

APR 09 2018DEPT OF WATER RESOURCES
SOUTHERN REGIONSTATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT
To appropriate the public waters of the State of IdahoIdent. No. 72-16937

1. Name of applicant(s) Richard, Tamra Giampedraglia Phone 208-838-6955
Name connector (check one): ☐ and ☐ or ☒ and/or
Mailing address P.O. Box 872 City Challis
State Idaho ZIP 83226 Email rjump37@hotmail.com
2. Name of representative, if any _____ Phone _____
Mailing address _____ City _____
State _____ ZIP _____ Email _____
- a. ☐ Send all correspondence for this application to the representative and not to the applicant OR
☐ Send original correspondence to the applicant and copies to the representative.
- b. ☐ The representative may submit information for the applicant but is not authorized to sign for the applicant OR
☐ The representative is authorized to sign for the applicant. Attach a Power of Attorney or other documentation.
3. Source of water supply Salmon River which is a tributary of Snake River
4. Location of point(s) of diversion:

Twp	Rge	Sec	Govt Lot	¼	¼	¼	County	Source	Local name or tag #
11N	18E	11	5		NW	SE	Custer	Salmon River	

5. Water will be used for the following purposes:
- Amount 0.15 cfs for Irrigation purposes from 04/01 to 11/01 (both dates inclusive)
(cfs or acre-feet per year)
- Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per year)
- Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per year)
- Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per year)
6. Total quantity to be appropriated is (a) 0.15 cubic feet per second (cfs) and/or (b) _____ acre-feet per year (af).
7. Proposed diverting works:
- a. Describe type and size of devices used to divert water from the source. Electric 5 h.p. Centrifugal pump
- b. Height of storage dam none feet; active reservoir capacity none acre-feet; total reservoir capacity _____ acre-feet. If the reservoir will be filled more than once each year, describe the refill plan in item 12. For dams 10 feet or more in height AND having a storage capacity of 50 acre-feet or more, submit a separate Application for Construction or Enlargement of a New or Existing Dam. Application required? ☐ Yes ☒ No
- c. Proposed well diameter is none inches; proposed depth of well is none feet.
- d. Is ground water with a temperature of greater than 85°F being sought? ☐ Yes ☒ No
- e. If well is already drilled, when? none; drilling firm none;
well was drilled for (well owner) none; Drilling Permit No. none

For Department Use
Received by dm Date 4-9-2018 Time 1:30 pm Preliminary check by _____
Fee \$ 100- Receipted by dm Receipt No. 5036640 Date 3-19-2018

AMENDED APPLICATION

8. Description of proposed uses (if irrigation only, go to item 9):
- Hydropower; show total feet of head and proposed capacity in kW. _____
 - Stockwatering; list number and kind of livestock. _____
 - Municipal; must complete and attach the [Municipal Water Right Application Checklist](#).
 - Domestic; show number of households _____
 - Other; describe fully. _____
9. Description of place of use:
- If water is for irrigation, indicate acreage in each subdivision in the tabulation below.
 - If water is used for other purposes, place a symbol of the use (example: D for Domestic) in the corresponding place of use below. See instructions for standard symbols.

TWP	RGE	SEC	NE				NW				SW				SE				TOTALS
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
11N	18E	11														3.0	2.0		5.0
																Lot 5	Lot 8		

