

State of Idaho
Department of Water Resources
Water Right License
Water Right No. 65-13432

Priority: December 14, 1992

Maximum Diversion Volume: 28.1 AF

It is hereby certified that:

STATE OF IDAHO DEPT OF FISH & GAME
PO BOX 25 BOISE ID 83707

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated December 14, 1992, and has submitted Proof of Beneficial Use on April 25, 1994. An examination confirms water is diverted from:

Source : SPRINGS

Tributary: PAYETTE RIVER

Source : WASTE WATER

Tributary: PAYETTE RIVER

Beneficial Use

WILDLIFE STORAGE

Period of Use

1/01 to 12/31

Rate of Diversion

Annual Volume

28.1 AF

Location of Point(s) of Diversion

SPRINGS	SW¼ NE¼ SW¼, Sec. 27, Twp 08N, Rge 04W, B.M.	PAYETTE County
SPRINGS	SE¼ NE¼ SW¼, Sec. 27, Twp 08N, Rge 04W, B.M.	PAYETTE County
SPRINGS	SE¼ NW¼ SW¼, Sec. 27, Twp 08N, Rge 04W, B.M.	PAYETTE County
SPRINGS	NW¼ SE¼ SW¼, Sec. 27, Twp 08N, Rge 04W, B.M.	PAYETTE County
SPRINGS	NE¼ NW¼ SW¼, Sec. 27, Twp 08N, Rge 04W, B.M.	PAYETTE County
SPRINGS	SW¼ NW¼ SW¼, Sec. 27, Twp 08N, Rge 04W, B.M.	PAYETTE County
WASTE WATER	NE¼ NW¼, Sec. 34, Twp 08N, Rge 04W, B.M.	PAYETTE County
SPRINGS	NE¼ NE¼ SW¼, Sec. 27, Twp 08N, Rge 04W, B.M.	PAYETTE County

Place of Use: WILDLIFE STORAGE

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
08N	04W	27									X	X		X					
08N	04W	34					X												

Conditions of Approval

1. Use of water under this right may 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. 65.
2. Rights 65-12828 and 65-13432 authorize a total annual storage volume of 90.5 acre-feet, 62.4 acre-feet to be used for the initial filling or carryover storage of the ponds and 28.1 acre-feet for the replacement of losses caused by evaporation.
3. The seven (7) ponds established by the storage of water under rights 65-12828 and 65-13432 shall not exceed a total capacity of 62.4 acre-feet or a total surface area of 28.9 acres.
4. Wildlife storage is for waterfowl production areas.

SCANNED

FEB 16 2023

State of Idaho
Department of Water Resources
Water Right License
Water Right No. 65-13432

This license is issued pursuant to the provisions of Idaho Code § 42-219. The water right confirmed by this license is subject to all prior water rights and shall be used in accordance with Idaho law and applicable rules of the Department of Water Resources.

Signed this 14th day of February, 2023.



