

PROOF OF PUBLICATION

County of Shoshone,)

STATE OF IDAHO)

NOTICE OF APPLICATION FOR WATER RIGHT

Notice is hereby given that the following application(s) have been submitted for permit to appropriate the public waters of the State of Idaho:

94-7217

Name: HECLA MINING CO.
Address: P.O. Box 320, Wallace, ID 83873

Date Filed: May 7, 1982

Amount: 0.08 CFS

Source: EUREKA TUNNEL
tributary to NINEMILE CREEK

Diversion Point: SENE Sec. 23 T 48N
R 04E, SHOSHONE Co.

Division Means: DAM

Place of Use: SENE Sec. 23 T 48N R
04E

Use: DOMESTIC (0.08 CFS) from
Jan. 1 to Dec. 31.

94-7218

Name: ANGEL LORA A.
Address: 1223 NINEMILE ST.,
WALLACE, ID 83873

Date Filed: May 7, 1982

Amount: 0.06 CFS

Source: SPRINGS tributary to
NINEMILE CREEK

Diversion Point: NWNW Sec 26 T 48N
R 04E, SHOSHONE Co.

Division Means: 2 SPRINGS, DITCH,
PIPE & TANK.

Place of Use: LOT 10 Sec 26 T 48N R
04E FOR 1 ACRES

Use: IRRIGATION (0.02 CFS) from
March 15 to Nov. 15

DOMESTIC (0.04 CFS) from
Jan. 1 to Dec. 31

If issued, the permits(s) will be subject to all prior water rights. Protests against the granting of any permit must be filed with the Director of the Idaho Department of Water Resources, 4055 Gov't Way, Coeur d'Alene, ID, 83814 on or before JUNE 7, 1982.

A. KENNETH DUNN
Director

5/19/26/'82

Y336

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 _____

Notice of Application For
Water Right - Dept of
Water Resources

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 May 19, 1982 and the last publication thereof being in the issue dated May 26, 1982

Subscribed and sworn to before me this 27th day of May, 1982

RECEIVED

MAY 28 1982

Department of Water Resources
Northern District Office

Notary Public

MICROFILMED



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
NORTHERN REGION

REMARKS / PHOTOS

PERMIT # 94-7217

DATE

INITIALS

7/30/87 8:00 - stop by Water Res.

Appt. 7-30-87

J.A.



Eureka Tunnel

← P/O

Pump
house →

MICROFILMED

NOV 24 1989





STATE OF IDAHO

WATER RESOURCES

PERMIT # 94-7217

INITIALS

#1 Domestic



#2 Domestic



NOTIFIED

NOV 24 1989

#3 Domestic



Needs to
be filed on

This is a detailed topographic map of the Coeur d'Alene National Forest area. The map shows the towns of Silverton, Wallace, and Woodland Park. Key features include:

- Topography:** Contour lines indicating elevation, with peaks like West Grouse Peak (6177 ft) and Mt. Pulaski (5490 ft).
- Water Features:** Numerous creeks and gulches, including Coeur Creek, Ruddy Gulch, and Silver Creek.
- Infrastructure:** Roads (e.g., Highway 20, Highway 18), trails (e.g., Jeep Trail, Moon Pass), and a pipeline.
- Settlements and Landmarks:** Silverton, Wallace, Woodland Park, and McCarthy. Other landmarks include the Airway Beacon, Roundhouse, and various mines (e.g., Argentine Mine, Galena Mine).
- Administrative Boundaries:** The map shows the Coeur d'Alene National Forest and the St. Joe Mountains.

The map is oriented with North at the top and includes a grid system for location finding.

NICK FILMED

PERMIT # 94-7217

Wilma Allen
Box 1306
Wallace, Id. 83873

CLAIM CHECK
NO.

822536

☐ HOLD

DATE

5-10

1ST NOTICE

2ND NOTICE

RETURN

Detached from
PS Form 3849-A
Oct. 1980

RETURN RECEIPT
REQUESTED

CERTIFIED

463 295 149

MAIL

Dept. of Water Resources
Robert G. Haynes, P.E.
Regional Supervisor
4055 Government Way
Coeur D'Alene, Id. 83814



MICROFILMED
MAY 13 1987

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 94-07217

Priority: May 7, 1982

Maximum Diversion Rate:
Maximum Diversion Volume:¹

0.06 CFS
2.4 AF

This is to certify, that HECLA MINING CO.
P.O. BOX C-8000

COEUR D ALENE, ID 838141931 has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated May 7, 1982; and has submitted Proof of Beneficial Use on April 21, 1987. An examination indicates that the works have a diversion capacity of .110 cfs of water from:

EUREKA CREEK

tributary to NINEMILE CREEK

source, and a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
DOMESTIC	01/01 to 12/31	0.06 CFS	2.4 AF

LOCATION OF POINT(S) OF DIVERSION:

SENE , Sec. 23, Township 48N, Range 04E
SHOSHONE County

PLACE OF USE: DOMESTIC

TWN RGE SEC

48N 04E 23

SENE

CONDITIONS/REMARKS:

1. The maximum diversion volume is defined as the maximum allowable volume of water that may be diverted annually from the source under this right. The use of water confirmed by this right is limited to the amount which can actually be beneficially used. The maximum diversion volume may be adjusted to reflect cropping patterns or acceptable standards of water delivery efficiency.
2. This water right is appurtenant to the described place of use.
3. This right is subject to all prior water rights and may be forfeited by five years of non-use.
4. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
5. Source known locally as Eureka Tunnel MS 2858.
6. Domestic use is for 2 homes.

This license is issued pursuant to the provisions of Section 42-219, Idaho Code.
Witness the seal and signature of the Director, affixed at Boise, this 21ST
day of NOVEMBER, 1989.

Acting For

R. Keith Higginson, Director

MICROFILMED

NOV 24 1989

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

APPROVED

To appropriate the public waters of the State of Idaho

1. Name of applicant Hecla Mining Company Phone 752-1251

Post office address P. O. Box 320 Wallace, Id. 83873

2. Source of water supply Eureka Tunnel MS 2858 which is a tributary of Nine Mile Creek

3. Location of point of diversion is SE $\frac{1}{4}$ of NE $\frac{1}{4}$ of Section 23 Township 48N

Range 4E B.M. Shoshone County, additional points of diversion if any: _____

Approx. 300 feet from Portal

4. Water will be used for the following purposes:

Amount 0.08 for Domestic purposes from 1/1 to 12/31 (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:

a. 0.08 cubic feet per second and/or b. _____ acre-feet per annum.

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. _____

Diversion Dam - 5 feet wide, concrete.

b. Height of storage dam 3.0 feet, active reservoir capacity 0.067 acre-feet; total reservoir capacity 0.067 acre-feet, materials used in storage dam: CONCRETE

Period of year when water will be diverted to storage 1-1 to 12-31 inclusive.
(Month/Day) (Month/Day)

c. Proposed well diameter is _____ inches; proposed depth of well is _____ feet.

7. Time required for the completion of the works and application of the water to the proposed beneficial use is 5 years (minimum 1 year - maximum 5 years).

