

State of Idaho
Department of Water Resources
Amendment of Permit
No. 63-34038

Priority: June 26, 2015

Maximum Diversion Rate: 4.00 CFS

This is to certify that

CS PROPERTY DEVELOPMENT LLC PO BOX 27 BOISE ID 83707-0027

has applied to amend a permit, and the amendment is APPROVED for development of water as follows:

Source : GROUND WATER

<u>Beneficial Use</u>	<u>Period of Use</u>	<u>Rate of Diversion</u>
IRRIGATION	03/01 to 11/15	3.20 CFS
INDUSTRIAL	01/01 to 12/31	4.00 CFS

Location of Point(s) of Diversion

GROUND WATER	SE¼ SW¼, Sec. 6, Twp 01N, Rge 02E, B.M.	ADA County
GROUND WATER	NW¼ NE¼, Sec. 13, Twp 01N, Rge 01E, B.M.	ADA County
GROUND WATER	NW¼ NW¼, Sec. 13, Twp 01N, Rge 01E, B.M.	ADA County
GROUND WATER	NE¼ SE¼, Sec. 13, Twp 01N, Rge 01E, B.M.	ADA County
GROUND WATER	NE¼ NE¼, Sec. 14, Twp 01N, Rge 01E, B.M.	ADA County
GROUND WATER	NW¼ NE¼, Sec. 14, Twp 01N, Rge 01E, B.M.	ADA County
GROUND WATER	SW¼ NE¼, Sec. 14, Twp 01N, Rge 01E, B.M.	ADA County
GROUND WATER	SE¼ NE¼, Sec. 14, Twp 01N, Rge 01E, B.M.	ADA County
GROUND WATER	NE¼ SE¼, Sec. 14, Twp 01N, Rge 01E, B.M.	ADA County
GROUND WATER	NW¼ SE¼, Sec. 14, Twp 01N, Rge 01E, B.M.	ADA County
GROUND WATER	SW¼ SW¼, Sec. 3, Twp 01N, Rge 01E, B.M.	ADA County
GROUND WATER	NW¼ NE¼, Sec. 10, Twp 01N, Rge 01E, B.M.	ADA County
GROUND WATER	SW¼ NE¼, Sec. 10, Twp 01N, Rge 01E, B.M.	ADA County
GROUND WATER	SE¼ SE¼, Sec. 10, Twp 01N, Rge 01E, B.M.	ADA County
GROUND WATER	L6 (NW¼ SW¼), Sec. 6, Twp 01N, Rge 02E, B.M.	ADA County
GROUND WATER	L6 (NW¼ SW¼), Sec. 6, Twp 01N, Rge 02E, B.M.	ADA County
GROUND WATER	L7 (SW¼ SW¼), Sec. 6, Twp 01N, Rge 02E, B.M.	ADA County
GROUND WATER	L7 (SW¼ SW¼), Sec. 6, Twp 01N, Rge 02E, B.M.	ADA County
GROUND WATER	SW¼ SE¼, Sec. 11, Twp 01N, Rge 01E, B.M.	ADA County
GROUND WATER	SE¼ SE¼, Sec. 11, Twp 01N, Rge 01E, B.M.	ADA County
GROUND WATER	SW¼ NW¼, Sec. 12, Twp 01N, Rge 01E, B.M.	ADA County
GROUND WATER	SE¼ NW¼, Sec. 12, Twp 01N, Rge 01E, B.M.	ADA County

Place of Use: IRRIGATION

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
01N	01E	13	40	40	40	40	40	40							40				280
01N	01E	14	40	40	40	40			40	40	40	40	40	40	40	40	40	40	560
01N	01E	23	40	40			40	40											160
01N	01E	12					40	40	40	40	40	40	40		40	40	40	40	440
01N	01E	24					40	40	40	40									160
01N	01E	11															40	40	80

Total Acres: 1,680

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Place of Use: INDUSTRIAL

Twp	Rng	Sec	NE				NW				SW				SE				Totals	
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE		
01N	01E	10	X	X	X	X														
01N	01E	11			X	X	X	X	X	X					X	X	X	X		
01N	01E	12					X	X	X	X	X	X	X	X	X	X	X	X		
01N	01E	13	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X		
01N	01E	14	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X		
01N	01E	15	X		X	X								X					X	
01N	01E	23	X	X	X	X	X	X	X	X										
01N	01E	24	X	X	X	X	X	X	X	X										
01N	02E	18	X	X		X	X	X	X	X	X	X	X	X	X	X	X	X		
								L1	L2			L3	L4							
01N	01E	3									X	X	X	X				X	X	
01N	02E	6									X	X	X	X	X	X	X	X	X	
												L6	L7							
01N	02E	7											X	X				X		
													L4							
01N	02E	19						X												
								L1												

