

Water Appropriation Rule 40.05.e.ii:

Joint Application for Permit to

Alter Stream Channel

Mike Van Stone

From: Mike Van Stone [mvanstone@clearwire.net]
Sent: Monday, December 03, 2007 11:32 AM
To: Duane E. Mitchell
Cc: Jim Richards
Subject: FW: City of Pierce water intake

Duane,

Attached please find the information you requested.

Please let me know if you have any questions or need more information.

Thanks, Mike

Michael S. Van Stone, P.E.
Progressive Engineering Group, Inc.
1208 Idaho Street
Lewiston, Idaho 83501
(208) 746-5406

-----Original Message-----

From: Progressive Engineering [mailto:progress@clearwire.net]
Sent: Monday, December 03, 2007 10:59 AM
To: Mike Van Stone
Subject: Fw: City of Pierce water intake

Mike~

An email to you regarding Pierce's Application.

Thank you.

Trina

----- Original Message -----

From: Mitchell, Duane E NWW
To: progress@clearwire.net
Sent: Monday, December 03, 2007 10:36 AM
Subject: City of Pierce water intake

Michael,
I received the application for the City of Pierce's water intake. On sheet 2 of 4 can you please indicate the ordinary high water mark of Orofino Creek? Also, on sheet 3 of 4 is the water surface indicated, the ordinary high water mark? If not, I need it indicated on that drawing as well.

