



STATE OF WASHINGTON  
DEPARTMENT OF ECOLOGY

15 W Yakima Ave, Ste 200 • Yakima, WA 98902-3452 • (509) 575-2490

May 8, 2008  
CERTIFIED MAIL  
[7006 0100 0002 8191 4241]

Samuel M Logan  
Clayton S Logan  
35717 N Spotted Rd #2  
Clayton WA 99110

**RE: Application No. S4-34939 – Short-Term Authorization for a diversion  
for the use of mining**

This application seeks approval for short-term non-consumptive diversion of water for mining. The applicants are developing a mining claim through the Lake Wenatchee Ranger District. They will use buckets to carry water a short distance from an unnamed stream in the Tronson Creek drainage to a rocker box and the sediment laden water will flow through a short sediment separation loop back to the stream.

It is anticipated that the proposed small intermittent non-consumptive diversion will not impair existing water rights during 2008, including those rights embodied in instream flows adopted in WAC 173-545, provided the use conforms to the following.

This Short-Term Authorization has the following parameters and provisions:

1. The priority date is March 3, 2008.
2. Diversion may take place from May 8, 2008 through October 31, 2008.
3. The diversion will be from a small unnamed stream, tributary to Tronson Creek in the SW¼, Section 22, T. 22 N., R. 18 E.W.M.
4. The water will be used non-consumptively to operate a rocker box and returned back to the stream in the same location and the same quality as it was originally diverted.
5. Diversion shall not exceed 0.01 cubic foot per second (approximately 4.5 gallons per minute).

**FILE COPY**



6. The operator of the system under this Short-Term Authorization shall:
  - have a copy of this Short-Term Authorization,
  - be aware of the parameters and provisions and operate accordingly,
  - provide said copy as evidence of this Short-Term Authorization upon request by Department of Ecology or Department of Fish and Wildlife staff,
  - a sign bearing the Permit No. S4-34939 shall be displayed near the site.
7. Precautions shall be taken to prevent the dipping of fish. One option may be choosing a screen box large enough so a bucket could dip water from inside it. Screening criteria are described in the Gold and Fish pamphlet (see enclosure).
8. This authorization shall in no way excuse the permittee from compliance with any applicable federal, state, or local statutes, ordinances, or regulations including those administered by other programs of the Department of Ecology.
9. The water sources and/or water transmission facilities, and place of use (land application site) may not be located entirely upon the land owned by the applicant. Therefore, the applicant is advised that issuance of a permit by this Department for appropriation and disposal of the waters in question does not convey a right of access to, or other right to use, land which the applicant does not legally possess.

You have a right to appeal this order. To appeal this you must:

- File your appeal with the Pollution Control Hearing Board within 30 days of the "date of receipt" of this document. Filing means actual receipt by the Board during regular office hours.
- Serve your appeal on the Department of Ecology within 30 days of the "date of receipt" of this document. Service may be accomplished by any of the procedures identified in WAC 371-08-305(10). "Date of receipt" is defined at RCW 43.21B.001(2).

Be sure to do the following:

- Include a copy of this document that you are appealing with your Notice of Appeal.
- Serve and file your appeal in paper form; electronic copies are not accepted.

1. To file your appeal with the Pollution Control Hearings Board:

Mail appeal to:

OR

Deliver your appeal in person to:

Pollution Control Hearings Board  
PO Box 40903  
Olympia WA 98504-0903

Pollution Control Hearings Board  
4224 - 6th Ave SE Rowe Six, Bldg 2  
Lacey WA 98503

LIFE COPY

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Samuel M Logan  
Clayton S Logan  
May 9, 2008  
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2. To serve your appeal on the Department of Ecology:

Mail appeal to:

OR

Deliver your appeal in person to:

Department of Ecology  
Appeals Coordinator  
PO Box 47608  
Olympia WA 98504-7608

Department of Ecology  
Appeals Coordinator  
300 Desmond Dr SE  
Lacey WA 98503

3. And send a copy of your appeal packet to:

G. Thomas Tebb, L.E.G.  
Department of Ecology  
15 W Yakima Ave Ste 200  
Yakima WA 98902-3452

*For additional information visit the Environmental Hearings Office Website: <http://www.eho.wa.gov>  
To find laws and agency rules visit the Washington State Legislature Website: <http://www1.leg.wa.gov/CodeReviser>*

Sincerely,

*G. Thomas Tebb Water  
Resources Section Mgr  
by Samuel M Logan*  
G. Thomas Tebb, L.E.G.  
Section Manager  
Water Resources Program

GTT:BZ:gg/080507

Enclosure: Your Right To Be Heard

cc: Philip Rigdon, Deputy Director, Natural Resources Division, Yakama Nation  
Lois Trevino, Water Administrator, Office of Environmental Trust, Colville Confederated Tribes  
Mark Peterschmidt, Water Quality Program, Department of Ecology, CRO

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*Samuel M Logan + Clayton S Logan*  
 Street, Apt. No.,  
 or PO Box No. *Shrt Trm Auth*  
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PS Form 3800, June 2002

See Reverse for Instructions

**SENDER: COMPLETE THIS SECTION**

- Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

SAMUEL M LOGAN  
 CLAYTON S LOGAN  
 35717 N SPOTTED RD #2  
 CLAYTON WA 99110

WR/gg BZ ShrtTrmAuth S4-34939

2. Article Number  
(Transfer from service label)

7006 0100 0002 8191 4241

PS Form 3811, February 2004

Domestic Return Receipt

102595-02-M-1540

**COMPLETE THIS SECTION ON DELIVERY**

A. Signature

*X Samuel Logan*

- Agent  
 Addressee

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*Samuel Logan*

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*5/12/08*

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 Registered         Return Receipt for Merchandise  
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4. Restricted Delivery? (Extra Fee)  Yes

**Monroe, Darrell J. (ECY)**

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**From:** wr\_sql\_server@ecy.wa.gov  
**Sent:** Monday, June 09, 2008 6:00 AM  
**To:** Monroe, Darrell J. (ECY)  
**Subject:** 30 Day Notification, End of Appeal Period for Final Report(s) of Examination

The following Final Report(s) of Examination have been posted for 30 days:  
S4-34939 for Logan, Samuel M. 5/9/2008 12:00:00 AM to 6/10/2008 12:00:00 AM This is an automated email, please do not reply. If you have questions or comments please contact Water Resources - Info Management.

**Monroe, Darrell J. (ECY)**

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**From:** wr\_sql\_server@ecy.wa.gov  
**Sent:** Wednesday, June 11, 2008 6:00 AM  
**To:** Monroe, Darrell J. (ECY)  
**Subject:** Notification for Report of Examination

The publication period has ended for:

S4-34939 Report of Exam Logan, Samuel M

This is an automated email, please do no reply. If you have questions or concerns please direct them to Jeremiah Miller (jmil461@ecy.wa.gov) or Christopher Jennings-Shaffer (cjen461@ecy.wa.gov).