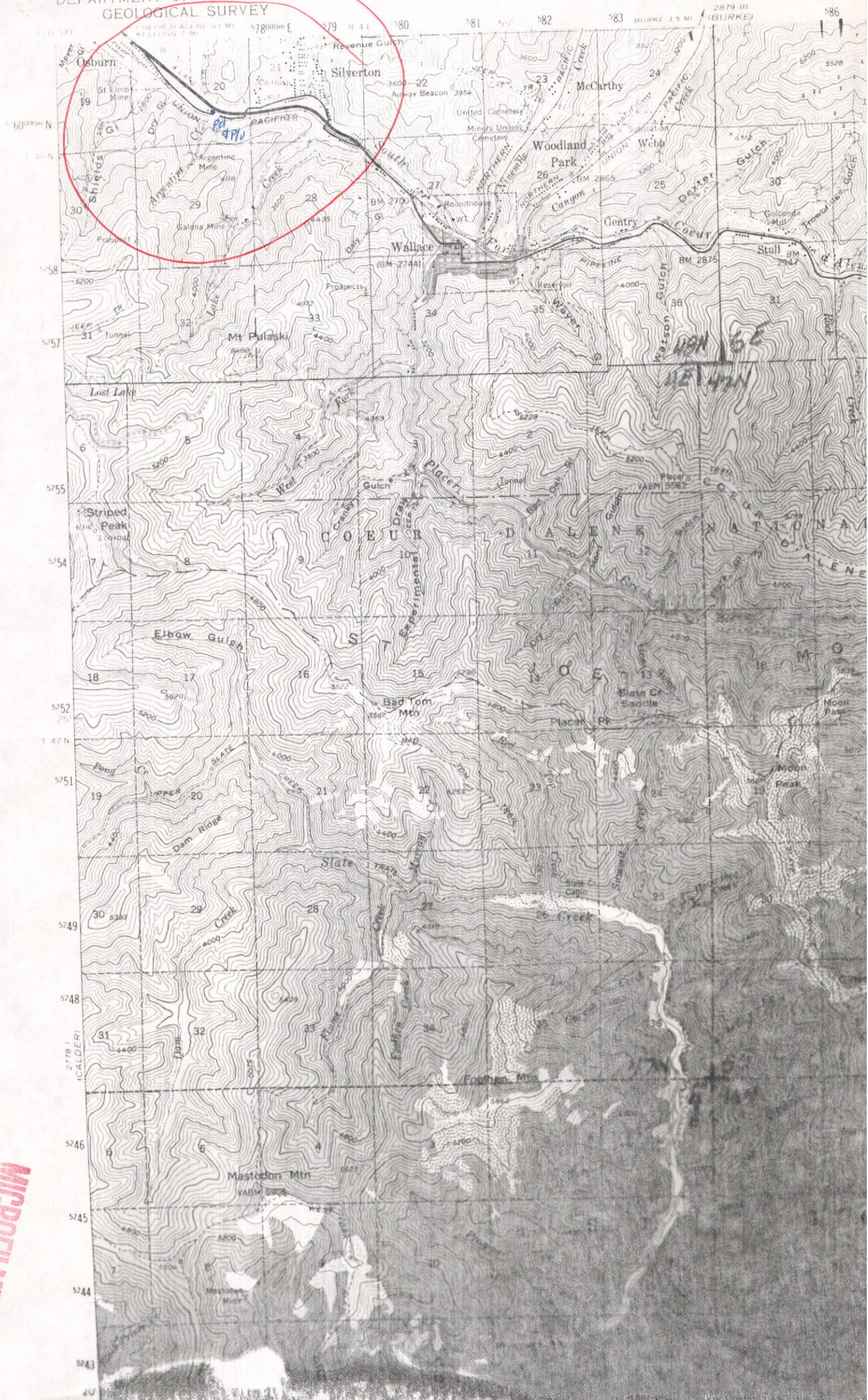


UNITED STATES
DEPARTMENT OF THE INTERIOR
GEOLOGICAL SURVEY



MICROFILMED

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 94-7206 Priority October 20, 1981 Amount 0.21 cfs

