

RECEIVED

AMENDED

Form 202A 04/17 SEP 11 2020

ID No. TP 71-17

DEPT OF WATER RESOURCES  
SOUTHERN REGIONSTATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES

## 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 Getty Excavating, INC Phone (208) 879-6753  
 Mailing address PO Box 648 City Challis  
 State ID Zip 83226 Email cando@custertel.net

1. Source of water Alturas Lake tributary to Salmon 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 #
07N	14E	19		NW	SE		Blaine	Alturas Lake	Day Use & Boat Dock

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	
07N	14E	19,20																	
07N	14E	29,30																	

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: Construction (material compaction)

- 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: 0.06 cfs; or 25 gpm.  
 b. Maximum daily volume:                      AF; or <500 gallons.  
 c. Maximum volume over the duration of the request:                      AF; or <500 gallons.

*< 5,000 per 9/14/2020 e-mail P.S.*

6. Duration of diversion: from 9/15/2020 (month-day) to 10/15/2020 (month-day).

7. Describe proposed diverting works: Use of Trash Pump to fill 500 gallon water trailer

8. a. Who owns the property at the requested point of diversion? Sawtooth National Forest  
 b. Who owns the facilities that will convey water to the place of use? Getty Excavating, Inc; Water Truck w/trash pump  
 c. Who owns the land to be irrigated or place of use? Sawtooth National Forest  
 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. Project is on National forest lands, water use is for project implementation

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.

*But Getty*  
 Signature of Applicant

*President*  
 Title, if any

*9/11/20*  
 Date

Received by Easton Date 9-9-2020 Time                       
 \$50.00 fee receipted by                      # ED46270 Date 9-9-2020  
 Watermaster comments received? ✓ Yes 9/10/2020 & 9/11/2020 Date                     

WD 71

WD 170

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES

The Idaho Department of Water Resources ("Department") has examined this application for temporary approval to use water under the provisions of Idaho Code § 42-202A and has determined that:

     A. The application for temporary approval should be denied because \_\_\_\_\_

☒ 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.
5. If the temporary approval is within a water district, the Department has sought and considered the recommendations of the watermaster.


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 of the use of the water under this approval.
3. This approval authorizes a maximum diversion volume of ~~0.06 cfs~~ 5,000 gallons and a maximum diversion rate of 0.06 cfs.
4. This approval does not grant a right-of-way across the land of another.
5. The Department may cancel or reduce the rate of flow or volume authorized by this approval. For example, the Department may cancel or reduce this approval if it concludes the water use is injuring other water rights or adversely affecting fish, wildlife or other public values.
6. The applicant shall not divert water when downstream minimum flow water rights are not being satisfied.
7. This approval does not create a continuing right to use water.
8. A temporary approval for ground water recharge or prevention of flood damage shall be an opportunistic use of surplus water and shall not interfere with the filling of surface water reservoirs.
9. For a temporary approval authorizing ground water recharge or ground water or surface water remediation, the applicant shall measure and record the weekly quantity of water diverted and report the diversion data to the Department upon request.
10. This temporary approval is not an authorization for the described water use to be used as mitigation or credit for any other purpose.
11. Other: see attached sheet for additional conditions.
12. This approval expires on 10/15/2020.

Signed this 14<sup>th</sup> day of September, 2020.

  
For the Department

ADDITIONAL CONDITIONS OF APPROVAL FOR TEMPORARY  
PERMIT NO. TP- 71-17

- Diversion must be screened to meet IDF&G requirements. Please call 208-756-2271 for specifications.
- Pumping shall occur at a location away from potential fish refugia (streambanks with overhanging vegetation, large accumulations of woody debris, etc.) to avoid entraining juvenile fish.
- Should anadromous fish (i.e. spawning salmon) be spotted in the vicinity of the pump while diverting water, operator shall cease pumping until the fish move a safe distance away from the intake screen.
- All equipment involved with transporting water shall be treated/sterilized to avoid spread of invasive aquatic species prior to use. If equipment involved with transporting water has been moved into Idaho from another state (Particularly from NV, CO, UT, AZ, CA or TX) contact ISDA for an inspection. We recommend contacting ISDA (208-332-8686) for treatment recommendations.
- Water shall not be transported or transferred between waterbodies.
- Subject to regulation by watermaster of Water District 71.



