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Form 202A 07/13

FEB 12 2015

Department of Water Resources  
Eastern RegionSTATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES

ID No.

TP-35-11

**APPLICATION FOR TEMPORARY APPROVAL OF WATER APPROPRIATION**

(For a use not intended to become an established water right, not to exceed a total diverted volume of five (5) acre-feet, and not to exceed one (1) year duration in accordance with Section 42-202A, Idaho Code.)

Name of applicant: Power County Highway District Phone: 208-226-2661  
 Mailing address: P.O. Box 513 3090 Lambweston Road City: American Falls  
 State Idaho ZIP 83211 Email: power4@dcdi.net

1. Source of water: Ground Water tributary to \_\_\_\_\_  
 2. Location of point(s) of diversion:

TWP	RGE	SEC	GOVT LOT	1/4	1/4	1/4	County	Source	Local name or tag #
T6S	R29E	13		NE	NE		Power	Ground Water	
T6S	R30E	30		NW	SW		Power	Ground Water	

3. Location of place of use: For additional diversion points. See attached.  
Large place of use. See attached map.

TWP	RGE	SEC	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	

4. Describe proposed use of water This water will be used for road building and dust control of new and existing roads.  
 \_\_\_\_\_  
 \_\_\_\_\_  
 5. Amount of water:  
 Maximum rate of diversion \_\_\_\_\_ cfs or 400 gpm.  
 Maximum daily volume .12 AF; total volume 5.0 AF.  
 6. Duration of diversion: from 1-1-2015 (day-month) to 12-31-2015 (day-month).  
 7. Describe proposed diverting works: Portable pumps are used to pump into water trucks.  
 8. a. Who owns the property at the requested point of diversion? Diversion points are on right of ways at crossings.  
 b. Who owns the land to be irrigated or place of use? Power County Highway District  
 c. If the property is owned by a person other than the applicant, describe the arrangement allowing access to the water:  
Access is by permission from each land owner.  
 9. Additional remarks: The majority of this water is used in April and May to apply mag-chloride to gravel roads.  
In addition water will be used for new road construction.

