

SEP 14 2020

WATER RESOURCES  
WESTERN REGIONSTATE OF IDAHO  
DEPARTMENT OF WATER RESOURCESID No. TP-63-346

## APPLICATION FOR TEMPORARY APPROVAL OF WATER USE

For a use not intended to become an established water right and not to exceed one (1) year in duration in accordance with Idaho Code § 42-202A.

Name of applicant Malcolm Ridings Phone (530) 722-7778  
 Mailing address 10221 Cherry Lane RD Apt 303 City Nampa  
 State ID Zip 83687 Email RidingsMalcolm66@yahoo.com  
 1. Source of water Moore's creek tributary to Boise River

2. Location of point(s) of diversion. If more than two, attach a Point of Diversion/Place of Use Supplement. ☐

TWP	RGE	SEC	GOVT LOT	1/4	1/4	1/4	County	Source	Local name or tag #
3N	4E	04		NW	SW		Boise	Moore's creek	

3. Location of place of use. If more rows are needed, attach a Point of Diversion/Place of Use Supplement. ☐

TWP	RGE	SEC	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
4N	4E	32		<del>NW</del>	X	X													

4. Proposed use of water:

a. ☐ Prevention of flood damage ☐ Ground water recharge ☐ Ground water or surface water remediation

☒ Other (Limited to a diverted volume of 5 acre-feet.) Describe: Dust Abatement

b. Attach a detailed description of how the proposal will accomplish the intended objective, such as prevention of flood damage.

5. Amount of water. Complete all three:

a. Maximum rate of diversion: \_\_\_\_\_ cfs; or 35 gpm.

b. Maximum daily volume: \_\_\_\_\_ AF; or 9000 gallons.

c. Maximum volume over the duration of the request: 2 AF; or 108,000 gallons.

6. Duration of diversion: from 9-8-2020 (month-day) to 12-31-2020 (month-day).

7. Describe proposed diverting works: \_\_\_\_\_

8. a. Who owns the property at the requested point of diversion? \_\_\_\_\_

b. Who owns the facilities that will convey water to the place of use? Malcolm Ridings

c. Who owns the land to be irrigated or place of use? Malcolm Ridings

d. If any of the items above is owned by a person or entity other than the applicant, describe the arrangement allowing access and attach written evidence of the arrangement. Boat Ramp at Moore's creek

9. Attach an 8 1/2" x 11" map identifying the water source, point(s) of diversion, place(s) of use and conveyance system.

I hereby acknowledge that I assume all risk of the diversion and use of the water under this approval. I certify this is a temporary use and is not intended to become an established water right.

Signature of Applicant

Title, if any

Date

Received by LE Date 09/14/2020 Time 11:30 AM

\$50.00 fee received by LE # W048703 Date 09/14/2020

Watermaster comments received? N/A - WM has copy of app & Rental pool lease already completed 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 authorizes a maximum diversion of 2.0 AF and a maximum rate of diversion of 35 CFS or 8 GPM.
  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 does not create a continuing right to use water.
  7. 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.
  8. A 1/4 inch mesh screen shall be installed on the pump intake.
  9. Direct discharge of waste water/slurry into rivers, creeks, or streams is not authorized.
  10. All equipment involved with transporting water shall be treated/sterilized prior to use to avoid spread of invasive aquatic species and may require inspection. Contact the Idaho State Department of Agriculture ([www.agri.idaho.gov](http://www.agri.idaho.gov)) for specific recommendations at 208-332-8500 or by email to [info@agri.idaho.gov](mailto:info@agri.idaho.gov).
  11. This temporary use of water remains subject to control of the Boise River Watermaster.
  12. This approval is subject to the availability of Boise River Rental Pool water to mitigate water losses and injury to existing water rights. This authorization will require the rental of 2.0 AF of water from the Boise River Rental Pool (2 AF minimum). Contact Boise River Watermaster, 208-908-5480.
  13. This approval expires on 12/31/2020.

Signed this 17<sup>th</sup> day of September, 2020

  
For the Director

RECEIVED

SEP 14 2020

WATER RESOURCES  
WESTERN REGIONBOISE RIVER RENTAL POOL LEASE AGREEMENT  
FOR 20 20

The Committee of Water District No. 63 being authorized pursuant to Idaho Code Section 42-1765 to lease stored water which has been provided to the Boise River Rental Pool by water users who own reservoir space and have excess supplies for the current year, does agree to sell Malcolm Redings (entity), 2 A.F. of water requested for Dust Abatement (use). This agreement is subject to the adopted Rules and Regulations of the Boise River Rental Pool and execution of same by the party herein named.

Upon receipt of \$ \$40.00 and the information requested below, the Boise River Watermaster will release to you from storage, at the rate you specify 2 A.F. of stored water between 9-8- and 12-31 of 20 20

Description of point of diversion:

Located in 1/4 1/4, Sec.       , T.       , R.       ;

Other: 80 FLOWING SPRINGS ROAD

On Source: MOORE CREEK

Pump H.P.        Lift       

Headgate        (canal name if appropriate)

Description of place of use:

Legal Description:       

Total number of acres irrigated       

Dated this        day of        20       .

Malcolm Redings  
(name)

10221 CHERRY LANE Apt 303  
(address)  
NAMPA ID 83607

State of Idaho        )  
County of BOISE

On this 8 day of September, 2020, before me the undersigned Notary Public in and for said county and state, personally appeared Malcolm Redings, known to me to be the person whose name is subscribed to within instrument and acknowledged to me that he executed the same.

IN WITNESS WHEREOF, I have hereto set my hand and affixed my official seal, the day and year in this certificate first written.