Thank you,

Duane E. Mitchell

Walla Walla District

Regulatory Division

U.S. Army Corps of Engineers

201 N. Third Ave.

Walla Walla, WA 99324

Voice (509)527-7156

FAX (509)527-7823

e-mail duane.e.mitchell@usace.army.mil

Applications: <http://www.nww.usace.army.mil/html/offices/op/rf/rfhome.htm>

12/3/2007

BACKSTOP

BLEACHERS

PROPOSED BUILDING
OVER RESERVOIR
SEE DETAILS, SHEET 3 OF 3

INLET BOX AND WET WELL

EXT'G RESTROOMS

PROPOSED CITY WATER INTAKE
CITY OF PIERCE, IDAHO
CLEARWATER COUNTY, IDAHO
SHEET 2 OF 4
November 14, 2007

ordinary High Water

FLOWING CREEK

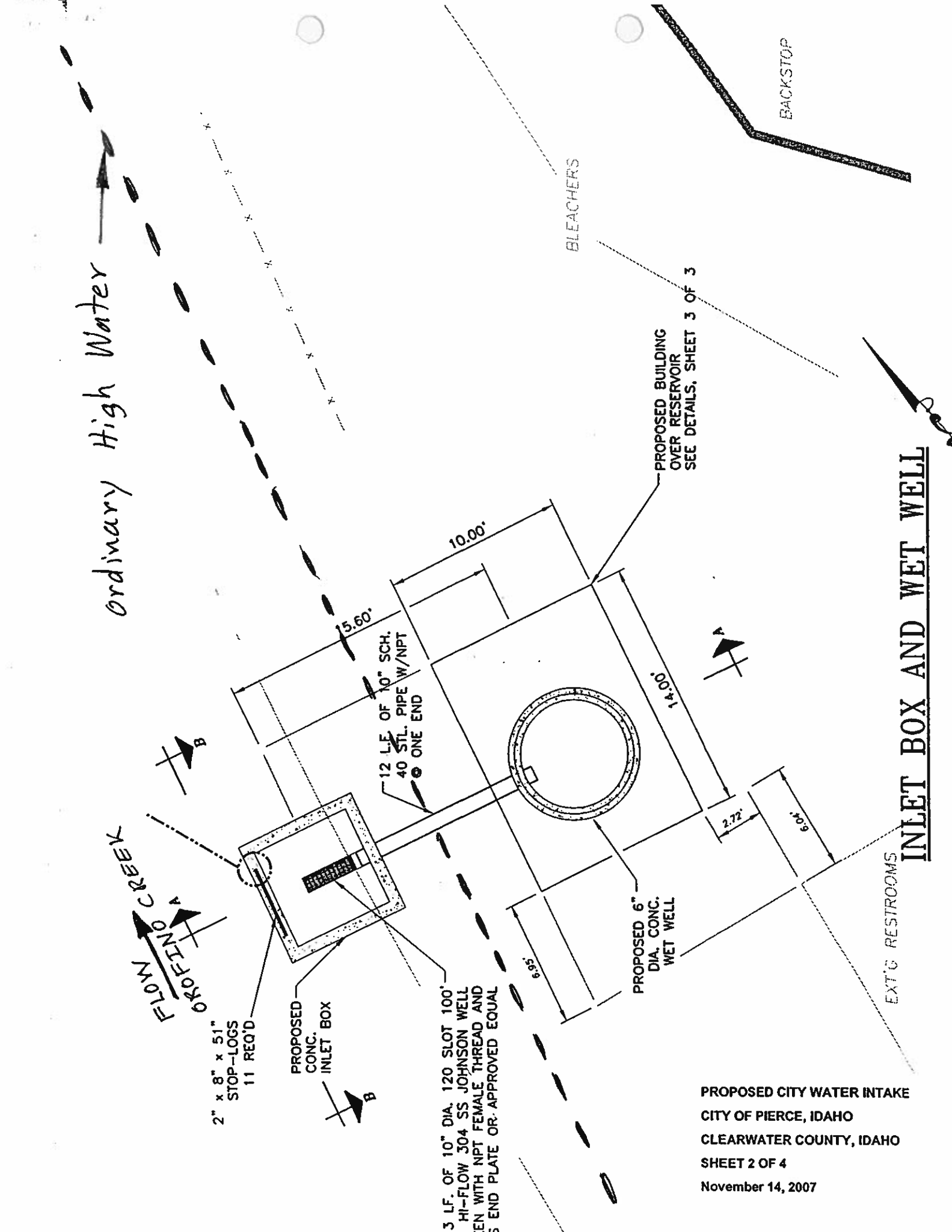
2" x 8" x 51"
STOP-LOGS
11 REQ'D

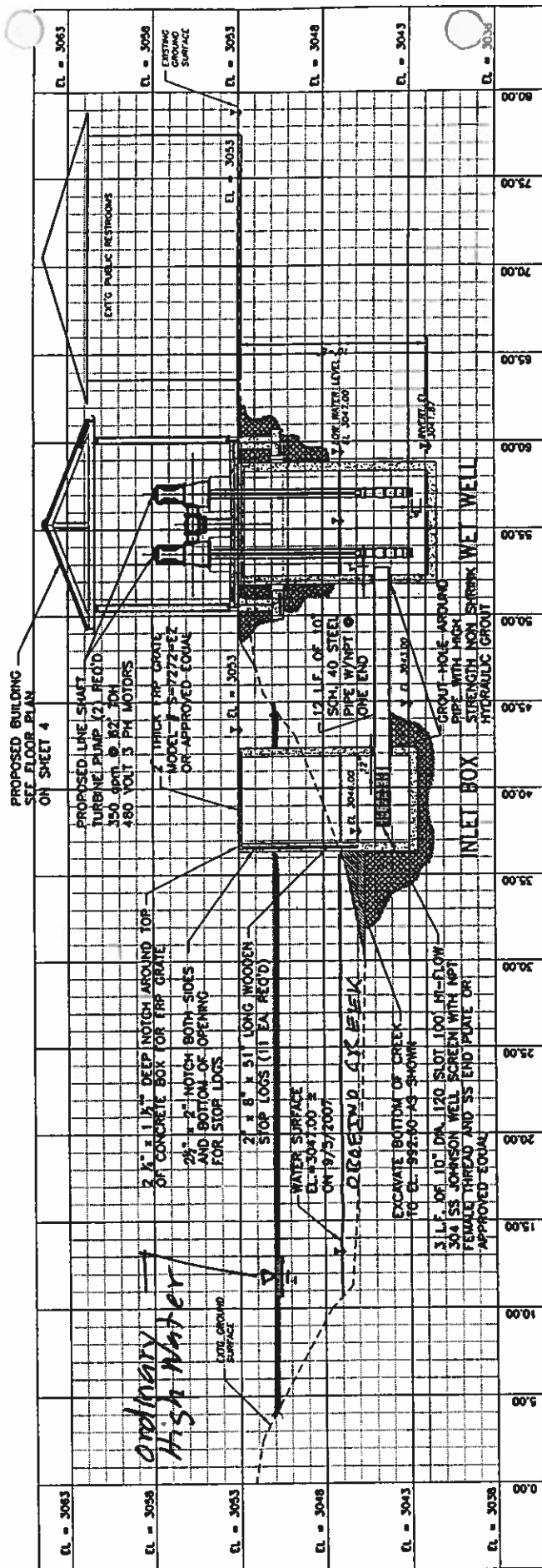
PROPOSED
CONC.
INLET BOX

12 LF. OF 10" SCH.
40 STL. PIPE W/NPT
ONE END

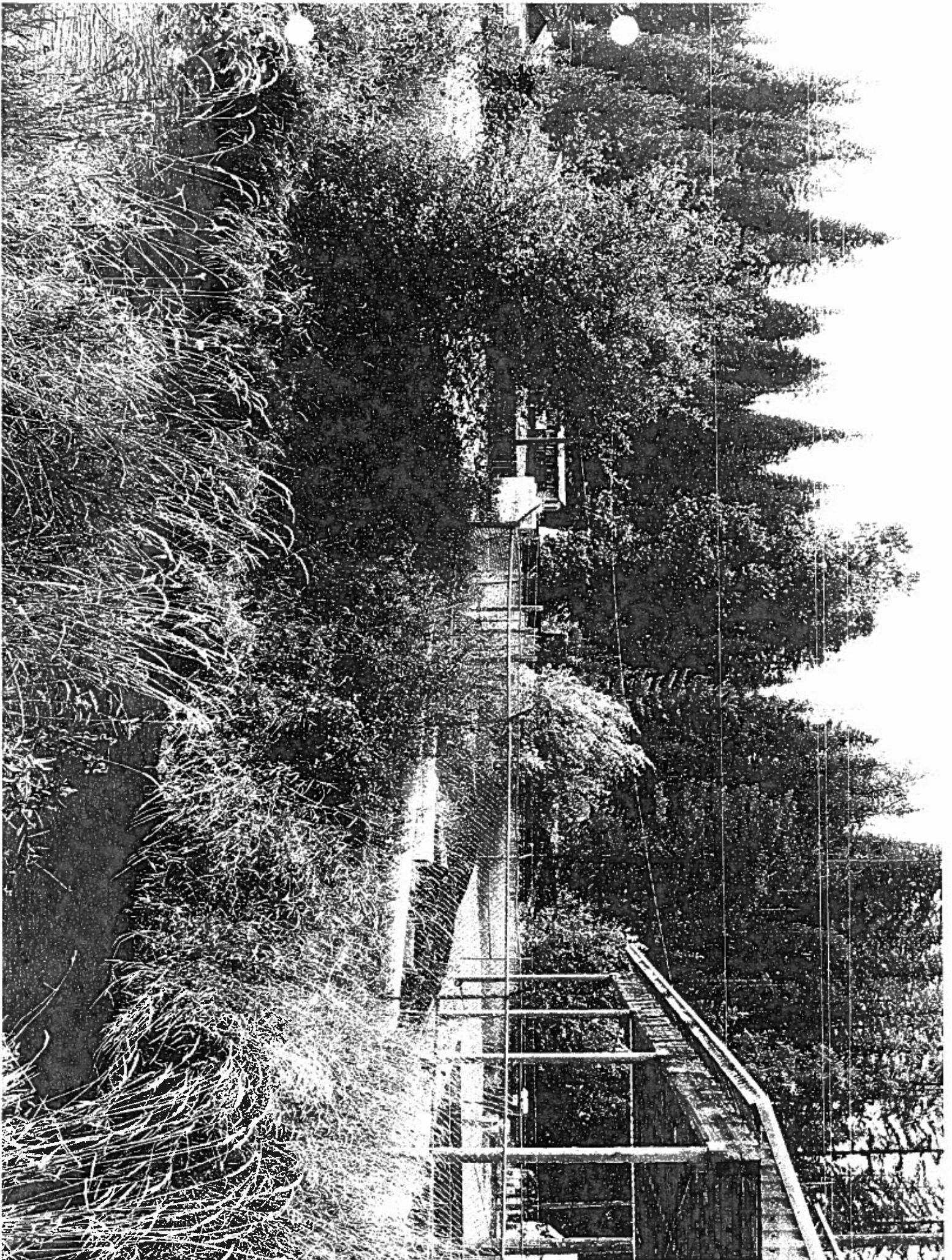
3 LF. OF 10" DIA. 120 SLOT 100'
HI-FLOW 304 SS JOHNSON WELL
EEN WITH NPT FEMALE THREAD AND
S END PLATE OR APPROVED EQUAL

