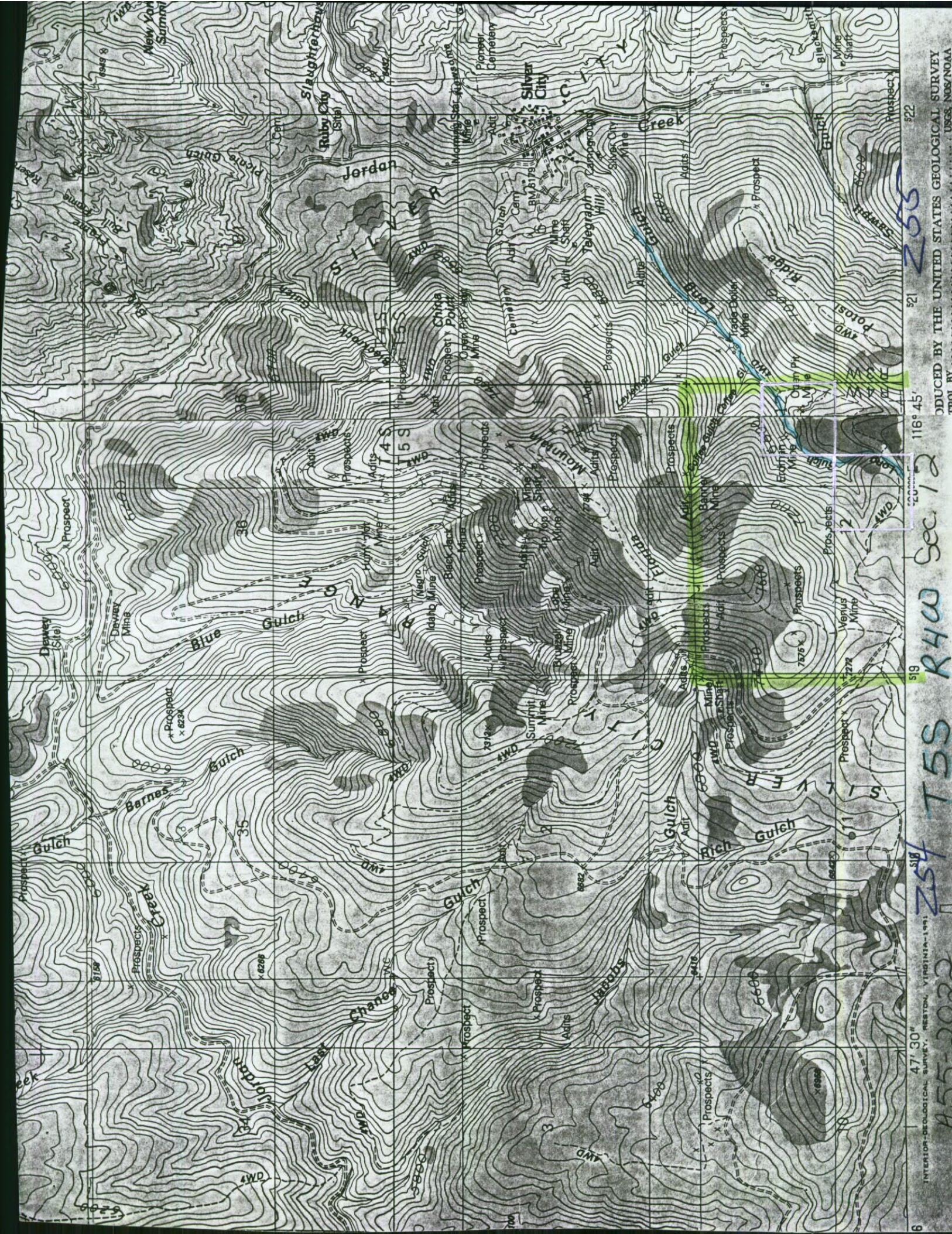




County: Owyhee  
Stream: South Branch of Long Gulch  
Amount: 3 cu.ft.  
Use: Mining & Milling  
Priority: August 4, 1910.

# STATE OF IDAHO

Water License No. 6566

55 2022

WHEREAS, On the 4th day of August, A. D. 1910,  
The Banner Mining & Milling Company  
of Silver City, County of Owyhee, State of Idaho, duly made application  
(No. 9341) to me for a permit to use three (3) cubic feet per second of the waters  
of South Branch of Long Gulch

County of Owyhee, State of Idaho, for mining & Milling purposes, and,

WHEREAS, On the 10th day of September, A. D. 1910, Permit No. 6566 was issued  
to said applicant for the diversion of said water and providing for the completion of the works of diversion  
therein described on or before the 10th day of September, A. D. 1912, and for the application to ben-  
eficial use of said water on or before the 10th day of September A. D. 1914, and,

WHEREAS, On the 5th day of September, A. D. 1912,  
The Banner Mining & Milling Company

the holder of said permit, duly made proof of the completion of adequate works for the diversion of  
three (3) cubic feet per second of said waters, as evidenced by my Certificate No. 6566  
dated September 10, 1912, confirming the completion of works of sufficient capacity for diverting and  
conveying to the place of intended use three (3) cubic feet per second of said water,  
with date of priority of August 4, 1910, and

WHEREAS, On the 23rd day of July, A. D. 1914,  
The Banner Mining & Milling Company

the holder of said permit, duly made proof of the application to beneficial use of three (3) cubic  
feet per second of said water:

NOW, THEREFORE, By virtue of authority vested in me by the laws of the State of Idaho, I  
hereby grant and confirm to The Banner Mining & Milling Company

of Silver City, County of Owyhee, State of Idaho, the holder and owner  
of said Permit No. 6566, a perpetual right, dating from August 4, 1910  
to the use of three (3) cubic feet per second of the waters of South Branch of  
Long Gulch

in the County of Owyhee and State of Idaho, or so much thereof as may be necessary for the  
purposes hereinbelow mentioned, to be diverted at a point in the NW<sub>2</sub> of SE<sub>2</sub>, Sec. 12, T.  
5 S., R. 4 W.B.M.,

and conducted to ~~under the~~ the mill of the Banner Mining & Milling Company, located in  
the SE<sub>2</sub> of NE<sub>2</sub>, Sec. 12, T. 5 S., R. 4 W.B.M.

for the purpose of mining & Milling, subject, however, to the laws of the  
State of Idaho, applicable to a license for the use of the waters of the State, and subject, also, to the local  
or community customs, rules and regulations which have been or may be adopted from time to time by  
a majority of the users from a common source or supply, canal or lateral from which such water may  
be taken, when such rules and regulations have for their object the economical use of such water.

WITNESS, My hand and the seal of my office at Boise, Idaho, this 12th day of August  
A. D. nineteen hundred and fourteen.

F. P. King,

(Seal)

State Engineer

55 2022

8-12-1914

## REPORT OF ENGINEER 55-2022

1. State name of applicant and number of permit: The Banner Mining & Milling Co.  
 No. of permit, 6566.
2. State source of water supply: South branch of Long Gulch
3. Location of point of diversion: In the NW 1/4 SE 1/4 Sec. 12, T. 5 S., R. 4 W., B.M.
4. State whether or not the works of diversion are fully completed and in accordance with terms of permit:  
Yes.
5. Describe works as they exist, giving dimensions of same as follows:
- (a) Width of conduit at bottom: One foot
  - (b) Width at water line: Two feet
  - (c) Depth of water: One foot
  - (d) Grade per mile: Twenty-seven feet
  - (e) Capacity of ditch: three second feet.
6. State whether or not water has been turned into works of diversion and if so, to what extent:  
Yes, to the extent of three second feet.
7. ~~Give exact location of lands to be irrigated. Give exact number of acres under cultivation in each~~  
~~city here. Give place of use of said water.~~ At the mill of  
the Banner Mining & Milling Company.

8. Submit map on enclosed plat, source of supply, point of diversion, route of ditch or ditches and cross hatch lands to be irrigated.

Remarks:

STATE OF IDAHO,

County of Owyhee.

RECEIVED  
 AUG 31 1914  
 OFFICE OF STATE ENGINEER

6566

B/A

P. W. Fullett, being first duly sworn, deposes and says that the statements contained in the within report are correct to the best of his knowledge and belief.

Subscribed and sworn to before me this 30th day of July, 1914.

