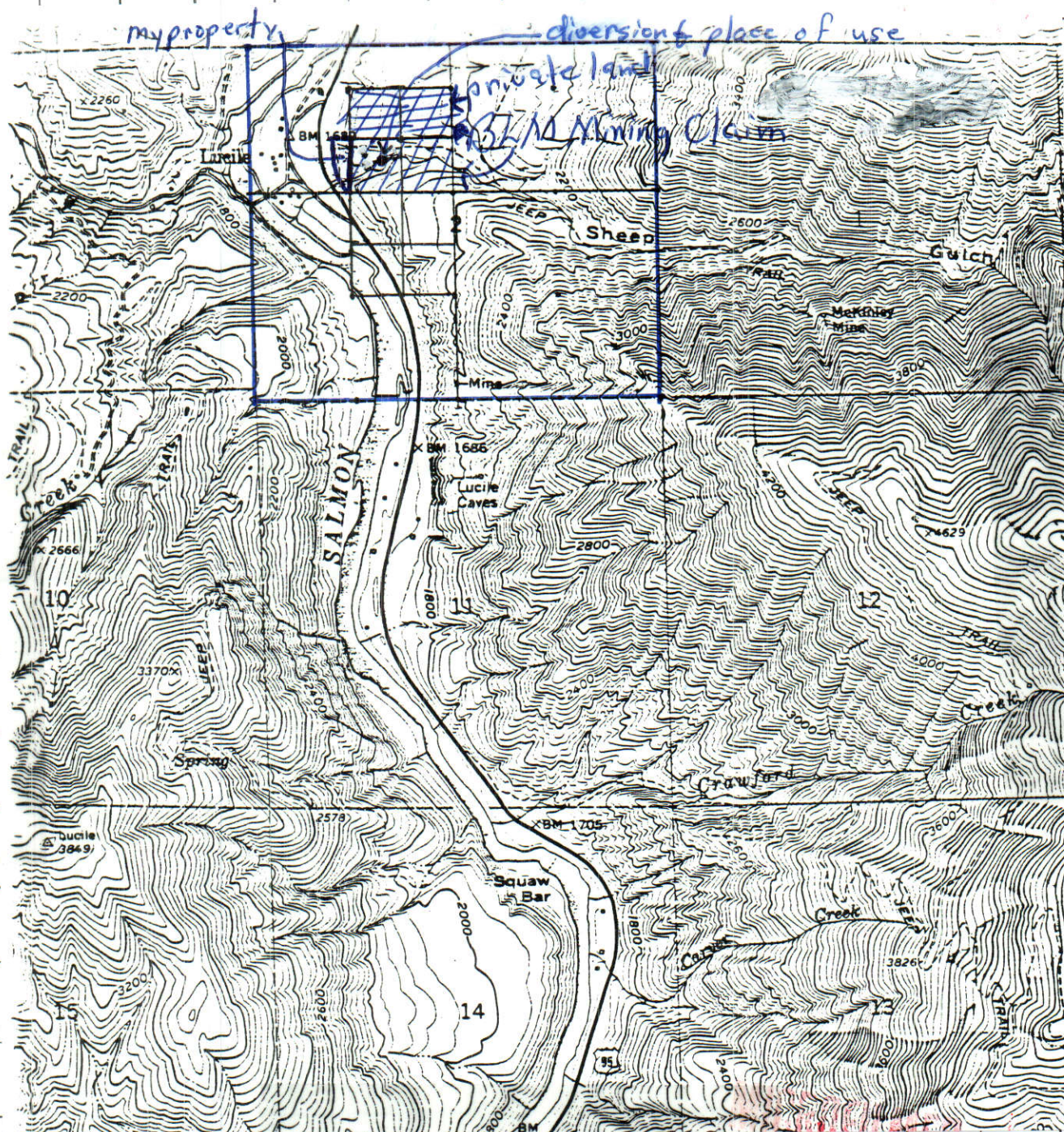


13. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number. T25N - R1E - S.2

T 25 N - R 1 E - S. 2



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.

Tom & Sue Linker
(Applicant)

(Applicant

If I haven't filled Hq correctly please correct for me you
Thank you

Thank you

AFFIDAVIT OF PUBLICATION

NOTICE OF APPLICATION FOR AMENDMENT

Notice is hereby given that permit No. 79-07194 in the name of Tom & Sue Lindsey was filed on 7/22/1988 for the diversion of .20 cfs from a spring with a point of diversion within T25N, R1E, S 2, SWSENW to be used for mining and domestic purposes.

The permit holder now proposes to amend the permit by adding groundwater as an additional source.

Any protest against the approval of the proposed amendment must be filed with the Department of Water Resources, 2735 Airport Way, Boise, ID 83705 on before December 4, 1989.

R. Keith Higginson, Director
Published in The Idaho County Free Press on 11/15 and 11/22/1989.

N15-22

STATE OF IDAHO

County of Idaho - ss.

Charlotte Sotin

....., being first duly sworn, says she is the..... Bookkeeper..... of the IDAHO COUNTY FREE PRESS, a weekly newspaper published and issued weekly at Grangeville, Idaho county, State of Idaho, and is of general circulation in said county and state, that the said notice, of which the one hereto attached is a true copy, was published in said paper for two..... weeks, being published two..... times, the first publication being on the 15th..... day of November....., 1989....., and the last publication on the 22nd..... day of November....., 1989.....; that the said notice was published in the newspaper proper and not a supplement; that said newspaper has been continuously and uninterruptedly published in said county during a period of seventy-eight consecutive weeks prior to the publication of said notice or advertisement.

Charlotte Sotin

STATE OF IDAHO }

}

COUNTY OF }

On this.....22nd..... day of.....November..... in the year of.....1989....., before me, a Notary Public, personally appeared.....Charlotte Sotin....., 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.

[Signature]
Notary Public for Idaho

Residing at.....Grangeville, Idaho.....

My commission expires:.....9/10/92.....

MICROFILMED

MAR 16 1990

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO

County of Idaho - ss.

.....Charlotte Sotin....., being
first duly sworn, says she is the.....Bookkeeper..... of the
IDAHO COUNTY FREE PRESS, a weekly newspaper published
and issued weekly at Grangeville, Idaho county, State of Idaho,
and is of general circulation in said county and state, that the
said notice, of which the one hereto attached is a true copy, was
published in said paper for two..... weeks, being published
.....two.....times, the first publication being on the
.....7th.....day of December....., 19.....88.....,
and the last publication on the.....14th.....day of
.....December....., 1988.....; that the said notice was
published in the newspaper proper and not a supplement; that
said newspaper has been continuously and uninterruptedly
published in said county during a period of seventy-eight
consecutive weeks prior to the publication of said notice or
advertisement.

Charlotte Sotin

STATE OF IDAHO }

}

COUNTY OF }

On this.....14th.....day of.....December.....in the year
of.....1988....., before me, a Notary Public, personally
appeared.....Charlotte Sotin....., 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.

[Signature]

Notary Public for Idaho

Residing at.....Grangeville Idaho.....

My commission expires:.....9/10/92.....

NOTICE OF APPLICATION FOR WATER RIGHT

The following application(s) have been
filed to appropriate the public waters of
the State of Idaho:

79-07194 ✓

LINDSEY, TOM; LINDSEY, SUE; P.O.
BOX 355; LUCILE, ID 83542

Source: SPRING Tributary: SINKS

Diversion Pt: SWSNW Sec 2 T 25N R
01E

Use: MINING (.200 CFS) DOMESTIC
(.040 CFS)

Date Filed: 7/22/1988

In: T25N R01E S02 SENW.

The permit(s) will be subject to all prior
water rights. Protests must be filed with
the Director, Dept. of Water Resources,
Western Region, 2735 Airport Way,
Boise, Idaho 83705 on or before
DECEMBER 27, 1988.

