

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: **A72-00051B**
Date Received: 1/12/1990
Receipt No: C013965
Received By: _____

AMENDED

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

AMENDED

1. Name: CYPRUS THOMPSON CREEK MINING CO 208-838-2200
Address: C/O BERT DOUGHTY
PO BOX 62
CLAYTON ID 83227

2. Date of Priority: MAY 15, 1880

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

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
14N	19E	32		NW	NW		CUSTER

5. Description of diverting works:
SEE REMARKS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	11/01	0.380		

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

8. Total consumptive use is 225.0 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
14N	19E	33	NE	SE		IRR	10.0
			NW	SE		IRR	10.0
			SW	SE		IRR	20.0
			SE	SE		IRR	33.0

10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
					Section Acres	73.0
		34	NW	SW	IRR	6.0
			SW	SW	IRR	11.0
					Section Acres	17.0
					Total Acres	90.0

11. Place of use in counties: CUSTER

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

13. Other Water Rights Used:
72-00048, 72-00051M, 72-00051P

14. Remarks:

WATER IS DIVERTED WITH ROCK JETTY INTO 24" CEMENT CULVERT WHICH FEEDS DIRECTLY INTO METAL MEASURING FLUME. FLOW IS CONTROLLED BY WHEEL VALVE AT DIVERSION. WATER THEN FLOWS INTO EARTHEN DITCH SYSTEM FOLLOWED BY A BURIED PIPE AND THE END POINTS ARE SPRINKLERS.

THE AMENDED NOTICE OF CLAIM REFLECTS THE CHANGES APPROVED IN TRANSFER NO 3745. THE AMENDED NOTICE OF CLAIM ALSO REFLECTS ACTUAL IRRIGATED ACREAGE AND REPRESENTS A REDUCTION IN THE NUMBER OF ACRES IRRIGATED, SUBSEQUENT TO TRANSFER NO 3745. THOMPSON CREEK MINING COMPANY IS THE SOLE OWNER OF ALL OF THE ASSETS OF CPRUS THOMPSON CREEK MINING COMPANY, INCLUDING THE WATER RIGHTS. DATA ENTERED 3-19-98 KKC
A SECOND POINT OF DIVERSION IS ALSO CLAIMED AT THE SAME LEGAL. THE DITCH IS ALSO KNOWN AS THE UPPER BRADBURY DITCH.

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date: / /

ADAMS, ET. AL.

Decree Plaintiff

VANDERVOORT, ET. AL.

vs Decree Defendant



State of Idaho

DEPARTMENT OF WATER RESOURCES

1341 Fillmore Street, Suite 200, Twin Falls, ID 83301-3380

Phone: (208) 736-3033 FAX: (208) 736-3037

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

March 19, 1998 4:47 pm

SCOTT L CAMPBELL
ELAM & BURKE
PO BOX 1539
BOISE ID 83701

RE: AMENDMENTS TO A72-00048, A72-00051B, A72-00051L, & A72-00051N

Dear Mr Campbell

Enclosed are the amended claims as data entered and the yellow copy of the forms you submitted. Please review the data entry to ensure that it is correct.

Please note that the adjudication claim number suffixes are different on two claims. I know that there was an expectation that they would be renumbered and receive the suffixes as you used, however, after following the split numbering sequence through the allocations process, I felt that the numbers as originally claimed better track the history of that right. I have enclosed the split tree showing the basics of the splits to the point where we are now.

If you have any questions please call this office.

Sincerely

Kelly K Christensen
Sr Water Resource Agent

Enclosures

RIGHTS CLAIMED IN ADJUDICATION

72-00051

72-00051B

72-00051K (Now L)

72-00051L (Now M)

72-00051M (Now N)

72-00051N (Now P)

72-00051O

3.2CFS & 160 ACRES
TRANSFER 353

SAME DECREED
51A 160 ACRES
51B NEW 160 ACRES
.5CFS CYP
(SAME P/U as 51A)

2.7CFS
TRANSFER 354

51C SAME DECREED 51D NEW

2.20CFS 160 ACRES .50CFS 40 ACRES
TRANSFER 358

SAME DECREED

51E 160 ACRES 51F NEW

1.70CFS .50CFS 80 ACRES
TRANSFER 359

SAME DECREED
51G 160 ACRES 51H NEW

1.5CFS .20CFS 10 ACRES
TRANSFER 362

51J (originally I) 51K (originally J) NEW
SAME DECREED 120 ACRES

.50CFS 160 ACRES 1.0CFS
TRANSFER 776 TRANSFER 372

51N (originally M) 51O (originally N) 51L (originally K) 51M (originally L)
.20CFS .30CFS .75CFS 120 ACRES .25CFS NEW 160 ACRES
CYP CYP (SAME P/U as 51B)
TRANSFER 2258

51L { P/U REDUCED
.75CFS to 40 ACRES
WITHIN the 120
ACRES

Tree redrawn
on 5-12-93
K K C
suffit was reverified

CLAIM NO. A72-00051B
DATE DOCUMENT UPDATED
5-12-93
AGENT KKC

RECEIVED

MAR 13 1998

Department of Water Resources
Southern Region

ELAM & BURKE

A Professional Association
ATTORNEYS AND COUNSELORS AT LAW
KEY FINANCIAL CENTER
702 WEST IDAHO
POST OFFICE BOX 1539
BOISE, IDAHO 83701

RECEIVED

MAR 12 1998

WATER RESOURCES
WESTERN REGION
TELEPHONE
208-343-5454
FACSIMILE

SCOTT L. CAMPBELL

208-384-5844

March 4, 1998

RECEIVED

MAR 09 1998

Department of Water Resources

David R. Tuthill, Jr. *DR*
Adjudication Bureau Chief
Idaho Dept. of Water Resources
1301 North Orchard
Boise, ID 83706

Re: Water Right Nos. 72-00048, 72-00051B, 72-00051M, and 72-00051P;
Amended Notices of Claim to a Water Right Acquired Under State Law
in the Snake River Basin Adjudication

Dear Dave:

I represent the Thompson Creek Mining Company. Enclosed please find an Amended SRBA Notice of Claim to a Water Right Acquired Under State Law for each of the above-listed water rights. In addition to the Idaho Department of Water Resources forms, each Notice of Claim includes an Exhibit A, which is a map.

I am also enclosing a copy of each Amended Notice of Claim, and ask that you please receive-stamp each one and return them in the enclosed self-addressed, stamped envelope.

If you need any further information, please do not hesitate to contact me. Thank you very much for your prompt attention and consideration of this matter.

Very truly yours,

ELAM & BURKE
A Professional Association

Scott L. Campbell
Scott L. Campbell

SLC:tmh G:\TMH\WPDATA\0016\00066 LTR
encl.

cc: Mr. F. Steven Mooney
Kevin Loughrey, Esq.
Craig Gardner, Esq.
Mr. Bert Dougherty

RECEIVED

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

MAR 12 1998

WATER RESOURCES
WESTERN REGIONIN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM

CIVIL CASE NUMBER: 39576

Ident. Number 72-00051B

Date Received

Receipt Number

AMENDED

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MAR 13 1998

Department of Water Resources
Southern RegionNOTICE OF CLAIM
TO A
WATER RIGHT

ACQUIRED UNDER STATE LAW

RECEIVED

MAR 09 1998

Department of Water Resources

Please type or print clearly

1. Name of Claimant (s) Cyprus Thompson Creek Mining Co. Phone (208) 838-2200Mailing Address c/o Bert Doughty, PO Box 62, Clayton, ID Zip 832272. Date of Priority (Only one (1) per claim) May 15, 18883. Source of water supply (a) Garden Creek
which is tributary to (b) Salmon River4. a. Location of existing point of diversion is: Township 14N Range 19E Section 32,
1/4 of NW 1/4 of NW 1/4, Govt. Lot, B.M., County of Custer (Ivie Ditch)Additional points of diversion if any: T14N, R19E, S32, NW1/4 NW 1/4, County of Custer, (Upper Bradbury Ditch)

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,

_____ 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. Water is diverted with a rock jetty into a
metal measuring flume. The flow is controlled by a wheel valve at the point of diversion.
There is an earthen ditch system to an 8" pipe which is connected to sprinkler wheel lines.

6. Water is claimed for the following purposes:

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

For Irrigation purposes from 4/1 to 11/1 amount .38 or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) .38 (cfs) and/or (b) _____ (acre feet)

8. Total consumptive use claimed is 225 acre feet per annum.

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

10. Description of place of use:

- If water is for irrigation, indicate acreage in each subdivision in the tabulation below.
- 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	
14N	19E	33													10	10	20	33	73
14N	19E	34										6	11						17

Total number of acres irrigated 90

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

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.
72-00051P, 72-00051M, 72-00048 or None ()

14. Remarks: This amended notice of claim reflects the changes approved in transfer no. 3745.
The amended notice of claim also reflects actual irrigated acreage and represents a
reduction in the number of acres irrigated, subsequent to transfer no. 3745.
Thompson Creek Mining Company is the sole owner of ~~Thompson~~ all of the assets of Cyprus
Thompson Creek Mining Company, including the water rights.

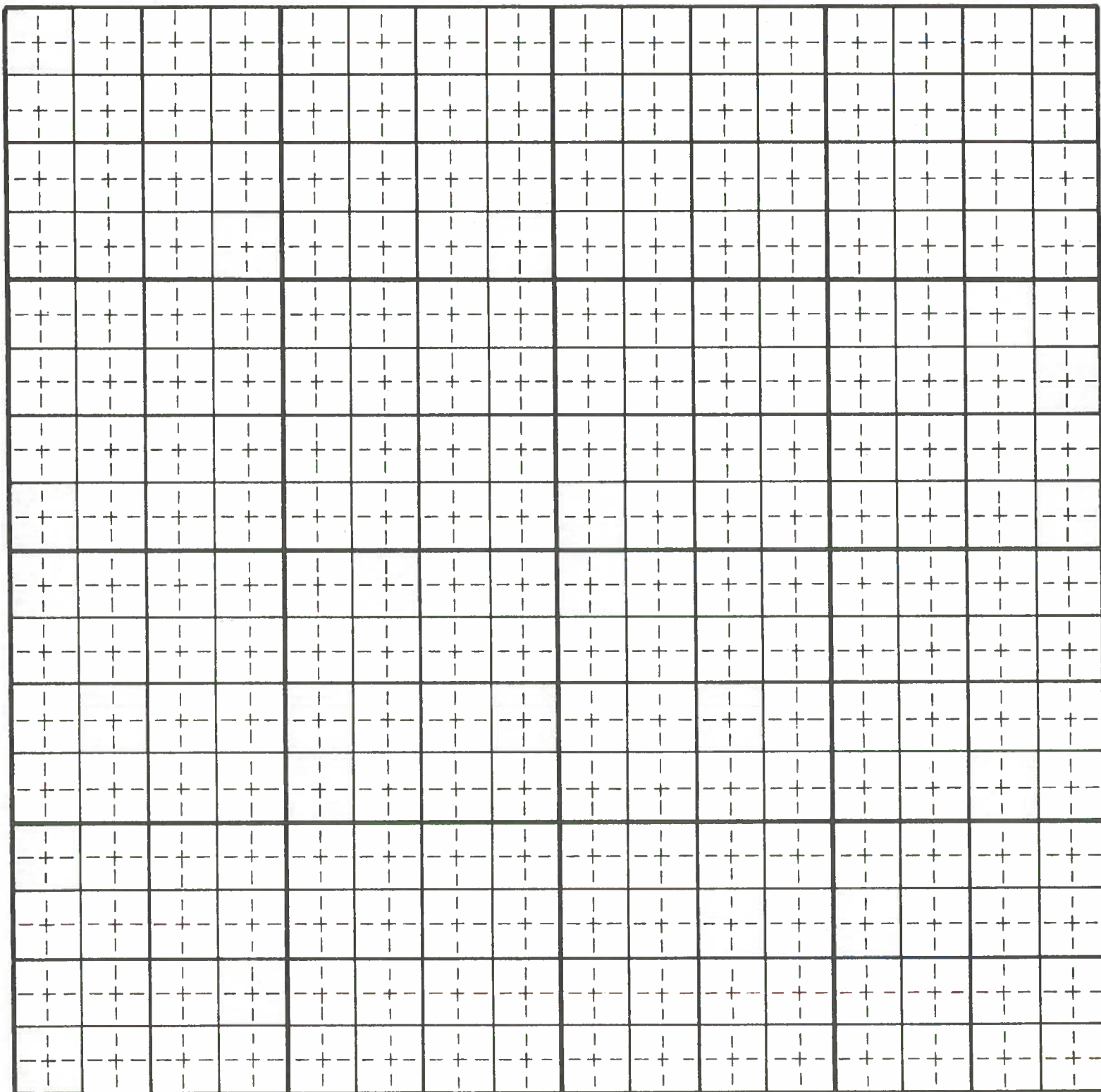
Last Name Cyprus Thompson Creek Ident No. 72-00051B
Mining Company

