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MAY 07 2015

DEPARTMENT OF
WATER RESOURCES

This is to certify that:

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
WATER SUPPLY BANK RENTAL AGREEMENT**ATLANTA GOLD CORPORATION**
2417 BANK DR STE 101
BOISE ID 83705
208-424-3343

RECEIVED

MAY 07 2015

DEPARTMENT OF
WATER RESOURCES

filed an application to rent water from the Water Supply Bank ("Bank"). The Idaho Water Resource Board ("Board"), being authorized to operate a Bank and to contract by and through the Director of the Idaho Department of Water Resources ("Director, Department") for rental of water from the Bank, agrees to rent water as follows:

Summary of Water Rights or Portions Rented from the Bank

Water Right	Priority Date	Source	Tributary	Rented Rate	Annual Rented Volume	Acre Limit	Total Rented Acres
63-2539	5/1/1866	Montezuma Creek	Middle Fork Boise River	0.09 cfs	23.8 af	NA	25.0ac
63-32572	5/1/1866	Montezuma Creek	Middle Fork Boise River	0.09cfs	23.8 af	NA	25.0 ac
Total Annual Combined Limit				0.09 cfs	23.8 af	NA	25.0 ac

Annual Combined Rental Totals**0.09 cfs 23.8 af NA *25.0 ac****Term of Rental: March 13, 2015 to December 31, 2015**
Rental Fee: \$404.60

The fee for rental of the above-described water is \$404.60 per year. Ten percent (\$40.46) will go to the Department for administrative costs, and the remainder will be paid to the lessor(s). No rental fees will be refunded once the fee is collected and the start date for a Rental Agreement has passed.

*The water rented under this agreement is appurtenant to 25 acres.

Detailed water right conditions are attached.

SUPPORT DATA

IN FILE # 63-2539

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

WATER SUPPLY BANK RENTAL AGREEMENT

The undersigned renter agrees to use the water rented under this agreement in accordance with the Water Supply Bank rules and in compliance with the limitations and conditions of use described in this agreement:

Wm. Ernest Simmons Wm. Ernest Simmons Pres/CEO 5-7-15
Signature of Renter Printed Name and Title* Date

Signature of Renter Printed Name and Title* Date

*Please provide title of signatory if signing on behalf of a company or organization or with power of attorney

Having determined that this agreement satisfied the provisions of Idaho Code § 42-1763 and IDAPA 37.02.03.030 (Water Supply Bank Rule 30), for the rental and use of water under the terms and condition herein provided, and none other, I hereby execute this Rental Agreement on behalf of the Idaho Water Resource Board.

Brian Patton
By
BRIAN PATTON, Acting Administrator
Idaho Water Resource Board

Date May 8, 2015

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
WATER SUPPLY BANK RENTAL AGREEMENT

WATER USE DETAILS

LOCATION OF POINT(S) OF DIVERSION

MONTEZUMA CREEK NW¼SE¼NE¼ Sec. 11 Twp 05N Rge 11E ELMORE County

BENEFICIAL USE

MINING

SEASON OF USE

04/15 TO 10/31

RENTER'S PLACE OF USE:

MINING

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
05N	11E	11									X			X					

CONDITIONS APPLICABLE TO ALL RENTED WATER RIGHTS

1. The use of water under this agreement shall be subject to the provisions of Idaho Code § 42-1766.
2. Rental of the specified right from the bank does not, in itself, confirm the validity of the right or any elements of the water right, or improve the status of the right including the notion of resumption of use. It does not preclude the opportunity for review of the validity of this water right in any other department application process.
3. Use of water under this agreement does not constitute a dedication of the water to renter's place of use, and upon expiration of this agreement, the points of diversion and place of use of the water shall revert to those authorized under the water right and/or again be available to rent from the bank.
4. This rental does not grant any right-of-way or easement to use the diversion works or conveyance works of another party.
5. Use of water under this agreement shall not prejudice any action of the Department in its consideration of an application for transfer or permit filed by the applicant for this same use.
6. Renter agrees to comply with all applicable state and federal laws while using water under this agreement.
7. Renter agrees to hold the Board, the Director and the state of Idaho harmless from all liability on account of negligent acts of the renter while using water.
8. Renter acknowledges and agrees that the Director may terminate diversion of water if the Director determines there is not a sufficient water supply for the priority of the right or portion thereof being rented.
9. Failure of the renter to comply with the conditions of this agreement is cause for the Director to rescind approval of the rental agreement.
10. The renter must diligently pursue a permanent water right to provide for the uses authorized under this rental agreement.
11. Use of water under this agreement 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.

