

**RECEIVED****MAY 30 2013****WATER RESOURCES  
WESTERN REGION**STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCESID No. TR-77-47**RECEIVED****JUN 07 2013****DEPARTMENT OF  
WATER RESOURCES****APPLICATION FOR TEMPORARY APPROVAL OF WATER APPROPRIATION**

(For a use not intended to become an established water right, not to exceed a total diverted volume of five (5) acre-feet, and not to exceed one (1) year duration in accordance with Section 42-202A, Idaho Code.)

Name of applicant: Midas Gold Inc. Phone: (208) 634-4653Address: 13876 Hwy 55, McCall, Idaho, 83638 Email: fend@midasgoldinc.com1. Source of water: Groundwater tributary to N/A

2. Location of point(s) of diversion:

TWP	RGE	SEC	GOVT LOT	¼	¼	¼	County	Source	Local name or tag #
18N	09E	15	1	NE	SE	NE	Valley	Ground	D0060354

3. Location of place of use:

TWP	RGE	SEC	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
See	Map																		

4. Describe proposed use of water Support mineral exploration activities

5. Amount of water:

Maximum rate of diversion - cfs or 150 gpm.Maximum daily volume 0.06 AF; total volume 5 AF.6. Duration of diversion: from June 1, 2013 to May 31, 2014  
Day-month Day-month7. Describe proposed diverting works: Well pump house with hoses to drill sites or into a water truck to deliver to drill sites8. a. Who owns the property at the requested point of diversion? Midas Gold, Inc.b. Who owns the land to be irrigated or place of use? Midas Gold, Inc. & Payette National Forest

c. If the property is owned by a person other than the applicant, describe the arrangement allowing access to the water:

9. Additional remarks: Use of water on National Forest lands dependent upon Payette National Forest approval of Midas Gold, Inc. Plan of Operations. See the attached map for point of diversion and outline for place of use.

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.

*Rocky Chao*  
Signature of applicant30 May 2013  
DateReceived by JA Date 5/30/2013 Time 1:13\$50.00 fee receipted by JA # W041177 Date 5/30/2013

Watermaster Comments received? \_\_\_\_\_ Date \_\_\_\_\_

## **Action of the Director of the Department of Water Resources**

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

*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 know public values associated with the water source or any known water rights.*

### **Approval is 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 for the use of water under this approval and injury to other water rights.
3. This approval authorizes a maximum diversion volume of **5.0 acre feet** and a maximum diversion rate of **150 gallons per minute.**
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 commences on **June 15, 2013** and expires on **June 1, 2014,**

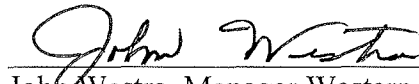
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7. This temporary appropriation is mitigated by ground water right no. **77-7285**
- 8.. Direct discharge of waste flow/material into any stream or draw is not authorized. Discharge and processing of slurry/waste materials will comply with Forest Service and related regulatory agency permits and regulations.
9. The water use approved herein is subject to and shall conform to the terms of the approved Forest Service Plan of Operations.
10. Site activities must comply with Idaho water quality standards.

