

TP-95-79

Received by dp Date 2/10/09 Time _____
\$50.00 fee received by dp # N019924 Date 2/10/09
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 0.17 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 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 24 day of February, 2009.

Robert G Haynes
For the Director

RECEIVED

FEB 24 2009

Form 202a 11/99

Indent. No. TP-95-79

IDWR/North

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TEMPORARY APPROVAL OF WATER APPROPRIATION

(5 AF of less)

FAX 509-751-1922

Name of Applicant M.A. DeAtley Construction Phone 509-751-1580

Address 829 Evans Road Clarkston WA 99403

1. Source of water PRIVATE WATER WELL Tributary to _____

2. Location of point of diversion NE NW SW SE 1/4 SE 1/4 Sec. 12 Township 48N, Range 5W B.M.,
County KOOTENAI

3. Location of place of use _____ 1/4 _____ 1/4 Sec. 28+33 Township 48N, Range 5W B.M.,
County KOOTENAI

4. Proposed use of water WATER FOR DUST ABATEMENT ON CONSTRUCTION PROJECT

5. Amount of water:

Maximum rate of diversion 0.17 cfs or 75 gpm.

Maximum daily volume 60,000 ^{GALLONS} AF; Total volume 5 AF.

6. Duration of diversion: From PRESENT to 12-1-09
Day-month Day-month

7. Proposed diverting works N/A

8. Who owns the property at the requested point of diversion? RODNEY SHRTNER

9. Describe the arrangement allowing access to the water PULL WATER RIGHT FROM WATER WELL

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.

1-20-09
Date

[Signature]
Applicant

48N05W1SWSW

48N05W13ESW

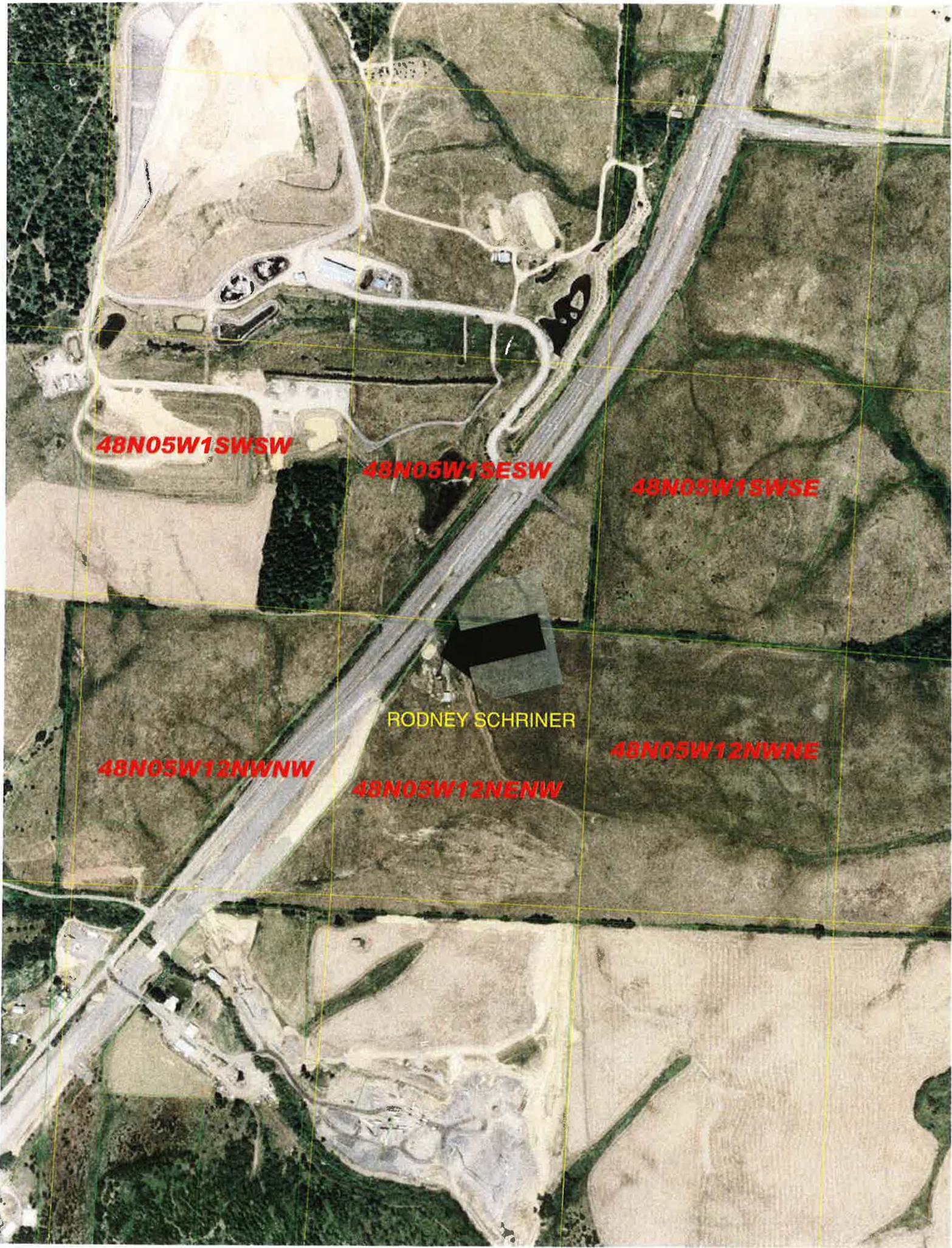
48N05W13WSE

RODNEY SCHRINER

48N05W12NWNW

48N05W12NENW

48N05W12NWNE





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

02/26/2009

C. L. "BUTCH" OTTER
Governor
DAVID R. TUTHILL, JR.
Director

COPY

M A DeATLEY CONSTRUCTION
829 EVANS RD
CLARKSTON WA 99403

FAXED

RE: Temporary Permit No. TP-95-79

Dear Applicant(s):

Your application for Temporary approval of Water Appropriation has been granted and assigned number TP-95-79.

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 "Robert G. Haynes". The signature is written in a cursive style.

Robert G. Haynes, P.E.
Regional Manager

Enclosure



State of Idaho

DEPARTMENT OF WATER RESOURCES

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C. L. "BUTCH" OTTER
Governor

DAVID R. TUTHILL, JR.
Director

COPY

February 18, 2009

M. A. DeAtly Construction
829 Evans Rd.
Clarkston, WA 99403

Re: Applications for Temporary Water Appropriations

Gentlemen:

The Idaho Department of Water Resources is returning your recently submitted applications since it appears the location for the points of diversions are in error.

The application to divert water from the Mike Webb property states the point of diversion being in the SWSE of Section 10, T50N, R03W. That land is owned by an Earl Lunceford. I believe the location you are looking for is in the NENW of Section 15, T50N, R03W, please refer to the attached aerial photograph.

The application that involves the Rodney Schriener property shows the point of diversion as being in the SWSE of Section 1, T48N, R05W. I believe the well on the Schriener property is located in the NENW of Section 12, T48N, R05W, please refer to the attached aerial photograph.

If the applications are in error, please make the necessary corrections and resubmit at your earliest convenience so as not to delay processing. If you have any questions, feel free to contact me at this office.

Thank you.

Sincerely,

Keith E. Franklin
Senior Water Resources Agent
Enclosure(s)