Copies: White -State, Yellow-Claimant

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

Scale: 2 inches equals 1 mile

PLEASE SEE ATTACHED EXHIBIT "A"



Last Name Cyprus Thompson Creek Ident No. 72-00051B
Mining Company

Copies: White-State, Yellow-Claimant

15. Basis of Claim (check one) Beneficial Use _____ Posted Notice _____ License _____ Permit _____

Decree xx

If applicable provide IDWR Water Right Number 72-00051B

Court 6th District, Idaho Case Number _____ Decree Date May 19, 1914

Plaintiff vs Defendant Adams, et al. v. Vandervoort, et al.

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 Supervisor of Environmental Affairs

Title

of Thompson Creek Mining Company, that I have signed the foregoing

Organization

document in the space below as Supervisor of Environmental of Thompson Creek Mining Co.

Title

Affairs

Organization

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

Signature of Authorized Agent Beth Deery

Title and Organization Supervisor of Environmental Affairs
Thompson Creek Mining Company

Date 3/3/98

State of Idaho/or Idaho)

) SS.

County of Custer)

Subscribed and sworn (or affirmed) before me this 3rd day of March 19 98

SEAL

Notary Public Louise Hopkins

Residing at Challis, Id

My Commission Expires 7/3/2001

Please Print Name

17. Notice of Appearance:

Notice is hereby given that I, Scott L. Campbell 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 Scott L. Campbell

Elam & Burke

Address PO Box 1539, Boise, ID 83701

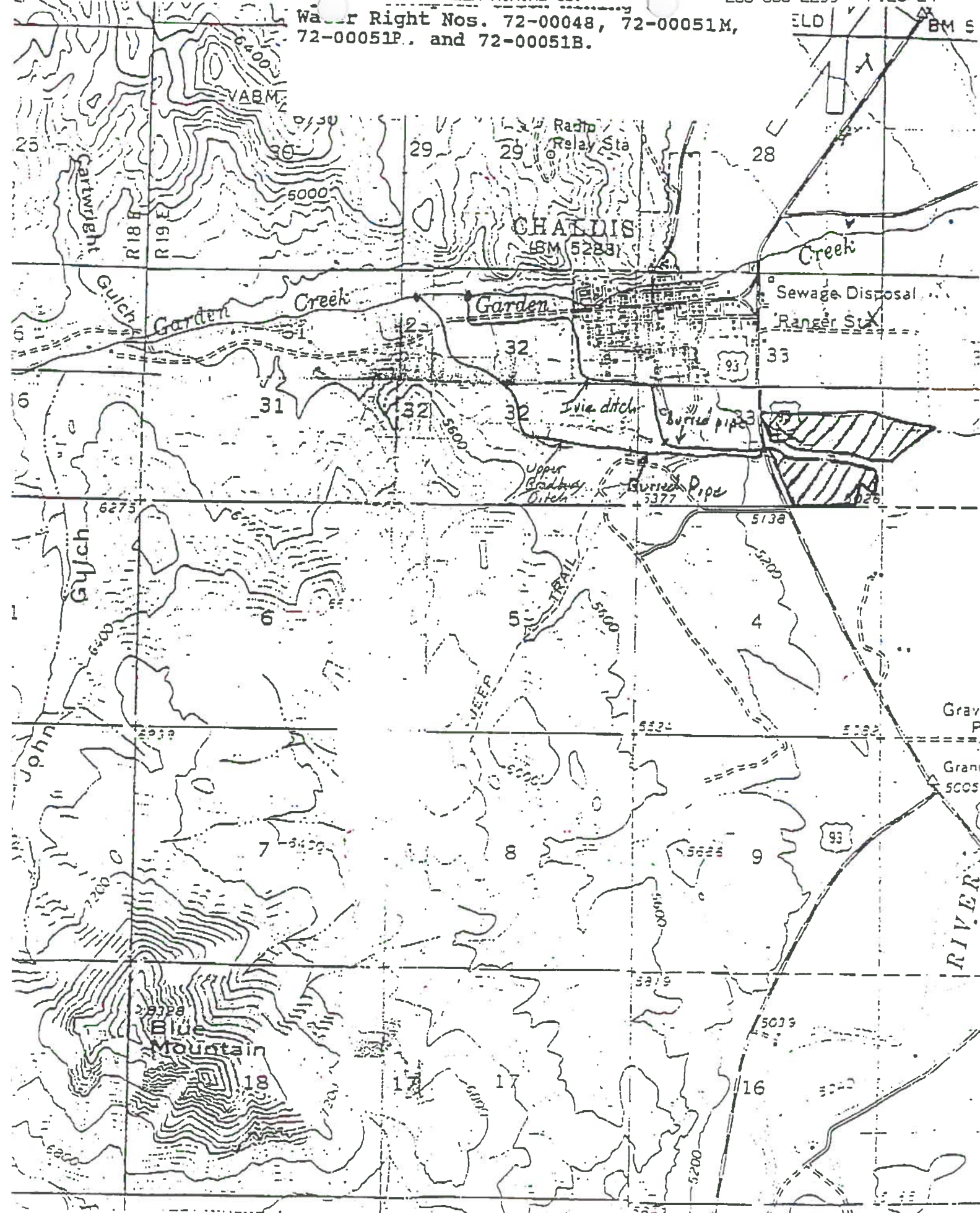
Date 3/5/98

Last Name Cyprus Thompson Ident. Number 72-00051B
Creek Mining Co.

Copies White-State, Yellow-Claimant

Water Right Nos. 72-00048, 72-00051M,
72-00051P, and 72-00051B.

ELD BM 5





State of Idaho
DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000
Phone: (208) 327-7900 FAX: (208) 327-7866

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

January 12, 1994

Scott L. Campbell
Elam & Burke
P.O. Box 1539
Boise, ID 83701

RE: Snake River Basin Adjudication (SRBA)
Change of Firm Affiliation of Counsel and
Change of Company Name for Thompson Creek
Mining Company

Dear Mr. Campbell:

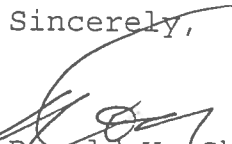
A copy of a report documenting your change of address and affiliation is enclosed.

To process the name change for the company, please supply a copy of the document filed with the Secretary of State or other document verifying the change. If the property was conveyed to new owners, a change of ownership form (enclosed) could be completed and filed in lieu of any copy above.

IDWR records indicate a claim A72-04151 for Cyprus Thompson Creek Mining Company that was not included on the list you supplied. Please notify us if you will also represent your client for this claim also.

Thanks for keeping us informed. If you have any questions, please give me a call.

Sincerely,


Donald V. Shaff
Manager, Adjudication Section

DVS:sf:region
Enclosures:

Adjudication Attorney Name Add/Update Report
Form 42-1409(7)

RECEIVED

JAN 19 1994

Department of Water Resources
Southern Region Office

AJ5514NP

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION ATTORNEY NAME ADD/UPDATE

DATE: 01/11/94
TIME: 23:58:38.9
PAGE: 1

INPUT: AJ_SELECTION:SHAFF-CAMPBELL.SEL

TYPE OF ACTION: MODIFY
MODIFY ALL FIELDS FLAG: N

LAST NAME:
ADDRESS LINE 1: ELAM & BURKE
ADDRESS LINE 3: PO BOX 1539
CITY: BOISE

STATE: ID ZIP: 837011539

FIRST NAME:
ADDRESS LINE 2: 702 W IDAHO ST
PHONE NUMBER: (208) 343-5454

A72-00048 SUCCESSFULLY CHANGED ON HOST
A72-00051B SUCCESSFULLY CHANGED ON HOST
A72-00051L SUCCESSFULLY CHANGED ON HOST
A72-00051N SUCCESSFULLY CHANGED ON HOST
A72-00110 SUCCESSFULLY CHANGED ON HOST
A72-00111 SUCCESSFULLY CHANGED ON HOST
A72-00133 SUCCESSFULLY CHANGED ON HOST
A72-00135 SUCCESSFULLY CHANGED ON HOST
A72-00136 SUCCESSFULLY CHANGED ON HOST
A72-00137 SUCCESSFULLY CHANGED ON HOST
A72-04055C SUCCESSFULLY CHANGED ON HOST
A72-04055C SUCCESSFULLY CHANGED ON HOST
A72-04080H SUCCESSFULLY CHANGED ON HOST
A72-07193 SUCCESSFULLY CHANGED ON HOST
A72-07219 SUCCESSFULLY CHANGED ON HOST
A72-07220 SUCCESSFULLY CHANGED ON HOST
A72-07257 SUCCESSFULLY CHANGED ON HOST
A72-07414 SUCCESSFULLY CHANGED ON HOST
A72-10488 SUCCESSFULLY CHANGED ON HOST
A72-00048 SUCCESSFULLY CHANGED ON HOST
A72-00051B SUCCESSFULLY CHANGED ON HOST
A72-00051L SUCCESSFULLY CHANGED ON HOST
A72-00051N SUCCESSFULLY CHANGED ON HOST
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A72-07220 SUCCESSFULLY CHANGED ON HOST
A72-07257 SUCCESSFULLY CHANGED ON HOST
A72-07414 SUCCESSFULLY CHANGED ON HOST
A72-10488 SUCCESSFULLY CHANGED ON HOST

RECEIVED

JAN 19 1994

Department of Water Resources
Southern Area

ELAM & BURKE
A Professional Association
ATTORNEYS AND COUNSELORS AT LAW
Established in 1928

KEY FINANCIAL CENTER
702 WEST IDAHO
POST OFFICE BOX 1539
BOISE, IDAHO 83701

SCOTT L. CAMPBELL

RECEIVED

DEC 29 1993

Department of Water Resources

TELEPHONE
208-343-5454

FACSIMILE
208-384-5844

JAN 1

Department of
Eastern

December 28, 1993

Mr. David B. Shaw
Bureau chief
Adjudications Bureau
State of Idaho
Department of Water Resources
1301 North Orchard
Boise, Idaho 83706

RECEIVED

JAN 19 1994

Department of Water Resources
Boise, Idaho 83706

Re: Change of Firm Affiliation of Counsel and Change of Company Name
for Thompson Creek Mining Company

Dear Mr. Shaw:

This correspondence is to notify the Department of my change of address and affiliation. I am presently a partner with the law firm Elam & Burke at the following address:

Scott L. Campbell
Elam & Burke
702 West Idaho Street
P.O. Box 1539
Boise, Idaho 83701
(208) 343-5454

Additionally, the name of the company has been changed from Cyprus Thompson Creek Mining Company to Thompson Creek Mining Company.