R. KEITH HIGGINSON, Director

Published 12/07/1988 & 12/14/1988

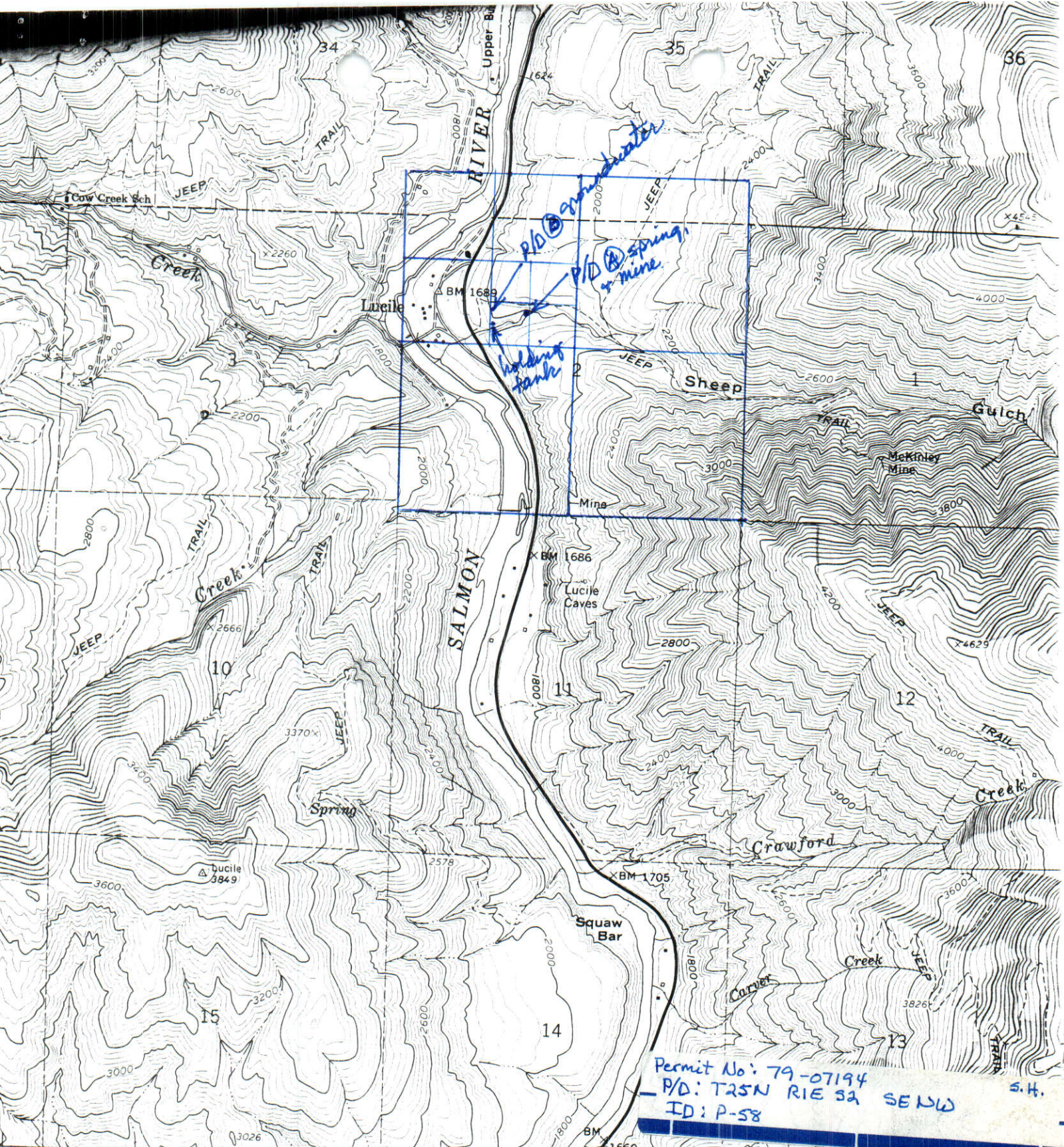
D7-14

RECEIVED
DEC 19 1988

Department of Water Resources
Western Regional Office

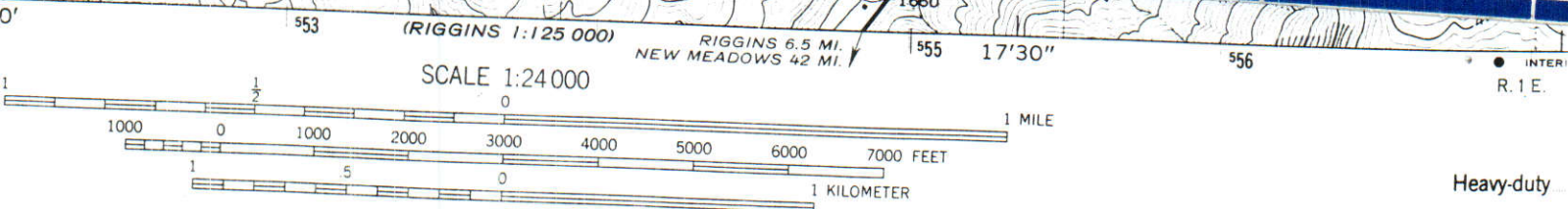
MICROFILMED

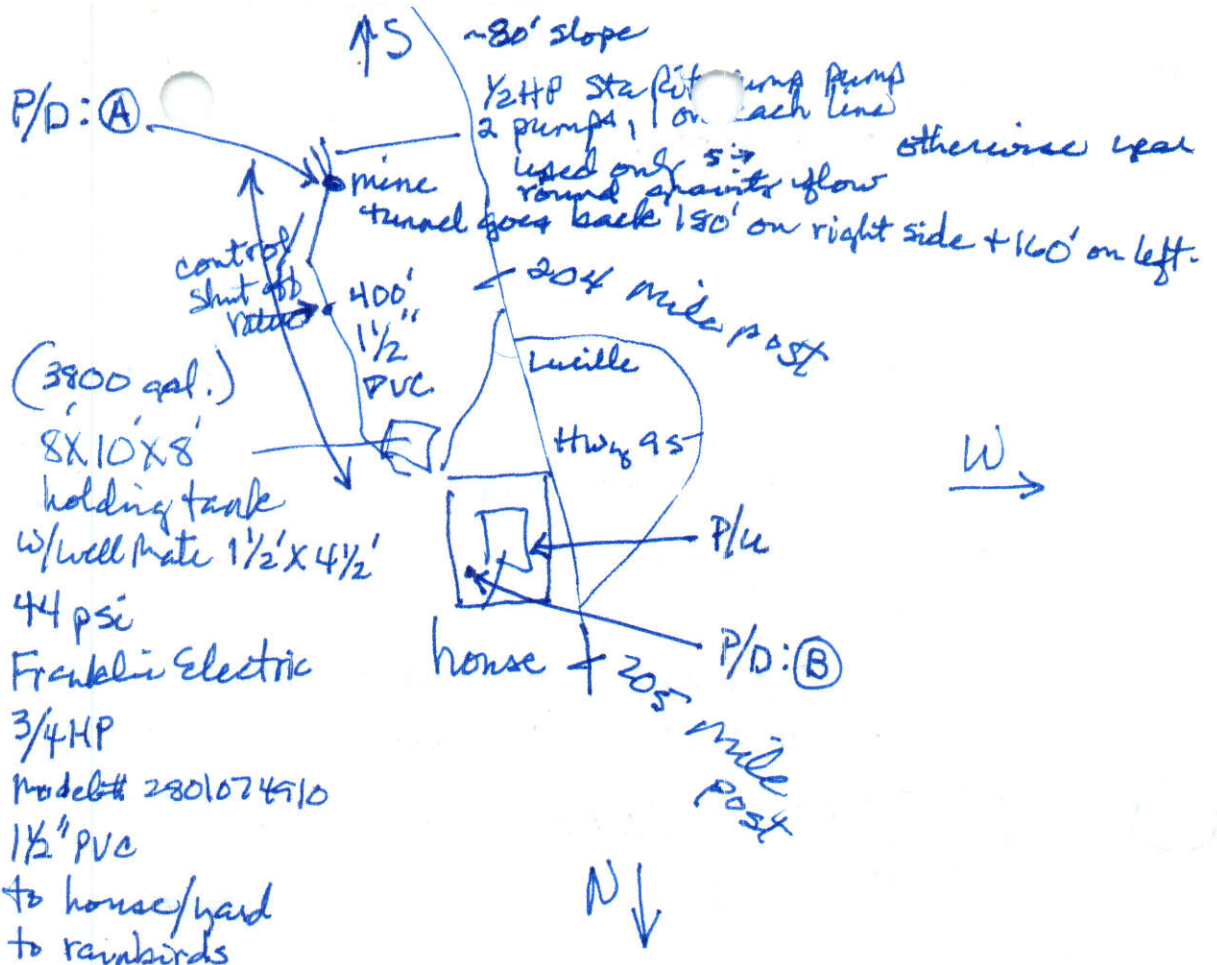
MAR 16 1989



Permit No: 79-07194
P/D: T25N R1E S2 SE NW
ID: P-58

S.H.





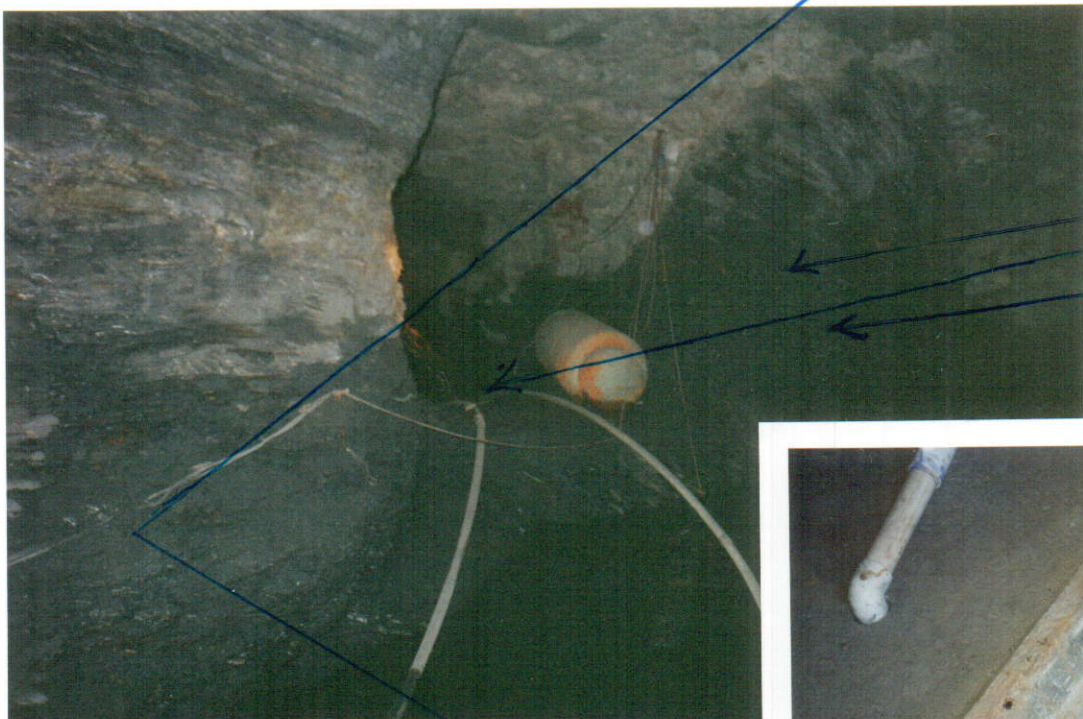
spring: tun 5 rainbirds 1/8"
20, 20, 18 psi = 19.33 psi average
gnd. water: nise. sprinklers + hoses
drinking H₂O

overflow - BLM stockwater

79-07194
8/31/95 S.H



entrance of mine that goes 80' + then splits into 2
- spring is in one cave filled w/water w/ 2 1/2 HP Sta Rite sump pumps, mine on one side, pump water to other cave ~~from~~ to "settle" there, siphon + gravity flow to storage tank

