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DEPARTMENT OF
WATER RESOURCES

Form No.42-1409-1 (Internet 5/17)

**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

Claim ID: 94-2064

Date Received: _____

Receipt No: _____

Claim Fee: _____ By: _____

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

Please type or print clearly

1. Name of claimant(s) Snowshoe Mining Co. Phone (208) 682-4330

Mailing address 504 Bank Street, Wallace, Idaho Zip 83873
Street or Box City State

Email address (optional) _____

2. Date of priority: (Only one per claim) 01/30/1911 (Explain priority date selected in Remarks)
Month/Day/Year (YYYY)

3. Source of water supply (Check one) Ground Water () or Other (✓) (a) Gentle Annie Gulch Creek
which is tributary to (b) South Fork, Coeur d'Alene River

4. a. Location of point of diversion is: Township 48N, Range 6E, Section 19,
SE 1/4 of SW 1/4, Govt. Lot _____, BM, County of Shoshone

Parcel no. Mineral Survey 2224

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.

6. Water is claimed for the following purposes:

(dates are inclusive MM-DD) (cfs) (acre-feet)

For Mining purposes from 01-01 to 12-31 amount 1 or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) 1 (cfs) and/or (b) _____ (acre-feet)

8. Non-irrigation uses; describe fully (e.g., Domestic: Give number of households served; Stockwater: Type and number of livestock, etc.) _____

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.

TWP	RGE	SEC	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
48N	6E	18												X					

Parcel no(s). Mineral Survey 2224 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 (✓) 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.
None known. or None ()

13. Remarks (Include an explanation of the priority date selected):

See attached documents and maps.

Name of claimant(s) Snowshoe Mining Co. Claim ID _____

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 94-2064

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 Water System 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: 4

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) _____ Date: _____

_____ Date: _____

For Organizations: I do solemnly swear or affirm under penalty of perjury that I am, and that I have signed the foregoing document in the space below as the

President _____ of Snowshoe Mining Company _____
Agent's title (Please print) Name of organization (Please print)

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

Signature of Authorized Agent Donald Beehner Date 2/14/18

Printed Name of Authorized Agent Donald Beehner

16. **Notice of Appearance:**

Notice is hereby given that I, (please print) James McMillan, 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 James McMillan Date 2/14/18

Address 512 Cedar Street, Wallace, Idaho 83873

Name of claimant(s) Snowshoe Mining Co. Claim ID _____

County. Shoshone.
Stream. Gentle Annie Creek.
Amount. one Sec. ft.
Use. Mining etc.
Priority. 1/30/11

1404 6/18

"A"

STATE OF IDAHO

Water License No. 7317.

WHEREAS, On the 30th day of January, A. D. 1911, SMOUWBORE MINING CO.,

of Millan, County of Shoshone, State of Idaho, duly made application (No. 10236) to me for a permit to use one (1) cubic foot per second of the waters of WEST FORK OF GENTLE ANNIE CREEK,

County of Shoshone, State of Idaho, for lighting, ventilating and general mining purposes, and,

WHEREAS, On the 20th day of May, A. D. 1911, Permit No. 7317 was issued to said applicant for the diversion of said water and providing for the completion of the works of diversion therein described on or before the 20th day of May, A. D. 1913 and for the application to beneficial use of said water on or before the 20th day of May, A. D. 1914, and,

WHEREAS, On the 3rd day of May, A. D. 1913, SMOUWBORE MINING COMPANY,

the holder of said permit, duly made proof of the completion of adequate works for the diversion of one (1) cubic foot per second of said water, as evidenced by my Certificate No. 7317 dated August 23, 1913, confirming the completion of works of sufficient capacity for diverting and conveying to the place of intended use one (1) cubic foot per second of said water, with date of priority of January 30, 1911, and

WHEREAS, On the 3rd day of May, A. D. 1913, SMOUWBORE MINING COMPANY,

the holder of said permit, duly made proof of the application to beneficial use of one (1) cubic foot per second of said water.