THIS IS TO CERTIFY, that ASARCO Incorporated
of Wallace, Idaho, has complied with the terms and conditions of Permit
No. 94-7206 issued pursuant to Application for Permit dated October 20, 1981,
and has submitted proof to the Department of Water Resources on March 15, 1982,
that he has applied water to a beneficial use; an examination by the Department indicates that the works have a
capacity for the diversion of 0.21 cfs of water from a groundwater source,
tributary to _____, and that the permit holder has applied to a beneficial use and
established a right to use water as follows:

Beneficial Use	Period of Use	Rate of Diversion	Annual Volume
Commercial	from January 1 to December 31	at 0.21 cfs and	12.5 acre feet
	from _____ to _____	at _____ cfs and	_____
	from _____ to _____	at _____ cfs and	_____

(both dates inclusive)

Subject, however, to the condition that no more than 0.21 cfs of water be diverted at any one time, and
that the amount of water so diverted and to which such right is entitled and confirmed is for the purpose
aforementioned and is limited to the amount which can actually be beneficially used and shall not exceed
12.5 acre feet per year, said waters to be diverted within the NW $\frac{1}{4}$ SE $\frac{1}{4}$, Section 20, Twp.
48N., Rge. 4E in the County of Shoshone

Description and location of place of use:

Twp.	Range	Sec.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				Totals
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
48N	4E	20																	

Total number of acres irrigated _____

Commercial use is Assay Office, shop, warehouse and mine rescue.

NOTE: Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho Law. This right may be forfeited by five years of non-use.

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

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 30TH day of
November _____, 19 82.

Acting for the Director

Norman C. Young

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 ASARCO Incorporated Phone 208-752-1116

Post office address P. O. Box 440, Wallace, Idaho 83873

2. Source of water supply Ground water which is a tributary of _____

3. Location of point of diversion is NW $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section 20 Township 48N

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

4. Water will be used for the following purposes:

Amount 0.25 for Industrial purposes from Jan. 1 to Dec. 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. 0.25 cubic feet per second and/or b. _____ acre-feet per annum.

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. A 3 HP submersible pump will pump
the water through 600 feet of 4" line to point of use.

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 36 inches; proposed depth of well is 25 feet.

7. Time required for the completion of the works and application of the water to the proposed beneficial
use is 1 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: NW $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section 20 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 _____

