

Miller, Nick

From: Rex Barrie <waterdistrict63@qwestoffice.net>
Sent: Wednesday, March 22, 2017 7:05 AM
To: Miller, Nick; 'Mike Skogsberg'
Subject: RE: Measurement and control waiver - Permit

Nick,

I made a site inspection of the diversion for Permit #63-34148 and have determined that a measuring device is not needed at this time. I would agree to waive the condition for now. However, it should be noted that it may be required in the future to prevent administrative problems.

Thank you,

Rex R. Barrie
Boise River Watermaster

From: Miller, Nick [mailto:Nick.Miller@idwr.idaho.gov]
Sent: Monday, March 20, 2017 11:20 AM
To: Mike Skogsberg
Cc: Rex Barrie (WATERDISTRICT63@QWESTOFFICE.NET)
Subject: Measurement and control waiver - Permit

Mike,

I've attached a copy of your letter requesting a waiver from the measurement and control requirements on permit 63-34148. Before we can do anything with it, we need the watermaster's approval of the request. So, I'm copying Rex Barrie (the WD63 watermaster) on this email and ask that you and he correspond and see if he can send us something approving or denying the request.

Nick.

February 13, 2016

Nick Miller
Idaho Dept. of Water Resources
2735 Airport Way
Boise, ID. 83705-5082

RECEIVED

FEB 16 2017

WATER RESOURCES
WESTERN REGION

RE: Permit No. 63-34148

Dear Sir,

I am requesting a waiver on CONDITIONS OF APPROVAL item number 4:

Prior to diversion of water under this right, the right holder shall install and maintain a measuring device and lockable controlling works of a type acceptable to the Department as part of the diverting works.

The drainage water is backed up for approximately ½ mile before the diversion point. Therefore it is not feasible to install a measuring device at the diversion point. There is a diversion gate at the diversion point to divert the water to my property.

Thank you for considering my request.

Sincerely,



Mike Skogsberg
Diamond S Farms, LLC
23460 Stafford Rd.
Caldwell, ID 83607
208-989-3990

State of Idaho
Department of Water Resources
Permit to Appropriate Water

NO. 63-34148

Priority: March 03, 2016

Maximum Diversion Rate: 1.00 CFS

This is to certify, that MIKE SKOGSBERG And/Or
DIAMOND S FARMS LLC
23460 STAFFORD RD
CALDWELL ID 83607

has applied for a permit to appropriate water from:

Source: UNNAMED DRAIN

Tributary: BOISE RIVER

and a permit is APPROVED for development of water as follows:

BENEFICIAL USE

WILDLIFE

PERIOD OF USE

11/16 to 02/28

RATE OF DIVERSION

1.00 CFS

LOCATION OF POINT(S) OF DIVERSION:

UNNAMED DRAIN SW $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 1, Twp 04N, Rge 04W, B.M. CANYON County
UNNAMED DRAIN SE $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 1, Twp 04N, Rge 04W, B.M. CANYON County

PLACE OF USE: WILDLIFE

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
04N	04W	1																	
											X							X	
											L 2							L 1	

CONDITIONS OF APPROVAL

- Proof of application of water to beneficial use shall be submitted on or before **June 01, 2017**.
- Subject to all prior water rights.
- Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 63.
- Prior to diversion of water under this right, the right holder shall install and maintain a measuring device and lockable controlling works of a type acceptable to the Department as part of the diverting works.
- This right shall be junior and subordinate to future water rights authorizing the diversion and use of water from the Boise River and its tributaries, including ground water, for consumptive uses, except that this right shall not be subordinate to future water rights for similar wildlife, recreation and/or aesthetic uses.
- The waste water diverted under this right is subject to the right of the original appropriator, in good faith and in compliance with state laws governing changes in use and/or expansion of water rights, to cease wasting water, to change the place of use or manner of wasting it, or to recapture it.

State of Idaho
Department of Water Resources
Permit to Appropriate Water

NO. 63-34148

7. 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.
8. Points of diversion are located on separate unnamed drains.
9. Wildlife use is for waterfowl habitat.

This permit is issued pursuant to the provisions of Section 42-204, Idaho Code.

Signed this 18th day of May, 2016.



