

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

JUN 04 2020

APPLICATION FOR TEMPORARY APPROVAL OF WATER USE

For a use not intended to become an established water right and not to exceed one (1) year in duration in accordance with Idaho Code § 42-202A. Department of Water Resources Eastern Region

Name of applicant Cliff Simonsen Phone 406 642-3293Mailing address 164 Victor crossing west City VictorState MT Zip 59875 Email _____1. Source of water Hughes creek tributary to North fork of salmon2. Location of point(s) of diversion. If more than two, attach a Point of Diversion/Place of Use Supplement. ☐

TWP	RGE	SEC	GOVT LOT	1/4	1/4	1/4	County	Source	Local name or tag #
<u>25N</u>	<u>21E</u>	<u>7</u>			<u>NE</u>	<u>NW</u>	<u>LIEMHI</u>	<u>Hughes CR</u>	<u>Producer Claims</u>

3. Location of place of use. If more rows are needed, attach a Point of Diversion/Place of Use Supplement. ☐

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>25N</u>	<u>21E</u>	<u>7</u>					<u>M</u>												

4. Proposed use of water:

- a. ☐ Prevention of flood damage ☐ Ground water recharge ☐ Ground water or surface water remediation

☒ Other (Limited to a diverted volume of 5 acre-feet.) Describe: Minning

b. Attach a detailed description of how the proposal will accomplish the intended objective, such as prevention of flood damage.

5. Amount of water. Complete all three:

a. Maximum rate of diversion: _____ cfs; or 75 gpm.b. Maximum daily volume: 0.75 AF; or _____ gallons.c. Maximum volume over the duration of the request: 4 AF; or _____ gallons.6. Duration of diversion: from JULY 10 (month-day) to SEP 1 (month-day).7. Describe proposed diverting works: NONE, Pump from creek8. a. Who owns the property at the requested point of diversion? USDAb. Who owns the facilities that will convey water to the place of use? Cliff Simonsenc. Who owns the land to be irrigated or place of use? USDAd. If any of the items above is owned by a person or entity other than the applicant, describe the arrangement allowing access and attach written evidence of the arrangement. P.O.O. - good through 2020

9. Attach an 8 1/2" x 11" map identifying the water source, point(s) of diversion, place(s) of use and conveyance system.

I hereby acknowledge that I assume all risk of the diversion and use of the water under this approval. I certify this is a temporary use and is not intended to become an established water right.

Cliff Simonsen
Signature of Applicantowner
Title, if any5-27-20
Date

Received by _____

Date _____

Time _____

\$50.00 fee received by CH# E045922Date 5/19/2020

Watermaster comments received? _____

Date _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

The Idaho Department of Water Resources ("Department") has examined this application for temporary approval to use water under the provisions of Idaho Code § 42-202A and has determined that:

☐ A. The application for temporary approval should be denied because _____

- ☒ 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.
 5. If the temporary approval is within a water district, the Department has sought and considered the recommendations of the watermaster.

This application is therefore hereby:


☐ A. DENIED

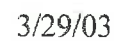
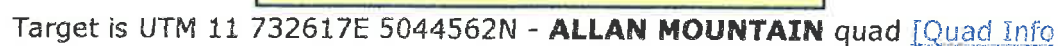
☒ B. APPROVED, subject to the following conditions:

1. Diversion and use of water under this approval is subject to all valid existing water rights.
2. The applicant assumes all risk of the use of the water under this approval.
3. This approval authorizes a maximum diversion volume of 4 AF and a maximum diversion rate of 0.17 cfs.
4. This approval does not grant a right-of-way across the land of another.
5. The Department may cancel or reduce the rate of flow or volume authorized by this approval. For example, the Department may cancel or reduce this approval if it concludes the water use is injuring other water rights or adversely affecting fish, wildlife or other public values.
6. The applicant shall not divert water when downstream minimum flow water rights are not being satisfied.
7. This approval does not create a continuing right to use water.
8. A temporary approval for ground water recharge or prevention of flood damage shall be an opportunistic use of surplus water and shall not interfere with the filling of surface water reservoirs.
9. For a temporary approval authorizing ground water recharge or ground water or surface water remediation, the applicant shall measure and record the weekly quantity of water diverted and report the diversion data to the Department upon request.
10. This temporary approval is not an authorization for the described water use to be used as mitigation or credit for any other purpose.
11. Other: _____

12. This approval expires on Sept 1, 2020

Signed this 2nd day of July, 2020


For the Department





State of Idaho

DEPARTMENT OF WATER RESOURCES

Eastern Region • 900 N Skyline Drive, Suite A • Idaho Falls ID 83402-1718

Phone: (208) 525-7161 • Fax: (208) 525-7177

Website: idwr.idaho.gov • Email: easterninfo@idwr.idaho.gov

BRAD LITTLE
Governor

GARY SPACKMAN
Director

May 20, 2020

Cliff Simonsen
164 Victor Crossing W
Victor, MT 59875

RE: Application for Temporary Approval

Dear Mr. Simonsen:

I recently received your Application for Temporary Approval of Water Use. You used an outdated form for the application. In 2017, the Idaho Legislature amended Idaho Code § 42-202A, which governs temporary approvals. Shortly thereafter, IDWR updated its application form to reflect the amendments. Enclosed in the current application form, which you should use to file your application. Your \$50 filing fee will be credited to the new application form. Please make sure to answer all of the subparts to Question 8. If you have an approved plan of operations with the US Forest Service, please provide a copy of the approval page. You also need to provide a map showing the proposed point of diversion and place of use. Feel free to call if you have any questions.

Sincerely,

A handwritten signature in black ink, appearing to read 'J. Cefalo', is written over a horizontal line.

James Cefalo
208-525-7161

Encl: Application for Temporary Approval of Water Use

Henman, Christina

From: Henman, Christina
Sent: Friday, June 12, 2020 1:37 PM
To: Yenter, Cindy
Subject: Application for Temporary Approval Number TP- 75-147
Attachments: TP-75-147.pdf

Attention CINDY YENTER,

The Department of Water Resources is seeking comment from you regarding an application to temporarily appropriate water. A copy of the application is attached for your reference.

Please submit your comments within 7 days. No response will indicate that you have no objection, concerns or conditions you wish to be added to the issuance of any approval of this application.

If you have any questions regarding this application, please contact me via email or at (208) 497-3793.

Thank you,
Christina Henman
Administrative Asst. I



State of Idaho

DEPARTMENT OF WATER RESOURCES

Eastern Region • 900 N SKYLINE DR STE A • IDAHO FALLS, ID 83402-1718
Phone: (208)525-7161 • Fax: (208)525-7177 • Website: www.idwr.idaho.gov

Brad Little
Governor

Gary Spackman
Director

July 2, 2020

CLIFF SIMONSEN
164 VICTOR XING W
VICTOR MT 59875-9458

RE: Application for Temporary Approval of Water Use: TP-75-147

Dear Applicant(s):

Your application for temporary water appropriation has been approved and is enclosed. The approval authorizes the temporary use of water and does not grant trespass or other activity on public land or on private property.

Please review the **conditions of approval on page 2 of the Application for Temporary Approval form** to understand the limitations associated with the temporary use of water.

This temporary approval **expires on** September 01, 2020. The expiration date cannot be extended under this temporary approval.

If you have any questions, please feel free to contact this office, and any of our agents will be able to assist you.

If you require additional information regarding this matter, please call me at (208) 497-3793 or email me at Christina.Henman@idwr.idaho.gov.

Sincerely,

Christina Henman
Administrative Asst. I.

Enclosure(s) Receipt

cc: .