

850-00 class of
833.00 industrial
4595 power
8678

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE STATE OF IDAHO,
IN AND FOR THE COUNTY OF TWIN FALLS

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM

CIVIL CASE NUMBER: 39576

RECEIVED

COPY

OCT 25 1989

Ident. Number: A72-02068

Date Received: 10/19/1989

Receipt No: E011036

Received By: TO

Department of Water Resources
Southern Region Office

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: CLAYTON SILVER MINES, INC. 208-838-2370
Address: BOX 31
CLAYTON, ID 83227

2. Date of Priority: OCT 18, 1928

3. Source: KINNIKINIC CREEK Trib. to: SALMON RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
11N	17E	13	SW	NW			CUSTER
			NW	SW			CUSTER

5. Description of diverting works:

21" PIPELINE TO POWERHOUSE AND 6" PIPELINE TO MINING FACILITIES

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
INDUSTRIAL	01/01	12/31	0.330		
POWER	01/01	12/31	10.000		

7. Total Quantity Appropriated is:
10.000 C.F.S. (and/or)

A.F.A.

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:

I/MILLING P/170 KILOWATTS

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
11N	17E	13	NE	SW		POWER	

A72-02068

Page 1

Date: 10/19/89

MICROFILMED

MAR 18 1993

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
11N	17E	13	NW	SW		INDUST	

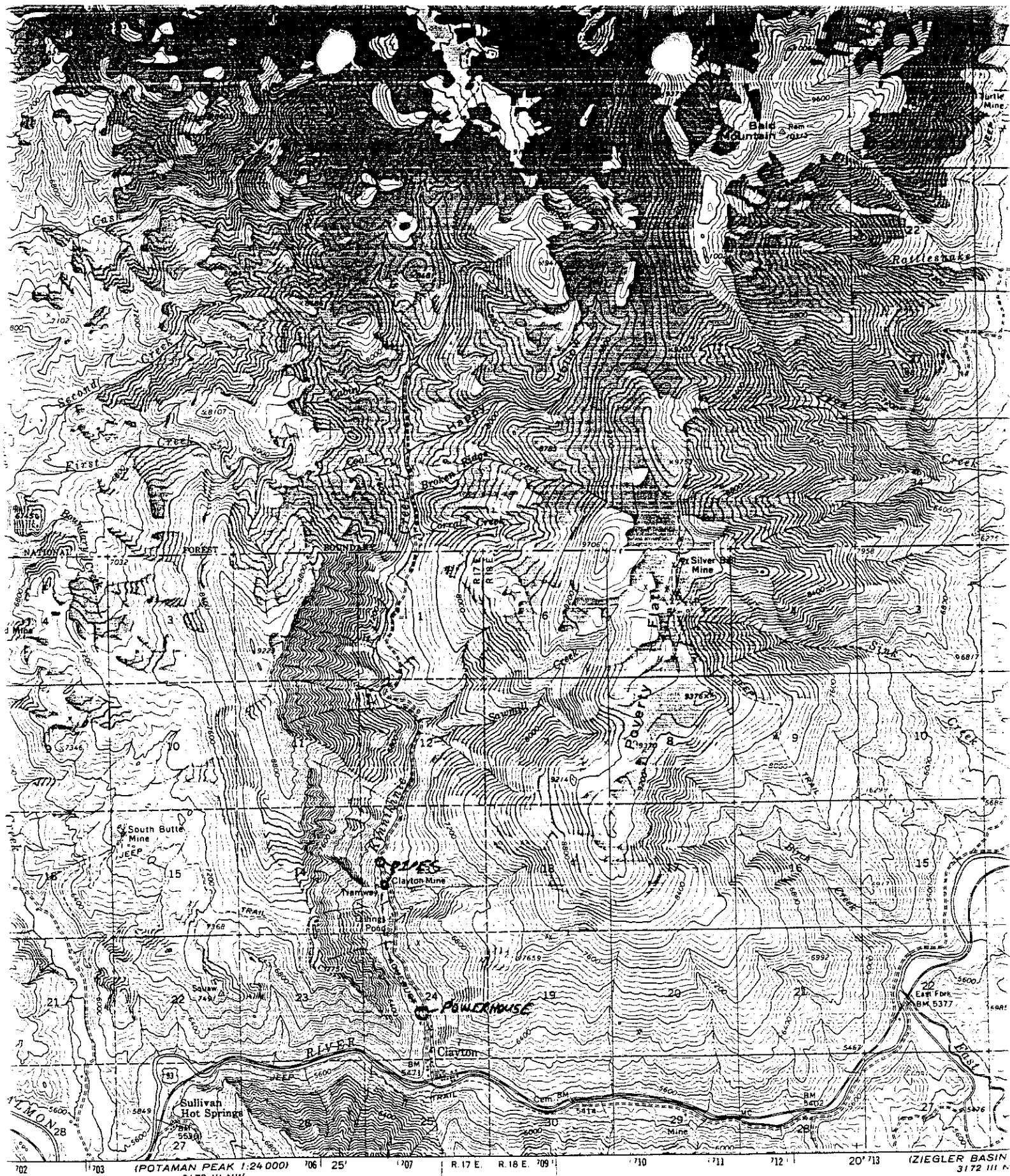
11. Place of use in counties: CUSTER

12. Do you own the property listed above as place of use? YES

13. Other Water Rights Used:
NONE

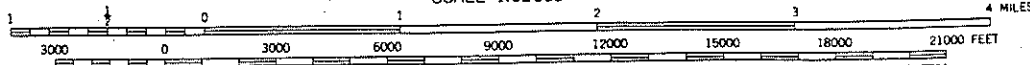
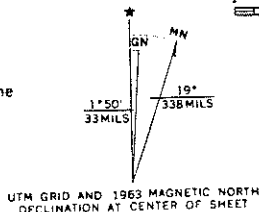
14. Remarks:

15. Basis of Claim: LICENSE
Water Right Number: 16995



y the Geological Survey

le maps dated 1963
merican datum
inate system, central zone
icator grid ticks,
ren established



CONTOUR INTERVAL 80 FEET
DOTTED LINES REPRESENT 40-FOOT CONTOURS
DATUM IS MEAN SEA LEVEL

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MAR 18 1993



16. Signature(s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understand the form entitled "How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do _____ do not _____ wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: _____

For Organizations:

I do solemnly swear or affirm that I am Mine Manager of
Clayton Silver Mines, that I have signed the foregoing
document in the space below as Manager of
Clayton Silver Mines and that the statements contained in the
foregoing document are true and correct.

