

TP 94-52

Received by DO Date 8/9/07 Time 3:41p
 \$50.00 fee received by DO # N018627 Date 8/9/07
 Watermaster Comments received? _____ Date _____

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that the department has examined this application for temporary approval to use water under the provisions of Section 42-202a, Idaho Code, and has determined that:

- ☐ a) The application for temporary approval should be denied.
- ☒ b) The application for temporary approval should be approved, since
 - 1. The temporary approval can be properly administered.
 - 2. Other water sources are not readily available.
 - 3. The approval is in the public interest.
 - 4. The approval will not injure known public values associated with the water source or any known water rights.

This application is therefore hereby:

- ☐ a) DENIED
- ☒ b) APPROVED, subject to the following conditions:
 - 1. Diversion and use of water under this approval is subject to all valid existing water rights.
 - 2. The applicant assumes all risk the use of the water under this approval may injure other water rights.
 - 3. This approval authorizes a maximum diversion of 4.18 AF and a maximum rate of diversion of 0.11 cfs.
 - 4. This approval does not grant a right-of-way across the land of another, does not create a continuing right to use the water and may not be used in connection with a use which requires a continuing water supply.
 - 5. The department may cancel this approval at any time if the department identifies injury to other water rights.
 - 6. This approval expires on 11/30/07.
 - 7. This approval does not create a continuing right to use water.
 - 8. The holder of this temporary permit shall not divert at a rate or in a manner that will significantly reduce the flow in the water source or otherwise adversely affect fish, wildlife or other public vaules.
 - 9. Other: Water intakes should be screened to prevent entrainment or impingement of fish or other aquatic life. The maximum screen mesh size should be 0.25 inches; approach velocities should not exceed 0.5 ft/second.
 - 10. Contact the DEPARTMENT OF WATER RESOURCES prior to diversion of water from streams.

DATED this 20 day of August, 2007.

Robert G. Haynes
 For the Director

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TEMPORARY APPROVAL OF WATER APPROPRIATION

(5 AF of less) Also FAX to D. Holland 208 292RECEIVED
AUG 09 2007
IDWR/North

- Name of Applicant Hecla Ltd., Lucky Friday Unit Phone 208-744-1751
- Address P.O. Box 31, Mullan, ID 83846 - I-90, Exit 69 (Old Highway 10)
- Source of water West Fork Deadman Cr. Tributary to Deadman Cr. - Trib. to S.F. CIA River
 - Location of point of diversion NW 1/4 SW 1/4 Sec. 24 Township 48N, Range 5E B.M.,
County Shoshone
 - Location of place of use SW 1/4 NW 1/4 Sec. 26 Township 48N, Range 5E B.M.,
County Shoshone
 - Proposed use of water Exploration drilling
5. Amount of water: 0.11 cfs 50 gpm
Maximum rate of diversion 1.4 (suction truck) or 8.5 @ pump gpm.
Maximum daily volume 0.038 AF; Total volume 4.18 AF.
6. Duration of diversion: From 8/20/07 to 11/30/07
Day-month Day-month
7. Proposed diverting works Holding tank instream - pumped to water truck.
8. Who owns the property at the requested point of diversion? Forest Capital Partners - water truck will collect from Forest Service Road # 6532
9. Describe the arrangement allowing access to the water access from Forest Service road + contractual access with Forest Capital Partners.
10. Remarks

I hereby acknowledge that I assume all risk if the diversion and use of the water under this approval injures other water rights. I certify this is a temporary use and that I am not seeking a continuing right to use water.

8/9/07
Date

Dave Holland
Applicant



State of Idaho

DEPARTMENT OF WATER RESOURCES

Northern Region, 7600 N. Mineral Drive, Suite 100 • Coeur d'Alene, Idaho 83815

Phone: (208) 762-2800 • Fax: (208) 762-2819 • Web Site: www.idwr.idaho.gov

C. L. "BUTCH" OTTER
Governor

DAVID R. TUTHILL, JR.
Director

08/20/2007

HECLA LTD
LUCKY FRIDAY UNIT
PO BOX 31
MULLAN ID 83846

FAXED TO 208-292-5526
& MAILED

RE: Temporary Permit No. TP-94-52

Dear Applicant(s):

Your application for Temporary approval of Water Appropriation has been granted and assigned number TP-94-52 .

Please be advised that THE PERMIT IS SUBJECT TO THE EFFECTIVE DATES AND CONDITIONS STATED ON PAGE TWO OF THE APPLICATION.

If you have any questions or if this office can be of further assistance, please contact us.

Sincerely,

Robert G. Haynes, P.E.
Regional Manager

Enclosure



State of Idaho

DEPARTMENT OF WATER RESOURCES

Northern Region, 7600 Mineral Drive, Suite 100, Coeur d'Alene, Idaho 83815

Phone: (208) 762-2800 FAX: (208) 762-2819 www.idwr.idaho.gov

C. L. "BUTCH" OTTER
Governor

DAVID R. TUTHILL, JR.
Interim Director

FAX TRANSMITTAL COVER SHEET

DATE: 8/10/07

TO: Dave Holland

FROM: IDWR

FAX #: 208-292-5526

NOTE: BLANK FORMS ARE AVAILABLE ON THE INTERNET AT:
www.idwr.state.id.us/info/forms.htm

DOCUMENT DESCRIPTION:

Application For Temp. Water Appropriation

TOTAL PAGES SENT: 2 PLUS (+) COVER SHEET

CONTACT: Keith Franklin
(NAME OF SENDER)

CHARGES: One (1) free copy per request, cover sheet not included. Two (2) or more copies per request are \$0.25 per page with a \$0.50 minimum

PLEASE CONSIDER THIS DOCUMENT AS A BILLING STATEMENT.

THE CHARGE FOR YOUR FAX COPIES IS \$

PLEASE REMIT BY RETURN MAIL TO THE ABOVE ADDRESS.

PHONE NO: (208) 762-2800

FAX NO: (208) 762-2819





State of Idaho

DEPARTMENT OF WATER RESOURCES

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C. L. "BUTCH" OTTER
Governor

DAVID R. TUTHILL, JR.
Director

August 10, 2007

MARY TERRA BERNES
IDAHO DEPARTMENT OF FISH & GAME
2885 KATHLEEN AVE.
COEUR D' ALENE, ID 83815

Re: Application For a Temporary Approval of a Water Appropriation

Dear MARY:

The Department of Water Resources is seeking comment and/or recommendation from your agency, regarding an application by Aecla Ltd. Lucky Friday Unit, to temporarily appropriate 4.18 acre-feet of water from the West Fork of the Deadman Creek within Shoshone County, for exploration drilling. A copy of the application is attached for your reference.

Would you please submit your comments no later than August 17, 2007?

If we do not hear from you by that date, we will assume that no comment from you, means you have no objection to, concerns about, or conditions pertaining to the issuance of this permit.

You may send comments by regular mail to the address above, by FAX to 762-2819 or by e-mail to keith.franklin@idwr.idaho.gov.

If you have any questions, don't hesitate to contact me at this office.

Thank you.

Sincerely,

Keith E. Franklin
Water Resources Agent

FAXED

Encl/kf