

Franklin, Keith

From: Franklin, Keith
Sent: Friday, November 29, 2013 4:41 PM
To: 'mary.terra-berns@idfg.idaho.gov'
Attachments: DOC006.pdf

Mary,

I'm trying to solve a protest to an application for a water right, No. 94-7561 that was protested by Fish & Game back April 2010. The application is for the irrigation of an RV site, ½ acre, from the North Fork of the Coeur d'Alene River. Chip wrote the department a letter stating he would be willing to withdraw the protest is several conditions were put on the permit. I have attached Chips letter and a draft permit that includes the conditions Chip refers to.

Would you look this over and see if it will satisfy the protest?

Thanks.

Keith.

DRAFT

State of Idaho

DRAFT

Department of Water Resources

Permit to Appropriate Water

NO. 94-07561

Priority: April 29, 2010

Maximum Diversion Rate: 0.02 CFS

This is to certify, that NEIL BRUCE And
CHERYL BRUCE
1421 LAKESIDE AVE
COEUR D ALENE ID 83814
(208) 664-8748

has applied for a permit to appropriate water from:

Source: NORTH FORK COEUR D' ALENE RIVER**Tributary:** COEUR D' ALENE RIVER

and a permit is APPROVED for development of water as follows:

BENEFICIAL USE

IRRIGATION

PERIOD OF USE

04/01 to 10/31

RATE OF DIVERSION

0.02 CFS

LOCATION OF POINT(S) OF DIVERSION:

NORTH FORK COEUR D ALENE RIVER, L2 (SW1/4SE1/4), Sec. 27, Twp 50N, Rge 02E, B.M.
SHOSHONE County

PLACE OF USE: IRRIGATION

Twp Rge Sec	NE				NW				SW				SE				
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
50N 02E 27															.5		.5
															L 2		

Total Acres: 0.5

CONDITIONS OF APPROVAL

1. Proof of application of water to beneficial use shall be submitted on or before .
2. Subject to all prior water rights.
3. This right does not grant any right-of-way or easement across the land of another.
4. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.0 afa per acre at the field headgate for irrigation of the place of use.
5. A fish screen of 0.25 inch or smaller mesh shall be installed and maintained at the point of diversion.
6. Water shall not be diverted under this right when flows in the Coeur d'Alene River are below minimum flow amounts as defined by Right 94-7341. The right holder shall be responsible for monitoring the daily flow of the Coeur d'Alene River using real-time data and shall cease diverting water when flows in the Coeur d'Alene River are below established minimum flow amounts. Unless otherwise specified by the Director of the Department of Water Resources, data from the U.S. Geological Survey Cataldo gauging station, No. 12413500, may be used for purposes of determining the daily flow amounts.
7. The approach velocity at the point of diversion shall not exceed 0.5 feet per second.

This permit is issued pursuant to the provisions of Section 42-204, Idaho Code. Witness the signature of the Director, affixed at Coeur d'Alene, this _____ day of _____, 20_____.

GARY SPACKMAN, Director