Roland Rocco
Signature of Authorized Agent
Manager Clayton Silver Mines
Title and Organization
10-19-89
Date

State of Idaho)
County of Bonneville) SS.

Subscribed and sworn (or affirmed) before me this 19th day
of October 19 89

Anthony S. Obenshain
Notary Public

Seal

Residing at Lake Falls
My Commission Expires 9/12/1994

COMMUNICATION DOCUMENTATION

Claim No. A72-02068

This form is to be used to document public record information requests regarding any SRBA claim or claims. The form may also be used to document IDWR communications requesting information regarding any SRBA claim or claims when the request is not made in writing or the claim verification report is not readily available to document the request. This form is to be filed in all relevant claim files or a central office file.

IDWR Employee/Agent STEVE CLELLANDDate 9-12-94Contact Person(s) JOHN SAINSBERRYEPA in SEATTLE, WA

Nature of Contact _____

QUESTIONS ABOUT DIVERSION
OF CLAYTON MINE PENSTOCK.

Substance of Communication _____

He asked how secure is the water
right. I told him the 10 cfs is the
current recommendation but is
still subject to objection & approval
of the Court. Only obstacle is that
someone may establish "Forfeiture"
- I could not.

He asked why we reviewed -I described the adjudication process on all rights.

He says the erosion of the Mine tailings is lessened when
water is diverted down the penstock... what if they divert
more than the 10 cfs? I said the process is to file a
permit, the permit would be held by IDWR pending resolution of the
moratorium due to the ESA. He will coord act Susan Hamilton @ IDWR.

Steve, 9/8
Rofanne called from S.O.
and said a John Sainsberry
from Seattle called her
re: Clayton Silver Mine
A72-02068

- he's concerned about status
of right for some possible
mitigation with E.P.A.
- he may call you and she
just wanted to let
you know...

* most show forfeiture
reasons: AS of state water

9-12-94 sec

He had a hearing yesterday on the Clayton Silver Mine claim 72-02068. He needs to file another claim in his name ASAP. I told him I remember the case from the initial hearings in Challis back in Dec 1, 1999. It appears the Clayton Silver Mine officers have never requested a claim or responded to the court or Dept. Mr. Rovetto filed their claim as an employee in their behalf.

AJ5856NP

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

DATE: NOV-13-1998
PAGE: A-17

RIGHTS FROM: SOURCE: KINNIKINIC CREEK TRIBUTARY: SALMON RIVER

RIGHT NUMBER: 72-02068

NAME & ADDRESS: CLAYTON SILVER MINES INC
BOX 31
CLAYTON ID 83227

SOURCE: KINNIKINIC CREEK

TRIBUTARY: SALMON RIVER

QUANTITY: 10.00 CFS

PRIORITY DATE: 10/18/1928

POINT OF DIVERSION: T11N R17E S13
~~13-24~~

SESWNW
SENSW

Within CUSTER County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE
INDUSTRIAL
POWER

PERIOD OF USE
01-01 12-31
01-01 12-31

QUANTITY
0.33 CFS
10.00 CFS

PLACE OF USE: INDUSTRIAL
T11N R17E S13

Within CUSTER County
NWSW

POWER
T11N R17E S24

Within CUSTER County
SWSE

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

(RIGHT NOS. 72-04075 & 72-04116 ARE ALSO DIVERTED THROUGH POINT
OF DIVERSION DESCRIBED ABOVE.)

EXPLANATORY MATERIAL: BASIS OF CLAIM - LICENSE
RIGHT INCLUDES ACCOMPLISHED CHANGE IN POINT OF DIVERSION
PURSUANT TO SECTION 42-1425, IDAHO CODE.
RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT TO
SECTION 42-1425, IDAHO CODE.

EXP: F05 72-4075
72-4116

Needs fixed during OBT.
OKAY 1/19/00 sec

November 20, 1998

**NOTICE OF ERROR
REPLY**

Please type or print clearly, fill out this form completely and mail.

Return this reply form to IDWR by the deadline date printed below if you want IDWR to change your recommendation or you want to let IDWR know that you agree with its recommendation.

YOUR DEADLINE FOR RETURNING A NOTICE OF ERROR REPLY IS: December 18, 1998

Water right number: 72-02068

CLAYTON SILVER MINES INC
BOX 31
CLAYTON ID 83227

Daytime Telephone Number:

Evening Telephone Number:

1. Describe the portion of the proposed recommendation with which you disagree (e.g. priority date, period of use, source):

2. Describe the changes you wish to make in the proposed recommendation:

3. Give a brief explanation as to why you disagree with these portions:

☒ I AGREE with this proposed recommendation; no changes need to be made.

DATE: 12-8-98 SIGNATURE: Clayton Silver Mines
Please print your name: Richard Hovette

MEMORANDUM

TO: SRBA File A72-02068
FROM: Corey Skinner */CS*
DATE: February 20, 1998
SUBJECT: Conversation with Interested Party

This day, I received a call from Lillie Sherwood from Buhl. Ms. Sherwood called inquiring about the water rights for a powerplant that is served by water from Kinnikinic Creek above Clayton. I told her I would see what I could find, and get back to her. Later today, after I had researched the department's database and left a message on Ms. Sherwood's machine, Ms. Sherwood called back.

I told Ms. Sherwood that it appeared that the powerplant had an old licensed water right for 10.0 cfs of water out of Kinnikinic Creek. I explained that 10 cfs had been claimed in the SRBA for the powerplant. I explained to Ms. Sherwood that we had done some SRBA field work in that area and that it appeared that we were prepared to recommend 10 cfs for power use, but that recommendation could change up until when the Director's Report was filed. I also mentioned that the flow through the pipe to the powerplant was measured in September of 1993 at 4.06 cfs which is significantly less than the 10.0 cfs.

