com>; Cherese McLain <cdm@msbtlaw.com>
Cc: Miller, Nick <Nick.Miller@idwr.idaho.gov>
Subject: RE: Contested Application for Transfer No. 86546, Amendment of Permit No. 63-32644

EXTERNAL

All,

Here is the revised map removing the upper pressure zone east of 16. If all are in agreement we will resubmit to IDWR.

Ryan V. Morgan, PE
District Engineer
Star Sewer and Water District
rmorgan@starswd.com
Main Office: 208-286-7388
Cell: 208-440-1534

From: Charlie S. Baser <charliebaser@givenspursley.com>
Sent: Wednesday, December 20, 2023 8:49 AM
To: Norman M. Semanko <NSemanko@parsonsbehle.com>; Cherese McLain <cdm@msbtlaw.com>
Cc: Ryan Morgan <RMorgan@StarSWD.com>; Miller, Nick <Nick.Miller@idwr.idaho.gov>
Subject: RE: Contested Application for Transfer No. 86546, Amendment of Permit No. 63-32644

Veolia would like to review the revised version of the map after Eagle's changes are made, please.

Thanks,
Charlie

CHARLIE SUZANNAH BASER

GIVENS PURSLEY LLP

601 W Bannock St, Boise, ID 83702

main 208-388-1200

direct 208-388-1271

fax 208-388-1300

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From: Norman M. Semanko <NSemanko@parsonsbehle.com>
Sent: Wednesday, December 20, 2023 6:54 AM
To: Charlie S. Baser <charliebaser@givenspursley.com>; Cherese McLain <cdm@msbtlaw.com>
Cc: Ryan Morgan <RMorgan@starswd.com>; Miller, Nick <Nick.Miller@idwr.idaho.gov>
Subject: Re: Contested Application for Transfer No. 86546, Amendment of Permit No. 63-32644

EXTERNAL

The Eagle Water Team met yesterday and reviewed the revised map. We request that Star SWD remove from the map the water tank and the pressure zones that are depicted within the City of Eagle's water service area on the east side of SH-16 and north of Floating Feather Road.

With this clarifying change, the City of Eagle is agreeable to withdrawing from this matter once the updated map is submitted to IDWR.

Thank you.

Norm

PARSONS BEHLE & LATIMER

Norman M. Semanko
Attorney at Law
Direct +1 208.562.4909

From: Charlie S. Baser <charliebaser@givenspursley.com>
Sent: Wednesday, December 20, 2023 6:07:30 AM
To: Cherese McLain <cdm@msbtlaw.com>
Cc: Ryan Morgan <RMorgan@starswd.com>; Miller, Nick <Nick.Miller@idwr.idaho.gov>; Norman M. Semanko <NSemanko@parsonsbehle.com>
Subject: Re: Contested Application for Transfer No. 86546, Amendment of Permit No. 63-32644

If Eagle also withdraws when the District's applications are amended with this map, then Veolia will withdraw at that time (this seems like it will be the case). But if, for some reason, Eagle doesn't withdraw at that time, Veolia will move to become an intervenor in support so that it can make sure the District and Eagle's settlement doesn't harm Veolia.

Thanks,

Charlie

Sent from my iPhone. Please excuse typos.

On Dec 20, 2023, at 5:26 AM, Cherese McLain <cdm@msbtlaw.com> wrote:

EXTERNAL

So to confirm, if the District files this map Veolia will withdraw?

Cherese McLain
MSBT Chtd
7699 Riverside Drive
Boise, Idaho 83714

-------- Original message --------
From: "Charlie S. Baser" <charliebaser@givenspursley.com>
Date: 12/19/23 11:27 PM (GMT-07:00)
To: Ryan Morgan <RMorgan@StarSWD.com>, Cherese McLain <CDM@msbtlaw.com>, "Miller, Nick" <Nick.Miller@idwr.idaho.gov>, "Norman M. Semanko" <NSemanko@parsonsbehle.com>
Subject: RE: Contested Application for Transfer No. 86546, Amendment of Permit No. 63-32644

All, Veolia has reviewed this latest version of the map and it is fine from our standpoint.

I will be out of the office (and cell service) tomorrow afternoon and most (if not all) of Thursday but will be back online Friday if anyone has any questions or wants to discuss.