Conditions of Approval

1. Proof of application of water to beneficial use shall be submitted on or before **November 01, 2025**.
2. Subject to all prior water rights.
3. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.5 afa per acre at the field headgate for irrigation of the place of use.
4. Diversion and use of water with a temperature greater than 85 degrees Fahrenheit is not authorized under this right.
5. The right holder shall install a measuring device acceptable to the Department at each point of diversion authorized under this right. The measuring device shall be capable of displaying diversion flow rate and totalized volume measurement. The right holder shall record the flow rate and volume measurements monthly for any calendar year in which water is diverted and used in connection with this right until notified by the Department. The records shall be made available to the Department upon request.
6. The right holder shall install or construct a straight length of conduit or ditch suitable for installation of a device for measuring the entire flow of water being diverted in connection with this right. If the right holder uses conduit, the straight length of conduit shall be at least fifteen times the diameter of the conduit and shall be above ground or otherwise easily accessible.
7. Each point of diversion (well) authorized for this right shall include a measuring device or other suitable method to allow measurement of the static water level in the well. Water level measurements shall be made monthly throughout the year from the beginning of the diversion and use of water in connection with this right until notified by the Department. The records shall be made available to the Department upon request.
8. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
9. Prior to submitting proof of beneficial use, the right holder shall not assign ownership of the permit to another individual, corporation, partnership, or association without prior approval of the Department.
10. If the Department determines based on credible evidence, measurement reports, area data or

State of Idaho
Department of Water Resources
Amendment of Permit
No. 63-34038

otherwise that diversion and use of ground water under this right is causing material injury to any senior water right(s), the Department may order the diversion reduced, the diversion curtailed, or the right holder to provide adequate mitigation to remedy the injury.

11. Proof of beneficial use may not be submitted until one month prior to the deadline to submit proof of beneficial use set forth in these conditions; provided, however, if less than four (4) years of ground water monitoring data have been collected while beneficial use authorized under this permit has occurred, then an extension of time for up to five additional years shall be requested by the permit holder. The permit holder shall submit a report from a qualified professional engineer, hydrologist, or hydrogeologist summarizing hydrogeologic data collected to fulfill the conditions of approval of this permit. Submittal of a proof of beneficial use statement without the required data and report will not be accepted by the Department and may result in lapse of the permit.
12. Failure of the right holder to comply with any condition of approval is cause for the Director to cancel this permit.
13. The Director retains jurisdiction to require the right holder to provide purchased or leased natural flow or stored water to offset depletion of Lower Snake River flows if needed for salmon migration purposes. The amount of water required to be released into the Snake River or a tributary, if needed for this purpose, will be determined by the Director based upon the reduction in flow caused by the use of water pursuant to this permit.

This amendment of permit is issued pursuant to the provisions of Idaho Code § 42-211.

Signed this 21st day of October, 20 25.



Parker, Cody
Water Rights Supervisor



October 21, 2025

CS PROPERTY DEVELOPMENT LLC
PO BOX 27
BOISE ID 83707-0027

RE: Amendment of Permit No. 65-34038

Amendment of Permit Approval Notice

Dear Permit Holder:

The Department of Water Resources ("Department") has issued the enclosed Amendment of Permit approving your application to amend the water permit referenced above. Please be sure to thoroughly review every element of the Amendment of Permit, including all of the conditions of approval.

The Amendment of Permit is a PRELIMINARY ORDER issued pursuant to Rule 730 of the Department's Rules of Procedure (IDAPA 37.01.01.730). It can and will become a final order without further action by the Department unless a party petitions for reconsideration, files exceptions, or requests a hearing as described in the enclosed information sheet.

Please be advised that Idaho Code § 42-248 requires you or the owner of this water permit to maintain current ownership and address records on file with the Department. Forms to file a change in ownership and/or a change in the address are available from any Department office or at the Department's website, www.idwr.idaho.gov.

If you have any questions concerning the enclosed, please contact me at (208) 605-4629.

Sincerely,

A handwritten signature in blue ink that reads "Susy Hobson".