Mr. David Shaw
December 28, 1993
Page Two

These changes are applicable to the following water rights for Thompson Creek Mining Company:

A72-00048
A72-00051B
A72-00051L
A72-00051N
A72-00110
A72-00111
A72-00133
A72-00135
A72-00136

A72-00137
A72-04055C
A72-04080H
A72-07193
A72-07219
A72-07220
A72-07257
A72-17414
A72-10488

Thank you for your cooperation. If you have any questions, please do not hesitate to call.

Very truly yours,

ELAM & BURKE
A Professional Association


Scott L. Campbell

SLC:ma



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000

Phone: (208) 327-7900 FAX: (208) 327-7866

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

May 22, 1992

RECEIVED

MAY 28 1992

Department of Water Resources
Southern Region Office

Scott L. Campbell
Davis, Wright, Tremaine
702 W. Idaho St., #700
Boise, ID 83702

RE: Change in Notice of Appearance of Counsel on the Snake River Basin Adjudication Claims for Owen Ranches, Pioneer Irrigation District, Cyprus Thompson Creek Mining Company, Conversion Industries U.S.A., Inc. and Settlers Irrigation District

Dear Scott:

The five computer reports enclosed confirm the change in firm and address you requested in your letter dated February 13, 1992. By comparing these reports to the list you supplied with your letter, you will see not all of the water right claims listed in your attachments were changed. Those claim records not changed are filed by persons other than your client(s).

The possibility of questions I raised in our telephone conversation last week were resolved for my part. If you have any questions or need some points clarified, please feel free to contact me.

Thank you for supplying the claim lists in an orderly fashion.

Sincerely,

Donald V. Shaff
Manager, Adjudication Section

DVS:sf:region(s)

Enclosures:

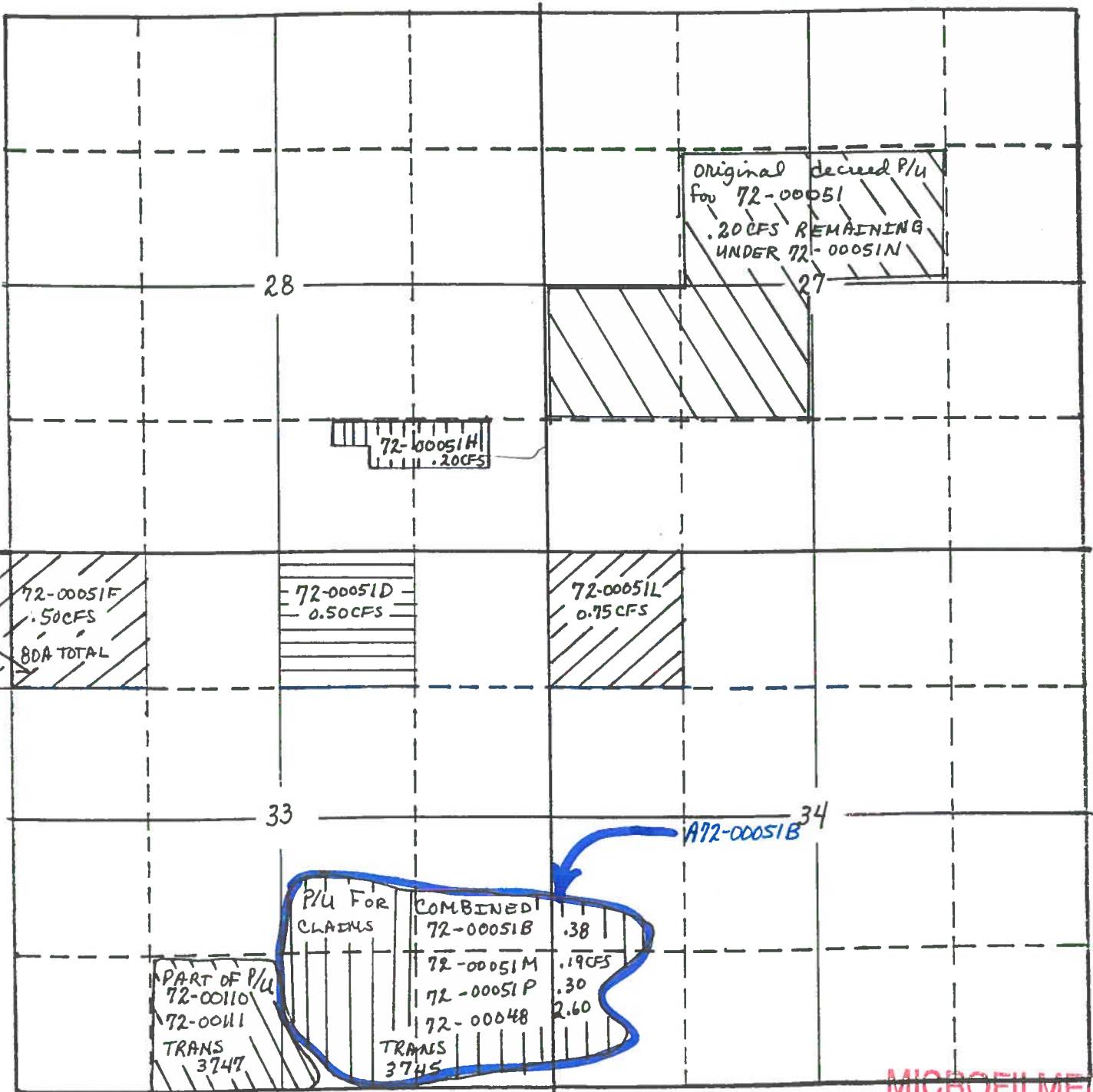
Five Computer Reports

FOR CLAIM FILE:

DATE:

14N TOWNSHIP
19E RANGE
SECTION

EFFECTS OF TRANSFERS ON 72-00051
72-00048
PART OF 72-00110 &
72-00111



MICROFILMED

MAR 18 1993

CYPRUS THOMPSON CREEK MINING COMPANY
Snake River Basin Adjudication

Notice of Claim to Water Right:

Number

Priority Date

A72-00048

A72-00051B

A72-00051N

A72-00051L

A72-00110

A72-00111

A72-00133

A72-00135

A72-00136

A72-00137

A72-04047

A72-04055

A72-04055C

Beneficial Use

April 15, 1885

A72-04080

Beneficial Use

May 1, 1885

A72-04080H

Beneficial Use

May 1, 1885

A72-04151

A72-04159

A72-07083

A72-07084

A72-07099

A72-07100

A72-07101

A72-07117

A72-07118

A72-07134

A72-07193

A72-07219

A72-07220

A72-07257

A72-07267

A72-07414

A72-08811

A72-10488

Notice Posted for "Getty Place" Water Right Holman Ditch
Claim dated 01/09/90 for water from Salmon River,
Priority Date: May 24, 1888

MICROFILMED

MAR 18 1993

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: A72-00051B
Date Received: 1/12/1990
Receipt No: C013965
Received By: _____

RECEIVED

JUN 13 1990

Department of Water Resources
Southern Region Office

**NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW**

1. Name: CYPRUS THOMPSON CREEK MINING CO. 208-838-2200
Address: C/O BERT DOUGHTY
P.O. BOX 62
CLAYTON, ID 83227

2. Date of Priority: MAY 15, 1880

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

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
14N	19E	32	NW	NW			CUSTER

5. Description of diverting works:
SEE REMARKS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/01	0.500		

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

8. Total consumptive use is 475.0 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
14N	19E	33	NE	SE		IRR	30.0
			NW	SE		IRR	20.0
			SW	SE		IRR	30.0
			SE	SE		IRR	30.0

A72-00051B

Page 1

Date: 05/18/90

MICROFILMED
MICROFILMED
MAR 18 1993
MAR 18 1993

10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
					Section Acres	110.0
		34	SW	NW	IRR	20.0
			NW	SW	IRR	40.0
			SW	SW	IRR	20.0
					Section Acres	80.0
					Total Acres	190.0

11. Place of use in counties: CUSTER

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

13. Other Water Rights Used:
72-00051L, 72-00051N

14. Remarks:

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date:

ADAMS, ET. AL.

Decree Plaintiff

vs

VANDERVOORT, ET. AL.

Decree 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/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

COPY

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 72-0051B A72-000516
Date Received 1-12-90
Receipt Number C013945

NOTICE OF CLAIM
TO A
WATER RIGHT

RECEIVED

JAN 12 1990

ACQUIRED UNDER STATE LAW

Department of Water Resources

Please type or print clearly

1. Name of Claimant (s) Cyprus Thompson Creek Mining Company Phone (208) 838-2200

Mailing Address c/o Bert Doughty, P.O. Box 62, Clayton, ID Zip 83227

2. Date of Priority (Only one (1) per claim) May 15, 1880

3. Source of water supply (a) Garden Creek

which is tributary to (b) Salmon River

4. a. Location of existing point of diversion is: Township 14N Range 19E Section 32,
NW 1/4 of NW 1/4 of 1/4, Govt. Lot, B.M., County of Custer

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,

_____ 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. Water is diverted with rock jetty into

metal measuring flume. Flow is controlled by wheel valve at diversion point.

Water then flows into earthen ditch system and eventually flows into 8" steel

buried pipeline with endpoint being sprinkler wheel lines. Length of ditch system

is approximately 5400 feet and buried pipe segment is approximately 3800 feet

for total length of approximately 9200 feet.

