

RECEIVED

ID No. TP-72-42

MAY 11 2016

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCESDEPT OF WATER RESOURCES
SOUTHERN REGION

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: Trout Unlimited Phone: 208-390-2028Address: P.O. Box 116 Mackay, Idaho 83251 Email: clwood@tu.org1. Source of water: Yankee Fork of the Salmon River tributary to Salmon River

2. Location of point(s) of diversion:

TWP	RGE	SEC	GOVT LOT	1/4	1/4	1/4	County	Source	Local name or tag #
12N	15E	20		NW	SW		Custer	Yankee Fork Salmon River	
"	"	"		SE	NW		Custer	"	

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	
12N	15E	20							.4	1.2		3.5	3.5					5.1	

4. Describe proposed use of water Irrigate newly planted riparian habitat along the Yankee Fork located on USFS and JR Simplot property. The place-of-use area was recently reclaimed from dredge tailings to a more natural condition.A portable pump will be moved from point to point @ 1 of 3 PODs - CW 5/18

5. Amount of water:

Maximum rate of diversion 0.33 cfs or 150 gpm.Maximum daily volume 0.25 AF; total volume <5 AF.6. Duration of diversion: from 6 May 2016 to 31 November 2016
Day-month Day-month7. Describe proposed diverting works: gas-powered pump and hose fitted with a NOAA compliant fish screen8. a. Who owns the property at the requested point of diversion? JR Simplot Companyb. Who owns the land to be irrigated or place of use? JR Simplot Company and US Forest Service

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

Trout Unlimited has an access agreement to conduct a fish habitat and mining reclamation project.9. Additional remarks: Trout Unlimited is part of a cooperative effort with landowners JR Simplot Company and the US Forest Service to build, maintain, and monitor the rehabilitation of the West Fork confluence area in the Yankee Fork. Irrigation of the riparian vegetation to help it become established is imperative.

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 [Signature]Date 05-04-16Received by TF/DM Date 5-11-2016 Time 12: PM\$50.00 fee receipted by DM # S035450 Date 5-11-2016Watermaster Comments received? 6/7/16 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 5.0 AF and a maximum rate of diversion of .33 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: See attached sheet for additional conditions.
9. This approval expires on 10/31/16.
- Signed this 7th day of June, 20 16.


For the Director

ADDITIONAL CONDITIONS OF APPROVAL FOR TEMPORARY
PERMIT NO. TP-72-42

- Diversion must be screened to meet IDF&G requirements. Please call 208-756-6022 for specifications.
- 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 regulation by watermaster of Water District 170.