STATE OF IDAHO
WATER RESOURCE BOARD

RECEIVED

APPLICATION TO RENT WATER
FROM THE BOARD'S WATER SUPPLY BANKMAR 13 2015
DEPARTMENT OF
WATER RESOURCESApplicant Name: Atlanta Gold CorporationIs this application being submitted with a lease application as a lease/rental package? Yes ☐ No ☒

An *Application to Rent Water from the Board's Water Supply Bank* must be completed in accordance with the minimum requirement checklist below to be acceptable for processing by the Idaho Department of Water Resources (IDWR). This checklist is part of the rental application and must be included with the rental application. **Applications that do not meet the minimum requirements will not be placed in the processing queue and may be returned until all minimum requirements have been met.**

Applications to rent water should be submitted well in advance of the desired start date for the use of water. Rental applications may be submitted as early as November 1 of the year prior to the intended use of rental water. Rental applications submitted more than one year in advance of the proposed start date for water use will not be accepted and will be returned to applicants. Rental applications will not be processed if they are received after the end of the rental season of use.

One rental application per beneficial use of water. One rental application can be submitted if you propose to rent water from multiple sources. For multiple beneficial uses of water, individual rental requests should be submitted for each unique beneficial use of water.

For additional instructions on completing a rental application, visit the Department's website at www.idwr.idaho.gov.

Checked All Items as Either Attached (Yes) or Not Applicable (N/A)

YES

☒ Completed *Application to Rent Water from the Board's Water Supply Bank*

Attachment N/A YES

- | | | |
|----|-------------------------------------|--|
| 2 | ☒ | A map showing the proposed point(s) of diversion, place(s) of use, and water diversion and distribution systems proposed to be used with your rental request |
| 3A | ☐ | ☒ Detailed information on a proposed use of rental water |
| 3E | ☐ | ☒ Authorization from the owner/operator of the rental point(s) of diversion |
| 3G | ☒ | ☐ Water modeling to account for the impacts of the rental request |
| 3J | ☒ | ☐ Documents justifying a need to rent water for irrigation at a rate of flow greater than 0.02 cfs/acre |
| 3K | ☒ | ☐ Authorization from the owner/operator of the property at the proposed rental place(s) of use |
| 4B | ☐ | ☒ Explanation of how the rental water will sufficiently accomplish your rental purposes |
| 4C | ☒ | ☐ Explanation of consumptive use amounts for water rights experiencing a change in nature of use |

Department Use Only – Proposed Water Right(s)

63-32572

63-2539

STATE OF IDAHO
WATER RESOURCE BOARD

Application to Rent Water (Continued)

1. CONTACT INFORMATION

A. Applicant Atlanta Gold Corporation

Mailing Address 2417 Bank Drive, Suite 101

Email Address esimmons @atlantagold.com Phone Number 208-424-3343

B. Is this application being completed by an authorized representative on behalf of the applicant? Yes ☐ No ☒
If yes, representatives (includes company employees if the applicant is a corporation, as well as legal counsel or consultants) should provide their information below if they desire to be included on correspondence with the rental applicant.

Representative _____ Professional Title _____

Organization _____ Relationship to Applicant _____

Mailing Address _____

Email Address _____ Phone Number _____

2. MAP

Create a map of the proposed point(s) of diversion, place(s) of use, and water diversion, delivery and distribution systems. Make sure the place of use is outlined with an obvious, bolded line. For irrigation purposes, note that the place of use outlined on your map cannot exceed the number of acres you are proposing to rent. Attach the map to this application and label it **Attachment 2**.

3. DESCRIPTION OF PROPOSED USE FOR RENTAL WATER

A. Describe the purpose of your rental request. Include any anticipated rates of water application, water use practices or number of stock (if any). If the proposed use is not for irrigation, please provide a detailed description of the proposed use and how you determined the amount of rental water required. Attach additional sheets if required and label it **Attachment 3A**:
(see Attachment 3A)

B. Enter the desired and/or minimum necessary rates of flow, volume, or irrigable acres requested for your rental purposes:

Desired Rate (Cubic Feet/Second)	Desired Volume (Acre-Foot)	Minimum Rate* (Cubic Feet/Second)	Minimum Volume* (Acre-Foot)	Acres (if applicable) (Acre)
0.92 CFS	AF	CFS	AF	AC

Sometimes water rights available for rent provide an exceptionally low rate per acre and/or low volume per acre. This section is meant to establish an acceptable range of water sufficient for your proposed water use. Please see question 4B and complete if necessary.

C. Enter the proposed start date and latest possible start date for using rental water. Also provide the number of years you would like to rent water:

Proposed Start Date (month/day/year)	Latest Possible Start (month/day/year)	* Proposed Rental Duration (Max 5 Years)	** For multi-year rentals, indicate whether you desire to rent water for remaining years if a rental request cannot be approved for the first year?
05/01/2015	05/15/2015	1 year	☐ Yes, approve rental for all remaining future years. ☐ No, return rental request if first year is unapprovable.

* The number of years permissible for a rental is subject to the lease contract duration for the water right(s) being rented.

** Subject to the availability of rentable water. A multi-year rental that cannot begin during the first year requested may be approved for some or all remaining years, depending on availability. Rental requests will be returned if no water is available to rent in the first and/or subsequent years of the rental request.

