

RECEIVED

MAR 05 2008 TP-83-08

IDWR/North

Received by db Date 3/5/08 Time 11:45a\$50.00 fee receipted by db # N019079 Date 3/5/08

Watermaster Comments received? \_\_\_\_\_ Date \_\_\_\_\_

**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 1 AF and a maximum rate of diversion of 0.20 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 12-31-2008.
  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 March, 20 08.

Robert D. Haynes

For the Director

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MAR 05 2008

Indent. No. TP-83-08IDWR/NORTH STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES

## APPLICATION FOR TEMPORARY APPROVAL OF WATER APPROPRIATION

(5 AF of less)

- Name of Applicant ALFRED D. BECK JR. Phone 208-762-6396
- Address 17199 RIMROCK RD. HAYDEN ID. 83835
1. Source of water INDEPENDENCE CREEK Tributary to MOOSE CREEK
2. Location of point of diversion NE 1/4 NE 1/4 Sec. 32 Township 40N, Range 11E B.M.,  
County CLEARWATER
3. Location of place of use NE 1/4 NE 1/4 Sec. 32 Township 40N, Range 11E B.M.,  
County CLEARWATER
4. Proposed use of water HIGH BANKING / POWER SLUICING ABOVE HIGH  
WATER MARK - RECREATIONAL MINING, OCCASIONAL  
WEEKENDS AND POSSIBLY A 1-2 WEEK PERIOD.  
IMC 185059 "LOST HOPE"
5. Amount of water:  
Maximum rate of diversion 0.20 cfs or 90 gpm.  
Maximum daily volume LESS THAN 1 AF; Total volume 1 AF.
6. Duration of diversion: From OCCASIONALLY 6-15-08 to 10-15-08  
Day-month Day-month
7. Proposed diverting works GRAVITY / PUMP
8. Who owns the property at the requested point of diversion? U.S. NATIONAL FOREST
9. Describe the arrangement allowing access to the water BY FOOT ON MINING CLAIM
10. Remarks FOR RECREATIONAL MINING TO FILL SMALL SETTLING  
AREA TO RECIRCULATE WATER DURING OPERATION.  
IMC 185059 "LOST HOPE"

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.

3-4-08

Date

Alfred D Beck Jr.  
Applicant



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](http://www.idwr.idaho.gov)

C. L. "BUTCH" OTTER  
Governor

DAVID R. TUTHILL, JR.  
Director

03/24/2008

ALFRED D BECK JR  
17199 RIMROCK RD  
HAYDEN ID 83835

COPY

RE: Temporary Permit No. TP-83-08

Dear Applicant(s):

Your application for Temporary approval of Water Appropriation has been granted and assigned number TP-83-08.

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,

Robert G. Haynes, P.E.  
Regional Manager

Enclosure

## Davis, Eric

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**From:** Franklin, Keith  
**Sent:** Thursday, March 20, 2008 10:56 AM  
**To:** Davis, Eric  
**Subject:** FW: temp water permit

**Attachments:** 08 h2o permit p1.pdf; 08 h2o permit p2.pdf



08 h2o permit  
p1.pdf (67 KB)



08 h2o permit  
p2.pdf (240 KB)

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

From: Hennekey, Ray [mailto:rhennekey@idfg.idaho.gov]  
Sent: Thursday, March 20, 2008 10:47 AM  
To: Franklin, Keith  
Cc: Alfred Beck; Cadwallader, Dave  
Subject: FW: temp water permit

Keith --

I believe that this is one of those "annual temporary" permits we discussed not needing a new review this year. Our comments from last year (letter of July 3, 2007) suffice for this year's application. We do not object to issuing this temporary water right, under those conditions.

Thanks.

Ray Hennekey  
IDFG Clearwater Region  
3316 16th Street  
Lewiston, ID 83501  
208-799-5010

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

From: Alfred Beck [mailto:dgbeck@outdrs.net]  
Sent: Tuesday, March 04, 2008 2:39 PM  
To: Hennekey, Ray  
Subject: temp water permit

Find attached an application for a temp water use permit.  
This is the same as applied and approved from last year.  
Could you please forward your action on this proposal to myself and Keith Franklin, IDWR CDA If you have any questions, please don't hesitate to contact me.

Thank you in advance,

Alfred Beck  
dgbeck@outdrs.net



STATE OF IDAHO  
DEPARTMENT OF  
ENVIRONMENTAL QUALITY

RECEIVED  
MAR 06 2008  
IDWR/North

1118 F Street • Lewiston, Idaho 83501 • (208) 799-4370

C.L. "Butch" Otter, Governor  
Toni Hardesty, Director

March 4, 2008

Mr. Alfred Beck  
17199 Rimrock Road  
Hayden, ID 83835

RE: Comments, temporary water appropriation from Independence Creek to Operate a Highbanker

Dear Mr. Beck:

We received your request for comment along with a copy of your application describing your intent to apply for a temporary water appropriation permit to withdraw 0.20 cfs or 90 gallons per minute from Independence Creek, Clearwater County. The temporary water appropriation is for the operation of a highbanker and power sluicing above the ordinary high water mark. No waste water will be deposited back into Independence Creek. Assuming all federal, state and local permits have been obtained, regulations met, and reviews completed, we offer the following comments.

In the Idaho Water Quality Standards, Independence Creek is included in waterbody ID 17060307CL031. This waterbody ID is listed in section 3 of the Idaho 2002 Integrated Report and is not assessed.

DEQ agrees that the temporary withdrawal of 90 gallons per minute from Independence Creek should not impact the water quality of the creek. At no time however, should the proposed action be allowed to impair existing beneficial uses of Independence Creek. Stream flow adequate to sustain existing aquatic life shall be maintained at all times in Independence Creek.

Thank you for the opportunity to comment on your application. If you have any questions regarding the Idaho Water Quality Standards, please call us at (208) 799-4370.

Sincerely,

A handwritten signature in cursive script that reads "Kerby M. Cole".

Kerby M. Cole, P.E.  
Regional Administrator

CC: Keith Franklin, IDWR  
Ray Hennekey, IDFG  
Marti Bridges, IDEQ