Susy Hobson
for
Cody Parker
Water Rights Supervisor

Enclosures

CERTIFICATE OF SERVICE

I hereby certify that on October 21, 2025, I served a true and correct copy of Water Right License No. 63-34038 by U.S. Mail, postage prepaid, to the following:

CS PROPERTY DEVELOPMENT LLC (Current Owner)
PO BOX 27
BOISE ID 83707-0027

WELLS FARGO BANK (Security Interest)
FOOD & AGRIBUSINESS COMMERCIAL BANKING OFFICE
MAC T3005-072
905 S FILLMORE ST STE 701
AMARILLO TX 79101-3540



Susy Hobson
Technical Records Specialist 1

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.

STATE OF IDAHO DEPARTMENT OF WATER RESOURCES

APPLICATION FOR AMENDMENT OF A PERMIT

Fee is \$100 per § 42-221C, Idaho Code

Applicant(s) CS Property Development LLC Phone (208) 780-0959

Name connector(check one): [] and [] or [] and/or

Mailing address PO Box 27 City Boise

State ID Zip 83707 Email: remington.buyer@simplot.com

I am the owner of Water Appropriation Permit No. 63-34038 and request that the permit be amended as follows:

- Change point of diversion, Add point of diversion, Change period of use, Change nature of use, Change place of use, Other

- 1. Point of diversion: No changes to point(s) of diversion. Skip item #1 and proceed to #2. Attach Eastern Snake Plain Aquifer analysis if this proposes to change a point of diversion affecting the ESPA.

Table with 10 columns: Twp, Rge, Sec, Govt Lot, 1/4, 1/4, 1/4, County, Source, Local name or tag #. Row 1: 01N, 02E, 6, SE, SW, Ada, Ground Water, D0077537

- 2. Period and nature of use: No changes to period and/or nature of use. Skip item #2 and proceed to #3.

Amount for purposes from to (both dates inclusive) (cfs or acre-feet per year) (water use) (month/day) (month/day)

- 3. Place of use or land to be irrigated: No changes to place of use. Skip item #3 and proceed to #4.

Table with 19 columns: Twp, Rge, Sec, NE 1/4, NW 1/4, SW 1/4, SE 1/4, Acre Totals. Sub-columns for 1/4 sections: NE, NW, SW, SE.

Total Acres (for irrigation use)

- 4. Property ownership:** No changes to point of diversion and/or place of use. Skip item #4 and proceed to #5.
- a. Who owns the property at the point of diversion? _____
- b. Who owns the land to be irrigated or place of use? _____
- c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing:

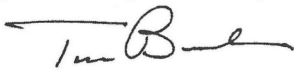
5. Describe the proposed change in narrative form:
Adding a point of diversion as a backup well for industrial use authorized under permit 63-34038.

6. Map: The point(s) of diversion and/or the place of use are not amended, therefore a map is not attached.

Attach a map showing the proposed point(s) of diversion and/or place(s) of use. Clearly label the map with township, range, section, and ¼ ¼ of section information. A photocopy of a USGS 7.5 minute topographic quadrangle is commonly used, or the *Map Tool* available on the Department website provides a satisfactory template for creating the required map (<http://maps.idwr.idaho.gov/TransferApplicationLayouts/Map>).

