



# TENMILE MINING DISTRICT

16170 Hollow Road (Suite 102), Caldwell, ID 83607

(208)968-1052

[contact\\_us@tenmileminingdistrict.com](mailto:contact_us@tenmileminingdistrict.com)

To: Idaho Water Resource Board  
322 E Front Street  
Boise, ID 83720

April 24, 2017

Attn: Chairman Roger W Chase

Dear sir,

We have effected several attempts at negotiating some reasonable permit process with IDWR for suction dredgers on our district which has culminated with no cooperative efforts on their part and in their refusing to allow any person the right to apply for a 3804-B joint permit on the South Fork of the Clearwater River. That coupled with their insistence that the new special supplement they created in 2016 is a mandatory prerequisite for a small scale dredging permit and is not subject to negotiations with our district are completely unacceptable conditions not only to us but to the regulated public and the federal mining claim holders it adversely affects.

In an effort to maintain a consistent standard and to effectively control and regulate mining activities on our district, the Tenmile Mining District has created a set of conditions that comply with state statutes on water quality, stream alterations and effectively mitigate any potential deleterious effects that could occur within the riparian habitats in the streams and water courses inside the boundaries of our district as the result of small scale suction dredging.

It is our position that any stream alterations in the state of Idaho require regulation and a standard for operations and it is our sincere hope that the Water Resource Board, pursuant to its authority defined at:



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**Idaho Code § 42-3803(c)** ... allows the Board to revise rules and regulations adopted or issued to establish standards that govern projects or activities for which permits are issued...

**Idaho Code § 42-3803(d)** The board may, by regulation, dispense with procedural requirements for permit application and approval contained in this chapter for projects and activities which, in all respects, at least meet minimum standards adopted pursuant to this section.

will use this authority to enjoin the Stream Channel Protection Program Coordinator to use these suggestions to create a workable permit process or instruct them to accept that no permit is required for dredging activities on our district under **Idaho Code § 42-3803(d)**. We see no other reasonable course of action to regulate and maintain control of the situation as it now exists within our district.

As per your request, Mr. Chase, to define the terms and conditions we can “live with” for a permit process, the regulations described in the attached document are acceptable conditions and reasonable seasons for the federal claim owners on the Tenmile Mining District. We have taken into consideration all the data available and applicable statutes in the creation of these conditions and are satisfied they comply with both. We used the General Letter permit Rules and the new SFCR Special Supplement as they are currently written for a “Road Map” to create reasonable terms that comply with state statutes.



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Please see the document(s) herein:

***Tenmile Mining Districts Proposed Conditions for Suction Dredging***

***2017 IDWR General Letter Permit Rules (3804-A)***

***2017 Special Supplement for the South Fork of the Clearwater***

Respectfully submitted by,

*David P Hembree*

David P Hembree

Committee Chairman on Dredging Regulations

Tenmile Mining District

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