

TP-94-74

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 0.33 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 11/1/2009.
 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 3 day of June, 2009.

Robert A. Hayner
For the Director

Basin 94

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TEMPORARY APPROVAL OF WATER APPROPRIATION

(5 AF or less)

Name of Applicant ZANETTI BROS INC Phone 208-752-1178

Address 301 E. MULLAN, OSBURN ID 83849 ZANETTI USA media. t

1. Source of water DAISY CREEK Tributary to SOUTH FORK OF COEUR D'ALENE RIVER

2. Location of point of diversion NW 1/4 NW 1/4 Sec. 31 Township 48N Range 6E B.M.,
County SHOSHONE

3. Location of place of use _____ 1/4 _____ 1/4 Sec. _____ Township _____ Range _____ B.M.,
County _____

4. Proposed use of water DUST CONTROL FOR A CONSTRUCTION PROJECT

5. Amount of water: 10-12,000 GALLONS EVERY 24 HOURS

Maximum rate of diversion _____ cfs or 150 gpm.

Maximum daily volume _____ AF; Total volume 5 AF.

6. Duration of diversion: From JUNE 15th, 2009 to NOV 1, 2009
Day-month Day-month

7. Proposed diverting works 3" WATER PUMP w/ 1/4" SCREEN INTAKE

8. Who owns the property at the requested point of diversion? HELLA MINING COMPANY

9. Describe the arrangement allowing access to the water COUNTY ROAD PROVIDES ACCESS DIRECTLY TO DIVERSION AREA, THERE IS A SETTLING POOL AT THE EDGE OF THE ROAD THAT IS APPROX 30 FT X 30 FT X 3 FT DEPTH BEFORE IT GIVES INTO A CULVERT UNDER THE COUNTY ROAD

10. Remarks THE PROJECT THIS WATER IS TO BE USED ON IS DUST CONTROL ON THE COUNTY ROAD LEADING TO THE CONSTRUCTION PROJECT FOR HELLA MINING COMPANY

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.

5/22/09
Date

REL Fonda
Applicant

Received by KJ
\$50.00 fee receipted by KJ
Watermaster Comments received? _____

Date 5/22/09 Time 9:45 AM
N1020679 Date 5/22/09

115°47'W

115°46'W

115°45'W

47°29'N

47°28'N

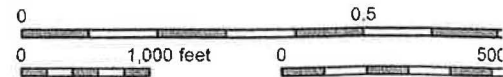


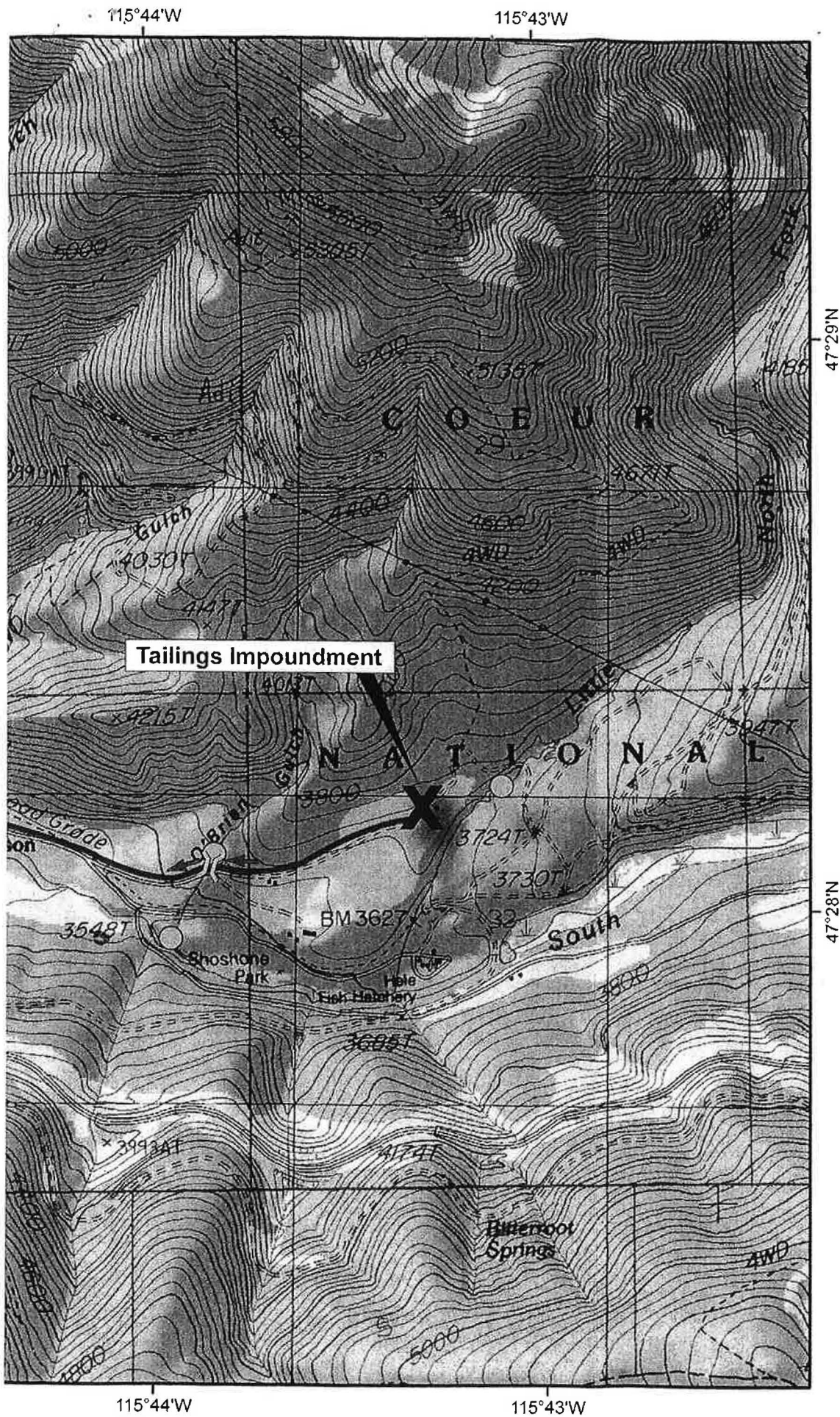
115°47'W

115°46'W

115°45'W

TN*
MN
16½°





EXPLANATION



Silt fence and
straw bale BMPs



Direction of flow



Potential
storm water outfalls

Note:

Pre-construction slopes will
not change due to
construction activities.

All disturbances to be
stabilized by hydroseeding.

BMPs will be removed once
final stabilization is complete

Figure 1



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

06/08/2009

ZANETTI BROS INC
301 E MULLAN
OSBURN ID 83849

RE: Temporary Permit No. TP-94-74

Dear Applicant(s):

Your application for Temporary approval of Water Appropriation has been granted and assigned number TP-94-74.

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,

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: 5/26/09

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
Zanetti Bros., 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

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C. L. "BUTCH" OTTER
Governor

DAVID R. TUTHILL, JR.
Director

May 25, 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 5 acre-feet of water from Daisy Creek, tributary to the South Fork of the Coeur d'Alene River, by the Zanetti Bros., Inc, for dust control purposes for a construction project. A copy of the application is attached for your reference.

Would you please submit your comments no later than June 3, 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

*Fish & Game called and
said they had no
comment. 6/3/09
KF*

FAXED