

PROOF OF PUBLICATION SEP 2 1983

County of Shoshone,

Department of Water Resources

94-4250

NOTICE OF CLAIMS TO WATER RIGHTS

The following claim(s) have been filed on water right(s) created by diversion and beneficial use:

94-4237

Name: TESTER, BENJAMIN WAYNE
Address: PRICHARD ROUTE, WALLACE, ID 83873
Source: EAGLE CREEK, WEST FORK trib. to EAGLE CREEK
Priority Date: June 1, 1963
Diversion Point: NESW Sec. 24 T 50N R 04E
Use: IRRIGATION (2.20 CFS).
In: NESW SWSW SESW NWSE SWSE Sec. 24 T 50N R 04E NWNE NWNW Sec. 25 T 50 N R 04E FOR 120 ACRES.

94-4241

Name: HIGGINS, LEWIS R.
Address: P.O. BOX 832, OSBURN, ID 83849
Source: TWOMILE CREEK trib. to COEUR D'ALENE RIVER, SOUTH FK.
Priority Date: June 6, 1943
Diversion Point: SWNW Sec. 08 T 48N R 04E
Use: IRRIGATION (4.00 CFS)
In: SWNW Sec. 08 T 48N R 04E FOR 3 ACRES

94-4242

Name: HIGGINS, LEWIS R.
Address: P.O. BOX 832, OSBURN, ID 83849
Source: UNNAMED STREAM trib. to TWOMILE CREEK
Priority Date: June 6, 1943
Diversion Point: SWNW Sec 08 T 48N R 04E
Use: DOMESTIC (6.00 CFS).
In: SWNW Sec. 08 T 48N R 04E

94-4243

Name: HIGGINS, LEWIS R.
Address: P.O. BOX 832, OSBURN, ID 83849
Source: UNNAMED SPRING trib. to COEUR D'ALENE RIVER, SOUTH FK.
Priority Date: Jan. 1, 1901
Diversion Point: SESE Sec 12 T 48N R 03E
Use: DOMESTIC (4.00 CFS)
In: SESE Sec 12 T 48N R 03E.

94-4244

Name: BUNKER LIMITED PART-
NERSHIP
Address: P.O. BOX 29, KELLOGG, ID 83837
Source: GOVERNMENT CREEK trib. to COEUR D'ALENE RIVER, SOUTH FK.
Priority Date: Jan. 1, 1899
Diversion Point: SESE Sec. 10 T 48N R 02E
Use: INDUSTRIAL (3.00 CFS)
In: SESE Sec. 10 T 48N R 02E NENE SESW Sec. 02 T 48N R 02E SF SENE Sec. 01 T 48N R 02E SWNW Sec. 06 T 48N R 03E

94-4245

Name: BUNKER LIMITED PART-
NERSHIP
Address: P.O. BOX 29, KELLOGG, ID 83837
Source: GROUNDWATER
Priority Date: Jan. 1, 1944
Diversion Point: NESW SESW NESE NWSE SWSE Sec. 34 T 49N R 02E
Use: INDUSTRIAL (6.68 CFS).
In: SESW NENE Sec. 02 T 48N R 02E

s/Gary A. Corbeill, being first duly sworn deposes and says: THE KELLOGG EVENING NEWS, a daily newspaper of general circulation in said county, published in the City of Kellogg, in the County of Shoshone and the State of Idaho, and which has been published continuously in said county for a period of 78 weeks immediately prior to the publication of the notice hereinafter described, and that the

WATER RIGHTS

74, 4237 to 94, 4256

of which the annexed is a true copy, was published in each regular weekly/daily issue of said newspaper, and not in a supplement thereto, for a period of 2 consecutive weeks/days, the

first publication thereof being in its issue dated 8-3-83

and the last publication thereof being in the issue dated 8-10-83

Subscribed and sworn to before me this 15th day of August, 1983.