Thanks,
Charlie

CHARLIE SUZANNAH BASER

GIVENS PURSLEY LLP

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main 208-388-1200

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fax 208-388-1300

charliebaser@givenspursley.com

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From: Ryan Morgan <RMorgan@StarSWD.com>
Sent: Tuesday, December 19, 2023 7:35 AM
To: Cherese McLain <CDM@msbtlaw.com>; Miller, Nick <Nick.Miller@idwr.idaho.gov>; Norman M. Semanko <NSemanko@parsonsbehle.com>
Cc: Charlie S. Baser <charliebaser@givenspursley.com>
Subject: RE: Contested Application for Transfer No. 86546, Amendment of Permit No. 63-32644

EXTERNAL

All,

Please see the map that should address Charlie's concerns. I have removed the yellow upper pressure zone and water lines from their area.

Ryan V. Morgan, PE
District Engineer
Star Sewer and Water District
rmorgan@starswd.com
Main Office: 208-286-7388
Cell: 208-440-1534

<image001.png>

From: Cherese McLain <CDM@msbtlaw.com>
Sent: Wednesday, November 29, 2023 6:18 PM
To: Miller, Nick <Nick.Miller@idwr.idaho.gov>; Norman M. Semanko <NSemanko@parsonsbehle.com>
Cc: charliebaser@givenspursley.com
Subject: RE: Contested Application for Transfer No. 86546, Amendment of Permit No. 63-32644

Hey Nick, no problem. Star Sewer and the City of Eagle had a good meeting today and I am hopeful we can have a stipulation or withdrawals shortly.

Please give me a call when you are back. Hope it was a fun trip!

Cherese McLain
MSBT Chtd
7699 Riverside Drive
Boise, Idaho 83714

-------- Original message --------
From: "Miller, Nick" <Nick.Miller@idwr.idaho.gov>
Date: 11/29/23 6:11 PM (GMT-07:00)
To: Cherese McLain <CDM@msbtlaw.com>
Subject: RE: Contested Application for Transfer No. 86546, Amendment of Permit No. 63-32644

I got your VM. I've been out of the office and will be back on Tuesday. I'll pick it up then and get something scheduled. I apologize for letting this languish.

Nick.

From: Miller, Nick
Sent: Thursday, October 12, 2023 5:18 PM
To: Cherese D. McLain <CDM@msbtlaw.com>
Subject: FW: Contested Application for Transfer No. 86546, Amendment of Permit No. 63-32644

Here is the email I received from Veolia regarding their status in the Star Sewer and Water matters.

From: Charlie S. Baser <charliebaser@givenspursley.com>
Sent: Wednesday, October 04, 2023 10:07 AM
To: Norman M. Semanko <NSemanko@parsonsbehle.com>; Evans, Lynne

<Lynne.Evans@idwr.idaho.gov>; testrada@starswd.com; jwalker@kellerassociates.com; robert.newbry@veolia.com; Michael P. Lawrence <mpl@givenspursley.com>; Boise Docket <boisedocket@parsonsbehle.com>
Cc: Miller, Nick <Nick.Miller@idwr.idaho.gov>; Cherese McLain <cdm@msbtlaw.com>
Subject: RE: Contested Application for Transfer No. 86546, Amendment of Permit No. 63-32644

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Hi Lynne,

Veolia intends to withdraw its protest and ask to change its status to intervenor in support (simply to ensure that any agreement between Star and Eagle does not harm Veolia's interests) once Star Water & Sewer's applications have been updated with the map that we discussed with Star. I saw that Star submitted the map to IDWR but I have not yet gotten any confirmation that the applications have been amended.

Thanks and talk soon,
Charlie

CHARLIE SUZANNAH BASER

GIVENS PURSLEY LLP

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From: Norman M. Semanko <NSemanko@parsonsbehle.com>
Sent: Wednesday, October 4, 2023 9:59 AM

To: Evans, Lynne <Lynne.Evans@idwr.idaho.gov>; testrada@starswd.com; jwalker@kellerassociates.com; robert.newbry@veolia.com; Michael P. Lawrence <mpl@givenspursley.com>; Charlie S. Baser <charliebaser@givenspursley.com>; Boise Docket <boisedocket@parsonsbehle.com>
Cc: Miller, Nick <Nick.Miller@idwr.idaho.gov>; Cherese McLain <cdm@msbtlaw.com>
Subject: Re: Contested Application for Transfer No. 86546, Amendment of Permit No. 63-32644

EXTERNAL

The City of Eagle has not yet been included in any settlement discussions but would welcome the opportunity to do so, with IDWR's assistance.