8. Description of proposed uses:

a. If water is not for irrigation:

(1) Give the place of use of water: SE $\frac{1}{4}$ of NE $\frac{1}{4}$ of Section 23 Township 48N

Range 4E B.M.

(2) Amount of power to be generated: _____ horsepower under _____ feet of head.

(3) List number of each kind of livestock to be watered _____

(4) Name of municipality to be served _____, or number of families to be

supplied with domestic water 2.

If water is to be used for other purposes describe: Lawn watering.

RECEIVED

[illegible]

.....

Applicant

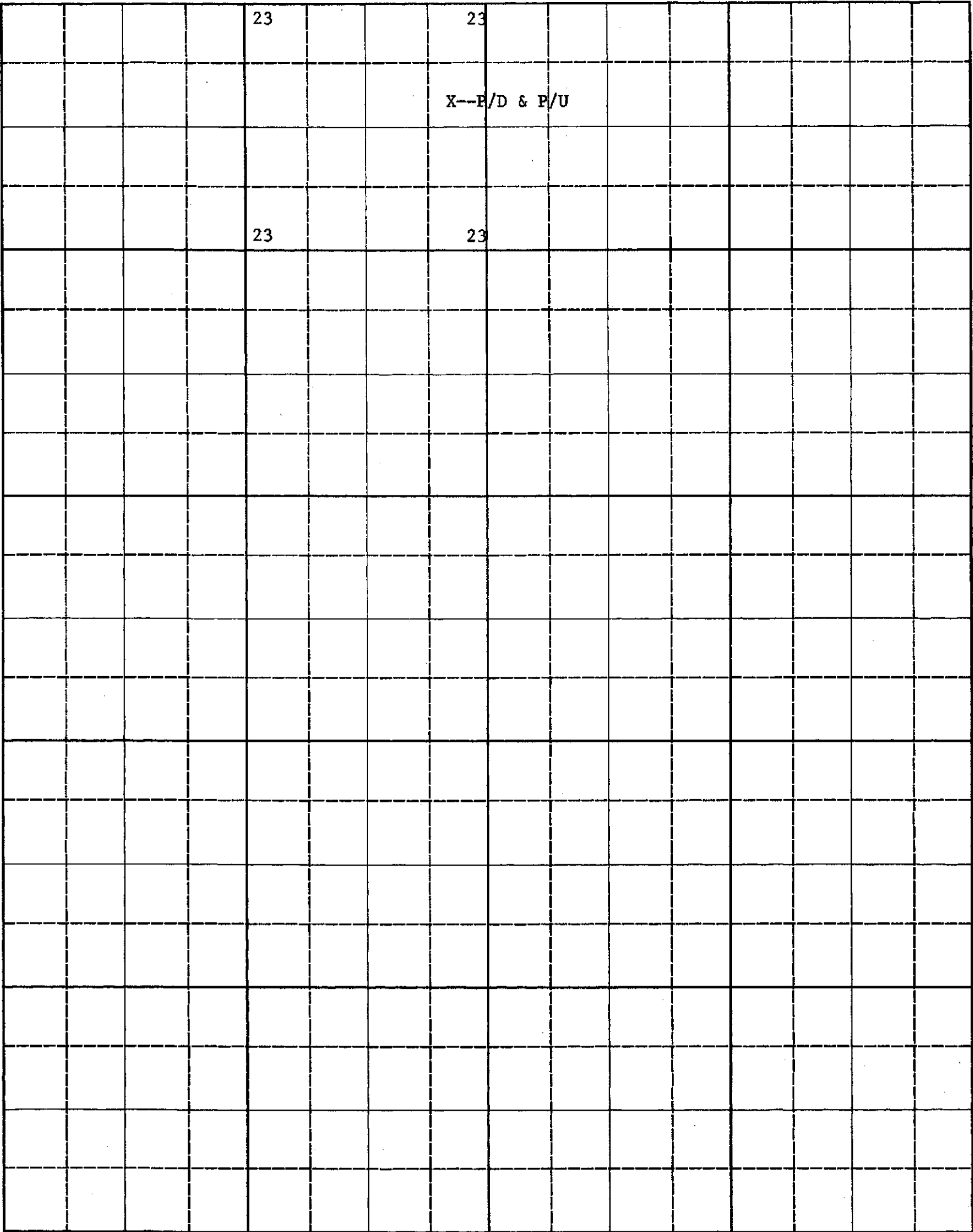
Applicant

[illegible]

b. If water is for irrigation, indicate acreage in each subdivision in the tabulation below:

11. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.

T48N R4E



Scale: 2 inches equal 1 mile.

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

MICROFILMED

Paul E. Hyde (agent)
(Applicant)
Sandman, Hecla Mining Co

MICROFILMED

Proposed Priority 5/7/1982

Received by RAB Date 5/7/82 Time 1:30

Preliminary check by RAB Fee \$ 30.00

Received by RAB Date 5/1/82 (21097)

Publication prepared by RAB Date 5/13/82

Published in Idaho Water

Publication dates 5/19-26/82

Publication approved RAB Date 4/2/82

Protests filed by: Idaho Water 5/24/82 withdrawing 6/2/82

Copies of protests forwarded by RAB 5/24/82

Hearing held by RAB Date 5/24/82

Recommended for approval denial by RAB

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. 94-7217, and said application is hereby APPROVED.

1. Approval of said application is subject to the following limitations and conditions:

a. SUBJECT TO ALL PRIOR WATER RIGHTS.

b. Proof of construction of works and application of water to beneficial use shall be submitted on or before June 1, 19 87.

c. The rate of diversion, if water is to be used for irrigation under this permit, when combined with all other water rights for the same land shall not exceed 0.02 cubic feet per second for each acre of land.

d. Other: Permit holder shall commence the excavation or construction of diverting works within one year of the date this permit is issued and shall proceed diligently until the project is complete.

Use of water under this permit may be affected by an agreement between the protestant and the applicant.

Witness my hand this 22nd day of June, 19 82.

Chief, Operations Bureau

A. Allen Saylor

PROOF OF PUBLICATION

County of Shoshone,

STATE OF IDAHO

NOTICE OF APPLICATION FOR WATER RIGHT

Notice is hereby given that the following application(s) have been submitted for permit to appropriate the public waters of the State of Idaho:

94-7217

Name: HECLA MINING CO.
Address: P.O. Box 320, Wallace, ID 83873

Date Filed: May 7, 1982

Amount: 0.08 CFS

Source: EUREKA TUNNEL tributary to NINEMILE CREEK

Diversion Point: SENE Sec. 23 T 48N R 04E, SHOSHONE Co.

Division Means: DAM

Place of Use: SENE Sec. 23 T 48N R 04E

Use: DOMESTIC (0.08 CFS) from Jan. 1 to Dec. 31.

94-7218

Name: ANGEL, LORA A.
Address: 1223 NINEMILE ST., WALLACE, ID 83873

Date Filed: May 7, 1982

Amount: 0.06 CFS

Source: SPRINGS tributary to NINEMILE CREEK

Diversion Point: NWNW Sec 26 T 48N R 04E, SHOSHONE Co.

