

RECEIVED

JAN 07 2015

WATER RESOURCES
WESTERN REGIONSTATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

REC'D

ID No. TP-63-193

APR 08 2015

DEPT 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: Scott & Julie Read Phone: 208-371-3681
 Mailing address: 5410 Aspenwood Ave City: Caldwell
 State: ID ZIP: 83407 Email: SHJREAD2@msn.com
 1. Source of water: ELK CREEK tributary to Mudro Creek

2. Location of point(s) of diversion:

TWP	RGE	SEC	GOVT LOT	1/4	1/4	1/4	County	Source	Local name or tag #
<u>7N</u>	<u>6E</u>	<u>31</u>				<u>NW</u>	<u>Boise</u>	<u>ELK CR</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>7N</u>	<u>6E</u>	<u>31</u>																	

4. Describe proposed use of water pump to pond that will Recirculate during high banking on mining claim

5. Amount of water:

Maximum rate of diversion _____ cfs or 100 gpm.Maximum daily volume _____ AF; total volume 2 AF.6. Duration of diversion: from 4/1/15 (day-month) to 8/1/15 (day-month).7. Describe proposed diverting works: PUMP8. a. Who owns the property at the requested point of diversion? BLMb. Who owns the land to be irrigated or place of use? BLM

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

BLM property, access through Chancellor Mining Claim

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

Date

Received by AS Date 01/07/15 Time 2:15pm\$50.00 fee received by AS # W04 2123 Date 01/07/15

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 authorizes a maximum diversion of 2.0 AF and a maximum rate of diversion of 100 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 2.0 AF of water from the Boise River Rental Pool (2 AF minimum). Contact Boise River Watermaster, 208-908-5480.
 13. This approval expires on 8/1/2015. **ELK CREEK. = August 1**

Signed this 2nd day of April, 2015


For the Director

TEMPORARY APPROVAL OF WATER APPROPRIATION

IDWR WESTERN REGION

APRIL 21, 2005

**FOR HIGHBANKING PROJECTS, ALSO SEE ATTACHED
“HIGHBANKING INFORMATION SHEET”**

**FOR ALL OTHER PROJECTS, JUST USE ATTACHED
APPLICATION FORM AND INSTRUCTIONS**

HIGH BANKING INFORMATION/ CHECKLIST

In order to pump water out of a surface water stream for temporary /exploratory mining, a temporary water right is required. You will need to submit the following information/documents to apply:

☒ Completely fill out an Application for Temporary Approval of Water Appropriation.

☒ Location map – show the place of water use and point(s) of diversion to the nearest 40ac tract—map examples: topographic, google

☒ If the location is on state/ federal lands, documentation showing possessory interest in a claim or authorization from the government entity. Discuss status of other permits/operation plans you will need on state/ federal lands.

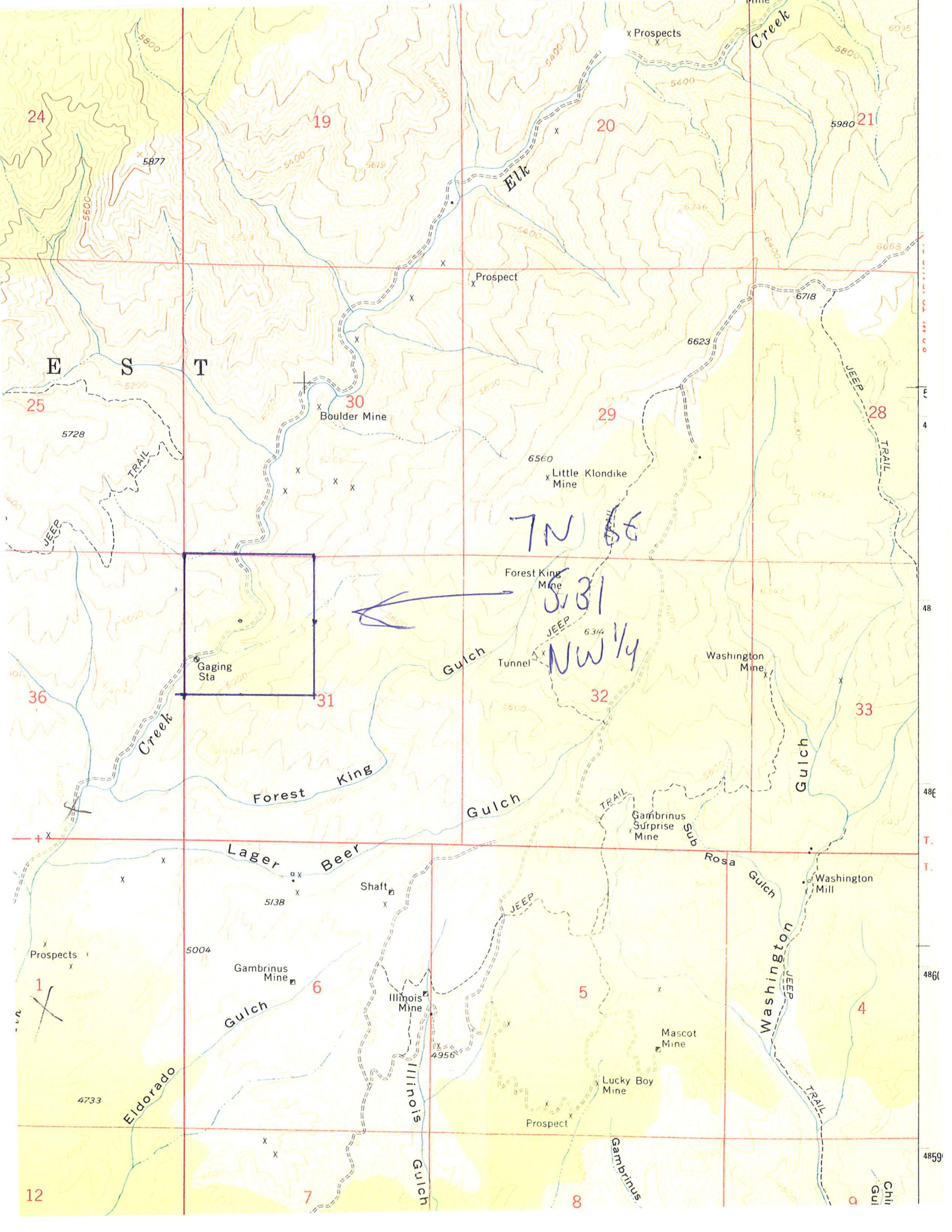
☒ Holding pond(s) Approx. size, volume, distance from any live stream?
approx size of pond 2' x 30' max, pond is approx 4'-6" deep
60 ft from Elk creek

