

TP-96-72

Received by db Date 4/16/07 Time 1:36p

\$50.00 fee received by db # N018284 Date 4/16/07

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 0.2 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 10/31/2007.
  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 May, 2007.

Robert G Haynes

For the Director

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES

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

RECEIVED  
APR 16 2007  
IDWR/North

Name of Applicant Bonner County Public Works-Road Department Phone 208.255.5681

Post Office address 4100 McGhee Road, Suite C, Sandpoint, ID 83864

1. Source of Water Multiple Tributary to \_\_\_\_\_

2. Location of point of diversion \_\_\_\_\_ 1/4 \_\_\_\_\_ 1/4, Sec. \_\_\_\_\_ Township \_\_\_\_\_, Range \_\_\_\_\_  
B.M., County \_\_\_\_\_

3. Location of place of use \_\_\_\_\_ 1/4 \_\_\_\_\_ 1/4, Sec. \_\_\_\_\_ Township \_\_\_\_\_, Range \_\_\_\_\_

4. Proposed use of water DUST ABATEMENT FOR ROAD CONSTRUCTION AND MAINTENANCE

5. Amount of water:

Maximum rate of diversion \_\_\_\_\_ 0.20 \_\_\_\_\_ cfs or \_\_\_\_\_ 90 \_\_\_\_\_ gpm.

Volume:

Maximum daily volume \_\_\_\_\_ .25 \_\_\_\_\_ AF, Total vol. \_\_\_\_\_ 5.0 \_\_\_\_\_ AF.

6. Duration of diversion: From 5/01/07 to 10/15/07  
Day-Month Day-Month

7. Proposed diverting works \_\_\_\_\_

8. Who Owns the property at the requested point of diversion? \_\_\_\_\_

9. Describe the arrangement allowing access to the water \_\_\_\_\_

10. Remarks \_\_\_\_\_

I hereby acknowledge that I assume all risk in 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.

03/23/07  
DATE

Christy Grichelmire / ps  
APPLICANT



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

Phone: (208) 762-2800 • Fax: (208) 762-2819 • Web Site: [www.idwr.idaho.gov](http://www.idwr.idaho.gov)

NORTHERN REGION

05/03/2007

C. L. "BUTCH" OTTER  
Governor

DAVID R. TUTHILL, JR.  
Interim Director

BONNER COUNTY PUBLIC WORKS  
ROAD DEPARTMENT  
4100 MC GHEE RD STE C  
SANDPOINT ID 83864

RE: Temporary Permit No. TP-96-71 and TP-96-72

Dear Applicant(s):

Your application for Temporary approval of Water Appropriation has been granted and assigned number TP-94-48.

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 black ink that reads "Keith E. Franklin". The signature is written in a cursive style with a large initial 'K'.

Keith E. Franklin  
Senior Water Resource Agent

Enclosure

## MEMORANDUM

May 3, 2007

To: Bonner County Highway District  
From: Idaho Department of Water Resources  
Subject: Fish & Game Comments

Fish & Game does not have an objection with the diversion points listed on the application or diversion of water from the sources listed. However, Fish & Game does not want the applicant to use any of the Fish & Game access boat ramps. The applicant may divert water from the side of a ramp but not the actual ramp itself. Commercial use of a public boat ramp is not acceptable to Fish & Game. If Bonner County Highway District has any questions, they should contact the office of the Idaho Department of Fish & Game.



# BONNER COUNTY PUBLIC WORKS

4100 McGhee Road, Suite C • Sandpoint, ID 83864 • Phone: 208-255-5681 Fax: 208-263-9084

## District 1 – South of Long Bridge and the Blanchard area

Cocolalla Lake  
 Granite Lake  
 Shephard Lake  
 Mirror Lake  
 Curtis Creek  
 Kelso Lake

Cocolalla Creek  
 Hoo Doo Creek  
 Round Lake  
 Pend Oreille River & Lake  
 Blanchard Creek

Cocolalla Slough  
 Morton Slough  
 Gamblin Lake  
 Comeback Bay

## District 2 – Priest River & Priest Lake

Priest River  
 Kalispell Creek  
 Johnson Creek  
 Indian Creek  
 Upper West Branch of Priest River

Priest Lake  
 Granite Creek  
 Hunt Creek  
 Lower West Branch of Priest River

Moore Creek  
 Big Creek  
 East River

## District 3 – North of Sandpoint

Ray Davis Slough  
 Denton  
 Pack River  
 Boyer Slough

Hope  
 Bridge @ Clark Fork River  
 Rapid Lightning  
 Sand Creek

Grouse Creek  
 Little Sand Creek  
 Schweitzer Creek

If any additional information is needed, please contact our office. Thanks for your help.



State of Idaho

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NORTHERN REGION

C. L. "BUTCH" OTTER  
Governor

DAVID R. TUTHILL, JR.  
Interim Director

April 26, 2007

MARY TERRA BERNIS  
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 two applications to temporarily appropriate 10.0 acre-feet of water from various sources within the Bonner County Highway District, for road construction water. Copies of the applications are attached for your reference.

Would you please submit your comments no later than May 3, 2007? 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](mailto: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**



**State of Idaho**

**DEPARTMENT OF WATER RESOURCES**

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NORTHERN REGION

C. L. "BUTCH" OTTER  
Governor

DAVID R. TUTHILL, JR.  
Interim Director

April 17, 2007

Chuck Spickelmire  
Bonner County Public Works  
4100 McGhee Rd., Ste. C  
Sandpoint, ID 83864

Re: Applications for Temporary Water Appropriations for Dust Abatement.

Dear Mr. Spickelmire:

The Idaho Department of Water Resources (IDWR) is in receipt of your applications to temporarily appropriate the public waters of the State of Idaho, however a list of the diversion locations was not included. Please provide the list that includes Township, Range, Section and quarter quarters for each point of diversion points and preferably a USGS map with each location so indicated. Once IDWR receives this additional information, we can continue with the processing of the application.

If you have any questions, feel free to contact me at this office.

Sincerely,

Keith E. Franklin  
Senior Water Resources Agent

Enclosure.