Trout Unlimited Application for Temporary Approval of Water Appropriation

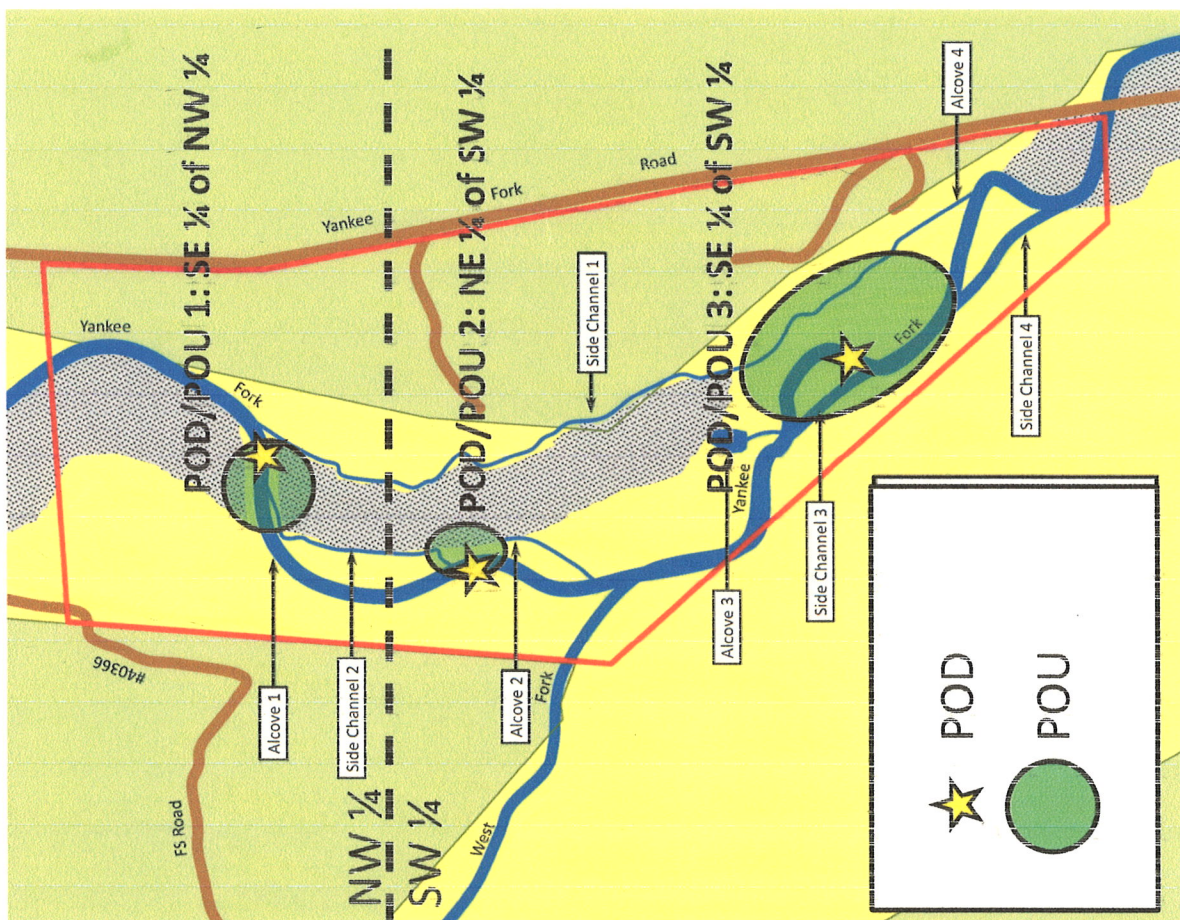
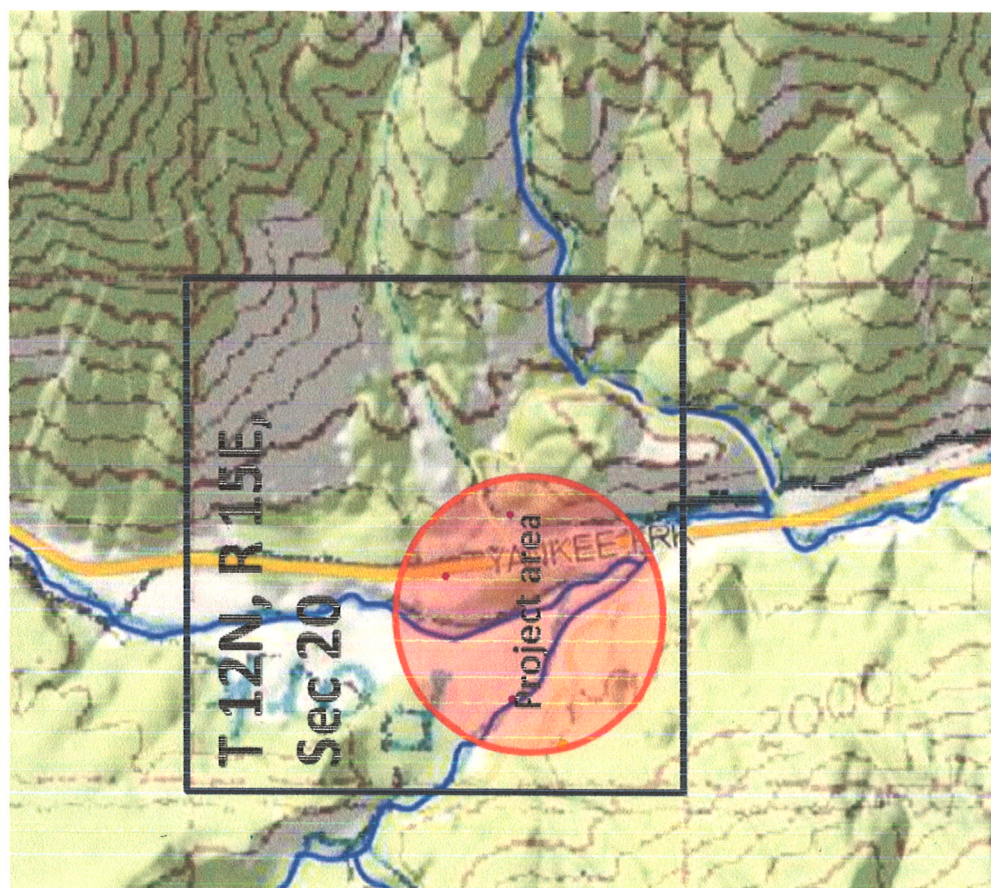


