

RECEIVED

WITHDRAWN

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMITIdent. No. 65-23964AUG 17 2020
COMPLETE
WATER RESOURCES
WESTERN REGION

1. Name of applicant(s) Robert and / or Nancy Roberts Phone 208-459-3333
 Name connector (check one): ☐ and ☐ or ☐ and/or
 Mailing address 2109 N 9th St City Boise
 State Idaho ZIP 83702-2820 Email sales@rmsteel.com
2. Name of representative, if any _____ Phone _____
 Mailing address _____ City _____
 State _____ ZIP _____ Email _____
- a. ☐ Send all correspondence for this application to the representative and not to the applicant OR
☐ Send original correspondence to the applicant and copies to the representative.
- b. ☐ The representative may submit information for the applicant but is not authorized to sign for the applicant OR
☐ The representative is authorized to sign for the applicant. Attach a Power of Attorney or other documentation.
3. Source of water supply Holland Gulch Creek which is a tributary of Little Willow Creek
4. Location of point(s) of diversion:

Twp	Rge	Sec	Govt Lot	1/4	1/4	1/4	County	Source	Local name or tag #
10N	03W	23			SE	NW	Washington	Holland Gulch Creek	

5. Water will be used for the following purposes:
- Amount 15AF for Stock Water Storage purposes from 1 Jan to 31 Dec (both dates inclusive)
 (cfs or acre-feet per year)
- Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
 (cfs or acre-feet per year)
- Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
 (cfs or acre-feet per year)
- Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
 (cfs or acre-feet per year)
6. Total quantity to be appropriated is (a) _____ cubic feet per second (cfs) and/or (b) 15 acre-feet per year (af).
7. Proposed diverting works:
- a. Describe type and size of devices used to divert water from the source. On Stream Pond
- b. Height of storage dam _____ feet; active reservoir capacity 6 acre-feet; total reservoir capacity _____ acre-feet. If the reservoir will be filled more than once each year, describe the refill plan in item 12. For dams 10 feet or more in height AND having a storage capacity of 50 acre-feet or more, submit a separate [Application for Construction or Enlargement of a New or Existing Dam](#). Application required? ☐ Yes ☐ No
- c. Proposed well diameter is _____ inches; proposed depth of well is _____ feet.
- d. Is ground water with a temperature of greater than 85°F being sought? ☐ Yes ☐ No
- e. If well is already drilled, when? _____; drilling firm _____;
 well was drilled for (well owner) _____; Drilling Permit No. _____

For Department Use

Received by LE Date 08/17/2020 Time 10:45Am Preliminary check by AK
 Fee \$ 100 Receipted by LE Receipt No. W048433 Date 8-26-2020

8. Description of proposed uses (if irrigation only, go to item 9):

- a. Hydropower; show total feet of head and proposed capacity in kW. _____
- b. Stockwatering; list number and kind of livestock. Cattle Angus 180
- c. Municipal; must complete and attach the [Municipal Water Right Application Checklist](#).
- d. Domestic; show number of households _____
- e. Other; describe fully. _____

9. Description of place of use:

- a. If water is for irrigation, indicate acreage in each subdivision in the tabulation below.
- b. If water is used for other purposes, place a symbol of the use (example: D for Domestic) in the corresponding place of use below. See instructions for standard symbols.

TWP	RGE	SEC	NE				NW				SW				SE				TOTALS
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
10N	03W	23								S									

Total number of acres to be irrigated: _____

10. Describe any other water rights used for the same purposes as described above. Include water delivered by a municipality, canal company, or irrigation district. If this application is for domestic purposes, do you intend to use this water, water from another source, or both, to irrigate your lawn, garden, and/or landscaping? _____

65-12897

65-19744 65-20563

11. a. Who owns the property at the point of diversion? USA BLM

b. Who owns the land to be irrigated or place of use? USA BLM

c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing: Grazing Permit

12. Describe your proposal in narrative form, and provide additional explanation for any of the items above. Attach additional pages if necessary. Limit Agency Agreement with Bureau Land Management

Reference Document

2.5 Acre Surface Area x 15' Max Depth = 6' Average Depth. Stock Drink Directly From Storage

13. Time required for completion of works and application of water to proposed beneficial use is 1 years (minimum 1 year).