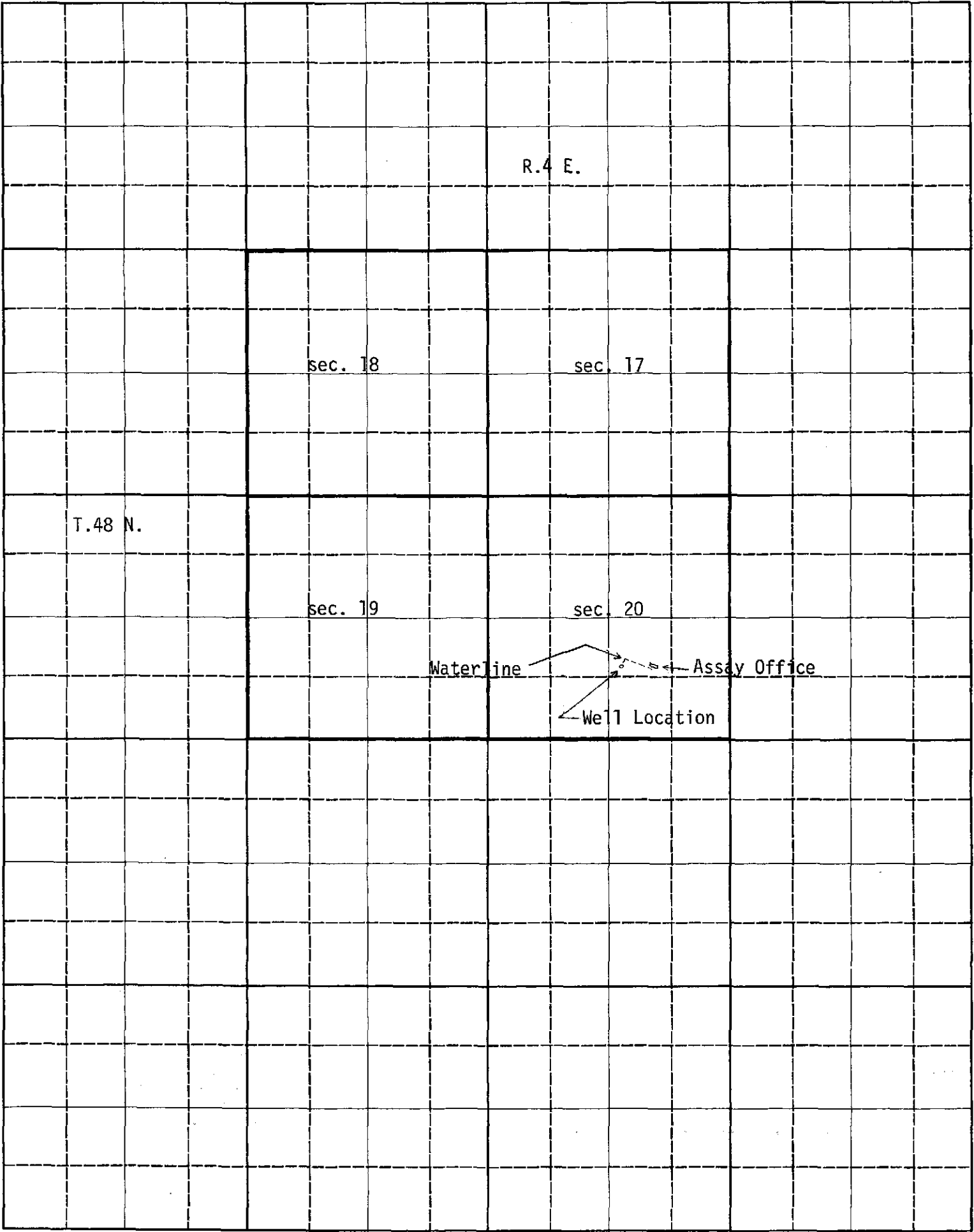
(5) If water is to be used for other purposes describe: Water will be used to supply an
ASARCO Incorporated assay office and other proposed structures to be
constructed at a central mine facility.

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[illegible]

© 2000 Blackwell Science Ltd *Journal of Internal Medicine* 247: 105–112

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



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.

Thomas J. Jones

(Applicant)

Vice President
Mining Department
ASARCO Incorporated
120 Broadway
New York, New York 10271

RECEIVED

Proposed Priority 10/20/1981

Received by [Signature] Date 12/13/81 Time 2:15 (approx)
Preliminary check by [Signature] Fee \$ 45.00
Received by [Signature] Date 10/21/81 (15377)
Publication prepared by [Signature] Date 10/22/81
Published in Idaho Evening News
Publication dates 10/28 - 11/4/81
Publication approved [Signature] Date 11/6/81
Protests filed by: None
Copies of protests forwarded by _____
Hearing held by _____ Date _____
Recommended for approval by [Signature] denial by [Signature]

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. 94-7206, 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 December 1, 19 82.

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 25th day of November, 1981.

[Signature]
Chief, Operations Bureau

PROOF OF PUBLICATION

County of Shoshone,)
)
STATE OF IDAHO)

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 APPLICATIONS FOR WATER RIGHTS

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

61-7050
Name: Don Eckman
Address: Route 3, Box 109, St. Maries, ID 83861
Filed: Oct. 5, 1981
Amount: 6.00 CFS
Source: Falls Creek tributary to Saint Joe River
Point of Diversion: SENW Sec 23 T 46N R 01E, Shoshone County
Place of Use: SENW Sec 23 T 46N R 01E.
Use: Power (6.00 CFS) from Jan. 1 to Dec. 31.

Diversion Means: Dam

94-7206

Name: ASARCO, Inc.
Address: P.O. Box 440, Wallace, ID 83873
Filed: Oct. 20, 1981
Amount: 0.25 CFS
Source: Groundwater
Point of Diversion: NWSE Sec 20 T 48N R 04E, Shoshone County
Place of Use: NWSE Sec. 20 T 48N R 04E
Use: Industrial (0.25 CFS) from Jan. 1 to Dec. 31

Diversion Means: Pump and pipeline

If issued, the permit(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, 4065 Gov't Way, Coeur d'Alene, ID 83814 on or before Nov. 16, 1981.