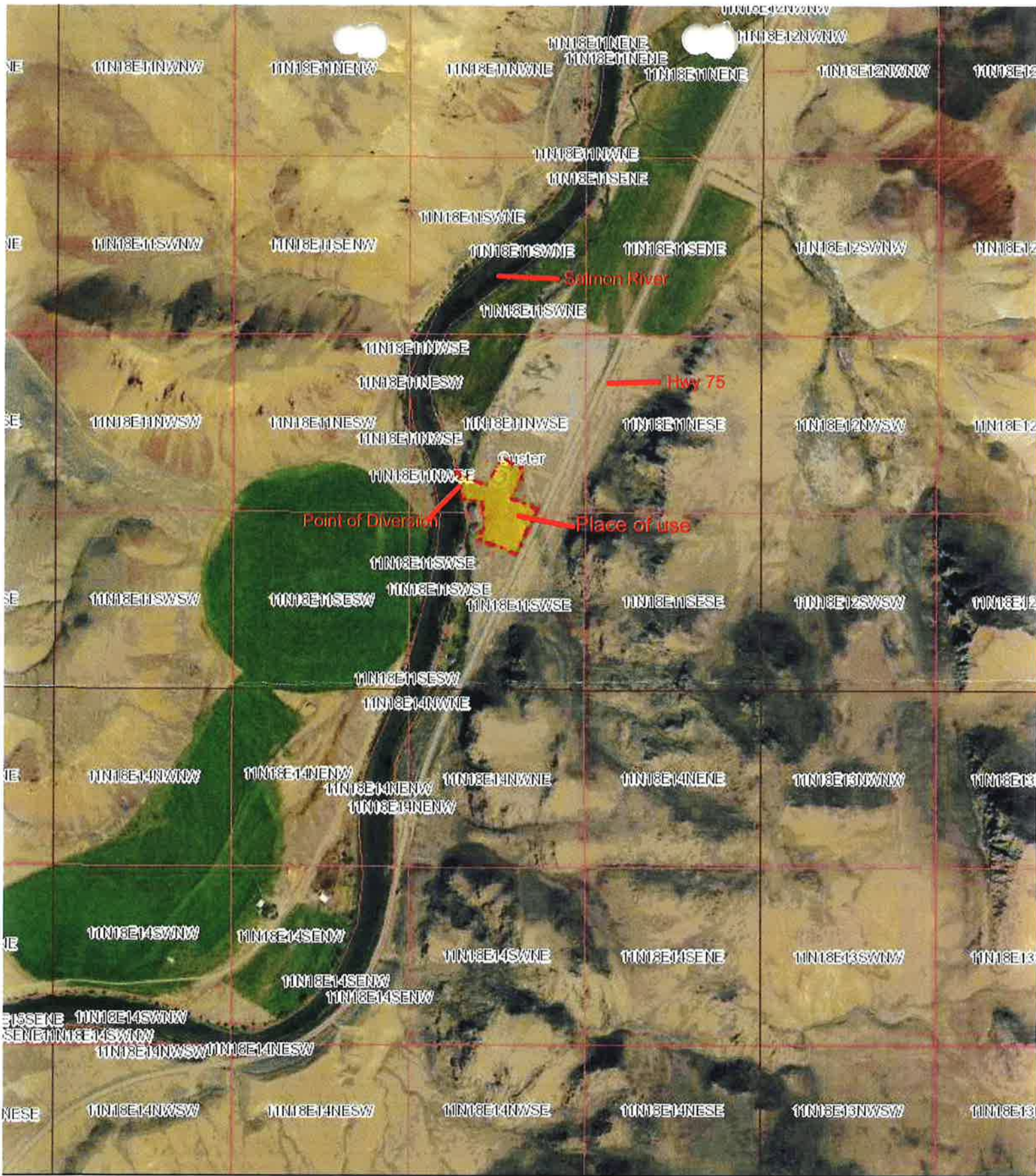
Total number of acres to be irrigated: 5

10. Describe any other water rights used for the same purposes as described above. Include water delivered by a municipality, canal company, or irrigation district. If this application is for domestic purposes, do you intend to use this water, water from another source, or both, to irrigate your lawn, garden, and/or landscaping? _____
11. a. Who owns the property at the point of diversion? Richard, Tamra Giampedraglia
- b. Who owns the land to be irrigated or place of use? Richard, Tamra Giampedraglia
- c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing: _____
12. Describe your proposal in narrative form, and provide additional explanation for any of the items above. Attach additional pages if necessary. Install a Electric 5hp irrigation pump to irrigate 5 acres of land with a sprinkler system. By pumping water from the Salmon River from approximately 04/01 thru 11/01 of each year.
13. Time required for completion of works and application of water to proposed beneficial use is 1 years (minimum 1 year).
14. **MAP OF PROPOSED PROJECT REQUIRED** - Attach an 8½" x 11" map or maps clearly identifying the proposed point of diversion, place of use, section #, township & range. The map scale shall not be less than two (2) inches equal to one (1) mile.

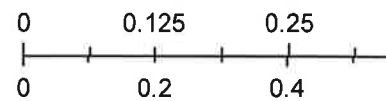
The information contained in this application is true to the best of my knowledge. I understand that any willful misrepresentations made in this application may result in rejection of the application or cancellation of an approval.

