



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

March 19, 2014

SHOSHONE COUNTY PUBLIC WORKS
700 BANK STREET – STE 35
WALLACE ID 83873

RE: Temporary Permit No. TP-94-147

Dear Applicant(s):

Your application for Temporary approval of Water Appropriation has been granted and assigned number TP-94-147.

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 style.

Keith E. Franklin
Program Manager

Enclosure Copy of TP-94-147

RECEIVED

MAR 11 2014

IDWR / NORTH

256
27-0528-0000
\$5000 cy

Basin 94

ID No. TP-94-147

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: Shoshone County Public Works Phone: 208-753-5475

Mailing address: 700 Bank Street, Ste 35 City: Wallace

State ID ZIP 83873 Email: cyoung@co.shoshone.id.us

1. Source of water: See attached list & map tributary to See attached list & map

2. Location of point(s) of diversion:

TWP	RGE	SEC	GOVT LOT	1/4	1/4	1/4	County	Source	Local name or tag #

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 Water roads for blading and maintenance. Water for filling weed spray tank.

5. Amount of water:

Maximum rate of diversion _____ cfs or 250 gpm.

Maximum daily volume _____ AF; total volume 5 AF.

6. Duration of diversion: from April 1 (day-month) to December 31 (day-month).

7. Describe proposed diverting works: Gas power volume pump 250 GPM

8. a. Who owns the property at the requested point of diversion? Most access is from County or Forest Service right-of-ways

b. Who owns the land to be irrigated or place of use? Shoshone County

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

9. Additional 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.

Larry J. Yergler
Signature of applicant

3/3/14
Date

Received by db Date 3/11/14 Time _____

\$50.00 fee received by db # N030328 Date 3/11/14

Watermaster comments received? _____ Date _____

TP-94-147

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 0.6 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 19 day of March, 2014.


