

RECEIVED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCESTransfer No. 78790

DEC 27 2013

DEPT. OF WATER RESOURCES
SOUTHERN REGIONMINIMUM REQUIREMENTS CHECKLIST
TO BE SUBMITTED WITH APPLICATION FOR TRANSFER

An application for transfer must be prepared in accordance with the minimum requirements listed below to be acceptable for processing by the Department. Incomplete applications will be returned. The instructions, fee schedule, Part 2A reports and additional Part 2B forms are available from any Department office or on the Department's website at www.idwr.idaho.gov.

Name of Applicant(s) Thompson Creek Mining Co.Check whether each item below is *attached* (Yes) or *not applicable* (N/A) for the proposed transfer.Yes N/A * Means the item is always required and must be included with the application.

- ☒ * Completed Application for Transfer of Water Right form, Part I.
- ☒ * Signature of applicant(s) or applicant's authorized representative on Application for Transfer Part I. Include evidence of authority labeled Attachment #3 (see below) if signed by representative.
- ☒ * Application for Transfer Part 2A. Attach a Part 2A report describing each water right in the transfer as currently recorded.
- ☐ ☒ Complete and attach an Application for Transfer Part 2B for each water right for which only a portion is proposed to be changed through this transfer application.
- ☒ * Application for Transfer Part 3A is always required (see Attachment #7a below); Parts 3B and 3C must be completed for transfer applications proposing to change the nature of use of the water right(s) or proposing changes to supplemental right(s).
- ☒ * Correct fee submitted with transfer application form. (Fee schedule is on website and instructions for application for transfer.)

Attachments to Application - Label each attachment with the corresponding number shown below as Attachment #1-9.

- ☐ ☒ #1 If the applicant is a business, partnership, organization, or association, and not currently registered in the State of Idaho as a business entity, attach documentation identifying officers authorized to sign or act on behalf of right holder. (See Part 1.)
- ☐ ☒ #2a Water Right ownership documentation if Dept. records do not show the applicant as the current water right owner. **
- ☐ ☒ #2b If the ownership of the water right will change as a result of the proposed transfer to a new place of use, attach documentation showing land and water right ownership at the new place of use. Include documentation for all affected land and owner(s).**
** Additional fee(s) required for water right ownership changes; see fee schedule.
- ☐ ☒ #3 Documentation of authority to make the change if the applicant is not the water right owner.
- ☐ ☒ #4 Power of Attorney or documentation providing authority to sign or act on the applicant's behalf. (See Part 1.)
- ☐ ☒ #5 If the transfer application proposes to change the point of diversion for a water right affecting the Eastern Snake Plain Aquifer (ESPA), attach the results of an ESPA analysis and a detailed mitigation plan to offset any depletions to hydraulically connected reaches of the Snake River. ESPA transfer spreadsheet and model grid labeled cells are available on the Department's website at www.idwr.idaho.gov/WaterManagement/WaterRights/WaterRightTransfers/resources.htm.
- ☐ ☒ #6 Notarized statement of agreement or a statement on official letterhead signed by an authorized representative from each lien holder or other entity with financial interest in the water right(s) or land affected by the proposed transfer. (See Part 1.5.c.)
- ☒ * #7a Attach a map identifying the proposed point(s) of diversion, place(s) of use, and water diversion and distribution system details as described on the application. Include legal description labels. If only a portion of the right is proposed to be changed, identify the current location of the part of the existing right(s) proposed to be changed. (See Part 3A.)
- ☐ ☒ #7b If the transfer application proposes to change the place or purpose of use of an irrigation right attach a Geographic Information System (GIS) shape file, or an aerial photo or other image clearly delineating the location and extent of existing acres and changes to the place of use.
- ☐ ☒ #8a If the transfer application proposes to change the nature of use or period of use for one or more rights, provide documentation describing the extent of historic beneficial use for the water rights proposed to be transferred and document how enlargement will be avoided. (See Part 3B.) Additional fee required for proposed changes to nature of use; see fee schedule.
- ☐ ☒ #8b If the transfer application proposes to change the place of use of a supplemental irrigation right, provide documentation regarding the historic use of the supplemental right(s) and availability or reliability of the primary right(s) being supplemented, both before and after the proposed change. (See Part 3C.)
- ☐ ☒ #9 Other. Please describe: _____

AMENDED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

DEC 27 2013

APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1

DEPT. OF WATER RESOURCES
SOUTHERN REGION

Name of Applicant(s) Thompson Creek Mining Co. Phone (208)838-3511

Mailing address c/o Bert Doughty, P.O. Box 600, Challis, ID 83226 Email bdoughty@tcreek.com

- ☐ If applicant is not an individual and not registered to do business in the State of Idaho, attach documentation identifying officers authorized to sign or act on behalf of the applicant. Label it **Attachment #1**.
- ☐ Attach water right ownership documentation if Department records do not show the transfer applicant as the current water right owner. Label it **Attachment #2a**.
- ☐ If the ownership of the water right will change as a result of the proposed transfer to a new place of use, attach documentation showing land and water right ownership at the new place of use. Include documentation for all affected land and owner(s). Label it **Attachment #2b**.
- ☐ Attach documentation of authority to make the proposed change if the applicant is not the water right owner. Label it **Attachment #3**.

Provide contact information below if a consultant, attorney, or any other person is representing the applicant in this transfer process.

☐ No Representative

Name of Representative Dylan Lawrence Phone (208)385-5417

Mailing address Moffatt Thomas, P.O. Box 829, Boise, ID 83701-0829 Email dbl@moffatt.com

- ☐ Send all correspondence for this application to the representative and not to the applicant.
OR
- ☒ Send original correspondence to the applicant and copies to the representative.
- ☒ The representative may submit information for the applicant but is not authorized to sign for the applicant.
OR
- ☐ The representative is authorized to sign for the applicant. Attach a Power of Attorney or other documentation providing authority to sign for the applicant and label it **Attachment #4**.

I hereby assert that no one will be injured by the proposed changes and that the proposed changes do not constitute an enlargement in use of the original right(s). The information contained in this application is true to the best of my knowledge. I understand that any willful misrepresentations made in this application may result in rejection of the application or cancellation of an approval.

Bert Doughty
Signature of Applicant or Authorized Representative

Bert Doughty, Environmental Affairs Mgr.
Print Name and Title if applicable

12/11/13
Date

Signature of Applicant or Authorized Representative

Print Name and Title if applicable

Date

A. PURPOSE OF TRANSFER

1. ☒ Change point of diversion ☐ Add diversion point(s) ☒ Change place of use
☐ Change nature of use ☐ Change period of use ☒ Other Ownership change
2. Describe your proposal in narrative form, including a detailed description of non-irrigation uses to justify amounts transferred (i.e. number of stock, etc.), and provide additional explanation of any other items on the application. Attach additional pages if necessary and label it **Part 1A.2**.

As tailings pond is filled with sediment, its footprint has shifted to the northwest over time, requiring moving the point of diversion farther upstream. Also adding tailings pond to place of use.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT

PART 1 Continued

B. DESCRIPTION OF RIGHTS AFTER THE REQUESTED CHANGES. IF THE RIGHTS ARE BEING SPLIT, DESCRIBE PORTIONS TO BE CHANGED AS THEY WOULD APPEAR AFTER THE REQUESTED CHANGES.

1.	Right Number	Amount (cfs/ac-ft)	Nature of Use	Period of Use	Source & Tributary
All or Part ☒ ☐	72-7257	9.62 cfs	Industrial	1/1 to 12/31	No change.
☒ ☐	72-7257	1,600 AFA	Industrial storage	1/1 to 12/31	No change.
☒ ☐	72-7257	1,600 AFA	Industrial from storage	1/1 to 12/31	No change.
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	

Total authorized under rights 9.62 cfs and/or 1,600 acre-feet.

2. Total amount of water proposed to be transferred or changed 9.62 cubic feet per second and/or 1,600 acre-feet per annum.

3. Point(s) of Diversion:

- ☐ No changes to point(s) of diversion are proposed - the following chart is therefore not completed. (Proceed to #4.)
- ☐ Attach Eastern Snake Plain Aquifer analysis if this transfer proposes to change a point of diversion affecting the ESPA.
Label it **Attachment #5**.

New ?	Lot	¼	¼	¼	Sec	Twp	Rge	County	Source	Local name or tag #
Y			NW	NW	25	12N	16E	Custer	Bruno Creek	

4. Place of use: (If irrigation, identify with number of acres irrigated per ¼ ¼ tract.)

- ☐ No changes to place of use are proposed - the following chart is therefore not completed. (Proceed to #5.)

Twp	Rge	Sec	NE ¼				NW ¼				SW ¼				SE ¼				Acre Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
11N	16E	1	L1	L2															
11N	16E	4													X				
11N	16E	11								X									
11N	17E	6		X			X												
12N	16E	25								X				X		X	X		
12N	16E	36	X	X	X	X				X				X	X	X	X	X	
12N	17E	31							X		X	X	X	X					

The above only represents the industrial storage use to be added to this water right. The existing industrial, industrial storage, and industrial from storage uses in the NENE and NWNE of T11N, R16E, S12 shall remain.

Total Acres (for irrigation use)

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT PART 1 Continued

5. General Information:

- a. Describe the complete diversion system, including how you will accommodate a measuring device and lockable controlling works should they be required now or in the future:

Headgate diverts water into bypass ditch around tailings pond to mill. Weir within bypass ditch can be manually read to determine diversion rate.

- b. Who owns the property at the point(s) of diversion? U.S. Forest Service

If other than the applicant, describe the arrangement enabling the applicant to access the property for the diversion system:
Approved mining plan of operations.

- c. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts?

If yes, ☐ Attach a notarized statement from the holder of the lien, deed of trust, mortgage or contract agreeing to the proposed changes on official letterhead signed by an authorized representative. Label it **Attachment #6**. List the name of the entity and type of lien: N/A

It is the applicant's responsibility to provide notice to lien holder, trustee, mortgagor, or contract holder of the proposed changes that may impact or change the value of the water rights or affected real property. Any misrepresentation of legal encumbrance on this application may result in rejection of the application or cancellation of an approval.

- d. Describe the effect on the land now irrigated if the place or purpose of use is changed pursuant to this transfer:
N/A

- e. Describe the use of any other water right(s) for the same purpose or land, or the same diversion system as right(s) proposed to be transferred at both the existing and proposed point(s) of diversion and place(s) use:
Applicant also owns water rights 72-414 and 72-7573 with an industrial purpose of use.

- f. To your knowledge, has/is any portion of the water right(s) proposed to be changed:

Yes No

- ☐ ☒ undergone a period of five or more consecutive years of non-use,
☐ ☒ currently leased to the Water Supply Bank,
☐ ☒ currently used in a mitigation plan limiting the use of water under the right, or
☐ ☒ currently enrolled in a Federal set-aside program limiting the use of water under the rights?

If yes, describe:

**IDAHO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 2A**

Current Water Right No.: 72-7257

Current Owner: CYPRUS THOMPSON CREEK MINING CO
Priority Date: 3/11/1983
Origin: Water Right
Status: Active
Basis: Decreed

<u>Source</u>	<u>Tributary</u>		
BRUNO CREEK	SQUAW CREEK		
<u>Beneficial Use</u>	<u>From To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
INDUSTRIAL	1/01 to 12/31	9.62 CFS	
INDUSTRIAL STORAGE	1/01 to 12/31		1600 AF
INDUSTRIAL FROM STORAGE	1/01 to 12/31		1600 AF
	<u>Total Diversion</u>	9.62 CFS	1600 AF

Location of Point(s) of Diversion

BRUNO CREEK SE1/4NE1/4SW1/4 Sec. 25, Twp 12N, Rge 16E B.M.
CUSTER County

Place of Use

INDUSTRIAL Within CUSTER County

T11N R16E S12	NENE	T11N R16E S12	NWNE
---------------	------	---------------	------

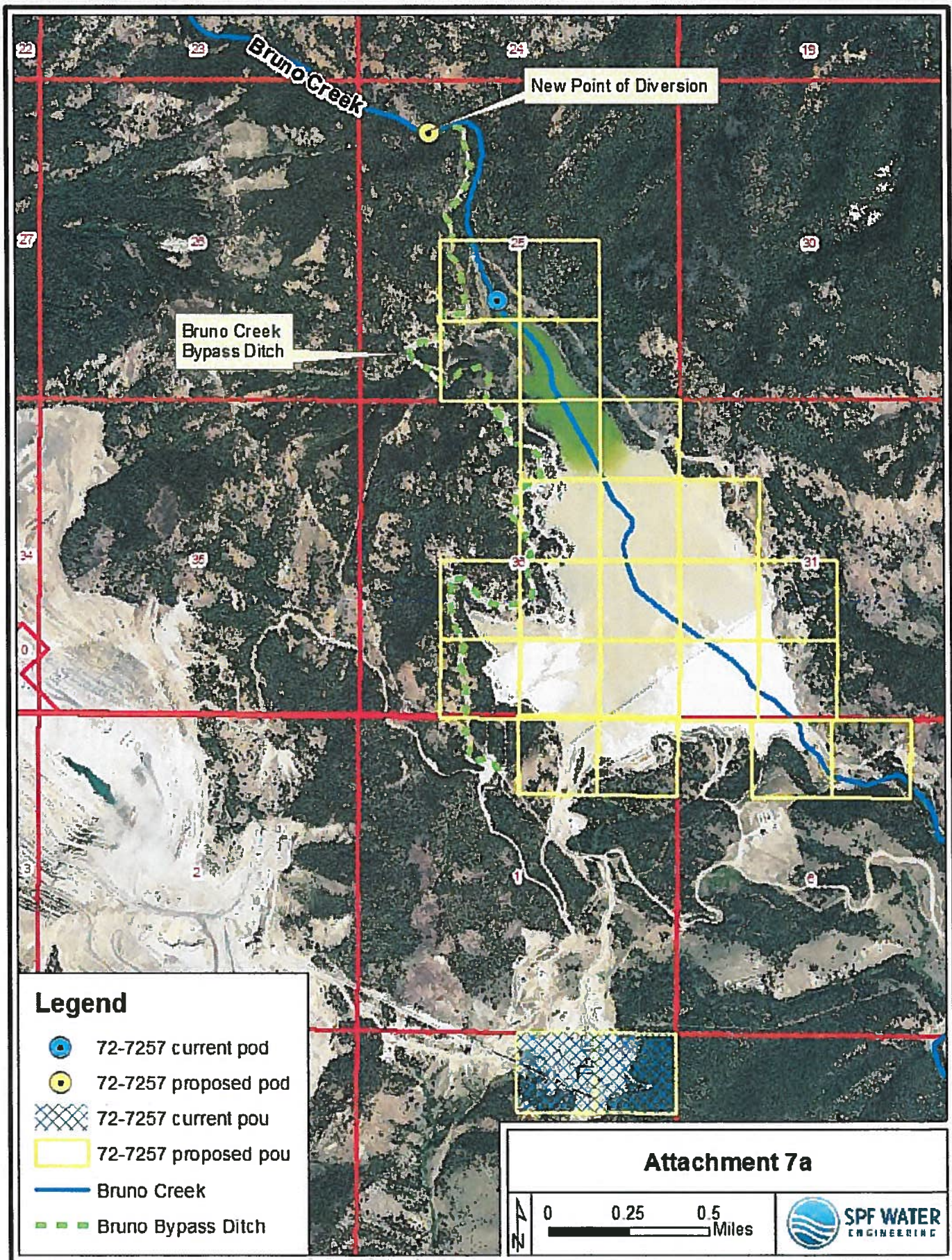
Place of Use: INDUSTRIAL STORAGE same as INDUSTRIAL

Place of Use: INDUSTRIAL FROM STORAGE same as INDUSTRIAL

Conditions of Approval:

1. INDUSTRIAL USE FOR MILLING OF MOLYBDENUM ORE.
2. L04 WHEN WATER USED UNDER THIS RIGHT IS DISCHARGED INTO THE NATURAL CHANNEL, SETTLING PONDS MUST BE MAINTAINED WHICH ARE CAPABLE OF REDUCING THE SILT LOAD TO SUCH A LEVEL THAT THE QUALITY WILL NOT BE IMPAIRED FOR OTHER BENEFICIAL USES.
3. U42 PLACE OF USE DOES NOT INCLUDE FEDERAL PUBLIC LANDS
4. USE OF THIS RIGHT WITH RIGHT NO. 72-07193 IS LIMITED TO A TOTAL COMBINED ANNUAL VOLUME OF 2916 AF.
5. C18 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.

Decreed Date: 8/8/2001



2011 Photo

TRANSFER 78790

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AUG 20 2013

DEPT. OF WATER RESOURCES
SOUTHERN REGION

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT – POINT(S) OF DIVERSION

This form may be used to apply to change and/or add points of diversion for existing water rights and to report an ownership change for an entire water right(s) in connection with the proposed point of diversion change(s). Do not use this form to apply for changes to other elements of a water right or to report an ownership change for a portion of a water right. See the [Application for Transfer Instructions](#) for help completing this form and for mailing addresses of Department offices where your application can be submitted.

Check all that apply:

- ☒ Change diversion point(s) ☐ Add diversion point(s) ☒ Ownership change

1. APPLICANT(S) Thompson Creek Mining Co. Phone (208) 838-3511
2. MAILING ADDRESS c/o Bert Doughty, P.O. Box 600 City Challis
State ID Zip 83226 Email bdoughty@tcreek.com

- ☐ If the applicant is not an individual and not registered to do business in the State of Idaho, attach documentation identifying officers authorized to sign for the applicant.
- ☐ If the applicant is not the current water right(s) owner, attach documentation of authority to file the application.
- ☒ If the application includes a change in ownership of water right(s), attach a copy of the conveyance document, such as a warranty deed, court decree, contract of sale, etc. The conveyance document must include a legal description of the property conveyed or description of the water right if no land is conveyed. Additional fee(s) required for water right ownership changes; see [fee schedule](#).
- ☐ If the application is not signed by the applicant, attach a Power of Attorney or other documentation providing authority to sign for the applicant.

3. LIST WATER RIGHT NUMBER(S) 72-7257

- ☒ Attach a copy of the water right(s) as recorded, available at www.idwr.idaho.gov, *Water Right Transfers, Step 1*, or by contacting any Department office.

4. TOTAL AMOUNT OF WATER transferred is 9.62 cubic feet per second and/or 1,600 acre-feet per annum.
(diversion rate) (storage volume)

5. POINT OF DIVERSION – Describe all the point(s) of diversion to be included on the water right(s) after the proposed change.

- ☐ Attach Eastern Snake Plain Aquifer (ESPA) analysis if this transfer proposes to change a point of diversion affecting the ESPA. ESPA analysis information is available at www.idwr.idaho.gov, *Water Right Transfers, Online Resources*.

Twp	Rge	Sec	Govt Lot	¼	¼	¼	County	Source	Local name or tag #
12N	16E	25			NW	NW	Custer	Bruno Creek	

ORIGINAL

6. GENERAL INFORMATION

- a. Describe the complete diversion system, including how you will accommodate a measuring device and lockable controlling works should they be required now or in the future:

Headgate diverts water into bypass ditch around tailings pond to mill. Weir within bypass ditch can be manually read to determine diversion rate.

- b. Who owns the property at the point(s) of diversion? U.S. Forest Service

If other than the applicant, describe the arrangement enabling the applicant to access the property for the diversion system:

Approved mining plan of operations.

- c. To your knowledge, has/is any portion of the water right(s) proposed to be changed:

Yes No

- ☐ ☒ undergone a period of five or more consecutive years of non-use,
☐ ☒ currently leased to the Water Supply Bank,
☐ ☒ currently used in a mitigation plan limiting the use of water under the right(s), or
☐ ☒ currently enrolled in a Federal set-aside program limiting the use of water under the right(s)?

If yes, describe _____

7. **MAP** - ☒ Attach a map of the diversion, measurement, control and distribution system. Clearly label the map with township, range, section and ¼ ¼ of section information. The *Map Tool*, available at <http://maps.idwr.idaho.gov/TransferApplicationLayouts/> provides a satisfactory template for creating the required map.

8. **SIGNATURE** - The information in this application is true to the best of my knowledge. I understand any willful misrepresentations in this application may result in rejection of the application or cancellation of an approval.

Bert Doughty for TCAs Bert Doughty, Environmental Affairs Manager 8/5/13
Signature of applicant or authorized agent Print name and title if applicable Date

Signature of applicant or authorized agent Print name and title if applicable Date

9. **FEE** - ☒ The application filing fee provided in Section 42-221, Idaho Code, must be submitted with the application for transfer. The Application fee is based on the total amount of water proposed for transfer in Item 4: the larger fee for either cubic feet per second (diversion rate) or acre-feet per annum (storage volume). The *Fee Schedule* is available at www.idwr.idaho.gov, *Water Right Transfers, Step 4* and in the *Application for Transfer Instructions*.

