

Received by db Date 3/17/10 Time TP-95-89
\$50.00 fee received by db # N023832 Date 3/17/10
Watermaster Comments received? _____ Date _____

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 0.5 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 12/31/2010.
 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 26 day of March, 2010.

Robert G Haynes
For the Director

Basin 95

RECEIVED

MAR 17 2010

Indent. No. TP-95-89

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TEMPORARY APPROVAL OF WATER APPROPRIATION

(5 AF of less)

Name of Applicant Lakes Highway District Phone 208-772-7527Address N 11341 Ramsey Road, Hayden, Idaho 838351. Source of water Various lakes & streams in Lakes Hwy District Tributary to _____2. Location of point of diversion _____ 1/4 _____ 1/4 Sec. Various Township 51-52 Range 23-4W B.M.,County Kootenai3. Location of place of use _____ 1/4 _____ 1/4 Sec. Various roads in Lakes Highway District Township _____ Range _____ B.M.,County Kootenai4. Proposed use of water Water will be used to stabilize gravel roads, dust emission & for road construction.

5. Amount of water:

Maximum rate of diversion .5 cfs or 244 gpm.Maximum daily volume .10 AF; Total volume 5 AF.6. Duration of diversion: From April 1st to December 31st
Day-month Day-month7. Proposed diverting works 3,000 Gallon tanker truck8. Who owns the property at the requested point of diversion? State of Idaho & Lakes Hwy District.9. Describe the arrangement allowing access to the water Access is from Lakes Highway District right-of-way.

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.