Thank you.

Norm Semanko



Norman M. Semanko
Attorney at Law
Parsons Behle & Latimer
800 West Main Street, Suite 1300 • Boise, Idaho 83702
Main +1 208.562.4900 • Direct +1 208.562.4909 • Fax +1 208.562.4901

A Professional Law Corporation

parsonsbehle.com • NSemanko@parsonsbehle.com • vCard

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From: Evans, Lynne <Lynne.Evans@idwr.idaho.gov>
Sent: Tuesday, October 3, 2023 12:45:34 PM
To: testrada@starswd.com <testrada@starswd.com>; jwalker@kellerassociates.com <jwalker@kellerassociates.com>; robert.newbry@veolia.com <robert.newbry@veolia.com>; Michael P. Lawrence <mpl@givenspursley.com>; csb@givenspursley.com <csb@givenspursley.com>; Norman M. Semanko <NSemanko@parsonsbehle.com>; Boise Docket <boisedocket@parsonsbehle.com>
Cc: Miller, Nick <Nick.Miller@idwr.idaho.gov>
Subject: Contested Application for Transfer No. 86546, Amendment of Permit No. 63-32644

Good afternoon,

City of Eagle's Petitions to Intervene for both of these applications were granted last month, so we'd like to get these two applications moving toward resolution again.

Would it be beneficial for IDWR to host a settlement conference, or are the parties already close to reaching a resolution?

Thank you,

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

Evans, Lynne

From: Cherese McLain <CDM@msbtlaw.com>
Sent: Friday, December 22, 2023 3:01 PM
To: Miller, Nick; IDWR File
Cc: Norman M. Semanko; charliebaser@givenspursley.com; Ryan Morgan; testrada@starswd.com; Amber L. Gutierrez
Subject: RE: Contested Application for Transfer No. 86546, Amendment of Permit No. 63-32644
Attachments: SSWD Map Approval 12.22.23.pdf

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Hi Nick, please find attached the approval of the Star Sewer and Water District service map.

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From: Miller, Nick <Nick.Miller@idwr.idaho.gov>
Sent: Thursday, December 21, 2023 12:31 PM
To: Cherese McLain <CDM@msbtlaw.com>
Subject: RE: Contested Application for Transfer No. 86546, Amendment of Permit No. 63-32644

You can file it electronically by emailing the PDF to file@idwr.idaho.gov. It would help if there is a cover letter with it or even just in the email body that explains the map is intended to replace the map submitted with application for transfer 86546 (?and application for amendment of permit 87534?).

From: Cherese McLain <CDM@msbtlaw.com>
Sent: Thursday, December 21, 2023 11:53 AM

To: Miller, Nick <Nick.Miller@idwr.idaho.gov>
Subject: FW: Contested Application for Transfer No. 86546, Amendment of Permit No. 63-32644

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Hi Nick,

The SSWD Board is scheduled at 1:30 to adopt the map which should result in both Eagle and Veolia to withdraw. How do I need to file this? Can you point me in the direction?

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From: Norman M. Semanko <NSemanko@parsonsbehle.com>
Sent: Wednesday, December 20, 2023 5:21 PM
To: Charlie S. Baser <charliebaser@givenspursley.com>; Ryan Morgan <RMorgan@StarSWD.com>; Cherese McLain <CDM@msbtlaw.com>
Cc: Miller, Nick <Nick.Miller@idwr.idaho.gov>
Subject: Re: Contested Application for Transfer No. 86546, Amendment of Permit No. 63-32644

The latest revised map is acceptable to the City of Eagle.

Thank you.

Norm

PARSONS BEHLE & LATIMER
Norman M. Semanko
Attorney at Law
Direct +1 208.562.4909

From: Charlie S. Baser <charliebaser@givenspursley.com>
Sent: Wednesday, December 20, 2023 11:50:14 AM
To: Ryan Morgan <RMorgan@StarSWD.com>; Norman M. Semanko <NSemanko@parsonsbehle.com>; Cherese McLain <cdm@msbtlaw.com>
Cc: Miller, Nick <Nick.Miller@idwr.idaho.gov>
Subject: RE: Contested Application for Transfer No. 86546, Amendment of Permit No. 63-32644

Thanks, Ryan. Veolia has reviewed and this version of the map is fine with us.

