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JAN 26 2015

Form 202A 04/12

WATER RESOURCES
WESTERN REGIONSTATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

APR 08 2015

ID No. TP-63-203**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: Timothy D Giles Phone: 801-388-1234
 Address: 2060 W. 5025 S. Roy, UT 84067 Email: timgiles1234@gmail.com
 1. Source of water: Mores Creek tributary to Boise River

2. Location of point(s) of diversion:

TWP	RGE	SEC	GOVT LOT	1/2	1/4	1/4	County	Source	Local name or tag #
<u>6N</u>	<u>5E</u>	<u>25</u>		<u>S</u>	<u>SE</u>	<u>SW</u>	<u>Boise</u>	<u>Boise National Forest</u>	<u>IMC 214142</u>

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	
<u>6N</u>	<u>5E</u>	<u>25</u>												<u>1/4</u>					

4. Describe proposed use of water Highbanking / pumping from a swamp close by where I process material. It re-circulates as it filters back through the earth to the swamp.
5. Amount of water:
 Maximum rate of diversion _____ cfs or 150 gpm.
 Maximum daily volume .0825 AF; total volume 2.2 AF.
6. Duration of diversion: from 01/03 to 01/11
 Day-month Day-month
7. Describe proposed diverting works: Pumping water from a swamp on my claim. It re-circulates through my highbankers
8. a. Who owns the property at the requested point of diversion? Boise National Forest
 b. Who owns the land to be irrigated or place of use? same
 c. If the property is owned by a person other than the applicant, describe the arrangement allowing access to the water:
I can hand carry my pump to the water.
9. Additional remarks: _____

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.

Signature of applicant Timothy D GilesDate 01/23/2015

Received by AS Date 1/26/15 Time 10:40am
 \$50.00 fee receipted by AS # W042758 Date 1/26/15
 Watermaster Comments received? X Date _____

Peppersack, Jeff

To: timgiles1234@gmail.com
Subject: Application for Temporary Water Appropriation

Mr. Giles,

I am reviewing your application and found that additional information is required to complete processing. Can you provide documentation showing your authorization for activity on USFS land? Also, a map of the intended point of diversion and place of use is required. Once you submit the required information, I can complete the review.

Thanks,
Jeff Peppersack
Water Allocation Bureau Chief
208-334-2190

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 authorizes a maximum diversion of 2.2 AF and a maximum rate of diversion of 150 CFS or GPM.
 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. A ¼ inch mesh screen shall be installed on the pump intake.
 9. Direct discharge of waste water/slurry into rivers, creeks, or streams is not authorized.
 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 email to info@agri.idaho.gov.
 11. This temporary use of water remains subject to control of the Boise River Watermaster.
 12. This approval is subject to the availability of Boise River Rental Pool water to mitigate water losses and injury to existing water rights. This authorization will require the rental of 2.2 AF of water from the Boise River Rental Pool (2 AF minimum). Contact Boise River Watermaster, 208-908-5480.
 13. This approval expires on 11/1/15. **ELK CREEK. = August 1**

Signed this 3rd day of April, 2015


For the Director

IMC 214142

LOCATION NOTICE FOR MINING CLAIM

For Bureau of Land Management Use

For County Recorder's Use

Instrument # 245002

IDAHO CITY, BOISE COUNTY, IDAHO

10-9-2014 12:22:57 No. of Pages: 2

Recorded for: TIM GILES

MARY T. PRISCO

Fee: 13.00

Ex-Officio Recorder Deputy

Index to: PLACER LOCATION

1. Name of Claim Hour Glass Type of Claim: () Lode (☒) Placer () Millsite () Tunnel site
2. Date of Location 09-21-2014 () Claim is located in P.L. 359, Powersite Withdrawal
3. This claim is located in Boise County, State of Idaho, Boise Meridian, Township 6N, Range 5E, Section 25, Quarter Section SW 5.7 acres @

S 1/2 SW 1/4 NW 1/4 SE 1/4 SW 1/4 north to but not beyond the south side of Hwy 21
 S 1/2 SE 1/4 NW 1/4 SE 1/4 SW 1/4 north to but not beyond the south side of Hwy 21
 NW 1/4 SW 1/4 SE 1/4 SW 1/4 excluding private property on the south side
 NE 1/4 SW 1/4 SE 1/4 SW 1/4 excluding any parts of Hwy 21 and Bannock Rd. Also excluding private property on south side. Continued below.

4. The boundaries are described as follows using distance & direction (metes & bound) beginning at corner monument where notice is posted which is Corner #1

Thence <u>1394' E</u>	To Corner or Angle <u>#2</u>
Thence <u>420' S</u>	To Corner or Angle <u>#3</u>
Thence <u>295' NW</u>	To Corner or Angle <u>#4</u>
Thence <u>1142' W</u>	To Corner or Angle <u>#5</u>

TO THE POINT OF BEGINNING.