SCOTT STORMS
Water Rights Supervisor

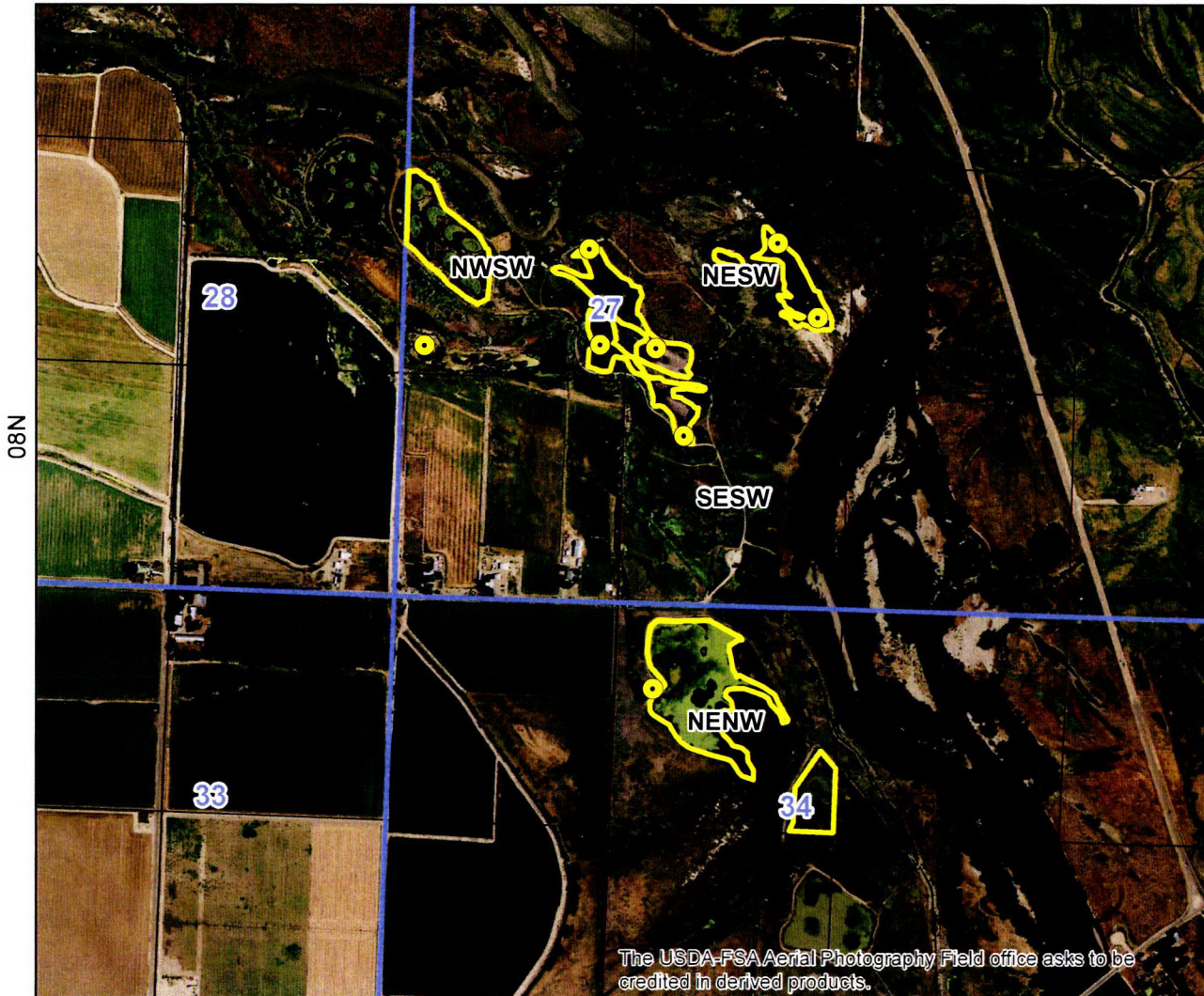
SCANNED

FEB 16 2023

State of Idaho
Department of Water Resources
Attachment to Water Right License
65-13432

This map depicts the WILDLIFE STORAGE 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.

04W



- Point of Diversion
- Place Of Use Boundary
- Townships
- PLS Sections
- Quarter Quarters

0 0.125 0.25 0.5 Miles

SCANNED
N
FEB 16 2023



IDAHO DEPARTMENT OF
WATER RESOURCES

Western Region • 2735 W Airport Way • Boise, ID 83705-5082

Phone: 208-334-2190 • Fax: 208-334-2348 • Email: westerninfo@idwr.idaho.gov • Web: idwr.idaho.gov

Governor Brad Little

Director Gary Spackman

February 15, 2023

STATE OF IDAHO
DEPT OF FISH & GAME
PO BOX 25
BOISE ID 83707

RE: License No. 65-13432

ISSUANCE OF LICENSE

Dear Water Right Holder(s):

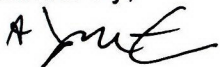
The Department of Water Resources ("Department") has issued the enclosed Water Right License confirming that a water right has been established in accordance with your permit. Please be sure to thoroughly review all the conditions of approval listed on your license. The conditions may include ongoing requirements, such as maintenance of a measuring device or implementation of mitigation, as well as information about how your water use may be administered, such as regulation by a watermaster in a water district.

The license is a PRELIMINARY ORDER issued by the Department pursuant to Rule 730 of the Department's Rules of Procedure (IDAPA 37.01.01.730). It can and will become a final order without further action by the Department unless a party petitions for reconsideration, files exceptions, or requests a hearing as described in the enclosed information sheet.

Also, please note that water right owners are required to report any change of water right ownership and/or mailing address to the Department within 120 days of the change. Water right forms are available from any office of the Department or on the Department's website at idwr.idaho.gov

If you have any questions concerning the enclosed information, please contact me at (208) 605-4624.