My Commission Expires

J. H. Blair  
 Clerk District Court Notary Public.

55-2022

## REPORT OF ENGINEER

1. State name of applicant and number of permit: *The Banner Mill, No. 1, 1911*
2. State source of water supply: *South branch of Long Gulch*
3. Location of point of diversion: *N. 1/4 S. 8 E. Sec 12, T. 5 S. R. 4 E. B. M.*  
*Whence the 1/4 sec. corner on west side of sec 12 bears N. 82° 15' W. 57.60 ch*
4. State whether or not the works of diversion are fully completed and in accordance with the terms of permit: *Yes*
5. Describe works as they exist, giving dimensions of same as follows:
- (a) Width of conduit at bottom: *one foot*
  - (b) Width at water line: *Two feet*
  - (c) Depth of water: *one foot*
  - (d) Grade per mile: *26.50 feet*
  - (e) Capacity of ditch: *Three* second feet
6. State whether or not water has been turned into works of diversion, and in so, to what extent: *Full at times*
7. (When water is turned into works of diversion, give name of place of use of said water: *Mill in S. 8 E. 1/4 of N. 8 E. 1/4 of Sec 12, T. 5 S. R. 4 E. B. M.*
8. Submit map or enclosed plat, showing source of supply, point of diversion, route of ditch or ditches and cross-hatch lands to be irrigated.

Remarks:

RECEIVED  
 AUG - 6 1912  
 OFFICE OF STATE ENGINEER

STATE OF IDAHO,

County of \_\_\_\_\_

*Franklin H. Cullett*, being first duly sworn, deposes and says that the statements contained in the within report are correct to the best of his knowledge and belief.

Subscribed and sworn to before me this *22* day of *Aug*, 191*2*

6566

My Commission Expires \_\_\_\_\_

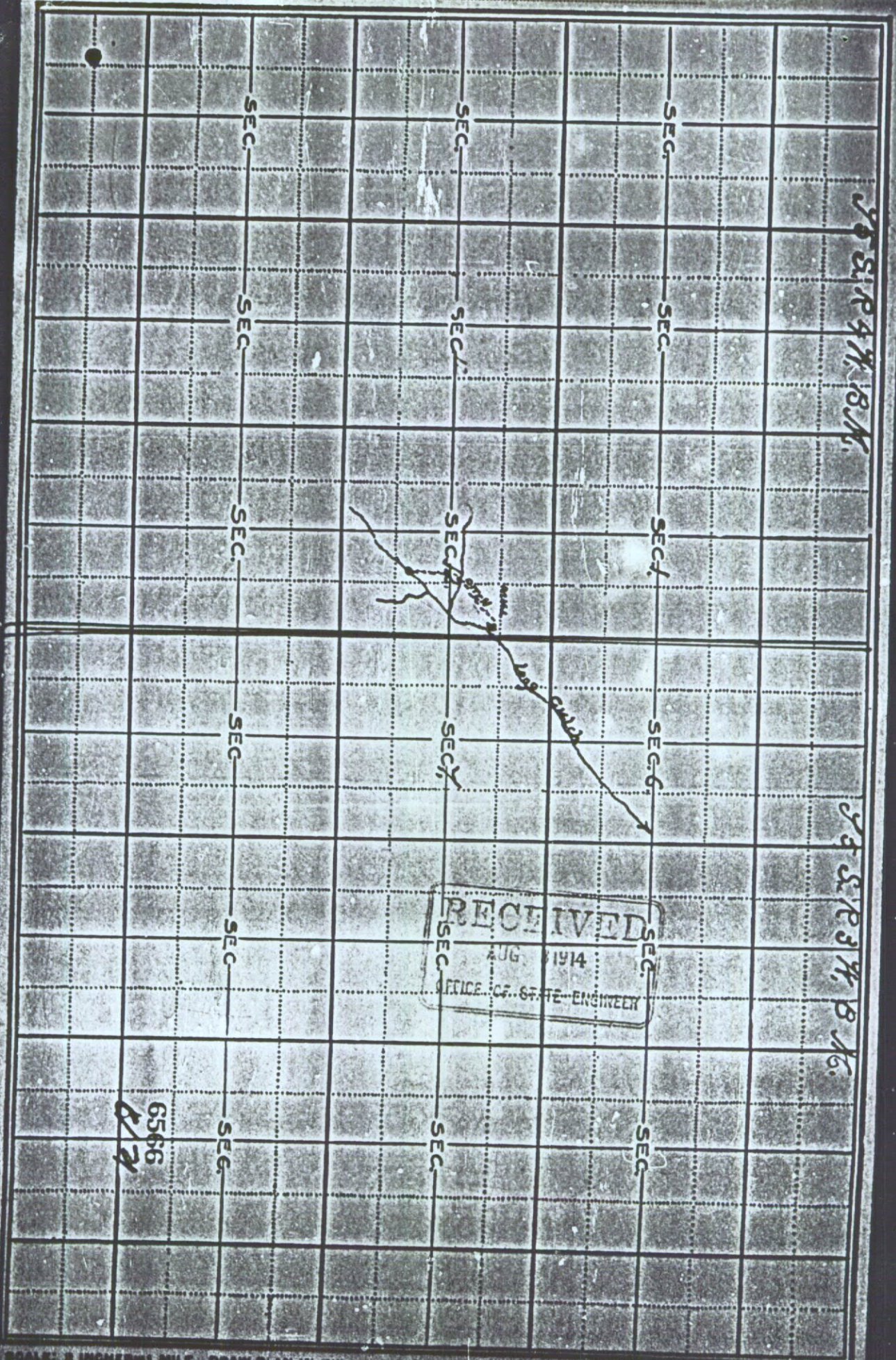
Notary Public

*Passing Judge*

Name of Applicant

J. S. P. 4 N. 8 N.

J. S. P. 3 N. 8 N.



SCALE: 2 INCHES = 1 MILE. DRAW PLAN IN IN.

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

Ident. Number: A55-02022  
Date Received: 2/ 9/1989  
Receipt No: W002187  
Received By: \_\_\_\_\_

COPY FOR  
YOUR FILES

NOTICE OF CLAIM TO A WATER RIGHT  
ACQUIRED UNDER STATE LAW

COPY FOR  
YOUR FILES

1. Name: BANNER MINING AND MILLING CO 410-321-7711  
Address: 1712 KILLINGTON RD  
RUXTON MD 21204-1807

2. Date of Priority: AUG 4, 1910

3. Source: LONG GULCH, SOUTH BRANCH Trib. to: JORDAN CREEK

4. Point of Diversion:

| Township | Range | Section | 1/4 of | 1/4 of | 1/4 | Lot | County |
|----------|-------|---------|--------|--------|-----|-----|--------|
| 05S      | 04W   | 12      | NW     | SE     |     |     | OWYHEE |

5. Description of diverting works:  
DIVERSION DITCH TO MILLING OPERATION

6. Water is used for the following purposes:

| Purpose | From  | To    | C.F.S | (or) | A.F.A. |
|---------|-------|-------|-------|------|--------|
| MINING  | 01/01 | 12/31 | 3.000 |      |        |

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:  
PRECIOUS METAL MINING AND MILLING

10. Place of Use:

| Township | Range | Section | 1/4 of | 1/4 | Lot | Use    | Acres |
|----------|-------|---------|--------|-----|-----|--------|-------|
| 05S      | 04W   | 12      | SE     | NE  |     | MINING |       |

11. Place of use in counties: OWYHEE

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

13. Other Water Rights Used:  
NONE

14. Remarks:  
PREVIOUS LICENSE SHOWS USAGE AS INDUSTRIAL.  
ADDRESS CHANGE BY IDWR FORM.

15. Basis of Claim: LICENSE  
Water Right Number: 6566

## CHANGE IN ADDRESS OF NOTICE OF CLAIM

RECEIVED

[ ] Water Right Number (s): 455-02022

APR 17 1998

Department of Water Resources

[ ] Old Mailing Address: BANNER Mining & Milling Co  
c/o Nerco Dismander Co  
8100 NE Parkway Dr, Vancouver WA 98668

[ ] New Mailing Address: Banner Mining & Milling Co.  
1712 Kallington Rd  
Ruxton MD 21204-1807

New Telephone Number: (410) 321-7711[ ] Signature of Claimant: Samuel A Hearn PresDate: 4/14/98

SAMUEL A HEARN, President

## FOR IDWR USE ONLY:

Initial Review and Data-Entry

Date: 04-20-98By: ashearn

Further Action Needed:

Further Action Taken

Date:

By:

Final Review and Data-Entry

Date:

By:

~~NOT prepared.~~

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

Ident. Number: A55-02022  
Date Received: 1/06/1989  
Receipt No: W002187  
Received By: DE AD

NOTICE OF CLAIM TO A WATER RIGHT  
ACQUIRED UNDER STATE LAW

1. Name: BANNER MINING & MILLING CO. 206-253-3362  
Address: C/O NERCO DELAMAR CO.  
8100 NE PARKWAY DRIVE  
P.O. BOX 9931  
VANCOUVER, WA 98668