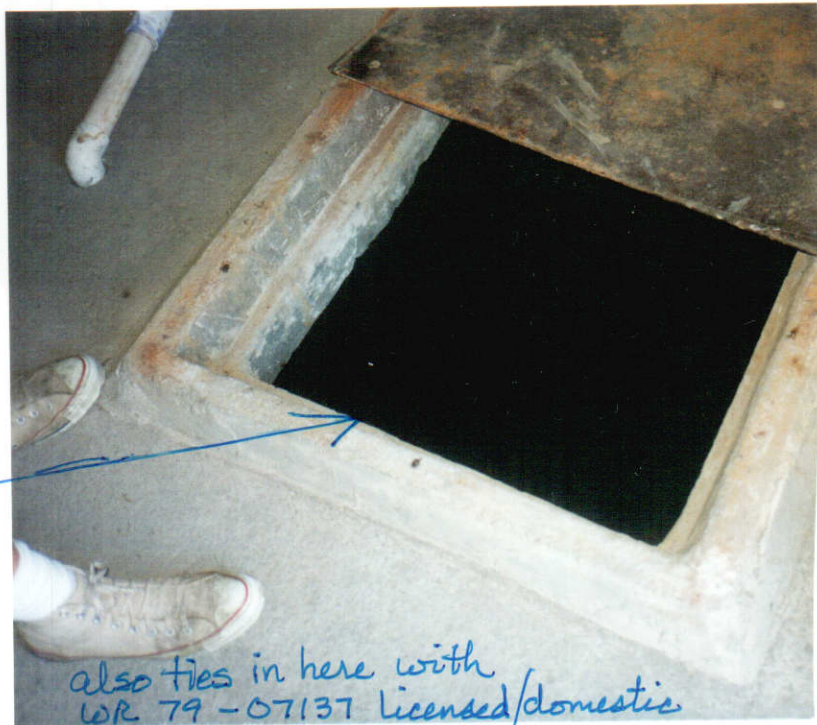


Rt. side has spring, originally 180' deep; Lt. 160' deep

P/D: (A) Spring. 2 tunnels; 2 1" PVC siphon to 1 1/2" PVC @ entrance

400' of 1 1/2" PVC from mine to 3800 gallon (8'x10'x8') holding tank, where ~~coulda submersible pump~~ Franklin Electric 3/4 HP pumps to yard through 1 1/2" PVC

1 pipe of water goes to BLM (overflow)



also ties in here with W.R. 79-07137 licensed/domestic spring



79-07194
8/31/95 S.H.

Control shut
off valve



Well Mate 1 1/2' x 4 1/2'
@ pump house where w/
3800 gallon holding tank

44 psi
1 1/2" PVC discharge to yard



79-07194
8/31/95 S.H.

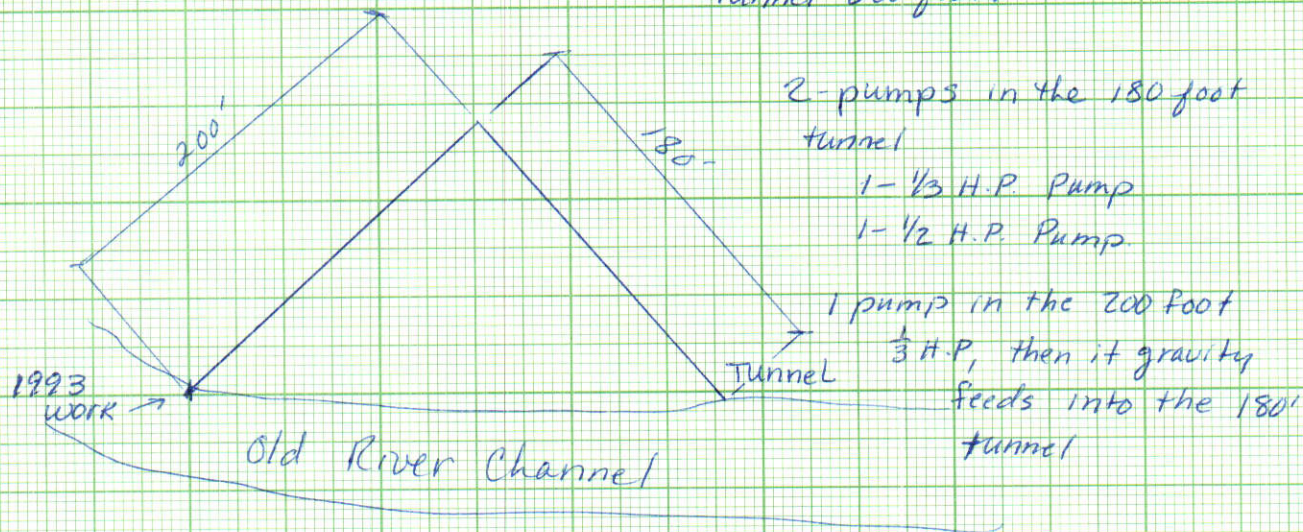
P/D: (B) Groundwater
Goulds submersible
6" casing; 2 HP
- only 1 1/4" above ground
right now since applicant
domed up the ground
around it

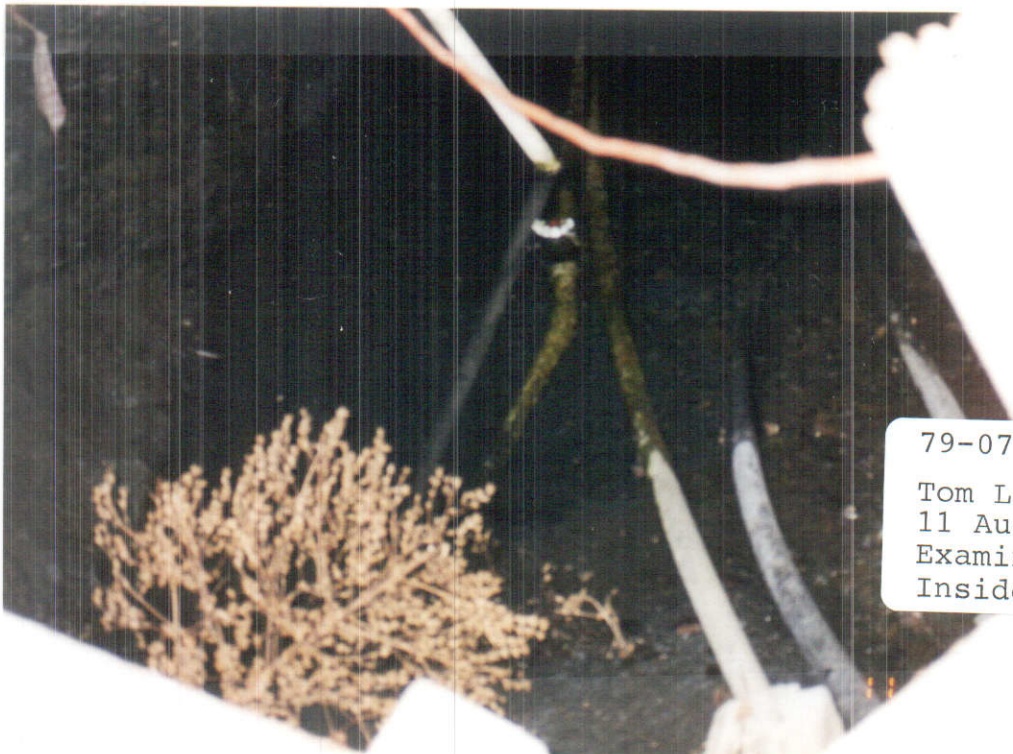


P/u: Domestic
garden, yard/
external + internal
for drinking
water

1998 FINDINGS

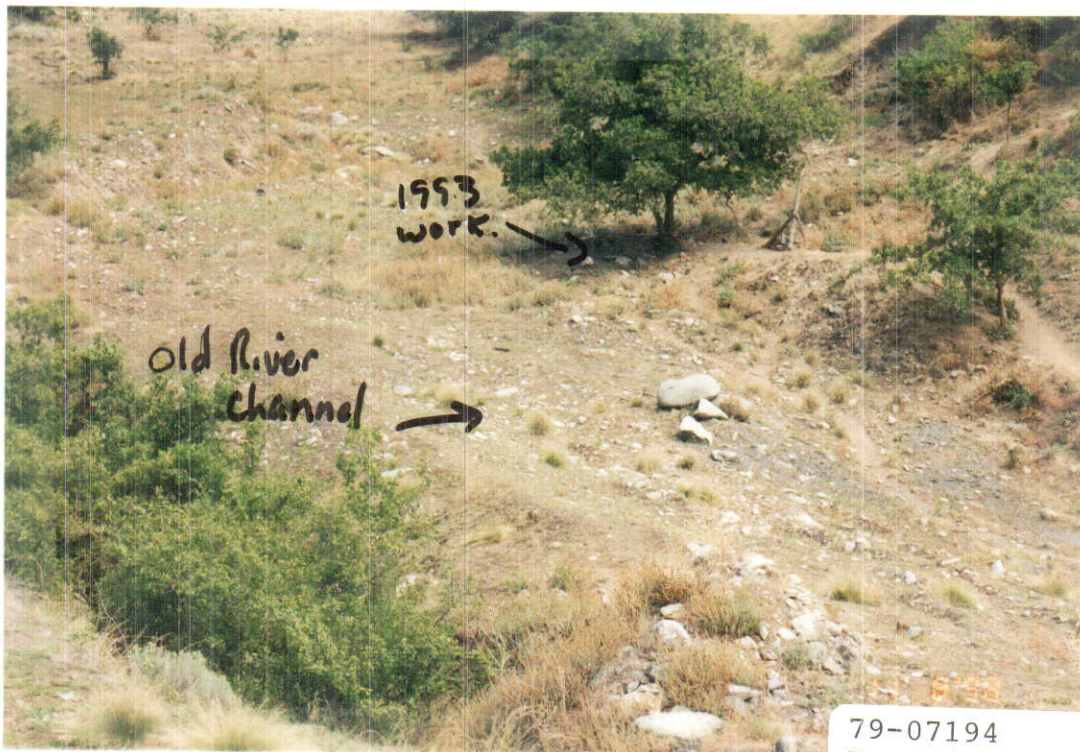
Additional Work that was done in 1993. Torn dug back ~~into~~ to the tunnel 200 feet.





