

TP-95-78

Received by [Signature] Date 1/9/09 Time 2:15 p
 \$50.00 fee received by [Signature] # NO19772 Date 1/9/09
 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 0.22 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 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 22 day of January, 2009.

[Signature]
For the Director

JAN 09 2009

Form 202a 11/99

IDWR/North

Indent. No. IP-95-78

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TEMPORARY APPROVAL OF WATER APPROPRIATION

(5 AF of less)

Name of Applicant North Idaho Hydroseeding Inc. Phone (208) 772-9936 FAX (208) 772-0775
Address 978 W. Hayden Ave. Hayden Idaho 83835

1. Source of water _____ Tributary to _____
2. Location of point of diversion _____ $\frac{1}{4}$ _____ $\frac{1}{4}$ Sec. _____ Township _____, Range _____ B.M.,
County _____ (See attached page)
3. Location of place of use _____ $\frac{1}{4}$ _____ $\frac{1}{4}$ Sec. _____ Township _____, Range _____ B.M.,
County _____
4. Proposed use of water to fill hydroseeders T-120 or T-90 Finn Hydroseeders (1,200 gallons or 900 gallons).

5. Amount of water:

Maximum rate of diversion _____ cfs or 100 gpm.Maximum daily volume 10,000 gallons/Day AF; Total volume 5 AF.

6. Duration of diversion: From 1-22-09 to 12-31-09
Day-month Day-month

7. Proposed diverting works None8. Who owns the property at the requested point of diversion? See attached sheets

9. Describe the arrangement allowing access to the water See attached sheets
5 horsepower portable pump

with 50-100' ft fill hose back to hydroseeder at roadside.

10. Remarks The majority of our work needed to fill our hydroseeders is to perform reclamation seeding and erosion control for various Highway Districts, Avista Utilities, Kootenai Electric Co. ect...

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.

1-6-09
Date

Brent J Leonard
Applicant

President North Idaho
Hydroseeding Inc

LOCATION OF POINTS OF DIVERSION (FILL SPOTS)

1. **Twin Lakes Par 3 Golf Course Rd.** Map 48
SW 1/4, NE 1/4, T52N, R4W, Sec 8, Kootenai County
2. **Twin Lakes Drainage Creek Off Gunnings Rd.** Map 56
SW 1/4, NW 1/4, T52N, R4W, Sec 17, Kootenai County
3. **Creek off N. Rimrock Rd., S. Of Ohio Match Rd.** Map 58
NW 1/4, NE 1/4, T52 N, R3W, Sec 20, Kootenai County
4. **Hayden Lake Sportsmen's Access Boat Launch** Map 67
SW 1/4, NW 1/4, T52N, R3W, Sec 34, Kootenai County
5. **Hayden Lake Mokins Bay Culvert** Map 75
SW 1/4, NE 1/4, T51N, R3W, Sec 11, Kootenai County
6. **Coeur d'Alene Lake Wolf Lodge Bay** Map 128
NE 1/4, SW 1/4, T49N, R3W, Sec 1, Kootenai County
7. **Coeur d'Alene Lake, Carlin Bay Culvert** Map 158
NW 1/4, NE 1/4, T48N, R3W, Sec 6, Kootenai County
8. **Private Pond off E. EastPort Road** Map 180
SE 1/4, SE 1/4, T48N, R4W, Sec 22, Kootenai County
9. **Medicine Lake** Map 183
NW 1/4, NW 1/4, T48N, R2W, Sec 34, Shoshone County
10. **Coeur d'Alene Lake, Kid Island Bay** Map 117
NW 1/4, SW 1/4, T50N, R4W, Sec 35, Kootenai County
11. **Coeur d'Alene Lake, Mica Bay** Map 126
NE 1/4, SE 1/4, T49N, R4W, Sec 10, Kootenai County
12. **Coeur d'Alene Lake, Mica Bay S. Goulds Landing Rd.** Map 126
NW 1/4, SW 1/4, T49 N, R4W, Sec 11, Kootenai County
13. **Coeur d'Alene Lake, Black Rock Bay** Map 157
SW 1/4, NW 1/4, T48N, R4W, Sec 10, Kootenai County
14. **Coeur d'Alene Lake, Rockford Bay Creek Bridge** Map 168
SW 1/4, NE 1/4, T48 N, R4W, Sec 18, Kootenai County
15. **Lake Creek Off W. Ford Rd.** Map 166
NW 1/4, SW1/4, T48N, R5W, Sec 21, Kootenai County
16. **Coeur d'Alene Lake, East of Carey Bay** Map 202
NE 1/4, SW 1/4, T47N, R3W, Sec 19, Kootenai County