2. Date of Priority: AUG 04, 1910

3. Source: LONG GULCH, SOUTH BRANCH Trib. to: JORDAN CREEK

4. Point of Diversion:

| Township | Range | Section | 1/4 of | 1/4 of | 1/4 | Lot | County |
|----------|-------|---------|--------|--------|-----|-----|--------|
| 05S      | 04W   | 12      | NW     | SE     |     |     | OWYHEE |

5. Description of diverting works:  
DIVERSION DITCH TO MILLING OPERATION

6. Water is used for the following purposes:

| Purpose | From  | To    | C.F.S. | (or) | A.F.A. |
|---------|-------|-------|--------|------|--------|
| MINING  | 01/01 | 12/31 | 3.000  |      |        |

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:  
PRECIOUS METAL MINING AND MILLING

10. Place of Use:

| Township | Range | Section | 1/4 of | 1/4 | Lot | Use    | Acres |
|----------|-------|---------|--------|-----|-----|--------|-------|
| 05S      | 04W   | 12      | SE     | NE  |     | MINING |       |

A55-02022

Page 1

Date: 04/11/89

MICROFILMED  
SEP 29 1992

11. Place of use in counties: OWYHEE

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

13. Other Water Rights Used:  
NONE

14. Remarks:  
PREVIOUS LICENSE SHOWS USAGE AS INDUSTRIAL.

15. Basis of Claim: LICENSE  
Water Right Number: 6566

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 Individuals:**

I/We do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant(s): \_\_\_\_\_ Date: \_\_\_\_\_  
\_\_\_\_\_ Date: \_\_\_\_\_

State of Idaho )  
County of \_\_\_\_\_ ) SS.

Subscribed and sworn (or affirmed) before me this \_\_\_\_\_ day  
of \_\_\_\_\_ 19 \_\_\_\_\_

\_\_\_\_\_  
Notary Public

Seal

Residing at \_\_\_\_\_  
My Commission Expires \_\_\_\_\_

**KINROSS DELAMAR MINING COMPANY**  
**P.O. BOX 52**  
**JORDAN VALLEY, OR 97910**  
**(208)583-2511 (208)583-2516 FAX**

**TELECOPIER TRANSMITTAL**DATE: 4/9TO: Kay WalkerFROM: Mary Barraco

RE: \_\_\_\_\_

NUMBER OF PAGES (INCLUDING COVER PAGE): \_\_\_\_\_

IF PROBLEMS OCCUR WITH TRANSMISSION, CALL JAYNE (208)583-2511.

Kay - Please send 55-02022 to:Banner Mining + Milling Co.c/o Samuel A. Hearn, President1712 Killington RdRoxton, Md 21204(301) 321-1177

We have maintained the right, but it belongs  
to Banner Mining + Milling. Everything looks  
ok to us on the reports.



**State of Idaho**  
**DEPARTMENT OF WATER RESOURCES**

Western Region, 2735 Airport Way, Boise, Idaho 83705-5082 - (208) 334-2190  
FAX (208) 334-2348

---

April 9, 1998

**PHILIP E. BATT**  
GOVERNOR

**KARL J. DREHER**  
DIRECTOR

**BANNER MINING & MILLING CO**  
**C/O SAMUEL A HEARN, PRESIDENT**  
**1712 KILLINGTON RD**  
**RUXTON, MD 21204**

RE: A55-02022

Dear Sirs:

Enclosed is the information we previously mailed to an incorrect address that relates to the claim you filed in the Snake River Basin Adjudication (SRBA). Also, enclosed is a change of address form that needs to be completed, signed and returned to us to provide us and the court with your formal request for an address change. Please return the form as soon as possible.

If you have any questions call me at the number below.

Sincerely,

Mel Schulte  
ADJUDICATION BUREAU  
Department of Water Resources  
Western Region Office  
(208) 334-2190

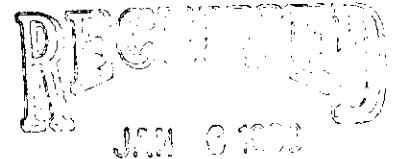
Enc.

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  
Ident. Number A55-02022  
Date Received 1-6-89  
Receipt Number 02187

NOTICE OF CLAIM  
TO A  
WATER RIGHT  
ACQUIRED UNDER STATE LAW



Department of Water Resources  
Western Regional Office

Please type or print clearly

1. Name of Claimant (s) Banner Mining & Milling Company  
c/o NERCO DeLamar Co. Phone (206) 253-3362  
Mailing Address 8100 NE Parkway Drive, Vancouver, WA (PO Box 9931) Zip 98668

2. Date of Priority (Only one (1) per claim) August 4, 1910

3. Source of water supply (a) Long Gulch  
which is tributary to (b) Jordan Creek

4. a. Location of existing point of diversion is: Township 5S Range 4W Section 12,  
1/4 of NW 1/4 of SE 1/4, Govt. Lot, B.M., County of Owyhee

Additional points of diversion if any: \_\_\_\_\_

b. If instream flow, beginning point of claimed instream flow is:

Township \_\_\_\_\_ Range \_\_\_\_\_ Section \_\_\_\_\_, \_\_\_\_\_ 1/4 of \_\_\_\_\_ 1/4 of \_\_\_\_\_ 1/4,

Govt. Lot \_\_\_\_\_ B.M., County of \_\_\_\_\_

ending point is: Township \_\_\_\_\_ Range \_\_\_\_\_ Section \_\_\_\_\_, \_\_\_\_\_ 1/4 of \_\_\_\_\_ 1/4 of \_\_\_\_\_

\_\_\_\_\_ 1/4, Govt. Lot \_\_\_\_\_ B.M., County of \_\_\_\_\_

5. Description of existing diversion works (Dams, Reservoirs, Ditches, Wells, Pumps, Pipelines, Headgates, Etc),  
including the dates of any changes or enlargements in use, the dimensions of the diversion works as  
constructed and as enlarged and the depth of each well. \_\_\_\_\_

Diversion ditch to milling operation

MICROFILMED

SEP 29 1992

## HOW YOU WILL RECEIVE NOTICES IN THE SNAKE RIVER BASIN ADJUDICATION

All documents filed in the Snake River Basin Adjudication other than notices of claims are filed with the court. Notices of claims to water rights filed in the Snake River Basin Adjudication are filed with the Idaho Department of Water Resources. Copies of all documents filed in the Snake River Basin Adjudication will not be mailed to all parties (claimants) in the adjudication.

By order of the court, any document filed with the court will be mailed only to those parties who may be directly affected by it. A monthly docket sheet will be prepared by the department which contains a summary of all documents filed with the court in the previous month and the dates and locations of hearings scheduled for the following three months. The docket sheet will be filed with the district court clerk in each county within the Snake River Basin in Idaho. Copies of the docket sheet may be obtained from any of the offices of the department either in person or by mail; a small fee will be charged to cover the cost of mailing and/or copying. If you wish to receive a copy of the docket sheet each month, you should mark the appropriate place on your notice of claim form. You will be charged a small annual subscription fee to cover the cost of copying and mailing. Copies of any document listed on the docket sheet may be obtained from any of the offices of the department either in person or by mail; a small fee will be charged to cover the cost of mailing and/or copying.

Copies of all notices of claims filed with the department will be available for inspection from all offices of the department. Copies of the notices of claims may be obtained in person or by mail, but you will be charged for the cost of copying and mailing. (A claimant will not be charged for a copy of his or her own notice of claim, and a person who acquires property with water rights for which a notice of claim was filed will not be charged for a copy of the notice of claim filed by the previous owner.)

After the notices of claims have been reviewed, the director will prepare and file a report with the court. Part 1 of the report will contain the director's recommendations as to each water right claimed under state law. Part 2 of the report will list each federal reserved water right claimed. A number of reports will be prepared, one or more for each sub-basin in the Snake River Basin. When the report for your sub-basin is filed with the court, you will be mailed a notice informing you that the report for your sub-basin has been filed. The notice will be sent to the most recent address shown by the department's files. Attached to the notice will be a copy of those portions of the report describing the water rights you have claimed. If you do not agree with the way your water right is described, you may file an objection to the report with the court. You can also file an objection if you disagree with the way other claimant's water rights are described, and the notice will tell you where a copy of the full report is available for inspection. The notice will tell you when and where to file your objection. The notice of filing for each sub-basin report will also be published state-wide in local newspapers.