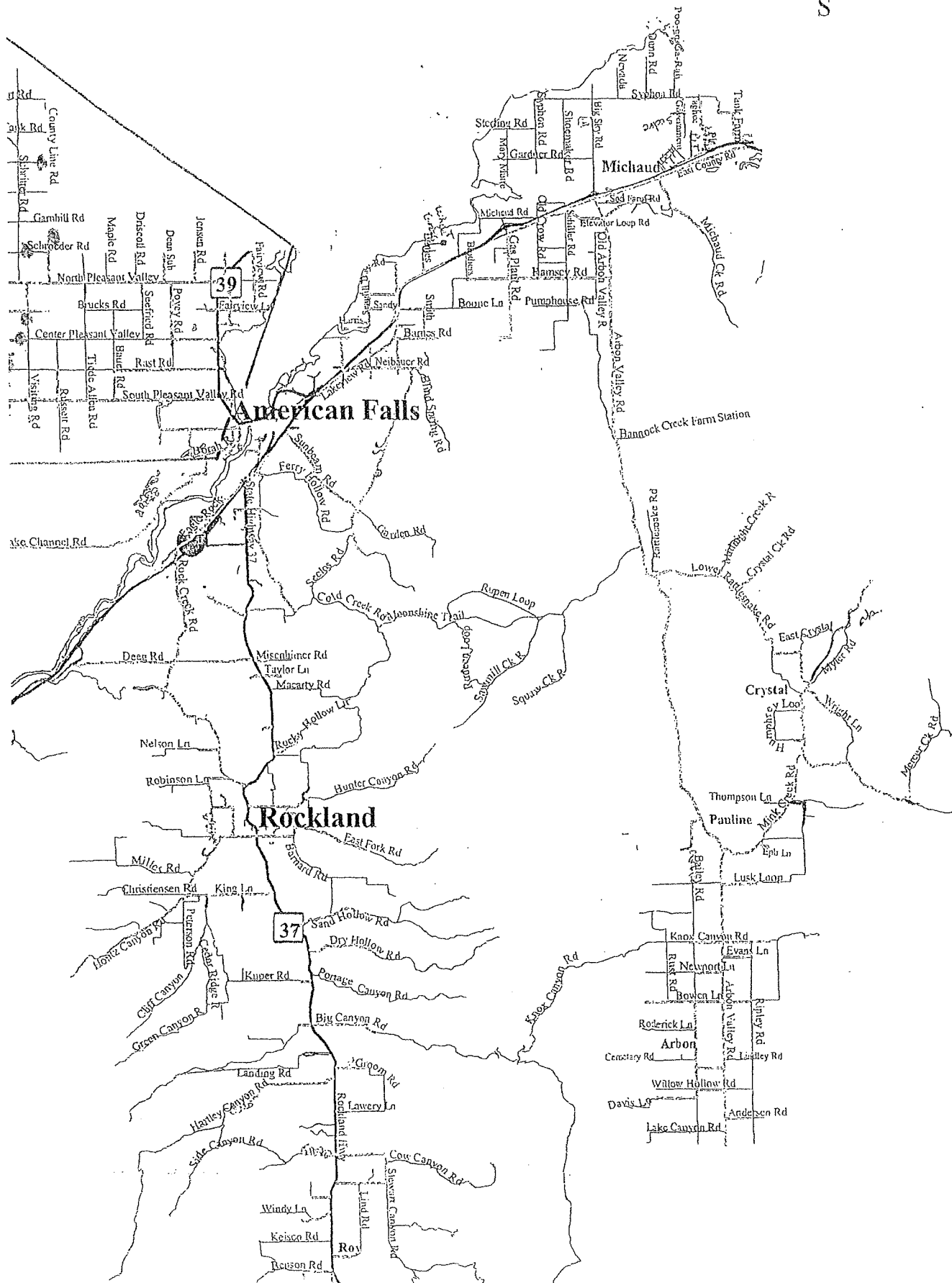
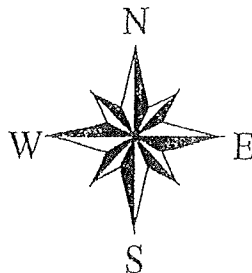
I hereby acknowledge that I assume all risk if the diversion and use of the water under this approval injures other water rights. I certify this is a temporary use and that I am not seeking a continuing right to use water.

Robert M. Weigel Date 2-9-15  
 Signature of applicant \_\_\_\_\_

Received by JJ Date 2/12/15 Time \_\_\_\_\_  
 \$50.00 fee receipted by JJ # EO40640 Date 2-12-2015  
 Watermaster comments received? \_\_\_\_\_ Date \_\_\_\_\_

# ADDITIONAL DIVERSION POINTS

TWP	RGE	SEC	1/4	1/4	COUNTY	SOURCE
T6S	R29E	26	SE	SE	Power	Ground Water
T7S	R29E	12	NW	NW	Power	Ground Water
T7S	R29E	11	SE	SE	Power	Ground Water
T7S	R29E	23	NW	NW	Power	Ground Water



**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 5.4 AF and a maximum rate of diversion of \_\_\_\_\_ 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 does not create a continuing right to use water.
7. 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.
8. Other: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_
9. This approval expires on December 31, 2015.

Signed this 20th day of Feb, 2015.

Lyle Swank  
For the Director



**State of Idaho**

**DEPARTMENT OF WATER RESOURCES**

**900 N Skyline Dr., Ste A, Idaho Falls, Idaho 83402-1718**

**Phone: (208) 525-7161 FAX: (208) 525-7177 [www.idwr.idaho.gov](http://www.idwr.idaho.gov)**

**C.L. "BUTCH" OTTER**  
Governor

**GARY SPACKMAN**  
Director

**February 20, 2015**

**Power County Highway District  
PO Box 513  
American Falls ID 83211**

**Applicant:**

**Enclosed is your approved copy of Temporary Permit TP-35-11, TP-35-12 and TP-29-74.  
Please take note of the effective dates on line 6 and the conditions on the back.**

**Sincerely,**

A handwritten signature in black ink that reads "Sharla Cox". The signature is written in a cursive style with a large, looping 'S' at the beginning.

**Sharla Cox  
Water Resource Administrative Assistant**

**Enclosure**