

RECEIVED

JUL 29 2016

DEPT. 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 CSRBA

Case No. 49576

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)
)
)
)

A. Subcase 94-02127
(Insert water right number)

**STANDARD FORM 1
OBJECTION**

Please **print or type** the following information:

B. NAME AND ADDRESS OF PERSON OBJECTING

Name: United States of America acting through the Department of Interior,
Bureau of Land Management, Idaho State Office

Address: 1387 South Vinnell Way
Boise, Idaho 83709-1657

Daytime Phone: see below

Name & Address of Attorney, if any:

David L. Negri (208) 334-1936 phone, (208) 334-9375 fax
United States Department of Justice
Environment and Natural Resources Division
Natural Resources Section
550 West Fort Street, MSC 033
Boise, Idaho 83724

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

Name: Hecla Ltd
Address: 6500 N Mineral Dr, Ste 200; Coeur d'Alene, ID 83815-9408

Name:
Address: ;

Name:
Address: ;

Name:
Address: ;

D. I object to the following elements or general provision 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 Beginning and Ending Point**
Should be:
7. ☐ **Purpose(s) of Use**
Should be:
8. ☐ **Period of Year**
Should be:
9. ☒ **Place of Use**
Should be: See attached.
10. ☐ **General Provision** ☐ Individual Water Right ☐ All Water Rights
☐ Should not be recommended.

☐ This general provision was not recommended but should be recommended as described below.
Should be: _____

☐ General provision was recommended but should be modified as described below.
Should be: _____
11. ☐ I object because the recommendation contains an accomplished transfer under Idaho Code § 42-1425 resulting in injury to my water right(s) and/or enlargement of the original right.
12. 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):

The legal description for element nine (POU) above may include Federal land. The description should be specific enough to exclude Federal land.

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.

F. CERTIFICATE OF MAILING

I certify that on July 28, 2016, I mailed the original and copies of this objection, including all attachments, to the following persons:

1. Original to:

Clerk of the District Court
Coeur d'Alene-Spokane River Basin Adjudication
253 Third Avenue North
P.O. Box 2707
Twin Falls, ID 83303-2707

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

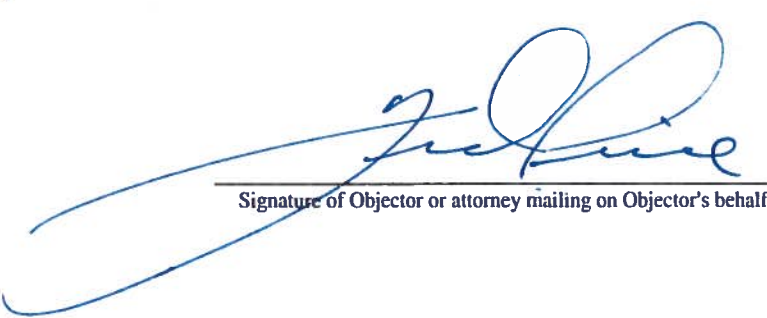
Name: Hecla Ltd
Address: 6500 N Mineral Dr, Ste 200; Coeur d'Alene, ID 83815-9408
Name:
Address: ;
Name:
Address: ;
Name:
Address: ;

3. Copies to:

IDWR Document Depository
P.O. Box 83720
Boise, ID 83720-0098

Chief, Natural Resources Division
Office of the Attorney General
State of Idaho
P.O. Box 83720
Boise, ID 83720-0010

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



Signature of Objector or attorney mailing on Objector's behalf

02/16/2016

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIR

Mixed Ownership POU:

- The place of use (POU) identified below contain both private and public land.
- Clarify the POU such that it is clear only private land is intended.

