



State of Idaho

DEPARTMENT OF WATER RESOURCES

Northern Region, 7600 N. Mineral Drive, Suite 100 • Coeur d'Alene, Idaho 83815

Phone: (208) 762-2800 • Fax: (208) 762-2819 • Web Site: [www.idwr.idaho.gov](http://www.idwr.idaho.gov)

05/13/2013

C. L. "BUTCH" OTTER  
Governor

GARY SPACKMAN  
Director

APOLLO INC  
BRETT BROWN  
1133 WEST COLUMBIA DR  
KENEWICK WA 99336

RE: Temporary Permit No. TP-95-100

Dear Applicant(s):

Your application for Temporary approval of Water Appropriation has been granted and assigned number TP-95-100 .

Please be advised that THE PERMIT IS SUBJECT TO THE EFFECTIVE DATES AND CONDITIONS STATED ON PAGE TWO OF THE APPLICATION.

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, flowing style.

Keith E. Franklin  
Program Manager

Enclosure COPY OF TP-95-100  
RECEIPT #N029830

RECEIVED

MAY 09 2013  
Form 202A 04/12ID No. TP-95-100

IDWR / NORTH

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: Apollo Inc. (Brett Brown) Phone: (509) 947-4309  
 Address: 1133 West Columbia Drive Kennewick WA Email: brettb@apollo-gc.com  
 1. Source of water: Coeur D'Alene Lake tributary to 99336

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	3W	19	4	-	-	-	Kootenai	Coeur D'Alene	
49N	3W	20	-	NE	SW	-	Kootenai	Goer Trunks Creek	

3. Location of place of use: Burma Rd. (Jct 97 to Gotham Bay Road)

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	3W																		

4. Describe proposed use of water: We intend on using it for construction purposes throughout project. Dust abatement, Compaction purposes as well as hydroseeding.

5. Amount of water:

Maximum rate of diversion 0.5 cfs or — gpm.Maximum daily volume .06138 AF; total volume 4.0 AF.6. Duration of diversion: from 5/20/13 to 10/15/13  
Day-month Day-month7. Describe proposed diverting works: We will be using a 2" pump to fill the water truck8. 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

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

9. Additional remarks: As stated above we will be utilizing the water throughout the Burma road project. We intend on pumping it into the water truck and using it for various activities.

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: BH B Date: 5/6/2013

Received by dp Date 5/9/13 Time —  
 \$50.00 fee receipted by dp # N029830 Date 5/9/13  
 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 4 AF and a maximum rate of diversion of 0.5 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: 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. This approval expires on 11/1/13.

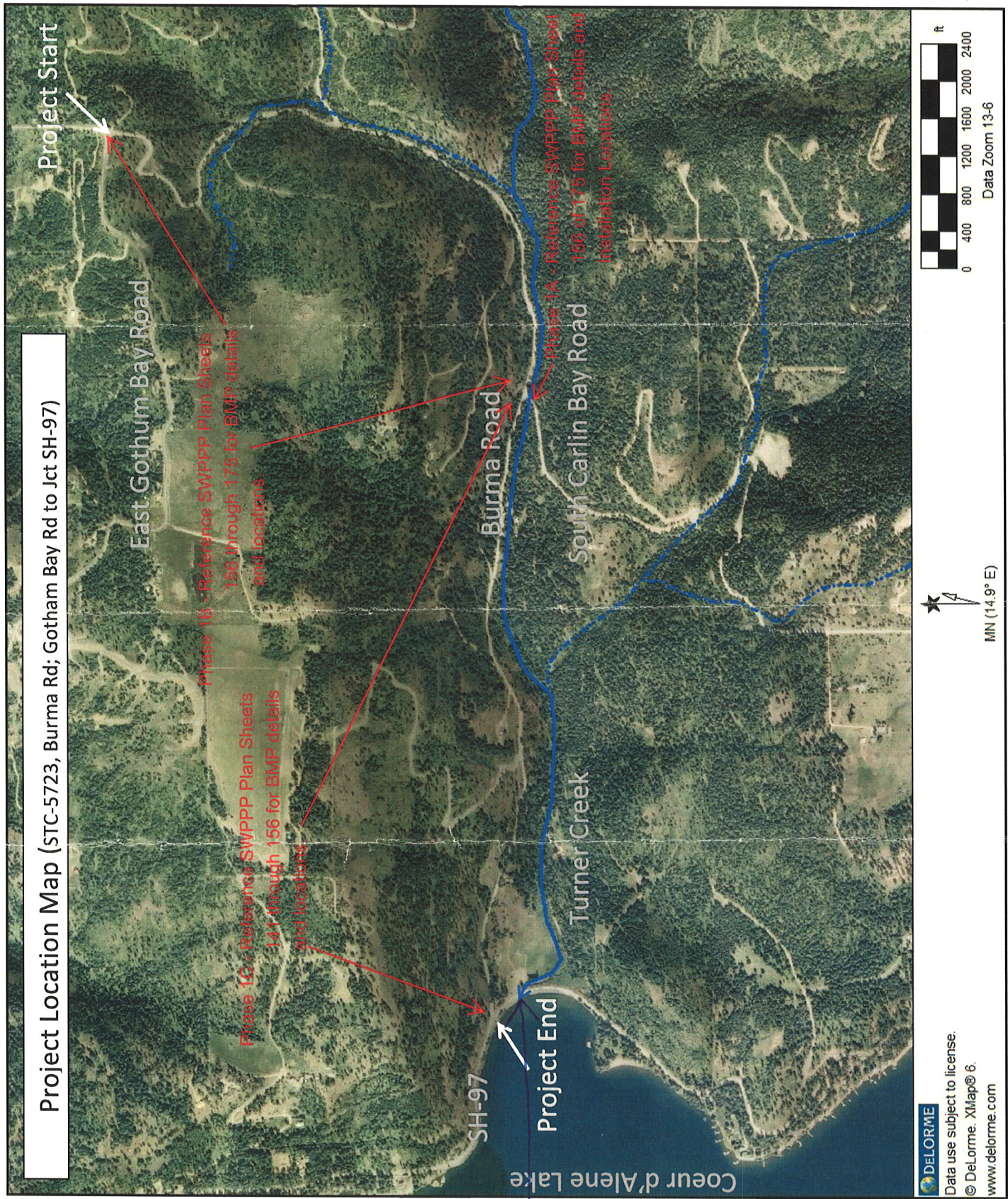
Signed this 13 day of May, 2013.

Keith C. Franklin  
For the Director



TP-95-100

This is the location we intend on purging into the water track.





MEMO: TO THE FILE  
FROM: KEITH FRANKLIN  
DATE: 5/13/2013

I DISCUSSED THIS APPLICATION, BY TELEPHONE, WITH MARY TERRA  
BURNS OF FISH & GAME AND SHE HAD NO PROBLEM WITH ITS  
APPROVAL.