6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For Mining purposes from 1-1 to 12-31 amount 3 or \_\_\_\_\_

For \_\_\_\_\_ purposes from \_\_\_\_\_ to \_\_\_\_\_ amount \_\_\_\_\_ or \_\_\_\_\_

For \_\_\_\_\_ purposes from \_\_\_\_\_ to \_\_\_\_\_ amount \_\_\_\_\_ or \_\_\_\_\_

For \_\_\_\_\_ purposes from \_\_\_\_\_ to \_\_\_\_\_ amount \_\_\_\_\_ or \_\_\_\_\_

7. Total quantity claimed (a) 3 (cfs) and/or (b) \_\_\_\_\_ (acre feet)

8. Total consumptive use claimed is \_\_\_\_\_ acre feet per annum.

9. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock Etc.) precious metal mining and milling

10. Description of place of use:

a. If water is for irrigation, indicate acreage in each subdivision in the tabulation below.

b. If water is used for other purposes, place a symbol of use (example: D for Domestic) in the corresponding place of use below. See instructions for standard symbols.

| TWP | RNG | SEC | NE 1/4 |       |       |       | NW 1/4 |       |       |       | SW 1/4 |       |       |       | SE 1/4 |       |       |       | Totals |
|-----|-----|-----|--------|-------|-------|-------|--------|-------|-------|-------|--------|-------|-------|-------|--------|-------|-------|-------|--------|
|     |     |     | NE1/4  | NW1/4 | SW1/4 | SE1/4 | NE1/4  | NW1/4 | SW1/4 | SE1/4 | NE1/4  | NW1/4 | SW1/4 | SE1/4 | NE1/4  | NW1/4 | SW1/4 | SE1/4 |        |
| 5S  | 4W  | 12  |        |       |       | X     |        |       |       |       |        |       |       |       |        |       |       |       |        |
|     |     |     |        |       |       |       |        |       |       |       |        |       |       |       |        |       |       |       |        |
|     |     |     |        |       |       |       |        |       |       |       |        |       |       |       |        |       |       |       |        |
|     |     |     |        |       |       |       |        |       |       |       |        |       |       |       |        |       |       |       |        |
|     |     |     |        |       |       |       |        |       |       |       |        |       |       |       |        |       |       |       |        |
|     |     |     |        |       |       |       |        |       |       |       |        |       |       |       |        |       |       |       |        |
|     |     |     |        |       |       |       |        |       |       |       |        |       |       |       |        |       |       |       |        |
|     |     |     |        |       |       |       |        |       |       |       |        |       |       |       |        |       |       |       |        |

Total number of acres irrigated \_\_\_\_\_

11. In which county (ies) are lands listed above as place of use located? Owyhee

12. Do you own the property listed above as place of use? Yes X No \_\_\_\_\_

If your answer is No, describe in Remarks below the authority you have to claim this water right.

13. Describe any other water rights used at the same place and for the same purposes as described above. \_\_\_\_\_ or None ( X)

14. Remarks:

Last Name \_\_\_\_\_ Ident No. \_\_\_\_\_

Copies: White State 82 New Chambers

**MICROFILMED**

**SEP 29 1992**

It is very important that you inform the department in writing of any change in your address. This is to make sure that you receive the notices affecting your water rights that are to be mailed by the department.

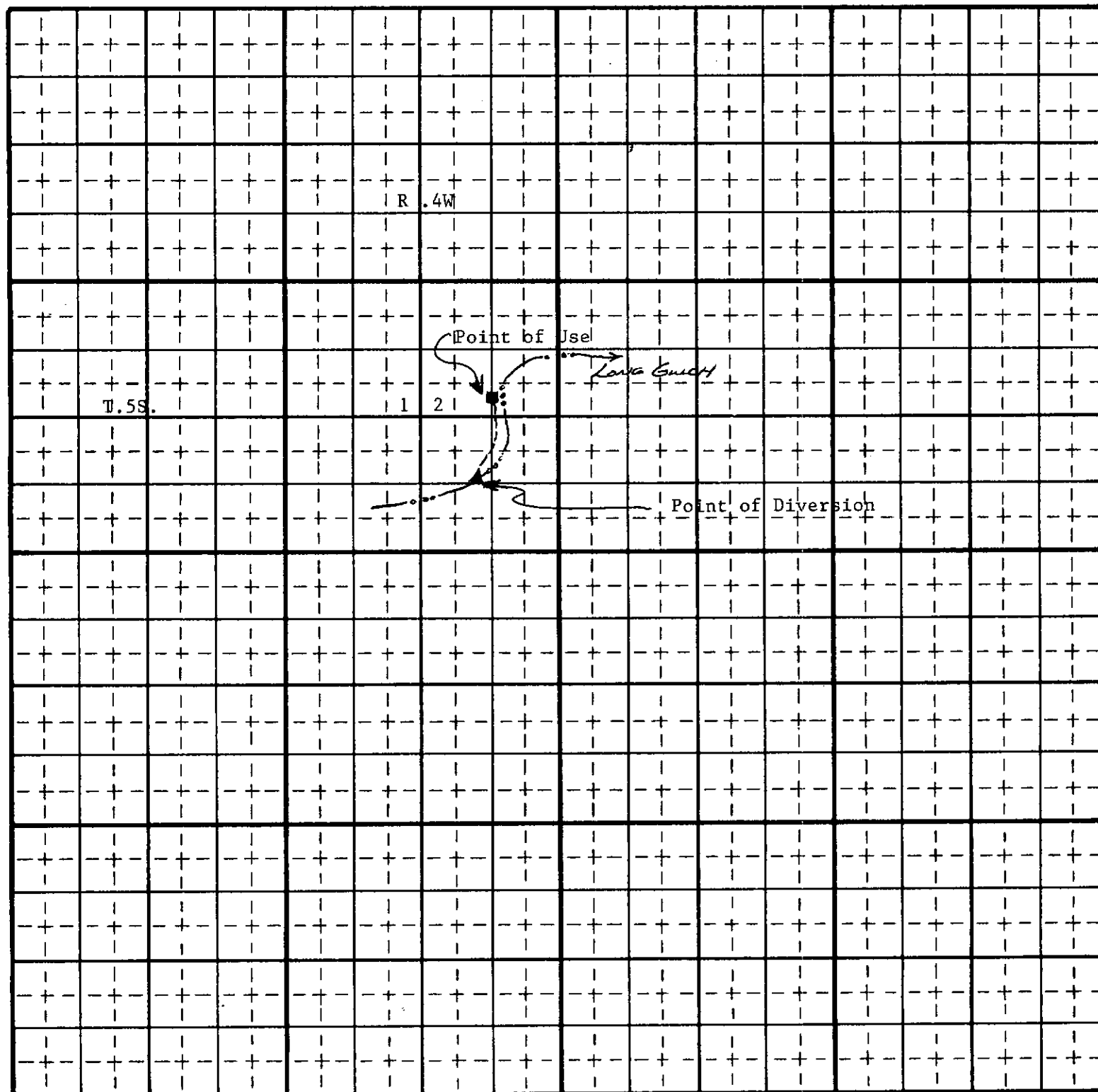
If you are acquiring property with water rights in the Snake River Basin water system in Idaho (either by purchase, gift, inheritance, or other means), it is very important that you inquire of the department whether a notice of claim has been filed. If not, you must file a notice of claim or the water right may be declared by the court to no longer exist. If a notice of claim has been filed, it is very important that you file a written notice of change in ownership with the department. The notice of change in ownership must be accompanied by some evidence of the change in ownership, such as a copy of the deed or a property tax statement showing the name of the new owner. Again, this is to make sure that you receive the notices affecting your water rights that are to be mailed by the department.

The cost of the subscription to the docket sheet is \$7.50 for calendar year 1988. The cost of the subscription may increase a small amount for calendar year 1989 if the cost of copying and/or mailing should increase.

If you are planning to file a motion or other pleading (not a notice of claim) with the court (not IDWR), the court has issued an order setting a special procedure that is different from the usual civil rules. A copy of the order may be obtained from any office of IDWR; you may be charged for the cost of mailing and/or copying.

Map of Project: show clearly the point of diversion, place of use, section number, township, and range number.

Scale: 2 inches equals 1 mile



Last Name \_\_\_\_\_ Ident No. \_\_\_\_\_

**MICROFILMED**  
Copies: White-State, Yellow-Claimant  
**SEP 29 1992**

15. Basis of Claim (check one) Beneficial Use \_\_\_\_\_ Posted Notice \_\_\_\_\_ License X Permit \_\_\_\_\_  
Decree \_\_\_\_\_  
If applicable provide IDWR Water Right Number 55-2022  
Court \_\_\_\_\_ Case Number \_\_\_\_\_ Decree Date \_\_\_\_\_  
Plaintiff vs Defendant \_\_\_\_\_

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 Individuals:** I do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant (s) \_\_\_\_\_ Date \_\_\_\_\_  
\_\_\_\_\_ Date \_\_\_\_\_

**For Organizations:** I do solemnly swear or affirm that I am \_\_\_\_\_ President \_\_\_\_\_ Title \_\_\_\_\_

of Banner Mining & Milling Company , that I have signed the foregoing  
Organization  
document in the space below as President of Banner Mining & Milling Company  
Title Organization  
and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent [Signature]  
Title and Organization President Banner M-M Co. Date 12/19/88

State of ~~Idaho~~ or Maryland )  
City of Baltimore ) SS.  
County of Baltimore )

Subscribed and sworn (or affirmed) before me this 19<sup>th</sup> day of December 19 88



Notary Public Hannah C. Archard

Residing at Baltimore City

My Commission Expires July 1, 1990

Please Print Name

17. Notice of Appearance:

Notice is hereby given that I, \_\_\_\_\_ will be acting as attorney at law on behalf of the claimant signing above, and that all notices required by law to be mailed by the director to the claimant signing above should be mailed to me at the address listed below.

