

Received by [Signature] Date 2/19/08 Time 8:20a TP 94.57
\$50.00 fee receipted by [Signature] # 20019042 Date 2/19/08
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 4.5 AF and a maximum rate of diversion of 0.02 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 12/31/08.
 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 February, 2008.

[Signature: Robert G. Haynes]
For the Director

RECEIVED

FEB 19 2008

Indent. No.

TP-94-57

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCESAPPLICATION FOR TEMPORARY APPROVAL OF WATER APPROPRIATION
(5 AF or less)

Name of Applicant Galena Ridge LLC Phone 208-783-1507
 Address 610 Bunker Ave., Kellogg, Idaho 83837 Email kareys@jeld-wencommunities.com

- Source of water Deadwood Creek Tributary to South Fork Coeur d' Alene River
- Location of point of diversion SE $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 1 Township 48N, Range 2E B.M.,
County Shoshone
- Location of place of use SE $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 1 Township 48N, Range 2E B.M.,
County Shoshone
- Proposed use of water To provide drip irrigation for transplanted trees & shrubs (nursery stock) for relocation with Galena Ridge Development site.
- Amount of water:
Maximum rate of diversion _____ cfs or 10 gpm.
Maximum daily volume .025 AF; Total volume 4.5 AF.
- Duration of diversion: From April 1 to October 31
Day-month Day-month
- Proposed diverting works Gravity siphon from existing sediment pond
- Who owns the property at the requested point of diversion? Galena Ridge LLC
- Describe the arrangement allowing access to the water Deadwood Creek flows through property owned by applicant.
- Remarks This is a temporary withdrawal to allow trees and shrubs to be collected on-site stored and maintained prior to relocation within development.

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.

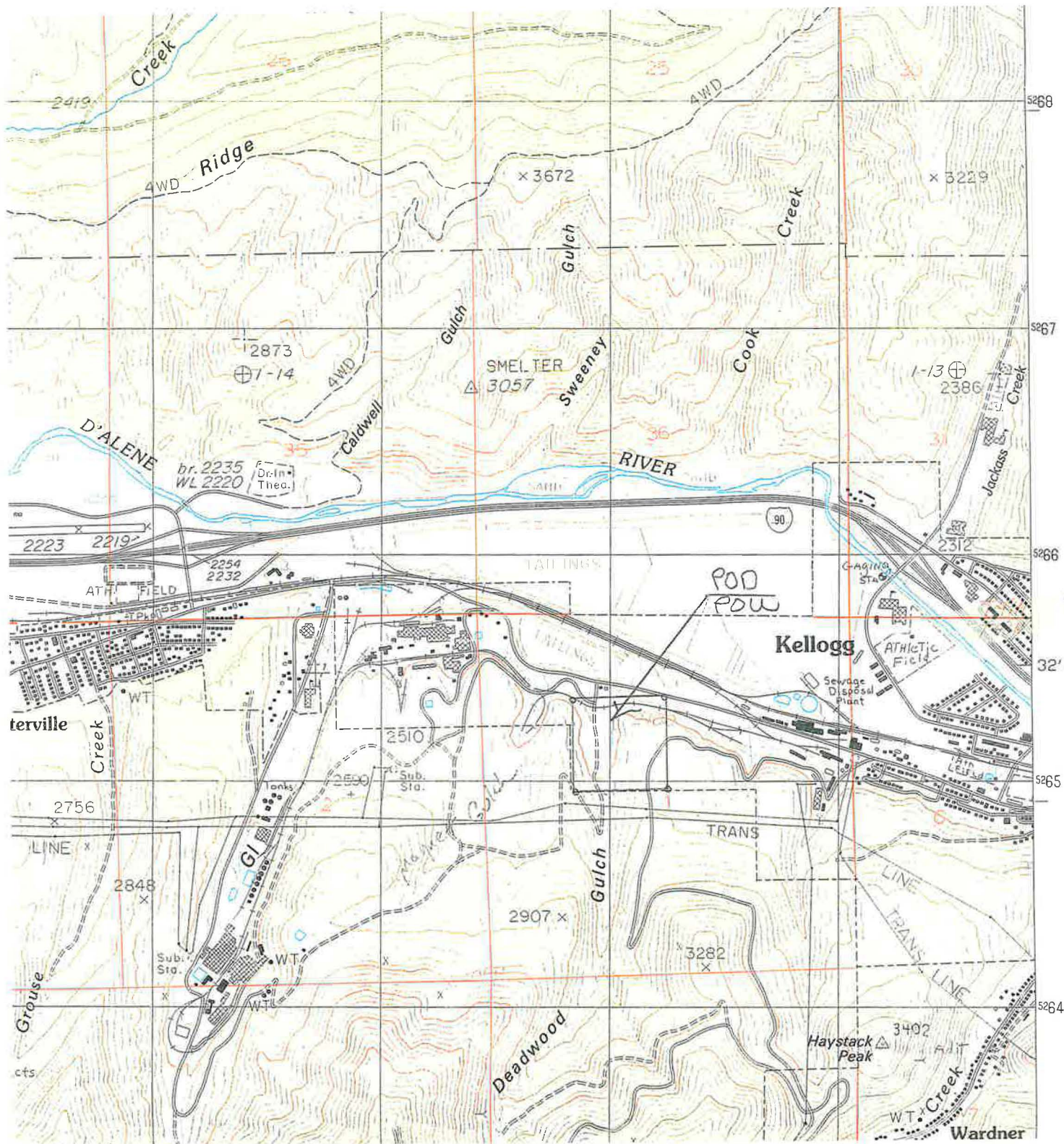
2/14/08
Date

Karey Scholey for Galena Ridge, LLC
Applicant

Received by [Signature]
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Date 2/19/08
 # N019042

Time 8:20a
 Date 2/19/08





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

03/05/2008

COPY

GALENA RIDGE LLC
610 BUNKER AVE
KELLOGG ID 83837

RE: Temporary Permit No. TP-94-57

Dear Applicant(s):

Your application for Temporary approval of Water Appropriation has been granted and assigned number TP-94-57 .

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

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C. L. "BUTCH" OTTER
Governor

DAVID R. TUTHILL, JR.
Interim Director

FAX TRANSMITTAL COVER SHEET

DATE: 2/20/08

TO: Mary Terra Berns

FROM: IDWR

FAX #: 208-769-1418

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

DOCUMENT DESCRIPTION:

Temp. Water Appropriation Galena Bridge, LLC.

TOTAL PAGES SENT: 4 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

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C. L. "BUTCH" OTTER
Governor

DAVID R. TUTHILL, JR.
Director

February 20, 2008

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 4.5 acre-feet of water from Deadwood Creek, for a temporary withdrawal to water trees & shrubs, until they are relocated by Galena Ridge, LLC. Copies of the applications are attached for your reference.

Would you please submit your comments no later than February 28, 2008? 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