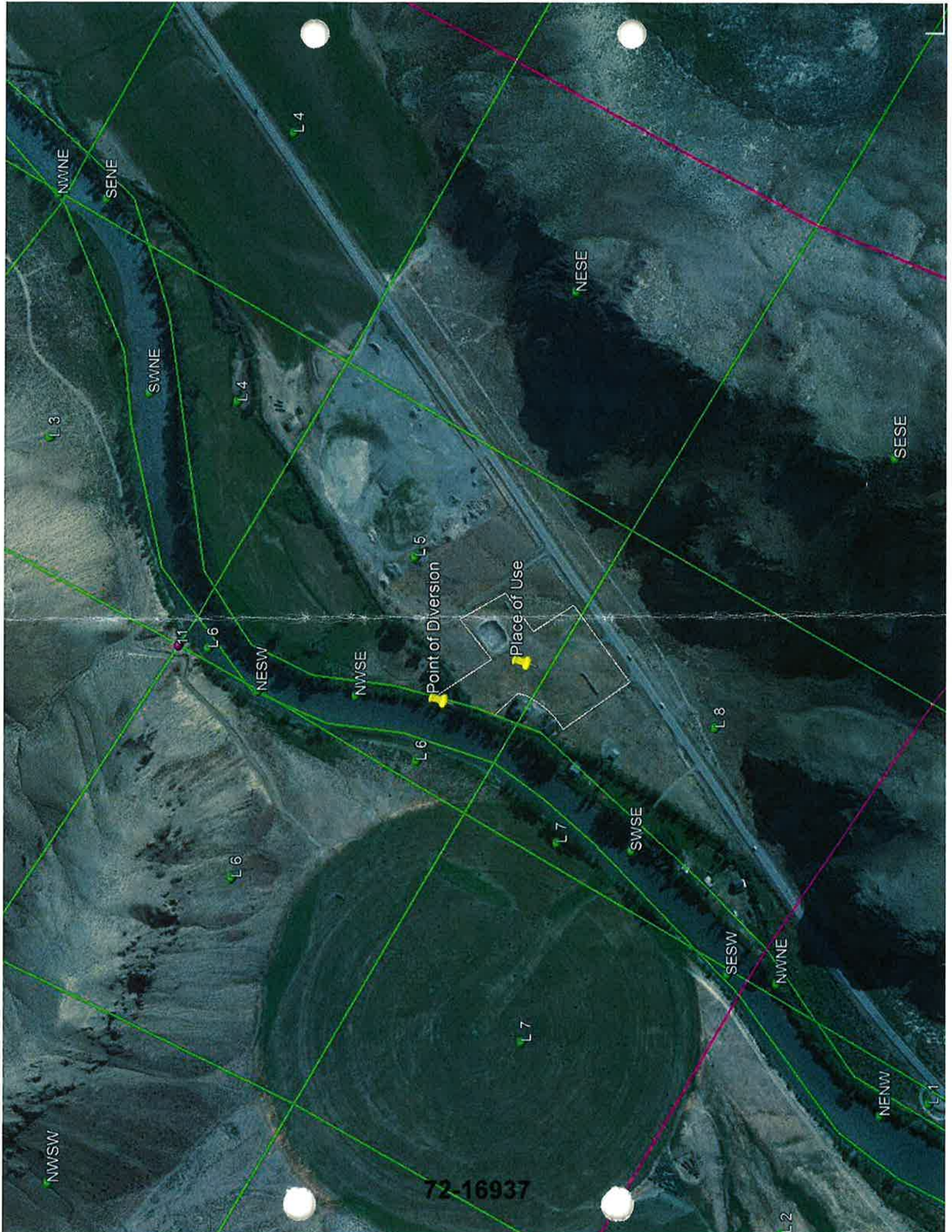
Richard Giampedraglia
 Signature of Applicant
Richard Giampedraglia
 Print Name (and title, if applicable)

Tamra Giampedraglia
 Signature of Applicant
Tamra Giampedraglia
 Print Name (and title, if applicable)



1:11,235





72-16937

RECEIVED

FORM 202 Rev. 09/16

MAR 19 2018DEPT OF WATER RESOURCES
SOUTHERN REGIONSTATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT
To appropriate the public waters of the State of Idaho

Ident. No. _____

1. Name of applicant(s) Richard, Tamra Giampedraglia Phone 208-838-6955
 Name connector (check one): ☐ and ☐ or ☒ and/or
 Mailing address P.O. Box 872 City Challis
 State Idaho ZIP 83226 Email rjump37@hotmail.com
2. Name of representative, if any _____ Phone _____
 Mailing address _____ City _____
 State _____ ZIP _____ Email _____
- a. ☐ Send all correspondence for this application to the representative and not to the applicant OR
☐ Send original correspondence to the applicant and copies to the representative.
- b. ☐ The representative may submit information for the applicant but is not authorized to sign for the applicant OR
☐ The representative is authorized to sign for the applicant. Attach a Power of Attorney or other documentation.
3. Source of water supply Salmon River which is a tributary of Snake River
4. Location of point(s) of diversion:

Twp	Rge	Sec	Govt Lot	1/4	1/4	1/4	County	Source	Local name or tag #
11N	18E	11	5		NW	SE	Custer	Salmon River	

5. Water will be used for the following purposes:
 Amount 0.10 cfs for Irrigation purposes from 04/01 to 11/01 (both dates inclusive)
 (cfs or acre-feet per year)
 Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
 (cfs or acre-feet per year)
 Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
 (cfs or acre-feet per year)
 Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
 (cfs or acre-feet per year)
6. Total quantity to be appropriated is (a) 0.10 cubic feet per second (cfs) and/or (b) _____ acre-feet per year (af).
7. Proposed diverting works:
 a. Describe type and size of devices used to divert water from the source. Electric 5 h.p. Berkley pump
- b. Height of storage dam none feet; active reservoir capacity none acre-feet; total reservoir capacity _____ acre-feet. If the reservoir will be filled more than once each year, describe the refill plan in item 12. For dams 10 feet or more in height AND having a storage capacity of 50 acre-feet or more, submit a separate [Application for Construction or Enlargement of a New or Existing Dam](#). Application required? ☐ Yes ☒ No
- c. Proposed well diameter is none inches; proposed depth of well is none feet.
- d. Is ground water with a temperature of greater than 85°F being sought? ☐ Yes ☒ No
- e. If well is already drilled, when? none; drilling firm none;
 well was drilled for (well owner) none; Drilling Permit No. none