Signature \_\_\_\_\_

Address \_\_\_\_\_

Date \_\_\_\_\_

Last Name \_\_\_\_\_ Ident. Number \_\_\_\_\_

**MICROFILMED**  
Copies White-State, Yellow-Claimant  
**SEP 29 1992**

12/22/1988.

## SRBA CLAIMS RECEIVING CHECKLIST

CLAIMANT'S NAME Banner Mining & Milling CLAIM IDENT. NO. ASS-02022DATE RECEIVED 1-6-89 CK # 08715 AMOUNT \$ 350

- |                                                                                                                                                                                                                          | YES                                 | NO                       | Required Info? |
|--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-------------------------------------|--------------------------|----------------|
| 1. Is the name and address complete with zip code?                                                                                                                                                                       | <input checked="" type="checkbox"/> | <input type="checkbox"/> | *              |
| 2. Is a priority date entered?                                                                                                                                                                                           | <input checked="" type="checkbox"/> | <input type="checkbox"/> | *              |
| Is the priority date acceptable in view of mandatory filing dates?                                                                                                                                                       | <input checked="" type="checkbox"/> | <input type="checkbox"/> | *              |
| 3. (a) Is a source entered?                                                                                                                                                                                              | <input checked="" type="checkbox"/> | <input type="checkbox"/> | *              |
| (b) Is a tributary to entered? (if required)                                                                                                                                                                             | <input checked="" type="checkbox"/> | <input type="checkbox"/> | N/A            |
| 4. Is the legal description of the p.d. sufficient?                                                                                                                                                                      | <input checked="" type="checkbox"/> | <input type="checkbox"/> | *              |
| 5. Is there a description of the diverting works?                                                                                                                                                                        | <input checked="" type="checkbox"/> | <input type="checkbox"/> |                |
| 6. Are the water uses appropriate for the form? The short form is limited to domestic and stockwater uses with direct diversion. All claims that include storage or instream stockwater must use long form.              | <input checked="" type="checkbox"/> | <input type="checkbox"/> |                |
| Is the period of use included?                                                                                                                                                                                           | <input checked="" type="checkbox"/> | <input type="checkbox"/> |                |
| Is a quantity claimed for each use?                                                                                                                                                                                      | <input checked="" type="checkbox"/> | <input type="checkbox"/> | *              |
| 7. Is a total quantity claimed entered?                                                                                                                                                                                  | <input checked="" type="checkbox"/> | <input type="checkbox"/> |                |
| 8. If required is a consumptive use entered?                                                                                                                                                                             | <input checked="" type="checkbox"/> | <input type="checkbox"/> | N/A            |
| Is the consumptive use correct?                                                                                                                                                                                          | <input checked="" type="checkbox"/> | <input type="checkbox"/> | N/A            |
| 9. Are the non-irrigation uses listed properly? If this claim is on the short form, and more than one domestic use is listed, single ownership must be stated. If not under single ownership, see Adjudication Memo # 4. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | N/A            |
| 10. Is (are) the place(s) of use and purpose(s) indicated?                                                                                                                                                               | <input checked="" type="checkbox"/> | <input type="checkbox"/> | *              |
| 11. Is (are) the county(ies) entered?                                                                                                                                                                                    | <input checked="" type="checkbox"/> | <input type="checkbox"/> |                |
| 12. Is the ownership of p.u. checked?                                                                                                                                                                                    | <input checked="" type="checkbox"/> | <input type="checkbox"/> |                |
| 13. Are other water rights listed or "none" indicated?                                                                                                                                                                   | <input checked="" type="checkbox"/> | <input type="checkbox"/> |                |
| 14. If required, are remarks correct? (If the claimant does not own the place of use, authority for filing the claim must be explained in the remarks.)                                                                  | <input checked="" type="checkbox"/> | <input type="checkbox"/> | N/A            |
| 15. Is the basis of the claim indicated?                                                                                                                                                                                 | <input checked="" type="checkbox"/> | <input type="checkbox"/> |                |
| 16. Has the claimant requested a monthly docket sheet? (If yes, describe payment status in "Comments" below.)                                                                                                            | <input checked="" type="checkbox"/> | <input type="checkbox"/> |                |
| 17. Is the claim signed by the claimant, and is the signature appropriate?                                                                                                                                               | <input checked="" type="checkbox"/> | <input type="checkbox"/> | *              |
| 18. Has the claim been signed, sealed, and dated by a notary?                                                                                                                                                            | <input checked="" type="checkbox"/> | <input type="checkbox"/> | *              |
| 19. Was this claim filed on time, or was an extension granted?                                                                                                                                                           | <input checked="" type="checkbox"/> | <input type="checkbox"/> | *              |
| 20. Is the fee enclosed correct?                                                                                                                                                                                         | <input checked="" type="checkbox"/> | <input type="checkbox"/> | Exempt         |
| 21. If this claim is based on an existing water right, has the identification number been entered?                                                                                                                       | <input checked="" type="checkbox"/> | <input type="checkbox"/> | N/A            |
| 22. Should this claim be receipted and data entered?                                                                                                                                                                     | <input checked="" type="checkbox"/> | <input type="checkbox"/> |                |

Claim checked by: LW Date: 3-4-89Claim must be returned to claimant: (Yes) (No)Claimant must be sent a copy of amended claim for approval: (Yes) (No)

Receipt Prepared by: \_\_\_\_\_

Claim data entered by: \_\_\_\_\_

Sent to claimant by: \_\_\_\_\_

Date: \_\_\_\_\_

Date: \_\_\_\_\_

Date: \_\_\_\_\_

Checked by: \_\_\_\_\_

Date: \_\_\_\_\_

Comments: Type of use diff. from license - OK

MICROFILMED

SEP 29 1992

DATE: 04/20/98  
PAGE: 1

**Audit:** 04/20/98 SSHERMAN

DATE: 12/19/97  
PAGE: 1

**Audit:** 12/19/97 MSCHULTE

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES  
ADJUDICATION CLAIM VERIFICATION REPORT

13:17:45  
05/17/91

PAGE: 1  
GENERAL INFORMATION

CLAIM NUMBER: A55-02022

LAST: BANNER MINING & MILLING CO.  
ADDRESS: C/O NERCO DELAMAR CO.  
8100 NE PARKWAY DRIVE  
P.O. BOX 9931  
CITY: VANCOUVER  
PHONE NUMBER: 206-253-3362

FIRST:

STATE: WA ZIP: 98668

OWNER CODE: C

FIELD EXAM REQUIRED?

DATABASE  
Y

FIELD  
EXAMINER

VERIFICATION REQUIRED DUE TO REMARKS?

CLAIM REMARKS: PREVIOUS LICENSE SHOWS USAGE AS INDUSTRIAL.