CLIENT:2883025.2

FOR DEPARTMENT USE ONLY

Transfer includes _____ pages of attachments. Received by _____ Date _____

Fee paid 1,220.00 Date 8/22/13 Receipted by B. Walker Receipt # SO33475

Preliminary review completed by B. Walker Date 8/22/13

Fee paid 25.00 for ownership change Receipt # SO33532 9/20/13
B. Walker

**IDAHO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 2A**

Current Water Right No.: 72-7257

Current Owner: CYPRUS THOMPSON CREEK MINING CO

Priority Date: 3/11/1983

Origin: Water Right

Status: Active

Basis: Decreed

Source

BRUNO CREEK

Tributary

SQUAW CREEK

<u>Beneficial Use</u>	<u>From To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
INDUSTRIAL	1/01 to 12/31	9.62 CFS	
INDUSTRIAL STORAGE	1/01 to 12/31		1600 AF
INDUSTRIAL FROM STORAGE	1/01 to 12/31		1600 AF
<u>Total Diversion</u>		9.62 CFS	1600 AF

Location of Point(s) of Diversion

BRUNO CREEK
CUSTER County

SE1/4NE1/4SW1/4 Sec. 25, Twp 12N, Rge 16E B.M.

Place of Use

INDUSTRIAL Within CUSTER County

T11N R16E S12 NENE T11N R16E S12 NENE

Place of Use: INDUSTRIAL STORAGE same as INDUSTRIAL

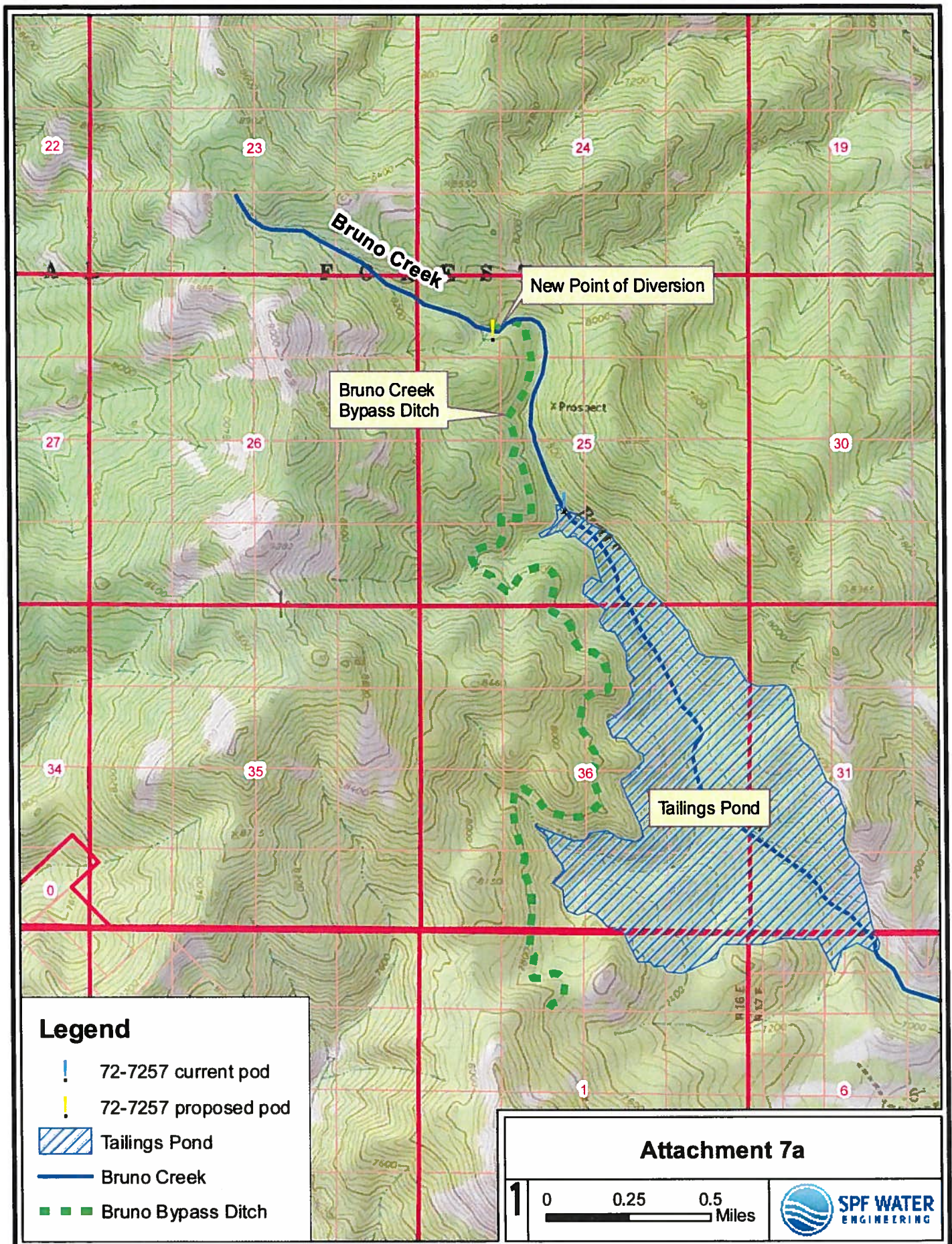
Place of Use: INDUSTRIAL FROM STORAGE same as INDUSTRIAL

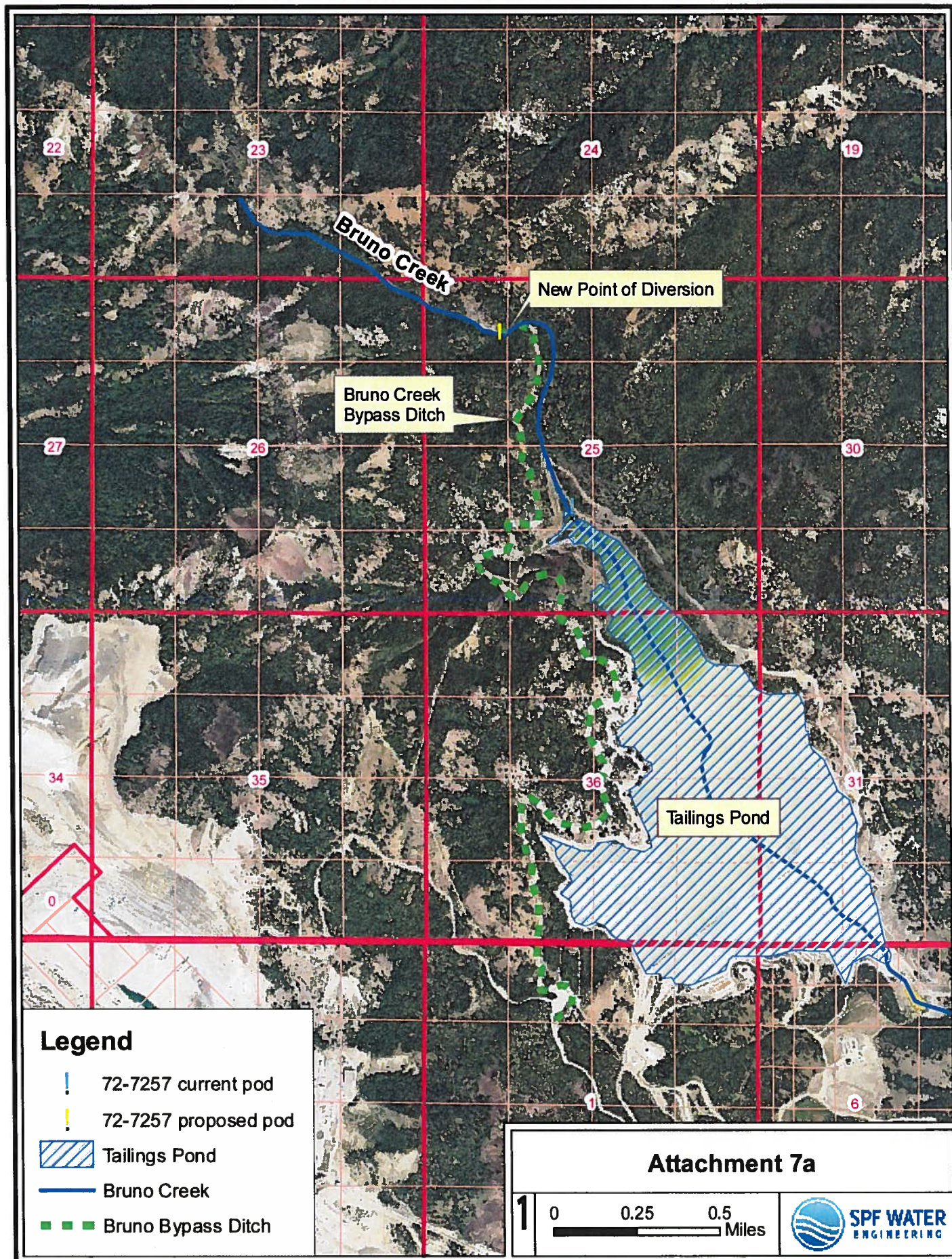
Conditions of Approval:

1. INDUSTRIAL USE FOR MILLING OF MOLYBDENUM ORE.
2. L04 WHEN WATER USED UNDER THIS RIGHT IS DISCHARGED INTO THE NATURAL CHANNEL, SETTLING PONDS MUST BE MAINTAINED WHICH ARE CAPABLE OF REDUCING THE SILT LOAD TO SUCH A LEVEL THAT THE QUALITY WILL NOT BE IMPAIRED FOR OTHER BENEFICIAL USES.
3. U42 PLACE OF USE DOES NOT INCLUDE FEDERAL PUBLIC LANDS
4. USE OF THIS RIGHT WITH RIGHT NO. 72-07193 IS LIMITED TO A TOTAL COMBINED ANNUAL VOLUME OF 2916 AF.
5. C18 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.

Page 4 of 4

Decreed Date: 8/8/2001





Maline, Denise

From: Maline, Denise
Sent: Friday, February 28, 2014 10:44 AM
To: Miller, Nick
Subject: Comment Letters for Transfers 78790 & 78791
Attachments: Comment Letter - W.D. 170.pdf; Transfer 78791.pdf; Transfer 78790.pdf

Dear Nick,

Attached please find a cover letter, recommendation forms, and copy of Transfer 78790 & 78791. Please review the attached information and provide any necessary comments within 21 days. Feel free to contact our office if you have any questions.

Thank you in advance,

Denise Maline
Idaho Dept of Water Resources
Administrative Assistant, Southern Region
650 Addison Ave W, Ste 500
Twin Falls, ID 83301
(208) 736-3033
denise.maline@idwr.idaho.gov



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region • 650 Addison Ave W, Suite 500 • Twin Falls, Idaho 83301-3380

Phone: (208) 736-3033 • Fax: (208) 736-3037 • Website: www.idwr.idaho.gov

C.L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Director

February 28, 2014

NICK MILLER
WATER DISTRICT #170
322 E FRONT ST
PO BOX 83720
BOISE, ID 83720-0098

Via E-mail

RE: Transfer No. 78790
Water Right No(s): 72-7257

RE: Transfer No. 78791
Water Right No(s): 72-7193

Dear Mr. Miller:

A copy of the above referenced application is enclosed. Please review the application, then complete the enclosed recommendation form as necessary, and return it to this office within 21 days of the date of this letter.

If the application is approved, IDWR will include appropriate standard conditions of approval for a water right located within a water district, such as regulation by the watermaster, lockable controlling works, and/or measuring devices. Any special conditions or other concerns you have related to this application should be specifically addressed in your recommendation.

IDWR's regional offices can finish reviewing an unprotested application as soon as the protest period has past. Your prompt response to this request will ensure that your recommendation can be considered. If IDWR has not received your written recommendation within 21 days from the date of this letter, IDWR will presume that you do not oppose approval of the application and that you have no comments for IDWR to consider.

Sincerely,

Denise Maline
Administrative Assistant

Enclosure(s)



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region • 650 Addison Ave W, Suite 500 • Twin Falls, Idaho 83301-3380

Phone: (208) 736-3033 • Fax: (208) 736-3037 • Website: www.idwr.idaho.gov

C.L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Director

February 28, 2014

ADRIANNE HALL-MAYDOLE
WATER DISTRICT #72-D
HC 68 BOX 327
CLAYTON, ID 83227

RE: Transfer No. 78790
Water Right No(s): 72-7257

RE: Transfer No. 78791
Water Right No(s): 72-7193

Dear Ms. Hall-Maydole:

A copy of the above referenced application is enclosed. Please review the application, then complete the enclosed recommendation form as necessary, and return it to this office within 21 days of the date of this letter.

If the application is approved, IDWR will include appropriate standard conditions of approval for a water right located within a water district, such as regulation by the watermaster, lockable controlling works, and/or measuring devices. Any special conditions or other concerns you have related to this application should be specifically addressed in your recommendation.

IDWR's regional offices can finish reviewing an unprotested application as soon as the protest period has past. Your prompt response to this request will ensure that your recommendation can be considered. If IDWR has not received your written recommendation within 21 days from the date of this letter, IDWR will presume that you do not oppose approval of the application and that you have no comments for IDWR to consider.

Sincerely,

Denise Maline
Administrative Assistant

Enclosure(s)



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region • 650 Addison Ave W, Suite 500 • Twin Falls, Idaho 83301-5858

Phone: (208) 736-3033 • Fax: (208) 736-3037 • Website: www.idwr.idaho.gov

C.L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Director

February 28, 2014

THOMPSON CREEK MINING CO
C/O BERT DOUGHTY
PO BOX 600
CHALLIS, ID 83226

RE: Transfer No. 78790
Water Right No(s). 72-7257

RE: Transfer No. 78791
Water Right No(s). 72-7193

Dear Applicant(s):

The Department of Water Resources has received your water right transfer applications. Please refer to the transfer numbers referenced above in all future correspondence regarding these transfers.

A legal notice of the application(s) has been prepared and is scheduled for publication in the **CHALLIS MESSENGER, TIMES NEWS, IDAHO STATESMAN, POST REGISTER & LEWISTON TRIBUNE** on **3/6/2014** and **3/13/2014**. Protests to this application(s) may be submitted for a period ending ten (10) days after the second publication (**March 24, 2014**).

If the application(s) is protested, you will be sent a copy of each protest. All protests must be resolved before the application(s) can be considered for approval. If the protest(s) cannot be resolved voluntarily, the Department will conduct a conference and/or hearing on the matter.

If the application(s) is not protested, the Department will process your application(s) and notify you of any action taken on the application(s). If your application(s) is approved, the Department will send you a copy of the approval documents.

Please contact this office if you have any questions regarding the application(s).

Sincerely,


Denise Maline
Administrative Assistant

cc:

MOFFATT THOMAS BARRETT ROCK & FIELDS CHTD
ATTN: DYLAN B LAWRENCE
PO BOX 829
BOISE, ID 83701-0829

Maline, Denise

From: Maline, Denise
Sent: Thursday, February 27, 2014 2:54 PM
To: Challis Messenger
Subject: LEGAL NOTICE
Attachments: Challis Messenger Cover Letter.docx; Challis Messenger Ad.docx

Attached please find (1) legal notice being submitted for publication on March 6th & 13th, 2014. Please contact me if you have any questions, or if you are not able to run the ad on the dates requested.

Thank you in advance,

Denise Maline
Administrative Assistant
Idaho Dept of Water Resources, Southern Region
650 Addison Ave W, Ste 500
Twin Falls, ID 83301
(208) 736-3033
denise.maline@idwr.idaho.gov



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region • 650 Addison Ave W, Suite 500 • Twin Falls, Idaho 83301-5858

Phone: (208) 736-3033 • Fax: (208) 736-3037 • Website: www.idwr.idaho.gov

C.L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Director

February 27, 2014

LEGAL NOTICE DEPARTMENT
CHALLIS MESSENGER
PO BOX 405
CHALLIS, ID 83226

RE: Transfer No. 78790
Water Right No(s): 72-7257

RE: Transfer No. 78791
Water Right No(s): 72-7193

Dear Legal Notice Department:

Please publish the enclosed legal notice on the dates indicated (once a week for two consecutive weekly issues). If you cannot publish the notice on the proposed dates, please contact us immediately.

An affidavit of publication must be submitted to the Department along with the publication bill. Please send the affidavit and bill to this office before March 24, 2014. Your cooperation is appreciated.

Sincerely,

Denise Maline
Administrative Assistant

Enclosure(s)

**NOTICE OF PROPOSED CHANGE OF WATER RIGHT
TRANSFER NO. 78790**

THOMPSON CREEK MINING CO, C/O BERT DOUGHTY, PO BOX 600, CHALLIS, ID 83226; has filed Application No. 78790 for changes to the following water rights within CUSTER County(s): Right No(s). 72-7257. The purpose of the transfer is to change a portion of the above rights as follows: Transfer proposes to change the point of diversion for a 9.62 cfs industrial water right diverted from Bruno Creek for Thompson Creek Mining Co. The proposed diversion is approximately 6.3 miles west and 5.9 miles north of the city of Clayton. The proposed point of diversion is upstream of the current location approximately 0.5 miles. The transfer also proposes to change the place of use of the industrial storage component of the water right to reflect the changing tailings pond footprint.

**NOTICE OF PROPOSED CHANGE OF WATER RIGHT
TRANSFER NO. 78791**

THOMPSON CREEK MINING CO, C/O BERT DOUGHTY, PO BOX 600, CHALLIS, ID 83226; has filed Application No. 78791 for changes to the following water rights within CUSTER County(s): Right No(s). 72-7193. The purpose of the transfer is to change a portion of the above rights as follows: Transfer proposes to change the place of use for a 1,600 acre foot industrial storage water right for Thompson Creek Mining Co that is diverted from the Salmon River, Buckskin Creek, Pat Hughes Creek, and Springs. The proposed storage area is located approximately 5.0-6.0 miles west and 4.0-5.6 miles north of the city of Clayton. The proposed change in the place of use is to reflect the changing tailings pond footprint.

For additional information concerning the property location, contact Southern Region office at (208) 736-3033; or to see a full description of these rights and the proposed transfers, please visit our website at www.idwr.idaho.gov and search under New Water Right Applications. Protests may be submitted based on the criteria of Idaho Code Sec. 42-222. Any protest against the proposed change must be filed with the Department of Water Resources, Southern Region, 650 Addison Ave W, Ste 500, Twin Falls ID 83301 together with a protest fee of \$25.00 for each application on or before March 24, 2014. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Director

Published Challis Messenger, Times News, Idaho Statesman, Post Register & Lewiston Tribune on March 6th & 13th, 2014

Maline, Denise

From: Maline, Denise
Sent: Thursday, February 27, 2014 2:55 PM
To: Times News
Subject: LEGAL NOTICE
Attachments: Times News Cover Letter.docx; 78790 & 78791 Ad.docx

Attached please find (1) legal notice being submitted for publication on March 6th & 13th, 2014. Please contact me if you have any questions, or if you are not able to run the ad on the dates requested.

Thank you in advance,

Denise Maline
Administrative Assistant
Idaho Dept of Water Resources, Southern Region
650 Addison Ave W, Ste 500
Twin Falls, ID 83301
(208) 736-3033
denise.maline@idwr.idaho.gov



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region • 650 Addison Ave W, Suite 500 • Twin Falls, Idaho 83301-5851

Phone: (208) 736-3033 • Fax: (208) 736-3037 • Website: www.idwr.idaho.gov

C.L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Director

February 27, 2014

LEGAL NOTICE DEPARTMENT

TIMES NEWS

PO BOX 548

TWIN FALLS, ID 83303-0548

RE: Transfer No. 78790
Water Right No(s): 72-7257

RE: Transfer No. 78791
Water Right No(s): 72-7193

Dear Legal Notice Department:

Please publish the enclosed legal notice on the dates indicated (once a week for two consecutive weekly issues). If you cannot publish the notice on the proposed dates, please contact us immediately.

An affidavit of publication must be submitted to the Department along with the publication bill. Please send the affidavit and bill to this office before March 24, 2014. Your cooperation is appreciated.

Sincerely,

Denise Maline
Administrative Assistant

Enclosure(s)

**NOTICE OF PROPOSED CHANGE OF WATER RIGHT
TRANSFER NO. 78790**

THOMPSON CREEK MINING CO, C/O BERT DOUGHTY, PO BOX 600, CHALLIS, ID 83226; has filed Application No. 78790 for changes to the following water rights within CUSTER County(s): Right No(s). 72-7257. The purpose of the transfer is to change a portion of the above rights as follows: Transfer proposes to change the point of diversion for a 9.62 cfs industrial water right diverted from Bruno Creek for Thompson Creek Mining Co. The proposed diversion is approximately 6.3 miles west and 5.9 miles north of the city of Clayton. The proposed point of diversion is upstream of the current location approximately 0.5 miles. The transfer also proposes to change the place of use of the industrial storage component of the water right to reflect the changing tailings pond footprint.

**NOTICE OF PROPOSED CHANGE OF WATER RIGHT
TRANSFER NO. 78791**

THOMPSON CREEK MINING CO, C/O BERT DOUGHTY, PO BOX 600, CHALLIS, ID 83226; has filed Application No. 78791 for changes to the following water rights within CUSTER County(s): Right No(s). 72-7193. The purpose of the transfer is to change a portion of the above rights as follows: Transfer proposes to change the place of use for a 1,600 acre foot industrial storage water right for Thompson Creek Mining Co that is diverted from the Salmon River, Buckskin Creek, Pat Hughes Creek, and Springs. The proposed storage area is located approximately 5.0-6.0 miles west and 4.0-5.6 miles north of the city of Clayton. The proposed change in the place of use is to reflect the changing tailings pond footprint.