For Department Use

Received by DM Date 3-19-2018 Time 1:40 PM Preliminary check by _____
 Fee \$ 100 - Received by DM Receipt No. 5036640 Date 3-19-2018

8. Description of proposed uses (if irrigation only, go to item 9):
- Hydropower; show total feet of head and proposed capacity in kW. _____
 - Stockwatering; list number and kind of livestock. _____
 - Municipal; must complete and attach the [Municipal Water Right Application Checklist](#).
 - Domestic; show number of households _____
 - Other; describe fully. _____

9. Description of place of use:
- If water is for irrigation, indicate acreage in each subdivision in the tabulation below.
 - If water is used for other purposes, place a symbol of the use (example: D for Domestic) in the corresponding place of use below. See instructions for standard symbols.

TWP	RGE	SEC	NE				NW				SW				SE				TOTALS
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
11N	18E	11								3.0				2.0					5.0

Total number of acres to be irrigated: 5

10. Describe any other water rights used for the same purposes as described above. Include water delivered by a municipality, canal company, or irrigation district. If this application is for domestic purposes, do you intend to use this water, water from another source, or both, to irrigate your lawn, garden, and/or landscaping? _____
11. a. Who owns the property at the point of diversion? Richard, Tamra Giampedraglia
- b. Who owns the land to be irrigated or place of use? Richard, Tamra Giampedraglia
- c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing: _____
12. Describe your proposal in narrative form, and provide additional explanation for any of the items above. Attach additional pages if necessary. Install a Electric 5hp irrigation pump to irrigate 5 acres of land with a sprinkler system. By pumping water from the Salmon River from approximately 04/01 thru 11/01 of each year.
13. Time required for completion of works and application of water to proposed beneficial use is 1 years (minimum 1 year).
14. **MAP OF PROPOSED PROJECT REQUIRED** - Attach an 8½" x 11" map or maps clearly identifying the proposed point of diversion, place of use, section #, township & range. The map scale shall not be less than two (2) inches equal to one (1) mile.

The information contained in this application is true to the best of my knowledge. I understand that any willful misrepresentations made in this application may result in rejection of the application or cancellation of an approval.

Richard Giampedraglia
 Signature of Applicant
Richard Giampedraglia
 Print Name (and title, if applicable)

Tamra Giampedraglia
 Signature of Applicant
Tamra Giampedraglia
 Print Name (and title, if applicable)

Maline, Denise

From: Maline, Denise
Sent: Thursday, May 31, 2018 4:09 PM
To: Cindy Yenter
Subject: Comment Letters for 71-10992 & 72-16937
Attachments: Comment letter to WD170 for 71-10992 & 72-16937.docx; 71-10992(MJB Rev. Trust).pdf; 72-16937 (Giampedgraglia).pdf

Hi Cindy,

Attached are (2) Applications for Permit currently being processed within your District. Please review the information and provide any necessary comments within 21 days.

Comments have also been solicited from the sub-districts for each of these applications.

Thank you,

Denise



State of Idaho

DEPARTMENT OF WATER RESOURCES

SOUTHERN REGION • 650 ADDISON AVE W STE 500 • TWIN FALLS ID 83301-5858

Phone: (208) 736-3033 • Fax: (208) 736-3037 • Website: www.idwr.idaho.gov

C.L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Director

May 31, 2018

WATER DISTRICT #170
CINDY YENTER
102 S WARPATH
SALMON, ID 83467

via e-mail

RE: Application for Permit No. 71-10992 (MJB Revocable Trust)
RE: Application for Permit No. 72-16937 (Richard & Tamra Giampedraglia)

Dear Cindy:

A copy of the above referenced application is enclosed. Please review the application, and provide any necessary comments within 21 days of the date of this letter.

If the application is approved, IDWR will include appropriate standard conditions of approval for a water right located within a water district, such as regulation by the water master, lockable controlling works, and/or measuring devices. Any special conditions or other concerns you have related to this application should be specifically addressed in your recommendation.

IDWR's regional offices can finish reviewing an unprotested application as soon as the protest period has past. Your prompt response to this request will ensure that your recommendation can be considered. If IDWR has not received your written recommendation within 21 days from the date of this letter, IDWR will presume that you do not oppose approval of the application and that you have no comments for IDWR to consider.