Ms. Sherwood said that "they" were considering buying the powerplant and wondered what it would take to get the water right into their name. I explained that we listed the right/claim as being owned by Clayton Silver Mines, Inc. out of Clayton Idaho and that we would need documentation (warranty deeds, quitclaim deeds, etc.) showing an ownership trail from Clayton Silver Mines, Inc. to the current/actual owner. Ms. Sherwood had said that someone from Panama owned the powerplant (Note that IDWR Dam Safety files indicate that Versailles Real Estate out of Panama is the apparent owner of the Clayton tailings dam).

Ms. Sherwood inquired about the possibility of obtaining water rights for power production out of the East Fork of the Salmon River. I discussed the Salmon-Clearwater Basin Moratorium with Ms. Sherwood and explained that non consumptive uses were exempt so the Department could probably process an application for a power production permit, but the application would be subject to public notice and protest and with the salmon and steelhead situation there may be public concerns with the application.

6/9/94

COMMUNICATION DOCUMENTATION

Claim No. A72-02068

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IDWR Employee/Agent Steve Clelland *SC*

September 26, 1994 2:26pm

NAME:

MATT NEMETH

IDFG

756-2271

RE:

DE-WATERING OF STREAMS

HAD QUESTIONS ON MY EXAMS & FINDINGS ON KINIKINNIC CREEK AND HOLMAN CREEK.

KINIKINNIC CREEK: I EXPLAINED THE LICENSE THAT EXISTS AND AT THIS POINT OF REVIEW THAT IS THE SAME PROPOSED RECOMMENDATION I WILL MAKE TO THE DIRECTOR'S REPORT... NO EVIDENCE WAS FOUND OF FORFEITURE. I TOLD HIM HOW TO LOCATE THE CARETAKER I TALKED TO SINCE HE HAD SEVERAL QUESTIONS ON WHETHER THE MINE IS STILL IN OPERATION. I FOUND THE MINE STILL USES POWER GENERATED AT THE POWER PLANT OPERATION.

(SENT SRBA CLAIM PROOF TO IDFG)

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NOV 01 1994

AJ0749NP
No. R72-02068

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT
(REGIONAL)

DATE: 12/14/93
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	CLAYTON SILVER MINES INC BOX 31 CLAYTON ID 83227 (208) 838-2370	10/18/1928	INDUSTRIAL POWER	01-01 12-31 01-01 12-31	0.33 CFS 10.00 CFS	
TOTAL DIVERSION:					10.00 CFS	

Water Source: KINNIKINIC CREEK

Tributary to: SALMON RIVER

Stage: LICENSE

Point(s) of Diversion:

T11N R17E S13
S24

SESWNW
SENWSW

CUSTER County
CUSTER County

Place of use Legal Description for: INDUSTRIAL

NE				NW				SW				SE			
T	R	S		T	R	S		T	R	S		T	R	S	
11N	17E	13	:				:				:				:

Place of use Legal Description for: POWER

NE				NW				SW				SE			
T	R	S		T	R	S		T	R	S		T	R	S	
11N	17E	24	:				:				:				:

POU County: CUSTER

Non-Irrigation Uses: INDUSTRIAL, MILLING; POWER, 170 KILOWATTS

Other Rights: NONE

Conditions of Approval:

- C03 - RIGHT INCLUDES ACCOMPLISHED CHANGE IN POINT OF DIVERSION
- PURSUANT TO IDAHO CODE 42-1416A.
- C05 - RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT TO
- IDAHO CODE 42-1416A.

Remarks: RIGHT NOS. 72-04075 & 72-04116 ARE ALSO DIVERTED THROUGH POINT
OF DIVERSION DESCRIBED ABOVE.

Dates: Exam Made Date: 05/04/1993 Verified Date: 12/14/1993

Misc: Water District Number: Field Inspection Flag:
Presumption Flag: C

Comments: Date: 12/14/1993 User-ID: CLELLAND Subject: POD

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NOV 01 1994

AJ0749NP
No. R72-02068

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT
(REGIONAL)

