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Transporting Non-Project Water

The CAP System Use Agreement identifies three ways that non-Project Water can be transported through the CAP System

- <u>Reclamation</u> <u>Wheeling</u>: based on existing capacity, on year-to-year, asavailable basis
- <u>CAWCD</u> <u>Wheeling</u>: based on increased operational capability, developed over time
- <u>Firming</u>: non-Project water delivered to a CAP Long-Term Contractor to supplement shortage-reduced supply

Report on Wheeling and System Use Agreement | 03.02.23



Queen Creek Wheeling

- In June, CAP began deliveries of the Town of Queen Creek's 2,033 AF 4th Priority Colorado River supply, formerly held by GSC Farms
- This is the first ever non-Project water delivered in the CAP system, and is being transported pursuant to a Reclamation Wheeling Contract (8.17)
 - The Town's contract explicitly contemplates transitioning to a CAWCD Wheeling Contract (8.18) once the remaining elements of our program are in place
 - CAWCD Wheeling Contracts require Board Approval

CAP

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Mohave CO, et al Litigation **Queen Creek Wheeling** Challenge to NEPA Sufficiency and Admin. Procedures Act Preliminary Injunction Denied Generalized Timeline of Selected Activities 2019 2020 2021 2022 2023 Queen Creek and GSC Farms Enter **CAP Process ADWR Process Reclamation Process** Into a Purchase Request for Consultation NEPA Review of Transfer and Coordination with USBR and Transfer Public Meetings Wheeling and Town on Diversion Agreement Submitted Claims of Negative Finding of No Significant Modification, Scheduling Impact (FONSI) and Payment **Impacts** Delivery of non-Project Response to Claims Drafting and Issuance of Water to QCID GSF Section 5 and Reclamation Rebuttals to Response ADWR Recommendation Wheeling Contract **ADWR Revised** Recommendation CAWCD Board Meeting | August 3, 2023

Queen Creek Wheeling

- Since the source is Colorado River water, the water quality standards for the introduction into the CAP System do not apply
- The Town pays CAP Fixed OM&R and Energy rates, and a Capital Equivalency Charge (\$53/AF in 2023)
- The Town must also make a 5% wet-water contribution to system losses
- Pursuant to the SUA, a portion of the Town's wheeled water is eligible to be characterized as Firming Water
 - 25% of the Town's 4,162 AF NIA entitlement is shorted in 2023
 - · Losses and the Capital Equivalency Charge waived on 1,040 AF

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System Improvement Project

- Before CAWCD Wheeling Contracts can be issued, Reclamation must approve and quantify the "Projected Additional Operational Capability" of a "System Improvement Project (SIP)"
 - The concept was designed to resolve a decades-long impasse regarding the interpretation of Article 8.17 in the 1988 Master Repayment Contract
- A SIP must be a "material modification to the Transferred Works" that increases the "..ability of the CAP System to deliver water given the system's physical and operational characteristics."

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System Improvement Project

- CAP Staff have developed a SIP proposal based on upgrading the pump impellers at the Little Harquahala and Hassayampa pumping plants
 - The upgrades will allow greater flow during western maintenance outage three-month half-plant operations
 - Staff have updated and expanded previous analyses, including half-plant field tests
 - The proposal is being actively discussed with Reclamation
- CAP anticipates assessing a System Improvement Fee on CAWCD Wheeling Contracts, based on the cost and Operational Capability of this project

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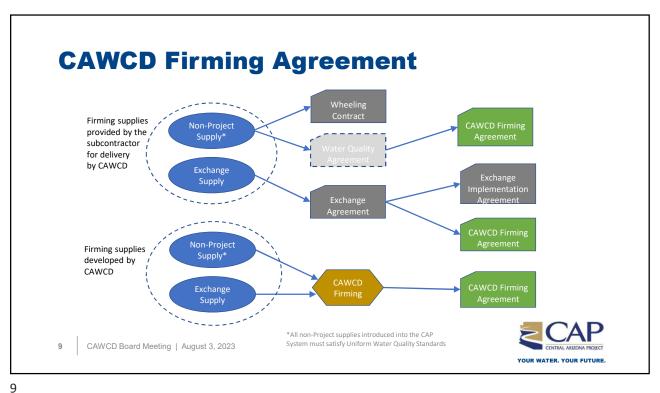
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CAWCD Firming Agreement

- In some instances, Firming Water (non-Project or Exchange Water) may move through the CAP system without a wheeling contract
- Since all water deliveries require a contract, the SUA contemplates a Firming Agreement to specify the terms and conditions for a party to receive Firming Water
- An initial draft was shared with stakeholders and discussed at the May 18th CAGRD & Underground Storage Committee
 - The initial draft has been revised for additional clarity and will be considered at the August Committee meeting
- For Firming Water developed and delivered by CAP (e.g., from the direct recovery of AWBA credits), a separate Firming Rate will need to be established by the Board

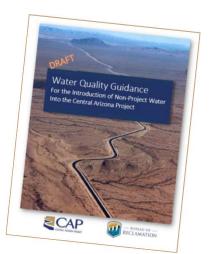
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Water Quality Standards

- Reclamation's NEPA review for three importation projects in the Harquahala INA (Scottsdale, HVWP and Vidler) remains on hold
- Further extended delay of the standards could affect the regulatory review of other projects, including direct recovery at TDRP and the SRP-CAP Interconnection Facility (SCIF)



CAWCD Board Meeting | August 3, 2023



