

TP-97-24

# 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 0.2 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 10/31/2011.
  - 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 21 day of April, 2011.

Robert G. Haynes  
For the Director

Basin 97

Ident. No. TP-97-24STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCESAPPLICATION FOR TEMPORARY APPROVAL OF WATER APPROPRIATION  
( 5 AF or Less)Name of Applicant Bonner County Public Works-Road Department Phone 208.255.5681Post Office address 335 McGhee Road, Suite 107, Sandpoint, ID 83864RECEIVED  
APR 03 2011  
IDWR / NORTH4. Source of Water Multiple Tributary to \_\_\_\_\_5. Location of point of diversion \_\_\_\_\_ 1/4 \_\_\_\_\_ 1/4, Sec. \_\_\_\_\_ Township \_\_\_\_\_, Range \_\_\_\_\_  
B.M., County \_\_\_\_\_

6. Location of place of use \_\_\_\_\_ 1/4 \_\_\_\_\_ 1/4, Sec. \_\_\_\_\_ Township \_\_\_\_\_, Range \_\_\_\_\_

4. Proposed use of water DUST ABATEMENT FOR ROAD CONSTRUCTION AND  
MAINTENANCE

## 11. Amount of water:

Maximum rate of diversion \_\_\_\_\_ 0.20 \_\_\_\_\_ cfs or \_\_\_\_\_ 90 \_\_\_\_\_ gpm.

## Volume:

Maximum daily volume \_\_\_\_\_ .25 \_\_\_\_\_ AF, Total vol. \_\_\_\_\_ 5.0 \_\_\_\_\_ AF.

12. Duration of diversion: From 5/1/2011 to 10/31/2011  
Day-Month Day-Month

13. Proposed diverting works \_\_\_\_\_

14. Who Owns the property at the requested point of diversion? \_\_\_\_\_

15. Describe the arrangement allowing access to the water \_\_\_\_\_

16. Remarks \_\_\_\_\_

I hereby acknowledge that I assume all risk in 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.

04/04/2011  
DATE

APPLICANT

Receipt# N026870

Ryan J. Luthmann / KEO



**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

04/21/2011

RYAN J LUTTMAN, DIRECTOR  
BONNER COUNTY PUBLIC WORKS  
ROAD & BRIDGE DEPARTMENT  
335 MCGHEE RD SUITE 107  
SANDPOINT ID 83864

RE: Temporary Permit No. TP-97-24 and TP-97-25

Dear Applicant(s):

Your application for Temporary approval of Water Appropriation has been granted and assigned number TP-97-24 and TP-97-25.

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 "Robert G. Haynes". The signature is written in a cursive, flowing style.

Robert G. Haynes, P.E.  
Regional Manager

Enclosure      Receipt No. N026870 and copy of two permits

## Franklin, Keith

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**From:** Terra Berns; Mary [mary.terra-berns@idfg.idaho.gov]  
**Sent:** Monday, February 22, 2010 10:57 AM  
**To:** Franklin, Keith  
**Subject:** temp water right - bonner county hwy dist

Keith,

As in past years, the water trucks for Bonner County are not allow to use the boat ramps at our access sites (there are several listed in the application). They may use the access site to draw water, but they cannot block the ramp or back the truck down the ramp to draw water ; they can park to the side of the ramp to access water.

Let me know if you have any questions.

Thanks, Mary



Please note new email address [mary.terra-berns@idfg.idaho.gov](mailto:mary.terra-berns@idfg.idaho.gov)

Mary Terra-Berns  
Environmental Staff Biologist  
Idaho Department of Fish & Game  
2885 W. Kathleen Ave.  
Coeur d'Alene, ID 83814  
208-769-1414 208-769-1418 fax  
[mary.terra-berns@idfg.idaho.gov](mailto:mary.terra-berns@idfg.idaho.gov)



## **BONNER COUNTY PUBLIC WORKS**

### **Road & Bridge Department**

335 McGhee Road, Suite 107 • Sandpoint, ID 83864 • Phone: 208-255.5681 Fax: 208-263.9084  
email: [roads@co.bonner.id.us](mailto:roads@co.bonner.id.us)

#### Water sources for Bonner County Road & Bridge Department

##### District 1 - south of the Long Bridge

Cocolalla Lake  
Granite Lake  
Shepard Lake  
Mirror Lake  
Curtis Creek

Cocolalla Creek  
Hoo Doo Creek  
Round Lake  
Pend Oreille River & Lake  
Blanchard Creek

Cocolalla Slough  
Morton Slough  
Gamblin Lake  
Comeback Bay  
Kelso Lake

##### District 2 - Priest River/Priest Lake

Priest River  
Kalispell Creek  
Johnson Creek  
Indian Creek

Priest Lake  
Granite Creek  
Hunt Creek  
Upper and Lower West Branch of Priest River

Moore Creek  
Big Creek  
East River

##### District 3 – North of Sandpoint/Hope & Clark Fork

Ray Davis Slough  
Denton Slough  
Pack River  
Boyer Slough

Hope  
Bridge at Clark Fork  
Rapid Lightning Creek  
Sand Creek

Grouse Creek  
Little Sand Creek  
Schweitzer Creek

If additional information is required, please contact this office.





State of Idaho

## DEPARTMENT OF WATER RESOURCES

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Phone: (208) 762-2800 FAX: (208) 762-2819 [www.idwr.idaho.gov](http://www.idwr.idaho.gov)

C. L. "BUTCH" OTTER  
Governor

GARY SPACKMAN,  
Interim Director

### FAX TRANSMITTAL COVER SHEET

DATE: 4/6/2011

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:**

Applications to Temp. Appropriate Water - Bonner  
County Road Dept.

TOTAL PAGES SENT: 9 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



## State of Idaho

# DEPARTMENT OF WATER RESOURCES

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C. L. "BUTCH" OTTER  
Governor

GARY SPACKMAN  
Interim Director

April 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 two applications to temporarily appropriate a total of 10.0 acre-feet of water from various sources, for road construction water by the Bonner County Public Works-Road Department. Copies of the applications are attached for your reference. Essentially these are renewals of applications that have been issued in past years.

Would you please submit your comments no later than April 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](mailto: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

*No comments as of  
4/8/11. KS*



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335 McGhee Road, Suite 107 • Sandpoint, ID 83864 • Phone: 208.255.5681 Fax: 208-263.9084

Email: [roads@co.bonner.id.us](mailto:roads@co.bonner.id.us)

RECEIVED  
APR 06 2011  
IDWR / NORTH

April 4, 2011

Mr. Robert Haynes  
Department of Water Resources  
7600 Mineral Drive, Suite 100  
Coeur d'Alene, ID 83815

RE: Renewal of Water Permits

Dear Mr. Haynes:

We are requesting the renewal of our water permits for the Priest River and Pend Oreille River drainages. Use is from May 1, 2011 through October 31, 2011 for dust abatement during regular maintenance and/or road reconstruction projects. Anticipated normal usage will be 15,000 gallons per week per site.

Enclosed please find a check in the amount of \$100.00 for the permits and a list of the locations from where water is pulled.

Thank you for your consideration. If there is any additional information needed please contact our office.

Sincerely,

A handwritten signature in blue ink that reads "Ryan J. Luttmann / Kco".

Ryan J. Luttmann, Director  
Bonner County Public Works  
Road & Bridge Department

kco

Enclosures





## **BONNER COUNTY PUBLIC WORKS**

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Comeback Bay  
Kelso Lake

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