

10/26/2005

IDAHO DEPARTMENT OF WATER RESOURCES  
PRELIMINARY RECOMMENDATION OF WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 77-7129

NAME AND ADDRESS: THE TRUST FOR PUBLIC LAND  
1011 WESTERN AVE  
SEATTLE WA 99223

SOURCE: COON CREEK

TRIBUTARY: MONUMENTAL CREEK

QUANTITY: 0.250 CFS  
27.500 AFY

PRIORITY DATE: 04/16/1981

POINT OF DIVERSION:

T19N R11E S31 NENW Within VALLEY County

The issuance of this right does not grant any right-of-way or easement across  
the land of another.

PURPOSE AND  
PERIOD OF USE:

| <u>PURPOSE OF USE</u> | <u>PERIOD OF USE</u> | <u>QUANTITY</u> |
|-----------------------|----------------------|-----------------|
| DIVERSION TO STORAGE  | 01/01 12/31          | 0.250 CFS       |
| MINING FROM STORAGE   | 01/01 12/31          | 1.80 AFY        |
| MINING                | 01/01 12/31          | 0.250 CFS       |
| MINING STORAGE        | 01/01 12/31          | 1.80 AFY        |

When water used under this right is discharged into the natural channel,  
settling ponds must be maintained which are capable of reducing the silt  
load to such a level that the quality of water will not be impaired for other  
beneficial uses.

Water used under this right when discharged into a natural channel or  
subsurface system shall meet Idaho Water Quality Standards.

PLACE OF USE: MINING Within VALLEY County

|               |      |               |      |
|---------------|------|---------------|------|
| T19N R11E S21 | NESW | T19N R11E S21 | SWSW |
| T19N R11E S21 | SESW | T19N R11E S21 | SWSE |
| T19N R11E S28 | NENW | T19N R11E S28 | NWNW |
| T19N R11E S28 | SWNW | T19N R11E S28 | SENW |
| T19N R11E S29 | NENE | T19N R11E S29 | NWNE |
| T19N R11E S29 | SWNE | T19N R11E S29 | SENE |
| T19N R11E S29 | NESW | T19N R11E S29 | NWSW |
| T19N R11E S29 | SWSW | T19N R11E S29 | SESW |
| T19N R11E S29 | NESE | T19N R11E S29 | NWSE |
| T19N R11E S29 | SWSE | T19N R11E S29 | SESE |

MINING STORAGE Within VALLEY County

T19N R11E S21 SESW

MINING FROM STORAGE same as MINING

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:  
Water Right 77-7129

10/26/2005

IDAHO DEPARTMENT OF WATER RESOURCES  
PRELIMINARY RECOMMENDATION OF WATER RIGHTS ACQUIRED UNDER STATE LAW

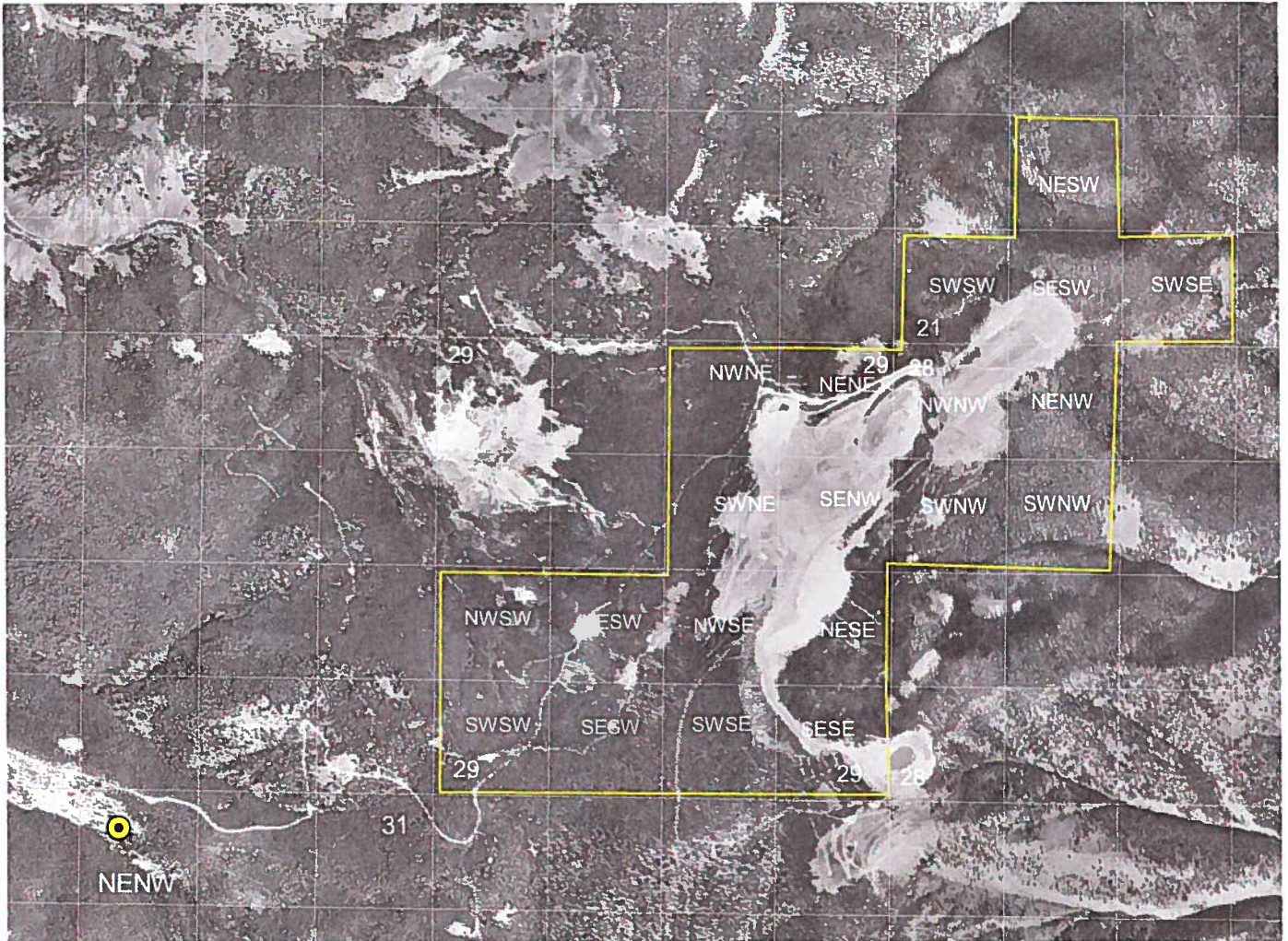
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The total combined rate of diversion under this right and Right No. 77-07124 shall not exceed .50 cfs.  
The diversion of water under this right may be affected by the agreement dated 12/7/1984.  
Mining use is for multiple operations for gold extraction and dust control.