14. **MAP OF PROPOSED PROJECT REQUIRED** - Attach an 8½" x 11" map or maps clearly identifying the proposed point of diversion, place of use, section #, township & range. The map scale shall not be less than two (2) inches equal to one (1) mile.

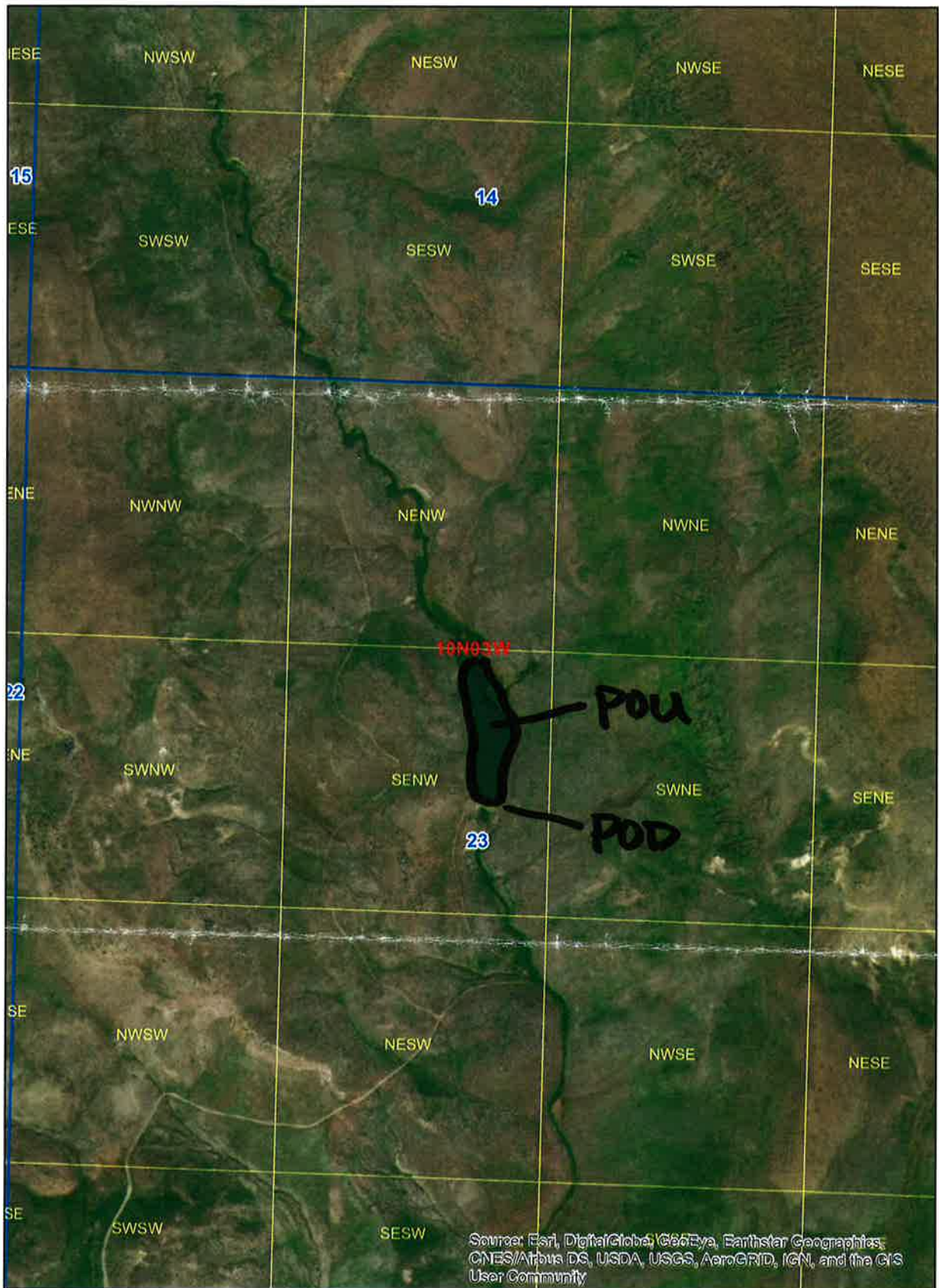
The information contained in this application is true to the best of my knowledge. I understand that any willful misrepresentations made in this application may result in rejection of the application or cancellation of an approval.

