

State of Idaho
Department of Water Resources
Water Right License

WATER RIGHT NO. 94-07374

Priority: February 06, 1998

Maximum Diversion Rate: 0.06 CFS
Maximum Diversion Volume: 6.0 AF

It is hereby certified that MULLAN SCHOOL DISTRICT NO 392
PO BOX 71
MULLAN ID 83846-0071 has complied with the terms and
conditions of the permit, issued pursuant to Application for Permit dated February 06, 1998; and has
submitted Proof of Beneficial Use on April 13, 1998. An examination indicates that the works have a
diversion capacity of 0.06 cfs of water from:

SOURCE

DEAD MAN CREEK Tributary: SOUTH FORK COEUR D ALENE RIVER

and a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>	<u>ANNUAL DIVERSION VOLUME</u>
IRRIGATION	4/15 to 10/31	0.06 CFS	6.0 AF

LOCATION OF POINTS OF DIVERSION:

DEAD MAN CREEK	SW $\frac{1}{4}$ NW $\frac{1}{4}$	Sec. 25, Twp 48N, Rge 05E, B.M., SHOSHONE County
DEAD MAN CREEK (Injection)	NE $\frac{1}{4}$ NW $\frac{1}{4}$	Sec. 35, Twp 48N, Rge 05E, B.M., SHOSHONE County
DEAD MAN CREEK (Rediversion)	NE $\frac{1}{4}$ NW $\frac{1}{4}$	Sec. 35, Twp 48N, Rge 05E, B.M., SHOSHONE County

PLACE OF USE: IRRIGATION

Twp Rge Sec	NE				NW				SW				SE				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
48N 05E 35					1.0	1.0											2.0
Total Acres: 2																	

CONDITIONS OF APPROVAL

1. Water diverted under this right is injected into Gold Hunter Gulch in the NENW, S35, T48N, R05E and is rediverted from Gold Hunter Gulch in the NENW, S35, T48N, R05E.
2. Right 94-02215 is also diverted through the point of diversion described above.
3. Water shall not be diverted under this right when flows in the Coeur d Alene River are below established minimum stream flows.

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OCT 17 2002

State of Idaho
Department of Water Resources
Water Right License

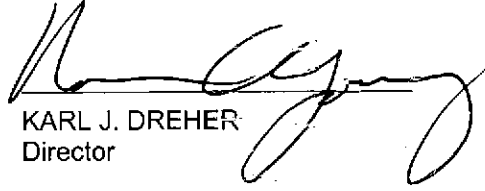
WATER RIGHT NO. 94-07374

4. This right when combined with all other rights shall provide no more than 0.03 cfs per acre nor more than 3.0 afa per acre at the field headgate for irrigation of the lands above.

This license is issued pursuant to the provisions of Section 42-219, Idaho Code. The water right confirmed by this license is subject to all prior water rights and shall be used in accordance with Idaho law and applicable rules of the Department of Water Resources.

Signed and sealed this 28th day of June, 2002.

Acting for


KARL J. DREHER
Director

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OCT 17 2002

State of Idaho
Department of Water Resources
APPLICATION FOR AMENDMENT
(For Licensing Purposes)
WATER RIGHT NO. 94-07374

RECEIVED

JUN 26 2002

Department of Water Resources

Date of Priority: February 06, 1998

Maximum Diversion Rate: 0.06 CFS
Maximum Diversion Volume: 6.0 AF

Comes now MULLAN SCHOOL DISTRICT NO 392
PO BOX 71

MULLAN ID 83846-0071 and represents to the Director of the Idaho Department of Water Resources that he is the owner and holder of Permit to Appropriate the Public Waters of the State of Idaho No. 94-07374, and requests that the permit be changed as follows:

Source: DEAD MAN CREEK **Tributary:** SOUTH FORK COEUR D ALENE RIVER

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	4/15 to 10/31	0.06 CFS	6.0 AF

LOCATION OF POINT(S) OF DIVERSION:

DEAD MAN CREEK	SW $\frac{1}{4}$ NW $\frac{1}{4}$	Sec. 25, Twp 48N, Rge 05E, B.M., SHOSHONE County
DEAD MAN CREEK	NE $\frac{1}{4}$ NW $\frac{1}{4}$	Sec. 35, Twp 48N, Rge 05E, B.M., SHOSHONE County
(Injection)		
DEAD MAN CREEK	NE $\frac{1}{4}$ NW $\frac{1}{4}$	Sec. 35, Twp 48N, Rge 05E, B.M., SHOSHONE County
(Rediversion)		

PLACE OF USE: IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
48N	05E	35					1.0	1.0											2.0

Total Acres: 2

Permit holder asserts that no one will be injured by such change and that such change will be made at permit holder's own risk. Signed this 24 day of June, 2002.

Robin Hanley
(Signature & Title)
Superintendent

MICROFILMED

OCT 17 2002

State of Idaho
Department of Water Resources
APPLICATION FOR AMENDMENT
(For Licensing Purposes)
WATER RIGHT NO. 94-07374

FOR DEPARTMENT USE ONLY
Preliminary check by 4K Fee \$50⁰⁰ Received by J. Mac # 062963 Date 6-26-02

ACTION OF THE DEPARTMENT OF WATER RESOURCES

I, Karl J. Dreher, of the Department of Water Resources hereby approve the
above Application for Amendment for Permit No. 94-07374 with the following:

CONDITIONS OF APPROVAL

1. Water diverted under this right is injected into Gold Hunter Gulch in the NENW, S35, T48N, R5E and is rediverted from Gold Hunter Gulch in the NENW, S35, T48N, R05E.
2. Right 94-02215 is also diverted through the point of diversion described above.
3. Water shall not be diverted under this right when flows in the Coeur d Alene River are below established minimum stream flows.
4. This right when combined with all other rights shall provide no more than 0.03 cfs per acre nor more than 3.0 afa per acre at the field headgate for irrigation of the lands above.

Witness my hand this 28th day of June, 2002.

Acting for 
KARL J. DREHER
Director

MICROFILMED

OCT 17 2002

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

APR 15 1998

PROOF OF BENEFICIAL USE

Department of Water Resources

The Idaho Department of Water Resources considers this form a statement that the permit holder(s) has/have completed all development that will occur under this permit and that water has been applied according to the provisions of the permit for the beneficial use(s) described below. This form must be accompanied by a license examination fee, when necessary, or be accompanied by a completed field examination report prepared by a certified water right examiner who has been appointed by the department.