MICROFILMED

MAR 18 1993

6. Water is claimed for the following purposes:

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

For irrigation purposes from April 1 to Nov. 1 amount .50 or —

For — purposes from — to — amount — or —

For — purposes from — to — amount — or —

For — purposes from — to — amount — or —

7. Total quantity claimed (a) .50 (cfs) and/or (b) — (acre feet)

8. Total consumptive use claimed is 475.0 acre feet per annum.

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

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	
14N	19E	33													30	20	30	30	110
14N	19E	34							20			40	20						80

Total number of acres irrigated 190

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

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.
72-0051L, 72-0051N or None ()

14. Remarks:
—
—
—
—
—

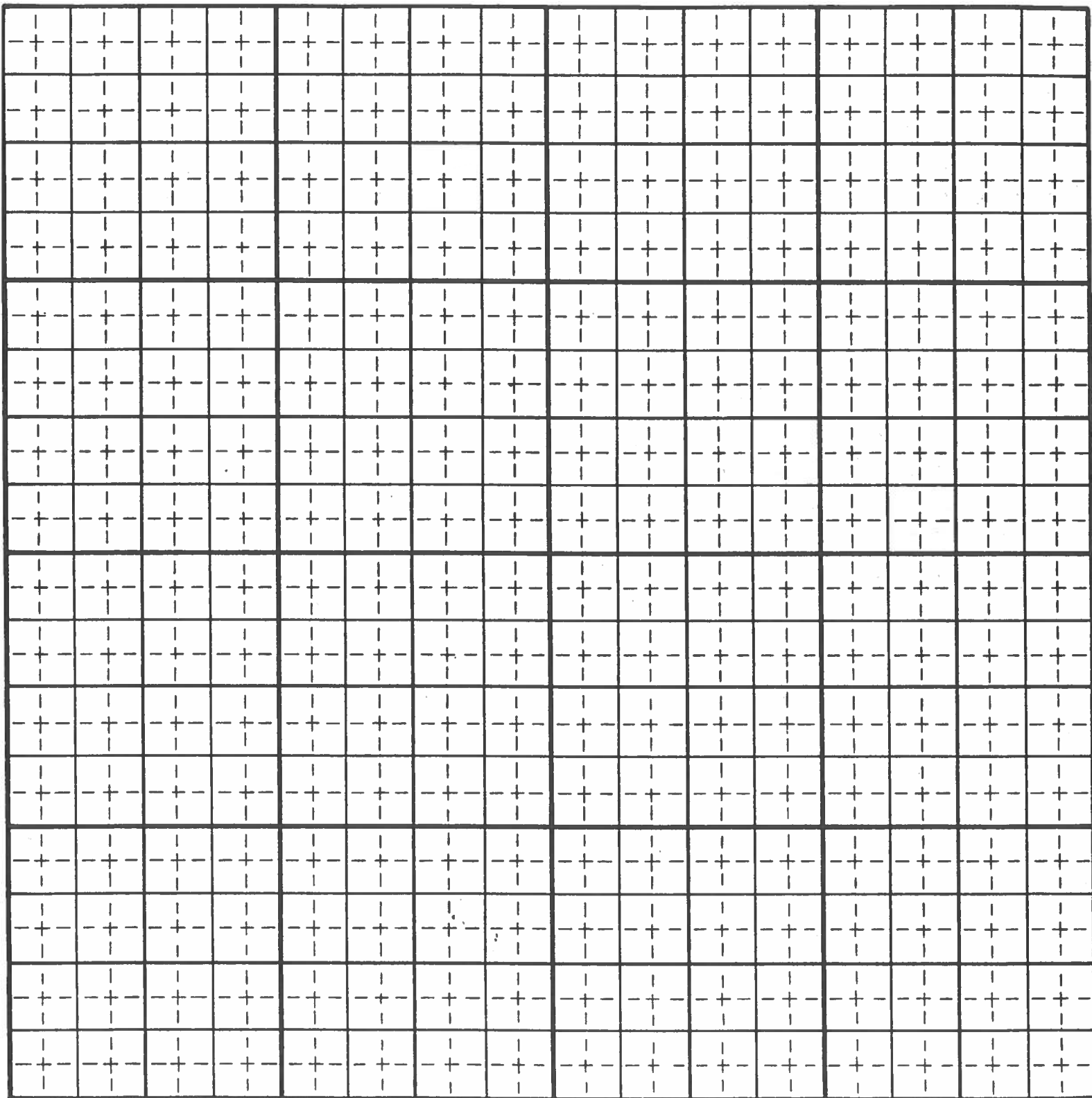
Last Name Cyprus Ident No. —

Copies: White -State, Yellow-Claimant

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

Scale: 2 inches equals 1 mile

See Exhibit A



Last Name Cyprus

Ident No. 72-0051B

MICROFILMED
Copies: White-State Yellow-Claimant
MAR 18 1993

15. Basis of Claim (check one) ☐ Special Use ☐ Posted Notice ☐ License ☐ Permit ☒ Decree x 72-0051B
If applicable, provide IDWR Water Right Number _____
Court 6th Dist., Custer County Case Number _____ Decree Date May 19, 1914
Plaintiff vs Defendant Adams, et al. v. Vandervoort, et al.

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 one (1)

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 Vice President/General Manager
Title
of Cyprus Thompson Creek Mining Company, that I have signed the foregoing
Organization
document in the space below as Vice President/General Mgr of Cyprus Thompson Creek Mining
Title Organization Company
and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent Patrick H. Fitch

Title and Organization Vice President/General Manager Date 11/17/89
Cyprus Thompson Creek Mining Company

State of Idaho/)
County of Custer) SS.

Subscribed and sworn (or affirmed) before me this 17th day of November 19 89

SEAL

Notary Public Bonnie M. Whitman

Residing at Challis, Idaho

My Commission Expires December 22, 1992

Please Print Name Bonnie Whitman

17. Notice of Appearance:

Notice is hereby given that I, Scott L. Campbell 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 Scott L. Campbell

Address P. O. Box 1539, Boise, Idaho 83701

Date January 8, 1990

MICROFILMED

Last Name Cyprus Ident. Number 72-0051B

MAR 18 1993
Copies: White State, 1200 v-Claimant

CLAIMANT'S NAME Cyprus Thompson Creek Mining Co. CLAIM IDENT. NO. A72-00051B

DATE RECEIVED 1-12-90 ^{Relay} CK # C013965 AMOUNT 5710.00

- | | YES | NO | Required Info? |
|--|-------------------------------------|-------------------------------------|----------------|
| 1. Is the name and address complete with zip code? | ☒ | ☐ | * |
| 2. Is a priority date entered?
Is the priority date acceptable in view of mandatory filing dates?
See Adjudication Memos #1 and #4 to determine if a Permit is required. | ☒ | ☐ | * |
| 3. (a) Is a source entered? | ☒ | ☐ | * |
| (b) Is a tributary to entered? (if required) | ☒ | ☐ | * |
| 4. Is the legal description of the p.d. sufficient? | ☒ | ☐ | * |
| 5. Is there a description of the diverting works? | ☒ | ☐ | |
| 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. | ☒ | ☐ | * |
| Is the period of use included? | ☒ | ☐ | |
| Is a quantity claimed for each use? | ☒ | ☐ | * |
| 7. Is a total quantity claimed entered? | ☒ | ☐ | |
| 8. If required is a consumptive use entered? | ☒ | ☐ | |
| Is the consumptive use correct? | ☒ | ☐ | |
| 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. | ☒ | ☒ | * |
| 10. Is (are) the place(s) of use and purpose(s) indicated? | ☒ | ☐ | * |
| 11. Is (are) the county(ies) entered? | ☒ | ☐ | |
| 12. Is the ownership of p.u. checked? | ☒ | ☐ | |
| 13. Are other water rights listed or "none" indicated? | ☒ | ☐ | |
| 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.) | ☒ | ☐ | |
| 15. Is the basis of the claim indicated? | ☒ | ☐ | |
| 16. If the claimant requested a monthly docket sheet, is payment enclosed? (If yes, describe payment status in "Comments" below.) | ☒ | ☐ | |
| 17. Is the claim signed by the claimant, and is the signature appropriate? Organizations must complete the organization block. | ☒ | ☐ | * |
| 18. Has the claim been signed, sealed, and dated by a notary? | ☒ | ☐ | * |
| 19. Was this claim filed on time, or was an extension granted? | ☒ | ☐ | * |
| 20. Is the fee enclosed correct? | ☒ | ☒ | * |
| 21. If this claim is based on an existing water right, has the identification number been entered? | ☒ | ☐ | |
| 22. Should this claim be data entered? | ☒ | ☐ | |

Claim checked by: CA Date: 5-18-90

Claim must be returned to claimant: (Yes) (No)

Claimant must be notified of modifications: (Yes) (No)

Receipt Prepared by: _____ Date: _____
Claim data entered by: CA Date: _____
Sent to claimant by: _____ Date: _____
Checked by: _____ Date: _____

Comments: 50.00 + 190.00 = 240.00

MICROFILMED

MAR 12 1992

RECEIVED

MAY 26 1999

Department of Water Resources

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

In Re SRBA

Case No. 39576

A. Subcase 72-00051B

(Insert water right number)

STANDARD FORM 1
OBJECTION

Please fill in the following information:

B. NAME AND ADDRESS OF PERSON OBJECTING

Name: Cyprus Thompson Creek Mining Company

Address: c/o Bert Doughty, Post Office Box 62
Clayton, ID 83227

Daytime Phone: (208) 838-2200

Name & Address of Attorney, if any:

Scott L. Campbell and Angela D. Schaer

Elam & Burke

PO Box 1539

Boise, ID 83701

C. CLAIMANT OF WATER RIGHT AS LISTED IN DIRECTOR'S REPORT

Name: Same as above

Address: _____

D. I object to the following elements as recommended in the Director's Report. (Please check the appropriate box(es)).

1. ☐ **Name and Address**
Should be: _____
2. ☐ **Source**
Should be: _____
3. ☐ **Quantity**
Should be: _____
4. ☐ **Priority Date**
Should be: _____
5. ☐ **Point(s) of Diversion**
Should be: _____
6. ☐ **Instream Flow Description**
Should be: _____
7. ☐ **Purpose(s) of Use**
Should be: _____
8. ☐ **Period of Year**
Should be: _____
9. ☒ **Place of Use**
Should be: See Attachment A

11. **I object because:**

- ☐ This water right should not exist.
- ☐ This water right was not recommended, but should be recommended with the elements described above.

E. REASONS SUPPORTING OBJECTION(S): See Attachments B and C

F.

VERIFICATION (Must be Completed)

State of IDAHO)
)ss.
County of ADA)

Angela D. Schaefer, duly sworn, upon oath, deposes and says:
(Name of person filing objection)

That I am the party/claimant filing this objection, as defined by I.C. 42-1401A(1) and (6)
or that I am the attorney for the party/claimant objecting and that I have read this objection, know
its contents and believe that the statements are true to the best of my knowledge.

(Signature of person filing objection)

Angela D. Schaefer
(Attorney signing in representative capacity)

Subscribed and sworn to before me on:

May 25, 1999
Pamela Woodies

Notary Public for Idaho

Residing at: Boise, Idaho

My Commission Expires: 2/25/2004



INSTRUCTIONS FOR MAILING

You must mail the objection, to the Clerk of the Court. **FAX filings will not be accepted.** You must also send a copy to all the parties listed below in the Certificate of Mailing.

