

RECEIVED

Form 202A 04/12

ID No. TP-45-13 <sup>JC</sup>  
TP-43-42

STATE OF IDAHO  
 DEPARTMENT OF WATER RESOURCES  
 DEPT. OF WATER RESOURCES  
 SOUTHERN REGION

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: CASSIA COUNTY ROAD BRIDGE Phone: 208-312-1173  
 Address: 1459 Overland Ave. Burley, ID 83318 Email: samlori@atc.net  
 1. Source of water: Circle Creek tributary to Raft 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 #
155	24E	32			SE	NW	CASSIA	Circle Creek	

3. Location of place of use: SEE Attachment

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: Dust Abatement for road construction and magnesium chloride work on county roads

5. Amount of water:

Maximum rate of diversion — cfs or 340 gpm.  
 Maximum daily volume 0.15 AF; total volume 2 AF.

6. Duration of diversion: from Apr 1st to Oct 31st  
 Day-month Day-month

7. Describe proposed diverting works: Portable Gas Powered pump

8. a. Who owns the property at the requested point of diversion? All are in county right of way

b. Who owns the land to be irrigated or place of use? All are in county right of way

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

N/A

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.

Samlori  
 Signature of applicant

5-22-2013  
 Date

Received by J. Coops Date 6/5/13 Time AM

\$50.00 fee receipted by J. Coops # 6/5/13 Date 5033300

Watermaster Comments received? ✓ phone call Date 6-11-2013

(see memo)

**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

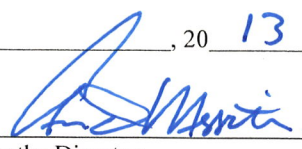
X B. APPROVED, subject to the following conditions:

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 2 AF and a maximum rate of diversion of 0.76 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 vaules.

8. Other: See additional sheet

9. This approval expires on 11/1/13.

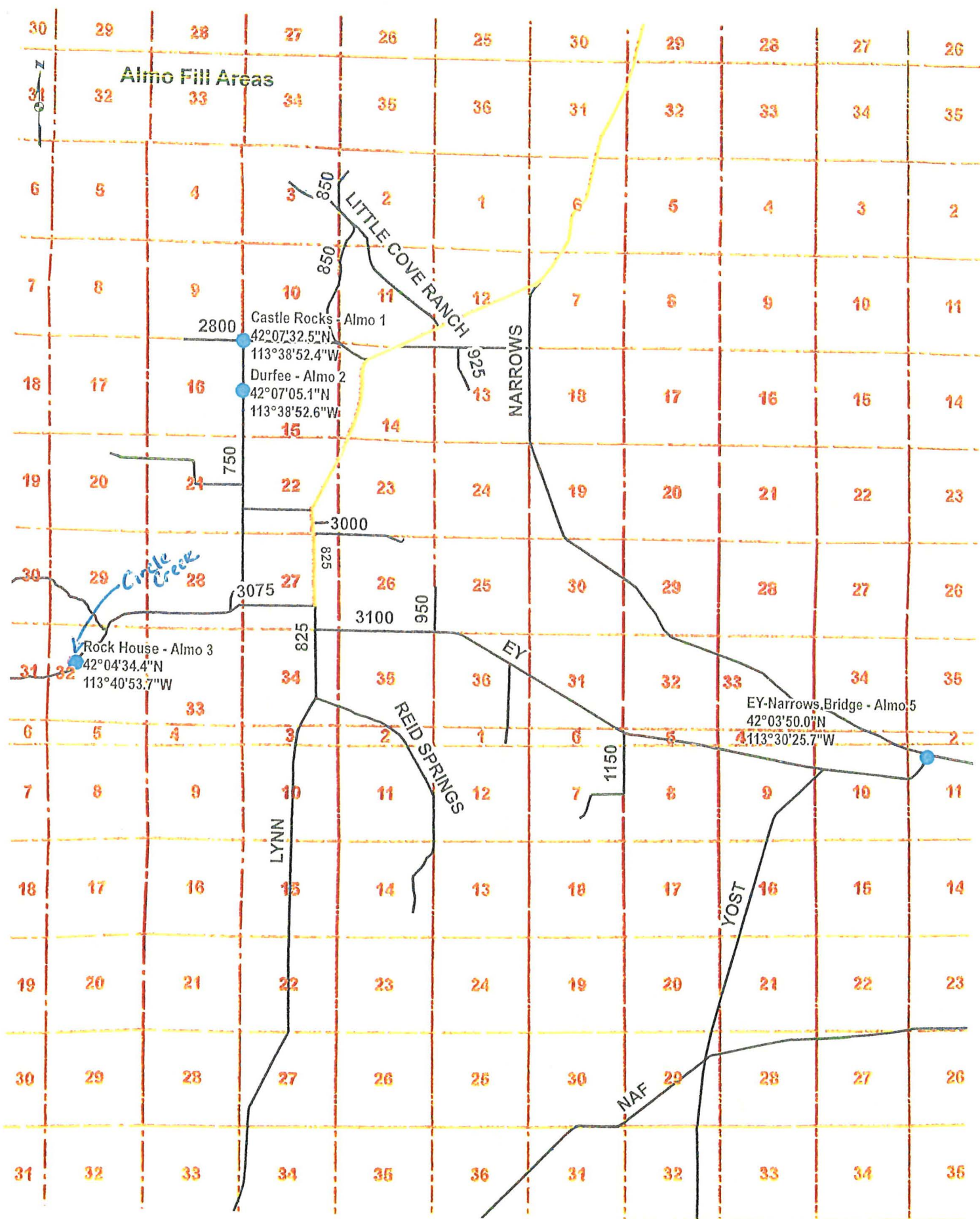
Signed this 11<sup>th</sup> day of June, 20 13.