1. Permit No. 94-07374 Telephone No. 208-744-1118

2. Name(s) of Permit Holder(s): School District #392

3. Mailing Address: P.O. Box 71; Mullan, Idaho 83846

4. Source of Water: Dead Man Creek If **GROUNDWATER** (well), Date Drilled: mo. _____ / yr. _____

a. Well Driller: _____ Drilling Permit Number: _____ - _____ - _____ - _____

b. **OPTIONAL:**
Pump Horsepower: _____ Pressure (psi): _____ Dynamic pumping level (ft): _____

5. Use(s) (as authorized by the water right permit):

Domestic (No. of households): _____ Stockwater (No. and type of stock): _____

Irrigation (No. of acres): 2 Other: _____

6. Total rate of diversion and/or volume for which proof is submitted: .06 cfs OR _____ acre feet

7. Measuring Device Requirement: **(refer to the approval conditions on your permit and respond accordingly)**

(This question is not optional. Please check either yes or no. Proofs returned not checked accordingly, will be considered incomplete)

Measuring Device: Is a measuring device required? Yes _____ or No X

Has the measuring device been installed? Yes _____ or No _____

Flow Measurement Port: Is a flow measurement port required? Yes _____ or No X

Has the measurement port been installed? Yes _____ or No _____

8. Fee Enclosed: \$ 50.00 (See Fee Schedule on back of the instructions for filing proof of beneficial use)

9. Person to contact to accompany the Department representative during field examination of the water system.

Name: Robin Stanley Telephone Number: 208-744-1118

Address: Mullan School District #392; Box 71; Mullan, Idaho 83846

10. The information given on this form is my true statement of the extent to which the above numbered permit has been developed and I relinquish any undeveloped portion of the permit to the State of Idaho.

Signature of permit holder: Robin Stanley Superintendent Date: April 10, 1998
(include your title, if on behalf of company or organization)

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JUN 12 1998

State of Idaho
Department of Water Resources

Permit To Appropriate Water

NO. 94-07374

Proposed Priority: February 6, 1998

Maximum Diversion Rate:

0.06 CFS

This is to certify, that SCHOOL DISTRICT NO 392

PO BOX 71

MULLAN ID 83846-0071

has applied for a permit to appropriate water from:

DEAD MAN CREEK

tributary of COEUR D ALENE RIVER, S. FORK

and a permit is APPROVED for development of water as follows:

BENEFICIAL USE

PERIOD OF USE

RATE OF DIVERSION

IRRIGATION

03/15 to 10/15

0.06 CFS

LOCATION OF POINT(S) OF DIVERSION:

NWNW , Sec. 25, Township 48N, Range 05E
SHOSHONE County

PLACE OF USE: IRRIGATION

TWN RGE SEC

ACRES

ACRES

ACRES

TOTAL

48N 05E 35

NENW 1.0

NWNW 1.0

2.0

Total number of acres irrigated:

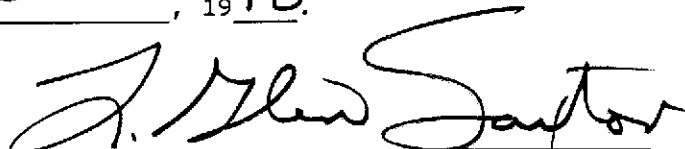
2.0

CONDITIONS OF APPROVAL AND REMARKS

1. Proof of construction of works and application of water to beneficial use shall be submitted on or before April 1, 1999.
2. Subject to all prior water rights.
3. This right when combined with all other rights shall provide no more than 0.03 cfs per acre nor more than 3.0 afa per acre at the field headgate for irrigation of the lands above.
4. The issuance of this right does not grant any right-of-way or easement across the land of another.
5. Water shall not be diverted under this right when flows in the Coeur d'Alene River are below established minimum stream flows.

This permit is issued pursuant to the provisions of Section 42-204, Idaho Code.
Witness the signature of the Director, affixed at Boise, this

2nd day of April, 1998.



Karl J. Dreher, Director

for

MICROFILMED

JUN 12 1998

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

RECEIVED

MAR 30 1998

Department of Water Resources

1. Name of Applicant Mullan School District #392 Phone 208-744-1118
Mailing address P.O. Box 71; Mullan, Idaho 83846
2. Source of water supply Dead Man Creek which is a tributary of So. Fk. Coeur d'Alene River
3. Location of point of diversion is Township 48N Range 5E Sec. 25, in the SW NW 1/4,
NW 1/4, 1/4, Govt. Lot , B.M., Shoshone County;
additional points of diversion if any:
4. Water will be used for the following purposes:
Amount .06 for irrigation purposes from 3/15 to 10/15 (both dates inclusive)
(cfs or acre-feet per annum)
Amount for purposes from to (both dates inclusive)
(cfs or acre-feet per annum)
Amount for purposes from to (both dates inclusive)
(cfs or acre-feet per annum)
Amount for purposes from to (both dates inclusive)
(cfs or acre-feet per annum)
Amount for purposes from to (both dates inclusive)
(cfs or acre-feet per annum)
Amount for purposes from to (both dates inclusive)
(cfs or acre-feet per annum)
5. Total quantity to be appropriated is (a) .06 and/or (b)
cubic feet per second acre feet per annum
6. Proposed diverting works:
 - a. Describe type and size of devices used to divert water from the source Existing Hecla diversion system will be tapped with a 4" line to supply water to the field
 - b. Height of storage dam N/A feet; active reservoir capacity acre-feet; total reservoir capacity acre-feet
 - c. Proposed well diameter is N/A inches; proposed depth of well is feet
 - d. Is ground water with a temperature of greater than 85°F being sought? N/A
 - e. If well is already drilled, when? N/A; Drilling firm
Well was drilled for (well owner) ; Drilling Permit No.
7. Time required for completion of works and application of water to proposed beneficial use is 1 years (minimum 1 year)
8. Description of proposed uses (if irrigation only, go to item 9):
 - a. Hydropower; show total feet of head and proposed capacity in KW.
 - b. Stockwatering; list number and kind of livestock.
 - c. Municipal; show name of municipality. MICROFILMED
 - d. Domestic; show number of households. JUN 12 1998
 - e. Other; describe fully.

9. Description of place of use:

- a. If water is for irrigation, indicate acreage in each subdivision in the tabulation below.
- b. If water is used for other purposes, place a symbol of the use (example: D for Domestic) in the corresponding place of use below. See instructions for standard symbols.

TWP	RGE	SEC	N E				N W				S W				S E				TOTALS
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
48N	5E	35					1	1											2

Total number of acres to be irrigated 2

10. Describe any other water rights used for the same purposes as described above. N/A

11. a. Who owns the property at the point of diversion? Hecla Mining Company

b. Who owns the land to be irrigated or place of use? Hecla Mining Company

c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing: Mullan School District leases the area of the football field from the Hecla

12. Remarks: Mining Company. The school district also has an agreement to cross Hecla
property with the water line. The head end of the line will pick up the over-
flow water from the Lucky Friday water tank and use the water to irrigate the
football and baseball fields.

13. MAP OF PROPOSED PROJECT REQUIRED - Attach an 8½"x11" map clearly identifying the proposed point of diversion, place of use, section #, township & range. (A photocopy of a USGS 7.5 minute topographic quadrangle map is preferred.)