 Manager, Northern Region
 For the Director

TP-94-147

Diversions Pt	Source	Diversions Description	Township/Range	Owners	Lat	Long
18	Coeur d' Alene River	CDA River	SW1/4,SE1/4,NW1/4,Sec.36,T49NR1E	Private	47.55246	-116.28052
20	Coeur d' Alene River	Beaver Creek	NW1/4,SE1/4,SE1/4,Sec.27,T49NR4E	USFS	47.56015	-115.92593
21	Coeur d' Alene River	Thompson Pass Road	SW1/4,NW1/4,SW1/4,Sec.10,T49N55E	Private	47.60527	-115.81301
45	Coeur d' Alene River	Prichard Creek	NE1/4,SW1/4,NW1/4,Sec.05,T49NR5E		47.62550	-115.85401
46	Coeur d' Alene River	Prichard Creek	SW1/4,NW1/4,NW1/4,Sec.01,T49NR4E		47.62895	-115.90000
19	Coeur d' Alene River	Eagle Creek	NW1/4,NE1/4,NW1/4,Sec.26,T50NR4E	Private	47.64500	-115.91490
47	Coeur d' Alene River	Prichard Creek	SW1/4,SE1/4,NW1/4,Sec.27,T50NR4E	USFS	47.65283	-115.93771
23	Coeur d' Alene River	Prichard Creek	NW1/4,NE1/4,NE1/4,Sec.29,T50NR4E	Private	47.65801	-115.97057
48	Coeur d' Alene River		NW1/4, NE1/4, NE1/4, Sec.15, T50NR4E	USFS	47.68787	-115.92668
22	Coeur d' Alene River	Shoshone Creek	NW1/4,NE1/4,NE1/4,Sec.05,T50NR4E	USFS	47.71661	-115.97071
30	North Fork St. Joe River	Fortynine Creek	SE1/4,NW1/4,SW1/4,Sec.11,T45NR5E	USFS	47.25818	-115.79535
29	North Fork St. Joe River	Tunnel	SW1/4,SW1/4,NW1/4,Sec.18,T46NR6E	USFS	47.33549	-115.75437
28	North Fork St. Joe River	Loop Creek	SE1/4,NW1/4,NW1/4,Sec.08,T46NR6E	USFS	47.35343	-115.73448
27	North Fork St. Joe River	Lucky Swede	SW1/4,NE1/4,NE1/4,Sec.06,T46NR6E	USFS	47.36760	-115.73816
26	North Fork St. Joe River	Bullion Creek	SW1/4,SW1/4,NE1/4,Sec.36,T47NR5E	USFS	47.37792	-115.76467
25	North Fork St. Joe River	Champion Creek	NW1/4,SE1/4,SW1/4,Sec.27,T47NR5E	USFS	47.38811	-115.81174
24	North Fork St. Joe River	Rougin Creek	NW1/4,NE1/4,NW1/4,Sec.21,T47NR5E	USFS	47.41372	-115.83419
52	North Fork St. Joe River	Unknown	NE1/4, SE1/4, NW1/4, Sec 34, T50NR2E	USFS	47.64049	-116.19155
53	North Fork St. Joe River	Cinnabar Cr.	SW1/4, NE1/4, NE1/4, Sec. 27, T50NR3E	USFS	47.65730	-116.05597
8	South Fork of Coeur d' Alene Rive	W FK Pine Creek	NW1/4,NE1/4,NW1/4,Sec.31,T48NR2E	BLM	47.46955	-116.26008
15	South Fork of Coeur d' Alene Rive	Daisy Gulch	NE1/4,NW1/4,NW1/4,Sec.31,T48NR6E	USFS	47.47184	-115.74567
17	South Fork of Coeur d' Alene Rive	Grouse Gulch	NW1/4,NE1/4,NE1/4,Sec.32,T48NR5E	Private	47.47225	-115.83814
16	South Fork of Coeur d' Alene Rive	Deadman Gulch	SE1/4,SW1/4,SW1/4,Sec.25,T48NR5E	BLM	47.47427	-115.76721
7	South Fork of Coeur d' Alene Rive	E FK Pine Creek	SW1/4,SW1/4,NW1/4,Sec.28,T48NR2E	BLM	47.47927	-116.22297
51	South Fork of Coeur d' Alene Rive	S FK CDA River	SE1/4, SE1/4, NW1/4, Sec 27, T48NR4E	UPRR	47.48152	-115.93490
14	South Fork of Coeur d' Alene Rive	Nine Mile Creek	SE1/4,SE1/4,SW1/4,Sec.23,T48NR4E	Private	47.48797	-115.91304
13	South Fork of Coeur d' Alene Rive	Canyon Creek	SW1/4,SW1/4,SE1/4,Sec.24,T48NR4E	Private	47.48826	-115.88916
12	South Fork of Coeur d' Alene Rive	Lake Gulch	NW1/4,SW1/4,SE1/4,Sec.21,T48NR4E	Private	47.49073	-115.95351
11	South Fork of Coeur d' Alene Rive	Revenue Gulch	NW1/4,NW1/4,SE1/4,Sec.21,T48NR4E	Private	47.49302	-115.95405
10	South Fork of Coeur d' Alene Rive	Two Mile Creek	SW1/4,SW1/4,NE1/4,Sec.18,T48NR4E	Private	47.51012	-115.99642
5	South Fork of Coeur d' Alene Rive	Government Gulch	NW1/4,SE1/4,NW1/4,Sec.11,T48NR2E	Private	47.52429	-116.17355
1	South Fork of Coeur d' Alene Rive	Pond	SW1/4,NE1/4,NW1/4,Sec.11,T48NR3E	USFS	47.52665	-116.04559
50	South Fork of Coeur d' Alene Rive	Military Creek	NW1/4, SE1/4, NW1/4, Sec. 12, T48NR5E	Private	47.52788	-115.76695
49	South Fork of Coeur d' Alene Rive	Sonora Creek	NE1/4, SW1/4, NW1/4, Sec. 11 T48NR5E	USFS	47.52795	-115.78879
3	South Fork of Coeur d' Alene Rive	Montgomery Gulch	SE1/4,NW1/4,NE1/4,Sec.04,T48NR3E	BLM	47.54091	-116.07928
4	South Fork of Coeur d' Alene Rive	S FK CDA River	NE1/4,SW1/4,Sec.35,T49NR2E	Private	47.54804	-116.17400
6	South Fork of Coeur d' Alene Rive	Pine Creek	SE1/4,NE1/4,SE1/4,Sec.32,T49NR2E	City	47.54869	-116.22255
2	South Fork of Coeur d' Alene Rive	Moon Creek	NE1/4,SW1/4,NE1/4,Sec.35,T49NR3E	BLM	47.55325	-116.03645
9	South Fork of Coeur d' Alene Rive	Pond	SE1/4,SE1/4,SE1/4,Sec.30,T49NR2E	Private	47.55957	-116.24484