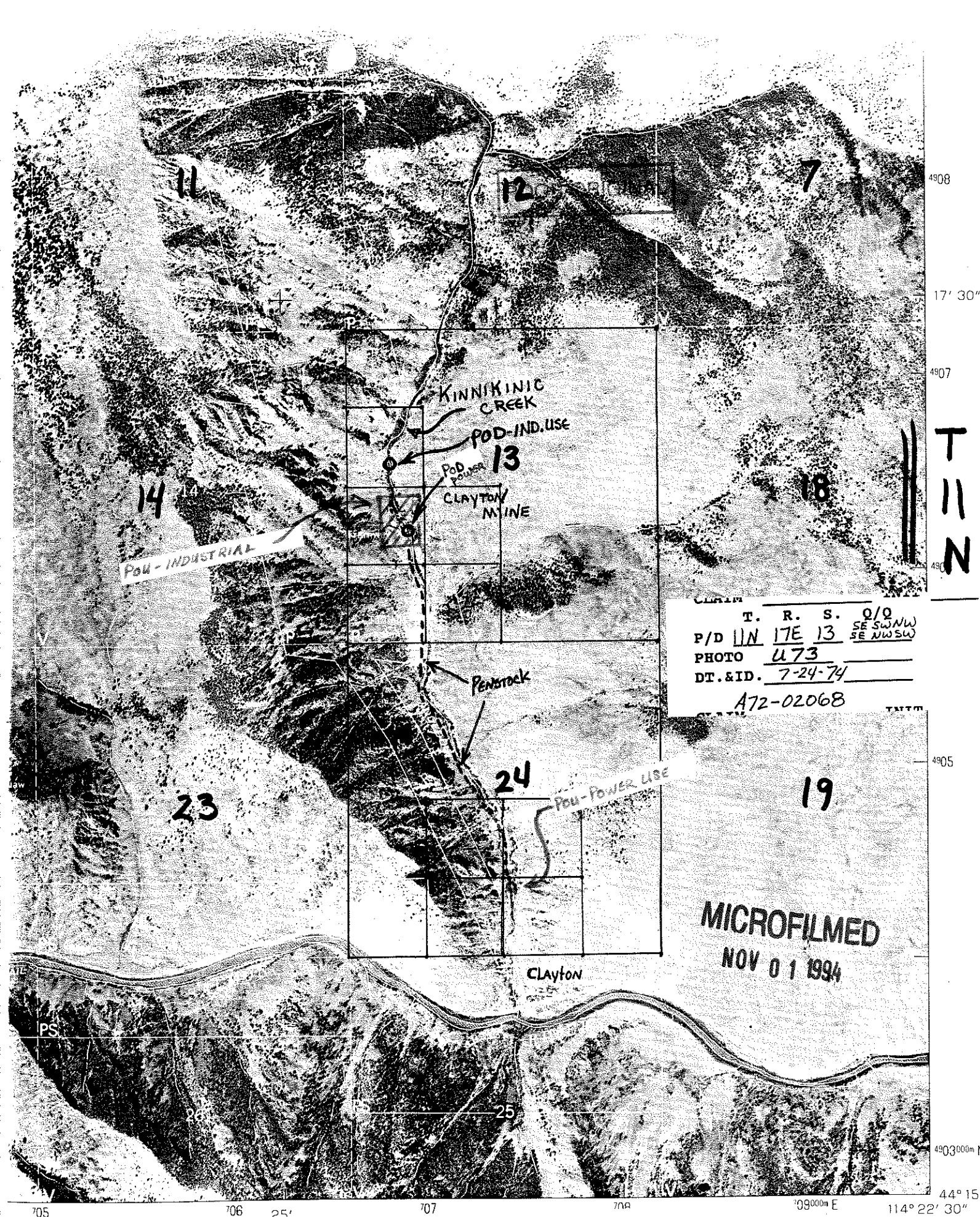
DATE: 12/14/93
PAGE: 2

=====

Comments: Date: 12/14/1993 User-ID: CLELLAND Subject: POD
EXAM ON 12-08-93 CONFIRMED THE THREE RIGHTS LISTED ALL USE THE
SAME POD. ALSO CONFIRMED THE POWER PLANT LOCATION ON THE OPQ.

Audit: 12/14/93 CLELLAND

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NOV 01 1994



R17E R18E

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

00:00:36
06/02/92

PAGE: 1
GENERAL INFORMATION

CLAIM NUMBER: A72-02059

LAST: ~~KINGSBURY~~
ADDRESS:
CITY: ~~WALLACE~~
PHONE NUMBER: ~~208-000-0000~~
OWNER CODE: ~~0~~

FIRST: M. B.
STATE: ID ZIP: 99999

LAST: CLAYTON SILVER MINES, INC.
ADDRESS: BOX 31
CITY: CLAYTON
PHONE NUMBER: 208-838-2370

FIRST:
STATE: ID ZIP: 83227

OWNER CODE: C

FIELD EXAM REQUIRED?

VERIFICATION REQUIRED DUE TO REMARKS?

NO REMARKS IN CLAIM

DATABASE
N

FIELD
EXAMINER

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NOV 01 1992

CONTACT PERSON: ROLAND ROUETTO

PHONE NUMBER: 838-2224

DATE OF FIELD EXAM: 5/4/93

APPOINTMENT MADE: Y() N(X)

TIME: 10:00 A() P()

ACCOMPANIED BY:

PHONE NUMBER: ()

RELATIONSHIP TO CLAIMANT: SECURITY & PAST MANAGER

DIRECTIONS TO PROPERTY / REMARKS:

5-4-93 He showed us the power house & explained it is rated @ 312 KW
But rarely can it get over 280 KW due to flow of the creek.

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NOV 01 1994

A. AJ CLAIM: # A72-02068 PRIORITY DATE: 10-18-1928 STAGE: L
B. WR RECORD: # 72-02068 PRIORITY DATE: 10-18-1928 STAGE: L

C. FIELD EXAM REQUIRED?

DUE TO PRIORITY DATE DISCREPANCY? (Y/N)

DATABASE
N

FIELD
EXAMINER
X

ARE THERE OBVIOUS REASONS TO QUESTION THE PRIORITY DATE CLAIMED? Y() N(☒)
IF YES EXPLAIN.

REMARKS:

RECOMMENDED PRIORITY DATE:
10-18-1928

REVIEWED BY

Su

DATE

2-2-93

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NOV 01 1994

A. AJ CLAIM POINT OF DIVERSION AND SOURCE:

RIGHT	TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	CNTY
A72-02068	11N	17E	13		SW	NW		CUSTER
A72-02068	11N	17E	13		NW	SW		CUSTER

OTHER AJ CLAIMS WITH SAME AJ POD
A PREFIX R PREFIX
NONE NONE

WR RECORDS IN SAME 40 ACRE TRACT

72-02075

SOURCE: KINNIKINIC CREEK

TRIB: SALMON RIVER

B. WR POINT OF DIVERSION AND SOURCE:

RIGHT	TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	CNTY
72-02068	11N	17E	13		SW	NW		CUSTER

OTHER WR RECORDS WITH SAME WR POD

AJ CLAIMS IN SAME 40 ACRE TRACT

A PREFIX R PREFIX

72-02075

NONE

NONE

SOURCE: KINNIKINIC CREEK

TRIB: SALMON RIVER

C. FIELD EXAM REQUIRED?

DUE TO POD DISCREPANCY? (Y/N)
DUE TO SOURCE DISCREPANCY? (Y/N)

DATABASE
Y
N

FIELD
EXAMINER
Y/N

REMARKS:

*added POD ? power diversion not shown on original exam or license.
Confirmed POD's claimed by field exam, OPQ 473, license exam
& claim map.*

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RECOMMENDED POINT(S) OF DIVERSION AND SOURCE:

TWP. RGE. SEC.

1/4

1/4

1/4

LOT

COUNTY

11N 17E 13

SE
SE

SW
NW

NW
SW

SOURCE: KINNIKINIC CREEK

TRIB: SALMON RIVER

REVIEWED BY: *SA*

DATE: 12-3-93

← INDUSTRIAL DIV.

← POWER PENSTOCK DIV.