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

MICROFILMED
JUN 12 1998

Robin Stanley Superintendent
 Signature of Applicant (and title, if applicable)

Received by db Date 2/6/98 Time 11:35a Preliminary check by RB
 Fee \$ 50.00 Receipted by db # N011802 Date 2/6/98
 Publication prepared by db Date 2/25/98 Published in Shoshone Co News Press 3/5-12/98
 Publication approved db Date 3/18/98

2 120 000
FEST (08440)
1334

WATER

WATER LIVE

222

PROPOSED WATER LINE TO ATHLETIC FIELD

ATHLETIC FIELD

48-56-35-085

FOR THE

三正

MOULAN SCHOOL DIST.

MICROFILM

10/11/2011

RECORDING REQUESTED BY & RETURN TO:

Mullan School District No. 392

P.O. Box 71

Mullan ID 83846

380742

RECEIVED
DEC 15 1997
MULLAN SCHOOL
DISTRICT

GRANT OF EASEMENT FOR WATER PIPELINE

THIS CONVEYANCE, made and entered into this 5th day of December 1997, is from HECLA MINING COMPANY, a Delaware corporation, with an address of 6500 Mineral Drive, Coeur d'Alene, Idaho 83815-8788 ("Grantor") to MULLAN SCHOOL DISTRICT NO. 392, a municipal corporation, with an address of P.O. Box 71, Mullan, Idaho 83846 ("Grantee").

WHEREAS, Grantor owns certain land situated in the Northwest Quarter of Section 35, Township 48 North, Range 5 East, in Shoshone County in the State of Idaho (the "Property"); and

WHEREAS, Grantee wishes to construct a water pipeline, together with the necessary supporting structures, underground foundations markers, fixtures and other necessary or convenient appurtenances connected therewith (the "Water Pipeline") across the Property for the purpose of supplying irrigation water to the athletic field;

NOW, THEREFORE, Grantor, for and in consideration of the sum of One Dollar (\$1.00), in hand paid by the Grantee, and other good and valuable consideration, receipt of which is hereby acknowledged, does by these presents grant, subject to the terms and conditions contained herein, to Grantee, its successors and assigns, a fifteen-foot (15') wide non-exclusive easement and right of way to install, construct, alter, maintain, inspect, repair, reconstruct and operate the Water Pipeline, at Grantee's sole cost and expense, on, across, over, upon and through the Property, from the water overflow tank owned by Grantor on Hunter Creek, to the athletic field in the Hunter Ranch area, also owned by Grantor and leased to the City of Mullan pursuant to the surface lease dated August 1, 1961 (the "Easement"), as shown in the map labeled Exhibit A, attached hereto and by this reference made a part hereof.

The Easement shall be subject to the following terms and conditions:

1. **Use and Term.** Grantee shall have and hold the rights hereby granted and conveyed so long as it uses and maintains the Easement for the purpose stated herein, and the rights granted herein shall terminate upon Grantee's discontinuance of such use or maintenance for a period of one (1) year.

2. **Easement in Gross.** The Easement shall be an easement in gross and shall not benefit, burden or run with any real property adjacent thereto.

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JUN 12 1998

380742

3. **Access.** Grantee, its successors and assigns shall have the right to reasonable ingress and egress over the Easement and the Property for the purpose of installing, constructing, repairing, renewing, altering, changing, patrolling and operating the Water Pipeline.

4. **Liability.** Grantee, its successors and assigns shall compensate Grantor for all actual damage to the Property or to Grantor's personal property or existing structures caused by the actions or omissions of Grantee or Grantee's contractors, employees or agents in the course of installation, construction, maintenance, operation or repair of the Water Pipeline or the exercise of any other rights herein set forth.

5. **Indemnification.** Grantee, its successors and assigns shall indemnify Grantor at all times and hold harmless Grantor, its successors and assigns from any and all demands, claims causes of action or judgments and all expenses (including, without limitation, attorneys' fees) incurred in investigating or resisting the same, by reason of any injury or loss of life to any person or damage to any property caused by or arising out of the installation, construction, maintenance, operation or repair of the Water Pipeline by Grantee or the exercise or performance of any other rights herein set forth.

6. **Relocation of Easement.** In the event Grantor determines at any time and from time to time it is necessary to relocate any portion of the Water Pipeline or appurtenances, in order to develop, mine or process minerals owned by Grantor on property included in or adjacent to the Property, then on sixty (60) days written notice, Grantee agrees to relocate said Water Pipeline and appurtenant facilities to a location mutually acceptable to Grantor and Grantee, relocation costs to be borne by Grantee. Grantor and Grantee shall execute any amendatory documents necessary or expedient as a result of such relocation.

7. **Restrictions on Grantor's Use.** Subject to Paragraph 6, Grantor, within the Easement, shall not erect or construct, nor permit to be erected or constructed, any building or structure, nor permit any activity, which is inconsistent with Grantee's use of the Easement permitted pursuant hereto.

8. **Removal of Obstructions.** Grantee, its successors and assigns shall have the right to remove or clear any combustible materials, trees, brush, debris, or any other obstruction from the Easement, which in the judgment of Grantee may interfere with or endanger the installation, construction, operation, repair and maintenance of the Water Pipeline. Any subsequent grants of easement rights shall not unreasonably interfere with the rights herein.

9. **Compliance with Laws.** Grantee, its successors and assigns shall comply with all laws, statutes, ordinances, orders that may apply, including but not limited to, environmental constraints.

TOGETHER WITH ALL AND SINGULAR, the tenements, hereditaments, and appurtenances thereunto belonging or appertaining and the reversion and reversions, remainder and remainders, rents, issues and profits thereof.