Sincerely,


Lyane Evans

for
Scott Storms
Water Rights Supervisor

Enclosure(s)

SCANNED

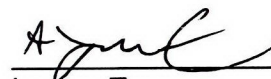
FEB 16 2023

CERTIFICATE OF SERVICE

I hereby certify that on February 15, 2023, I served a true and correct copy of Water Right License No. 65-13432 by U.S. Mail, postage prepaid, to the following:

STATE OF IDAHO (Current Owner)
DEPT OF FISH & GAME
PO BOX 25
BOISE ID 83707

NEIL SHIPPY (Watermaster)
WATER DISTRICT #65
102 N MAIN ST
PAYETTE ID 83661-2522



Lynne Evans
Administrative Assistant I

EXPLANATORY INFORMATION TO ACCOMPANY A PRELIMINARY ORDER

(To be used in connection with actions when a hearing was held)

The accompanying order is a **Preliminary Order** issued by the Idaho Department of Water Resources (Department) pursuant to section 67-5243, Idaho Code. **It can and will become a final order without further action of the Department unless a party petitions for reconsideration or files an exception and brief as further described below:**

PETITION FOR RECONSIDERATION

Any party may file a petition for reconsideration of a preliminary order with the hearing officer within fourteen (14) days of the service date of the order as shown on the certificate of service. **Note: the petition must be received by the Department within this fourteen (14) day period.** The hearing officer will act on a petition for reconsideration within twenty-one (21) days of its receipt, or the petition will be considered denied by operation of law. See section 67-5243(3) Idaho Code.

EXCEPTIONS AND BRIEFS

Within fourteen (14) days after: (a) the service date of a preliminary order, (b) the service date of a denial of a petition for reconsideration from this preliminary order, or (c) the failure within twenty-one (21) days to grant or deny a petition for reconsideration from this preliminary order, any party may in writing support or take exceptions to any part of a preliminary order and may file briefs in support of the party's position on any issue in the proceeding to the Director. Otherwise, this preliminary order will become a final order of the agency.

If any party appeals or takes exceptions to this preliminary order, opposing parties shall have fourteen (14) days to respond to any party's appeal. Written briefs in support of or taking exceptions to the preliminary order shall be filed with the Director. The Director retains the right to review the preliminary order on his own motion.

ORAL ARGUMENT

If the Director grants a petition to review the preliminary order, the Director shall allow all parties an opportunity to file briefs in support of or taking exceptions to the preliminary order and may schedule oral argument in the matter before issuing a final order. If oral arguments are to be heard, the Director will within a reasonable time period notify each party of the place, date and hour for the argument of the case. Unless the Director orders otherwise, all oral arguments will be heard in Boise, Idaho.

CERTIFICATE OF SERVICE

All exceptions, briefs, request for oral argument and any other matters filed with the Director in connection with the preliminary order shall be served on all other parties to the proceedings in accordance with Rules of Procedure 302 and 303.

FINAL ORDER

The Department will issue a final order within fifty-six (56) days of receipt of the written briefs, oral argument or response to briefs, whichever is later, unless waived by the parties or for good cause shown. The Director may remand the matter for further evidentiary hearings if further factual development of the record is necessary before issuing a final order. The Department will serve a copy of the final order on all parties of record.

Section 67-5246(5), Idaho Code, provides as follows:

Unless a different date is stated in a final order, the order is effective fourteen (14) days after its service date if a party has not filed a petition for reconsideration. If a party has filed a petition for reconsideration with the agency head, the final order becomes effective when:

- (a) The petition for reconsideration is disposed of; or
- (b) The petition is deemed denied because the agency head did not dispose of the petition within twenty-one (21) days.

APPEAL OF FINAL ORDER TO DISTRICT COURT

Pursuant to sections 67-5270 and 67-5272, Idaho Code, if this preliminary order becomes final, any party aggrieved by the final order or orders previously issued in this case may appeal the final order and all previously issued orders in this case to district court by filing a petition in the district court of the county in which:

- i. A hearing was held,
- ii. The final agency action was taken,
- iii. The party seeking review of the order resides, or
- iv. The real property or personal property that was the subject of the agency action is located.