March 10, 2010

Date

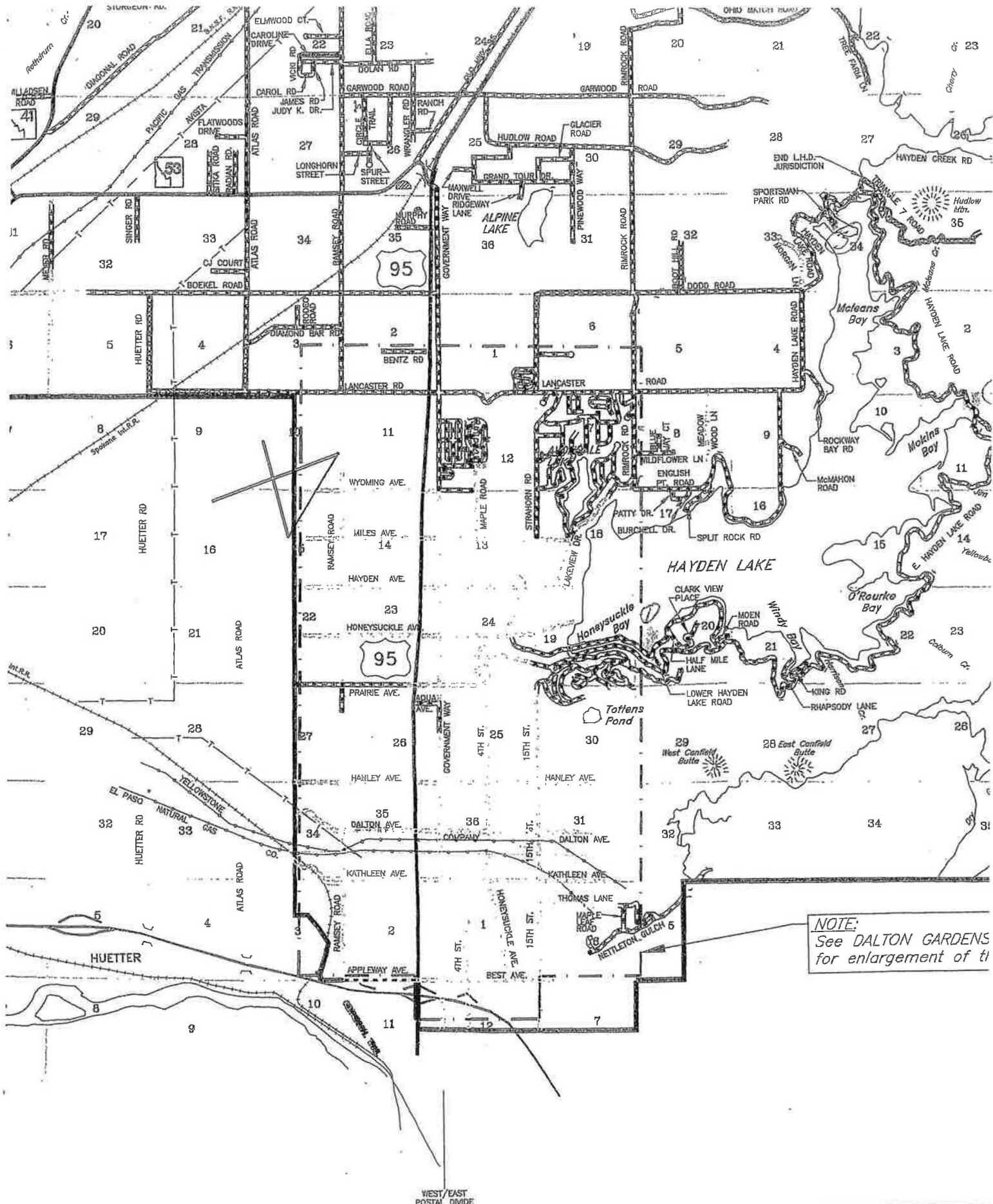
Bonny A. Hagg

Applicant

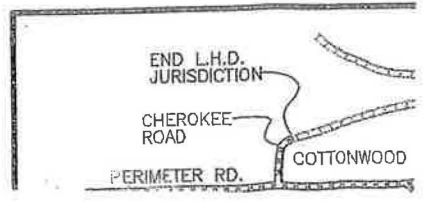
RECEIVED