SEP 09 2020

DEPT OF WATER RESOURCES  
SOUTHERN REGION

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES

ID No. \_\_\_\_\_

**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 GETTY EXCAVATING, INC Phone (208) 879-6753  
Mailing address PO Box 648 City Challis  
State ID Zip 83226 Email cando@custertel.net

1. Source of water Alturas Lake, Alturas Lake Creek tributary to \_\_\_\_\_  
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 #
07N	14E	20		NE	NW		Blaine	Alturas Lake Outlet/Creek	Alturas Lake Outlet
07N	14E	20		SE	NW		Blaine	Alturas Lake Outlet Bridge	Alturas Creek Bridge

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	
07N	14E	19,20																	
		29,30																	

*All quarter sections have the potential to receive water due to road system alignment. Especially sections 19/20.*

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 3 acre-feet.) Describe: Water use for construction activity (compaction of material)  
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: 0.40 cfs cfs; or \_\_\_\_\_ gpm.  
b. Maximum daily volume: \_\_\_\_\_ AF; or <500 gallons.  
c. Maximum volume over the duration of the request: \_\_\_\_\_ AF; or <5,000 gallons.  
6. Duration of diversion: from 09/15/2020 (month-day) to 10/15/2020 (month-day).  
7. Describe proposed diverting works: Use of Trash Pump to fill water truck for construction operations  
8. a. Who owns the property at the requested point of diversion? Sawtooth National Forest, Sawtooth Natural Resource Area  
b. Who owns the facilities that will convey water to the place of use? Getty Excavating, Inc. Water Truck w/trach pump  
c. Who owns the land to be irrigated or place of use? Sawtooth National Forest  
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. This project is on Forset Lands, use of water for project implementation  
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 Brit Getty President Title, if any Date 9/8/2020

Received by \_\_\_\_\_ Date \_\_\_\_\_ Time \_\_\_\_\_  
\$50.00 fee received by \_\_\_\_\_ # \_\_\_\_\_ Date \_\_\_\_\_  
Watermaster comments received? \_\_\_\_\_

RECEIVED - E-mail

ID No. \_\_\_\_\_

Form 202A 04/17  
SEP 09 2020DEPT OF WATER RESOURCES  
SOUTHERN REGIONSTATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES

## 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 GETTY EXCAVATING, INC Phone (208) 879-6753  
 Mailing address PO Box 648 City Challis  
 State ID Zip 83226 Email cando@custertel.net

1. Source of water Alturas Lake, Alturas Lake Creek tributary to \_\_\_\_\_  
 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 #
07N	14E	20					Blaine	Alturas Lake Outlet/Creek	Alturas Lake

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	

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: Water use for construction activity (compaction of materi  
 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: 0.40 FPS cfs; or \_\_\_\_\_ gpm.  
 b. Maximum daily volume: \_\_\_\_\_ AF; or <500 gallons.  
 c. Maximum volume over the duration of the request: \_\_\_\_\_ AF; or <5,000 gallons.

6. Duration of diversion: from 09/15/2020 (month-day) to 10/15/2020 (month-day).

7. Describe proposed diverting works: Use of Trash Pump to fill water truck for construction operations

8. a. Who owns the property at the requested point of diversion? Sawtooth National Forest, Sawtooth Natural Resource Area  
 b. Who owns the facilities that will convey water to the place of use? Getty Excavating, Inc. Water Truck w/trach pump  
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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 Brit Getty President \_\_\_\_\_ Date 9/8/2020  
 Title, if any \_\_\_\_\_

Received by Eastern Date 9-9-2020 Time \_\_\_\_\_  
 \$50.00 fee received by Eastern # E046270 Date 9-9-2020  
 Watermaster comments received? \_\_\_\_\_

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES

The Idaho Department of Water Resources ("Department") has examined this application for temporary approval to use water under the provisions of Idaho Code § 42-202A and has determined that:

- \_\_\_ A. The application for temporary approval should be denied because \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_
- \_\_\_ 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.
  5. If the temporary approval is within a water district, the Department has sought and considered the recommendations of the watermaster.

