



State of Idaho

DEPARTMENT OF WATER RESOURCES

Eastern Region • 900 North Skyline Drive, Suite A • Idaho Falls, ID 83402-1718

Phone: (208) 525-7161 • Fax: (208) 525-7177 • Website: www.idwr.idaho.gov

C.L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Director

November 25th, 2013

Robert and Linda Price
37 Wagon Wheel Rd.
Salmon, ID 83467

RE: Application for Permit 75-14776

Dear Mr. and Mrs. Price:

The department has received your application to appropriate 0.11 cfs from wastewater for irrigation purposes. I have been assigned to review the application and to work with you to assemble any missing documents. The department is required by state law to verify certain information for every application filed within the state. I have found that we are missing two pieces of information. Before a permit can be issued, I need you to provide the following information:

First, we need to verify that the water source listed on the permit application is sufficient to satisfy the proposed use. Department records show that there are seven existing water rights at the proposed point of diversion. These existing rights in total authorize the diversion of 0.83 cfs (372 gpm). Please provide evidence that there is sufficient water at the proposed point of diversion to fully satisfy the existing rights throughout the summer and to satisfy an additional 0.11 cfs (50 gpm) of diversion from the same source. If the flow in the channel is less than 0.83 cfs, then issuing new permits has the risk of injuring existing water rights.

Second, we need to confirm that you have legal access to convey the water to your property. In all applications where the proposed point of diversion is on property not owned by an applicant, the applicant must demonstrate legal access to all properties necessary to construct and operate the proposed project. (Rule 45.01.c, IDAPA 37.03.08) Your application notes that the proposed point of diversion is on property owned by JoAnne Demick and that there is an existing ditch running from the proposed point of diversion to your property. Please provide proof of legal access to the proposed point of diversion. You also need to provide evidence demonstrating legal access to use the headgate and ditch to convey the water to your place of use. This may take the form of written permission from a ditch company. If no ditch company exists, you may need to obtain permission from all property owners along the ditch to convey your water across their property.

Please feel free to contact me if you have any questions.

Sincerely,

Scott R. Bergendorf

Water Resource Agent
Eastern Regional Office

Idaho Department of Water Resources

Phone (208) 525-7161

scott.bergendorf@idwr.idaho.gov