Notary Public

94-4246

Name: ROYAL APEX SILVER
Address: 416 RIVER ST., WALLACE, ID 83873
Source: TWO MILE CREEK trib. to COEUR D'ALENE RIVER, SOUTH FK.
Priority Date: Oct. 1, 1911
Diversion Point: NESW Sec. 05 T 48N R 04E
Use: MINING (1.00 CFS).
In: SWNE Sec. 05 T 48 N R 04E

94-4247

Name: HIGHLAND AURORA MIN-
ING CO.
Address: 615 CENTRAL AVE. WEST, GREAT FALLS, MT 59404

Source: UNNAMED STREAM trib. to BEAVER CREEK
Priority Date: April 3, 1920
Diversion Point: NESE Sec. 22 T 49N R 04E
Use: IRRIGATION (0.20 CFS); STOCKWATER (0.02 CFS); DOMESTIC (0.10 CFS)
In: SWSE Sec. 22 T 49N R 04E NWSE Sec. 22 T 49 N R 04E FOR 20 ACRES

94-4248

Name: COEUR D'ALENE MINES CORP.
Address: 416 RIVER ST., WALLACE, ID 83873
Source: MC FARREN GULCH, WEST FORK trib. to MC FARREN GULCH
Priority Date: July 5, 1887
Diversion Point: SWNW Sec. 24 T 48N R 03E
Use: MINING (8.50 CFS).
In: NWNE Sec 24 T 48 N R 03E

94-4249

Name: ROYAL APEX SILVER
Address: 416 RIVER ST., WALLACE, ID 83873
Source: TWO MILE CREEK, EAST FORK trib. to TWO MILE CREEK
Priority Date: Oct. 1, 1911
Diversion Pt: NWSW Sec. 04 T 48N R 04E
Use: MINING (1.00 CFS)
In: NESE Sec. 05 T 48N R 04E

Notary Public

Name: HIGHLANDS AURORA MINING CO.

Address: SUITE 1-615 CENTRAL AVE. WEST, GREAT FALLS, MT 59404

Source: DEER CREEK trib. to BEAVER CREEK

Priority Date: July 12, 1900

Diversion Pt: SWSW Sec 21 T 49N R 04E

Use: MINING (10.20 CFS)
In: SWSW Sec 21 T 49N R 04E

94-4251

Name: HIGHLANDS AURORA MINING CO.

Address: SUITE 1-615 CENTRAL AVE., WEST, GREAT FALLS, MT 59404

Source: BEAVER CREEK trib. to COEUR D'ALENE RIVER

Priority Date: Jan. 1, 1920

Division Pt.: SESW Sec 22 T 49N R 04E

Use: IRRIGATION (0.30 CFS); MINING (1.00 CFS)

In: SWSE Sec. 22 T 49N R 04E SESW Sec. 22 T 49N R 04E FOR 20 ACRES

94-4252

Name: COEUR D'ALENE MINES CORP.

Address: 416 RIVER ST., WALLACE, ID 83873

Source: MC FARREN GULCH, WEST FORK trib. to MC FARREN GULCH

Priority Date: Sept. 1, 1929

Diversion Point: NWNE Sec. 24 T 48N R 03E

Use: MINING (0.50 CFS)
In: NWNE Sec. 24 T 48N R 03E

94-4253

Name: COEUR D'ALENE MINES CORP.

Address: 416 RIVER St., WALLACE, ID 83873

Source: MC FARREN GULCH trib. to COEUR D'ALENE RIVER, SOUTH FK

Priority Date: Nov. 1, 1940

Diversion Pt: NENE Sec. 24 T 48N R 03E

Use: INDUSTRIAL (1.50 CFS); MINING (1.50 CFS)

In: NENE Sec. 24 T 48N R 03E

94-4254

Name: CALLAHAN, EUGENE

Address: P.O. BOX 845, WALLACE, ID 83873

Source: GROUNDWATER

Priority Date: Jan. 1, 1972

Diversion Pt: SESW Sec. 17 T 48N R 04E

Use: DOMESTIC (0.04 CFS)
In: SESW Sec. 17 T 48N R 04E

94-4256

Name: PIEKARSKI, DONALD J. &/or KATHLEEN J.

Address: P.O. BOX 303, KINGSTON, ID 83839

Source: GROUNDWATER

Priority Date: Jan. 1, 1960

Diversion Point: SWSE Sec. 01 T 48N R 01W

Use: IRRIGATION (0.04 CFS); STOCKWATER (0.01 CFS).

