

July 26, 2010

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Department of Water Resources
Eastern Region

Mr. James Cefalo
Idaho Dept of Water Resource's
900 N Skyline Dr.
Idaho Fall's, ID 83402

Dear Mr. Cefalo;

I appeal to you to reconsider your decision to approve water right's application #75471, on the following basis.

Item # 1

I know you consider us a group of "hay-seeds" up against "professional's", but we tried to warn you at the hearing what would be the out-come if they were allowed to proceed. Such as not enough water in the stream to do what they wanted to do! Then as expected you gave them another "temporary" permit to reroute the water into their new channel's and the water was sucked up like a sponge in the dry channel and they dried up the stream just like we told you they would. What's really appalling is all the native Trout that were killed in the process.

Sadly your decision was made, {according to what you called the convincing testimony of Mr. Terry Holubetz}, which I feel was mostly purged. The majority of the "6,000" tree's and plant's are dead.

#2

In finding of Fact item 4

You parroted Mr. Holubetz about the quality of the exising stream, "the previous land owner channelized the stream, making it muddy and unviable for fish". You have no personnel knowledge of this and for your information, the stream was changed about four owner's ago and has been treating the fish just fine for the past 50 year's! Most every-thing stated by the Mr. Holubetz was speculative. He can in no-way guarantee anything he stated will happen.

#3

Everything Grouse Creek has done on this project has been, 'write the rule's as you go" process! They have made so many changes it's hard to keep track of, and you people have went along with everything they've done.

#4

In item 6, you state they are drying up 13.5 Acre's to alleviate what they are planning for their project. Don't let this shock you, but their not giving up anything. That property hasn't been irrigated for at least the past 30-40 year's, so don't look for any change in the growth of the Alfalfa. They altered the new cannal in a V shape, similar to the original channel in direct conflict of the drawing's they presented at the hearing, showing the channel to be wide and flat. I would think that would me more purged evidence!

More information you didn't have for making your decision.

When this become's a bigger folly than it already is, look at yourself in the mirror and say " I helped this happen." Have a nice day!

Sincerely,