For additional information concerning the property location, contact Southern Region office at (208) 736-3033; or to see a full description of these rights and the proposed transfers, please visit our website at www.idwr.idaho.gov and search under New Water Right Applications. Protests may be submitted based on the criteria of Idaho Code Sec. 42-222. Any protest against the proposed change must be filed with the Department of Water Resources, Southern Region, 650 Addison Ave W, Ste 500, Twin Falls ID 83301 together with a protest fee of \$25.00 for each application on or before March 24, 2014. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Director

Published Challis Messenger, Times News, Idaho Statesman, Post Register & Lewiston Tribune on March 6th & 13th, 2014

Maline, Denise

From: Maline, Denise
Sent: Thursday, February 27, 2014 3:01 PM
To: Idaho Statesman
Subject: LEGAL NOTICE
Attachments: Idaho Statesman Cover Letter.docx; 78790 & 78791 Ad.docx

Attached please find (1) legal notice being submitted for publication on March 6th & 13th, 2014. Please contact me if you have any questions, or if you are not able to run the ad on the dates requested.

Thank you in advance,

Denise Maline
Administrative Assistant
Idaho Dept of Water Resources, Southern Region
650 Addison Ave W, Ste 500
Twin Falls, ID 83301
(208) 736-3033
denise.maline@idwr.idaho.gov



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region • 650 Addison Ave W, Suite 500 • Twin Falls, Idaho 83301-5851

Phone: (208) 736-3033 • Fax: (208) 736-3037 • Website: www.idwr.idaho.gov

C.L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Director

February 27, 2014

LEGAL NOTICE DEPARTMENT
IDAHO STATESMAN
PO BOX 40
BOISE, ID 83707

RE: Transfer No. 78790
Water Right No(s): 72-7257

RE: Transfer No. 78791
Water Right No(s): 72-7193

Dear Legal Notice Department:

Please publish the enclosed legal notice on the dates indicated (once a week for two consecutive weekly issues). If you cannot publish the notice on the proposed dates, please contact us immediately.

An affidavit of publication must be submitted to the Department along with the publication bill. Please send the affidavit and bill to this office before March 24, 2014. Your cooperation is appreciated.

Sincerely,

Denise Maline
Administrative Assistant

Enclosure(s)

**NOTICE OF PROPOSED CHANGE OF WATER RIGHT
TRANSFER NO. 78790**

THOMPSON CREEK MINING CO, C/O BERT DOUGHTY, PO BOX 600, CHALLIS, ID 83226; has filed Application No. 78790 for changes to the following water rights within CUSTER County(s): Right No(s). 72-7257. The purpose of the transfer is to change a portion of the above rights as follows: Transfer proposes to change the point of diversion for a 9.62 cfs industrial water right diverted from Bruno Creek for Thompson Creek Mining Co. The proposed diversion is approximately 6.3 miles west and 5.9 miles north of the city of Clayton. The proposed point of diversion is upstream of the current location approximately 0.5 miles. The transfer also proposes to change the place of use of the industrial storage component of the water right to reflect the changing tailings pond footprint.

**NOTICE OF PROPOSED CHANGE OF WATER RIGHT
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GARY SPACKMAN, Director

Published Challis Messenger, Times News, Idaho Statesman, Post Register & Lewiston Tribune on March 6th & 13th, 2014

Maline, Denise

From: Maline, Denise
Sent: Thursday, February 27, 2014 2:57 PM
To: Post Register
Subject: LEGAL NOTICE
Attachments: Post Register Cover Letter.docx; 78790 & 78791 Ad.docx

Attached please find (1) legal notice being submitted for publication on March 6th & 13th, 2014. Please contact me if you have any questions, or if you are not able to run the ad on the dates requested.

Thank you in advance,

Denise Maline
Administrative Assistant
Idaho Dept of Water Resources, Southern Region
650 Addison Ave W, Ste 500
Twin Falls, ID 83301
(208) 736-3033
denise.maline@idwr.idaho.gov



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region • 650 Addison Ave W, Suite 500 • Twin Falls, Idaho 83301-5851

Phone: (208) 736-3033 • Fax: (208) 736-3037 • Website: www.idwr.idaho.gov

C.L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Director

February 27, 2014

LEGAL NOTICE DEPARTMENT
POST REGISTER
PO BOX 1800
IDAHO FALLS, ID 83402

RE: Transfer No. 78790
Water Right No(s): 72-7257

RE: Transfer No. 78791
Water Right No(s): 72-7193

Dear Legal Notice Department:

Please publish the enclosed legal notice on the dates indicated (once a week for two consecutive weekly issues). If you cannot publish the notice on the proposed dates, please contact us immediately.

An affidavit of publication must be submitted to the Department along with the publication bill. Please send the affidavit and bill to this office before March 24, 2014. Your cooperation is appreciated.

Sincerely,

Denise Maline
Administrative Assistant

Enclosure(s)

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GARY SPACKMAN, Director

Published Challis Messenger, Times News, Idaho Statesman, Post Register & Lewiston Tribune on March 6th & 13th, 2014

Maline, Denise

From: Maline, Denise
Sent: Thursday, February 27, 2014 2:58 PM
To: Lewiston Tribune (legals@lmtribune.com)
Subject: LEGAL NOTICE
Attachments: Lewiston Tribune Cover Letter.docx; 78790 & 78791 Ad.docx

Attached please find (1) legal notice being submitted for publication on March 6th & 13th, 2014. Please contact me if you have any questions, or if you are not able to run the ad on the dates requested.

Thank you in advance,

Denise Maline
Administrative Assistant
Idaho Dept of Water Resources, Southern Region
650 Addison Ave W, Ste 500
Twin Falls, ID 83301
(208) 736-3033
denise.maline@idwr.idaho.gov



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region • 650 Addison Ave W, Suite 500 • Twin Falls, Idaho 83301-5851

Phone: (208) 736-3033 • Fax: (208) 736-3037 • Website: www.idwr.idaho.gov

C.L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Director

February 27, 2014

LEGAL NOTICE DEPARTMENT

LEWISTON TRIBUNE

505 C ST PO BOX 957

LEWISTON, ID 83501

RE: Transfer No. 78790
Water Right No(s): 72-7257

RE: Transfer No. 78791
Water Right No(s): 72-7193

Dear Legal Notice Department:

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Denise Maline
Administrative Assistant

Enclosure(s)

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GARY SPACKMAN, Director

Published Challis Messenger, Times News, Idaho Statesman, Post Register & Lewiston Tribune on March 6th & 13th, 2014

Moffatt Thomas

MOFFATT THOMAS BARRETT ROCK & FIELDS, CHTD.

Richard C. Fields
John S. Simko
John C. Ward
David B. Lincoln
Gary T. Dance
Larry C. Hunter
Randall A. Peterman
Mark S. Prusynski
Stephen R. Thomas
Gerald T. Husch
Scott L. Campbell
Robert B. Burns
Patricia M. Olsson
Christine E. Nicholas
Bradley J. Williams

Lee Radford
Michael O. Roe
David S. Jensen
James L. Martin
C. Clayton Gill
Michael W. McGreaham
David P. Gardner
Julian E. Gabiola
Kimberly D. Evans Ross
Jon A. Stenquist
Mark C. Peterson
Tyler J. Anderson
Andrew J. Waldera
Dylan B. Lawrence
C. Edward Cather III

Benjamin C. Ritchie
Noah G. Hillen
Matthew J. McGee
Mindy M. Willman
Jetta Hatch Mathews
Andrea J. Rosholt
Maria O. Hart

Norman M. Semanko, *of counsel*
Terri L. Ackerman, *of counsel*

Willis C. Moffatt, 1907-1980
Eugene C. Thomas, 1931-2010
John W. Barrett, 1931-2011
Kirk R. Helvie, 1956-2003

RECEIVED

DEC 27 2013

DEPT. OF WATER RESOURCES
SOUTHERN REGION

Boise
Idaho Falls
Pocatello

Mailing Address
PO Box 829
Boise ID 83701-0829

Physical Address
US Bank Plaza
101 S Capitol Blvd 10th Fl
Boise ID 83702-7710

208 345 2000
800 422 2889
208 385 5384 Fax
www.moffatt.com

December 26, 2013

Corey Skinner
Idaho Department of Water Resources
1341 Fillmore Street, Suite 200
Twin Falls, ID 83301-3380

Re: Replacement Transfer Application for 72-7257 (Thompson Creek Mining Co.)
MTBR&F File No. 18976.0005

Dear Corey:

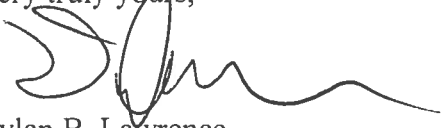
As you will recall, you and Benny Walker contacted me on November 22, 2013, regarding the transfer application involving water right 72-7257 submitted by Thompson Creek Mining Company under cover of letter dated August 19, 2013. You requested that Thompson Creek submit a "long form" transfer application in order to include the tailings pond within the place of use for that right.

In response, I am enclosing with this letter a signed original "long form" transfer application that I believe satisfies your request, along with a \$480.00 check to cover the additional filing fee. If you have any questions or need anything else from Thompson Creek, please let me know. Otherwise, as we discussed, please publish notice of this application and the other transfer application enclosed with my August 19 letter (involving water right 72-7193) simultaneously at your earliest convenience.

I am also enclosing an extra photocopy of the transfer application. Please date-stamp that copy and return it to me in the enclosed envelope.

Thank you for your attention to this matter.

Very truly yours,


Dylan B. Lawrence

DBL/kam

Enclosures

cc: Bert Doughty



United States
Department of
Agriculture

Forest
Service

Salmon-Challis
National Forest
Challis-Yankee Fork
Ranger District

HC 63 Box 1669, Hwy 93 N
Challis, ID 83226
208 879-4100 fax 208 879-4199

File Code: 2810

Date: September 26, 2013

RECEIVED

SEP 30 2013

DEPT. OF WATER RESOURCES
SOUTHERN REGION

Benny Walker
Idaho Department of Water Resources
1341 Fillmore Street, Suite 200
Twin Falls, ID 83301

Re: Transfer Applications for Water Right Nos. 72-7193 & 72-7257

Dear Mr. Walker,

This letter is your notification that Thompson Creek Mining Company is authorized to occupy and use National Forest System lands affected by the above-referenced applications for transfer of water rights by virtue of approval from Forest Supervisor Jack Bills on December 16, 1980, and documented in District Ranger Kris Stein's memo dated September 9, 2009 (both enclosed).

The occupancy is pursuant to mining laws of the United States, the authorizing document being an approved Plan of Operations (Plan). The approved Plan authorizes the occupancy and use sought in Transfer Applications 78791 for 72-07193 and 78790 for 72-07257. For this reason the changes are permissible under the current Plan.

Currently IDWR standard clause U42 'Place of use does not include federal public lands' applies to both water rights. We request that the following be appended to clause U42: 'Unless authorized in writing by the managing federal agency.' This would minimize unnecessary encumbrance of NFS lands, while retaining water right protections provided in Idaho Code 42-223 (11).

If you have any questions, please contact Piper Goessel at 208-879-4158 or kgoessel@fs.fed.us.

Sincerely,

TIM HOLDEN
Acting District Ranger

Enclosures

cc: Bert Doughty, Thompson Creek Mining Company



RECEIVED

SEP 30 2013
DEPT. OF WATER RESOURCES
SOUTHERN REGION

UNITED STATES DEPARTMENT OF AGRICULTURE
FOREST SERVICE

Challis National Forest
Challis, Idaho 83226

1950

December 16, 1980



M. M. McGee, Project Manager
Cyprus Mines Corporation
Challis, Idaho 83226

Dear Maggie:

I am giving you approval to proceed with the Thompson Creek Molybdenum Project pursuant to the completion of the 45-day waiting period which ended December 15, 1980. No notices of appeal of the E.I.S. decision were received.

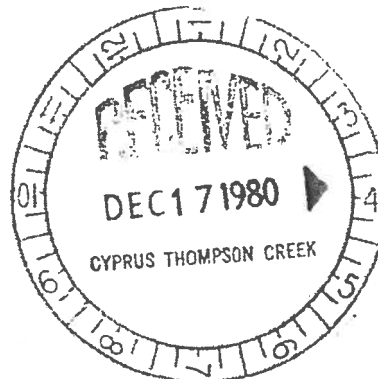
The approval of the Project is subject to all other permits, licenses, approvals and requirements as may be imposed by law or regulation of any concerned Federal or State agencies.

Operating plans will be reviewed individually and specifically, and will be updated as conditions warrant.

We have appreciated the spirit of cooperation demonstrated by Cyprus and their consultants in the preparation of this E.I.S.

Sincerely,

JACK E. BILLS
Forest Supervisor





United States
Department of
Agriculture

Forest
Service

Salmon-Challis
National Forest
Challis-Yankee Fork
Ranger District

HC 63 Box 1669, Hwy 93 N
Challis, ID 83226
208 879-4100 fax 208 879-4199

File Code: 2810

Date: December 9, 2009

Route To:

Subject: New Tailing Impoundment Access Road

To: Thompson Creek Mine - 2810 File

The following is the sequence of events for Forest Service review of the road construction activities planned at the Thompson Creek Mine:

- Documentation from Thompson Creek Mining Company (TCMC) was received on October 16, 2007 indicating the need for a new tailings impoundment access road as the Phase 7 push back will inundate the existing access road with tailings and effluent shortly after the Phase 7 ore begins to be milled in 2010. Power/lines that control operation of the pump barge, a fresh water pipeline (inceptor pipe from the Bruno Creek spring run-off diversion), and reclaim water pipelines (mill process water to the impoundment) will be located on the new road alignment. The alignment of the new road crosses lands on Forest Service (FS), TCMC private, and Bureau of Land Management (BLM) lands. TCMC purports Phase 7 is part of the approved plan of operations for the mine.
- October 2007 – Dean Morgan discussed the documentation from TCMC with Challis-Yankee Fork District Ranger Ralph Rau.
- November 2007 – D. Morgan discussed the documentation with Jeff Gabardi, FS Mining Engineer, who has history with the project prior to the patent approval and at a time when the FS had administration responsibilities for the mine. Discussions with J. Gabardi reached reciprocal concurrence that the new access road is reasonable and would fit within the context of the approved plan of operations for the mine. Cited reasons are that the plan of operations approved a sequence of phases that consist of raising the tailings impoundment dam height and subsequently the elevation of the tails/effluent contained in the impoundment. A normal sequence of events would dictate that moving the power lines, control lines, and pipelines, which are associated with the function of the tailings impoundment, are necessary in the reasonable progression of mining.



Caring for the Land and Serving People

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- December 2007 – January 2008. For the benefit of District Ranger Rau and acting District Ranger Randy Draeger, D. Morgan conveyed the results of discussions with J. Gabardi and provided the following to substantiate that the new road is consistent with activities approved under the existing plan of operations and existing NEPA for the mine:
 - Per reciprocal concurrence between D. Morgan and J. Gabardi, the approved plan of operations for the Thompson Creek Mine is still in effect. Section III, B, 1 - Volume 1 and Section III, F, 1-4 of the approved plan of operations contains considerable detail on the Utility Corridor which identifies the need for power lines and pipelines. Section III, F, 3 contains submissions of documents by Thompson Creek Mining Company (Cyprus Thompson Creek at the time) to extend overhead power lines and additional roading on both FS and BLM lands. There are also letters from both the FS and BLM acknowledging the aforementioned power lines/road extensions. The letters cite or infer that the power line/road/pipeline extensions are considered within the scope of the approved plan of operations and the 1980 Final Environmental Impact Statement (FEIS) for the mine project.
 - The 1980 FEIS analyzed four alternatives. Alternative 1 (selected in the Record of Decision) is presented in Appendix B of the FEIS and mentions on pages B-11 and 13 that Bruno Creek will be diverted and transported around the tailings impoundment and put back into the same channel below the seepage control pond. This section also identifies the use of an un-buried pipeline network to transport slurry and reclaimed water to the tailings impoundment. These citations infer that facilities (power lines, control lines, and pipelines), that are associated with the function of the tailings impoundment and diversion of Bruno Creek, are necessary and that flat surfaces (such as the running surface of a road) are necessary to place/route these structures.
 - D. Morgan confirms that the alignment of the new tailings impoundment access road is within the analysis area of the 1980 FEIS for the mine project.
- With concurrence from the Challis-Yankee Fork District Ranger(s), that the new road is consistent with actions approved under the plan of operations and existing NEPA, D. Morgan reviewed the extent of resource surveys associated with the approved plan of operations/FEIS to ensure that the surveys encompassed the alignment of the new tailings impoundment access road. Existing cultural resource surveys, previously completed in the tailings impoundment area, did not include portions of the alignment of the new access road. Also, timber within the alignment of the new access road was not included in previous inventories. D. Morgan also conferred with the zone fisheries biologist regarding the new access road. Based on D. Morgan's review of existing resource surveys, appropriate FS resource representatives were assembled including: J. Rose (archeology), R. Chilson (timber), and J. Vacirca (fisheries). J. Gabardi/D. Morgan provided engineering input for the new road designs.

- June 2008 to November 2008 – Under the direction of J. Rose, TCMC contracted a 3rd party archeology consultant to survey the new access road alignment. J. Rose received concurrence from the Idaho State Historic Preservation Office (SHPO) for the new road alignment. Gabardi/Morgan reviewed road designs and had TCMC make adjustments in the sequence and type of construction applications. D. Morgan requested hydrologic computations from TCMC for sizing of planned culverts along the new road alignment. D. Morgan advised TCMC to make road design changes to avoid archeological sites identified by J. Rose. TCMC revised road designs to avoid archeological sites and designed road crossings of drainages (with use of arch culverts) fit within the Clean Water Act (CWA) nationwide 404 permit. TCMC opened a line of communications with the Army Corps of Engineers (ACOE) regarding the road crossings/culvert design to validate inclusion of the design into the nationwide permit. FS timber shop completed inventory of timber within FS portion of the new road alignment.
- December 2008 to December 2009 – TCMC and R-4 timber shop (Doug Raden, Timber Sale Contracting Officer, Bridger-Teton, Caribou-Targhee, and Salmon-Challis National Forests) opened a line of communications pertaining to the stumpage rate and sale of timber to be removed along the new road alignment. FS hydrologist provided and concurs with culvert sizing information. FS fisheries biologist concluded that if the new road is approved under the existing plan of operations, the existing biological assessment and consultation with the Services for the mine action would account for the new road. TCMC receives concurrence from ACOE regarding compliance with the CWA and the nationwide permit.
 - Per reciprocal concurrence between D. Morgan and Bert Doughty of TCMC, the level of reclamation of the new tailings impoundment access road will become contingent on the closure design for the impoundment, which will be in a future setting concurrent with TCMC's decision to terminate mine operations. Post closure access around the tailings impoundment is justified to ensure proper function or monitoring of the closed facility. During planning and design for closure of the tailings impoundment, TCMC shall include design considerations focused on the intended post closure use of the access road. The design considerations shall include, but not limited to, reducing the running surface width of the road. Techniques to be considered in accomplishing the width reduction shall include, but not limited to, a partial pull-back of the fill slope into the road-cut. The post closure design considerations for the road shall also address the culverts. Without continuous monitoring and maintenance, the culverts could plug resulting in road deterioration, un-mitigated channeling of runoff water, and the potential to compromise the design/function of the closed tailings impoundment. In addition, during the next reclamation bond review cycle for the mine, interagency agreement shall be reached on the extent of bonding necessary for the anticipated level of reclamation for the new tailings impoundment access road.

The above sequence of events and level of FS review/clarification provides the rational for TCMC to construct the new tailings impoundment access road as designed.

Kris Martinson
KRIS MARTINSON
District Ranger

Moffatt Thomas

MOFFATT THOMAS BARRETT ROCK & FIELDS, CHTD.

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DEPT. OF WATER RESOURCES
SOUTHERN REGION

Boise
Idaho Falls
Pocatello

Mailing Address
PO Box 829
Boise ID 83701-0829

Physical Address
US Bank Plaza
101 S Capitol Blvd 10th Fl
Boise ID 83702-7710

208 345 2000
800 422 2889
208 385 5384 Fax
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September 19, 2013

Richard C. Fields
John S. Simko
John C. Ward
D. James Manning
David B. Lincoln
Gary T. Dance
Larry C. Hunter
Randall A. Peterman
Mark S. Prusynski
Stephen R. Thomas
Glenna M. Christensen
Gerald T. Husch
Scott L. Campbell
Robert B. Burns
Patricia M. Olsson
Christine E. Nicholas

Bradley J. Williams
Lee Radford
Michael O. Roe
David S. Jensen
James L. Martin
C. Clayton Gill
Michael W. McGreaham
David P. Gardner
Julian E. Gabiola
Kimberly D. Evans Ross
Jon A. Stenquist
Mark C. Peterson
Tyler J. Anderson
Andrew J. Waldera
Dylan B. Lawrence
C. Edward Cather III

Benjamin C. Ritchie
Noah G. Hillen
Matthew J. McGee
Mindy M. Willman
Andrea J. Rosholt
Jetta Harch Mathews

Robert E. Bakes, *of counsel*
Norman M. Semanko, *of counsel*

Willis C. Moffatt, 1907-1980
Eugene C. Thomas, 1931-2010
John W. Barrett, 1931-2011
Kirk R. Helvie, 1956-2003

Benny Walker
Idaho Department of Water Resources
Southern Region Office
1341 Fillmore Street, Suite 200
Twin Falls, ID 83301-3380

Re: Applications for Transfer of Water Right Nos. 72-7193, 72-7257 (Thompson Creek Mining Co.)