This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

EXPLANATORY MATERIAL: BASIS OF CLAIM - License

# 77-7129



0 2000 4000 Feet



Sections 21, 28, 29 & 31  
T19N R11E

● Point of Diversion

□ Place of Use

Map prepared on February 11, 2005  
By Kenneth Knoblock  
Idaho Department of Water Resources

See 77-2006 for documentation

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES  
NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP

RECEIVED

OCT 11 2005

WATER RESOURCES  
WESTERN REGION

Please print or type. Attach pages with additional information. Instructions are included at the end of this form.  
Incomplete forms will be returned.

1. Please list the water right number(s) and/or adjudication claim number(s) (if any) for each water right to be changed. List just the adjudication claim number if there is no corresponding water right record on file with the department. Indicate, by checking in the space provided (under the "split" heading), if the change in ownership is limited to a portion of a water right in which case division of the existing water right or adjudication claim record will be required.

| Water<br>Right No(s). | Adjudication<br>Claim No(s). | Split | Water<br>Right No(s). | Adjudication<br>Claim No(s). | Split |
|-----------------------|------------------------------|-------|-----------------------|------------------------------|-------|
| 77-02006              | A77-02006                    | ___   | 77-07124              | A77-07124                    | ___   |
| 77-02084              | A77-02084                    | ___   | 77-07129              | A77-07129                    | ___   |
| 77-02086              | A77-02085                    | ___   | 77-07201              | A77-07201                    | ___   |
| 77-04055              | A77-04055                    | ___   | 77-07211              | A77-07211                    | ___   |
| 77-07087              | A77-07087                    | ___   | 77-07217              | A77-07217                    | ___   |
| 77-07123              | A77-07123                    | ___   |                       |                              |       |

2. The following REQUIRED information must be submitted with this form:

- A. The appropriate FILING FEE. See instructions for fee amounts.
- B. A copy of the most recent DEED, TITLE POLICY, CONTRACT OF SALE or other legal document indicating your ownership of the property and water right(s) or claim(s) in question, WITH ATTACHED LEGAL DESCRIPTION.
- C. Either of the following (if necessary to clarify division of water rights or other complex property descriptions):  
PLAT OF PROPERTY or SURVEY MAP clearly showing the location of the point(s) of diversion and place of use of your water right(s) and/or adjudication claim(s) (these are usually attached to your deed or on file with the county).

OR

If your water right(s) and/or adjudication claim(s) is for ten or more acres of irrigation, you must submit a USDA Farm Service Agency AERIAL PHOTO with the irrigated acres outlined and point(s) of diversion clearly marked. The AERIAL PHOTO should be submitted in place of the PLAT OF PROPERTY or SURVEY MAP.

3. Name and Address of Former Owner/Claimant(s)

THUNDER MOUNTAIN GOLD, INC. (DEWEY MININ CO., INC.)  
3606 EAST 16TH AVENUE

4. New Owner/Claimant(s)

SPOKANE, WA 99223

New Mailing Address

THE TRUST FOR PUBLIC LAND  
1011 WESTERN AVENUE, SUITE 605

City, State and ZIP Code

SEATTLE, WASHINGTON 98104

New Telephone Number

206 587-2447

5. Date you acquired the property

SEPTEMBER 1, 2005

6. If the change in ownership affects the entire water right for each water right or adjudication claim number listed in item 1, THEN SKIP THIS ITEM AND GO TO ITEM 7. If the change in ownership divides the water right(s) among multiple owners, you must describe, in detail, your portion of each water right after the change. Fill in the appropriate spaces in the box(es) below to describe your water right(s) after the change (one water right per box, you may copy this page as necessary). If your quantity of water is greater than a proportionate split, you must attach documentation to show justification for a larger amount. If you are not sure how to identify your portion of the original water right or adjudication claim records, please contact the nearest IDWR office for assistance.