7. Signature:

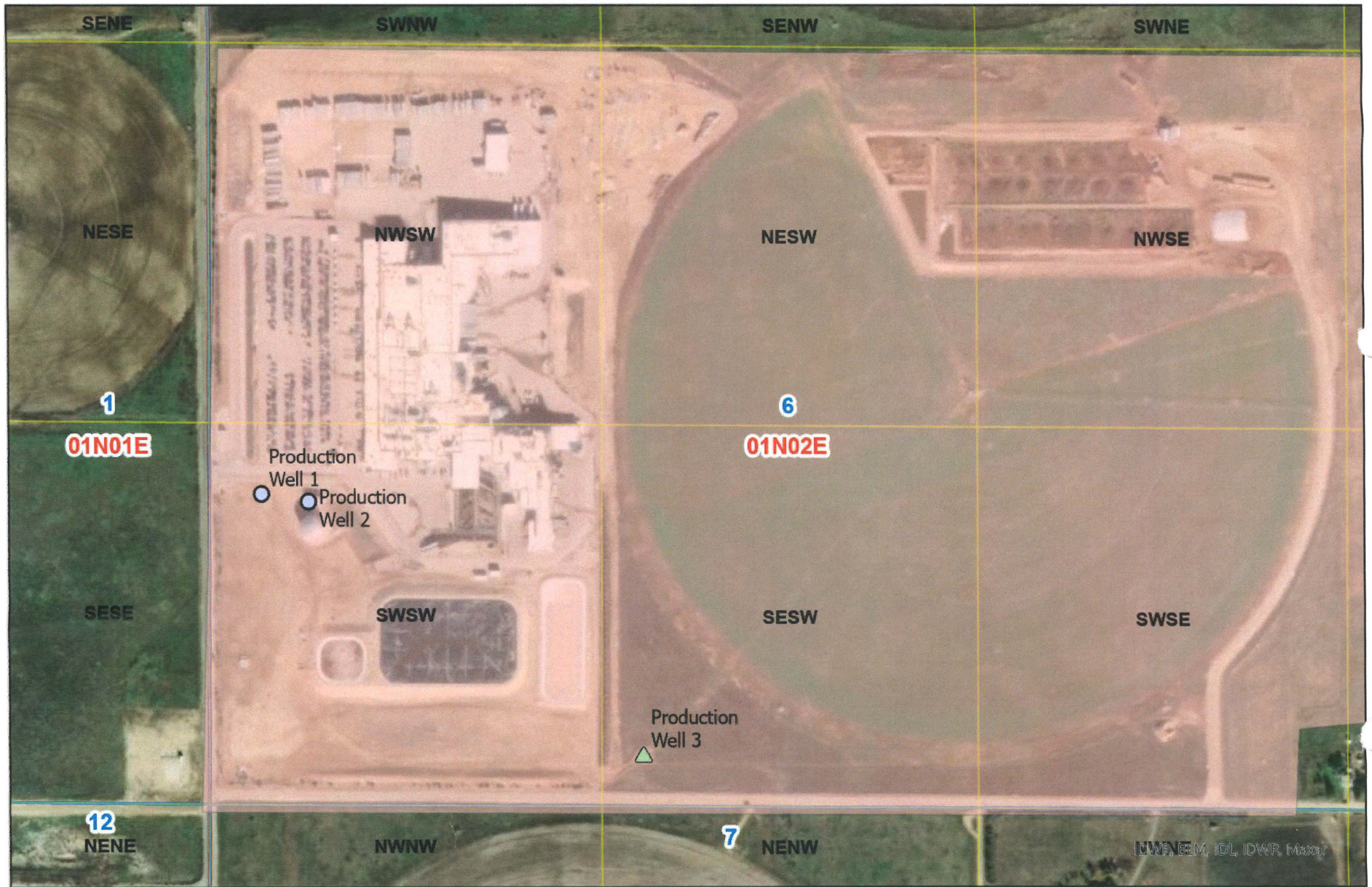
The information in this application is true to the best of my knowledge. I understand that any willful misrepresentations in this application may result in rejection of the application or cancellation of an approval.

 _____ Signature of applicant or authorized agent	Thomas J. Basabe, Director _____ Print name (and title, if applicable)	6/30/2025 _____ Date
_____ Signature of applicant or authorized agent	_____ Print name (and title, if applicable)	_____ Date

FOR DEPARTMENT USE ONLY

Received by _____	Date _____
Received by <u>Sh</u>	Date <u>7/3/2025</u> Receipt No. <u>W052025</u>
Reviewed by _____	Date _____

Amendment of Permit 63-34038



Permit 63-34038 PODs

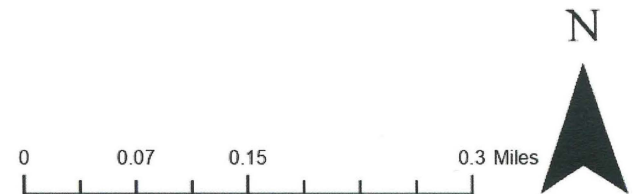
- Existing
- ▲ New

POU - Permit 63-34038

QQs & GLs

Sections

Township & Range



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED
JUNE 30, 2015

APPLICATION FOR AMENDMENT OF A PERMIT

Fee is \$100 per § 42-221C, Idaho Code

WATER RESOURCES
WESTERN REGION

Applicant(s) CS Property Development LLC Phone (208) 780-0959

Name connector(check one): and or and/or

Mailing address PO Box 27 City Boise

State ID Zip 83707 Email: remington.buyer@simplot.com

I am the owner of Water Appropriation Permit No. 63-34038 and request that the permit be amended as follows:

- Change point of diversion Add point of diversion Change period of use
 Change nature of use Change place of use Other _____

1. Point of diversion: No changes to point(s) of diversion. Skip item #1 and proceed to #2.
 Attach Eastern Snake Plain Aquifer analysis if this proposes to change a point of diversion affecting the ESPA.

