

Cox, Sharla

From: Mathews, Kerrie
Sent: Monday, October 17, 2011 12:04 PM
To: Cox, Sharla
Cc: Golart, Aaron; Luke, Tim
Subject: Application for Permit 23-11418

Dear Mrs. Cox,

Please accept this email as official comments to the application for Permit 23-11418 on Palisades Creek.

The application proposes additional water for an existing pond located just off of Palisades Creek, for Michelle Aleixo.

Palisades Creek is a State Protected Stream under Idaho Code Section 42-1734 A and B, and listed as both a Recreation Waterway (lower reach), and a Natural Waterway (upper reach) in the Comprehensive State Water Plan, South Fork Snake River Basin (CSWP-Snake River).

To protect the public interest, current resource use, and the multiple-use character of the basin the CSWP-Snake River established goals for these protected areas. Some of these goals include: Water Quality, Fisheries, Recreation, and Development and Growth.

The application submitted by Ms. Aleixo does not appear to meet the goals as established in the CSWP-Snake River. When water is retained in a pond, the temperature increases, as this heated water is released it can have a detrimental effect on fish. In addition there would be less water for fish and recreational use within the inlet and outlet of the pond (190 ft). This would seem to be in opposition to goal 15, "Minimize or prevent adverse effects from development.." (pg. 3 CSWP-Snake River)

Ms. Aleixo has an established water right (23-11387) for the pond. It would appear that this application is an attempt to increase the size of the pond and/or improve flow through. Although mitigation is mentioned in the application, no details are submitted regarding how mitigation will proceed and what if any agreements are in place to insure that there is indeed mitigation. In addition, the application for further appropriation does not appear to protect the public interest, but only encourage further un-natural and unsustainable development of a protected stream.

Thank you for the opportunity to comment.

Sincerely,

Kerrie A Mathews
Water Resources Agent
Idaho Department of Water Resources
208.525.7161

"No culture can live, if it attempts to be exclusive."
-Mahatma Gandhi