MAR 17 2010

IDWR / NORTH



NOTE:
See DALTON GARDENS
for enlargement of the



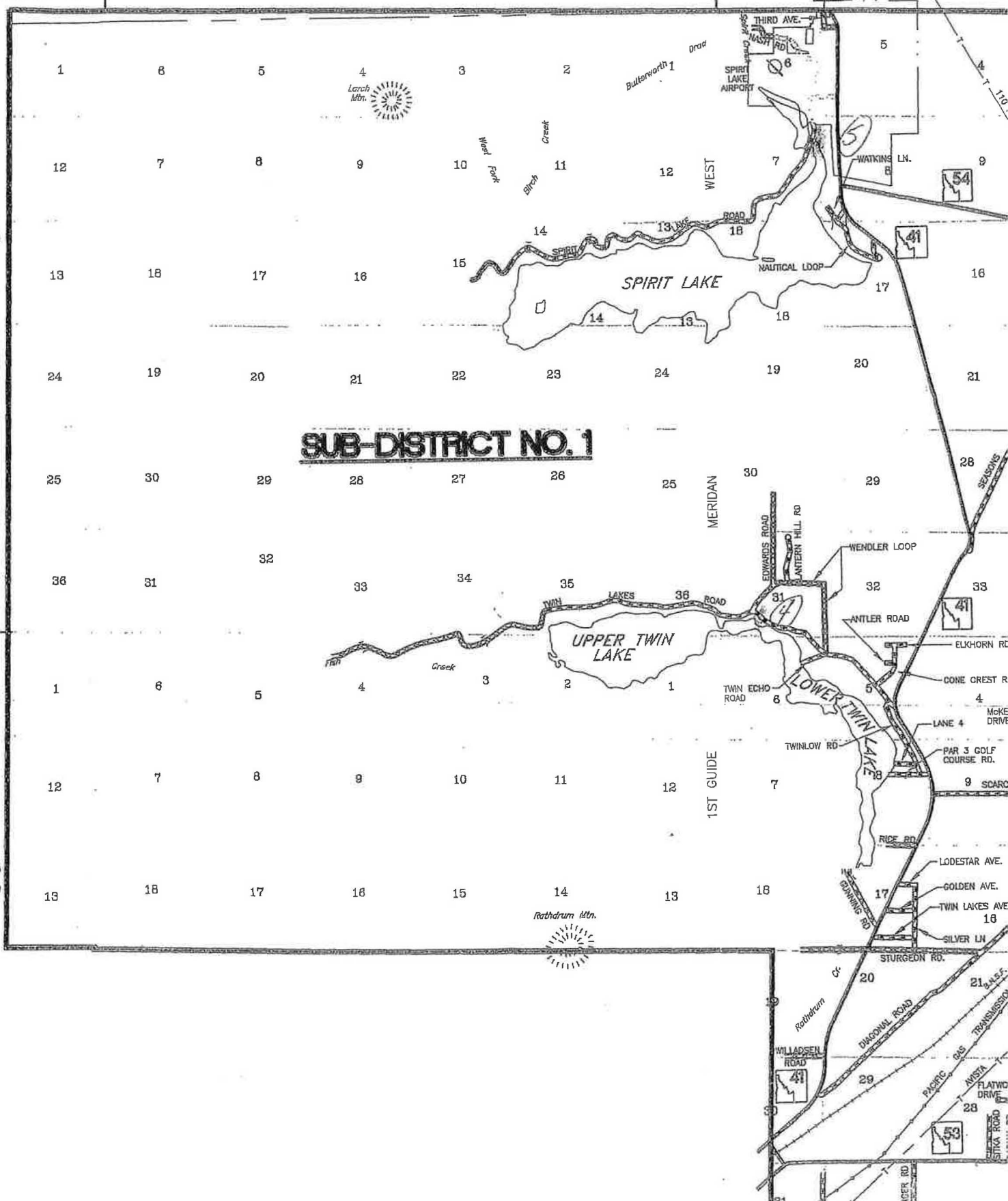
R6W

R5W

R.

