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July 16, 2015

Director
Department of Water Resources
Northern Region
7600 Mineral Drive, Suite 100
Coeur D' Alene, ID 83815

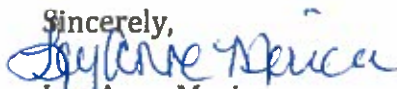
Re: Application 96-9568, Larry and Gail Treiber, PO Box 311 Hope, ID 83836

Please accept this protest to the referenced application per Idaho Code § 42-203A. The amount of water requested for diversion from this very small stream (0.03 CFS) is greater than the total flow from this stream in some cases. Rough stream flow measurements made during the week of July 6, 2015 indicated flow rates as low as 1 gpm and flow rates this year have already been noted to be less than those of previous years. If the applicant is allowed to divert this amount of water there may be times when the flow from this stream will be eliminated. It should be noted that the City of Hope, Idaho has installed a water system that is more than capable of providing irrigation water for this applicant without robbing the water from this stream and preventing others from the beneficial use of the water flow from this stream.

Please note that Idaho Code Title 42 § 42-1501 states "The legislature of the state of Idaho hereby declares that the public health, safety and welfare require that the streams of this state and their environments be protected against loss of water supply to preserve the minimum stream flows required for the protection of fish and wildlife habitat, aquatic life, recreation, aesthetic beauty, transportation and navigation values, and water quality. The preservation of the water of the streams of this state for such purposes when made pursuant to this act is necessary and desirable for all inhabitants of this state, is in the public interest and is hereby declared to be a beneficial use of such water..."

Diverting 0.03 CFS of water from this small stream would be in direct conflict with the above quoted statute and would be detrimental to the people, wildlife and wetlands downstream of the point of diversion. Thank you for your attention to this matter.

Sincerely,



Ley Anne Merica
642 Lakeview Blvd
East Hope, Idaho 83836
858-337-2785

Copy to:
Larry and Gail Treiber
PO Box 311
Hope, Idaho 83836