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Form 202A JAN 15 2016

ID No. TP-85-46

IDWR / NORTH

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TEMPORARY APPROVAL OF WATER APPROPRIATION

(For a use not intended to become an established water right, not to exceed a total diverted volume of five (5) acre-feet, and not to exceed one (1) year duration in accordance with Section 42-202A, Idaho Code.)

Name of applicant: NORTH WEST GOLD PROSPECTORS CLEAR WATER Phone: 509.254.3379Mailing address: PO Box 1450 City: ORAFINOState ID ZIP 83544 Email: _____1. Source of water: CLEARWATER RIVER tributary to SNAKE RIVER

2. Location of point(s) of diversion:

TWP	RGE	SEC	GOVT LOT	1/4	1/4	1/4	County	Source	Local name or tag #
36N	03W	7			SW	NE	NEZPERCE	CLEARWATER RIV	
36N	03W	7			NW	NE	NEZPERCE	CLEARWATER RIV	

3. Location of place of use:

TWP	RGE	SEC	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
36N	03W	7	X						X										

4. Describe proposed use of water GOLD PROSPECTING DEMONSTRATIONS
DEMONSTRATORS USING POWER EQ WILL HAVE IDAHO
RECREATIONAL MINING AUTHORIZATION (LETTER PERMIT)

5. Amount of water:

Maximum rate of diversion 0.07 cfs or 31 gpm.Maximum daily volume 1.5 AF; total volume 5 AF.6. Duration of diversion: from 8-24-2016 (day-month) to 4-12-2016 (day-month).7. Describe proposed diverting works: PANNING TRAYS HIGH BANKED ROCKER BOXES8. a. Who owns the property at the requested point of diversion? IDAHO DEPT. HIGHWAYSb. Who owns the land to be irrigated or place of use? IDAHO DEPT FISH & GAME

c. If the property is owned by a person other than the applicant, describe the arrangement allowing access to the water:

DEPT. OF FISH & GAME BOAT RAMP

9. Additional remarks:

THIS YEARS LETTER OK FROM IDAHO FISH & GAME
ON HAND NOW

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 w2

Signature of applicant Lory C RuthruffDate 01-13-2016R L. Ruthruff
2406 Linda Ln.
Clarkston, WA 99403-1254Received by LB Date 1-15-16 Time _____\$50.00 fee received by LB # N031691 Date _____

Watermaster comments received? _____ Date _____

TP-85-46

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.

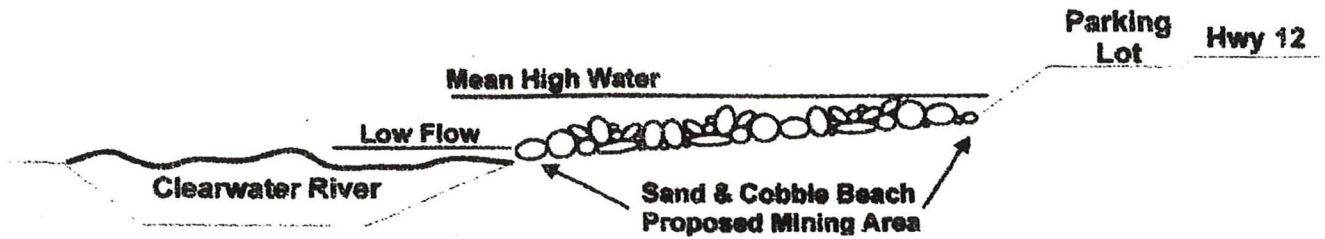
This application is therefore hereby:

- ☐ 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 5.0 AF and a maximum rate of diversion of 0.07 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 does not create a continuing right to use water.
 7. 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 values.
 8. 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.
 9. The Idaho Department of Fish & Game (IDFG) now requires a Special Use Permit if their property is to be used for a point of diversion. IDFG contact in Coeur d'Alene ~ 208-769-1414, and in Lewiston ~ 208-799-5010.
 10. All equipment involved with transporting water shall be treated/sterilized prior to use to avoid spread of invasive aquatic species and may require inspection. Contact the Idaho State Department of Agriculture (www.agri.idaho.gov) for specific recommendations at 208-332-8500 or by e-mail to info@agri.idaho.gov.
 11. Direct discharge of waste water slurry into rivers, creeks, or streams is not authorized.
 12. This approval expires on 4/12, 2016.