**STATE OF IDAHO
WATER RESOURCE BOARD**

Application to Rent Water (Continued)

- D. Refer to the map you created in item 2 and specify the location of the point(s) of diversion (POD) from which rental water is proposed to be diverted:

Water Source	TWP	RGE	SEC	¼	¼	¼	County	Other water rights for the same purpose diverted from this POD
Flint Creek-POD#2	5N	11E	12	SW	SW		Elmore	
Flint Creek-POD#3	5N	11E	14	NE	NE		Elmore	
Montezuma Crk-POD#1	5N	11E	11	SE	NE		Elmore	
Quartz Creek-POD#4	5N	11E	11	NE	SE		Elmore	

The entry in this grid must match the map from item 2 on the application. (See Attachment 3D.)

- E. Do you own and/or possess the authority to divert water from the above POD(s)? Yes ☒ No ☒
If no, provide documentation from the owner/operator confirming your authorization to use the POD(s) and label it **Attachment 3E**.
- F. Do any POD(s) identified in Question 3D divert from a water source that may require water modeling? Yes ☐ No ☒
Refer to the Water Modeling Requirements Information Sheet to determine if a rental POD may require water modeling.
- G. Has water modeling been provided with your rental request? Yes ☐ No ☒
If yes, include as **Attachment 3G**. Otherwise please explain why modeling was not provided:

Rental applications that require modeling will be returned if modeling is not provided.

- H. Specify the proposed beneficial use: ☐ Irrigation ☐ Commercial ☐ Industrial ☐ Municipal
☐ Groundwater Recharge ☒ Mining ☐ Stockwater ☒ Other: evaluate process procedures
- I. Refer to the map you created in item 2 and specify below the places you propose to use water. If for irrigation, specify the number of acres to be irrigated per ¼ ¼ tract. Otherwise indicate usage by marking the ¼ ¼ tracts with the first letter of your proposed use identified above:

TWP	RGE	SEC	NE				NW				SW				SE				TOTALS
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
5N	11E	11									X								
The entry in this grid must match the map from item 2 on the application.																			Total Acres (for irrigation)

- J. For irrigation uses, do you propose a water diversion rate greater than 0.02 cfs/acre? N/A ☒ Yes ☐ No ☐
If yes, explain the justification for this rate of flow and attach any supporting documents as **Attachment 3J**:

- K. Do you own the land at the proposed rental place of use (POU)? Yes ☒ No ☐
If no, attach documentation from the POU owner/operator confirming your authorization to use the POU and label it **Attachment 3K**.

- L. Describe your water distribution system and how water will be delivered from the POD(s) to the proposed POU(s):
(See Attachment 3L.)

STATE OF IDAHO
WATER RESOURCE BOARD

Application to Rent Water (Continued)

M. List all other water rights and sources of water at the rental place of use for the same purpose and explain why additional water is required. Include privately owned water rights and water received from a municipal supplier, an irrigation district, a canal company, or any other water deliver entity:

N/A

4. RENTAL REQUESTS FOR SPECIFIC WATER RIGHTS

A. Are you requesting to rent specific water rights?

Yes ☒ No ☐

If yes, specify below the water rights you are requesting to rent. Otherwise continue to Section 5 of this application form.

Please note: Diversion rates and volumes to be rented from a leased water right must be proportionate to the per acre diversion rates and per acre volume limits of the water right leased to the Bank. Applicants should query a water right's rental availability by reviewing active lease and rental documents, searchable via IDWR's website, to ensure all elements of a water right remain available in sufficient quantity to satisfy a rental request.

Water rights identified below must either already be leased to the Bank or a lease proposal should accompany the rental request. **Rental requests for water rights not yet leased to the Bank will be returned if companion lease applications are not provided with the rental request.**

For leased rights with combined limits, applicants should request to rent against the combined limit diversion rate, volume or acre limits.

Elements of Water Rights Leased to the Bank (Contract Details)								Leased totals minus water actively engaged in rental agreement equals rental availability	Rental Request		
Water Right Number	Nature of Use	Water Source	Rate (CFS)	Volume (AF)	Acres (AC)	Start (year)	End (year)		Rate (CFS)	Vol. (AF)	Acres (AC)
63-32572	irrigation	Montezuma Ck	.046	80.50	23	2011	2016		.046		
63-2539	irrigation	Montezuma Ck	.046	80.50	23	2011	2016		.046		
Applicants must ensure the requested rate per acre and volume per acre do not exceed the rate per acre and volume per acre that have been leased to the Water Supply Bank								TOTAL	.092		
									CFS	AF	AC

Attach multiple copies of this page if space above is insufficient to list all water rights requested to be rented on this application.

