

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.**RECEIVED**
MAR 05 2020
Department of Water Resources
Eastern RegionName of applicant Fremont-Madison Irrigation District Phone (208) 624-3381
Mailing address PO BOX 15 City St. Anthony
State ID Zip 83445 Email aaron.fmid@myidahomail.com

1. Source of water
- Fall River, Teton River, Henry's Fork
- tributary to
- Snake River
-
2. 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 #

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: _____

- 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: 340 cfs; or _____ gpm.b. Maximum daily volume: 675 AF; or _____ gallons.

c. Maximum volume over the duration of the request: _____ AF; or _____ gallons.

6. Duration of diversion: from
- February 28th
- (month-day) to
- April 30th
- (month-day).

7. Describe proposed diverting works:
- Canal Headgates

8. a. Who owns the property at the requested point of diversion?
- The Identified Canal Company
-
- b. Who owns the facilities that will convey water to the place of use?
- The identified Canal Company
-
- c. Who owns the land to be irrigated or place of use?
- N/A
-
- 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 of Applicant [Signature] Executive Director [Signature] Date 3/5/2020
Title, if any _____Received by [Signature] Date 3/5/2020 Time 11:15 am
\$50.00 fee receipted by [Signature] # E045702 Date 3/5/2020
Watermaster comments received? 3/9/2020 Date _____

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.

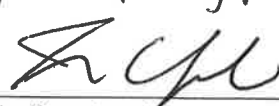
This application is therefore hereby:

☐ 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 25,000 AF and a maximum diversion rate of 340 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: Diversion under this approval is limited to times when the flow at the Snake River near Minidoka gage (#13081500) exceeds 2,700 cfs and excess water
12. This approval expires on April 30, 2020 or on the day is spilling past Milner Dam.

Signed this 12th day of March, 2020.


For the Department

ATTACHMENT 1

[illegible]

Department of Water Resources

RECOMMENDATION OF WATERMASTER

Application for Temporary Approval of Water Appropriation

TP-21-59

FREMONT-MADISON IRRIGATION DISTRICT

Watermaster's Recommendation:

- a) I do not oppose approval of this application.
b) X I do not oppose approval of this application if it is conditioned as follows:

Delivery of this water is limited to times when the hydropower water rights at Minidoka Dam are being satisfied and excess water is spilling past Milner Dam.

- c) I oppose approval of this application for the following reasons:

d) Additional Comment:

Dated this 9 day of March , 2020.

Water District No: 01


Watermaster's Signature



State of Idaho

DEPARTMENT OF WATER RESOURCES

Eastern Region • 900 N SKYLINE DR STE A • IDAHO FALLS, ID 83402-1718

Phone: (208)525-7161 • Fax: (208)525-7177 • Website: www.idwr.idaho.gov

Brad Little
Governor

Gary Spackman
Director

March 12, 2020

FREMONT MADISON IRRIGATION DISTRICT
PO BOX 15
SAINT ANTHONY ID 83445-0015

RE: Application for Temporary Approval of Water Use: TP-21-59

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** . 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) 497-3793 or email me at Christina.Henman@idwr.idaho.gov .

Sincerely,

Christina Henman
Administrative Asst. I.

Enclosure(s) Receipt

cc: TONY OLENICHAK, Water District 01.