79-07194

Tom Lindsey
11 August 1998
Examiner: Cindy Bird
Inside the tunnel



79-07194

Tom Lindsey
11 August 1998
Examiner: Cindy Bird
At the entrance of the
additional digging in 1993

Judy - I'm not sure
where this goes - I'll
start w/ you - re

RECEIVED
DEC 13 1988

Lindsey Adj. Claims

A79-07137

A79-10100

Department of Water Resources
Western Regional Office

COUNTRY FOODS
RIGGINS, IDAHO 83449

PURCHASED BY Tom Lindsey

ADDRESS P.O. Box 355 Lucile, 1/8

DATE ISSUED 7/20 19 88 62-172/1

DRAWN TO THE
ORDER OF Department of Water Resources

IDAHO BANK & TRUST CO.
BOX 22 - RIGGINS, IDAHO 83449

Water right Permit



30.00000000

NOT NEGOTIABLE

THIS RECEIPT MUST BE PRESENTED WITH ANY APPLICATION FOR CLAIM

We sent you 30.00 when
we first filed for water
right permit here is a
copy of my money order
receipt if we still need
to send 30.00 we will

Water right appl.
79-07194 was
paid for with
\$30 money order
(copy here).

As his letter involved
with an Adj. Adj.
Fee that needs to
be paid?

se

MICROFILMED

JAN 24 1992

Thank you
Tom & Sue Lindsey

PROCESSING

YES NO

- ☒ ☐ In form for advertising:
☒ ☐ Statewide advertising:
☒ ☐ Fee amount, receipt number and date recorded on application:

SEND COPIES TO

YES NO

- ☒ ☐ I.D. Health and Welfare
☒ ☐ I.D. Fish and Game
☒ ☐ I.D. Lands
☐ ☐ Adjudication Bureau

YES NO

- ☒ ☐ U.S. BLM
☐ ☐ U.S. Forest Svc.
☐ ☐ Water District # _____
☐ ☐ Other _____

FINAL REGIONAL PROCESSING REVIEW

YES NO

- ☒ ☐ Affidavit of publication received:
☒ ☐ Application published correctly: If not, record action taken.

Publication dates and paper recorded on application:

Protests received, Final date for protest December 27, 1988

Protests, dates, resolution of protest recorded on application:

Recommendations attached: Approve, OK

Measuring device required:

Measuring port required:

☒ Water delivered by water master? District # _____

Special conditions of approval or cover letter: (see additional info. below)

See Below For Additional Information

Recommended Date of Priority 10/27/1989 (Date source of groundwater was added)

Recommended by: DK Date 12/6/1989

STATE OFFICE REVIEW

P23

P17

4626

26A

See below for additional information. By

Date

ADDITIONAL INFORMATION

OVERLAP

P/D - 79-07137 is different spring approx. 400' west of new spring.
79-07146 is yet another spring (BLM project).

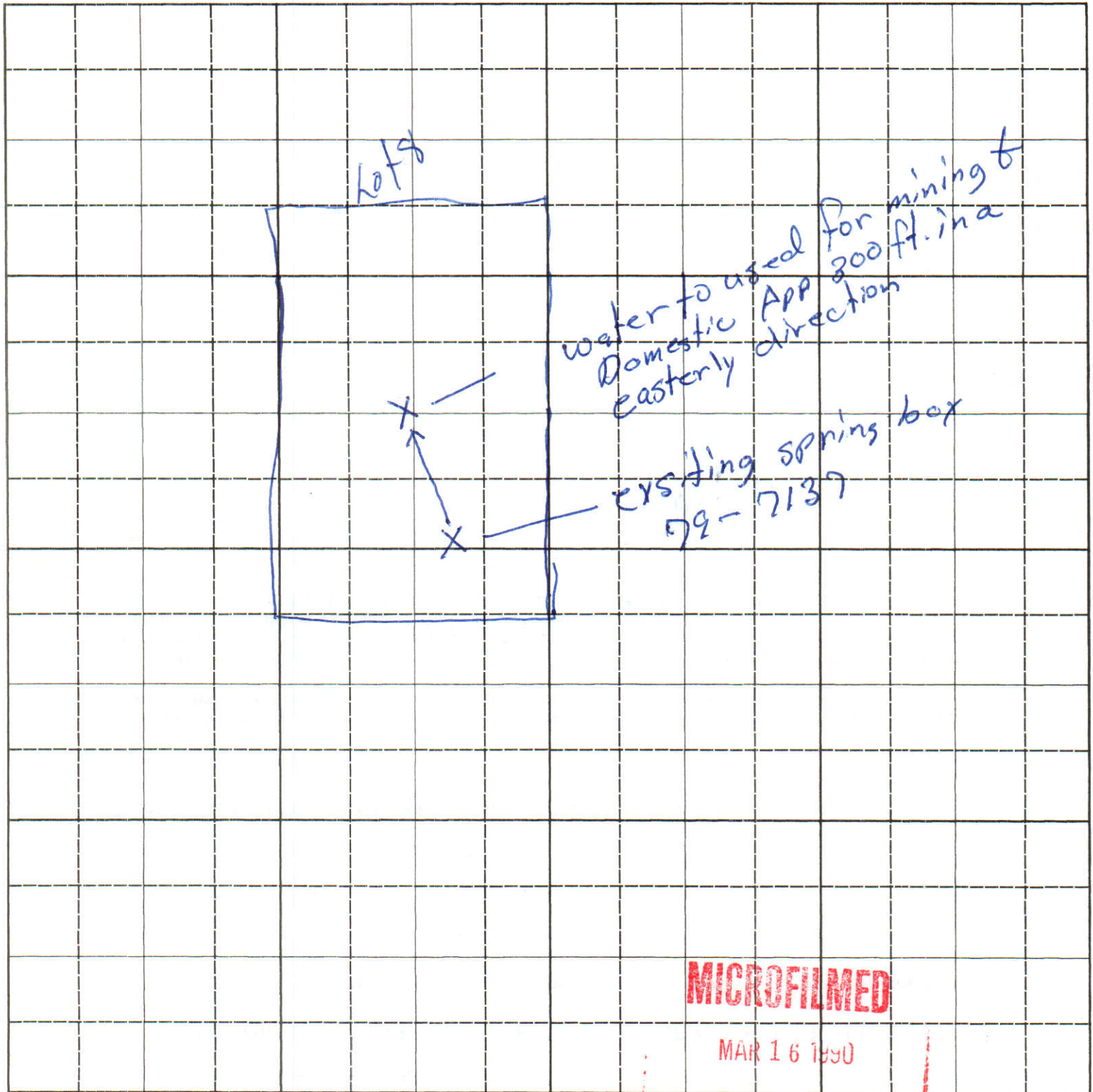
P/L - 79-07137 for domestic use, probably same home as in application.
79-07146 for stock & wildlife on BLM property.

26A (Allow 2 years)

This water right is junior to water rights in the name of Lindsey and the U.S. B.L.M. located about 400' down the gulch.

If diversion of water under this right reduces the supply of any senior water right, this water right holder will either reduce his rate of diversion until there is no adverse impact, or provide an alternate supply to satisfy the senior water right.

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



Scale: 2 inches equal 1 mile.

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

Low Judy

(Applicant)

NO. 79-07194

0.20 CFS

This is to certify, that SUE LINDSEY
TOM LINDSEY
P.O. BOX 355
LUCILE, ID 83542

has applied for a permit to appropriate water from:

SPRING GROUNDWATER

tributary of **SINKS**
tributary of

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

BENEFICIAL USE

PERIOD OF USE

RATE OF DIVERSION

MINING
DOMESTIC

01/01 to 12/31
01/01 to 12/31

0.20 CFS
0.04 CFS

Totals

0.20 CFS

LOCATION OF POINT(S) OF DIVERSION:

SWS ENW

Sec. 2, Township 25N, Range 01E
IDAHO County

PLACE OF USE: MINING

TWN RGE SEC

25N 01E 2 SENW

PLACE OF USE: DOMESTIC, same as MINING use

CONDITIONS/REMARKS:

1. Proof of construction of works and application of water to beneficial use shall be submitted on or before **February 1, 1992.**
2. Subject to all prior water rights.
3. Permit holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
4. 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.
5. In the event that water used under this permit 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.
6. Water used under this permit if discharged into a natural channel or subsurface system shall meet Idaho Water Quality Standards.
7. This water right is junior to water rights in the name of Lin and the U.S. B.L.M. located about 400 feet down the gulch.

MICROFILMED

MAR 16 1990

State of Idaho
Department of Water Resources**Permit To Appropriate Water**

NO. 79-07194

CONDITIONS/REMARKS:

8. If diversion of water under this right reduces the supply of any senior water rights, this water right holder will either reduce his rate of diversion until there is no adverse impact, or will provide an alternate supply to satisfy the senior water right.
9. Domestic use is for 1 home.

