

TP-81-07

Received by cm Date 7/3/07 Time \_\_\_\_\_  
\$50.00 fee receipted by Interagency bill Date \_\_\_\_\_  
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 <sup>0.006</sup>~~0.006~~ AF and a maximum rate of diversion of 0.11 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 10/31/07.
  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: \_\_\_\_\_

DATED this 25 day of July, 2007.

Robert G. Haynes  
For the Director

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES

**APPLICATION FOR TEMPORARY APPROVAL OF WATER APPROPRIATION**

(5 AF of less)

(208) 799.4301 FAX

Name of Applicant IDAHO TRANSPORTATION DEPARTMENT

Phone (208) 799-5090

Address PO BOX 837, LEWISTON, IDAHO 83501

1. Source of water APGAR, GLADE, BIMERICK CREEKS Tributary to LOCHSA RIVER
2. Location of point of diversion \*SEE  $\frac{1}{4}$  ITEM  $\frac{1}{4}$  Sec. 10 Township \_\_\_\_\_, Range \_\_\_\_\_ B.M.,  
County IDAHO COUNTY
3. Location of place of use \*SEE  $\frac{1}{4}$  ABOVE  $\frac{1}{4}$  Sec. \_\_\_\_\_ Township \_\_\_\_\_, Range \_\_\_\_\_ B.M.,  
County IDAHO

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**JUL 03 2007**

**IDWR/North**

4. Proposed use of water TO BE USED FOR GEOTECHNICAL SUBSURFACE INVESTIGATION TO LUBRICATE AND COOL THE CORE DRILL AT EACH SITE..

5. Amount of water: (FOR EACH SITE)

Maximum rate of diversion \_\_\_\_\_ cfs or 50 GPM gpm.

Maximum daily volume .003 (1000gal) AF; Total volume .006 (2000gal) AF.

6. Duration of diversion: From 30 JULY, 2007 to 31 OCTOBER, 2007  
Day-month Day-month

7. Proposed diverting works A 5 HP PUMP WITH A SCREENED HOSE

8. Who owns the property at the requested point of diversion? THE AREA IS LOCATED ON AN IDAHO TRANSPORTATION DEPARTMENT EASEMENT THROUGH US FOREST LAND.

9. Describe the arrangement allowing access to the water A HOSE WILL BE RUN FROM THE HIGHWAY SHOULDER DIRECTLY INTO THE CREEK.

10. Remarks \*LOCATION POINT OF DIVERSIONS: APGAR CREEK- NE1/4 SE1/4 SEC11, TOWNSHIP 33N R7E B.M. GLADE CREEK- NE1/4 NW1/4 SEC 12 TOWNSHIP 33N R7E B.M. BIMERICK CREEK- NW1/4 SE1/4 SEC 3 TOWNSHIP 33N R8E B.M.

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.

6/28/07  
Date

[Signature]  
Applicant



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](http://www.idwr.idaho.gov)

07/26/2007

C. L. "BUTCH" OTTER  
Governor

DAVID R. TUTHILL, JR.  
Director

IDAHO TRANSPORTATION DEPT  
PO BOX 837  
LEWISTON ID 83501

RE: Temporary Permit No. TP-81-07

Dear Applicant(s):

Your application for Temporary approval of Water Appropriation has been granted and assigned number TP-81-07.

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  
ENVIRONMENTAL QUALITY

1118 F Street • Lewiston, Idaho 83501 • (208) 799-4370

C.L. "Butch" Otter, Governor  
Toni Hardesty, Director

July 9, 2007

Zach Funkhouser  
Idaho Department of Transportation  
PO Box 837  
Lewiston, Idaho 83501

Dear Mr. Funkhouser:

DEQ has received a copy of your application to the Idaho Department of Water Resources requesting approval of a temporary water appropriation to draw water from Apgar, Glade, and Bimerick Creeks to be used for the purpose of a geotechnical subsurface investigation to replace three drainage structures. Assuming all federal, state and local permits have been obtained, regulations met, and reviews completed, we offer the following comments.

Apgar and Glade Creeks are included in water body ID number 17060303CL001\_02 and are listed in section 5 of the Idaho 2002 Integrated Report as not supporting beneficial uses due to temperature pollutants. The Bimerick Creek water body ID number is 17060303CL058\_02 and is listed in section 2 of the Integrated Report as supporting beneficial uses. Flow in Apgar, Glade, and Bimerick Creeks must be significant enough that the maximum daily volume removal of 1,000 gallons, with the total volume of 2,000 gallons removed from 7/30/07 to 10/31/07 will not impact water quality, and stream flow adequate to sustain existing aquatic life will be maintained at all times.

