

State of Idaho
License and Certificate of Water Right

Water License No. 7800
Water District No. 91-G

Amount 10 sec. ft.
Priority 11-4-1920

THIS IS TO CERTIFY that Humming Bird Mining Company
of Burke, Idaho, made application for a permit to appropriate the
public waters of the State of Idaho, dated October 14, 1911; that Permit No. 7800
was issued under said application; that Certificate of Completion of works, with a carrying capacity of
10 second feet, was issued thereunder on January 4, 1923, showing that said works
were completed on the 4th day of November, 1912; and that on the 6th
day of December, 1922,

Humming Bird Mining Company
of Burke, State of Idaho, made proof to the satisfaction of the
Commissioner of Reclamation of Idaho, of the right to use the waters of Gorge Gulch
, a tributary of Canyon Creek, for the purpose of mining,
, under Use Permit No. 7800 of the State Engineer
and that said right to the use of said waters has been perfected in accordance with the laws of
Idaho, and is hereby confirmed by the Commissioner of Reclamation of Idaho and entered of record in
Volume 6 of Licenses, at page 3017, on the 4th day of January, 1923;

The right hereby confirmed dates from November 4, 1920, 19 ;

The Point of Diversion is located N. 5° 47' E. 2288' from confluence of Gorge
Gulch with Canyon Creek.
in the 1/4 1/4 Sec. , Twp. , R. , B. M.
County of Shoshone.

That the amount of water to which such right is entitled and hereby confirmed, for the purposes
aforesaid, is limited to an amount actually needed and beneficially used for said purposes, and shall not
exceed 10 cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
			The place of use of said water is at compressor building, located N. 67° 18' W. 376' from confluence of Gorge Gulch with Canyon Creek.		

The right to the use of the water aforesaid hereby confirmed is restricted to the lands or place of
use herein described, as provided by the laws of Idaho.

WITNESS the seal and signature of the Commissioner of Reclamation, affixed at Boise, Idaho,
this 4th day of January, 1923.

W. G. SWENDSEN.
Commissioner of Reclamation.

(SEAL)

94 2067

NAME OF APPLICANT

HUMMING BIRD MINING CO.

SEC.

SEC.

SEC.

SEC.

SEC.

SEC.

SEC.

SEC.

SEC.

SEC. 3

SEC. 2

SEC. 1

SEC. 9

SEC. 10

SEC. 10

SEC. 11

SEC. 12

compressor
Bldg.
Penstock
Gorge Gulch
Canyon Creek

4 PT. of Diversion

2065 Foot Above 16' x 16"

7800

5172

T 48 N R 5 E

State of Idaho

License and Certificate of Water Right

Water License No. 7800

Amount 10 sec. ft.

Water District No. 91-G

Priority 11-4-1920

THIS IS TO CERTIFY that Humming Bird Mining Company of Burke, Idaho, made application for a permit to appropriate the public waters of the State of Idaho, dated October 14, 1911; that Permit No. 7800 was issued under said application; that Certificate of Completion of works, with a carrying capacity of 10 second feet, was issued thereunder on January 4, 1923, showing that said works were completed on the 4th day of November, 1912; and that on the 6th day of December, 1922,

Humming Bird Mining Company

of Burke, State of Idaho, made proof to the satisfaction of the Commissioner of Reclamation of Idaho, of the right to use the waters of Gorge Gulch, a tributary of Canyon Creek, for the purpose of mining, under Use Permit No. 7800 of the State Engineer and that said right to the use of said waters has been perfected in accordance with the laws of Idaho, and is hereby confirmed by the Commissioner of Reclamation of Idaho and entered of record in Volume 6 of Licenses, at page 3017, on the 4th day of January, 1923;

The right hereby confirmed dates from November 4, 1920, -10-

The Point of Diversion is located N. 5° 47' E. 2288' from confluence of Gorge Gulch with Canyon Creek. in the 1/4- 1/4- Sec. Tp. R. B. M. County of Shoshone.

That the amount of water to which such right is entitled and hereby confirmed, for the purposes aforesaid, is limited to an amount actually needed and beneficially used for said purposes, and shall not exceed 10 cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
			The place of use of said water is at compressor building, located N. 37° 18' W. 370' from confluence of Gorge Gulch with Canyon Creek.		

The right to the use of the water aforesaid hereby confirmed is restricted to the lands or place of use herein described, as provided by the laws of Idaho.

WITNESS the seal and signature of the Commissioner of Reclamation, affixed at Boise, Idaho, this 4th day of January, 1923.