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 of the use of the water under this approval.
  3. This approval authorizes a maximum diversion volume of \_\_\_\_\_ AF and a maximum diversion rate of \_\_\_\_\_ cfs.
  4. This approval does not grant a right-of-way across the land of another.
  5. The Department may cancel or reduce the rate of flow or volume authorized by this approval. For example, the Department may cancel or reduce this approval if it concludes the water use is injuring other water rights or adversely affecting fish, wildlife or other public values.
  6. The applicant shall not divert water when downstream minimum flow water rights are not being satisfied.
  7. This approval does not create a continuing right to use water.
  8. A temporary approval for ground water recharge or prevention of flood damage shall be an opportunistic use of surplus water and shall not interfere with the filling of surface water reservoirs.
  9. For a temporary approval authorizing ground water recharge or ground water or surface water remediation, the applicant shall measure and record the weekly quantity of water diverted and report the diversion data to the Department upon request.
  10. This temporary approval is not an authorization for the described water use to be used as mitigation or credit for any other purpose.
  11. Other: \_\_\_\_\_  
\_\_\_\_\_
  12. This approval expires on \_\_\_\_\_.

Signed this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_.

\_\_\_\_\_  
For the Department

## 170 - Develop Water Supply and Watering

170.00\_forest\_07\_01\_2020

### Description

**170.01** This work consists of developing an acceptable water supply and restoring it to pre-construction condition or better as determined by the CO, following completion of the work. Work also includes obtaining a temporary water right permit, as required by the Idaho Department of Water Resources, along with paying any associated fees that are required for this permit.

### Materials

**170.02** Conform to the following subsection.

Water	725.01
-------	--------

### Construction Requirements

**170.03 Temporary Water Right Permit.** Contractor shall fill out the required "Application for Temporary Approval of Water Use" permit request, Idaho Department of Water Resources standard form 202A, and obtain approval prior to development and use of intended water drafting site. Online form can be found at <https://www.idwr.idaho.gov/forms/water-rights.html>

**170.04 Development of Supply & Access.** Water can be drafted from Alturas Lake in the vicinity of the Alturas Outlet Picnic Area or from Alturas Lake Creek at the Forest Road 205 bridge crossing, in locations approved by the CO that do not impede traffic or inconvenience the public.

Water drafting may only occur during daylight hours.

Contractor's drafting equipment and operations shall be as such to limit suction velocities within the intake influence area to less than 0.40 feet per second. Pump intake screens shall be oriented longitudinally (or parallel) to the stream flow direction and shall have a maximum screen opening size of 3/32".

Government will provide the following approved screen:

1. Small Screen

Forest Service Supplemental Specifications  
Forest Road #205 (Cabin Creek) Drainage Structure Installation Project  
6" diameter, 24" length, threaded connection



Contractor shall provide the required fittings necessary to connect either pump screen to their intended pump to render a water-tight, secure connection. Damage to either pump screen, as a result of the Contractor's use or negligence, shall be repaired to equal or better condition at the Contractor's expense. If a satisfactory repair, as determined by the Contracting Officer, is not possible, Contractor shall be responsible for replacing the respective screen, in kind, at no expense to the Government.

Pumps shall be enclosed in a containment basin having 110% of the pumps fuel capacity.

**170.05 Equipment.** All drafting equipment to be placed in the water shall be disinfected in order to ensure the equipment is clean and free of any substance that could be injurious to plants and wildlife.

Provide mobile watering equipment with watertight tanks of known capacity. Provide for positive control of water application from the driver's position.