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

17th day of January, 1990.

for R. Keith Higginson, Director

MICROFILMED

MAR 16 1990

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

1. Name of applicant Tom and/or Sue Lindsey Phone 628-3987
Post office address Box 355 Lucile, Id. 83542
2. Source of water supply J.L. 1027-89.6 Groundwater (Additional Source)
Spring which is a tributary of Sinks
3. Location of point of diversion is SW $\frac{1}{4}$ of SE $\frac{1}{4}$ of NW $\frac{1}{4}$, Govt. Lot _____
Sec. 2 Township 25N Range 1E B.M. Idaho County; additional
points of diversion if any: _____
4. Water will be used for the following purposes:
Amount .20 for Mining purposes from 1/1 to 12/31 (both dates inclusive)
(cfs)
Amount .04 for Domestic purposes from 1/1 to 12/31 (both dates inclusive)
(cfs)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
5. Total quantity to be appropriated is (a) .20 and/or (b) _____
cubic feet per second acre feet per annum
6. Proposed diverting works:
a. Description of ditches, flumes, pumps, headgates, etc. 400' of 1/2" line* to existing spring.
Small placer mining operation on Sheep gulch Wedge mining claim.
(* from new spring to existing spring, which is 79-07137).
b. Height of storage dam _____ feet; active reservoir capacity _____ acre-feet; total
reservoir capacity _____ acre-feet; period of year when water will be diverted to storage:
_____ to _____ inclusive.
c. Proposed well diameter is _____ inches; proposed depth of well is _____ feet.
d. Is ground water with a temperature of greater than 90°F being sought? _____
7. Time required for the completion of the works and application of the water to the proposed beneficial use is
2 years (minimum 1 year).

MAR 16 1990

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. ONE
- Other; describe fully. placer mining via sluice box, holding pond will be involved for water quality standards.

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.

TWP	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
25N	1E	2								M									
										D									

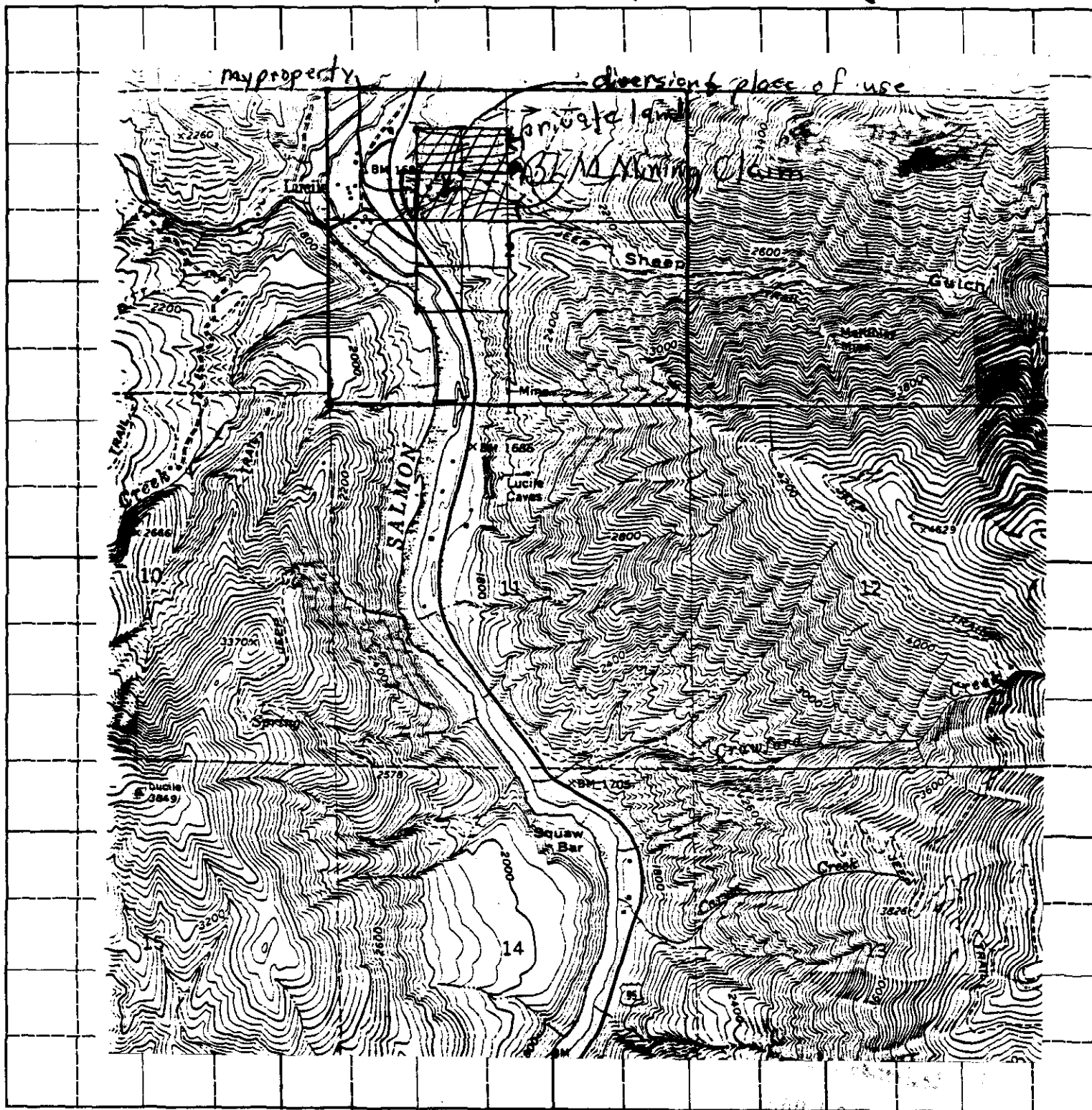
Total number of acres to be irrigated _____

- Describe any other water rights used for the same purposes as described above. 79-07137 for domestic use (different spring)
- Who owns the property at the point of diversion? BLM
 - Who owns the land to be irrigated or place of use? BLM
 - If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing. mining claim # 317077

- Remarks: Water will be piped to existing cistern developed under 79-07137.
New spring is approx. 900' E. of 79-07137 spring.

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

T25N - R1E - S.2



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.

Tom & Sue Juntay
(Applicant)

If I haven't filled #9 correctly please correct for me
Thank you

10/27/1989 Groundwater source added
10-11-88 1:00
Received by GG Date 7/22/88 Time 10:30 a.m. preliminary check by ST
Fee \$ 20⁰⁰ 30⁰⁰ Received by JP # W006582 W000523 Date 10-30-89 7/22/88
Publication prepared by GG Date 11-30-88 Published in Idaho County Free Press
Publication approved ST Date 12/7 & 12/14/88 11-30-89

Sorry, delayed I was hurt in a Industrial accident
ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES John L. Luby

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:



AFFIDAVIT OF PUBLICATION

STATE OF IDAHO

County of Idaho - ss.

Charlotte Sotin

....., being first duly sworn, says she is the..... Bookkeeper..... of the IDAHO COUNTY FREE PRESS, a weekly newspaper published and issued weekly at Grangeville, Idaho county, State of Idaho, and is of general circulation in said county and state, that the said notice, of which the one hereto attached is a true copy, was published in said paper for two..... weeks, being published two..... times, the first publication being on the 15th..... day of November....., 1989....., and the last publication on the 22nd..... day of November....., 1989.....; that the said notice was published in the newspaper proper and not a supplement; that said newspaper has been continuously and uninterruptedly published in said county during a period of seventy-eight consecutive weeks prior to the publication of said notice or advertisement.

Charlotte Sotin

STATE OF IDAHO }

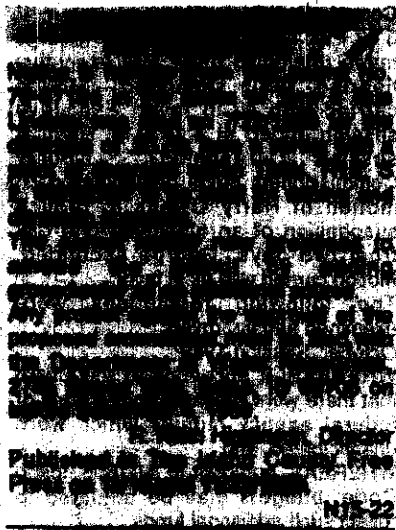
COUNTY OF }

On this.....22nd..... day of..... November..... in the year of.....1989....., before me, a Notary Public, personally appeared.....Charlotte Sotin....., 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.

[Signature]
Notary Public for Idaho

Residing at.....Grangeville, Idaho.....

My commission expires:.....9/10/92.....



[Signature]

MAR 10 1990

AFFIDAVIT OF PUBLICATION

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County of Idaho - ss.

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IDAHO COUNTY FREE PRESS, a weekly newspaper published
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said notice, of which the one hereto attached is a true copy, was
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.....two.....times, the first publication being on the
.....7th.....day of December....., 19⁸⁸,
and the last publication on the.....14th.....day of
.....December....., 19⁸⁸; that the said notice was
published in the newspaper proper and not a supplement; that
said newspaper has been continuously and uninterruptedly
published in said county during a period of seventy-eight
consecutive weeks prior to the publication of said notice or
advertisement.

Charlotte Sotin

STATE OF IDAHO }

}

COUNTY OF }

On this.....14th.....day of.....December.....in the year
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appeared.....Charlotte Sotin....., 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.

[Signature]
Notary Public for Idaho

Residing at.....Grangeville Idaho.....

My commission expires:.....9/10/92.....

RECEIVED
DEC 19 1988

Department of Water Resources
Western Regional Office

RECEIVED

NOV 8 1999

DEPARTMENT OF WATER RESOURCES

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

A. GENERAL INFORMATION

Permit No. 79-07194

1. Owner: Tom &/or Sue Lindsey Phone No. 208-628-3987

Current Address: PO Box 355, Lucile, ID 83542

2. Accompanied by: Tom Lindsey EXAM DATE : 8/11/1998-Cindy Bird

Address: _____ **Phone No.** _____

Relationship to Permit Holder: Owner

3. Source: Groundwater tributary to Sinks

B. OVERLAP REVIEW

1. Other water rights with the same place of use: 79-07137

2. Other water rights with the same point of diversion: 79-07137, 79-07146

C. DIVERSION AND DELIVERY SYSTEM

1. Point(s) of Diversion:

[illegible]

2. Place(s) of Use:

Indicate Method of Determination Same as above

[illegible]

3. **Delivery System Diagram:** Include all major components and distances between components. Indicate weir size/ditch size/pipe i.d. as applicable.