RIGHT NUMBER: 94-2127

NAME AND ADDRESS: HECLA LTD
6500 N MINERAL DR STE 200
COEUR D ALENE ID 83815-9408

SOURCE: NINEMILE CREEK

TRIBUTARY: SOUTH FORK COEUR D ALENE
RIVER

QUANTITY: 1.000 CFS

PRIORITY DATE: 06/07/1924

POINT OF
DIVERSION: T48N R04E S12 SWSW Within SHOSHONE County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

MINING

01/01 12/31

1.000 CFS

Water was used under this right for mining and milling by the Strattons Mines Company. This right is recommended pursuant to Section 42-223(11), Idaho Code.

PLACE OF USE: MINING in SHOSHONE County

T48N R04E S13

NWNW

MIX Place of use does not include federal public land.

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

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

Parcel No. RP48N04E133300

SHOSHONE COUNTY 079
GOVERNOR D'ALENE DISTRICT

STATUS OF PUBLIC DOMAIN
LAND AND MINERAL TITLES[illegible]

IN 1851 PL 339 (Act of Cong. 08/17/1950)	Site 34: Chain No 1 (26)
IN 080808 DOL PL 187 (Act of Cong. 08/23/1950) completed	IN 070857-0-1 Sess 30: NW Triangle No 1
IN 07110602. All PL# surface signs by USGS	IN 070857-0-2 Sess 30: NW Triangle No 2
IN 070857-0-3 Sess 30: NW Triangle No 3	IN 070857-0-4 Sess 30: NW Triangle No 4
IN 070857-0-5 Sess 30: NW Triangle No 5	IN 070857-0-6 Sess 30: NW Triangle No 6
IN 070857-0-7 Sess 30: NW Triangle No 7	IN 070857-0-8 Sess 30: NW Triangle No 8
IN 070857-0-9 Sess 30: NW Triangle No 9	IN 070857-0-10 Sess 30: NW Triangle No 10
IN 070857-0-11 Sess 30: NW Triangle No 11	IN 070857-0-12 Sess 30: NW Triangle No 12
IN 070857-0-13 Sess 30: NW Triangle No 13	IN 070857-0-14 Sess 30: NW Triangle No 14
IN 070857-0-15 Sess 30: NW Triangle No 15	IN 070857-0-16 Sess 30: NW Triangle No 16
IN 070857-0-17 Sess 30: NW Triangle No 17	IN 070857-0-18 Sess 30: NW Triangle No 18
IN 070857-0-19 Sess 30: NW Triangle No 19	IN 070857-0-20 Sess 30: NW Triangle No 20
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IN 070857-0-25 Sess 30: NW Triangle No 25	IN 070857-0-26 Sess 30: NW Triangle No 26
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IN 070857-0-341 Sess 30: NW Triangle No 341	IN 070857-0-342 Sess 30: NW Triangle No 342
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IN 070857-0-345 Sess 30: NW Triangle No 345	IN 070857-0-346 Sess 30: NW Triangle No 346
IN 070857-0-347 Sess 30: NW Triangle No 347	IN 070857-0-348 Sess 30: NW Triangle No 348
IN 070857-0-349 Sess 30: NW Triangle No 349	IN 070857-0-350 Sess 30: NW Triangle No 350
IN 070857-0-351 Sess 30: NW Triangle No 351	IN 070857-0-352 Sess 30: NW Triangle No 352
IN 070857-0-353 Sess 30: NW Triangle No 353	IN 070857-0-354 Sess 30: NW Triangle No 354
IN 070857-0-355 Sess 30: NW Triangle No 355	IN 070857-0-356 Sess 30: NW Triangle No 356
IN 070857-0-357 Sess 30: NW Triangle No 357	IN 070857-0-358 Sess 30: NW Triangle No 358
IN 070857-0-359 Sess 30: NW Triangle No 359	IN 070857-0-360 Sess 30: NW Triangle No 360
IN 070857-0-361 Sess 30: NW Triangle No 361	IN 070857-0-362 Sess 30: NW Triangle No 362
IN 070857-0-363 Sess 30: NW Triangle No 363	IN 070857-0-364 Sess 30: NW Triangle No 364
IN 070857-0-365 Sess 30: NW Triangle No 365	IN 070857-0-366 Sess 30: NW Triangle No 366
IN 070857-0-367 Sess 30: NW Triangle No 367	