  
\_\_\_\_\_  
For the Director

ADDITIONAL CONDITIONS OF APPROVAL FOR TEMPORARY  
PERMIT NO. TP-43-42 & TP-43-43

- SUBJECT TO curtailment by watermaster of Water District 43-B. Watermaster requires that he be contacted prior to diversion. **Contact Rick Neff at 208-645-2546 prior to commencement of diversion to coordinate timing and location.**
- The pump intake shall be screened with ¼" mesh or smaller to avoid entraining juvenile fish.
- The pump placement in the stream shall be away from potential fish refugia like stream banks with overhanging vegetation or accumulated large woody debris.
- 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.





# Castle Rocks – Almo 1

T.15 S., R.24 E., B.M.

- Section 3
  - SW $\frac{1}{4}$ NE $\frac{1}{4}$
  - NE $\frac{1}{4}$ SE $\frac{1}{4}$
  - NW $\frac{1}{4}$ SE $\frac{1}{4}$
  - SE $\frac{1}{4}$ NW $\frac{1}{4}$
- Section 2
  - SE $\frac{1}{4}$ SW $\frac{1}{4}$
  - SW $\frac{1}{4}$ SW $\frac{1}{4}$
  - NW $\frac{1}{4}$ SW $\frac{1}{4}$
  - SW $\frac{1}{4}$ NW $\frac{1}{4}$
  - NW $\frac{1}{4}$ NW $\frac{1}{4}$
- Section 10
  - SE $\frac{1}{4}$ NE $\frac{1}{4}$
  - NE $\frac{1}{4}$ SE $\frac{1}{4}$
  - SE $\frac{1}{4}$ SE $\frac{1}{4}$
  - SW $\frac{1}{4}$ SE $\frac{1}{4}$
  - SE $\frac{1}{4}$ SW $\frac{1}{4}$
  - SW $\frac{1}{4}$ SW $\frac{1}{4}$
- Section 11
  - SW $\frac{1}{4}$ NE $\frac{1}{4}$
  - NE $\frac{1}{4}$ SE $\frac{1}{4}$
  - SE $\frac{1}{4}$ SE $\frac{1}{4}$
  - SW $\frac{1}{4}$ SE $\frac{1}{4}$
  - NW $\frac{1}{4}$ SE $\frac{1}{4}$
  - NE $\frac{1}{4}$ NW $\frac{1}{4}$
  - SE $\frac{1}{4}$ NW $\frac{1}{4}$
  - SW $\frac{1}{4}$ NW $\frac{1}{4}$
  - NW $\frac{1}{4}$ NW $\frac{1}{4}$
- Section 12
  - SE $\frac{1}{4}$ SE $\frac{1}{4}$
  - SW $\frac{1}{4}$ SE $\frac{1}{4}$
  - SE $\frac{1}{4}$ SW $\frac{1}{4}$
  - SW $\frac{1}{4}$ SW $\frac{1}{4}$
  - NW $\frac{1}{4}$ SW $\frac{1}{4}$

## Castle Rocks – Almo 1

T.15 S., R.24 E., B.M.

