

RECEIVED

STATE OF IDAHO

MAY 01 2013

DEPARTMENT OF WATER RESOURCES

Department of Water Resources  
Eastern Region**APPLICATION FOR TEMPORARY APPROVAL OF WATER APPROPRIATION**  
(5 AF or less)Name of Applicant Bannock County Road & Bridge Phone 208-233-9591Address 5500 South Fifth Pocatello, Id 83204 Email brettg@bannockcounty.us

- Source of water Marsh Creek Tributary to Portneuf  
15 9-S 36E
- Location of point of diversion 1/4 1/4 Sec. 7 Township 10S Range 37E B.M.,  
County Bannock.
- Location of place of use 1/4 1/4 Sec. Township , Range  B.M.,  
County Bannock.
- Proposed use of water For maintenance of roads on the County highway system

## 5. Amount of water:

Maximum rate of diversion  cfs or 750 gpm.Maximum daily volume .1 AF; Total volume 5 AF.

- Duration of diversion: From receipt of permit 5/3/2013 to 31/12  
Day-month Day-month

- Proposed diverting works Pump on water Trucks

- Who owns the property at the requested point of diversion? Bannock County Right of Way

- Describe the arrangement allowing access to the water Water will be loaded from the road right of way

- Remarks Water use is mainly in the spring. Water will not be used on a daily basis

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.

4-18-2013

Date

Applicant

Received by M HOLLIDAYDate 5/1/2013

Time

\$50.00 fee receipted by K JONES# E038641Date 5/1/2013Watermaster Comments received? N/A

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 AF and a maximum rate of diversion of 1.67 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: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_
  9. This approval expires on 12/31/2013.

Signed this 3rd day of May, 2013.

Lyle Swank  
For the Director



State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N Skyline Dr., Ste A, Idaho Falls, Idaho 83402-1718

Phone: (208) 525-7161 FAX: (208) 525-7177 [www.idwr.idaho.gov](http://www.idwr.idaho.gov)

C.L. "BUTCH" OTTER  
Governor

May 3, 2013

GARY SPACKMAN  
Director

BANNOCK CO ROAD & BRIDGE  
5500 S FIFTH  
POCATELLO ID 83204

Applicant:

Enclosed is your copy of approved Temporary Permit TP-29-60. Please take note of the effective dates on line 6 and the conditions on the back.

Sincerely,

Michael Holliday  
Water Rights Supervisor

Enclosure