

## 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 5 AF and a maximum rate of diversion of 0.25 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 12-31-11.
  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 19 day of September, 2011.

  
For the Director

RECEIVED

Form 202a 10/07 SEP 13 2011

Basin 97

Indent. No. TP-97-26

STATE OF IDAHO  
IDWR / NORTH DEPARTMENT OF WATER RESOURCES

## APPLICATION FOR TEMPORARY APPROVAL OF WATER APPROPRIATION

(5 AF or less)

- Name of Applicant Coeur d'Alene Paving Phone 208-762-0235
- Address E. 120 Anton Ave. Cd'A, ID 83815 Email phillw@cdapaving.com
1. Source of water Priest Lake Tributary to Priest River
2. Location of point of diversion SW 1/4 NW 1/4 Sec. 10 Township \_\_\_\_\_, Range \_\_\_\_\_ B.M.,  
County Bonner
3. Location of place of use SE 1/4 NE 1/4 Sec. 310 Township 59N, Range 4W B.M.,  
County Bonner
4. Proposed use of water Grading + Paving of Cavanaugh Bay Road
5. Amount of water:  
Maximum rate of diversion 0.05 cfs or 22 gpm.  
Maximum daily volume 0.50 AF; Total volume 5.0 AF.
6. Duration of diversion: From Sept. 19th to Sept. 30th  
Day-month Day-month
7. Proposed diverting works Pumped into Water truck
8. Who owns the property at the requested point of diversion? Bonner County
9. Describe the arrangement allowing access to the water Fill Water truck at Bonner County ramp
10. Remarks \_\_\_\_\_

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.

9-12-11  
Date

Phil West Coeur d'Alene Paving  
Applicant

Received by db Date 9/13/11 Time \_\_\_\_\_  
\$50.00 fee received by db # N028088 Date 9/13/11  
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](http://www.idwr.idaho.gov)**

**C. L. "BUTCH" OTTER**  
Governor

**GARY SPACKMAN**  
Interim Director

09/19/2011

COPY

PHILL WEIST  
COEUR D ALENE PAVING  
E 120 ANTON AVE  
COEUR D ALENE ID 83815

RE: Temporary Permit No. TP-97-26

Dear Applicant(s):

Your application for Temporary approval of Water Appropriation has been granted and assigned number TP-97-26.

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,

A handwritten signature in blue ink that reads "Keith E. Franklin". The signature is written in a cursive, flowing style.

Keith E. Franklin  
Interim Program Manager

Enclosure – Copy of Temporary Permit



State of Idaho

## DEPARTMENT OF WATER RESOURCES

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

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C. L. "BUTCH" OTTER  
Governor

GARY SPACKMAN,  
Interim Director

### FAX TRANSMITTAL COVER SHEET

DATE: 9-14-11

TO: Mary-Tessa 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 Temp Water Appropriation -  
Coeur d'Alene Paving.

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**





**State of Idaho**

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**C. L. "BUTCH" OTTER**  
Governor

**GARY SPACKMAN**  
Interim Director

September 14, 2011

MARY TERRA BERNES  
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 5.0 acre-feet of water from Priest Lake, which is tributary to Priest River, for road construction water by Coeur d'Alene Paving. A Copy of the application is attached for your reference.

Would you please submit your comments no later than September 21, 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](mailto:keith.franklin@idwr.idaho.gov).

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

Thank you.

Sincerely,

A handwritten signature in blue ink that reads "Keith". The signature is written in a cursive, flowing style.

Keith E. Franklin  
Water Resources Agent

Encl/kf

**FAXED**