

RECEIVED

JUN 12 2020

Form 202A 04/17

DEPT OF WATER RESOURCES
SOUTHERN REGIONSTATE OF IDAHO
DEPARTMENT OF WATER RESOURCESID No. TP. 3798

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 Cannon Builders Inc. Phone (208) 785-6281Mailing address 725 Airport Rd City BlackfootState Idaho Zip 83221 Email aaron@cannonbuildersinc.com1. Source of water Big Wood river tributary to Big Wood 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 #
03 S	18 E	004		SE	NW	SE	Lincoln	Big Wood 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	
03 S	18 E	004														1		1	1

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: Bridge Work

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: _____ AF; or 60,000 gallons.c. Maximum volume over the duration of the request: 2.0 AF; or _____ gallons.6. Duration of diversion: from 06/15/2020 (month-day) to 07/30/2020 (month-day).7. Describe proposed diverting works: Pumping water from river to holding tank for use in bridge work8. a. Who owns the property at the requested point of diversion? Idaho Transportation Departmentb. Who owns the facilities that will convey water to the place of use? Cannon builders Inc.c. Who owns the land to be irrigated or place of use? Idaho transportation Departmentd. 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. Contract for bridge work with the Idaho Transportation Department

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 of Applicant

Project manager

Title, if any

05/09/2018- 6/5/2020

Date

Received by MRDate 6/12/20

Time

\$50.00 fee received by SG

#

5037981

Date

6/12/20

Waternmaster comments received?

yes - no concerns

Date

6/10/20

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 2.0 AF and a maximum diversion rate of .34 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. This temporary approval is not an authorization for the described water use to be used as mitigation or credit for any other purpose.

11. Other: See attached sheet for additional conditions.

12. This approval expires on 7/30/2020.

Signed this 15th day of June, 2020.


For the Department

ADDITIONAL CONDITIONS OF APPROVAL FOR TEMPORARY
APPROVAL NO TP- 37-98

- The pump intake shall be screened to meet Idaho Department of Fish & Game (IDFG) requirements. We recommend contacting the IDFG (208-756-6022) for screening requirements.
- Pumping shall occur at a location away from potential fish refugia (streambanks with overhanging vegetation, large accumulations of woody debris, etc.) to avoid entraining juvenile fish.
- 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 Idaho State Department of Agriculture (ISDA) for an inspection. We recommend contacting ISDA (208-332-8686) for treatment recommendations.
- Subject to regulation by the watermaster of Water District 37.



TP-37-98 Cannon Builders

Richman, Michelle

From: Conley,Keats <keats.conley@idfg.idaho.gov>
Sent: Monday, June 08, 2020 1:02 PM
To: Richman, Michelle
Subject: RE: Comments on Application for Temporary Approval of Water Use

Michelle,

Thank you for the opportunity to review the Application for Temporary Approval of Water Use, which seeks to pump 150 gpm (up to 60,000 gallons/day) from the Big Wood River to complete bridge construction work at the Highway 75 crossing. The Idaho Department of Fish and Game (IDFG) offers the following comments for your consideration:

- The pump intake should be screened to meet IDFG requirements. Please call 208-756-6022 for screen specifications.
- Pumping should occur at a location away from potential fish refugia (streambanks with overhanging vegetation, large accumulations of woody debris, etc.) to avoid entraining fish.

Best regards,

Keats

Keats Conley
Environmental Staff Biologist
Idaho Department of Fish and Game – Magic Valley Region
324 South 417 East, Suite 1
Jerome, ID 83338
Office: (208) 644-6310
Cell: (208) 484-9099*



<https://idfg.idaho.gov>

*Please use cell phone during COVID19 Statewide Stay-Home Order.

From: Richman, Michelle <Michelle.Richman@idwr.idaho.gov>
Sent: Monday, June 8, 2020 11:11 AM
To: Conley,Keats <keats.conley@idfg.idaho.gov>
Subject: Comments on Application for Temporary Approval of Water Use

Keats,

I am processing an Application for Temporary Approval of Water Use (see attached application and map from the applicant). The applicant proposes to pump water out of the Big Wood River at the Highway 75 crossing for bridge construction work at the same site. We request your comments by mid-week if possible. Proposed work would start next Monday, June 15. Let me know if you have any questions.

Thank you,
Michelle

Richman, Michelle

From: watermanager@cableone.net
Sent: Monday, June 08, 2020 1:28 PM
To: Richman, Michelle
Subject: RE: Application for Temporary Approval of Water Use

Michelle,
I have no concerns or questions with this application.

Kevin Lakey
Water District 37

From: Richman, Michelle <Michelle.Richman@idwr.idaho.gov>
Sent: Monday, June 08, 2020 11:17 AM
To: Kevin Lakey <watermanager@cableone.net>
Subject: Application for Temporary Approval of Water Use

Hi Kevin,

I've attached the application and map for the Temporary Approval of Water Use we discussed by phone this morning. The project is on the Big Wood River at the Highway 75 crossing, and it involves bridge work. Please provide your comment by response to this email by mid-week if possible. Proposed work is set for Monday, June 15th.

Thanks - I appreciate your help,
Michelle



State of Idaho

DEPARTMENT OF WATER RESOURCES

SOUTHERN REGION • 650 ADDISON AVE W STE 500 • TWIN FALLS ID 83301-5858

Phone: (208) 736-3033 • Fax: (208) 736-3037

Website: www.idwr.idaho.gov • Email: southerninfo@idwr.idaho.gov

BRAD LITTLE
Governor

GARY SPACKMAN
Director

June 15, 2020

CANNON BUILDERS INC
725 AIRPORT RD
BLACKFOOT ID 83221-1598

RE: Application for Temporary Approval of Water Use: TP-37-98

Dear Applicant(s):

Enclosed is a copy of the above referenced approved Application for Temporary Approval of Water Use.

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

Sincerely,

Denise Maline

Denise Maline
Administrative Assistant 1

Enclosure

c: Kevin Lakey, Water District 37