

TP 98-19

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 0.1 AF and a maximum rate of diversion of 0.37 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 8/26/2011.
 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 values.
 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 21 day of April, 2011.

Robert G. Haynes
For the Director

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APR 22 2011
IDWR / NORTH

Basin 9B

Form 202a 10/07

Indent. No. TP-98-19

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

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

Call for pickup

- Name of Applicant Idaho Transportation Department Phone 772-1200
- Address 600 West prairie Ave. Cda. Id. 83815 Email george.shutes@itd.idaho.gov
1. Source of water Mayia River Tributary to _____
Section 10
2. Location of point of diversion 1/4 Sec. 66N Township 2E, Range _____ B.M.,
N/NE Tract 38
County Boundary
3. Location of place of use _____ 1/4 _____ 1/4 Sec. _____ Township _____, Range _____ B.M.,
County _____
4. Proposed use of water Flushing US 95 (shoulders) milepast 527 to 538.56
(Clean up from winter maintenance activities)
5. Amount of water:
Maximum rate of diversion _____ cfs or 166.6 gpm.
Maximum daily volume .038 AF; Total volume .092 AF.
6. Duration of diversion: From 11 April to 26 August
Day-month Day-month
7. Proposed diverting works Loading 2500 gallon self contained water truck.
8. Who owns the property at the requested point of diversion? ITD Right of way / US Customs at
Eastport, Idaho.
9. Describe the arrangement allowing access to the water _____
10. Remarks _____

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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.