Twp	Rge	Sec	Govt Lot	¼	¼	¼	County	Source	Local name or tag #
01N	02E	6			SE	SW	Ada	Ground Water	D0077537

2. Period and nature of use: No changes to period and/or nature of use. Skip item #2 and proceed to #3.

Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
 (cfs or acre-feet per year) (water use) (month/day) (month/day)

Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
 (cfs or acre-feet per year) (water use) (month/day) (month/day)

Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
 (cfs or acre-feet per year) (water use) (month/day) (month/day)

Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
 (cfs or acre-feet per year) (water use) (month/day) (month/day)

3. Place of use or land to be irrigated: No changes to place of use. Skip item #3 and proceed to #4.

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

4. Property ownership:

No changes to point of diversion and/or place of use. Skip item #4 and proceed to #5.

- a. Who owns the property at the point of diversion? _____
- b. Who owns the land to be irrigated or place of use? _____
- c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing:

5. Describe the proposed change in narrative form:

Adding a point of diversion as a backup well for industrial use authorized under permit 63-34038.

6. Map:

The point(s) of diversion and/or the place of use are not amended, therefore a map is not attached.

Attach a map showing the proposed point(s) of diversion and/or place(s) of use. Clearly label the map with township, range, section, and ¼ ¼ of section information. A photocopy of a USGS 7.5 minute topographic quadrangle is commonly used, or the *Map Tool* available on the Department website provides a satisfactory template for creating the required map (<http://maps.idwr.idaho.gov/TransferApplicationLayouts/Map>).

7. Signature:

The information in this application is true to the best of my knowledge. I understand that any willful misrepresentations in this application may result in rejection of the application or cancellation of an approval.



Signature of applicant or authorized agent

Thomas J. Basabe, Director

Print name (and title, if applicable)

6/30/2025

Date

Signature of applicant or authorized agent

Print name (and title, if applicable)

