

## MEMORANDUM

TO: Water Right File 67-7809, 67-15164 & 67-15165  
FROM: Patrick Kelly; Sr. Water Resource Agent  
DATE: November 29, 2017  
SUBJECT: Review of Water Right File for Licensing

A field exam was completed by a "Dave" in June of 1993. A follow up exam was conducted by Steve Lester 5/23/1996. The license recommendations I created are based on the information collected during these exams as well as an office visit earlier this year by the current permit owners. My review of the exams and recommendation are as follows:

The field examiners found stockwater diversions from multiple spring sources. There are a total of 3 separate stockwater systems that were developed. Because water is diverted under three different systems from separate springs, 67-7809 was split to reflect a total of 3 rights; 67-7809, 67-15164 & 67-15165.

Field exam records of all of the spring POD's found during the exam was not completely clear. A letter dated August 4, 2016 was sent to the current permit owner (Wolfe) requesting specific locations of the diversions relevant to the permit. In response to this letter, the Wolfe's visited my office to discuss the locations of such springs. The Wolfes identified a total of 4 springs used for stockwater at three different locations. Markings were made on maps during this visit and are attached to this memo.

**Ownership:** An assignment of permit was received August 1, 2005 placing the permit in the name of James & Carol Wolfe. The Wolfe's still own the land associated with rights 67-7809 and 67-15165 according to current county taxlot data. The land associated with 67-15164 is owned by the State of Idaho. It is assumed that the stock users are operating under some form of land use agreement, and a right will be issued in the name of the permit holder.

**Point of Diversion:** Examiners recorded a total of 9 springs however the Wolfe's only identified 4 during their visit. A licensing amendment was required to change the diversion described on the permit to identify accurate legal descriptions. There is no POD overlap to consider.

**Place of Use:** Places of use were specified by the Wolfes during the in-office visit. The licensing amendment accurately describes the legal descriptions of the stockwater use.

**Diversion Rate and Volume:** The field exam reports recommend a diversion rate of 0.03 cfs and 1.4 af for 100 head of cattle. This is consistent with administrative memo #3.

It is not convenient to have a combined use limit for the 3 rights given the distance between each use. But that was how the permit was issued, and since the Wolfes could move 100 cattle between the three locations, a combined use limit will recognize separate systems for a total of 100 head.

### Recommended Amounts:

| <u>BENEFICIAL USE</u> | <u>PERIOD OF USE</u> | <u>DIVERSION<br/>RATE</u> | <u>ANNUAL VOLUME</u> |
|-----------------------|----------------------|---------------------------|----------------------|
| Stockwater            | 1/1 – 12/31          | 0.03 cfs                  | 1.4 af               |
|                       | <u>Totals</u>        | 0.03 cfs                  | 1.4 af               |