PROPOSED 6"
DIA. CONC.
WET WELL





PROFILE @ SECTION A-A





JOINT APPLICATION FOR PERMIT
U.S. ARMY CORPS OF ENGINEERS
IDAHO DEPARTMENT OF WATER RESOURCES
IDAHO DEPARTMENT OF LANDS

**DO NOT START WORK UNTIL YOU
RECEIVE PERMITS FROM BOTH THE
CORPS AND THE STATE**

This application may be used to apply for both a Department of the Army permit from the U.S. Army Corps of Engineers (Corps) and for State of Idaho permits. Department of the Army permits are required by Section 10 of the Rivers and Harbors Act of 1899 for any structures or work in or affecting navigable waters of the United States and by Section 404 of the Clean Water Act for discharges of dredged or fill material into waters of the United States, including their adjacent wetlands. State permits are required under the State of Idaho, Stream Channel Protection Act (Title 42, Chapter 38, Idaho Code) and the Idaho Lake Protection Act, Section 58-142 et. seq., Idaho Code. **Route Uses: Information provided on this form will be used in evaluating the application. Disclosure of requested information is voluntary. If information is not provided, however, the permit application cannot be processed nor can permits be issued.** Applicants should send this completed application, along with one set of good reproducible drawings showing the location and character of the proposed project, to both the Corps of Engineers and the State of Idaho. NOTE: DRAWINGS NO LARGER THAN 8-1/2 X 11 INCHES IN SIZE. The Applicant Information pamphlet provides instructions and a checklist for completing the drawings.

1. Corps of Engineers # _____ Date Received _____	2a. Department of Water Resources # _____ Date Received _____ \$20 Fee Rec'd By: _____ Receipt # _____	2b. Department of Lands # _____ Date Received _____ Fee Rec'd By: _____ Receipt # _____
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PLEASE TYPE OR PRINT

3. a. Applicant <u>City of Pierce, Idaho</u> b. Mailing Address <u>P.O. Box 356, 404 South Mains Street</u> <u>Pierce, Idaho 83546</u> Area _____ Area _____ c. Work Phone (208) <u>464-2222</u> Home () _____ d. Fax Number <u>(208) 464-2207</u> e. Email Address <u>cityofpierce@qroidaho.net</u>	4. a. Authorized Agent <u>Progressive Engineering Group, Inc.</u> b. Mailing Address <u>1208 Idaho Street</u> <u>Lewiston, Idaho 83501</u> Area _____ Area _____ c. Work Phone (208) <u>746-5406</u> Home () _____ d. Fax Number <u>(208) 746-9732</u> e. Email Address <u>progress@clearwire.net</u>
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5. Location where proposed activity exists or will occur. a. Waterway <u>Orofino Creek</u> Tributary of <u>Clearwater River</u> b. Distance/Direction from nearest city or town <u>In City limits of Pierce, ID</u> c. County/State <u>Clearwater/ID</u> Local jurisdiction (City of Pierce) d. Directions to the site <u>East bank of Orofino Creek approximately 250 feet downstream from the Carle Street bridge.</u>	5. e. Tax Assessor's Description <u>422</u> Less Tax Nos. _____ Distance/Direction from nearest city/town _____ NW SW 2 36N 5E f. 1/4 1/4 Section Township Range g. UTM Coordinate Grid <u>11T</u> <u>5,149,470.21</u> <u>592,133.25</u> Zone Northing Easting
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6. a. Describe Project (Work below the ordinary high water mark or in wetlands).
The project will consist of constructing approximately 2,000 L.F. of 6-inch raw water main, including 45 L.F. of directional drilled pipe, a concrete intake box located at the edge of Orofino Creek, a pump station/wet well equipped with 2-10 HP line shaft turbine pumps, electrical feed and controls for pumps and other appurtenances.

b. Construction methods and equipment Excavations for the new intake structure and new pipe will be performed using standard backhoes and directional drilling equipment.

c. Length of project along the stream or extension into lake or reservoir: 400 feet along Orofino Creek & Canal Creek.

d. Size and flow capacity of proposed bridge or culvert and area of drainage served (sq. miles): (Idaho Department of Water Resources requirement.)
Not applicable.

