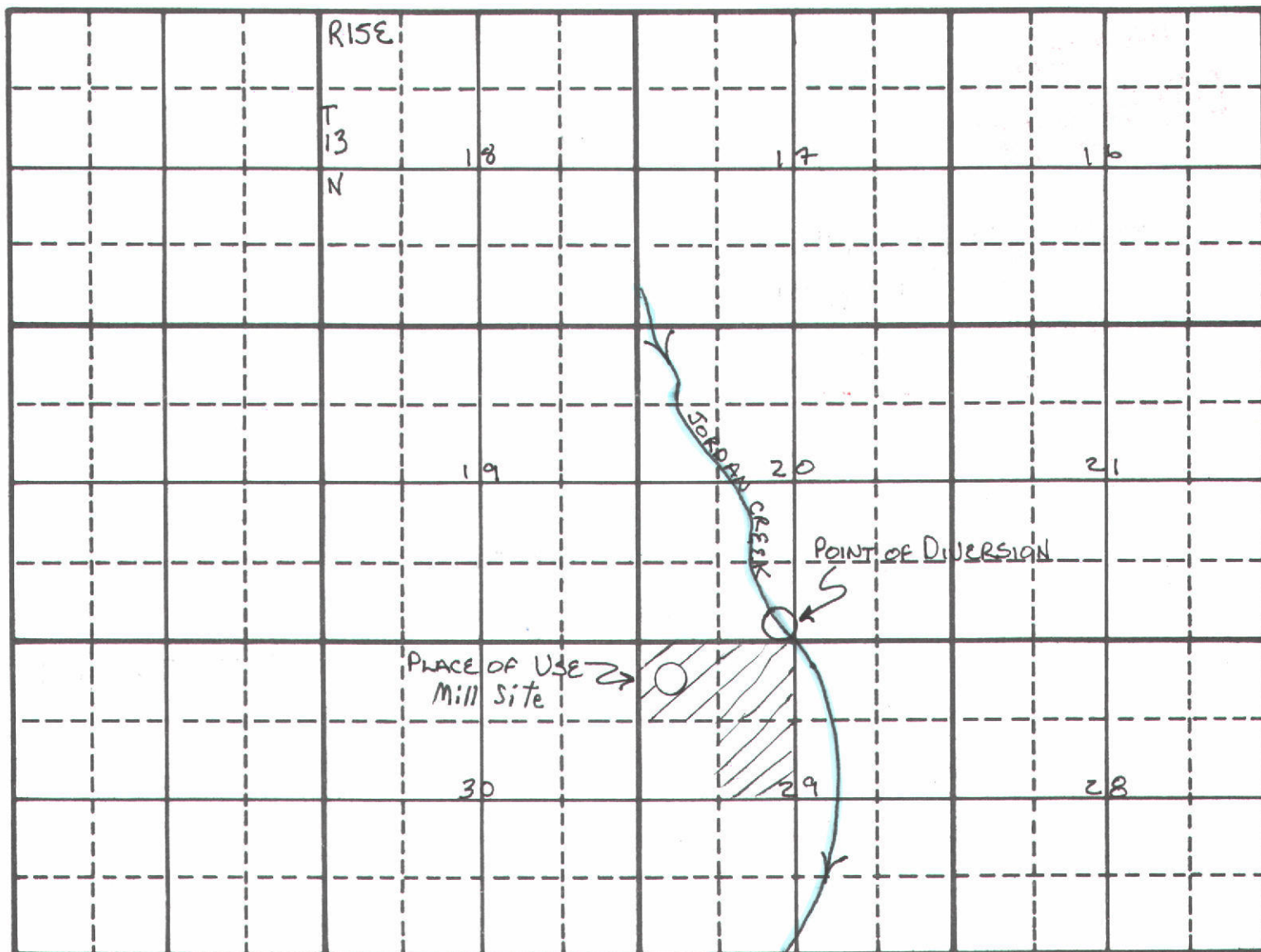


Complete the following map by showing land and point of diversion as proposed by this amendment.

Show 40-acre subdivisions, townships, ranges and ditches.



Scale: 2 inches equal 1 mile.

That no one will be injured by such change, and that such change will be made at permit holder's own risk.

Signed at CLAYTON, ID, this 16 day of NOVEMBER, 19 93.

John McPherson
Project Manager (Signature)

FOR DEPARTMENT USE ONLY

Preliminary check by JP Fee = \$20.00
Publication prepared by MB Date 12/20/93
Publication dates 12/30/93 + 1/6/1994

5016391
Received by JP Date 11/22/93
Published in Challis Messenger

ACTION OF THE DEPARTMENT OF WATER RESOURCES

I, L. GLEN SAXTON, of the Department of Water Resources hereby
APPROVE THE ABOVE REFERENCED APPLICATION FOR AMENDMENT. SEE THE ATTACHED SHEET
FOR THE CONDITIONS OF APPROVAL.

Witness my hand this 17th day of February, 19 94
L. Glen Saxton

RECORDED

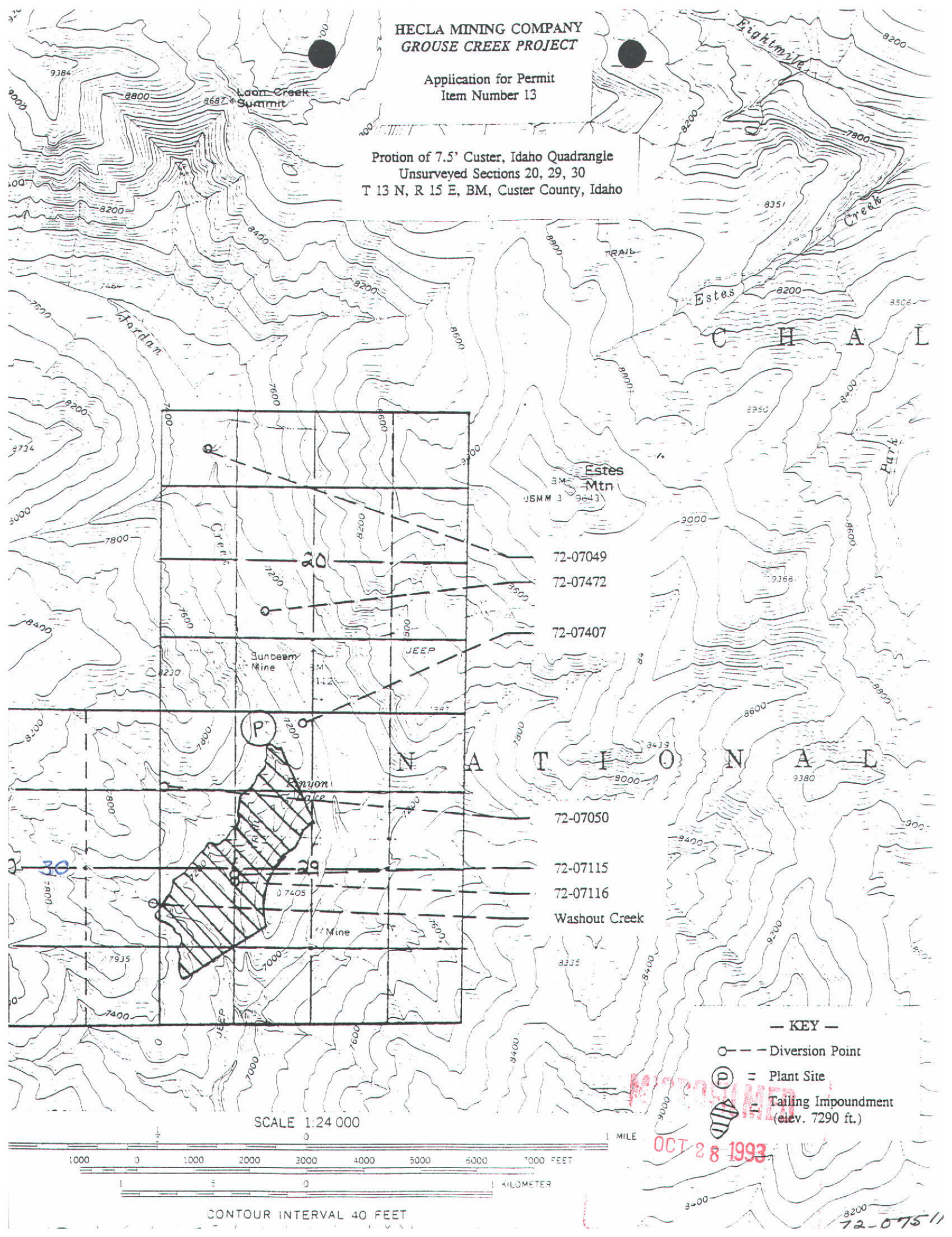
MICROFILMED

FEB 24 1994

HECLA MINING COMPANY
GROUSE CREEK PROJECT

Application for Permit
Item Number 13

Portion of 7.5' Custer, Idaho Quadrangle
Unsurveyed Sections 20, 29, 30
T 13 N, R 15 E, BM, Custer County, Idaho



— KEY —

- — Diversion Point
- ⊙ = Plant Site
- ▨ Tailing Impoundment (elev. 7290 ft.)

SCALE 1:24 000

1 MILE

OCT 28 1993

1000 0 1000 2000 3000 4000 5000 6000 7000 FEET

1 5 0 KILOMETER

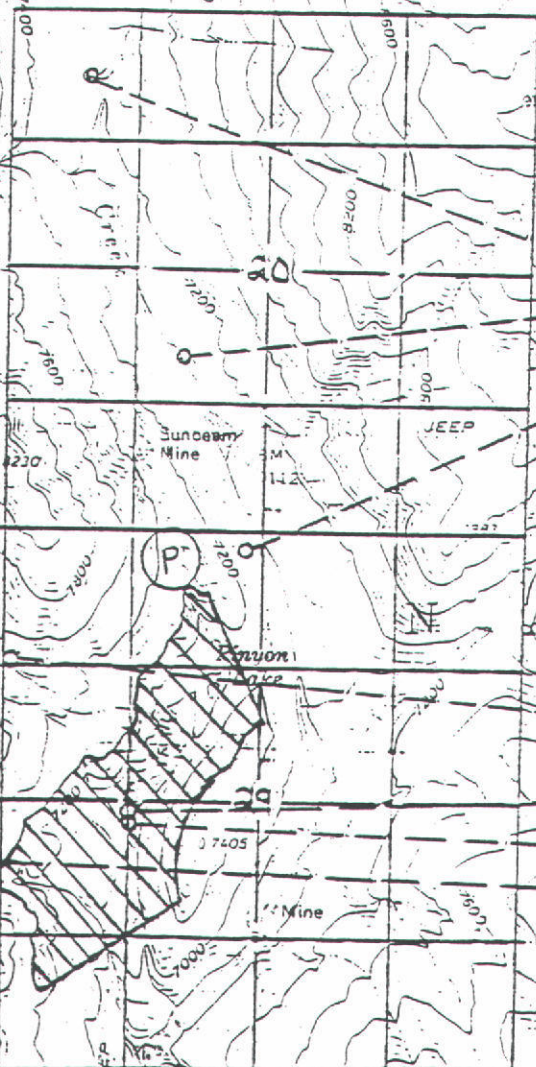
CONTOUR INTERVAL 40 FEET

72-07511

HECLA MINING COMPANY
GROUSE CREEK PROJECT

Application for Permit
Item Number 13

Portion of 7.5' Custer, Idaho Quadrangle
Unsurveyed Sections 20, 29, 30
T 13 N, R 15 E, BM, Custer County, Idaho



72-07049

72-07472

72-07407

72-07050

72-07115

72-07116

Washout Creek

— KEY —

○ — Diversion Point

⊙ — Plant Site

⊙ — Tailing Impoundment
(eiev. 7290 ft.)

SCALE 1:24 000

MILE

OCT 28 1953

0 1000 2000 3000 4000 5000 6000 7000 FEET

KILOMETER

CONTOUR INTERVAL 40 FEET

FOR OFFICE USE ONLY
Amt. of Fee \$: 275.00
Receipt No. 943510
Receipt By: [Signature]
Date Received: 9/28/98
RECEIVED

**STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES**

SEP 28 1998

PROOF OF BENEFICIAL USE

Department of Water Resources

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

1. Permit No. 72-07511 Telephone No. (208) 879-2304
2. Name(s) of Permit Holder(s): Held Mining Company - Grouse Creek Unit
3. Mailing Address: P.O. Box 647, Challis, ID 83226
Unnamed Stream, Spring tributary of Pinyon Lake Creek.
4. Source of Water: Groundwater If **GROUNDWATER** (well), Date Drilled: mo. ____ / yr. ____
Jordan Creek tributary of Snake Fork
Unnamed Spring tributary of Jordan Creek
- a. Well Driller: ____ Drilling Permit Number: ____ - ____ - ____ - ____
- b. **OPTIONAL:**
Pump Horsepower: ____ Pressure (psi): ____ Dynamic pumping level (ft): ____

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

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

Irrigation (No. of acres): ____ Other: Using Storage, Mining from Storage, Diversion to Storage

6. Total rate of diversion and/or volume for which proof is submitted: 7.36 cfs OR ____ acre feet

7. Measuring Device Requirement: (refer to the approval conditions on your permit and respond accordingly)
(This question is not optional. Please check either yes or no. Proofs returned not checked accordingly, will be considered incomplete)

Measuring Device: Is a measuring device required?	Yes ____ or No <u>✓</u>
Has the measuring device been installed?	Yes ____ or No <u>✓</u>
Flow Measurement Port: Is a flow measurement port required?	Yes ____ or No <u>✓</u>
Has the measurement port been installed?	Yes ____ or No <u>✓</u>

8. Fee Enclosed: \$ 275.00 (See Fee Schedule on back of the instructions for filing proof of beneficial use)

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

Name: Eileen Steilman Telephone Number: (208) 879-2304
Address: P.O. Box 647, Challis, ID 83226

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

Signature of permit holder:

Eileen M. Steilman Environmental Supervisor MADE BY MESS
(include your title, if on behalf of company or organization)
Held Mining Company NOV 27 1998

JAN 28 1994

STATE OF IDAHO

Ident. No.

RECEIVED

Department of Water Resources

NOV 18 1993

APPLICATION FOR AMENDMENT OF A PERMIT

Southern Region Office

To change the point of diversion and/or the place of use.

Comes now HECLA MINING COMPANY Phone 769-4108

of (address) P.O. Box 57 STANLEY, ID 83278, and represents to the

Director of the Idaho Department of Water Resources:

No. 72-07511, and requests that the permit and permit map be changed as follows:

1. Point of diversion: SE 1/4 SW 1/4, Section 20, Township 13N, Range 15E, B.M.,

County of CUSTER. Other points of diversion: NESW 520, NE NW 29

NNWN S29, NNWESW S29, NESE S30 T13N R15E

2. Period and nature of use: (irrigation, domestic, stockwatering, industrial, etc.) *No Change*

2. Period and nature of use: (irrigation, domestic, stockwatering, industrial, etc.) no charge

* { Amount 7.36 for Div. to Storage purposes from JAN. 1 to Dec. 31 (both dates inclusive)
(cfs or ~~acre~~ feet per annum)

Amount 500 for Mining Storage purposes from 1/1 to 12/31 (both dates inclusive)
(~~cfs~~ or acre feet per annum)

Amount 500 for Mining From Storage 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)

3. Place of use or land to be irrigated:

[illegible]

Total number of acres to be irrigated =

4. a. Who owns the property at the point of diversion? HECLA MINING Co.

b. Who owns the land to be irrigated or the place of use? HECLA MINING Co. & U.S.F.S.

