



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 18, 2014

YELLOWSTONE PIPE LINE COMPANY
FRAN NUNN ENV COORDINATOR
2626 LILLIAN AVE
BILLINGS MT 59101

RE: Temporary Permit No. TP-94-145 and TP-94-146

Dear Applicant(s):

Your application for Temporary approval of Water Appropriation has been granted and assigned number TP-94-145 and TP-94-146.

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".

Keith E. Franklin
Program Manager

Enclosure Copy of TP-94-145 and TP-94-146

RECEIVED

MAR 03 2014

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STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

ID No. TP-94-146

IDWR / NORTH
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 - Fran Nunn, Env. Coordinator Phone: (406) 255-5714Mailing address: 2626 Lillian Ave City: BillingsState Montana ZIP 59101 Email: fran.e.nunn@p66.com1. 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 #
49N	2E	8		NW	SW	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	
49N	2E	8			X														

4. Describe proposed use of water The water will be used in drilling operations for a new HDD crossing of the pipeline . The drilling method used will be a closed system so used water will be reclaimed and 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 0.15 AF; total volume 2 AF.6. Duration of diversion: from June 2, 2014 (day-month) to July 14, 2014, 4-6 weeks (day-month).7. Describe proposed diverting works: Water will be siphoned using a portable diesel pump stored upland8. a. Who owns the property at the requested point of diversion? State of Idahob. 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 usage rates will vary depending on drilling rates and loss of water within the formation while drilling. 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 Francis E. NunnDate 2/25/2014Received by do Date 3/3/14 Time _____\$50.00 fee receipted by do # NO30318 Date 3/3/14

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.

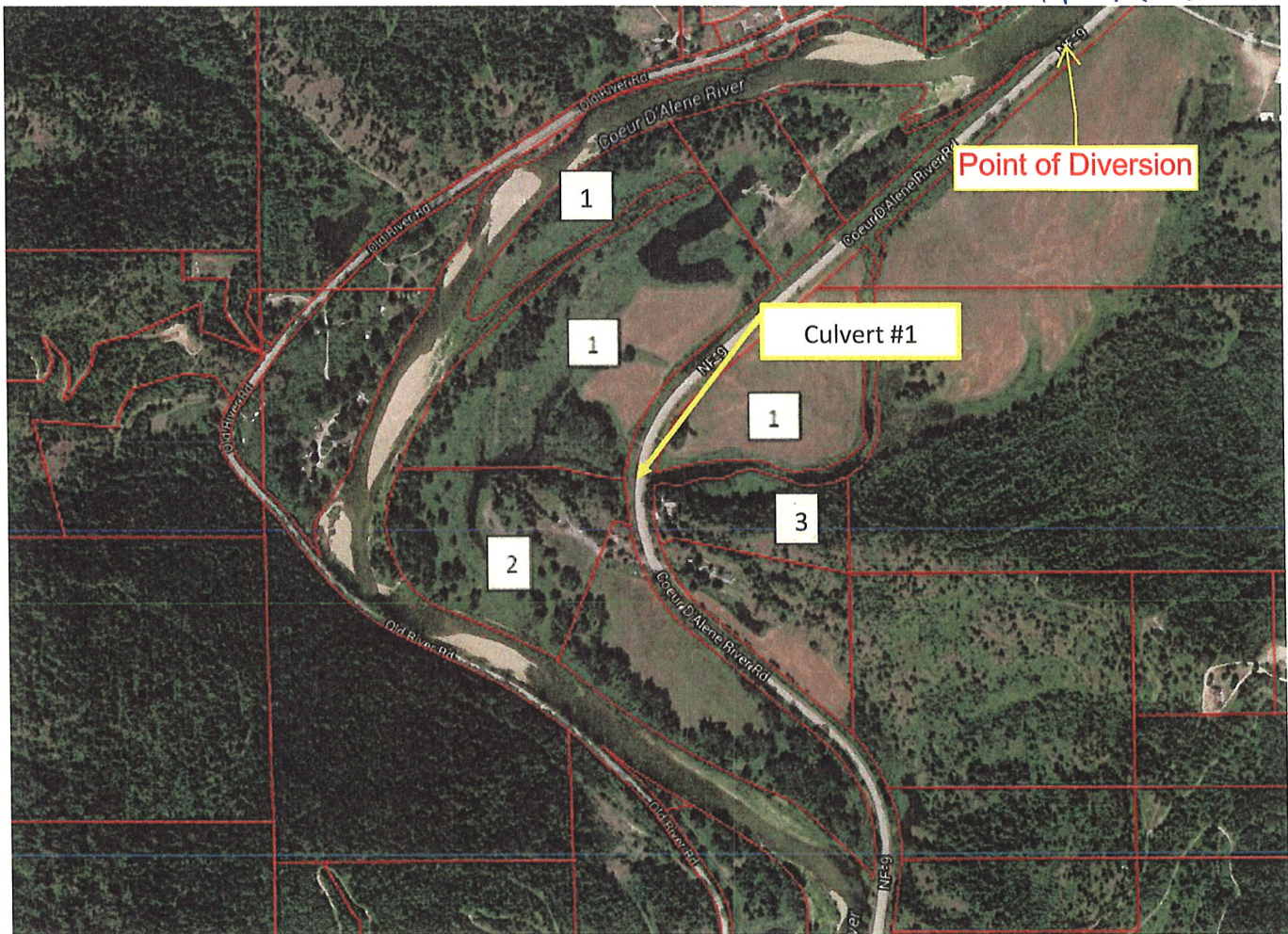
This application is therefore hereby:

- ☐ 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 2 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 11/1, 2014.

Signed this 18 day of March, 2014.


Manager, Northern Region
For the Director

TP-94-146



1: Parcel RP49N02E190200
Lambros, John R.
PO Box 39
Kingston, ID 83889

2: Parcel RP49N02E193599
James, Katie M
3211 B Coeur d'Alene River Rd
Kingston, ID 83839

3: Parcel RP49N02E192800
Battista, Kristy K (L EST)
3202 Coeur d'Alene River Rd
Kingston, ID 83839

From Shoshone County Parcel Information System Website
Culvert Location: 47° 35' 5.39" N 116° 15' 29.23" W



Frances E. Nunn
Environmental Coordinator –
Transportation HSE
Pipeline & Terminals- Billings Division
Phillips 66 Company
2626 Lillian Avenue
Billings, MT 59101
Phone 406.255.5714
fran.e.nunn@p66.com

February 24, 2014

Idaho Department of Water Resources
7600 Mineral Dr., Suite 100
Coeur d'Alene, ID 83815
Certified Mail No. 7013 1090 0001 4194 8837

RECEIVED
MAR 03 2014
IDWR / NORTH

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

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 drilling and 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 Kingston, 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 465.0 and 471.5 with approximately 7.5 miles of new pipe installed. At two existing culvert locations, Culvert #1 and Culvert #8, the new pipe will be installed below the culverts using Horizontal Directional Drilling (HDD) techniques so that the culverts will not be disturbed. Construction for the reroute will begin June 2, 2014 and is expected to take 4-6 weeks to complete.

As identified on the attached supporting maps the water will be diverted from the east bank of the North Fork Coeur d'Alene River approximately 2,900 feet north of the planned Culvert #1 project site. An established turnout at the diversion point will be used and the coordinates for the diversion point are 47°35'25.09"N 116°15'01.18"W. For Culvert #8, water will be diverted from the west bank of the North Fork Coeur d'Alene River approximately 2,200 feet west of the planned Culvert #8 project site. A river access located at the intersection of Old River Road and Little Fork Road will be used as the point of diversion with coordinates of 47°36'40.16"N 116°14'22.75"W. The actual amount of water to be diverted for HDD drilling operations is dependent upon the amount of lost circulation into the formation, but 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 then hauled to the HDD site.

Water to be used for hydro-testing of the newly installed pipe will be pumped the same way into a portable tank at the same rate and stored temporarily for the hydro-testing. It is expected that approximately 323,134 gallons or 1.0 acre feet of water will be needed for the hydro-testing of the entire 7.5 miles of newly re-routed pipeline.

Temporary Water Appropriation Permit
Yellowstone Pipe Line – Coeur d'Alene River Reroute Project
February 24, 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 cursive script, appearing to read "Frances E. Nunn".

Fran Nunn, Environmental Coordinator

Attachments:

Temporary Approval of Water Appropriation for Culverts #1 and #8
Location Maps

Cc: Dan Nebel, Terracon Consultants, Inc.

Franklin, Keith

From: Franklin, Keith
Sent: Tuesday, March 04, 2014 11:29 AM
To: 'Terra Berns,Mary'
Subject: Application for Temporary Water Appropriation
Attachments: DOC004.pdf

Mary,
Attached for your review and comment are two applications from the Yellowstone Pipe Line Co. for drilling in relation to a new HDD pipe crossing. If you have any questions, don't hesitate to call.
Thanks.
Keith.



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 4, 2014

MARY TERRA BERNES
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 two applications to temporarily appropriate a total of 4.0 acre-feet of water from the North Fork of the Coeur d'Alene River, for a drilling operation in conjunction with a new HDD pipeline crossing by the Yellowstone Pipe Line Co. Copies of the application's are attached for your reference.

Would you please submit your comments no later than March 11, 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 above address, by FAX to 208-762-2819 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,

Keith E Franklin
Program Manager, Northern Region

Encl/kf