

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: Western Construction, Inc. Phone: 208-345-1440Mailing address: PO BOX 15569 City: BoiseState ID ZIP 83715 Email: arnie@wciboise.com1. Source of water: Malad River tributary to Snake 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 #
6	14E	5		SW	SW		Gooding	Malad 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	
6	14E	5											SW						

4. Describe proposed use of water: Dust Control and compaction water for Idaho Transportation Department Project SH-26 Bliss to Gooding.

5. Amount of water:

Maximum rate of diversion _____ cfs or 125 gpm.Maximum daily volume 0.2 AF; total volume 2.2 AF.6. Duration of diversion: from April 10 (day-month) to April 25 (day-month).7. Describe proposed diverting works: None8. a. Who owns the property at the requested point of diversion? Idaho Transportation Departmentb. Who owns the land to be irrigated or place of use? Idaho Transportation Department

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

9. Additional remarks: Existing ramp access to waters edge, used previously for Highway construction.**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

3/28/2014

Date

Received by C. Nute Date 3/28/14 Time 2:15\$50.00 fee received by C. Nute # W041958 Date 3/28/14

Watermaster comments received? _____ 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 approved, since

The temporary approval can be properly administered—no comments were received from other water right

1. Other water sources are not readily available.
2. The approval is in the public interest—reclamation of patented lands previously dredged
3. 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 3.0 AF and a maximum rate of diversion of 126 cfs (gpm).
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 expires on May 1, 2014.
7. This approval does not create a continuing right to use water.
8. ¼ inch mesh screen shall be installed on the pump intake
9. Direct discharge of waste water/slurry into rivers, creeks, or streams is not authorized.

DATED this 1st day of April, 20 14.

John Wista, Manager.
For the Director Western Region

CC: Southern Regional Office.