

RECEIVED

MAY 15 2014

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

ID No.

TP-29-72

## 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: Bannock County Road & Bridge Phone: 208-233-9591Mailing address: 5500 S Fifth City: PocatelloState Idaho ZIP 83204 Email: brettg@bannockcounty.us1. Source of water: Dempsey Creek tributary to Portneuf 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 #
10s	38e	4					Bannock		

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	

4. Describe proposed use of water For Maintenance of roads on the County Highway System

5. Amount of water:

Maximum rate of diversion \_\_\_\_\_ cfs or 750 gpm.Maximum daily volume .1 AF; total volume 5 AF.6. Duration of diversion: from receipt of permit (day-month) to 31/12 (day-month).7. Describe proposed diverting works: Pump on Water trucks8. a. Who owns the property at the requested point of diversion? Bannock County Right of Way

b. Who owns the land to be irrigated or place of use? \_\_\_\_\_

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

9. Additional remarks: Water use is mainly in the spring. Water will not be used on a daily basis.

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 Brett Shaper

5-6-2014

Date

Received by SC Date 5/15/14 Time \_\_\_\_\_\$50.00 fee receipted by SC # ED39835 Date 5/15/14Watermaster comments received? See below Date \_\_\_\_\_

Spoke to Steve Hebdon, watermaster for WD 29, he has no problem with these applications. 5/15/14. 3:50 p.m. (SC)

**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 \_\_\_\_\_ 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 Dec 31, 2014.

Signed this 21st day of May, 2014.

Lyle Swank  
For the Director



**State of Idaho**

**DEPARTMENT OF WATER RESOURCES**

**900 N Skyline Dr., Ste A, Idaho Falls, Idaho 83402-1718**

**Phone: (208) 525-7161 FAX: (208) 525-7177 [www.idwr.idaho.gov](http://www.idwr.idaho.gov)**

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

May 22, 2014

**GARY SPACKMAN**  
Director

**Bannock County Road & Bridge  
5500 S Fifth  
Pocatello ID 83204**

**Applicant:**

Enclosed are your approved copies of Temporary Permits TP-29-69, TP-29-71, TP-29-72 and TP-29-73. Please take note of the effective dates on line 6 and the conditions on the back.

The other two permits will be mailed as soon as I hear from the Watermaster of that area.

Sincerely,

A handwritten signature in blue ink that reads "Sharla Cox". The signature is written in a cursive, flowing style. Below the signature, the name "Sharla Cox" is printed in a bold, sans-serif font, followed by the title "Water Resource Administrative Assistant" in a regular, sans-serif font. The word "Enclosure" is printed at the bottom of the block.

**Sharla Cox**  
Water Resource Administrative Assistant

Enclosure