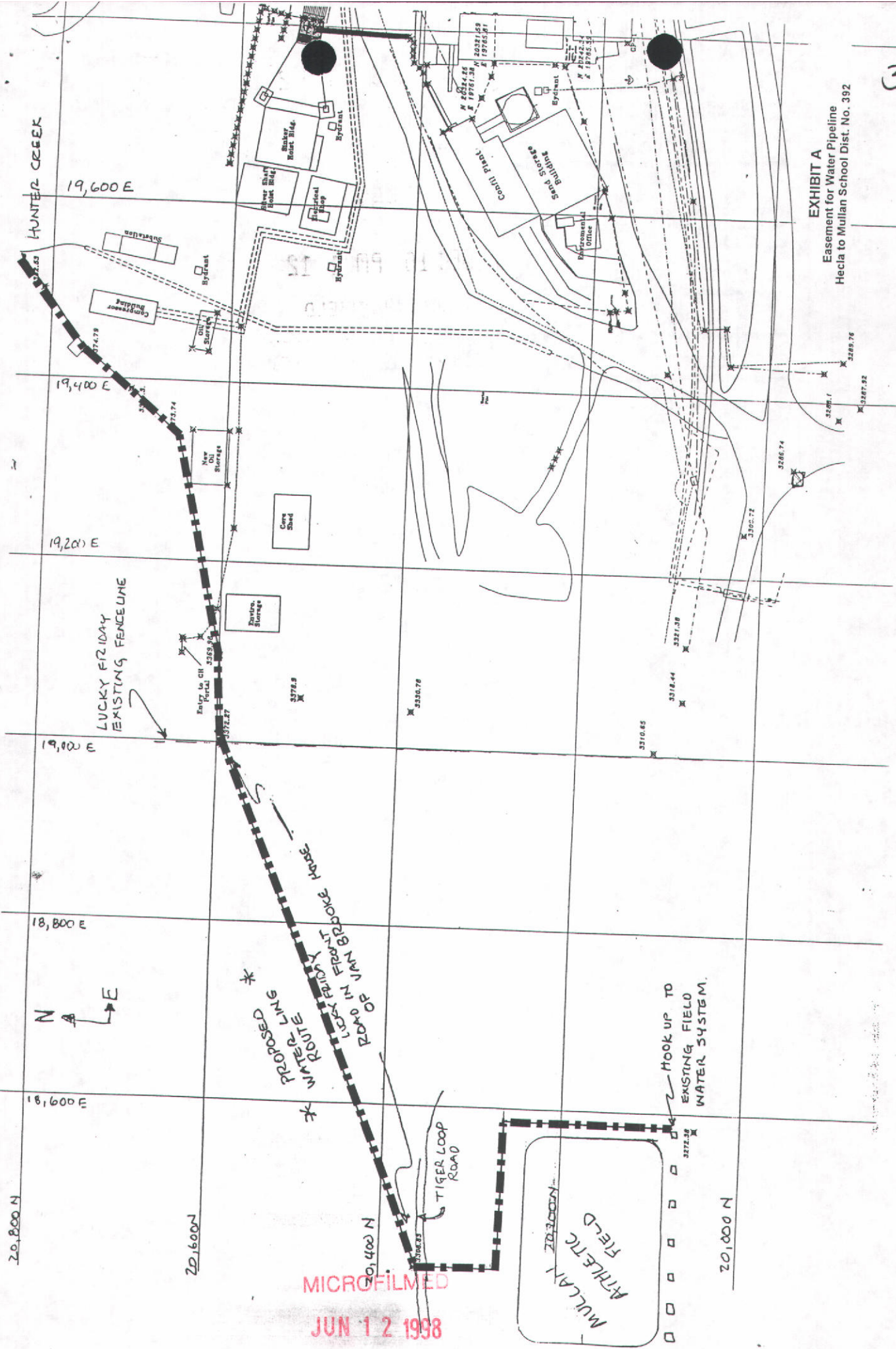
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-2- JUN 12 1998

380742

EXHIBIT A

Easement for Water Pipeline
Hecla to Mullan School Dist. No. 392



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LICENSE REVIEW CHECKLIST

Permit No. 94-7374 Date: 6-20-02 Reviewer: Kay Walker

Change/OK

Name/Address OK

Source OK

Point of Diversion: change

Does change clarify original intended source? If no, void permit.

Change (P39/P49) Add (P45/P44) Feds (P40)

W32 (multiple in 1/4/1/4)

W36 (overlap)

W59 (subdivision description)

Place of Use OK

Change (P41/P49) Add (P41/P44) Feds (P43)

W60 (subdivision description)

W27 (ppu acre limit)

Overlaps: Right(s): none at p/u

File reviewed _____ Profile reports printed _____

P/D & P/U amend (P37) Feds (P48)

Rate of Diversion:

Permitted rate 0.06 cfs

Fee Limit 0.20 cfs

Measured _____ cfs

Theoretical 0.06 cfs

Recommended Total Diversion Rate 0.06

Water Uses OK

Change (P46)

Season of Use per new Standards

4/15 10/31

Irrigation 0.06 cfs 6.0 af

Stockwater _____ cfs _____ af

Domestic _____ cfs _____ af

_____ cfs _____ af

_____ cfs _____ af

Total 0.06 cfs 6.0 af

Irrigation - overlap (R58-R61, R62-R65, R66-R69)

Supp. Gw (WB7/065/104)

overlap spec combined rts (W35)

<1 acre (W31)

Domestic (W01/wb5/070/071/075)

Power (W42 or W43/025/027/R22 or R23)

Fish (042)

Fire (077)

Water Quality (106/R07)

Payette - (W22/047/27A)

Stockwater for US (R37)

Volume Determination

0.06 cfs x 1.9835 x 200 days = 23.8 af (vs) 2 acres x 3.0 (FHR) = 6.0 af
2.0 (con)

Remarks: _____

Additional Conditions _____ Watermaster Control
_____ GW Measurement/Measuring Device
_____ Other
Trust R55 - remove 051)
Non-trust (048)

GW Dist? _____
Water Msmt. Dist? _____
Crit. GWMA? _____
GWMA? _____
Government Lots? _____

Advance Priority? yes If yes, explain why below.
no

SRBA Claim? N/A

Adjust memo _____

Amend Letters P49 P87, S06

Second Amendment Notice _____ S06

Type	WR #	Owner	Source	TRS	NENE	NWNE	SWNE	SENE	NENW	SWNW	SENW	NESW	NWSW	SESW	NWSE	SWSE	SESE	Total
Permit	94 7374	MULLAN SCHOOL DISTRICT NO 392,	DEAD MAN CREEK	48N05E35					1	1								2
Right	94 7374	MULLAN SCHOOL DISTRICT NO 392,	DEAD MAN CREEK	48N05E35					1	1								2
Right	94 4084	IRENE HEBERT, JOHN HEBERT,	UNNAMED STREAM	48N05E35							5							5

OCT 5 - 2001

Department of Water Resources

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT (DWR/North)

RECEIVED

JUL 03 2000 SEP 16 1999

Department of Water Resources

A. GENERAL INFORMATION

Permit No. 94-073741. Owner: School District #392 Phone No. (208) 744-1118Current Address: P.O. Box 71 Mullan Id. 83846-00712. Accompanied by: Robin Stanley EXAM DATE: 9-10-99Address: Same as above Phone No. _____Relationship to Permit Holder: Superintendent3. Source: Dead Man Creek tributary to Coeur D'Alene River S. Fork

B. OVERLAP REVIEW

1. Other water rights with the same place of use: _____

2. Other water rights with the same point of diversion: _____

C. DIVERSION AND DELIVERY SYSTEM

1. Point(s) of Diversion:

Ident No.	Gov't Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Method of Determination/Remarks
			SW	NW	25	48N	05E	Shoshone	USGS 7.5 min Quad
Rediversion			NE	NW	35	48N	05E	11	11