**170.06 Application.** Apply water uniformly without ponding or washing.

**170.07 Acceptance.** Developing water supplies and watering will be evaluated under Subsections 106.02 and 106.04.

### Measurement

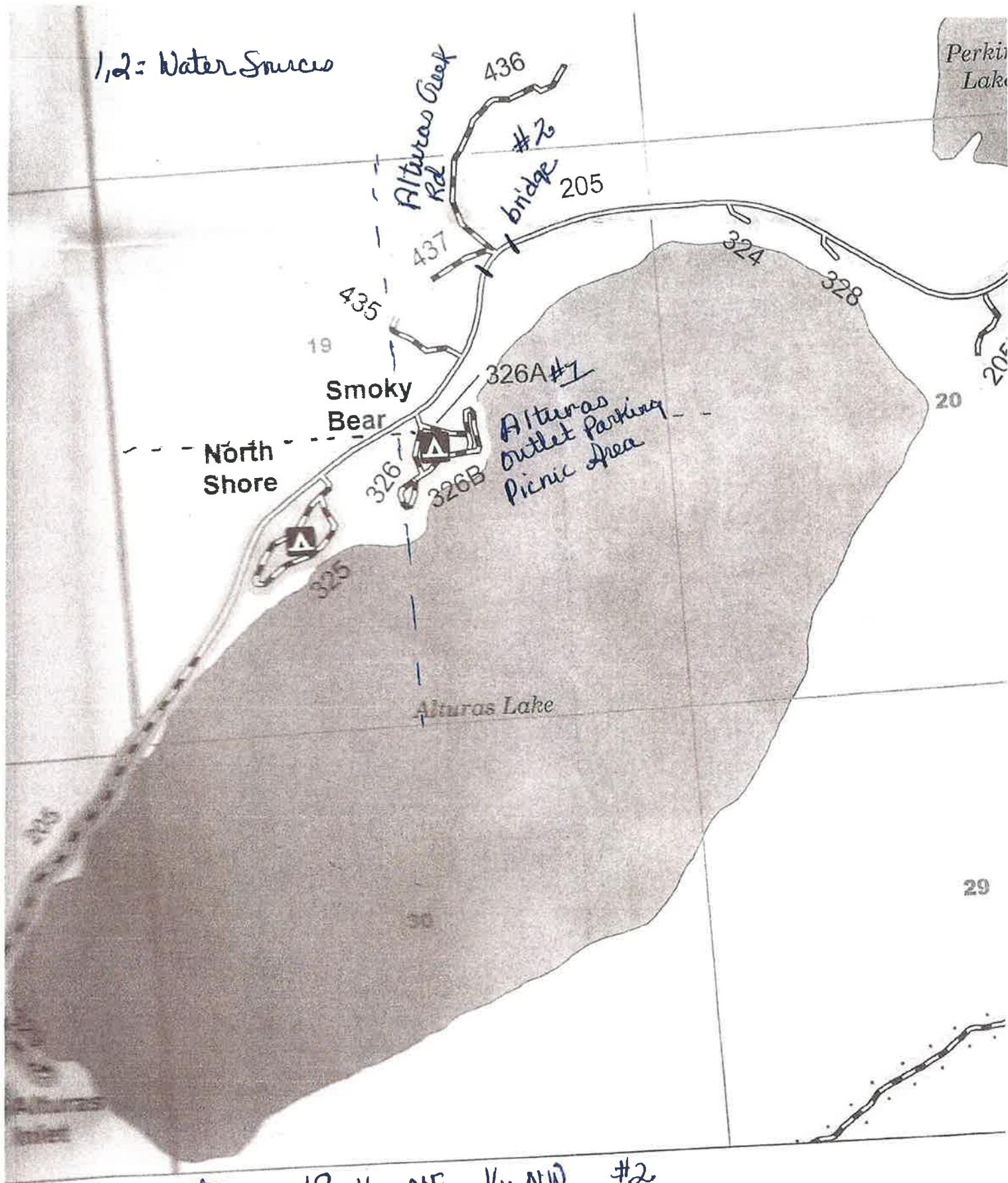
**170.08** All work associated with developing a water supply and watering required by the Contract is included under other applicable Sections.