***Application for Temporary Water Appropriation No. TP-77-47 in the name of Midas Gold Inc. is hereby approved.***

Dated this 5<sup>th</sup> day of June, 2013

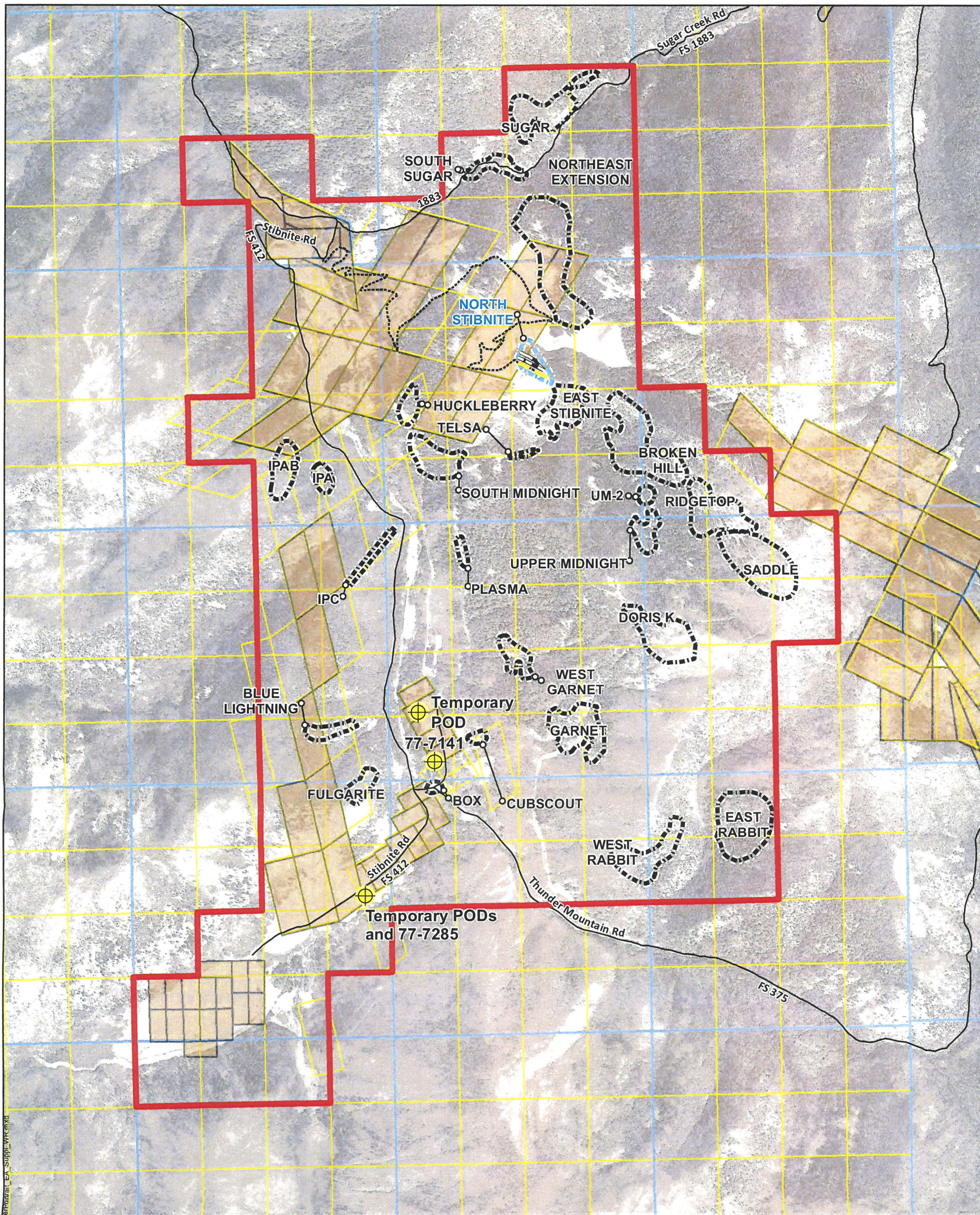


John Westra, Manager Western Region

Cc: S. Spencer, Forest Service

Enclosure: water right summary, map.





**Legend**

- Access Road to Drilling Area
- Public/Forest Service Road
- New Road Construction To Provide Access to Drill Area
- New Road Construction on Old Road Bed Can Potentially Be Used as Drilling Area
- Re-open Old Road Bed To be Used as Potential Drilling Area
- ⊕ Proposed Groundwater Point of Diversion (POD)
- ▭ Proposed Place of Use (POU)

- ▭ Proposed Exploration Drilling Areas Requiring Temporary Road Construction
- ▭ Proposed Exploration Drilling Areas
- ▭ Private Land (Unshaded Areas are Owned by Forest Service)
- ▭ Public Land Survey System (PLSS) Section Line
- ▭ Sixteenth Section