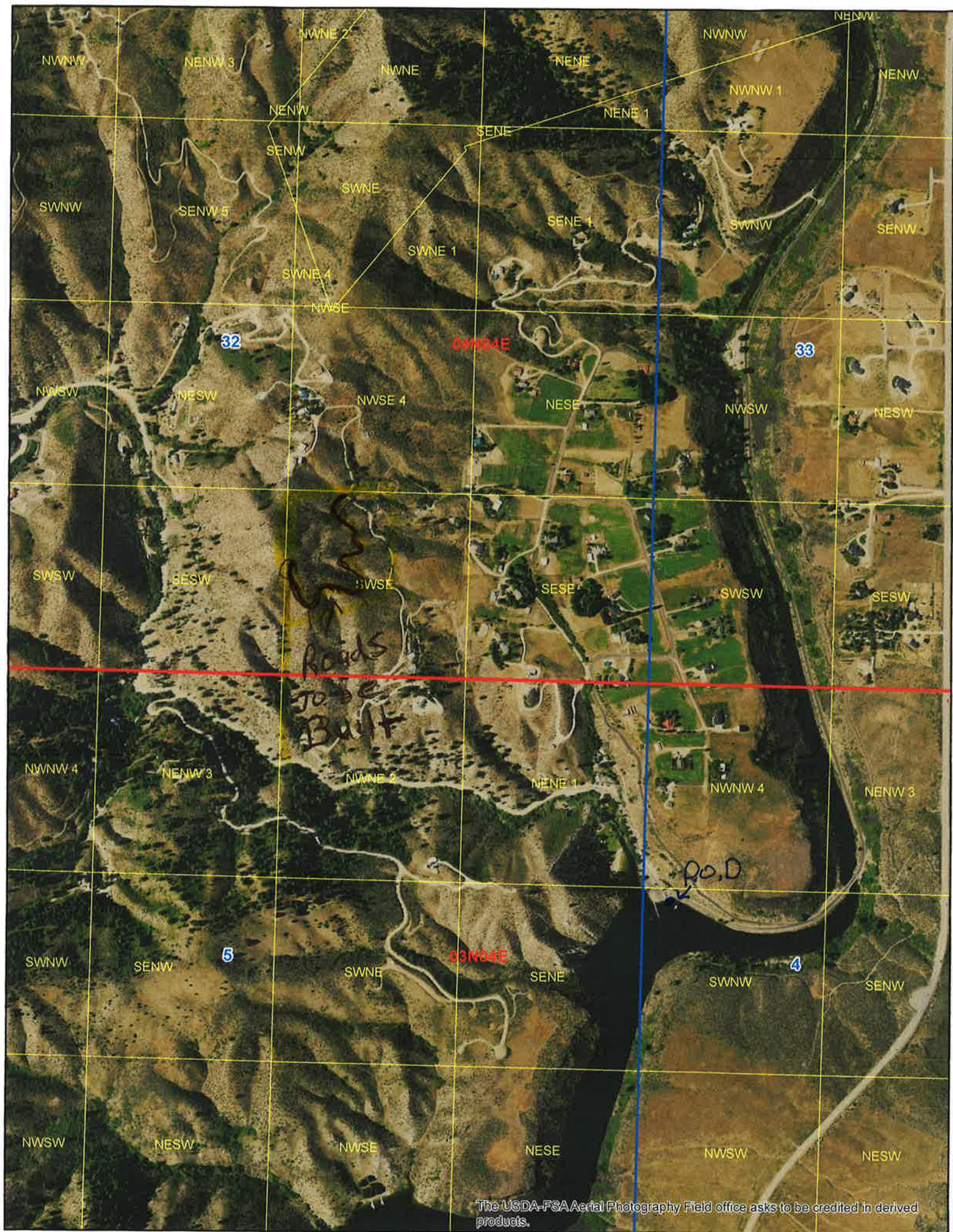
Mike Moys  
Notary Public in and for Idaho  
Residing at: Ada County

I have accepted the request of Malcolm Redings to purchase water from the Boise River Rental Pool this 8 day of September 2020.



Mike Moys  
Watermaster, Water District No. 63  
Agent for the Committee of Water









State of Idaho

DEPARTMENT OF WATER RESOURCES

Western Region • 2735 W AIRPORT WAY • BOISE, ID 83705-5082

Phone: (208)334-2190 • Fax: (208)334-2348 • Website: [www.idwr.idaho.gov](http://www.idwr.idaho.gov)

Brad Little  
Governor

Gary Spackman  
Director

September 17, 2020

MALCOM RIDINGS  
10221 CHERRY LN APT 303  
NAMPA ID 83687-4341

RE: Application for Temporary Approval of Water Use: TP-63-346

Dear Applicant(s):

Your application for temporary water appropriation has been approved and is enclosed. The approval authorizes the temporary use of water and does not grant trespass or other activity on public land or on private property.

Please review the **conditions of approval on page 2 of the Application for Temporary Approval form** to understand the limitations associated with the temporary use of water.

This temporary approval **expires on** December 31, 2020. The expiration date cannot be extended under this temporary approval.

Also note the condition requiring the **purchase of storage water from the Boise River Rental Pool** to mitigate the injury to senior water right holders below the Boise River. A Boise River Rental Pool Lease Agreement form is enclosed for your convenience. Contact Boise River Watermaster, Rex Barrie at 208-908-5480 to complete the lease agreement prior to diverting water under this temporary approval.

If you have any questions, please feel free to contact this office at (208) 334-2190 and any of our agents will be able to assist you.

Sincerely,

Chad Jones  
Technical Records Specialist I

Enclosure(s)