NOW, THEREFORE, By virtue of authority vested in me by the laws of the State of Idaho, I hereby grant and confirm to SMOUWBORE MINING COMPANY,

of Millan, County of Shoshone, State of Idaho, the holder and owner of said Permit No. 7317, a perpetual right, dating from Jan. 30, 1911, to the use of one (1) cubic foot per second of the waters of West Fork of Gentle Annie Creek,

in the County of Shoshone and State of Idaho, or so much thereof as may be necessary for the purposes hereinbelow mentioned, to be diverted approximately 1000 feet above the mouth of West Fork of Gentle Annie Gulch.

and conducted to ~~engineer's~~ the power station, situated just above the junction of the East and West Forks of Gentle Annie Gulch.

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

WITNESS, My hand and the seal of my office at Boise, Idaho, this 23rd day of August, A. D. nineteen hundred and thirteen

F. P. King,

State Engineer.

(Seal)

44 2064

No. 10256

APPLICATION FOR PERMIT

To Appropriate the Public Waters of the State of Idaho

1. Name of Applicant: Snowshoe Mining Co

Postoffice address: Mullan

County: Shoshone State Idaho

I. If applicant is a corporation, give:

(a) Date and place of incorporation: Sept 1903 Idaho

(d) The names and addresses of directors: A Hutton. Paul Lucia. James
Dean H J. McHugh. Mullan. Idaho & H H Burns. Spokane Wash

II. The financial resources of the applicant are:

(c) Bonds to be issued: None

(d) Other resources: None

2. The quantity of water claimed is One cubic foot per second.

3. Source of water supply: West Fork of Gentle Annie creek

County of Shoshone

4. Location of point of diversion: Approximately. 1000. feet to the mouth of West Fork

5. To be used for:

II. Mining, power, manufacturing or transportation purposes:

(a) To be used for: Lighting & Ventilating purposes

(b) Amount of power to be generated: Fifteen horse power.

(c) At what point: 550 feet below dam

(d) Is water to be returned to any stream: Mouth of the West Fork

(e) If so, name stream and locate point of return: About 700 feet below dam

6. Estimated cost of works: \$700. Seven hundred Dollars

7. Description of works for diversion:

I. Kind of works: dam, flume, reservoir, pipe line

II. Dimensions of works:

(a) Height of dam three feet, length of dam at top twenty two feet, length
of dam at bottom twelve feet. Material used in construction: Wood

(b) Capacity of reservoir: 27 cubic feet.

(c) Size of headgate: Width 12 inches, height 16 inches.

(d) Conduit flume, width at bottom one foot, width at water line one foot,
depth of water 4 inches in flume, Diameter of pipe: $2\frac{1}{2}$ inches. Average
grade per mile is 25 feet, Length of conduit is 550 feet and it crosses
the following quarter sections: unsurveyed S.W. $\frac{1}{4}$ Sec. 19, N.W. $\frac{1}{4}$ Sec. 20 &
48 N., R. 6 E. Hunter Mining District on the West Fork of Gentle Annie
Creek to point described in 5 II (c) above which is the point of intended
use.

8. The time required for the completion of the construction of such work is two years.
9. Time required for the complete application of the water to the proposed use is one additional year.

BE IT KNOWN that the undersigned hereby makes application for a permit to appropriate the public waters of the State of Idaho as herein set forth.

Snowshoe Mining Co

Applicant.

By Paul Lucia.....Agent.

APPROVAL OF STATE ENGINEER.

The number of this permit is 7317.

Date of first receipt of application 9.00 a.m. January 30, 1911.

Returned to applicant for correction May 1, 1911.

Corrected application received April 30, 1911.

Recorded in Book 22 Page 7317 Approved May 20, 1911.

This is to certify that I have examined the within application for a permit to appropriate the public waters of the State of Idaho and hereby grant the same, subject to the following limitations and conditions:

Work to begin on or before July 19, 1911, and to continue diligently and uninterruptedly to completion, unless temporarily interrupted by circumstances over which permit holder has no control.

One-fifth of the work above specified to be completed on or before May 20, 1912.

The whole of said work to be completed on or before May 20, 1913.

The time for proof of beneficial use of water appropriated in accordance herewith, extended to May 20, 1914.

Witness my hand this twentieth day of May, 1911.

A.E. Robinson

State Engineer.

Proof of completion of works and beneficial use of water made May 3, 1913.

Report of examining engineer received May 23, 1913.

Affidavit of publication and fees received July 26, 1913.

Certificate and license issued August, 23, 1913.

PERMIT NO. 7317.