T3

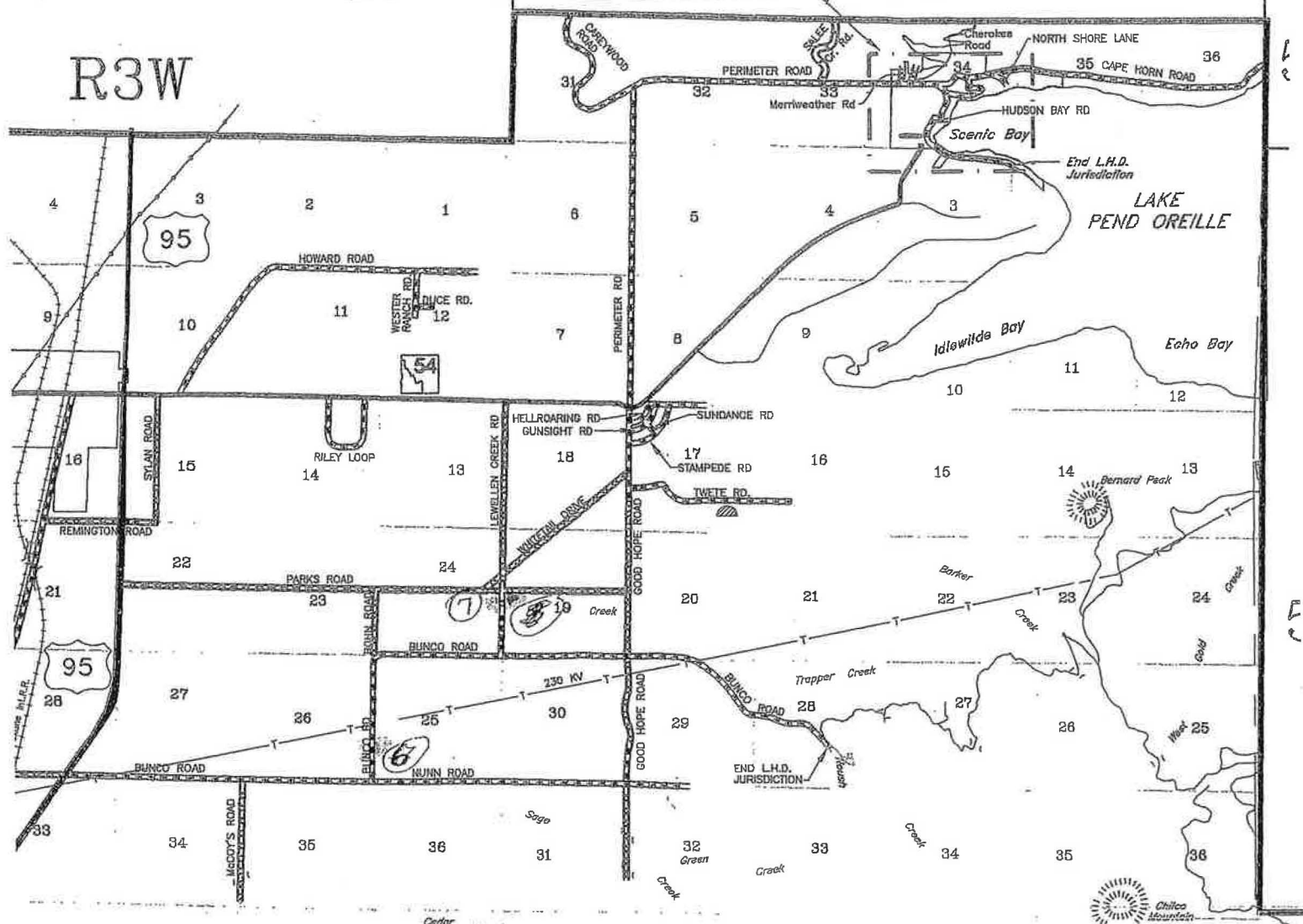
T2



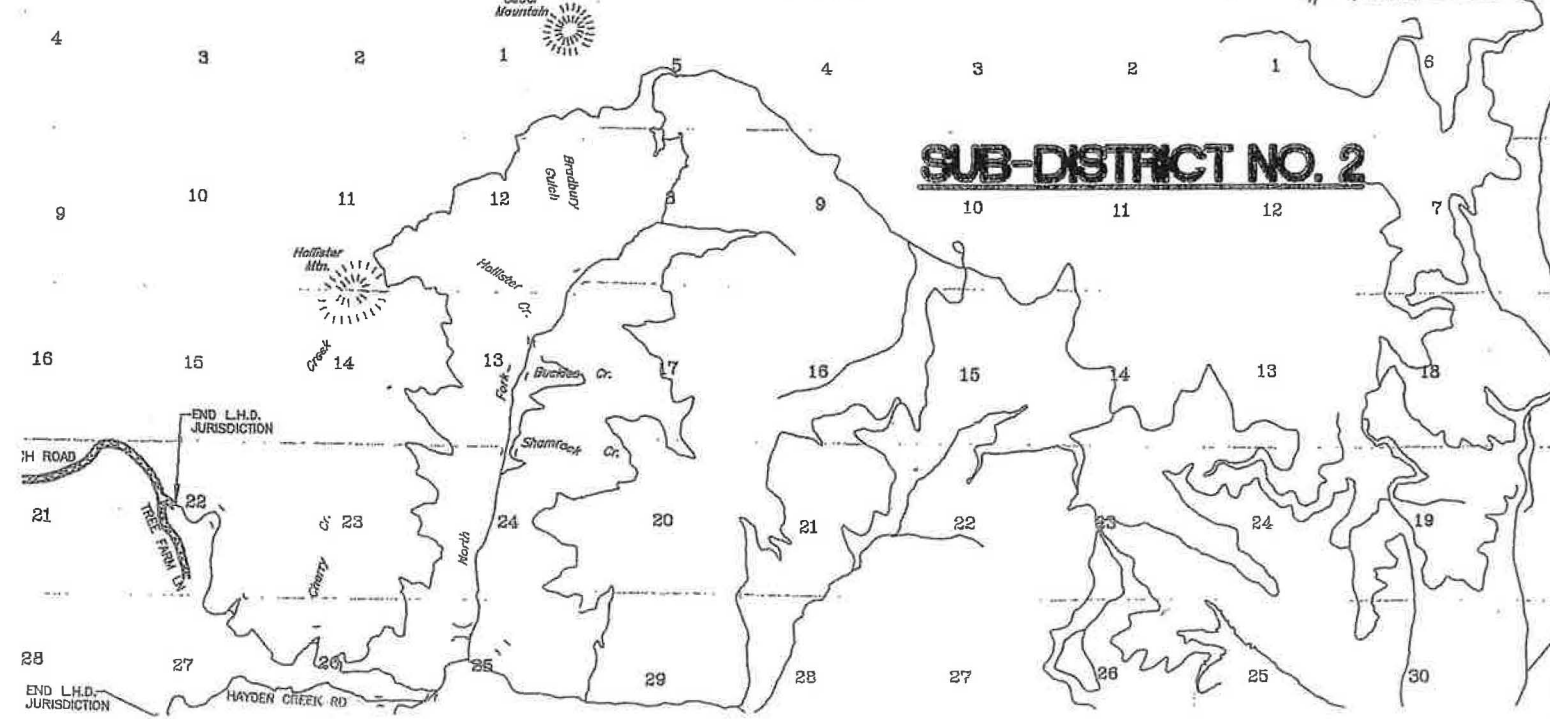
NOTE:
See BAYVIEW & VICINITY MAP this sheet
for enlargement of this area.