Sincerely,

Denise Maline
Administrative Assistant

Enclosure(s)



State of Idaho

DEPARTMENT OF WATER RESOURCES

SOUTHERN REGION • 650 ADDISON AVE W STE 500 • TWIN FALLS ID 83301-5858

Phone: (208) 736-3033 • Fax: (208) 736-3037 • Website: www.idwr.idaho.gov

C.L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Director

May 31, 2018

WATER DISTRICT #72D
BRENT CUTLER
PO BOX 208
CHALLIS, ID 83226

RE: Application For Permit No.(s): 72-16937 (Richard & Tamra Giampedraglia)

Dear Brent:

A copy of the above referenced application is enclosed. Please review the application, complete the enclosed recommendation form as necessary, and return it to this office within 21 days of the date of this letter.

If the application is approved, IDWR will include appropriate standard conditions of approval for a water right located within a water district, such as regulation by the water master, lockable controlling works, and/or measuring devices. Any special conditions or other concerns you have related to this application should be specifically addressed in your recommendation.

IDWR's regional offices can finish reviewing an unprotested application as soon as the protest period has past. Your prompt response to this request will ensure that your recommendation can be considered. If IDWR has not received your written recommendation within 21 days from the date of this letter, IDWR will presume that you do not oppose approval of the application and that you have no comments for IDWR to consider.

Sincerely,



Denise Maline
Administrative Assistant

Enclosure(s)



State of Idaho

DEPARTMENT OF WATER RESOURCES

SOUTHERN REGION • 650 ADDISON AVE W STE 500 • TWIN FALLS ID 83301-5858

Phone: (208) 736-3033 • Fax: (208) 736-3037 • Website: www.idwr.idaho.gov

C.L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Director

May 31, 2018

IDAHO DEPT OF FISH & GAME
JEFF RICHARDS
99 HWY 93 N
SALMON ID 83467

RE: Application for Permit No. 71-10992 (MJB Revocable Trust)
RE: Application for Permit No. 72-16937 (Richard & Tamra Giampedraglia)

Dear Fish & Game:

The Department of Water Resources is seeking written comment and/or recommendations from your agency regarding the above referenced water right application. A copy of the application is enclosed for your reference. Please review the application, complete the enclosed recommendation form, and submit it to this office within 21 days. In addition, detailed information regarding this application(s) can be found on our website at www.idwr.idaho.gov.

The Department is currently publishing notice of the application, as part of the initial review process; and your response to this request is appreciated. If your agency desires to formally protest the approval of this application, you may do so after the notice is published by filing a written protest along with a \$25.00 filing fee within 10 days after final publication (*on or before June 25, 2018*).

Please contact this office if you have any questions regarding the application.

Sincerely,

Denise Maline
Administrative Assistant

Enclosure(s)



State of Idaho

DEPARTMENT OF WATER RESOURCES

SOUTHERN REGION • 650 ADDISON AVE W STE 500 • TWIN FALLS ID 83301-5858

Phone: (208) 736-3033 • Fax: (208) 736-3037 • Website: www.idwr.idaho.gov

C.L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Director

May 31, 2018

RICHARD GIAMPEDRAGLIA
TAMRA GIAMPEDRAGLIA
PO BOX 872
CHALLIS, ID 83226-0872

RE: Application For Permit No. 72-16937

Dear Applicant(s):

The Department of Water Resources has received your water right application. Please refer to the number referenced above in all future correspondence regarding this application.

A legal notice of the application has been prepared and is scheduled for publication in the **CHALLIS MESSENGER on 6/7/2018 and 6/14/2018**. Protests to this application may be submitted for a period ending ten (10) days after the second publication. Any protest against this application must be filed with the Department of Water Resources, together with a protest fee of \$25.00 for each application, on or before **June 25, 2018**.

If the application is protested, you will be sent a copy of each protest. All protests must be resolved before the application can be considered for approval. If the protest(s) cannot be resolved voluntarily, the Department will conduct a conference and/or hearing on the matter.

If the application is not protested, the Department will process your application and notify you of any action taken on the application. If your application is approved, the Department will send you a copy of the permit.

Please contact this office if you have any questions regarding the application.

Sincerely,

Denise Maline
Administrative Assistant

Maline, Denise

From: Maline, Denise
Sent: Thursday, May 31, 2018 1:43 PM
To: Challis Messenger
Subject: LEGAL NOTICE
Attachments: Challis Messenger cover letter.docx; Challis Messenger ad.doc

Attached please find **(1)** legal notice being submitted for publication on June 7th & 14th, 2018. Please let me know if there are any questions or if you are not able to run the ad on the dates requested.

Thank you in advance,

Denise

*Denise Maline
Administrative Assistant
Idaho Dept of Water Resources, Southern Region
650 Addison Ave W, Ste 500
Twin Falls, ID 83301
(208) 736-3033
denise.maline@idwr.idaho.gov*



State of Idaho

DEPARTMENT OF WATER RESOURCES

SOUTHERN REGION • 650 ADDISON AVE W STE 500 • TWIN FALLS ID 83301-5858

Phone: (208) 736-3033 • Fax: (208) 736-3037 • Website: www.idwr.idaho.gov

C.L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Director

May 31, 2018

LEGAL NOTICE DEPARTMENT

CHALLIS MESSENGER

PO BOX 405

CHALLIS, ID 83226

RE: Application For Permit No.(s): 71-10992, 72-16937

Dear Legal Notice Department:

Please publish the enclosed legal notice on the dates indicated (once a week for two consecutive weekly issues). If you cannot publish the notice on the proposed dates, please contact us immediately.