| DESCRIPTION OF YOUR PORTION OF WATER RIGHT<br>(If the right(s) will not be split, skip this area and proceed to item 7) |                                                                            |                                                              |
|-------------------------------------------------------------------------------------------------------------------------|----------------------------------------------------------------------------|--------------------------------------------------------------|
| Water Right and/or Adjudication Claim Number _____                                                                      |                                                                            |                                                              |
| Water Use                                                                                                               | Diversion Rate or Volume<br>(cubic feet per second or acre-feet per annum) | Description<br>(acres, number and type of stock, homes, etc) |
| Irrigation                                                                                                              | _____                                                                      | _____                                                        |
| Stock                                                                                                                   | _____                                                                      | _____                                                        |
| Domestic                                                                                                                | _____                                                                      | _____                                                        |
| Other _____                                                                                                             | _____                                                                      | _____                                                        |
| Total                                                                                                                   | _____                                                                      | _____                                                        |

| DESCRIPTION OF YOUR PORTION OF WATER RIGHT<br>(If the right(s) will not be split, skip this area and proceed to item 7) |                                                                            |                                                              |
|-------------------------------------------------------------------------------------------------------------------------|----------------------------------------------------------------------------|--------------------------------------------------------------|
| Water Right and/or Adjudication Claim Number _____                                                                      |                                                                            |                                                              |
| Water Use                                                                                                               | Diversion Rate or Volume<br>(cubic feet per second or acre-feet per annum) | Description<br>(acres, number and type of stock, homes, etc) |
| Irrigation                                                                                                              | _____                                                                      | _____                                                        |
| Stock                                                                                                                   | _____                                                                      | _____                                                        |
| Domestic                                                                                                                | _____                                                                      | _____                                                        |
| Other _____                                                                                                             | _____                                                                      | _____                                                        |
| Total                                                                                                                   | _____                                                                      | _____                                                        |

7. Signature of New Owner(s) or Claimant(s) James E. Jyner  
(include title if applicable) REGIONAL COUNSEL, THE TRUST FOR PUBLIC LAND

For Snake River Basin Adjudication Claims: Please attach a Notice of Appearance completed by your attorney, if you wish IDWR to correspond with him/her for all matters related to your claims.

**For Office Use Only**

Received by \_\_\_\_\_ Date \_\_\_\_\_ Fee \_\_\_\_\_  
 Receipted by \_\_\_\_\_ Date \_\_\_\_\_ Receipt No. \_\_\_\_\_  
 Processed by \_\_\_\_\_ AJ Date \_\_\_\_\_ WR \_\_\_\_\_ Date \_\_\_\_\_

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: A77-07129  
Date Received: 11/23/1988  
Receipt No: W002519  
Received By: DE M. H.

NOTICE OF CLAIM TO A WATER RIGHT  
ACQUIRED UNDER STATE LAW

1. Name: THUNDER MOUNTAIN GOLD INC. 208-667-3511  
Address: C/O COEUR D' ALENE MINES CORP.  
SUITE 400  
505 FRONT AVENUE  
COEUR D' ALENE, ID 83814

2. Date of Priority: APR 16, 1981

3. Source: COON CREEK Trib. to: MONUMENTAL CREEK

4. Point of Diversion:

| Township | Range | Section | 1/4 of | 1/4 of | 1/4 | Lot | County |
|----------|-------|---------|--------|--------|-----|-----|--------|
| 19N      | 11E   | 30      |        | SE     | SW  |     | VALLEY |

5. Description of diverting works:  
DAM, PUMP & PIPELINE TO STEEL TANK

6. Water is used for the following purposes:

| Purpose        | From  | To    | C.F.S | (or) | A.F.A. |
|----------------|-------|-------|-------|------|--------|
| MINING STORAGE | 01/01 | 12/31 |       |      | 10.00  |
| MINING         | 01/01 | 12/31 | 0.500 |      |        |

7. Total Quantity Appropriated is:  
0.250 C.F.S. (and/or) 10.00 A.F.A.

8. Total consumptive use is 0.2 Acre Feet Per Annum.

9. Non-irrigation uses:  
MINING AND MILLING

10. Place of Use:

| Township | Range | Section | 1/4 | of | 1/4 | Lot | Use    | Acres |
|----------|-------|---------|-----|----|-----|-----|--------|-------|
| 19N      | 11E   | 21      | NE  |    | SW  |     | MINING |       |
|          |       |         | SW  |    | SW  |     | MINING |       |
|          |       |         | SE  |    | SW  |     | MINING |       |
|          |       |         | SW  |    | SE  |     | MINING |       |
|          |       | 28      | NE  |    | NW  |     | MINING |       |
|          |       |         | NW  |    | NW  |     | MINING |       |
|          |       |         | SW  |    | NW  |     | MINING |       |
|          |       |         | SE  |    | NW  |     | MINING |       |
|          |       | 29      | NE  |    | NE  |     | MINING |       |
|          |       |         | NW  |    | NE  |     | MINING |       |
|          |       |         | SW  |    | NE  |     | MINING |       |
|          |       |         | SE  |    | NE  |     | MINING |       |
|          |       |         | NE  |    | SW  |     | MINING |       |
|          |       |         | NW  |    | SW  |     | MINING |       |
|          |       |         | SW  |    | SW  |     | MINING |       |
|          |       |         | SE  |    | SW  |     | MINING |       |
|          |       |         | NE  |    | SE  |     | MINING |       |
|          |       |         | NW  |    | SE  |     | MINING |       |
|          |       |         | SW  |    | SE  |     | MINING |       |
|          |       |         | SE  |    | SE  |     | MINING |       |