2. Place(s) of Use:

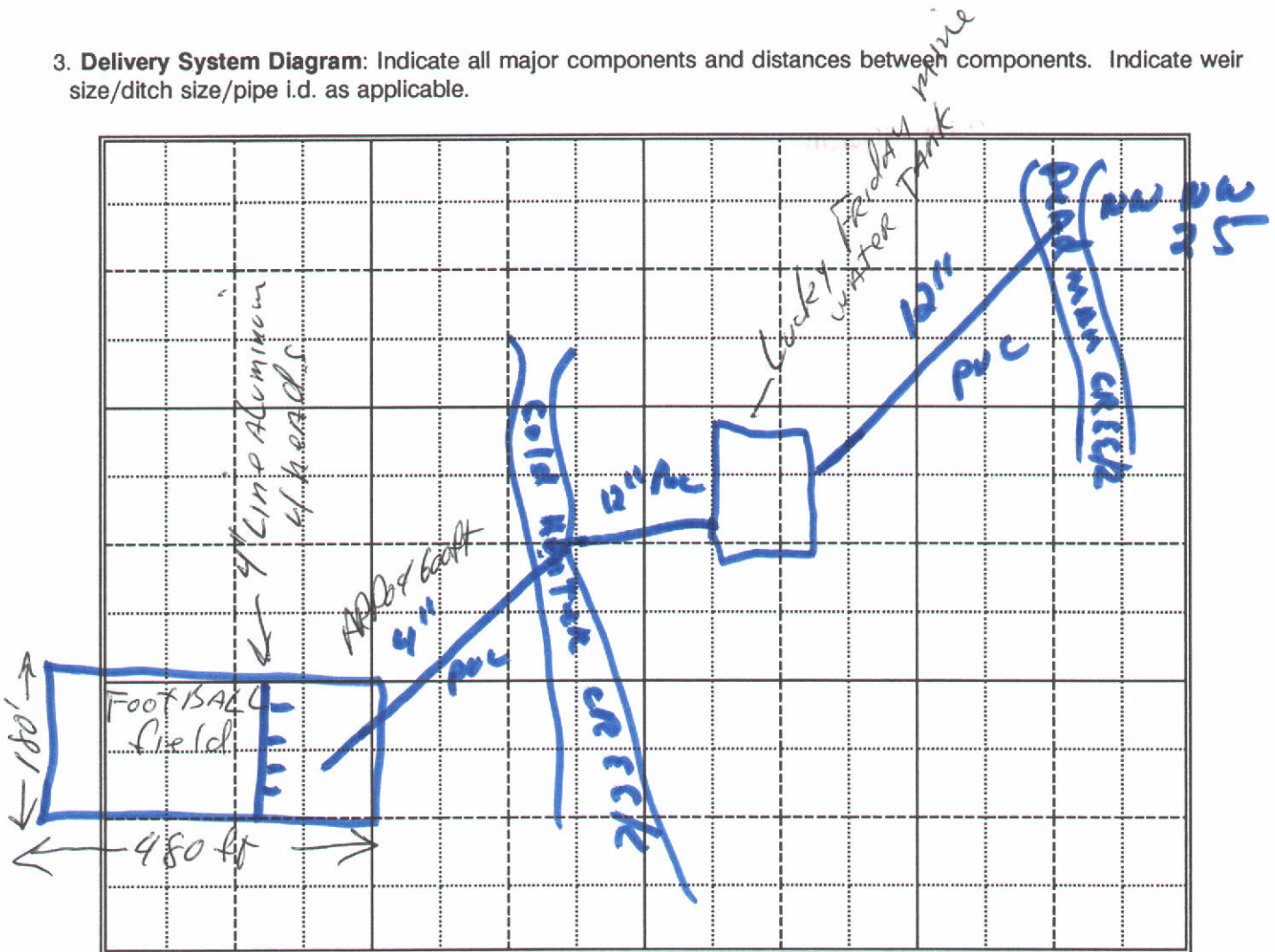
Indicate Method of Determination

TWP	RGE	SEC	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
48N	05E	35					01	01											2

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OCT 5 7 2002

3. **Delivery System Diagram:** Indicate all major components and distances between components. Indicate weir size/ditch size/pipe i.d. as applicable.



Scale: 1" = 117.5'

____ Copy of USGS Quadrangle Attached Showing location(s) of point(s) of diversion and place(s) of use (required).

____ Aerial Photo Attached (required for irrigation of 10+ acres)

____ Photo of Diversion and System Attached

4.

Well or Diversion Identification No.*	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size
	GRAVITY				

*Code to correspond with No. on map and aerial photo

D. FLOW MEASUREMENTS

1.

Measurement Equipment	Type	Make	Model No.	Serial No.	Size	Calib. Date

2. Measurements: _____

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E. NARRATIVE/REMARKS/COMMENTS

Point of Diversion owned by Helia
Mining Co. School picks up overflows
from tanks to irrigate foot ball field

Have conditions of permit approval been met? ☒ yes ☐ no

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F. FLOW CALCULATIONS

Measured Method:

Additional Computation Sheets Attached

$$\begin{aligned} &59A \text{ bucket } 79 \text{ pm } \times 4 \text{ heads} = 289 \text{ pm} \\ &\frac{289 \times 1.33681}{60} = 1.06 \text{ cfs} \end{aligned}$$

G. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

$$V_{I.R.} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = 2 \times 3 = 6$$

$$V_{D.R.} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 = 1.06 \times 219 \times 1.9835 = 25.5$$

$$V = \text{Smaller of } V_{I.R.} \text{ and } V_{D.R.} = 6$$

2. Volume Calculations for Other Uses:

H. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use	Period of Use		Rate of Diversion Q (cfs)	Annual Volume V (afa)
	From	To		
Irrigation	03-15	10-15	1.06	6
Totals:			1.06	6

2. Recommended Amendments

☐ Change P.D. as reflected above ☐ Add P.D. as reflected above ☐ None
☐ Change P.U. as reflected above ☐ Add P.U. as reflected above ☐ Other

