

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

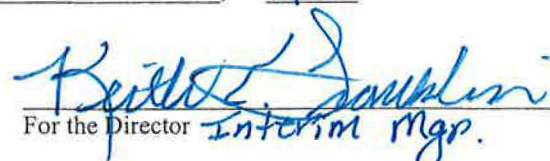
This is to certify that the department has examined this application for temporary approval to use water under the provisions of Section 42-202a, Idaho Code, and has determined that:

- _____ a) The application for temporary approval should be denied.
- ☒ b) The application for temporary approval should be approved, since
1. The temporary approval can be properly administered.
 2. Other water sources are not readily available.
 3. The approval is in the public interest.
 4. The approval will not injure known public values associated with the water source or any known water rights.

This application is therefore hereby:

- _____ a) DENIED
- ☒ b) APPROVED, subject to the following conditions:
1. Diversion and use of water under this approval is subject to all valid existing water rights.
 2. The applicant assumes all risk the use of the water under this approval may injure other water rights.
 3. This approval authorizes a maximum diversion of 1 AF and a maximum rate of diversion of 0.13 cfs.
 4. This approval does not grant a right-of-way across the land of another, does not create a continuing right to use the water and may not be used in connection with a use which requires a continuing water supply.
 5. The department may cancel this approval at any time if the department identifies injury to other water rights.
 6. This approval expires on 11-30-2011.
 7. This approval does not create a continuing right to use water.
 8. The holder of this temporary permit shall not divert at a rate or in a manner that will significantly reduce the flow in the water source or otherwise adversely affect fish, wildlife or other public vaules.
 9. Other: Water intakes should be screened to prevent entrainment or impingement of fish or other aquatic life. The maximum screen mesh size should be 0.25 inches; approach velocities should not exceed 0.5 ft/second.
 10. Contact the DEPARTMENT OF WATER RESOURCES prior to diversion of water from streams.

DATED this 14 day of June, 2011.


For the Director Interim Mgr.

Basin 18

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TEMPORARY APPROVAL OF WATER APPROPRIATION
(5 AF or less)

- Name of Applicant RICHARD C. TUCKER JLG TUCKER CONTRACTING Phone 208-263-5357
- Address 2735 SAMUELS RD. SANDPOINT ID 83864 Email rvtht@surf1.ws
- Source of water BEAVER POND Tributary to DEEP CREEK/KOOTENAI RIVER
 - Location of point of diversion NW 1/4 NE 1/4 Sec. 9 Township 59N, Range 1W B.M.,
County BONNER
 - Location of place of use 1/4 SW 1/4 Sec. 4 Township 59N, Range 1W B.M.,
County BONNER
 - Proposed use of water DUST ABATEMENT AND SOIL COMPACTION
 - Amount of water:
Maximum rate of diversion 0.13 cfs or 60 gpm.
Maximum daily volume 0.5 AF; Total volume 1.00 AF.
 - Duration of diversion: From JUNE 8, 2011 to NOV. 30, 2011
Day-month Day-month
 - Proposed diverting works WATER TRUCK SUCTION HOSE
 - Who owns the property at the requested point of diversion? BONNER COUNTY/MICHAEL MCCLURE
 - Describe the arrangement allowing access to the water VERBAL PERMISSION FROM MR. MCCLURE
WE CAN LOAD WATER ALONG THE COUNTY ROAD AS LONG AS WE
 - Remarks PROVIDE ADEQUATE SIGNAGE AND LIGHTS FOR THE
SAFETY OF THE PUBLIC.

I hereby acknowledge that I assume all risk if the diversion and use of the water under this approval injures other water rights. I certify this is a temporary use and that I am not seeking a continuing right to use water.

6-2-11
Date

Richard C. Tucker
Applicant

Received by NS Date 6-3-11 Time _____
\$50.00 fee receipted by NS # N627456 Date 6-3-11
Watermaster Comments received? _____ Date _____



State of Idaho

DEPARTMENT OF WATER RESOURCES

Northern Region, 7600 N. Mineral Drive, Suite 100 • Coeur d'Alene, Idaho 83815

Phone: (208) 762-2800 • Fax: (208) 762-2819 • Web Site: www.idwr.idaho.gov

C. L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Interim Director

06/14/2011

RICHARD C TUCKER
DBA TUCKER CONTRACTING
2735 SAMUELS RD
SANDPOINT ID 83864

RE: Temporary Permit No. TP-98-20

Dear Applicant(s):

Your application for Temporary approval of Water Appropriation has been granted and assigned number TP-98-20.

Please be advised that THE PERMIT IS SUBJECT TO THE EFFECTIVE DATES AND CONDITIONS STATED ON PAGE TWO OF THE APPLICATION.

If you have any questions or if this office can be of further assistance, please contact us.

Sincerely,

Keith E. Franklin
Senior Water Resource Agent

Enclosure – Copy of permit TP-98-20



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C. L. "BUTCH" OTTER
Governor

GARY SPACKMAN,
Interim Director

FAX TRANSMITTAL COVER SHEET

DATE: 6-6-11

TO: Mary Terra Berns

FROM: _____

FAX #: _____

NOTE: BLANK FORMS ARE AVAILABLE ON THE INTERNET AT:
<http://www.idwr.idaho.gov/RulesStatutesForms/>

DOCUMENT DESCRIPTION:

Application For Temp. Water Appropriation

TOTAL PAGES SENT: 3 PLUS (+) COVER SHEET

CONTACT: _____

Keith Franklin
(NAME OF SENDER)

CHARGES: One (1) free copy per request, cover sheet not included. Two (2) or more copies per request are \$0.25 per page with a \$0.50 minimum

PLEASE CONSIDER THIS DOCUMENT AS A BILLING STATEMENT.

THE CHARGE FOR YOUR FAX COPIES IS \$ _____

PLEASE REMIT BY RETURN MAIL TO THE ABOVE ADDRESS.

PHONE NO: (208) 762-2800

FAX NO: (208) 762-2819

FAXED



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C. L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Interim Director

June 6, 2011

MARY TERRA BERNIS
IDAHO DEPARTMENT OF FISH & GAME
2885 KATHLEEN AVE.
COEUR D' ALENE, ID 83815

Re: Application For a Temporary Approval of a Water Appropriation

Dear MARY:

The Department of Water Resources is seeking comment and/or recommendation from your agency, regarding an application to temporarily appropriate 1.0 acre-feet of water from a pond, which is tributary to Deep Creek, for road construction water by Tucker Contracting. A copy of the application is attached for your reference.

Would you please submit your comments no later than June 13, 2011? If we do not hear from you by that date, we will assume that no comment from you, means you have no objection to, concerns about, or conditions pertaining to the issuance of this permit.

You may send comments by regular mail to the address above, by FAX to 762-2819 or by e-mail to keith.franklin@idwr.idaho.gov.

If you have any questions, don't hesitate to contact me at this office.

Thank you.

Sincerely,

Keith E. Franklin
Water Resources Agent

Encl/kf

FAXED

*No comments received as of
6/14/11. KF*