

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: Staker Parson Company dba Idaho Sand & Gravel Phone: (208) 324-5100  
 Mailing address: 391 East 300 South, Jerome, Idaho 83338 City: \_\_\_\_\_  
 State Idaho ZIP 83338 Email: Chris.cardinet@stakerparson.com

1. Source of water: Comstock Ditch tributary to n/a

2. Location of point(s) of diversion:

| TWP | RGE | SEC | GOVT LOT | 1/4 | 1/4 | 1/4 | County | Source         | Local name or tag # |
|-----|-----|-----|----------|-----|-----|-----|--------|----------------|---------------------|
| 3N  | 18E | 6   |          | SW  | SW  | SE  | Blaine | Comstock Ditch |                     |
|     |     |     |          |     |     |     |        |                |                     |

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 |        |
| 3N  | 18E | 7   |    |    |    |    |    |    |    | X  |    |    |    |    |    |    |    |    |        |
| 4N  | 18E | 30  |    |    |    |    |    |    |    |    |    |    |    |    | X  |    |    |    |        |

4. Describe proposed use of water: Dust abatement and soils processing for ITD road construction project located on State Highway 75, from Timber Way to the Big Wood River Bridge.

5. Amount of water:

Maximum rate of diversion \_\_\_\_\_ cfs or 700 gpm.

Maximum daily volume 0.2 AF; total volume 5.0 AF.

6. Duration of diversion: from April 14, 2014 (day-month) to December 24, 2014 (day-month).

7. Describe proposed diverting works: Portable pump to fill tank and/or water truck.

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

b. 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:  
Contracted construction road construction activities between ITD and IS&G.

9. Additional remarks: Water truck capacity of 3500 gallons. Estimated fill time is 5 minutes. Estimated 8 loads/day.

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.

Chris Cardinet  
Signature of applicant

January 7, 2014

Date

Received by Jim B. Date 1-7-14 Time \_\_\_\_\_  
 \$50.00 fee receipted by Jim B. # 5033743 Date 1-7-14  
 Watermaster comments received? 1/22/2014 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 5.0 AF and a maximum rate of diversion of 1.56 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: See attached additional conditions sheet.

9. This approval expires on 12/24/2014.

Signed this 23<sup>rd</sup> day of January, 2014.

  
For the Director

ADDITIONAL CONDITIONS OF APPROVAL FOR TEMPORARY  
PERMIT NO. TP-37-54

- The pump intake shall be screened with ¼" mesh or smaller to avoid entraining juvenile fish.
- All equipment involved with transporting water shall be treated/sterilized to avoid spread of invasive aquatic species prior to use. If equipment involved with transporting water has been moved into Idaho from another state (Particularly from NV, CO, UT, AZ, CA or TX) contact ISDA for an inspection. We recommend contacting ISDA (Amy Ferriter @ 208-332-8686) for treatment recommendations.
- Subject to regulation by watermaster of Water District 37.





**IDAHO TRANSPORTATION DEPARTMENT**

216 S. Date Street  
Shoshone, ID 83352

(208) 886-7800  
[itd.idaho.gov](http://itd.idaho.gov)

January 9, 2014

Jim Bitzenburg  
Water Resource Agent  
Southern Regional Office  
Twin Falls Idaho

RE: Timber Way to Big Wood River Bridge, Key # 07836

Dear Mr. Blitzenburg,

Idaho Sand & Gravel (Staker Parsons) has requested use of Idaho Transportation Department lands located in Section 6, T3N, R18E, of Blaine County for the purpose of obtaining water from the Comstock Ditch, to be utilized for the Timber Way to Big Wood River Bridge Project. The Idaho Transportation Department approves the use of those portions of lands necessary for obtaining the water during the prescribed time period of April 1, 2014 to November 1, 2014.

Your assistance in this matter is appreciated.

Sincerely,

Phillip White  
Materials Source Manager  
D-4 Shoshone  
208-886-7841

CC Scott Malone EM-4  
Justin Price RE  
DF



# MEMORANDUM

**Date:** January 22, 2014  
**To:** Kevin Lakey, Watermaster, WD 37 and 37M  
**From:** Jim Bitzenburg  
**Re:** Watermaster comments on Idaho Sand and Gravel Temporary Water Permit

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I spoke by phone this morning with Kevin Lakey, watermaster of Water District 37, about the Idaho Sand and Gravel application for a temporary water permit to fill truckloads of water for dust abatement from the Comstock Ditch between Ketchum and Hailey in Blaine County, at the same location they pumped from last year. Mr. Lakey had no problem with the permit and gave his approval.

# MEMORANDUM

**Date:** January 22, 2014  
**To:** Idaho Sand and Gravel Temporary Water Permit, Blaine County  
**From:** Jim Bitzenburg  
**Re:** Idaho Department of Fish and Game comments on Idaho Sand and Gravel Temporary Water Permit

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I spoke by phone this morning with Jerome Hanson, Idaho Department of Fish and Game, about the Idaho Sand and Gravel application for a temporary water permit to load truckloads of water from the Comstock Ditch in Blaine County. He said that he foresaw no problems and gave his approval to the permit. He said he would like to see the permit conditioned as it was last year.





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SESW

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SESE

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State of Idaho

## DEPARTMENT OF WATER RESOURCES

Southern Region • 650 Addison Ave W, Suite 500 • Twin Falls, Idaho 83301-3380

Phone: (208) 736-3033 • Fax: (208) 736-3037 • Website: [www.idwr.idaho.gov](http://www.idwr.idaho.gov)

C.L. "BUTCH" OTTER  
Governor

GARY SPACKMAN  
Director

January 27, 2014

STAKER PARSON COMPANY  
DBA IDAHO SAND & GRAVEL  
391 E 300 S  
JEROME, ID 83338

RE: Copy of Temporary Water Right Application: TP-37-54

Dear Applicant(s):

Enclosed is an approved copy of the above referenced Application for Temporary Approval of Water Appropriation Permit.

If you have any questions, please feel free to contact this office, and any of our agents will be able to assist you.

Sincerely,

Denise Maline  
Administrative Assistant

Enclosure

cc: Kevin Lakey, Water District 37 and 37M