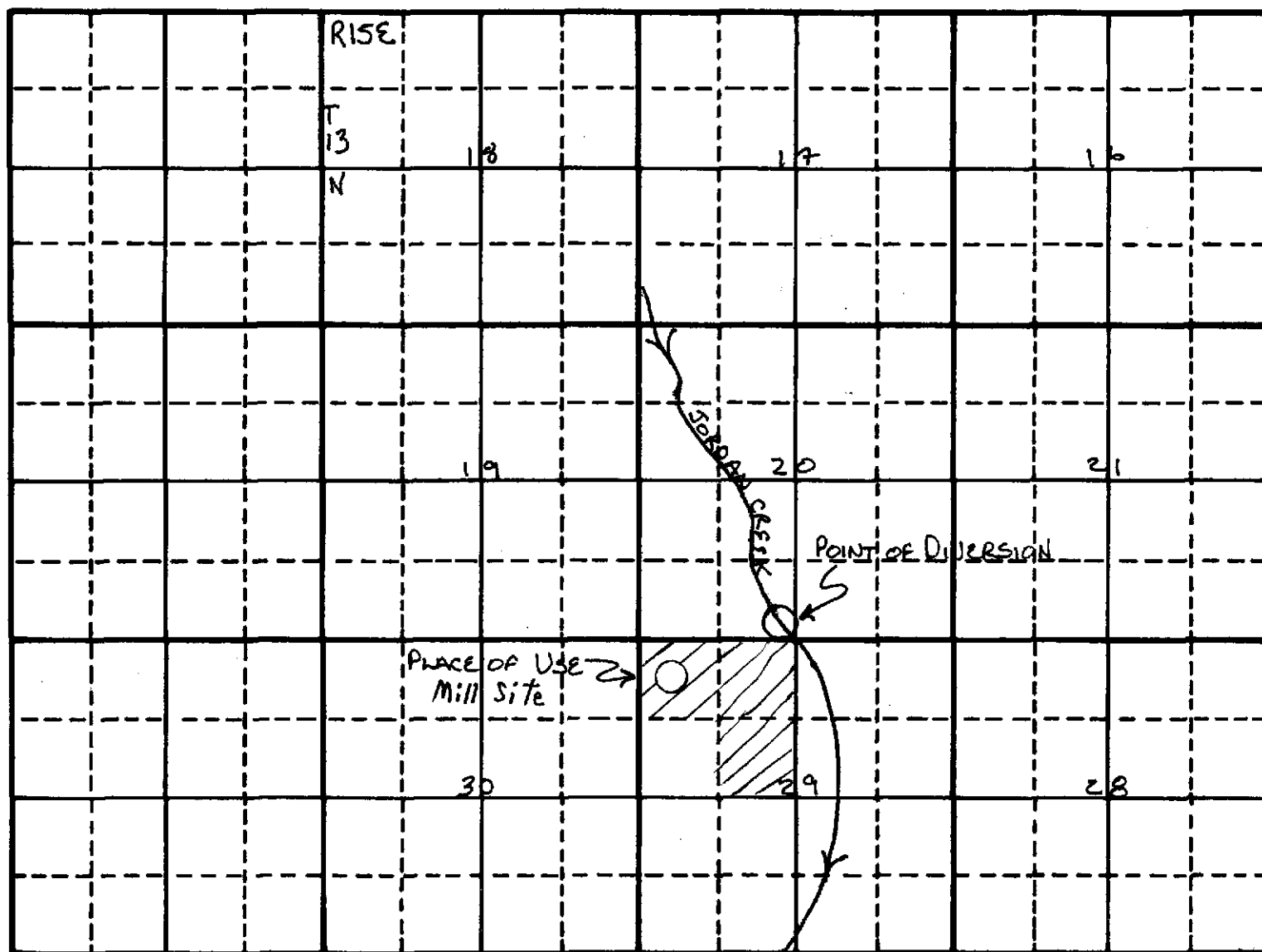
c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing: Approved "Plan of Succession"

FEB 24 1994

* Edited to reflect existing permit data, intent is not to split permit. Only Jordan Co div. point to change, affecting 4.45 cfs of flow

Complete the following map by showing land and point of diversion as proposed by this amendment.

Show 40-acre subdivisions, townships, ranges and ditches.



Scale: 2 inches equal 1 mile.

That no one will be injured by such change, and that such change will be made at permit holder's own risk.

Signed at CLAYTON, ID, this 16 day of NOVEMBER, 19 93.

[Signature]
Project (Signature)
Manager

FOR DEPARTMENT USE ONLY

Preliminary check by GP Fee = \$20.00
Publication prepared by MB Date 12/20/93
Publication dates 12/30/93 + 1/6/1994

5016391
Received by [Signature] Date 11/22/93
Published in Challis Messenger

ACTION OF THE DEPARTMENT OF WATER RESOURCES

I, L. GLEN SAXTON, of the Department of Water Resources hereby
APPROVE THE ABOVE REFERENCED APPLICATION FOR AMENDMENT. SEE THE ATTACHED SHEET
FOR THE CONDITIONS OF APPROVAL.

Witness my hand this 17th day of February, 19 94
L. Glen Saxton

MICROFILMED

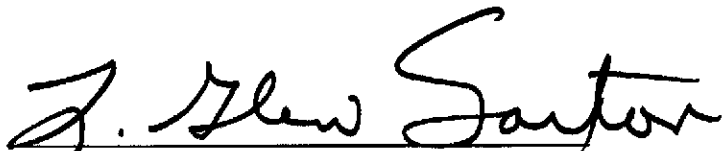
FEB 24 1994

CONDITIONS OF APPROVAL

Amendment of Permit No. 72-07511

1. The previous conditions as set forth in Permit No. 72-07511 must be met.
2. Water used under this right if discharged into a natural channel or subsurface system shall meet Idaho Water Quality Standards.
3. Prior to diversion and use of water under this right, the right holder shall comply with all bonding requirements of appropriate governmental entities.
4. The issuance of this right in no way grants any right-of-way or easement across the land of another.

Dated this 17th day of February, 1994.


L. GLEN SAXTON
Chief, Water Allocation Bureau

RECORDED

FEB 24 1994

State of Idaho
Department of Water Resources
Permit To Appropriate Water

NO. 72-07511

Proposed Priority: March 22, 1993

Maximum Diversion Rate:

7.36 CFS

This is to certify, that **HECLA MINING COMPANY**
GROUSE CREEK PROJECT
PO BOX 57
STANLEY ID 832780057

has applied for a permit to appropriate water from:

JORDAN CREEK	tributary of YANKEE FORK
SPRINGS	tributary of PINYON LAKE CREEK
UNNAMED STREAM	tributary of JORDAN CREEK
UNNAMED STREAM	tributary of PINYON LAKE CREEK
GROUNDWATER	

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

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
MINING STORAGE	01/01 to 12/31		500.0 AF
MINING FROM STORAGE	01/01 to 12/31		500.0 AF
DIVERSION TO STORAGE	01/01 to 12/31	7.36 CFS	
	Totals	7.36 CFS	

<u>LOCATION OF POINT(S) OF DIVERSION:</u>	<u>DIVERSION NAME</u>	<u>RATE OF DIVERSION</u>
NWNW, Sec. 20, Township 13N, Range 15E	JORDAN CREEK	4.45 CFS
NESW, Sec. 20, Township 13N, Range 15E	GROUNDWATER	0.50 CFS
NENW, Sec. 29, Township 13N, Range 15E	GROUNDWATER	1.00 CFS
NWNW, Sec. 29, Township 13N, Range 15E	UNNAMED STREAM	0.08 CFS
NWNESW, Sec. 29, Township 13N, Range 15E	SPRINGS	0.33 CFS
NESE, Sec. 30, Township 13N, Range 15E	UNNAMED STREAM	1.00 CFS

CUSTER County

PLACE OF USE: MINING STORAGE

TWN RGE SEC

13N 15E 29 NENW SENW

PLACE OF USE: MINING FROM STORAGE

TWN RGE SEC

13N 15E 29 NENW

CONDITIONS/REMARKS:

1. Proof of construction of works and application of water to beneficial use shall be submitted on or before **October 1, 1998.**
2. Subject to all prior water rights.
3. Project construction shall commence within one year from the date of permit issuance and shall proceed diligently to completion unless it can be shown to the satisfaction of the Director of the Department of Water Resources that delays were due to circumstances over which permit holder had no control.

PERMITTED

OCT 8 1993

State of Idaho
Department of Water Resources

Permit To Appropriate Water

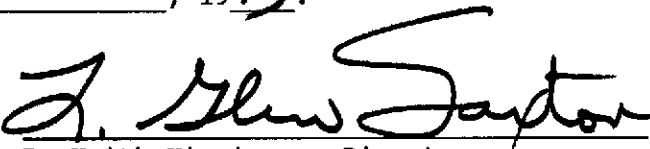
NO. 72-07511

CONDITIONS/REMARKS:

4. The storage of water under this right is contingent upon the certification of the dam and authorization of storage per the dam safety provisions of the Idaho Code.
5. The issuance of this right in no way grants any right-of-way or easement across the land of another.
6. Two points of diversion for springs source are located within NWNESE, S29, T13N, R15E.
7. The total rate of diversion is limited to 7.36 cfs and further limited to the rate identified at the point of diversion listed under this right.

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

25th day of October, 1993.

for 
R. Keith Higginson, Director

OCT 28 1993

RECEIVED

MAR 22 1993

Ident. No. 72-07511

RECEIVED
SEP 30 1993

STATE OF IDAHO Department of Water Resources
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

Department of Water Resources To appropriate the public waters of the State of Idaho

1. Name of applicant HECLA MINING COMPANY, GROUSE CREEK PROJECT Phone 208-774-2269

Post office address P.O. BOX 57, Stanley, Idaho 83278

2. Source of water supply SEE ATTACHMENT which is a tributary of _____

3. Location of point of diversion is SEE ATTACHMENT $\frac{1}{4}$ of _____ $\frac{1}{4}$ of _____ $\frac{1}{4}$ of _____ Govt. Lot _____

Sec. _____ Township _____ Range _____ B.M. Caster County; additional

points of diversion if any: _____

4. Water will be used for the following purposes:

Amount 8.95 cfs for Diversion to Storage purposes from Jan. 1 to Dec. 31 (both dates inclusive)
(cfs or acre-feet per annum)

Amount 500 AF for Storage for Mining purposes from Jan. 1 to Dec. 31 (both dates inclusive)
(cfs or acre-feet per annum)

Amount 500 AF for Mining from Storage 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)

5. Total quantity to be appropriated is (a) 8.95 and/or (b) 500
cubic feet per second acre feet per annum

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. Pump and pipelines from tailing pond to mill, pump and pipelines in sediment pond to tailing pond, pump and pipelines from wells to tailing pond, pump and pipelines in Jordan Creek to mill and tailing pond, tailings and wastewater pipelines from mill to tailings pond, diversion ditch with headgates to tailing pond, pipeline from Sunbeam Adit to tailing pond

b. Height of storage dam 155 ft. - North Embankment
200 ft. - South Embankment feet; active reservoir capacity 500 acre-feet; total

reservoir capacity 715 (215AF PMF Storage) acre-feet; period of year when water will be diverted to storage:

Jan. 1 to Dec. 31 inclusive.

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

d. Is ground water with a temperature of greater than 85°F being sought? NO

e. If well is already drilled, when? _____; Drilling firm _____

Well was drilled for (well owner) _____

OCT 28 1993

7. Time required for the completion of the works and application of the water to be proposed beneficial use is

five (5) years (minimum 1 year).

8. Description of proposed uses (if irrigation only, go to item 9):

- Hydropower; show total feet of head and proposed capacity in KW. _____
- Stockwatering; list number and kind of livestock. _____
- Municipal; show name of municipality. _____
- Domestic; show number of households. _____
- Other; describe fully. Storage of water in tailings impoundment for use in mill.

9. Description of place of use:

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

UNSURVEYED

TWP	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
13 N	15 E	29			XS		XS		XS	XS	XS	XS	XS						
		30													XS				

XS Mining From Storage XR = Mining Storage

Total number of acres to be irrigated _____

10. Describe any other water rights used for the same purposes as described above. 72-07049, 72-07050, 72-07115, 72-07116, 72-07407, 72-07472. Also Washout Creek for which a water right application has been submitted. (72-02503)

- Who owns the property at the point of diversion? U.S. Forest Service
- Who owns the land to be irrigated or place of use? U.S. Forest Service
- If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing. Hecla will mine unpatented mining claims under USFS approved Plan of Operation.

12. Remarks: This application covers the storage of water in the tailings impoundment. This application is NOT to acquire any additional water from other sources. Separate water right licenses, permits and applications for permits cover the direct flow rights (water right nos. 72-07115, 72-07116, 72-07407, 72-07472, 72-07049, 72-07050 and the recent Washout Creek water right application. 72-07503)

OCT 28 1993

Hecia Mining Company, Grouse Creek Project

**Attachment to:
State of Idaho
Department of Water Resources
APPLICATION FOR PERMIT**

To store the public waters of the State of Idaho

2. Sources of Water Supply

- a. Jordan Creek, tributary to the Yankee Fork of the Salmon River
- b. ~~Unnamed~~ Springs and streams, tributaries to Pinyon Lake Creek
- c. Two ground water wells
- d. ^{Unnamed Stream} (Washout Creek) tributary to Jordan Creek

See map provided for item 13 for water rights identification associated with each source.

3. Point of Diversion Location (Diversions are unsurveyed, locations are estimated)

- a. Jordan Creek (72-07049), NW¹/₄NW¹/₄, S.20, T.13N., R.15E.
- b. Unnamed Stream (72-07050), NW¹/₄NW¹/₄, S.29, T.13N., R.15E.
- c. ~~Unnamed~~ Spring (72-07115), ^{NW¹/₄}NE¹/₄SW¹/₄, S.29, T.13N., R.15E.
- d. ~~Unnamed~~ Spring (72-07116), ^{NW¹/₄}NE¹/₄SW¹/₄, S.29, T.13N., R.15E.
- e. Ground Water (72-07407), NE¹/₄NW¹/₄, S.29, T.13N., R.15E.
- f. Ground Water (72-07472), NE¹/₄SW¹/₄, S.20, T.13N., R.15E.
- g. Washout Creek, NE¹/₄SE¹/₄, S.30, T.13N., R.15E. (72-07503)
3/22/93, DJ

RECEIVED

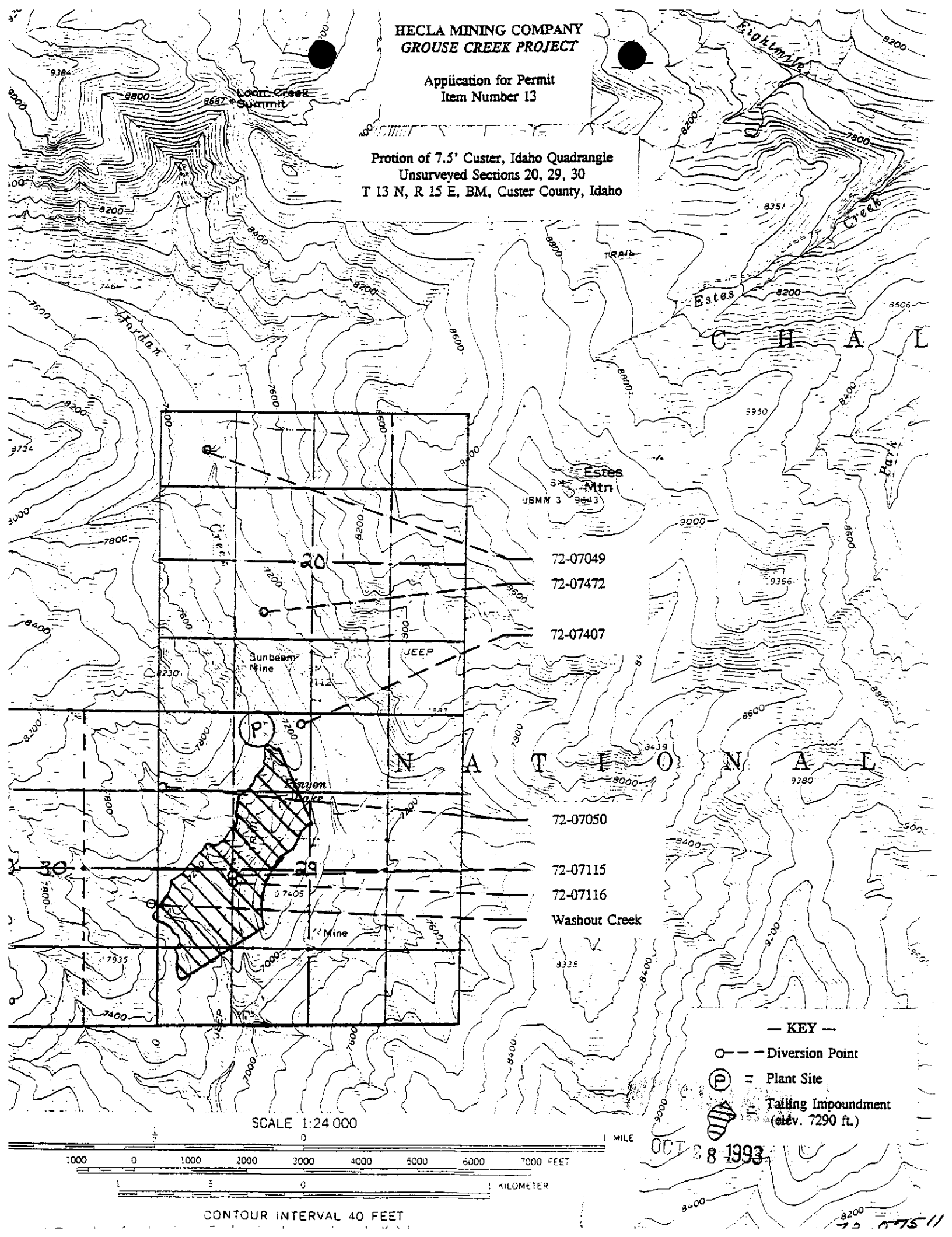
OCT 28 1993

72-07511

HECLA MINING COMPANY GROUSE CREEK PROJECT

Application for Permit
Item Number 13

Portion of 7.5' Custer, Idaho Quadrangle
Unsurveyed Sections 20, 29, 30
T 13 N, R 15 E, BM, Custer County, Idaho



— KEY —

- — — Diversion Point
- Ⓟ = Plant Site
- ▨ = Tailing Impoundment (elev. 7290 ft.)