A. KENNETH DUNN
Director

10/28 - 11/4/81

Y231

Notice of Applications For
Water Rights - 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 hereto, for a period of 2 consecutive weeks/days, the first publication thereof being in its issue dated Oct 28, 1981 and the last publication thereof being in the issue dated

Nov 4, 1981

Subscribed and sworn to before me this 5th day of Oct., 1981.

Wendell R. Brainerd
Notary Public

NOV 8 1981

Department of Water Resources
11/6/81

MICROFILMED

December 10, 1982

RE: Permit No. 94-7206

ASARCO Incorporated
P.O. Box 440
Wallace, ID 83873

Dear Sirs:

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

Sincerely,



JIM JOHNSON
Water Distribution Supervisor

JJ:kw
Enclosure

NOT RECORDED



State of Idaho

DEPARTMENT OF WATER RESOURCES

STATE OFFICE, 450 W. State Street, Boise, Idaho

JOHN V. EVANS

Governor

A. KENNETH DUNN

Director

Mailing address:
Statehouse
Boise, Idaho 83720
(208) 334-4440

November 16, 1982

RE: Permit No. 94-7206

ASARCO Incorporated
P.O. Box 440
Wallace, ID 83873

Gentlemen:

A representative of this Department has made an examination of the works covered by your Permit No. 94-7206, and has found the following:

Amount of water that can be recognized as beneficially used under
Idaho law: 0.21 cfs Source: groundwater

The maximum quantity diverted shall not exceed 12.5 acre feet
per year.

Point(s) of diversion: NW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 20, Twp. 48N, Rge. 4E, Shoshone County

Beneficial use: Commercial use for Assay office, shop, warehouse and mine
rescue within the NW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 20, Twp. 48N, Rge. 4E

Priority date established: October 20, 1981

Conditions (if any):

If you do not concur with these findings please contact us within 10 days, otherwise
a water license will be issued as set forth above.

Sincerely,

JIM JOHNSON
Water Distribution Supervisor

JJ:kw

Remarks Domestic water for assay office and future shop, warehouse
and mine rescue. Usage should probably be considered Commercial
and not Industrial.

MAP (Attach Aerial Photo)

SCHEMATIC DIAGRAM OF SYSTEM

Points(s) of diversion: NWSE 56220 T 48N R 4E

~~Place(s) of Use~~

[illegible]

Recommended Amendments:

☐ Change D, as reflected above

☐ Change U, as reflected above

☐ Add P.D. as reflected above

☐ Add P.U. as reflected above

None ☒

Approved by _____

Checked by

Examiner's Signature _____

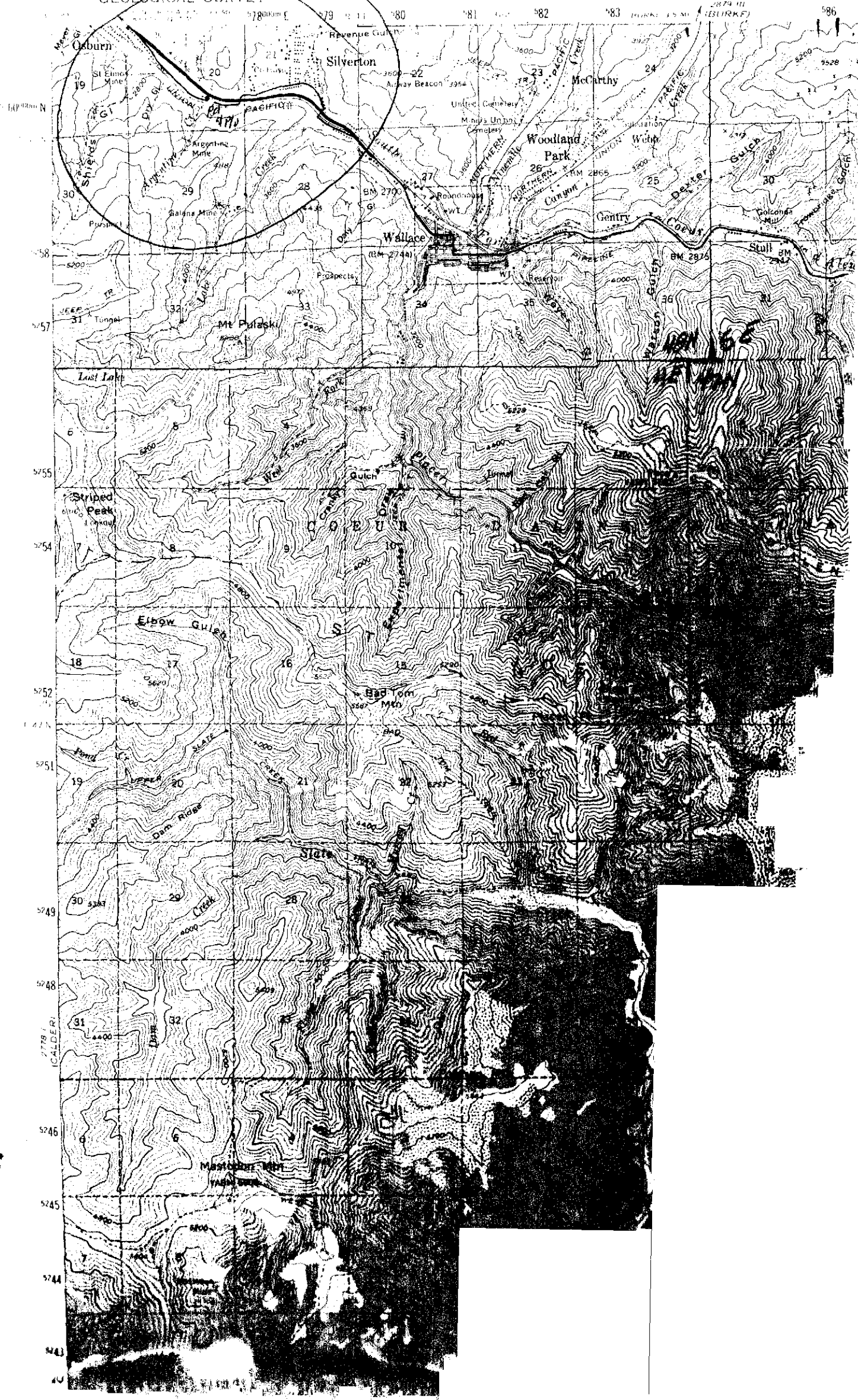
Date _____

Date _____

Date _____

28/12/01
28/12/06
28/12/82

UNITED STATES
DEPARTMENT OF THE INTERIOR
GEOLOGICAL SURVEY



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 3, 1982

ASARCO Inc.
P. O. Box 440
Wallace, Id. 83873

RE: 94-7206

Gentlemen:

We acknowledge receipt of your statement of completion of water development and use for the above-referenced permit.

Before a license can be issued, a field examination must be made by a representative of this Department. We do not know at this time when he will be able to conduct the examination; however, the examiner will try to contact you at the time he makes the examination so that you may show him the system. If you will not be available to show the system, please provide this office with the name and address of someone who will be able to do so. Your permit will remain valid until the examination is made.

If you have any questions concerning the field examination, please contact this office. Please be sure to use the above-referenced permit number in all future correspondence concerning this examination.

Very truly yours,

TOM D. KING
Senior Water Resource Agent

TDK/pms

cc: IDWR - State Office

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DEPARTMENT OF WATER RESOURCES

The Idaho Department of Water Resources will consider this card statement that the permit holder(s) has completed development to the extent shown below Permit No. 94-7206

Name(s) of Permit Holder: ASARCO Incorporated

Post Office Address: P. O. Box 440

Wallace, Idaho 83873

Tel. No. 208-752-1116

Source of Water: Ground Water

Extent of Use: ☐ Domestic (number of households)
☐ Stockwater (number and type of stock)
☐ Irrigation (acres)
☐ Other 0.25 CFS for Industrial Use

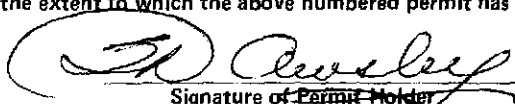
Measuring Device: Required? ☐ Yes ☒ No Installed? ☐ Yes ☒ No

Access Port: Required? ☐ Yes ☒ No Installed? ☒ Yes ☐ No

The above information is a true statement of the extent to which the above numbered permit has been developed.