B. If water right conditions, combined limits, or the sum of all water right elements being requested provide an unconventional duty of water (e.g., an unusually low rate per acre or volume per acre for irrigation use), explain how your proposed rental will sufficiently accomplish your intended purposes. Attach a separate page if space is insufficient and label it **Attachment 4B**: All water use in the process cycle is recycled with zero discharge. Make up water requirement is 15% of hourly use due to all forms of loss, eg. evaporation, moisture in processed wasted materials, dust suppression, etc.

STATE OF IDAHO
WATER RESOURCE BOARD

Application to Rent Water (Continued)

- C. Does your rental request propose to change the nature of use for any water right(s) being requested? Yes ☒ No ☐

If yes, explain how the water right(s) will be converted to new uses. Include the historic, consumptive use amounts for the water right being rented, as well as the new consumptive use amount for your proposed beneficial use. Attach a separate page if space is insufficient and label it **Attachment 4C**:

The proposed water rights will be used primarily for mining exploration and processing and not for irrigation.

5. ADDITIONAL INFORMATION

- A. Is this the first time that rental water is being requested for this purpose at the rental place of use? Yes ☐ No ☒

If no, list previous rental requests/agreements and explain why you have not secured a permanent water right for your needs:

- B. Have you or do you intend to submit an application for permit or transfer proposing a similar use as this rental? Yes ☐ No ☒

If yes, describe:

- C. Was this rental application submitted in response to a Notice of Violation (NOV) or a pending NOV? Yes ☐ No ☒

If yes, describe the date and location of the NOV.

DECLARATION

I hereby assert that 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. I understand that if this rental application is approved, it will be subject to the provisions of Section 42-1766, Idaho Code and all applicable state and federal laws.


Signature of Applicant

Wm. Ernest Simmons
Printed Name of Applicant

3-13-15
Date

Signature of Representative

Printed Name of Representative

Date

Mail to:

Idaho Department of Water Resources
P.O. Box 83720
Boise, ID 83720-0098

**ATLANTA GOLD CORPORATION
APPLICATION TO RENT WATER FROM THE WATER SUPPLY BANK**

ATTACHMENTS

Attachment 2A – Map – Points of Diversion & Points of Use

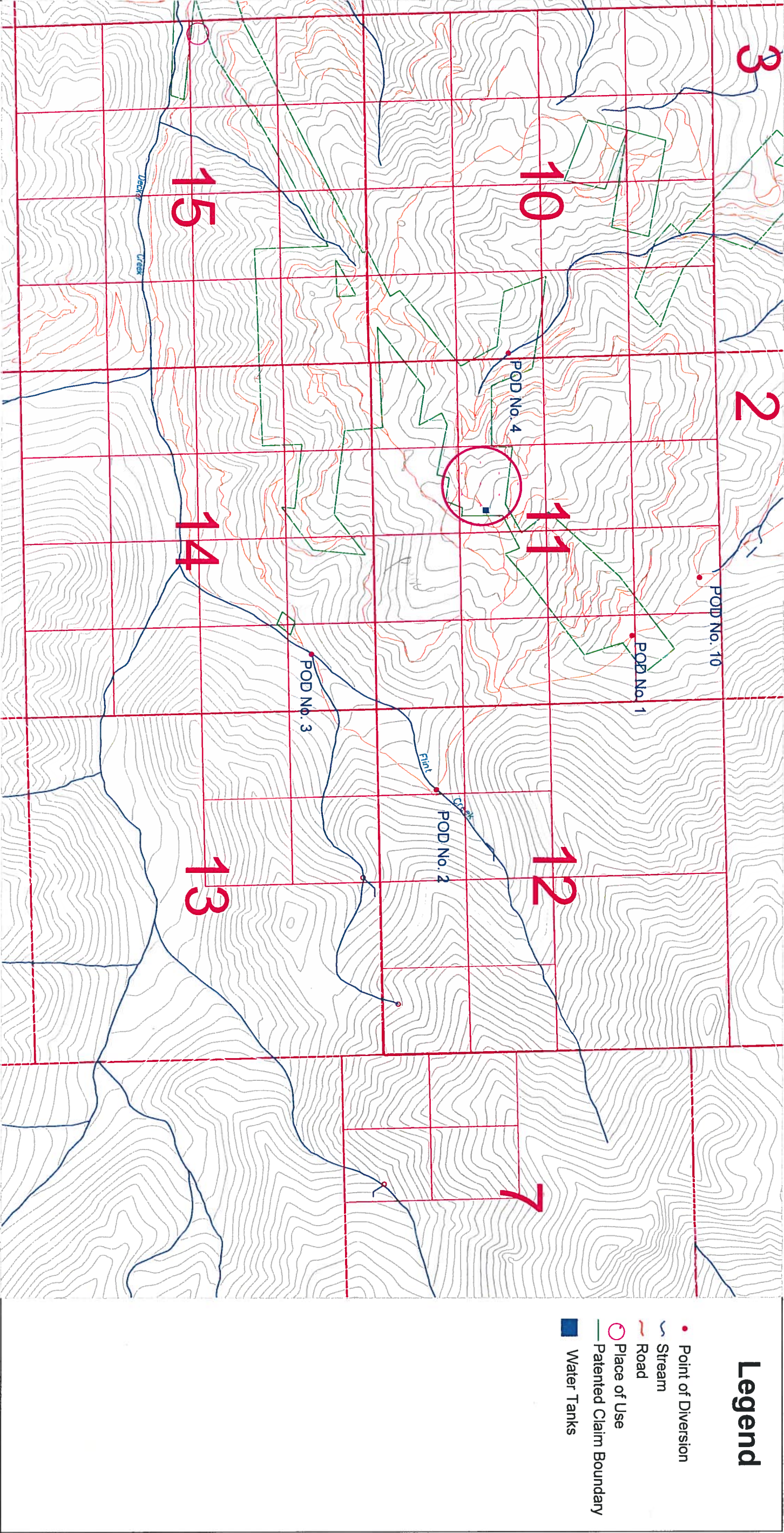
Attachment 2B – Diversion System

Attachment 3A – Description of Proposed Use for Rental Water

Attachment 3D – Water Source (continued)

Attachment 3E – Authorization for use of POD's

Attachment 3L – POD#3 - Water Distribution System



Location: Portions of Township 5 N Range 11 E, Sections 2, 3, 7, 11, 12, 13, 14 & 15 E, BM

Atlanta Gold Application to Rent Water

ATTACHMENT 2B

APPLICANT: ATLANTA GOLD CORPORATION APPLICATION TO RENT WATER FROM THE WATER SUPPLY BANK

Diversion System

Diversion control points would be formed and protected with a combination of concrete barrier and natural rock (see Attachment #3L). Diversion structures would be made of concrete and are anticipated to be constructed so as to retain sufficient water for diversion yet allow the natural channel to sustain existing riparian fauna and flora. It is anticipated that the continuous gravity discharge from the diversion structure would be controlled by a small canal gate so as not to exceed the appropriate volume.

The applicant proposes to construct 6-inch diameter pipelines from the diversion structures on Flint and pumped from the Montezuma drainage for a total conveyance of 0.92 cubic feet per second to a storage basin located above the processing facilities. Water would thereafter be recycled from the processing plant, conveyed through a filter prior to pumping back to the top retention basin. The bottom retention basin would allow storage of additional water and any overflow would be released to a tributary of the Middle Fork of the Boise River.

**APPLICANT: ATLANTA GOLD CORPORATION
APPLICATION TO RENT WATER FROM
THE WATER SUPPLY BANK**

Description of Proposed Use for Rental Water

The applicant seeks to rent a total of 0.92 cubic feet per second as a combined flow from Flint Creek, Quartz Creek, Montezuma Creek & Adit drainage water; all located south of the town of Atlanta, Idaho. The purpose of the program is to determine excavation Best Management Practices (BMPs) for mining the Atlanta lode deposit and to evaluate process procedures and equipment necessary to maximize recovery of precious metals and byproduct construction materials suitable for use in Atlanta.

The applicant will collect a bulk sample from an existing disturbed area and process the sample on site using a beneficiating process similar to an enhanced placer recovery system with a gravity recovery system and water.