In: SWSE Sec. 01 T 48N R 01E FOR 2 ACRES

Exceptions to a claim may be filed with the Director, Dept. of Water Resources, 4055 Gov't. Way, Coeur d'Alene, Id. 83814.

KEN DUNN, Director

8/3/10/83 YoldLg

The filing of this claim does not confirm the water right claimed but failure to file may result in forfeiture of a water right.

416 River Street Wallace, Idaho 83873 Telephone No. (208) 556-1121

(1) Date of priority: (When was the water first applied to a beneficial use) November 1, 1940

(2) Describe the source of water: (Name of stream, lake, spring, etc., or ground water)
McFarren Gulch tributary to South Fork Coeur d'Alene River

(cfs, af)		(Domestic, Irrigation, Stock, Etc.)		(Both dates inclusive)	
				(Mo., Day)	(Mo., Day)
Quantity	<u>1.5 cfs.</u>	Use	<u>Mining & Milling</u>	Period of Use From <u>Jan. 1</u>	To <u>Dec. 31</u>
Quantity	<u> </u>	Use	<u> </u>	Period of Use From <u> </u>	To <u> </u>
Quantity	<u> </u>	Use	<u> </u>	Period of Use From <u> </u>	To <u> </u>
Quantity	<u> </u>	Use	<u> </u>	Period of Use From <u> </u>	To <u> </u>
Quantity	<u> </u>	Use	<u> </u>	Period of Use From <u> </u>	To <u> </u>

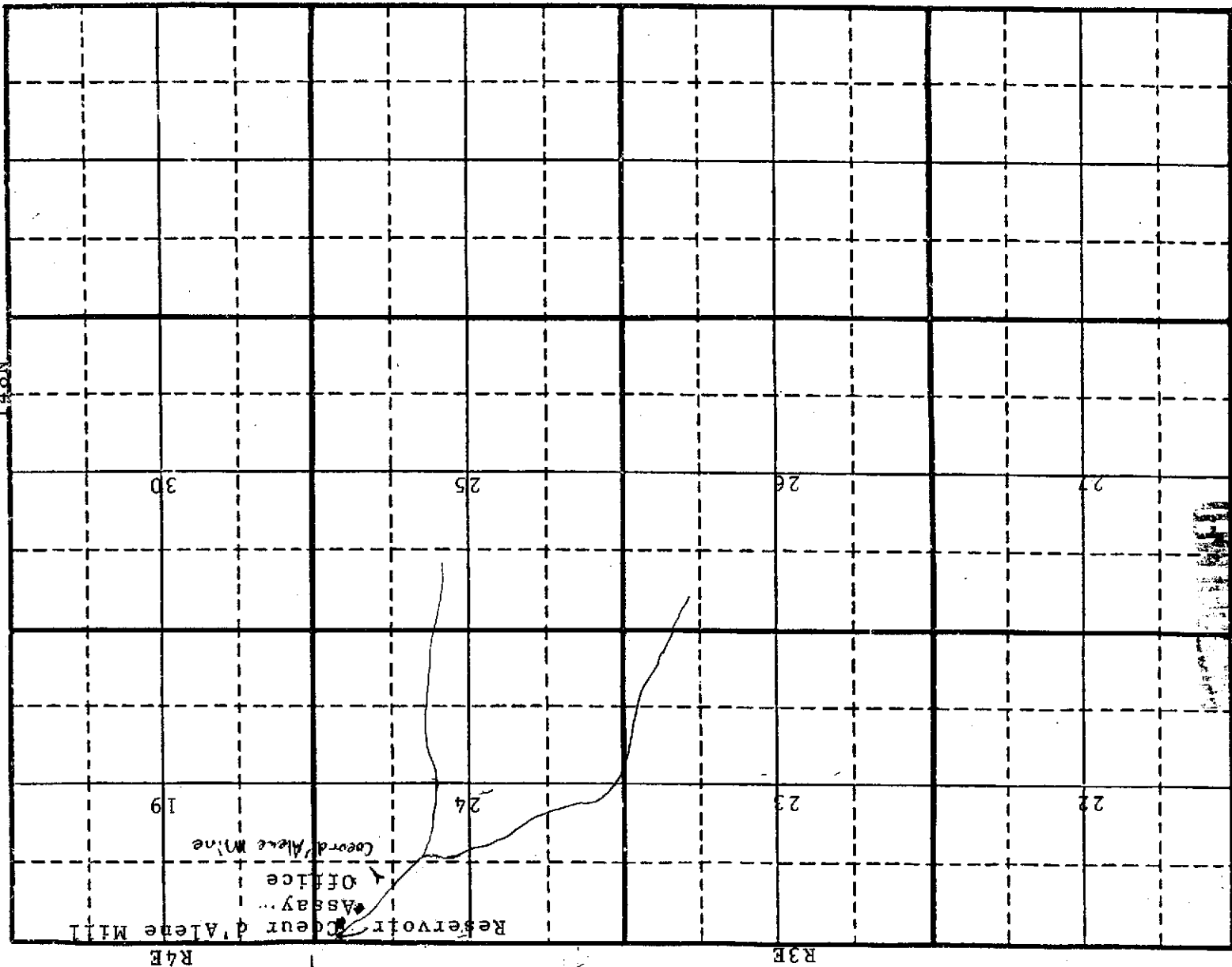
B) Describe means of diversion of water: (Pump and pipeline, well, diversion dam, reservoir, length of ditch and field, etc.). Give sizes and capacities: be as specific as possible. Describe any changes in the system and give the date of the change. Water stored in existing reservoir and pumped into mill and auxillary buildings as needed.

