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Form 202A 07/13

JUN 07 2016

DEPT OF WATER RESOURCES
SOUTHERN REGION

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JUN 09 2016

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

ID No.

TP-01-49

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JUN 13 2016

DEPT 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: McCAIN Foods USA Phone: (208) 678-6729Mailing address: 218 W. Highway 30 City: BurleyState ID ZIP 83318 Email: dusty.gallagher@mccain.com1. Source of water: SNAKE RIVER 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 #
10S	22E	23			SE	SW	CASSIA	SNAKE RIVER	

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	
10S	22E	23												X					

4. Describe proposed use of water Fill Secondary Clarifier

5. Amount of water:

Maximum rate of diversion _____ cfs or 3000 gpm.Maximum daily volume 5 AF; total volume _____ AF.6. Duration of diversion: from July 7, 2016 (day-month) to July 9, 2016 (day-month).7. Describe proposed diverting works: 3-1,000gpm pumps pumping from river to Clarifier8. a. Who owns the property at the requested point of diversion? McCAIN Foods USAb. Who owns the land to be irrigated or place of use? McCAIN Foods USA

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

N/A9. Additional remarks: NONE

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

Received by

BW

Date

6-7-2016

Time

9:20 am

\$50.00 fee received by

DM

#

5035508

Date

6-7-2016

Watermaster comments received?

6-15-2016

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 6.7 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 July 9th, 2016.

Signed this 17 day of June, 20 16.



For the Director

ADDITIONAL CONDITIONS OF APPROVAL FOR TEMPORARY
PERMIT NO. TP- 01-49

- Diversion must be screened to meet IDF&G requirements. Please call 208-324-4359 for specifications.
- The pump placement in the river shall be away from potential fish refugia like stream banks with overhanging vegetation or accumulated large woody debris.
- 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 01.

NWSW

NESW

P.O.D.

P.O.U.

23

10S22E

SWSW 3

SESW 2

SESW

TP-01-49

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

via E-mail
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JUN 15 2016

DEPT OF WATER RESOURCES
SOUTHERN REGION

Department of Water Resources

RECOMMENDATION OF WATERMASTER

Application for Temporary Approval of Water Appropriation
TP-01-49
McCain Foods USA

Watermaster's Recommendation:

- a) ☒ I do not oppose approval of this application.
b) ☐ I do not oppose approval of this application if it is conditioned as follows:

- c) ☐ I oppose approval of this application for the following reasons:

- d) ☐ Additional Comment:

Dated this 15th day of June, 2016.

Water District No: _01_

Lyle Swank
Watermaster's Signature



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 17, 2016

MC CAIN FOODS INC.
218 W HWY 30
BURLEY, ID 83318

RE: Temporary Water Right Application: TP-01-49

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 cursive script that reads "Denise Maline".

Denise Maline
Administrative Assistant

Enclosure

cc: Lyle Swank, Water District 01 (*via e-mail*)