### Payment

**170.09** All costs associated with this Section 170 work shall be included in other applicable Sections.

1,2 = Water Sources

Perkin  
Lake



\* section 19, 1/4 NE, 1/4 NW #2  
19, 1/4 SE, 1/4 NW #1



## State of Idaho

# DEPARTMENT OF WATER RESOURCES

SOUTHERN REGION • 650 ADDISON AVE W STE 500 • TWIN FALLS ID 83301-5858

Phone: (208) 736-3033 • Fax: (208) 736-3037

Website: [www.idwr.idaho.gov](http://www.idwr.idaho.gov) • Email: [southerninfo@idwr.idaho.gov](mailto:southerninfo@idwr.idaho.gov)

BRAD LITTLE  
Governor

GARY SPACKMAN  
Director

September 15, 2020

GETTY EXCAVATING INC  
PO BOX 648  
CHALLIS ID 83226-0648

RE: Application for Temporary Approval of Water Use: TP-71-17

Dear Applicant(s):

Enclosed is a copy of the above referenced approved Application for Temporary Approval of Water Use.

If you have any questions, please feel free to contact this office, and any of our agents will be able to assist you.

Sincerely,

*Denise Maline*

Denise Maline  
Administrative Assistant 1

Enclosure

c: Morgan Miller, Water District 71  
Cindy Yenter, Water District 170

## Skinner, Corey

---

**From:** Skinner, Corey  
**Sent:** Monday, September 14, 2020 12:54 PM  
**To:** 'cando@custertel.net'  
**Cc:** 'MVM\_32\_RS@HOTMAIL.COM'; Yenter, Cindy; Mills, Bill  
**Subject:** Temporary Approval for Getty Excavating  
**Attachments:** 20200914124805.pdf

Crystal,

See attached temporary approval. A hard copy should show up in the mail in the next few days.

Corey Skinner, PE  
IDWR Southern Region Manager

## Mills, Bill

---

**From:** cando@custertel.net  
**Sent:** Monday, September 14, 2020 12:15 PM  
**To:** Mills, Bill  
**Subject:** RE: Water Sources for FS Rd#205 (Cabin Creek) Drainage Structure Installation

Bill:

That is correct. They will only be using water for compaction, so we guessed high at 10 days of 30 days, just to be sure and have the total use covered.

FYI-Compaction only takes place prior to placement of the footings for the drainage structure and for the aggregate base prior to placement of the asphalt. Both locations receiving asphalt are very small. One is just an apron from FS RD to the Alturas Outlet Parking area, and one is to "recover" the new drainage structure under FS RD #205 road.

Crystal Loesch  
Administrative Assistant  
Getty Excavating, Inc.  
208-879-6753 (O)  
406-240-0673 (C)  
cando@custertel.net

**From:** Mills, Bill [mailto:William.Mills@idwr.idaho.gov]  
**Sent:** Monday, September 14, 2020 12:01 PM  
**To:** cando@custertel.net  
**Subject:** RE: Water Sources for FS Rd#205 (Cabin Creek) Drainage Structure Installation

Hi Crystal,

One more question: What will be the total amount of water used over the duration of the project? The first application indicated 5,000 gals, which would mean the project will only be using 500 gallons a day for 10 days over the course of a 30 day project. Is that correct?

Thanks,  
Bill

**From:** [cando@custertel.net](mailto:cando@custertel.net) [mailto:cando@custertel.net]  
**Sent:** Friday, September 11, 2020 3:29 PM  
**To:** Mills, Bill <[William.Mills@idwr.idaho.gov](mailto:William.Mills@idwr.idaho.gov)>  
**Subject:** RE: Water Sources for FS Rd#205 (Cabin Creek) Drainage Structure Installation  
**Importance:** High

:) Probably for to attach it....sorry, there is your laugh for the day.

Let me know if this works, if not I will fax

C

**From:** Mills, Bill [<mailto:William.Mills@idwr.idaho.gov>]

**Sent:** Friday, September 11, 2020 3:27 PM

**To:** [cando@custertel.net](mailto:cando@custertel.net)

**Subject:** RE: Water Sources for FS Rd#205 (Cabin Creek) Drainage Structure Installation

Our fax # is 208-736-3037 if that helps...

**From:** Mills, Bill

**Sent:** Friday, September 11, 2020 3:13 PM

**To:** 'cando@custertel.net' <[cando@custertel.net](mailto:cando@custertel.net)>

**Subject:** RE: Water Sources for FS Rd#205 (Cabin Creek) Drainage Structure Installation

I got the email but the application wasn't attached...

