

RECEIVED

NOV 16 2012

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCESDEPT. 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: Idaho Sand and Gravel Phone: 208-324-5100
Address: 391E. 300S., Jerome, ID 83338 Email: j.ponton@idahosand.com

1. Source of water:
- Little Wood River
- tributary to
- Malad River
-
2. Location of point(s) of diversion:

TWP	RGE	SEC	GOVT LOT	¼	¼	¼	County	Source	Local name or tag #
06S	17E	2	3	NE	NE	NW	Lincoln	Little Wood River	

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	
S	05S	17E	35																
N	04S	17E	24																

Sect. 35 is the south boundary, sect. 24 is north boundary—use is between

4. Describe proposed use of water:
- For compaction of road material and dust control associated with highway construction of Highway 75 north of Shoshone.

5. Amount of water:

Maximum rate of diversion _____ cfs or 700 gpm.Maximum daily volume 0.2 AF; total volume 5.0 AF.

6. Duration of diversion: from
- 11-16-12
- to
- 5-1-13
-
- Day-month Day-month

7. Describe proposed diverting works:
- Portable pump to water truck.

8. a. Who owns the property at the requested point of diversion?
- Valley Coops, Inc.
-
- 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:

Permission from Valley Co-op

9. Additional remarks:
- Water truck capacity is 3500 gal. Estimated fill time is 5 min/truck. Estimate is about 18 loads/day.
-
- This application covers winter-time use when Big Wood canal water is not available.

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

Received by Jim B. Teaberry Date 11-16-12 Time 3:00 PM\$50.00 fee received by JB # 5032909 Date 11-16-12Watermaster Comments received? ✓ Date 11-16-2012

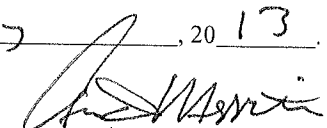
ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

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:

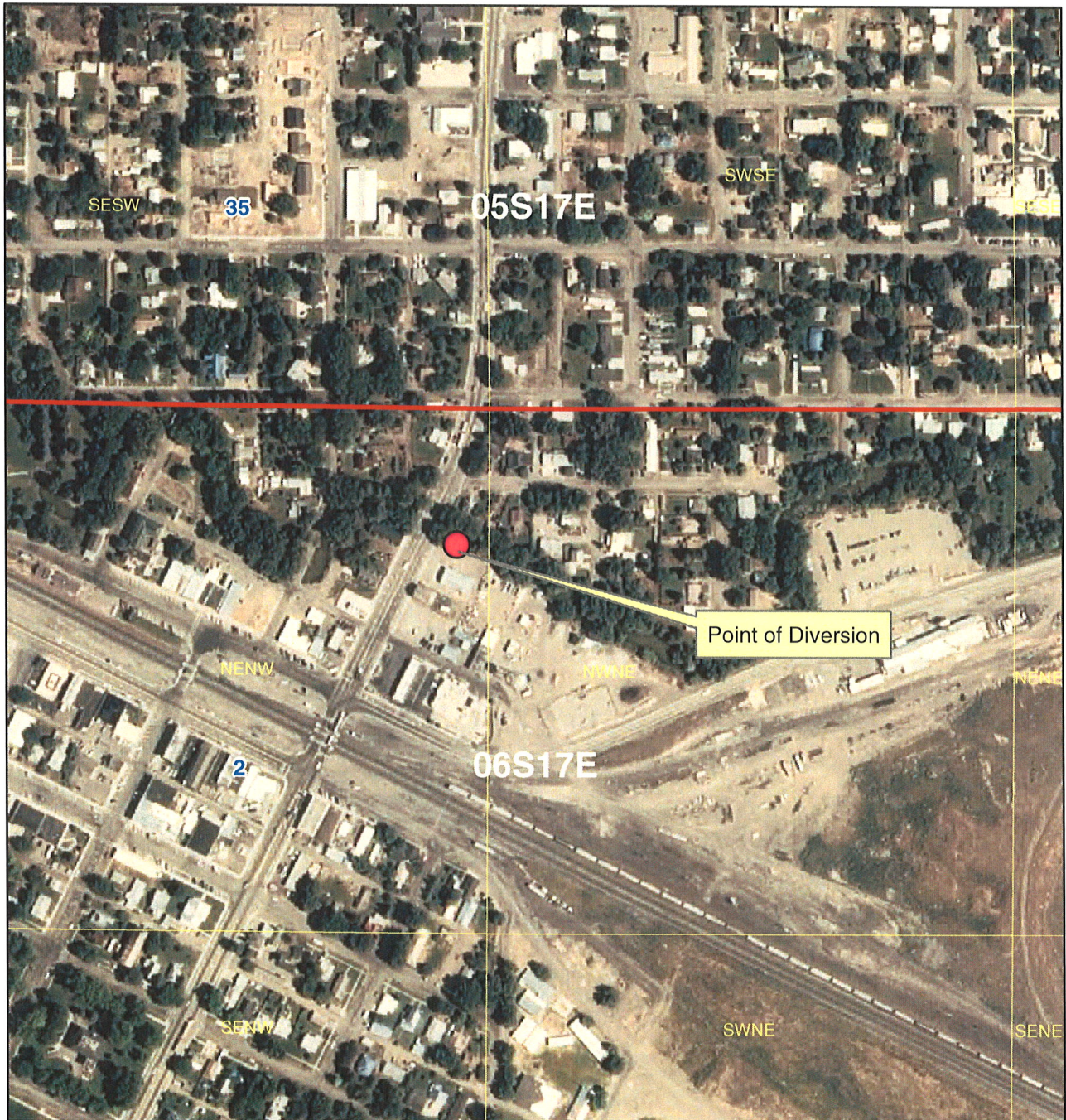
- ☐ A. DENIED
- ☒ B. APPROVED, subject to the following conditions:
1. Diversion and use of water under this approval is subject to all valid existing water rights.
 2. The applicant assumes all risk the use of the water under this approval may injure other water rights.
 3. This approval authorizes a maximum diversion of 5.0 AF and a maximum rate of diversion of 1.56 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 additional sheet for additional conditions
 9. This approval expires on 6/1/2013.
- Signed this 25th day of February, 20 13.


