

April 5, 2003

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WATER RESOURCES
WESTERN REGION

Craig L. Saxton
Sr. Water Resource Agent
Adjudication Bureau

RE: Status of Snake River Basin Adjudication (SRBA) claims 29-00285H, 29-00302 and 29-00306

Dear Mr. Saxton,

I received your letter from your department saying you denied my water permit because it was not in place when you were here on March 4, 2003. The system I use has to be removed and stored for the winter because of the weather and livestock that could destroy it in the wintertime.

I have enclosed some pictures of the problems we have in this area because of the weather. People with the knowledge of what mother nature can do with such force, respect and keep things out of the path of destruction. That is why the pipe was not in place. The rocks in George Chandler's field are from storms that brought the rocks down the canyon from a flash flood and over the road onto his property. It took the County Road and Bridge three days to clean up and haul the rocks and debris off the main road and that's not what ended up in George Chandler's field. The debris which was almost to his house north to about 200 feet north of the wash was pushed up to stop further damage. It is this area that the pipe has to cross under the road to my property.

Picture 1 – Looking north
Picture 2 – Looking south
Picture 3 – West up the canyon

In the spring the runoff down the canyon and through the culvert is almost to full capacity so the pipe is removed until time it will be used. It is George's and my concern to keep the animal and pipe damage to a minimum. Vet bills are very expensive as well as pipe repair. I feel that I have been discriminated against.

Pictures 4, 5, 6, and 7 shows all the pipe removed from the main pipe line to the end.

You ask for a letter from George giving his permission to hook onto his line and we supplied that. As for the days the system was first used – anyone knows that a letter gives permission to use at any time.

Decreed water was given by the Federal Government not by the State. There was no Idaho Power in 1884 to 1906. Idaho Power paid to have the law passed that if water was not used in 5 years, it belonged to them. How can they take Indian water?

I think that this should be reconsidered.

Sincerely,

M. Dan Morrison