SEE ATTACHED SHEET.

Y Copy of USGS Quadrangle Attached Showing location(s) of point(s) of diversion and place(s) of use (required).

N Aerial Photo Attached (required for irrigation of 10+ acres).

Y Photo of Diversion and System Attached

4.

Well or Diversion Identification No.*	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size
1995		1/2 & 1/2		2 star-rites	
1998		1/3, 1/3 & 1/2		not specified	

*Code to correspond with No. on map and aerial photo

D. FLOW MEASUREMENTS

1.

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

2. Measurements: 1995- Pumpback theoretical

E. NARRATIVE/REMARKS/COMMENTS

In 1995, Sandy Hemenway conducted an b/u exam on this permit and found two 1/2 hp pumps suppling water from a mine tunnel to a 3800 gallon storage tank via 1.5" pvc line. From there the water gravity flowed 400' NW via 1.5" pvc to a home for domestic use. The applicant was not using the water for mining at the time. For some reason, Sandy stated that a she would conduct a follow-up visit later to determine the mining use. As a result, a follow-up exam was finally conducted 8/11/1998 by Cindy Bird to determine the mining portion of this permit. She found the water still being used for domestic use, but again not for mining. The applicant told her that he had done some exploritory work in the tunnel in 1993, but had never used the water for mining. She also found the pumps had been changed to a 1/3 and a 1/2 hp pump in the original tunnel and a 1/3 hp pump in a side

tunnel. Beyond the tunnel, the diversion system to the home had remained the same.

79-07137 is a license for the same domestic from a spring that was originally diverted from a buried springbox located in Sheepgulch drainage. According to the applicant, per 7/19/99 telecon, he had intercepted ground water ~ 25' below surface while exploring the tunnel for mining. He then relocated his spring diversion to the mine tunnel because the springbox kept washing out. Ron Grant, with BLM, stated in a 7/20/99 telecon that applicant relocated the his diversion because once he intercepted the ground water, the spring dried up. BLM was concerned for their stockwater license 79-07146 from a spring located ~ 400' West and down gradient from the tunnel and protested this permit in 1989. As a result of conditions developed and agreed upon during Dave Tuthill's 1989 on-site field visit, BLM withdrew their protest. Based on condition one of that agreement, the source for this permit should more accurately be labeled ground water rather than spring because the water is not exposed to the surface before it is pumped, but rather pumped to the surface from inside the tunnel. Because the diversion system for this permit is the same as license 79-07137, this permit should be licensed for the ground water "pumped" to the surface from the tunnel, while license 79-07137 would account for any possible spring water "natuarally" flowing to the surface from the tunnel. Note: the source on license 79-07137 is defined as spring on the SRBA claim and can be considered an unrecorded transfer from Sheepgulch drainage to the tunnel (~ 400' apart per applicant and BLM).

Applicant also uses a ground water well located by his home for domestic use. The well was not recorded in the SRBA.

Have conditions of permit approval been met? _x_ yes no

F. FLOW CALCULATIONS

____ Additional Computation Sheets Attached

Measured Method:

Based on 1995 system: .10 cfs(see attached pumpback theoretical)

G. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

 $V_{I.R.} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) =$ _____ $V_{D.R.} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 =$ _____ $V = \text{Smaller of } V_{I.R.} \text{ and } V_{D.R.} =$ _____

2. Volume Calculations for Other Uses:

Internal/external domestic use: 1.2 afa

H. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use	Period of Use		Rate of Diversion Q (cfs)	Annual Volume V (afa)
	From	To		
Domestic	1/1	12/31	.04	1.2
Totals:			.04	1.2

2. Recommended Amendments

___ Change P.D. as reflected above ___ Add P.D. as reflected above x None
___ Change P.U. as reflected above ___ Add P.U. as reflected above ___ Other

I. AUTHENTICATION

Field Examiner's Name

Cindy Bird
Sandy Hemenway

Date

1995

1998 - by Lori Graver
8/18/99

Reviewer

Date

SEAL

Pumpback Computation Spreadsheet (DRT 1/24/1995)

Data Entered By: Sandy Hemenway
12/20/95
Project: Flow Computation for Permit 79-07194
Given: See Data Table

Compute head losses with the Williams and Hazen Formula:

$$f = 0.2083 \cdot (100 / \text{roughness})^{1.85} \cdot (\text{cfs} \cdot 448.8)^{1.852} / \text{ID}^{4.8655} \cdot \text{Length} / 100$$

To Find: Compute Rate of Flow for a Pumpback System

Data Table

Vertical Lift: 1.00 feet
Pressure Req'd: 20.00 psi
Required Head: 47.20 feet
Pump Horsepower: 0.50 horsepower

Pipe Roughness: 150.00 Note: pvc = 150, smooth and straight pipe = 140
aluminum - joint length 20' = 125, joint length
30' = 130, joint length 40' = 132, joint length
50' = 134, new riveted steel = 100
old riveted steel = 100, old cast iron = 95,
old pipes in poor condition = 60 to 80

Inside Diameter in Inches	Equivalent Length in Feet	Unit Head Loss	Total Friction Head Loss from Pipe Friction
1.00	90.00	23.15	
1.00	0.00	0.00	
1.00	0.00	0.00	

23.15

Initial Estimate of Rate of Flow:

0.045 cfs = .05 cfs

Computation of Rate of Flow:

0.04

per pump,
since they
are both the
same

= .10 cfs total

P/D: (A)
 ~80' slope
 1/2 HP Sta Pit pump
 2 pumps, 1 on each line
 used only 5'
 round spavits flow
 tunnel goes back 180' on right side + 160' on left.
 otherwise use

control shut off valve
 400'
 1 1/2" PVC

(3800 gal.)
 8'x10'x8'
 holding tank
 w/well mate 1 1/2'x4 1/2'

44 psi
 Franklin Electric

3/4 HP
 Model # 2801074910

1 1/2" PVC

to house/yard
 to rainbirds

spring: tun 5 rainbird 1/8"
 20, 20, 18 psi = 19.33 psi average

grd. water: nuse. sprinklers + hoses
 drinking H₂O

204 mile post
 Lucille
 Hwy 95
 P/u
 house + 205 mile post
 P/D: (B)

W →

N ↓

overflow - BLM stockwater

✓ * send copy of
pipe conversion

GENERAL INFO

and H₂O: domestic
internal/external
Driller: Uhlenkott
5 ~~94~~ Drilling
#125

CONV DATE: 7/28/95

NAME: Tom & Sue Lindsey

PHONE #: (208) 628-3987

PERMIT #: 79-07194

LOCATION OF WELL: serial # AA379967 Model # 18E20412

CASING SIZE: → P & R Pump 983-PUMP

HP: Goulds Pump → 1 1/4" ABS & hoses
Submers. 2 HP

DYNAMIC:

STATIC: 120

DEPTH: 300

PSI:

ACRES IRRIGATED:

SPRINKLER INFO:

TYPE:

SIZE:

LENGTH:

OPERATING:

STOCK:

~~well is back up source - it's not hooked
up to anything yet~~

DOMESTICS:

OTHER USES:

well used for domestic external

OTHER RTS USED: 79-07137

existing spring
that new spring
goes to

DIRECTIONS:

Not hooked up to house yet
but use for drinking/clean
up

then Riggins to Lucile Cafe Rt @ Lucile on dirt Rd
↑ hill 150 yds. 2 trailer houses

EXAM DATE:

Aug. 31 9:30 - 10:00

spring: used for
both domestic &
mining

Siphon + 2 sump
pumps (1/2 HP) Sta Rites

partial { tunnel goes back
H₂O goes 80-90' & then Y
& BLM pumps in each end of
Y + off at breaker
mining

79-07194
8/31/95 S.H

entrance of
mine that
goes 80' +
then splits
into 2

- spring is in
one cave
filled w/water
w/ 2 1/2 HP
Sta Rite
sump pumps,
mine on one
side, pump
water to other
cave ~~from~~ to "settle"
there, siphon
+ gravity flow
to storage tank

Rt. side
has spring
originally 180'
deep; Lt. 160' deep

P/D: (A) Spring.
+ P/u
2 tunnels; 2 1" PVC
siphon to 1 1/2" PVC @
entrance

400' of 1 1/2" PVC
from mine to
3800 gallon (8'x10'x8')
holding tank, where
~~could be submerged pump~~
Franklin Electric 3/4 HP
pumps to yard through 1 1/2" PVC

1 pipe of
water goes to
BLM
(overflow)

