

**ENVIRONMENTAL REVIEW OF FISH INTRODUCTION
PRIVATE POND APPLICATION**

Name and address of applicant: Fred Colver and Leslie Colver
42039 Mt Hwy 81
Lewistown, MT 59457

Note: Upper end of pond owned by Jerry Vogl, 1089 Lower Brooks Lane, Lewistown, MT 59457.

Has the pond been approved for a private pond permit? Yes, was previously licensed #4-1542 and 4-1543. It is unlikely the small feeder drainage contains game fish or species of special concern. It looks dry in the 2005 aerial photo.

Does the pond have water rights? This pond has a stock water statement of claim dated December 31, 1922. A reservoir is associated with this right. The reservoir is approximately 69 acre-ft.

Location of pond:

County: Fergus

Legal description: T16N, R18E NESWSE 3; approx 47.17855; 109.42706

Name of the drainage where the pond would be located: Pond is on a small drainage that starts about 2 mile upstream. This drainage feeds into Warm Springs Creek about 2 miles downstream.

Fish species proposed for introduction: rainbow trout, brown trout

Is this species legally present in the drainage? Yes – pond was previously licensed for these species.

Species of Special Concern present in the drainage: No species of concern are known from this area. Warm Spring Creek may contain sauger.

RISKS:

This pond was previously licensed and stocked with trout. Impacts would be similar to those seen in the past, and indicate little risk.

Inlets to or outlets from the pond? Yes No **Explain:**

Inlet is a small drainage. According to landowner, outlet is a screened trickle tube. During high flow events it is possible fish would escape the pond.

Potential for impacts on genetic structure of existing fish populations: None Minor
 Major

Comments: Warm Springs Creek has rainbow and brown trout. Adverse genetic impacts to these non-native fish are unlikely.

Impacts to any life stage of existing fish populations due to competition and/or predation?

None Minor Major

Comments: May eat minnows or other fish if present in pond.

Impacts to other forms of aquatic life that may be caused by this introduction? None

Minor Major

Comments: Trout will consume some invertebrates in pond.

Potential for the proposed new species to reproduce in this location: None Minor

Major

Comments: Reproduction unlikely. Pond was stocked in the past and according to the landowner no longer contains fish.

If necessary, would it be feasible to remove this species after it has been stocked?

Yes It should be possible to chemically treat the remaining pool if desired.

Would this introduction result in impacts that are individually limited, but cumulatively considerable? No

Describe reasonable and prudent alternatives to this action, if any (including no action).

Do not stock or issue one time stocking permit.

Describe and evaluate mitigation, stipulations, or other control measures enforceable by the agency, if any.

Species restrictions.

List any other agencies or individuals that may be affected by the proposed introduction:

Jerry Vogl owns the upper end of pond. He called FWP on 5/12/10 and stated that he was fine with a private pond permit on this pond.

List all agencies and individuals who have been notified of this proposed introduction:

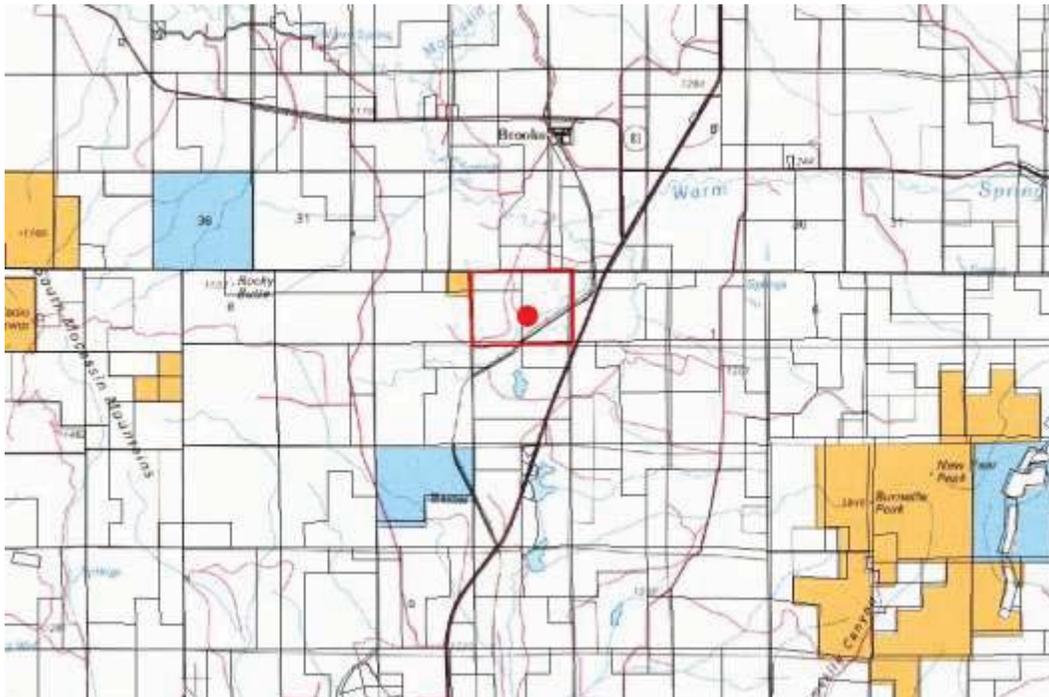
Jerry Vogl.

Based on this evaluation, is an EIS required? YES/NO? If no, explain why the EA is the appropriate level of analysis for the proposed action.

No; Minor impacts expected.

EA prepared by: Anne Tews

DATE: 5/24/10



Map of Pond. 2009 aerial and location (red dot on lower map).

DECISION RECORD

FISH POND LICENSE

DECISION: Issue

- Private Pond License**
- Commercial Pond License**
- One Time Permission to Plant Letter**
- Denial**

APPROVED SPECIES: Rainbow Trout, Brown Trout

LICENSE RESTRICTIONS:

DECISION REASONING:

- Pond meets all other requirements for Private Pond License.**
- Other (specify) Pond does not meet criteria for private pond permit but impacts should be minimal.**



6/24/2010

George Liknes
Regional Fisheries Manager

Date