G. CERTIFICATE OF MAILING

I certify that on May 25, 1999, I mailed the original and copies of this objection, including all attachments, to the following persons:

1. Original to:

Clerk of the District Court
Snake River Basin Adjudication
253 Third Avenue North
PO Box 2707
Twin Falls, ID 83303-2707

2. One copy to the claimant of the water right at the following address:

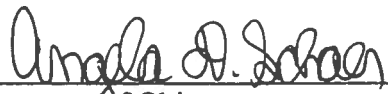
Name: Thompson Creek Mining Company
Address: c/o Bert Doughty, Post Office Box 62
Clayton, ID 83227

3. Copies to:

IDWR Document Depository
PO Box 83720
Boise, ID 83720-0098

Chief, Natural Resources Division
Office of the Attorney General
State of Idaho
PO Box 44449
Boise, ID 83711-4449

United States Department of Justice
Environment and Natural Resource Division
550 West Fort Street, MSC 033
Boise, ID 83724



Signature of Objector or attorney
mailing on Objector's behalf

SRBA CLAIM NUMBER 72-00051B

**STANDARD FORM 1
OBJECTION
ATTACHMENT A**

The place of use for this water right should be decreed as follows:

Township	Range	Section	¼ of ¼		Acres
14N	19E	33	NE	SE	10
			NW	SE	10
			SW	SE	20
			SE	SE	33
			Section Acres		73
		34	NW	SW	6
			SW	SW	11
			Section Acres		17
		Total Acres		90	

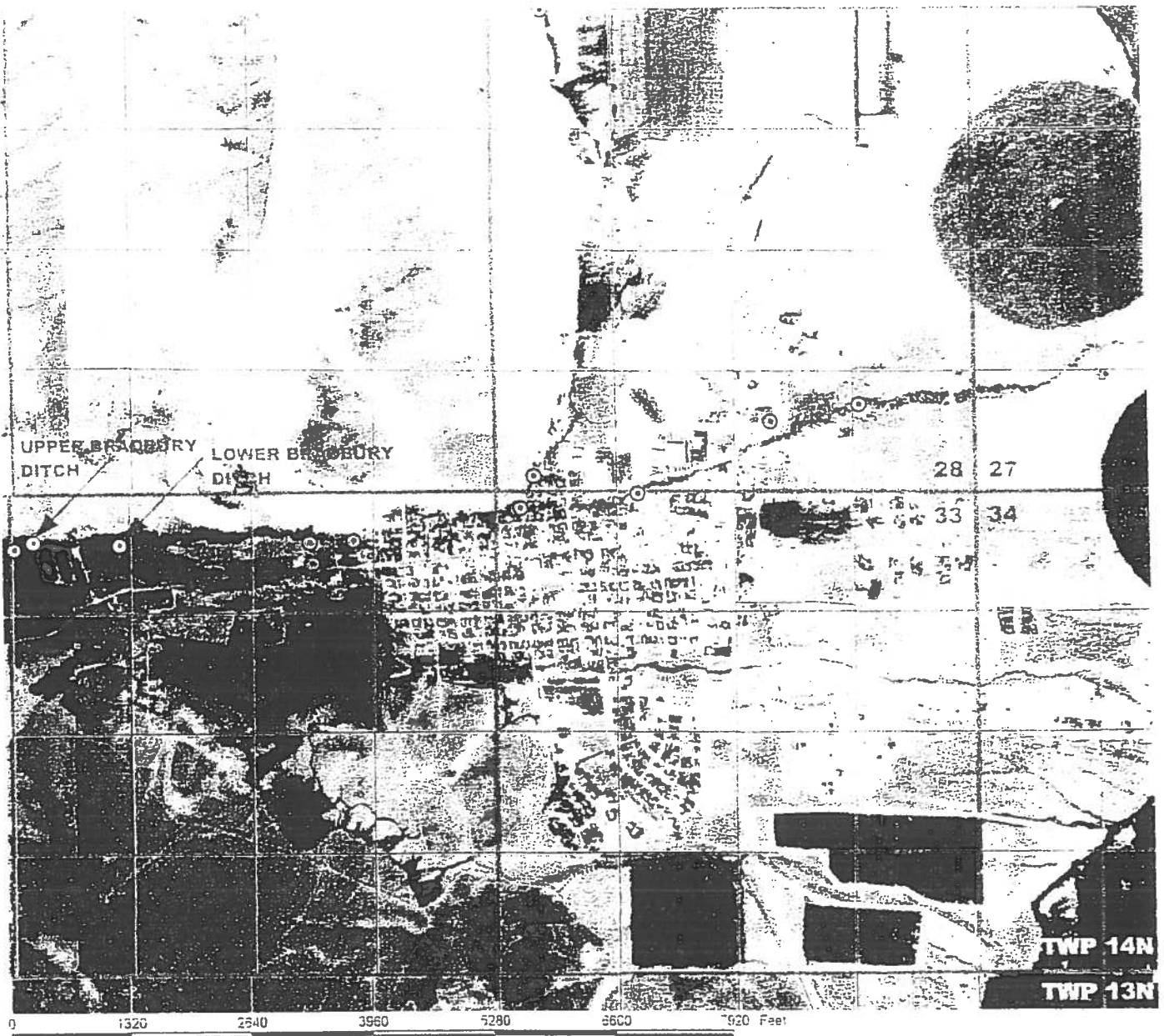
SRBA CLAIM NUMBER 72-00051B

**STANDARD FORM 1
OBJECTION
ATTACHMENT B**

1. There is apparently a clerical error in the legal description for the place of use. The legal description for the place of use in Township 14N, Range 19E, Section 33 should be in the SE $\frac{1}{4}$ instead of the NE $\frac{1}{4}$. The Idaho Department of Water Resources GIS Map, included as Attachment C to this Objection, shows that the place of use in Section 33 is indeed in the SE $\frac{1}{4}$.

2. The place of use as set forth in the Amended Notice of Claim filed by Thompson Creek in 1998 was determined by a survey, and provides a more accurate assessment of the place of use than the GIS map, upon which the Idaho Department of Water Resources apparently relied in setting forth the number of acres in the place of use. Therefore, the place of use, including the number of acres, should be decreed as claimed and surveyed, and as described in Attachment A to this Objection.

72-00048, 72-00051B, 72-00051L, & 72-00051N



PLACE OF USE RECOMMENDATION
TWP 14N, RNG 19E, SEC 33 & SEC 34
data entry on November 9, 1998



RECOMMENDED POINT OF DIVERSION
RECOMMENDED PLACE OF USE
SECTION LINES
QUARTER/QUARTER LINES

GIS PLACE OF USE PRESENTATION
1992 USDA-F AERIAL PHOTOGRAPHY
DATA ENTRY BY KELLY K CHRISTENSEN

RECEIVED

DEC 21 1998

Department of Natural Resources
Region

ELAM & BURKE

A Professional Association
ATTORNEYS AND COUNSELORS AT LAW
KEY FINANCIAL CENTER
702 WEST IDAHO
POST OFFICE BOX 1539
BOISE, IDAHO 83701

72-00051B
TELEPHONE
208-343-5454
FACSIMILE

SCOTT L. CAMPBELL

December 18, 1998

208-384-5844

SENT VIA FACSIMILE

Ms. Trish Fawcett
IDWR Southern Regional Office
1341 Fillmore Street, Suite 200
Twin Falls, ID 83301-3380

Re: Thompson Creek Mining Company's Snake River Basin Adjudication
Water Right Claims/Preliminary Recommendations

Dear Ms. Fawcett:

Our firm represents Thompson Creek Mining Company. Attached please find a Notice of Error form for the following preliminary recommendations:

72-00048	72-00137
72-00051B	72-04159F
72-00051L	72-07193
72-00051N	72-07220
72-00133	72-07257
72-00135	72-07414
72-00136	72-10488

I am sending the originals of these Notice of Error Forms via U.S. mail today, along with a copy of each. If you could please date-stamp the copies and return them to me in the enclosed self-addressed, stamped envelope, I would appreciate it.

Thank you for your assistance in this matter, and if you have any questions, please do not hesitate to contact me.

Very truly yours,

ELAM & BURKE
A Professional Association


Scott L. Campbell

SLC:thm G:\Thm\WPDATA\0016\00075-ltr.wpd
encl.

cc: Bert Doughty (w/ encl.)
Kevin Loughrey (w/ encl.)

November 20, 1998

**Notice of Error
Reply**

RECEIVED
DEC 21 1998
Department of Water Resources
Southern Region

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

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

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

Water right number: 72-00051B

SCOTT L. CAMPBELL
ELAM & BURKE
PO BOX 1539
BOISE, ID 83701

Daytime Telephone Number: (208) 343-5454

Evening Telephone Number: (208) 343-5454

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

Place of use, point of diversion, quantity, volume

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

Changes must be provided in personal conference in order to fully explain

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

Because the preliminary recommendations are incorrect

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

DATE: 12-18-98

SIGNATURE: Scott L. Campbell

Please print your name: Scott L. Campbell

Attorneys for: Thompson Creek Mining Company

RECEIVED

DEC 21 1998

Department of Water Resources
Southern Region

ELAM & BURKE

A Professional Association
ATTORNEYS AND COUNSELORS AT LAW
KEY FINANCIAL CENTER
702 WEST IDAHO
POST OFFICE BOX 1539
BOISE, IDAHO 83701

TELEPHONE
208-343-5454

FACSIMILE

SCOTT L. CAMPBELL

December 18, 1998

208-384-5844

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IDWR Southern Regional Office
1341 Fillmore Street, Suite 200
Twin Falls, ID 83301-3380

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Water Right Claims/Preliminary Recommendations

Dear Ms. Fawcett:

Our firm represents Thompson Creek Mining Company. Attached please find a Notice of Error form for the following preliminary recommendations:

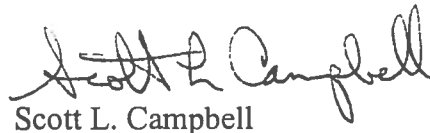
72-00048	72-00137
72-00051B	72-04159F
72-00051L	72-07193
72-00051N	72-07220
72-00133	72-07257
72-00135	72-07414
72-00136	72-10488

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Thank you for your assistance in this matter, and if you have any questions, please do not hesitate to contact me.

Very truly yours,

ELAM & BURKE
A Professional Association


Scott L. Campbell

SLC:thm G:\Thm\WPDATA\0016\00075-ltr.wpd
encl.

cc: Bert Doughty (w/ encl.)
Kevin Loughrey (w/ encl.)



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, P.O. Box 83720, Boise, Idaho 83720-0098

Phone: (208) 327-7900 FAX: (208) 327-7866 www.idwr.state.id.us/idwr/idwrhome.htm

January 8, 1999

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

**ELAM & BURKE
SCOTT CAMPBELL
PO BOX 1539
BOISE ID 83701**

**RE: NOTICE OF ERROR FOR THOMPSON CREEK MINING COMPANY PRELIMINARY
RECOMMENDATION FOR 72-00048, 72-00051B, 72-00051L, & 72-00051N**

Dear Scott

1. The point of diversion legal descriptions represent the descriptions of the diversion point for the two ditch systems that deliver water to the property, as determined during the 1993 field season and identified in the approved transfer 3745.
2. The place of use recommendation was based upon a survey and plat submitted by Bert Doughty. We viewed the place of use in August of 1993 and were in agreement as to the actual irrigated ground.
3. The quantity and volume recommendations are based upon the hearing conducted by the department in the matter of the application for transfer 3745 dated June 1 1992.