*Combined Diversion Rate in old license
although systems are separate
from each other.*

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A. ROOT WATER RIGHT NUMBERS: A72-02068

B. POU LISTING

TWP	RNG	SEC	1/4	1/4	LOT	NAME	AJ #/ACRES	WR #/ACRES	LANDSAT DATA	FIELD EXAM.	RECOMM. ACRES
T1N	17E	13	NE	SW		CLAYTON SILVER MINES, INC.	A72-02068	/			
T1N	17E	13	NE	SW		CLAYTON SILVER MINES, INC.	A72-02068	/			
TOTAL ACRES							A72-02068				

Power
~~Mining~~ *
INDUSTRIAL

Power
INDUSTRIAL

ARE IRRIGATED ACRES FOUND IN TRACTS OTHER THAN INDICATED ABOVE, Y() N()
IF YES SEE ATTACHED SHEET:

FIELD EXAM REQUIRED?
DUE TO POU DISCREPANCY? (Y/N)

DATABASE
Y

FIELD EXAMINER

POU COUNTY: CUSTER

PRESUMPTION FLAG:

REMARKS:

Map in claim shows pou of powerhouse in S. 24 NESW
Change in POU? power use not shown in original license pou.
power use was not found in NESW of S. 13
But rather in NESW of sec. 24.
*Mining use not claimed → Mine has been closed down
and has filled w/ water.

RECOMMENDATIONS:

TOTAL ACRES: 0

REVIEWED BY: *See*

DATE: 12-3-93

Exam on 12-8-93 to confirm mapped location of power plant site
results in change in correct place of use.
Actual location should be S24 SWSE.

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See
12-14-93

A. AJ CLAIMED USES:

PURPOSES	MONTH/DAY	DIVERSION QUANTITY
A72-02068 INDUSTRIAL	FROM 01-01 TO 12-31	.330 CFS
A72-02068 POWER	FROM 01-01 TO 12-31	10.000 CFS
TOTAL DIVERSION RATE/VOLUME CLAIMED		10.000 CFS

B. WR RECORDED USES:

PURPOSES	MONTH/DAY	DIVERSION QUANTITY
72-02068 INDUSTRIAL	FROM TO	10.000 CFS
72-02068 MINING	FROM TO	10.000 CFS
72-02068 POWER	FROM TO	10.000 CFS
TOTAL DIVERSION RATE/VOLUME CLAIMED		10.000 CFS

PRESUMPTION FLAG:

C. FIELD EXAM REQUIRED?

DUE TO WATER-USE DISCREPANCY? (Y/N)
DUE TO DIVERSION RATE DISCREPANCY? (Y/N)
DUE TO PERIOD FROM/TO DISCREPANCY? (Y/N)

DATABASE FIELD EXAMINER
Y N
Y N
Y N

D. PERIOD OF USE:

RECOMMEND AS CLAIMED?

Y() N()

RECOMMEND TO WR STANDARDS OR OTHER?

Y() N() Explain in remarks, below.

REMARKS:

appears to have increased Diversion pipelines to power House from 14" pipe to 21" pipe line per original field exam in microfilm.

see 7/2/93

Confirmed by Polysonic Meas Exam.

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NOV 01 1994

12-3-93

See

A. DOES DIVERSION RATE CLAIMED AGREE WITH EXISTING RECORDS?

Y(☒) N(☐)

AJ TOTAL CLAIMED DIVERSION RATE: 10.000 CFS
WR ROOT RIGHT TOTAL DIVERSION RATE: 10.000 CFS

*** IF NO or IF STATUTORY CLAIM or BENEFICIAL USE then flow measurement required. ***
** If an amount smaller than the original diversion rate is **
** claimed and an exam is NOT required, explain in remarks. **

FLOW MEASUREMENT REQUIRED?

DUE TO STAGE OR DIVERSION RATE DISCREPANCY? (Y/N)

FIELD
DATABASE EXAMINER
Y

increase Diversion works =

FLOW MEASUREMENT

MEASUREMENT METHOD *Poly Sonic*, SEE ATTACHED CALCULATIONS.

C. ARE OTHER WATER RIGHTS USED? Y(☐) N(☒) IF YES COMPLETE OVERLAP REVIEW.

OTHER RIGHTS LISTED IN CLAIM: NONE

NO CLAIMS FOUND WITH SAME POU AND IRRIGATION USAGE

NO RIGHTS WITH SAME POU BUT NOT USED FOR IRRIGATION

*No increase in Diversion
was found.*

*Although measurement shows
4.06 cfs, this right is not
being reduced because;*

- 1) system was not at Capacity
of Diversion & operation.*
- 2) No use for excess power
at time of Exam.*
- 3) Creek is Down in Flow,
following drought Conditions.*
- 4) Cannot show forfeiture
of other amounts.*

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NOV 01 1994

D.

RATE/VOLUME CALCULATIONS: (IRRIGATION)

1a. IRRIGATION RATE

ACRES _____ x 0.02 CFS/ACRE = _____ CFS
(Taken from p/u review)

1b. CALCULATIONS

DOES AMOUNT CLAIMED EXCEED 0.02 CFS/ACRE? Y() N()

*** IF YES ADDITIONAL WATER USE FORM FILED AND ATTACHED? Y() N() ***

2. IRRIGATION CONSUMPTIVE USE

CLAIMED CONSUMPTIVE USE = _____ AE/A

ACRES _____ x CONSUMPTIVE VOL. AE/A FOR AREA _____ =

TOTAL CONSUMPTIVE USE _____ AE/A

3. IRRIGATION DIVERSION VOLUME

CLAIMED DIVERSION VOLUME = _____ AE/A

ACRES _____ x DIVERSION VOL. AE/A FOR AREA _____ =

TOTAL DIVERSION VOLUME _____ AE/A

4. CALCULATIONS FOR USES OTHER THAN IRRIGATION:

SEE ATTACHED SHEET? Y() N()

*per license
limit*

REMARKS: (Include limitations on CONSUMPTIVE USE for combined rights.)

*12-6-93
see*

Kilowatt Rating =

170 kw

this is the amount claimed. Although Nameplate Rating is 312 Kw, Mr. Roette says this has never been reached due to stream flows and system design & uses. Recommended as claimed.