11. Place of use in counties: VALLEY

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

13. Other Water Rights Used:

77-7123,77-7124,77-7127,77-7201,77-7217

14. Remarks:

NO MORE THAN 0.25 CFS MAY BE DIVERTED UNDER THIS PERMIT & THE COMBINED DIVERSION OF THIS PERMIT & PERMIT NOS. 77-7201 & 77-7124 SHALL NOT EXCEED 0.50 CFS. THE DIVERSION OF WATER UNDER THIS PERMIT MAY BE AFFECTED BY THE AGREEMENT DATED 12/7/1984. PROPERTY LISTED ABOVE AS PLACE OF USE IS COMPRISED OF MINING CLAIMS OWNED BY OR LEASED TO THUNDER MOUNTAIN GOLD, INC. ON UNITED STATES FOREST SERVICE LAND, AND SUBJECT TO THE PARAMOUNT TITLE OF THE UNITED STATES WITH RESPECT TO UNPATENTED MINING CLAIMS.

15. Basis of Claim: PERMIT

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 \_\_\_\_\_

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 77-7129Date Received 11-23-88Receipt Number W0002519

NOTICE OF CLAIM  
TO A  
WATER RIGHT  
ACQUIRED UNDER STATE LAW

RECEIVED

NOV 23 1988

Department of Water Resources  
Western Regional Office

Please type or print clearly

1. Name of Claimant (s) Thunder Mountain Gold, Inc. Phone (208) 667-3511Mailing Address c/o Coeur d'Alene Mines Corporation  
505 Front Avenue, Suite 400 Zip 83814  
Coeur d'Alene, Idaho2. Date of Priority (Only one (1) per claim) April 16, 19813. Source of water supply (a) Coon Creek  
which is tributary to (b) Monumental Creek4. a. Location of existing point of diversion is: Township 19N Range 11E Section 30,  
SE 1/4 of SW 1/4 of 1/4, Govt. Lot, B.M., County of ValleyAdditional points of diversion if any: None

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. Two foot (h) by two foot (w)dam with reservoir (approximately 1/3 cubic yards); water taken by 2-inch  
pipeline to steel tank

MICROFILMED

OCT 05 1992

6. Water is claimed for the following purposes:

(both dates are inclusive) (cfs) (acre feet)

For Mining Storage purposes from Jan. 1 to Dec. 31 amount            or 10

For Mining purposes from Jan. 1 to Dec. 31 amount .25 or           

For Milling purposes from Jan. 1 to Dec. 31 amount .25 or           

For            purposes from            to            amount            or           

7. Total quantity claimed (a) 0.25 (cfs) and/or (b) 10 (acre feet)

8. Total consumptive use claimed is 0.25 cfs or 10 acre feet per annum.

9. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock Etc.) 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 |        |
| 19N | 11E | 21  |        |       |       |       |        |       |       |       | X      |       | X     | X     |        |       | X     |       |        |
| 19N | 11E | 28  |        |       |       |       | X      | X     | X     | X     |        |       |       |       |        |       |       |       |        |
| 19N | 11E | 29  | X      | X     | X     | X     |        |       |       |       | X      | X     | X     | X     | X      | X     | X     | X     |        |
|     |     |     |        |       |       |       |        |       |       |       |        |       |       |       |        |       |       |       |        |
|     |     |     |        |       |       |       |        |       |       |       |        |       |       |       |        |       |       |       |        |
|     |     |     |        |       |       |       |        |       |       |       |        |       |       |       |        |       |       |       |        |
|     |     |     |        |       |       |       |        |       |       |       |        |       |       |       |        |       |       |       |        |

Total number of acres irrigated           

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

See explanation under No. 14 below.

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

77-7123, 77-7124, 77-7127, 77-7201, 77-7217 or None ( )

14. Remarks:

Property listed above as place of use is comprised of mining claims  
owned by or leased to Thunder Mountain Gold, Inc. on United States Forest Service  
land, and subject to the paramount title of the United States with respect to  
unpatented mining claims.