The appeal must be filed within twenty-eight (28) days of this preliminary order becoming final. See section 67-5273, Idaho Code. The filing of an appeal to district court does not itself stay the effectiveness or enforcement of the order under appeal.

MEMORANDUM

August 26, 2021

Water Rights: 65-13432, & 65-13433

Author: JShearer

Subject: Supplement to Field Report Narrative

System is connected for WR's 65-12828, 65-13432, and 65-13433. Eight observed natural ponds and their beneficial uses for Wildlife and Wildlife storage are accounted for by the aforementioned rights. A field exam for 65-12828 was conducted in 1989 and was later subsequently decreed. However, the field exam determined that 65-12828 did not have enough volume to account for the evaporative losses associated with the wildlife storage component. Thus, 65-13432 applied for 40.1 AF in 1992 and was split into 65-13432 for 28.1 AF (covering the evaporative losses for ponds 1-7) and 65-13433 for 12.0 AF at an 8th pond known locally as "9th pond" that was developed around that time. The system for all 8 ponds is interconnected through a series of ditches and headgates that allows IDFG to move water and maintain differing pond levels. Wastewater is diverted from Langley Ditch where it travels northwest directly into "9th pond." From there, a headgate at the north end of "9th pond" allows wastewater to travel north to ponds 1-7 where it can be moved interchangeably between the remaining ponds using headgates, ditches, and dikes that IDFG maintains.

SCANNED

FEB 16 2023

Shearer, Justin

From: Shearer, Justin
Sent: Monday, March 29, 2021 3:57 PM
To: Corbett, Brenda
Subject: RE: Interagency Payment

Brenda,

Thank you for the confirmation. I will include copies of the bill and correspondence as confirmation that the \$100 filing fee for amendment was successfully completed.

Cheers,

Justin Shearer
Water Resource Agent, Sr.
(208)-334-2190

From: Corbett, Brenda
Sent: Monday, March 29, 2021 1:27 PM
To: Shearer, Justin <Justin.Shearer@idwr.idaho.gov>
Subject: Interagency Payment

Hi Justin,

Interagency # BILL0539 from Fish & Game has been paid.

Have a good day,
Brenda

Brenda Corbett
Financial Specialist, Sr
Idaho Department of Water Resources
(208) 287-4818

Shearer, Justin

From: Corbett, Brenda
Sent: Tuesday, March 9, 2021 4:22 PM
To: Bassista,Tom
Cc: Shearer, Justin
Subject: RE: Interagency Bill

Follow Up Flag: Follow up
Flag Status: Flagged

Hi Tom,

It just needs to be paid. This is the bill for the application.

Thanks and have a good day,
Brenda

From: Bassista,Tom [mailto:thomas.bassista@idfg.idaho.gov]
Sent: Tuesday, March 9, 2021 4:11 PM
To: Corbett, Brenda <Brenda.Corbett@idwr.idaho.gov>
Subject: FW: Interagency Bill

Hey Brenda,

What needs to be done with this? Does IDFG have to sign and submit back to you?

Thanks for any insight.

From: Corbett, Brenda <Brenda.Corbett@idwr.idaho.gov>
Sent: Friday, February 19, 2021 2:09 PM
To: Dempsey,Steven <steven.dempsey@idfg.idaho.gov>; Schriever,Ed <ed.schriever@idfg.idaho.gov>
Cc: Shearer, Justin <Justin.Shearer@idwr.idaho.gov>
Subject: Interagency Bill

Good Afternoon,

Please find attached an interagency bill for the application for amendment of water right 65-13433 signed on 12/23/2019. If you have any questions please let me know.

Thanks and have a good day,
Brenda

Brenda Corbett
Financial Specialist, Sr
Idaho Department of Water Resources
(208) 287-4818

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FEB 16 2023

Shearer, Justin

From: Dempsey, Steven <steven.dempsey@idfg.idaho.gov>
Sent: Monday, July 15, 2019 5:16 PM
To: Shearer, Justin
Subject: FW: Field Exams for WR Permits 65-13432 & 65-13433
Attachments: Water Permit Stats.xlsx

Follow Up Flag: Follow up
Flag Status: Flagged

Second attachment.