[illegible]

B) If water is used for other than irrigation, fully describe that use, being as specific as possible:
Coeur d'Alene Mine Mill

(7) If you are claiming water as a member of an organization, list name of organization:

(8) Remarks Water is used from the reservoir to satisfy needs of the mill during low flow when the city water system is low. System was first used November 1, 1940 when the mill commenced operation.



Map should show the location of the point of diversion and the place of use of the water by 40-acre subdivisions, section, township and range of the public land survey system.

State of Idaho)
County of Shoshone) ss.
Be it known that the undersigned, being duly sworn, deposes and says that he, she, they subscribed the foregoing claim to a water right, together with all attached information, and that the matters and facts therein are true to the best of the affiant's knowledge.

Sworn to before me this 3rd day of June, 1983.
Notary Public
Residing at
My commission expires 10-23-86

FOR DEPARTMENT USE ONLY

Received by Date 6-29-83
Prelim. check by Date 6-29-83
\$30.00 fee received by Date 6-29-83
Published in Date 6-29-83
Dates 8/3-10/83
Exception filed by: Forwarded to: claimant by: Date

PROOF OF PUBLICATION SEP 2 1983

County of Shoshone,)

Department of Water Resources

NOTICE OF CLAIMS TO WATER RIGHTS

The following claim(s) have been filed on water right(s) created by diversion and beneficial use:

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Source: EAGLE CREEK, WEST FORK trib. to EAGLE CREEK
Priority Date: June 1, 1963
Diversion Point: NESW Sec. 24 T 50N R 04E
Use: IRRIGATION (2.20 CFS).
In: NESW SWSW SESW NWSE SWSE Sec. 24 T 50N R 04E NWNE NWNW Sec. 25 T 50N R 04E FOR 120 ACRES.

94-4241

Name: HIGGINS, LEWIS R.
Address: P.O. BOX 832, OSBURN, ID 83849
Source: TWOMILE CREEK trib. to COEUR D'ALENE RIVER, SOUTH FK.
Priority Date: June 6, 1948
Diversion Point: SWNW Sec. 08 T 48N R 04E
Use: IRRIGATION (4.00 CFS)
In: SWNW Sec. 08 T 48N R 04E FOR 3 ACRES

94-4242

Name: HIGGINS, LEWIS R.
Address: P.O. BOX 832, OSBURN, ID 83849
Source: UNNAMED STREAM trib. to TWOMILE CREEK
Priority Date: June 6, 1948
Diversion Point: SWNW Sec. 08 T 48N R 04E
Use: DOMESTIC (6.00 CFS).
In: SWNW Sec. 08 T 48N R 04E

94-4243

Name: HIGGINS, LEWIS R.
Address: P.O. BOX 832, OSBURN, ID 83849
Source: UNNAMED SPRING trib. to COEUR D'ALENE RIVER, SOUTH FK.
Priority Date: Jan. 1, 1901
Diversion Point: SESE Sec. 12 T 48N R 03E
Use: DOMESTIC (4.00 CFS)
In: SESE Sec. 12 T 48N R 03E.