- Section 13
  - NE¼NE¼
  - NW¼NE¼
  - NE¼NW¼
  - SE¼NW¼
  - SW¼NW¼
  - NW¼NW¼
- Section 14
  - NE¼NE¼
  - NW¼NE¼
  - NE¼NW¼
  - NW¼NW¼
- Section 15
  - NE¼NE¼
  - NW¼NE¼
  - NE¼NW¼
  - NW¼NW¼

## Durfee – Almo 2

T.15 S., R.24 E., B.M.

- Section 14
  - $SW\frac{1}{4}SW\frac{1}{4}$
  - $NW\frac{1}{4}SW\frac{1}{4}$
  - $SW\frac{1}{4}NW\frac{1}{4}$
  - $NW\frac{1}{4}NW\frac{1}{4}$
- Section 15
  - $NE\frac{1}{4}NE\frac{1}{4}$
  - $SE\frac{1}{4}NE\frac{1}{4}$
  - $NE\frac{1}{4}SE\frac{1}{4}$
  - $SE\frac{1}{4}SE\frac{1}{4}$
- Section 20
  - $NE\frac{1}{4}NE\frac{1}{4}$
  - $NW\frac{1}{4}NE\frac{1}{4}$
- Section 21
  - $NE\frac{1}{4}NE\frac{1}{4}$
  - $SE\frac{1}{4}NE\frac{1}{4}$
  - $SW\frac{1}{4}NE\frac{1}{4}$
  - $NE\frac{1}{4}SE\frac{1}{4}$
  - $SE\frac{1}{4}SE\frac{1}{4}$
  - $NW\frac{1}{4}SE\frac{1}{4}$
  - $NE\frac{1}{4}NW\frac{1}{4}$
  - $SE\frac{1}{4}NW\frac{1}{4}$
  - $SW\frac{1}{4}NW\frac{1}{4}$
  - $NW\frac{1}{4}NW\frac{1}{4}$
- Section 22
  - $SE\frac{1}{4}SE\frac{1}{4}$
  - $SW\frac{1}{4}SE\frac{1}{4}$
  - $NE\frac{1}{4}SW\frac{1}{4}$
  - $SE\frac{1}{4}SW\frac{1}{4}$
  - $SW\frac{1}{4}SW\frac{1}{4}$
  - $NW\frac{1}{4}SW\frac{1}{4}$
  - $SW\frac{1}{4}NW\frac{1}{4}$
  - $NW\frac{1}{4}NW\frac{1}{4}$
- Section 23
  - $SE\frac{1}{4}SW\frac{1}{4}$
  - $SW\frac{1}{4}SW\frac{1}{4}$

## Durfee - Almo 2

T.15 S., R.24 E., B.M.

- Section 26
  - NW $\frac{1}{4}$ NE $\frac{1}{4}$
  - NE $\frac{1}{4}$ NW $\frac{1}{4}$
  - NW $\frac{1}{4}$ NW $\frac{1}{4}$
  
- Section 27
  - SE $\frac{1}{4}$ NE $\frac{1}{4}$
  - SW $\frac{1}{4}$ NE $\frac{1}{4}$
  - SW $\frac{1}{4}$ SE $\frac{1}{4}$
  - NW $\frac{1}{4}$ SE $\frac{1}{4}$
  - NE $\frac{1}{4}$ SW $\frac{1}{4}$
  - SE $\frac{1}{4}$ SW $\frac{1}{4}$
  - SW $\frac{1}{4}$ SW $\frac{1}{4}$
  - NW $\frac{1}{4}$ SW $\frac{1}{4}$
  - SW $\frac{1}{4}$ NW $\frac{1}{4}$
  - NW $\frac{1}{4}$ NW $\frac{1}{4}$
  
- Section 28
  - NE $\frac{1}{4}$ NE $\frac{1}{4}$
  - SE $\frac{1}{4}$ NE $\frac{1}{4}$
  - NE $\frac{1}{4}$ SE $\frac{1}{4}$
  - SE $\frac{1}{4}$ SE $\frac{1}{4}$



## Rock House – Almo 3

T.15 S., R.23 E., B.M.