R2W

R3W



SUB-DISTRICT NO. 2





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

03/30/2010

BONNY A FLAGG
LAKES HIGHWAY DISTRICT
N 11341 RAMSEY RD
HAYDEN ID 83835

RE: Temporary Permit No. TP-95-89

Dear Applicant(s):

Your application for Temporary approval of Water Appropriation has been granted and assigned number TP-95-89.

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

Franklin, Keith

From: Terra Berns, Mary [mary.terra-berns@idfg.idaho.gov]
Sent: Thursday, March 25, 2010 11:10 AM
To: Franklin, Keith
Subject: temp right - Lakes Hwy

Keith,

As I have said before, the water trucks CAN NOT use (back down, park, etc.) any of the IDFG ramps (Sportsman Access, Twin Lakes, Spirit Lake).

Let me know if you have any questions.

Mary



Please note new email address 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



Mailing Address: PO Box 460, Hayden, Idaho 83835
11341 N. Ramsey Road, Hayden, ID 83835
Phone (208)772-7527 Fax (208)772-7411

COPY

MEMORANDUM

RECEIVED
APR 13
IDWR/Non

TO: Keith Franklin
CC:
SUBJECT: Water Appropriation Request
DATE: ~~April 12, 2007~~ 3/4/08
FROM: Bonny 3-9-09 3-18-2010

Hi Keith~

As per our conversation yesterday, I am enclosing a map with the following locations marked where Lakes Highway District will draw water from.

1. Toblers Marina – Hayden Lake
2. Mokins Bay – Hayden Lake
3. Sportsman Access – Hayden Lake
4. Twin Lakes Boat Launch – Twin Lakes
5. Spirit Lake Boat Launch – Spirit Lake
6. Sage Creek – Bunco Road
7. Lewellen Creek – Lewellen Creek Road

You also indicated the item #3 regarding the places of use which are various roads in Lakes Highway District, was ok. The enclosed map shows our entire district in Sections, Townships and Ranges.

Thanks for you help Keith, and if you need any additional information for our application to be processed, please give me a call. Have a great day!!

Bonny

Bonny
😊



State of Idaho

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C. L. "BUTCH" OTTER
Governor

DAVID R. TUTHILL, JR.
Interim Director

FAX TRANSMITTAL COVER SHEET

DATE: 3-18-10

TO: Mary Terra Berns

FROM: _____

FAX #: 208-769-1418

NOTE: BLANK FORMS ARE AVAILABLE ON THE INTERNET AT:
www.idwr.state.id.us/info/forms.htm

DOCUMENT DESCRIPTION:

Application For Temp. Water Appropriation - Lakes
Highway Dist.

TOTAL PAGES SENT: _____ PLUS (+) COVER SHEET

CONTACT: _____
(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

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C. L. "BUTCH" OTTER
Governor

DAVID R. TUTHILL, JR.
Director

March 18, 2010

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 5 acre-feet of water from various sources within the Lakes Highway District, for road construction water. A copy of the application is attached for your reference. Essentially this is a renewal of the permit that was granted last year.

Would you please submit your comments no later than March 25, 2010? 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