COMPLETE THE FOLLOWING FOR DISCHARGES OF DREDGED OR FILL MATERIAL

7. a. Volume dredged or fill material to be placed waterward of the ordinary high water mark (BOTH TEMPORARY AND PERMANENT)? 10
(cubic yards)

b. Will fill be placed in wetlands? No If yes, area: _____ (acres) Type of fill material: _____
(i.e. sand, rock, clay, concrete, etc.)

c. Will dredging be required waterward of the ordinary high water mark or in wetlands? No If yes, volume _____ (cubic yards)

d. Type of dredged material Gravelly silty sands

e. Disposal site for dredged material: Site grading Method of dredging: Backhoe

f. Method to control turbidity and sedimentation: Sand bags will be used to isolate excavation area from flow.

g. Is project located in a mapped floodway? No If yes, complete the Engineering "No-Rise" certification form.

8. a. Purpose and intended use: Commercial ☐ Public ☒ Private ☐ Other ☐ Describe _____

b. Reason for project Current City water intake does not meet City water demand.

9. Proposed Starting Date Spring 2008 Estimated Duration 90 days

10. List portions of the project that are complete with month and year of completion None
Label this work on your drawings.

11. Names, addresses, and telephone numbers of all adjoining property owners, lessees, etc.

All work is on property owned by City of Pierce.

☐ Check here if the alteration is located on endowment lands administered by the Idaho Department of Lands

12. LEGAL OWNER IF OTHER THAN APPLICANT

a. Name _____ d. Phone Work () _____

b. Mailing Address _____ Home () _____

c. City, State, Zip Code _____

13. List applications, approvals, or certifications from other Federal, state, or local agencies for work described in this application.

Issuing Agency	Type of Approval	Identification No.	Date of Application	Date of Approval
<u>None</u>				

14. Has any agency denied approval for the proposed activity? Yes ☐ No ☒ (If "Yes" explain)

15. Other comments/information:

16. Application is hereby made for a permit or permits to authorize the activities described herein. I certify that I am familiar with the information contained in this application, and that to the best of my knowledge and belief, such information is true, complete, and accurate. I further certify that I possess the authority to undertake the proposed activities. I hereby grant to the agencies to which this application is made, the right to come upon the above-described location to inspect the proposed and completed work.

James Richards
Signature of Applicant (ORIGINAL SIGNATURE REQUIRED)

James Richards
Printed Name

11-27-07
Date

17. If you wish to designate an authorized agent, complete item 4, item 16 and the following information.

I hereby designate Michael S. Van Stone to act as my agent in matters related to this permit application. I understand that if a Federal permit is issued, I must sign the permit.

Michael S. Van Stone
Original Signature of Authorized Agent

15 NOV 2007
Date

James Richards
Original Signature of Applicant

11-27-07
Date

18 U.S.C. Section 1001 provides that: Whoever, in any manner within the jurisdiction of any department or agency of the United States knowingly falsifies, conceals, or covers up by any trick, scheme, or device a material fact or makes any false, fictitious, or fraudulent statements or representations or makes or uses any false writing or document knowing same to contain any false, fictitious, or fraudulent statement or entry, shall be fined not more than \$10,000 or imprisoned not more than 5 years or both.