Signed this 26 day of January, 2016.


Manager, Northern Region
For the Director

Section View



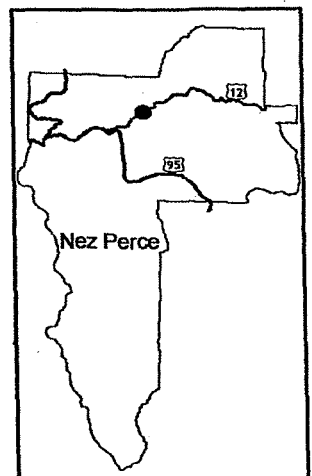
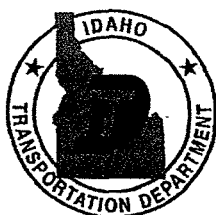
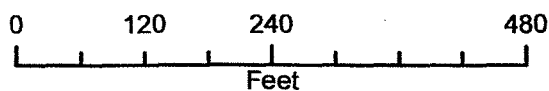
Proposed Mining Site
 NW GPA-CC
 Clearwater River at
 Gibbs Eddy
 Nez Perce County, Idaho
 Sheet 2 of 3



Gibbs Eddy Overnight Camp Site Location 2013

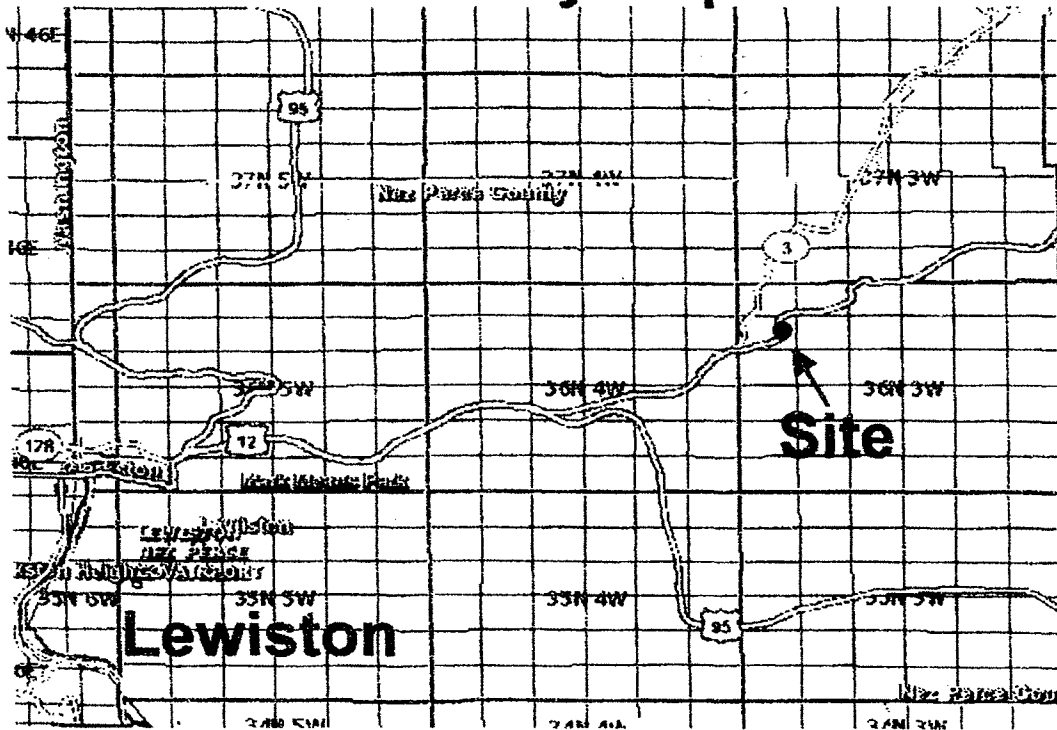
PREPARED BY THE

Idaho Transportation Department
District 2 GIS

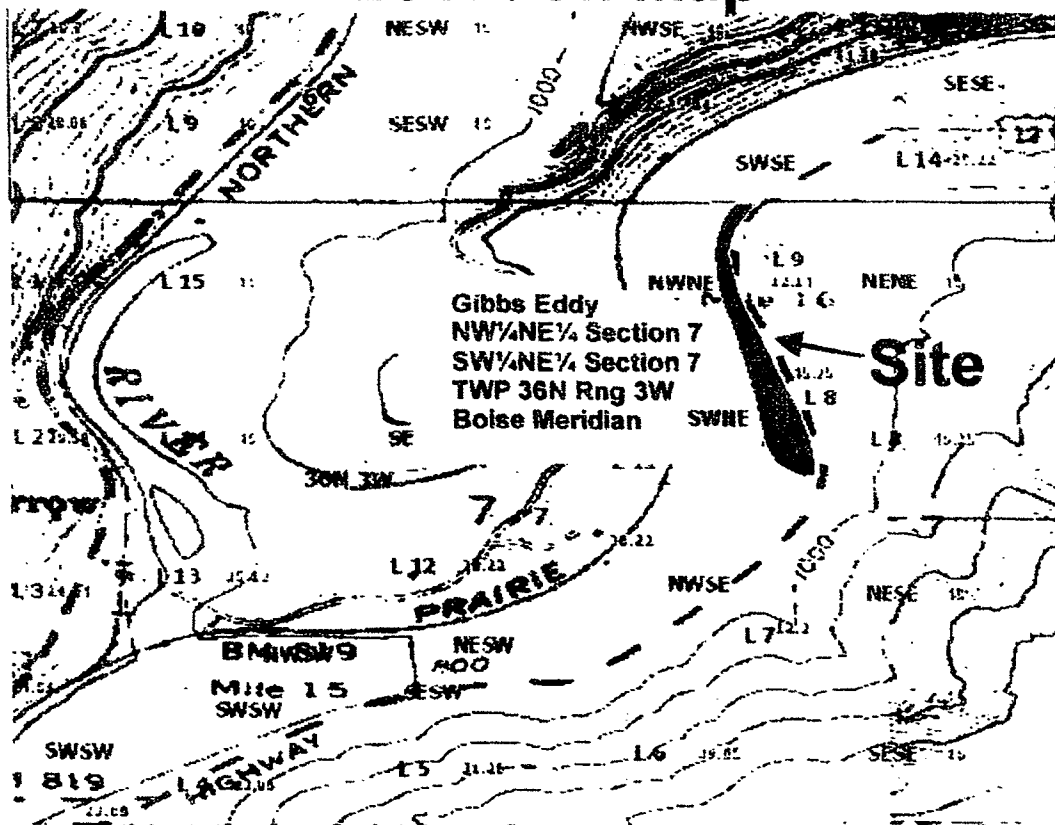


Reasonable efforts have been made by the Idaho Transportation Department (ITD) to verify that these maps accurately interpret the source data used in their preparation; however, a degree of error is inherent in all maps, and these maps may contain omissions and errors in scale, resolution, rectification, positional accuracy, development methodology, interpretation of source data, and other circumstances.

Vicinity Map



Location Map



Proposed Mining Site
 NWGPA-CC
 Clearwater River at
 Gibbs Eddy
 Nez Perce County, Ida
 Sheet 1 of 2

Frederick, Adam

From: Frederick, Adam
Sent: Tuesday, January 19, 2016 8:33 AM
To: 'john.cardwell@deq.idaho.gov'
Subject: Temporary Water Appropriation
Attachments: NWGPA CC IDEQ.pdf

John,
Attached for your review and comment, please find an application to temporarily appropriate 5.0 acre feet of water from the Clearwater River for mining purposes by NWGPA CC. If you have any questions, don't hesitate to give me a call.

Thanks,
Adam

Adam Frederick
Water Resource Agent
Idaho Department of Water Resources
Northern Regional Office
Phone 208-762-2800

Frederick, Adam

From: Frederick, Adam
Sent: Tuesday, January 19, 2016 8:35 AM
To: 'ray.hennekey@idfg.idaho.gov'
Subject: Temporary Water Appropriation
Attachments: NWGPA CC IDFG.pdf

Ray,
Attached for your review and comment, please find an application to temporarily appropriate 5.0 acre feet of water from the Clearwater River for mining purposes by NWGPA CC. If you have any questions, don't hesitate to give me a call.

