

TP 96-78

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 4.1 AF and a maximum rate of diversion of 0.22 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 12/31/09.
 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 29 day of January, 2009.

Robert G Haynes
For the Director

JAN 20 2009

Form 202a 10/07

IDWR/North

Indent. No. TP 96-78

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TEMPORARY APPROVAL OF WATER APPROPRIATION
(5 AF or less)

- Name of Applicant PARSONS RCI, INC. Phone (208) 265-4379
- Address 201 N. 1st Ave., Suite A Sandpoint, ID 83864 Email Robert.Clucas@Parsons.com
- Source of water Sand Creek Tributary to Lake Pend Oreille
 - Location of point of diversion 1/4 1/4 Sec. 23 Township 57N, Range 2W B.M.,
County Bonner
 - Location of place of use West 1/2 Section 23 East 1/2 Section 15 and West 1/2 Section 14T
County Bonner 57N R2W
 - Proposed use of water Erosion Control + dust abatement for earthwork associated with road construction.
 - Amount of water:
Maximum rate of diversion _____ cfs or 100 gpm.
Maximum daily volume 0.12 AF; Total volume 4.1 AF.
 - Duration of diversion: From January 1, 2009 to December 31, 2009
Day-month Day-month
 - Proposed diverting works pump with screened suction hose placed in Sand Creek
 - Who owns the property at the requested point of diversion? Idaho Transportation Department
 - Describe the arrangement allowing access to the water Parsons RCI, Inc., the construction general contractor for the Idaho Dept. of Transportation will access the water under the terms of their construction contract with ITD.

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.

1-16-09
Date

Robert Clucas
Applicant

Received by do do Date 1/20/09 Time 11:00a
\$50.00 fee received by do do # N019809 Date 1/20/09
Watermaster Comments received? _____ Date _____



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

DAVID R. TUTHILL, JR.
Director

02/02/2009

PARSONS RCI INC
201 N 1ST AVE – STE A
SANDPOINT ID 83864

RE: Temporary Permit No. TP-96-78

Dear Applicant(s):

Your application for Temporary approval of Water Appropriation has been granted and assigned number TP-96-78.

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 cursive script that reads "Robert G. Haynes". The signature is written in dark ink and is positioned above the printed name of the signatory.

Robert G. Haynes, P.E.
Regional Manager

Enclosure

Enclosure: Receipt No. N019809



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C. L. "BUTCH" OTTER
Governor

DAVID R. TUTHILL, JR.
Interim Director

FAX TRANSMITTAL COVER SHEET

DATE: 1/30/09

TO: Mary Terra Berns

FROM: Keith Franklin

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 Temporary Water Appropriation
Parsons RCI, Inc.

TOTAL PAGES SENT: 3 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

FAXED



State of Idaho

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C. L. "BUTCH" OTTER
Governor

DAVID R. TUTHILL, JR.
Director

January 20, 2009

MARY TERRA BERNES
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 up to 4.1 acre-feet of water from Sand Creek, which is tributary to Lake Pend Oreille in Bonner County, by Parsons RCI, Inc. for road construction purposes. A copy of the application is attached for your reference.

Would you please submit your comments no later than January 28, 2009? 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 769-1454 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

*No comments received.
1/29/09 KJ*

FAXED