WR

State of Idaho

DEPARTMENT OF WATER RESOURCES

Northern Region, 7600 Mineral Drive. Suite 100, Coeur d'Alene, Idaho 83815 Phone: (208) 762-2800 FAX: (208) 762-2819 www.idwr.idaho.gov

> C.L. "BUTCH" OTTER Governor

> > GARY SPACKMAN Director

July 1, 2015

M.A. DeAtley Construction Inc PO BOX 490 CLARKSTON, WA 99403

RE: Temporary Permit No. TP-95-112

Dear Applicant(s):

Your application for Temporary approval of Water Appropriation has been granted and assigned number TP-95-112.

Please be advised that THE PERMIT IS SUBJECT TO THE EFFECTIVE DATES AND CONDITIONS STATED ON PAGE TWO OF THE APPLICATION.

The Idaho Department of Fish & Game (IDFG) now requires a Special Use Permit if their property is to be used for a point of diversion.

To contact IDFG in Coeur d'Alene, call 208-769-1414; and in Lewiston, call 208-799-5010.

If you have any questions, or if this office can be of further assistance, please contact us.

Sincerely,

Keith E. Franklin Program Manager

Enclosure Copy of TP-95-112

Basin 95

ID No. TP-95-112

STATE OF IDAHO DEPARTMENT OF WATER RESOURCES

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 o	Name of applicant: M.A. DeAtley Construction, Inc. Phone: 509-751-1580																		
Mailing address: PO Box 490									City: Clarkston										
State WA ZIP 99403						ErioD@modoon.not													
Source of water: Private Spring/Pond							tributary to _na												
2. Loca	tion of	point(s)	of div	ersion	ı:							·	-						
TWP	P RGE SEC GOVT 1/4 1/4 1/4			County Sou			ource	rce Local			il nam	l name or tag #							
47N	4W	8			SE	NW			Kootenai			Pond							
3. Loca	tion of	place of	use:																
TWP	RGE	SEC		N	NE				NW			sw					SE		Totals
			NE	NW	sw	SE	NE	NV		SE	NE	NW	sw	SE	NE	NW	sw	SE	
47N	5W	24			0.2				1.5								1.5		3.2
47N	5W	23				1				3	1				<u> </u>	4			9
	_	-			Dust	abater	ment,	and	genera	al use	on ro	ad cor	nstruc	tion p	roject	for IT	D Pro	ject #	A012(21
2) V	Vorley I	North S	tage 2	2															
5. Amo																			
Maxi	imum ra	te of di	versio	n				cfs c	or volume	133	3	gp	m,						
Maxi	imum da	aily volu	ıme		0.1		AF; t	otal	volume	-	4.5		AF.						
6. Dura	tion of o	diversio	n: fro	m _06/	/15/20	015				(da	ıy-moı	nth) to	12/1	2015				(d	lay-month).
7. Desc													nstru	ction	site				
8. a. W	/ho own	s the pr	operty	at the	requ	ested po	oint of	div	ersion?	Buck	Jacks	on							
b. W	/ho own	s the la	nd to b	e irrig	gated	or place	e of us	e? _l	TD					9				ň.	
									pplicant				gemer	t allov	ving a	cess t	o the v	vater:	
	erbal a	igreem	ent wi	th lan	dowr	ner to a	ccess	S Wa	ater on p	orivate	land.								
9. Addi	tional re	marks:									_								
l hereby	ackno	wledge	that	I assu	ıme a	ıll risk	if the	div	ersion	and u	se of i	the w	ater 11	nder	this ar	nrov	al inir	ires ni	ther water
rights. I	certify	this is	a tem	porar	y use	and th	at I aı	n n	ot seekir	ig a co	ntinui	ing rig	ght to	use wa	ater.	ърго	j.		mer water
Du	tal		2							0	6/05/2	2015							
Signatur	e of app	licant								-	ate								
Received h	N/							De	ta				Ti						
	Date																		
Watermast	Vatermaster comments received? Date																		

TR-95-112

Legend

ESPA

GCDB Township/Range

GCDB Section
GCDB Quarter-Quarter

Counties

WATER Swall

T47N R04W	T47N R04W	T47N R04W	T47N R04M	T47N R04W	T47N R04W	TAZN ROAW	
Sec 5 NESE	Sec 5 SESE	Sec 8 NENE	Sec 8 SENE	Sec 8 NESE	Sec 8 SESE	Sec(T/NENB	
T47N R04W	147N R04W	T47N R04W	T47N R04W,	T47N R04W	T47N R04W	T47N R04W7	
Sec 5 NWSE	Sec 5 SWSE	Sec 8 NWNE	Sec 8 SWNE	Sec 8 NWSE	Sec 8 SWSE	Sec 17 NWNE	
147N R04W	T47N R04W	T47N R04W	T47N R04W	T47N R04W	T47N R04W	T47N R04W	4,000
Sec 5 NESW	Sec 5 SESW	Sec 8 NENW	Sec 8 SENW	Sec 8 NESW	Sec 8 SESW	SeG17 NENW	
T47N R04W	T47N R04W	T47N R04W	T47N R04W	T47N R04W	T47N RO4W	T47N R04W	3,000
Sec 5 NWSW	Sec 5 SWSW	Sec 8 NWNW	Sec 8 SWNW	Sec 8 NWSW	Sec 8 SWSW	Sec 17 NWNW	
T47N R04W	T47N R04W	147N RO4W	T47N R04W	T47N R04W,	T47N R04W	T47N R04W)	2,000
Sec 6 NESE	Sec 6 SESE	Sec 7, NENE	Sec 7, SENE	Sec.7, NESE	Sec 7, SESE	Sec.18 NENE	
T47N R04W	T47N R04W	T47N R04W	T47N R04W,	T47N R04W	T47N R04W	147N RO4W	0 500 1,000
Sec 6 NWSE	Sec 6 SWSE	Sec 7, NWNE	Sec.7, SWNE	Sec 7, NWSE	Sec 7, SWSE	Sec 18 NWNE	