An affidavit of publication must be submitted to the Department along with the publication bill. Please send the affidavit and bill to this office before June 25, 2018. Your cooperation is appreciated.

Sincerely,

Denise Maline
Administrative Assistant

Enclosure(s)

The following application(s) have been filed to appropriate the public waters of the State of Idaho:

71-10992

MJB REVOCABLE TRUST

1050 N BRIAR LN

BOISE, ID 83712

Point of Diversion SWSE S17 T08N R14E CUSTER County Source GROUND WATER Tributary

Use: HEATING 01/01 to 12/31 0.04 CFS

Total Diversion: 0.04 CFS

Date Filed: 4/26/2018

Place Of Use: HEATING

T08N R14E S17 SWSE

Application for permit proposes to divert 0.04 cfs of ground water for non-consumptive heating of a single home from a proposed well for a new residence. The proposed point of diversion and place of use are located approximately 13.8 miles south and 4.3 miles east of the intersection of State Highways 75 and 21 in Stanley. This application proposes the diversion and use of water tributary to a federally designated Wild & Scenic River. The decreed minimum stream flow rights for the federal Wild & Scenic Rivers are subordinate to certain categories of water use and to specific amounts of water use established after the minimum stream flow. The water use proposed in this application will benefit from the subordination provision because it is for non-consumptive purposes.

72-16937

RICHARD GIAMPEDRAGLIA

TAMRA GIAMPEDRAGLIA

PO BOX 872

CHALLIS, ID 83226-0872

Point of Diversion L5(NWSE) S11 T11N R18E CUSTER County Source SALMON RIVER Tributary

SNAKE RIVER

Use: IRRIGATION 04/01 to 11/01 0.15 CFS

Total Diversion: 0.15 CFS

Date Filed: 4/9/2018

Place Of Use: IRRIGATION

T11N R18E S11 L5(NWSE) L8(SWSE)

Total Acres: 5

Application for permit proposes to divert 0.15 cfs from the Salmon River to irrigate 5 acres on a parcel located between Highway 75 and the Salmon River approximately 5 miles east and 2.3 miles north of Clayton. This application proposes the diversion and use of water tributary to a federally designated Wild & Scenic River. The decreed minimum stream flow rights for the federal Wild & Scenic Rivers are subordinate to certain categories of water use and to specific amounts of water use established after the minimum stream flow. The water use proposed in this application will benefit from the subordination provision because 0.15 cfs and 5 acres will be applied to the subordination amounts specified in the decree for the Salmon Wild & Scenic River.

Permits will be subject to all prior water rights. For additional information concerning the property location, contact Southern Region office at (208) 736-3033; or for a full description of the right(s), please see www.idwr.idaho.gov/WaterManagement/WaterRights/#New_Listings. Protests may be submitted based on the criteria of Idaho Code § 42-203A. Any protest against the approval of this application must be filed with the Director, Dept. of Water Resources, Southern Region, 650 ADDISON AVE W, STE 500, TWIN FALLS, ID 83301-5858 together with a protest fee of \$25.00 for each application on or before **June 25th, 2018**. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Director

Published on June 7th & 14th, 2018

Inouye, Allison

From: Inouye, Allison
Sent: Tuesday, May 22, 2018 1:58 PM
To: Clark, Cynthia Bridge
Subject: New Application for Permit in Basin 72

Hi Cynthia,

I will be forwarding a new application for permit (72-16937) for advertising during the 1st & 2nd weeks of June. The file should be scanned by the end of next week. Following is the text from the legal notice:

Application for permit proposes to divert 0.15 cfs from the Salmon River to irrigate 5 acres on a parcel located between Highway 75 and the Salmon River approximately 5 miles east and 2.3 miles north of Clayton. This application proposes the diversion and use of water tributary to a federally designated Wild & Scenic River. The decreed minimum stream flow rights for the federal Wild & Scenic Rivers are subordinate to certain categories of water use and to specific amounts of water use established after the minimum stream flow. The water use proposed in this application will benefit from the subordination provision because 0.15 cfs and 5 acres will be applied to the subordination amounts specified in the decree for the Salmon Wild & Scenic River.

Feel free to contact me with any questions or concerns.