I. AUTHENTICATIONField Examiner's Name Wayne Baldwin Date 9-14-99

Reviewer _____ Date _____

SEAL

MICROFILMED

OCT 11 1999

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
FIELD REPORT SUPPLEMENT

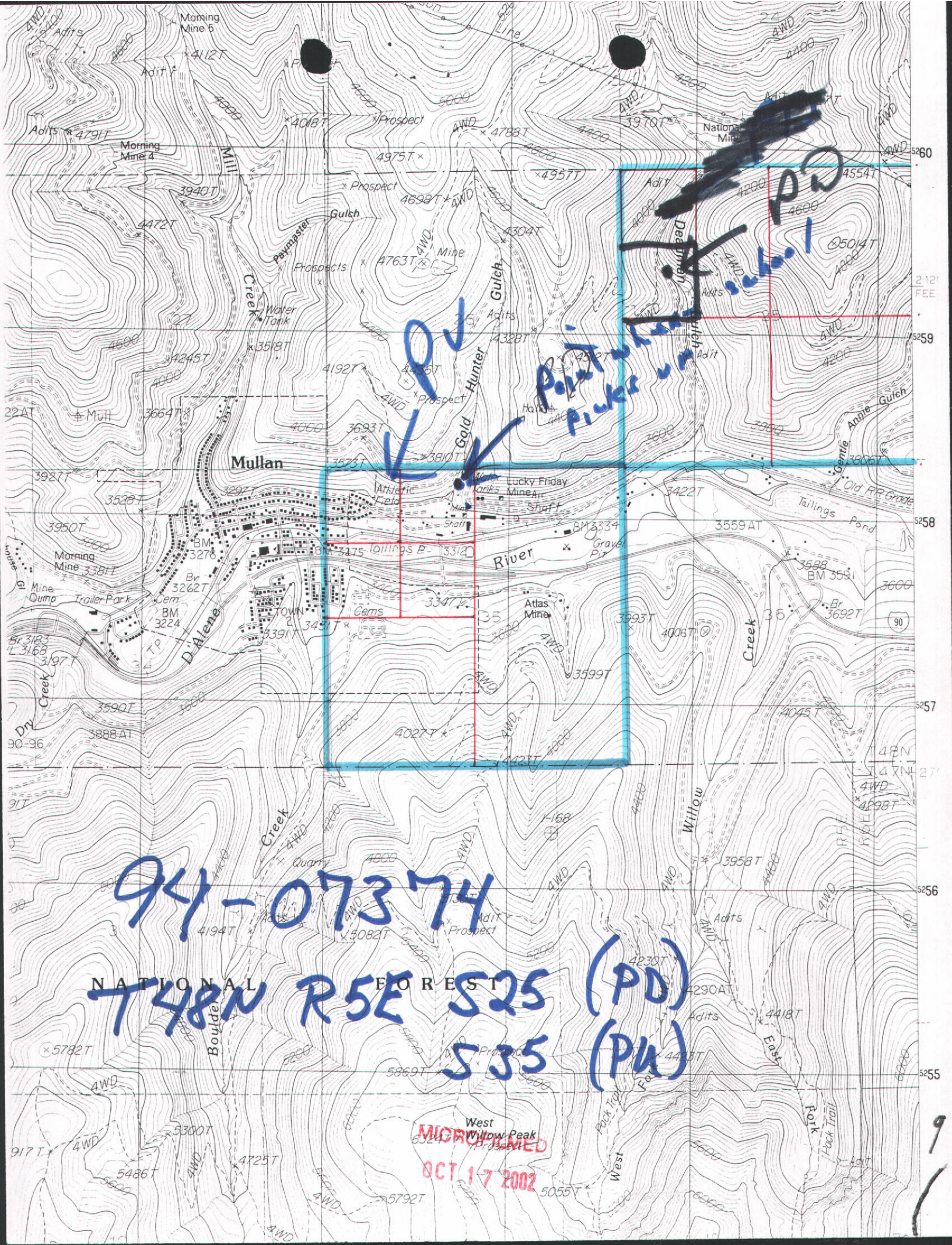


Point where school
Tap is taken

94-07374



MICROFILMED
OCT 17 2002...



94-07374

NATIONAL FOREST
T48N R5E S25 (PD)
S35 (PA)

MICROFILMED
OCT 17 2002

MEMORANDUM

DATE: June 29, 2000

TO: Al Beardslee

FROM: Shelley W. Keen *(SWK)*

RE: Re-exam for 94-07374

I am returning the exam for 94-07374 because the relationship between this water use and the use under water right 94-02215 is not clearly explained. Another visit with the school district would probably result in a better license.

Should the source for 94-07374 be Deadman Gulch Creek, or waste water? The application says the school district will pick up "the overflow from the Lucky Friday water tank", which is on the Hecla system under Right 94-02215. The agreement between the school district and Hecla grants an easement for a water line, but the examiner's photo seems to show water from Hecla's system wasting/returning to a natural channel, perhaps Gold Hunter Gulch, and then being rediverted by the school district. What would happen if Hecla ceased using water under 94-02215? Would the school district's right be of no value because the school is entitled only to the overflow/waste water from Hecla? Or could it divert its water right from Deadman Gulch Creek through Hecla's diversion system? And why is there overflow water from Hecla's system? Is Hecla diverting more than it can beneficially use, or is the water return flow from a non-consumptive use?

If you conclude that the school district right is for Deadman Gulch Creek, then is the examiner's point of diversion description correct? It appears from the exam report that the examiner did not visit Deadman Gulch Creek. Right 94-02215 authorizes several points of diversion from Deadman Gulch Creek. None of them match the diversion point recommended by the examiner for 94-07374. Are all the points of diversion in use? Should they all be points of diversion for 94-07374? Should we describe points of injection and points of rediversion from Gold Hunter Gulch Creek?

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OCT 17 2002

F. FLOW CALCULATIONS

Measured Method:

Additional Computation Sheets Attached

$$59A \text{ bucket } 79 \text{ pm } \times 4 \text{ heads } = 289 \text{ pm}$$

$$\frac{289 \times 1.33681}{60} = 1.06 \text{ cfs}$$

G. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

$$V_{I.R.} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = 2 \times 3 = 6$$

$$V_{D.R.} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 = 1.06 \times 219 \times 1.9835 = 25.5$$

$$V = \text{Smaller of } V_{I.R.} \text{ and } V_{D.R.} = 6$$

2. Volume Calculations for Other Uses:

H. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use	Period of Use		Rate of Diversion Q (cfs)	Annual Volume V (afa)
	From	To		
Irrigation	03-15	10-15	1.06	6
Totals:			1.06	6

2. Recommended Amendments

☐ Change P.D. as reflected above ☐ Add P.D. as reflected above ☐ None
☐ Change P.U. as reflected above ☐ Add P.U. as reflected above ☐ Other

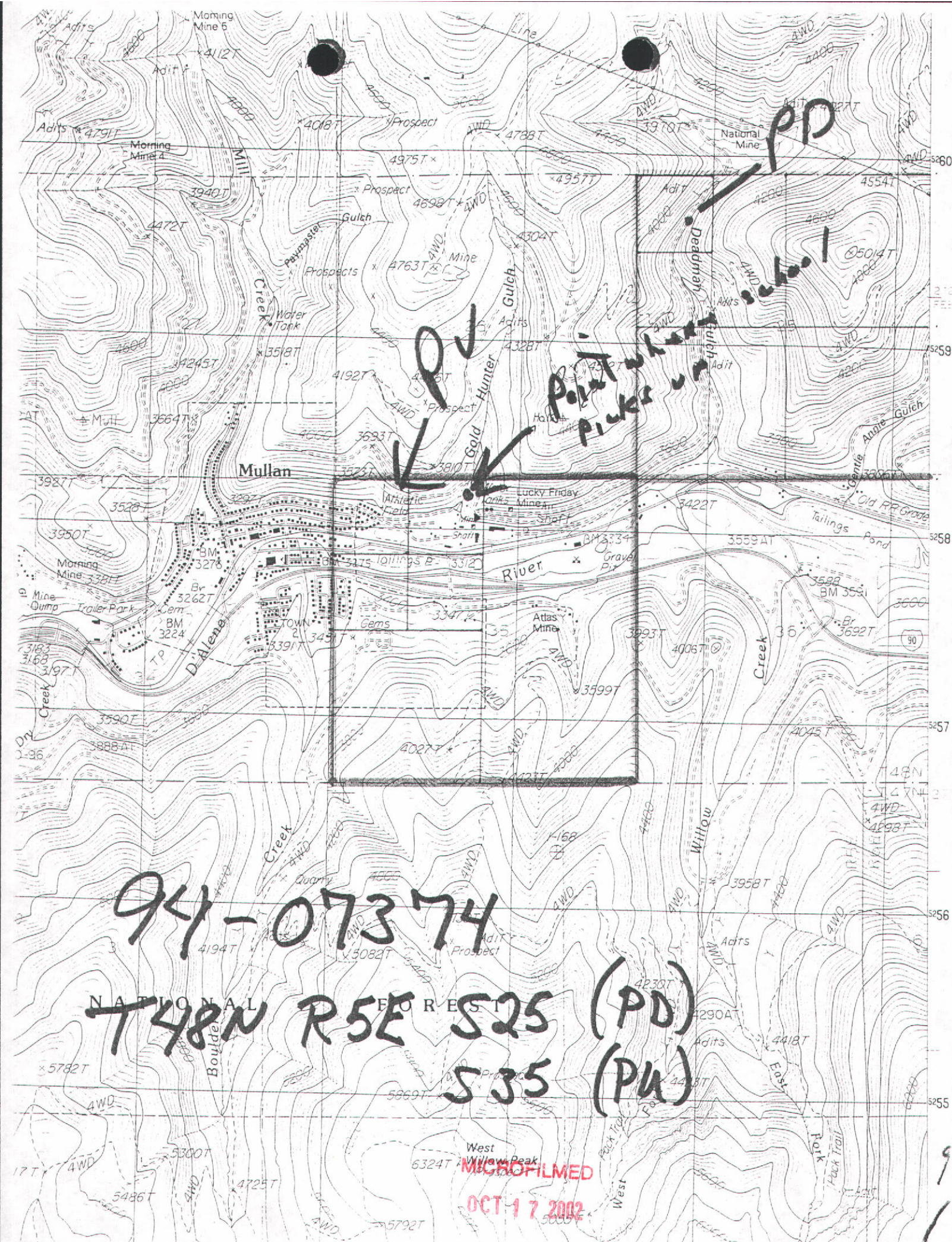
I. AUTHENTICATIONField Examiner's Name Wayne Baldwin Date 9-14-99

