

DEC 05 2007

WATER RESOURCES
WESTERN REGIONIDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDATION OF WATERMASTERApplication No: 65-23068Applicant's Name: Soulen Livestock Company

Watermaster's Recommendation:

- a) ☐ I do not oppose approval of this application.
- b) ☐ I do not oppose approval of this application if conditioned as follows:

 No water shall be diverted under this right after June 15* of each year without prior approval of the watermaster. New rights are curtailed each year based on the water supply (seniority system). Use of a new right can continue during water shortages if the new right is mitigated with a lease of storage water from the Watermaster.

Other conditions: _____

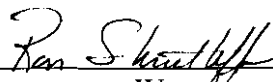
- c) ☒ I oppose approval of this application for the following reasons:

This application to construct a storage facility to impound 300 acre-feet of water
for irrigation usage has the potential to injure existing natural flow and storage
rights in the Payette system. (Please refer to back of sheet)

- d) ☐ Additional comments: _____
- _____

Dated this 3rd day of December, 2007

Water District No. 65



Watermaster's signature

* Watermaster provided copy of this recommendation to the applicant regarding 6/15 curtailments.

c) Continued:

Several questions need to be answered before this application should be considered for approval. It may be possible to achieve appropriate solutions to the concerns however I believe that the applicant should be aware of the responsibility and commitment that may accompany this project.

1. Could accounting be accomplished to determine if the impoundment of water during a given season is accomplished within this right's fill priority?
2. If determined to be out of priority, could injured rights be compensated?
3. Seepage and evaporation losses will occur prior to being able to determine if this junior storage right is in priority, how will these losses be mitigated?
4. Will the owner of the facility agree to not fill the storage on years when the basin does not generate sufficient water to serve the storage right?
5. On years when the storage right is served will the facility be capable of passing the remaining natural flow down stream to avoid injury to natural flow rights. (This might require sophisticated measuring and monitoring devices to account for natural flow)



Use reverse side of page if you need more space.