CERTIFICATE OF COMPLETION OF WORKS.

To All Whom It May Concern:

This is to certify that Snowshoe Mining Company, of Mallan, County of Shoshone, and State of Idaho, the holder of Permit No. 7317, issued upon Application No. 10236, bearing date of priority of January 30, 1911, authorizing the diversion of one(1) second foot of the waters of West Fork of Gentle Annie Creek, County of Shoshone, State of Idaho, for lighting, ventilating and general mining purposes, has fully complied with the provisions of the laws of the State of Idaho relating to the proof of completion of the works of diversion set out and described in said Permit; that said works are adequate for diverting and conveying to the place of intended use one (1) second foot of the waters of West Fork of Gentle Annie Creek; that the point of diversion of said waters is approximately 1000 feet above the mouth of the West Fork of Gentle Annie Creek, and that the place of use of said water is at the power station, situated just above the junction of the East and West Forks of Gentle Annie Creek.

Witness my hand this 23rd day of August, A.D. 1913.

P.P.King,

State Engineer of the State of Idaho.

License issued for 1 second foot
Page 14011

REPORT OF ENGINEER

1. State name of applicant and number of permit: Snowshoe Mining Co., 7317.
2. State source of water supply: West Fork Gentle Annie Gulch
3. Location of point of diversion: Approximately 1000 feet above the mouth of the West Fork of Gentle Annie Gulch.
4. State whether or not the works of diversion are fully completed and in accordance with terms of permit: Works of diversion fully completed and in accordance with the terms of the permit.
5. Describe works as they exist, giving dimensions of same as follows:
- (a) Width of conduit at bottom: The works of diversion consist of a flume
- (b) Width at water line: 1' x 1', 10 feet long leading from a dam, 12 feet
- (c) Depth of water: long, 3 feet high to a headbox 3 1/2' x 4 1/2' x 5' deep.
- (d) Grade per mile: From this headbox, a 2 1/2" pipe, 600 feet long, leads to point of use.
- (e) Capacity of ditch: one second foot. second foot.
6. State whether or not water has been turned into works of diversion and if so, to what extent: Water has been turned into the works of diversion to the full extent of the permit.
7. Give exact location of lands to be irrigated. Give exact number of acres under cultivation in each forty acre tract: _____
8. Submit map on enclosed plat, source of supply, point of diversion, route of ditch or ditches and cross hatch lands to be irrigated.