800 33-SE

Sec 34: All unappropriated public land

See Supplemental Remarks Pls! No 1

100

FOR ORDERS EFFECTING DISPOSAL OR USE OF

UNIDENTIFIED LAND REFER TO INDEX OF

MISCELLANEOUS DOCUMENTS

FILE REF: [DOCSMUN002/M10000.jpg](#)

CONVERTED TO:	09/07/2006	BY:	LFM
LAST UPDATED:	02/18/2017	BY:	LFM

DATE OF SERVICE	CASE NUMBER	ST. CODE
QAVC #1:	QAVC #2:	

POSTED TO PUBLIC RECORDS: February 16, 2012

PLATE 1 AND SURVEY SYSTEM (24.98)

BIRMINGHAM ACCOUNT: 0472122004

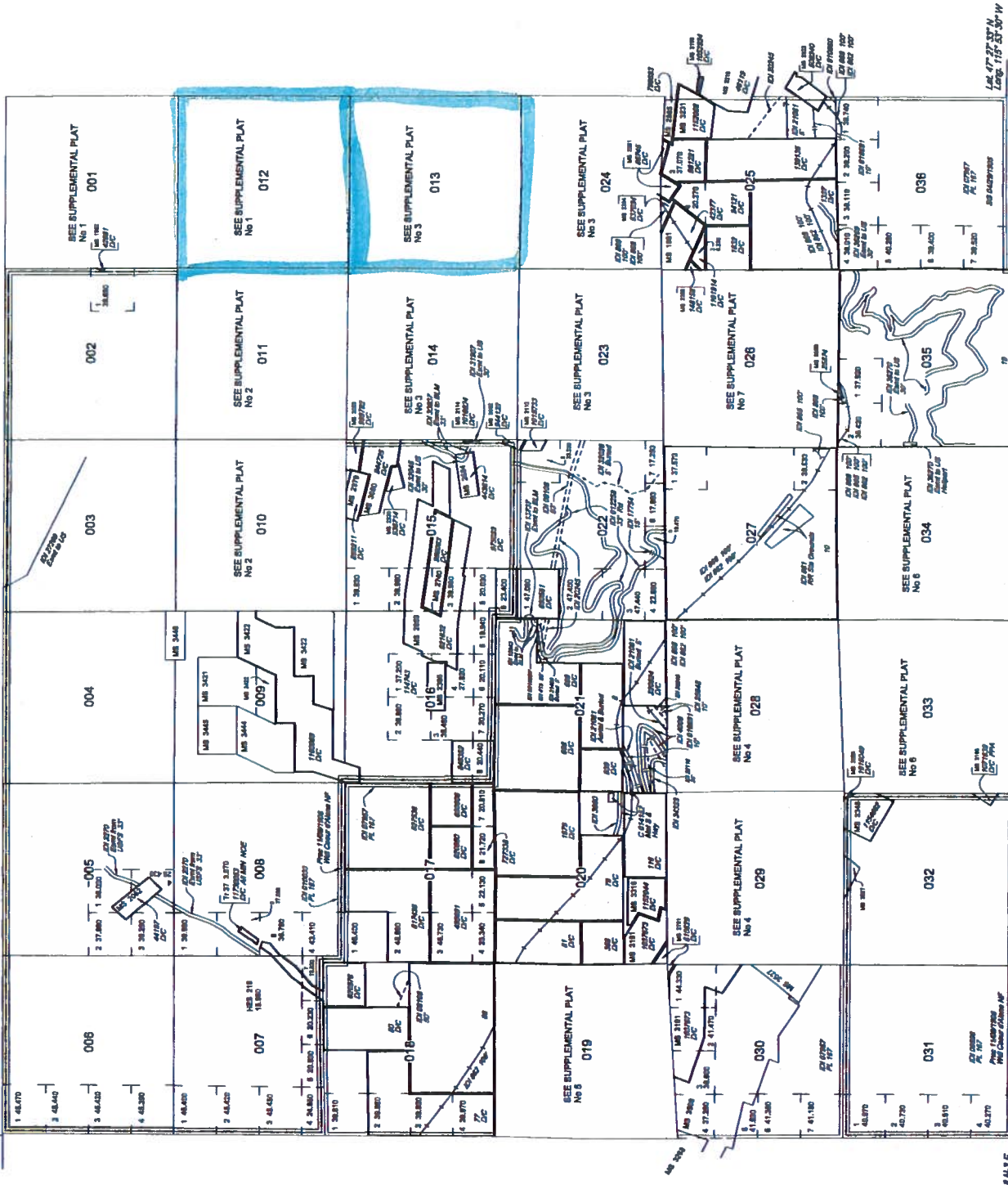
OTHER	N/A

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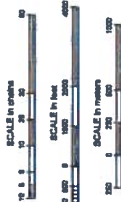
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USE PLATE:

Figure 1. The effect of the concentration of the solution on the adsorption of the dye. The concentration of the solution was 0.05, 0.1, 0.2, 0.3, 0.4, 0.5, 0.6, 0.7, 0.8, 0.9, 1.0, 1.1, 1.2, 1.3, 1.4, 1.5, 1.6, 1.7, 1.8, 1.9, 2.0, 2.1, 2.2, 2.3, 2.4, 2.5, 2.6, 2.7, 2.8, 2.9, 3.0, 3.1, 3.2, 3.3, 3.4, 3.5, 3.6, 3.7, 3.8, 3.9, 4.0, 4.1, 4.2, 4.3, 4.4, 4.5, 4.6, 4.7, 4.8, 4.9, 5.0, 5.1, 5.2, 5.3, 5.4, 5.5, 5.6, 5.7, 5.8, 5.9, 6.0, 6.1, 6.2, 6.3, 6.4, 6.5, 6.6, 6.7, 6.8, 6.9, 7.0, 7.1, 7.2, 7.3, 7.4, 7.5, 7.6, 7.7, 7.8, 7.9, 8.0, 8.1, 8.2, 8.3, 8.4, 8.5, 8.6, 8.7, 8.8, 8.9, 9.0, 9.1, 9.2, 9.3, 9.4, 9.5, 9.6, 9.7, 9.8, 9.9, 10.0, 10.1, 10.2, 10.3, 10.4, 10.5, 10.6, 10.7, 10.8, 10.9, 11.0, 11.1, 11.2, 11.3, 11.4, 11.5, 11.6, 11.7, 11.8, 11.9, 12.0, 12.1, 12.2, 12.3, 12.4, 12.5, 12.6, 12.7, 12.8, 12.9, 13.0, 13.1, 13.2, 13.3, 13.4, 13.5, 13.6, 13.7, 13.8, 13.9, 14.0, 14.1, 14.2, 14.3, 14.4, 14.5, 14.6, 14.7, 14.8, 14.9, 15.0, 15.1, 15.2, 15.3, 15.4, 15.5, 15.6, 15.7, 15.8, 15.9, 16.0, 16.1, 16.2, 16.3, 16.4, 16.5, 16.6, 16.7, 16.8, 16.9, 17.0, 17.1, 17.2, 17.3, 17.4, 17.5, 17.6, 17.7, 17.8, 17.9, 18.0, 18.1, 18.2, 18.3, 18.4, 18.5, 18.6, 18.7, 18.8, 18.9, 19.0, 19.1, 19.2, 19.3, 19.4, 19.5, 19.6, 19.7, 19.8, 19.9, 20.0, 20.1, 20.2, 20.3, 20.4, 20.5, 20.6, 20.7, 20.8, 20.9, 21.0, 21.1, 21.2, 21.3, 21.4, 21.5, 21.6, 21.7, 21.8, 21.9, 22.0, 22.1, 22.2, 22.3, 22.4, 22.5, 22.6, 22.7, 22.8, 22.9, 23.0, 23.1, 23.2, 23.3, 23.4, 23.5, 23.6, 23.7, 23.8, 23.9, 24.0, 24.1, 24.2, 24.3, 24.4, 24.5, 24.6, 24.7, 24.8, 24.9, 25.0, 25.1, 25.2, 25.3, 25.4, 25.5, 25.6, 25.7, 25.8, 25.9, 26.0, 26.1, 26.2, 26.3, 26.4, 26.5, 26.6, 26.7, 26.8, 26.9, 27.0, 27.1, 27.2, 27.3, 27.4, 27.5, 27.6, 27.7, 27.8, 27.9, 28.0, 28.1, 28.2, 28.3, 28.4, 28.5, 28.6, 28.7, 28.8, 28.9, 29.0, 29.1, 29.2, 29.3, 29.4, 29.5, 29.6, 29.7, 29.8, 29.9, 30.0, 30.1, 30.2, 30.3, 30.4, 30.5, 30.6, 30.7, 30.8, 30.9, 31.0, 31.1, 31.2, 31.3, 31.4, 31.5, 31.6, 31.7, 31.8, 31.9, 32.0, 32.1, 32.2, 32.3, 32.4, 32.5, 32.6, 32.7, 32.8, 32.9, 33.0, 33.1, 33.2, 33.3, 33.4, 33.5, 33.6, 33.7, 33.8, 33.9, 34.0, 34.1, 34.2, 34.3, 34.4, 