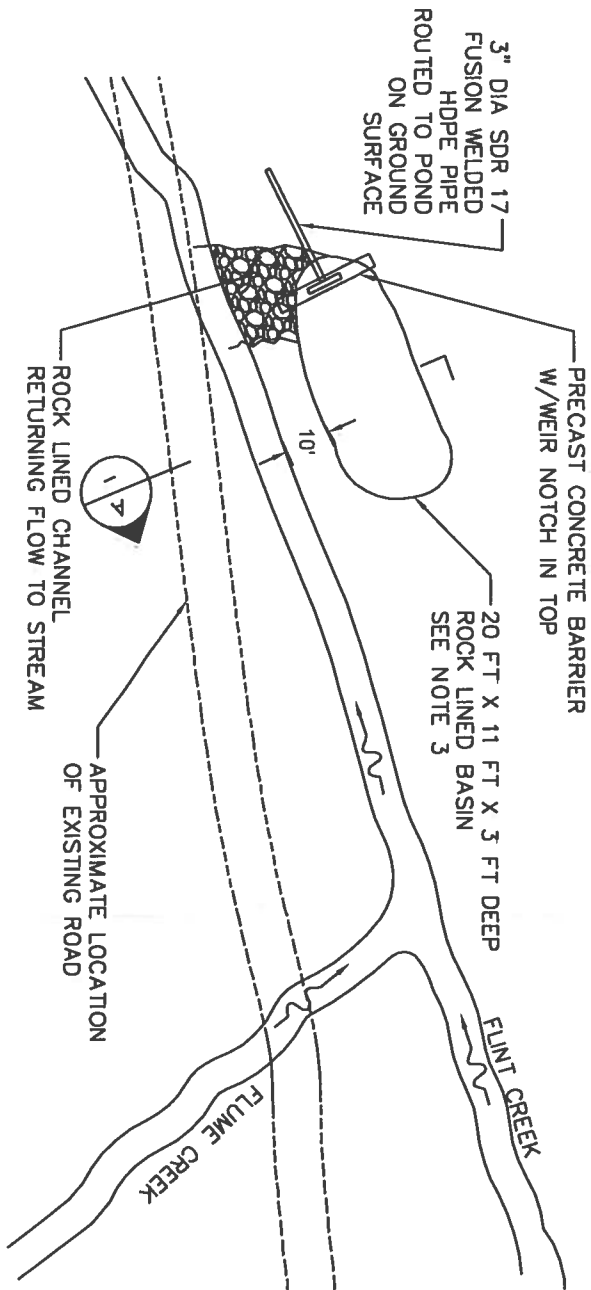
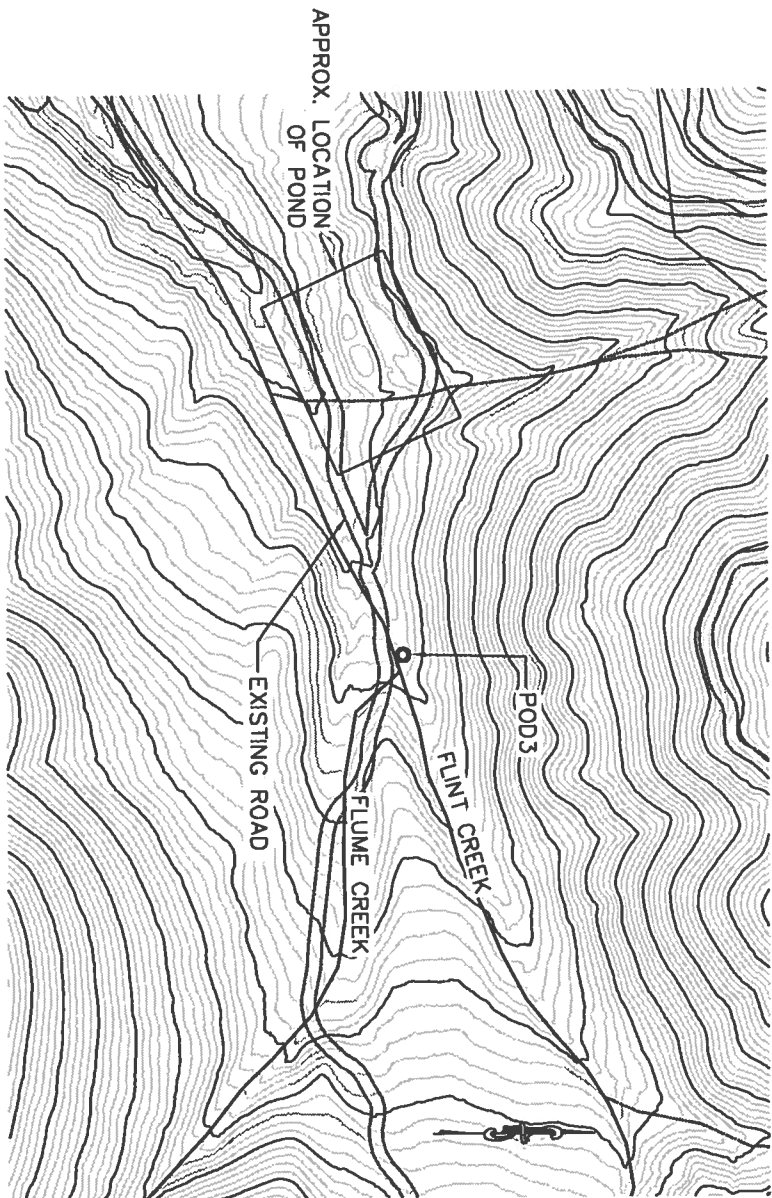
**APPLICANT: ATLANTA GOLD CORPORATION
APPLICATION TO RENT WATER FROM
THE WATER SUPPLY BANK**