94-4244

Name: BUNKER LIMITED PARTNERSHIP
Address: P.O. BOX 29, KELLOGG, ID 83837
Source: GOVERNMENT CREEK trib. to COEUR D'ALENE RIVER, SOUTH FK.
Priority Date: Jan. 1, 1899
Diversion Point: SESE Sec. 10 T 48N R 02E
Use: INDUSTRIAL (3.00 CFS)
In: SESE Sec. 10 T 48N R 02E NENE SESW Sec. 02 T 48N R 02E SF SENE Sec. 01 T 48N R 02E SWNW Sec. 06 T 48N R 03E

94-4245

Name: BUNKER LIMITED PARTNERSHIP
Address: P.O. BOX 29, KELLOGG, ID 83837
Source: GROUNDWATER
Priority Date: Jan. 1, 1944
Diversion Point: NESW SESW NENE NWSE SWNE Sec. 24 T 48N R 02E
Use: INDUSTRIAL (6.00 CFS).
In: SESW NENE Sec. 02 T 48N R 02E

s/Gary A. Corbeill, being first duty sworn deposes and says: THE KELLOGG EVENING NEWS, a daily newspaper of general circulation in said county, published in the City of Kellogg, in the County of Shoshone and the State of Idaho, and which has been published continuously in said county for a period of 78 weeks immediately prior to the publication of the notice hereinafter described, and that the

of which the annexed is a true copy, was published in each regular weekly/daily issue of said newspaper, and not in a supplement thereto, for a period of 2 consecutive weeks/days, the

first publication thereof being in its issue dated 3-3-83 and the last publication thereof being in the issue dated 2-10-83

Subscribed and sworn to before me this 1st day of August, 1983

Notary Public

94-4246

Name: ROYAL APEX SILVER
Address: 416 RIVER ST., WALLACE, ID 83873
Source: TWO MILE CREEK trib. to COEUR D'ALENE RIVER, SOUTH FK.
Priority Date: Oct. 1, 1911
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Use: MINING (1.00 CFS).
In: SWNE Sec. 05 T 48N R 04E

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Priority Date: July 5, 1887
Diversion Point: SWNW Sec. 24 T 48N R 03E
Use: MINING (8.50 CFS).
In: NWNE Sec. 24 T 48N R 03E

94-4249

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Priority Date: Oct. 1, 1911
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Use: MINING (1.00 CFS)
In: NESE Sec. 05 T 48N R 04E

94-4250

Name: HIGHLANDS AURORA MINING CO.
Address: SUITE 1-615 CENTRAL AVE. WEST, GREAT FALLS, MT 59404
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Priority Date: July 12, 1900
Diversion Pt: SWSW Sec 21 T 49N R 04E
Use: MINING (10.20 CFS)
In: SWSW Sec 21 T 49N R 04E

94-4251

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Address: SUITE 1-615 CENTRAL AVE., WEST, GREAT FALLS, MT 59404
Source: BEAVER CREEK trib. to COEUR D'ALENE RIVER
Priority Date: Jan. 1, 1920
Division Pt.: SESW Sec 22 T 49N R 04E
Use: IRRIGATION (0.30 CFS); MINING (1.00 CFS)
In: SWSE Sec. 22 T 49N R 04E SESW Sec. 22 T 49N R 04E FOR 20 ACRES

94-4252

Name: COEUR D'ALENE MINES CORP.
Address: 416 RIVER ST., WALLACE, ID 83873
Source: MC FARREN GULCH, WEST FORK trib. to MC FARREN GULCH
Priority Date: Sept. 1, 1929
Diversion Point: NWNE Sec. 24 T 48N R 03E
Use: MINING (0.50 CFS)
In: NWNE Sec. 24 T 48N R 03E