34.5, 34.6, 34.7, 34.8, 34.9, 35.0, 35.1, 35.2, 35.3, 35.4, 35.5, 35.6, 35.7, 35.8, 35.9, 36.0, 36.1, 36.2, 36.3, 36.4, 36.5, 36.6, 36.7, 36.8, 36.9, 37.0, 37.1, 37.2, 37.3, 37.4, 37.5, 37.6, 37.7, 37.8, 37.9, 38.0, 38.1, 38.2, 38.3, 38.4, 38.5, 38.6, 38.7, 38.8, 38.9, 39.0, 39.1, 39.2, 39.3, 39.4, 39.5, 39.6, 39.7, 39.8, 39.9, 40.0, 40.1, 40.2, 40.3, 40.4, 40.5, 40.6, 40.7, 40.8, 40.9, 41.0, 41.1, 41.2, 41.3, 41.4, 41.5, 41.6, 41.7, 41.8, 41.9, 42.0, 42.1, 42.2, 42.3, 42.4, 42.5, 42.6, 42.7, 42.8, 42.9, 43.0, 43.1, 43.2, 43.3, 43.4, 43.5, 43.6, 43.7, 43.8, 43.9, 44.0, 44.1, 44.2, 44.3, 44.4, 44.5, 44.6, 44.7, 44.8, 44.9, 45.0, 45.1, 45.2, 45.3, 45.4, 45.5, 45.6, 45.7, 45.8, 45.9, 46.0, 46.1, 46.2, 46.3, 46.4, 46.5, 46.6, 46.7, 46.8, 46.9, 47.0, 47.1, 47.2, 47.3, 47.4, 47.5, 47.6, 47.7, 47.8, 47.9, 48.0, 48.1, 48.2, 48.3, 48.4, 48.5, 48.6, 48.7, 48.8, 48.9, 49.0, 49.1, 49.2, 49.3, 49.4, 49.5, 49.6, 49.7, 49.8, 49.9, 50.0, 50.1, 50.2, 50.3, 50.4, 50.5, 50.6, 50.7, 50.8, 50.9, 51.0, 51.1, 51.2, 51.3, 51.4, 51.5, 51.6, 51.7, 51.8, 51.9, 52.0, 52.1, 52.2, 52.3, 52.4, 52.5, 52.6, 52.7, 52.8, 52.9, 53.0, 53.1, 53.2, 53.3, 53.4, 53.5, 53.6, 53.7, 53.8, 53.9, 54.0, 54.1, 54.2, 54.3, 54.4, 54.5, 54.6, 54.7, 54.8, 54.9, 55.0, 55.1, 55.2, 55.3, 55.4, 55.5, 55.6, 55.7, 55.8, 55.9, 56.0, 56.1, 56.2, 56.3, 56.4, 56.5, 56.6, 56.7, 56.8, 56.9, 57.0, 57.1, 57.2, 57.3, 57.4, 57.5, 57.6, 57.7, 57.8, 57.9, 58.0, 58.1, 58.2, 58.3, 58.4, 58.5, 58.6, 58.7, 58.8, 58.9, 59.0, 59.1, 59.2, 59.3, 59.4, 59.5, 59.6, 59.7, 59.8, 59.9, 60.0, 60.1, 60.2, 60.3, 60.4, 60.5, 60.6, 60.7, 60.8, 60.9, 61.0, 61.1, 61.2, 61.3, 61.4, 61.5, 61.6, 61.7, 61.8, 61.9, 62.0, 62.1, 62.2, 62.3, 62.4, 62.5, 62.6, 62.7, 62.8, 62.9, 63.0, 63.1, 63.2, 63.3, 63.4, 63.5, 63.6, 63.7, 63.8, 63.9, 64.0, 64.1, 64.2, 64.3, 64.4, 64.5, 64.6, 64.7, 64.8, 64.9, 65.0, 65.1, 65.2, 65.3, 65.4, 65.5, 65.6, 65.7, 65.8, 65.9, 66.0, 66.1, 66.2, 66.3, 66.4, 66.5, 66.6, 66.7, 66.8, 66.9, 67.0, 67.1, 67.2, 67.3, 67.4, 67.5, 67.6, 67.7, 67.8, 67.9, 68.0, 68.1, 68.2, 68.3, 68.4, 68.5, 68.6, 68.7, 68.8, 68.9, 69.0, 69.1, 69.2, 69.3, 69