SCALE 1:24 000

1 MILE

OCT 28 1993

1000 0 1000 2000 3000 4000 5000 6000 7000 FEET

1 5 0 KILOMETER

CONTOUR INTERVAL 40 FEET

75 11

Custer County, Idaho

OCT 28 1993

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.

(Applicant)

Received by RF Date 3-22-93 Time 10:20 Preliminary check by J.F. Stanton
Fee \$ 205.00 Receipted by JF # 5015526 Date 3/22/93
Publication prepared by MB Date 4/21/93 Published in Challis Messenger
Publication approved MBaldwin Date 5-21-93

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. The water right acquired under this permit if for hydropower purposes shall be junior and subordinate to all rights to the use of water, other than hydropower, within the State of Idaho that are initiated later in time than the priority of this permit and shall not give rise to any right or claim against any future rights to the use of water, other than hydropower, within the State of Idaho initiated later in time than the priority of this permit.

e. Other:

RECEIVED
OCT 28 1993



RECEIVED

DEC 27 1999

Department of Water Resources

**** CERTIFIED MAIL ****
RETURN RECEIPT REQUESTED

December 22, 1999

Karl J. Dreher
Director
Idaho Dept. of Water Resources
1301 N. Orchard St.
P.O. Box 83720
Boise, ID 83720-0098

Re: IDWR Moratorium Order dated October 26, 1999

Dear Mr. Dreher:

This letter is in response to the above-referenced Moratorium Order ("Order") dated October 26, 1999.

As required by paragraph 5 of the Order, Hecla submits Proof of Beneficial Use forms for water right permits 72-07472, 72-07049, 72-07503, 72-07511, 72-07115, and 72-07116. Also enclosed is Proof of Beneficial Use for water permit No. 72-07522, which Hecla leases from the J.R. Simplot Company.

Please contact me if any additional information is required of Hecla to comply with this Order.

Very truly yours,

HECLA MINING COMPANY

A handwritten signature in black ink that reads "John N. Galbavy". The signature is written in a cursive style with a large, sweeping "J" and "G".

John N. Galbavy
Corporate Counsel

JNG:tdh
Enclosures

c: Doug Wollant, GCU (w/o encl.)
Tom Root, Esq. (w/o encl.)





State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, P.O. Box 83720, Boise, Idaho 83720-0098

Phone: (208) 327-7900 FAX: (208) 327-7866

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

November 10, 1998

Hecla Mining Co
Grouse Creek Unit
PO Box 647
Challis ID 83226

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 72-07511

Dear Permit Holder:

The department acknowledges receipt of the proof of beneficial use form submitted for the above referenced permit. The next step in the process of developing a water right is for the department to conduct a field examination to determine and confirm the use being made of the water.

Be advised that Section 42-248, Idaho Code, requires you or the owner of this water right to maintain current ownership and address records on file with the department. Forms to file a change of ownership of a water right and/or a change in the address of the water right owner are available from any department office.

If you have questions concerning the field examination, please contact the **SOUTHERN** Regional Office of the department in Twin Falls at (208)736-3033.

Sincerely,

JULIE L. YARBROUGH

Senior Secretary, Water Allocation Bureau

c: IDWR - Regional Office

RECEIPT
For Monies Paid
to the
Idaho Department of Water Resources

Receipt No:

C043512

Date:

Time:

9/28/1998

16:03:53

Received
From:

GROUSE CREEK UNIT

Type of Payment

Program A cct

Amount

PROOF OF BENEFICIAL USE 72-07511

56104

229 21 1155

275.00

Total

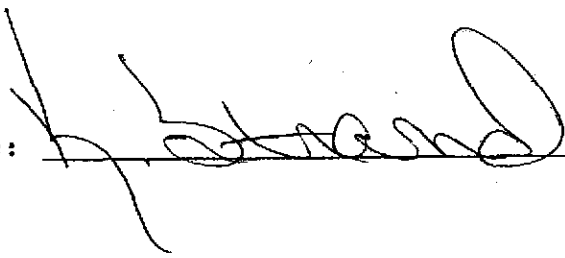
\$

275.00

CHECK

16646

Region: STATE

Signature: 



September 24, 1998

Idaho Department of Water Resources
1301 North Orchard Street
Boise, ID 83720-0098

RE:Hecla Mining Company - Grouse Creek Unit
Proof of Beneficial Use - Permit No. 72-07511

Dir Sirs:

Enclosed please find a proof of beneficial use form and a check for the license examination fee of \$275.00 for permit number 72-07511.

If you have any questions regarding the proof of beneficial use for permit number 72-07511 please contact me at (208) 879-2304, extension 529.

Sincerely,

A handwritten signature in cursive script that reads "Eileen Steilman". The signature is written in dark ink and is positioned above the printed name and title.

Eileen Steilman
Environmental Supervisor

c: Doug Wollant

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

PROOF OF BENEFICIAL USE

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

1. Permit No. 72-07511 Telephone No. (208) 879-2304
2. Name(s) of Permit Holder(s): Hela Mining Company Grouse Creek Unit
3. Mailing Address: P.O. Box 647, Challis, ID 83226
Unnamed stream, spring tributary of Pinyon Lake Creek.
4. Source of Water: Groundwater If **GROUNDWATER** (well), Date Drilled: mo. _____ / yr. _____
Jordan Creek tributary of Snake Fork Jordan Creek
Unnamed Spring tributary of Jordan Creek
a. Well Driller: _____ Drilling Permit Number: _____ - _____ - _____
b. **OPTIONAL:**
Pump Horsepower: _____ Pressure (psi): _____ Dynamic pumping level (ft): _____
5. Use(s) (as authorized by the water right permit):
Domestic (No. of households): _____ Stockwater (No. and type of stock): _____
Irrigation (No. of acres): _____ Other: Mining Storage, Mining from Storage, Diversion to Storage
6. Total rate of diversion and/or volume for which proof is submitted: 7.36 cfs OR _____ acre feet
7. Measuring Device Requirement: (refer to the approval conditions on your permit and respond accordingly)
(This question is not optional. Please check either yes or no. Proofs returned not checked accordingly, will be considered incomplete)

Measuring Device:	Is a measuring device required?	Yes _____	or	No <u>✓</u>
	Has the measuring device been installed?	Yes _____	or	No <u>✓</u>
Flow Measurement Port:	Is a flow measurement port required?	Yes _____	or	No <u>✓</u>
	Has the measurement port been installed?	Yes _____	or	No <u>✓</u>
8. Fee Enclosed: \$ 275.00 (See Fee Schedule on back of the instructions for filing proof of beneficial use)
9. Person to contact to accompany the Department representative during field examination of the water system.
Name: Eileen Steilman Telephone Number: (208) 879-2304
Address: P.O. Box 647, Challis, ID 83226

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

Signature of permit holder: Eileen Steilman Environmental Supervisor Date: 9-21-98
(include your title, if on behalf of company or organization)
Hela Mining Company

IDAHO035 IDAHO DEPARTMENT OF WATER RESOURCES

Check No: 0170-016646

Date	Invoice	Reference	Gross	Deduct.	Net Amt
Aug19/98	0170-WATER RI	PJ3651 H.O.	275.00	0.00	275.00
Check date Aug 27, 1998			Total	275.00	275.00

GROUSE CREEK UNIT - HECLA MINING COMPANY, MANAGER

16646

PLEASE DETACH BEFORE DEPOSITING

GROUSE CREEK UNIT

HECLA MINING COMPANY, MANAGER
P.O. BOX 57
STANLEY, IDAHO 83278

92-6
1241

DATE

Aug 27, 1998

CHECK NUMBER

0170-016646

PAY EXACTLY

\$275.00

*****275 DOLLARS & 00 CENTS

P
A
Y
T
O
H
E

IDAHO DEPARTMENT OF WATER RESOURCES

1301 NORTH ORCHARD STREET

BOISE

ID 83720

GROUSE CREEK UNIT
HECLA MINING COMPANY, MANAGER

FIRST SECURITY BANK OF IDAHO
301 SHERMAN AVE
COEUR D'ALENE, IDAHO 83814

⑈016646⑈ ⑆124100064⑆088 00083 13⑈

**ANALYSIS SHEET
FOR
PROOF OF BENEFICIAL USE**

Permit No. 72-07511 Reviewed by [Signature] Date 11-10-98

GENERAL CONSIDERATIONS

YES Name same as permit?
NO Address same as permit?
YES Proof timely received?
If not, complete calculation below.

TYPES OF USE

mining / storage

Correct Uses? YES

SOURCE OF WATER

☒ Surface water source

☐ Ground water source

☐ Drilling permit required?

☐ Copy in the file? Drilling Permit No. _____

☐ Amount paid for permit

_____ Correct?

☐ Well log in the file?

LICENSE EXAMINATION FEE

YES Required?
275.- Amount Submitted
YES Correct?

MEASURING DEVICE

NO Required?
☐ Installed?
☐ Waiver requested?

PRIORITY CALCULATION

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

DEFICIENCIES OR ACTION ITEMS

Proof Acceptable

DATA ENTRY

New Address P.O. Box 1647 Proof Made 9-28-98
Chula, 83226



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, P.O. Box 83720, Boise, Idaho 83720-0098

Phone: (208) 327-7900 FAX: (208) 327-7866

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

November 10, 1998

Hecla Mining Co
Grouse Creek Unit
PO Box 647
Challis ID 83226

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 72-07511

Dear Permit Holder:

The department acknowledges receipt of the proof of beneficial use form submitted for the above referenced permit. The next step in the process of developing a water right is for the department to conduct a field examination to determine and confirm the use being made of the water.

Be advised that Section 42-248, Idaho Code, requires you or the owner of this water right to maintain current ownership and address records on file with the department. Forms to file a change of ownership of a water right and/or a change in the address of the water right owner are available from any department office.

If you have questions concerning the field examination, please contact the **SOUTHERN** Regional Office of the department in Twin Falls at (208)736-3033.

Sincerely,

JULIE L. YARBROUGH

Senior Secretary, Water Allocation Bureau

c: IDWR - Regional Office

MICROFILMED

NOV 27 1998



September 24, 1998

Idaho Department of Water Resources
1301 North Orchard Street
Boise, ID 83720-0098

RE:Hecla Mining Company - Grouse Creek Unit
Proof of Beneficial Use - Permit No. 72-07511

Dir Sirs:

Enclosed please find a proof of beneficial use form and a check for the license examination fee of \$275.00 for permit number 72-07511.

If you have any questions regarding the proof of beneficial use for permit number 72-07511 please contact me at (208) 879-2304, extension 529.

Sincerely,

A handwritten signature in cursive script that reads "Eileen Steilman".

Eileen Steilman
Environmental Supervisor

c: Doug Wollant

MICROFILMED

NOV 27 1998

July 31, 1998

HECLA MINING COMPANY
PO BOX 57
STANLEY ID 832780057

PROOF DUE NOTICE

RE: PERMIT NO. 72-07511

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 October 1, 1998.

(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 complete 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.

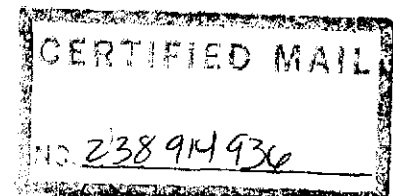
SINCERELY,

JULIE L. YARBROUGH
Senior Secretary

Enclosures

MICROFILMED

NOV 27 1998





State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000

Phone: (208) 327-7900 FAX: (208) 327-7866

February 18, 1994

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

HECLA MINING COMPANY
PO BOX 57
STANLEY ID 83278-0057

RE: Permit Nos. 72-07049 and 72-07511

Dear Water Right Holder:

Enclosed are copies of your approved Applications for Amendment submitted in connection with the above referenced permits.

If you have any questions concerning these documents, please feel free to contact us.

Sincerely,

A handwritten signature in black ink, appearing to read 'Jim Johnson', written over the printed name and title.

JIM JOHNSON
Water Rights Supervisor

JJ:dc

Enclosures

RECEIVED

FEB 24 1994

AMENDMENT OF PERMIT REVIEW

Reviewer: Cindy Zimmerman

Date 2/7/94

APPLICATION / PERMIT NO. 72-7511

TYPE OF CHANGE: ① P/D ② P/U + P/D NATURE OF USE SOURCE

① change P/D of Jordan Creek only. ② change P/U of Mining from storage only.

AREA OF CONCERN: s/c Mar

B/U PROOF DUE DATE: 10/1/98 (-) 6 months? Submitted?

GROUNDWATER:

GT. 0.2 cfs - 01G
LT. 0.2 cfs - NMR <flow chart>
Drilling Permit No. -
Not included - 046-46A (IRR)-46B, N/A

SURFACE WATER: not in w/d - 01C (=GT.2 w/pump), NMR <flow chart>

LOCATION:

Water Districts - WD No. , N/A
Surface water - 005, R04-01H (LT.2 w/pump)
R04-01J (GT.2)
Swan Falls Flag - B (1, Blank or Other)
Trust - 051-052-053 (Consumptive Uses)
Non Trust <1> - 048-049

RIVER BASINS (Surface Water)

Boise (63) - 05A & 11E
Payette (65) - 047, 059
Snake (01, 02 & 03) - 11A (01), 061 (02/03 No W.D.Cond.)

USE:

Fish Propagation - 06A, 09E, or 010 (WQ/Choose One),
042 (req.), 002 (MD), 07A (Spec.),
044 (Policy 5G)
Power - (Use Power Review)
Mining - 06A, 010, or 09E & 054(req.)
Storage (3 comp?) - 18A-for multiple m/devices(In WD),
18B (Size)
Rec/Wildlf/Aes(store) - 027 (Non-Consumptive)
Domestic - 021 (restricted areas & Boise R.
upstream from Lucky Peak)
27A (Payette R. & main tribs)

NON LAND OWNER - 004
PROTEST AGREEMENT - 020

Recommended conditions same as on the permit or subsequent amendment(s) to the permit? Yes No +cond

Conditions of Approval: Standard, 09E, 054, 004

Comments ① This amendment changes the location of p/d for Jordan Creek, from NWNW downstream to SESW (some S,T,R), all other P/D remain the same.
② This amendment changes the location of p/u for mining from storage from NENW to NWNW other uses remain the same.