If you have any further questions please contact me at this office.

Sincerely

Kelly K Christensen
Senior Water Resource Agent

AJ0743NP
(00-124)

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIMS PROOF READING REPORT
(REGIONAL)

11/10/98 09:43:42
Page 1

Water Right Number - R72-00051B

Prefix Translation: RESEARCH

Old (D) Number -

*** A - ATTORNEY ***
CAMPBELL

SCOTT L

1 - ELAM & BURKE
2 - 702 W IDAHO ST
3 - PO BOX 1539
City- BOISE
Phone - 208-343-5454

State- ID Zip- 837011539

*** C - CURRENT OWNER ***
CYPRIUS THOMPSON CREEK MINING CO

1 - C/O BERT DOUGHTY
2 - PO BOX 62
3 -
City- CLAYTON
Phone - 208-838-2200

State- ID Zip- 83227

Priority Date - +
05/15/1880

Region - +
17 SOUTHERN

Stage - +
D - DECREED

Status - +

Source - +
GARDEN CREEK

Tributary - +
SALMON RIVER

Twn Rng Sec Tract Lot Rflg County
14N 19E 32 NE NW NW
NW NW NW

Point of Diversion - +
(37) CUSTER
(37) CUSTER

LOWER BRADBURY DITCH
UPPER BRADBURY DITCH

Code Description Period From Period To Water Use

Diversion Rate Diversion Volume

01 - IRRIGATION

04/01 11/01

0.380

+ - Total Div. Rate - + + - Total Div. Volume - +
0.380

+ - Total Consumptive Use - + + - KW Usage - +
0.0

Twn	Rng	Sec	Tract	Lot	Acres	Place of Use	Code	Description	County
14N	19E	33	NE NE		13.0	01	IRRIGATION	(37) CUSTER	
14N	19E	33	NW NE		12.0	01	IRRIGATION	(37) CUSTER	
14N	19E	33	SW NE		18.0	01	IRRIGATION	(37) CUSTER	
14N	19E	33	SE NE		29.0	01	IRRIGATION	(37) CUSTER	
14N	19E	34	NW SW		8.0	01	IRRIGATION	(37) CUSTER	
14N	19E	34	SW SW		10.0	01	IRRIGATION	(37) CUSTER	

Total Acres: 90.0

+ - - Diversion Means - SEE REMARKS
+ - - Non-Irrigation Use -
+ - - Other Rights for Same Use - 72-00051L, 72-00051N

VERIFIED BY *AKC*
11-10-98

Prefix Translation: RESEARCH

..... Remarks

USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION
CULTIVATED TOTAL OF 60 ACRES IN A SINGLE IRRIGATION SEASON

OF A COMBINED TOTAL OF 90 ACRES IN A SINGLE IRRIGATION SEASON.
COMBINED RIGHT NOS.: 72-00048, 72-00051B, 72-00051L, & 72-00051N.

THE FOLLOWING RIGHTS ARE DIVERTED THROUGH THE POINT OF
 DIVERSION LOCATED IN TWD 24N R9E SEC 33 NEENAH ALSO

DIVERSION LOCATED IN TWP 14N, RNG 19E, SEC 32 NENMNU ALSO KNOWN AS THE LOWER BRADBURY DITCH. COMBINED RIGHT NOS.: 72-00048, 72-00051B, 72-00051L, 72-00051N, 72-00117A, 72-00117B, 72-00117C AND 72-00117D.

THE FOLLOWING RIGHTS ARE DIVERTED THROUGH THE POINT OF DIVERSION LOCATED IN TWP 14N, RANG 19E, SEC 32 NNNNN ALSO KNOWN AS THE UPPER BRADBURY DITCH. COMBINED RIGHT NOS.: 72-00048, 72-00051B, 72-00051L, 72-00051N, 72-00080A, 72-00110A, 72-00110B, 72-00111A, 72-00111B AND 72-10257.

```

+-----+-----+
| No Old Water Right Numbers Found | Old Water Right Numbers |
+-----+-----+

```

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

	Decree Plaintiff	Decree Defendant	Decree Date
ADAMS, ET. AL.	+	+	00/00/0000
VANDERVOORT, ET. AL.	+	+	

+ - - - - + - - - -
-Comments-
No Comments Found

+ - - Audit Fields - - +
11/10/98 KCHRISTE

+ Adjudication Rights Dates and Flags Area

Court Report Filing - 00/00/0000 Field Inspection Made - 00/00/0000 Civil Case Number - 39576

Court Report Filing	-	06/06/2008
Objection Filed Date	-	00/00/0000
Field Inspection Flag	-	00.000.0000
Old Case Number		01 Judicial District

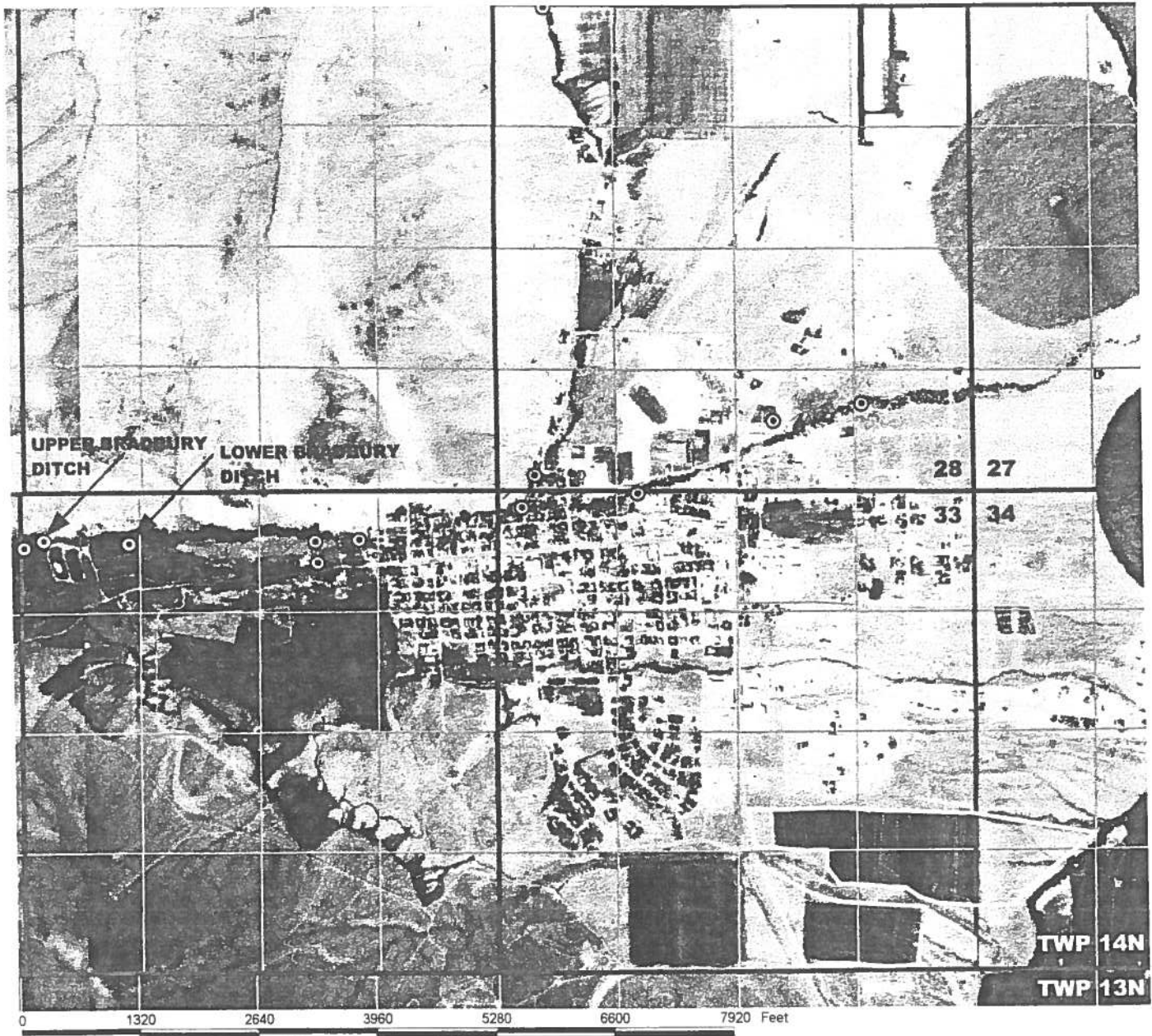
Response Filed Date	- 00/00/0000	Verified Date	- 00/00/0000	Old Judicial District	- P
Claim Received Date	- 01/12/1990	Last Amended Date	- 00/00/0000	Temporary Right	- P
				Not a District	- P
				Not a District	- P

Receipt Number	- C013965	Water District	- 128
Poll Ownership Flag	- Y	Federal/State Indicator	- S

Connector Name	Presumption Flag
-	- D

Notice of Error Flag

72-00048, 72-00051B, 72-00051L, & 72-00051N



PLACE OF USE RECOMMENDATION
TWP 14N, RNG 19E, SEC 33 & SEC 34
 data entry on November 9, 1998



- ⊙ RECOMMENDED POINT OF DIVERSION
- RECOMMENDED PLACE OF USE
- SECTION LINES
- QUARTER/QUARTER LINES

GIS PLACE OF USE PRESENTATION
 1992 USDA-F AERIAL PHOTOGRAPHY
 DATA ENTRY BY KELLY K CHRISTENSEN

AIM NUMBER 72-00048 72-00051B DATE 11-9-98
00051L AGENT KKC
00051N

TRANSFER NUMBER _____
 CLAIMED ACRE TOTAL 90
 GIS ACRE TOTAL 90

	TWP	RNG	SEC	NE				NW				SW				SE				
				NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
LAIM	<u>14N</u>	<u>19E</u>	<u>33</u>													<u>10</u>	<u>10</u>	<u>20</u>	<u>33</u>	<u>73</u>
GIS																<u>13</u>	<u>12.1</u>	<u>17.6</u>	<u>29</u>	
ECOM																<u>13</u>	<u>12</u>	<u>18</u>	<u>29</u>	<u>72</u>
LAIM	<u>14N</u>	<u>19E</u>	<u>34</u>										<u>6</u>	<u>11</u>						<u>17</u>
GIS													<u>8</u>	<u>10</u>						<u>18</u>
ECOM													<u>8</u>	<u>10</u>						<u>18</u>
LAIM																				
GIS																				
ECOM																				

372-DBPOU.SHP

SHAPE NOS. 395
396

Remarks needed
 POW - limit to 90A
 48, 51B, 51L, 51N

B72-DBPOD.SHP

NOS. DESCRIPTION 72 32 upper Bradbury
NWNWNW Litch

#72) Rights 48, 51B, 51L, 51N
 80A, 110A 110B, 111A, 111B &
 10257.