MTBR&F File No. 18976.0005

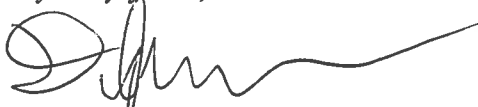
Dear Mr. Walker:

In response to your letter dated August 23, 2013, I am enclosing the following documents:

1. A check payable to IDWR in the amount of \$25.00, for the remainder of the fee for the transfer of water right 72-7257.
2. Lode claim location certificates and notices for Section 25.
3. Lode claim location notices for Section 31.
4. A patent for property in Section 31.
5. A CD-ROM containing an electronic mining claim map for this general area, including Sections 25 and 31.
6. A copy of the Record of Decision approving the operation of the Thompson Creek Mine on federal land.
7. A copy of the December 16, 1980 project approval letter.

If you need any further information or documentation, please let me know.

Very truly yours,



Dylan B. Lawrence

DBL/kam
Enclosures

Benny Walker
September 19, 2013
Page 2

cc: Bert Doughty

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DEPT. OF WATER RESOURCES
SOUTHERN REGION

3860 (933 LM)

Pat. No. 11-2000-0024

Acknowledgment of Delivery

I hereby acknowledge that Patent No. 11-2000-0024, dated September 6, 2000, was received by ~~Burt~~ ^{Phillip A.} Doughty, Environmental Manager, acting by and on behalf of Cyprus Thompson Creek Mining Company.

Dated this 5th day of October, 2000 at the Bureau of Land Management, Idaho State Office, Boise, Idaho.

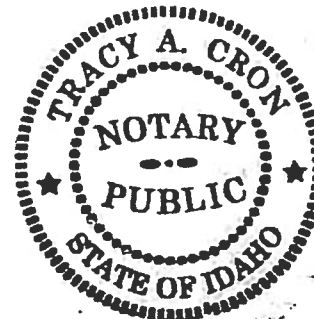
Phillip A. Doughty
(signature)

State of Idaho)

County of Ada)

On this 5th day of October, in the year of 2000, before me, personally appeared ^(Bert) Phillip Albert Doughty proved to me on the basis of satisfactory evidence to be the person~~s~~ whose name ~~(s)~~ ^(is) ~~(are)~~ subscribed to the within instrument, and acknowledged that he ~~(she)~~ ^(he) ~~(they)~~ executed the same.

Tracy A. Cron
Notary Public
My commission expires 8/22/03.



The United States of America

To all to whom these presents shall come, Greeting:

IDI-27862

WHEREAS

0221783
Custer County Reg. of
Cyprus Thompson Creek
Time 4:47 A.M. Date 8/11/90
Ethel M. Pack, Clerk
Ethel M. Pack 21⁰⁰
Deputy

**Cyprus Thompson Creek Mining Company
a Nevada Corporation**

did on July 18, 1991, duly enter and pay for certain millsites or portions thereof, known as the
MS-1-L15, MS-1-L16, MS-1-L17, MS-1-L18, MS-1-L19, MS-1-L20, MS-1-27, ~~MS-1-28,~~
~~MS-1-29, MS-1-33,~~ MS-1-38, MS-1-39, MS-1-59, MS-1-60, MS-1-61, MS-1-62, MS-1-63,
MS-1-64, MS-1-67, MS-1-68, MS-1-69, MS-1-90, MS-1-91, MS-1-92, MS-1-93, MS-2-L5,
MS-2-L6, MS-2-L7, MS-2-L8, MS-2-L9, MS-2-L10, MS-2-L18, MS-2-L19, MS-2-L20,
MS-2-L21, MS-2-L22, MS-2-L23, MS-2-L24, MS-2-L25, MS-2-L26, MS-2-L27, MS-2-L28,
MS-2-L29, MS-2-L30, MS-2-L31, MS-2-25, MS-2-57, MS-2-58, MS-2-59, MS-2-69, MS-2-70,
MS-2-71, MS-2-72, MS-2-73, MS-2-74, MS-2-85, MS-2-86, MS-2-87, MS-2-88, MS-2-89,
MS-2-90, MS-2-91, MS-2-102, MS-2-103, MS-2-104, MS-2-105, MS-2-106, MS-2-107,
MS-2-108, MS-2-109, MS-2-110, MS-2-111, MS-2-112, MS-2-113, MS-2-114, MS-2-115,
MS-2-116, MS-2-117, MS-2-118, MS-2-119, MS-2-120, ~~MS-2-121,~~ MS-2-122, ~~MS-2-123,~~
MS-2-124, MS-2-125, MS-2-126, MS-3-L8, MS-3-L9, MS-3-L10, MS-3-L11, MS-3-L12,
MS-3-L13, MS-3-L14, MS-3-L15, MS-3-L16, MS-3-L17, MS-3-L18, MS-3-L19, MS-3-L20,

Patent Number 11-2000-0024

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MS-36-104, MS-36-105, MS-36-106, MS-36-119, MS-36-120, MS-36-121, MS-36-122,
MS-36-123, MS-36-124, MS-36-125, MS-36-126, MS-36-127, MS-36-128, mill sites situated in
the Bayhorse Mining District, Custer County, Idaho, and are therefore entitled to a patent under
the General Mining Laws, R.S. 2337; 30 U.S.C. 42 (a), to those portions of the above-named
sites, the premises described as follows:

Boise Meridian, Idaho

T. 11 N., R. 16 E.,

sec. 1, lots 15 to 20, inclusive, NW $\frac{1}{4}$ SW $\frac{1}{4}$ NE $\frac{1}{4}$ NE $\frac{1}{4}$,
SE $\frac{1}{4}$ NW $\frac{1}{4}$ NE $\frac{1}{4}$, W $\frac{1}{2}$ NE $\frac{1}{4}$ SW $\frac{1}{4}$ NE $\frac{1}{4}$, E $\frac{1}{2}$ NW $\frac{1}{4}$ SW $\frac{1}{4}$ NE $\frac{1}{4}$,
SE $\frac{1}{4}$ SW $\frac{1}{4}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ NE $\frac{1}{4}$ SE $\frac{1}{4}$ NE $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$ NE $\frac{1}{4}$,
NE $\frac{1}{4}$ SE $\frac{1}{4}$ SE $\frac{1}{4}$ NE $\frac{1}{4}$, S $\frac{1}{2}$ SE $\frac{1}{4}$ SE $\frac{1}{4}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$ NE $\frac{1}{4}$ SE $\frac{1}{4}$,
W $\frac{1}{2}$ SW $\frac{1}{4}$ NE $\frac{1}{4}$ SE $\frac{1}{4}$, E $\frac{1}{2}$ NE $\frac{1}{4}$ NW $\frac{1}{4}$ SE $\frac{1}{4}$, E $\frac{1}{2}$ SW $\frac{1}{4}$ NW $\frac{1}{4}$ SE $\frac{1}{4}$,
SE $\frac{1}{4}$ NW $\frac{1}{4}$ SE $\frac{1}{4}$.

sec. 2, lots 5 to 10, inclusive and lots 18 to 31, inclusive,
W $\frac{1}{2}$ SW $\frac{1}{4}$ NW $\frac{1}{4}$ NE $\frac{1}{4}$, SW $\frac{1}{4}$ SW $\frac{1}{4}$ NE $\frac{1}{4}$, W $\frac{1}{2}$ SE $\frac{1}{4}$ SW $\frac{1}{4}$ NE $\frac{1}{4}$,
NE $\frac{1}{4}$ NE $\frac{1}{4}$ SW $\frac{1}{4}$, S $\frac{1}{2}$ NE $\frac{1}{4}$ SW $\frac{1}{4}$, S $\frac{1}{2}$ SW $\frac{1}{4}$, N $\frac{1}{2}$ NW $\frac{1}{4}$ SE $\frac{1}{4}$,
SW $\frac{1}{4}$ NW $\frac{1}{4}$ SE $\frac{1}{4}$, W $\frac{1}{2}$ SE $\frac{1}{4}$ NW $\frac{1}{4}$ SE $\frac{1}{4}$, W $\frac{1}{2}$ NE $\frac{1}{4}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$,
W $\frac{1}{2}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$ SE $\frac{1}{4}$.

sec. 3, lots 8 to 23, inclusive, SW $\frac{1}{4}$ NE $\frac{1}{4}$, W $\frac{1}{2}$ W $\frac{1}{2}$ SE $\frac{1}{4}$ NE $\frac{1}{4}$,
S $\frac{1}{2}$ NE $\frac{1}{4}$ NW $\frac{1}{4}$, E $\frac{1}{2}$ E $\frac{1}{2}$ SE $\frac{1}{4}$ NW $\frac{1}{4}$ NW $\frac{1}{4}$, E $\frac{1}{2}$ NE $\frac{1}{4}$ SW $\frac{1}{4}$ NW $\frac{1}{4}$,
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$E\frac{1}{2}SW\frac{1}{4}NE\frac{1}{4}SE\frac{1}{4}$, $SE\frac{1}{4}NE\frac{1}{4}SE\frac{1}{4}$, $N\frac{1}{2}NW\frac{1}{4}SE\frac{1}{4}$,
 $E\frac{1}{2}E\frac{1}{2}E\frac{1}{2}SE\frac{1}{4}SE\frac{1}{4}$.

sec. 4, $NE\frac{1}{4}NE\frac{1}{4}NE\frac{1}{4}SE\frac{1}{4}$, $W\frac{1}{2}NE\frac{1}{4}NE\frac{1}{4}SE\frac{1}{4}$, $E\frac{1}{2}SW\frac{1}{4}NE\frac{1}{4}SE\frac{1}{4}$,
 $NW\frac{1}{4}SE\frac{1}{4}NE\frac{1}{4}SE\frac{1}{4}$.

sec. 11, $N\frac{1}{2}NE\frac{1}{4}NE\frac{1}{4}$, $SW\frac{1}{4}NE\frac{1}{4}NE\frac{1}{4}$, $N\frac{1}{2}SE\frac{1}{4}NE\frac{1}{4}NE\frac{1}{4}$, $NW\frac{1}{4}NE\frac{1}{4}$,
 $NE\frac{1}{4}SW\frac{1}{4}NE\frac{1}{4}$, $E\frac{1}{2}NW\frac{1}{4}SW\frac{1}{4}NE\frac{1}{4}$, $N\frac{1}{2}NW\frac{1}{4}SE\frac{1}{4}NE\frac{1}{4}$,
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T. 11 N., R. 17 E.,

sec. 6, lots 16 to 23, inclusive, and lot 25, $SW\frac{1}{4}NW\frac{1}{4}NE\frac{1}{4}$,
 $W\frac{1}{2}SE\frac{1}{4}NW\frac{1}{4}NE\frac{1}{4}$, $S\frac{1}{2}NE\frac{1}{4}NW\frac{1}{4}$, $E\frac{1}{2}SW\frac{1}{4}NW\frac{1}{4}NW\frac{1}{4}$,
 $SE\frac{1}{4}NW\frac{1}{4}NW\frac{1}{4}$, $NE\frac{1}{4}SW\frac{1}{4}NW\frac{1}{4}$, $E\frac{1}{2}NW\frac{1}{4}SW\frac{1}{4}NW\frac{1}{4}$,
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T. 12 N., R. 16 E.,

sec. 25, $SE\frac{1}{4}NE\frac{1}{4}SW\frac{1}{4}$, $NE\frac{1}{4}SE\frac{1}{4}SW\frac{1}{4}$, $W\frac{1}{2}NW\frac{1}{4}SW\frac{1}{4}SE\frac{1}{4}$,
 $SE\frac{1}{4}NW\frac{1}{4}SW\frac{1}{4}SE\frac{1}{4}$, $S\frac{1}{2}SW\frac{1}{4}SE\frac{1}{4}$.

sec. 34, lots 2, 6, & 8, $SW\frac{1}{4}SW\frac{1}{4}NE\frac{1}{4}NE\frac{1}{4}$, $E\frac{1}{2}SW\frac{1}{4}NE\frac{1}{4}NE\frac{1}{4}$,
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sec. 35, lots 3 and 4, $SW\frac{1}{4}NE\frac{1}{4}NW\frac{1}{4}NW\frac{1}{4}$, $S\frac{1}{2}NW\frac{1}{4}NW\frac{1}{4}NW\frac{1}{4}$,
 $S\frac{1}{2}NW\frac{1}{4}NW\frac{1}{4}$, $NE\frac{1}{4}NE\frac{1}{4}SW\frac{1}{4}NW\frac{1}{4}$, $W\frac{1}{2}NE\frac{1}{4}SW\frac{1}{4}NW\frac{1}{4}$,
 $W\frac{1}{2}SW\frac{1}{4}NW\frac{1}{4}$, $S\frac{1}{2}NE\frac{1}{4}SW\frac{1}{4}$, $NW\frac{1}{4}NW\frac{1}{4}SW\frac{1}{4}$,

S $\frac{1}{2}$ NW $\frac{1}{4}$ SW $\frac{1}{4}$, E $\frac{1}{2}$ SW $\frac{1}{4}$ SW $\frac{1}{4}$, E $\frac{1}{2}$ W $\frac{1}{2}$ SW $\frac{1}{4}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$,
NW $\frac{1}{4}$ NW $\frac{1}{4}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$.

sec. 36, NW $\frac{1}{4}$ NE $\frac{1}{4}$ NE $\frac{1}{4}$, S $\frac{1}{2}$ NE $\frac{1}{4}$ NE $\frac{1}{4}$, E $\frac{1}{2}$ NW $\frac{1}{4}$ NE $\frac{1}{4}$,
NW $\frac{1}{4}$ NW $\frac{1}{4}$ NE $\frac{1}{4}$, E $\frac{1}{2}$ SW $\frac{1}{4}$ NE $\frac{1}{4}$, E $\frac{1}{2}$ SW $\frac{1}{4}$ NW $\frac{1}{4}$ NE $\frac{1}{4}$,
E $\frac{1}{2}$ W $\frac{1}{2}$ SW $\frac{1}{4}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ NE $\frac{1}{4}$, E $\frac{1}{2}$ SW $\frac{1}{4}$ NE $\frac{1}{4}$ SW $\frac{1}{4}$,
SE $\frac{1}{4}$ NE $\frac{1}{4}$ SW $\frac{1}{4}$, E $\frac{1}{2}$ SE $\frac{1}{4}$ SW $\frac{1}{4}$, NE $\frac{1}{4}$ SE $\frac{1}{4}$, NE $\frac{1}{4}$ NW $\frac{1}{4}$ SE $\frac{1}{4}$,
E $\frac{1}{2}$ NW $\frac{1}{4}$ NW $\frac{1}{4}$ SE $\frac{1}{4}$, S $\frac{1}{2}$ NW $\frac{1}{4}$ SE $\frac{1}{4}$, S $\frac{1}{2}$ SE $\frac{1}{4}$.

T. 12 N., R. 17 E.,

sec. 31, lots 3 to 8, inclusive, SE $\frac{1}{4}$ NW $\frac{1}{4}$ SW $\frac{1}{4}$ NW $\frac{1}{4}$,
E $\frac{1}{2}$ SW $\frac{1}{4}$ SW $\frac{1}{4}$ NW $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$ NW $\frac{1}{4}$, E $\frac{1}{2}$ SW $\frac{1}{4}$ NE $\frac{1}{4}$ SW $\frac{1}{4}$,
W $\frac{1}{2}$ W $\frac{1}{2}$ NE $\frac{1}{4}$ SW $\frac{1}{4}$, E $\frac{1}{2}$ W $\frac{1}{2}$ W $\frac{1}{2}$ SW $\frac{1}{4}$, E $\frac{1}{2}$ W $\frac{1}{2}$ SW $\frac{1}{4}$,
W $\frac{1}{2}$ SE $\frac{1}{4}$ SW $\frac{1}{4}$, W $\frac{1}{2}$ NE $\frac{1}{4}$ SE $\frac{1}{4}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$ SE $\frac{1}{4}$ SW $\frac{1}{4}$.

Containing 1,995.28 acres

NOW KNOW YE, That there is, therefore, granted by the **UNITED STATES OF AMERICA** unto said **CYPRUS THOMPSON CREEK MINING COMPANY**, a Nevada Corporation, the mill site premises above described; **TO HAVE AND TO HOLD** the said premises with all the rights, privileges, immunities, and appurtenances of whatsoever nature thereunto belonging, unto the said claimant, its successors, and assigns, forever.

EXCEPTING AND RESERVING TO THE UNITED STATES from the lands so granted:

1. A right-of-way thereon for ditches and canals constructed by the authority of the United States, Act of August 30, 1890 (26 Stat. 391; 43 U.S.C. 945).

2. A right-of-way for the Bruno Creek Road (IDI-17135) and all appurtenances thereto, constructed by the United States through, over, or upon the land so patented, and the right of the United States, its agents or employees, to maintain, operate, repair or improve the same so long as needed or used for or by the United States.

Patent Number 11-2000-0024

3. A right-of-way for the Buckskin Creek Access Road (IDI-17138) and all appurtenances thereto, constructed by the United States through, over, or upon the land so patented, and the right of the United States, its agents or employees, to maintain, operate, repair or improve the same so long as needed or used for or by the United States.



IN TESTIMONY WHEREOF, the undersigned in accordance with the provisions of the Act of June 17, 1948 (62 Stat. 476), has, in the name of the United States, caused these letters to be made Patent, and the Seal of the Bureau to be hereunto affixed.

GIVEN under my hand, in THE CITY OF WASHINGTON, DISTRICT OF COLUMBIA the sixth day of September in the year of our Lord two thousand and the year of the Independence of the United States the two hundred and twenty-fifth

By Bruce Babbitt
Bruce Babbitt
Secretary of the Interior

Patent Number 11-2000-0024

UNITED STATES DEPARTMENT OF AGRICULTURE
FOREST SERVICE

Challis National Forest
Challis, Idaho 83226

1950

December 16, 1980

RECEIVED

SEP 20 2013

DEPT. OF WATER RESOURCES
SOUTHERN REGION



M. M. McGee, Project Manager
Cyprus Mines Corporation
Challis, Idaho 83226

Dear Maggie:

I am giving you approval to proceed with the Thompson Creek Molybdenum Project pursuant to the completion of the 45-day waiting period which ended December 15, 1980. No notices of appeal of the E.I.S. decision were received.

The approval of the Project is subject to all other permits, licenses, approvals and requirements as may be imposed by law or regulation of any concerned Federal or State agencies.

Operating plans will be reviewed individually and specifically, and will be updated as conditions warrant.

We have appreciated the spirit of cooperation demonstrated by Cyprus and their consultants in the preparation of this E.I.S.

Sincerely,

JACK E. BILLS
Forest Supervisor



RECORD OF DECISION

Final Environmental Impact Statement
Thompson Creek Molybdenum Project
Custer County, Idaho
USDA-Forest Service
Challis National Forest

Based on the analysis and evaluation of the Final Environmental Impact Statement for Cyprus Mines' Thompson Creek Molybdenum Project, it is my decision to adopt Alternative No. 1.

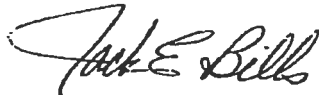
The range of alternatives considered was limited by efforts to confine the project facilities to the Buckskin, Pat Hughes and Bruno Creek areas so that potential environmental impacts would be minimized. Four alternatives were evaluated, including the No Action alternative which would not allow development of the project. The three project alternatives differ from each other in the locations of the tailings impoundment and/or other physical facilities.

Alternative No. 1 is the environmentally preferred alternative of the three project alternatives. Implementation of the No Action alternative is not within the authority of the Forest Service or the Bureau of Land Management.

The selected alternative is consistent with the Multiple Use Plan for the Challis National Forest, Yankee Fork Ranger District, and the Bureau of Land Management, Challis Management Framework Plan.

The project's Operating Plan for National Forest lands, the Final Environmental Impact Statement, and other required permits and approvals will guide the development and operation of the project, and will provide for reasonable and specific mitigation and monitoring requirements.

This decision is subject to administrative review (appeal) pursuant to 36 CFR 211.19. A Notice of Appeal must be filed with the Forest Supervisor within 45 days from the date of this Record of Decision. No action to implement this project on National Forest lands will be taken prior to the end of the 45-day period.