- Section 28
  - NE¼SE¼
  
- Section 27
  - NE¼SE¼
  - SE¼SE¼
  - SW¼SE¼
  - SE¼SW¼
  - SW¼SW¼
  - NW¼SW¼
  
- Section 26
  - NE¼SE¼
  - SE¼SE¼
  - NW¼SE¼
  - NE¼SW¼
  - SE¼SW¼
  
- Section 25
  - SW¼SW¼
  
- Section 36
  - NE¼SE¼
  - SE¼SE¼
  - NW¼SE¼
  - NE¼SW¼
  - SE¼NW¼
  - SW¼NW¼
  - NW¼NW¼

T.15 S., R.24 E., B.M.

- Section 31
  - NE¼SE¼
  - NW¼SE¼
  - NE¼SW¼
  - SE¼SW¼
  - SW¼SW¼
  
- Section 32
  - NW¼NE¼
  - NW¼SW¼
  - NE¼NW¼
  - SE¼NW¼
  - SW¼NW¼

## Rock House – Almo 3

T.15 S., R.24 E., B.M.

- Section 29
  - SE $\frac{1}{4}$ SE $\frac{1}{4}$
  - SW $\frac{1}{4}$ SE $\frac{1}{4}$
  
- Section 28
  - SE $\frac{1}{4}$ SE $\frac{1}{4}$
  - SW $\frac{1}{4}$ SE $\frac{1}{4}$
  - SE $\frac{1}{4}$ SW $\frac{1}{4}$
  - SW $\frac{1}{4}$ SW $\frac{1}{4}$

T.16 S., R.24 E., B.M.

- Section 6
  - Lot 4

## Spencer/Utah – Almo 4

T.15 S., R.24 E., B.M.

- Section 34
  - NE $\frac{1}{4}$ NE $\frac{1}{4}$
  - SE $\frac{1}{4}$ NE $\frac{1}{4}$
  - SW $\frac{1}{4}$ NE $\frac{1}{4}$
  - NW $\frac{1}{4}$ NE $\frac{1}{4}$
  - NE $\frac{1}{4}$ SE $\frac{1}{4}$
  - SE $\frac{1}{4}$ SE $\frac{1}{4}$
  - SW $\frac{1}{4}$ SE $\frac{1}{4}$
  - NW $\frac{1}{4}$ SE $\frac{1}{4}$
- Section 35
  - SW $\frac{1}{4}$ SE $\frac{1}{4}$
  - SE $\frac{1}{4}$ SW $\frac{1}{4}$
  - SW $\frac{1}{4}$ SW $\frac{1}{4}$

T.16 S., R.24 E., B.M.

- Section 3
  - Lot 2
- Section 2
  - Lot 2
- Section 10
  - SW $\frac{1}{4}$ NE $\frac{1}{4}$
  - NW $\frac{1}{4}$ NE $\frac{1}{4}$
  - SW $\frac{1}{4}$ SE $\frac{1}{4}$
  - NW $\frac{1}{4}$ SE $\frac{1}{4}$
  - SE $\frac{1}{4}$ SW $\frac{1}{4}$
- Section 11
  - NE $\frac{1}{4}$ NE $\frac{1}{4}$
  - SE $\frac{1}{4}$ NE $\frac{1}{4}$
  - NW $\frac{1}{4}$ NE $\frac{1}{4}$
  - NE $\frac{1}{4}$ SE $\frac{1}{4}$
  - SE $\frac{1}{4}$ SE $\frac{1}{4}$
- Section 12
  - SW $\frac{1}{4}$ SW $\frac{1}{4}$
  - NW $\frac{1}{4}$ SW $\frac{1}{4}$
- Section 13
  - NW $\frac{1}{4}$ NW $\frac{1}{4}$

## Spencer/Utah – Almo 4

T.16 S., R.24 E., B.M.