Date

FOR DEPARTMENT USE ONLY

Received by Sh

Date 7/3/2025

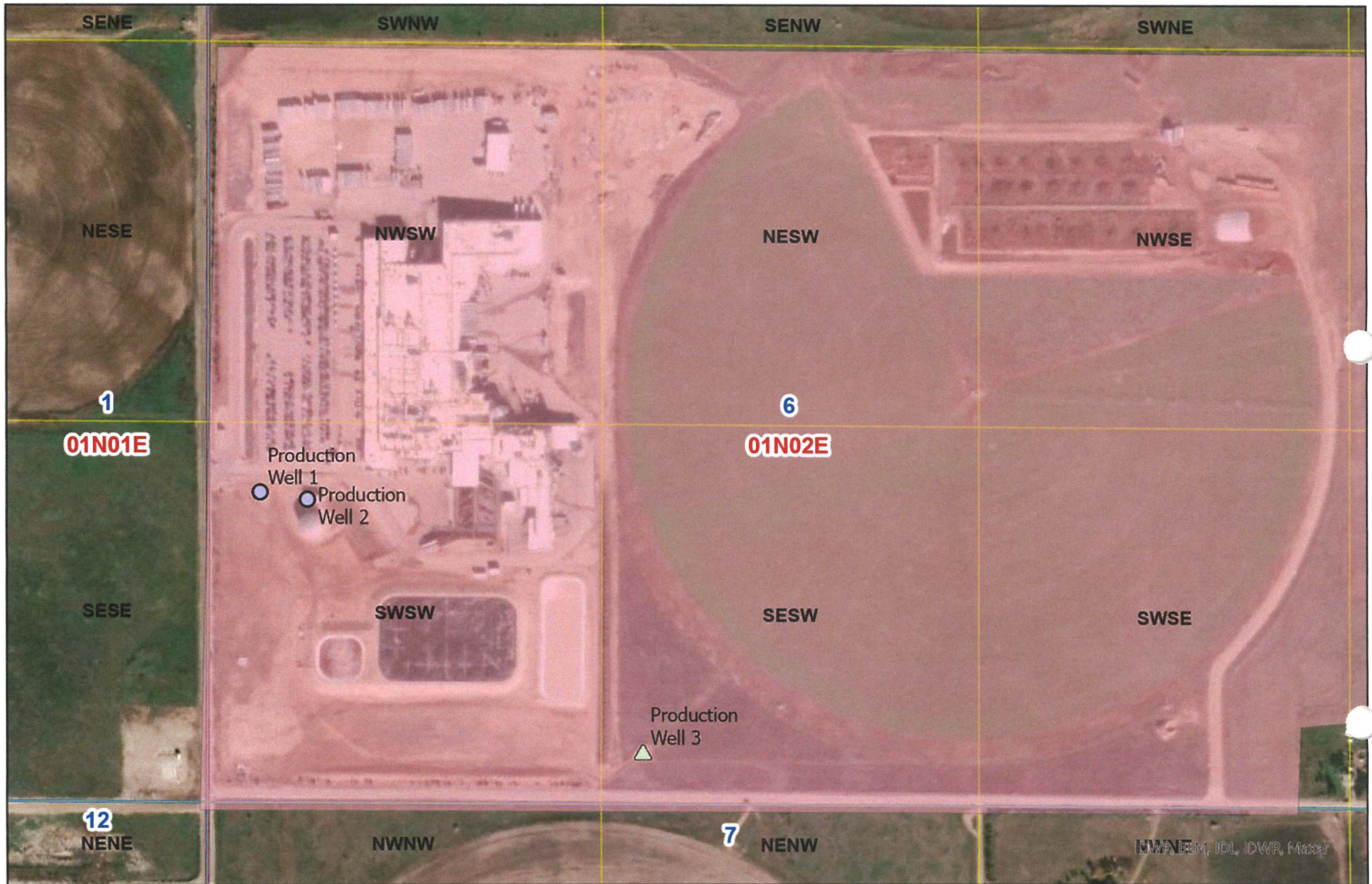
Received by _____

Date _____ Receipt No. W052625

Reviewed by _____

Date _____

Amendment of Permit 63-34038



Permit 63-34038 PODs

- Existing
- ▲ New

POU - Permit 63-34038

QOs & GLs

Sections

Township & Range

0 0.07 0.15 0.3 Miles





J.R. Simplot Company
P.O. Box 27, Boise, Idaho
83707 0027

1099 West Front Street
Boise, Idaho 83702

Remington.Buyer@simplot.com
208 780 0959 Business
208 389 7333 Fax

July 1, 2025

Kate Englund
Idaho Department of Water Resources
2735 W. Airport Way
Boise, ID 83705-5082

RECEIVED

JUL 03 2025

WATER RESOURCES
WESTERN REGION

Re: Application for Permit Amendment – 63-34038

Ms. Englund,

Please find enclosed an Application for an Amendment of a Permit proposing to add an additional point of diversion for permit 63-34038. A map and payment of \$100 are also provided.

The proposed additional point of diversion for permit 63-34038 is intended to function as a stand-by back up industrial water supply for the industrial use authorized under the permit.

Please contact me if you have any questions about this request.

Regards,

A handwritten signature in black ink, appearing to be "RB" with a horizontal line extending to the right.

Remington Buyer

Land, Water & Asset Recovery



Hobson, Susy

From: Buyer, Remington <Remington.Buyer@simplot.com>
Sent: Monday, June 30, 2025 3:40 PM
To: IDWR File
Cc: Englund, Kate
Subject: Application for Amendment of Permit 63-34038
Attachments: Packet - Application for Permit Amendment - 63-34038.pdf

RECEIVED
June 30, 2025
Western

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.

Good afternoon,

Please find attached a courtesy copy of the completed Application for Amendment of a Permit form, for right 63-34038, scheduled to be mailed to IDWR's Western Region Office tomorrow, 7/1/2025.

Thank you,

-Remington

Remington Buyer | Water Right Specialist | Land, Water & Asset Recovery



Tel. (208) 780-0959
simplot.com



J.R. Simplot Company
P.O. Box 27, Boise, Idaho
83707 0027

1099 West Front Street
Boise, Idaho 83702

Remington.Buyer@simplot.com
208 780 0959 Business
208 389 7333 Fax

July 1, 2025

Kate Englund
Idaho Department of Water Resources
2735 W. Airport Way
Boise, ID 83705-5082

Re: Application for Permit Amendment – 63-34038

Ms. Englund,

Please find enclosed an Application for an Amendment of a Permit proposing to add an additional point of diversion for permit 63-34038. A map and payment of \$100 are also provided.

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Regards,

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Remington Buyer

Land, Water & Asset Recovery

RECEIVED

Jun 30, 2025

DEPARTMENT OF
WATER RESOURCES
RECEIVED

JUN 30 2025

WATER RESOURCES
WESTERN REGION