IF MORE THAN 4 CORNERS OR ANGLES

Thence <u>375' N</u>	To Corner or Angle <u>#1</u>
Thence _____	To Corner or Angle _____

Posted location notice is further described as 1142 feet, west and 375' north direction from survey (Permanent survey monument or natural object, i.e., topographic feature). marker M51541, 1992

The adjoining claims/sites are: "Idaho Pride A" on east side, "Gold Tailings" on west side

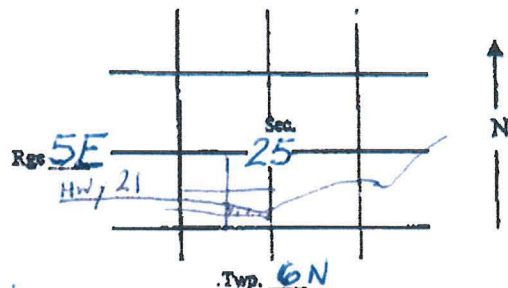
5. Claimant(s) Name and Address:

Name Tim Giles
 Address 2060 W 5025 S
Boise, UT 84067
 Email timgiles1234@gmail.com

Name _____
 Address _____
 Email _____

(Signature)

(Signature)



NW 1/4 SE 1/4 SE 1/4 SW 1/4 excluding all parts of Hwy 21 and private property on south side.
 NE 1/4 SE 1/4 SE 1/4 SW 1/4 excluding all parts of Hwy 21 and private property on south side.

Name _____
Address _____

(Signature) _____

Email _____

Name _____
Address _____

(Signature) _____

Email _____

Name _____
Address _____

(Signature) _____

Email _____

8. AFFIDAVIT OF LOCATOR

STATE OF Idaho, COUNTY OF Boise, ss.

I, Timothy D Giles, DO SOLEMNLY SWEAR THAT I AM A CITIZEN OF THE UNITED STATE OF AMERICA (OR HAVE DECLARED MY INTENTION TO BECOME SUCH), AND THAT I AM ACQUAINTED WITH THE MINING GROUND DESCRIBED IN THIS NOTICE OF LOCATION, AND HEREWITH CALLED THE Howe Giles LODE/PLACER CLAIM OR SITE; THAT THE GROUND AND CLAIM/SITE THEREIN DESCRIBED OR ANY PART THEREOF HAS NOT, TO THE BEST OF MY KNOWLEDGE AND BELIEF, BEEN PREVIOUSLY LOCATED ACCORDING TO THE LAWS OF THE UNITED STATES AND THIS STATE, OR IF SO LOCATED, THAT THE SAME HAS BEEN ABANDONED OR FORFEITED BY REASON OF THE FAILURE OF SUCH FORMER LOCATOR(S) TO COMPLY IN RESPECT THERETO WITH THE REQUIREMENTS OF SAID LAWS.

SIGNATURE

Timothy D Giles

State of Idaho

County of Boise

Subscribed and sworn to (or affirmed) before me
this 9 day of Oct., 2014.



Shirley A. George
Notary Public or County Recorder
(my commission expires 6-23-2017)

SUBSCRIBED AND SWORN TO BEFORE ME THIS 9 DAY OF Oct., 2014

SIGNATURE Shirley A. George

Peppersack, Jeff

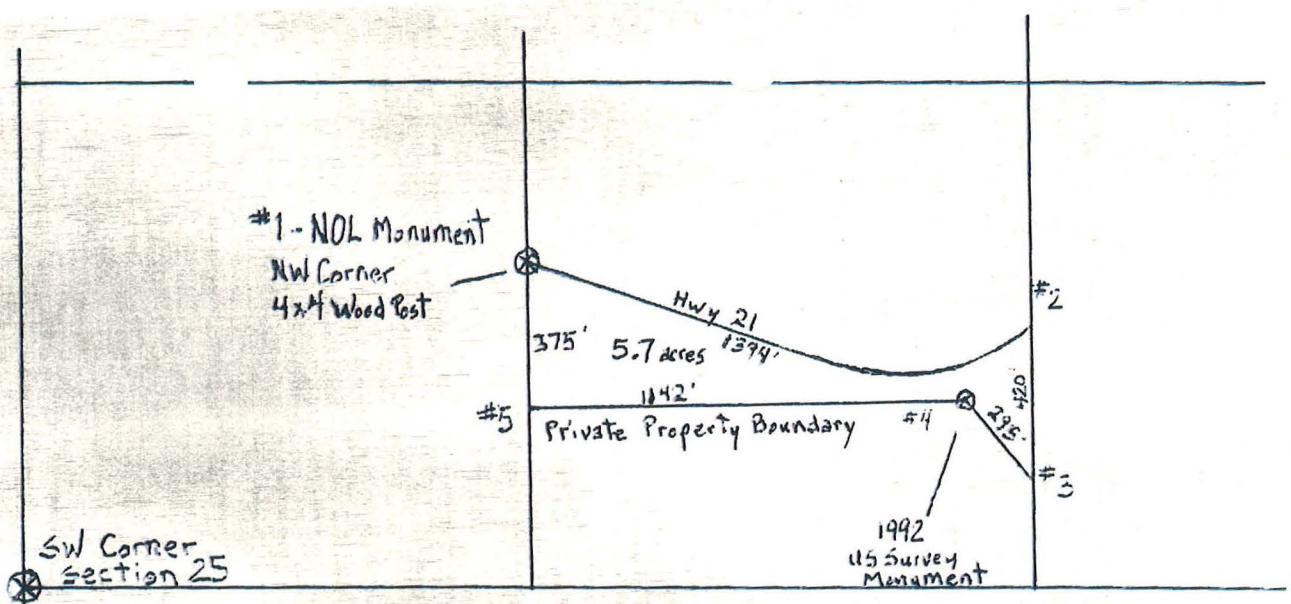
From: New Tradtions Art Panels Inc. [newtraditions1@comcast.net]
Sent: Friday, April 03, 2015 12:20 PM
To: Peppersack, Jeff
Subject: Map for Appropriated Water
Attachments: CCE04032015_00000.jpg