☒ How will water be recycled and waste water be managed in relationship to the stream?

☒ \$50.00 fee-- check or cash.

Please note:

- Your application will be returned if the above information /documents is lacking or incomplete.
- Highbanking is assumed to be a consumptive use of water.
- IDWR may seek comments from other regulatory agencies or the local watermaster.
- Your approval ~~may~~ ^{will} require the purchase of rental storage water to mitigate injury to senior water rights.
- Maximum approval is up to 5 acre-feet volume and 1 year duration.



2014 APR -1 PM 11:58

INFORMATION
ACCESS CENTER

Instrument # 242932

IDAHO CITY, BOISE COUNTY, IDAHO

3-31-2014 03:41:26 No. of Pages: 2

Recorded for : JEFF DUNMIRE

MARY T. PRISCO Fee: 13.00

Ex-Officio Recorder Deputy

Index to: PLACER LOCATION

1. Name of Claim Chancellor Type of Claim: () Lode ☒ Placer () Millsite () Tunnel site
 2. Date of Location 1-8-2014 () Claim is located in P.L. 359, Powersite Withdrawal
 3. This claim is located in Boise County, State of Idaho, Boise Meridian,
 Township 7N, Range 6E, Section 31, Quarter Section NW 20 acres

Township _____, Range _____, Section _____, Quarter Section N2 of SW4 of NW4
 Township _____, Range _____, Section _____, Quarter Section _____
 Township _____, Range _____, Section _____, Quarter Section _____
 Township _____, Range _____, Section _____, Quarter Section _____

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 _____ To Corner or Angle _____
 Thence _____ To Corner or Angle _____
 Thence _____ To Corner or Angle _____
 Thence _____ To Corner or Angle _____

TO THE POINT OF BEGINNING.

IF MORE THAN 4 CORNERS OR ANGLES

Thence _____ To Corner or Angle _____
 Thence _____ To Corner or Angle _____

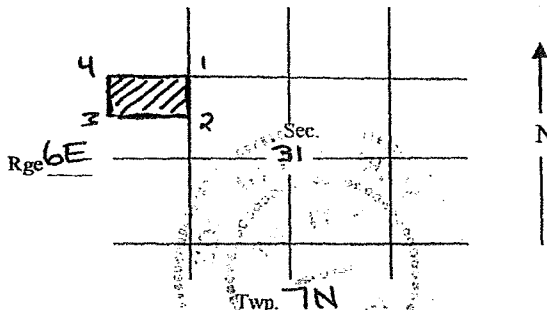
Posted location notice is further described as _____ feet, _____ direction from _____ (Permanent survey monument or natural object, i.e., topographic feature).

The adjoining claims/sites are: _____

5. Claimant(s) Name and Address:

Name Jeff Dunmire
 Address 6568 S. Federal Way #215
Boise ID. 83716
 Email JEFFDPAX@AOL.COM

Name _____
 Address _____
 Email _____



(Signature)

(Signature)

"POND" is a channel setup:

- About 2' x 30' & 1/2-1' deep
- Capacity About 60 ft^3 , less than 1/10 Acre-foot,
- water is run thru for mowing use.
- About 60' from creek.

Return water seeps without direct flow to creek.

**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

SCOTT & JULIE READ
5410 ASPENWOOD AVE
CALDWELL ID 83607

RE: Temporary Permit No. TP-63-193

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,

A handwritten signature in black ink, appearing to read 'Jeff Peppersack'.

Jeff Peppersack
Interim Manager, Western Region

Enclosure