



State of Idaho

DEPARTMENT OF WATER RESOURCES

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PHILIP E. BATT
GOVERNOR

KARL J. DREHER
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August 27, 1996

John B. Tracy
Route 1 Box 2
Salmon, Idaho 83467

RECEIVED

AUG 29 1996

Department of Water Resources
Eastern Region

Mr. Tracy:

On August 20th Gary Spackman of our Boise office and I met with Sidney Cook at the Cook property which lies to the west and below property owned by Dean Stokes and leased by you.

The purpose of this visit was in response to a written complaint received from Mr. Cook, which I have enclosed, alleging the discharge of irrigation water onto a hillside above the Cook property resulting in the flooding of the access road to the Cook home and adjoining properties as well as flooding the crawlspace of a neighboring home and affecting the water quality of the Cook domestic well and the well of an adjoining property owner.

It would appear from the conditions of the lands onto which this water was discharged there would be little if any beneficial use derived from water use in this manner.

I would suggest rather than discharging irrigation water onto these lands it could be put to a more beneficial use by controlling the water at the point of diversion allowing the use of the excess water by downstream users.

Please be aware the responsible use of water and the maintenance of delivery systems lies with the water user, as well the liability for damage to the properties of others through careless or irresponsible water use.

This situation will be monitored closely for the remainder of this irrigation season as well as upcoming seasons.

If you have any questions feel free to contact Gary Spackman at (208) 327-5406 or me at 756-6644.

Sincerely,

Robert E. Foster

Robert E. Foster

Sr. Water Rights Agent

cc: Gary Spackman, IDWR, Boise
Harold W. Jones, IDWR, Eastern region
Sidney Cook