Signature of Applicant

ROBERT ROBERTS
Print Name (and title, if applicable)

Signature of Applicant

Print Name (and title, if applicable)





United States Department of the Interior
BUREAU OF LAND MANAGEMENT
Four Rivers Field Office
3948 Development Avenue
Boise, Idaho 83705



In Reply Refer To:
7250 (IDB010)

Dear Permittee:

You recently had a conversation with a Four Rivers Field Office rangeland management specialist regarding the opportunity to enter into a voluntary Limited Agency Agreement for stockwater on grazing allotment(s) which you are authorized to graze. You indicated that you intend to enter a Limited Agency Agreement with Bureau of Land Management to maintain these stockwater rights. A copy of the Limited Agency Agreement and additional information is enclosed. Please sign and return to the Limited Agency Agreement to our office in the enclosed envelope which must be received at our office by June 30, 2020. We will return a dually signed copy for your records. If you have questions about this agreement or would like to discuss it further call me at 208-384-3336.

Sincerely,

Amanda Hoffman

Amanda Hoffman
Field Manager, Acting

GENERAL TERMS

1. This Agreement does not convey right, title, or interest in any lands or resources held by the United States. Nothing in this Agreement shall prevent the BLM from administering grazing, range improvements, or water rights in accordance with applicable law and does not extend rights associated with the BLM's statutory and regulatory management of its grazing program to the Permittee and/or Lessee.
2. The Parties expressly agree that the mutual acknowledgements and agreements outlined in this Agreement are supported by good and adequate consideration including, but not limited to, past and continuing use of the water associated with the applicable stockwater rights, construction and maintenance of associated range improvement projects, and the consideration for any and all applicable grazing permits or other agreements between the Parties.
3. This Agreement shall remain in effect throughout the term of any existing grazing authorization, new authorizations, and any renewals of grazing authorizations. This Agreement terminates only upon: (a) the expiration, termination, or cancellation of the applicable grazing permit/lease held by the Permittee and/or Lessee that is not renewed; or (b) upon 90 day written notice by either Party to the other of a desire to terminate the limited agency relationship.
4. The terms of this Agreement may not be modified unless consented to in writing by the Parties. If any paragraph or portion of this Agreement is deemed unenforceable, the remainder of this Agreement shall remain in full force and effect.
5. Subject to the termination clause above, the Parties agree to act in good faith and with fair dealings to fulfill, and not impede, the intent of this Agreement.
6. This Agreement shall become effective on July 1, 2020, or the date of the last signature of the Parties thereafter.
7. The signators to this Agreement acknowledge that they (a) have read this entire document; (b) fully understand and agree with all the terms of this Agreement; (c) have knowingly, voluntarily, and in good faith entered into this Agreement; and (d) have the explicit authorization to execute and bind their respective entities or selves by this Agreement.