Division Means: 2 SPRINGS, DITCH, PIPE & TANK.

Place of Use: LOT 10 Sec 26 T 48N R 04E FOR 1 ACRES

Use: IRRIGATION (0.02 CFS) from March 15 to Nov. 15

DOMESTIC (0.04 CFS) from Jan. 1 to Dec. 31

If issued, the permits(s) will be subject to all prior water rights. Protests against the granting of any permit must be filed with the Director of the Idaho Department of Water Resources, 4055 Gov't Way, Coeur d'Alene, ID, 83814 on or before JUNE 7, 1982.

A. KENNETH DUNN
Director

5/19/82

Y236

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 _____

Notice of Application For
Water Right - Dept of
Water Resources

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 May 19, 1982

and the last publication thereof being in the issue dated

May 26, 1982

Subscribed and sworn to before me this 24th day of

May, 1982

Wendell R. Brainerd

Notary Public

Department of Water Resources
Bozeman, Montana Office

November 22, 1989

HECLA MINING CO.
P.O. BOX C-8000
COEUR D ALENE, ID 838141931

RE: PERMIT NO. 94-07217

Dear Permit Holder(s):

Enclosed herewith is a copy of the Water Right License issued on the above referenced permit.

Sincerely,

JIM JOHNSON
Water Rights Supervisor

JJ:sc

Enclosure

MICROFILMED
NOV 24 1989

October 26, 1989

HECLA MINING CO.
P.O. BOX C-8000
COEUR D ALENE, ID 838141931

RE: PERMIT NO. 94-07217

Dear Permit Holder(s):

Enclosed is a draft copy of the license proposed to be issued on the above referenced water right.

This right is currently being reviewed by this office for licensing. The enclosed preliminary copy is subject to change upon further administrative review.

We ask that you review the proposed license and if you do not concur with the information, please let us know within 10 days.

Sincerely,

JIM JOHNSON
Water Rights Supervisor

JJ:sc

Enclosure

MICROFILMED

NOV 24 1989

POINT OF DIVERSION OVERLAP REVIEW

WR-NUMBER	TWP	RNG	SC	TRACT 1\4 1\4 1\4	LT	#SOURCE	#NAME
9407217	48N	04E	23	SE	NE	EUREKA CREEK	HECLA MINING CO.
9404002						GROUNDWATER	ALLEN, WILHELMINA NO
9407210						SPRING	PETERSEN, JAMES M.

MICROFILMED

NOV 24 1989

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT SUPPLEMENT

RECEIVED
FEB - 3 1988

Department of Water Resources

Yes No

() () B/U Acknowledgement Letter Sent _____ (INITIAL & DATE)
(X) () Quad Sheet
() () Photo PD/PU
() (X) Aerial Photo Date Requested _____ by _____
(X) () GL Plat
() () Copies of overlapping License Field Report Claim
() () Other (list) _____

EXAM COMPLETED BY Jennifer Argraves DATE 7-30-87
SR AGENT REVIEW R DATE 8/87
REGIONAL MANAGER REVIEW PSB DATE 1/27/88
ENTERED ON COMPUTER BY mm DATE 1/27/88
PRELIMINARY OVERLAP REVIEW BY Sam King DATE 7/87

No Overlap

Date _____ Accompanied by: _____
Mainline _____ " x _____ ' Laterals _____ @ _____ " x _____
Motor _____ h.p. _____ Serial # _____
Pump _____ Model _____
Measuring Device _____ Serial # _____
Sprinklers _____
Well _____ " x _____

NOT FILMED

NOV 24 1989

p.s.i.



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
NORTHERN REGION

REMARKS / PHOTOS

PERMIT # 94-7217

DATE

INITIALS

7/30/87 8:00 - stop by Water Res.

Appt. 7-30-87

J.A.