Steven Dempsey
Regional Habitat Biologist | Payette Habitat District Payette WMA | Montour WMA SW Region, Idaho Department of Fish and Game Nampa, Idaho 83686
(208) 465-8465
steven.dempsey@idfg.idaho.gov<<http://steven.dempsey@idfg.idaho.gov>>

From: Dempsey, Steven
Sent: Monday, July 15, 2019 5:13 PM
To: Shearer, Justin
Subject: RE: Field Exams for WR Permits 65-13432 & 65-13433

Hi Justin,

So I believe we number the ponds in the reverse order of you. We start with 1 at the south and count up going north. We did it that way based off the way the water flows. I have attached a map (with names instead of numbers) for the ponds that might help to clarify the pond locations.

From the best that I can tell permit 65-13433 was intended for what we call New pond, the most southern one. This pond is at least a decade newer than the rest having been built in 2012. Permit 65-13432 covers most of the older ponds, #2-8. Based off the pdf map attached to the permit on the IDWR water right site, it just barely covers a tiny section of 9th pond. We would need to add the NESE quad of section 28 to include the majority of 9th pond. Permit 65-486 covers the North pond with a listed use is Irrigation. We do irrigate the land included in that permit but it also used to fill that pond. We may need to add a wildlife storage (or similar) usage to that permit.

I have also attached a spreadsheet listing the ponds with approximate surface area (measured off google earth) and depths. Just doing some quick estimates (depth x surface area) it looks like permit 65-13432 was based on surface area and does not take into account the pond depths. I'm not sure how we can rectify that issue but look forward to working with you to straighten all this out.

Let me know if you need anything else,
Steve

Steven Dempsey
Regional Habitat Biologist | Payette Habitat District Payette WMA | Montour WMA SW Region, Idaho Department of Fish and Game Nampa, Idaho 83686
(208) 465-8465
steven.dempsey@idfg.idaho.gov<<http://steven.dempsey@idfg.idaho.gov>>

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FEB 16 2023

From: Shearer, Justin [Justin.Shearer@idwr.idaho.gov]
Sent: Thursday, July 11, 2019 2:30 PM
To: Dempsey, Steven
Subject: Field Exams for WR Permits 65-13432 & 65-13433

Hey Steve,

Thanks for chatting with me on the phone today about getting these permits licensed for you guys. We talked about you providing what you can on pond dimensions, as well as perhaps a correlating map that shows what pond is what. From what I understand based on the information provided during the field exam, there are 10 total ponds in the system with ponds 1 & 2 being under 65-13433, 2-8 or 9 being covered by 65-13432, and pond 10 under permit 65-486. Any re-clarifying of this info would be greatly appreciated as well.

Anyways I just wanted to get the dialogue going again so we could share some information and get these permits licensed hopefully this month. My apologies that it has taken this long to get back around to them, but we will get them done.

Feel free to let me know if you have any questions as well. I look forward to working with you on this to completion.

Best regards,

Justin Shearer
Water Resource Agent, Sr.
(208)-334-2190

Location	Pond	#	Acres	Depth (	Permit
Birding Island	New Pond	1	4.34	3.00	65-13433
Birding Island	Swan Pond	2	4.20	3.00	65-13432
Birding Island	Muskrat	3	8.21	3.00	65-13432
Birding Island	Hidden Slough	4	1.88	3.00	65-13432
Birding Island	Fish Pond	5	6.55	6.00	65-13432
Birding Island	Helmet Pond	6	0.31	3.00	65-13432
Birding Island	Gravel Pond	7	2.30	12.00	65-13432
Birding Island	Island Pond	8	5.37	3.00	65-13432
Birding Island	9th Pond	9	4.62	3.00	
Birding Island	North Pond	10	4.49	3.00	65-486

Total 42.27

Permit	Permit Ac	Surface Ac	Water Ac (Surface * Depth)
65-13433	12	4.34	13.02
65-13432	28.1	28.82	951.06
65-486	5 cfs	4.49	13.47

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FEB 16 2023

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

A. GENERAL INFORMATION

Permit No: 65-13432
Exam Date: 07/12/2018

1. Current Owner:
STATE OF IDAHO
DEPT OF FISH & GAME
PO BOX 25
BOISE ID 83707-0025

2. Accompanied by: Steven Dempsey
Phone No: 208-465-8465
Address: Idaho Department of Fish and Game, Nampa, ID 83686
Relationship to permit Holder: Regional Habitat Biologist for IDFG

3. SOURCE: SPRINGS WASTE WATER	Tributary PAYETTE RIVER PAYETTE RIVER
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Method of Determination: Field observation, information provided by Mr. Dempsey during field exam.