WR0749NP
No. B72-07511

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 02/07/94
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	HECLA MINING COMPANY PO BOX 57 STANLEY ID 83278-0057 (208) 769-4108	03/22/1993	MINING STORAGE MINING FROM STORAGE DIVERSION TO STORAGE	01-01 12-31 01-01 12-31 01-01 12-31	 7.36 CFS	500.00 AFA 500.00 AFA
TOTAL DIVERSION:					7.36 CFS	

Water Source: JORDAN CREEK
SPRINGS
UNNAMED STREAM
UNNAMED STREAM
GROUNDWATER

Tributary to: YANKEE FORK
PINYON LAKE CREEK
JORDAN CREEK
PINYON LAKE CREEK

Stage: PERMIT

Point(s) of Diversion:	T13N R15E S20	NESW	SESW		CUSTER County
	S29	NENW	NWNW	NWNESW	CUSTER County
	S30	NESE			CUSTER County

Point of Diversion Name(s):

T13N R15E S20	NE SW	Name	Rate	Number
S20	SE SW	GROUNDWATER	0.500 CFS	72-07472
S29	NE NW	JORDAN CREEK	4.450 CFS	72-07049
S29	NW NW	GROUNDWATER	1.000 CFS	72-07407
S29	NW NW	UNNAMED STREAM	0.080 CFS	72-07050
S29	NW NE SW	SPRINGS	0.330 CFS	72-07115/07116
S30	NE SE	UNNAMED STREAM	1.000 CFS	72-07503

Place of use Legal Description for: MINING STORAGE

NE				NW				SW				SE			
T	R	S	: Lt Ac Lt Ac Lt Ac Lt Ac	: NENE NENE SWNE SENE	: NENW NWNW SWNW SENW	: NESW NWSW SWSW SESW	: NESE NWSE SWSE SESE	:	:	:	:				
13N	15E	29	:	:	M	:	M	:	:	:	:				

Place of use Legal Description for: MINING FROM STORAGE

NE				NW				SW				SE			
T	R	S	: Lt Ac Lt Ac Lt Ac Lt Ac	: NENE NENE SWNE SENE	: NENW NWNW SWNW SENW	: NESW NWSW SWSW SESW	: NESE NWSE SWSE SESE	:	:	:	:				
13N	15E	29	:	:	M	:	M	:	:	:	:				

Pou County: CUSTER

Conditions of Approval:

- 26A - Project construction shall commence within one year from the
- date of permit issuance and shall proceed diligently to
- completion unless it can be shown to the satisfaction of the
- Director of the Department of Water Resources that delays were
- due to circumstances over which permit holder had no control.
- 18B - The storage of water under this right is contingent upon the
- certification of the dam and authorization of storage per the dam
- safety provisions of the Idaho Code.
- 004 - The issuance of this right in no way grants any right-of-way

Conditions of Approval:

- or easement across the land of another.

Remarks: Two points of diversion for springs source are located within
NWNESEW, S29, T13N, R15E.
The total rate of diversion is limited to 7.36 cfs and further
limited to the rate identified at the point of diversion listed
under this right.

Dates: App. Received: 03/22/1993 Priority Date: 03/22/1993
Proof Due Date: 10/01/1998 Proof Made Date:
Exam Made Date: Exam Sent to S.O.:
Licensed Date:

Misc: Water District Number: Field Exam Fee:

Comments: Date: 10/07/1993 User-ID: ZIMMERMA Subject: CORPORATE OFFICERS
The corporate officers of Hecla Mining Company as of 3/18/93 are:
Arthur Brown, Chairman, President, CEO;
Joseph T. Heatherly, Vice President;
Roger A. Kauffman, Vice President;
Ralph Noyes, Vice President;
Robert H. Wallace, Vice President; and,
George L. Wilhelm, Manager, Technical Services;
John G. Haan, Manager, Grouse Creek Project.
The Directors of Hecla Mining Company as of 3/18/93 are:
Arthur Brown, John E. Clute, Joe Coors, Jr., Leland O. Erdahl,
William A. Griffith, Robert S. Jepson, Jr., Charles L. McAlpine,
Paul A. Redmond, and Richard J. Stoehr.

Date: 10/07/1993 User-ID: ZIMMERMA Subject: MORATORIUM EXEMPTION
This permit is located within the Salmon/Clearwater Rivers
Moratorium boundary; however, its storage use is within the
acceptable parameters of the Moratorium guidelines.

Date: 10/07/1993 User-ID: ZIMMERMA Subject: P/D & P/U OWNERSHIP
The point of diversion and place of use are owned by US Forest
Service. The applicant will mine unpatented mining claims under
USFS approved Plan of Operation.

Date: 10/07/1993 User-ID: ZIMMERMA Subject: DIVERSION DESCRIPTION

=====

Comments: Date: 10/07/1993 User-ID: ZIMMERMA Subject: DIVERSION DESCRIPTION
Pump and pipelines from tailing pond to mill, pump and pipelines
in sediment pond to tailing pond, pump and pipelines from well to
tailing pond, pump and pipelines in Jordan Creek to mill and
tailing pond, tailings and wastewater pipelines from mill to
tailing pond, diversion ditch with headgates to tailing pond,
pipeline from Sunbeam Adit to tailing pond.
Tailing pond dam to be 155' high on north embankment, 200' high
on south embankment, with 500 AF of active reservoir capacity,
715 AF of total reservoir capacity.
This permit covers the storage of water in the tailings pond, and
is not to acquire any additional water from other sources. Each
source is either licensed or permitted.

Date: 02/07/1994 User-ID: ZIMMERMA Subject: AMENDED PERMIT
This permit has been amended to change the point of diversion for
Jordan Creek from NWNW, S20, T13N, R15E to SESW, S20, T13N, R15E;
and to change the location of the mining from storage place of
use from NENW, S29, T13N, R15E to NWNW, S29, T13N, R15E. All
other points of diversion and places of use remain the same as
permitted.

Audit: 12/20/93 BALDWIN 02/07/94 ZIMMERMA

State of Idaho
Department of Water Resources

RECEIVED
JAN 28 1994

AMENDMENT ANALYSIS SHEET

Department of Water Resources

INITIAL REVIEW BY: JE Stanton

Right Number 72-07511 Applicant HECLA MINING CO

Purpose of Amendment: ☒ Change point of diversion. ☐ Add diversion point(s).

on Jordan Creek

☐ Increase amount. ☒ Change place of use. ☐ Other _____

CHECK:

- ☒ Description of amended point(s) of diversion.
- ☒ Amount, nature and period of use. If increased, delay date of priority.
- ☐ Description of amended places of use. If expanded, delay date of priority.
- ☒ Ownership of point of diversion and place of use.
- ☐ Stream index information (reverse).
- ☒ Map.
- ☒ Signature (must be permit holder).
- ☒ Fee.
- ☒ Existing water rights from the same source, amended place of use.
- ☐ Right number(s) _____
- ☒ Yes ☐ No Should amendment be advertised?
- ☐ Yes ☒ No Should date of priority be delayed? If yes, to what date? _____

FINAL REGIONAL PROCESSING REVIEW:

- ☒ Affidavit of publication received.
- ☒ Amendment published correctly.

None Protests processed.

- ☒ Approve.
- ☐ Deny.

Conditions _____

By Laura O'Halloran Date 1/22/94

STATE OFFICE PROCESSING:

- ☒ Amendment correct and complete. By CJ Date 2/7/94
- ☒ Approved copy sent to applicant and to Region. By [Signature] Date 2/18/94

POINT OF DIVERSION AND STREAM INDEX INFORMATION

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

IDAHO STREAM CODE INDEX

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

IDAHO STREAM CODE INDEX

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

IDAHO STREAM CODE INDEX

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

IDAHO STREAM CODE INDEX

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

IDAHO STREAM CODE INDEX

RECEIVED

JAN 07 1994

AFFIDAVIT OF PUBLICATION

State of Idaho, County of Custer, ss:

I, Ruth E. Burchill, representing the Challis Messenger, a weekly newspaper, published at Challis, Idaho, do solemnly swear that the notice hereto attached and made a part hereof, was published in the regular and entire issue of the Challis Messenger for 2 consecutive weeks, commencing with the issue dated Dec 30 1993 and ending with the issue dated Jan 6 1994.

Ruth E. Burchill

STATE OF IDAHO

COUNTY OF CUSTER

On this 6th day of Jan in the year of 1994 before me, a Notary Public, personally appeared Ruth E. Burchill known or identified to me to be the person whose name subscribed to the within instrument, and being by me first duly sworn, declared that the statements therein are true, and acknowledged to me that he executed the same.

Edel M. Peck
Notary Public for Idaho

Residing at Challis

My commission expires: 3-19-98

Department of Water Resources

NOTICE OF AMENDMENT
SOUTHERN WATER RIGHTS
TO A WATER PERMIT

No. 72-07511

Notice is hereby given that NECLA MINING COMPANY, of Stanley, ID is the holder of Approved Permit No. 72-07511 with a priority date of 03/22/1993 authorizing a total diversion of 7.36 cubic feet per second of water from Jordan Creek tributary to Yankee Fork; Springs tributary to Pinyon Lake Creek; Unnamed Stream tributary to Jordan Creek; Unnamed Stream tributary to Pinyon Lake Creek and groundwater within the MNW, NESW, S20, T13N, R15E; NENW, MNW, WNWESW, S29, T13N, R15E; NESE, S30, T13N, R15E; Custer County, to be used for Mining and Storage from 01/01 to 12/31 within NENW, SENW, S29, T13N, R15E; Custer County.

This Application for Amendment proposes to change the points of diversion on Jordan Creek (4.45 cfs) to SESW, S20, T13N, R15E; other Points of Diversion to remain as permitted, with places of use changed to NENW, MNW, SENW, S29, T13N, R15E; Custer County.

Any protest against approval of the amending of Permit No. 72-07511 as set forth above must be filed with the applicant and with the Director, Idaho Department of Water Resources, 222 Shoshone Street East, Twin Falls, ID 83301 on or before January 17, 1994.

R. Keith Higgins, Director

Pub: Dec. 30, 1993 & Jan. 6, 1994.

FEB 24 1994

STATEMENT

**Custer Publishing, Inc.**

Phone 879-4445

P.O. Box 405

Challis, Idaho 83226

Dept. of Water
 222 Shoshone St. East
 Twin Falls, ID 83301

RECEIVED

JAN 07 1994

Department of Water Resources

Job No.	Date	DESCRIPTION	Amount
	1-6-94	Notice of Amendment To a Water Permit No. 72-07049 12-30-93 & 1-6-94 39 lines	\$40.37
		Notice of Amendment to a Water Permit No. 72-07511 12-30-93 & 1-6-94 45 lines	46.58
		<u>Total due</u>	<u>\$86.95</u>

A finance charge of 1% percent (annual percentage rate of 18%) with a minimum charge of 50¢ will be charged to all accounts not paid within 30 days of billing.

RECEIVED

FEB 24 1994

NOTICE OF AMENDMENT TO A WATER
PERMIT
NO. 72-07511

Notice is hereby given that HECLA MINING COMPANY, of Stanley, ID is the holder of Approved Permit No. 72-07511 with a priority date of 03/22/1993 authorizing a total diversion of 7.36 cubic feet per second of water from Jordan Creek tributary to Yankee Fork; Springs tributary to Pinyon Lake Creek; Unnamed Stream tributary to Jordan Creek; Unnamed Stream tributary to Pinyon Lake Creek and groundwater within the NWNW, NESW, S20, T13N, R15E; NENW, NWNW, NWNESW, S29, T13N, R15E; NESE, S30, T13N, R15E; Custer County, to be used for Mining and Storage from 01/01 to 12/31 within NENW, SENW, S29, T13N, R15E; Custer County.

This Application for Amendment proposes to change the points of diversion on Jordan Creek (4.45 cfs) to SESW, S20, T13N, R15E; other Points of Diversion to remain as permitted, with places of use changed to NENW, NWNW, SENW, S29, T13N, R15E; Custer County.

Any protest against approval of the amending of Permit No. 72-07511 as set forth above must be filed with the applicant and with the Director, Idaho Department of Water Resources, 222 Shoshone Street East, Twin Falls, ID 83301 on or before January 17, 1994.

R. Keith Higginson, Director

Published in the Challis
Messenger on 12/30/93 &
01/06/1994.

MICROFILMED

FEB 24 1994

NOTICE OF AMENDMENT
TO A WATER PERMIT
No. 72-07511

Notice is hereby given that
HECLA MINING COMPANY, of
Stanley, ID is the holder of
Approved Permit No. 72-07511
with a priority date of
03/22/1993 authorizing a total
diversion of 7.36 cubic feet
per second of water from Jordan
Creek tributary to Yankee Fork;
Springs tributary to Pinyon
Lake Creek; Unnamed Stream
tributary to Jordan Creek;
Unnamed Stream tributary to
Pinyon Lake Creek and
groundwater within the MNW,
NESW, S20, T13N, R15E; MNW,
MNW, MNWESW, S29, T13N, R15E;
NESE, S30, T13N, R15E; Custer
County, to be used for Mining
and Storage from 01/01 to 12/31
within MNW, SENW, S29, T13N,
R15E; Custer County.
This Application for Amendment
proposes to change the points
of diversion on Jordan Creek
(4.45 cfs) to SESW, S20, T13N,
R15E; other points of diversion
to remain as permitted, with
places of use changed to MNW,
MNW, SENW, S29, T13N, R15E;
Custer County.
Any protest against approval of
the amending of Permit No.
72-07511 as set forth above
must be filed with the
applicant and with the
Director, Idaho Department of
Water Resources, 222 Shoshone
Street East, Twin Falls, ID
83301 on or before January 17,
1994.
R. Keith Hingston, Director
Pub: Dec. 30, 1993 & Jan. 6,
1994.

OK
1-3-94
1/10/94

RECEIVED

FEB 24 1994



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 222 Shoshone St. East, Twin Falls, Idaho 83301 (208) 736-3033

CECIL D. ANDRUS
Governor

21-Dec-1993

R. KEITH HIGGINSON
Director

CUSTER PUBLISHING COMPANY
PO BOX 405
CHALLIS ID 83226

Gentlemen:

Enclosed you will find a legal notice which we wish to have published in your newspaper. We have inserted the required publication dates. If time allows, please submit a galley proof for review before publication.

We have attempted to submit this legal as camera ready. Please call me at your earliest convenience and prior to your staff re-typing the legal if it does not meet your specifications so I can possibly make adjustments.

After sending us a galley proof, proceed with the publication on the dates we have inserted, assuming the notice is correct. If we have any corrections, we will notify you before the first publication. If you cannot publish the notice on the proposed dates, please contact us immediately.

In order to receive payment, an affidavit of publication must be submitted to the Department along with the publication bill.

Very truly yours,

Mary Baldwin
Sr. Secretary

Enclosure

RECEIVED

FEB 24 1994

NOTICE OF AMENDMENT TO A WATER PERMIT
NO. 72-07511

Notice is hereby given that HECLA MINING COMPANY, of Stanley, ID is the holder of Approved Permit No. 72-07511 with a priority date of 03/22/1993 authorizing a total diversion of 7.36 cubic feet per second of water from Jordan Creek tributary to Yankee Fork; Springs tributary to Pinyon Lake Creek; Unnamed Stream tributary to Jordan Creek; Unnamed Stream tributary to Pinyon Lake Creek and groundwater within the NWNW, NESW, S20, T13N, R15E; NENW, NWNW, NWNESW, S29, T13N, R15E; NESE, S30, T13N, R15E; Custer County, to be used for Mining and Storage from 01/01 to 12/31 within NENW, SENW, S29, T13N, R15E; Custer County.

This Application for Amendment proposes to change the point of diversion on Jordan Creek (4.45 cfs) to SESW, S20, T13N, R15E; other Points of Diversion to remain as permitted, with places of use changed to NENW, NWNW, SENW, S29, T13N, R15E; Custer County.

Any protest against approval of the amending of Permit No. 72-07511 as set forth above must be filed with the applicant and with the Director, Idaho Department of Water Resources, 222 Shoshone Street East, Twin Falls, ID 83301 on or before January 17, 1994.

R. Keith Higginson, Director

Published in the Challis Messenger on 12/30/93 & 01/06/1994.