Eureka Tunnel

← P/O

Pump

house →

MICROFILMED

NOV 24 1989





STATE OF IDAHO

WATER RESOURCES

PERMIT # 94-7217

INITIALS

#1 Domestic

#2 Domestic →

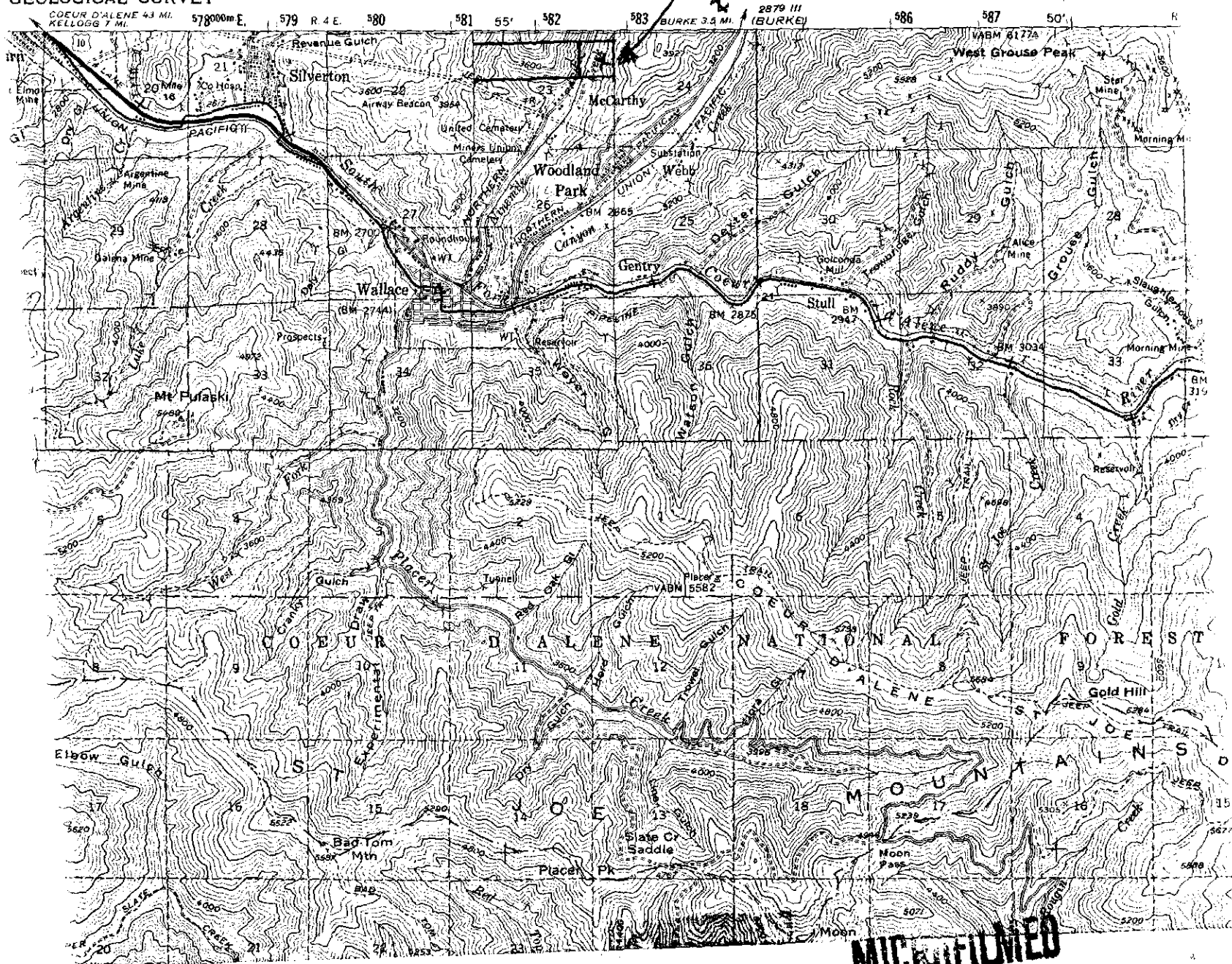
RECORDED

NOV 24 1989

#3 Domestic

Needs to be filed on

UNITED STATES
DEPARTMENT OF THE INTERIOR
GEOLOGICAL SURVEY



MICROFILMED

TWP 48 N, RGE 4E SEC 23 NOV 24 1989
EXAM DATE 7-1-30-187 MAP # 6-11 PERMIT # 94-7217

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

A. GENERAL INFORMATION

Permit No. 94-7217

1. Owner: Hecla Mining Company Phone No. _____
Current Address: P.O. Box C-8000, 6500 Mineral Dr., CDA, Idaho 83814

2. Accompanied by: Gene Hyde EXAM. DATE: 7-30-87 1931

Address: _____ Phone No. _____

Relationship to Permit Holder: SAME

3. Source: Eureka Tunnel tributary to Near Mile Creek
MS2858

B. OVERLAP REVIEW

1. Other water rights with same place of use: NONE

☐ Copies Attached

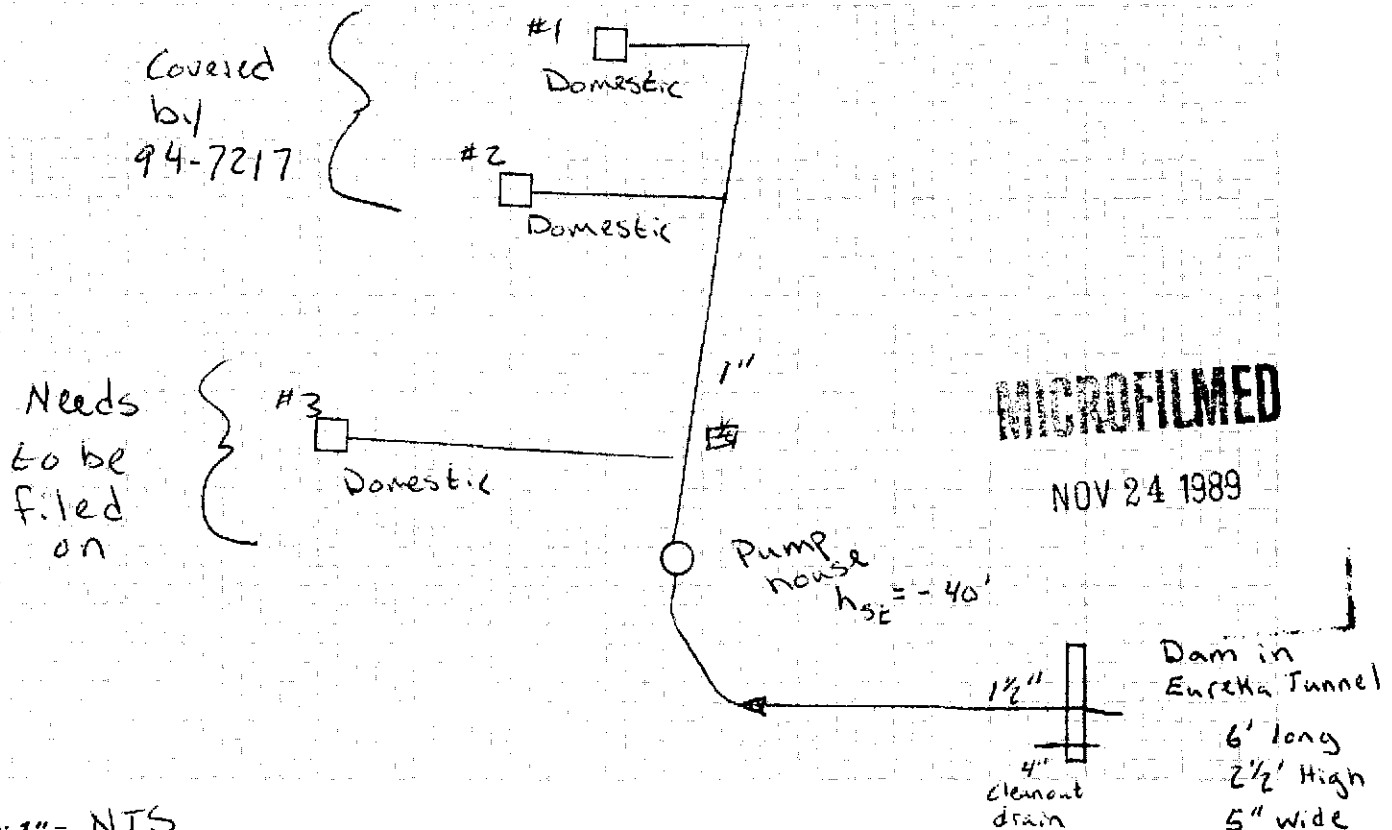
2. Other water rights with same point of diversion: ~~YES~~ NO Explanation in Overlap Review

☐ Copies Attached

☐ Copies of Field Exam's Attached

C. SYSTEM DESCRIPTION

1. **Diversion System Diagram:** Indicate all major components and distances between components. Indicate weir size/ditch size/pipe i.d. as applicable. ☐ Alternative diagram attached



Scale: 1" = NTS

2. ☒ Copy of U.S.G.S. Quadrangle Attached
Showing location(s) of point(s) of diversion and
place(s) of use (required).

☒ Photo of Diversion and System Attached

(required for all but single household domestic groundwater, and stockwater).

☐ Aerial Photo Attached

(required for irrigation of 10 acres or more).

3. Narrative: Description (As operating at time of measurement. Indicate pressure, number of sprinklers, etc.)

1 1/2" plastic to press tank and pump 1" off take to three rooms w/ 1/2 AC lawn/garden

dam - 5" wide, 6' long, $2\frac{1}{2}'$ high, $1\frac{1}{2}'$ outlet
with valve, 4" diameter drain + valve for overflow

☐ See Remarks on page 4 for continuation

Well or Diversion Identification No. *	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size
	Century	1.5	8-151820-21		

5. Point(s) of Diversion:

[illegible]

6. Place(s) of Use:

[illegible]

Do not use this space

NOV 24 1989
CENTRAL INTELLIGENCE AGENCY

Do not use this space

D. FLOW MEASUREMENTS

☐ Additional Data Sheets Attached

1.