JACK E. BILLS
Forest Supervisor
Challis National Forest
Challis, Idaho 83226

RECEIVED

SEP 20 2013

STATE OF IDAHO
LOCATION CERTIFICATE
Lode Claim on Public Domain

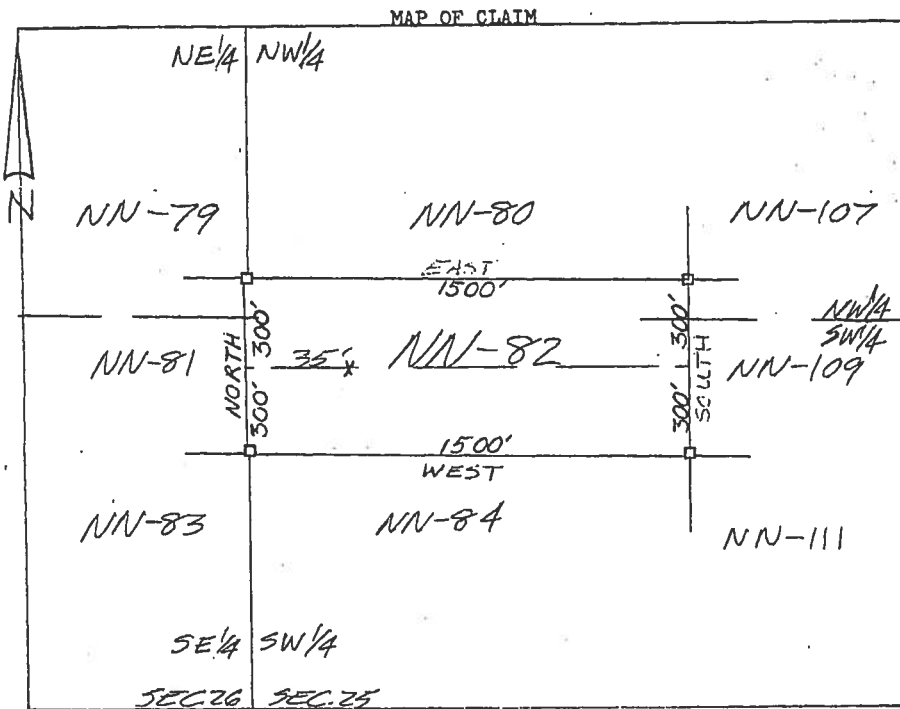
DEPT. OF WATER RESOURCES
SOUTHERN REGION

KNOW ALL MEN BY THESE PRESENTS, That John Russell, Agent for CYPRUS EXPLORATION has located the NN-82 Lode Mining Claim situated on land belonging to the United States of America located in the NW1/4 1/4, Section 25, T. 12 N., R. 16 E., B.P.M., Bayhorse Mining District, Custer County, Idaho, and by this certificate along with the right of discovery and location claim 1500 feet, linear and horizontal measurement along the vein thereof, with all its dips, angles and variations as allowed by law, together with 300 feet on each side of the middle of said vein at the surface, and all veins, lodes, ledges, deposits and surface ground within the lines of said claim with the discovery being 35 feet EAST of the WEST End Center. The general course of this claim being E/W described by metes and bounds as follows:

Beginning at the Discovery:

Thence WEST 35 feet to the WEST End Center;
Thence NORTH 300 feet to the NORTHWEST Corner;
Thence EAST 1500 feet to the NORTHEAST Corner;
Thence SOUTH 300 feet to the SOUTHEAST Corner;
Thence WEST 1500 feet to the SOUTHWEST Corner;
Thence NORTH 300 feet to the WEST End Center.

The Discovery is tied to a Government Monument as follows: From the Discovery, 2470'S., 5245' E. to the NE. COR. SEC. 36, T12N, R16E, BM.



Scale: 1" = 500'

Prepared from an actual field survey and located by preparing the above map as provided in Idaho law 47-602.

Said Lode Discovered on 6/23, 1980.

Said Lode Located on 6/23, 1980.

Dated this day of 7/1, 1980.

Surveyed by:

CLAIM STAKERS

Box 501

McCall, Idaho 83638

Section
25

Agent for,

CYPRUS EXPLORATION

E. 12213 Broadway,

Spokane, Washington

99206

STATE OF Idaho)
COUNTY OF Custer) ss.

I, John Russell, do solemnly swear that
I am a citizen of the United States of America (or have declared
my intention to become such) and that I am acquainted with the
mining ground described in this notice of location and herewith
called the NN-82 lode or placer claim; that the ground
and claim therein described or any part thereof has not, to the
best of my knowledge and belief, been previously located according
to the laws of the United States and this state, or if so located,
that the same has been abandoned or forfeited by reason of the
failure of such former locators to comply in respect thereto with
the requirements of said laws.

Subscribed and sworn to before me this 8 day of Aug.
A.D. 1980.

John R. Hart
Notary Public for the State of
Idaho

Residing at McCall My commission expires lifetime
19 .

No. 155293
STATE OF IDAHO)
COUNTY OF CUSTER) ss.
This instrument was filed for record
at the request of Cypress Exploration
1:30 o'clock P.M. 8-13 1980
and duly filmed and indexed in the Records of Custer County.

HOWARD A. BAXTER
Ex-Officio Recorder
By Barbara Abbott Deput.
Fees 2.00

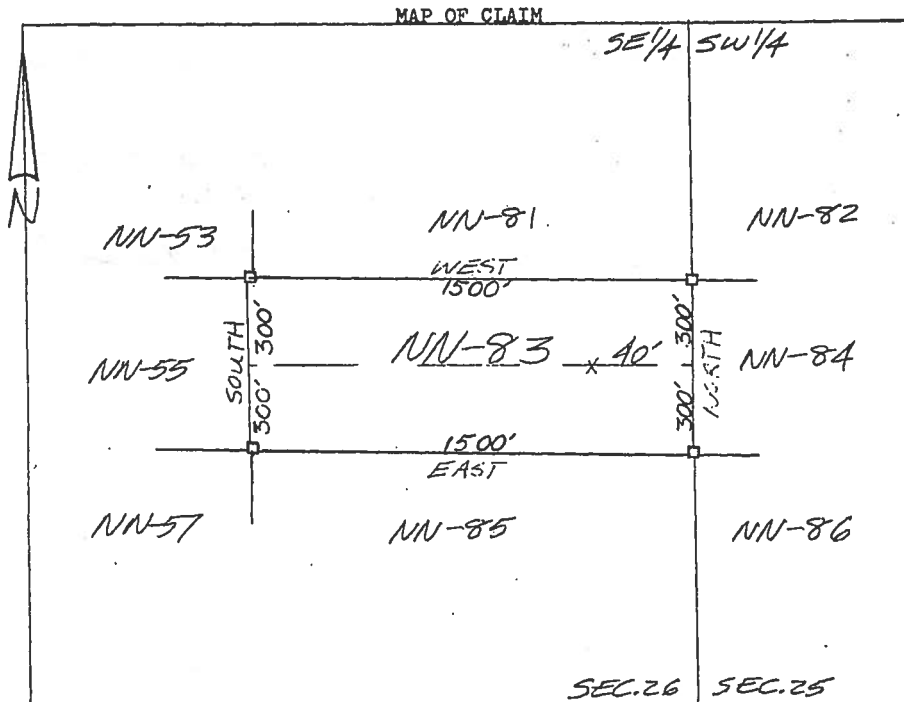
1293

STATE OF IDAHO
LOCATION CERTIFICATE
Lode Claim on Public Domain

KNOW ALL MEN BY THESE PRESENTS, That John Russell, Agent for CYPRUS EXPLORATION has located the NN-83 Lode Mining Claim situated on land belonging to the United States of America located in the SE $\frac{1}{4}$, Section 26, T. 12 N., R. 16 E., B.P.M., Bayhorse Mining District, Custer County, Idaho, and by this certificate along with the right of discovery and location claim 1500 feet, linear and horizontal measurement along the vein thereof, with all its dips, angles and variations as allowed by law, together with 300 feet on each side of the middle of said vein at the surface, and all veins, lodes, ledges, deposits and surface ground within the lines of said claim with the discovery being 40 feet WEST of the EAST End Center. The general course of this claim being E/W described by metes and bounds as follows:

Beginning at the Discovery:
Thence EAST 40 feet to the EAST End Center;
Thence NORTH 300 feet to the NORTHEAST Corner;
Thence WEST 1500 feet to the NORTHWEST Corner;
Thence SOUTH 600 feet to the SOUTHWEST Corner;
Thence EAST 1500 feet to the SOUTHEAST Corner;
Thence NORTH 300 feet to the EAST End Center.

The Discovery is tied to a Government Monument as follows: From the Discovery,
1970 S., 53°20' E. to the NE. COR. SEC. 36, T. 12 N., R. 16 E., B.M.



Scale: 1" = 500'

Prepared from an actual field survey and located by preparing the above map as provided in Idaho law 47-602.

Said Lode Discovered on 6/23, 1980.

Said Lode Located on 6/23, 1980.

Dated this day of 7/1, 1980.

Surveyed by:
CLAIM STAKERS
Box 501
McCall, Idaho 83638

John Russell
Agent for,
CYPRUS EXPLORATION
E. 12213 Broadway,
Spokane, Washington
99206

STATE OF Idaho
COUNTY OF Custer ss.

I, John Russell, do solemnly swear that
I am a citizen of the United States of America (or have declared
my intention to become such) and that I am acquainted with the
mining ground described in this notice of location and herewith
called the NW-85 lode or placer claim; that the ground
and claim therein described or any part thereof has not, to the
best of my knowledge and belief, been previously located according
to the laws of the United States and this state, or if so located,
that the same has been abandoned or forfeited by reason of the
failure of such former locators to comply in respect thereto with
the requirements of said laws.

Subscribed and sworn to before me this 8 day of Aug.
A.D. 1980.

John R. Haw
Notary Public for the State of
Idaho

Residing at McCall My commission expires Life Time
1980.

No. 155294
STATE OF IDAHO)
COUNTY OF CUSTER) ss.

This instrument was filed for record
at the request of Cypress Exploration
1:30 o'clock P.M. 8-13 1980
and duly filed and indexed in the Records of Custer County.

HOWARD A. BAXTER
Ex-Officio Recorder
By Barbara Adams Deput.
Fees 2.00

1291-1

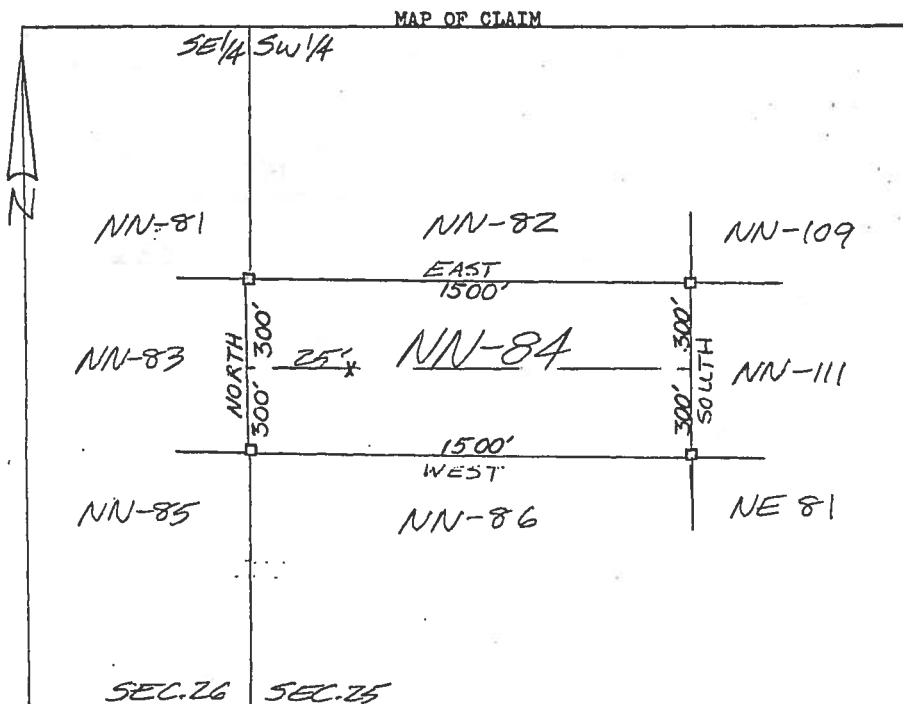
STATE OF IDAHO
LOCATION CERTIFICATE
Lode Claim on Public Domain

KNOW ALL MEN BY THESE PRESENTS, That John Russell, Agent for CYPRUS EXPLORATION has located the NN-84 Lode Mining Claim situated on land belonging to the United States of America located in the SW $\frac{1}{4}$, Section 25, T. 12 N., R. 16 E., B.P.M., Bayhorse Mining District, Custer County, Idaho, and by this certificate along with the right of discovery and location claim 1500 feet, linear and horizontal measurement along the vein thereof, with all its dips, angles and variations as allowed by law, together with 300 feet on each side of the middle of said vein at the surface, and all veins, lodes, ledges, deposits and surface ground within the lines of said claim with the discovery being 25 feet EAST of the WEST End Center. The general course of this claim being E/W described by metes and bounds as follows:

Beginning at the Discovery:

Thence WEST 25 feet to the WEST End Center;
Thence NORTH 300 feet to the NORTHWEST Corner;
Thence EAST 1500 feet to the NORTHEAST Corner;
Thence SOUTH 300 feet to the SOUTHEAST Corner;
Thence WEST 1500 feet to the SOUTHWEST Corner;
Thence NORTH 300 feet to the WEST End Center.

The Discovery is tied to a Government Monument as follows: From the Discovery, 1970's, 5255' E to the NE COR. SEC. 36, T12N, R16E, B.M.



Scale: 1" = 500'

Prepared from an actual field survey and located by preparing the above map as provided in Idaho law 47-602.

Said Lode Discovered on 6/23, 1980.

Said Lode Located on 6/23, 1980.

Dated this day of 7/1, 1980.

Surveyed by:
CLAIM STAKERS
Box 501
McCall, Idaho 83638

John Russell
Agent for,
CYPRUS EXPLORATION
E. 12213 Broadway,
Spokane, Washington
99206

STATE OF Idaho
COUNTY OF Custer ss.

I, John Russell, do solemnly swear that I am a citizen of the United States of America (or have declared my intention to become such) and that I am acquainted with the mining ground described in this notice of location and herewith called the NN-84 lode or placer claim; that the ground and claim therein described or any part thereof has not, to the best of my knowledge and belief, been previously located according to the laws of the United States and this state, or if so located, that the same has been abandoned or forfeited by reason of the failure of such former locators to comply in respect thereto with the requirements of said laws.

Subscribed and sworn to before me this 8 day of Aug.
A.D. 19 80.

John R. Hunt
Notary Public for the State of
Idaho

Residing at McCall My commission expires lifetime
19

No. 155295
STATE OF IDAHO)
COUNTY OF CUSTER) ss.

This instrument was filed for record
at the request of Cypress Exploration
1:30 o'clock P.M. 8-13 1980
and duly filed and indexed in the Records of Custer County,

HOWARD A. BAXTER
Ex-Officio Recorder
St. Carson Adams Deput,
202

129/5

STATE OF IDAHO
LOCATION CERTIFICATE
Lode Claim on Public Domain

KNOW ALL MEN BY THESE PRESENTS, That John Russell, Agent for CYPRUS EXPLORATION has located the NN-85 Lode Mining Claim situated on land belonging to the United States of America located in the SE $\frac{1}{4}$, Section 26, T. 12 N., R. 16 E., B.P.M., Bayhorse Mining District, Custer County, Idaho, and by this certificate along with the right of discovery and location claim 1500 feet, linear and horizontal measurement along the vein thereof, with all its dips, angles and variations as allowed by law, together with 300 feet on each side of the middle of said vein at the surface, and all veins, lodes, ledges, deposits and surface ground within the lines of said claim with the discovery being 25 feet WEST of the EAST End Center. The general course of this claim being E/W described by metes and bounds as follows:

Beginning at the Discovery:

Thence EAST 25 feet to the EAST End Center;

Thence NORTH 300 feet to the NORTHEAST Corner;

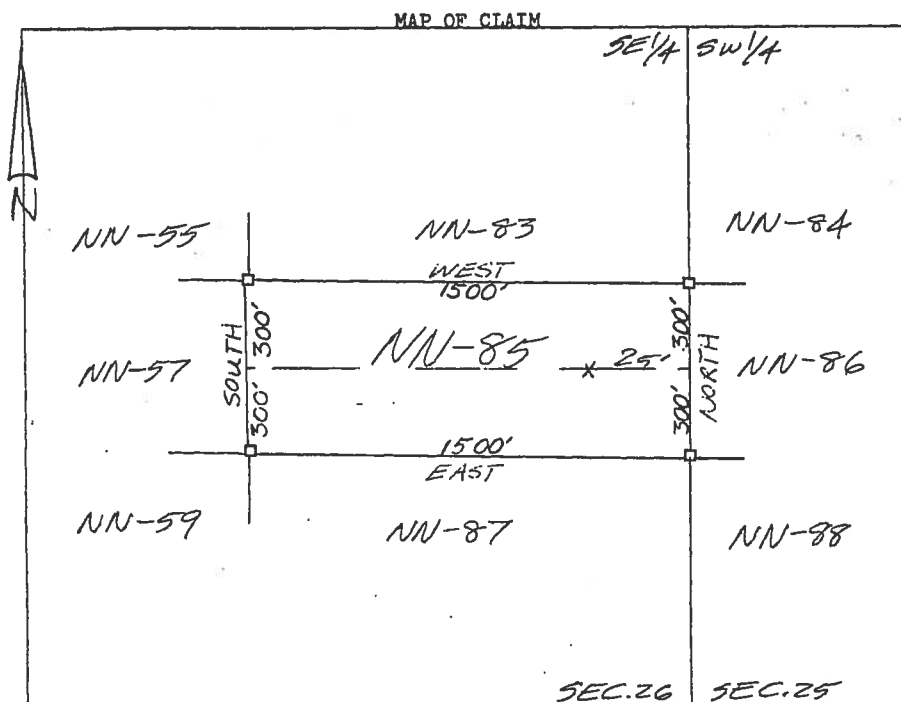
Thence WEST 1500 feet to the NORTHWEST Corner;

Thence SOUTH 600 feet to the SOUTHWEST Corner;

Thence EAST 1500 feet to the SOUTHEAST Corner;

Thence NORTH 300 feet to the EAST End Center.

The Discovery is tied to a Government Monument as follows: From the Discovery, 1425' S., 5305' E. to the NE COR. SEC. 36, T. 12N., R. 16E. B.M.



Scale: 1" = 500'

Prepared from an actual field survey and located by preparing the above map as provided in Idaho law 47-802.

Said Lode Discovered on 6/23, 1980.

Said Lode Located on 6/23, 1980.

Dated this day of July, 1980.

Surveyed by:
CLAIM STAKERS
Box 501
McCall, Idaho 83638

John Russell
Agent for,
CYPRUS EXPLORATION
E. 12213 Broadway,
Spokane, Washington
99206

STATE OF Idaho
COUNTY OF Custer ss.

I, John Russell, do solemnly swear that
I am a citizen of the United States of America (or have declared
my intention to become such) and that I am acquainted with the
mining ground described in this notice of location and herewith
called the ANN-85 lode or placer claim; that the ground
and claim therein described or any part thereof has not, to the
best of my knowledge and belief, been previously located according
to the laws of the United States and this state, or if so located,
that the same has been abandoned or forfeited by reason of the
failure of such former locators to comply in respect thereto with
the requirements of said laws.

Subscribed and sworn to before me this 8 day of Aug.
A.D. 19 80.

John R. Hart
Notary Public for the State of
Idaho

Residing at McCall My commission expires lifetime
19 .



No. 155296
STATE OF IDAHO
COUNTY OF CUSTER ss.
This instrument was filed for record
at request of Cypress Exploration
1:30 o'clock P.M. 8-13 19 80
and duly filed and indexed in the Records of Custer County.

HOWARD A. BAXTER
County Recorder
Barbara White Deput.
242

12916

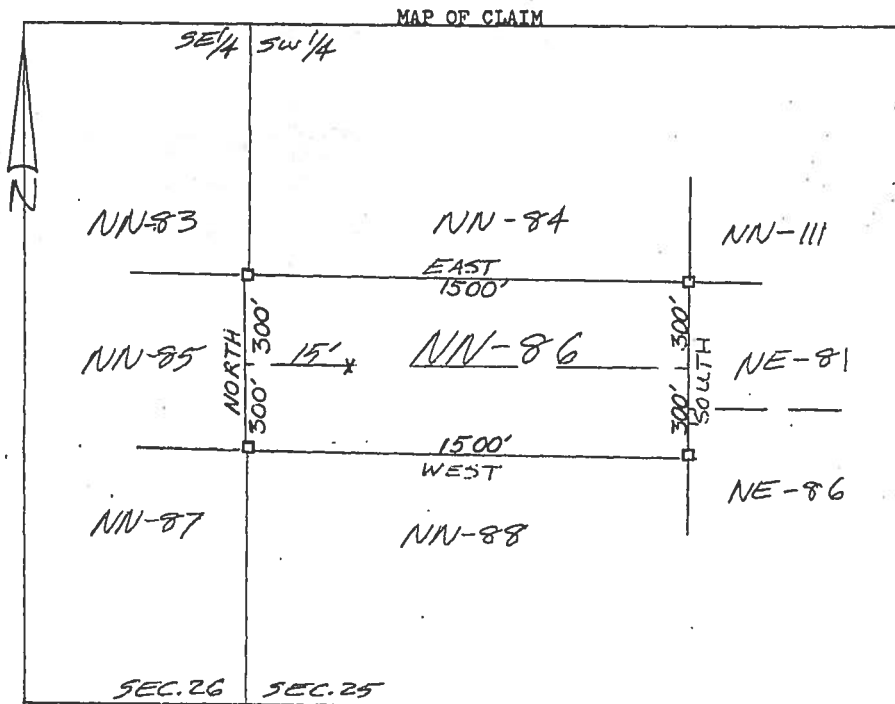
STATE OF IDAHO
LOCATION CERTIFICATE
Lode Claim on Public Domain

KNOW ALL MEN BY THESE PRESENTS, That John Russell, Agent for CYPRUS EXPLORATION has located the NN-86 Lode Mining Claim situated on land belonging to the United States of America located in the SW $\frac{1}{4}$, Section 25, T. 12 N., R. 16 E., B.P.M., Bayhorse Mining District, Custer County, Idaho, and by this certificate along with the right of discovery and location claim 1500 feet, linear and horizontal measurement along the vein thereof, with all its dips, angles and variations as allowed by law, together with 300 feet on each side of the middle of said vein at the surface, and all veins, lodes, ledges, deposits and surface ground within the lines of said claim with the discovery being 15 feet EAST of the WEST End Center. The general course of this claim being EW described by metes and bounds as follows:

Beginning at the Discovery:

Thence WEST 15 feet to the WEST End Center;
Thence NORTH 300 feet to the NORTHWEST Corner;
Thence EAST 1500 feet to the NORTHEAST Corner;
Thence SOUTH 300 feet to the SOUTHEAST Corner;
Thence WEST 1500 feet to the SOUTHWEST Corner;
Thence NORTH 300 feet to the WEST End Center.