Remarks: ☐ 1. ☐ 2. ☐ 3. ☐ 4. ☐ 5. ☐ 6. ☐ 7. ☐ 8. ☐ 9. ☐ 10. ☐ 11. ☐ 12. ☐ 13. ☐ 14. ☐ 15. ☐ 16. ☐ 17. ☐ 18. ☐ 19. ☐ 20. ☐ 21. ☐ 22. ☐ 23. ☐ 24. ☐ 25. ☐ 26. ☐ 27. ☐ 28. ☐ 29. ☐ 30. ☐ 31. ☐ 32. ☐ 33. ☐ 34. ☐ 35. ☐ 36. ☐ 37. ☐ 38. ☐ 39. ☐ 40. ☐ 41. ☐ 42. ☐ 43. ☐ 44. ☐ 45. ☐ 46. ☐ 47. ☐ 48. ☐ 49. ☐ 50. ☐ 51. ☐ 52. ☐ 53. ☐ 54. ☐ 55. ☐ 56. ☐ 57. ☐ 58. ☐ 59. ☐ 60. ☐ 61. ☐ 62. ☐ 63. ☐ 64. ☐ 65. ☐ 66. ☐ 67. ☐ 68. ☐ 69. ☐ 70. ☐ 71. ☐ 72. ☐ 73. ☐ 74. ☐ 75. ☐ 76. ☐ 77. ☐ 78. ☐ 79. ☐ 80. ☐ 81. ☐ 82. ☐ 83. ☐ 84. ☐ 85. ☐ 86. ☐ 87. ☐ 88. ☐ 89. ☐ 90. ☐ 91. ☐ 92. ☐ 93. ☐ 94. ☐ 95. ☐ 96. ☐ 97. ☐ 98. ☐ 99. ☐ 100. ☐ 101. ☐ 102. ☐ 103. ☐ 104. ☐ 105. ☐ 106. ☐ 107. ☐ 108. ☐ 109. ☐ 110. ☐ 111. ☐ 112. ☐ 113. ☐ 114. ☐ 115. ☐ 116. ☐ 117. ☐ 118. ☐ 119. ☐ 120. ☐ 121. ☐ 122. ☐ 123. ☐ 124. ☐ 125. ☐ 126. ☐ 127. ☐ 128. ☐ 129. ☐ 130. ☐ 131. ☐ 132. ☐ 133. ☐ 134. ☐ 135. ☐ 136. ☐ 137. ☐ 138. ☐ 139. ☐ 140. ☐ 141. ☐ 142. ☐ 143. ☐ 144. ☐ 145. ☐ 146. ☐ 147. ☐ 148. ☐ 149. ☐ 150. ☐ 151. ☐ 152. ☐ 153. ☐ 154. ☐ 155. ☐ 156. ☐ 157. ☐ 158. ☐ 159. ☐ 160. ☐ 161. ☐ 162. ☐ 163. ☐ 164. ☐ 165. ☐ 166. ☐ 167. ☐ 168. ☐ 169. ☐ 170. ☐ 171. ☐ 172. ☐ 173. ☐ 174. ☐ 175. ☐ 176. ☐ 177. ☐ 178. ☐ 179. ☐ 180. ☐ 181. ☐ 182. ☐ 183. ☐ 184. ☐ 185. ☐ 186. ☐ 187. ☐ 188. ☐ 189. ☐ 190. ☐ 191. ☐ 192. ☐ 193. ☐ 194. ☐ 195. ☐ 196. ☐ 197. ☐ 198. ☐ 199. ☐ 200. ☐ 201. ☐ 202. ☐ 203. ☐ 204. ☐ 205. ☐ 206. ☐ 207. ☐ 208. ☐ 209. ☐ 210. ☐ 211. ☐ 212. ☐ 213. ☐ 214. ☐ 215. ☐ 216. ☐ 217. ☐ 218. ☐ 219. ☐ 220. ☐ 221. ☐ 222. ☐ 223. ☐ 224. ☐ 225. ☐ 226. ☐ 227. ☐ 228. ☐ 229. ☐ 230. ☐ 231. ☐ 232. ☐ 233. ☐ 234. ☐ 235. ☐ 236. ☐ 237. ☐ 238. ☐ 239. ☐ 240. ☐ 241. ☐ 242. ☐ 243. ☐ 244. ☐ 245. ☐ 246. ☐ 247. ☐ 248. ☐ 249. ☐ 250. ☐ 251. ☐ 252. ☐ 253. ☐ 254. ☐ 255. ☐ 256. ☐ 257. ☐ 258. ☐ 259. ☐ 260. ☐ 261. ☐ 262. ☐ 263. ☐ 264. ☐ 265. ☐ 266. ☐ 267. ☐ 268. ☐ 269. ☐ 270. ☐ 271. ☐ 272. ☐ 273. ☐ 274. ☐ 275. ☐ 276. ☐ 277. ☐ 278. ☐ 279. ☐ 280. ☐ 281. ☐ 282. ☐ 283. ☐ 284. ☐ 285. ☐ 286. ☐ 287. ☐ 288. ☐ 289. ☐ 290. ☐ 291. ☐ 292. ☐ 293. ☐ 294. ☐ 295. ☐ 296. ☐ 297. ☐ 298. ☐ 299. ☐ 300. ☐ 301. ☐ 302. ☐ 303. ☐ 304. ☐ 305. ☐ 306. ☐ 307. ☐ 308. ☐ 309. ☐ 310. ☐ 311. ☐ 312. ☐ 313. ☐ 314. ☐ 315. ☐ 316. ☐ 317. ☐ 318. ☐ 319. ☐ 320. ☐ 321. ☐ 322. ☐ 323. ☐ 324. ☐ 325. ☐ 326. ☐ 327. ☐ 328. ☐ 329. ☐ 330. ☐ 331. ☐ 332. ☐ 333. ☐ 334. ☐ 335. ☐ 336. ☐ 337. ☐ 338. ☐ 339. ☐ 340. ☐ 341. ☐ 342. ☐ 343. ☐ 344. ☐ 345. ☐ 346. ☐ 347. ☐ 348. ☐ 349. ☐ 350. ☐ 351. ☐ 352. ☐ 353. ☐ 354. ☐ 355. ☐ 356. ☐ 357. ☐ 358. ☐ 359. ☐ 360. ☐ 361. ☐ 362. ☐ 363. ☐ 364. ☐ 365. ☐ 366. ☐ 367. ☐ 368. ☐ 369. ☐ 370. ☐ 371. ☐ 372. ☐ 373. ☐ 374. ☐ 375. ☐ 376. ☐ 377. ☐ 378. ☐ 379.