Nick Miller

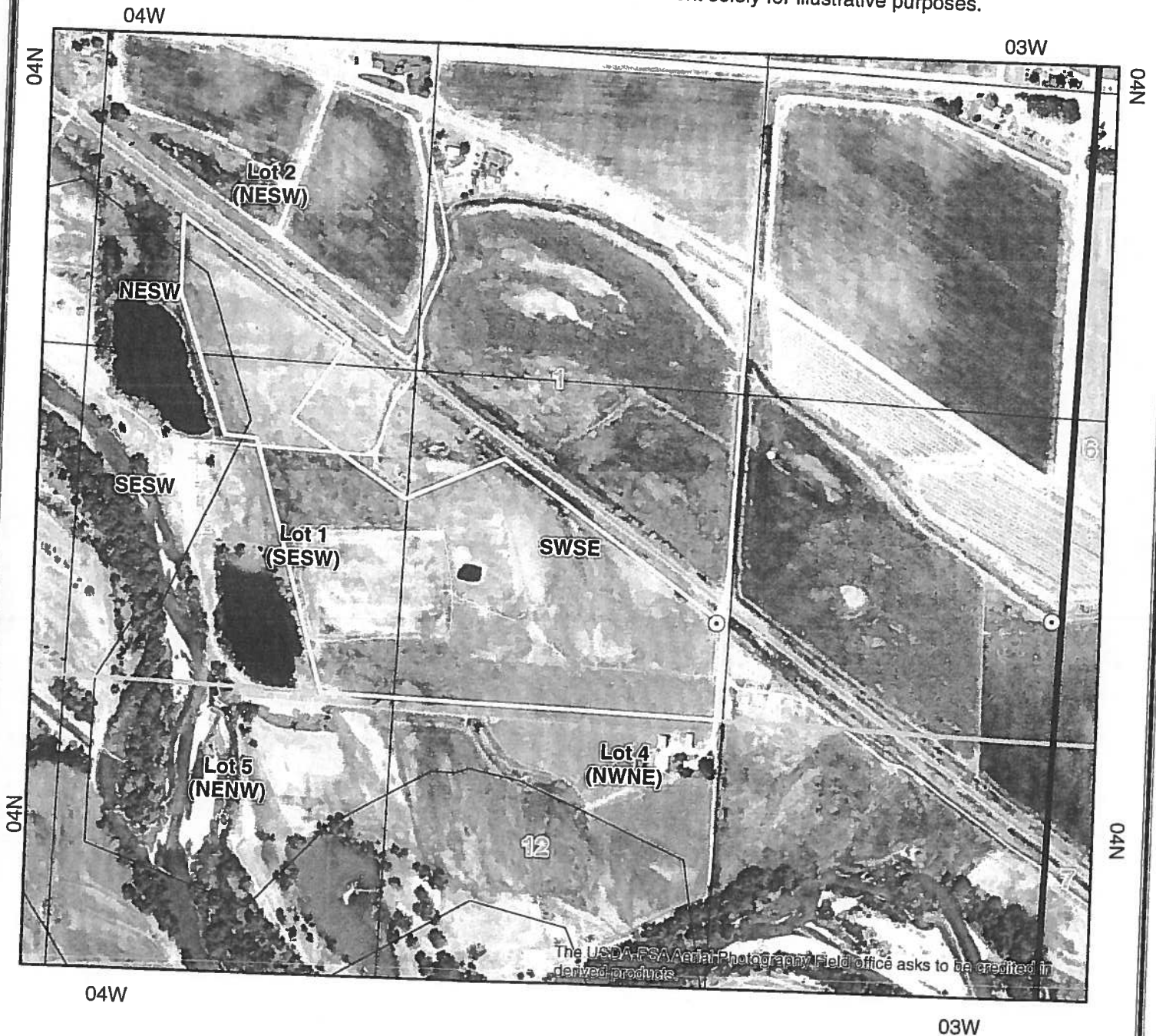
Manager, IDWR Western Region

State of Idaho
Department of Water Resources

Attachment to Permit to Appropriate Water

63-34148

This map depicts the WILDLIFE place of use boundary for this water right at the time of this approval and is attached to the approval document solely for illustrative purposes.



- ⊙ Point of Diversion
- Place Of Use Boundary
- Townships
- PLS Sections

0 0.075 0.15 0.3 Miles

