

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES


The Idaho Department of Water Resources ("Department") has examined this application for temporary approval to use water under the provisions of Idaho Code § 42-202A and has determined that:

- ☐ A. The application for temporary approval should be denied because _____
- ☒ 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.
 5. If the temporary approval is within a water district, the Department has sought and considered the recommendations of the watermaster.

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 of the use of the water under this approval.
 3. This approval authorizes a maximum diversion volume of 4.0 AF and a maximum rate of diversion of 0.33 cfs.
 4. This approval does not grant a right-of-way across the land of another.
 5. The Department may cancel or reduce the rate of flow or volume authorized by this approval. For example, the Department may cancel or reduce this approval if it concludes the water use is injuring other water rights or adversely affecting fish, wildlife or other public values.
 6. The applicant shall not divert water when downstream minimum flow water rights are not being satisfied.
 7. This approval does not create a continuing right to use water.
 8. A temporary approval for ground water recharge or prevention of flood damage shall be an opportunistic use of surplus water and shall not interfere with the filling of surface water reservoirs.
 9. For a temporary approval authorizing ground water recharge or ground water or surface water remediation, the applicant shall measure and record the weekly quantity of water diverted and report the diversion data to the Department upon request.
 10. 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.
 11. This temporary approval is not an authorization for the described water use to be used as mitigation or credit for any other purpose.
 12. Direct discharge of waste water/slurry is not authorized under this approval.
 13. A copy of the approved permit MUST be with pump when diverting.
 14. Other: _____
 15. This approval expires on 01 OCTOBER 2020.

Signed this 22nd day of June, 2020.


Adam Frederick, Water Right Supervisor



State of Idaho

DEPARTMENT OF WATER RESOURCES

Northern Region • 7600 N MINERAL DR STE 100 • COEUR D ALENE, ID 83815-7763
Phone: (208)762-2800 • Fax: (208)769-2819 • Website: www.idwr.idaho.gov

Brad Little
Governor

Gary Spackman
Director

June 22, 2020

NORTH LATAH COUNTY HIGHWAY DISTRICT
1132 WHITE AVE
MOSCOW ID 83843-3963

RE: Application for Temporary Approval of Water Use: TP-87-55

Dear Applicant(s):

Your application for temporary water appropriation has been approved and is enclosed. The approval authorizes the temporary use of water and does not grant trespass or other activity on public land or on private property.

Please review the **conditions of approval on page 2 of the Application for Temporary Approval form** to understand the limitations associated with the temporary use of water.

This temporary approval **expires on** October 01, 2020. The expiration date cannot be extended under this temporary approval.

If you have any questions, please feel free to contact this office, and any of our agents will be able to assist you.

If you require additional information regarding this matter, please call me at (208) 762-2800 or email me at Luke.Bates@idwr.idaho.gov

Sincerely,

Luke Bates
Water Resource Agent.

Enclosure(s) Copy of Application

Bates, Luke

From: Swearingen,Zachary <zachary.swearingen@idfg.idaho.gov>
Sent: Monday, June 22, 2020 8:57 AM
To: Bates, Luke
Subject: RE: IDWR Temp Approval

Hi Luke,

For this application I recommend the pump intake have a maximum screen mesh size of 3/32- inches. I also recommend that approach velocities at the intake should not exceed 0.5 feet per second.

Thanks,

Zach Swearingen
Environmental Staff Biologist
Idaho Department of Fish and Game - Clearwater Region
3316 16th St
Lewiston, ID 83501
208-799-5010



From: Bates, Luke <Luke.Bates@idwr.idaho.gov>
Sent: Monday, June 15, 2020 3:16 PM
To: Sujata.Connell@deq.idaho.gov; Swearingen,Zachary <zachary.swearingen@idfg.idaho.gov>
Subject: IDWR Temp Approval

Dear Interested Agencies:

The Department of Water Resources is seeking comment and/or recommendation from your agency, regarding an application **(2 of 2)** to temporarily appropriate 4.0 acre-feet of water from Palouse River and Snake River for dust abatement/road stabilization, by North Latah County HWY District. A copy of the application is attached for your reference.

Would you please submit your comments no later than **June 22nd, 2020**. If we do not hear from you by that date, we will assume that no comment from you means you have no objection to, concerns about, or conditions pertaining to the issuance of this permit.

Please send comments to Luke Bates by FAX to 208-762-2819, or by e-mail to luke.bates@idwr.idaho.gov.

If you have any questions, don't hesitate to contact me at the Northern Region Office (208) 762-2800.

Thank you,
Luke Bates
Water Resource Agent
Idaho Dept. of Water Resources
Northern Regional Office

Bates, Luke

From: Bates, Luke
Sent: Monday, June 15, 2020 3:16 PM
To: 'Sujata.Connell@deq.idaho.gov'; 'Swearingen,Zachary'
Subject: IDWR Temp Approval
Attachments: North Latah County HWY Dist_Palouse&Snake River Application for Temp wat....pdf

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If you have any questions, don't hesitate to contact me at the Northern Region Office (208) 762-2800.