H. G. SWENDSEN.
Commissioner of Reclamation.

94 2067

(SEAL)

No. 11511.

APPLICATION FOR PERMIT

To Appropriate the Public Waters of the State of Idaho

1. Name of Applicant: Humming Bird Mining Co.

Postoffice address: Burke, Idaho.

County: Shoshone State: Idaho.

I. If applicant is a corporation, give:

(a) Date and place of incorporation: June 21, 1898, Burke, Idaho.

(b) The amount of capital stock: \$1,500,000.

(d) Names and addresses of directors: H. L. Day, E. R. Day, August Paulsen, of Wallace, Idaho, and L. W. Hutton and F. M. Rothrock of Spokane, Wash.

II. The financial resources of the applicant are:

(a) Cash on hand: Sufficient to complete.

2. The quantity of water claimed is Ten (10) cubic feet per second.

3. Source of water supply: Gorge Gulch.

4. Location of point of diversion: N. 5° 47' E. 2288 feet from the confluence of Gorge Gulch with Canyon Creek.

County of Shoshone.

5. To be used for: General Mining Purposes.

II. Mining, Milling, power, manufacturing, transportation or other purposes:

(a) At what point: at compressor building N. 67° 18' W. 376 feet from the confluence of Gorge Gulch with Canyon Creek.

(b) Amount of power to be generated: 200 H. P. under 240 ft. head.

(c) Is water to be returned to any stream: Yes.

(d) If so, name stream and locate point of return: Canyon Creek, 300 feet westerly from the confluence of Gorge Gulch and Canyon Creek.

6. Estimated cost of works: \$1500.

7. Description of works for diversion:

I. Kind of works: Dam, flume and steel penstock.

II. Dimensions of works:

(a) Height of dam 3 feet, length of dam at top 10 feet, length of dam at bottom 5 feet.

Material used in construction: earth, wood and stone.

(c) Size of headgate: Width 2 feet, height 1½ feet.

(d) Conduit flume, width at bottom 2 feet, width at water line 2 feet, depth of water 1½ feet. Diameter of pipe: 8 inches. Average grade per mile is 12 feet. Length of conduit is 2100 feet and it crosses the following quarter sections: Unsurveyed.

8. The time required for the completion of the construction of such work is one year.

9. Time required for the complete application of the water to the proposed use is one additional year.

BE IT KNOWN That the undersigned hereby makes application for a permit to appropriate the

public waters of the State of Idaho as herein set forth.

Humming Bird Mining Co.,

Applicant.

APPROVAL OF STATE ENGINEER.

The number of this permit is 7800.

Date of first receipt at office of State Engineer: 9.00 a.m. October 14, 1911.

Recorded in Book 24 Page 7800 Approved November 4, 1911.

This is to certify that I have examined the within application for a permit to appropriate the public waters of the State of Idaho and hereby approve the same, subject to the following limitations and conditions:

Work to begin on or before January 3, 1912, and to continue diligently and uninterruptedly to completion, unless temporarily interrupted by circumstances over which permit holder has no control.

One-fifth of the work above specified to be completed on or before May 4, 1912.

The whole of said work to be completed on or before November 4, 1912.

Beneficial use of water appropriated in accordance herewith, to be made on or before November 4, 1913.

Witness my hand this fourth day of November, 1911.

A. E. Robinson,

State Engineer.

STATE OF IDAHO

Department of Reclamation

In the Matter of the Reinstatement
of Permit No. 7800 under the Pro-
visions of Section 5594, Idaho Com-
piled Statutes.

ORDER REINSTATING PERMIT

WHEREAS, Permit No. 7800 lapsed through failure of the holder to make proof of completion of the works of diversion within the time specified in the permit, to-wit: November 4, 1912; and,

WHEREAS, On the 4th day of November, 1922, notice to show cause why said permit should not be cancelled, under the provisions of Section 5594, Compiled Statutes of Idaho, was duly served on the holder of said Permit; and,

WHEREAS, On the 20th day of September, 1922, the holder filed notice of appearance to offer proof to show that the works of diversion under said permit were fully completed within the time required; and,

WHEREAS, On the 6th day of December, 1922, depositions of the holder and two witnesses were received at the Department of Reclamation showing the said works of diversion were completed within the time required in the permit; and,

WHEREAS, After examination of the said depositions, the Commissioner of Reclamation of the State of Idaho, is fully satisfied that the works of diversion were completed, as required under the terms of said Permit No. 7800, and that the holder has acted in good faith;

IT IS, THEREFORE, Hereby ordered that said Permit No. 7800 be, and the same is hereby reinstated and that a certificate of completion of works be issued to the applicant herein.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the official seal of this Department, at Boise, Idaho, this 4th day of January, 1923.