FIELD EXAMINATION INFORMATION

CONTACT PERSON: \_\_\_\_\_

PHONE NUMBER: ( ) - -

DATE OF FIELD EXAM: \_\_\_\_/\_\_\_\_/\_\_\_\_

APPOINTMENT MADE: Y ( ) N ( )

TIME: \_\_\_\_:\_\_\_\_ A ( ) P ( )

ACCOMPANIED BY: \_\_\_\_\_

PHONE NUMBER: ( ) - -

RELATIONSHIP TO CLAIMANT: \_\_\_\_\_

DIRECTIONS TO PROPERTY / REMARKS: \_\_\_\_\_



**Delamar SILVER MINE**  
P.O. BOX 52 (208) 583-2511  
Jordan Valley, Oregon 97910

BARRETT L. CUPP  
SENIOR MINE GEOLOGIST



**Delamar SILVER MINE**  
P.O. BOX 52 (208) 583-2511  
Jordan Valley, Oregon 97910

STEVE McINTOSH  
ENVIRONMENTAL ENGINEER



A. AJ CLAIM: # A55-02022 PRIORITY DATE: 08-04-1910 STAGE: L

B. WR RECORD: # 55-02022 PRIORITY DATE: 08-04-1910 STAGE: L

C. FIELD EXAM REQUIRED?

DUE TO PRIORITY DATE DISCREPANCY? (Y/N) DATABASE EXAMINER FIELD

N

N

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

REMARKS:

RECOMMENDED PRIORITY DATE:

08-04-1910

REVIEWED BY

Linda A. Warner

DATE

4-15-93

A. AJ CLAIM POINT OF DIVERSION AND SOURCE:

| RIGHT     | TWP. | RGE. | SEC. | 1/4 | 1/4 | 1/4 | LOT | CNTY   |
|-----------|------|------|------|-----|-----|-----|-----|--------|
| A55-02022 | 055  | 04W  | 12   |     | NW  | SE  |     | OWYHEE |

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

WR RECORDS IN SAME 40 ACRE TRACT

NONE

SOURCE: LONG GULCH, SOUTH BRANCH

TRIB: JORDAN CREEK

B. WR POINT OF DIVERSION AND SOURCE:

| RIGHT    | TWP. | RGE. | SEC. | 1/4 | 1/4 | 1/4 | LOT | CNTY   |
|----------|------|------|------|-----|-----|-----|-----|--------|
| 55-02022 | 055  | 04W  | 12   |     | NW  | SE  |     | OWYHEE |

OTHER WR RECORDS WITH SAME WR POD

AJ CLAIMS IN SAME 40 ACRE TRACT  
A PREFIX R PREFIX

NONE NONE

SOURCE: LONG GULCH, SOUTH BRANCH

TRIB: JORDAN CREEK

C. FIELD EXAM REQUIRED?

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

DATABASE

Y N

FIELD  
EXAMINER

*[Signature]*

REMARKS:

## RECOMMENDED POINT(S) OF DIVERSION AND SOURCE:

| TWP. | RGE. | SEC. | 1/4 | 1/4 | LOT | COUNTY |
|------|------|------|-----|-----|-----|--------|
| 58   | 4W   | 12   | --- | SW  | SE  | OWY.   |

SOURCE: LONG GULCH, SOUTH BRANCH

TRIB: JORDAN CREEK

REVIEWED BY: Linda Warner

DATE: 4-15-93

A. ROOT WATER RIGHT NUMBERS: A55-02022

B. POU LISTING

TWP R1G SEC 1/4 1/4 LOT NAME

AJ  
#/ACRES

WR  
#/ACRES

LANDSAT  
DATA

FIELD  
EXAM.  
RECOMM.  
ACRES

055 04W 12 SE NE BANNER MINING & MILLING CO. A55-02022 / 55-02022 /  
SE NE SMITH, ELEANOR L. A55-04012 / - /

TOTAL ACRES A55-02022

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

C. FIELD EXAM REQUIRED?

DATABASE  
Y

FIELD  
EXAMINER

DUE TO POU DISCREPANCY? (Y/N)

PRESUMPTION FLAG: C

REMARKS:

According to maps they submitted the P.O.U. might also be  
in the Survey, Sec. 12

Talked to Barrett Culp on 4-14-93, mine geologist from Delmar  
who handled this mine & said there have been no changes in P.O.U.

RECOMMENDATIONS:

TOTAL ACRES:

REVIEWED BY:

Linda Warner

DATE:

4-15-93



619 R40 Sec 12

116945

5

559 45 321 263

A. AJ CLAIMED USES:

|                  |                                     |                    |
|------------------|-------------------------------------|--------------------|
| PURPOSES         | MONTH/DAY                           | DIVERSION QUANTITY |
| A55-02022 MINING | FROM 01-01 TO 12-31                 | 3.000 CFS          |
|                  | TOTAL DIVERSION RATE/VOLUME CLAIMED | 3.000 CFS          |

B. WR RECORDED USES:

|                     |                                     |                    |
|---------------------|-------------------------------------|--------------------|
| PURPOSES            | MONTH/DAY                           | DIVERSION QUANTITY |
| 55-02022 INDUSTRIAL | FROM TO                             | 3.000 CFS          |
|                     | TOTAL DIVERSION RATE/VOLUME CLAIMED | 3.000 CFS          |

PRESUMPTION FLAG: C

C. FIELD EXAM REQUIRED?

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

D. PERIOD OF USE:

RECOMMEND AS CLAIMED?

RECOMMEND TO WR STANDARDS OR OTHER?

Y(☒) N(☐)

Y(☐) N(☐) Explain in remarks, below.

REMARKS:

Usage has not changed per Bourne Cupp. Also - requires report shows "mud" in SE 1/4 NE 1/4 of section 12. Fishing mining as usage better describes the actual use.

A. DOES DIVERSION RATE CLAIMED AGREE WITH EXISTING RECORDS? Y( ☒ ) N( ☐ )

AJ TOTAL CLAIMED DIVERSION RATE: 3.000 CFS  
WR ROOT RIGHT TOTAL DIVERSION RATE: 3.000 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?

FIELD  
DATABASE EXAMINER

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

B.

FLOW MEASUREMENT

MEASUREMENT METHOD \_\_\_\_\_, 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

LIST ALL RIGHTS WITH SAME POU BUT NOT USED FOR IRRIGATION.

| CLAIM NO. | PURPOSES            | NAME                        | MONTH/DAY           | RATE      | VOLUME     |
|-----------|---------------------|-----------------------------|---------------------|-----------|------------|
| A55-02022 | MINING              | BANNER MINING & MILLING CO. | FROM 01-01 TO 12-31 | 3.000 CFS |            |
| A55-04012 | MINING              | SMITH, ELEANOR L.           | FROM 05-01 TO 11-15 | 7.000 CFS |            |
| A55-04012 | MINING STORAGE      | SMITH, ELEANOR L.           | FROM 05-01 TO 11-15 |           | 15.00 AF/A |
| A55-04012 | MINING FROM STORAGE | SMITH, ELEANOR L.           | FROM 05-01 TO 11-15 |           | 15.00 AF/A |

D.

RATE/VOLUME CALCULATIONS: (IRRIGATION)

1b. CALCULATIONS

1a. IRRIGATION RATE \_\_\_\_\_ x 0.02 CFS/ACRE = \_\_\_\_\_ CFS  
ACRES \_\_\_\_\_ (Taken from p/u review)

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 = \_\_\_\_\_ AF/A

ACRES \_\_\_\_\_ x CONSUMPTIVE VOL. AF/A FOR AREA \_\_\_\_\_ =

TOTAL CONSUMPTIVE USE \_\_\_\_\_ AF/A

3. IRRIGATION DIVERSION VOLUME

CLAIMED DIVERSION VOLUME = \_\_\_\_\_ AF/A

ACRES \_\_\_\_\_ x DIVERSION VOL. AF/A FOR AREA \_\_\_\_\_ =

TOTAL DIVERSION VOLUME \_\_\_\_\_ AF/A

4. CALCULATIONS FOR USES OTHER THAN IRRIGATION:

SEE ATTACHED SHEET? Y( ) N( )

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

RECOMMENDATIONS:

| REC.<br>PURPOSES | REC. PERIOD<br>FROM TO | REC. DIV<br>RATE CFS | REC. DIV<br>VOL. AF/A | REC. CONS.<br>USE |
|------------------|------------------------|----------------------|-----------------------|-------------------|
|------------------|------------------------|----------------------|-----------------------|-------------------|

|  | DATABASE | EXAMINER | DATABASE | EXAMINER | DATABASE | EXAMINER |
|--|----------|----------|----------|----------|----------|----------|
|--|----------|----------|----------|----------|----------|----------|

Mining 1-1 12-31

300

3.00

TOTAL FOR THIS RIGHT

REVIEWED BY: Linda Warren

DATE: 4-15-93

A. CHECK ONLY THE FOLLOWING THAT APPLY:

ACCEPTED  
AS CLAIMED  
(X)  
( )  
( )  
( )

NEEDS  
REVIEW  
( )  
( )  
( )  
( )

OWNERSHIP  
FORFEIT/ABANDON  
ADDITIONAL DIV. AMOUNT

B. SPLIT WATER RIGHT REVIEW *N/A*

ROOT WATER RIGHT NUMBER: 55-02022

TOTAL DIVERSION RATE OF WR SPLITS

DATABASE 3.000  
EXAMINER

SPLITS:

| OLD RIGHT<br>NUMBERS | CURRENT<br>CLAIM NUMBERS | DIVERSION<br>RATE | CURRENT "R"<br>CLAIM NUM. | "R" DIV.<br>RATE | WR RIGHT<br>NUMBERS | DIVERSION<br>RATE |
|----------------------|--------------------------|-------------------|---------------------------|------------------|---------------------|-------------------|
| -                    | A55-02022                | 3.000             | -                         |                  | 55-02022            | 3.000             |
| TOTAL CFS            |                          | 3.000             |                           |                  |                     | 3.000             |

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:

AUTHENTICATION:

SIGNATURE:

*Linda Werner*

DATE:

*4-15-93*

NAME OF FIELD EXAMINER:

*Linda Werner*

TITLE:

*Sr. W.R. Agent*



NERCO MINERALS COMPANY  
P.O. BOX 9931  
VANCOUVER, WA 98668  
8100 N.E. PARKWAY DRIVE  
VANCOUVER, WA 98662  
TELECOPIER (206) 253-3260  
TELEPHONE (206) 892-1148  
TELEX (910) 250-3557

January 3, 1989

David Tuthill  
Idaho Department of Water Resources,  
Western Region  
2735 Airport Way  
Boise, ID 83705

Re: Adjudication Claim Form for Licensed Water Right 55-2022

Dear Mr. Tuthill:

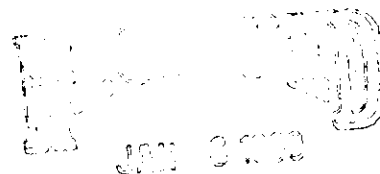
Attached is the adjudication claim form and \$350 filing fee  
for licensed water right 55-2022.