**From:** [cando@custertel.net](mailto:cando@custertel.net) [<mailto:cando@custertel.net>]

**Sent:** Friday, September 11, 2020 3:11 PM

**To:** Mills, Bill <[William.Mills@idwr.idaho.gov](mailto:William.Mills@idwr.idaho.gov)>

**Subject:** RE: Water Sources for FS Rd#205 (Cabin Creek) Drainage Structure Installation

Bill,

Here you go. Do you need anything else? Bret said the 25 gallons per minute covers the pump & hose capabilities

Crystal Loesch

Administrative Assistant

Getty Excavating, Inc.

208-879-6753 (O)

406-240-0673 (C)

[cando@custertel.net](mailto:cando@custertel.net)

**From:** Mills, Bill [<mailto:William.Mills@idwr.idaho.gov>]

**Sent:** Friday, September 11, 2020 2:56 PM

**To:** [cando@custertel.net](mailto:cando@custertel.net)

**Subject:** RE: Water Sources for FS Rd#205 (Cabin Creek) Drainage Structure Installation

Crystal,

Sign the attached application and email it back to me and this one should work for everyone that needs to sign off.

Thanks

Bill

**From:** [cando@custertel.net](mailto:cando@custertel.net) [<mailto:cando@custertel.net>]

**Sent:** Friday, September 11, 2020 2:51 PM

**To:** Mills, Bill <[William.Mills@idwr.idaho.gov](mailto:William.Mills@idwr.idaho.gov)>

**Subject:** RE: Water Sources for FS Rd#205 (Cabin Creek) Drainage Structure Installation

Bill, The water trailer we will be using is one we are renting from our local rural fire department. It has a 500 gallon tank, as I said, it takes 20-25 minutes to fill according to the Fire Chief (I just called him). I have used this water trailer before for burning ditches on our, and our neighbors places. It is a small Honda trash pump, we will be drafting with a

2.5" draft hose, and we will be hand spraying water with 1"-3/4" garden hose. We will be picking up the Water Trailer tomorrow and I can get the exact HP of the pump then, the fire hall is closed at this time.

Does that help?

Crystal Loesch  
Administrative Assistant  
Getty Excavating, Inc.  
208-879-6753 (O)  
406-240-0673 (C)  
[cando@custertel.net](mailto:cando@custertel.net)

**From:** Mills, Bill [<mailto:William.Mills@idwr.idaho.gov>]  
**Sent:** Friday, September 11, 2020 12:46 PM  
**To:** [cando@custertel.net](mailto:cando@custertel.net)  
**Subject:** RE: Water Sources for FS Rd#205 (Cabin Creek) Drainage Structure Installation

Please give me a call...208-736-3033  
Bill

**From:** [cando@custertel.net](mailto:cando@custertel.net) [<mailto:cando@custertel.net>]  
**Sent:** Thursday, September 10, 2020 2:38 PM  
**To:** Mills, Bill <[William.Mills@idwr.idaho.gov](mailto:William.Mills@idwr.idaho.gov)>  
**Subject:** RE: Water Sources for FS Rd#205 (Cabin Creek) Drainage Structure Installation

Yeah!

**From:** Mills, Bill [<mailto:William.Mills@idwr.idaho.gov>]  
**Sent:** Thursday, September 10, 2020 2:37 PM  
**To:** [cando@custertel.net](mailto:cando@custertel.net)  
**Subject:** RE: Water Sources for FS Rd#205 (Cabin Creek) Drainage Structure Installation

Thanks for the information! I think we have what we need and I'm working on contacting IDF&G and the Watermasters now.  
Bill

**From:** [cando@custertel.net](mailto:cando@custertel.net) [<mailto:cando@custertel.net>]  
**Sent:** Thursday, September 10, 2020 1:42 PM  
**To:** Mills, Bill <[William.Mills@idwr.idaho.gov](mailto:William.Mills@idwr.idaho.gov)>  
**Subject:** RE: Water Sources for FS Rd#205 (Cabin Creek) Drainage Structure Installation  
**Importance:** High

Bill, Your map was great, but too dark to really put a new mark on. I called Bret and received permission to add verbiage to the signed and submitted Application, then resubmit it.