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

2. Measurements:

h_{se} with level $\approx -40'$

E. FLOW CALCULATIONS

☐ Additional Computation Sheets Attached

1. Measured Method:

$$Q = \frac{8.8(1.75)(1.5)}{2.3(40) + (-40)} = .19 \text{ cfs}$$

2. Alternate Method for Checking Purposes:

$$Q_{zDom} = .08 \text{ cfs} \quad Q_{permit} = .08 \text{ cfs}$$

$$\frac{8.8(1.5)75\%}{2.3(40)+1} = .11 \text{ cfs}$$

ASSUMED AS DIST FM WATER SURFACE TO PUMP

F. PUMP EFFICIENCY DATA (Optional)

Discharge Pressure: _____ psi x 2.31 = _____ ft (1); Dynamic pumping level: _____ ft (2)

Total Head: (1) + (2) = _____ (3)

Flow rate: _____ cfs (4)

Water HP: (3) x (4) $\div$ 8.8 = _____ (5)

Meter Input KW: 3.6 x _____ KH x _____ CTR or _____ MULT x _____ PTR x _____ N/ _____ T = _____ (6)

Meter Input HP: (6) x 1.34 = _____ (7)

Panel Input KW: _____ Ave PF x _____ Ave Volts x _____ Ave Amps x .001732 = _____ (6)

Panel Input HP: (6) x 1.34 = _____ (7) Efficiency: (5)/(7) x 100 = _____ %

G. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

$V_{I.R.} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = \underline{\hspace{2cm}}$

$V_{D.R.} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 = \underline{\hspace{2cm}}$

$V = \text{Smaller of } V_{I.R.} \text{ and } V_{D.R.} = \underline{\hspace{2cm}}$

2. Volume Calculations for Other Uses:

$$V = 1.2(2) = 2.4 \text{ AF}$$

$zDom + \frac{1}{2} \text{ Ac. lawn/garden}$

MICROFILMED

NOV 24 1989

UNCLASSIFIED

68/11/6 wet

Department of Water Resources

7-30-72

5/15/87

~~Minister Agrarias~~
~~5/15/87~~

~~Leiniger, Andreas~~

100

- ☐ Add P.D. as reflected above
- ☐ Add P.U. as reflected above

~~5780~~

2.47F

Rate of Diversion
2 (cts)
06
~~10375~~

Annual Volume
V (afa)
2.4 AF

H. REMARKS AND OVERLAP REVIEW ANALYSIS

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES
Northern Region

JOHN V. EVANS
Governor
A. KENNETH DUNN
Director

4055 Government Way
Coeur d'Alene, ID 83814
(208) 765-4639

JULY 22, 1987

HECLA MINING CO.
P.O. BOX C-8000
COEUR D'ALENE, ID 83814

RE: Permit No. 94-7217

Dear Permit Holder:

We acknowledge receipt of your statement submitted as proof of beneficial use for the above referenced permit.

Before a Water Right License can be issued, a field examination must be made by a representative of this department.

A field examiner will contact you to arrange to examine your system.

If you have any questions regarding the field examination, please contact this office by phone or in person.

Sincerely,

/s/
TOM D. KING
Senior Water Resource Agent

cc: IDWR - State Office

MICROFILMED

NOV 24 1989

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
COMMENCEMENT OF WORKS

Permit No. 94-7217
Name(s) of Permit Holder(s): HECLA MINING COMPANY
Post Office Address: PO BOX 320
WALLACE, IDAHO Tel. No. 752-1251

☒ I hereby certify that construction of diversion works for the above referenced permit began on JUNE 30, 1982. I understand that I must continue to develop the water system within due diligence to maintain a valid permit.

ACTUAL DATE OF FIRST USE (date) JUNE 30, 1982 **MICROFILMED** AN IN SPRING

☐ I hereby certify that construction of diverting works on the above referenced project has not yet begun due to the following reason beyond my control*:

*Note: A financing difficulty is not an acceptable reason.

7-20-82
Date

Hecla Mining Co.
Paul E. Hyde, Landman
Signature of Permit Holder

PAUL E HYDRO

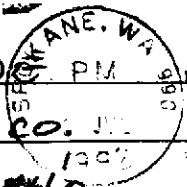
HECLA MNG

WALLACE, IDAHO

83873

MICROFILMED

NOV 24 1989



RECEIVED

JUL 25 1982

Department of Water Resources



IDAHO DEPARTMENT OF WATER RESOURCES
STATEHOUSE

BOISE, IDAHO 83720

RECEIVED

APR 23 1987

For Office Use Only
Fee Received 550.00
Date 4/21/87
Receipt # 38277
Receipt by [initials]
Reviewed by [initials]
Sent to region 3-H-1987

STATE OF IDAHO Department of Water Resources

DEPARTMENT OF WATER RESOURCES

PROOF OF BENEFICIAL USE

The Idaho Department of Water Resources will consider this form as a statement that the permit holder(s) has 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 or a completed field examination report prepared by a certified water right examiner who has been appointed by the department.

Permit No. 94-7217

Name(s) of Permit Holder: HECLA MINING COMPANY

Post Office Address: P.O. Box C-8000 6500 MINERAL DRIVE

COEUR D'ALENE, IDAHO 83814-1931 Telephone No. 208-769-4100

Source of Water: EUREKA TUNNEL (M.S. 2858)

Extent of Use:

Domestic 3 (number of households) Stockwater _____ (number and type of stock)

Irrigation _____ (acres) Other/Remark _____

Total rate and/or volume for which proof is submitted 0.08 cfs _____ acre-feet

Show the date water was first diverted and beneficially used under this permit: June 1, 1981

Measuring Device: Required? ☐ Yes ☒ No
Installed? ☐ Yes ☒ No

Fee enclosed \$ 50.00
(See License Examination Fee Schedule)

Flow Measurement Port: Required? ☐ Yes ☒ No
Installed? ☐ Yes ☒ No

MICROFILMED

MAY 13 1987

Person to contact to accompany the Department representative during the field examination:

David Truean 753-7952
(Name) (Telephone Number)

P.O. Box 702 WALLACE, IDAHO 83873
(Address)

The above information 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.

4-10-87
Date

Paul E. Hyde, agent & Landman
Signature of Permit Holder (and title, if appropriate)
Hecla Mining Company

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

STATEHOUSE
BOISE, IDAHO 83720
(208) 334-4440
CERTIFIED MAIL
MARCH 31, 1987

138915

HECLA MINING CO.
P.O. BOX 320
WALLACE, ID 83873

PROOF DUE NOTICE

RE: PERMIT NO. 94-7217

DEAR PERMIT HOLDER:

ONE OF THE CONDITIONS OF APPROVAL OF THE ABOVE REFERENCED WATER PERMIT WAS THAT PROOF OF THE EXTENT OF YOUR BENEFICIAL USE MUST BE SUBMITTED TO THIS OFFICE ON OR BEFORE JUNE 1, 1987. (SEE LAST PAGE OF YOUR APPROVED PERMIT OR YOUR LAST APPROVED EXTENSION REQUEST.) ENCLOSED IS A FORM WHICH WHEN ACCOMPANIED BY THE LICENSE EXAMINATION FEE OR A COMPLETED FIELD EXAMINATION REPORT PREPARED BY A CERTIFIED WATER RIGHT EXAMINER MAY BE USED TO SUBMIT THE REQUIRED PROOF.

