



State of Idaho

DEPARTMENT OF WATER RESOURCES

322 East Front Street • P.O. Box 83720 • Boise, Idaho 83720-0098

Phone: (208) 287-4800 • Fax: (208) 287-6700 • Website: www.idwr.idaho.gov

C.L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Director

RE: 2018 Idaho Recreational Mining Authorization (LETTER PERMIT)

Dear Recreational Miner:

The Idaho Department of Water Resources ("IDWR") hereby issues an expedited LETTER PERMIT. This LETTER PERMIT allows the Permit Holder, indicated below, authorization to operate recreational mining equipment to alter a stream channel in accordance with the Stream Channel Alteration Rules (IDAPA 37.03.07 – Rule 64) and the 2018 IDWR Instructions for "Stream Channel Alteration by Recreational Mining Activities" ("IDWR Instructions").

This LETTER PERMIT does not authorize recreational mining on the South Fork Clearwater River (SFCR). To apply for consideration for mining on the SFCR, you must complete and submit an IDWR South Fork Clearwater River Special Supplement Application ("Special Supplement"). For all other OPEN locations, this LETTER PERMIT must include information requested on page 2.

Rule 64 (attached), "Standards for Suction Dredges and Non-Powered Sluice Equipment," provides minimum standard conditions for this LETTER PERMIT. The authorized holder of this LETTER PERMIT may operate recreational mining equipment in stream channel segments of the state designated OPEN as described in the IDWR Instructions referenced above and available at IDWR's website: idwr.idaho.gov -> Forms -> Stream Channel/Recreational Mining Forms. Special Conditions listed below also apply. Failure to adhere to these requirements can result in legal action as provided for in Idaho Code §42-3809 and 42-1701B. Effective as of 2013, the US Environmental Protection Agency ("EPA") requires an NPDES permit for recreational suction dredging in Idaho. The EPA should be contacted on their requirements in Idaho (see pg. 1 of the IDWR Instructions for EPA contact).

SPECIAL CONDITIONS – IDWR LETTER PERMIT:

- 1. Permit holder will only work on a stream segment listed as OPEN in the IDWR Instructions.
2. Stream channels altered by dredge mining shall be restored to their original general configuration.
3. The stream channel shall not be altered in a manner that creates a physical barrier preventing upstream or downstream fish movement.
4. This permit does not serve in lieu of other permits that may be required by federal or other state government agencies or in any way constitute an exemption of other permit requirements.
5. Permit holder shall obtain authorization from the land owner or land manager to access the property where the mining operation is located and determine if other permits are required.
6. Permit holders must have a copy of their permit indicating them as the Permit Holder at all times.
7. This permit does not constitute:
a. An easement or right-of-way to trespass or work upon property or mining claims belonging to others; or
b. Responsibility of IDWR for damage to any properties due to stream channel alterations.
8. All fuel, oil, and other hazardous materials shall be stored outside of the stream channel.
9. This permit may be canceled at any time to minimize adverse impact on the stream channel.
10. This permit shall expire March 31, 2019.

Sincerely,

[Handwritten signature]

Aaron Golart, State Coordinator, Stream Protection Program

Please Print Clearly:

Permit Holder's Name _____ Idaho Resident? Yes ___ No ___

Mailing Address _____ City _____ State _____ Zip _____

Email _____ Phone _____

Certification: I certify under penalty of law that I have read and understand the IDWR Instructions and will conduct my operations in compliance with those Instructions, all rules, and other requirements. In addition, I certify that I have provided a copy of this LETTER PERMIT with the appropriate fee to IDWR.

Signature _____ Date _____

OFFICE USE ONLY

\$10 Idaho residents/\$30 non-Idaho residents

Fee \$ _____ Received by _____ Date _____ Receipt No. _____ Permit No. _____

Page 2: Additional Documentation Form for Recreational Mining LETTER PERMIT

April 1, 2018 – March 31, 2019

This page must be completed and submitted with your LETTER PERMIT to IDWR. A copy of this page must be kept with the LETTER PERMIT.

Permit Holder's Name (please print clearly) _____

Complete this section for all planned recreational mining operations in Open Streams as listed in Attachment F of the IDWR Instructions. For mining operations on the South Fork Clearwater River, you must complete and submit the Special Supplement in lieu of this permit. The Special Supplement Instructions, Special Supplement, and Special Conditions for the Special Supplement can be requested at IDWR offices or found on IDWR's website: www.idwr.idaho.gov → Forms → Stream Channel/Recreational Mining.

Please identify the drainages and stream segments in which you intend to dredge by filling in the table below using the name of the drainages and open streams found in Appendix F of the IDWR Instructions.

EXAMPLE

DRAINAGE	OPEN STREAM OR STREAM SEGMENT
Spokane River	Prichard Cr. & tribs. above Granite Cr.

DRAINAGE	OPEN STREAM OR STREAM SEGMENT

IDAPA 37.03.07 (RULE 64)

064. SUCTION DREDGES AND NON-POWERED SLUICE EQUIPMENT (RULE 64).

01. Standards for Suction Dredges. The following standards shall apply only to uses of suction dredges with nozzle diameter of five (5) inches or less and rated at fifteen (15) HP or less and non-powered sluice equipment moving more than one-quarter (1/4) cubic yard per hour. (7-1-93)

02. Operating Permit. A permit for the operation of a suction dredge may authorize the use of the dredge within a drainage basin or a large portion of a drainage basin except as otherwise determined by the Director. (7-1-93)

03. Mechanized Equipment Prohibited Below High Water Mark. There shall be no use of mechanized equipment below the mean high water mark except for the dredge itself, and any life support system necessary to operate the dredge. (7-1-93)

04. Operation of Dredge. The operation of the dredge shall be done in a manner so as to prevent the undercutting of streambanks. (7-1-93)

05. Permit Required for Non-Powered Operation -- More Than Five People. A permit shall be required for any non-powered operation in which more than five (5) people are working the same area. (7-1-93)

06. Permit Required for Non-Powered Operation -- More Than Thirty-Three Percent of Stream Width. A permit shall be required for any non-powered operation if the disturbed area exceeds thirty-three percent (33%) of the stream width at the mining location. (7-1-93)

07. Limitation of Mining Sites. Only one (1) mining site per one hundred (100) linear feet of stream channel shall be worked at one (1) time unless waived by the Director. (7-1-93)

The entire IDAPA 37.03.07 Stream Channel Alteration Rules can be obtained from: adminrules.idaho.gov/rules/2008/37/0307.pdf