

May 5, 2021

Andrew Smyth
Public Trust Program Manager
Idaho Department of Lands

Re: Comments on the Idaho Department of Lands Docket No. 20-0309-2101 Easements on State-Owned Submerged Lands.

Dear Andrew Smyth and members of the Idaho State Board of Land Commissioners,

I am a Boise State University graduate and current student at the University of Hawai‘i at Mānoa William S. Richardson School of Law. I consider my domicile to be Idaho and my permanent address is at my parent’s home located in Ada County.

Overall, I think that replacing “Submerged Lands and Formerly Submerged Lands” with “Navigable Waters” makes the rule much clearer and more concise. However, I would like to make a few comments that I hope will be helpful. I think that the proposed use of “arm’s-length sale” in definition number 9 detracts from the clarity of the definition and should be omitted. In Policy 2 the use of “[i]nformation...is available from the Department” could be clearer if it specified where or how to get this information, i.e., on the Department’s website or by contacting the Department. Also, given the devastation COVID-19 has caused to the economy, I don’t think that raising the application fee for an easement from \$300 to \$500 is the best course of action.

Thank you in advance for your consideration of my comments. For any concerns, you may get in touch with me at (208) 850-6898, or through email at austindl@hawaii.edu.

Sincerely,



Austin D. Lowe

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From: [Austin Lowe](#)
To: [Rule Making](#)
Subject: IDAPA 20.03.09
Date: Wednesday, May 05, 2021 09:50:56 AM
Attachments: [Comments for Docket No. 20-0309-2101.pdf](#)

Please find attached comments on rulemaking.

Sincerely,

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Austin D. Lowe
J.D. Candidate, Class of 2022
William S. Richardson School of Law