STATE OF IDAHO,

County of Franklin

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

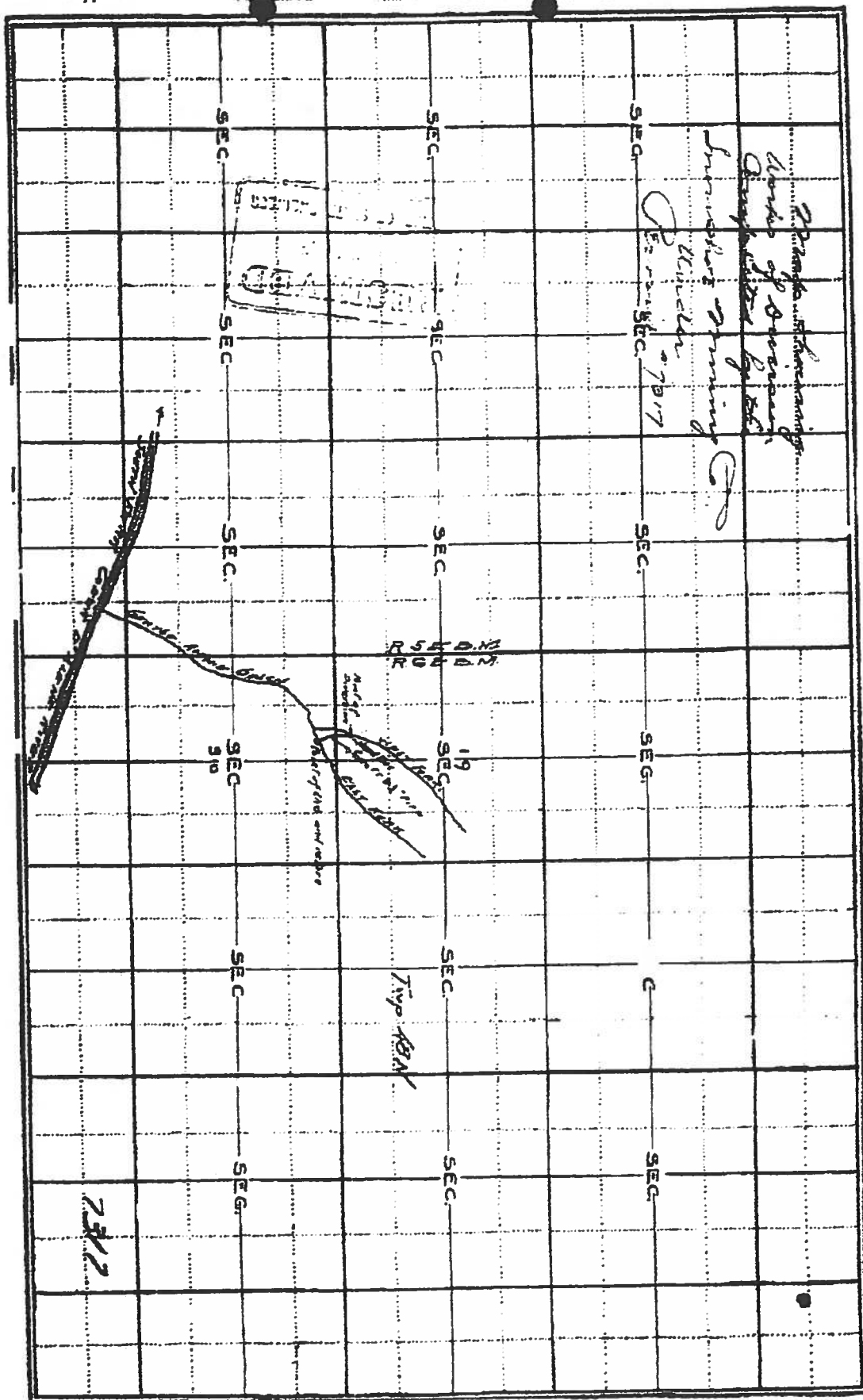
Subscribed and sworn to before me this 19th day of May, 1915