W. G. SWENDSEN,
Commissioner of Reclamation

By George N. Carter,
Assistant

(SEAL)

Proof of Completion of Works made December 6, 1922.
Certificate of Completion of Works issued January 4, 1923.

Permit No. 7800

CERTIFICATE OF COMPLETION OF WORKS

To All Whom It May Concern:

This is to certify that Humming Bird Mining Company of Burke, County of Shoshone, and State of Idaho, the holder of Permit No. 7800, issued upon Application No. 11511, bearing date of priority of October 14, 1911, authorizing the diversion of 10 second feet of the waters of Gorge Gulch, County of Shoshone, State of Idaho, for general mining purposes, has fully complied with the provisions of the laws of the State of Idaho relating to the proof of completion of the works of diversion set out and described in said Permit; that said works are adequate for diverting and conveying to the place of intended use 10 second feet of the waters of Gorge Gulch, that the point of diversion of said waters is N. 5° 47' E. 2288 feet from the confluence of Gorge Gulch with Canyon Creek, and that the place of use of said water is at compressor building, located N. 67° 18' W. 376 feet from the confluence of Gorge Gulch with Canyon Creek.

Witness my hand this 4th day of January, A. D. 1923.

W. G. SWENDSEN,
Commissioner of Reclamation.

License issued for 10 second feet

Page 3017

REPORT OF ENGINEER

This proof is for COMP. WORKS & BEN USE WATER

In Water District No. _____

1. State name of applicant and number of permit: Humming Bird MNG. Co-Permit 7800
2. State source of water supply: Gorge Gulch
3. Location of point of diversion: N. 5° 47' E. 2288' from confluence of Gorge Gulch with Canyon creek.
4. Describe works as they exist, giving dimensions and capacities of same:

2065 Feet 16"x16"

330 Feet 4" penstock

6.5 Sec. Feet
5. State whether or not water has been turned into works of diversion: yes
6. Give exact location of lands to be irrigated. If proof is for beneficial use, give exact number of acres under cultivation in each forty-acre tract. (Describe manner and place of use if for other than irrigation): at compressor building, N. 67° 18' W. 376' from confluence of Gorge Gulch with Canyon Creek.
7. Submit map on enclosed plat, showing location and details of above description.
8. How many parties conduct water in this system? one
9. Give names and amount of each right:

Humming Bird Mining Co.
10. What large stream would the water here appropriated finally reach? Canyon Creek
11. Describe the various tributaries en route, from point of diversion to the principal drainage stream:

Remarks: _____

This examination was made on the 24 day of October 1922

(Signed)

M. C. Ikin

7800

Examiner.

OVER

B/3

(This report must be sworn to when not made by an attache of the office.)

STATE OF IDAHO,

County of Shoshone

ss.

M. C. Tobin

, being first duly sworn, deposes and says that the statements contained in the within report are correct to the best of his knowledge and belief.

Subscribed and sworn to before me this 4th day of December 1922.

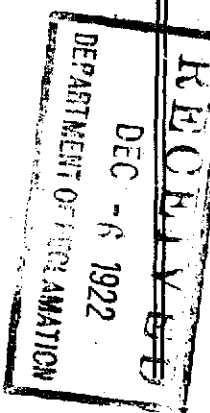
~~My commission expires~~

County Recorder in and for Shoshone County, State of Idaho,

By Deputy.

Instructions to Examiners

1. Examiners will not be permitted to examine any of the receipts in the office pertaining to this permit. They are to furnish a report of the facts and conditions as they exist, from their own observations and inquiries.
2. Always carefully note the location of the point of diversion, and accurately plat same.
3. Find out how many parties own right in the ditch or canal and give their names and amount of right.
4. When proof is for beneficial use, carefully check up the number of acres actually irrigated in each forty and accurately plat same.
5. Make a map showing the correct location of streams and ditches, and the irrigated lands, and any adjacent permanent landmarks, such as towns, lakes, large streams and public roads.
6. If any unusual conditions are discovered, make a plain statement of them under remarks.
7. Always see the holder, if possible, and go over the whole ground with him, and make your report only upon actual existing facts and conditions.



M. C. Tobin, Wallace

T48 NR 5E