So I have added some words, hopefully that will meet your needs. I noted the Location of Use legal, but noted all quarter sections have the potential to receive due to the way the road wanders touching nearly every quarter section in the center areas.

Again, this water is only being diverted (by Pump to Water Truck) and used (on native and imported materials) for compaction purposes to meet subsurface requirements for placement of the footings for the drainage structure; and for restoration (replacement) of asphalt that is being removed to allow for construction operations.

Anything else I can assist you with? I apologize for being a novice at this!

Crystal Loesch  
Administrative Assistant  
Getty Excavating, Inc.  
208-879-6753 (O)  
406-240-0673 (C)  
[cando@custertel.net](mailto:cando@custertel.net)

**From:** Mills, Bill [<mailto:William.Mills@idwr.idaho.gov>]  
**Sent:** Thursday, September 10, 2020 1:11 PM  
**To:** [cando@custertel.net](mailto:cando@custertel.net)  
**Subject:** RE: Water Sources for FS Rd#205 (Cabin Creek) Drainage Structure Installation

Crystal,  
The water plan tells me the points of diversion will be in the NENW (Bridge and part of the picnic day use area) and SENW (southeast part of day use area) in Sec. 20.  
I still need either a legal description or if you can mark it on the map I attached, of the place of use, i.e. where the work will be performed and the water used.  
Thanks,  
Bill

**From:** [cando@custertel.net](mailto:cando@custertel.net) [<mailto:cando@custertel.net>]  
**Sent:** Thursday, September 10, 2020 12:37 PM  
**To:** Mills, Bill <[William.Mills@idwr.idaho.gov](mailto:William.Mills@idwr.idaho.gov)>  
**Subject:** Water Sources for FS Rd#205 (Cabin Creek) Drainage Structure Installation  
**Importance:** High

Bill,

I spoke with Bret, President/Owner/Operator Getty Excavating Inc and he felt the water measure 0.40 should be CFS (refer to attached plans pages).

I have attached 2 documents, one is a Motor Vehicle Map of Alturas Lake, with notations of the 2 water sources, as close as I can differentiate.

Is there anything else that you need?

Crystal Loesch  
Administrative Assistant  
Getty Excavating, Inc.  
208-879-6753 (O)  
406-240-0673 (C)  
[cando@custertel.net](mailto:cando@custertel.net)

## Mills, Bill

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**From:** Cassel, Amy  
**Sent:** Monday, September 14, 2020 9:30 AM  
**To:** Mills, Bill; Clark, Cynthia Bridge; Yenter, Cindy; mvm\_32\_rs@hotmail.com  
**Subject:** RE: Amended application for temporary use of water

Hi Bill,

Thanks for allowing the IWRB the opportunity to review this application. I had to do some digging to learn more about the application, but I have since learned that it is a project that has been vetted and ranked by the Upper Salmon Basin Watershed Program Technical Team (of which I am a member), and the Custer Soil and Water Conservation District is the project sponsor. It is a fish passage project that benefits Cabin Creek.

I will ask the tech team project sponsors to start submitting cover letters with these applications so we have more context about the project and the goals.

I am not opposed to this temp water use and again, thanks for forwarding.

**Amy Cassel** | Program Manager

Idaho Water Transaction Program  
Idaho Department of Water Resources  
102 S. Warpath | Salmon, ID 83467  
tel: (208) 742-0656 cell: (208) 577-1565

**From:** Mills, Bill  
**Sent:** Friday, September 11, 2020 3:38 PM  
**To:** Cassel, Amy <Amy.Cassel@idwr.idaho.gov>; Clark, Cynthia Bridge <Cynthia.Clark@idwr.idaho.gov>; Yenter, Cindy <Cindy.Yenter@idwr.idaho.gov>; mvm\_32\_rs@hotmail.com  
**Subject:** Amended application for temporary use of water

Greetings all!