Sincerely,

John R. Woodward  
Director, Environmental Compliance

JRW/klb

Attachment



Department of Water Resources  
Western Regional Office

MICROFILMED

SEP 29 1992

Water Right Number 55-02022 Prefix Translation: WATER RIGHT Old (D) Number - 6566

1 - 2416 GRANT AVE.  
2 -  
3 -  
City- BOISE State- ID Zip- 83706  
Phone - 208-000-0000

Priority Date 08/04/1910 Region 14 WESTERN Stage L - LICENSE Status - - - +  
Source LONG GULCH, SOUTH BRANCH Tributary JORDAN CREEK

Point of Diversion Stream Index (Blank if no Index Code) 272.0 313.0 152.0 47.0 1.9  
(73) OWYHEE

Code Description Period From Period To Diversion Rate Diversion Volume  
07 - INDUSTRIAL (Mining?) 3.000  
Total Div. Rate 3.000 Total Div. Volume Total Div. Capacity Total Consumptive Use KW Usage

Place of Use 07 INDUSTRIAL  
Tract Lot Acres Code Description  
05S 04W 47 NE (73) OWYHEE

Diversion Means -  
Non-Irrigation Use -  
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 -  
Decree Date -  
00/00/0000

County: Owyhee  
Stream: South Branch of Long Gulch  
Amount: 3 cu. ft.  
Use: Mining & Milling  
Priority: August 4, 1910

# STATE OF IDAHO

Water License No. 6566

55 2022

WHEREAS, On the 4th day of August, A. D. 1910,  
The Banner Mining & Milling Company  
of Silver City, County of Owyhee, State of Idaho, duly made application  
(No. 9341) to me for a permit to use three (3) cubic feet per second of  
the waters of South Branch of Long Gulch

County of Owyhee, State of Idaho, for mining & milling purposes, and  
WHEREAS, On the 10th day of September, A. D. 1910, Permit No. 6566 was issued  
to said applicant for the diversion of said water and providing for the completion of the works of diversion  
therein described on or before the 10th day of September, A. D. 1912, and for the application to ben-  
eficial use of said water on or before the 10th day of September, A. D. 1914, and

WHEREAS, On the 5th day of September, A. D. 1912,  
The Banner Mining & Milling Company  
the holder of said permit, duly made proof of the completion of adequate works for the diversion of  
three (3) cubic feet per second of said waters, as evidenced by my Certificate No. 6566  
dated September 10, 1912, confirming the completion of works of sufficient capacity for diverting and  
conveying to the place of intended use three (3) cubic feet per second of said water,  
with date of priority of August 4, 1910, and

WHEREAS, On the 23rd day of July, A. D. 1914,  
The Banner Mining & Milling Company  
the holder of said permit, duly made proof of the application to beneficial use of three (3) cubic  
feet per second of said water.

NOW, THEREFORE, By virtue of authority vested in me by the laws of the State of Idaho, I  
hereby grant and confirm to The Banner Mining & Milling Company  
of Silver City, County of Owyhee, State of Idaho, the holder and owner  
of said Permit No. 6566, a perpetual right, dating from August 4, 1910, to divert  
to the use of three (3) cubic feet per second of the waters of South Branch of  
Long Gulch

In the County of Owyhee and State of Idaho, or so much thereof as may be necessary for the  
purposes hereinbelow mentioned, to be diverted at a point in the NW of SE, Sec. 12, T.  
5 S., R. 4 W.B.M.,

and conducted to transport the mill of the Banner Mining & Milling Company, located in  
the SE of NE, Sec. 12, T. 5 S., R. 4 W.B.M.,

for the purpose of mining & milling, subject, however, to the laws of the  
State of Idaho, applicable to a license for the use of the waters of the State, and subject, also, to the local  
or community customs, rules and regulations which have been or may be adopted from time to time by  
a majority of the users from a common source or supply, canal or lateral from which such water may  
be taken, when such rules and regulations have for their object the economical use of such water.

WITNESS, My hand and the seal of my office at Boise, Idaho, this 12th day of August  
A. D. nineteen hundred and fourteen.

P. P. King

(Seal)

State Engineer

55 2022

8-12-1914

# REPORT OF ENGINEER 55-2023

State name Applicant and number of permit: The Banner Mining & Milling Co.

No. of permit: 6566

State source of water supply: South branch of Long Gulch

Location of point of diversion: In the NW 1/4 Sec. 12, T. 5 S., R. 4 E., B.M.

State whether or not the works of diversion are fully completed and in accordance with terms of permit:

Yes.

Describe works as they exist, giving dimensions of same as follows:

(a) Width of conduit at bottom: One foot

(b) Width at water line: Two feet

(c) Depth of water: One foot

(d) Grade per mile: Twenty-seven feet

Capacity of ditch: three second feet

State whether or not water has been turned into works of diversion and if so, to what extent:

Yes, to the extent of three second feet.

Give exact location of lands to be irrigated: One acre and one-half of Section 12, T. 5 S., R. 4 E., B.M.

Give place of use of said water: At the mill of

the Banner Mining & Milling Company.

Submit map on enclosed plat, source of supply, point of diversion, route of ditch or ditches and cross hatch lands to be irrigated.

Remarks:

RECEIVED

AUG 7 1914

OFFICE OF STATE ENGINEER

STATE OF IDAHO

County of: Cuyhas

F. V. Hilott

being first duly sworn, deposes and says that the statements

contained in the within report are correct to the best of his knowledge and belief.

Subscribed and sworn to before me this 30th day of July 1914.

10th

10th

Commission Expires

Clerk District Court Notary Public

# REPORT OF ENGINEER

[illegible]

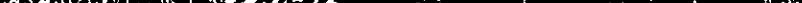
the following key exits, giving dimensions, etc. as follows:

Width of conduit at bottom One foot

Widely at water line

Depth of water: 100 fathoms

Grade per mile: **26.32 ft.**



**RECEIVED**

...what has been turned into a sort of diversion and into, to what extent,

1

\_\_\_\_\_

**THE UNIVERSITY OF CHICAGO**

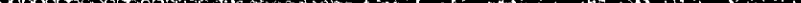
| Place of use of said water   | Number of persons |
|------------------------------|-------------------|
| 1. In the city of New York   | 1,000,000         |
| 2. In the State of New York  | 1,000,000         |
| 3. In the United States      | 1,000,000         |
| 4. In the world              | 1,000,000         |
| 5. In the city of New York   | 1,000,000         |
| 6. In the State of New York  | 1,000,000         |
| 7. In the United States      | 1,000,000         |
| 8. In the world              | 1,000,000         |
| 9. In the city of New York   | 1,000,000         |
| 10. In the State of New York | 1,000,000         |
| 11. In the United States     | 1,000,000         |
| 12. In the world             | 1,000,000         |
| 13. In the city of New York  | 1,000,000         |
| 14. In the State of New York | 1,000,000         |
| 15. In the United States     | 1,000,000         |
| 16. In the world             | 1,000,000         |
| 17. In the city of New York  | 1,000,000         |
| 18. In the State of New York | 1,000,000         |
| 19. In the United States     | 1,000,000         |
| 20. In the world             | 1,000,000         |
| 21. In the city of New York  | 1,000,000         |
| 22. In the State of New York | 1,000,000         |
| 23. In the United States     | 1,000,000         |
| 24. In the world             | 1,000,000         |
| 25. In the city of New York  | 1,000,000         |
| 26. In the State of New York | 1,000,000         |
| 27. In the United States     | 1,000,000         |
| 28. In the world             | 1,000,000         |
| 29. In the city of New York  | 1,000,000         |
| 30. In the State of New York | 1,000,000         |
| 31. In the United States     | 1,000,000         |
| 32. In the world             | 1,000,000         |
| 33. In the city of New York  | 1,000,000         |
| 34. In the State of New York | 1,000,000         |
| 35. In the United States     | 1,000,000         |
| 36. In the world             | 1,000,000         |
| 37. In the city of New York  | 1,000,000         |
| 38. In the State of New York | 1,000,000         |
| 39. In the United States     | 1,000,000         |
| 40. In the world             | 1,000,000         |
| 41. In the city of New York  | 1,000,000         |
| 42. In the State of New York | 1,000,000         |
| 43. In the United States     | 1,000,000         |
| 44. In the world             | 1,000,000         |
| 45. In the city of New York  | 1,000,000         |
| 46. In the State of New York | 1,000,000         |
| 47. In the United States     | 1,000,000         |
| 48. In the world             | 1,000,000         |
| 49. In the city of New York  | 1,000,000         |
| 50. In the State of New York | 1,000,000         |
| 51. In the United States     | 1,000,000         |
| 52. In the world             | 1,000,000         |
| 53. In the city of New York  | 1,000,000         |
| 54. In the State of New York | 1,000,000         |
| 55. In the United States     | 1,000,000         |
| 56. In the world             | 1,000,000         |
| 57. In the city of New York  | 1,000,000         |
| 58. In the State of New York | 1,000,000         |
| 59. In the United States     | 1,000,000         |
| 60. In the world             | 1,000,000         |
| 61. In the city of New York  | 1,000,000         |
| 62. In the State of New York | 1,000,000         |
| 63. In the United States     | 1,000,000         |
| 64. In the world             | 1,000,000         |
| 65. In the city of New York  | 1,000,000         |
| 66. In the State of New York | 1,000,000         |
| 67. In the United States     | 1,000,000         |
| 68. In the world             | 1,000,000         |
| 69. In the city of New York  | 1,000,000         |
| 70. In the State of New York | 1,000,000         |
| 71. In the United States     | 1,000,000         |
| 72. In the world             | 1,000,000         |
| 73. In the city of New York  | 1,000,000         |
| 74. In the State of New York | 1,000,000         |
| 75. In the United States     | 1,000,000         |
| 76. In the world             | 1,000,000         |
| 77. In the city of New York  | 1,000,000         |
| 78. In the State of New York | 1,000,000         |
| 79. In the United States     | 1,000,000         |
| 80. In the world             | 1,000,000         |
| 81. In the city of New York  | 1,000,000         |
| 82. In the State of New York | 1,000,000         |
| 83. In the United States     | 1,000,000         |
| 84. In the world             | 1,000,000         |
| 85. In the city of New York  | 1,000,000         |
| 86. In the State of New York | 1,000,000         |
| 87. In the United States     | 1,000,000         |
| 88. In the world             | 1,000,000         |
| 89. In the city of New York  | 1,000,000         |
| 90. In the State of New York | 1,000,000         |
| 91. In the United States     | 1,000,000         |
| 92. In the world             | 1,000,000         |
| 93. In the city of New York  | 1,000,000         |
| 94. In the State of New York | 1,000,000         |
| 95. In the United States     | 1,000,000         |
| 96. In the world             | 1,000,000         |
| 97. In the city of New York  | 1,000,000         |
| 98. In the State of New York | 1,000,000         |
| 99. In the United States     | 1,000,000         |
| 100. In the world            | 1,000,000         |

245 m 36/44 AG 49 6-12. J. G. R. H. B. M.

[illegible][illegible][illegible]

unit map or enclosed plat, showing source of supply, point of diversion, route of ditch or

and cross-hatch and to be irrigated.



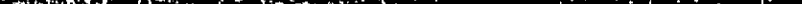
\_\_\_\_\_

\_\_\_\_\_

**Figure 1**

\_\_\_\_\_

1990

[illegible]

CONFIDANT

City of San Francisco, California 8-3-1913

being first duly sworn, deposes and says that the statement

all the within report are correct to the best of his knowledge and belief.

described and sworn to before me this \_\_\_\_\_ day of \_\_\_\_\_, 19\_\_\_\_.

mission, despite

*[Illegible handwritten notes]*

\_\_\_\_\_

A grid of 100 squares, arranged in 10 rows and 10 columns. The grid is filled with a dark, textured pattern. In the center of the grid, there is a rectangular stamp that reads "RECEIVED" in large, bold, capital letters. Below "RECEIVED", the text "AUG 1914" is visible, followed by "OFFICE OF STATE ENGINEER". To the right of the stamp, the word "RECEIVED" is written vertically in a smaller font. In the bottom right corner of the grid, the number "6566" is written in a small, handwritten font. The grid is bordered by a thick black line on the left and top, and a thinner black line on the right and bottom.

LIST OF MAPS USED AND ATTACHMENTS

CLAIM NUMBER: A55-02022

MAPS AND AERIAL PHOTOGRAPHS USED TO REVIEW THIS NOTICE OF CLAIM TO A WATER RIGHT

TYPE OF MAP OR PHOTOGRAPH (CHECK IF USED) IF USED, SUPPLY APPROPRIATE DATE AND OTHER INFORMATION

|                                                            |                    |                              |                           |
|------------------------------------------------------------|--------------------|------------------------------|---------------------------|
| <input type="checkbox"/> ORTHOPHOTOQUAD                    | DATE OF PHOTO      | IDWR ID NO.                  | Y( ) N( )                 |
| <input checked="" type="checkbox"/> TOPOGRAPHIC            | DATE FIELD CHECKED | IDWR ID NO. <u>254 + 255</u> | Y( ) N( )                 |
| <input checked="" type="checkbox"/> MAP                    | DATE OF PHOTO      | <u>8-1-87</u>                | IDWR ID NO. <u>254 SE</u> |
| <input type="checkbox"/> ASCS AERIAL PHOTO                 | DATE OF PHOTO      |                              | Y( ) N( )                 |
| <input type="checkbox"/> ASCS COLOR SLIDE                  | DATE OF PHOTO      |                              | Y( ) N( )                 |
| <input type="checkbox"/> BLM OR USFS AERIAL PHOTO          | DATE OF PHOTO      |                              | Y( ) N( )                 |
| <input type="checkbox"/> TOWNSHIP SURVEY (GOVERNMENT PLAT) | DATE OF SURVEY     |                              | Y( ) N( )                 |
| <input type="checkbox"/> SCS SOIL SURVEY MAP               | DATE ISSUED        |                              | Y( ) N( )                 |
| <input type="checkbox"/> SUBDIVISION PLAT MAP              | DATE OF MAP        |                              | Y( ) N( )                 |
| <input type="checkbox"/> OTHER                             | DATE               |                              | Y( ) N( )                 |
| <input type="checkbox"/> OTHER                             | DATE               |                              | Y( ) N( )                 |
| <input type="checkbox"/> OTHER                             | DATE               |                              | Y( ) N( )                 |

LIST OF ATTACHMENTS (CHECK IF ATTACHED) IF ATTACHED, SUPPLY APPROPRIATE INFORMATION

|                                                          |                         |              |                        |
|----------------------------------------------------------|-------------------------|--------------|------------------------|
| <input checked="" type="checkbox"/> LICENSING FIELD EXAM | DATE OF FIELD EXAM      | NO. OF PAGES | NOTES                  |
| <input checked="" type="checkbox"/> WATER RIGHT LICENSE  | DATE LICENSE SIGNED     | <u>3</u>     | <u>dated 7-30-1914</u> |
| <input type="checkbox"/> IDWR APPROVED TRANSFER          | DATE TRANSFER APPROVED  |              |                        |
| <input type="checkbox"/> SYSTEM DESCRIPTION              | DATE DRAWN              |              |                        |
| <input type="checkbox"/> PHOTOGRAPHS                     | DATE(S) PHOTOS TAKEN    |              |                        |
| <input type="checkbox"/> SPLIT RIGHT REVIEW              | DATE REVIEW COMPLETED   |              |                        |
| <input type="checkbox"/> HUBBLE ANALYSIS                 | DATE ANALYSIS COMPLETED |              |                        |
| <input type="checkbox"/> CONVEYANCE LOSS ANALYSIS        | DATE ANALYSIS COMPLETED |              |                        |
| <input type="checkbox"/> FLOW MEASUREMENT CALCULATIONS   | DATE SYSTEM MEASURED    |              |                        |
| <input type="checkbox"/> OTHER                           | DATE                    |              |                        |
| <input type="checkbox"/> OTHER                           | DATE                    |              |                        |

COPY INCLUDED IN FILE?