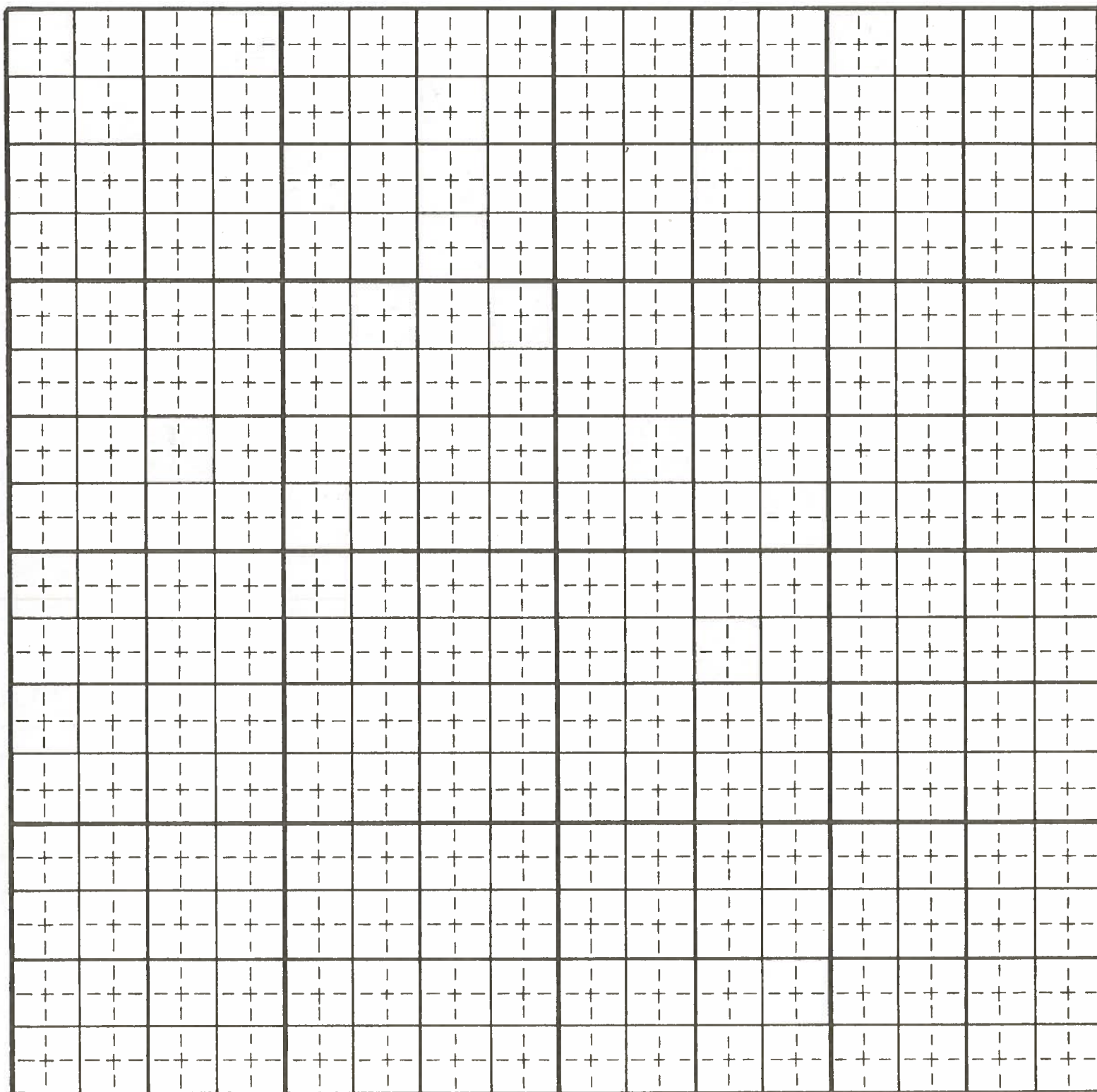
Last Name Thunder Mountain Gold, Inc. Ident No.           

**MICROFILMED**  
 Copies: White - State, Yellow - Claimant  
**OCT 05 1992**

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

Scale: 2 inches equals 1 mile

SEE ATTACHED MAP



Last Name Thunder Mountain Gold, Inc. Ident No. \_\_\_\_\_

**MICROFILMED**  
Copies: White-State, Yellow-Claimant  
**OCT 05 1992**

15. Basis of Claim (check one) Beneficial Use \_\_\_\_\_ Posted Notice \_\_\_\_\_ License \_\_\_\_\_ Permit x \_\_\_\_\_  
Decree \_\_\_\_\_  
If applicable provide IDWR Water Right Number 77-7129  
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 x \_\_\_\_\_  
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 Governmental Affairs Assistant Manager  
Title

of Coeur Thunder Mountain Gold, Inc., that I have signed the foregoing  
Organization

document in the space below as an authorized agent Of Thunder Mountain Gold, Inc.  
Title Organization

and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent R.K. Unovich

Title and Organization Governmental Affairs Assistant Manager Date November 23, 1988  
Coeur Thunder Mountain Gold, Inc.

State of Idaho/or \_\_\_\_\_ )  
County of Ada ) SS.

Subscribed and sworn (or affirmed) before me this 23rd day of November 19 88

SEAL

Notary Public Judie E. Taylor

Residing at Boise, Idaho

My Commission Expires APRIL 23, 1994

Please Print Name Judie E. Taylor

17. Notice of Appearance:

Notice is hereby given that I, Sheila G. Bush, Holland & Hart 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 Sheila G. Bush

Address P.O. Box 2527, Boise, Idaho 83701

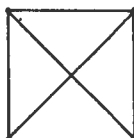
Date November 23, 1988

Last Name Thunder Mountain Ident. Number \_\_\_\_\_  
Gold, Inc.