Water Source

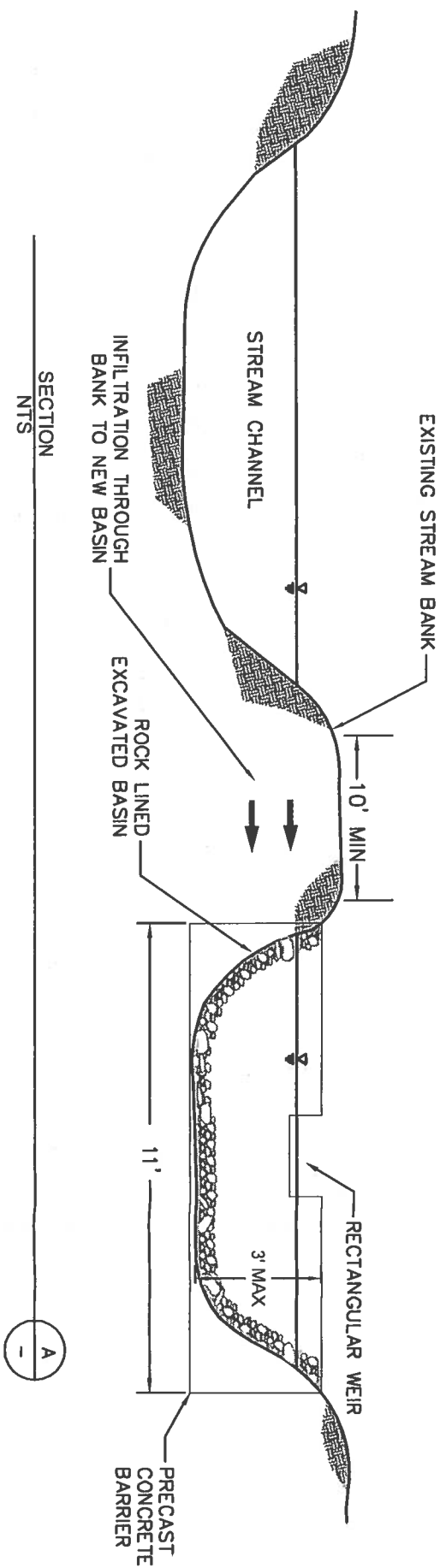
In addition to the water sources listed, Atlanta Gold Corporation will also use the Adit Drainage Water from the 900 Level.

Township 5N, Range 11E, Section 11, NW/NE shown as POD No. 10 on the map.

PROPOSED POINT OF DIVERSION #3



- NOTES
- 1. BASIN WILL BE EXCAVATED NEXT TO STREAM CHANNEL TO ALLOW INFILTRATION THROUGH STREAM BANK
 - 2. TOTAL VOLUME OF EXCAVATION ~ 25 CY
 - 3. EXCAVATED SOIL WILL BE USED TO FORM ABUTMENT AND BERM AROUND BASIN



REVISIONS	No.	BY	DATE	DESCRIPTION
	A	RAE	10/08/2012	FOR REVIEW

PROJECT LOCATION: ATLANTA, IDAHO	PROJECT CONTACT: RYAN A. GLODGE (208) 338-9400 RGLODGE@CENTRAINC.COM
-------------------------------------	---

OWNER/DEVELOPER: ATLANTA GOLD, INC. 2417 BUNKER BLVD. SUITE 200 BOISE, ID 83705	 ATLANTA GOLD INC.
--	---



CENTRA
CONSULTING INC.
410 WEST WINDY, SUITE 300
BOISE, IDAHO 83702
(208) 338-9400
WWW.CENTRACONSULTING.COM

ATTACHMENT 3E

**ATLANTA GOLD CORPORATION
APPLICATION TO RENT WATER FROM THE WATER SUPPLY BANK**

POINTS OF DIVERSION OWNERSHIP

Point of Diversion	Owner
POD#1	Atlanta Gold Corporation patented mining claim
POD#2	US Forest Service – see attached
POD#3	US Forest Service – see attached
POD#4	Atlanta Gold Corporation patented mining claim
POD#10	US Forest Service – see attached



United States
Department of
Agriculture

Forest
Service

Idaho City
Ranger
District

3833 Highway 21
P.O. Box 129
Idaho City, ID 83631

File Code: 2810

Date: June 6, 2014

RECEIVED

BY: WJ

Ernest Simmons
Atlanta Gold Corporation
2417 Bank Drive, Suite 101
Boise, ID 83705

CERTIFIED MAIL

RETURN RECEIPT REQUESTED

NUMBER: 7 7012 1010 0002 1060 6380

Dear Mr. Simmons,

I received your initial proposed Notice of Intent (NOI) dated March 27, 2013 to conduct operations in support of your ongoing mining activity in Section 14, Township 5N, Range 11E. Following the "Interim Guidance on How to Respond to Submitted Notices of Intent for Mining Proposals that May Affect Threatened or Endangered Species or Their Designated Critical Habitat" (May 2013), we determined consultation was needed on this NOI. District Ranger responses to NOIs are not Agency decision documents. However, the U.S. Court of Appeals for the 9th Circuit ruled in June 2012, that the Forest Service processing of an NOI for proposed mining operations is a federal action for purposes of the consultation requirements of Section 7 of the Endangered Species Act (ESA) (Karuk Tribe of California v. USFS, 681 F.3d 1006 (9th Cir. 2012)). As identified at 36 CFR 228.4, the District Ranger must review the NOI and determine if such operations will likely cause significant surface disturbance of surface resources which would require the operator to submit a proposed plan of operation. If the District Ranger determines that the proposed operations "may effect" a T&E species or their critical habitat, but is uncertain whether a plan of operations is needed, ESA consultation may need to be completed before determining whether a Plan of Operations is required.