RECEIVED

FEB 24 1994



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 222 Shoshone St. East, Twin Falls, Idaho 83301 (208) 736-3033

CECIL D. ANDRUS
Governor

20-Dec-1993

R. KEITH HIGGINSON
Director

ATTN DAN ANDERSON
HECLA MINING COMPANY
PO BOX 57
STANLEY ID 83278

Re: Application for Amendment, 72-07511

Dear Mr. Anderson:

The Department of Water Resources acknowledges receipt of your application for amendment of a permit.

This office has scheduled advertising the application in the Challis Messenger on 12/30/93 & 01/06/94. A period of ten days following the second publication will be allowed for the submittal of protests.

If the application is protested you will be sent a copy of the protest. The protest must be resolved before the application is approved or denied. If the protest is not resolved voluntarily, this Department will conduct a conference and/or hearing on the matter.

If the application is not protested, it will be forwarded to our State Office in about five weeks. State office personnel will conduct a complete review prior to final processing of the application and will notify you of the outcome of this review. A typical processing time for an unprotested application is about eight weeks.

Please feel free to contact this office if you have any questions regarding this procedure.

Very truly yours,

James E. Stanton
Sr. Water Resource Agent

JS:MB

RECEIVED

DEC 21 1994



RECEIVED

NOV 18 1993

Department of Water Resources
Southern Region Office

November 15, 1993

Doug Jones
Idaho Department of Water Resources
Southern Region
222 Shoshone St. East
Twin Falls, ID 83301

RE: Application For Amendment of Permit No. 72-07511

Dear Doug:

Enclosed find the permit amendment application and permit fee for Hecla's Storage Permit No. 72-07511.

As we dicussed at the November 9, 1993 Task Force meeting and again on the telephone, this amendment will reflect proposed point of diversion amendment of Permit No. 72-07049.

If you have questions or require additional information, please contact me at 769-4108.

Sincerely,

A handwritten signature in cursive script that reads "Dan Anderson".

Dan Anderson
Environmental Manager

cc: John Haan
Nancy Thomas



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000

Phone: (208) 327-7900 FAX: (208) 327-7866

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

October 25, 1993

HECLA MINING COMPANY
GROUSE CREEK PROJECT
PO BOX 57
STANLEY ID 83278-0057

PERMIT APPROVAL NOTICE

RE: PERMIT NO. 72-07511

Dear Permit Holder(s):

Enclosed is a copy of your approved application for permit. Please be sure to thoroughly review the "CONDITIONS/REMARKS:" listing on the permit.

As a permit owner you must commence the excavation or construction of the diverting works within one year of the date the permit was issued, and you must proceed diligently until the project is completed. The date shown under condition no. 1 is the date when the project must be completed. You will receive a "Proof Due Notice" from this Department approximately 60 days prior to the completion date requiring you to file either a Proof of Beneficial Use form stating that the project has been completed or file a Request for an Extension of Time in which to file the proof statement.

Please be advised that water quality is subject to regulations of the Idaho Department of Health and Welfare. We suggest that you check with them before starting construction.

If the diversion dam is 10 feet or more in height, or has an impounding capacity of 50 acre-feet or more, certain dam safety requirements must be met. Please contact the regional office nearest you for details.

Sincerely,

A handwritten signature in dark ink, appearing to read 'Jim Johnson', written over the typed name and title.

JIM JOHNSON
Water Rights Supervisor

JJ:dc

Enclosure

RECEIVED

OCT 28 1993

APPLICATION FOR PERMIT
STATE OFFICE REVIEW

Application #: 72-1511 Date: 10/7/93 Reviewer: Cindy Zimmerman

AREA OF CONCERN? - No/Yes S/C Mor
SYSTEM COMPLETED:
No - 26A-~~P17~~
Complete in 1 year - P16
Yes
Proof not submitted - P16
Proof submitted - N/A
GROUNDWATER:
+ 0.2 cfs <flo-ch> - 01G-P03 (new), ~~01E-P03~~ (existing), NMR
- 0.2 cfs - NMR <flow chart>
Drilling Permit:
Included w/permit - P99 Permit No. _____
Existing well - N/A (if drilled before 7/1/87)
No WD permit? - 046-46A<Irr>-46B-P23 (if drilled after 7/1/87)
SURFACE WATER: not in WD - ~~01E-P03~~ (+.2 w/pump), NMR <flow chart>
LOCATION:
Water District - WD No. _____
Surface water - 005 or 005-01J-P08 (+.2, or -.2 no pump)
or 005-01H-P01 (-.2 w/pump); NMR
Groundwater - P05 (if well has not been drilled)
In stream channel - 030 (stream channel alteration)
Irrigation Dist. - 023
Canal Co. Areas - 023
Drainage Districts - 024
Flood Control Dist. - 063
Boise Front (63) - 058 (Groundwater temperature)
Swan Falls Flag - B <See condition code chart>
Trust - 051-052-053-P74 (Consumptive Uses)
Non Trust <1> - 048-049
RIVER BASINS (Surface): Water District Control Condition (005) &....
Boise (63) - 05A (req), 11E (non-domestic use), NA
Payette (65) - 064 (consump. use), 047-P04 (Payette Lake), NA
Snake (01, 02 & 03) - 11A-P04 (01), 061-P07 (02/03 No W.D.Cond.), NA
USE:
Fish Propagation - 010/06A/09E-P10(WQ) & 07A-042-002-P06(MD) (req)
044 (N 1000 Spr)
Irrigation - 803 (if GW use SW 1st) (+5A do POU comparison)
Power - 08A-17K-025-027 (req); 01F-P19; 09E-P10;
+25 cfs-P18; 17G(FERC) or 17M(FERE); 18B-P09
Mining - 06A/010/09E-~~P10~~ & ~~054~~ (req)
Storage (✓ 3 compo.) - 18A-for multi MD in WD, 18B-~~P09~~ (+10' high dam)
Domestic (surface) - 021 (Boise R ↑ L Peak), 27A (Payette R)
OWNERSHIP:
Non land owner - 004 (P/D or P/U) USFS
PROTESTED:
Prehearing agreement - 020 per Jim
OTHER CONDITIONS: -
REMARKS: -
BENEFICIAL USE DUE: -
COMMENTS: -
① 2 P/D for spring source are located w/in NANNESW, S29, T13N, R15E
② Total rate of diversion is limited to 7.36 and further limited to the rate identified
at the P/D listed under this right.
① Mor Exempt ② P/D & P/U Ownership ③ Div. Desc.
④ Corp off.

WR0749NP
No. P72-07511

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT
(REGIONAL)

DATE: 10/07/93
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	HECLA MINING COMPANY GROUSE CREEK PROJECT PO BOX 57 STANLEY ID 832780057 (208) 774-2269	03/22/1993	MINING STORAGE MINING FROM STORAGE DIVERSION TO STORAGE	01-01 12-31 01-01 12-31 01-01 12-31	 7.36 CFS	500.0 AFA 500.0 AFA
TOTAL DIVERSION:					7.36 CFS	

Water Source: JORDAN CREEK
SPRINGS
UNNAMED STREAM
UNNAMED STREAM
GROUNDWATER

Tributary to: YANKEE FORK
PINYON LAKE CREEK
JORDAN CREEK
PINYON LAKE CREEK

Stage: PERMIT

Point(s) of Diversion: T13N R15E S20 NW NW NE SW
S29 NE NW NW NW
S30 NE SE

Point of Diversion Name(s):

T13N	R15E	S20	NW NW	Name	Rate	Number
		S20	NW NW	JORDAN CREEK	4.450 CFS	~~72-07046~~
		S20	NE SW	GROUNDWATER	0.500 CFS	~~72-07072~~
		S29	NE NW	GROUNDWATER	1.000 CFS	~~72-07407~~
		S29	NW NW	UNNAMED STREAM	0.080 CFS	~~72-07050~~
		S29	NW NE SW	SPRINGS	0.330 CFS	~~72-07115/07116~~
		S30	NE SE	UNNAMED STREAM	1.000 CFS	~~72-07503~~

Place of use Legal Description for: MINING STORAGE

NE				NW				SW				SE			
T	R	S	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac			
13N	15E	29	: M	: M	M	M	: M	M	M	: M					
13N	15E	30	:	:			:			:	M				

Place of use Legal Description for: MINING FROM STORAGE

NE				NW				SW				SE			
T	R	S	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac			
13N	15E	29	:	:	M		:			:					

Pou County: CUSTER

Conditions of Approval:

- 26A - Project construction shall commence within one year from the
- date of permit issuance and shall proceed diligently to
- completion unless it can be shown to the satisfaction of the
- Director of the Department of Water Resources that delays were
- due to circumstances over which permit holder had no control.
- 18B - The storage of water under this right is contingent upon the
- certification of the dam and authorization of storage per the dam

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT
(REGIONAL)

Conditions of Approval:

- safety provisions of the Idaho Code.
- 004 - The issuance of this right in no way grants any right-of-way
- or easement across the land of another.

Remarks: Two points of diversion for springs source are located within
NWNESEW, S29, T13N, R15E.
The total rate of diversion is limited to 7.36 cfs and further
limited to the rate identified at the point of diversion listed
under this right.

Dates: App. Received: 03/22/1993 Priority Date: 03/22/1993
Proof Due Date: 10/01/1998 Proof Made Date:
Exam Made Date: Exam Sent to S.O.:
Licensed Date:

Misc: Water District Number: Field Exam Fee:

Comments: Date: 10/07/1993 User-ID: ZIMMERMA Subject: MORATORIUM EXEMPTION
This permit is located within the Salmon/Clearwater Rivers
Moratorium boundary; however, its storage use is within the
acceptable parameters of the Moratorium guidelines.

Date: 10/07/1993 User-ID: ZIMMERMA Subject: P/D & P/U OWNERSHIP
The point of diversion and place of use are owned by US Forest
Service. The applicant will mine unpatented mining claims under
USFS approved Plan of Operation.

Date: 10/07/1993 User-ID: ZIMMERMA Subject: DIVERSION DESCRIPTION
Pump and pipelines from tailing pond to mill, pump and pipelines
in sediment pond to tailing pond, pump and pipelines from well to
tailing pond, pump and pipelines in Jordan Creek to mill and
tailing pond, tailings and wastewater pipelines from mill to
tailing pond, diversion ditch with headgates to tailing pond,
pipeline from Sunbeam Adit to tailing pond.
Tailing pond dam to be 155' high on north embankment, 200' high
on south embankment, with 500 AF of active reservoir capacity,

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT
(REGIONAL)

=====
Comments: Date: 10/07/1993 User-ID: ZIMMERMA Subject: DIVERSION DESCRIPTION
715 AF of total reservoir capacity.
This permit covers the storage of water in the tailings pond, and
is not to acquire any additional water from other sources. Each
source is either licensed or permitted.

Date: 10/07/1993 User-ID: ZIMMERMA Subject: CORPORATE OFFICERS
The corporate officers of Hecla Mining Company as of 3/18/93 are:
Arthur Brown, Chairman, President, CEO;
Joseph T. Heatherly, Vice President;
Roger A. Kauffman, Vice President;
Ralph Noyes, Vice President;
Robert H. Wallace, Vice President; and,
George L. Wilhelm, Manager, Technical Services;
John G. Haan, Manager, Grouse Creek Project.
The Directors of Hecla Mining Company as of 3/18/93 are:
Arthur Brown, John E. Clute, Joe Coors, Jr., Leland O. Erdahl,
William A. Griffith, Robert S. Jepson, Jr., Charles L. McAlpine,
Paul A. Redmond, and Richard J. Stoehr.

Audit: 10/07/93 ZIMMERMA

WR5812NP
SELECTION-FILE: ZIMMERMA-1601483

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHTS SUMMARY REPORT

DATE: 10/07/93
PAGE: 1

WR-NUMBER: 72-07049
CURRENT OWNER:
GROUSE CREEK MINING INC.
P.O. BOX 57
STANLEY, ID 83278
COUNTY: CUSTER
SOURCE: JORDAN CREEK
WATER USE:
MINING

PRIORITY DATE:
07/23/1975

STAGE:
PERMIT

TRIBUTARY: YANKEE FORK
DIVERSION RATE: 4.450
DIVERSION VOLUME: 4.450

PERIOD FROM: 01/01
PERIOD TO: 12/31

TOTAL:

POINT OF DIVERSION: Twp Rge Sec Tract Lot
13N 15E 20 NW NW

PLACE OF USE LEGAL DESCRIPTION FOR: MINING

				NE				NW				SW				SE																	
				NENE	NWNE	SWNE	SENE					NENW	NWNW	SWNW	SENW					NESW	NWSW	SWSW	SESW					NESE	NWSE	SWSE	SESE		
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac	Lt	Ac	:
13N	15E	29	:									:							:							:							:

CONDITIONS: 001 - A measuring device of a type approved by the Department shall
- be permanently installed and maintained as part of the diverting
- works.

WR-NUMBER: 72-07050
CURRENT OWNER:
SUNBEAM MINING CORP.

PRIORITY DATE:
07/23/1975

STAGE:
LICENSE

P.O. BOX 57
STANLEY, ID 832780000
COUNTY: CUSTER
SOURCE: UNNAMED STREAM
WATER USE:
DOMESTIC

TRIBUTARY: PINYON LAKE CREEK
DIVERSION RATE: 0.080
DIVERSION VOLUME: 2.40
TOTAL: 0.080 2.40

PERIOD FROM: 01/01
PERIOD TO: 12/31

POINT OF DIVERSION: Twp Rge Sec Tract Lot
13N 15E 29 NW NW

PLACE OF USE LEGAL DESCRIPTION FOR: DOMESTIC

				NE				NW				SW				SE																	
				NENE	NWNE	SWNE	SENE					NENW	NWNW	SWNW	SENW					NESW	NWSW	SWSW	SESW					NESE	NWSE	SWSE	SESE		
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac	Lt	Ac	:
13N	15E	29	:									:							:							:							:

REMARKS: P/D & P/U ARE UNSURVEYED.

WR-NUMBER: 72-07115
CURRENT OWNER:
HECLA MINING CO

PRIORITY DATE:
11/26/1980

STAGE:
PERMIT

P.O. BOX 57
STANLEY, ID 832780000

WR-NUMBER: 72-07115 (cont'd)

COUNTY: CUSTER

SOURCE: SPRING

WATER USE:

INDUSTRIAL

TOTAL:

DIVERSION RATE:

0.280

0.280

TRIBUTARY: PINYON LAKE CREEK

DIVERSION VOLUME:

PERIOD FROM: PERIOD TO:

01/01

12/31

POINT OF DIVERSION:

Twp

Rge

Sec

Tract

Lot

13N

15E

29

NE SW

PLACE OF USE LEGAL DESCRIPTION FOR: INDUSTRIAL

				NE				NW				SW				SE																	
				NENE	NWNE	SWNE	SENE					NENW	NWNW	SWNW	SENW					NESW	NWSW	SWSW	SESW					NESE	NWSE	SWSE	SESE		
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac	Lt	Ac	:
---	---	---	:	---	---	---	---	---	---	---	---	:	---	---	---	---	---	---	:	---	---	---	---	---	:	---	---	---	---	---	---	:	
13N	15E	29	:									:							:						:							:	

CONDITIONS: 004 - The issuance of this right in no way grants any right-of-way

- or easement across the land of another.

09D - Water used under this right if discharged into a natural

- channel shall meet Idaho Water Quality Standards.

020 - Use of water under this right may be affected by an agreement

- between the protestant and the right holder.

WR-NUMBER: 72-07116

CURRENT OWNER:

HECLA MINING CO

PRIORITY DATE:

11/26/1980

STAGE:

PERMIT

PO BOX 57

STANLEY, ID 832780000

COUNTY: CUSTER

SOURCE: SPRING

WATER USE:

INDUSTRIAL

TOTAL:

DIVERSION RATE:

0.050

0.050

TRIBUTARY: PINYON LAKE CREEK

DIVERSION VOLUME:

PERIOD FROM: PERIOD TO:

01/01

12/31

POINT OF DIVERSION:

Twp

Rge

Sec

Tract

Lot

13N

15E

29

NE SW

PLACE OF USE LEGAL DESCRIPTION FOR: INDUSTRIAL

				NE				NW				SW				SE																	
				NENE	NWNE	SWNE	SENE					NENW	NWNW	SWNW	SENW					NESW	NWSW	SWSW	SESW					NESE	NWSE	SWSE	SESE		
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac	Lt	Ac	:
---	---	---	:	---	---	---	---	---	---	---	---	:	---	---	---	---	---	---	:	---	---	---	---	---	:	---	---	---	---	---	---	:	
13N	15E	29	:									:							:						:							:	

CONDITIONS: 004 - The issuance of this right in no way grants any right-of-way

- or easement across the land of another.