Best,
Charlie

CHARLIE SUZANNAH BASER
GIVENS PURSLEY LLP
601 W Bannock St, Boise, ID 83702
main 208-388-1200
direct 208-388-1271
fax 208-388-1300
charliebaser@givenspursley.com
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From: Ryan Morgan <RMorgan@StarSWD.com>
Sent: Wednesday, December 20, 2023 9:55 AM
To: Charlie S. Baser <charliebaser@givenspursley.com>; Norman M. Semanko <NSemanko@parsonsbehle.com>; Cherese McLain <cdm@msbtlaw.com>
Cc: Miller, Nick <Nick.Miller@idwr.idaho.gov>
Subject: RE: Contested Application for Transfer No. 86546, Amendment of Permit No. 63-32644

EXTERNAL

All,

Here is the revised map removing the upper pressure zone east of 16. If all are in agreement we will resubmit to IDWR.

Ryan V. Morgan, PE
District Engineer
Star Sewer and Water District
rmorgan@starswd.com
Main Office: 208-286-7388
Cell: 208-440-1534

RECEIVED
Dec 22, 2023
DEPARTMENT OF
WATER RESOURCES

STAR SEWER & WATER DISTRICT
RECORD OF PROCEEDINGS

Date of Meeting:	December 21, 2023
Purpose:	Special Board Meeting
Minutes Prepared By:	Terra Estrada

I. Call to Order

Greg called the meeting to order.

II. Roll Call

Position	Name	Present	Late	Absent
Chairman	John "Jack" Kirtley			X
Treasurer	John Beagley			X
Secretary	Greg Timinsky	X		
Member	Cindy Birdwell	X		
Member	Andrew Abercrombie	X		

Others on behalf of the District

Name	Present	Late	Absent
Terra Estrada	X		
Melissa Thompson			X
Hank Day			X
Kevin McLeod			X
Ed Duncan			X
Ryan Morgan, District Engineer			X
Justin Walker, Keller Associates			X
Cherese D. McLain, District Legal Counsel			X
Jennifer Salmonson, Star City Council Liaison			X

III. Approval of Updated Area of Impact Map

The Board reviewed the updated Area of Impact Map provided by District Engineer, Ryan Morgan. Ryan indicated that both Veolia and Eagle Water have reviewed and approved this revised map. Greg made a motion to approve the revised map. Cindy seconded. All Board Members were in favor. Motion passes. The Board requested that Cherese file the approved map with IDWR.

IV. Adjournment

Andew made a motion to adjourn the meeting. Cindy seconded. All Board Members were in favor. Motion passes.

Prepared by Terra Estrada 12/21/23

Well 6 & 7 (EXISTING POD)
63-12100(ADDED)
63-12370(ADDED)
63-31969(ADDED)
63-32644(ADDED)
63-31511(ADDED)

Well 4 (EXISTING POD)
63-12100(ADDED)
63-12370(ADDED)
63-31969(ADDED)
63-32644(ADDED)
63-31511

Well 5 (EXISTING POD)
63-12100(ADDED)
63-12370(ADDED)
63-31969(ADDED)
63-32644(ADDED)
63-31511

Well 8 (EXISTING POD)
63-12100(ADDED)
63-12370(ADDED)
63-31969(ADDED)
63-32644(ADDED)
63-31511

Well 3 (ABANDONED POD)
63-12100(ADDED)
63-12370(ADDED)
63-31969
63-32644
63-31511(ADDED)

Existing PRV

Future Well
63-32644

Well 1 (EXISTING POD)
63-12100
63-12370
63-31969
63-32644
63-31511(ADDED)

Well 2 (ABANDONED POD)
63-12370
63-31969
63-32644

Future Well
63-32644

Well 9 (NEW POD)
63-12100 (ADDED)
63-12370 (ADDED)
63-31969 (ADDED)
63-32644 (ADDED)
63-31511

Legend

- Booster Station
- Well
- Pressure Reducing Valves
- Tanks
- Existing
- Future
- Future Service Area
- Existing SSWD Water Right POU
- Upper Pressure Zones

N
W E
S

0 0.38 0.75 1.5 Miles

O:\Projects\TmClark\AppData\Local\Temp\ArcGISProTemp3896\Untitled\Untitled.aprx

Prepared for:
STAR SEWER & WATER DISTRICT

Title:
IDWR Water Right Application for Well 9

Figure: 1

Updated 12/20/2023