

**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 COEUR D' ALENE-SPOKANE RIVER
BASIN WATER SYSTEM**

CIVIL CASE NUMBER: 49576 8731
Ident. Number 94-2193 94-8713
Date Received: 7/15/19
Receipt No: N-081322C
Received By: [Signature]

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

Please type or print clearly

1. Name of Claimant (s) Mine Systems Design, Inc Phone (208) 783-3331
Mailing Address PO Box 1019 Kellogg ID ZIP 83837
Street or Box City State
2. Date of Priority (Only one (1) per claim) March 26, 1943
Month Day Year (YYYY)

3. Source of water supply (Check one) Ground Water () or Other (✓)(a) Miner's Slough
which is tributary to (b) South Fork Coeur d'Alene River

4. a. Location of Point of Diversion is: Township 48N, Range 3E, Section 3,
SE, 1/4 of SW, 1/4 Govt. Lot _____, BM., County of Shoshone

Parcel (PIN) no. _____

Additional points of diversion if any: _____

If available, GPS Coordinates _____

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

Township _____, Range _____, Section _____, _____, 1/4 of _____, 1/4

Govt. Lot _____, BM., County of _____

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

Govt. Lot _____, BM., 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. Concrete curtain dam 4 feet high by 50 feet

long with a spillway 6 feet long by 2 feet deep, with flash board slots
for close adjustment of water level.

intake is steel pipe 18 inches in diameter. Pipeline runs 3900 feet to
place of use in T48N R3E, S.4, SW 1/4 of SE 1/4 (passes through SW 1/4 of SW 1/4
of Section 3, T48N R3E and SE 1/4 of SE 1/4 of section 4, T48N R3E

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6. Water is claimed for the following purposes:

(both dates are inclusive MM-DD)

(cfs)

(acre feet)

For Mining / Milling purposes from 01-01 to 12-31 amount 3.35 or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) 3.35 (cfs) and/or (b) _____ (acre feet)

8. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock, Etc.) Mining and Milling purposes

9. 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.

Twn	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
48N	3E	4															X		

Parcel (PIN) no(s). _____

Total number of acres irrigated _____

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

11. 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.

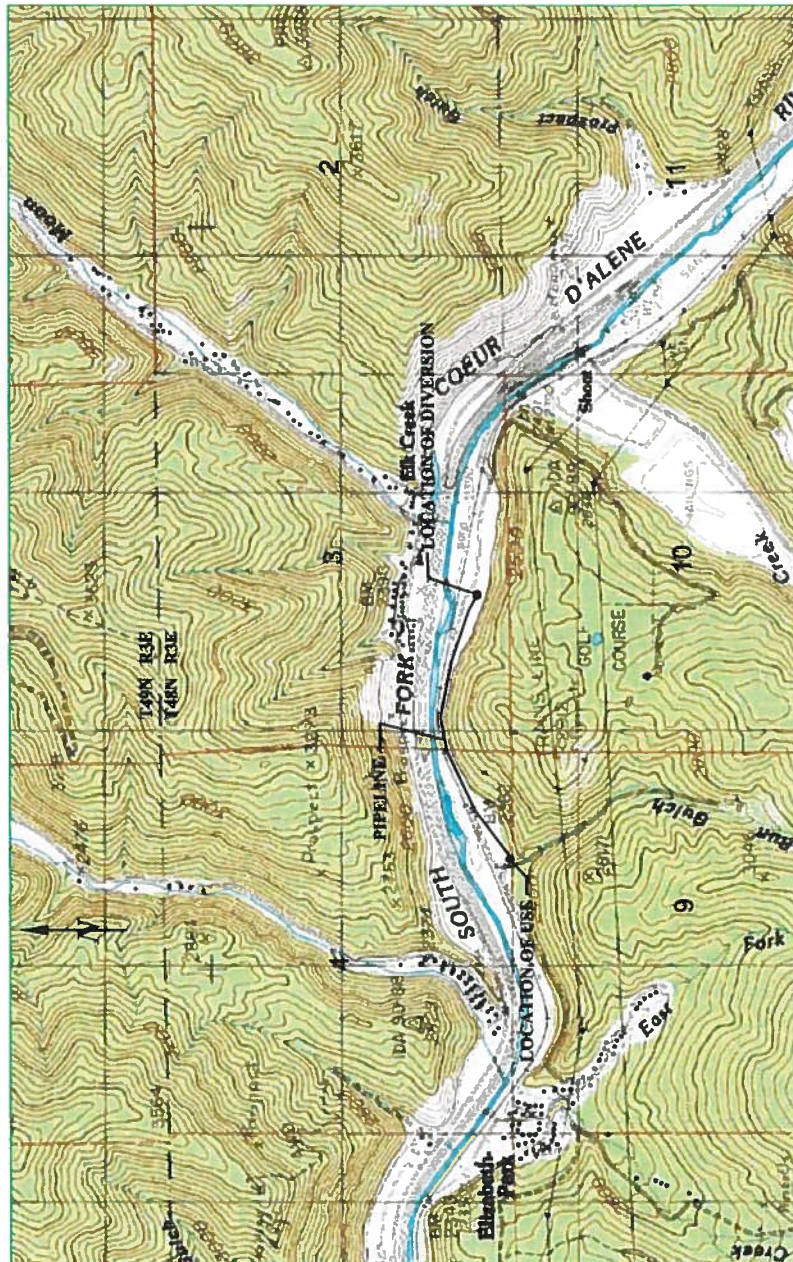
12. Describe any other water rights used at the same place and for the same purposes as described above.

_____ or None (X)

13. Remarks: original permit to appropriate water: #19393

Last Name Mine Systems Design Identification No. 94-8731

JUL 15 2009



Map of Project showing location of diversion and of usage, *Miner's Slough*, Shoshone County, Idaho by Mine Systems Design.

SCALE 1" = 1/2 MILE

94-8731
SCANNED
JUL 15 2009

14. Basis of Claim (Check One) Beneficial Use () Posted Notice () License (☒) Permit () Decree ()

Court _____ Decree Date _____ Plaintiff v. Defendant _____

If applicable provide IDWR Water Right Number 94-2193 sec *13

15. Signature(s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understand the form entitled "How you will receive notices in the Coeur d'Alene-Spokane 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: 1

For Individuals: I/We do solemnly swear or affirm under penalty of perjury that the statements contained in the foregoing document are true and correct.

Signature of Claimant (s) Fred W Brachuk Date: 15 Jul 09

Date: _____

For Organizations: I do solemnly swear or affirm under penalty of perjury that I am

President

Title

of Mine Systems Design, Inc

Organization

that I have signed the foregoing document in the space below as

President

Title

of Mine Systems Design, Inc.

Organization

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

Signature of Authorized Agent _____ Date _____

Title and Organization _____

16. Notice of Appearance:

Notice is hereby given that I, _____, will be acting as attorney at law of 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 _____ Date _____

Address _____

Last Name Mine Systems Design Identification No. 94-8731

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JUL 15 2009