The Discovery is tied to a Government Monument as follows: From the Discovery, 1425' S., 5295' E., to the NE. COR. SEC. 36, T. 12 N., R. 16 E., B.M.



Scale: 1" = 500'

Prepared from an actual field survey and located by preparing the above map as provided in Idaho law 47-602.

Said Lode Discovered on 6/23, 1980.

Said Lode Located on 6/23, 1980.

Dated this day of 7/1, 1980.

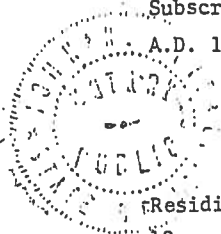
Surveyed by:
CLAIM STAKERS
Box 501
McCall, Idaho 83638

John Russell
Agent for,
CYPRUS EXPLORATION
E. 12213 Broadway,
Spokane, Washington
99206

STATE OF Idaho)
COUNTY OF Custer) ss.

I, John Russell, do solemnly swear that I am a citizen of the United States of America (or have declared my intention to become such) and that I am acquainted with the mining ground described in this notice of location and herewith called the NN-86 lode or placer claim; that the ground and claim therein described or any part thereof has not, to the best of my knowledge and belief, been previously located according to the laws of the United States and this state, or if so located, that the same has been abandoned or forfeited by reason of the failure of such former locators to comply in respect thereto with the requirements of said laws.

Subscribed and sworn to before me this 8 day of Aug.
A.D. 19 80.



John R. [Signature]
Notary Public for the State of Idaho

Residing at McCall My commission expires Lifetime
19 .

No. 155297
STATE OF IDAHO)
COUNTY OF CUSTER) ss.

This instrument was filed for record
at the request of Cypress Exploration
1:30 o'clock PM, 8-13, 1980
and duly filmed and indexed in the Records of Custer County,

HOWARD A. BAXTER
Ex-Officio Recorder

Barbara [Signature] Deput.
202

12917

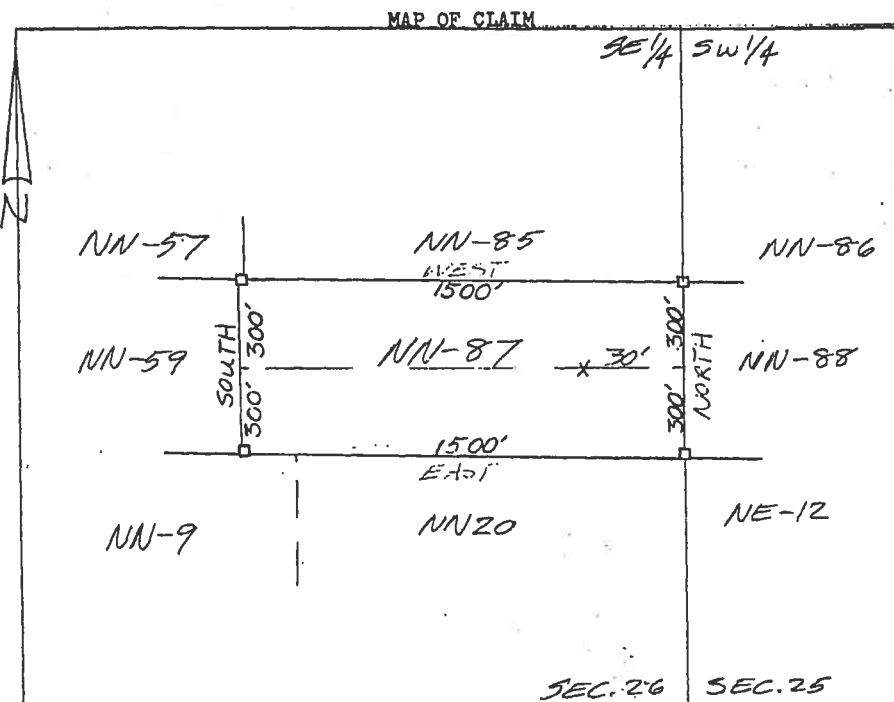
STATE OF IDAHO
LOCATION CERTIFICATE
Lode Claim on Public Domain

KNOW ALL MEN BY THESE PRESENTS, That John Russell, Agent for CYPRUS EXPLORATION has located the NN-87 Lode Mining Claim situated on land belonging to the United States of America located in the SE $\frac{1}{4}$, Section 26, T. 12 N., R. 16 E., B.P.M., Bayhorse Mining District, Custer County, Idaho, and by this certificate along with the right of discovery and location claim 1500 feet, linear and horizontal measurement along the vein thereof, with all its dips, angles and variations as allowed by law, together with 300 feet on each side of the middle of said vein at the surface, and all veins, lodes, ledges, deposits and surface ground within the lines of said claim with the discovery being 30 feet WEST of the EAST End Center. The general course of this claim being E/W described by metes and bounds as follows:

Beginning at the Discovery:

Thence EAST 30 feet to the EAST End Center;
Thence NORTH 300 feet to the NORTHEAST Corner;
Thence WEST 1500 feet to the NORTHWEST Corner;
Thence SOUTH 600 feet to the SOUTHWEST Corner;
Thence EAST 1500 feet to the SOUTHEAST Corner;
Thence NORTH 300 feet to the EAST End Center.

The Discovery is tied to a Government Monument as follows: From the Discovery, 835'S, 431'E. to the NE COR. SEC. 36, T. 2N, R. 16E, B.M.



Scale: 1" = 500'

Prepared from an actual field survey and located by preparing the above map as provided in Idaho law 47-602.

Said Lode Discovered on 6/23, 1980.

Said Lode Located on 6/23, 1980.

Dated this day of 7/1, 1980.

Surveyed by:
CLAIM STAKERS
Box 501
McCall, Idaho 83638

John Russell
Agent for,
CYPRUS EXPLORATION
E. 12213 Broadway,
Spokane, Washington
99206

STATE OF Idaho
COUNTY OF Custer ss.

I, John Russell, do solemnly swear that
I am a citizen of the United States of America (or have declared
my intention to become such) and that I am acquainted with the
mining ground described in this notice of location and herewith
called the NN-87 lode or placer claim; that the ground
and claim therein described or any part thereof has not, to the
best of my knowledge and belief, been previously located according
to the laws of the United States and this state, or if so located,
that the same has been abandoned or forfeited by reason of the
failure of such former locators to comply in respect thereto with
the requirements of said laws.

Subscribed and sworn to before me this 8 day of Aug.
A.D. 19 80.

John R. H.
Notary Public for the State of
Idaho

Residing at McCall My commission expires lifetime
19 .

No. 155298
STATE OF IDAHO)
COUNTY OF CUSTER) ss.
This instrument was filed for record
at the request of Cypress Exploration
1:30 o'clock P.M. 8-13 1980
and duly filmed and indexed in the Records of Custer County.

HOWARD A. BAXTER
Ex-Officio Recorder
Baxter Deput.

12918

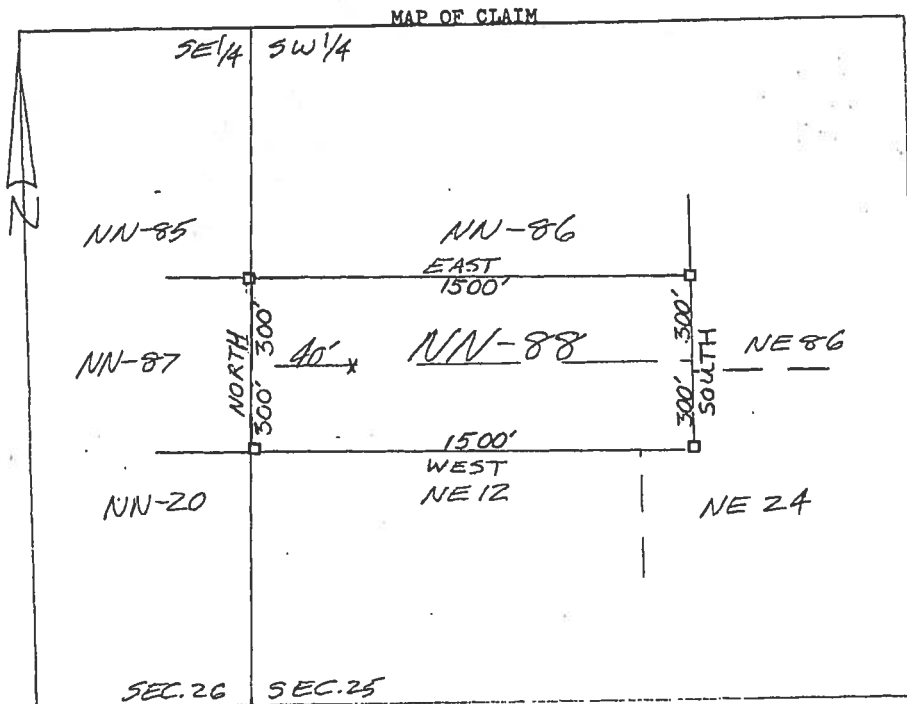
STATE OF IDAHO
LOCATION CERTIFICATE
Lode Claim on Public Domain

KNOW ALL MEN BY THESE PRESENTS, That John Russell, Agent for CYPRUS EXPLORATION has located the NN-88 Lode Mining Claim situated on land belonging to the United States of America located in the SW 1/4, Section 25, T. 12 N., R. 16 E., B.P.M., Bayhorse Mining District, Custer County, Idaho, and by this certificate along with the right of discovery and location claim 1500 feet, linear and horizontal measurement along the vein thereof, with all its dips, angles and variations as allowed by law, together with 300 feet on each side of the middle of said vein at the surface, and all veins, lodes, ledges, deposits and surface ground within the lines of said claim with the discovery being 40 feet EAST of the WEST End Center. The general course of this claim being E/W described by metes and bounds as follows:

Beginning at the Discovery:

Thence WEST 40 feet to the WEST End Center;
Thence NORTH 500 feet to the NORTHWEST Corner;
Thence EAST 1500 feet to the NORTHEAST Corner;
Thence SOUTH 600 feet to the SOUTHEAST Corner;
Thence WEST 1500 feet to the SOUTHWEST Corner;
Thence NORTH 300 feet to the WEST End Center.

The Discovery is tied to a Government Monument as follows: From the Discovery,
835'S., 5240' E. to the NE COR. SEC. 26, T. 12N, R. 16E, B.M.



Scale: 1" = 500'

Prepared from an actual field survey and located by preparing the above map as provided in Idaho law 47-602.

Said Lode Discovered on 6/23, 1980.
Said Lode Located on 6/23, 1980.
Dated this day of 7/1, 1980.

Surveyed by:
CLAIM STAKERS
Box 501
McCall, Idaho 83638

John Russell
Agent for,
CYPRUS EXPLORATION
E. 12213 Broadway,
Spokane, Washington
99206

STATE OF Idaho
COUNTY OF Custer ss.

I, John Russell, do solemnly swear that I am a citizen of the United States of America (or have declared my intention to become such) and that I am acquainted with the mining ground described in this notice of location and herewith called the NU-88 lode or placer claim; that the ground and claim therein described or any part thereof has not, to the best of my knowledge and belief, been previously located according to the laws of the United States and this state, or if so located, that the same has been abandoned or forfeited by reason of the failure of such former locators to comply in respect thereto with the requirements of said laws.



Subscribed and sworn to before me this 8 day of Aug.
A.D. 19 80.

John Russell
John R. Hart
Notary Public for the State of
Idaho

Residing at McCall My commission expires _____,
19 ____.

No. 155299
STATE OF IDAHO)
COUNTY OF CUSTER) ss.

This instrument was filed for record
at the request of Cypress Exploration
at 1:30 o'clock P.M. 8-13 1980
and duly filed and indexed in the Records of Custer County.

HOWARD A. BAXTER
Ex-Officio Recorder
By Barbara Abbott Deputy
212

12940

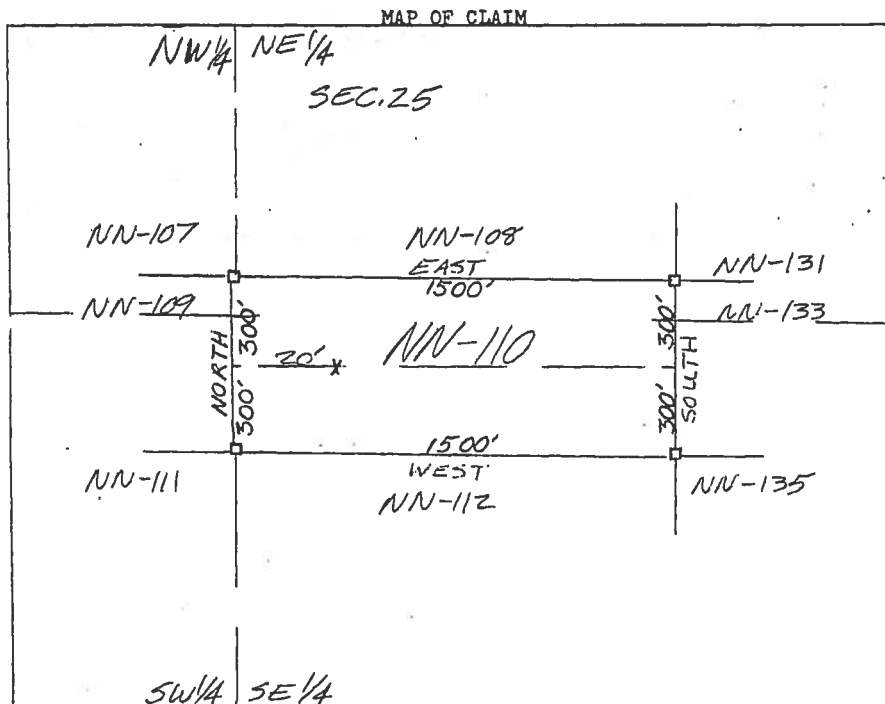
STATE OF IDAHO
LOCATION CERTIFICATE
Lode Claim on Public Domain

KNOW ALL MEN BY THESE PRESENTS, That John Russell, Agent for CYPRUS EXPLORATION has located the NN-110 Lode Mining Claim situated on land belonging to the United States of America located in the NE 1/4, Section 25, T. 12 N., R. 16 E., B.P.M., Bayhorse Mining District, Custer County, Idaho, and by this certificate along with the right of discovery and location claim 1500 feet, linear and horizontal measurement along the vein thereof, with all its dips, angles and variations as allowed by law, together with 300 feet on each side of the middle of said vein at the surface, and all veins, lodes, ledges, deposits and surface ground within the lines of said claim with the discovery being 20 feet EAST of the WEST End Center. The general course of this claim being E/W described by metes and bounds as follows:

Beginning at the Discovery:

Thence WEST 20 feet to the WEST End Center;
Thence NORTH 300 feet to the NORTHWEST Corner;
Thence EAST 1500 feet to the NORTHEAST Corner;
Thence SOUTH 300 feet to the SOUTHEAST Corner;
Thence WEST 1500 feet to the SOUTHWEST Corner;
Thence NORTH 300 feet to the WEST End Center.

The Discovery is tied to a Government Monument as follows: From the Discovery, 240° S., 2630' E. to the NE COR. SEC. 26, T. 12 N., R. 16 E., B.M.



Scale: 1" = 500'

Prepared from an actual field survey and located by preparing the above map as provided in Idaho law 47-602.

Said Lode Discovered on 6/20, 1980.

Said Lode Located on 6/20, 1980.

Dated this day of 7/1, 1980.

Surveyed by:

CLAIM STAKERS

Box 501

McCall, Idaho 83638

John Russell
Agent for,
CYPRUS EXPLORATION
E. 12213 Broadway,
Spokane, Washington
99206

STATE OF Idaho)
COUNTY OF Custer) ss.

I, John Russell, do solemnly swear that
I am a citizen of the United States of America (or have declared
my intention to become such) and that I am acquainted with the
mining ground described in this notice of location and herewith
called the NN-110 lode or placer claim; that the ground
and claim therein described or any part thereof has not, to the
best of my knowledge and belief, been previously located according
to the laws of the United States and this state, or if so located,
that the same has been abandoned or forfeited by reason of the
failure of such former locators to comply in respect thereto with
the requirements of said laws.

Subscribed and sworn to before me this

8 day of

Aug.

A.D. 19 80.

John Russell
John R. [Signature]
Notary Public for the State of
Idaho

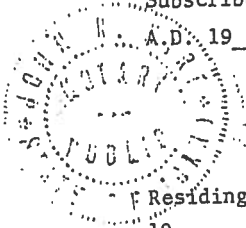
Residing at

McCall

My commission expires

Life Time

19 80.



No. 155321
STATE OF IDAHO)
COUNTY OF CUSTER) ss.
This instrument was filed for record
at request of Cyrus Exploration
at 1:30 o'clock P.M. 8-13 80
and duly filmed and indexed in the Records of Custer County.

HOWARD A. BAXTER
Ex-Officio Recorder

By

Barbara Abbott Deput.

Fees

2.00

12941

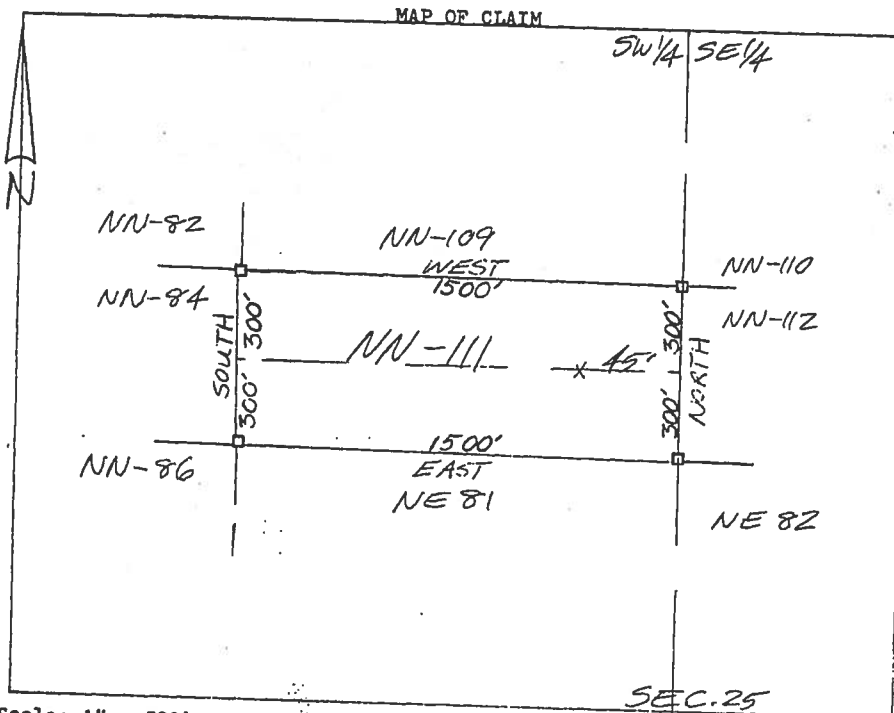
STATE OF IDAHO
LOCATION CERTIFICATE
Lode Claim on Public Domain

KNOW ALL MEN BY THESE PRESENTS, That John Russell, Agent for CYPRUS EXPLORATION has located the NN-111 Lode Mining Claim situated on land belonging to the United States of America located in the SW $\frac{1}{4}$, Section 25, T. 12 N., R. 16 E., B.P.M., Bayhorse Mining District, Custer County, Idaho, and by this certificate along with the right of discovery and location claim 1500 feet, linear and horizontal measurement along the vein thereof, with all its dips, angles and variations as allowed by law, together with 300 feet on each side of the middle of said vein at the surface, and all veins, lodes, ledges, deposits and surface ground within the lines of said claim with the discovery being 45 feet WEST of the EAST End Center. The general course of this claim being E/W described by metes and bounds as follows:

Beginning at the Discovery:

Thence EAST 45 feet to the EAST End Center;
Thence NORTH 300 feet to the NORTHEAST Corner;
Thence WEST 1500 feet to the NORTHWEST Corner;
Thence SOUTH 600 feet to the SOUTHWEST Corner;
Thence EAST 1500 feet to the SOUTHEAST Corner;
Thence NORTH 300 feet to the EAST End Center.

