

MAR 14 2013

WATER RESOURCES  
WESTERN REGIONSTATE OF IDAHO  
DEPARTMENT OF WATER RESOURCESIndent. No. TP-63-142

## APPLICATION FOR TEMPORARY APPROVAL OF WATER APPROPRIATION

(5 AF or less)

Name of Applicant Tim A. & Debra K. Gubler Phone 392-4304  
Address P.O. Box 29, Idaho City, Id 83631 Email dggoldcrest@yahoo.com

1. Source of water \_\_\_\_\_ Tributary to \_\_\_\_\_

2. Location of point of diversion \_\_\_\_\_ 1/4 \_\_\_\_\_ 1/4 Sec. 34 Township 6N, Range 5E B.M.,  
County Boise3. Location of place of use \_\_\_\_\_ 1/4 \_\_\_\_\_ 1/4 Sec. 34 Township 6N, Range 5E B.M.,  
County Boise4. Proposed use of water See attached.  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

5. Amount of water:

Maximum rate of diversion 26,000 gal/hour cfs or \_\_\_\_\_ gpm.Maximum daily volume 2 acre feet AF; Total volume \_\_\_\_\_ AF.6. Duration of diversion: From 17 May 2013 to 17 May 2014  
Day-month Day-month7. Proposed diverting works Pump8. Who owns the property at the requested point of diversion? Tim A. Gubler & Debra K. Gubler9. Describe the arrangement allowing access to the water Mineral Certificate # 236  
Recorded instrument # 12847 See attached10. Remarks We will be sorting the rocks at different areas we will be  
at least 50' from the creek.

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.

3-13-2013  
DateDebra K Gubler  
ApplicantReceived by JA Date 3/14/2013 Time 2:00  
\$50.00 fee received by JA # W040935 Date 3/14/2013  
Watermaster Comments received? \_\_\_\_\_ Date \_\_\_\_\_

## ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

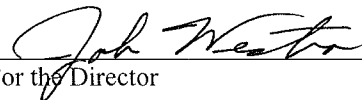
This is to certify that the department has examined this application for temporary approval to use water under the provisions of Section 42-202a, Idaho Code, and has determined that:

- ☒ a) The application for temporary approval should be 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. Basins 77, 78, & 79- the location is not in the Wild & Scenic River Designation
- \_\_\_\_\_ b) The application for temporary approval should be denied.

### 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 2.0 AF and a maximum rate of diversion of 430 cfs/ 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. Commences: 17 May 2013  
This approval expires on 17 May 2014.
  7. This approval does not create a continuing right to use water.
  8. 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. At no time shall this diversion exceed 25% of the total creek flow.
  9. ¼ inch mesh screen shall be installed on the pump intake
  10. Direct discharge of waste water/slurry into rivers, creeks, or streams is not authorized.

DATED this 15 day of March, 2013.

  
For the Director

Gibler Property  
RP 06 N053E 34 4511

Temporary Approval of Water Appropriation  
IDWR Western Region

Question # 9...Our intention is to access all of the water we need from established dredge pits or a ponds south of the property we will not be using any water from Mores Creek.

Question # 10... The water use we are requesting a permit for, is to separate rock from existing dredge piles as we attempt to even out our land. This water will be recycled used over and over again as we separate the rock which will then be piled and used to cover our private trails.



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