



State of Idaho

DEPARTMENT OF WATER RESOURCES

Northern Region, 7600 N. Mineral Drive, Suite 100 • Coeur d'Alene, Idaho 83815

Phone: (208) 762-2800 • Fax: (208) 762-2819 • Web Site: www.idwr.idaho.gov

C. L. "BUTCH" OTTER
Governor

DAVID R. TUTHILL, JR.
Director

October 8, 2008

Charles E. Corsi
Idaho Department of Fish & Game
Panhandle Region
2885 West Kathleen Ave.
Coeur d' Alene, ID 83815

Re: Application For Permit to Appropriate the Public Waters of the State of Idaho
#95-9515-Morss

Dear Mr. Corsi:

The Idaho Department of Water Resources is in receipt of your letter, dated October 2, 2008, regarding the above mentioned application for a water right.

You mention that the application did not provide details as to pond construction methods or materials. The applicant has referenced the pond's storage capacity as being 7 acre-feet, with a maximum height of 8 feet at the dike. Impoundments such as ponds and reservoirs with a dam height of 10 feet or less and that have an active storage capacity of 50 acre-feet or less are not regulated by IDWR's Dam Safety Program. Impoundments with a dam height of 20 feet or more, or that impound more than 100 acre-feet of water require a design by a professional engineer.

One of the intended uses in the application is Wildlife Storage. There is no mention of stocking the pond with fish by the applicant. I will however pass on your letter of concern regarding the stocking of fish.

The pond is to be constructed within an unnamed stream on the applicant's property. It appears the stream only runs during spring runoff or storm events. It also doesn't appear fish utilize the intermittent stream.

Prior to the Department of Water Resources acting upon the application, the Department of Fish & Game needs to present evidence, that the instream pond will be detrimental to fish species and aquatic life. Please provide this information within the next 15 days, so processing of the application can continue.



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If you have any questions, feel free to contact me at this office.

Sincerely,

A handwritten signature in black ink, which appears to read "Keith E. Franklin". The signature is fluid and cursive, with the first name "Keith" being more legible than the last name "Franklin".

Keith E. Franklin
Senior Water Resources Agent
C/c Mary Terra Berns
Anthony Morss