For the Permittee and/or Lessee (Agent):



19 JUNE 2020
Date

For the BLM:

Field Manager

Date

Field Office, Bureau of Land Management

EXHIBIT A
LIMITED AGENCY AGREEMENT

THE LIMITED AGENCY AGREEMENT BETWEEN THE PERMITTEE AND/OR LESSEE AND BLM APPLIES TO ALL ALLOTMENTS ON WHICH THE PERMITTEE AND/OR LESSEE IS AUTHORIZED TO GRAZE LIVESTOCK CURRENTLY AND ANY FUTURE ALLOTMENTS ON WHICH THE PERMITTEE AND/OR LESSEE WILL BE AUTHORIZED TO GRAZE LIVESTOCK IN THE FUTURE. BLM RECORDS AT THE TIME OF SIGNING INDICATE THE PERMITTEE AND/OR LESSEE IS AUTHORIZED TO GRAZE LIVESTOCK

OPERATOR NAME_____

ROBERT & NANCY ROBERTS

ALLOT. NO. ALLOTMENT NAME_____

ID00301

HOLLAND GULCH

FIELD OFFICE_____

FOUR RIVERS FIELD OFFICE

INFORMATION FOR PERMITTEES (LIMITED AGENCY AGREEMENT FOR STOCKWATER)

Leading up to the initiation of the Snake River Basin Adjudication (SRBA) in 1987, BLM held meetings with the livestock industry to discuss the filing of claims for stockwater across 11.8 million acres of BLM land involved in the adjudication. In the end, it was deemed beneficial that the U.S. carry the burden because BLM could obtain the funding and develop the expertise to successfully undertake this massive endeavor. BLM was able to obtain thousands of decrees for stockwatering and thereby support the long-term viability of grazing on public land.

In 2017, the Idaho Legislature passed Senate Bill 1111 (SB 1111) which repealed a state statute in place since 1939 that had specifically acknowledged BLM could appropriate stockwater on the public domain. SB 1111 also barred BLM from obtaining new stockwater rights if it did not directly own livestock and prevented permittees¹ from acting as agents for BLM. Purportedly, SB 1111 was enacted to codify the 2007 Idaho Supreme Court decision in *Joyce Livestock v. U.S.* where water rights had been granted to a livestock owner, but the *Joyce* decision also stated that a livestock owner could act as an agent of a landowner.

On March 24, 2020, Idaho Governor Brad Little signed into law Idaho House Bill 592 (HB 592). HB 592 repeals the provision in SB 1111 that had restricted federal permittees from acting as agents of federal agencies regarding stockwater rights. Consistent with HB 592, BLM is pursuing formally entering into a Limited Agency Agreement with you as a grazing permittee. Participation is strictly voluntary.

Why is it important for me as a permittee to consider entering into this Limited Agency Agreement?

This agreement is strictly voluntary but will help ensure you can continue to utilize the state-based stockwater rights obtained by the BLM for the term of any applicable BLM grazing permit and renewals. A signed agreement helps protect the relevant stockwater rights in your allotments from any forfeiture petitions that might be filed with the Idaho Department of Water Resources (IDWR). Water rights that are not covered by an agreement face a greater risk of hearings and litigation, processes that could complicate grazing in affected allotments.

Why is this agreement voluntary?

An agency relationship is fundamentally a voluntary relationship. Although there may be ramifications beyond BLM's control if you do not sign, it is important to note that signing or not signing does not directly impact BLM's management of your permit.

What happens if I do not sign this Limited Agency Agreement?

Ultimately, we don't know because the ramifications are beyond BLM's direct control. While the BLM would not make any changes to your grazing permit, a failure to sign could indirectly result in the stockwater rights that you utilize being the subject of forfeiture proceedings before IDWR. Proceedings at IDWR could trigger additional litigation as well.

¹ For the sake of simplicity, the term "permittee" is used throughout this document to refer to both permittees and lessees. On this issue, it makes no difference whether the grazing authorization from BLM is a permit or lease.