TP-95-112 =

-egend	ESPA GCDB Township/Range	GCDB Section GCDB Quarter-Quarter	Counties	Pai Location
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147N R05W Sec 13 SWN	SE 147N R05W Sec 13 NWSW	V T47N R05W SE Sec 13 SWSW	T47N R0 Sec 24 N N R05W 23 SENE	N 42 mm	N Sec 24 7N ROSWI 24 NIWSW N ROSW	TATN R05W		R05W NWWW	R05W SWNW SWNW	NWSW ROSW	3,800
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Sec 14 SWNE	W 147N ROSW Sec 14 NWSE	V 1747N R05W Sec.14 SWSE	T47N R05W Sec 23 NWNE	TATN ROSW Sec 23 SWNE	Sec 23 NES 147N ROSW Sec 23 NWSE T47	T47N R05W Sec 23 SWSE	T47N R05W Sec 26 NWNE	T47N R05W Sec 26 SWNE	147N R05W - 1 Sec 26 NWSE 5	N ROSW 26 SWSE	5,100
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TP-95-112

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:



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 0.3 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. 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.
 - 9. The Idaho Department of Fish & Game (IDFG) now requires a Special Use Permit if their property is to be used for a point of diversion. IDFG contact in Coeur d'Alene ~ 208-769-1414, and in Lewiston ~ 208-799-5010.
- 10. All equipment involved with transporting water shall be treated/sterilized prior to use to avoid spread of invasive aquatic species and may require inspection. Contact the Idaho State Department of Agriculture (www.agri.idaho.gov) for specific recommendations at 208-332-8500 or by e-mail to info@agri.idaho.gov.
- 11. Direct discharge of waste water/slurry into rivers, creeks, or streams is <u>not</u> authorized.

12. This approval expires on	12/	20 5

Signed this 30 day of June,

Manager,

Northern

Region

Frederick, Adam

From:

Frederick, Adam

Sent: To: Tuesday, June 23, 2015 2:15 PM 'Charles.corsi@idfg.idaho.gov'

Subject: Attachments: Temporary Water Appropriation Temporary M.A Construction.pdf

Chip,

Attached for your review and comment, please find an application to temporarily appropriate 4.5 acre feet of water from a private spring/pond which is tributary to Lake Coeur d' alene for road construction purposes by M.A. DeAtley Construction Inc. If you have any questions, don't hesitate to give me a call.

Thanks, Adam

Adam Frederick Water Resource Agent Idaho Department of Water Resources Northern Regional Office Phone 208-762-2800

M.A. DEATLEY CONSTRUCTION, INC.

829 Evans Rd. • P.O. Box 490 • Clarkston, WA 99403 • 509-751-1580 • Fax 509-751-1922

June 5, 2015

Idah Dept. of Water Resources 7600 Mineral Druc, Suite 100 Coeur d'Alene, 1083815-7763 RECEIVED JUN 22 2015 IDWR/NORTH

RE: A012(212)

Worley North Stage 2 Temp. Water Appropriation

To Whom It May Concern,

Please find enclosed our completed application for temporary approval of water appropriation to be used as a water source for ITD Road Construction project A012(212) Worley North Stage 2 in Kootenai County.

Please let me know if you have any questions. My direct extension is 239

Sincerely,

M.A. DeAtley Construction, Inc.

Eric DeBoer

Construction Management Support

Northern Region • 7600 N. Mineral Drive, Suite 100 • Coeur d'Alene, Idaho 83815-7763 Phone: (208) 762-2800 • Fax: (208) 762-2819 • Website: www.idwr.idaho.gov

C.L. "BUTCH" OTTER Governor

GARY SPACKMAN Director

June 23, 2015

CHARLES CORSI IDAHO DEPARTMENT OF FISH & GAME 2885 KATHLEEN AVE COEUR D' ALENE, ID 83815

Re: Application for a Temporary Approval of a Water Appropriation

Dear Chip:

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 a private spring/pond which is tributary to Lake Coeur d' Alene for road construction purposes, by M.A. DeAtley Construction Inc. A copy of the application is attached for your reference.

Would you please submit your comments no later than June 30, 2015? 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 send comments by regular mail to the above address, by FAX to 208-762-2819 or by e-mail to adam.frederick@idwr.idaho.gov.

If you have any questions, don't hesitate to contact me at this office.

Thank you.

Sincerely,

Adam Frederick

Water Resource Agent

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