Consultation with the US Fish and Wildlife Service has been completed for your proposed Point of Diversion NOI. Based on the outcome of the consultation, the information you have provided me outlined in previous correspondence, and data collected from my team of resource specialists, I have sufficient information to determine that significant disturbance of surface resources is not likely to occur. Submission of a proposed Plan prior to beginning these mining related activities is not required. Please keep in mind that if features of the proposed project change from what was outlined in your Notice, you will need to either submit a new NOI or a Plan, which would subject to further Forest Service review.

Please contact Chad Hood, Minerals Administrator, at 208-392-3719 or cchood@fs.fed.us when you anticipate implementation of your project or if you have any questions or need clarification of the above.



Sincerely,

A handwritten signature in black ink, appearing to read "Brant Petersen". The signature is fluid and cursive, with a long horizontal stroke extending to the right.

/s/ *Brant Petersen*
BRANT PETERSEN
District Ranger

cc: Bradford Campbell
Randy Hayman
Herbert M Roerick

USDA United States
Department of
Agriculture

Forest
Service

Idaho City
Ranger
District

3833 Highway 21
P.O. Box 129
Idaho City, ID 83631

File Code: 2810

RECEIVED

Date: February 21, 2014

FEB 25 2014

BY: _____

Ernest Simmons
Atlanta Gold Corporation
2417 Bank Drive, Suite 101
Boise, ID 83705

CERTIFIED MAIL
RETURN RECEIPT REQUESTED
NUMBER: 70121010000210606120

Dear Mr. Simmons,

I received your additional information dated February 5, 2014 to supplement your Notice of Intent (NOI) which was initially received March 27, 2013. Since then, Atlanta Gold Corporation (AGC) and the Idaho City Ranger District (USFS) have been working together to provide me with enough information to determine if a Plan of Operations is required under 36 CFR 228A. In addition, consultation was initiated with the US Fish and Wildlife Service. You propose to conduct operations in support of your ongoing mining activities on your patented mining claims in Section 14, Township 5N, Range 11E. In your most recent information supplement you propose the following:

- If any changes to the stream channel are necessary to maintain the water system, AGC will submit the proposed change to the District Ranger and USFS for review prior to implementation.
- In any major or substantive alterations are necessary, i.e. re-design/construction work, AGC will submit any proposed alterations to the District Ranger and USFS for review prior to implementation.
- Any in-stream maintenance, including but not limited to cleaning the intake pipe of debris and other corrective actions that occur, will be resolved prior to August 15th of each year to avoid any bull trout disturbance. If any maintenance is necessary after August 15th, AGC will consult the District Ranger and USFS prior to conducting said maintenance.
- AGC will install a self-cleaning screen on all water intake pipelines with a mesh size no larger than 3/32 inch.
- AGC will remove all trash and unused construction materials from the project area on a continuous basis.
- AGC will minimize operational disturbance to upland, wetland and riparian vegetation when maintaining water developments. AGC will not remove any riparian vegetation from the project area. If removal of riparian vegetation needs to be removed from the project area, AGC will consult with the District Ranger and USFS prior to implementing any removal efforts.
- AGC will not harvest any aspen in the project area.
- AGC will consult with the District Ranger and USFS if it is determined that ground disturbing activities will generate the need for post disturbance seeding or revegetation,



regarding appropriate plant materials.

- Per applicable USFS regulations, AGC will use certified weed-seed-free hay, straw, and mulch during any project activity that requires the use of these products.
- AGC will clean and remove all earth-disturbing equipment used during project implementation of visible plant parts, dirt, and material that may carry noxious weed seeds. Cleaning shall occur prior to entry into the project area and again upon leaving the project area.
- AGC will provide a readily available spill containment kit when equipment containing fuel is operating at or near the project area, or when fuel is being stored and/or transferred at or near the project area.
- AGC will install a flow control pipe system that will control the inflow of the water diverted into the water storage reservoir area (tank) to assure that inflow will not exceed AGC's permitted daily allowance.
- After AGC ceases use of POD #3, all equipment, including all piping, water tanks, etc. will be removed from the project area.

As we have discussed in previous meetings, I cannot determine if significant surface disturbance is likely to occur until consultation is completed with the US Fish and Wildlife Service. However, consultation is nearing completion. Once consultation is complete and considering the information you have provided me throughout this process, I will have sufficient information to determine if a Plan of Operation will be required for your project.

I will continue to provide you regular updates on the status of this project. Please contact me at (208) 392-3701 or Chad Hood at (208) 392-3719 if you have any additional questions.

Sincerely,

A handwritten signature in black ink, appearing to read "Brant Petersen", with a long horizontal flourish extending to the right.

BRANT PETERSEN
District Ranger

cc: Bradford Campbell