JUN 26 2020
20 COMPLETE
WATER RESOURCES
WESTERN REGIONSTATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT
To appropriate the public waters of the State of Idaho

Ident. No. _____

1. Name of applicant(s) Robert & Nancy Roberts Phone 208-459-3333
 Name connector (check one): ☐ and ☐ or ☒ and/or
 Mailing address 2019 N 9th St City Boise
 State Idaho ZIP 83702-2820 Email SALES@RMSTEEL.COM ALSO:
 2. Name of representative, if any _____ Phone SALES@RMSTEEL@
 Mailing address _____ City GMAIL.COM
 State _____ ZIP _____ Email _____
 a. ☐ Send all correspondence for this application to the representative and not to the applicant OR
☐ Send original correspondence to the applicant and copies to the representative.
 b. ☐ The representative may submit information for the applicant but is not authorized to sign for the applicant OR
☐ The representative is authorized to sign for the applicant. Attach a Power of Attorney or other documentation.
 3. Source of water supply Holland Gulch Creek which is a tributary of Little Willow Creek
 4. Location of point(s) of diversion:

Twp	Rge	Sec	Govt Lot	1/4	1/4	1/4	County	Source	Local name or tag #
10N	03W	23			SE	NW	Washington	Holland Gulch Creek	

5. Water will be used for the following purposes:

Amount _____ for Stock H2O purposes from 1 April to 25 July (both dates inclusive)
 (cfs or acre-feet per year)
 Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
 (cfs or acre-feet per year)
 Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
 (cfs or acre-feet per year)
 Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
 (cfs or acre-feet per year)

6. Total quantity to be appropriated is (a) _____ cubic feet per second (cfs) and/or (b) _____ acre-feet per year (af).

7. Proposed diverting works:

- a. Describe type and size of devices used to divert water from the source. On Stream Pond

 b. Height of storage dam _____ feet; active reservoir capacity 6 acre-feet; total reservoir capacity _____ acre-feet. If the reservoir will be filled more than once each year, describe the refill plan in item 12. For dams 10 feet or more in height AND having a storage capacity of 50 acre-feet or more, submit a separate [Application for Construction or Enlargement of a New or Existing Dam](#). Application required? ☐ Yes ☐ No
 c. Proposed well diameter is _____ inches; proposed depth of well is _____ feet.
 d. Is ground water with a temperature of greater than 85°F being sought? ☐ Yes ☐ No
 e. If well is already drilled, when? _____; drilling firm _____;
 well was drilled for (well owner) _____; Drilling Permit No. _____.

For Department Use

Received by LE Date 06/26/2020 Time 9:30AM Preliminary check by _____
 Fee \$ 100.00 Receipted by LE Receipt No. W044433 Date 06/26/2020

8. Description of proposed uses (if irrigation only, go to item 9):
- Hydropower; show total feet of head and proposed capacity in kW. _____
 - Stockwatering; list number and kind of livestock. Cattle Angus 180
 - Municipal; must complete and attach the [Municipal Water Right Application Checklist](#).
 - Domestic; show number of households _____
 - Other; describe fully. _____
9. Description of place of use:
- If water is for irrigation, indicate acreage in each subdivision in the tabulation below.
 - If water is used for other purposes, place a symbol of the use (example: D for Domestic) in the corresponding place of use below. See instructions for standard symbols.

TWP	RGE	SEC	NE				NW				SW				SE				TOTALS
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
10N	03W	23					S	S											

Total number of acres to be irrigated: _____

10. Describe any other water rights used for the same purposes as described above. Include water delivered by a municipality, canal company, or irrigation district. If this application is for domestic purposes, do you intend to use this water, water from another source, or both, to irrigate your lawn, garden, and/or landscaping? _____
 65-12897
 65-19744 65-20563
11. a. Who owns the property at the point of diversion? USA BLM
 b. Who owns the land to be irrigated or place of use? USA BLM
 c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing: Grazing Permit
12. Describe your proposal in narrative form, and provide additional explanation for any of the items above. Attach additional pages if necessary. Limit Agency Agreement with Bureau Land Management
Reference Document
13. Time required for completion of works and application of water to proposed beneficial use is 1 years (minimum 1 year).
14. **MAP OF PROPOSED PROJECT REQUIRED** - Attach an 8½" x 11" map or maps clearly identifying the proposed point of diversion, place of use, section #, township & range. The map scale shall not be less than two (2) inches equal to one (1) mile.

