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AUG 22 2014

IDWR / NORTH

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STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

ID No. TP-94-150**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: Yellowstone Pipe Line Company - Kim Olsen, Env. Coordinator Phone: (406) 255-5714
 Mailing address: 2626 Lillian Ave City: Billings
 State Montana ZIP 59101 Email: kim.a.olsen@p66.com

1. Source of water: North Fork Coeur d'Alene River tributary to Coeur d'Alene 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 #
50N	2E	30		NW	SW	NW	Shoshone	NF Coeur d'Alene River	
50N	2E	25		NE	SE	NE	Shoshone	NF Coeur d'Alene 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	
50N	2E	30														X			

4. Describe proposed use of water The water will be used in construction activities and hydro-testing of the pipeline . The used water will be disposed of overland.

Water usage will vary but we expect an average 25 gpm or less per day over the project.

5. Amount of water:

Maximum rate of diversion _____ cfs or Average 25 or less gpm.

Maximum daily volume _____ AF; total volume .11 AF.

6. Duration of diversion: from September 2, 2014 (day-month) to September 2, 2015 (day-month).

7. Describe proposed diverting works: Water will be siphoned using a portable diesel pump stored upland

8. a. Who owns the property at the requested point of diversion? State of Idaho

b. Who owns the land to be irrigated or place of use? State of Idaho, Yellowstone Pipe Line Utility Easement

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 will be transported and stored in tanks on-site until needed.

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

Date

Received by db Date 8/22/14 Time _____
 \$50.00 fee received by db # N030701 Date 8/22/14
 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 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 0.11 AF and a maximum rate of diversion of 0.06 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 12/31, 2014.

Signed this 8 day of Sept., 2014.


Manager, Northern Region
For the Director



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

September 9, 2014

KIM OLSEN, ENV COORDINATOR
YELLOWSTONE PIPE LINE COMPANY
2626 LILLIAN AVE
BILLINGS MT 59101

RE: Temporary Permit No. TP-94-150

Dear Applicant(s):

Your application for Temporary approval of Water Appropriation has been granted and assigned number TP-94-150.

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,

Keith E. Franklin
Program Manager

Enclosure Copy of TP-94-150
New second page "master" for your use on all water right applications for temporary water usage within our Northern Regional area.

COPY

RECEIVED

SEP 11 2014

DEPARTMENT OF
WATER RESOURCES

Franklin, Keith

From: Franklin, Keith
Sent: Monday, August 25, 2014 8:00 AM
To: 'Terra Berns, Mary'
Subject: Temporary Water Appropriation
Attachments: DOC002.pdf

Mary,

Attached for your review and comment is an application for a temporary water appropriation. If you have any questions, don't hesitate to give me a call.

Thanks.

Keith



August 8, 2014

Idaho Department of Water Resources
7600 Mineral Dr., Suite 100
Coeur d'Alene, ID 83815
Certified Mail No. 7013 1090 0001 4194 8844

RECEIVED
AUG 22 2014
IDWR / NORTH

Mike S. Miller

Division Pipeline Manager
Phillips 66 – Billings Division
2626 Lillian Ave.
Billings, MT 59101
(406) 255-5727 Office
(406) 255-5734 Fax
Mike.S.Miller@p66.com

Subject: **Application for Temporary Approval of Water Appropriation
Yellowstone Pipe Line Company
YPL 10" Pipeline Coeur d'Alene River Reroute Project MP 462.2 to 464.4**

Dear Sir/Madam:

Please find enclosed the application and supporting information for Temporary Approval of Water Appropriation submitted by Yellowstone Pipe Line. The water would be used as construction water and for hydro-testing of new pipe for a planned reroute of the Yellowstone Pipe Line's existing 10-inch pipeline north of Enaville, ID. The reroute will remove the existing pipeline from the North Fork Coeur d'Alene River and place it within the northbound lane of Coeur d'Alene River Road. The reroute will take place between pipeline mile markers 462.2 and 464.4 with approximately 1.6 miles of new pipe installed.

The reroute from pipeline mile markers 462.2 to 464.4 will take place at the same time as a reroute from pipeline mile markers 465.0 to 471.6. Construction for the reroutes will begin September 2, 2014 at mile marker 462.2 and proceed south; the entire project is expected to be completed in 2015. Two temporary approvals of water appropriation permits, TP-94-145 and TP-94-146, have already been received for the reroute from 465.0 to 471.6.

As identified on the attached map the water will be diverted from the east bank of the North Fork Coeur d'Alene River at an established turnout of Coeur d'Alene River Road. The coordinates for the diversion point are 47° 39' 16.366" N, 116° 8' 12.329" W. The actual amount of water to be diverted is expected to average less than 25 gallons per minute on a daily basis. The water would be diverted using a portable diesel pump with a screened intake.

Water to be used for hydro-testing of the newly installed pipe will be pumped into a portable tank at the same rate and stored temporarily for the hydro-testing. It is expected that approximately 36,650 gallons or 0.11 acre feet of water will be needed for the hydro-testing of the entire 1.6 miles of newly re-routed pipeline.

Temporary Water Appropriation Permit
Yellowstone Pipe Line – Coeur d'Alene River Reroute Project
August 8, 2014
Page 2

If you have any questions or require additional information, please do not hesitate to contact me or Dan Nebel with Terracon Consultants (406.656.3072), our agent for this permit application, at your earliest convenience.

Yellowstone Pipe Line Company,

A handwritten signature in blue ink, appearing to read "Mike Miller", with a stylized, flowing script.

Mike Miller
Division Pipeline Manager

Attachments:
Temporary Approval of Water Appropriation
Location Map

Cc: Dan Nebel, Terracon Consultants, Inc.



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
Interim Director

August 25, 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 0.11 acre-feet of water from the North Fork of the Coeur d'Alene River for pipe testing purposes, by the Yellowstone Pipe Line Co. A copy of the application is attached for your reference.

Would you please submit your comments no later than September 1, 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,

A handwritten signature in blue ink that reads "Keith".

Keith E. Franklin
Water Resources Agent

Encl/kf

Franklin, Keith

From: Terra Berns, Mary [mary.terra-berns@idfg.idaho.gov]
Sent: Monday, August 25, 2014 9:14 AM
To: Franklin, Keith
Subject: RE: Temporary Water Appropriation

Keith,
On the application under #8 YPL indicates (8a) that the POD is State of Idaho; they describe a pullout along the roadway on the map. What state agency owns the property where they will be diverting the water; is it state or is a Shoshone County ROW?? Also, on 8b they indicate State of Idaho & YPL Utility Easement. Is this for the overland disposal of water; where exactly will this take place? They do not have any approvals from IDFG to divert or dispose of water on IDFG property. The used water that is disposed of upland should be located so the water percolates into the ground and does not run off into any water. They need to be very specific on the location where they are going to dispose of the used water. Will they be, on average, operating 1 day/week, 5 days/week, etc. throughout the year? Will they be active during the winter months?

Mary

From: Franklin, Keith [mailto:Keith.Franklin@idwr.idaho.gov]
Sent: Monday, August 25, 2014 8:00 AM
To: Terra Berns, Mary
Subject: Temporary Water Appropriation

Mary,
Attached for your review and comment is an application for a temporary water appropriation. If you have any questions, don't hesitate to give me a call.
Thanks.
Keith