B. OVERLAP REVIEW

1. Other water rights with the same place of use: YES Overlap

Water Right No.	Source	Purpose of Use	Basis
65-12828	Waste Water	Wildlife Storage	Decreed

Comments: WR 65-12828 overlaps the same POU and accounts for a portion of the ponds' volume capacity.

2. Other water rights with the same point-of-diversion: NO Overlap

Water Right No.	Source	Purpose of Use	Basis
65-12828	Waste Water	Wildlife Storage	Decreed

Comments: WR 65-12828 shares the same waste water POD from a ditch that supplements the springs that naturally fill the ponds.

C. DIVERSION AND DELIVERY SYSTEM**1. LOCATION OF POINT(S) OF DIVERSION:**

SPRINGS SW¼ NE¼ SW¼, Sec. 27, Twp 08N, Rge 04W, B.M. PAYETTE County
SPRINGS SE¼ NE¼ SW¼, Sec. 27, Twp 08N, Rge 04W, B.M. PAYETTE County
SPRINGS SE¼ NW¼ SW¼, Sec. 27, Twp 08N, Rge 04W, B.M. PAYETTE County
SPRINGS NW¼ SE¼ SW¼, Sec. 27, Twp 08N, Rge 04W, B.M. PAYETTE County
SPRINGS NE¼ NW¼ SW¼, Sec. 27, Twp 08N, Rge 04W, B.M. PAYETTE County
SPRINGS SW¼ NW¼ SW¼, Sec. 27, Twp 08N, Rge 04W, B.M. PAYETTE County
WASTE WATER NE¼ NW¼, Sec. 34, Twp 08N, Rge 04W, B.M. PAYETTE County
SPRINGS NE¼ NE¼ SW¼, Sec. 27, Twp 08N, Rge 04W, B.M. PAYETTE County

Method of Determination: Field observation, Handheld GPS, ArcMap GIS tools

PLACE OF USE: WILDLIFE STORAGE

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
08N	04W	27									X	X		X					
08N	04W	34					X												

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Method of Determination: Field observation, Aerial Imagery, ArcMap GIS tools.

3.

 x Delivery System Diagram Attached (required). Indicate all major components and distances between components. Indicate weir size/pipe as applicable.

 x Map Attached Showing Location(s) of point(s) of diversion and place(s) of use (required). Scale must be 1:24,000 or greater.

 N/A Aerial Photo Attached (required for irrigation of 10+ acres).

 x Photo of Diversion and System Attached

4.

Well or Diversion ID No.*	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size
N/A	N/A	N/A	N/A	N/A	N/A

D. FLOW MEASUREMENTS

1.

Measurement Equipment	Type	Make	Model No.	Serial No.	Size	Calib. Date
N/A	N/A	N/A	N/A	N/A	N/A	N/A

2. Measurements: N/A

E. FLOW CALCULATIONS

 Additional Computation Sheets Attached

Measured Method: N/A

F. VOLUME CALCULATIONS

1. Volume Calculations for irrigation: N/A

2. Volume Calculations for Other Uses: Wildlife Storage

Pond	Acres (ac)	Avg Depth (ft)	Capacity (AF)
Swan Pond	4.20	3.0	12.6
Muskrat	8.21	3.0	24.63
Hidden Slough	1.88	3.0	5.64
Fish Pond	6.55	6.0	39.3
Helmet Pond	0.31	3.0	0.93
Gravel Pond	2.30	12.0	27.96
Island Pond	5.37	3.0	16.11
Total for 65-13432	28.82	N/A	127.17
9 th Pond (65-13433)	4.4	3.0	12.0
Total of All Ponds	33.22	N/A	139.17

G. NARRATIVE/REMARKS/COMMENTS

Field exam was conducted on July 12, 2018 by WRA Justin Shearer. He was accompanied by Steven Dempsey during the field exam. Mr. Dempsey is the Regional Habitat Biologist for the Payette Habitat District Payette WMA, IDFG.