09D - Water used under this right if discharged into a natural

- channel shall meet Idaho Water Quality Standards.

020 - Use of water under this right may be affected by an agreement

- between the protestant and the right holder.

WR-NUMBER: 72-07407
CURRENT OWNER:
GROUSE CREEK MINING INC.
P.O. BOX 57
STANLEY, ID 83278

PRIORITY DATE:
08/19/1987

STAGE:
PERMIT

COUNTY: CUSTER
SOURCE: GROUNDWATER
WATER USE:
MINING

TRIBUTARY:
DIVERSION RATE:
1.000
DIVERSION VOLUME:
1.000

PERIOD FROM: 01/01
PERIOD TO: 12/31

TOTAL:

POINT OF DIVERSION: Twp Rge Sec Tract Lot
13N 15E 29 NE NW

PLACE OF USE LEGAL DESCRIPTION FOR: MINING

NE												NW				SW				SE									
T		R		S		Lt		Ac		Lt		Ac		Lt		Ac		Lt		Ac		Lt		Ac		Lt		Ac	
13N												15E				29													
M												M																	

- CONDITIONS: 026 - 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.
004 - The issuance of this right in no way grants any right-of-way
- or easement across the land of another.
043 - If construction of the well under this right was not initiated
- prior to July 1, 1987, commencement of well construction or
- diversion of water under this right is prohibited unless a
- drilling permit is obtained from the Department.
01G - Prior to the diversion of water under this right a flow
- measurement port or other device as specified by the Department
- shall be installed to provide for the installation of measuring
- equipment and the determination of the rate of diversion by the
- Department.
06A - In the event that water used under this right should be
- discharged into a natural channel, settling ponds will be
- required which are capable of reducing the silt load to such a
- level that the quality of the water would not be impaired for
- other beneficial uses.
09E - Water used under this right if discharged into a natural
- channel or subsurface system shall meet Idaho Water Quality
- Standards.

WR-NUMBER: 72-07472
CURRENT OWNER:
GROUSE CREEK MINING INC.
P.O. BOX 57
STANLEY, ID 83278

PRIORITY DATE:
07/30/1990

STAGE:
APPLICATION

COUNTY: CUSTER
SOURCE: GROUNDWATER

WATER USE:
DOMESTIC
FIRE PROTECTION
TOTAL:

TRIBUTARY:
DIVERSION RATE:
0.500
DIVERSION VOLUME:
0.500
0.500

PERIOD FROM: 01/01
PERIOD TO: 12/31
01/01 12/31

WR-NUMBER: 72-07472 (cont'd)

13N 15E 20 NE SW

PLACE OF USE LEGAL DESCRIPTION FOR: DOMESTIC

NE				NW				SW				SE													
T	R	S		NENE	NWNE	SWNE	SENE	:	NENW	NWNW	SWNW	SENW	:	NESW	NWSW	SWSW	SESW	:	NESE	NWSE	SWSE	SESE	:		
				Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:
13N	15E	29	:					:	D				:					:						:	

PLACE OF USE LOCATION FOR FIRE PROTECTION IS THE SAME LOCATION AS DESCRIBED FOR:

WR-NUMBER:
72-07503CURRENT OWNER:
HECLA MINING CO
GROUSE CREEK PROJECT
PO BOX 57
STANLEY, ID 83278PRIORITY DATE:
01/21/1992STAGE:
APPLICATION

COUNTY: CUSTER

SOURCE: UNNAMED STREAM

WATER USE:

INDUSTRIAL

INDUSTRIAL

TOTAL:

DIVERSION RATE:

1.000

0.500

1.000

TRIBUTARY: JORDAN CREEK

DIVERSION VOLUME:

PERIOD FROM: PERIOD TO:

04/01

07/01

07/02

03/31

POINT OF DIVERSION:

Twp
13NRge
15ESec
29Tract
NW SW

Lot

PLACE OF USE LEGAL DESCRIPTION FOR: INDUSTRIAL

NE				NW				SW				SE													
T	R	S		NENE	NWNE	SWNE	SENE	:	NENW	NWNW	SWNW	SENW	:	NESW	NWSW	SWSW	SESW	:	NESE	NWSE	SWSE	SESE	:		
				Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:
13N	15E	29	:					:				I	:					:						:	

PLACE OF USE LEGAL DESCRIPTION FOR: INDUSTRIAL

NE				NW				SW				SE													
T	R	S		NENE	NWNE	SWNE	SENE	:	NENW	NWNW	SWNW	SENW	:	NESW	NWSW	SWSW	SESW	:	NESE	NWSE	SWSE	SESE	:		
				Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:
13N	15E	29	:					:				I	:					:						:	

REMARKS: Industrial use is for milling process.
Source is also known as Washout Creek.

END OF REPORT

STATE OF IDAHO *Hecia Mining Co. Grouse Creek Project.*
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR PERMIT ANALYSIS SHEET

INITIAL REVIEW BY *J. E. Stanton* DATE *3-24*, 19*93*
APPLICATION NO. *72-07511*

REQUIRED INFORMATION

- ☒ Name (If applicant is a corporation or partnership, names must be provided for the director, officers, & other partners.)
☒ Address
☒ Source (see USGS quad for names of water sources)
☒ Point of diversion (10 Acres for spring, lot & block descriptions for subdivisions, local name, flow &/or volume.)
☒ County
☒ Quantity (flow &/or volume)
☒ Period of use
☒ Nature of proposed use (include description of use)
☒ Description of diverting works.
☒ Time required for beneficial use of water.
☒ Place of use or acres irrigated.
☒ Map
☒ Signature (If applicant is corp., partnership, or municipality, title of signator is required)
☒ Fee
☒ Yes ☐ No* In form to receipt
- ++++PROPOSED PRIORITY DATE
3-22 19*93*

ADDITIONAL INFORMATION

- ☒ Overlapping place of use(Describe source & relationship to present application on the back. *Direct-flow rights from same sources*
☒ Overlapping point of diversion.
☒ Yes ☐ No Field check required
☒ Yes ☐ No Field check by _____
☒ Yes ☐ No Field report attached
☒ Yes ☒ No Critical Ground water area
☒ Yes ☒ No Groundwater management area
☒ Yes ☐ No Send Dam safety information
☒ Yes ☒ No Send power requirement letter
☒ Yes ☒ No Send fish farm requirement letter
☒ Yes ☒ No Power residency affidavit.
☒ Yes ☒ No Power efficiency form
☒ Yes ☒ No Within trustwater boundary(If yes, attach trustwater supplementary analysis sheet.
☒ Yes ☐ No Diversion greater than 5 cfs or 500 acre ft. (If yes, attach large diversion supplementary analysis sheet.

See reverse side for additional information.

* REQUEST THE FOLLOWING ADDITIONAL INFORMATION FROM THE APPLICANT: _____

Date Requested _____, 19____

RECEIVED
SEP 30 1993

Department of Water Resources

PROCESSING ☒ Yes ☐ No In form for Advertising
☐ Yes ☒ No No Statewide Advertising
☒ Yes ☐ No Fee amount, receipt date & No. recorded on app.

SEND COPIES TO: ☐ Idaho Dept of Health & Welfare ☐ USDI BLM
☐ Idaho Dept of Fish & Game ☐ USFS
☐ Idaho Dept of Lands ☐ Water Dist.
☐ Adjudication Bureau Unit ☐ Other _____

FINAL REGIONAL PROCESSING REVIEW

☒ Yes ☐ No Affidavit of publication received.
☒ Yes ☐ No Application published correctly. If not, record action taken.

☒ Yes ☐ No Publication dates and paper, recorded on App.
☒ Yes ☐ No Protests received
Final date for Protest 5/24/93
☐ Yes ☒ No Protests, dates, resolution of protest, recorded on app.
☐ Yes ☒ No Recommendations attached
☐ Yes ☒ No Measuring device required
☒ Yes ☐ No Access port required
☐ Yes ☒ No Will water be delivered by watermaster? If yes, what dist. _____
☒ Yes ☐ No Special conditions of approval or cover letter below. _____
018, 188, 04

See below for additional information

Date of priority recommended 3/22, 1993
By Alan O. Salun Date 9/29, 1993

STATE OFFICE REVIEW

See below for additional information

By _____ Date _____, 19 ____

ADDITIONAL INFORMATION:

This application adds a storage component to existing
Natural flow rights.

LOCAL PUBLIC INTEREST

Comments recieved from:

_____ City	_____ Idaho Fish & Game	_____ Irrigation Dist.
_____ County	_____ Idaho Health & welfare	_____ Canal Company
_____ Reservations	_____ Div. of Enviromental Quality	_____ Other _____

PROJECT IMPACTS/IMPLICATIONS REPORT

COMMENTS:

DATE _____, 19____

MEMORANDUM

TO: Loren Holmes
FROM: Jim Johnson
SUBJECT: 72-07511 (Hecla Mining)
DATE: September 22, 1993

RECEIVED

SEP 24 1993

Department of Water Resources
Southern Region Office

We have received a letter from Mr. Gray F. Reynolds withdrawing the Forest Service protest for the above application for permit. Please send us the original application for processing. Thanks.

RECEIVED

OCT 28 1993



June 22, 1993

RECEIVED

JUN 24 1993
Department of Water Resources
Southern Region Office

Mr. Ken Rodgers
Acting Ranger
U.S. Forest Service
Challis National Forest
Yankee Fork Ranger District
HC 67, Box 650
Clayton, ID 83226

RE: U.S. Forest Service Protest of Water Storage Application for Permit No. 72-07511

Dear Ken:

I am writing in hopes of resolving the attached May 17, 1993 protest that the USFS Intermountain Regional office filed with the Department of Water Resources (IDWR) on the Hecla Mining Company water storage right application (number 72-07511).

The USFS protest letter and the attached USFS (Wildes to Regional Forester) letter of May 13, 1993, state the application could be interpreted to connote that the total amount of all seven of Hecla's individual water rights could be diverted from any one of those rights. This was not Hecla's intent. We were simply following the instructions on the water right application form and the IDWR Memorandum No. 14, which addresses water storage rights.

From discussions with you and Doug Jones of the IDWR at the last Grouse Creek Project Interagency Task Force meeting, we agreed that the protest could be resolved by specifying the maximum amount of flow that could be diverted from each of the seven water rights into the tailings facility. This specification would clarify that no more water will be diverted than what is allowed in the individual water right permits. To further clarify, I have included the Water Storage Right Application, which is supplemented with the maximum diversion rate associated with each individual water right (see permit application item number three). This supplemented application is also being sent to the IDWR in order for the IDWR to document this clarification to the 72-07511 Application for Permit file.

Also, in recalculating the maximum diversion rate for the total of all seven rights, an error was discovered on item number four and five of the permit application. The application incorrectly listed 8.95 cubic feet per second (cfs) as the maximum amount that could be

MICROFILMED

JUL 1 1993

diverted to storage. As shown on the supplemented water storage right application that lists the individual water rights and associated maximum flow rates, the corrected total quantity and appropriation amount for item number four and five of the permit application is 7.36 cfs.

I assume you will route this letter to the appropriate personnel in the Challis and Ogden USFS offices. Please let me and the IDWR know as soon as possible if this clarification meets with your expectations.

Sincerely yours,



P. Bryan Johnson
Grouse Creek Project
Environmental Manager

attachments

xc: John Haan, Hecla
Doug Jones, IDWR Southern Region
Loren O. Holmes, IDWR Southern Region

RECEIVED

OCT 28 1993

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

Ident. No.

RECEIVED

To appropriate the public waters of the State of Idaho

JUN 24 1993

Department of Water Resources
Southern Region Office

1. Name of applicant HECLA MINING COMPANY, GROUSE CREEK PROJECT Phone: 208-774-2269

Post office address P.O. BOX 57, Stanley, Idaho 83278

2. Source of water supply SEE ATTACHMENT which is a tributary of _____

3. Location of point of diversion is SEE ATTACHMENT 1/4 of _____ 1/4 of _____ Govt. Lot _____

Sec. _____ Township _____ Range _____ B.M. _____ County; additional

points of diversion if any: _____

4. Water will be used for the following purposes:

Amount 7.36 ~~8.95~~ cfs for Diversion to Storage purposes from Jan. 1 to Dec. 31 (both dates inclusive)
(cfs or acre-feet per annum)

Amount 500 AF for Storage for Mining purposes from Jan. 1 to Dec. 31 (both dates inclusive)
(cfs or acre-feet per annum)

Amount 500 AF for Mining from Storage 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)

5. Total quantity to be appropriated is (a) 7.36 ~~8.95~~ and/or (b) 500
cubic feet per second acre feet per annum

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. Pump and pipelines from tailing pond to mill, pump and pipelines in sediment pond to tailing pond, pump and pipelines from wells to tailing pond, pump and pipelines in Jordan Creek to mill and tailing pond, tailings and wastewater pipelines from mill to tailings pond, diversion ditch with headgates to tailing pond, pipeline from Sunbeam Adit to tailing pond

b. Height of storage dam 155 ft. - North Embankment
200 ft. - South Embankment feet; active reservoir capacity 500 acre-feet; total

reservoir capacity 715 (215AE PMF Storage) acre-feet; period of year when water will be diverted to storage:

Jan. 1 to Dec. 31 inclusive.

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

d. Is ground water with a temperature of greater than 85°F being sought? NO

e. If well is already drilled, when? _____; Drilling firm _____

Well was drilled for (well owner) _____ OCT 28 1993

7. Time required for the completion of the works and application of the water to be proposed beneficial use is

Five (5) years (minimum 1 year).

8. Description of proposed uses (if irrigation only, go to item 9):

- Hydropower; show total of head and proposed capacity in KW.
- Stockwatering; list number and kind of livestock.
- Municipal; show name of municipality.
- Domestic; show number of households.
- Other; describe fully. Storage of water in tailings impoundment for use in mill.

9. Description of place of use:

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

UNSURVEYED

TWP	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
13 N	15 E	29					X												

Total number of acres to be irrigated:

10. Describe any other water rights used for the same purposes as described above. 72-07049, 72-07050; 72-07115, 72-07116, 72-07407, 72-07472. Also Washout Creek for which a water right application has been submitted.

- Who owns the property at the point of diversion? U.S. Forest Service
- Who owns the land to be irrigated or place of use? U.S. Forest Service
- If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing. Hecla will mine unpatented mining claims under USFS approved Plan of Operation.

12. Remarks: This application covers the storage of water in the tailings impoundment. This application is NOT to acquire any additional water from other sources. Separate water right licenses, permits and applications for permits cover the direct flow rights (water right nos. 72-07115, 72-07116, 72-07407, 72-07472, 72-07049, 72-07050 and the recent Washout Creek water right application.)

OCT 28 1993

13. Map of proposed project show clearly the proposed point of diversion, place of use, section number, township and range number. See attached copy of a portion of the USGS quadrangle in Custer County, Idaho

[illegible]

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.

Project Manager

(Applicant)

OCT 28 1993

Received by _____ Date _____ Time _____ Preliminary check by _____
Fee \$ _____ Received by _____ # _____ Date _____
Publication prepared by _____ Date _____ Published in _____
Publication approved _____ Date _____

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. The water right acquired under this permit if for hydropower purposes shall be junior and subordinate to all rights to the use of water, other than hydropower, within the State of Idaho that are initiated later in time than the priority of this permit and shall not give rise to any right or claim against any future rights to the use of water, other than hydropower, within the State of Idaho initiated later in time than the priority of this permit.

e. Other:

OCT 28 1993

Hecla Mining Company, Grouse Creek Project

Attachment to:
State of Idaho
Department of Water Resources
APPLICATION FOR PERMIT

To store the public waters of the State of Idaho

2. Sources of Water Supply

- a. Jordan Creek, tributary to the Yankee Fork of the Salmon River
- b. Unnamed springs and streams, tributaries to Pinyon Lake Creek
- c. Two ground water wells
- d. Washout Creek, tributary to Jordan Creek

See map provided for item 13 for water rights identification associated with each source.