Question 8 (For Location of Points of Diversion see following page)

Property Owner

Frank Boss (208) 699-3945

619 S. 9th St.

Coeur d'Alene ID 83814

(Point of Diversion No. 8)

Bureau of Land Management

Brian White (208) 769-5031

3815 N. Schrieber Way

Coeur d'Alene ID 83815

(Point of Diversion No. 6)

East Side Highway District

Tom Christianson (208) 660-2424

(Harrison (208) 689-3418)

6095 Mullan Trail Rd.

Coeur d'Alene ID 83814

(Points of Diversion No. 7, 8, & 9)

Lakes Highway District

Joe Wiest (208) 772-7527

P. O. Box 460

Hayden ID 83835

(Points of Diversion No. 1, 2, 3, 4, & 5)

Worley Highway District

Kevin Howard (208) 664-0483

6887 W. Kidd Island Rd.

Coeur d'Alene ID 83814

(Points of Diversion No. 10, 11, 12, 13, 14, 15 & 16)

Question 9

Verbal Permission Given by:

Property Owner

Frank Boss (208) 699-3945

(Point of Diversion No. 8)

Bureau of Land Management

Brian White (208) 769-5031

(Point of Diversion No. 6)

East Side Highway District

Tom Christianson (208) 660-2424

(Harrison (208) 689-3418)

(Points of Diversion No. 7, 8, & 9)

Lakes Highway District

Joe Wiest (208) 772-7527

(Points of Diversion No. 1, 2, 3, 4, & 5)

Worley Highway District

Kevin Howard (208) 664-0483

(Points of Diversion No. 10, 11, 12, 13, 14, 15 & 16)



State of Idaho

DEPARTMENT OF WATER RESOURCES

Northern Region, 7600 Mineral Drive, Suite 100, Coeur d'Alene, Idaho 83815

Phone: (208) 762-2800 FAX: (208) 762-2819 www.idwr.idaho.gov

01/23/2009

C.L. "BUTCH" OTTER
Governor

DAVID R. TUTHILL, JR
Director

COPY

NORTH IDAHO HYDROSEEDING INC
978 W HAYDEN AVE
HAYDEN ID 83835

RE: Temporary Permit No. **TP-95-78**

Dear Applicant(s):

Your application for Temporary approval of Water Appropriation has been granted and assigned number **TP-95-78**.

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".

Robert G. Haynes, P.E.
Regional Manager

Enclosure



State of Idaho

DEPARTMENT OF WATER RESOURCES

Northern Region, 7600 Mineral Drive, Suite 100, Coeur d'Alene, Idaho 83815

Phone: (208) 762-2800 FAX: (208) 762-2819 www.idwr.idaho.gov

C. L. 'BUTCH' OTTER
Governor

DAVID R. TUTHILL, JR.
Interim Director

FAX TRANSMITTAL COVER SHEET

DATE: 1-13-09

TO: Narry Terra Berns

FROM: Keith

FAX #: 208-769-1418

COPY

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

DOCUMENT DESCRIPTION:

Application For Temporary Water
Appropriation For North Idaho Hydroseeding, Inc.

TOTAL PAGES SENT: 6 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

DEPARTMENT OF WATER RESOURCES

Northern Region, 7600 N. Mineral Drive, Suite 100 • Coeur d'Alene, Idaho 83815

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C. L. "BUTCH" OTTER
Governor

DAVID R. TUTHILL, JR.
Director

January 13, 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 by North Idaho Hydroseeding Inc., to temporarily appropriate 5.0 acre-feet of water from various locations within Kootenai County, for roadside reseeding purposes. Essentially, this is a renewal of the permit that was issued for the 2008 season. A copy of the application is attached for your reference.

Would you please submit your comments no later than January 21, 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 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

No Comments Received
1/22/09 KJ