#143) Rights 48, 51B, 51L, 51N
 117A, B, C, & D.

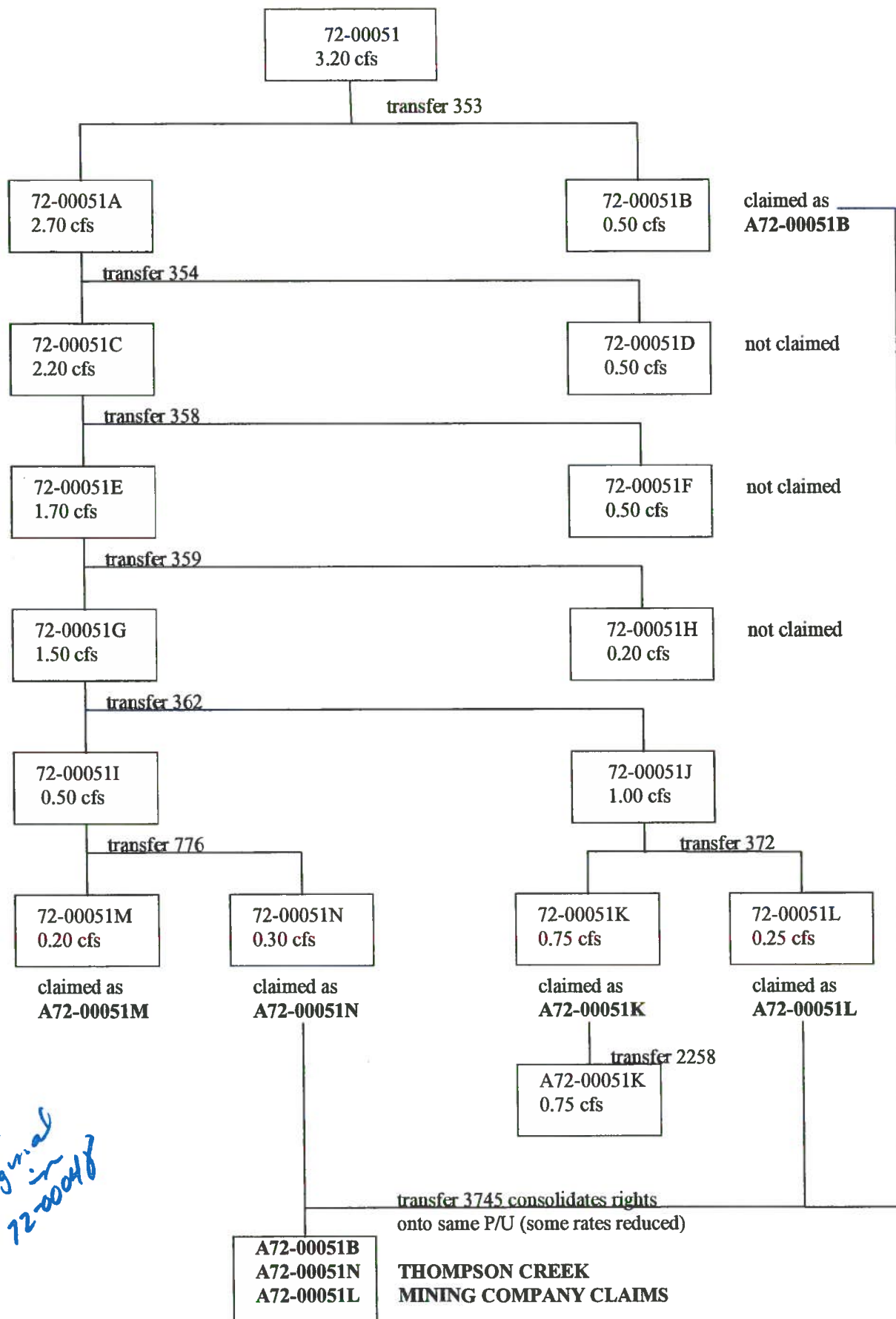
143 Sec 32 lower Bradbury
 NENWNW Litch

00048 2.60 CFS conveyance loss UP Brad .96 CFS

DBF TABLES UPDATED 51B .38 Low Brad .82 CFS
 B72-DBPOU.DBF ☒ 51L .19 90A @ .02/Ac = 1.80 CFS
 B72-DBPOD.DBF ☒ 51N .30 3.58 CFS

JPEG LAYOUT ☒ 3.47 CFS

Reg 7 total licensed rates
 therefore no div rate reduction
 is req.



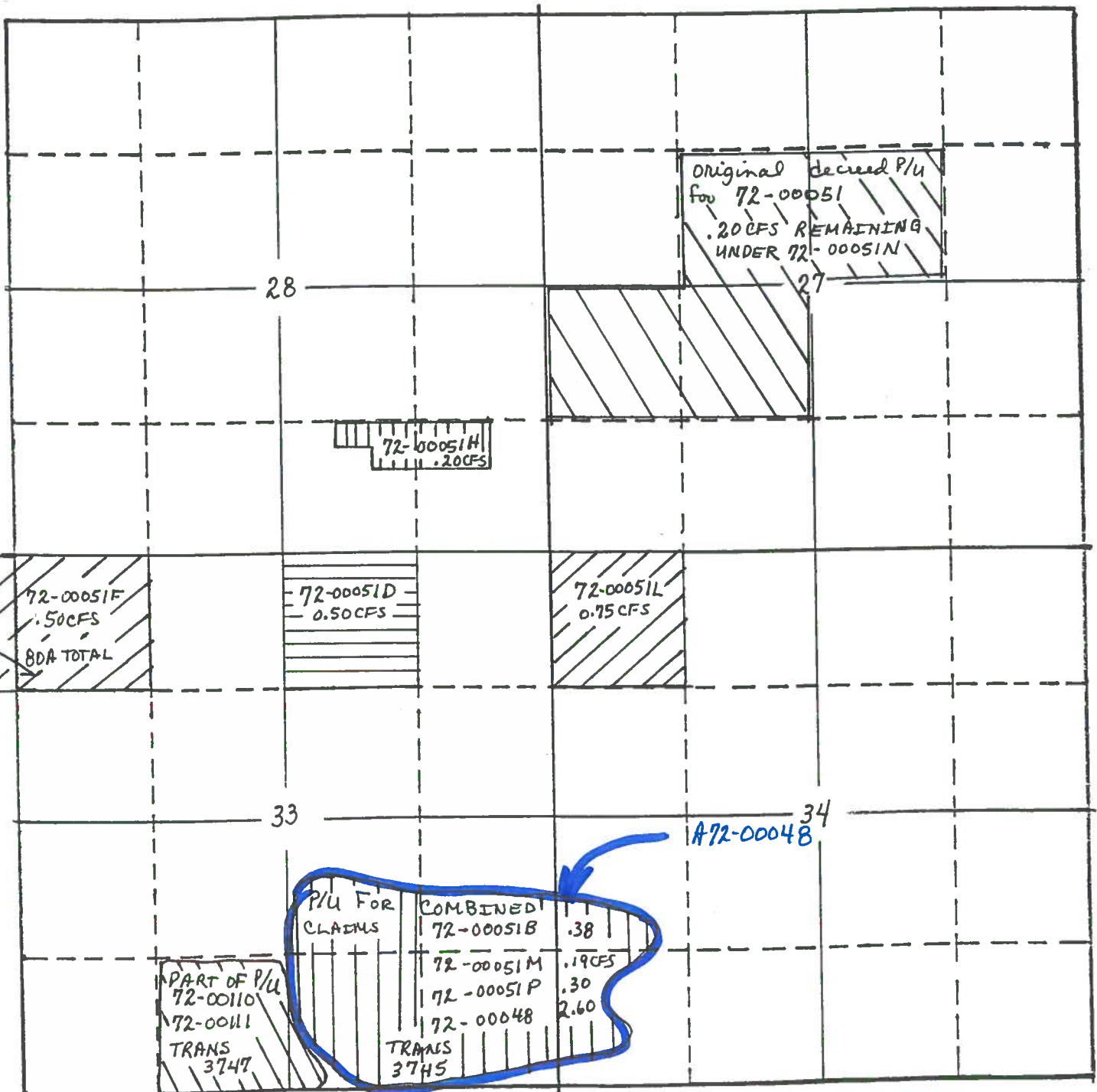
original
in
72-00048

FOR CLAIM FILE: A72-00048

DATE: _____

14N TOWNSHIP
19E RANGE
SECTION

EFFECTS OF TRANSFERS ON 72-00051
72-00048
PART OF 72-00110 &
72-00111



MICROFILMED

MAR 18 1993

PAGE: 1
GENERAL INFORMATION

CLAIM NUMBER: A72-00051B

LAST: ZILKEY
ADDRESS:
CITY: X
PHONE NUMBER: 208-000-0000
OWNER CODE: 0
FIRST: CHARLES F.
STATE: ID ZIP: 0

LAST: ADAMSON
ADDRESS:
CITY: X
PHONE NUMBER: 208-000-0000
OWNER CODE: 0
FIRST: W. W.
STATE: ID ZIP: 0

LAST: CYPRIUS THOMPSON CREEK MINING CO.
ADDRESS: C/O BERT DOUGHTY
P.O. BOX 62
CITY: CLAYTON
PHONE NUMBER: 208-838-2200
OWNER CODE: C
FIRST:
STATE: ID ZIP: 83227

LAST: CAMPBELL
ADDRESS: DAVIS WRIGHT TREMAINE
702 W IDAHO ST STE 700
CITY: BOISE
PHONE NUMBER: 208-338-8200
OWNER CODE: A
FIRST: SCOTT L.
STATE: ID ZIP: 83702

FIELD EXAM REQUIRED?
VERIFICATION REQUIRED DUE TO REMARKS?
NO REMARKS IN CLAIM
DATABASE
FIELD EXAMINER

PHONE NUMBER: ()

Title

A() P()

PHONE NUMBER: () -
 XXXX XXXX XXXX XXXX XXXX

A. AJ CLAIM POINT OF DIVERSION AND SOURCE:

RIGHT	TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	CNTY
A72-00051B	14N	19E	32		NW	NW		CUSTER

OTHER AJ CLAIMS WITH SAME AJ POD WR RECORDS IN SAME 40 ACRE TRACT

A PREFIX		72-00047
A72-00047	R PREFIX	72-00048
A72-00048	NONE	72-00051N
A72-00051N		72-07167
A72-00110		72-07290
A72-00111		T72-00048
A72-00123		T72-00051B
		T72-00051L
		T72-00051N
		T72-00110
		T72-00111

SOURCE: GARDEN CREEK TRIB: SALMON RIVER

B. WR POINT OF DIVERSION AND SOURCE:

7200051B THERE IS NO POD ASSOCIATED WITH THIS WATER RIGHT NUMBER

SOURCE: GARDEN CREEK TRIB: SALMON RIVER

C. FIELD EXAM REQUIRED?

DUE TO POD DISCREPANCY?	(Y/N)	DATABASE	FIELD EXAMINER
DUE TO SOURCE DISCREPANCY?	(Y/N)	Y	-----
	N		-----

AKKS:

