

CONNIE BRANDAU
WATERMASTER 57-R
HC 79 BOX 61
MELBA, ID 83641
AUGUST 6, 1994

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WATER RESOURCES
WESTERN REGION

ALAN HENNING
WATER DIVISION, M/S WD-139
U.S. EPA REGION 10
1200 SIXTH AVE.
SEATTLE, WA 98101

RE: COMMENT ON WATER
QUALITY LIMITED SEGMENT

LAWSUIT

DEAR SIR:

I WOULD LIKE TO COMMENT ON A LAWSUIT INVOLVING THE IDAHO WATER USERS ASSOCIATION, IDAHO FARM BUREAU FEDERATION, IDAHO AQUACULTURE ASSOCIATION, AND IDAHO MINING ASSOCIATION WHICH WAS STARTED BY THE IDAHO CONSERVATION LEAGUE AND THE SPORTSMAN'S COALITION. THE CASE INVOLVES VIOLATION OF SECTION 303(D) OF THE CLEAN WATER ACT, REQUIRING THE VARIOUS STATES TO FRIVOLOUSLY SPEND MONEY ON EXTENSIVE WATER QUALITY MONITORING FOR STREAMS THAT ARE NORMALLY DRY.

MY COMMENTS ARE ON THE CONDITIONS OF THE FOLLOWING WATERBODIES NAMED HEREIN:

69 MCBRIDE CREEK 672 IS DRY THIS YEAR - IS
USUALLY DRY EXCEPT FOR SPRING RUNOFF

72 SQUAW CREEK 674 IS DRY THIS YEAR- THE ONLY
WATER IS AT SPRING FED LOCATIONS

73 HARDTRIGGER CREEK 675 IS DRY NOW AND NORMALLY A
DRY CREEK EXCEPT FOR SPRING RUNOFFS AND FLASH FLOODS THE
HEAD OF THE CREEK IS SPRING FED

74 REYNOLDS CREEK 676 IS DRY NOW AND HAS BEEN
SINCE JUNE 1ST IN A GOOD WATER YEAR IT IS NORMALLY DRY
AFTER JUNE AND REMAINS SO UNTIL FALL OR WINTER RAINS COME

75 RABBIT CREEK 677 IS DRY THIS YEAR THE
CREEK BED CARRIES A LITTLE SPRING RUNOFF BUT NORMALLY
HANDLES FLASH FLOOD WATERS ONLY THE ONLY WATER AT THIS
TIME IS IN SPRING FED LOCATIONS

76 SINKER CREEK 678 THIS CREEK IS DRY DURING
MOST OF THE SUMMER MONTHS THIS YEAR IT IS DRY FROM THE
HEADWATERS OF THE CREEK TO THE RIVER EXCEPT AT SPRING FED

AND STORED WATER LOCATIONS IT CAN CARRY AN EXTREME AMOUNT
OF RUNOFF DURING SPRING MELT

THESE COMMENTS ARE MADE FROM MY POSITION AS WATERMASTER
OF DIST. 57-R REYNOLDS CREEK - DULY ELECTED AND APPOINTED BY
THE IDWR: AS A LANDOWNER CONTINUALLY OBSERVING THE LANDS
WHERE MCBRIDE, SQUAW AND HARDTRIGGER CREEKS HEAD: AND AS A
FREQUENT OBSERVER OF RABBIT AND SINKER CREEKS IN BUSINESS
TRAVEL TO VARIOUS PARTS OF OUYHEE COUNTY.

I RESPECTFULLY REQUESTED THAT THE ABOVE LISTED
WATERBODIES BE REMOVED FROM THE EPA'S PROPOSED TMDL (TOTAL
MAXIMUM DAILY LOADS) LISTING FOR THE SOUTHWEST IDAHO BASIN.

RESPECTFULLY,



CONNIE BRANDAU,
WATERMASTER 57-R

COPIES:

IDAHO WATER USERS ASSOC.
REYNOLDS IRRIGATION DIST.
DIST. 57-R WATER USERS
IDAHO DEPT. WATER RESOURCES
OYWHEE COUNTY COMMISSIONERS
OYWHEE COUNTY LAND USE PLANNING COMMITTEE