Thanks,
Adam

Adam Frederick
Water Resource Agent
Idaho Department of Water Resources
Northern Regional Office
Phone 208-762-2800



State of Idaho

DEPARTMENT OF WATER RESOURCES

Northern Region • 7600 N. Mineral Drive, Suite 100 • Coeur d'Alene, Idaho 83815-7763
Phone: (208) 762-2800 • Fax: (208) 762-2819 • Website: www.idwr.idaho.gov

C.L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Director

January 19, 2016

RAY HENNEKEY
IDAHO DEPARTMENT OF FISH & GAME
3316 16TH ST
LEWISTON ID 83501

Re: Application for a Temporary Approval of a Water Appropriation

Dear Ray:

The Department of Water Resources is seeking comment and/or recommendation from your agency, regarding an application to temporarily appropriate 5 acre-feet of water from the Clearwater River, for mining operations, by NWGPA CC. A copy of the application is attached for your reference.

Would you please submit your comments no later than January 26, 2016? 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 send comments by regular mail to the above address, by FAX to 208-762-2819 or by e-mail to adam.frederick@idwr.idaho.gov.

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

Thank you.

Sincerely,

Adam Frederick
Water Resource Agent

Encl/af



State of Idaho

DEPARTMENT OF WATER RESOURCES

Northern Region • 7600 N. Mineral Drive, Suite 100 • Coeur d'Alene, Idaho 83815-7763

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

C.L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Director

January 19, 2016

JOHN CARDWELL
IDAHO DEPARTMENT OF ENVIRONMENTAL QUALITY
1118 F ST
LEWISTON ID 83501

Re: Application for a Temporary Approval of a Water Appropriation

Dear John:

The Department of Water Resources is seeking comment and/or recommendation from your agency, regarding an application to temporarily appropriate 5 acre-feet of water from the Clearwater River, for mining operations, by NWGPA CC. A copy of the application is attached for your reference.

Would you please submit your comments no later than January 26, 2016? 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 send comments by regular mail to the above address, by FAX to 208-762-2819 or by e-mail to adam.frederick@idwr.idaho.gov.

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

Thank you.

Sincerely,

Adam Frederick
Water Resource Agent

Encl/af



STATE OF IDAHO
DEPARTMENT OF
ENVIRONMENTAL QUALITY

1118 F Street • Lewiston, Idaho 83501 • (208) 799-4370
www.deq.idaho.gov

C.L. "Butch" Otter, Governor
John H. Tippetts, Director

January 22, 2016

Mr. Adam Frederick
Idaho Department of Water Resources
7600 North Mineral Drive, Suite 100
Coeur d'Alene, Idaho 83815

RECEIVED
JAN 26 2016
IDWR / NORTH

Dear Mr. Frederick:

We received a request for comment on the 2016 application for a temporary water appropriation permit to withdraw a total of 5.0 total acre-feet from the Clearwater River, Nez Perce County for mining operations from April 8, 2016 to April 12, 2016. Assuming all federal, state and local permits have been obtained, regulations met, and reviews completed, we offer the following comments.

The Clearwater River at this location is included in water body ID17060306CL013_07 and is protected for cold water aquatic life, salmonid spawning, primary contact recreation, and domestic water supply beneficial uses and is listed in Category 5 of the Idaho 2012 Integrated Report as water quality is not supporting the aquatic life designated beneficial use due to total dissolved gas supersaturation impairment.

DEQ agrees that the temporary withdrawal of 5.0 acre-feet from the Clearwater River for a period of 4 days should not impact water quality. Idaho's Water Quality Standards however restricts the discharge of wastewater which may adversely affect water quality as a result of mining activities. No wastewater can be allowed to infiltrate and/or return to the Clearwater River without an approved discharge permit.

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

Sincerely,

A handwritten signature in blue ink that reads "Cindy Barrett".

Cindy Barrett
Surface Water Quality Manager

c: NWGPA CC, Orofino
Ray Hennekey, IDFG
John Cardwell, DEQ
TRIM



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

Phone: (208) 762-2800 FAX: (208) 762-2819 www.idwr.idaho.gov

C.L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Director

January 26, 2016

NWGPA CC
PO BOX 1450
OROFINO ID 83544

RE: Temporary Permit No. TP-85-46

Dear Applicant(s):

Your application for Temporary approval of Water Appropriation has been granted and assigned number TP-85-46.

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

The Idaho Department of Fish & Game (IDFG) now requires a Special Use Permit if their property is to be used for a point of diversion.

To contact IDFG in Coeur d'Alene, call 208-769-1414; and in Lewiston, call 208-799-5010.

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
Program Manager

Enclosure Copy of TP-85-46