

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 _____ 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 10/30/2011.
 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 3 day of August, 2011.

Keith S. Sander
For the Director

RECEIVED

Form 202a 10/07

JUL 25 2011

Basin 94.

Indent. No. TP-94-104

IDWR / NORTH

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TEMPORARY APPROVAL OF WATER APPROPRIATION

(5 AF or less)

- Name of Applicant Phil Stellflug / Glacier Environmental Ser Phone 206-793-3712
- Address 4416 Rossell Rd, Suite A Mukilteo, WA 98275 Email Pstellflug@GlacierEnvironmental.com
1. Source of water Canyon Creek, Nine Mile Creek Tributary to Coeur d'Alene River
2. Location of point of diversion See Attached Map $\frac{1}{4}$ $\frac{1}{4}$ Sec. Township , Range B.M.,
County Shoshone
3. Location of place of use Burke Canyon Road, Nine Mile Creek & Wallace, ID $\frac{1}{4}$ $\frac{1}{4}$ Sec. Township , Range B.M.,
County Shoshone
4. Proposed use of water Construction Dust Control
5. Amount of water:
Maximum rate of diversion Varies cfs or gpm.
Maximum daily volume Varies AF; Total volume 5 AF.
6. Duration of diversion: From 7-25-2011 to 10-30-2011
Day-month Day-month
7. Proposed diverting works DRAFT WATER INTO 4,000 GAL WATER TRUCK
8. Who owns the property at the requested point of diversion? Union Pacific Railroad AND
BNSF Railway Company
9. Describe the arrangement allowing access to the water Water will be DRAFTED FROM VARIOUS
locations along Canyon Creek, Nine Mile Creek AND Coeur d'Alene
River within the BNSF AND UPRR Right of Ways
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.

7-20-2011
Date

Phil Stellflug
Applicant

Received by dp
\$50.00 fee receipted by dp
Watermaster Comments received?

Date 7/25/11 Time
16027874 Date 7/25/11



Address

[Get Directions](#) [My Maps](#)

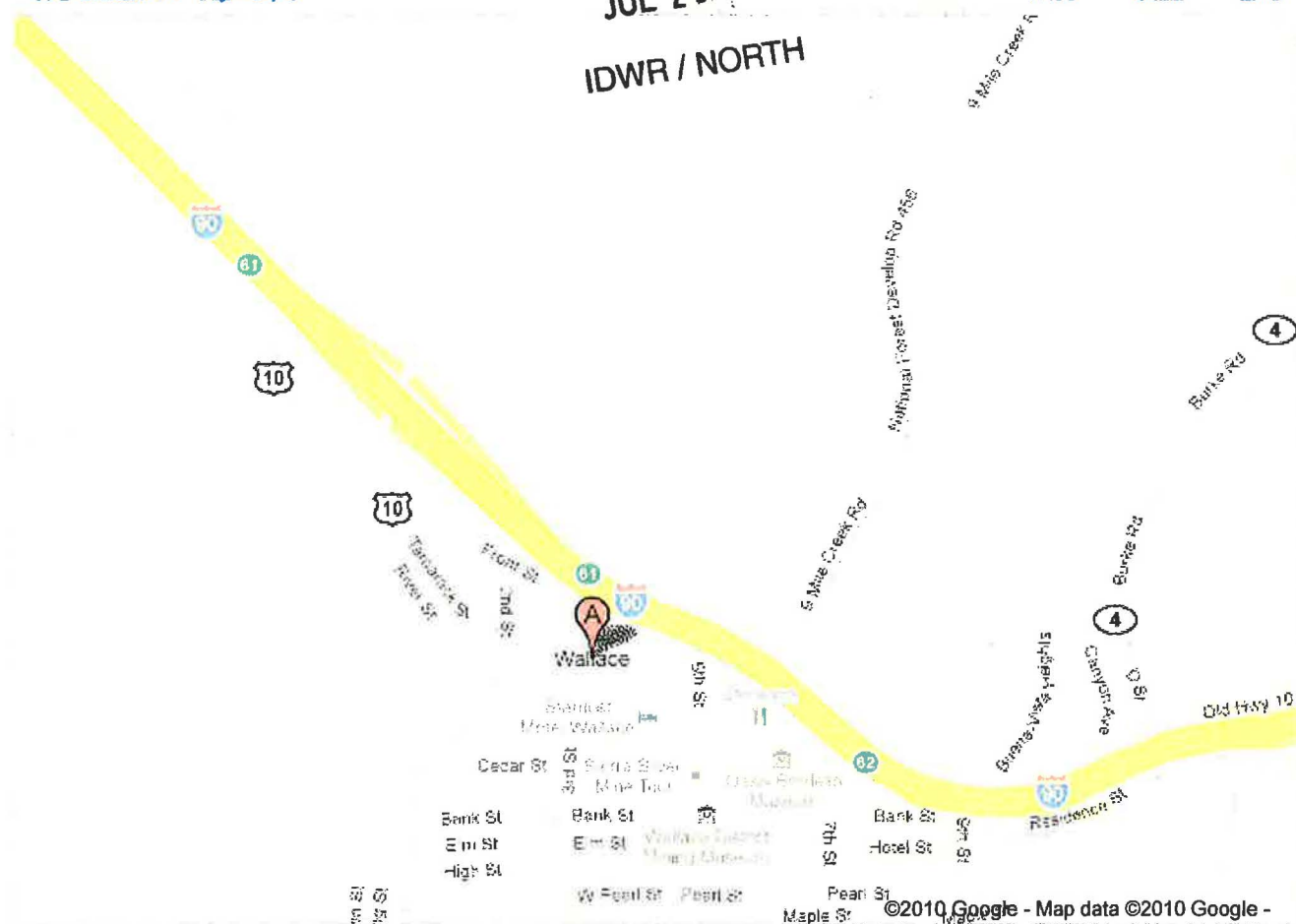
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To see all the details that are visible on the screen, use the "Print" link next to the map.

[Print](#)

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[Link](#)





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

08/04/2011

PHIL STELLFLUG
GLACIER ENVIRONMENTAL SERVICES
4416 RUSSELL RD STE A
MUKILTEO WA 98275

RE: Temporary Permit No. TP-94-104

Dear Applicant(s):

Your application for Temporary approval of Water Appropriation has been granted and assigned number TP-94-104.

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



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:

7/25/11

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 Temp. Water Appropriation -
Glacier Environmental Service.

TOTAL PAGES SENT:

4

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

FAXED

FAX NO: (208) 762-2819



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C. L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Interim Director

July 25, 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 5.0 acre-feet of water from Canyon Creek, Nine Mile Creek and the Coeur d'Alene River, for construction dust control water by Glacier Environmental Service. A Copy of the application is attached for your reference.

Would you please submit your comments no later than August 2, 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