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FEB 16 2023

The wildlife storage use is for a series of 7 ponds at Birding Island in the Payette River Wildlife Management Area (Swan Pond, Muskrat Pond, Hidden Slough, Fish Pond, Helmet Pond, Gravel Pond, and Island Pond). The ponds largely fill naturally with water from springs. The ponds are supplemented with Wastewater that originates from the Langley Gulch Drain Ditch and flows through another pond, referred to as "New Pond" covered by another IDFG water right 65-13433 before entering a ditch and flowing into the series of ponds under this permit. The ponds are interconnected through a series of headgates, drains, and ditches, but water generally flows north through from New Pond, to Swan Pond, Muskrat Pond, Fish Pond, etc. However, water is capable of being moved around back and forth from more full ponds to less full ponds through a variety of headgates as needed. Overflow water eventually makes its way back into the Payette River.

The 'Ponds' and 'Springs' POD's were reported to be inundated in the center of the ponds by Mr. Dempsey during the exam. At the time of permitting in 1992, 'Ponds' was used as a source because the ponds were existing at the time the application was filed. Because this permit was applied for and permitted to cover only the evaporative losses and the base storage is covered by WR 65-12828 the 'Ponds' sources should be removed to recognize that the water appropriated from springs and on-stream wastewater provide the supplemental water needed for said losses. Water right overlap exists with senior WR 65-12828 for Wildlife Storage. According to the conditions of approval, permit 65-13432 was based upon calculated evaporative losses following the field exam for 65-12828. However, this exam revealed that pond capacity is larger than what was reported in the 1989 field exam for 65-12828. Additionally, because the wildlife storage use is on-stream, no seepage losses need to be accounted for.

The total calculated volume for the permitted POU totals 127.17 AF or 127 AF. Additionally, this permit only covers 7 out of 8 observed ponds based on the POU. Somewhat confusingly, the 8th pond locally known as "9th Pond" observed during the exam is not within the this permitted POU but is covered by permit 65-13433. Overlapping WR 65-12828 accounts for 62.4 AF of the 127 AF of calculated total volume for the 7 ponds. Subsequently, this leaves ^{36.5}64.5 AF currently unaccounted for in WR 65-12828 on the 7 ponds permitted. Therefore, I am recommending a licensed volume of 28.1 AF on this permit to account for the evaporative losses and a new application for permit to cover the additional non-permitted 36.5 AF of wildlife storage that is currently taking place across these 7 ponds.

Condition 005 was replaced by condition R05. Conditions 219 and 220 were added. Explanatory condition was modified to remove note about evaporative losses.

Have conditions of permit approval been met? ☒ Yes ☐ No

H. RECOMMENDATIONS

1. Recommended Amounts

<u>Beneficial Use</u>	<u>Period of Use</u>	<u>Rate of Diversion</u>	<u>Annual Volume</u>
WILDLIFE STORAGE	1/01 to 12/31		28.1 AF

Totals:

28.1 AF

SCANNED

FEB 16 2023

2. Recommended Amendments

____ Change P.D. as reflected above ____ Add P.D. as reflected above x None

____ Change P.U. as reflected above ____ Add P.U. as reflected above x None

I. AUTHENTICATION

Justin Shearer - Water Resource Agent, Senior

Field Examiner's Name

Date

8/26/21

Reviewer

Date

2/13/2023

SCANNED

FEB 16 2023



North Pond

62

9th Pond

Island Pond

Hidden Slough

Fish Pond

Helmet Pond

Gravel Pond

Muskrat Pond

Swan Pond

New Pond

Holly Ave

NW 2nd Ave

Bluff Rd

3000 ft



Location	Pond	#	Acres	Depth (	Permit
Birding Island	New Pond	1	4.34	3.00	65-13433
Birding Island	Swan Pond	2	4.20	3.00	65-13432
Birding Island	Muskrat	3	8.21	3.00	65-13432
Birding Island	Hidden Slough	4	1.88	3.00	65-13432
Birding Island	Fish Pond	5	6.55	6.00	65-13432
Birding Island	Helmet Pond	6	0.31	3.00	65-13432
Birding Island	Gravel Pond	7	2.30	12.00	65-13432
Birding Island	Island Pond	8	5.37	3.00	65-13432
Birding Island	9th Pond	9	4.62	3.00	
Birding Island	North Pond	10	4.49	3.00	65-486

Total 42.27

Permit	Permit Ac	Surface Ac	Water Ac (Surface * Depth)
65-13433	12	4.34	13.02
65-13432	28.1	28.82	951.06
65-486	5 cfs	4.49	13.47

126.81 AF

13.86

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FEB 16 2023



Pic showing water from New Pond flow into Swan Pond.



