

# MEMORANDUM

**DATE:** July 30, 2015

**TO:** Temporary Permit File TP-37-70

**FROM:** Shelley W. Keen 

**RE:** Flow meter installation requirement

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Last Friday I called Mike Faulkner (208-539-6658) in response to concern from Watermaster Rusty Kramer that measuring devices for Temporary Permit TP-37-70 had not yet been installed. My email back to Rusty stated:

Thanks for the update. Late Friday I discussed the system layout with Mike Faulkner. The two wells distribute to stock troughs and to the 10,000 gallon storage tank. All the water to be used under the temporary permit comes out of the storage tank through a 2-inch line to a hydrant. The trucks are supposed to fill at the hydrant. On Friday evening Mike left me a voicemail saying he has a 2-inch Seametrics flow meter, Model WMP104-200-133, to install at the hydrant. Were you able to check for a meter at that location?

This morning I got the following email from Rusty:

I went out last night (07/29) and the seametrics meter is on and running. They have it down underground buried three foot and a piece of pvc pipe over the meter so you can look down the pipe and read it. With everything being buried it is impossible to see if it is installed per specs and is impossible to ever check with my flowmeter but at least its on! I will check both meter totalizers on Aug 3rd and get a reading on them for the event.



State of Idaho

**DEPARTMENT OF WATER RESOURCES**

322 East Front Street • P.O. Box 83720 • Boise, Idaho 83720-0098

Phone: (208) 287-4800 • Fax: (208) 287-6700 • Website: [www.idwr.idaho.gov](http://www.idwr.idaho.gov)

C.L. "BUTCH" OTTER  
Governor

GARY SPACKMAN  
Director

July 17, 2015

FAULKNER LAND & LIVESTOCK  
SAWTOOTH GRAZING ASSOC  
1989 S 1875 E  
GOODING ID 83330

**RE: Amended Approval of TP-37-~~47~~ 70 (Remember Correction)**  
Mountain Home Music Festival

Dear Applicant:

Enclosed is a copy of the Amended Approval and Application for Temporary Approval of Water Appropriation. The amended approval includes conditions providing for watermaster regulation and measuring device requirements for each authorized well.

This temporary application was filed in conjunction with earlier approval of TP-37-67 that authorizes diversion of 0.5 af maximum. This application requested a diversion rate of 75 gpm or 0.17 cfs for a maximum volume of 4.0 af in the twelve day period. Both temporary appropriations for use at the music festival equal a total combined diversion volume of 4.5 af.

Please coordinate use under this approval with the watermaster of Water District #37B, Rusty Kramer (208-870-3217). If you have any other questions regarding this amended approval, please contact either the IDWR State or Southern Region office.

Sincerely,

Pamela S. Skaggs  
Water Rights Supervisor

RECEIVED

JUL 17 2015

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCESID No. TP-37-47 <sup>Correction  
Remembered</sup> 70

## DEPT 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: Faulkner Land & Livestock Sawtooth Grazing Assoc Phone: 208-934-4956  
 Mailing address: 1989 S. 1875 E City: Gooding  
 State ID ZIP 83330 Email: \_\_\_\_\_

1. Source of water: Ground water 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 #
1S	10E	15			SE	SW	Elmore	Ground Water	2 wells in same QQ
		13			SW	SE	Elmore	Ground Water	D0067031

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	
1S	10E	24	X			X	X		X	X									

4. Describe proposed use of water Use will be for the Mountain Home Music Festival.  
 \_\_\_\_\_  
 \_\_\_\_\_  
 5. Amount of water:  
 Maximum rate of diversion \_\_\_\_\_ cfs or 75 gpm.  
 Maximum daily volume \_\_\_\_\_ AF; total volume 5 AF.  
 6. Duration of diversion: from 23rd of July (day-month) to 3rd of August (day-month).  
 7. Describe proposed diverting works: Wells with pumps  
 8. a. Who owns the property at the requested point of diversion? Applicant  
 b. Who owns the land to be irrigated or place of use? Applicant  
 c. If the property is owned by a person other than the applicant, describe the arrangement allowing access to the water:  
 \_\_\_\_\_  
 9. Additional remarks: Combined volume for the 3 wells will not exceed 5 AF for the event for this application & TP-37-67  
 \_\_\_\_\_  
 \_\_\_\_\_

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

7/17/2015

Date

Received by

DS/ME

Date

7/17/2015

Time

11:50

\$50.00 fee received by

DS

#

C 100775

Date

7/17/2015

Watermaster comments received?

yes on previous ap

Date

4/23/2015



AMENDED

**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 4.0 AF and a maximum rate of diversion of 0.17 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: Subject to regulation by watermaster of Water District 37B. Prior to use a measuring device with totalizing meter acceptable to watermaster & IDWR shall be installed on all wells to measure water diverted from each well. Total combined diversion volume authorized with TP-37-67 is 4.5 af.
9. This approval expires on August 4, 2015.

Signed this 17th day of July, 2015.

  
For the Director

**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 0.17 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: Combined volume for the 3 wells will not exceed 5 AF for the event with TP-37-67
9. This approval expires on August 4, 2015.

Signed this 17th day of July, 2015.

  
For the Director

*Superseded by Amended approval issued 7-17-2015 with additional conditions.*