Figure 5. Overview of the main project area after treatment.





State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region • 650 Addison Ave W, Suite 500 • Twin Falls, Idaho 83301-5858

Phone: (208) 736-3033 • Fax: (208) 736-3037 • Website: www.idwr.idaho.gov

C.L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Director

June 7, 2016

TROUT UNLIMITED
PO BOX 116
MACKAY ID 83251

RE: Temporary Water Right Application: TP-72-42

Dear Applicant(s):

Enclosed is a copy of the above referenced approved Application for Temporary Approval of Water Appropriation Permit.

If you have any questions, please feel free to contact this office, and any of our agents will be able to assist you.

Sincerely,

A handwritten signature in black ink that reads "Denise Maline". The signature is written in a cursive, flowing style.

Denise Maline
Administrative Assistant

Enclosure

cc: Cindy Yenter, Water District 170 (*via e-mail*)

Memorandum

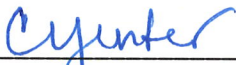
June 7, 2016

Temporary Application No: TP-72-42

Applicant: Trout Unlimited

Application seeks to authorize temporary irrigation diversions from the Yankee Fork Salmon River for revegetation of stream restoration areas near the West Fork Yankee Fork confluence. A portable pump will be used at three different locations along the project area to make applications of water to new plantings. The project area is owned by JR Simplot and/or USFS and work is being conducted under contract agreement.

This area is situated in a non-subdistrict area of administrative basin 72, placing it under the jurisdiction of WD170. The WD170 watermaster has no objection to this project, subject to the attached additional conditions of approval. The request is consistent with temporary approvals for other projects of this type; approval is unlikely to injure prior rights and is in the public interest. The expiration of the temporary approval should be October 31, 2016 since this corresponds with the end of the irrigation season for the area.



Watermaster, Water District 170

* this request represents a project in a different reach
of the Yankee Fork than prior approval TP-72-39 in 2013
(4)



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MAY 11 2016

DEPT OF WATER RESOURCES
SOUTHERN REGION

Caselle Wood

Central Idaho Project Specialist

P.O. Box 116 Mackay, Idaho 83251

clwood@tu.org

208-390-2028

<http://www.tu.org>

May 06, 2016

Southern Region—Idaho Dept. of Water Resources
650 Addison Ave W, Suite 500
Twin Falls, ID 83301-5858

To whom it may concern:

Enclosed, you will find Trout Unlimited's Application for Temporary Approval of water Appropriation for a stream restoration project on the Yankee Fork of the Salmon River. The water appropriation will be used to irrigate newly planted riparian vegetation within the project area.

It is my understanding that approval of this application may take up to a couple weeks, but I would like to expedite the process if at all possible due to the time sensitive nature of providing water to new plants during this unseasonably warm spring.

I appreciate your consideration of this request. Please do not hesitate to contact me by phone or email if you have questions about the application.

Sincerely,

Caselle L. Wood