Reviewer _____ Date _____

SEAL

MICROFILMED

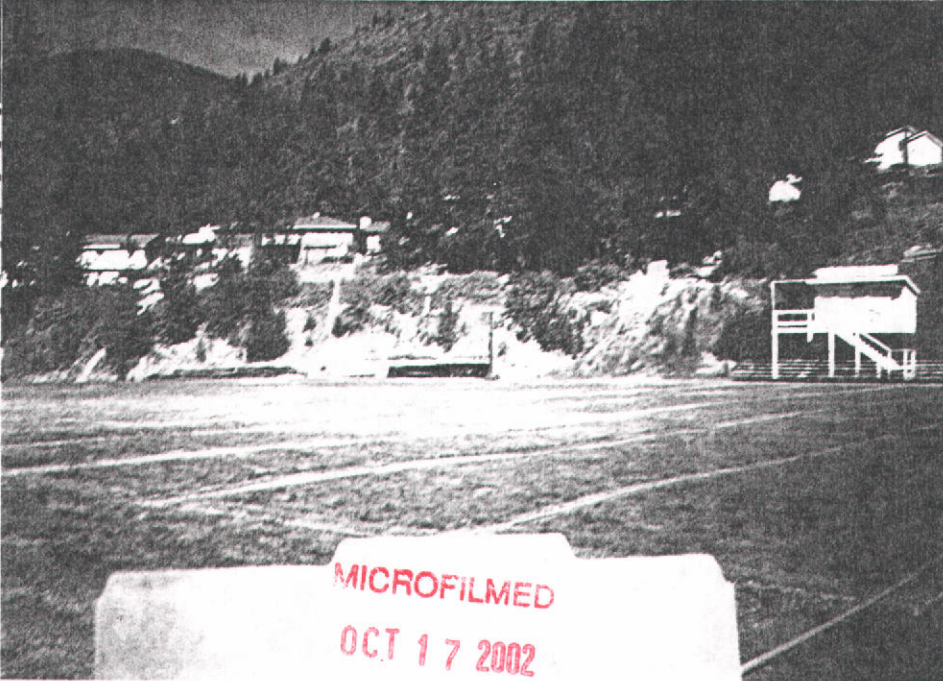
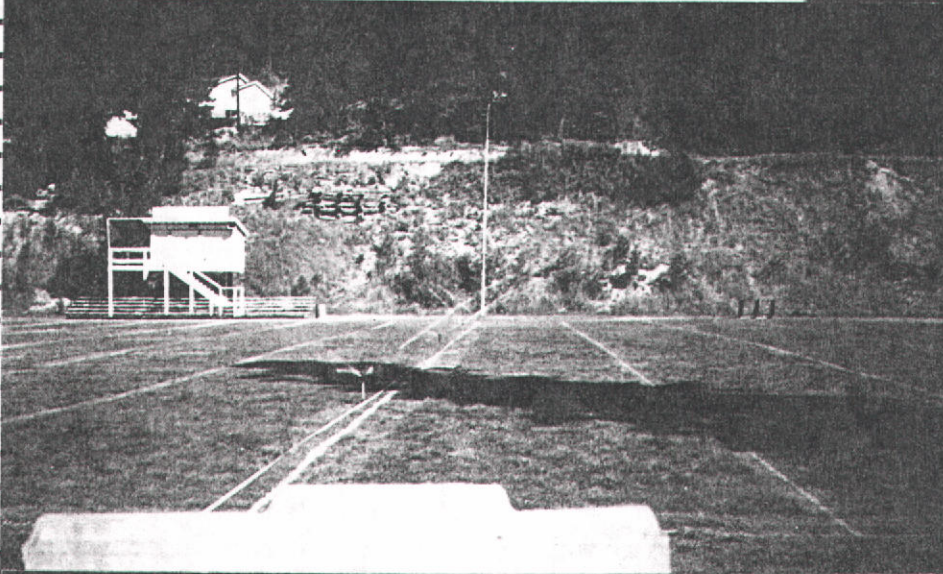
JUL 17 2002



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
FIELD REPORT SUPPLEMENT



Point where school
Tap Hutton's system



MICROFILMED
OCT 17 2002

**ANALYSIS SHEET
FOR
PROOF OF BENEFICIAL USE**

Permit No. 94-07374 Reviewed by [Signature] Date 6-8-98

GENERAL CONSIDERATIONS

TYPES OF USE

yes Name same as permit?
yes Address same as permit?
yes Proof timely received? Correct Uses? yes
If not, complete calculation below.

SOURCE OF WATER

☒ Surface water source
☐ Ground water source
☐ Drilling permit required?
☐ Copy in the file? Drilling Permit No. _____
☐ Amount paid for permit _____ Correct?
☐ Well log in the file?

LICENSE EXAMINATION FEE

MEASURING DEVICE

yes Required?
50- Amount Submitted
yes Correct?
ND Required?
/ Installed?
Waiver requested?

