



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

C.L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Director

April 4, 2014

IDAHO TRANSPORTATION DEPT
600 W PRAIRIE AVE
COEUR D ALENE ID 83815

RE: Temporary Permit No. TP-98-29

Dear Applicant(s):

Your application for Temporary approval of Water Appropriation has been granted and assigned number TP-98-29.

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 "Keith E. Franklin". The signature is written in a cursive, flowing style.

Keith E. Franklin
Program Manager

Enclosure Copy of TP-98-29

Basin 98

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TEMPORARY APPROVAL OF WATER APPROPRIATION
(5 AF or less)

- Name of Applicant Idaho Transportation Department Phone 772-1200
- Address 600 W. Prairie Ave., CDA, ID 83815 Email george.shutes@itd.idaho.com
1. Source of water Moyie River Tributary to _____
 2. Location of point of diversion NE 1/4 SE 1/4 Sec. 10 Township 65N, Range 2E B.M.,
County Boundary.
 3. Location of place of use _____ 1/4 _____ 1/4 Sec. _____ Township _____, Range _____ B.M.,
County _____.
 4. Proposed use of water Flushing US-95 shoulders between mileposts 527 and 538.6 (cleanup from winter maintenance activities).
 5. Amount of water:
Maximum rate of diversion _____ cfs or 166.6 gpm.
Maximum daily volume 0.038 AF; Total volume 0.092 AF.
 6. Duration of diversion: From 4-1-14 to 7-1-14
Day-month Day-month
 7. Proposed diverting works Loading 2,500 gallon self contained water truck.
 8. Who owns the property at the requested point of diversion? ITD Right of way (U.S. Customs at Eastport, ID)
 9. Describe the arrangement allowing access to the water _____
 10. Remarks _____

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.

3-25-14
Date

George Shutes
Applicant

Received by KS Date 3/25/14 Time _____
\$50.00 fee receipted by S. Office # BILL0423 Date 4/1/14
Watermaster Comments received? _____ Date _____

TP-98-29

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.

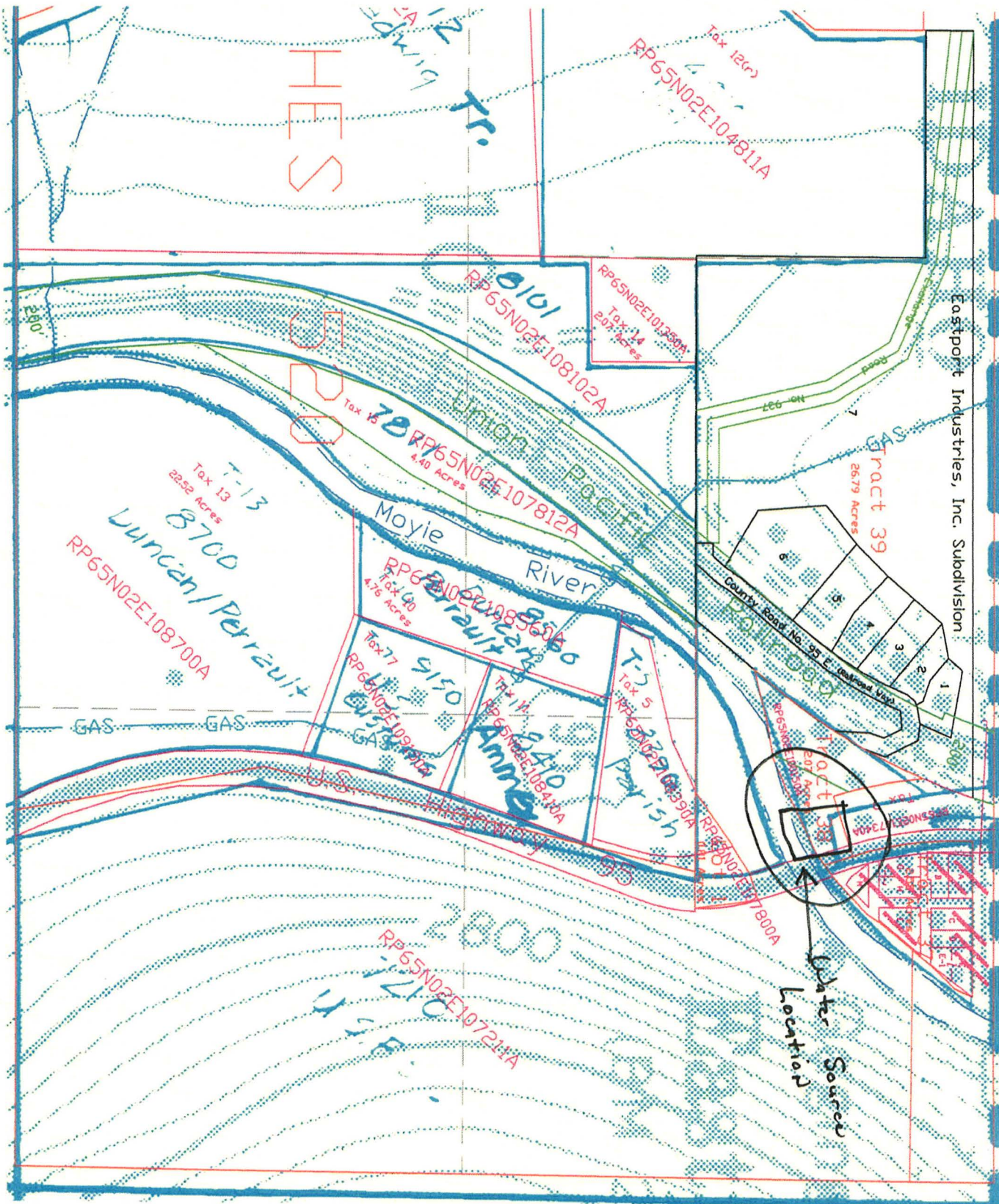
This application is therefore hereby:

- ☐ 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 0.092 AF and a maximum rate of diversion of 0.4 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. This approval expires on July 1, 2014.

Signed this 3 day of April, 2014.



Manager, Northern Region
For the Director





State of Idaho

DEPARTMENT OF WATER RESOURCES

Northern Region, 7600 N. Mineral Drive, Suite 100 • Coeur d'Alene, Idaho 83815

Phone: (208) 762-2800 • Fax: (208) 762-2819 • Web Site: www.idwr.idaho.gov

C. L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Director

March 26, 2014

MARY TERRA BERNIS
IDAHO DEPARTMENT OF FISH & GAME
2885 KATHLEEN AVE.
COEUR D' ALENE, ID 83815

Re: Application For a Temporary Approval of a Water Appropriation

Dear MARY:

The Department of Water Resources is seeking comment and/or recommendation from your agency, regarding an application to temporarily appropriate approximately 0.092 acre-feet of water from the Moyie River, for road work, by the Idaho Department of Transportation. A copy of the application is attached for your reference.

Would you please submit your comments no later than April 2, 2014? If we do not hear from you by that date, we will assume that no comment from you, means you have no objection to, concerns about, or conditions pertaining to the issuance of this permit.

You may send comments by regular mail to the address above, by FAX to 762-2819 or by e-mail to keith.franklin@idwr.idaho.gov.

If you have any questions, don't hesitate to contact me at this office.

Thank you.

Sincerely,

Keith E. Franklin
Water Resources Agent

Encl/kf

Franklin, Keith

From: Franklin, Keith
Sent: Wednesday, March 26, 2014 8:02 AM
To: 'Terra Berns,Mary'
Subject: Temporary Water Appropriation
Attachments: DOC002.pdf

Mary,

Attached is an application for a temporary water appropriation for your review and comment. The application is for road work by the Department of Transportation from the Moyie River. If you have any questions, don't hesitate to give me a call.

Thanks.

Keith.



IDAHO TRANSPORTATION DEPARTMENT

600 W. Prairie Ave.
Coeur d'Alene, ID 83815-8764

(208) 772-1200
itd.idaho.gov

March 25, 2014

Mr. Keith Franklin
Department of Water Resources
7600 N Mineral Drive, Suite 100
Coeur d'Alene, ID 83815

RE: Application for Temporary Approval of Water Appropriation

Dear Mr. Franklin;

Enclosed is a completed Form 202a, *Application for Temporary Approval of Water Appropriation*. The request is for the taking of water from the Moyie River near the US Customs at Eastport, Idaho. The water will be used to flush shoulders along US 95 between mileposts 527.00 to 538.56 in connection with cleanup from winter maintenance activities.

Please call me at (208) 772-1230 or send an email message to the address below when a decision on the permit application has been made.

Please provide interagency billing information to:

Jenny Klein, TRS
Idaho Transportation Department
600 W. Prairie Ave.
Coeur d'Alene, ID 83815-8764
208-772-1204
jenny.klein@itd.idaho.gov

Thank you,

Sincerely,

A handwritten signature in blue ink, appearing to read 'Charlie While', is written over a light blue circular stamp.

Charlie While
Idaho Transportation Department – District 1
Environmental Planner
charlie.while@itd.idaho.gov

Attachment: Permit Application

Franklin, Keith

From: Franklin, Keith
Sent: Wednesday, March 26, 2014 8:31 AM
To: Marston, Sascha
Subject: Interagency Billing Request
Attachments: DOC003.pdf

Sascha,

Attached is an interagency billing request by the Department of Transportation in the amount of \$50.00 for a temporary water appropriation permit.

Thanks.

Keith.