Thank you,
Luke Bates
Water Resource Agent
Idaho Dept. of Water Resources
Northern Regional Office
P: (208) 762-2800
F: (208) 762-2819
Luke.bates@idwr.idaho.gov

RECEIVED

JUN 15 2020

ID No. TP 87-55

IDWR / NORTH

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TEMPORARY APPROVAL OF WATER USE

For a use not intended to become an established water right and not to exceed one (1) year in duration in accordance with Idaho Code § 42-202A.Name of applicant North Latah County Highway District Phone (208) 882-7490Mailing address 1132 White Ave City MoscowState ID Zip 83843 Email nlchd@nlchd.com1. Source of water various tributary to PALOUSE/SNAKE2. Location of point(s) of diversion. If more than two, attach a Point of Diversion/Place of Use Supplement. ☐

TWP	RGE	SEC	GOVT LOT	1/4	1/4	1/4	County	Source	Local name or tag #
41N	04W	06		SW	SW		LATAH	PALOUSE RIVER	
39N	05W	<u>21</u>		SW	NE		LATAH	S FORK PALOUSE R	

3. Location of place of use. If more rows are needed, attach a Point of Diversion/Place of Use Supplement. ☐

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. Proposed use of water:

- a. ☐ Prevention of flood damage ☐ Ground water recharge ☐ Ground water or surface water remediation
☒ Other (Limited to a diverted volume of 5 acre-feet.) Describe: DUST ABATEMENT/ROAD STABILIZATION

b. Attach a detailed description of how the proposal will accomplish the intended objective, such as prevention of flood damage.

5. Amount of water. Complete all three:

- a. Maximum rate of diversion: 0.33 cfs; or 150 gpm.
b. Maximum daily volume: 0.2 AF; or _____ gallons.
c. Maximum volume over the duration of the request: 4.0 AF; or _____ gallons.

6. Duration of diversion: from JUNE 10 2020 (month-day) to OCTOBER 1 2020 (month-day).7. Describe proposed diverting works: TRASH PUMP

8. a. Who owns the property at the requested point of diversion? PUBLIC RIGHT-OF-WAY
b. Who owns the facilities that will convey water to the place of use? NORTH LATAH COUNTY HIGHWAY DISTRICT
c. Who owns the land to be irrigated or place of use? PUBLIC RIGHT-OF-WAY
d. If any of the items above is owned by a person or entity other than the applicant, describe the arrangement allowing access and attach written evidence of the arrangement. _____

9. Attach an 8 1/2" x 11" map identifying the water source, point(s) of diversion, place(s) of use and conveyance system.

I hereby acknowledge that I assume all risk of the diversion and use of the water under this approval. I certify this is a temporary use and is not intended to become an established water right.

[Signature] CLERK 06/08/2020
Signature of Applicant Title, if any Date

Received by TA Date _____ Time _____
\$50.00 fee received by TA # NP 36173 Date 6-15-2020
Watermaster comments received? _____ Date _____

RECEIVED

Form 202A 04/17

JUN 04 2020

ID No. _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

IDWR / NORTH

APPLICATION FOR TEMPORARY APPROVAL OF WATER USE

For a use not intended to become an established water right and not to exceed one (1) year in duration in accordance with [Idaho Code § 42-202A](#).Name of applicant NORTH LATAH COUNTY HIGHWAY DISTRICT Phone (208) 882-7490Mailing address 1132 WHITE AVE City MOSCOWState ID Zip 83843 Email NLCHD@NLCHD.COM1. Source of water PALOUSE RIVER/S FORK PALOUSE RIVER tributary to SNAKE RIVER/PALOUSE RIVER2. Location of point(s) of diversion. If more than two, attach a [Point of Diversion/Place of Use Supplement](#). ☐

TWP	RGE	SEC	GOVT LOT	1/4	1/4	1/4	County	Source	Local name or tag #
41N	05W	12			NE	NE	LATAH	PALOUSE RIVER	
39N	05W				NE	SE	LATAH	S Fork Palouse River	

3. Location of place of use. If more rows are needed, attach a [Point of Diversion/Place of Use Supplement](#). ☐

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. Proposed use of water:

- a. ☐ Prevention of flood damage ☐ Ground water recharge ☐ Ground water or surface water remediation
☒ Other (Limited to a diverted volume of 5 acre-feet.) Describe: DUST ABATEMENT AND ROAD STABILIZATION

b. Attach a detailed description of how the proposal will accomplish the intended objective, such as prevention of flood damage.

5. Amount of water. Complete all three:

- a. Maximum rate of diversion: _____ cfs; or 150 gpm.
b. Maximum daily volume: 0.2 AF; or _____ gallons.
c. Maximum volume over the duration of the request: 4.0 AF; or _____ gallons.

6. Duration of diversion: from MAY 20 (month-day) to OCTOBER 15 (month-day).7. Describe proposed diverting works: TRASH PUMP

8. a. Who owns the property at the requested point of diversion? PUBLIC RIGHT-OF-WAY
b. Who owns the facilities that will convey water to the place of use? APPLICANT
c. Who owns the land to be irrigated or place of use? PUBLIC RIGHT-OF-WAY
d. If any of the items above is owned by a person or entity other than the applicant, describe the arrangement allowing access and attach written evidence of the arrangement.

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[Signature] Clerk 06/02/2020
Signature of Applicant Title, if any Date

Received by _____ Date _____ Time _____
\$50.00 fee received by [Signature] # N036 173 Date 6-15-2020
Watermaster comments received? _____ Date _____

[illegible]