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41	St. Joe River	Stevens Creek	SW1/4, SW1/4, SE1/4, Sec. 06, T44NR9E	USFS	47.18045	-115.37278
39	St. Joe River	Quartz Creek	SW1/4, NE1/4, SW1/4, Sec. 36, T45NR7E	USFS	47.20147	-115.51723
43	St. Joe River	Gold Creek	SE1/4, SE1/4, SE1/4, Sec. 19, T45NR9E	USFS	47.22542	-115.35328
40	St. Joe River	Bird Creek	NE1/4, NW1/4, NE1/4, Sec. 24, T45NR6E	USFS	47.23690	-115.63530
35	St. Joe River	St. Joe River	NE1/4, SE1/4, NE1/4, Sec. 13, T45NR3E	Private	47.24845	-116.01314
37	St. Joe River	Fishhook Creek	NW1/4, SE1/4, NE1/4, Sec. 17, T45NR5E	Private	47.24933	-115.84685
38	St. Joe River	St. Joe River	SW1/4, NW1/4, NW1/4, Sec. 14, T45NR5E	USFS	47.25126	-115.79808
31	St. Joe River	Setzer Creek	NE1/4, NE1/4, NE1/4, Sec. 17, T45NR5E	USFS	47.25311	-115.84242
32	St. Joe River	Hamilton Creek	NW1/4, SE1/4, SW1/4, Sec. 12, T45NR4E	USFS	47.25646	-115.89945
33	St. Joe River	Big Creek	SW1/4, NE1/4, SW1/4, Sec. 05, T45NR3E	Private	47.27299	-116.11067
34	St. Joe River	St. Joe River	SE1/4, SE1/4, NW1/4, Sec. 03, T45NR2E	Private	47.27672	-116.19157
36	St. Joe River	St. Joe River	SW1/4, SW1/4, NW1/4, Sec. 24, T46NR1E	Rivate	47.32116	-116.28584
42	St. Joe River	Gold Creek	SW1/4, NE1/4, SW1/4, Sec. 17, T46NR7E	USFS	47.33123	-115.60143
44	St. Joe River	Gold Creek	SW1/4, SW1/4, SW1/4, Sec. 08, T43NR7E	USFS	47.34224	-115.60577