MICROFILMED
NOV 01 1994

RECOMMENDATIONS:

REC. PURPOSES	REC. PERIOD FROM TO	REC. DIV RATE CFS	REC. DIV VOL. AF/A	REC. CONS. USE
	DATABASE EXAMINER	DATABASE EXAMINER	DATABASE EXAMINER	
INDUSTRIAL	1-1 12-31	0.33	N/A	De Min.
POWER	1-1 12-31	10.00		
TOTAL FOR THIS RIGHT		10.00		

VIEWED BY: *SW*

DATE: 12-3-93

MICROFILMED
NOV 01 1994

A. CHECK ONLY THE FOLLOWING THAT APPLY:

OWNERSHIP
FORFEIT/ABANDON
ADDITIONAL DIV. AMOUNT

ACCEPTED AS CLAIMED	NEEDS REVIEW
()	()
()	()
()	()

B. SPLIT WATER RIGHT REVIEW

ROOT WATER RIGHT NUMBER: 72-02068

TOTAL DIVERSION RATE OF WR SPLITS

DATABASE
10.000

EXAMINER

CFS

SPLITS:

OLD RIGHT
NUMBERS

CURRENT
CLAIM NUMBERS

DIVERSION
RATE

CURRENT "R"
CLAIM NUM.

"R" DIV.
RATE

WR RIGHT
NUMBERS

DIVERSION
RATE

-

A72-02068

10.000

-

72-02068

10.000

TOTAL CFS

10.000

10.000

DIVERSION RATE REVIEW

DO THE SUM CFS RATE OF THE SPLITS EQUAL THE ROOT RIGHT CFS RATE? (Y/N)
IF NO, is the written review sheet attached? (Y/N)

DATABASE
Y

FIELD
EXAMINER

REMARKS:

MICROFILMED
NOV 01 1994

AUTHENTICATION

SIGNATURE:

John C. [Signature]

DATE:

12-3-93

NAME OF FIELD EXAMINER:

TITLE:

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

00:00:36
06/02/92

PAGE: 12
QUICKLOOK INFORMATION

CLAIM NUMBER: A72-02068

WR ELEMENT	FIELD EXAM Y/N	CORRESPONDENCE SENT/RECEIVED BY WHOM/DATE	FIELD EXAM BY WHOM/DATE	CHANGE CLAIM Y/N	VERIFIED BY CODE	COMPLETED REVIEW WHOM/DATE	COMPLETED DATA ENTRY WHOM/DATE	VERIFIED DATE WHOM/DATE
PRIORITY DATE	N		3-25-93 SC/FH	N		SC 12-3-93	SC 12-6-93	JCE 12-6-93
POINT OF DIV	(Y) add POD		9-9-93 SCC	(Y)	156	SC 12-6-93	SC 12-6-93	JCE 12-14-93
SOURCE	N			N				
PLACE OF USE	(Y) A pou		5-4-93 SCC/FH	(Y)	156			
DIV. AMOUNT CFS/VOLUME	(Y) increased DWR works		10-2-93 SC	N				
CONSUMPTIVE USE				N				
PURPOSES	N			N				
PERIOD OF USE	N			N				
BASIS OF CLAIM	N			N				
REMARKS	(Y)			N				

SC
2/2/93

"VERIFIED BY" CODES

TOPO MAP/ORTHO-PQ = 1
ASCS MAP = 2
WATERMASTER RECORDS = 3
NAFF PHOTOS = 4
FIELD EXAM = 5
OTHER (SEE REMARKS) = 6

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THESE CODES ARE USED TO INDICATE HOW THE FIELD EXAMINER VERIFIED THE INFORMATION
USED FOR THIS FIELD EXAMINATION. INDICATED ARE ALL CODES WHICH APPLY.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

02:16:02
06/02/92

PAGE: 13
PROFILE REPORT

CLAIM NUMBER: A72-02069

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	CLAYTON SILVER MINES, INC. BOX 31 CLAYTON ID 83227 (208) 838-2370	10/18/1928	INDUSTRIAL POWER	01-01 12-31 01-01 12-31	0.33 CFS 10.00 CFS	
TOTAL DIVERSION:					10.00 CFS	

170 kw

Water Source: KINNIKINIC CREEK

Tributary to: SALMON RIVER

Stage: LICENSE

Point(s) of Diversion:

T11N R17E S13

SE SWNW

SE NWSW

CUSTER County

Place of use Legal Description for: INDUSTRIAL

NE				NW				SW				SE			
NENE	NWNE	SWNE	SENE	NENW	NWNW	SWNW	SENW	NESW	NWSW	SWSW	SESW	NESE	NWSE	SWSE	SESE
T	R	S	: Lt Ac Lt Ac Lt Ac Lt Ac	T	R	S	: Lt Ac Lt Ac Lt Ac Lt Ac	T	R	S	: Lt Ac Lt Ac Lt Ac Lt Ac	T	R	S	: Lt Ac Lt Ac Lt Ac Lt Ac
11N 17E 13															

Place of use Legal Description for: POWER

NE				NW				SW				SE			
NENE	NWNE	SWNE	SENE	NENW	NWNW	SWNW	SENW	NESW	NWSW	SWSW	SESW	NESE	NWSE	SWSE	SESE
T	R	S	: Lt Ac Lt Ac Lt Ac Lt Ac	T	R	S	: Lt Ac Lt Ac Lt Ac Lt Ac	T	R	S	: Lt Ac Lt Ac Lt Ac Lt Ac	T	R	S	: Lt Ac Lt Ac Lt Ac Lt Ac
11N 17E 13															