If you haven't already provided comments on this temporary application by Getty Excavating to divert water from Alturas lake, attached is the new and improved application with an accurate diversion rate and an updated point of diversion. This project commences Monday morning, so comments by 9/15/2020 would be greatly appreciated.

Thanks,

*Bill Mills*

Senior Water Resource Agent  
Idaho Dept. of Water Resources  
Southern Region

## Mills, Bill

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**From:** Yenter, Cindy  
**Sent:** Friday, September 11, 2020 3:49 PM  
**To:** Mills, Bill; mvm\_32\_rs@hotmail.com  
**Cc:** Cassel, Amy; Clark, Cynthia Bridge  
**Subject:** WD170 Comments on Temporary Water Appropriation at Alturas Lake

At this time there are no active diversions from Alturas Creek. Rights are leased to the Water Supply Bank or are unused. There is a minimum instream flow right 71-10890 in Alturas held by the Idaho Water Resource Board; target flows during September are 26 cfs although this is an ungauged stream and I do not have any data which could either confirm or rule out injury to the minimum streamflow right.

Since this application supports a fishery improvement project, the total withdrawals are small and the project duration is short, WD170 considers this project in the public interest and does not object to approval.

*Cindy Yenter  
Watermaster, Water District 170  
IDWR Salmon Field Office  
102 S Warpath, Salmon ID 83467  
cindy.yenter@idwr.idaho.gov  
208-742-0655  
208-731-0901 cell*

**From:** Mills, Bill  
**Sent:** Thursday, September 10, 2020 2:50 PM  
**To:** mvm\_32\_rs@hotmail.com; jeff.richards@idfg.idaho.gov; Yenter, Cindy <Cindy.Yenter@idwr.idaho.gov>  
**Subject:** Comments on Temporary Water Appropriation at Alturas Lake

Greetings All!

Please review the attached documents and provide comments on the proposed temporary water appropriation. I just barely obtained a completed application within the hour and the project is scheduled to start this coming Monday 9/15/2020, so a quick response would be greatly appreciated. If anyone has questions, feel free to call me at 208-736-3033.

Thanks

*Bill Mills*

Senior Water Resource Agent  
Idaho Dept. of Water Resources  
Southern Region

**Mills, Bill**

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**From:** Morgan Miller <mvm\_32\_rs@hotmail.com>  
**Sent:** Thursday, September 10, 2020 3:44 PM  
**To:** Mills, Bill  
**Subject:** Re: Comments on Temporary Water Appropriation at Alturas Lake

Hey Bill,

I have no objections to this temporary water appropriation.

Thanks,

Morgan

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**From:** Mills, Bill <William.Mills@idwr.idaho.gov>  
**Sent:** Thursday, September 10, 2020 2:50 PM  
**To:** mvm\_32\_rs@hotmail.com <mvm\_32\_rs@hotmail.com>; jeff.richards@idfg.idaho.gov  
<jeff.richards@idfg.idaho.gov>; Yenter, Cindy <Cindy.Yenter@idwr.idaho.gov>  
**Subject:** Comments on Temporary Water Appropriation at Alturas Lake

Greetings All!

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Thanks

*Bill Mills*

Senior Water Resource Agent  
Idaho Dept. of Water Resources  
Southern Region

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SEP 09 2020

DEPT OF WATER RESOURCES  
SOUTHERN REGION

State of Idaho  
Department of Water Resources  
RECOMMENDATION FORM

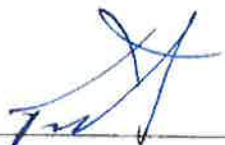
RE: Application for Permit No. *Temporary Water Appropriation at Altares Lake*  
*Getty Excavating, INC*  
New Appropriation Applicant's Name: *For Forest Road #205 (Cabin Creek) Drainage Structure*  
*Installation Project*

Recommendation:

- a)   X   I do not oppose approval of this application.
- b)        I do not oppose approval of this application if it is conditioned as follows:
- c)        I oppose approval of this application for the following reasons:
- d)        Additional comments:

Dated this   9   day of   September  , 2020

Dept of Fish & Game

  
\_\_\_\_\_

Signature

  Tom Curet    
\_\_\_\_\_

Printed Name