RECOMMENDED POINT(S) OF DIVERSION AND SOURCE:
TWP. RGE. SEC. 1/4 1/4 LOT COUNTY

SOURCE: GARDEN CREEK TRIB: SALMON RIVER

REVIEWED BY: DATE:

A. ROOT WATER RIGHT NUMBERS:

A72-00051M
A72-00051D

A72-00051K

A72-00051B

A72-00051L

A72-00051N

A72-00051D

B. POUL LISTING

RNG	SEC	1/4	1/4	LOT	NAME	AJ #/ACRES	WR #/ACRES	LANDSAT DATA	FIELD EXAM.	RECOMM. ACRES
14N	19E	33	NE	SE	CYPRUS THOMPSON CREEK MINING	A72-00051B 730.0	72-00051B 740.0	22.0		
			NE	SE	CITY OF CHALLIS	A72-07117 /	72-07117 /40.0			
			NE	SE	CYPRUS THOMPSON CREEK MINING	CA72-00051N /30.0				
			NE	SE	CYPRUS THOMPSON CREEK MINING	CA72-00051L /30.0	72-00051L /40.0			
			NE	SE	ROUND VALLEY IRRIGATION CO.		72-00032 /			
			NE	SE	CYPRUS THOMPSON CREEK MINING C		T72-00048 /20.0			
			NE	SE	CYPRUS THOMPSON CREEK MINING C		T72-00051B /20.0			
			NE	SE	CYPRUS THOMPSON CREEK MINING C		T72-00051L /20.0			
			NE	SE	CYPRUS THOMPSON CREEK MINING C		T72-00051N /20.0			
14N	19E	33	NW	SE	CYPRUS THOMPSON CREEK MINING	A72-00051B 720.0	72-00051B 740.0	23.0		
			NW	SE	CHALLIS CITY OF	A72-00047 /				
			NW	SE	CITY OF CHALLIS	A72-07117 /	72-07117 /40.0			
			NW	SE	CYPRUS THOMPSON CREEK MINING	CA72-00051N /20.0				
			NW	SE	CYPRUS THOMPSON CREEK MINING	CA72-00051L /20.0	72-00051L /40.0			
			NW	SE	ROUND VALLEY IRRIGATION CO.		72-00032 /			
			NW	SE	WATERS HARRY S.		72-00132 /			
			NW	SE	CYPRUS THOMPSON CREEK MINING C		T72-00048 /20.0			
			NW	SE	CYPRUS THOMPSON CREEK MINING C		T72-00051B /20.0			
			NW	SE	CYPRUS THOMPSON CREEK MINING C		T72-00051L /20.0			
			NW	SE	CYPRUS THOMPSON CREEK MINING C		T72-00051N /20.0			
14N	19E	33	SW	SE	CYPRUS THOMPSON CREEK MINING	A72-00051B 730.0	72-07117 /40.0	25.0		
			SW	SE	CITY OF CHALLIS	A72-07117 /				
			SW	SE	CYPRUS THOMPSON CREEK MINING	CA72-00051N /30.0				
			SW	SE	CYPRUS THOMPSON CREEK MINING	CA72-00051L /30.0				
			SW	SE	ROUND VALLEY IRRIGATION CO.		72-00032 /			
			SW	SE	CYPRUS THOMPSON CREEK MINING C		T72-00048 /30.0			
			SW	SE	CYPRUS THOMPSON CREEK MINING C		T72-00051B /30.0			
			SW	SE	CYPRUS THOMPSON CREEK MINING C		T72-00051L /30.0			
			SW	SE	CYPRUS THOMPSON CREEK MINING C		T72-00051N /30.0			
			SW	SE	CYPRUS THOMPSON CREEK MINING C		T72-00110 /14.0			

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

C. FIELD EXAM REQUIRED? FIELD EXAMINER POU COUNTY: CUSTER

DUE TO POU DISCREPANCY? (Y/N)

DATABASE
Y

PRESUMPTION FLAG: D

REMARKS:

RECOMMENDATIONS:

TOTAL ACRES: -----

REVIEWED BY: -----

DATE: -----

A. AJ CLAIMED USES:

PURPOSES
A72-00051B IRRIGATION

MONTH/DAY
FROM 04-01 TO 11-01

TOTAL DIVERSION RATE/VOLUME CLAIMED

DIVERSION QUANTITY
.500 CFS
.500 CFS

B. WR RECORDED USES:

PURPOSES
72-00051B IRRIGATION
72-00051B DOMESTIC

MONTH/DAY
FROM
FROM TO

TOTAL DIVERSION RATE/VOLUME CLAIMED

DIVERSION QUANTITY
.500 CFS
.500 CFS
.500 CFS

PRESUMPTION FLAG: D

C. FIELD EXAM REQUIRED?

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

DATABASE FIELD
EXAMINER
Y
Y
Y

D. PERIOD OF USE:

RECOMMEND AS CLAIMED?

RECOMMEND TO WR STANDARDS OR OTHER?

REMARKS:

Y() N()
Y() N()

Explain in remarks, below.

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

AJ TOTAL CLAIMED DIVERSION RATE: 0.500 CFS
WR ROOT RIGHT TOTAL DIVERSION RATE: 0.500 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
DUE TO STAGE OR DIVERSION RATE DISCREPANCY? (Y/N) Y DATABASE EXAMINER

MEASUREMENT METHOD _____, SEE ATTACHED CALCULATIONS.

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

OTHER RIGHTS LISTED IN CLAIM: 72-00051L, 72-00051N

LIST ALL RIGHTS WITH A SAME POU AND IRRIGATION USAGE:

CLAIM NO.	SOURCE	NAME	DIV. RATE	DIV. RATE/ACRE	DIV. VOL.	DIV. VOL./ACRE
A72-00051B	GARDEN CREEK	CYPRUS THOMPSON CREEK MINING C	0.500	0.002		
A72-00051L	GARDEN CREEK	CYPRUS THOMPSON CREEK MINING C	0.250	0.001		
A72-00051N	GARDEN CREEK	CYPRUS THOMPSON CREEK MINING C	0.300	0.001		
A72-04055B	SALMON RIVER	ROBBINS, NOEL	6.820	0.041		
A72-04151	SALMON RIVER	CYPRUS THOMPSON CREEK MINING C	2.940	0.080		
A72-10480	SALMON RIVER	GINI DITCH COMPANY INC.	120.000	0.041		
A72-10481	SALMON RIVER	GINI DITCH COMPANY INC.	67.000	0.022		
72-10482	SALMON RIVER	GINI DITCH COMPANY INC.	25.300	0.008		

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

CLAIM NO.	PURPOSES	NAME	MONTH/DAY	RATE	VOLUME
A72-07117	MUNICIPAL	CITY OF CHALLIS	FROM 01-01 TO 12-31	6.000 CFS	

D. RATE/VOLUME CALCULATIONS: (IRRIGATION)

1a. IRRIGATION RATE
ACRES ----- X 0.02 CFS/ACRE = CFS
(Taken from p/u review)

1b. CALCULATIONS

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

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

2. IRRIGATION CONSUMPTIVE USE

CLAIMED CONSUMPTIVE USE = 475.0 AE/A

ACRES ----- X CONSUMPTIVE VOL. AE/A FOR AREA ----- =

TOTAL CONSUMPTIVE USE ----- AE/A

3. IRRIGATION DIVERSION VOLUME

CLAIMED DIVERSION VOLUME = AE/A

ACRES ----- X DIVERSION VOL. AE/A FOR AREA ----- =

TOTAL DIVERSION VOLUME ----- AE/A

4. CALCULATIONS FOR USES OTHER THAN IRRIGATION:

SEE ATTACHED SHEET? Y() N()

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

RECOMMENDATIONS:

REC.
PURPOSES

REC. PERIOD
FROM TO

REC. DIV
RATE CFS

REC. DIV
VOL. AF/A

REC. CONS.
USE

DATABASE EXAMINER

DATABASE EXAMINER

DATABASE EXAMINER

TOTAL FOR THIS RIGHT

REVIEWED BY:

DATE:

A. CHECK ONLY THE FOLLOWING THAT APPLY:

OWNERSHIP
FOREIGN/ABANDON
ADDITIONAL DIV. AMOUNT

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

B. SPLIT WATER RIGHT REVIEW

ROOT WATER RIGHT NUMBER: 72-00051

TOTAL DIVERSION RATE OF WR SPLITS

DATABASE
3.200

EXAMINER

CFS

SPLITS:

OLD RIGHT NUMBERS	CURRENT CLAIM NUMBERS	DIVERSION RATE	CURRENT "R" CLAIM NUM.	"R" DIV. RATE	WR RIGHT NUMBERS	DIVERSION RATE
-	A72-00051M	0.200	-	-	72-00051M	0.200
-	A72-00051D	0.040	R72-00051D	0.040	-	-
-	A72-00051K	0.750	-	-	72-00051K	0.750
-	A72-00051B	0.500	-	-	72-00051B	0.500
-	A72-00051L	0.250	-	-	72-00051L	0.250
-	A72-00051N	0.300	-	-	72-00051N	0.300
-	R72-00051D	0.040	R72-00051D	0.040	-	-
-	-	-	-	-	72-00051	-
-	-	-	-	-	72-00051A	-
-	-	-	-	-	72-00051C	-
-	-	-	-	-	72-00051D	0.500
-	-	-	-	-	72-00051E	-
-	-	-	-	-	72-00051F	0.500
-	-	-	-	-	72-00051G	-
-	-	-	-	-	72-00051H	0.200
-	-	-	-	-	72-00051I	-
-	-	-	-	-	72-00051J	-
TOTAL CFS		2.080		0.080		3.200

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)

FIELD
EXAMINER
N

REMARKS:

AUTHENTICATION:

SIGNATURE: -----

DATE: -----

NAME OF FIELD EXAMINER: ----- TITLE: -----

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

05:28:14
05/30/92

PAGE: 15
RULICKLOOK INFORMATION

CLAIM NUMBER: A72-00051B

WR ELEMENT	FIELD EXAM Y/N	CORRESPONDENCE SENT/RECEIVED BY WHOM/DATE	FIELD EXAM BY WHOM/DATE	CHANGE CLAIM Y/N	VERIFIED BY CODE	COMPLETED REVIEW WHOM/DATE	COMPLETED DATA ENTRY WHOM/DATE	VERIFIED DATE WHOM/DATE
PRIORITY DATE								
POINT OF DIV	Y							
SOURCE								
PLACE OF USE	Y							
DIV. AMOUNT CFS/VOLUME	Y							
CONSUMPTIVE USE	-							
PURPOSES	Y							
PERIOD OF USE	Y							
BASIS OF CLAIM	Y							
REMARKS								

VERIFIED BY CODES

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

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

CLAIM NUMBER: A72-00051B

Stage: **DECKHEAD**

CUSTER County

Use of Legal Description for: IRRIGATION

FOU County: CUSTER

Other Rights: 72-00051L, 72-00051N

Notes:	Exam Made Date:

Verified Date: 02/11/1985

Misc: Water District Number: 72B

Field Inspection Flag: I
Presumption Flag: I