MICROFILMED  
Copies of this case, held by claimant

OCT 05 1992

## BOISE MERIDIAN



### POINT OF USE

POINT OF  
DIVERSION

Neil

R10E R11E

MILES



12/22/1988

## SRBA CLAIMS RECEIVING CHECKLIST

CLAIMANT'S NAME Thunder Mt Gold Inc CLAIM IDENT. NO. 77-07129  
DATE RECEIVED 11/23/88 CK # 4824 AMOUNT \$ 675<sup>00</sup>/75<sup>00</sup>

|                                                                                                                                                                                                                          | 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"/>            |                |
| 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"/>            |                |
| Is the consumptive use correct?                                                                                                                                                                                          | <input checked="" type="checkbox"/> | <input type="checkbox"/>            |                |
| 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"/>            | *              |
| 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"/>            |                |
| 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 checked="" 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"/>            | *              |
| 21. If this claim is based on an existing water right, has the identification number been entered?                                                                                                                       | <input checked="" type="checkbox"/> | <input type="checkbox"/>            |                |
| 22. Should this claim be receipted and data entered?                                                                                                                                                                     | <input checked="" type="checkbox"/> | <input type="checkbox"/>            |                |

Claim checked by: EJR Date: 03/07/89  
Claim must be returned to claimant: ☐ (Yes) ☒ (No)  
Claimant must be sent a copy of amended claim for approval: ☐ (Yes) ☒ (No)  
Receipt Prepared by: \_\_\_\_\_ Date: \_\_\_\_\_  
Claim data entered by: \_\_\_\_\_ Date: \_\_\_\_\_  
Sent to claimant by: \_\_\_\_\_ Date: \_\_\_\_\_  
Checked by: \_\_\_\_\_ Date: \_\_\_\_\_  
Comments: not field examined - proof submitted 08/15/88

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OCT 05 1992

State of Idaho  
Department of Water Resources

# WATER RIGHT LICENSE

WATER RIGHT NO. 77-07129

Priority: April 16, 1981

Maximum Diversion Rate:

0.25 CFS

Maximum Diversion Volume:

27.5 AF

This is to certify, that THUNDER MOUNTAIN GOLD INC

301 S CHESTNUT STE 7

SPOKANE WA 992040970

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated April 16, 1981; and has submitted Proof of Beneficial Use on August 15, 1988. An examination indicates that the works have a diversion capacity of .250 cfs of water from:

COON CREEK

tributary to MONUMENTAL CREEK

source, and a water right has been established as follows:

| <u>BENEFICIAL USE</u> | <u>PERIOD OF USE</u> | <u>RATE OF DIVERSION</u> | <u>ANNUAL VOLUME</u> |
|-----------------------|----------------------|--------------------------|----------------------|
| MINING                | 01/01 to 12/31       | 0.25 CFS                 | 25.7 AF              |
| MINING STORAGE        | 01/01 to 12/31       |                          | 1.8 AF               |
| MINING FROM STORAGE   | 01/01 to 12/31       |                          | 1.8 AF               |
| DIVERSION TO STORAGE  | 01/01 to 12/31       | 0.25 CFS                 |                      |
| Totals                |                      | 0.25 CFS                 | 27.5 AF              |

LOCATION OF POINT(S) OF DIVERSION:

NENW , Sec. 31, Township 19N, Range 11E  
VALLEY County

PLACE OF USE: MINING

TWN RGE SEC

|            |      |      |      |
|------------|------|------|------|
| 19N 11E 21 | NESW | SWSW | SESW |
|            | SWSE |      |      |
| 28         | NENW | NWNW | SWNW |
|            | SESW |      |      |
| 29         | NENE | NWNE | SWNE |
|            | SENE | NESW | NWSW |
|            | SWSW | SESW | NESE |
|            | NWSE | SWSE | SESE |

PLACE OF USE: MINING FROM STORAGE, same as MINING use

CONDITIONS/REMARKS:

1. The maximum diversion volume is defined as the maximum allowable volume of water that may be diverted annually from the source under this right. The use of water confirmed by this right is limited to the amount which can actually be beneficially used. The maximum diversion volume may be adjusted to more accurately describe the beneficial use or to implement accepted standards of diversion and use efficiency.

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State of Idaho  
Department of Water Resources**WATER RIGHT LICENSE**  
WATER RIGHT NO. 77-07129CONDITIONS/REMARKS:

2. This water right is appurtenant to the described place of use.
3. This right is subject to all prior water rights and may be forfeited by five years of non-use.
4. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
5. The issuance of this right in no way grants any right-of-way or easement across the land of another.
6. When water used under this right is discharged into the natural channel, settling ponds must be maintained which are capable of reducing the silt load to such a level that the quality of water will not be impaired for other beneficial uses.
7. Water used under this right if discharged into a natural channel or subsurface system shall meet Idaho Water Quality Standards.
8. The total combined rate of diversion under this right and Right No. 77-07124 shall not exceed .50 cfs.
9. The diversion of water under this right may be affected by the agreement dated 12/7/1984.
10. Mining use is for multiple operations for gold extraction and dust control.

This license is issued pursuant to the provisions of Section 42-219, Idaho Code. Witness the seal and signature of the Director, affixed at Boise, this 17<sup>TH</sup> day of NOVEMBER, 1993.