94-4253

Name: COEUR D'ALENE MINES CORP.
Address: 416 RIVER St., WALLACE, ID 83873
Source: MC FARREN GULCH trib. to COEUR D'ALENE RIVER, SOUTH FK
Priority Date: Nov. 1, 1940
Diversion Pt: NENE Sec. 24 T 48N R 03E
Use: INDUSTRIAL (1.50 CFS); MINING (1.50 CFS)
In: NENE Sec. 24 T 48N R 03E

94-4254

Name: CALLAHAN, EUGENE
Address: P.O. BOX 845, WALLACE, ID 83873
Source: GROUNDWATER
Priority Date: Jan. 1, 1972
Diversion Pt: SESW Sec. 17 T 48N R 04E
Use: DOMESTIC (0.04 CFS)
In: SESW Sec. 17 T 48N R 04E

94-4256

Name: PIEKARSKI, DONALD J. &/or KATHLEEN J.
Address: P.O. BOX 303, KINGSTON, ID 83839
Source: GROUNDWATER
Priority Date: Jan. 1, 1960
Diversion Point: SWSE Sec. 01 T 48N R 01W
Use: IRRIGATION (0.04 CFS); STOCKWATER (0.01 CFS).
In: SWSE Sec. 01 T 48N R 01E FOR 2 ACRES

Exceptions to a claim may be filed with the Director, Dept. of Water Resources, 4055 Gov't. Way, Coeur d'Alene, Id. 83814.

KEN DUNN, Director

8/3/10/83

YoldLg

State of Idaho
Department of Water Resources

CLAIM ANALYSIS SHEET

INITIAL REVIEW BY: LB

Right Number 94-4253 Applicant CIA Mines

NOTE: IF ANY OF THE ITEMS BELOW ARE MISSING, THE CLAIM IS INCOMPLETE AND MUST BE RETURNED IMMEDIATELY TO THE CLAIMANT ALONG WITH THE APPROPRIATE COVER LETTER.

CHECK:

- ☒ Name and address.
- ☒ Date of priority. (Check for a date past the mandatory filing dates.) (One date only.)
- ☒ Source.
- ☒ Quantity, use, period.
- ☒ Point(s) of diversion.
- ☒ Location of use.
- ☒ Signature/notarization/fee.

FINAL REGIONAL PROCESSING REVIEW:

- ☒ Affidavit of publication received.
- ☒ Claim published correctly.
- ☒ Exceptions processed.

By TL Date _____

STATE OFFICE PROCESSING:

- ☒ Claim review complete.

By [Signature] Date 11-1-83

RECEIVED
OCT 05 1983

Department of Water Resources

34-4253

COEUR D ALENE MINES CORP.

415 RIVER ST., WALLACE, ID 83873

Source: MC FARREN GULCH trib. to COEUR D ALENE RIVER, SOUTH FK.

Priority Date: 11/01/1940

Diversion Pt: NENE Sec 24 T 48N R 03E

Use: INDUSTRIAL	(1.50 CFS)
MINING	(1.50 CFS)

In: NENE Sec 24 T 48N R 03E

MICROFILMED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Northern Region

JOHN V. EVANS
Governor
KENNETH DUNN
Director

4055 Government Way
Coeur d'Alene, ID 83814
(208) 667-6484

AUGUST 23, 1983

COEUR D ALENE MINES CORP.
416 RIVER ST.
WALLACE ID 83873

RE: Claim No. 94-4253

Dear Claimant:

The Department of Water Resources has completed the advertising of your claim to a water right, and no further action is authorized under Section 42-243 and 42-244, IDAHO CODE. Your claim will be retained in our files and will be available at any time for use by you or the court.

The filing and advertising of the claim does not confirm the water right claimed, but will serve to record and preserve the information and the evidence which you included in your claim.

If, at a later date, you find that you have additional information or supporting evidence that you would like to have included with the claim, you may have that information or evidence added at any time. Please refer to the claim identification number when corresponding with this office.

We are enclosing a copy of your claim for your records. If you have questions, or if this office may be of further assistance, please feel free to contact us.

Yours truly,

Robert G. Haynes, P.E.
Regional Supervisor

Enclosure