

MEMORANDUM

Date: March 27, 2007
To: Application for Permit 72-16702 (Colleen Coyne) File
From: Jeanie Robertson
Re: Evaluation of Sufficiency of Information Submitted

Application for Permit 72-16702, filed in the name of Colleen Coyne, proposes to divert 0.12 cfs from the East Fork of the Salmon River for irrigation of approximately 5.9 acres on Lot #30 of the East Fork Subdivision (0.02 cfs/ac). She already owns another lot in the subdivision covered by right 72-230H, with an 1880 priority date. That right was claimed and later decreed in the SRBA for 0.15 cfs on 4.2 acres, which is 0.035 cfs/ac. (The duty of water on old decree 72-230 was 0.03 cfs/ac and we have soil analysis information that allowed for the extra diversion amount.) She has since purchased a second lot and was surprised to find out that it had no water right associated with it. Some of the lots in the subdivision were never claimed and were not irrigated for many years so the water rights were lost and new appropriations must now be applied for. Location of the point of diversion is Lot #10 of the East Fork Subdivision, approximately 6.5 miles from HWY 75 up East Fork Road. The actual location has a fish screen, known as EF5, and has been GPSd by the BLM. It is in the **SWNESW** of Section 24.

- **Effect on Other Water Rights:**
Proposed diversion is already in place and shared by other lot owners, including another lot owned by this applicant (72-230H), and if application is approved, and a permit is granted, it will be one of the most junior right on the diversion. Most, if not all, of the other rights have priority dates of 1880.
- **Sufficiency of Water Supply:**
The East Fork of the Salmon River is adequate to supply water for this small appropriation of 0.12 cfs compared to flow in the area.
- **Application Made in Good Faith:**
Applicant stated that she intends to grow grass hay for a small number of horses, which also will be adding to the food source of the local fauna. She also states she is very environmentally aware and will be a good steward of the land.
- **Financial Resources:**
Applicant owns the property for the proposed irrigation project. The diversion works and conveyance ditch is already in place and used by other lot owners in the subdivision. The applicant owns another lot that uses this system and she states that all the lot owners share in the maintenance, cleaning, and cost of the system.
- **Local Public Interest:**
The applicants have solicited comments from interested agencies, and comments have been received from the Idaho Department of Fish & Game and the Idaho Department of Environmental Quality, with no negative comments or concerns raised. Fish & Game proposed that if approved the applicant contact the Anadromous Fish Screen Program to determine if the diversion is properly screened, but there is already a fish screen in place at this point of diversion that serves the subdivision.
- **Beneficial Use/Conservation of Water Resources:**
Proposed use is a beneficial use of water.

Review of the application finds there is no clear inconsistency with criteria set forth in Section 42-203A Idaho Code or the Water Appropriation Rules (IDAPA 37.03.08) preventing processing of this application.