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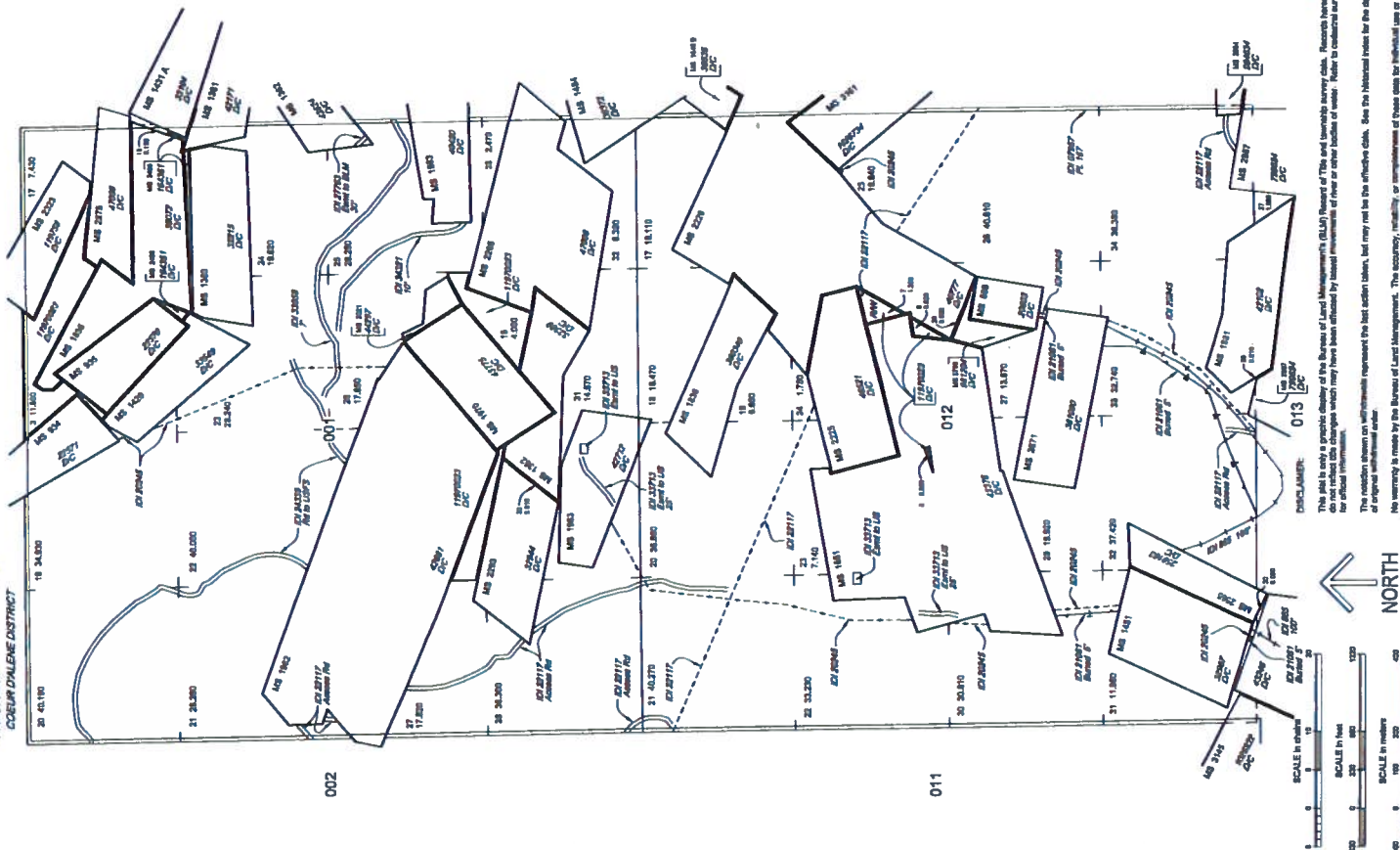
Before After
T. 40 N
R. 4 E