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

Robert Roberts
 Signature of Applicant
ROBERT ROBERTS
 Print Name (and title, if applicable)

 Signature of Applicant

 Print Name (and title, if applicable)

Thorneycroft, Kensie

From: Thorneycroft, Kensie
Sent: Thursday, August 27, 2020 11:51 AM
To: 'Water District 65'
Subject: Applications for Permit of 65-23964, 65-23970, 65-23971
Attachments: Watermaster Recommendation Form.docx

Watermaster:

The Idaho Department of Water Resources (IDWR) is seeking written comment and/or recommendations from you regarding the above referenced water right application. You can find a copy of the application at: <https://idwr.idaho.gov/apps/ExtSearch/WRAJSearch/WRADJSearch.aspx>. Please review the application, then complete the enclosed recommendation form and return it to this office by **09/21/2020**.

If the application is approved, IDWR will include appropriate standard conditions of approval for a water right located within a water district, such as regulation by the watermaster, lockable controlling works, and/or measuring devices. Any special conditions or other concerns you have related to this application should be specifically addressed in your recommendation.

IDWR can finish reviewing an unprotested application as soon as the protest period has past. Your prompt response to this request will ensure that your recommendation can be considered. If IDWR has not received your written recommendation by **09/21/2020**, IDWR will presume that you do not oppose approval of the application and that you have no comments for IDWR to consider.

Please contact this office if you have any questions regarding the application.

Kensie Thorneycroft
Administrative Assistant
IDWR Western Region
208-334-2190



State of Idaho

DEPARTMENT OF WATER RESOURCES

WESTERN Region • 2735 W AIRPORT WAY • BOISE, ID 83705-5082

Phone: (208)334-2190 • Fax: (208)334-2348 • Website: www.idwr.idaho.gov

Brad Little
Governor

Gary Spackman
Director

August 27, 2020

UNITED STATES OF AMERICA ACTING THROUGH
USDI BUREAU OF LAND MANAGEMENT
1387 S VINNELL WAY
BOISE, ID 83709-1657

RE: Application for Permit No. 65-23964

Dear Interested Party:

The Department of Water Resources (IDWR) is seeking written comment and/or recommendations from your organization regarding the above referenced water right application. You can find a copy of the application at:
<https://idwr.idaho.gov/apps/ExtSearch/WRAJSearch/WRADJSearch.aspx>.

IDWR can finish reviewing an unprotested application as soon as the protest period has past. Therefore, your prompt response to this request is appreciated. If your organization desires to formally protest the approval of this application, you may do so after the notice is published by filing a written protest along with a \$25.00 filing fee within 10 days of the final publication.

Please contact this office if you have any questions regarding the application.

Sincerely,

Kensie Thorneycroft
Administrative Assistant 1

Enclosure(s)



State of Idaho

DEPARTMENT OF WATER RESOURCES

WESTERN Region • 2735 W AIRPORT WAY • BOISE, ID 83705-5082

Phone: (208)334-2190 • Fax: (208)334-2348 • Website: www.idwr.idaho.gov

Brad Little
Governor

Gary Spackman
Director

August 27, 2020

NANCY R ROBERTS
ROBERT C ROBERTS
2109 N 9TH ST
BOISE, ID 83702-2820

RE: Application for Permit No. 65-23964

Dear Applicant(s):

The Department of Water Resources has received your water right application. Please refer to the number referenced above in all future correspondence regarding this application.

A legal notice of the application has been prepared and is scheduled for publication in the WEISER SIGNAL on 9/2/2020 and 9/9/2020. Protests to this application may be submitted for a period ending ten (10) days after the second publication.