For the Director

ADDITIONAL CONDITIONS OF APPROVAL FOR TEMPORARY
PERMIT NO. TP-37-52

- The pump intake shall be screened with ¼" mesh or smaller to avoid entraining juvenile fish.
- Diversion must be screened to meet IDF&G requirements. Please call 208-756-6022 for specifications.
- 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.
- Subject to regulation by watermaster of Water District 37M.

Idaho Department of Water Resources



Idaho Sand and Gravel Temporary Water Permit

Legend

- Township/Range
- Sections
- QQ

0 0.0425 0.085 0.17 Miles



Date: 11/16/2012

Bitzenburg, James

From: Ponton, James (Idaho Sand & Gravel) [James.Ponton@stakerparson.com]
Sent: Monday, November 26, 2012 4:52 PM
To: Bitzenburg, James
Subject: RE: Temporary Water Permit

Jim, The owner of the coop must be out of town I'll keep trying to contact him.
Thank's Bodie

From: Bitzenburg, James [<mailto:James.Bitzenburg@idwr.idaho.gov>]
Sent: Wednesday, November 21, 2012 2:25 PM
To: Ponton, James (Idaho Sand & Gravel)
Subject: Temporary Water Permit

Joe-

As of today, we still have not received a copy of the Permission to Use Property agreement between Idaho Sand and Gravel and Valley Co-op. We need to have a copy of this agreement to proceed with the application. If you have any questions, feel free to give me a call or stop in. Thanks.

Jim

Jim Bitzenburg
Water Resource Agent
Southern Regional Office
Phone (208)-736-3033
Fax (208)-736-3037
james.bitzenburg@idwr.idaho.gov

MEMORANDUM

Date: November 19, 2012
To: Jerome Hanson, Idaho Dept. of Fish and Game
From: Jim Bitzenburg
Re: IDFG comments on Idaho Sand and Gravel Temporary Water Permit

Jerome Hanson, Regional Manager of the Jerome office of the Idaho Department of Fish and Game, called this morning and gave his approval to the Idaho Sand and Gravel Temporary Water Permit; the only condition being that the inlet hose is screened to the smallest mesh possible to avoid harm to the resident fish population.

MEMORANDUM

Date: November 16, 2012
To: Kevin Lakey, Watermaster, WD 37 and 37M
From: Jim Bitzenburg
Re: Watermaster comments on Idaho Sand and Gravel Temporary Water Permit

I spoke by phone this afternoon with Kevin Lakey about the Idaho Sand and Gravel application for a temporary water permit to load truckloads of water from the Little Wood River in the city of Shoshone. He said that he foresaw no problems and gave his approval to the permit.