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DEPARTMENT OF  
WATER RESOURCES

ID No.

TP-86-54

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 of applicant: Nez Perce County Road and Bridge Phone: (208)799-3060  
 Address: 0105 33rd Street - Lewiston, ID 83501 Email: robinpaasch@co.nezperce.id.us  
 1. Source of water: Clearwater River @ Spalding tributary to Snake River

2. Location of point(s) of diversion:

| TWP | RGE | SEC | GOVT LOT | ¼  | ¼  | ¼ | County   | Source           | Local name or tag # |
|-----|-----|-----|----------|----|----|---|----------|------------------|---------------------|
| 36N | 4W  | 20  |          | SW | NE |   | NezPerce | Clearwater River |                     |
|     |     |     |          |    |    |   |          |                  |                     |

3. Location of place of use: NEZ PERCE COUNTY - VARIOUS

| 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 DUST CONTROL, CONSTRUCTION, SURFACE STABILIZATION  
WITHIN COUNTY BOUNDARIES.

5. Amount of water: 50,000 GALLONSMaximum rate of diversion .20 cfs or 90 gpm.Maximum daily volume 5 AF; total volume 5 AF.

6. Duration of diversion: from April 1, 2016 to December 31, 2016  
 Day-month Day-month

7. Describe proposed diverting works: N/A8. a. Who owns the property at the requested point of diversion? State of Idahob. Who owns the land to be irrigated or place of use? State of Idaho/NezPerce County Roads

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

Boat Ramp9. Additional remarks: Boat ramp usage arranged with Fish & Game

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 Mark Ridinger, DirectorDate 3/10/16Received by dbDate 3/21/16Time 3/21/16\$50.00 fee received by db# N031775Date 3/21/16Watermaster Comments received? Date

TP-86-54

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 .20 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](http://www.agri.idaho.gov)) for specific recommendations at 208-332-8500 or by e-mail to [info@agri.idaho.gov](mailto:info@agri.idaho.gov).
  11. Direct discharge of waste water slurry into rivers, creek, or streams is not authorized.
  12. This approval expires on 12/31, 2016.

Signed this 31 day of March, 2016.



Manager,  
For the Director

Northern

Region



**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](http://www.idwr.idaho.gov)**

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

**GARY SPACKMAN**  
Director

April 1, 2016

NEZ PERCE COUNTY ROAD & BRIDGE  
0105 33<sup>RD</sup> ST  
LEWISTON ID 83501

RE: Temporary Permit No. TP-86-54 & TP-85-47

Dear Applicant(s):

Your application for Temporary approval of Water Appropriation has been granted and assigned number TP-86-54 & TP-85-47.

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,

A handwritten signature in blue ink that reads "Adam Frederick".

Adam Frederick  
Water Resource Agent

Enclosure      Copy of TP-86-54 & TP-85-47