3. Point of Diversion Location (Diversions are unsurveyed, locations are estimated)

a.	Jordan Creek (72-07049), NW ¹ / ₄ NW ¹ / ₄ , S.20, T.13N., R.15E.	<u>4.45</u>
b.	Unnamed Stream (72-07050), NW ¹ / ₄ NW ¹ / ₄ , S.29, T.13N., R.15E.	0.08
c.	Unnamed Spring (72-07115), NE ¹ / ₄ SW ¹ / ₄ , S.29, T.13N., R.15E.	0.28
d.	Unnamed Spring (72-07116), NE ¹ / ₄ SW ¹ / ₄ , S.29, T.13N., R.15E.	0.05
e.	Ground Water (72-07407), NE ¹ / ₄ NW ¹ / ₄ , S.29, T.13N., R.15E.	1.00
f.	Ground Water (72-07472), NE ¹ / ₄ SW ¹ / ₄ , S.20, T.13N., R.15E.	0.50
g.	Washout Creek, NE ¹ / ₄ SE ¹ / ₄ , S.30, T.13N., R.15E.	<u>1.00</u>

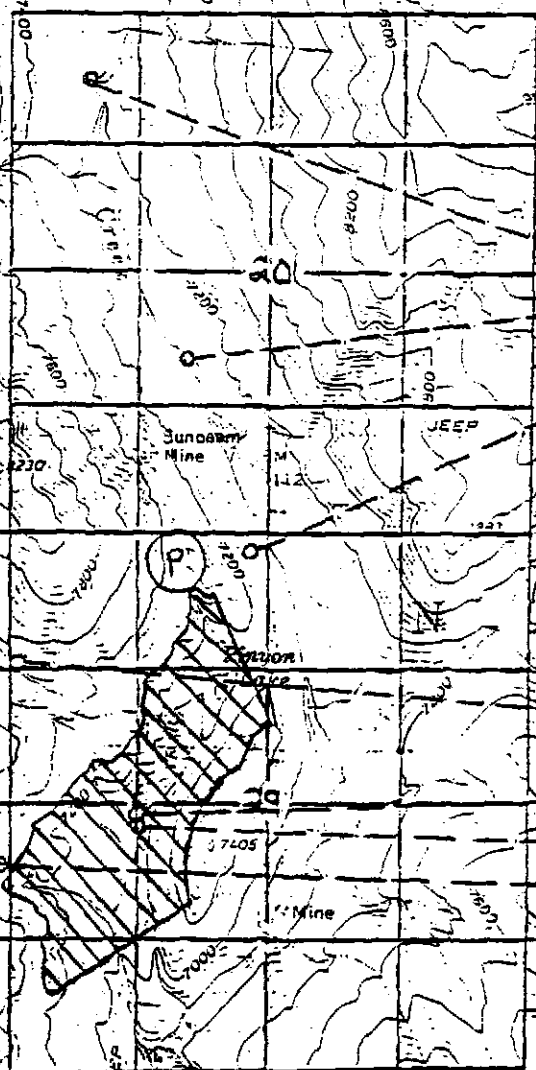
TOTAL = 7.36

OCT 28 1993

HECLA MINING COMPANY
GROUSE CREEK PROJECT

Application for Permit
Item Number 13

Portion of 7.5' Custer, Idaho Quadrangle
Unsurveyed Sections 20, 29, 30
T 13 N, R 15 E, BM, Custer County, Idaho



72-07049

72-07472

72-07407

72-07050

72-07115

72-07116

Washour Creek

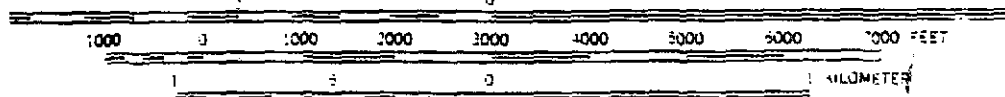
— KEY —

○ — Diversion Point

(P) — Plant Site

⬢ — Tailing Impoundment
(elev. 7290 ft.)

SCALE 1:24 000



CONTOUR INTERVAL 40 FEET

OCT 28 1993

HECLA MINING COMPANY

March 18, 1993

Directors

Arthur Brown
Chairman, President and CEO

John E. Clute

Joe Coors, Jr.

Leland O. Erdahl

William A. Griffith

Robert S. Jepson, Jr.

Charles L. McAlpine

Paul A. Redmond

Richard J. Stoehr

Officers and Management

Arthur Brown
Chairman, President and CEO

Joseph T. Heatherly
Vice President

Roger A. Kauffman
Vice President

Ralph Noyes
Vice President

Robert H. Wallace
Vice President

George L. Wilhelm
Manager, Technical Services

John G. Haan
Manager, Grouse Creek Project

The Directors and Officers address is:

HECLA MINING COMPANY
6500 Mineral Drive
Box C-8000
Coeur d'Alene, Idaho 83814-1931

OCT 28 1993



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 222 Shoshone St. East, Twin Falls, Idaho 83301 (208) 736-3033

CECIL D. ANDRUS
Governor

25-May-1993

R. KEITH HIGGINSON
Director

P BRYAN JOHNSON
ENVIRONMENTAL MANAGER
HECLA MINING COMPANY
PO BOX 57
STANLEY ID 83278

RE: APPLICATION FOR PERMIT NO. 72-07511

Dear Mr. Johnson:

Enclosed is a copy of a protest filed against the above referenced application.

The Department suggests you contact the protestant directly to determine the exact nature of the protest and, if possible, to resolve the matter without action by the Department.

The attachment to this letter describes the issues which the Department must consider in taking action on an application. It also gives a brief description of the conference and hearing procedure followed by the Department in resolving protested applications.

If you have any questions or if this office can be of further assistance, please feel free to contact us.

Very truly yours,

A handwritten signature in cursive script that reads 'Loren O. Holmes'.

Loren O. Holmes, P.E.
Southern Region Manager

LH:MB
Enclosures

RECEIVED MAY 26 1993

OCT 28 1993



United States
Department of
Agriculture

Forest
Service

Intermountain
Region

324 25th Street
Ogden, UT 84401

RECEIVED

Reply to: 2540-1

Date: MAY 17 1992

MAY 20 1993

Dr
Mr. David R. Tuthill, Jr.
Western Region Supervisor
Idaho Department of Water Resources
2735 Airport Way
Boise, ID 83705

Department of Water Resources
Western Regional Office

RECEIVED

MAY 24 1993

Department of Water Resources
Southern Region Office

Dear Mr. Tuthill:

We are writing to protest Application for Permit No. 72-07511 filed by Hecla Mining Company for 500 acre-feet (AFA) of mining storage per year and diversion to storage of 8.95 cubic feet per second (cfs). The source is listed as several different sources with no specific amount listed with each one. Therefore, it could be interpreted to mean that 8.95 could all come from one of the sources. Each source should have a quantity of water attached to it.

Therefore, until this is clarified, we object to this Application as now filed.

Sincerely,

Gray F. Reynolds

for
GRAY F. REYNOLDS
Regional Forester



Caring for the Land and Serving People

FS-6200-286(4/88)

RECEIVED
OCT 28 1993

CONFERENCE AND HEARING PROCEDURE

IN THE MATTER OF A PROTESTED APPLICATION FOR PERMIT

In accordance with IDAHO CODE, Section 42-203, the following issues are involved in the consideration of the application and protest(s):

- 1) Will the proposed use reduce the quantity of water under existing 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 proposed project?
- 5) Will the proposed use conflict with the local public interest?
- 6) Is the proposed use contrary to conservation of water resources within the state of Idaho?

BURDEN OF PROOF

The Applicant has the initial burden of proof on issues 1,2,3,4,& 6 above, that is, the applicant has the burden of coming forward with evidence for evaluation of those criteria.

The initial burden of proof on issue 5, local public interest, lies with the both the applicant and protestant as to factors which they are most knowledgeable and cognizant of. The applicant has the ultimate burden of persuasion with respect to this issue.

PROCEDURE

The procedure normally followed by the department in arriving at a decision on the issues which must be considered is to first hold a conference in the matter and then, if necessary, hold a hearing. If a hearing is held a written decision is issued based on the hearing record.

CONFERENCE

Preliminary to holding a hearing, a pre-hearing conference is held to to familiarize the department and the parties with the matter and to determine if a resolution of the protest(s) is possible without the need for a hearing.

At the conference the department may formulate and simplify the issues, obtain admissions of fact and of documents which will avoid unnecessary proof, arrange for the exchange of proposed exhibits or prepared expert testimony prior to the hearing, limit the number of witnesses, consolidate the examination of witnesses, and advise the parties of the procedure which will be followed at any subsequent hearing.

HEARING

Any party may request in writing five (5) days before any hearing that the oral proceedings thereof be taken in the form of stenographic notes at the expense of the requesting party. Any party may have such stenographic notes of the oral proceedings, or part thereof, transcribed at his own expense. A taped record of the proceedings will be maintained for the appeal period.

If the hearing is conducted by a hearing officer appointed by the Director, rather than the Director himself, a proposed decision will be issued and the parties will be afforded the opportunity to file exceptions to the proposed decision and present briefs and oral arguments to the Director prior to the issuance of a final decision by the Director. This procedure is required by IDAHO CODE, Section 42-1701A.

The parties by written stipulation, may waive their right to a proposed decision, however, the failure of either party to waive a proposed decision will not prejudice the director's review of a party's evidence and arguments. However, such a waiver will shorten the decision making process and may expedite substantially the issuance of a final decision. Whether compliance with Section 42-1701A is waived will not affect a party's right to petition for a rehearing of the final decision pursuant to rule 11 of the Department's Rules of Practice and Procedure or affect a party's right to appeal the final decision to the District Court.

Under the provisions of the IDAHO CODE, Sections 42-1701A and 67-5215, any court review of the department's decision on appeal shall be confined to the record created before the department.

EFFECT OF FAILURE TO APPEAR AT A CONFERENCE OR HEARING

Failure to appear at the time and place set for a conference or hearing by the applicant or protestant(s) may allow the department to dismiss without prejudice the protest(s) or the application. Any and all cost incurred by reason of such non-appearance may be assessed against such non-appearing parties.

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OCT 28 1993

United States
Department of
Agriculture

Forest
Service

Challis National Forest
H/C 63, BOX 1671, HWY 93
Challis, ID 83226

Reply to: 2540

Date: May 13, 1993

Subject: Protest to Water Right 72-07511

To: Regional Forester

Hecla Mining Company has applied to the Idaho Department of Water Resources for a water right for mining storage 500 Acre-feet per year (AFA) and diversion to storage 8.95 cubic feet per second (cfs). The source is listed as several different sources--Jordan Creek tributary to Salmon River, Unnamed Springs tributary to Pinyon Lake Creek, Groundwater, and Washout Creek tributary to Jordan Creek.

Fritschle 327-7939

We consulted with Carter Fritsley, IDWR Western Region Office and he confirmed that unless the sources are each listed with its respective amount, it could be interpreted to mean that 8.95 cfs could come (all) from one of the sources listed.

Please send a letter to IDWR objecting to the water right as now proposed. If each source was listed with amount for diversion then we would not object. The water right application was first listed in the IDWR New Water Right Filings on April 20, 1993, so the objection is due as soon as possible.

If you have any questions please contact Janice Staats at (208) 879-2285.

Daniel R. Terpe

for CHARLES C. WILDES
Forest Supervisor

cc: Gary Boyle
Ken Rodgers

001-15-1000



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 222 Shoshone St. East, Twin Falls, Idaho 83301 (208) 736-3033

CECIL D. ANDRUS
Governor

25-May-1993

R. KEITH HIGGINSON
Director

P BRYAN JOHNSON
ENVIRONMENTAL MANAGER
HECLA MINING COMPANY
PO BOX 57
STANLEY ID 83278

RE: APPLICATION FOR PERMIT NO. 72-07511

Dear Mr. Johnson:

Enclosed is a copy of a protest filed against the above referenced application.

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Very truly yours,

Loren O. Holmes, P.E.
Southern Region Manager

LH:MB
Enclosures

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Preliminary to holding a hearing, a pre-hearing conference is held to familiarize the department and the parties with the matter and to determine if a resolution of the protest(s) is possible without the need for a hearing.

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OCT 28 1993



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 222 Shoshone St. East, Twin Falls, Idaho 83301 (208) 736-3033

CECIL D. ANDRUS
Governor

25-May-1993

R. KEITH HIGGINSON
Director

GRAY F REYNOLDS
REGIONAL FORESTER
USDA-FOREST SERVICE
325 25TH STREET
OGDEN UT 84401

RE: APPLICATION FOR PERMIT NO. 72-07511

Dea Mr. Reynolds:

Your protest against the approval of the above referenced application has been received and a copy has been sent to the applicant with the suggestion that he contact you directly to determine the exact nature of the protest and, if possible, to resolve the matter without action by the Department.

The attachment to this letter describes the issues which the Department must consider in taking action on an application. It also gives a brief description of the conference and hearing procedure followed by the Department in resolving protested applications.

If you have any questions or if this office can be of further assistance, please feel free to contact us.

Very truly yours,

Loren O. Holmes, P.E.
Southern Region Manager

LH:MB
Enclosure(s)

OCT 28 1993



United States
Department of
Agriculture

Forest
Service

Intermountain
Region

324 25th Street
Ogden, UT 84401

Sue

RECEIVED

MAY 20 1993

Reply to: 2540-1

Date: MAY 17 1992

DN
Mr. David R. Tuthill, Jr.
Western Region Supervisor
Idaho Department of Water Resources
2735 Airport Way
Boise, ID 83705

Department of Water Resources
Western Regional Office

RECEIVED

MAY 24 1993

Department of Water Resources
Southern Region Office

Dear Mr. Tuthill:

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Therefore, until this is clarified, we object to this Application as now filed.

Sincerely,

for *Randall R. Hee*

GRAY F. REYNOLDS
Regional Forester

RECEIVED

OCT 28 1993



Caring for the Land and Serving People

FS-6200-28b(4/88)

RECEIVED

AFFIDAVIT OF PUBLICATION

State of Idaho, County of Custer, ss:
Department of Water Resources
Southern Region Office

I, Ruth E. Burchill, representing the
Challis Messenger, a weekly newspaper, pub-
lished at Challis, Idaho, do solemnly swear that
the notice hereto attached and made a part here-
of, was published in the regular and entire issue
of the Challis Messenger for 2
consecutive weeks, commencing with the issue
dated May 6 1993 and ending with
the issue dated May 13 1993.

Ruth E. Burchill

STATE OF IDAHO

COUNTY OF CUSTER

OK
MB
5-21-93

On this 20th day of May in the
year of 1993 before me, a Notary Public,
personally appeared Ruth E. Burchill
known or identified to me to be the person
whose name subscribed to the within instru-
ment, and being by me first duly sworn, declared
that the statements therein are true, and ac-
knowledgeed to me that he executed the same.

Sharon Samuelsen
Notary Public for Idaho

Residing at Challis

My commission expires: 10/31/94

**NOTICE OF APPLICATION
FOR WATER PERMIT**

The following applications have
been filed to appropriate the
public waters of the State of
Idaho:

72-07510

GEORGE B. FORESTIER
PO BOX 924
CHALLIS ID 83226

Source: groundwater (existing
development)

Diversion Pt: SW1/4SW1/4SE1/4,
S2, T13N, R19E; Custer County.

Use: irrigation (.08 cfs)
from 4/15 to 10/15

Date filed: 3/19/93

In: Four (4) acres within
SW1/4SE1/4, S2, T13N, R19E.

72-07511

HECLA MINING COMPANY
GROUSE CREEK PROJECT
PO BOX 57
STANLEY ID 83278

Sources: Jordan Creek tributary
to Salmon River, Yankee Fork

Springs tributary to Pinyon
Lake

Two (2) groundwater wells

Unnamed Stream (Washout Creek)
tributary to Jordan Creek

Diversion Pt: NW1/4NW1/4,
NE1/4SW1/4, S20, T13N, R15E;
NE1/4NW1/4, NW1/4NW1/4,
NW1/4NE1/4SW1/4, S29, T13N,
R15E; NE1/4SE1/4, S30, T13N,
R15E; Custer County.