Jeff,

The water will be appropriated from a swamp area where after being used it soaks back through the sands and recirculates back into the swamp. There has not been any sign of muddy water re – entering the swamp.

The location of my pump is placed 50' West of 1992 US Survey Monument and 10' North. The water is pumped to an area 20' to 50' East of the same 1992 US Survey Monument.

Tim Giles



"Hour Glass" Placer Claim consists of:

T6N R5E Section 25 SW 1/4 Boise Meridian
Boise County, Idaho

S 1/2 SW 1/4 NW 1/4 SE 1/4 SW 1/4 north to but not beyond the south
side of Hwy 21 - Sec. 25

S 1/2 SE 1/4 NW 1/4 SE 1/4 SW 1/4 north to but not beyond the south
side of Hwy 21 - Sec. 25

NW 1/4 SW 1/4 SE 1/4 SW 1/4 excluding private property on the S. side Sec. 2
NE 1/4 SW 1/4 SE 1/4 SW 1/4 excluding any parts of Hwy 21 and
Bannock Rd., also excluding private property against the south side. Sec. 2
NW 1/4 SE 1/4 SE 1/4 SW 1/4 excluding all parts of Hwy 21 and private
property against the south side. Sec. 25

NE 1/4 SE 1/4 SE 1/4 SW 1/4 excluding all parts of Hwy 21 and private
property against the south side. Sec. 25

Located 09-21-2014

By Tim Giles

Scale 1" = 500'

True
North

**BOISE RIVER RENTAL POOL LEASE AGREEMENT
FOR 20____**

The Committee of Water District No. 63 being authorized pursuant to Idaho Code Section 42-1765 to lease stored water which has been provided to the Boise River Rental Pool by water users who own reservoir space and have excess supplies for the current year, does agree to sell _____ (entity), _____ A.F. of water requested for _____ (use). This agreement is subject to the adopted Rules and Regulations of the Boise River Rental Pool and execution of same by the party herein named.

Upon receipt of \$ _____ and the information requested below, the Boise River Watermaster will release to you from storage, at the rate you specify _____ A.F. of stored water between _____ and _____ of 20____.

Description of point of diversion:

Located in _____ 1/4 _____ 1/4, Sec. _____, T. _____, R. _____;

Other: _____

On Source: _____

Pump H.P. _____ Lift _____

Headgate _____ (canal name if appropriate)

Description of place of use:

Legal Description: _____

Total number of acres irrigated _____

Dated this _____ day of _____ 20____.

(name)

(address)

State of Idaho _____)

County of _____)

On this _____ day of _____ 20____, before me the undersigned Notary Public in and for said county and state, personally appeared _____, known to me to be the person whose name is subscribed to within instrument and acknowledged to me that he executed the same.

IN WITNESS WHEREOF, I _____ have hereto set my hand and affixed my official seal, the day and year in this certificate first written.

Notary Public in and for Idaho

Residing at: _____

I have accepted the request of _____ to purchase water from the Boise River Rental Pool this _____ day of _____ 20____.

Watermaster, Water District No. 63
Agent for the Committee of Water



State of Idaho

DEPARTMENT OF WATER RESOURCES

Western Region • 2735 Airport Way • Boise, Idaho 83705-5082

Phone: (208) 334-2190 • Fax: (208) 334-2348 • Website: www.idwr.idaho.gov

C.L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Director

April 6, 2015

TIMOTHY D GILES
2060 W 5025 S
ROY UT 84067

RE: Temporary Permit No. TP-63-203

Dear Applicant(s):

Your application for Temporary Water Appropriation has been approved and is enclosed.

Please be advised the approval only authorizes the temporary use of water. It does not grant trespass or other activity on public land or on private property.

Please note the conditions of approval to understand the limitations associated with the temporary use of water. The expiration date cannot be extended under this temporary approval.

See the enclosed rental pool lease agreement to contact Boise River Watermaster Rex Barrie at 208-908-5480 for the required follow up before diverting water under this temporary approval.

If you have any questions regarding this matter, please call me at 208-334-2190.

Sincerely,

for Jeff Peppersack
Interim Manager, Western Region

Enclosure