If the application is protested, you will be sent a copy of each protest. All protests must be resolved before the application can be considered for approval. If the protest(s) cannot be resolved voluntarily, the Department will conduct a conference and/or hearing on the matter.

If the application is not protested, the Department will process your application and notify you of any action taken on the application. If your application is approved, the Department will send you a copy of the permit.

Please contact this office if you have any questions regarding the application.

Sincerely,

Kensie Thorneycroft
Administrative Assistant

Thorneycroft, Kensie

From: Thorneycroft, Kensie
Sent: Thursday, August 27, 2020 11:49 AM
To: 'Sarah Imada'
Subject: Washington Legal Notice
Attachments: CoverLetter.docx; LegalNotice.docx

Follow Up Flag: Follow up
Flag Status: Flagged

Good Afternoon Legal Clerk,

I am sending you the new legal notices, please send confirmation to my email.

Please see the attached ad for publication on 09/02/2020 and 09/09/2020.

Please confirm these are okay to publish as shown.

Kensie Thorneycroft
Administrative Assistant
IDWR Western Region
208-334-2190



Brad Little
Governor

State of Idaho

DEPARTMENT OF WATER RESOURCES

WESTERN Region • 2735 W AIRPORT WAY • BOISE, ID 83705-5082

Phone: (208)334-2190 • Fax: (208)334-2348 • Website: www.idwr.idaho.gov

Gary Spackman
Director

August 27, 2020

LEGAL NOTICE DEPARTMENT
WEISER SIGNAL
PO BOX 709
WEISER, ID 83672

RE: Application for Permit No. 65-23964

Dear Legal Notice Department:

Please publish the enclosed legal notice on the dates indicated (once a week for two consecutive weekly issues). If you cannot publish the notice on the proposed dates, please contact us immediately.

An affidavit of publication must be submitted to the Department along with the publication bill. Please send the affidavit and bill to this office before 9/21/2020. Your cooperation is appreciated.

Sincerely,

Kensie Thorneycroft
Administrative Assistant

Enclosure(s)

The following application(s) have been filed to appropriate the public waters of the State of Idaho:

65-23964

NANCY R ROBERTS

ROBERT C ROBERTS

2109 N 9TH ST

BOISE, ID 83702-2820

Point of Diversion SENW S23 T10N R03W WASHINGTON County Source HOLLAND GULCH CREEK Tributary LITTLE WILLOW CREEK

Use: STOCKWATER STORAGE 01/01 to 12/31 15 AF

Total Diversion: 15 AF

Date Filed: 08-17-2020

Place Of Use: STOCKWATER STORAGE

T10N R03W S23 SENW

Permits will be subject to all prior water rights. For additional information concerning the property location, contact the Western office at (208)334-2190; or for a full description of the right(s), please see

<https://idwr.idaho.gov/apps/ExtSearch/WRAApplicationResults/>. Protests may be submitted based on the criteria of Idaho Code § 42-203A. Any protest against the approval of this application must be filed with the Director, Dept. of Water Resources, Western Region, 2735 W AIRPORT WAY, BOISE ID 83705-5082 together with a protest fee of \$25.00 for each application on or before 9/21/2020. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Director

Published on 9/2/2020 and 9/9/2020



State of Idaho

DEPARTMENT OF WATER RESOURCES

Western Region • 2735 Airport Way • Boise, Idaho 83705-5082

Phone: (208) 334-2190 • Fax: (208) 334-2348 • Website: www.idwr.idaho.gov

BRAD LITTLE
Governor

GARY SPACKMAN
Director

August 6, 2020

ROBERT & NANCY ROBERTS
2109 N 9TH ST
BOISE ID 83702-2820

Re: Application for Permit – Signature Needed

Dear Applicants,

The Idaho Department of Water Resources (Department) received your corrected application on July 31, 2020. Since the application is filed under the name Robert & Nancy Roberts, the Department requires signature from Nancy Roberts as well. Alternatively, you can change & to AND/OR under part 1. – Name of Applicant(s) on your application. If you change & to AND/OR, one signature will be sufficient.