Uses: Mining Storage (500 afa)
from 1/1 to 12/31

Mining From Storage (500 afa)
from 1/1 to 12/31

Diversion to Storage (8.95 cfs)
from 1/1 to 12/31

Total Diversion: 8.95 cfs

Date Filed: 3/22/93

In: SW1/4NE1/4, NE1/4NW1/4,
SW1/4NW1/4, SE1/4NW1/4,
NE1/4SW1/4, NW1/4SW1/4,
SW1/4SW1/4, S29, T13N, R15E;
NE1/4SE1/4, S30, T13N, R15E.

The permit (s) will be subject
to all prior water rights.
Protests must be filed with the
Director, Dept. of Water
Resources, Southern Region, 222
Shoshone Street East, Twin
Falls, ID 83301 on or before
May 24, 1993.

R. Keith Higginson, Director

Pub: May 6 & 13, 1993.

MAY 18 1993

STATEMENT

**Custer Publishing, Inc.**

Phone 879-4445

P.O. Box 405

Challis, Idaho 83226

Dept. of Water
222 Shoshone St. East
Twin Falls, Id 83301

RECEIVED

MAY 21 1993

Job No.	Date	DESCRIPTION	Amount
	5-13-93	Notice of Application for Water Permit May 6 & 13, 1993 59 lines 72-07510 72-07511	\$ 61.07

OK
MB
5-21-93

A finance charge of 1½ percent (annual percentage rate of 18%) with a minimum charge of 50¢ will be charged to all accounts not paid within 30 days of billing.

OCT 28 1993

INTER-DEPARTMENT MEMO

TO: File

SUBJECT: App. 72-07511

FROM: Jim Stanton

DATE: 4-29-93

Today I talked to Brian Johnson of Hecla Mining in response to his earlier concerning
advertising of this app. They requested that the app. not be advertised because of
their existing applications/permits for direct-flow use of these same sources. I
explained to Mr. Johnson that their direct-flow rights did not give them the right to
store water. Loren advised me that the Idaho Code requires advertising of all apps.
under Sec. 42-203A. I so advised Mr. Johnson. He still intends to look for a way out
of the advertising. The ad has been sent to the paper. Mr. Johnson decided not to request
that the advertising be pulled, at least for now. He knows that Monday is the last day
that we could pull the ad.

RECORDED

(x) For your information

OCT 1993

signature

() Response required

INTER-DEPARTMENT MEMO

TO: File

SUBJECT: App. 72-07511

FROM: Jim Stanton

DATE: 4-29-93

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(X) For your information

() Response required


signature

Hecla
MINING COMPANY
Centennial
1891-1991

GROUSE CREEK PROJECT

Fax: (208) 774-3436

Date: 27 April 1993

To: Jim Stanton, fax 736-3037
IDWR, Southern Region

From: P. Bryan Johnson
Hecla Mining Company

Transmitting: 4 Pages
(Including Cover)

Operator: PBJ

RE: Application for Permit No: 72-07511

RECEIVED
OCT 28 1993



Douglas Jones, EIT
Engineering Specialist
Idaho Department of Water Resources
222 Shoshone Street East
Twin Falls, ID 83301

RE: Hecla Grouse Creek Project, Water Right Application for Storage

Dear Doug:

Enclosed is Hecla's Application for Permit for storage rights of water in the Grouse Creek Project's tailing impoundment. The filing fee of \$205.00 for this application is enclosed, as well as a list of Hecla's directors, officers and management.

* Hecla's direct flow water rights have been (or are being) separately permitted and licensed from this storage water right. Accordingly, the enclosed application covers only water storage in the Grouse Creek Project's surface impoundment and does not include any direct flow purposes. The application was prepared in conformance with the sample application for permit for off stream storage without direct flow provided in Idaho Department of Water Resources Administrative Memorandum, Application Processing No. 14: Applications for Permit for Storage Rights.

* Since this storage application consists of only licences, permits, and an uncontested water right application (Washout Creek), we request this storage application not be advertized. However, we understand that the advertizing fee still applies.

In order to assist us in our accounting procedures, please send a receipt for the filing fee. We appreciate your assistance with this application. Please call me if you have any questions regarding this matter.

Sincerely,


P. Bryan Johnson
Environmental Manager

xc: John Haan, Hecla
Sonny Hornbaker, IDWR

enclosures

OCT 28 1993

FAX attachment

27 April 93

Dear Mr. Stanton,

In our March 19, 1993 water right application for storage, we requested that the storage application not be advertised. This request was based upon discussions between Sonny Horkbaker and Glen Saxton of your headquarters office (see Sonny's attached memo). Basically, since our storage water application does not include any additional direct flow water right applications we believe it is unnecessary to advertise. ^{the direct flow} The water rights listed on the application already have been approved according to IDWR procedures. There doesn't seem to be any merit to allow public contest opportunities for water rights that have already been approved by IDWR or uncontested by the public. The new application's purpose is only to cover the storage right.

Could you please re-examine our request. If you have any questions, I can be reached at 774-2269.

Sincerely,

P. Bryan Johnson

OCT 28 1993

Hecia Mining Company
Grouse Creek Project
c/o Brian Johnson
P.O. Box 57
Stanley, Idaho 83278

RE; More Red tape to file with the state and of coarse costing more money.

Dear Brian,

Enclosed are several copies of the APPLICATION FOR PERMIT with instructions, nothing you probably haven't seen before. You need to file the application with Southern Region with the required bucks as indicated on the application instructions. The application should show;

- the water right is for storage of approximately ?? acre feet of water which will be retained in the impoundment during normal milling operations.
- the application is NOT to acquire additional water from other sources.
- the application is to retain (store) waters from water rights that are presently established, including Washout Creek.
- Other information that the instructions form requests.

Since this water right will have no increased diversion, you may be able to request that it not be advertised, although the Department will require the advertising fee. I don't see any problems in not approving this application. If you have any questions please contact Glen Saxton or myself in the State Office.

respectfully;


Sonny Hornbaker

P.S. enclosed is a summary report on
rehabilitation water use

RECEIVED

RECEIVED FEB - 5 1993

OCT 28 1993

NOTICE OF APPLICATION FOR WATER
PERMIT

Falls, ID 83301 on or before
May 24, 1993.

The following applications have
been filed to appropriate the
public waters of the State of
Idaho:

R. Keith Higgenson, Director

Published in Challis Messenger
on 5/6 & 5/13/93.

72-07510

GEORGE B. FORESTIER
PO BOX 924
CHALLIS ID 83226

Source: groundwater (existing
development)

Diversion Pt: SW1/4SW1/4SE1/4,
S2, T13N, R19E; Custer County.

Use: irrigation (.08 cfs)
from 4/15 to 10/15

Date Filed: 3/19/93

In: Four (4) acres within
SW1/4SE1/4, S2, T13N, R19E.

72-07511

HECLA MINING COMPANY
GROUSE CREEK PROJECT
PO BOX 57
STANLEY ID 83278

Sources: Jordan Creek tributary
to Salmon River, Yankee Fork

Springs tributary to Pinyon
Lake

Two (2) groundwater wells

Unnamed Stream (Washout Creek)
tributary to Jordan Creek

Diversion Pt: NW1/4NW1/4,
NE1/4SW1/4, S20, T13N, R15E;
NE1/4NW1/4, NW1/4NW1/4,
NW1/4NE1/4SW1/4, S29, T13N,
R15E; NE1/4SE1/4, S30, T13N,
R15E; Custer County.

Uses: Mining Storage (500 afa)
from 1/1 to 12/31

Mining From Storage (500 afa)
from 1/1 to 12/31

Diversion to Storage (8.95 cfs)
from 1/1 to 12/31

Total Diversion: 8.95 cfs

Date Filed: 3/22/93

In: SW1/4NE1/4, NE1/4NW1/4,
SW1/4NW1/4, SE1/4NW1/4,
NE1/4SW1/4, NW1/4SW1/4,
SW1/4SW1/4, S29, T13N, R15E;
NE1/4SE1/4, S30, T13N, R15E.

The permit (s) will be subject
to all prior water rights.
Protests must be filed with the
Director, Dept. of Water
Resources, Southern Region, 222
Shoshone Street East, Twin

RECEIVED

OCT 28 1993

07 MP
5-10-7

ices

The People's Right To Know

NOTICE OF APPLICATION FOR WATER PERMIT

The following applications have been filed to appropriate the public waters of the State of Idaho:

72-07510

GEORGE B. FORESTIER
PO BOX 924
CHALLIS ID 83226

Source: groundwater (existing development)

Diversion Pt: SW1/4SW1/4SE1/4, S2, T13N, R19E; Custer County.

Use: irrigation (.08 cfs)
from 4/15 to 10/15

Date Filed: 3/19/93

In: Four (4) acres within SW1/4SE1/4, S2, T13N, R19E.

72-07511 ✓

HECLA MINING COMPANY
GROUSE CREEK PROJECT
PO BOX 57
STANLEY ID 83278

Sources: Jordan Creek tributary to Salmon River, Yankee Fork

Springs tributary to Pinyon Lake

Two (2) groundwater wells

Unnamed Stream (Washout Creek) tributary to Jordan Creek

Diversion Pt: NW1/4NW1/4, NE1/4SW1/4, S20, T13N, R15E; NE1/4NW1/4, NW1/4NW1/4, NW1/4NE1/4SW1/4, S29, T13N, R15E; NE1/4SE1/4, S30, T13N, R15E; Custer County.

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Total Diversion: 8.95 cfs

Date Filed: 3/22/93

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The permit (s) will be subject to all prior water rights. Protests must be filed with the Director, Dept. of Water Resources, Southern Region, 222 Shoshone Street East, Twin Falls, ID 83301 on or before May 24, 1993.

R. Keith Higginson, Director

Pub: May 6 & 13, 1993.

published
5/13/93
mpB

REPRODUCED
OCT 28 1993



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 222 Shoshone St. East, Twin Falls, Idaho 83301 (208) 736-3033

CECIL D. ANDRUS
Governor

22-Apr-1993

R. KEITH HIGGINSON
Director

CUSTER PUBLISHING COMPANY
PO BOX 405
CHALLIS ID 83226

Gentlemen:

Enclosed you will find a legal notice which we wish to have published once a week for two consecutive weekly issues of your newspaper. We have inserted the required publication dates. If time allows, please submit a galley proof for review before publication.

We have attempted to submit this legal as camera ready. Please call me at your earliest convenience and prior to your staff re-typing the legal if it does not meet your specifications so I can possibly make adjustments.

After sending us a galley proof, proceed with the publication on the dates we have inserted, assuming the notice is correct. If we have any corrections, we will notify you before the first publication. If you cannot publish the notice on the proposed dates, please contact us immediately.

In order to receive payment, an affidavit of publication must be submitted to the Department along with the publication bill.

Very truly yours,

Mary Baldwin
Secretary/Office Coordinator

Enclosure

RECEIVED

OCT 28 1993

NOTICE OF APPLICATION FOR WATER PERMIT

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PO BOX 924
CHALLIS ID 83226

Source: groundwater (existing development)

Diversion Pt: SW1/4SW1/4SE1/4, S2, T13N, R19E; Custer County.

Use: irrigation (.08 cfs) from 4/15 to 10/15

Date Filed: 3/19/93

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72-07511

HECLA MINING COMPANY
GROUSE CREEK PROJECT
PO BOX 57
STANLEY ID 83278

Source: Jordan Creek tributary to Salmon River, Yankee Fork
Springs tributary to Pinyon Lake
Two (2) groundwater wells
Unnamed Stream (Washout Creek) tributary to Jordan Creek

Diversion Pt: NW1/4NW1/4, NE1/4SW1/4, S20, T13N, R15E;
NE1/4NW1/4, NW1/4NW1/4, NW1/4NE1/4SW1/4, S29, T13N, R15E;
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FILED
MAR 24 1993

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R. Keith Higginson, Director

Published in Challis Messenger on 5/6 & 5/13/93.



OCT 28 1993



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 222 Shoshone St. East, Twin Falls, Idaho 83301 (208) 736-3033

CECIL D. ANDRUS
Governor

21-Apr-1993

R. KEITH HIGGINSON
Director

JOHN HAAN PROJECT MGR
HECLA MINING COMPANY
PO BOX 57
STANLEY ID 83278

Re: Application for Permit No. 72-07511

Dear Mr. Haan:

The Department of Water Resources acknowledges receipt of your water right application for permit. The application has been assigned the above referenced identification number. Please refer to this number in all further correspondence.

This office will be advertising the application in the Challis Messenger on 5/6 & 5/13/93. A period of ten days following the second publication will be allowed for the submittal of protests.

If the application is protested you will be sent a copy of the protest. The protest must be resolved before the application is approved or denied. If the protest is not resolved voluntarily, this Department will conduct a conference and/or hearing on the matter.

If the application is not protested, it will be forwarded to our State Office in about five weeks. State office personnel will conduct a complete review prior to final processing of the application and will notify you of the outcome of this review. When a permit is issued, you will be sent a copy. A typical processing time for an unprotested application is about eight weeks.

Please feel free to contact this office if you have any questions regarding this procedure.

Very truly yours,

James E. Stanton
Sr. Water Resource Agent

JS:MB

APR 22 1993

OCT 28 1993

INTER-DEPARTMENT MEMO

TO: Jim Stanton

SUBJECT: Hecla App.

FROM: D. Jones

DATE: 3/25/93

Application Filed to bring existing direct flows rights into the present development concept. Some of the direct flows rights may not have water available at the driest times, e.g. late summer. However, of particular importance at present is the effect of the moratorium. Hecla should be asked to supply a plan for diversion to minimize impact to flows and also to justify exemption from the moratorium. At least one diversion (Dil (Sunbeam adit flow) is not incorporated on an existing rights but will capture extremely poor quality water.

() For your information

D. Jones
signature

() Response required

PS word is that a new version of the moratorium is in the works.



RECEIVED

MAR 22 1993

Department of Water Resources
Southern Region Office

Douglas Jones, EIT
Engineering Specialist
Idaho Department of Water Resources
222 Shoshone Street East
Twin Falls, ID 83301

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Sincerely,

P. Bryan Johnson
Environmental Manager

xc: John Haan, Hecla
Sonny Hornbaker, IDWR

enclosures

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007 25 11

HECLA MINING COMPANY
March 18, 1993

Directors

Arthur Brown
Chairman, President and CEO

John E. Clute

Joe Coors, Jr.

Leland O. Erdahl

William A. Griffith

Robert S. Jepson, Jr.

Charles L. McAlpine

Paul A. Redmond

Richard J. Stoehr

Officers and Management

Arthur Brown
Chairman, President and CEO

Joseph T. Heatherly
Vice President

Roger A. Kauffman
Vice President

Ralph Noyes
Vice President

Robert H. Wallace
Vice President

George L. Wilhelm
Manager, Technical Services

John G. Haan
Manager, Grouse Creek Project

The Directors and Officers address is:

HECLA MINING COMPANY
6500 Mineral Drive
Box C-8000
Coeur d'Alene, Idaho 83814-1931

RECEIVED
OCT 28 1993



HECLA MINING COMPANY
GROUSE CREEK PROJECT
P.O. BOX 157
STANLEY, IDAHO 83278

92-6
12411

DATE

Mar 19, 1993

CHECK NUMBER

0170-001105

PAY (EXACTLY)

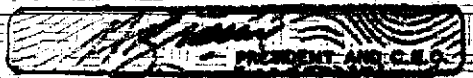
\$205.00

*****205 DOLLARS & 00 CENTS

HECLA MINING COMPANY
GROUSE CREEK PROJECT

PAY TO THE ORDER OF

IDAHO DEPARTMENT OF WATER RESOURCES
SOUTHERN REGION
222 SHOSHONE STREET EAST
TWIN FALLS
ID 83301


PRESIDENT AND CEO

FIRST SECURITY BANK OF IDAHO
3011 SHERMAN AVE
COEUR D'ALENE, IDAHO 83814

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OCT 28 1993

72-07511