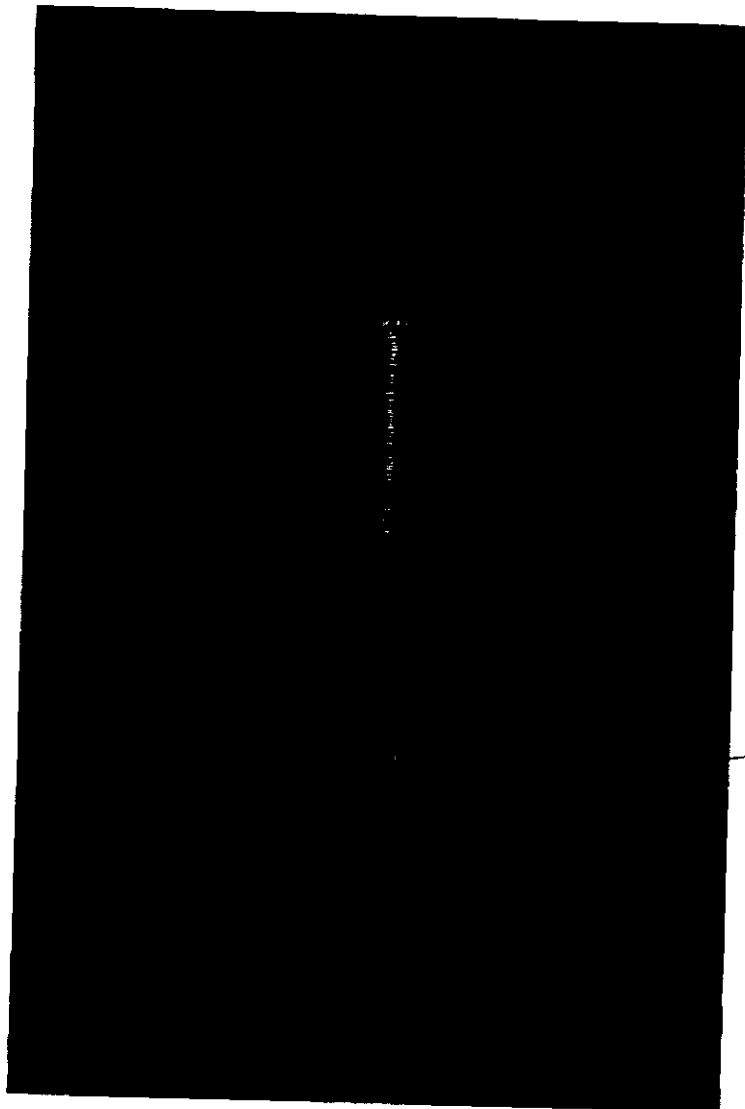


spring



79-07194
8/31/95 S.H.

Control shut
off valve



Well Mate 1 1/2' x 4 1/2'
② pump house where w/
3800 gallon holding tank

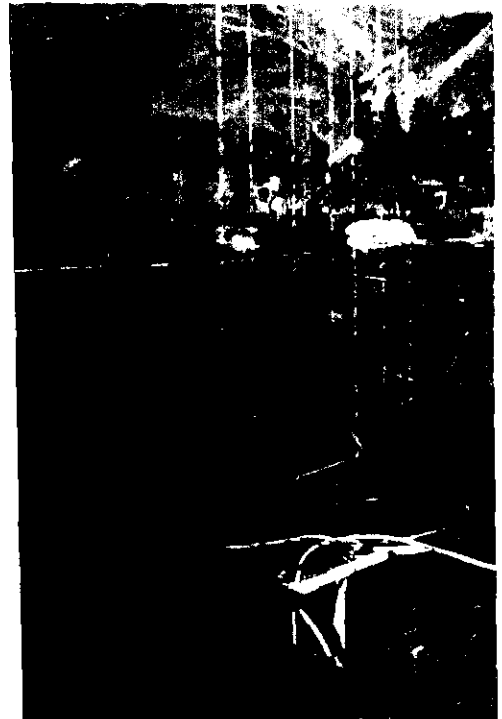
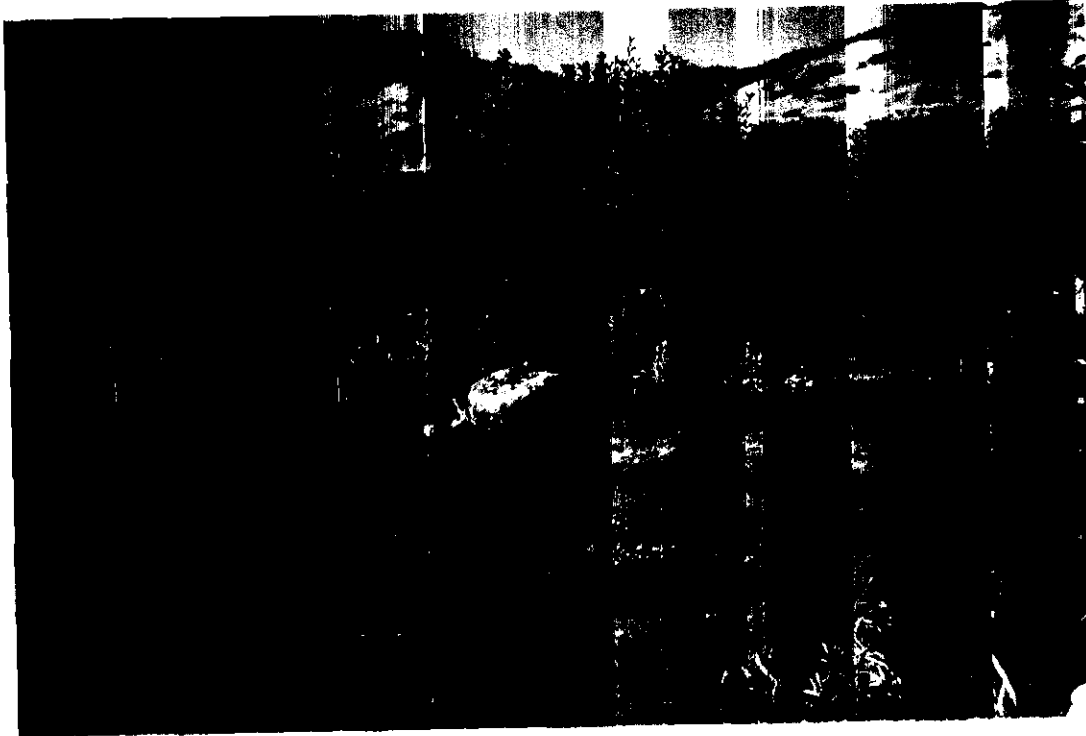
44 psi

1 1/2" PVC discharge to yard



79-07194
8/31/95 S.H.

P/D: (B) Groundwater
Goulds submersible
6" casing; 2 HP
- only 1 1/4" above ground
right now since applicant
domed up the ground
around it



P/u: Domestic
garden, yard/
external + internal
for drinking
water

Memorandum

To: Steve Lester/Gary Spackman
CC: Rob Whitney
From: Cindy Bird *CB*
Date: May 20, 1999
Re: 79-07194

Beneficial Use of Mining

11 August 1998, I met with Tom Lindsey at approximately 14:30 (Mountain Time) to discuss the beneficial use of the mining portion of permit 79-07194. Tom stated, in 1993 they did some work on the tunnel but have never used to water for mining. Therefore, I recommend disallowing the mining diversion for permit 79-07194.

The original system that Tom had in the tunnel at the time of the field examination has changed. Originally he had 2-1/2 HP pumps in the tunnel. He now has 1-1/2 HP and 1-1/3 HP pump in the tunnel and a 1/3 HP pump in the 200-foot tie-in to the original tunnel. The system still flows to the 3800 gallon holding tank that he uses for his domestic use.

During my visit with Tom Lindsey, he informed me that he had requested from Gary Spackman a visit from the department to investigate the impact on his well from a new subdivision. The new subdivision is located northeast of him on a bluff. I was unaware of the complaint to Gary at the time of my visit, but inquired to the nature of the impact.

Tom stated that his well was now at 80 feet. Since my original visit to Tom Lindsey was regarding permit 79-07194, which also included the data regarding the well. I was able to locate the well log in the file while I continued questioning Tom on the specifics of the well. The conversation was as follows.

Cindy: "The static level of your well is at 80 feet?"

Tom: "Yes"

Cindy: "How deep is your well?"

Tom: "It was drilled to 300 feet."

Cindy: "Where is the pump located?"

Lindsey
May 20, 1999

Tom: " At 260 feet."

Cindy: "I'm looking at the well log and it says that the static level is 31 feet, and the depth of the well is only 66 feet. Did you drill another well?"

Tom: " No"

Cindy: Did you deepen this well?

Tom: "No."

Cindy: "Tom, you're telling me that your well is 300 feet deep?"

Tom: "Yes"

Cindy: "The well log says that it's only 66 feet. Why is the well log incorrect?"

Tom: "Well I told the driller, that you pointy headed bureaucrats don't need to know what I'm doing because it is none of your business. In fact, my fathers name is on the well log because he paid for drilling the well".

Cindy: "Tom I would be hard pressed to believe that your static level has gone from 31 feet to 80 feet. What was your original static level?"

Tom: "I don't know. I only know that it's at 80 feet now."

Cindy: "Tom, then how do you know that the level has changed?"

Tom; "Because I can only run 5 sprinklers now and before I could run 8 sprinklers."

Cindy: "Tom, it doesn't look good for you to have a bogus well log filled with the state, do you understand what I'm saying Tom?"

Tom: "Yes, I know what your saying."

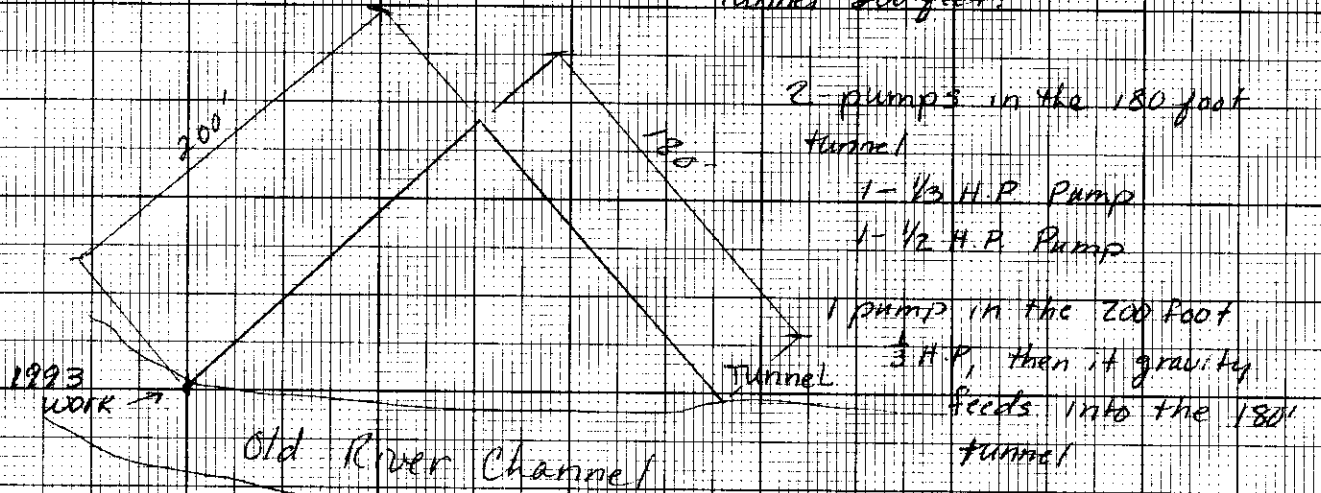
Cindy, " Good, because it makes it hard for us pointy headed bureaucrats to help you prove that your being injured."