-Allison

Allison Inouye
Water Resource Agent
Southern Regional Office | Idaho Dept. of Water Resources
p (208) 736-3033 | f (208) 736-3037
Allison.Inouye@idwr.idaho.gov



State of 

DEPARTMENT OF WATER RESOURCES

Southern Region • 650 Addison Ave W, Suite 500 • Twin Falls, Idaho 83301-5858

Phone: (208) 736-3033 • Fax: (208) 736-3037 • Website: www.idwr.idaho.gov

C.L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Director

April 10, 2018

Richard & Tamra Giampedraglia
PO Box 872
Challis, ID 83226

RE: Application to Appropriate Water in the Upper Salmon River Basin

Dear Water Right Applicants:

The Department of Water Resources' (IDWR) records show you filed an application to establish a new use of water in the upper Salmon River basin. Idaho Code § 42-203A(5) requires IDWR to determine whether each water right application satisfies all the criteria necessary for appropriating water in Idaho. One statutory criterion requires IDWR to determine the local public interest relative to the proposed water use. Idaho Code § 42-202B(3) defines the local public interest as "the interests that the people in the area directly affected by a proposed water use have in the effects of such use on the public water resource." The local public interest has many facets, including the effects of a proposed water use on aquatic habitat for fish and wildlife resources.

The upper Salmon River basin is home to stocks of chinook salmon, sockeye salmon, steelhead trout, and bull trout, all of which are listed as threatened or endangered under the Endangered Species Act (ESA). Since the early 1990s, local water users, conservation districts, and federal and state agencies have cooperated to implement conservation measures intended to protect and restore habitat for ESA-listed species in the upper Salmon River watershed. For example, at the request of local water users the Idaho Legislature directed the Idaho Water Resource Board (IWRB) to establish a minimum stream flow in the lower Lemhi River for fish passage. The minimum stream flow is maintained through a water supply bank and temporary or permanent acquisition of additional water supplies by willing buyers from willing sellers.

Pursuant to the Snake River Water Rights Agreement of 2004, Idaho has been developing a long term conservation plan for the benefit of ESA-listed species in the Lemhi River basin. Improving conditions in flow-limited river reaches and streams is a fundamental component of the Lemhi plan. In addition to IDWR, numerous state agencies, including the Office of Species Conservation, Idaho Department of Fish and Game, Idaho Department of Environmental Quality, Idaho Soil and Water Conservation Commission, and Idaho Department of Lands, have committed and continue to commit significant resources toward this objective under the following programs:

- Columbia Basin Water Transactions Program
- National Marine Fisheries Service Pacific Coastal Salmon Recovery Fund
- U. S. Fish & Wildlife Service Aquatic Species Conservation Fund
- Salmon and Clearwater River Basins Habitat Fund
- 2008 Columbia Basin Fish Accords

A myriad of habitat restoration projects are being constructed/implemented in other parts of the upper Salmon River basin. These projects have been coordinated with the local communities and water users through the Upper Salmon River Basin Watershed Program and predecessor programs, including the model watersheds. Furthermore, the Snake River Water Rights Agreement of 2004 contemplates the development of additional conservation plans for other upper Salmon River basin watersheds. Accordingly, the draft Comprehensive State Water Plan under revision by the IWRB contains policies for the Salmon River basin that focus on the protection and restoration of instream habitat for ESA-listed species through voluntary participation in conservation programs.

Because of the ESA-listed species recovery efforts in the upper Salmon River basin, IDWR must determine on a case-by-case basis whether it is in the local public interest to authorize proposed water uses that would further deplete flow-limited stream reaches.

Pursuant to Rule 40.04.c of the Water Appropriation Rules (IDAPA 37.03.08.040.04.c), the applicant has the ultimate burden of persuasion regarding the items that must be evaluated in connection with each water right application. Before proceeding further with your application, IDWR requests you submit additional information about how your proposal invokes any local public interest concerns for ESA species recovery. Within 30 days, please submit any additional information you believe IDWR may need to evaluate and determine the local public interest in the water you propose to divert and use. If IDWR has not received a response from you within 30 days, IDWR will assume you have no comment regarding the local public interest, and processing of your application will resume with the information currently on file. Processing will include public notice and the potential for formal protests by other interested parties. Applications that are not in the local public interest will be denied. If you wish to withdraw your application before it is processed, please notify IDWR in writing.

If you have any questions, please call Shelley Keen at 208-287-4947, or email him at shelley.keen@idwr.idaho.gov. For applications in administrative basins 73-75, you may also contact IDWR's Eastern Region office in Idaho Falls at 208-525-7161. For applications in administrative basins 71 or 72, you may also contact IDWR's Southern Region office in Twin Falls at 208-736-3033.

Sincerely,



Allison Inouye
Water Resource Agent

Inouye, Allison

From: Inouye, Allison
Sent: Monday, April 02, 2018 4:19 PM
To: 'Richard Giampedraglia'
Subject: RE: ID Dept of Water Resources Application for Permit

Hi Richard,
Thanks for getting back to me and I'm happy to help you through the process.

Yes, for irrigation of 5 acres or less, you may apply for a diversion rate of up to 0.03 cfs/acre without providing any additional justification for why a higher flow rate is necessary. The rationale is that smaller irrigation projects have different system requirements and inefficiencies than larger irrigation projects.