Date 4-06-11

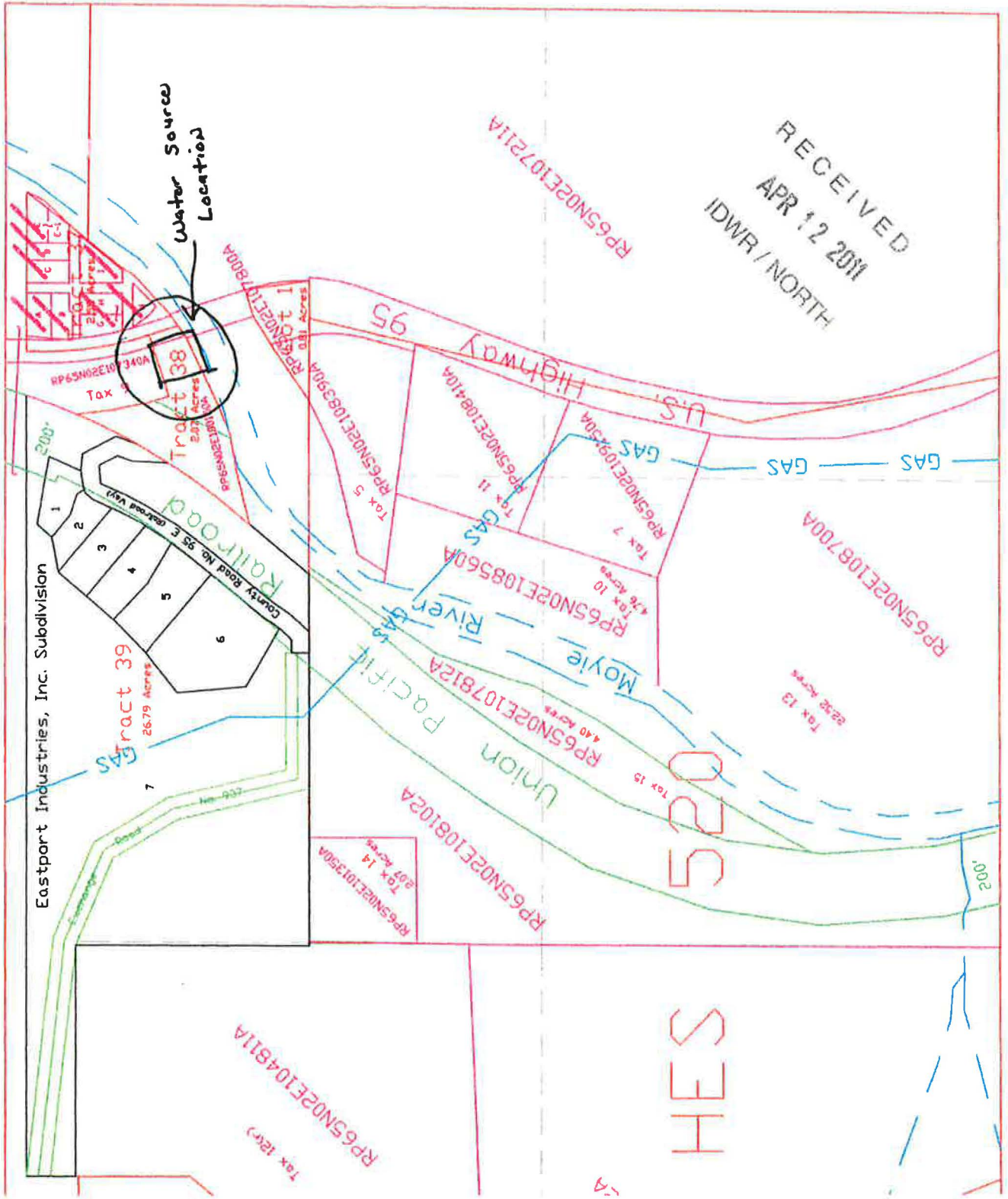
Applicant George Shutes

Received by db
\$50.00 fee receipted by db
Watermaster Comments received? _____

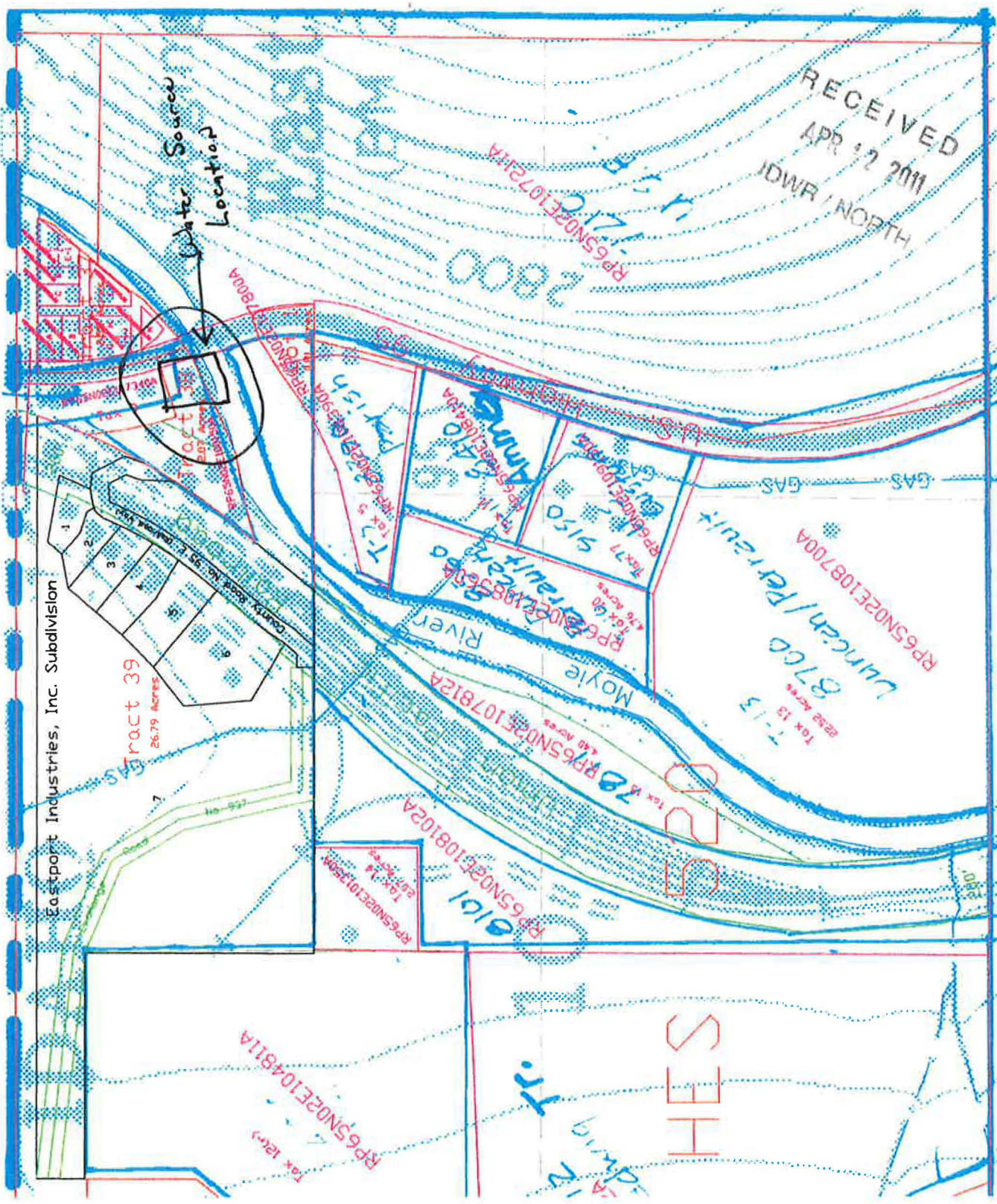
Date 4/12/11 Time _____
N026909 Date 4/12/11

