

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that the department has examined this application for temporary approval to use water under the provisions of Section 42-202a, Idaho Code, and has determined that:

 a) The application for temporary approval should be denied.

 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.

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 the use of the water under this approval may injure other water rights.
3. This approval authorizes a maximum diversion of 5 AF and a maximum rate of diversion of 0.17 cfs.
4. This approval does not grant a right-of-way across the land of another, does not create a continuing right to use the water and may not be used in connection with a use which requires a continuing water supply.
5. The department may cancel this approval at any time if the department identifies injury to other water rights.
6. This approval expires on 9-30-11.
7. This approval does not create a continuing right to use water.
8. The holder of this temporary permit shall not divert at a rate or in a manner that will significantly reduce the flow in the water source or otherwise adversely affect fish, wildlife or other public vaules.
9. Other: 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.
10. Contact the DEPARTMENT OF WATER RESOURCES prior to diversion of water from streams.

DATED this 21 day of June, 2011.

Barth S. Anderson, Interim Dir
For the Director

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TEMPORARY APPROVAL OF WATER APPROPRIATION
(5 AF or less)

- Name of Applicant ROBERT L. DITTNER Phone 783-2810
- Address 314 ECHO ST SMELTERVILLE POB 318 83868
1. Source of water BEAVER CREEK Tributary to CD'A RIVER
2. Location of point of diversion 1/4 1/4 Sec. 10-11-12 Township 49N Range 4E B.M.,
County SHOSHONE 22-23-24 PONY GULCH
27-26 FERGUSON
3. Location of place of use SAME AS ABOVE 1/4 Sec. 10-11-12 Township 49N Range 4E B.M.,
County SHOSHONE
4. Proposed use of water Mineral Sampling of Bench gravels.
5. Amount of water:
Maximum rate of diversion 75 cfs or 75 gpm.
Maximum daily volume .1 AF; Total volume AF.
6. Duration of diversion: From JUNE 10TH to SEPT 30
Day-month Day-month
7. Proposed diverting works 2" pump/15' suction hose
8. Who owns the property at the requested point of diversion? US GOVT (FS)
9. Describe the arrangement allowing access to the water Pump on 4" Plat form approx. 10'-15'
from streams
10. Remarks Use for sampling program to evaluate bench placers in
the Beaver Creek drainage

I hereby acknowledge that I assume all risk if the diversion and use of the water under this approval injures other water rights. I certify this is a temporary use and that I am not seeking a continuing right to use water.

8/1 May 2011
Date

Robert Dittner
Applicant

Received by db Date 6/9/11 Time
\$50.00 fee received by db # N027596 Date 6/9/11
Watermaster Comments received? Date



State of Idaho

DEPARTMENT OF WATER RESOURCES

Northern Region, 7600 N. Mineral Drive, Suite 100 • Coeur d'Alene, Idaho 83815

Phone: (208) 762-2800 • Fax: (208) 762-2819 • Web Site: www.idwr.idaho.gov

C. L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Interim Director

06/21/2011

ROBERT L DITTNER
314 ECHO ST
PO BOX 31
SMELTERVILLE ID 83868

RE: Temporary Permit No. TP-94-100

Dear Applicant(s):

Your application for Temporary approval of Water Appropriation has been granted and assigned number TP-94-100 .

Please be advised that THE PERMIT IS SUBJECT TO THE EFFECTIVE DATES AND CONDITIONS STATED ON PAGE TWO OF THE APPLICATION.

If you have any questions or if this office can be of further assistance, please contact us.

Sincerely,

A handwritten signature in blue ink that reads "Keith E. Franklin". The signature is written in a cursive, flowing style.

Keith E. Franklin
Interim Regional Manager

Enclosure – Copy of Permit TP-94-100



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C. L. "BUTCH" OTTER
Governor

GARY SPACKMAN,
Interim Director

FAX TRANSMITTAL COVER SHEET

DATE: 6-13-11
TO: Mary Terra Berrios FROM: _____
FAX #: 208-769-1418 _____

NOTE: BLANK FORMS ARE AVAILABLE ON THE INTERNET AT:
<http://www.idwr.idaho.gov/RulesStatutesForms/>

DOCUMENT DESCRIPTION:

Application For Temporary Water Appropriation
Robert Dittmer

TOTAL PAGES SENT: 3 PLUS (+) COVER SHEET

CONTACT: Keith Franklin
(NAME OF SENDER)

CHARGES: One (1) free copy per request, cover sheet not included. Two (2) or more copies per request are \$0.25 per page with a \$0.50 minimum

PLEASE CONSIDER THIS DOCUMENT AS A BILLING STATEMENT.

THE CHARGE FOR YOUR FAX COPIES IS \$ _____

PLEASE REMIT BY RETURN MAIL TO THE ABOVE ADDRESS.

PHONE NO: (208) 762-2800



FAX NO: (208) 762-2819



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C. L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Interim Director

June 13, 2011

MARY TERRA BERNES
IDAHO DEPARTMENT OF FISH & GAME
2885 KATHLEEN AVE.
COEUR D' ALENE, ID 83815

Re: Application For a Temporary Approval of a Water Appropriation

Dear MARY:

The Department of Water Resources is seeking comment and/or recommendation from your agency, regarding an application to temporarily appropriate 5.0 acre-feet of water from Beaver Creek, which is tributary to Coeur d'Alene River, for mineral sampling water by Robert L Dittner. A Copy of the application is attached for your reference.

Would you please submit your comments no later than June 20, 2011? 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.

You may send comments by regular mail to the address above, by FAX to 762-2819 or by e-mail to keith.franklin@idwr.idaho.gov.

If you have any questions, don't hesitate to contact me at this office.

Thank you.

Sincerely,

Keith E. Franklin
Water Resources Agent

Encl/kf

Documents received

FAXED