The Discovery is tied to a Government Monument as follows: From the Discovery, 1970's, 2605'E. to the NE. COR. SEC. 36, T. 12N., R. 16E., B.M.



Scale: 1" = 500'

Prepared from an actual field survey and located by preparing the above map as provided in Idaho law 47-602.

Said Lode Discovered on 6/20, 1980.
Said Lode Located on 6/20, 1980.
Dated this day of 7/1, 1980.

Surveyed by:
CLAIM STAKERS
Box 501
McCall, Idaho 83638

John Russell
Agent for,
CYPRUS EXPLORATION
E. 12213 Broadway,
Spokane, Washington
99206

STATE OF Idaho
COUNTY OF Custer ss.

I, John Russell, do solemnly swear that
I am a citizen of the United States of America (or have declared
my intention to become such) and that I am acquainted with the
mining ground described in this notice of location and herewith
called the NN-111 lode or placer claim; that the ground
and claim therein described or any part thereof has not, to the
best of my knowledge and belief, been previously located according
to the laws of the United States and this state, or if so located,
that the same has been abandoned or forfeited by reason of the
failure of such former locators to comply in respect thereto with
the requirements of said laws.

Subscribed and sworn to before me this 8 day of Aug.

K.A.B. 19 80.

John R. Hart
Notary Public for the State of
Idaho

Residing at McCall My commission expires Indefinite
19

No. 155322
STATE OF IDAHO)
COUNTY OF CUSTER) ss.
This instrument was filed for record
at request of Cypress Exploration
1:30 o'clock P.M. 8-13-80
and duly filmed and indexed in the Records of Custer County.

HOWARD A. BAXTER
Ex-Officio Recorder

Barbara Abbott Deput.
200

1294

STATE OF IDAHO
LOCATION CERTIFICATE
Lode Claim on Public Domain

KNOW ALL MEN BY THESE PRESENTS, That John Russell, Agent for CYPRUS EXPLORATION has located the NN-112 Lode Mining Claim situated on land belonging to the United States of America located in the SE $\frac{1}{4}$, Section 25, T. 12 N., R. 16 E., B.P.M., Bayhorse Mining District, Custer County, Idaho, and by this certificate along with the right of discovery and location claim 1500 feet, linear and horizontal measurement along the vein thereof, with all its dips, angles and variations as allowed by law, together with 300 feet on each side of the middle of said vein at the surface, and all veins, lodes, ledges, deposits and surface ground within the lines of said claim with the discovery being 70 feet EAST of the WEST End Center. The general course of this claim being E/W described by metes and bounds as follows:

Beginning at the Discovery:

Thence WEST 70 feet to the WEST End Center;

Thence NORTH 300 feet to the NORTHWEST Corner;

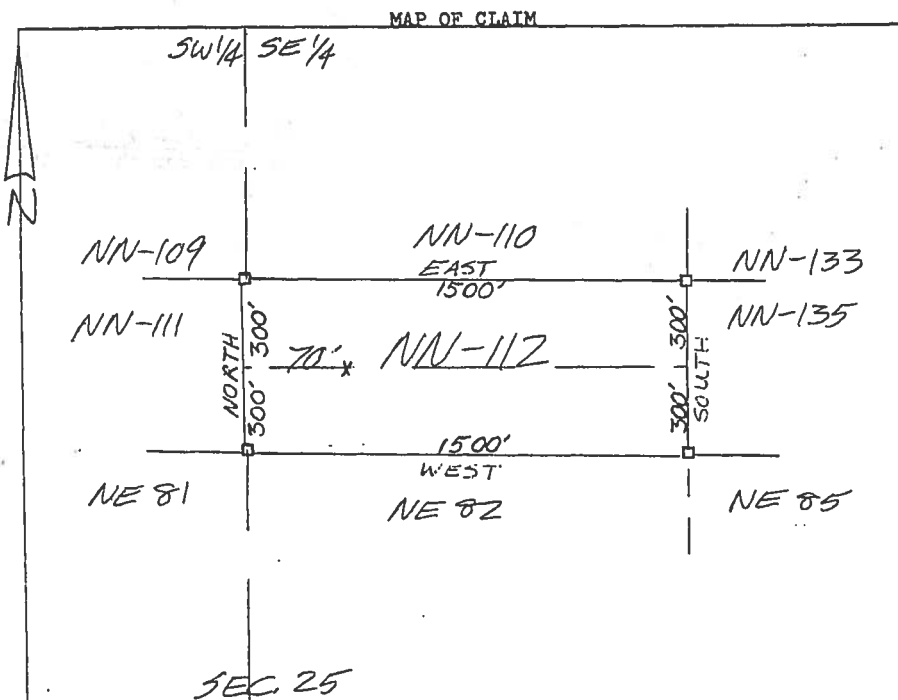
Thence EAST 1500 feet to the NORTHEAST Corner;

Thence SOUTH 300 feet to the SOUTHEAST Corner;

Thence WEST 1500 feet to the SOUTHWEST Corner;

Thence NORTH 300 feet to the WEST End Center.

The Discovery is tied to a Government Monument as follows: From the Discovery, 1970'S, 25 TO E., TO THE NE COR. SEC. 36, T12 N., R16 E., B.M.



Scale: 1" = 500'

Prepared from an actual field survey and located by preparing the above map as provided in Idaho law 47-602.

Said Lode Discovered on 6/20, 1980.

Said Lode Located on 6/20, 1980.

Dated this day of 7/1, 1980.

Surveyed by:
CLAIM STAKERS
Box 501
McCall, Idaho 83638

John Russell
Agent for,
CYPRUS EXPLORATION
E. 12213 Broadway,
Spokane, Washington
99206

STATE OF Idaho
COUNTY OF Custer ss.

I, John Russell, do solemnly swear that
I am a citizen of the United States of America (or have declared
my intention to become such) and that I am acquainted with the
mining ground described in this notice of location and herewith
called the NN-112 lode or placer claim; that the ground
and claim therein described or any part thereof has not, to the
best of my knowledge and belief, been previously located according
to the laws of the United States and this state, or if so located,
that the same has been abandoned or forfeited by reason of the
failure of such former locators to comply in respect thereto with
the requirements of said laws.

Subscribed and sworn to before me this 8 day of Aug.
A.D. 1980.

John Russell
Notary Public for the State of

Residing at McCall My commission expires Life Time
19

No. 155323
STATE OF IDAHO)
COUNTY OF CUSTER) ss.
This instrument was filed for record
" request of Express Exploration
130 u'clock P.M. 8-13 1980
and duly filmed and indexed in the Records of Custer County.

HOWARD A. BAXTER
Ex-Officio Recorder

Deputy

Richard Abbott
200

No. _____

REORDER

LODE LOCATION NOTICE

STATE OF IDAHO
COUNTY OF CUSTER

ss. **Know all Men by these Presents**

RECEIVED

SEP 20 2013

DEPT. OF MINERAL RESOURCES
SOUTHERN REGION

That Tuscarora Mining Corporation

the undersigned has this 20th day of May, 1971, located and claimed and by these presents do as locate and claim by right of discovery, location, primal appropriation and possession, in compliance with the Mining Acts of Congress approved May 10, 1872, and with subsequent acts, with the laws of the State of Idaho, and with local customs, laws and regulations, a lode mining claim 1500 linear feet and horizontal measurement along the course of this lode, vein, ledge, or mineral bearing rock in place, with all its dips, angles, and variations as allowed by law, together with 300 feet on the north side and 300 feet on the south side of the middle of said lode at the surface, so far as can be determined from the present development, and all lodes, veins, ledges, or deposits and surface ground within the lines of said claim, and from the discovery point a 4x4 post, being situated upon said lode, and upon which a duplicate of this notice is posted, along the course of said lode, vein, ledge, or mineral bearing rock in place, 1450 feet in a east direction and 50 feet in a west direction.

Said claim is hereby named the NE 11 lode claim, and is situated in the Bayhorse Mining District, County of Custer State of Idaho, described by metes and bounds as follows, to-wit:

Beginning at Corner No. 1, upon which corner is posted this notice and which corner is situate 5500 ft. north from a natural object or permanent monument described as follows: the NW Cor. of Sec. 1, T. 11 N., R. 16 E., B.M.

Thence from corner No. 1 east 1500 ft. to Corner No. 2;
Thence from Corner No. 2, south 600 ft. to Corner No. 3;
Thence from Corner No. 3 west 1500 ft. to Corner No. 4;
Thence from Corner No. 4 north 600 ft. to Corner No. 1.

Said Corner No. 1 is west 50 ft. & north 300 ft. from said discovery point.

Said lode was located the 20th day of May, A.D. 1971.

Witness:

Locator

Tuscarora Mining Corporation
W.S. McClair (agent)

COUNTY OF Custer ss.

I, Wm. S. McClain, do solemnly swear that I am a citizen of the United States of America (or have declared my intention to become such) and that I am acquainted with the mining ground described in this notice of location and herewith called the NE 11 lode claim; that the ground and claim therein described or any part thereof has not, to the best of my knowledge and belief, been previously located according to the laws of the United States, and of this state, or if so located, that the same has been abandoned or forfeited by reason of the failure of such locators to comply in respect thereto with the requirements of said laws.

Subscribed and sworn to before me, this 30th day of June, 1971

Custer County Recorder
NOTARY PUBLIC FOR

Residing at

LODE LOCATION CERTIFICATE

ON THE

MINING CLAIM OF

NOTES

COUNTY OF _____

STATE OF _____

STATE OF Idaho)

COUNTY OF _____ Custer

I hereby certify that this Location Certificate was filed in my office at _____

3:45 P/ M.

June 30th 1971

and is duly recorded in Book _____

at Page Filmed & Indexed

RECORDED

Fees. \$ 2.00

LODE LOCATION NOTICE

STATE OF IDAHO

COUNTY OF CUSTER

ss. Know all Men by these Presents

That Tuscarora Mining Corporation

the undersigned has this 20th day of May 1971 located and claimed and by these presents does locate and claim by right of discovery, location, primal appropriation and possession, in compliance with the Mining Acts of Congress approved May 10, 1872, and with subsequent acts, with the laws of the State of Idaho, and with local customs, laws and regulations, a lode mining claim 1500 linear feet and horizontal measurement along the course of this lode, vein, ledge, or mineral bearing rock in place, with all its dips, angles, and variations as allowed by law, together with 300 feet on the northside and 300 feet on the south side of the middle of said lode at the surface, so far as can be determined from the present development, and all lodes, veins, ledges, or deposits and surface ground within the lines of said claim, and from the discovery point a 4x4 post, being situated upon said lode, and upon which a duplicate of this notice is posted, along the course of said lode, vein, ledge, or mineral bearing rock in place, 1450 feet in a east direction and 50 feet in a west direction.

Said claim is hereby named the NE 12 lode claim, and is situated in the Payhorse Mining District, County of Custer, State of Idaho, described by metes and bounds as follows, to-wit:

Beginning at Corner No. 1, upon which corner is posted this notice and which corner is situate 5500 ft. north from a natural object or permanent monument described as follows: the NW Cor. of Sec. 1, T. 11 N., R. 16 E., B. M.

Thence from corner No. 1 north 600 ft. to Corner No. 2;

Thence from Corner No. 2, east 1500 ft. to Corner No. 3;

Thence from Corner No. 3 south 600 ft. to Corner No. 4;

Thence from Corner No. 4 west 1500 ft. to Corner No. 1.

Said Corner No. 1 is west 50 ft. & south 300 ft. from said discovery point.

Said lode was located the 20th day of May A.D. 1971.

Witness:

Locator

Tuscarora Mining Corporation

W. S. McCain (agent)

STATE OF Idaho)
COUNTY OF Custer) ss.

I, Wm. S. McClain, do solemnly swear that I am a citizen of the United States of America (or have declared my intention to become such) and that I am acquainted with the mining ground described in this notice of location and herewith called the NE 12 lode claim; that the ground and claim therein described or any part thereof has not, to the best of my knowledge and belief, been previously located according to the laws of the United States, and of this state, or if so located, that the same has been abandoned or forfeited by reason of the failure of such locators to comply in respect thereto with the requirements of said laws.

Wm S McClain

Subscribed and sworn to before me, this 30th day of June, 1971.

Ewa Mann
Custer County Recorder
NOTARY PUBLIC FOR

Residing at

No 131268

LODE LOCATION
CERTIFICATE

ON THE
MINING CLAIM OF

IN

CUSTER COUNTY

Idaho

Custer

and is duly recorded in the books of the County Clerk of Custer County, Idaho, at

3:45 P. M.
June 30th 1971

and is duly recorded in the books of the County Clerk of Custer County, Idaho, at

3:45 P. M.
June 30th 1971

Ewa Mann

RECORDER

Fees, \$2.00

LODE LOCATION NOTICE

STATE OF IDAHO

COUNTY OF CUSTER } ss. **Know all Men by these Presents**

That Tuscarora Mining Corporation

the undersigned has.. this 21st day of April, 1971, located and claimed and by these presents does locate and claim by right of discovery, location, primal appropriation and possession, in compliance with the Mining Acts of Congress approved May 10, 1872, and with subsequent acts, with the laws of the State of Idaho, and with local customs, laws and regulations, a lode mining claim 1500 linear feet and horizontal measurement along the course of this lode, vein, ledge, or mineral bearing rock in place, with all its dips, angles, and variations as allowed by law, together with 300 feet on the north side and 300 feet on the south side of the middle of said lode at the surface, so far as can be determined from the present development, and all lodes, veins, ledges, or deposits and surface ground within the lines of said claim, and from the discovery point a 4x4 post, being situated upon said lode, and upon which a duplicate of this notice is posted, along the course of said lode, vein, ledge, or mineral bearing rock in place, 145 feet in a west direction and 50 feet in a east direction.

Said claim is hereby named the NE. 23 lode claim, and is situated in the Bayhorse Mining District, County of Custer State of Idaho, described by metes and bounds as follows, to-wit:

Beginning at Corner No. 1, upon which corner is posted this notice and which corner is situate 5500 ft. north from a natural object or permanent monument described as follows: the 4th Sec. Cor. on N. boundry of Sec. 1, T. 11 N., R. 16 E., B.M.

Thence from corner No. 1 south 600 ft. to Corner No. 2;

Thence from Corner No. 2, west 1500 ft. to Corner No. 3;

Thence from Corner No. 3 north 600 ft. to Corner No. 4;

Thence from Corner No. 4 east 1500 ft. to Corner No. 1.

Said Corner No. 1 is east 50 ft. & north 300 ft. from said discovery point.

Said lode was located the 21st day of April, A.D. 1971

Witness:

Locator

Tuscarora Mining Corporation

W.S. Mc Clain (agent)

STATE OF Idaho)
COUNTY OF Custer) ss.

I, Wm. S. McClain, do solemnly swear that I am a citizen of the United States of America (or have declared my intention to become such) and that I am acquainted with the mining ground described in this notice of location and herewith called the NE 23 lode claim; that the ground and claim therein described or any part thereof has not, to the best of my knowledge and belief, been previously located according to the laws of the United States, and of this state, or if so located, that the same has been abandoned or forfeited by reason of the failure of such locators to comply in respect thereto with the requirements of said laws.

Wm S McClain

Subscribed and sworn to before me, this 23rd day of April, 1971.

Eva Mann
Custer County Recorder
~~NOTARY PUBLIC FOR~~

~~Revised~~



No. 130799

LODE LOCATION
CERTIFICATE

ON THE _____
MINING CLAIM OF _____
IN _____

COUNTY OF _____
STATE OF _____

STATE OF Idaho }
COUNTY OF Custer }

I hereby certify that this Location Certificate was filed in my office at 4:30 o'clock P. M., April 23 1971 and is duly ~~recorded~~ recorded ~~in~~ in Book _____ filmed and, ~~is~~ is duly indexed _____.

Eva Mann
RECORDER

Fees, \$2.00

LODE LOCATION NOTICE

STATE OF IDAHO

COUNTY OF CUSTER

ss. Know all Men by these Presents

That Tuscarora Mining Corporation

the undersigned ha..s this 21st day of April, 1971, located and claimed and by these presents does locate and claim by right of discovery, location, primal appropriation and possession, in compliance with the Mining Acts of Congress approved May 10, 1872, and with subsequent acts, with the laws of the State of Idaho, and with local customs, laws and regulations, a lode mining claim 1500 linear feet and horizontal measurement along the course of this lode, vein, ledge, or mineral bearing rock in place, with all its dips, angles, and variations as allowed by law, together with 300 feet on the north side and 300 feet on the south side of the middle of said lode at the surface, so far as can be determined from the present development, and all lodes, veins, ledges, or deposits and surface ground within the lines of said claim, and from the discovery point a 4x4 post, being situated upon said lode, and upon which a duplicate of this notice is posted, along the course of said lode, vein, ledge, or mineral bearing rock in place, 1450 feet in a west direction and 50 feet in a east direction.

Said claim is hereby named the NE 24 lode claim, and is situated in the Bayhorse Mining District, County of Custer State of Idaho, described by metes and bounds as follows, to-wit:

Beginning at Corner No. 1, upon which corner is posted this notice and which corner is situate 5500 ft. north from a natural object or permanent monument described as follows: the 1/4 Sec. 1 on N. boundary of Sec. 1, T. 11 N., R. 16 E., B.M.

Thence from corner No. 1 west 1500 ft. to Corner No. 2;

Thence from Corner No. 2, north 600 ft. to Corner No. 3;

Thence from Corner No. 3 east 1500 ft. to Corner No. 4;

Thence from Corner No. 4 south 600 ft. to Corner No. 1.

Said Corner No. 1 is east 50 ft. & south 300 ft. from said discovery point.

Said lode was located the 21st day of April, A.D. 1971.

Witness:

Locator

Tuscarora Mining Corporation
W.S. Mc Clain (agent).

STATE OF Idaho)
COUNTY OF Custer) ss.

I, Wm S. McClain do solemnly swear
that I am a citizen of the United States of America (or have declared my inten-
tion to become such) and that I am acquainted with the mining ground described
in this notice of location and herewith called the NE 24
lode claim; that the ground and claim therein described or any part thereof
has not, to the best of my knowledge and belief, been previously located ac-
cording to the laws of the United States, and of this state, or if so located, that
the same has been abandoned or forfeited by reason of the failure of such
locators to comply in respect thereto with the requirements of said laws.

Wm S. McClain

Subscribed and sworn to before me, this 23rd day of April, 1971.

Eva Mann
Custer County Recorder
NOTARY PUBLIC FOR
Idaho



No. 130800

LODE LOCATION
CERTIFICATE

ON THE _____
MINING CLAIM OF _____
IN _____

COUNTY OF _____
STATE OF _____

STATE OF Idaho } ss
COUNTY OF Custer }

I hereby certify that this Location Cer-
tificate was filed in my office at

4:30 o'clock P.m. 19.71

and is duly recorded and indexed

Eva Mann RECORDER

Fees, \$2.00

No. _____

RECORDER

LODE LOCATION NOTICE

STATE OF IDAHO

COUNTY OF CUSTER

ss. **Know all Men by these Presents**

That Tuscarora Mining Corporation

the undersigned has this 1st day of June 1971 located and claimed and by these presents do locate and claim by right of discovery, location, primal appropriation and possession, in compliance with the Mining Acts of Congress approved May 10, 1872, and with subsequent acts, with the laws of the State of Idaho, and with local customs, laws and regulations, a lode mining claim 1500 linear feet and horizontal measurement along the course of this lode, vein, ledge, or mineral bearing rock in place, with all its dips, angles, and variations as allowed by law, together with 300 feet on the north side and 300 feet on the south side of the middle of said lode at the surface, so far as can be determined from the present development, and all lodes, veins, ledges, or deposits and surface ground within the lines of said claim, and from the discovery point a 4x4 post, being situated upon said lode, and upon which a duplicate of this notice is posted, along the course of said lode, vein, ledge, or mineral bearing rock in place, 1450 feet in a west direction and 50 feet in a east direction.

Said claim is hereby named the NE 81 lode claim, and is situated in the Payhorse Mining District, County of Custer State of Idaho, described by metes and bounds as follows, to-wit:

Beginning at Corner No. 1, upon which corner is posted this notice and which corner is situate 6500 ft. north & 2640 ft. west from a natural object or permanent monument described as follows: the NE cor. of Sec. 1, T. 11 N., R. 16 E., B.M.

Thence from corner No. 1 west 1500 ft.
to Corner No. 2;
Thence from Corner No. 2, north 600 ft.
to Corner No. 3;
Thence from Corner No. 3 east 1500 ft.
to Corner No. 4;
Thence from Corner No. 4 south 600 ft.
to Corner No. 1.

Said Corner No. 1 is east 50 ft. & south 300 ft. from said discovery point.

Said lode was located the 1st day of June A.D. 1971.