IF YOU HAVE NOT FULLY COMPLETED YOUR PROJECT, AND YOU OR A PREVIOUS OWNER OF THIS PERMIT HAVE NOT RECEIVED A PRIOR EXTENSION OF TIME, YOU MAY REQUEST AN EXTENSION OF TIME IF THE DELAY IS FOR REASONABLE CAUSE AS PROVIDED IN SECTION 42-204, IDAHO CODE. IF YOU HAVE BEEN PREVENTED FROM PROCEEDING BY A GOVERNMENTAL AGENCY OR BY LITIGATION WHICH MIGHT BRING TITLE TO THE WATER IN QUESTION, MORE THAN ONE EXTENSION OF TIME CAN BE GRANTED. AN EXTENSION OF TIME REQUEST FORM IS ENCLOSED FOR YOUR CONVENIENCE.

EITHER AN ACCEPTABLE PROOF OF BENEFICIAL USE SUBMITTAL OR AN ACCEPTABLE REQUEST FOR AN EXTENSION OF TIME MUST BE RECEIVED BY THIS DEPARTMENT ON OR BEFORE THE ABOVE DESCRIBED PROOF DUE DATE. IF NEITHER IS RECEIVED, THE DEPARTMENT WILL SEND YOU A LAPSE NOTICE. WITHIN SIXTY (60) DAYS OF THE MAILING OF THE LAPSE NOTICE, THE PERMIT WILL NO LONGER BE OF ANY FORCE NOR EFFECT.

SINCERELY,

RITA FLECK
SECRETARY/RECORDS MANAGER

ENCLOSURES

MICROFILMED

MAY 13 1987

May 17, 1983

Hecla Mining Company
P. O. Box 320
Wallace, ID 83873

Dear Sirs:

Re: Permit No. 94-7217

Enclosed is a recent letter from Wilhelmina Allen clarifying her intentions in the withdrawal of her protest against your water right Permit No. 94-7217.

As you recall, Mrs. Allen protested your application to divert and use water from the Eureka Tunnel MS 2858 because she had established a water right by prior use. Her protest was withdrawn on June 2, 1982 following a discussion with Mr. Wally Crandall of your company and agreement on the location of your pipeline. This letter appears to be a reasonable correction to that June 2 agreement, however, if you have an objection to the change proposed, please let us know.

If we do not hear from you within 20 days, we will assume you have no objection to the change in the described location of your pipe from BELOW to ABOVE the level of the inlet of Mrs. Allen's pipeline.

Please let us know if you have any questions.

Sincerely,

BOBBY D. FLEENOR
Chief, Regional Offices Bureau

BDF:rf

cc: Wilhelmina Allen

bcc: Northern Region

MICROFILMED

MAY 13 1983

Box 1306
Wallace, Id. 83873
May 9, 1983

Dept. of Water Resources
Robert G. Haynes, P.E.
Regional Supervisor
4055 Government Way
Coeur D'Alene, Id. 83814

Dear Sir:

The letter you received on June 2, 1982 withdrawing
objection to Hecla Mining Co. filing water permit
#94-7217 was incorrect.

It should have said:
If Hecla puts a pipe in ABOVE the level of my
pipe I don't believe it will reduce the quantity
of water under the existing water rights.

Sincerely,

Wilhelmina Allen

Wilhelmina Allen

RECEIVED
MAY 10 1983

Department of Water Resources
Northern District Office

MICROFILMED

MAY 13 1987

Wilma Allen
Box 1306
Wallace, Id. 83873

CLAIM CHECK
NO.

822536

☐ HOLD

DATE

5-10

1ST NOTICE

2ND NOTICE

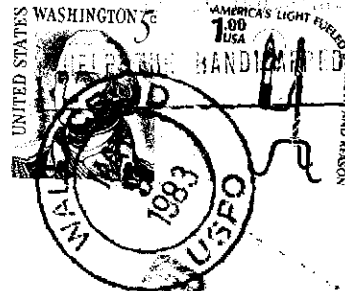
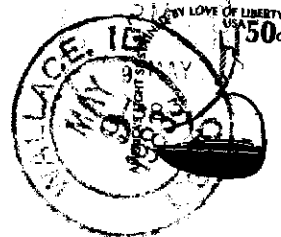
RETURN

CERTIFIED

463 295 149

MAIL

Detached from
PS Form 3849-A
Oct. 1980



Dept. of Water Resources
Robert G. Haynes, P.E.
Regional Supervisor
4055 Government Way
Coeur D'Alene, Id. 83814

July 13, 1982

RE: Permit No. 94-7217

Hecla Mining Company
P.O. Box 320
Wallace, ID 83873

Gentlemen:

Enclosed is a copy of your approved application for permit. We direct your attention to the conditions of approval on the fourth page.

The 1982 Idaho Legislature added a requirement that as a permit holder you must commence the excavation or construction of diverting works within one year of the date the permit was issued, and must proceed diligently until the project is completed. The enclosed blue card must be completed and returned to this office as soon as you commence construction, no later than one year from the date the permit was approved.

We have enclosed a form entitled "Making Proof of Beneficial Use". Please read the instructions carefully since you must take further action to develop this permit into a license.

Sincerely,

DAVID R. TUTHILL, JR., P.E.
Supervisor, Water Allocation Section

DRT:kw
Enclosures

RECORDED
INDEXED

State of Idaho
Department of Water Resources

APPLICATION FOR PERMIT ANALYSIS SHEET

INITIAL REVIEW BY: RyA

APPLICATION NUMBER: 94-7217

CHECK:

- ☒ Source.
☒ Point of diversion.
☒ County.
☒ Quantity of water and period of use.
☒ Description of diverting works.
☒ Time required for beneficial use of water.
☒ Place of use or acres irrigated.
☒ Map.
☒ Signature.
☒ Fee.
☒ Yes ☒ No Field check required.
☒ Yes ☒ No Critical groundwater area.
☒ Yes ☒ No Request dam safety information. Sent by: _____ Date: _____
☒ Yes ☒ No* In form to receipt.

Field check by: _____

Date: _____

Comments: _____

*REQUEST THE FOLLOWING ADDITIONAL INFORMATION FROM THE APPLICANT: _____

SEND COPIES TO:

- ☐ Idaho State Health Department.
☐ Idaho Fish and Game Department.
☐ Idaho Department of Lands.
☐ U.S. Bureau of Land Management.
☐ U.S. Forest Service.
☐ Other _____

Copies sent by: _____ Date: _____

PROCESSING:

- ☐ Yes ☐ No Platted by: _____ Map No. _____
☐ Yes ☐ No Other rights on same place of use. _____

- ☒ Yes ☐ No* In form for advertising.
☒ Yes ☐ No Final date for protests: 6/7/82 ✓
☒ Yes ☐ No Protests received. If yes, record information on 4th page of application.

