

TP-96-71

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

TP-96-71

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCESAPPLICATION FOR TEMPORARY APPROVAL OF WATER APPROPRIATION
(5 AF or Less)Name of Applicant Bonner County Public Works-Road Department Phone 208.255.5681Post Office address 4100 McGhee Road, Suite C, Sandpoint, ID 838644. Source of Water Multiple Tributary to _____

5. Location of point of diversion _____ 1/4 _____ 1/4, Sec. _____ Township _____, Range _____

B.M., County _____

6. Location of place of use _____ 1/4 _____ 1/4, Sec. _____ Township _____, Range _____

4. Proposed use of water DUST ABATEMENT FOR ROAD CONSTRUCTION ANDMAINTENANCE

11. Amount of water:

Maximum rate of diversion _____ 0.20 _____ cfs or _____ 90 _____ gpm.

Volume:

Maximum daily volume _____ .25 _____ AF, Total vol. _____ 5.0 _____ AF.

12. Duration of diversion: From 5/1/07 to 10/15/07

Day-Month

Day-Month

13. Proposed diverting works _____

14. Who Owns the property at the requested point of diversion? _____

15. Describe the arrangement allowing access to the water _____

16. 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


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

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,

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 its self. 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	Cocolalla Creek	Cocolalla Slough
Granite Lake	Hoo Doo Creek	Morton Slough
Shepard Lake	Round Lake	Gamblin Lake
Mirror Lake	Pend Oreille River & Lake	Comeback Bay
Curtis Creek	Blanchard Creek	
Kelso Lake		

District 2 – Priest River & Priest Lake

Priest River	Priest Lake	Moore Creek
Kalispell Creek	Granite Creek	Big Creek
Johnson Creek	Hunt Creek	East River
Indian Creek	Lower West Branch of Priest River	
Upper West Branch of Priest River		

District 3 – North of Sandpoint

Ray Davis Slough	Hope	Grouse Creek
Denton	Bridge @ Clark Fork River	Little Sand Creek
Pack River	Rapid Lightning	Schweitzer Creek
Boyer Slough	Sand Creek	

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



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 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.

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