



State of Idaho

DEPARTMENT OF WATER RESOURCES

Northern Region, 7600 N. Mineral Drive, Suite 100 • Coeur d'Alene, Idaho 83815
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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 84815

Re: Application For Permit to Appropriate the Public Waters of the State of Idaho
#95-9513-Carpenter

Dear Mr. Corsi:

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

The pond being applied for is located instream on Cable Creek and already exists. The applicants indicate the pond was constructed mainly with natural materials, wood, rocks, clay, mud, some plastic and railroad ties. The height of the impoundment or dike is 2.5 feet and the holding capacity is approximately 0.03 acre-feet.

The proposed uses are listed as recreation storage, wildlife storage, aesthetic storage and fire protection storage, with an emphasis on recreation storage which creates a "place for trout to reside when Cable Creek no longer reaches the Spokane River". The intent of the applicant is to maintain a place for native fish to exist during low flows and be able to observe them in their natural setting with no mention of artificial fish stockings. The department will pass on Fish & Game's concern with fish stocking as it relates to Section 36 (760) of Idaho Code, to the applicant.

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

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

Sincerely,

Keith E. Franklin
Senior Water Resources Agent
C/c Mary Terra Berns
Clint Carpenter

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