Pic of Drain in Swan Pond that leads to Muskrat Pond.



Pic of Swan Pond
looking to the
South.



Pic of Muskrat
Pond looking to the
South.



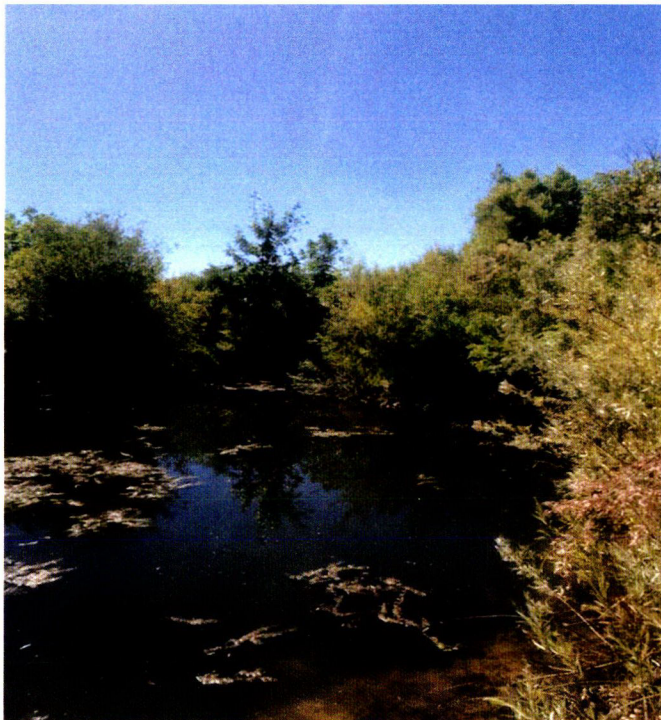
Pic of ditch
carrying water from
Muskrat Pond to
Fish Pond.



Pic of Island Pond
that was lacking
water at the time of
exam. Looking
North.



Pic of Fish Pond
looking to the NE.



Pic of Fish Pond
looking to the
West.



State of Idaho

DEPARTMENT OF WATER RESOURCES

Western Region • 2735 Airport Way • Boise, Idaho 83705-5082

Phone: (208) 334-2190 • Fax: (208) 334-2348 • Website: www.idwr.idaho.gov

C.L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Director

April 27, 2018

STATE OF IDAHO
DEPT OF FISH & GAME
ATTN: WALT POOLE
PO BOX 25
BOISE, ID 83707

COPY

RE: Scheduling Field Exam for Water Right Permit No. 65-13432

Dear Permit Holder:

We are planning to conduct water right examinations in the vicinity of the above-referenced permit **this season**. An examination is needed to verify the water use in order to issue a water right license.

The above-referenced permit authorizes **28.1** Acre feet from a **POND, SPRINGS, & WASTEWATER** tributary to **PAYETTE RIVER** for **WILDLIFE STORAGE** use. **If you have developed a beneficial use and still own the place of use property, please contact me at your earliest convenience to schedule an examination.**

If you did not develop a beneficial use of water under the permit during the beneficial use period, a license cannot be issued and the permit should be relinquished. If that use was developed, but have ceased using the water and you currently carry no interest in it, please relinquish the permit by submitting the enclosed Relinquishment of Permit form (no fee required).

If you did develop a beneficial use of water under the permit, but you no longer own the place of use property identified in the permit, please submit the enclosed Assignment of Permit form with the applicable \$25 processing fee.

Please contact me within the next thirty (30) days at (208) 334-2190 to either schedule an examination or submit a relinquishment or assignment form. If you no longer own the place of use property and/or do not respond to this letter, the department will work with the current property owner to issue a license or void the permit.

Sincerely,

Justin Shearer
Water Resource Agent

Enclosures: Relinquishment of Permit form
Assignment of Permit form
Water Permit Report and Map

SCANNED

FEB 16 2023



State of Idaho
DEPARTMENT OF WATER RESOURCES

Western Region • 2735 Airport Way • Boise, Idaho 83705-5082
Phone: (208) 334-2190 • Fax: (208) 334-2348 • Website: www.idwr.idaho.gov

C.L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Director

June 30, 2017

STATE OF IDAHO
DEPT OF FISH & GAME
PO BOX 25
BOISE, ID 83707

COPY

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SCANNED

FEB 16 2023