

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: THE NATURE CONSERVANCY - ATTN: Ron Troy Phone: (208) 220-2266Mailing address: P.O. Box 611 Salmon, ID 83467 City: SALMONState IDAHO ZIP 83467 Email: rtroy@tnc.org1. Source of water: LEE CREEK tributary to LEMMI 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 #
16N	25E	3		<del>SW</del>	SW	SW	LEMMI	LEE CREEK	
16N	25E	4		SE	SE		LEMMI	LEE CREEK	

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	
16N	25E	3										X							0.70
16N	25E	4													.50			.70	1.20

4. Describe proposed use of water TO MAINTAIN SURVIVAL OF TREES, SHRUBS, WILLOWS AND WETLAND SOD UNTIL PLANTS GET ESTABLISHED. PLANTS AND SEEDS WILL BE COMPLETED IN FALL 2013 AS PART OF THE LEE CREEK RESTORATION PROJECT

5. Amount of water:

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

Maximum daily volume \_\_\_\_\_ AF; total volume 5.0 AF.6. Duration of diversion: from 15-September 2013 (day-month) to 30-NOVEMBER 2013 (day-month).7. Describe proposed diverting works: PUMPING AND/OR GRAVITY FED PIPE TO DRIP LINES AND/OR SPRINKLERS8. a. Who owns the property at the requested point of diversion? BEYELER RANCHES, INCb. Who owns the land to be irrigated or place of use? BEYELER RANCHES, ELLSWORTH RANCHES, & LIVESTOCK

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

THE NATURE CONSERVANCY HAS PERMISSION & CONSERVATION EASEMENTS (BEYELER OR9. Additional remarks: THIS REQUEST IS TEMPORARY IN THAT WE NEED TO KEEP PLANTS ALIVE UNTIL THEY ARE DEEP ROOTED. MOST OF THE WATERING WILL OCCUR ON OR NEAR THE NEWLY EXCAVATED LEE CREEK FLOOD PLAIN. NO OTHER WATERS NEED DIVERT WATER ON LEE CR FLOOD PLAIN

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

Date

Aug 26, 2013

Received by

Date

Time

\$50.00 fee received by

#

Date

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 5.0 AF and a maximum rate of diversion of \_\_\_\_\_ 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: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

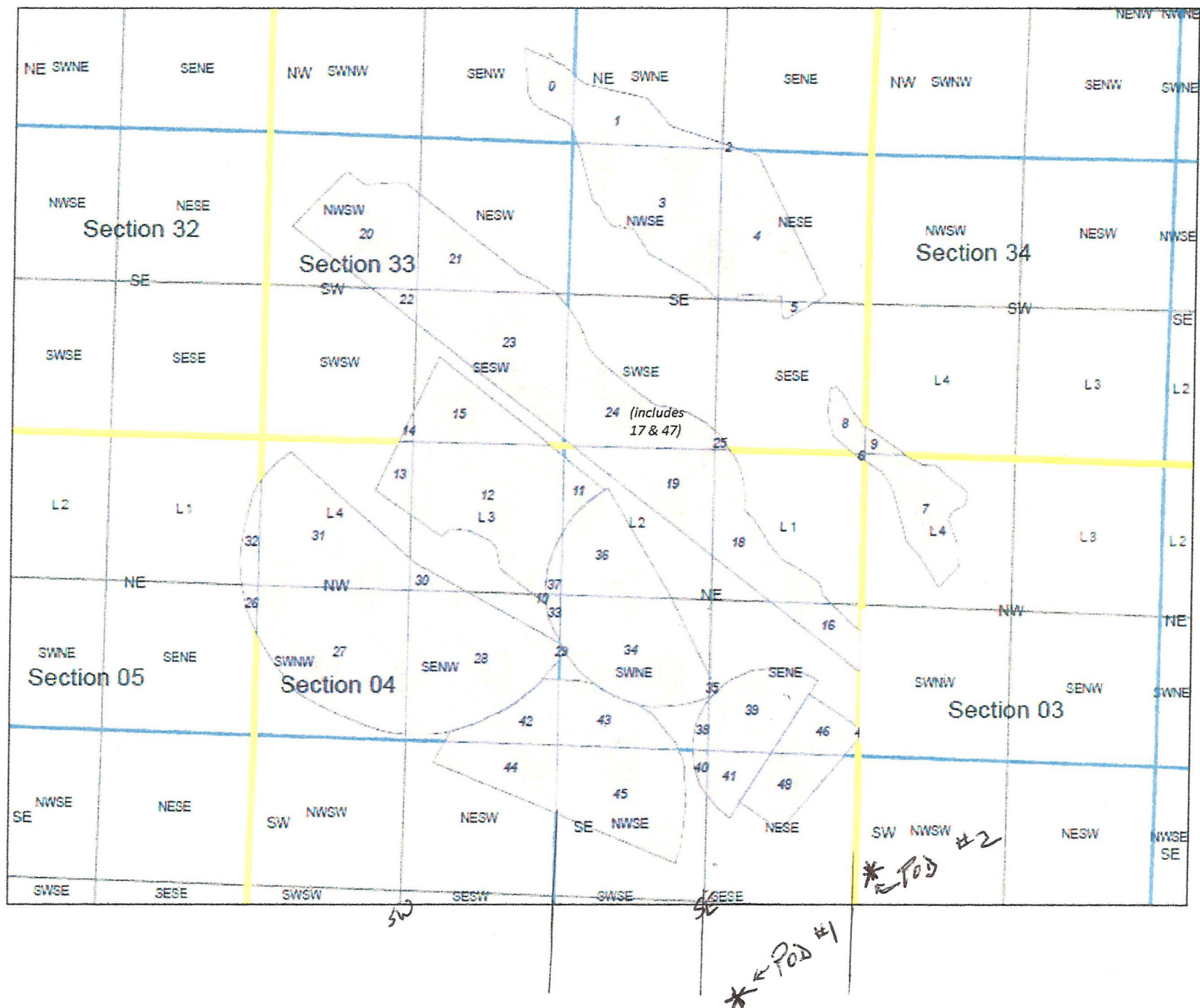
9. This approval expires on Nov. 30, 2013