Witness:

Locator

Tuscarora Mining Corporation

STATE OF Idaho)
COUNTY OF Custer) ss.

I, Wm. S. McClain, do solemnly swear that I am a citizen of the United States of America (or have declared my intention to become such) and that I am acquainted with the mining ground described in this notice of location and herewith called the NE 81 lode claim; that the ground and claim therein described or any part thereof has not, to the best of my knowledge and belief, been previously located according to the laws of the United States, and of this state, or if so located, that the same has been abandoned or forfeited by reason of the failure of such locators to comply in respect thereto with the requirements of said laws.

Wm S McClain

Subscribed and sworn to before me, this 23rd day of June, 1971.

Eva Mann

Recorder

NOTARY PUBLIC FOR

Residing at

Margaret Reaton

Deputy

131137

LODE LOCATION
CERTIFICATE

ON THE _____
MINING CLAIM OF _____

IN _____

COUNTY OF _____
STATE OF _____

STATE OF Idaho }
COUNTY OF Custer } ss

I hereby certify that this Location Certificate was filed in my office at

2:00 o'clock P. M.,
June 23rd 1971

and is duly ~~recorded~~
~~indexed~~ Filed & Indexed

Eva Mann

RECORDER

Margaret Reaton Deputy

Fees, \$ 2.00

LODE LOCATION NOTICE

STATE OF IDAHO

COUNTY OF CUSTER

ss. **Know all Men by these Presents**

That Tuscarora Mining Corporation

the undersigned ha...a this 1st day of June 1971, located and claimed and by these presents doe... locate and claim by right of discovery, location, primal appropriation and possession, in compliance with the Mining Acts of Congress approved May 10, 1872, and with subsequent acts, with the laws of the State of Idaho, and with local customs, laws and regulations, a lode mining claim 1500 linear feet and horizontal measurement along the course of this lode, vein, ledge, or mineral bearing rock in place, with all its dips, angles, and variations as allowed by law, together with 300 feet on the north side and 300 feet on the south side of the middle of said lode at the surface, so far as can be determined from the present development, and all lodes, veins, ledges, or deposits and surface ground within the lines of said claim, and from the discovery point a 4x4 post, being situated upon said lode, and upon which a duplicate of this notice is posted, along the course of said lode, vein, ledge, or mineral bearing rock in place, 1450 feet in a east direction and 50 feet in a west direction.

Said claim is hereby named the NE. S2 lode claim, and is situated in the Bayhorse Mining District, County of Custer State of Idaho, described by metes and bounds as follows, to-wit:

Beginning at Corner No. 1, upon which corner is posted this notice and which corner is situate 6500 ft. north & 2640 ft. west from a natural object or permanent monument described as follows: the NE. cor. of Sec. 1 T. 11 N., R. 16 E., S. 1 M.

Thence from corner No. 1 north 600 ft.

to Corner No. 2;

Thence from Corner No. 2, east 1500 ft.

to Corner No. 3;

Thence from Corner No. 3 south 600 ft.

to Corner No. 4;

Thence from Corner No. 4 west 1500 ft.

to Corner No. 1.

Said Corner No. 1 is west 50 ft. & south 300 ft. from said discovery point.

Said lode was located the 1st day of June A.D. 1971.

Witness:

Locator

Tuscarora Mining Corporation

STATE OF Idaho)
COUNTY OF Custer) ss.

I, Wm. S. McClain, do solemnly swear that I am a citizen of the United States of America (or have declared my intention to become such) and that I am acquainted with the mining ground described in this notice of location and herewith called the NE 82 lode claim; that the ground and claim therein described or any part thereof has not, to the best of my knowledge and belief, been previously located according to the laws of the United States, and of this state, or if so located, that the same has been abandoned or forfeited by reason of the failure of such locators to comply in respect thereto with the requirements of said laws.

Wm. S. McLean

Subscribed and sworn to before me, this 23rd. day of June, 1971.

Eva Mann

~~Receptor~~

NOT FOR PUBLIC USE

Margaret. Leaton

Deputy

**LODE LOCATION
CERTIFICATE**

#131138

ON THE _____
MINING CLAIM OF _____
_____ IN _____
COUNTY OF _____
STATE OF _____

STATE OF	Idaho
COUNTY OF	Custer
	ss

I hereby certify that this Location Certificate was filed in my office at 2:00 o'clock P.^m 1971 June 23rd and is duly recorded in Book 100-893 Filed & Indexed

Eva Mann _____
RECORDER

By Margaret Beaton Deputy

Fees, \$ 2.00

LODE LOCATION NOTICE

STATE OF IDAHOCOUNTY OF CUSTERss. **Know all Men by these Presents**That Tuscarora Mining Corporation

the undersigned has this 1st day of June 1971, located and claimed and by these presents does locate and claim by right of discovery, location, primal appropriation and possession, in compliance with the Mining Acts of Congress approved May 10, 1872, and with subsequent acts, with the laws of the State of Idaho, and with local customs, laws and regulations, a lode mining claim 1500 linear feet and horizontal measurement along the course of this lode, vein, ledge, or mineral bearing rock in place, with all its dips, angles, and variations as allowed by law, together with 300 feet on the north side and 300 feet on the south side of the middle of said lode at the surface, so far as can be determined from the present development, and all lodes, veins, ledges, or deposits and surface ground within the lines of said claim, and from the discovery point a 4x4 post being situated upon said lode, and upon which a duplicate of this notice is posted, along the course of said lode, vein, ledge, or mineral bearing rock in place, 1450 feet in a east direction and 50 feet in a west direction.

Said claim is hereby named the NE 83 lode claim, and is situated in the Payhorse Mining District, County of Custer State of Idaho, described by metes and bounds as follows, to-wit:

Beginning at Corner No. 1, upon which corner is posted this notice and which corner is situate 6500 ft. north & 2640 ft. west from a natural object or permanent monument described as follows: the NE cor. of Sec. 1
T. 11 N., R. 16 E., S. 4 E.M.

Thence from corner No. 1 east 1500 ft.
to Corner No. 2;

Thence from Corner No. 2, south 600 ft.
to Corner No. 3;

Thence from Corner No. 3 west 1500 ft.
to Corner No. 4;

Thence from Corner No. 4 north 600 ft.
to Corner No. 1.

Said Corner No. 1 is west 50 ft. & north 300 ft.
from said discovery point.

Said lode was located the 1st day of June A.D. 1971.

Witness:

Locator

Tuscarora Mining Corporation

STATE OF Idaho)
COUNTY OF Custer) ss.

I, Wm. S. McClain, do solemnly swear
that I am a citizen of the United States of America (or have declared my inten-
tion to become such) and that I am acquainted with the mining ground described
in this notice of location and herewith called the NE 83
lode claim; that the ground and claim therein described or any part thereof
has not, to the best of my knowledge and belief, been previously located ac-
cording to the laws of the United States, and of this state, or if so located, that
the same has been abandoned or forfeited by reason of the failure of such
locators to comply in respect thereto with the requirements of said laws.

Wm. S. McClain

Subscribed and sworn to before me, this 23rd day of June, 1971.

Eva Mann

Recorder

NOTARY PUBLIC FOR

Margaret Leaton

Residence

Deputy

#131139

LODE LOCATION
CERTIFICATE

ON THE _____
MINING CLAIM OF _____
IN _____
COUNTY OF _____
STATE OF _____
STATE OF Idaho } ss
COUNTY OF Custer }
I hereby certify that this Location Cer-
tificate was filed in my office at
2:00 o'clock P. M.,
June 23rd 1971
and is duly recorded in Book _____
Page _____ Filmed & Indexed
By Eva Mann RECORDER
Margaret Leaton Deputy
Fees, \$ 2.00

LODE LOCATION NOTICE

STATE OF _____ IDAHO

COUNTY OF _____ CUSTER

ss. Know all Men by these Presents

That _____ Tuscarora Mining Corporation

the undersigned ha.s this 1st day of June 19.71 located and claimed and by these presents do.es locate and claim by right of discovery, location, primal appropriation and possession, in compliance with the Mining Acts of Congress approved May 10, 1872, and with subsequent acts, with the laws of the State of Idaho and with local customs, laws and regulations, a lode mining claim 1500 linear feet and horizontal measurement along the course of this lode, vein, ledge, or mineral bearing rock in place, with all its dips, angles, and variations as allowed by law, together with 300 feet on the north side and 300 feet on the south side of the middle of said lode at the surface, so far as can be determined from the present development, and all lodes, veins, ledges, or deposits and surface ground within the lines of said claim, and from the discovery point a 4x4 post being situated upon said lode, and upon which a duplicate of this notice is posted, along the course of said lode, vein, ledge, or mineral bearing rock in place, 1450 feet in a west direction and 50 feet in a east direction.

Said claim is hereby named the NE 84 lode claim, and is situated in the Bayhorse Mining District, County of Custer State of Idaho, described by metes and bounds as follows, to-wit:

Beginning at Corner No. 1, upon which corner is posted this notice and which corner is situate north 6500 ft. from a natural object or permanent monument described as follows: the NE cor. of Sec. 1, T. 11 N., R. 16 E., B.M.

Thence from corner No. 1 south 600 ft. to Corner No. 2;
Thence from Corner No. 2, west 1500 ft. to Corner No. 3;
Thence from Corner No. 3 north 600 ft. to Corner No. 4;
Thence from Corner No. 4 east 1500 ft. to Corner No. 1.

Said Corner No. 1 is east 50 ft. & north 300m ft. from said discovery point.

Said lode was located the 1st day of June A.D. 19 71

Witness:

Locator

Tuscarora Mining Corporation

STATE OF Idaho)
COUNTY OF Custer) ss.

I, Wm. S. McClain, do solemnly swear that I am a citizen of the United States of America (or have declared my intention to become such) and that I am acquainted with the mining ground described in this notice of location and herewith called the NE 84 lode claim; that the ground and claim therein described or any part thereof has not, to the best of my knowledge and belief, been previously located according to the laws of the United States, and of this state, or if so located, that the same has been abandoned or forfeited by reason of the failure of such locators to comply in respect thereto with the requirements of said laws.

Wm. S. McClain

Subscribed and sworn to before me, this 23rd day of June, 1971.

Eva Mann

Recorder

NOTARY PUBLIC FOR

Residence at

Margaret Leaton

Deputy

#131140
LODE LOCATION
CERTIFICATE

ON THE _____

MINING CLAIM OF _____

IN _____

COUNTY OF _____

STATE OF _____

STATE OF Idaho } ss

COUNTY OF Custer }

I hereby certify that this Location Certificate was filed in my office at _____

2:00 o'clock P. M.,

June 23rd 1971

and is duly recorded in Book _____

at Page _____ Filed & Indexed

Eva Mann

RECORDER

By Margaret Leaton Deputy

Fees, \$ 2.00

No. _____

RECORDED

LODE LOCATION NOTICE

STATE OF _____ IDAHO _____

COUNTY OF _____ CUSTER _____

ss. **Know all Men by these Presents**

That _____ Tuscarora Mining Corporation

the undersigned ha.s this 1st day of June 19.71 located and claimed and by these presents do.as locate and claim by right of discovery, location, primal appropriation and possession, in compliance with the Mining Acts of Congress approved May 10, 1872, and with subsequent acts, with the laws of the State of Idaho and with local customs, laws and regulations, a lode mining claim 1500 linear feet and horizontal measurement along the course of this lode, vein, ledge, or mineral bearing rock in place, with all its dips, angles, and variations as allowed by law, together with 300 feet on the north side and 300 feet on the south side of the middle of said lode at the surface, so far as can be determined from the present development, and all lodes, veins, ledges, or deposits and surface ground within the lines of said claim, and from the discovery point A. 434 post, being situated upon said lode, and upon which a duplicate of this notice is posted, along the course of said lode, vein, ledge, or mineral bearing rock in place, 1450 feet in a west direction and 50 feet in a east direction.

Said claim is hereby named the NE 85 lode claim, and is situated in the Bayhorse Mining District, County of Custer State of Idaho, described by metes and bounds as follows, to-wit:

Beginning at Corner No. 1, upon which corner is posted this notice and which corner is situate 6500 ft. north from a natural object or permanent monument described as follows: the NE cor. of Sec. 1, T. 11 N., R. 16 E., S. 1 M.

Thence from corner No. 1 west 1500 ft. to Corner No. 2;

Thence from Corner No. 2, north 600 ft. to Corner No. 3;

Thence from Corner No. 3 east 1500 ft. to Corner No. 4;

Thence from Corner No. 4 south 600 ft. to Corner No. 1.

Said Corner No. 1 is east 50 ft. & south 300 ft. from said discovery point.

Said lode was located the 1st day of June A.D. 19.71

Witness:

Locator

Tuscarora Mining Corporation

STATE OF Idaho)
COUNTY OF Custer) ss.

I, Wm. S. McClain, do solemnly swear that I am a citizen of the United States of America (or have declared my intention to become such) and that I am acquainted with the mining ground described in this notice of location and herewith called the NE 85 lode claim; that the ground and claim therein described or any part thereof has not, to the best of my knowledge and belief, been previously located according to the laws of the United States, and of this state, or if so located, that the same has been abandoned or forfeited by reason of the failure of such locators to comply in respect thereto with the requirements of said laws.

Wm. S. McClain

Subscribed and sworn to before me, this 23rd day of June, 19 71.

Eva Mann Recorder
~~NOTARY PUBLIC FOR~~
Margaret Lenton Deputy
Residing at

7 131141
LODE LOCATION
CERTIFICATE

ON THE _____
MINING CLAIM OF _____
IN _____
COUNTY OF _____
STATE OF _____
STATE OF Idaho }
COUNTY OF Custer } ss.
I hereby certify that this Location Certificate was filed in my office at _____ P. M.,
2:00 o'clock _____ 19 71
and is duly ~~RECORDED~~ FILED
June 23rd 1971
FILED & INDEXED
Eva Mann
By Margaret Lenton Deputy
Fees, \$ 2.00



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 1341 Fillmore Street, Suite 200 • Twin Falls, Idaho 83301-3380

Phone: (208) 736-3033 • Fax: (208) 736-3037 • Web Site: www.idwr.idaho.gov

C. L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Director

August 23, 2013

Dylan Lawrence
Moffatt Thomas
P.O. Box 829
Boise, ID 83701-0829

Re: Thompson Creek Mining Co. Transfers

Dear Mr. Lawrence:

Our office recently received two water right transfer applications that you submitted on behalf of Thompson Creek Mining Co. The first transfer application deals with water right 72-7193 for Industrial Uses. This transfer proposes to change the designated place of use for the storage component of water right 72-7193 by adding additional lands in sections 25 and 31, 12N 16E. For applications that propose changing the place of use of a water right, the applicant must show that they own the land where they are proposing to move the water right to. If the land is owned by a party other than the applicant, then the applicant must have some sort of documentation from the current owner of the land allowing the applicant to move the water right to their land. In addition, documentation must be included that addresses the ownership of the right(s) on the land. The documentation must clearly address the issue of whether the applicant will retain ownership of the right on someone else's land, or whether the land owner will own the right once the transfer is approved.

The second transfer application proposes to change the point of diversion of water right 72-7257. Additionally this transfer seeks to change the ownership of water right 72-7257 which requires an additional processing fee of \$25.00.

The Department of Water Resources will hold these two transfers for 30 days from the date of this letter to allow time for the information needed and fee to complete processing of the transfers applications.

If you have any questions, or if I can be of any further assistance, feel free to contact me at your convenience.

Sincerely,

Benny Walker
Water Resource Agent

Moffatt Thomas

MOFFATT THOMAS BARRETT ROCK & FIELDS, CHTD.

Boise
Idaho Falls
Pocatello

Richard C. Fields
John S. Simko
John C. Ward
D. James Manning
David B. Lincoln
Gary T. Dance
Larry C. Hunter
Randall A. Peterman
Mark S. Prusynski
Stephen R. Thomas
Glenna M. Christensen
Gerald T. Husch
Scott L. Campbell
Robert B. Burns
Patricia M. Olsson
Christine E. Nicholas

Bradley J. Williams
Lee Radford
Michael O. Roe
David S. Jensen
James L. Martin
C. Clayton Gill
Michael W. McGreaham
David P. Gardner
Julian E. Gabiola
Kimberly D. Evans Ross
Jon A. Stenquist
Mark C. Peterson
Tyler J. Anderson
Andrew J. Waldera
Dylan B. Lawrence
C. Edward Cather III

Benjamin C. Ritchie
Noah G. Hillen
Matthew J. McGee
Mindy M. Willman
Andrea J. Rosholt
Jetta Hatch Mathews

Robert E. Bakes, *of counsel*
Norman M. Semanko, *of counsel*

Willis C. Moffatt, 1907-1980
Eugene C. Thomas, 1931-2010
John W. Barrett, 1931-2011
Kirk R. Helvie, 1956-2003

August 19, 2013

Mailing Address
PO Box 829
Boise ID 83701-0829

Physical Address
US Bank Plaza
101 S Capitol Blvd 10th Fl
Boise ID 83702-7710

208 345 2000
800 422 2889
208 385 5384 Fax
www.moffatt.com

Idaho Department of Water Resources
Southern Region
1341 Fillmore Street, Suite 200
Twin Falls, ID 83301-3380

RECEIVED

AUG 20 2013

DEPT. OF WATER RESOURCES
SOUTHERN REGION

Re: Transfer Applications Involving Water Right Nos. 72-7193, 72-7257
MTBR&F File No. 18-976.5

Dear Sir or Madam:

I am enclosing two separate transfer applications involving water rights at the Thompson Creek Mine. Both applications reflect changes to the contours of the Mine's tailings pond that have been occurring over time, as sediment is deposited into the tailings pond. More specifically, the application involving water right 72-7193 seeks to change the designated place of use for the industrial storage component of water right 72-7193. In addition, the application involving water right 72-7257 seeks authorization to move its point of diversion farther upstream on Bruno Creek, given that the tailings pond has been moving farther up the Bruno Creek drainage.

Included with both applications are the Part 2.A water right report and maps depicting the requested changes. Also included with this letter is a check payable to IDWR in the amount of \$2,920.00 to cover both transfer applications. Based upon my conversation with Corey Skinner on June 5, 2013, I understand the fee for 72-7193 to be \$1,700.00 because the applicant is only proposing to change the industrial storage component, and the fee for 72-7257 to be \$1,220.00 because the applicant is only proposed to change the point of diversion associated with the industrial use.

You will note that while IDWR records reflect that water right 72-7257 is held by Cyprus Thompson Creek Mining Co., the application requests a change of ownership to Thompson Creek Mining Co. In that regard, I am enclosing a 1994 name use Agreement indicating that the two companies are to operate on a consolidated basis and that, when possible, business should be conducted in the name of Thompson Creek Mining Co. If you need anything else in this regard, please let me know.

ORIGINAL

Client 2901083.1

Idaho Department of Water Resources
August 19, 2013
Page 2

Please process these applications at your earliest convenience. If you have questions or need additional information, please do not hesitate to contact me.

Thank you for your attention to this matter.

Very truly yours,

A handwritten signature in dark ink, appearing to read 'Dylan B. Lawrence', with a long, sweeping horizontal line extending to the right.

Dylan B. Lawrence

DBL/kdp

Enclosures

cc: Bert Doughty (w/encls.)

RECEIVED

AUG 20 2013

DEPT OF WATER RESOURCES
SOUTHERN REGION

AGREEMENT

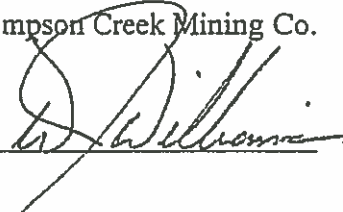
This Agreement dated October 1, 1994 is entered into by and between Cyprus Thompson Creek Mining Company (hereinafter referred to as "CTC") and Thompson Creek Mining Co. (hereinafter referred to as "TCM").

In consideration of the agreements set forth herein and other good and valuable consideration, the parties agree as follows:

1. CTC is the owner of the unpatented and patented mining claims which comprise the Thompson Creek Mine ("Mine"). CTC is engaged in the mining, processing and sale of mineral products, including molybdenum, produced from the Mine.
2. TCM owns 100% of the outstanding capital stock ("Stock") of CTC and conducts no active trade or business of its own. TCM acquired the Stock from Cyprus Copper Company in a Purchase Agreement dated November 15, 1993. Pursuant to Section 15.9 of the Purchase Agreement TCM agreed to effect a name change of CTC so as not to include the name "Cyprus" in the name of CTC. After the Purchase Agreement was executed, it was discovered that a name change would necessitate the preparation of new operating permits covering the Mine. To avoid the time, expense and uncertainty of obtaining new permits, Cyprus Copper Company and TCM agreed that the name CTC would not be changed as long as the use of the name "Cyprus" was minimized to every extent possible.
3. To meet the obligation to avoid the use of the name "Cyprus" and for administrative ease and efficiencies, CTC and TCM agree that the two companies will operate on a consolidated basis. All of the accounting records and financial statements for the two companies will be prepared by and in the name of TCM. All checks issued and payments made to third parties will be made by TCM on behalf of CTC.

In witness whereof, the parties have executed this Agreement effective on the date first set forth above.

Thompson Creek Mining Co.

by: 

Cyprus Thompson Creek Mining Company

by: 