



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 Mathew Weaver

11/03/23

DRY CREEK WATER CO
923 S BRIDGEWAY PL
EAGLE ID 83616-6098

RE: Mitigation By Non-Use – Updated Water Right Records

Dear Water Right Holder,

Recently through the filing of water supply bank lease applications, IDWR became aware that water rights 63-4086B, 63-2535, 63-4023B, 63-7123, 63-17454, and 63-32266 (Rights) in the name of Dry Creek Water Co. (DCW) were not updated annually as part of the mitigation plan and specified in the conditions of permit 63-32423. On 09/27/23 I sent an email to Ann Dickey (DCW), Terry Scanlan (HDR), and Nick Miller (Western Region Manager, IDWR) proposing to convert portions of each right to mitigation by non-use using the volume and equivalent acres calculated in the most recent Proposed Mitigation Plan (Plan) received 02/17/23. In the Plan DCW estimates the municipal volume for 2023 will be 732 acre-ft (page 4, table 3 of the Plan) which would require removing 215.7 acres from irrigation and dedicating them to mitigation by non-use. The following tables contain the unrounded amounts of each right dedicated to mitigation by non-use and the remaining amounts available for irrigation:

Water Right	Mitigation Acres	Mitigation Rate	Mitigation Volume
63-4086B	186.55	2.598	839.48
63-2535	18.19	0.364	81.84
63-4023B	93.54	1.559	420.91
63-7123	182.39	0.411	839.48
63-17454	44.17	0.883	198.76
63-32266	12.00	0.230	54.00

Table 1. Portions of the rights dedicated to mitigation by non-used calculated from the 215.7 acre portion of the combined limit.

Water Right	Remaining Acres	Remaining Rate	Remaining Volume
63-4086B	172.45	2.402	776.02
63-2535	16.81	0.336	75.66
63-4023B	86.46	1.441	389.09
63-7123	168.61	0.379	776.02
63-17454	40.83	0.817	183.74
63-32266	0.00	0.000	0.00

Table 2. Portions of the rights remaining for irrigation.

IDWR did not receive comments or objections regarding the proposed conversion or methods of calculation in response to the 09/27/23 email. Receiving no objections, the enclosed reports show the updated Rights according to the Plan and conditions of permit 63-32423.

DCW shall continue to file annual reports in compliance with the conditions of permit 63-32423 including in the report the volume of water for municipal use under the permit, the project volume for the following year, the amounts of each right required to dedicate to mitigation, and all other required information. IDWR will review the report, update the rights, and provide copies of the updated rights.

Respectfully,

A handwritten signature in black ink, appearing to read "P. Hummer".

Phill Hummer
Water Rights Supervisor
IDWR State Office

Cc (email): Ann Dickey (DCW), Terry Scanlan (HDR), Lori Graves (HDR)

Enclosure: Reports and Maps for Water Rights 63-4086B, 63-2535, 63-4023B, 63-7123, 63-17454, 63-32266