POU County: CUSTER

Non-Irrigation Uses: I/MILLING, P/170 KILOWATTS

Other Rights: NONE

Non-Irrigation Use: I/MILLING P/170 KILOWATTS

Dates: Exam Made Date: 5-4-93

Verified Date: 02/11/1985

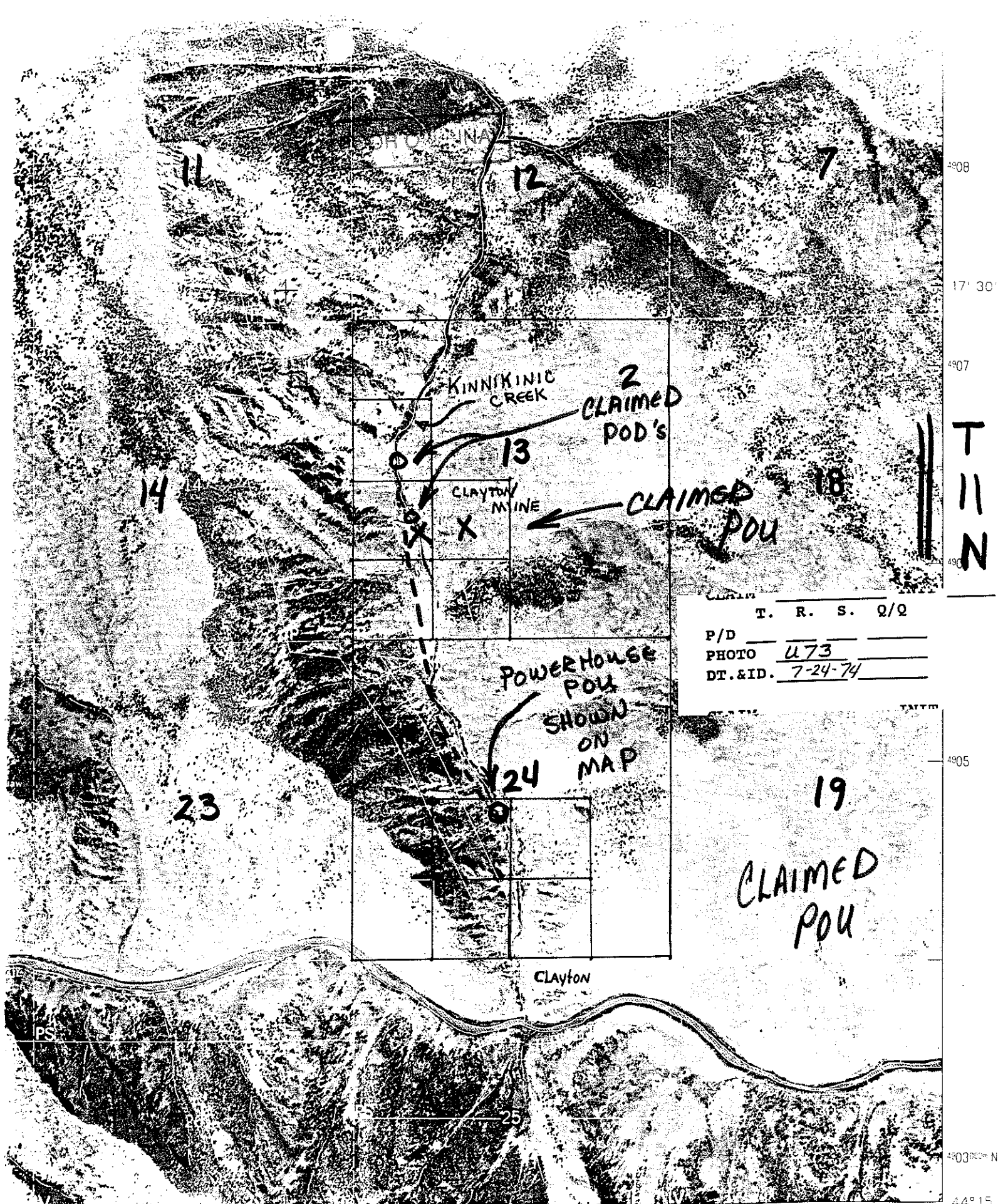
Misc: Water District Number:

Field Inspection Flag: C
Presumption Flag:

MICROFILMED
01/1994

Comments:
on POU

C03
C05
F05
72-4075
72-4116



T.	R.	S.	Q/Q
P/D			
PHOTO	473		
DT.&ID.	7-24-74		

A72-2068

R17E R18E



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 222 Shoshone St. East, Twin Falls, Idaho 83301 (208) 736-3033

CECIL D. ANDRUS
Governor

R. KEITH HIGGINSON
Director

POOR ORIGINAL

A72-02068

CLAYTON SILVER MINE

MICROFILMED POLYSONIC MEASUREMENT
NOV 01 1994
By STEVE CLELLAND
9-9-93

MODE SELECT
INPUT
OUTER DIAMETER
20.1724 IN
PIPE MATERIAL
? CS 55
WALL THICKNESS
0.1700 IN
INNER LINING
? NO LING.
KIND OF FLUID
? WATER
SENSOR MOUNTING
? U
TYPE OF SENSOR
? SMALL
DATA CHANGE
? NO
SPACING
16.375 IN U
ZERO MODE
CLEAR
ZERO MODE
AUT ZERO
ZERO MODE
ZERO OPR
MODE SELECT
TO CHECK

0761.2 MMSEC
102.72 % T0
09-09 17:1100 *R
+002.00 % ATZ

DAMPING SET
10 SEC

- 09-09 17:1200 *R
+189.957E 10PM
- 09-09 17:1200 *R
+183.599E 10PM
- 09-09 17:1200 *R
+182.807E 10PM
- 09-09 17:1300 *R
+182.014E 10PM
- 09-09 17:1400 *R
+181.486E 10PM