- Section 14
  - NE¼NE¼
  - SE¼NE¼
  - NE¼SE¼
  
- Section 15
  - SW¼NE¼
  - NW¼NE¼
  - SW¼SE¼
  - NW¼SE¼
  - NE¼SW¼
  - SE¼SW¼
  - NE¼NW¼
  - SE¼NW¼
  
- Section 22
  - SW¼NE¼
  - NW¼NE¼
  - SW¼SE¼
  - NW¼SE¼
  - NE¼SW¼
  - SE¼SW¼
  - NE¼NW¼
  - SE¼NW¼
  
- Section 27
  - NE¼SW¼
  - SW¼SW¼
  - NW¼SW¼
  - NE¼NW¼
  - SE¼NW¼
  
- Section 34
  - SW¼SW¼
  - NW¼SW¼
  - SW¼NW¼
  - NW¼NW¼
  
- Section 33
  - SE¼SE¼

## EY-Narrows Bridge – Almo 5

T.16 S., R.25 E., B.M.

- Section 12
  - NE¼NE¼
  - NW¼NE¼
  - NE¼NW¼
  - NW¼NW¼
  
- Section 11
  - NE¼NE¼
  - NW¼NE¼
  - NE¼NW¼
  - SW¼NW¼
  - NW¼NW¼
  
- Section 3
  - Lot 1
  - Lot 2
  
- Section 10
  - SE¼NE¼
  - SW¼NE¼
  - SE¼NW¼
  - SW¼NW¼
  - NW¼NW¼
  
- Section 9
  - NE¼NE¼
  - SE¼NE¼
  - NW¼NE¼
  - NE¼SE¼
  - SW¼SE¼
  - NW¼SE¼
  - SE¼SW¼
  - NE¼NW¼
  - NW¼NW¼
  
- Section 8
  - NE¼NE¼
  - SW¼NW¼
  - NW¼NW¼
  
- Section 5
  - Lot 1
  - Lot 2
  - Lot 3

## EY-Narrows Bridge - Almo 5

T.16 S., R.25 E., B.M.

- Section 6
  - Lot 1
  
- Section 7
  - NE $\frac{1}{4}$ NE $\frac{1}{4}$
  - SE $\frac{1}{4}$ NE $\frac{1}{4}$
  - SW $\frac{1}{4}$ NE $\frac{1}{4}$
  - NE $\frac{1}{4}$ SE $\frac{1}{4}$
  - NW $\frac{1}{4}$ SE $\frac{1}{4}$
  
- Section 16
  - NE $\frac{1}{4}$ SW $\frac{1}{4}$
  - SE $\frac{1}{4}$ SW $\frac{1}{4}$
  - SW $\frac{1}{4}$ SW $\frac{1}{4}$
  - NE $\frac{1}{4}$ NW $\frac{1}{4}$
  - SE $\frac{1}{4}$ NW $\frac{1}{4}$
  
- Section 21
  - NW $\frac{1}{4}$ SW $\frac{1}{4}$
  - SW $\frac{1}{4}$ NW $\frac{1}{4}$
  - NW $\frac{1}{4}$ NW $\frac{1}{4}$
  
- Section 20
  - NE $\frac{1}{4}$ SE $\frac{1}{4}$
  - SE $\frac{1}{4}$ SE $\frac{1}{4}$
  
- Section 29
  - NE $\frac{1}{4}$ NE $\frac{1}{4}$
  - SE $\frac{1}{4}$ NE $\frac{1}{4}$
  - NE $\frac{1}{4}$ SE $\frac{1}{4}$
  - SE $\frac{1}{4}$ SE $\frac{1}{4}$
  
- Section 32
  - NE $\frac{1}{4}$ NE $\frac{1}{4}$
  - SE $\frac{1}{4}$ NE $\frac{1}{4}$
  - SW $\frac{1}{4}$ NE $\frac{1}{4}$
  - NW $\frac{1}{4}$ NE $\frac{1}{4}$
  - NE $\frac{1}{4}$ SE $\frac{1}{4}$
  - SE $\frac{1}{4}$ SE $\frac{1}{4}$
  - SW $\frac{1}{4}$ SE $\frac{1}{4}$
  - NW $\frac{1}{4}$ SE $\frac{1}{4}$



## EY-Narrows Bridge - Almo 5

T.15 S., R.25 E., B.M.