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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

04/21/2011

IDAHO TRANSPORTATION DEPARTMENT
600 W PRAIRIE AVE
COEUR D ALENE ID 83815

RE: Temporary Permit No. TP-98-19

Dear Applicant(s):

Your application for Temporary approval of Water Appropriation has been granted and assigned number TP-98-19.

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,

Robert G. Haynes, P.E.
Regional Manager

Enclosure Copy of Permit



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

Phone: (208) 762-2800 FAX: (208) 762-2819 www.idwr.idaho.gov

C. L. "BUTCH" OTTER
Governor

GARY SPACKMAN.
Interim Director

FAX TRANSMITTAL COVER SHEET

DATE: 4/12/2011
TO: Mary Terra Berns FROM: _____
FAX #: 208-769-1418 _____

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

DOCUMENT DESCRIPTION:

Application For Temporary Water Appropriation -
Idaho Dept. of Transportation.

TOTAL PAGES SENT: 1 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



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

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C. L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Interim Director

April 12, 2011

MARY TERRA BERNS
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 0.1 acre-feet of water from the Moyie River, for winter road cleanup and construction water by the Idaho Transportation Department. A copy of the application is attached for your reference.

Would you please submit your comments no later than April 19, 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 as of
4/21/11. KS*



IDAHO TRANSPORTATION DEPARTMENT

600 W. Prairie Ave.
Coeur d'Alene, ID 83815-8764

(208) 772-1200
itd.idaho.gov

April 12, 2011

Keith Franklin
Department of Water Resources
7600 Mineral Drive, Suite 100
Coeur d'Alene, Idaho 83815

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APR 12 2011
IDWR / NORTH

Re: Bridge #30745 Replacement
Friday Avenue, MP 0.527 to 0.547
Mullan, Idaho

Dear Mr Franklin:

The Idaho Transportation Department (ITD) is hereby submitting the attached Application for Temporary Approval of Water Appropriation in order to aid with highway maintenance activities in Boundary County. The water will be used to flush shoulders along US 95 between mileposts 527.00 to 538.56 in connection with cleanup from winter activities.

Please call me at (208) 772-1230 or send an email message to the address below when a decision on the permit application has been made.

Thank you,

Sincerely,

Charlie While
Idaho Transportation Department – District 1
Environmental Planner
charlie.while@itd.idaho.gov

Attachment: Permit Application