With this letter, I enclosed the first two pages of your application. Please make the necessary corrections or additions and return your application to the address listed below.

If you have any questions or concerns regarding your application, please call me at (208).334.2190 or email me at anna.kaiser@idwr.idaho.gov.

Sincerely,

Anna Kaiser
Water Resource Agent
2735 W Airport Way
Boise ID 83705

Enclosures: Application for Permit

Total Storage Calculations

FILE NUMBER	00-65-23964
REVIEWER	Anna Kaiser
DATE	8/6/2020

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

User Input
Calculated value
Formula Explanations

Surface Area (AC.)	2.5	"Surface Area" is automatically carried over from the "Seepage Loss" sheet.
Average Pond Depth (FT.)	6	"Average Pond Depth" depicts the actual depth of the pond either measured or estimated. Note: If you know the maximum depth and not the average depth, the Field Examiner's Handbook suggests multiplying the maximum depth by 0.4 to get the average depth, or you can use any method that seems reasonable to attain average depth.
Pond Capacity (AF)	15	Pond Capacity is calculated by multiplying the Pond Surface Area by the Average Pond Depth. If you know the capacity, divide the capacity by surface area and enter the average pond depth in the space above. Note: If pond capacity is determined using a method shown on the "Pond Capacity" sheet, the user may need to modify the value of "Pond Capacity" (cell B9) manually. Note that if the value is modified manually, the formula will be altered for future use.

EVAPORATION & SEEPAGE NOT CONSIDERED FOR ON-STREAM STORAGE PONDS



State of Idaho

DEPARTMENT OF WATER RESOURCES

Western Region • 2735 W Airport Way • Boise ID 83705-5082

Phone: (208) 334-2190 • Fax: (208) 334-2348

Website: idwr.idaho.gov • Email: westerninfo@idwr.idaho.gov

RECEIVED

JUL 20 2020

WATER RESOURCES
WESTERN REGION

BRAD LITTLE
Governor

GARY SPACKMAN
Director

July 2, 2020

ROBERT AND NANCY ROBERTS
2019 N 9TH ST
BOISE ID 83702

Re: Water Right Application Incomplete - Returned

Dear Applicant:

This office received your application on June 26, 2020. The application cannot be accepted into the records of the Idaho Department of Water Resources (IDWR) until the following items are addressed:

- **5 - Proposed Use**
 - Amount; You must describe how much water you are applying for. Storage uses should be described in volume using acre-feet units.
 - Use; You marked a purpose of "Stock H2O". From information collected in the application, it appears you are intending to apply for "Stockwater Storage".
- **6 - Total Quantity**
 - Mark the total amount of water stored.
- **9 - Place of Use**
 - The application describes the NWNW included to the Place of Use. Using aerial imagery and the PLSS map you provided, it appears the storage use is located within the SENW instead. Cross out the NWNW and mark the SENW on the application.
- **12 - Describe your proposal**
 - Provide additional information related to your storage use. Include surface area, average depth and max depth.

The original incomplete application is enclosed. Please make the necessary amendments to the original form and re-submit within the next thirty (30) days. You can make the appropriate changes by crossing out, dating and initially the form.

If IDWR does not receive your written response within thirty (30) days, a refund will be issued for this filing. This letter is an attempt to ensure that your application is complete in order to establish a priority date. You may receive future correspondence regarding more specific details of your application. IDWR forms and other information are available on the Internet at www.idwr.idaho.gov. Please consult the IDWR website or contact this office at 208-334-2190

and ask for the "office day person" if you have any questions about the necessary information or fee.

Sincerely,

Western Region Water Rights Staff

Enclosure: Original Application