PRIORITY CALCULATION

Date proof received _____
Date proof due _____
No. of days late _____
Priority Date _____
New Priority Date _____

DEFICIENCIES OR ACTION ITEMS

Proof acceptable

DATA ENTRY

New Address [Signature] Proof Made 4-3-98

APPLICATION FOR PERMIT STATE OFFICE REVIEW

by *Cindy Lou*
 No.: 94-07374 Name: Mullen School Dist Date: 4/1/98 Ad OK? ☒ ☒ Gvmt Lts: ☒

#392

AREA OF CONCERN:

- No/Yes: _____ Mor / _____ GWMA / Trust / Non-trust

PROTESTED:

- 020 (Protest Agreement) or *W19 (Order)

SYSTEM COMPLETED:

> 1 year

- 26A-P17

≤ 1 year/no proof

- P16

GROUNDWATER: (✓ FLO-CH)

WMD (✓ MAP)

> 0.24 cfs/5 acres

- 067 or No MD (in-stream stock or power)

≤ 0.24 cfs/5 acres

- No MD

WMD Supplemental use

- 065-079 (if GW use SW 1st-statewide)-(cannot move SW off)

> 0.24 cfs/5 acres

- 01M (report when notified)

≤ 0.24 cfs/5 acres

- No MD

DRILLING PERMIT:

All wells (✓ WDQ3)

- 046-P23

Included w/permit

- Permit No. _____ - _____ - _____ - _____ P99

irr. in WD

- P05 (new well location)

SURFACE WATER: (✓ FLO-CH) (Surface water that doesn't sink is regulated):

IN/ABOVE MIN. STR. FLOW (✓ MAP)

- *WB9 CAAR, 94-7341

WD (✓ MAP & LISTING)

- R04 (WD # _____)

> 0.10 cfs

- 01J-P08 (MD & LD)

≤ 0.10 cfs

- 01H-P01 (LD) or No MD (in-stream stock)

WMD (✓ MAP)

> 0.24 cfs/5 acres

- 067 or No MD (in-stream stock or power)

≤ 0.24 cfs/5 acres

- No MD

SPRINGS/SINK, INACTIVE WD & REST OF STATE

> 0.24 cfs/5 acres

- 01M or No MD (in-stream stock or power)

≤ 0.24 cfs/5 acres

- No MD

RIVER BASINS: (*Surface water):

Snake R (01)

- *W22-P04, NA

(02/03-irr)

- 007 (w/ remark *WB9 if above Weiser), NA

Payette R(65)

- *W22 (regulated uses), 047-P04 (Payette Lake), NA

Salmon R (70's)

- 029 (fish screens), NA

USE:

Domestic surface

- *WB5 (Big Wood R or Boise R ↑ Star Bridge); 27A (Payette River); NA

>1 in rest. area

- 071-070

Fire Protection

- 077

Fish Propagation

- 029-007-042(req)-081 (WQ)-P10

Heating/Cooling

- R07 (injection well)

Irr ≤ 5 acres

- R66/R67/R68/R69 (0.03 cfs/acre + 3.0/3.5/4.0/4.5 AF)

> 5 acres

- R62/R63/R64/R65 (0.02 cfs/acre + 3.0/3.5/4.0/4.5 AF)

Mining

- 054(req)-081-P10

Municipal

- 022, 075, 004 (+memo?), NA (not in restricted area)

Power

- 17H/17K(+uses)-08A-025(P18)-01N-028-081(P10)-027 (if no other cons. use);

17G (FERC) or 17M (FERC); 18B-P09; >25 cfs-P18

Stockwater

- R37 (BLM/USFS); NA

Storage (✓ 3 compo.)

- 18A (in & out MD for on-stream storage), 18B-P09 (>10' dam), NA

LOCATION:

~~42-248 area~~

- P84 (in 20/30/40/50/60/70/80 (87) basin)

Boise Front LoGeo

- ~~058~~ (≤85° GW temp only)

In-stream dev.

- P52 (stream channel alteration)

Irr Dist/Canal Co.

- 025 (Twin Falls area)

SWAN FALLS FLAG (See Code Chart)

Trust

- 051-052-053-P74 (Consumptive Uses), NA

Non-Trust (1)

- 048-049 (Consumptive Uses), NA

OWNERSHIP:

- 004 (PD/PU) agreement

OTHER CONDITIONS:

STANDARD REMARKS:

- 01 WB9

BENEFICIAL USE DUE:

- 4/1/1999

COMMENTS:

IDAHO DEPARTMENT OF WATER RESOURCES
APPROPRIATION APPLICATION ANALYSIS SHEET

RECEIVED

WR1
WRA
BC

MAR 30 1998

APPLICATION # 94-7374

INITIAL REVIEW

DEPARTMENT OF WATER RESOURCES

APPLICANT: MULLAN

BY: [Signature]

DATE: 2/6/98

ITEM REQUIRED INFORMATION

1. (X) Name and Address
2. (X) Source
3. (X) Point of Diversion & County
4. (X) Quantity
(X) Nature of Proposed Use
(X) Period of Use
5. (X) Total Quantity
6. (X) Description of diverting works
7. (X) Time required for b/u
8. (X) Proposed use
9. (X) Place of use or acres irrigated
10. (X) Other water Rights
11. (X) Ownership
12. (X) Map
(X) Signature
(X) Fee (Amt, receipt, acknowledgement)

*** Send info sheet Y() N()

ADDITIONAL INFORMATION

(Yes) (No)

- ___ X Field check: by _____
 ___ X Field report attached
 ___ X Analysis Supp. attached (>5cfs/500af)
 ___ X Water delivered by water master?
 Water District # _____

PROCESSING

(Yes) (No) PRIORITY DATE: 2/6/98

___ X (Include Moratorium Remark)

___ X Statewide Advertising: (Diversion rate greater than 10 cfs or 1,000 af).

ADVERTISE IN: SANDHOGG County

LETTERS SENT REQUESTING:

() Dam Information () Fish Information

() Power Information () Other: N/A

INFORMATION RECEIVED:

() Dam Information () Fish Information

() Power Information () Other: N/A

GROUNDWATER SECTION

WD Permit No.'s:	Type:	Fees	Receipt No.	Upgrade Needed?
___ <u>1</u>	Dom. Non-Dom.	Paid \$ _____	_____	Y () N ()
___ <u>1</u>	Dom. Non-Dom.	Paid \$ _____	_____	Y () N ()
___ <u>1</u>	Dom. Non-Dom.	Paid \$ _____	_____	Y () N ()

- ___ 1 Groundwater management area
 ___ 1 Critical ground water area
 ___ 1 Well Drilling Permit required
 ___ 1 Well Drilling Application and Fees received
 ___ 1 Well Drilling Application approved?

Remarks: _____

FINAL REGIONAL PROCESSING/REVIEW

(Yes) (No)

- ___ Notice of pending void order issued. Final order response date: ___/___/___
 ___ Further information required from applicant
 3/18 ___ Affidavit of publication received
 3/18 ___ Application published correctly. If not, record action taken: _____

Publication dates and paper recorded on application | Sr. Agent initial [Signature]

Protests received, Final protest date: 3/23/98

Measuring device required

Measuring port required

Special conditions:

Special conditions of approval supplement and/or cover letter attached:

Approval Recommended by: [Signature]

Date: 3/20/98