

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: Western Construction, Inc Phone: 208-345-1440  
Address: 10139 S. Federal Way Boise 83716 Email: marilyn@wciboise.com

1. Source of water: well tributary to \_\_\_\_\_.

2. Location of point(s) of diversion:

TWP	RGE	SEC	GOVT LOT	1/4	1/4	1/4	County	Source	Local name or tag #
09S	17E	22			SW	NE	Jerome	Groundwater	

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	
09S	17E	22	X	X														<del>22</del>	
09S	17E	15												X	X	X	X		

4. Describe proposed use of water Phase 3 Highway 93/I-84 interchange construction

5. Amount of water:

Maximum rate of diversion \_\_\_\_\_ cfs or 500 gpm.

Maximum daily volume 0.10 AF; total volume 5.0 AF.

6. Duration of diversion: from 06/04/2013 to 12/31/2013  
Day-month Day-month

7. Describe proposed diverting works: well / pump

8. a. Who owns the property at the requested point of diversion? Steven Schmidt

b. Who owns the land to be irrigated or place of use? Idaho Transportation Dept

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

private agreement (on file)

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.

Marilyn Brock  
Signature of applicant

02-Jul-2013  
Date

Received by cy Date 7.2.13 Time \_\_\_\_\_

\$50.00 fee received by cy # 5033353 Date 7.2.13

Watermaster Comments received? OK cy Date 7.2.13

diversion is already metered.

**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.
- X 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
- X 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 1.11 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 addition condition sheet
9. This approval expires on 12/31/13.

Signed this 2<sup>nd</sup> day of July, 2013.

  
For the Director

- Use of water is subject to control of Watermaster to WD 130. Watermaster shall have access to site of well(s) for measurement and monitoring purposes. An hour meter shall be installed on the pump control at each authorized diversion.
- Use of wells subject to private well use agreements.
- This permit does not grant approval of any other county, state or federal agency that may be required.