- Section 34
  - SW¼SE¼
  - SE¼SW¼
  - SW¼SW¼
  - NW¼SW¼
  
- Section 33
  - SW¼NE¼
  - NE¼SE¼
  - NW¼SE¼
  - SE¼NW¼
  - SW¼NW¼
  - NW¼NW¼
  
- Section 32
  - NE¼NE¼
  - NW¼NE¼
  - NE¼NW¼
  
- Section 29
  - NE¼SW¼
  - SE¼SW¼
  - NW¼SW¼
  - SW¼NW¼
  
- Section 30
  - NE¼NE¼
  - SE¼NE¼
  - SW¼NE¼
  - NW¼NE¼
  - NE¼NW¼
  
- Section 19
  - NE¼SW¼
  - SE¼SW¼
  - NW¼SW¼
  - SW¼NW¼
  - NW¼NW¼
  
- Section 18
  - SW¼SW¼
  - NW¼SW¼
  - SW¼NW¼
  - NW¼NW¼

## EY-Narrows Bridge - Almo 5

T.15 S., R.25 E., B.M.

- Section 31
  - SE¼SE¼
  - SW¼SE¼
  - NW¼SE¼
  - NE¼SW¼
  - NW¼SW¼
  - SW¼NW¼

T.15 S., R.24 E., B.M.

- Section 36
  - SE¼NE¼
  - SW¼NE¼
  - NW¼NE¼
  - NE¼SE¼
  - SE¼SE¼
  - NE¼NW¼
  - NW¼NW¼
- Section 25
  - SE¼SW¼
  - SW¼SW¼
  - NW¼SW¼
- Section 26
  - NE¼SE¼
  - SE¼SE¼
  - SW¼SE¼
  - SE¼SW¼
  - SW¼SW¼
- Section 27
  - SE¼SE¼
  - SW¼SE¼
- Section 35
  - NE¼NE¼
  - NW¼NE¼
  - NE¼NW¼
  - NW¼NW¼
- Section 34
  - NE¼NE¼

## EY-Narrows Bridge - Almo 5

T.15 S., R.24 E., B.M.

- Section 13
  - NE¼NE¼
  - SE¼NE¼
  - NE¼SE¼
  - SE¼SE¼

T.16 S., R.24 E., B.M.

- Section 1
  - Lot 1
  - Lot 2

## MEMORANDUM

**DATE:** June 10, 2013

**TO:** Allen Merritt, File TP-43-41, TP-43-42, TP-43-43

**FROM:** Jeff Cooper

**RE:** Application for Temporary Approval of Water Appropriation

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Three applications for temporary approval of water appropriation (TP-43-41, TP-43-42, TP-43-43) were filed with the Department on June 5, 2013 by Cassia Country Road and Bridge (receipt #S033300) for the purpose of dust abatement and magnesium chloride work on county roads in the Upper Raft River area. The applicant provided a detailed map of the location of the points of diversion and place of use along with legal descriptions.

- Application TP-43-41 proposes to divert up to 340 gpm, up to 0.15 AF/day, and up to 2 AF from April 1, 2013 to October 31, 2013, from points of diversion located at TWP 13S RNG 24E Sec. 15 NWNW & TWP 13S RNG 24E Sec. 16 NENE on an unnamed stream tributary to Almo Creek. The proposed points of diversion fall under the jurisdiction of the Almo Creek Water District (43-D). The current watermaster, E. Bruce Durfee, indicated that he had no objections to the proposed temporary appropriation, but would like to be contacted when the water is taken (as per phone conversation on 6/11/2013). The proposed points of diversion are located within the road and/or highway easement.
- Application TP-43-42<sup>42</sup> proposes to divert up to 340 gpm, up to 0.15 AF/day, and up to 2 AF from April 1, 2013 to October 31, 2013, from a point of diversion located at TWP 16S RNG 25E Sec. 11 NWNW on Raft River. The proposed point of diversion falls under the jurisdiction of the Upper Raft River Water District (43-B). The current watermaster, Rick Neff, indicated that although during certain times of the year there wouldn't be an issue, he would like to be notified prior to the diversion of the water (as per phone conversation 6/11/2013). The proposed points of diversion are located within the road and/or highway easement.
- Application TP-43-43 proposes to divert up to 340 gpm, up to 0.15 AF/day, and up to 2 AF from April 1, 2013 to October 31, 2013, from a point of diversion located at TWP 15S RNG 24E Sec. 32 SENW on Circle Creek tributary to Raft River. The proposed point of diversion falls under the jurisdiction of the Upper Raft River Water District (43-B). The current watermaster, Rick Neff, indicated that although during certain times of the year there wouldn't be an issue, he would like to be notified prior to the diversion of the water. The proposed points of diversion are located within the road and/or highway easement.