

Call when ready:
Mario Poletti
785-7477

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: WALLY NOE Phone: 208-244-2633
Address: 4016 Nora St, Pocatello ID 83204 Email: daveclaw@yahoo.com

1. Source of water: _____ tributary to _____
2. Location of point(s) of diversion:

TWP	RGE	SEC	GOVT LOT	¼	¼	¼	County	Source	Local name or tag #
3s	44e	17		SW	SE		Bonneville	McLog Creek	Pisgah

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	
3s	44e	17															¼	¼	40

4. Describe proposed use of water high banker (power sluice)

5. Amount of water:

Maximum rate of diversion _____ cfs or 150 gpm. 6hp 2" hose

Maximum daily volume _____ AF; total volume 5 AF.

6. Duration of diversion: from May 8 2013 to Dec 31 2013
Day-month Day-month

7. Describe proposed diverting works: _____
8. a. Who owns the property at the requested point of diversion? Dept of Agriculture Forest Service
b. Who owns the land to be irrigated or place of use? _____
c. If the property is owned by a person other than the applicant, describe the arrangement allowing access to the water: _____

9. Additional remarks: Mining claim

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.

Wally Noe
Signature of applicant

May 8 2013
Date

Received by JA Date _____ Time _____
\$50.00 fee received by JA # ED38673 Date 5-8-2013
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 5.0 AF and a maximum rate of diversion of 150 gpm 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. Other: _____

 9. This approval expires on Dec 31, 2013.

Signed this 8th day of May, 2013.

Lyle Swank
For the Director



State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N Skyline Dr., Ste A, Idaho Falls, Idaho 83402-1718

Phone: (208) 525-7161 FAX: (208) 525-7177 www.idwr.idaho.gov

C.L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Director

May 10, 2013

Water District 01
Lyle Swank
900 N Skyline Dr Ste A
Idaho Falls ID 83402

RE: Application for Temporary Approval of Water Appropriation TP-23-10

Dear Watermaster:

A copy of the above referenced application is enclosed. Please review the application, then complete the enclosed recommendation form and as soon as possible.

Please contact this office if you have any questions regarding this application.

Sincerely,

Sharla Cox
Administrative Assistant

Enclosure(s)

Department of Water Resources

RECOMMENDATION OF WATERMASTER

Application for Temporary Approval of Water Appropriation
TP-23-10
Wally Noe

Watermaster's Recommendation:

a) ✓ I do not oppose approval of this application.
b) I do not oppose approval of this application if it is conditioned as follows:

c) I oppose approval of this application for the following reasons:

d) Additional Comment:

Dated this 10th day of May, 20 13.

Water District No: _01_

Lyke Swank
Watermaster's Signature



State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N Skyline Dr., Ste A, Idaho Falls, Idaho 83402-1718

Phone: (208) 525-7161 FAX: (208) 525-7177 www.idwr.idaho.gov

C.L. "BUTCH" OTTER
Governor

May 11, 2013

GARY SPACKMAN
Director

Wally Noe
4016 Nora
Pocatello ID 83204

Applicant:

Enclosed is your approved copy of Temporary Permit TP-23-10. Please take note of the effective dates on line 6 and the conditions on the back.

Sincerely,

A handwritten signature in cursive script that reads "Sharla Cox". The signature is written in dark ink and is positioned above the printed name and title.

Sharla Cox
Water Resource Administrative Assistant

Enclosure