

LITTLE WEISER IRRIGATION DISTRICT
C/O J. WAYNE BURKHARDT
2410 LITTLE WEISER RD.
INDIAN VALLEY, ID 83632

RECEIVED

JUN 23 2010

WATER RESOURCES
WESTERN REGION

Idaho Department of Water Resources-Western Region
2735 Airport Way
Boise, ID 83705-5082

June 21, 2010

Dear Ms. Buffington;

The Directors of the Little Weiser Irrigation District wish to protest the Application for Permit #67-15030 by Tom L. Grossen to acquire a water right on the Little Weiser River. It is in the interest of our share holders that we protect their existing water rights on a stream that is already over-appropriated.

The Little Weiser River has long been over-appropriated which was the reason for the irrigator collectively to construct C. Ben Ross Reservoir in 1937. This reservoir provides storage of spring flood flows from the Little Weiser River. This stored water is then released back to the river later in the irrigation season when the natural flow is grossly inadequate to supply the existing appropriated irrigation rights under the Muir-Allison Decree. The Directors of the Little Weiser Irrigation District strongly disagree with Mr. Grossen's hand written statement at the bottom of application #67-15030 that "there is usually adequate water in the Little Weiser River much of the irrigation season" to supply this water right. The spring flood water flows are used to fill C. Ben Ross Reservoir and in low water years, spring runoff is barely adequate for that purpose. Approval of new flood water claims on the Little Weiser River complicates prior storage rights and may even hasten the time at which storage waters are released from the reservoir because natural flows do not fully supply existing claims. If this application is approved despite our concerns, there should be a June 1st curtailment date imposed. In some years spring runoff flows on the Little Weiser River are over by late May or early June.

The Directors appreciate your attention to our concerns in this matter. Enclosed is our \$25 check for filing the protest.

Sincerely,



J Wayne Burkhardt
Secretary, LWID

\$25 - received 6/23/2010 by DB #W038494