3/11/82

Date


Signature of Permit Holder

ASARCO Incorporated
P. O. Box 440
Wallace, Idaho 83873



POSTAGE
FACE
TEN CENTS
STAMP
HERE

RECEIVED

MAR 15 1982

Idaho Department of Water Resources



IDAHO DEPARTMENT OF WATER RESOURCES
STATEHOUSE
BOISE, IDAHO 83720

December 15, 1981

Re: Permit No. 94-7206

ASARCO Incorporated
P.O. Box 440
Wallace, ID 83873

Dear Permit Holder:

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

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
Enclosure

RECEIVED
DEC 16 1981
WATER ALLOCATION SECTION

State of Idaho
Department of Water Resources

APPLICATION FOR PERMIT ANALYSIS SHEET

INITIAL REVIEW BY: JK

APPLICATION NUMBER: 94-2206

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.
Final date for protests: 11/16/81 ✓
☐ Yes ☐ No Protests received. If yes, record information on 4th page of application.

FINAL REGIONAL PROCESSING REVIEW:

- ☒ Affidavit of publication received. Date: 11/6/81 ✓
☒ 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? _____
☒ 10/20/81 Date of priority recommended.
☒ Special conditions of approval or cover letter. _____

By: RWT

Date: 11/17/81

STATE OFFICE REVIEW:

return receipt w/ cover letter
SLW/cond

- ☐ See attached sheet for more information.

By: RWT

Date: 11/25/81

RECEIVED
11/25 1981

ASARCO INC.

P.O. BOX 440, WALLACE, ID 83873

Source: GROUNDWATER

Date Filed: 10/20/1981

Amount: 0.25 CFS

Diversion Point: NWSE Sec 20 T 48N R 04E, SHOSHONE Co.

Use: INDUSTRIAL (0.25 CFS) from 01/01 to 12/31

Place of Use: NWSE Sec 20 T 48N R 04E

Diversion Means: PUMP AND PIPELINE.

RECORDED
INDEXED
OCT 21 1981

ASARCO

Northwestern Mining Department
F. D. Owsley
Manager

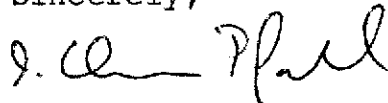
October 19, 1981

Idaho Department of Water Resources
4055 Government Way
Coeur d'Alene, Idaho 83814

Dear Sirs:

Enclosed is a check for \$45.00 to cover the filing fee for our recent application for a well permit. The application was mailed to your office on October 9, 1981 and the fee was inadvertently omitted.

Sincerely,



J. Chris Pfahl
Chief Engineer

JCP:bc
Enclosure

RECEIVED
OCT 21 1981
IDAHO DEPT OF WATER RESOURCES

ASARCO

*called 10/16
will give
check. /
you*

Northwestern Mining Department
F. D. Owsley
Manager

October 9, 1981

Idaho Department of Water Resources
Route 5, Box 203 Suite 1
Coeur d'Alene, Idaho 83814

Dear Sir:

Enclosed you will please find an application for a well permit for ASARCO Incorporated future assay office.

If you have any questions please contact me at Asarco's Wallace office.

Respectfully,



D. O. Suhr
Chief Environmentalist

DOS:bc
Enclosure
cc: JCPfahl w/enc.

MULTIPLIED

INVOICE DATE	REFERENCE	GROSS AMOUNT	DISCOUNT	PREVIOUS BALANCE	BALANCE	REMARKS
		45.00	WATER PERMIT			10096

WATER FILMED

PLEASE DETACH BEFORE
DEPOSITING CHECK

THIS CHECK IS TENDERED IN FULL
PAYMENT OF INVOICES LISTED ABOVE

ASARCO Incorporated
WALLACE OFFICE