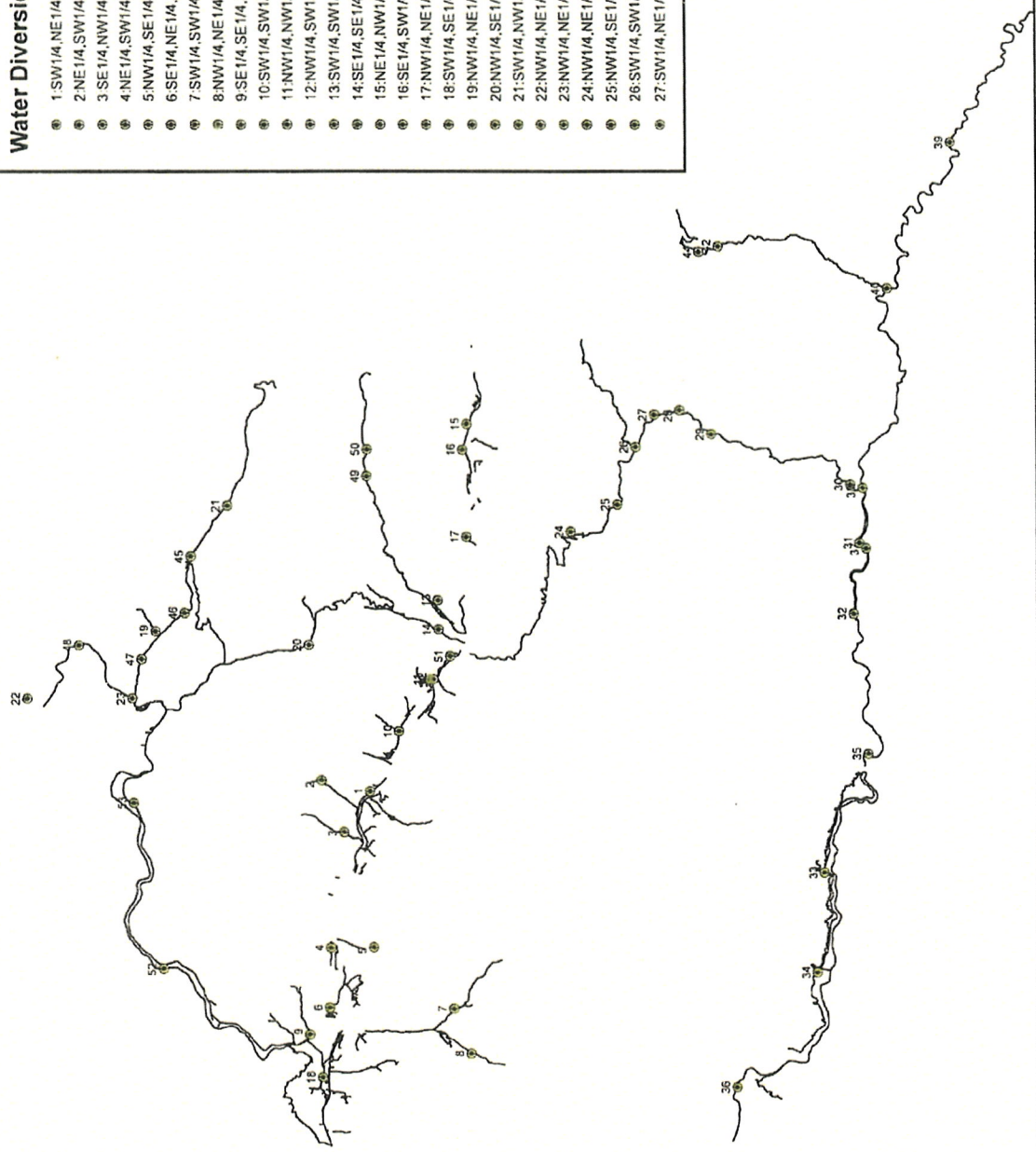
2013 Application for Temporary
Approval of Water Appropriation