If you anticipate applying at the .03 cfs per acre rate in addition to correcting the legal description of the place of use, it would be best if you could submit revised versions of both pages, signed by both applicants. Assuming the maps aren't changing, you do not need to resubmit those. No additional fee is required as long as you're staying under 0.21 cfs total. Note that if you do decide to change the flow rate, the priority date for your permit will be advanced to the date that we receive the amended materials; however, this will only be a few weeks later than your original submission and I don't think it would likely impact your water right availability.

Feel free to contact me if you have any further questions.

Best,
Allison

Southern Regional Office | Idaho Dept. of Water Resources
p (208) 736-3033 | f (208) 736-3037
Allison.Inouye@idwr.idaho.gov

From: Richard Giampedraglia [mailto:rjump37@hotmail.com]
Sent: Monday, April 02, 2018 2:48 PM
To: Inouye, Allison <Allison.Inouye@idwr.idaho.gov>
Subject: Re: ID Dept of Water Resources Application for Permit

Allison,

Thank you for assisting me through this process of obtaining a water right for my property. I had a hard time trying to figure out the mapping process so I apologize for my mistake. I do have one additional question I read someplace that I could actually apply for 0.03 cfs per acre if 5 acres or less, is this correct and if so can I amend the first page item 5 and return that also?

Thanks,
Richard

Sent from my iPhone

On Mar 29, 2018, at 1:13 PM, Inouye, Allison <Allison.Inouye@idwr.idaho.gov> wrote:

Hello Richard & Tamra,

I am reviewing the Application for Permit that you submitted to the Idaho Department of Water Resources. I wanted to let you know that you will be receiving a letter regarding additional information that I need in order to continue processing your application. I've attached a copy of the letter for your reference. Please feel free to call me if you have any questions.

Best,
Allison

Allison Inouye
Water Resource Agent
Southern Regional Office | Idaho Dept. of Water Resources
p (208) 736-3033 | f (208) 736-3037
Allison.Inouye@idwr.idaho.gov

<Giampedraglia Letter.pdf>

<Giampedraglia_App_DraftRevisedPg2.pdf>



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region • 650 ADDISON AVE W STE 500 • TWIN FALLS, ID 83301-5858

Phone: (208)736-3033 • Fax: (208)736-3037 • Website: www.idwr.idaho.gov

C.L. "Butch" Otter
Governor

Gary Spackman
Director

March 29, 2018

Richard & Tamra Giampedraglia
PO Box 872
Challis, ID 83226

Re: Application for Permit

Dear Richard & Tamra:

Our office received your application for permit for irrigation of 5 acres in Custer County. During my initial review, I noticed that the legal description for the place of use (POU) does not match the map that you submitted. It is important that we identify the correct legal description because it will become an element of the water permit. The application lists 3 acres in the SENW and 2 acres in the SESW of T11N, R18E, Sec 11. However, your map indicates 3 acres within the NWSE and 2 acres within the SWSE. I've included a copy of your application for reference.

I have also drafted and enclosed a revised page 2 of your application reflecting the place of use as it is shown on your map. If this is correct, please sign and return it and I will amend your original application.

Until I receive the correct description for the place of use, I will not be able to continue processing your application. Please submit the requested information or feel free to contact me to discuss your application. If I have not received the information required for processing within 30 days, I will return the application and refund the filing fee.

If you have any questions concerning the enclosed information, please contact me at (208) 736-3033.

Sincerely,

Allison Inouye
Water Resource Agent

Enclosures

Inouye, Allison

From: Inouye, Allison
Sent: Thursday, March 22, 2018 2:15 PM
To: 'rjump37@hotmail.com'
Subject: ID Dept of Water Resources Application for Permit
Attachments: Giampedraglia App for Permit.pdf

Hello Richard and Tamra,

I have called the phone number listed on your application but received no answer so I am attempting to reach you via email.

Our office received your application for permit for irrigation of 5 acres in Custer County. During my initial review, I noticed that the legal description for the place of use (POU) does not match the map that you submitted. It is important that we identify the correct legal description because it will become an element of the water permit. Question 9 of the application lists 3 acres in the SENW and 2 acres in the SESW of T11N, R18E, Sec 11. Your map indicates 3 acres within the NWSE and 2 acres within the SWSE. I've attached a scanned copy of your application for reference.

POU Irrigation Acres	Location per Application	Location per Map
2.0	SESW	SWSE (AKA Government Lot 8)
3.0	SENW	NWSE (AKA Government Lot 5)

Please let me know which is the correct location of the place of use. You can respond via email or feel free to call me at the number below.

Best,
Allison

Allison Inouye
Water Resource Agent
Southern Regional Office | Idaho Dept. of Water Resources
p (208) 736-3033 | f (208) 736-3037
Allison.Inouye@idwr.idaho.gov