Signed this 30th day of Aug., 2013.

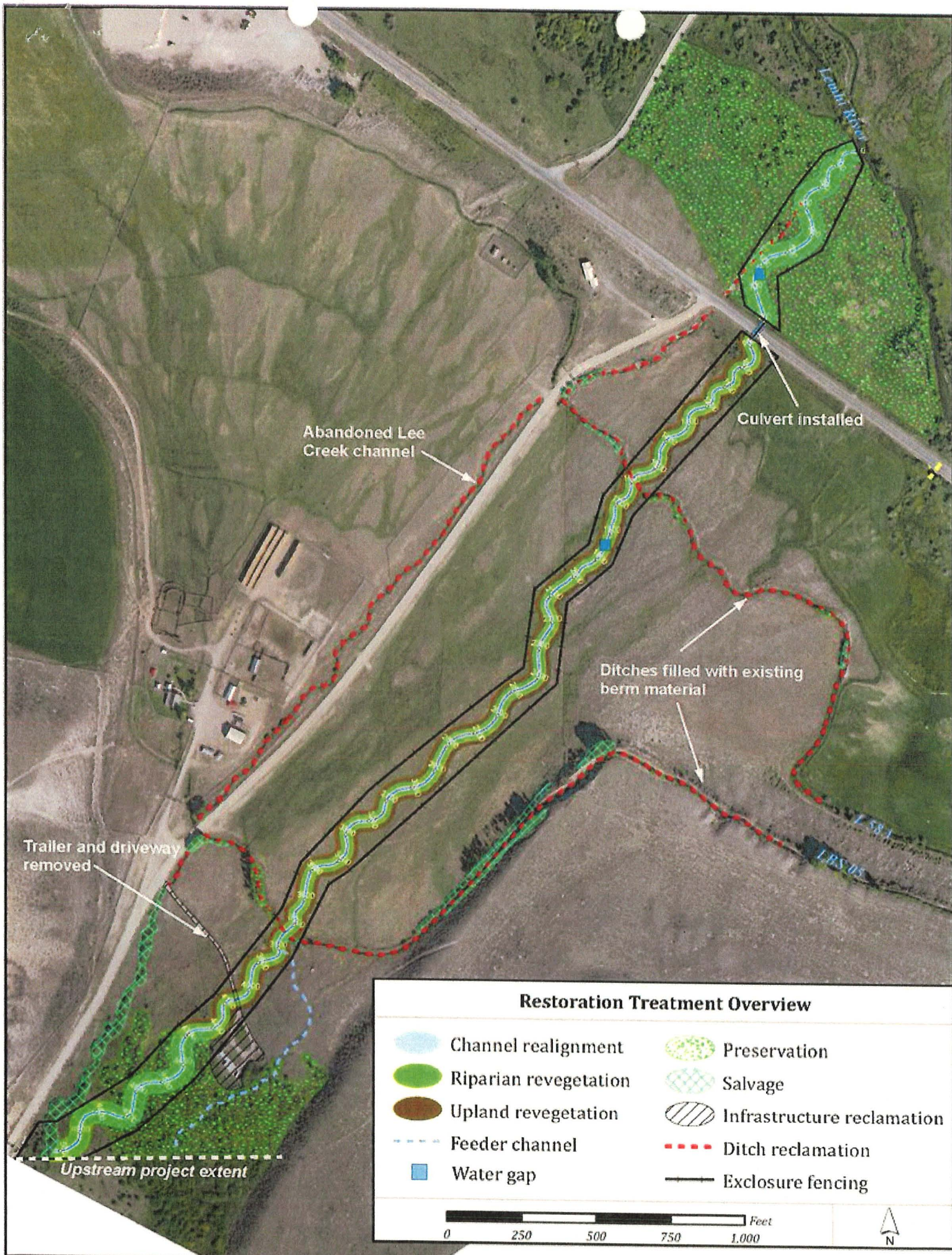
Lyle Swank  
For the Director



NEW YORK











**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

**GARY SPACKMAN**  
Director

August 30, 2013

The Nature Conservancy  
Ron Troy  
PO Box 611  
Salmon ID 83467

**Applicant:**

Enclosed is your approved copy of Temporary Permit TP-74-29. Please take note of the effective dates on line 6 and the conditions on the back.

Sincerely,

A handwritten signature in blue ink that reads "Sharla Cox". The signature is written in a cursive, flowing style.

**Sharla Cox**  
Water Resource Administrative Assistant

Enclosure