  
Acting for R. Keith Higginson, Director

NOTED

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## OVERALL VIEW OF MINING USES FOR COUER-THUNDER MOUNTIAN WATER RIGHTS:

WATER INITIALLY IS STORED IN A PLASTIC LINED PIT DIVIDED INTO TWO PARTS. ONE PORTION HOLDS 30,000 GAL AND ACTS AS A SETTLING POND FOR ANY RUNOFF ENTERING THE SYSTEM. THE MAIN POND HOLDS 550,000 GAL. (VOLUME IS FROM ENGINEERS REPORT FOR THUNDER MTN) POND IS REFERRED TO AS THE "FIREWATER" POND.

WATER IS THEN USED FROM THE POND ON THE HEAP LEACH (CHEMICAL EXTRACTION PROCESS), IN THE MILLING OPERATIONS, TO AGGLOMERATE THE ORE, AND FOR DUST CONTROL.

WATER FROM PERMITS 77-7201, 77-7123, 77-7217, 77-7129, AND 77-7124 ARE USED IN THIS MANNER. DELIVERY FROM EACH P/D IS DESCRIBED IN ITS RESPECTIVE FIELD REPORT.

NO DOMESTIC USE WAS FOUND FOR THE ABOVE PERMITS.

PERMIT 77-7211 IS FOR DOMESTIC USE BUT THE OVER FLOW DUMPS INTO THE FIRE WATER POND. NORMAL OPERATION IS TO SHUT THE PUMP OFF BEFORE WATER REACHES THE OVERFLOW SPOUT.

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System Description (continued)

3. Narrative: Description (As operating at time of measurement. Indicate pressure, number of sprinklers, etc.)

USE IS WHEN COON CREEK IS FLOWING THEY PLACE A 2" PVC LINE INTO COON CREEK AT THE WEIR LOCATION (APPROX 40 FT ABOVE ROAD) WATER THEN GRAVITIES TO AN 5000 GAL PORTABLE TANK ON A STAND HIGH ENOUGH TO GRAVITY FILL THE 5000 GAL & 5000 GAL WATER TANKS THE WATER IS USED FOR IRRIGATION OF IS DUMPED INTO A DISCHARGE PIT AT THE OFFICE SITE.

SEE ATTACHMENT FOR DETAILS.

☐ See Remarks on page 4 for continuation

4.

| Well or Diversion Identification No.* | Motor Make | Hp | Motor Serial No. | Pump Make | Pump Serial No. or Discharge Size |
|---------------------------------------|------------|----|------------------|-----------|-----------------------------------|
|                                       |            |    |                  |           |                                   |
|                                       |            |    |                  |           |                                   |
|                                       |            |    |                  |           |                                   |
|                                       |            |    |                  |           |                                   |

\*Code to correspond with No. on map and aerial photo

5. Point(s) of Diversion:

UNSURVEYED LOT

| Ident. No. | Gov't. Lot | 1/4 | 1/4 | 1/4 | Sec.     | Twp. | Rge. | County | Method of Determination/Remarks |
|------------|------------|-----|-----|-----|----------|------|------|--------|---------------------------------|
|            |            |     |     |     | NE NW 31 | 10N  | 11E  | VALLEY | QUAD MAP                        |
|            |            |     |     |     |          |      |      |        |                                 |
|            |            |     |     |     |          |      |      |        |                                 |
|            |            |     |     |     |          |      |      |        |                                 |

6. Place(s) of Use:

Indicate Method of Determination

| Twp. | Rge. | Sec. | NE 1/4 |        |        |        | NW 1/4 |        |        |        | SW 1/4 |        |        |        | SE 1/4 |        |        |        | Totals |
|------|------|------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|
|      |      |      | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 |        |
| 19N  | 11E  | 21   |        |        |        |        |        |        |        |        | X      |        | X      | X      |        |        | X      |        |        |
|      |      | 28   |        |        |        |        | X      | X      | X      | X      |        |        |        |        |        |        |        |        |        |
|      |      | 29   | X      | X      | X      | X      |        |        |        |        | X      | X      | X      | X      | X      | X      | X      | X      |        |
|      |      |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |      |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |      |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |      |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |      |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |      |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |

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STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES  
**BENEFICIAL USE FIELD REPORT**

**A. GENERAL INFORMATION**

Permit No. 77-7129

1. Owner: COEUR-THUNDER MOUNTAIN INC. Phone No. 385-0373

Current Address: 2417 BANK DR. SUITE 302 BOISE ID. 83705

2. Accompanied by: IUAN URNOVITZ EXAM. DATE: 8-19-88

Address: 2417 BANK DR SUITE 302 BOISE Phone No. 385-0373

Relationship to Permit Holder: SELF ENGINEER

3. Source: COON CREEK tributary to MONUMENTAL CREEK

**B. OVERLAP REVIEW**

1. Other water rights with same place of use: 77-7124, 77-7201, 77-7123  
77-7217 ☐ Copies Attached

2. Other water rights with same point of diversion: NONE  
☐ Copies Attached ☐ Copies of Field Exam's Attached

**C. SYSTEM DESCRIPTION**

1. **Diversion System Diagram:** Indicate all major components and distances between components. Indicate weir size/ditch size/pipe i.d. as applicable. ☐ Alternative diagram attached

Scale: 1" = \_\_\_\_\_.

2. ☐ Copy of U.S.G.S. Quadrangle Attached  
Showing location(s) of point(s) of diversion and  
place(s) of use (required).