Thank you for the opportunity to comment on your application. If you have any questions regarding the Idaho Water Quality Standards or the conditions listed above, please call us at (208) 799-4370.

Sincerely,

Kerby M. Cole, P.E.  
Regional Administrator

CC: Keith Franklin, IDWR  
Ray Hennekey, IDFG  
Marti Bridges, DEQ

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JUL 10 2007

DIV. OF HIGHWAYS  
LEWISTON, IDAHO

INFO	D2	ACT	SIG
<input checked="" type="checkbox"/>	DE		
<input checked="" type="checkbox"/>	DTE		
<input checked="" type="checkbox"/>	MTLS		
<input checked="" type="checkbox"/>	EPG		
<input checked="" type="checkbox"/>	DRI		
<input checked="" type="checkbox"/>	EST		
<input checked="" type="checkbox"/>	ADE		
<input checked="" type="checkbox"/>	RE-A		
<input checked="" type="checkbox"/>	RE-B		
<input checked="" type="checkbox"/>	PDE		
<input checked="" type="checkbox"/>	LRE-TPS		
<input checked="" type="checkbox"/>	FW		
<input checked="" type="checkbox"/>	MYCE		
<input checked="" type="checkbox"/>	MTC FRMN		
<input checked="" type="checkbox"/>	ALL GHEDS		
<input checked="" type="checkbox"/>	DBM		
<input checked="" type="checkbox"/>	ALL SUPV		



**IDAHO DEPARTMENT OF FISH AND GAME**

CLEARWATER REGION

3316 16th Street

Lewiston, Idaho 83501

C.L. "Butch" Otter / Governor

Cal Groen / Director

July 5, 2007

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JUL 12 2007

IDWR/North

Mr. M. E. Todhunter, Senior Environmental Planner  
Idaho Department of Transportation  
PO Box 837  
Lewiston, Idaho 83501

Dear Mr. Todhunter:

REFERENCE: #ITD TEMPORARY WATER RIGHT APPLICATIONS

Idaho Transportation Department has submitted three temporary water appropriation requests for our preliminary review. Withdrawals would be from Apgar Creek, Glade Creek and Bimerick Creek, all tributary to the Lochsa River. The combined withdrawal from the three creeks would be 1000 gallons, or 0.003 AF per day. Maximum rate of withdrawal would be 50 gpm. The water will be used for cooling a drill for geotechnical investigation.

Approval of the appropriation requested should not have adverse impacts on Apgar, Glade or Bimerick Creek biota or stream function. We have no objections to these appropriations.

Thank you for the opportunity to comment.

Sincerely,

Dave Cadwallader  
Clearwater Regional Supervisor

DC/rh

c: Tracey Trent  
Kerby Cole, DEQ Lewiston  
Keith Franklin, IDWR CdA



**IDAHO TRANSPORTATION DEPARTMENT**

P.O. Box 837  
Lewiston, ID 83501-0837

(208) 799-5090  
itd.idaho.gov

June 28, 2007

**RECEIVED**

**JUL 03 2007**

**IDWR/North**

Mr. Keith Franklin  
Northern Region  
Department of Water Resources  
7600 Mineral Drive, Suite 100  
Coeur d' Alene, ID 83815

Re: Water Appropriation Permit for Apgar  
Glade and Bimerick Creeks on the Lochsa River

Dear Mr. Franklin:

Enclosed is an application to utilize water from the above-referenced creeks for the purpose of geotechnical subsurface investigation to replace three drainage structures. A separate permit will be applied for prior to the construction of the structures.

A copy of this application was sent to Region Two, Idaho Department of Environmental Quality and Fish and Game Department.

Please review the enclosed material and process a permit for this action at your earliest convenience. (Please interagency bill us for the permit fee if needed.)

If you have any questions concerning this request, please contact Zach Funkhouser or me at (208) 799-5090.

Sincerely,

*Zachary Funkhouser for*  
*M. E. Todhunter*

M. E. TODHUNTER  
Environmental Planner Senior

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Enclosure

cc: Mr. Ray Hennekey w/enc.  
Ms. Cindy Barrett w/enc.