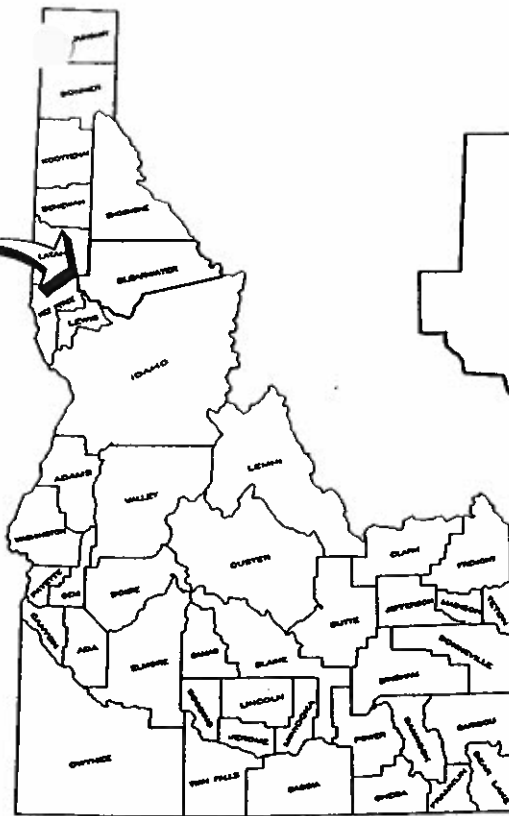
DO NOT SEND CORPS PROCESSING FEE WITH APPLICATION

SEND IDAHO DEPARTMENT OF WATER RESOURCES OR IDAHO DEPARTMENT OF LANDS FILING FEE WITH APPLICATION

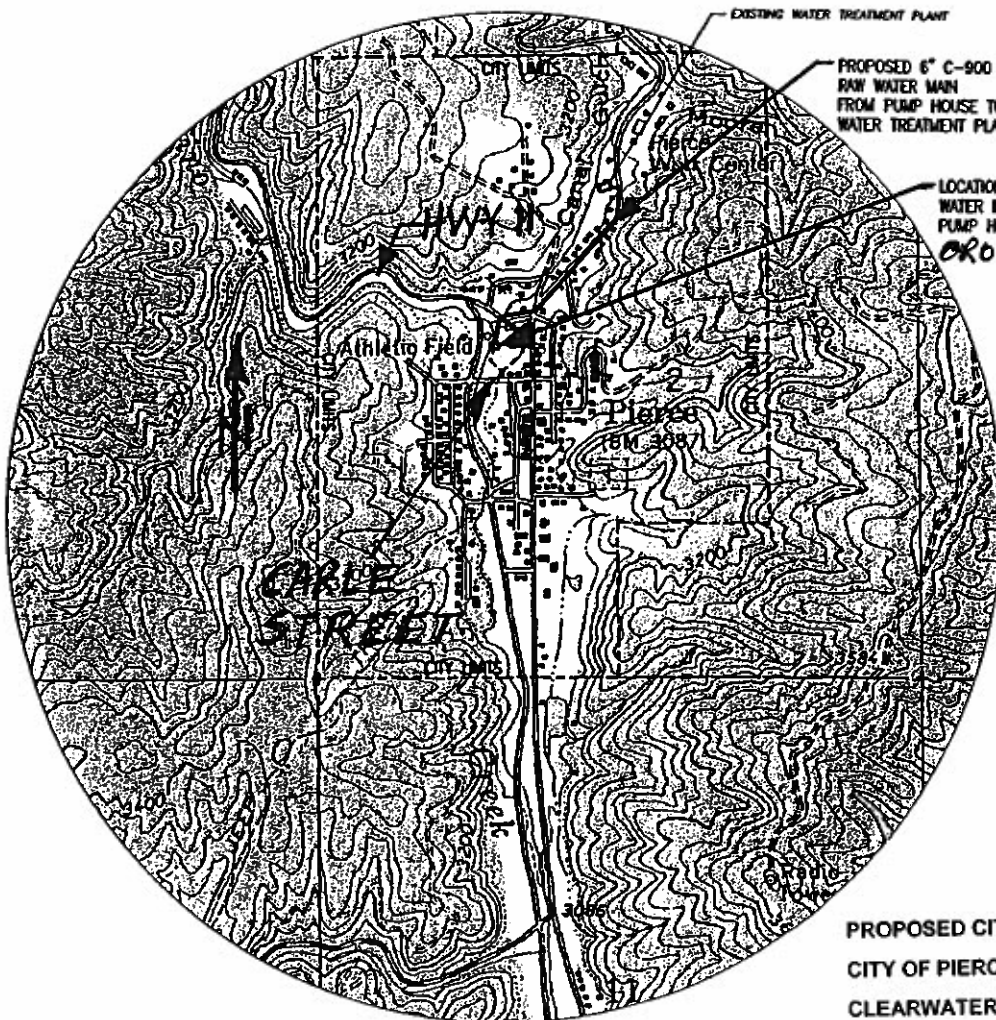
CLEARWATER
COUNTY

CLEARWATER
COUNTY

CITY OF PIERCE



STATE OF IDAHO



LOCATION OF PROPOSED
WATER INTAKE AND
PUMP HOUSE

PROFIND CREEK

NW 1/4 SW 1/4

SEC 2

T 36 N

R 5 E

UTM

ZONE 11 T

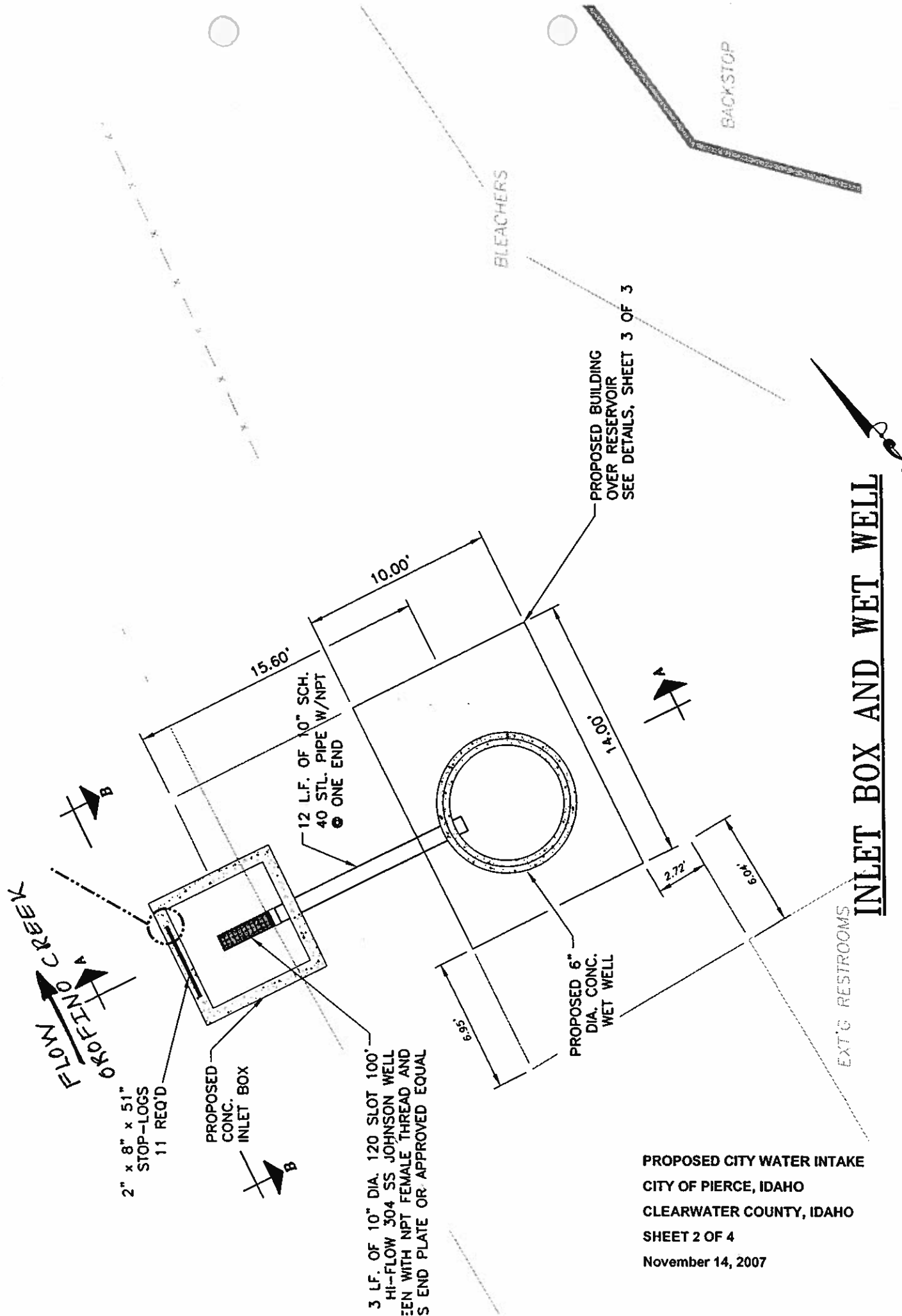
N 5,149,470.2

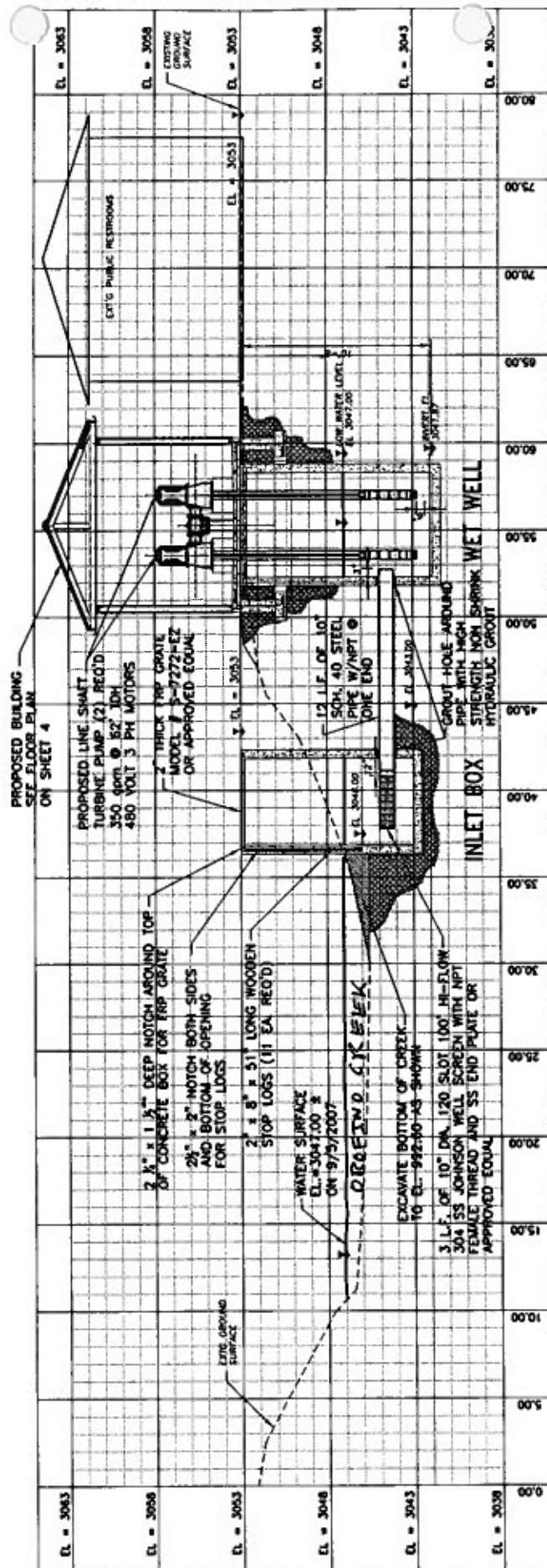
E 592,133.2

PROPOSED CITY WATER INTAKE
CITY OF PIERCE, IDAHO
CLEARWATER COUNTY, IDAHO
SHEET 1 OF 4

November 14, 2007

VICINITY MAP





PROFILE @ SECTION A-A



**PROPOSED CITY WATER INTAKE
CITY OF PIERCE, IDAHO
CLEARWATER COUNTY, IDAHO
SHEET 4 OF 4
November 14, 2007**



Idaho Statutes

TITLE 42
IRRIGATION AND DRAINAGE -- WATER
RIGHTS AND RECLAMATION
CHAPTER 38

ALTERATION OF CHANNELS OF STREAMS

42-3806. EXISTING RIGHTS UNAFFECTED -- WHERE PERMIT NOT REQUIRED. This act shall not operate or be so construed as to impair, diminish, control or divest any existing or vested water rights acquired under the laws of the state of Idaho or the United States, nor to interfere with the diversion of water from streams under existing or vested water right or water right permit for irrigation, domestic, commercial or other uses as recognized and provided for by Idaho water laws.

No permit shall be required from a water user or his agent to clean, maintain, construct in, or repair any stream channel, diversion structure, canal, ditch, drain or lateral. No permit shall be required from a water user or his agent to remove any obstruction from any stream channel, if such obstruction interferes with, or is likely to interfere with, the delivery of, or use of, water under any existing or vested water right, or water right permit.

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[Search the Idaho Statutes](#)

Available Reference: [Search Instructions](#).

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