- ☐ Photo of Diversion and System Attached  
(required for all but single household domestic groundwater, and stockwater.

- ☐ Aerial Photo Attached  
(required for irrigation of 10 acres or more).

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#### D. FLOW MEASUREMENTS

☐ Additional Data Sheets Attached

1.

| Measurement Equipment | Type | Make | Model No. | Serial No. | Size | Calib. Date |
|-----------------------|------|------|-----------|------------|------|-------------|
|                       |      |      |           |            |      |             |
|                       |      |      |           |            |      |             |
|                       |      |      |           |            |      |             |
|                       |      |      |           |            |      |             |

2. Measurements:

NO MEASUREMENT MADE DUE TO LOW WATER LEVEL AT EXAM TIME. THE P/D AS INDICATED BY THE INSTALLED WEIR AND THE PROFILES TAKEN IN THEIR STORAGE YARD INDICATE: ACTUAL USE AS DESCRIBED WHEN STREAM FLOW ALLOWS.

#### E. FLOW CALCULATIONS

☐ Additional Computation Sheets Attached

1. Measured Method:

2. Alternate Method for Checking Purposes: FOR A VELOCITY OF 5 FT/SEC  
A 2" PIPE WELL PRODUCE 0.11 CFS

#### F. PUMP EFFICIENCY DATA (Optional) NA

Discharge Pressure: \_\_\_\_\_ psi x 2.31 = \_\_\_\_\_ ft (1); Dynamic pumping level: \_\_\_\_\_ ft (2)

Total Head: (1) + (2) = \_\_\_\_\_ (3); Flow rate: \_\_\_\_\_ cfs (4)

Water HP: (3) x (4) ÷ 8.8 = \_\_\_\_\_ (5)

Meter Input KW: 3.6 x \_\_\_\_\_ KH x \_\_\_\_\_ CTR or \_\_\_\_\_ MULT x \_\_\_\_\_ PTR x \_\_\_\_\_ N/ \_\_\_\_\_ T = \_\_\_\_\_ (6)

Meter Input HP: (6) x 1.34 = \_\_\_\_\_ (7)

Panel Input KW: \_\_\_\_\_ Ave PF x \_\_\_\_\_ Ave Volts x \_\_\_\_\_ Ave Amps x .001732 = \_\_\_\_\_ (6)

Panel Input HP: (6) x 1.34 = \_\_\_\_\_ (7) Efficiency: (5)/(7) x 100 = \_\_\_\_\_ %

#### G. VOLUME CALCULATIONS NA

1. Volume Calculations for Irrigation:

$V_{IR} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) =$  \_\_\_\_\_

$V_{DR} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 =$  \_\_\_\_\_

$V = \text{Smaller of } V_{IR} \text{ and } V_{DR} =$  \_\_\_\_\_

2. Volume Calculations for Other Uses:

FIRE WATER POND

580,000 GAL / 325,829 = 1.78 ≈ 1.80 AF

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#### H. REMARKS AND OVERLAP REVIEW ANALYSIS

PERMIT FOR 0.25 CFS

THEORETICAL 0.11 CFS

UNABLE TO MEASURE THEREFORE RECOMMEND PERMIT RATE.  
THEORETICAL FOR A 3" PIPE AT THE SAME VELOCITY = 0.25 CFS.

USE IS YEAR ROUND. BUT PRIMARILY DURING THE SUMMER MONTHS.

See 2/21/92 memo about conditions.

## I. RECOMMENDATIONS

## 1. Recommended Amounts

| Beneficial Use                               | Period of Use |              | Rate of Diversion<br>Q (cfs) | Annual Volume<br>V (afa) |
|----------------------------------------------|---------------|--------------|------------------------------|--------------------------|
|                                              | From          | To           |                              |                          |
| <u>DIVERSION TO STORAGE</u>                  | <u>1-1</u>    | <u>12-31</u> | <u>0.25</u>                  | <u>—</u>                 |
| <u>MINING STORAGE</u>                        | <u>1-1</u>    | <u>12-31</u> | <u>—</u>                     | <u>1.80</u>              |
| <u>MINING FROM STORAGE</u>                   | <u>1-1</u>    | <u>12-31</u> | <u>—</u>                     | <u>1.80</u>              |
| <u>MINING</u>                                | <u>1-1</u>    | <u>12-31</u> | <u>0.25</u>                  | <u>25.7</u>              |
| Totals:                                      |               |              | <u>0.25 CFS</u>              | <u>1.80 AFA</u>          |
| Recommended Amendments: No Fee For Amendment |               |              |                              | <u>27.5</u>              |

2. Recommended Amendments *NO FEE FOR AMENDMENTS IF*  
*UNREVIEWED AREA FOR 10 + 10 - 1000*

- ☒ Change P.D. as reflected above      ☐ Add P.D. as reflected above      ☐ None
- ☒ Change P.U. as reflected above      ☒ Add P.U. as reflected above      ☒ Other *Div. to change*

## J. AUTHENTICATION

Field Examiner's Name KELLY K. CHRISTENSEN

Signature Kelly K. Christensen

**Certification Date** \_\_\_\_\_

Field Report Preparation Date 1-25-89



K. Licensing recommendation shall be prepared by an Idaho Department of Water Resources employee on a computer printout attached hereto.

DEC 03 1993