FINAL REGIONAL PROCESSING REVIEW:

- ☒ Affidavit of publication received. Date: 5/28/82 ✓
☒ Application published correctly. If not, record action taken: _____
☒ Fee amount, receipt date & number, recorded on application.
☒ Publication dates and paper, recorded on application.
☒ Protests, dates, withdrawal, etc., recorded on application.
☒ Recommendation & initial, recorded on application.
☐ Yes ☒ No Measuring device required.
☐ Yes ☒ No Access port required.
☐ Yes ☒ No Will water be delivered by watermaster? If yes, what district? _____
5/7/82 Date of priority recommended.
Special conditions of approval or cover letter. _____

By: RyA Date: 6/8/82

STATE OFFICE REVIEW:

return receipt w/cover letter

SLW/L12

26 20

- ☐ See attached sheet for more information.

By: RyA

Date: 6/15/82

RECEIVED

JUN 10 1982

POINT OF DIVERSION AND STREAM INDEX INFORMATION

TRACT	SEC	TWP	RGE	gov't lot	rediv. (R)	REACH
-------	-----	-----	-----	--------------	---------------	-------

IDAHO STREAM CODE INDEX

TRACT	SEC	TWP	RGE	gov't lot	rediv. (R)	REACH
-------	-----	-----	-----	--------------	---------------	-------

IDAHO STREAM CODE INDEX

TRACT	SEC	TWP	RGE	gov't lot	rediv. (R)	REACH
-------	-----	-----	-----	--------------	---------------	-------

IDAHO STREAM CODE INDEX

TRACT	SEC	TWP	RGE	gov't lot	rediv. (R)	REACH
-------	-----	-----	-----	--------------	---------------	-------

IDAHO STREAM CODE INDEX

TRACT	SEC	TWP	RGE	gov't lot	rediv. (R)	REACH
-------	-----	-----	-----	--------------	---------------	-------

IDAHO STREAM CODE INDEX

June 2, 1982

Robert S. Hayner
Regional Supervisor
4055 Government Way
CDA, Id. 83814

RECEIVED

JUN 2 1982

Dear Sir:

Department of Water Resources
Northern District Office

After a conversation with
Walley Crandall of Hecla Mining
Company we have come to
an agreement on letting Hecla
~~putting~~ a pipe in below the
level of my pipe so I don't
believe it will reduce the
quantity of water under
the existing water rights

Sincerely,
Wilhelmina Allen

MICROFILMED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Northern Region

JOHN V. EVANS
Governor
A. KENNETH DUNN
Director

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

May 26, 1982

Hecla Mining Co.
P. O. Box 320
Wallace, Id. 83873

RE: 94-7217

Gentlemen:

Enclosed is a copy of a protest filed against the approval of a permit pursuant to the above-referenced application. The Department suggests you contact the protestants directly in an effort to determine the nature of the protest and attempt to resolve the protest.

If you do not advise us within twenty (20) days that the protest has been resolved, the matter will be scheduled for conference and/or hearings. At such a conference and/or hearings, the following are the principle items the Department can consider in either approving or denying the application for permit (Section 42-203, IDAHO CODE):

1. Will the proposed use reduce the quantity of water under existing water rights?
2. Is the proposed water supply insufficient for the purposes intended?
3. Is the application made in good faith or for delay or speculative purposes?
4. Has the applicant sufficient financial resources with which to complete the project?
5. Will the proposed use conflict with the local public interest?

You will be notified at a later date of the time and place of the conference and/or hearings. If we can be of any assistance, please contact us.

Sincerely,

ROBERT G. HAYNES, P.E.
Regional Supervisor

RGH:pm

Enclosure

MICROFILMED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Northern Region

JOHN V. EVANS
Governor
A. KENNETH DUNN
Director

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

May 26, 1982

Mrs. Wilhelmina Allen
Box 1306
Wallace, Id. 83873

RE: 94-7217

Dear Mrs. Allen:

Your protest against the approval of the above-referenced application has been received and a copy has been sent to the applicant. The Department suggests that you contact the applicant directly in an effort to determine what is proposed by the application and to attempt to resolve the protest.

If you do not advise us within twenty (20) days that the protest has been resolved, the matter will be scheduled for conference and/or hearings. At such a conference and/or hearings, the following are the principle items the Department can consider in either approving or denying the application for permit (Section 42-203, IDAHO CODE):

1. Will the proposed use reduce the quantity of water under existing water rights?
2. Is the proposed water supply insufficient for the purpose intended?
3. Is the application made in good faith or for delay or speculation?
4. Has the applicant sufficient financial resources with which to complete the project?
5. Will the proposed use conflict with the local public interest?

You will be notified at a later date of the time and place of the conference and/or hearings. If we can be of any assistance, please contact us.

Sincerely,

ROBERT G. HAYNES, P.E.
Regional Supervisor

H: FMS

MICROFILMED

Box 1306
Wallace, Id. 83873
May 19, 1982

A. Kenneth Dunn
Idaho Dept. of Water Resources
4055 Govt. Way
Coeur d'Alene, Id. 83814

Dear Sir:

Hecla Mining Co., Box 320, Wallace, Id. has filed an application for a water right.

I protest any water being used from my existing water right and area of my water right. My claim to water #94-4002 is described as follows:

NE ¼ of NE¼ - Sec. 23, Township 48, N.
Range 4, E.B.M.

This is a tunnel in the Eureka Group. I have used this water for thirty three years and exclusively for ten years prior to April 6, 1970.

Sincerely,

Wilhelmina Nowlin Allen
Wilhelmina Nowlin Allen

MICROFILMED

RECEIVED

MAY 24 1982

Department of Water Resources
Northern District Office

Wilma Allen
Box 1306
Wallace, Id. 83873

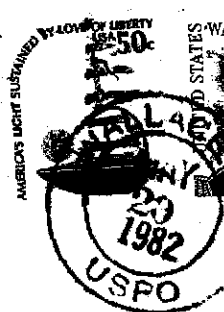
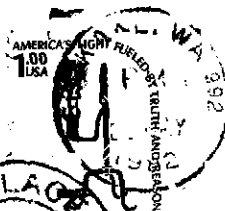
MICROFILMED

CERTIFIED

P 250 873 681

MAIL

RETURN RECEIPT
REQUESTED



CLAIM CHECK
NO.

092112

☐ HOLD

DATE

5/24

1ST NOTICE

2ND NOTICE

RETURN

Detached from
PS Form 3849-A
May 1979

A. Kenneth Dunn
Idaho Dept. of Water Resources
4055 Govt. Way
Coeur d'Alene, Id. 83814

94-2212-

HECLA MINING CO.

P.O. BOX 320, WALLACE, ID 83873

Source: EUREKA CREEK tributary to NINEMILE CREEK

Date Filed: 05/07/1982

Amount: 0.08 CFS

Diversion Point: SENE Sec 23 T 48N R 04E, SHOSHONE Co.

Use: DOMESTIC (0.08 CFS) from 01/01 to 12/31

Place of Use: SENE Sec 23 T 48N R 04E

Diversion Means: DAM.

