

RECEIVED

Form 202A 04/12

MAY 30 2013

WATER RESOURCES
WESTERN REGION

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

ID No. TR-77-4u

RECEIVED

JUN 07 2013

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) 634-4653

Address: 13876 Hwy 55, McCall, Idaho, 83638 Email: fend@midasgoldinc.com

1. Source of water: Surface Water tributary to East Fork, South Fork, Salmon River.

2. Location of point(s) of diversion:

TWP	RGE	SEC	GOVT LOT	1/4	1/4	1/4	County	Source	Local name or tag #
See	Map						Valley		

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 350 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-month

7. Describe proposed diverting works: Hoses w/ 3/32" screen, pump to storage tanks or directly to water truck or drill.

8. a. Who owns the property at the requested point of diversion? Midas Gold, Inc. and Payette National Forest

b. Who owns the land to be irrigated or place of use? Midas Gold, Inc. and Payette National Forest

c. If the property is owned by a person other than the applicant, describe the arrangement allowing access to the water:
POD on National Forest Dependent upon successful approval of Mineral Exploration Plan of Operations.

9. Additional remarks: See the attached map for the two POD on Sugar Creek and POD on Midnight Creed and on West End Creek.

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.

[Signature]
Signature of applicant

30 May 2013
Date

Received by JA Date 5/30/2013 Time 1:13

\$50.00 fee received by JA # W041176 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.*
- 5. Comments have been sought from the US Forest Service, Idaho Dept. of Fish & Game, and Idaho Department of Environmental Quality.*

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 **350 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**

7. 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 values. At no time shall the diversion rate exceed 25% of the total creek flow.
8. A ¼ inch mesh screen shall cover the pump intake.
9. 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.
10. The water use approved herein is subject to and shall conform to the terms of the approved Forest Service Plan of Operations.
11. Site activities must comply with Idaho water quality standards.
12. This temporary appropriation is mitigated by water right no. 77-7293.

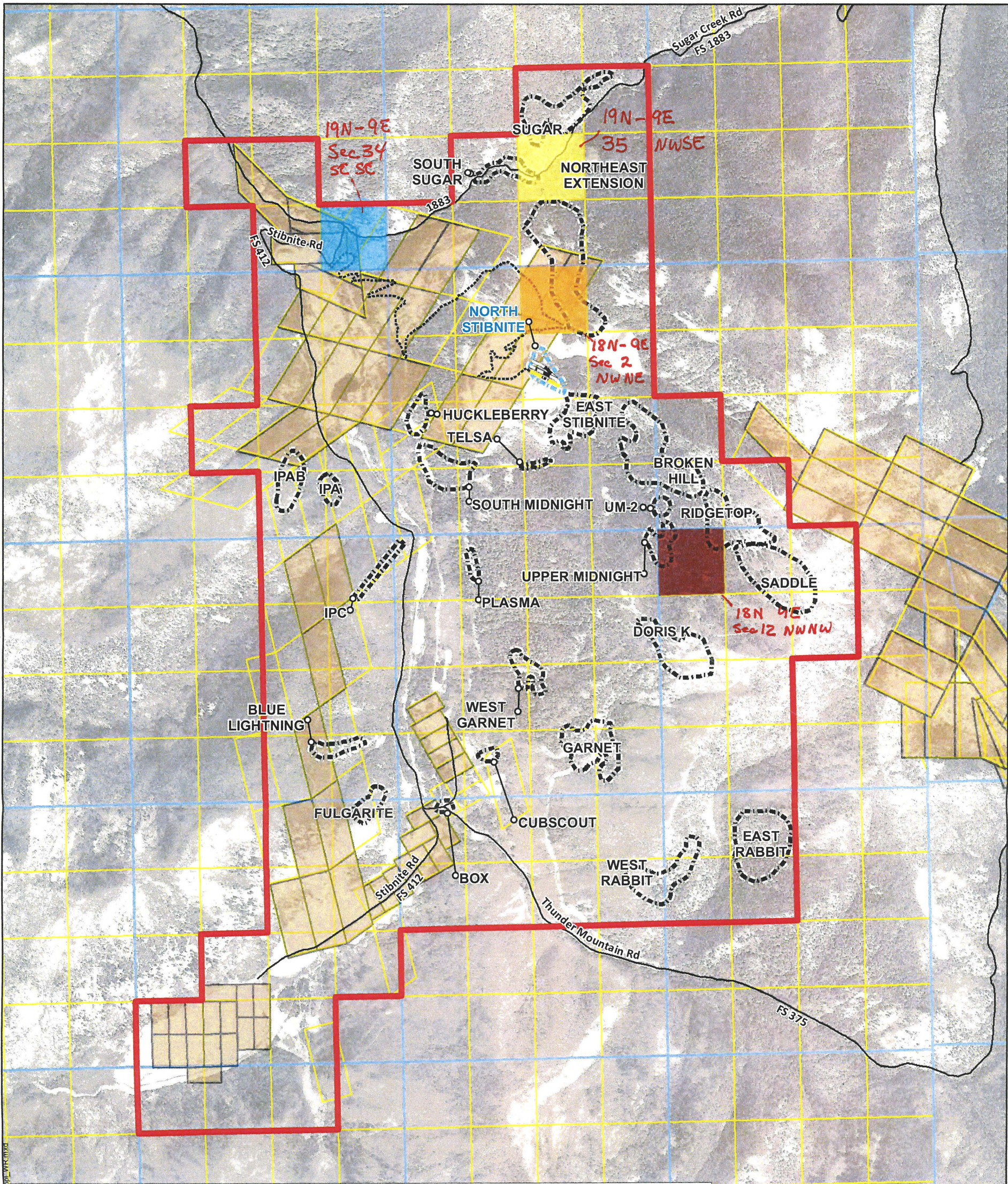
Application for Temporary Water Appropriation No. TP-77-46 in the name of Midas Gold Inc. is hereby approved.

Dated this 5th 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 Midnight Creek Surface Water POD (Temporary)
- Proposed Sugar Creek East Surface Water POD (Temporary)
- Proposed Sugar Creek West Surface Water POD (Temporary)
- Proposed West End Creek Surface Water POD (Temporary)
- 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

Imagery: 2011 NAIP 1 meter resolution - USDA/NRCS Digital Gateway
Topography: From LiDAR/Imagery flight, Flown June, 2009; C.I. = 2m;
Source: Midas Gold
Other Data Sources: Bureau of Land Management (BLM); US Census Bureau; Payette National Forest
Map Date: May, 2013
NAD83, UTM 11N, Horizontal and Vertical Units are Meters, North is UTM Grid North

**Proposed Place of Use (POU) and Proposed Points of Diversion (POD)
Temporary Water Rights Application
Midas Gold Inc., Golden Meadows Exploration Project**