NOTE
Best, if printed on
11" x 17" paper

Scale: 6400:1

Water Diversion Points

- 1 SW1/4, NE1/4, NW1/4, NW1/4, Sec. 11, T48NR3E
- 2 NE1/4, SW1/4, SW1/4, NE1/4, Sec. 35, T49NR3E
- 3 SE1/4, NW1/4, NE1/4, Sec. 04, T48NR3E
- 4 NE1/4, SW1/4, Sec. 35, T49NR2E
- 5 NW1/4, SE1/4, NW1/4, Sec. 11, T48NR2E
- 6 SE1/4, NE1/4, SE1/4, Sec. 32, T49NR2E
- 7 SW1/4, SW1/4, NW1/4, Sec. 28, T48NR2E
- 8 NW1/4, NE1/4, NW1/4, Sec. 31, T48NR2E
- 9 SE1/4, SE1/4, SE1/4, Sec. 30, T49NR2E
- 10 SW1/4, SW1/4, NE1/4, Sec. 18, T48NR4E
- 11 NW1/4, NW1/4, SE1/4, Sec. 21, T48NR4E
- 12 NW1/4, SW1/4, SE1/4, Sec. 21, T48NR4E
- 13 SW1/4, SW1/4, SE1/4, Sec. 24, T48NR4E
- 14 SE1/4, SE1/4, SW1/4, Sec. 23, T48NR4E
- 15 NE1/4, NW1/4, NW1/4, Sec. 31, T48NR6E
- 16 SE1/4, SW1/4, SW1/4, Sec. 25, T48NR5E
- 17 NW1/4, NE1/4, NE1/4, Sec. 32, T48NR5E
- 18 SW1/4, SE1/4, NW1/4, Sec. 36, T49NR1E
- 19 NW1/4, NE1/4, NW1/4, Sec. 26, T50NR4E
- 20 NW1/4, SE1/4, SE1/4, Sec. 27, T49NR4E
- 21 SW1/4, NW1/4, SW1/4, Sec. 10, T49N55E
- 22 NW1/4, NE1/4, NE1/4, Sec. 05, T50NR4E
- 23 NW1/4, NE1/4, NE1/4, Sec. 29, T50NR4E
- 24 NW1/4, NE1/4, NW1/4, Sec. 21, T47NR5E
- 25 NW1/4, SE1/4, SW1/4, Sec. 27, T47NR5E
- 26 SW1/4, SW1/4, NE1/4, Sec. 36, T47NR5E
- 27 SW1/4, NE1/4, NE1/4, Sec. 06, T46NR6E
- 28 SE1/4, NW1/4, NW1/4, Sec. 08, T46NR6E
- 29 SW1/4, SW1/4, NW1/4, Sec. 18, T46NR6E
- 30 SE1/4, NW1/4, SW1/4, Sec. 11, T45NR5E
- 31 NE1/4, NE1/4, NE1/4, Sec. 17, T45NR5E
- 32 NW1/4, SE1/4, SW1/4, Sec. 12, T45NR4E
- 33 SW1/4, NE1/4, SW1/4, Sec. 05, T45NR3E
- 34 SE1/4, SE1/4, NW1/4, Sec. 03, T45NR2E
- 35 NE1/4, SE1/4, NE1/4, Sec. 13, T45NR3E
- 36 SW1/4, SW1/4, NW1/4, Sec. 24, T46NR1E
- 37 NW1/4, SE1/4, NE1/4, Sec. 17, T45NR5E
- 38 SW1/4, NW1/4, NW1/4, Sec. 14, T45NR5E
- 39 SW1/4, NE1/4, SW1/4, Sec. 36, T45NR7E
- 40 NE1/4, NW1/4, NE1/4, Sec. 24, T45NR6E
- 41 SW1/4, SW1/4, SE1/4, Sec. 06, T44NR9E
- 42 SW1/4, NE1/4, SW1/4, Sec. 17, T46NR7E
- 43 SE1/4, SE1/4, SE1/4, Sec. 19, T45NR9E
- 44 SW1/4, SW1/4, SW1/4, Sec. 08, T43NR7E
- 45 NE1/4, SW1/4, NW1/4, Sec. 05, T49NR5E
- 46 SW1/4, NW1/4, NW1/4, Sec. 01, T49NR4E
- 47 SW1/4, SE1/4, NW1/4, Sec. 27, T50NR4E
- 48 NW1/4, NE1/4, NE1/4, Sec. 15, T50NR4E
- 49 NE1/4, SW1/4, NW1/4, Sec. 11, T48NR5E
- 50 NW1/4, SE1/4, NW1/4, Sec. 12, T48NR5E
- 51 SE1/4, SE1/4, NW1/4, Sec. 27, T48NR4E
- 52 NE1/4, SE1/4, NW1/4, Sec. 34, T50NR2E
- 53 SW1/4, NE1/4, NE1/4, Sec. 27, T50NR3E



TP-94-147



State of Idaho

DEPARTMENT OF WATER RESOURCES

Northern Region, 7600 N. Mineral Drive, Suite 100 • Coeur d'Alene, Idaho 83815
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C. L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Interim Director

March 11, 2014

MARY TERRA BERNS
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 5.0 acre-feet of water from various sources for yearly road construction purposes, by Shoshone County Public Works. Essentially this is a renewal of permits that have been issued in past years. A copy of the application is attached for your reference.

Would you please submit your comments no later than March 18, 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

*No comments received
DR 3/19/14
KF*

Franklin, Keith

From: Franklin, Keith
Sent: Tuesday, March 11, 2014 2:42 PM
To: 'Terra Berns,Mary'
Subject: Temporary Water Appropriation
Attachments: DOC007.pdf

Mary,
Attached is an application for a temporary water appropriation from Shoshone County Public Works for road construction water for the 2014 season for your review and comment. This is basically the same permit that has been issued in past years. If you have any questions, don't hesitate to give me a call.
Thanks.
Keith.