*Changed to
TUNNEL for advertising only*

MICROFILMED



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
NORTHERN REGION

John V. Evans
Governor

~~A. V. Smith~~
~~C. Stephen Allen~~
~~Director~~

Suite No. 1
4055 Government Way
Coeur d'Alene, Idaho 83814
(208) 667-6484

May 5, 1982

Hecla Mining Company
P. O. Box 320
Wallace, Idaho 83873

Attn: Mr. Paul Hyde

Gentlemen:

I am returning your claim and Check No. 92-55 (\$30.00) due to use of an incorrect form. When applying for water rights on a new usage, an Application for Permit is the appropriate form.

I have taken the liberty of preparing an application from the information provided in the claim. Please check the information and return the application along with the filing fee.

If you have any questions, please contact me.

Sincerely,

LAWRENCE D. BEARD
E.I.T.

LDB/pms

Enc. - Claim
Check
Application

MICROFILMED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

CLAIM TO A WATER RIGHT



Under the provisions of Section 42-243, Idaho Code, any person using or claiming rights to the public waters of Idaho established by diversion and application to a beneficial use must file a claim with the Department of Water Resources on or before June 30, 1983. Exempted from this filing are single family domestic uses as defined in Section 42-230(d), Idaho Code. Also exempted are rights represented by a permit, license, decree, adjudicated right, or a previously filed claim.

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

Notice is hereby given that HECLA MINING COMPANY
(Name of Claimant)
P.O. Box 320 WALLACE, IDAHO 83073 Telephone No. 752-1251
(Mailing Address) (Zip Code)

claims a right to the diversion and beneficial use of the surface or ground water. The extent and nature of said claim is as follows:

(1) Date of priority: (When was the water first applied to a beneficial use) 5-1-82

A claim is not acceptable on a ground water source with a priority later than March 25, 1963 or on a surface water source with a priority later than May 20, 1971. An exception is that a claim may be filed on single family domestic use from a ground water source.

(2) Describe the source of water: (Name of stream, lake, spring, etc., or ground water)
EUREKA TUNNEL M.S. 2858 tributary to NINE MILE CREEK

(3) Describe the purpose for which the water has been used and the time during the year when you have used the right claimed:

	(cfs, gpd, AFA)	(Domestic, Irrigation, Stock, Etc.)	(Both dates inclusive)	
			(Mo., Day)	(Mo., Day)
Quantity	<u>.08 cfs</u>	Use <u>DOMESTIC</u>	Period of Use From <u>1-1</u>	To <u>12-31</u>
Quantity		Use	Period of Use From	To
Quantity		Use	Period of Use From	To
Quantity		Use	Period of Use From	To
Quantity		Use	Period of Use From	To

(4) .04 cfs TOTAL QUANTITY USED.
(cfs, gpd, AFA)

(5) A) Point of diversion: (Location of point where water is diverted from its source)
SE ¼ NE ¼, Sec. 23 Twp. 48N Rge. 4E B.M., County of Shoshone
Additional points of diversion: approx 300 feet from Portal

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.
DIVERSION DAM - 5 feet wide CONCRETE

(6) A) Describe location of use by listing number of irrigated acres within each 40-acre tract in appropriate box. If use is not for irrigation, place an "X" in appropriate box to show location.

TN	RE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTAL
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
48	4	23				X													

No. of acres _____

If water is used for other than irrigation, fully describe that use, being as specific as possible:
HOUSEHOLD, LAWN WATERING

EXTRA .04 cfs claimed for second possible household within 5 years.

NOTE: Include here the type and number of stock watered: _____

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

(8) Remarks

T48N R4E

16		15		14		13
21		22		23		24
28		27		26		25

Scale: 2 inches equal 1 mile.

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.

Paul E. Hyde (agent)
(Claimant)

Sworn to before me this 3 day of May 1982, 19 .

Shirley J. Zornette
Notary Public
Residing at Harlem, Id.

My commission expires 12-1-83

FOR DEPARTMENT USE ONLY

Received by RWA Date 5/4/82 Exception filed by: _____ Forwarded to _____ Date _____
Claim. check by _____ Date _____
\$20.00 fee received by _____ Date _____
Published in _____
Dates _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

1. Name of applicant Hecla Mining Company Phone 752-1251

Post office address P. O. Box 320 Wallace, Id. 83873

2. Source of water supply Eureka Tunnel MS 2858 which is a tributary of Nine Mile Creek

3. Location of point of diversion is SE $\frac{1}{4}$ of NE $\frac{1}{4}$ of Section 23 Township 48N

Range 4E B.M. Shoshone County, additional points of diversion if any: _____

Approx. 300 feet from Portal

4. Water will be used for the following purposes:

Amount 0.08 for Domestic purposes from 1/1 to 12/31 (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:

a. 0.08 cubic feet per second and/or b. _____ acre-feet per annum.

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. _____

Diversion Dam - 5 feet wide, concrete.

b. Height of storage dam _____ feet, active reservoir capacity _____ acre-feet; total reservoir capacity _____ acre-feet, materials used in storage dam: _____

Period of year when water will be diverted to storage _____ to _____ inclusive.
(Month/Day) (Month/Day)

c. Proposed well diameter is _____ inches; proposed depth of well is _____ feet.

7. Time required for the completion of the works and application of the water to the proposed beneficial use is 5 years (minimum 1 year - maximum 5 years).

8. Description of proposed uses:

a. If water is not for irrigation:

(1) Give the place of use of water: SE $\frac{1}{4}$ of NE $\frac{1}{4}$ of Section 23 Township 48N

Range 4E B.M.

(2) Amount of power to be generated: _____ horsepower under _____ feet of head.

(3) List number of each kind of livestock to be watered _____

(4) Name of municipality to be served _____, or number of families to be supplied with domestic water 2.

(5) If water is to be used for other purposes describe: Lawn watering.

MICROFILMED

b. If water is for irrigation, indicate acreage in each subdivision in the tabulation below:

TWP	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	

Total number of acres to be irrigated _____

c. Describe any other water rights used for the same purposes as described above. _____

None

9. a. Who owns the property at the point of diversion Applicant

b. Who owns the land to be irrigated or place of use Applicant

c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing _____

10. Remarks _____

MICROFILMED

Received by _____ Date _____ Time _____

Preliminary check by _____ Fee \$ _____

Receipted by _____ Date _____

Publication prepared by _____ Date _____

Published in _____

Publication dates _____

Publication approved _____ Date _____

Protests filed by: _____

Copies of protests forwarded by _____

Hearing held by _____ Date _____

Recommended for approval denial by _____

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. _____, and said application is hereby _____.

1. Approval of said application is subject to the following limitations and conditions:

- a. SUBJECT TO ALL PRIOR WATER RIGHTS.
- b. Proof of construction of works and application of water to beneficial use shall be submitted on or before _____, 19 ____.
- c. The rate of diversion, if water is to be used for irrigation under this permit, when combined with all other water rights for the same land shall not exceed 0.02 cubic feet per second for each acre of land.
- d. Other: _____

Witness my hand this _____ day of _____, 19 ____.

Director

MICROFILMED