

RECEIVED

Form 202A 07/13

JAN 27 2016

DEPT OF WATER RESOURCES
SOUTHERN REGIONSTATE OF IDAHO
DEPARTMENT OF WATER RESOURCESID No. TP-47-20

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: H+B Crushing Phone: (208) 866-4209Mailing address: PO BOX 117 City: KUNAState ID ZIP 83634 Email: jeff.hbcruising@yahoo.com1. Source of water: McMullen Cr tributary to Cottonwood Cr

2. Location of point(s) of diversion:

TWP	RGE	SEC	GOVT LOT	1/4	1/4	1/4	County	Source	Local name or tag #
<u>11S</u>	<u>18E</u>	<u>32</u>			<u>NE</u>	<u>SW</u>	<u>Twin Falls</u>	<u>McMullen Cr</u>	

3. Location of place of use:

TWP	RGE	SEC	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
<u>11S</u>	<u>18E</u>	<u>32</u>										<u>X</u>			<u>X</u>				

4. Describe proposed use of water: Divert up to 5AF from McMullen Cr to gravel crushing operation process water settling pond system.

5. Amount of water:

Maximum rate of diversion 0.89 cfs or 400 gpm.Maximum daily volume 0.6 AF; total volume 5 AF.6. Duration of diversion: from Feb 8, 2016 (day-month) to March 15, 2016 (day-month).7. Describe proposed diverting works: 20 hp pump, lay-flat hose (4"), w/ 4" intake8. a. Who owns the property at the requested point of diversion? Twin Falls Canal Co.b. Who owns the land to be irrigated or place of use? Stutzman LLC

c. If the property is owned by a person other than the applicant, describe the arrangement allowing access to the water:

Applicant is subcontractor to IMC that leases pit from Stutz9. Additional remarks: Written permission from TFC to put pump intake into canal. McMullen flows into canal in off-irrigation season.

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.

Signature of applicant

Date

1-27-16Received by D Jones Date 1/27/16 Time 2:15\$50.00 fee received by ADM # 5035226 Date 1/27/16Watermaster comments received? N/A 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 0.89 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: Diversion shall cease per agreement w/ TFCC [attached]
when TFCC operations start.
* See attached sheet for additional conditions.
9. This approval expires on March 15, 2016 or (see #8 above)

Signed this 27th day of January, 2016.


For the Director

ADDITIONAL CONDITIONS OF APPROVAL FOR TEMPORARY
PERMIT NO. TP- 47- 20

- All equipment involved with transporting water shall be treated/sterilized to avoid spread of invasive aquatic species prior to use. If equipment involved with transporting water has been moved into Idaho from another state (Particularly from NV, CO, UT, AZ, CA or TX) contact ISDA for an inspection. We recommend contacting ISDA (Amy Ferriter @ 208-332-8686) for treatment recommendations.
- Subject to private agreement with Twin Falls Canal Co.
- Pump intake shall be screened to prevent takings of fish.



32 11S18E

Pump intake

Settling Ponds

Primary crushing operations

5

12S18E

TP-47-20

The USDA-FSA Aerial Photography Field office asks to be credited in derived products., USDA FSA



TWIN FALLS CANAL COMPANY

357 6TH AVE WEST
POST OFFICE BOX 326
TWIN FALLS, IDAHO 83303-0326



January 25, 2016

RECEIVED

JAN 27 2016

DEPT OF WATER RESOURCES
SOUTHERN REGION

Idaho Sand and Gravel
391 E 300 South
Jerome, Idaho 83338

To Whom It May Concern:

Last Friday I spoke with Jeff Hall from H & B Crushing about pumping water from our High Line Canal to the Stutzman gravel operation south of Kimberly for the next few weeks.

The water that is in the High Line Canal at this time of year comes from McMullin Creek and flows into the canal just upstream of this property. While pumping directly from any of our canals is never allowed during the irrigation season, TFCC has no issue with them pumping water during the non-irrigation season providing that they do no damage to our canal banks.

TFCC Reserves the right to discontinue permission to pump from this site at any time.

Jay Barlogi
Field Supervisor

Note - 

No cover letter to the applicant was generated for this approved temporary application. Application was received, reviewed and approved while applicant was in the office. Applicant was given a copy of the approved application and attachments.

Received & reviewed by Doug Jones & Allen Merritt on January 27, 2016

H&B Crushing # TP-47-20