My Commission Expires

Notary Public

7317

Name of Applicant

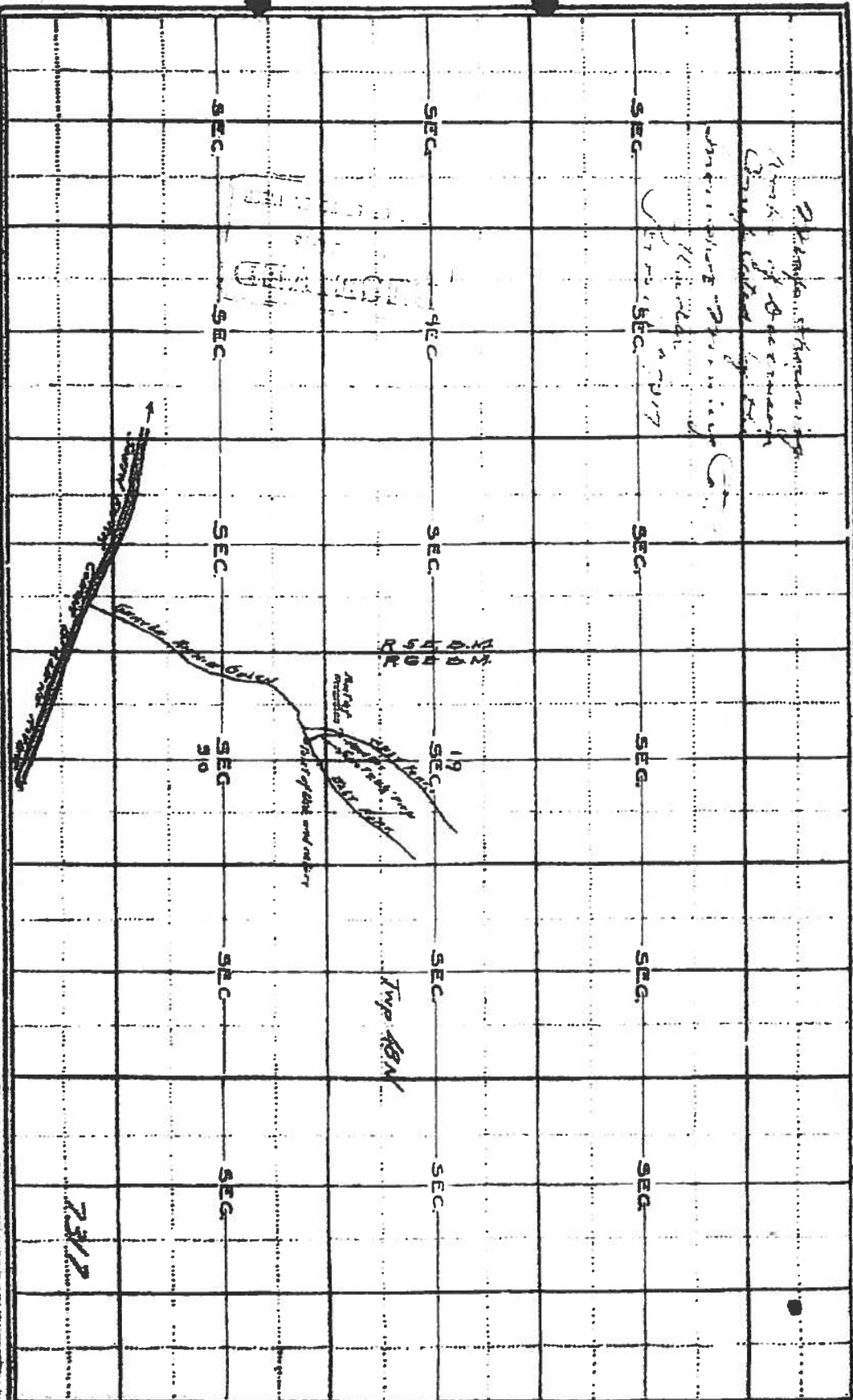


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Statement

Name of Applicant



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