SHOSHONE COUNTY 079
COEUR D'ALENE DISTRICT

No. 1
STATUS OF PUBLIC DOMAIN
LAND AND MINERAL TITLES
MT PLAT
SUPPL Sec 1, 12

[illegible]

IDI 07957 Det PL 167 (Act of Cong 07/23/1965 completed
05/28/1962. All PD surfaces Mgmt by BLM



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Johns Mar.
T. 48 N
R. 4 E
No. 1

SHOSHONE COUNTY 079
COEUR D'ALENE DISTRICT

5

STATUS OF PUBLIC DOMAIN LAND AND MINERAL TITLES

MT PLAT
SUPPL Sec 13, 14, 23, 24

[illegible]

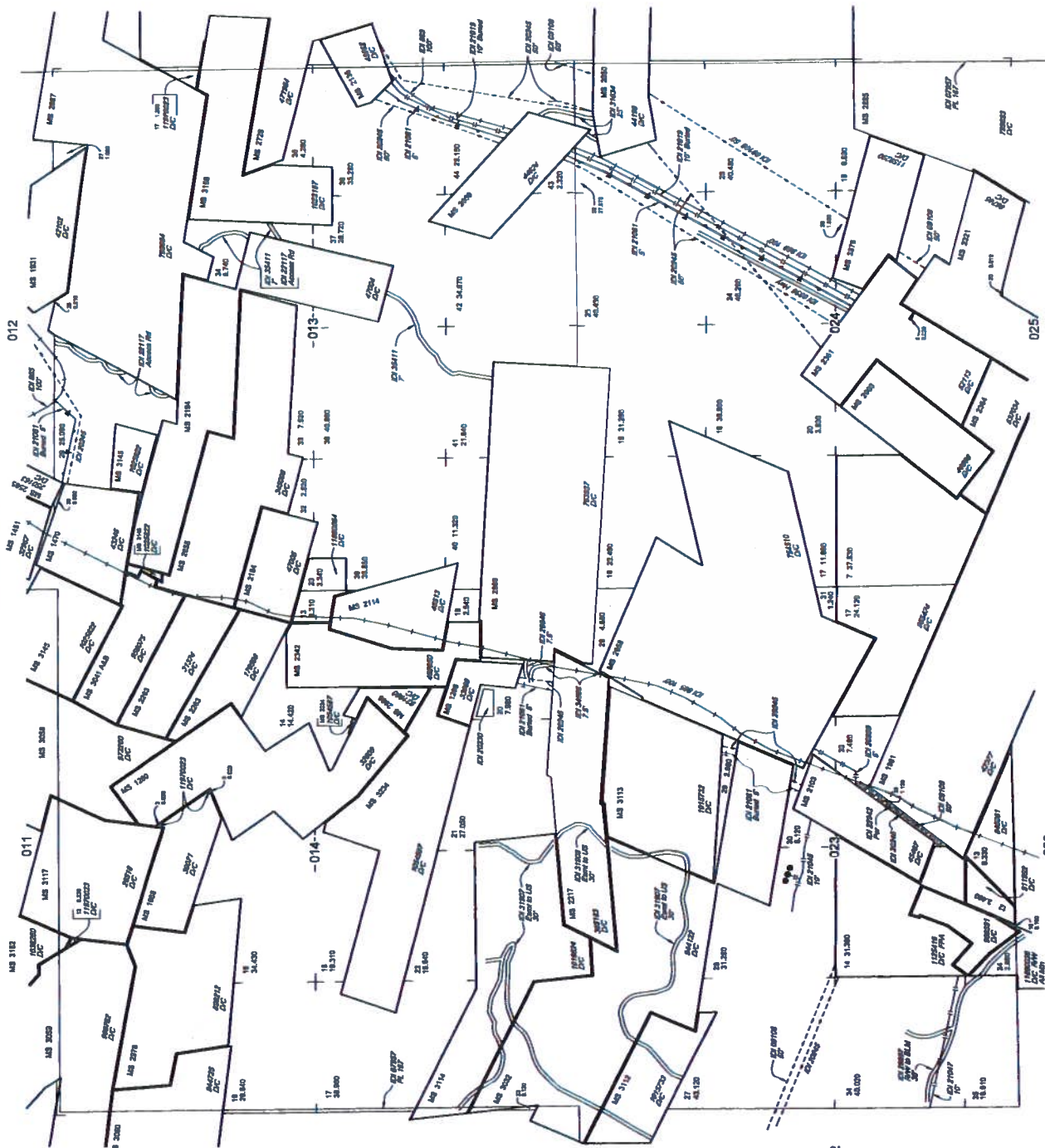
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DI 07967 Del Pl. 107 Act of Congress 07231 0001 completed
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DI 07967-X-1 Box 24 NE Willow

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FILE REF:	BC38MAG0606AMT1003.amg
CONVERTED YYY:	08/02/98
BY:	LNU
LAST UPDATED:	08/02/98
DATE IN:	08/02/98
DATE OUT:	08/02/98
POSTED TO PUBLIC RECORD:	February 27, 2012
BY:	
PUBLIC LAND SURVEY SYSTEM (PLSS)	
SUM ACRES ACQUIRED:	04292206
OTHER:	NA
PREDICTED COORDINATE SYSTEM:	UTM ZONE 11N, MAG 1182
NOTES:	
USE PLATS:	

Boxen Map.
T. 48 N
R. 4 E
No. 3

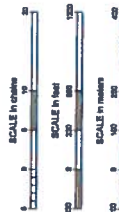


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