CLAYTON MINE Power Plant Pipeline 9-9-93 By SCC

$\bar{X} = 1822$
GPM

$= 4.06$
cfs

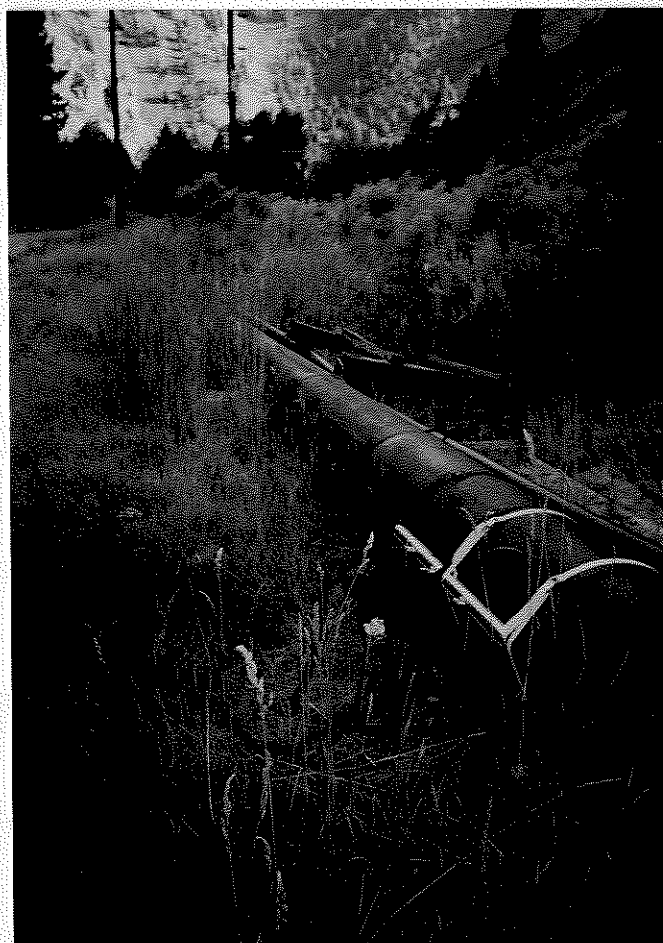


Photo: R72-38
By SCC 9-9-93



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 222 Shoshone St. East, Twin Falls, Idaho 83301 (208) 736-3033

CECIL D. ANDRUS
Governor

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Director

POOR ORIGINAL

MODE SELECT
INPUT

OUTER DIAMETER
20.1724 IN

PIPE MATERIAL
2 CS 88

WALL THICKNESS
0.1700 IN

INNER LINING
2 NO LIN.

KIND OF FLUID
2 WATER

SENSOR MOUNTING
2

TYPE OF SENSOR
2 SMALL

DATA CHANGER
2 NO

SPACING
16.375 IN V

ZERO MODE
CLEAR

ZERO MODE
OUT ZERO

ZERO MODE
ZERO DPR

MODE SELECT
79 CHECK

0761.7 MASEC
182.72 4.79

09-09 17:1200 *R
+482.00 K 472

DAMPING 557
17 470

- 09-09 17:1200 *R
+188.9575 13PM

- 09-09 17:1200 *R
+180.7495 13PM

- 09-09 17:1200 *R
+182.8075 13PM

- 09-09 17:1300 *R
+181.8 45 13PM

- 09-09 17:1400 *R
+181.4045 13PM

9-9-93 By SCC

CLAYTON MINE Power Plant Pipeline

$\bar{X} = 1822$
GPM

$= 4.06$
cfs

A72-02068

CLAYTON SILVER MINE

MICROFILMED Polysonic MEASUREMENT
NOV 01 1994 By STEVE CLELLAND
9-9-93



Photo: R72-38
By SCC 9-9-93



12-7-93

Photos:
R72-40
by
SCL

POOR ORIGINAL



Power Plant @
Kinnikinnic Creek
ICROFILM
A72-02068
NOV 01 1994



↗ PENSTOCK
 ↖ DOMESTIC USE LINE TO CRAWFORD



POOR ORIGINAL



CONTROL GATE
 © PENSTOCK

3-25-93

HEAD WORKS FOR
 POWER PLANT ON
 KINNICKINIC CR.

A72-02068

MICROFILMED
 NOV 01 1994

PHOTOS BY
 SCC

POOR ORIGINAL

Map from
Field Report file
A72-02068
SW
2/2/93

Point of Diversion
Point of Use & Return

Highway 22
Salmon

CLAYTON

R. 661

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Water Right Number - 72-02068

Prefix Translation: WATER RIGHT

Old (D) Number - 16995

+ - - - - Last Name - - - - + + - First Name - - + + - - - - - Address - - - - - +

*** C - CURRENT OWNER ***
KINGSBURY

H. B.

1 -
2 -
3 -

City- WALLACE
Phone -

State- ID Zip-

+ - - Priority Date - - +
10/18/1928

+ - - Region - - - +
17 SOUTHERN

+ - - Stage - - - +
L - LICENSE

+ - - Status - - - +

+ - - - - Source - - - - - +
KINNIKINIC CREEK

+ - - - - Tributary - - - - - +
SALMON RIVER

+ - - - - Point of Diversion - - - - - +
Twn Rng Sec Tract Lot RFlg County Stream Index (Blank if no Index Code)

11N 17E 13 SW NW (37) CUSTER

Code	Description	Period From	Period To	Diversion Rate	Diversion Volume
07 - INDUSTRIAL				10.000	
13 - MINING					
28 - POWER					

+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Div. Capacity - +
10.000

Twn	Rng	Sec	Tract	Lot	Acres	Code	Description	County
11N	17E	13	NW SW			07	INDUSTRIAL	(37) CUSTER

+ - - Diversion Means -

+ - - Non-Irrigation Use - I/MILLING.

+ - - Other Rights for Same Use -

+ - - - - Remarks - - - - - +
No Remarks found.

+ - - - - Old Water Right Numbers - - - - - +
No Old Water Right Numbers found.

+ - - - - Conditions of Approval - - - - - +
No Conditions of Approval found.

+ - - - Decree Plaintiff - - - +

+ - - - Decree Defendant - - - +

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NOV 01 1994

Prefix Translation: WATER RIGHT

+ - - Audit Fields - 02/11/85 05/28/88 CONVERT

+ - - - - - Water Rights Dates and Flags Area - - - - -

Proof Due Date	- 00/00/0000	Field Exam Made	- 00/00/0000	Field Exam Fee	-
Approved/Denied	- 00/00/0000	Protested Date	- 00/00/0000	Swan Falls	-
Proof Made Date	- 00/00/0000	Hearing Date	- 00/00/0000	Temporary Right	- P
Exam to S.O. Date	- 00/00/0000	Verified Date	- 02/11/1985	DLE/Carey Act	-
Order Show Cause	- 00/00/0000	Receipt Number	-	Water District	-
Licensed Date	- 07/03/1979	Appl Received	- 00/00/0000	Transfer/Amended	-
Decree Date	- 00/00/0000	Presumption Flag	-		

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NOV 01 1994