Tom: "Yes, I know what your saying."

Cindy: "Tom, I will forward this information to my supervisor and they will determine what to do with it."

1998 FINDINGS

Additional work that was done in 1993. Tom dug back into the tunnel 200 feet.



46 1240



79-07194

Tom Lindsey
11 August 1998
Examiner: Cindy Bird
Inside the tunnel



79-07194

Tom Lindsey
11 August 1998
Examiner: Cindy Bird
At the entrance of the
additional digging in 1993

December 31, 1991

SUE LINDSEY
TOM LINDSEY
P.O. BOX 355
LUCILE ID 83542

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 79-07194

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.

If you have questions concerning this matter, please feel free to contact the WESTERN Regional Office in Boise at (208)334-2190.

Sincerely,

Karen L. Gustafson
Secretary/Records Manager

c: IDWR - Region

MICROFILMED
JAN 24 1992

RECEIVED
DEC 30 1991

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

PROOF OF BENEFICIAL USE

Department of Water Resources

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

1. Permit No. 79-07194 Telephone No. 628 3987

2. Name(s) of Permit Holder(s): Tom & Sue Lindsay

3. Post Office Address: Box 255 Lucile Rd 93542

4. Source of Water: Spring

a. If ground water, well driller's name: — Date drilled: —

b. Pump horsepower: — Pressure (psi): — Dynamic pumping level (ft.): —

5. Extent of Use:

Domestic X (No. of households)

Irrigation — (No. of acres)

Stockwater — (No. and type of stock)

Other —

6. Total rate and/or volume for which proof is submitted 5 gpm, min. or less than .04 cfs acre/feet

7. Refer to the approval conditions on your permit and respond accordingly:

Measuring device: Required? — Yes X No Installed? — Yes — No

OR

Flow Measurement Port: Required? — Yes X No Installed? — Yes — No

8. Fee Enclosed: \$ 6 (See License Examination Fee Schedule)

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

Tom Lindsay
Name

628-3987
Telephone No.

Box 255 Lucile Rd 93542
Address

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

Dec. 26 1991
Date

Tom Lindsay
Signature (and title if on behalf of a company or organization)

MICROFILMED

JAN 24 1992

ANALYSIS SHEET
FOR
PROOF OF BENEFICIAL USE

Permit No. 79-07194

Reviewed by Klg

Date 12/30/91

GENERAL CONSIDERATIONS

YES Name same as permit?
YES Address same as permit?
YES Proof timely received? If not, complete calculation below.

SOURCE OF WATER

✓ Surface water source
Ground water source

NA Drilling permit required?

/ Copy in the file? Drilling Permit No. _____

/ Amount paid for permit _____ Correct?

/ Well log in the file?

LICENSE EXAMINATION FEE

NA Required?
/ Amount Submitted
/ Correct?

MEASURING DEVICE

NA Required?
/ Installed?
/ Waiver requested?

PRIORITY CALCULATION

Date proof received	<u>NA</u>	_____
Date proof due	<u>/</u>	- _____
No. of days late	<u>/</u>	= _____
Priority Date	<u>/</u>	+ _____
New Priority Date	<u>/</u>	_____

DEFICIENCIES OR ACTION ITEMS

proof acceptable

DATA ENTRY

New Address _____

Proof Made 12/30/91
12/31/91 Klg

Tom & Sue Linsley
Bl, 55
Lucile Tel. 83542

CERTIFIED

P 906 705 752

MAIL

State of Idaho
Department of Water Resources
1301 N. Orchard St.
Boise, Id: 83706-2237



138300

November 30, 1991

SUE LINDSEY
TOM LINDSEY
P.O. BOX 355
LUCILE ID 83542

PROOF DUE NOTICE

RE: PERMIT NO. 79-07194

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 February 1, 1992. (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,

Karen L. Gustafson
Secretary/Records Manager

Enclosures

RECEIVED
JAN 24 1992

ER-DEPARTMENT MEMO — 1

FROM *Alan Lester*

DATE *11/19/90*

TO *79-07194*

SUBJECT *Attached*

No water right permit or adjudication claim can be
identitified related to possible need for more funds.

The 12/13/88 document from Lindsay, asked it more \$
is needed; the money is not.

For lack of anywhere else to file this, filed with
79-07194.

RECEIVED

JAN 24 1992

FL
SIGNATURE

ER-DEPARTMENT MEMO — 1

FROM *Jan* ^{NO}
 TO *Eldon, Ron + Linda* ^{NO}
 SUBJECT *Note*

DATE *12/23/88*

*See Steve note - Has anyone
 requested another \$30 or any?*

Thank

Jan

 SIGNATURE

A-1-07137 is for
Tom^{& Sue} Lindsey & receiptd
C000931 for \$25.00

A79-10100 is for a different
Lindsey (Thomas & Gay)

79-07197 is Application for
Permit filed by Tom Lindsey
& receiptd for \$30.00 w/ receipt
W000523

MICROFILMED

JAN 24 1992
Tom Lindsey Phone #

628-3987
phone 01/09/89 @ 3:30pm
no answer

Justy - I'm not
where this goes - I'll
start at you - re

Lindsey M. Chinn

A79-07137

A79-10150

COUNTRY WOODS

BIGGINS, IDAHO 83409

PURCHASED BY

Tom Lindsey

ADDRESS

P.O. Box 355 Lucile, ID

DATE ISSUED

7/20

19

88

02-1721

DRAWN TO THE
ORDER OF

Department of Water Resources

30.00

IDAHO BANK & TRUST CO.
BOX 100 • BIGGINS, IDAHO 83409

30.00 US DOLLARS

THIS RECEIPT ASSUMES THE RESPONSIBILITY OF NAMING THE DATE, NAME AND ADDRESS OF REMITTER AND THE PAYEE'S NAME. IT MUST BE INSERTED IN INK ON THE FACE THEREOF. ALL INQUIRIES CONCERNING THIS ITEM, REQUESTS FOR STOP PAYMENT OR REISSUANCE MUST BE REFERRED TO DRAWER.

NOT NEGOTIABLE

Water Right Permit

George Little

#003213# 0123101721012 000141 0#
THIS RECEIPT MUST BE PRESENTED WITH ANY APPLICATION FOR CLAIM

We sent you 30.00 when
we just filed for water
right permit here is a
copy of my money order
receipt if we still need
to send 30.00 we will

water right app!
79-07199 was
paid for with
\$30 money order
(copy sent).

As his letter involved
with an object.
File that needs to
be paid?

RECEIVED

JAN 24 1992

Thank you
Tom & Sue Lindsey

Tom & Sue
Lindsey
P.O. Box 355
Lucile, ID

83542

JAN 24 1992

MICROFILMED

State of Idaho
Department of Water Resources
Western Region
2735 Airport Way
Boise, Idaho

83705



S T A T E O F I D A H O
D E P A R T M E N T O F W A T E R R E S O U R C E S

Statehouse
Boise, Idaho 83720
(208) 327-7900
January 18, 1990

SUE LINDSEY
TOM LINDSEY
P.O. BOX 355
LUCILE, ID 83542

P E R M I T A P P R O V A L N O T I C E

RE: PERMIT NO. P79-07194

Dear Permit Holder:

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

Section 42-235, Idaho Code, requires that a "drilling permit" must be obtained from the department for all wells constructed after July 1, 1987. A drilling permit is a separate permit that must be issued in addition to your permit to appropriate water. Commencement of well construction or diversion of water under your permit to appropriate water is prohibited unless a drilling permit is obtained.

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

We have enclosed a form entitled "Instructions for Proof of

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MAR 16 1990

Beneficial Use". Please read the instructions carefully since you must take further action to develop this permit into a license.

Sincerely,

GARY SPACKMAN, Supervisor
Water Right Permits Section

GS: SC
Enclosures

Microfilm

MAR 16 1990

Form No. 202a.

4/87

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPROPRIATION APPLICATION ANALYSIS SHEET

INITIAL REVIEW BY: RL DATE: 11/2/88 APPLICATION: 79 - 07194

REQUIRED INFORMATION

- ☒ Name: (If applicant is a corporation or partnership, names and addresses for the director, officers, and other partners must be included.)
☒ Address:
☒ Source: (See USGS Quad for names of water sources)
☒ Point of Diversion: (10 acres for spring, lot & block descriptions for Subdivisions, local name)
☒ County:
☒ Quantity: (flow and/or volume)
☒ Period of use: Gov't. Lots: N P/D
☒ Nature of proposed use: (Include description of use) N P/U
☒ 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:

ADDITIONAL INFORMATION

YES NO

- ☒ Overlapping place of use: (Describe source & relationship to present application on the back.)
☒ Overlapping point of diversion:
☐ Field check required: Field check by: _____
☐ Field report attached:
☒ Critical groundwater area:
☒ Groundwater management area:
☒ Send dam safety information:
☒ Send power requirement letter:
☒ Send fish farm requirement letter:
☒ Power residency affidavit:
☒ Power efficiency form:
☒ Within trust water boundry: (If yes, attach Trust Water Supplementary Analysis Sheet.)
☒ Diversion greater than 5 cfs or 500 af: (If yes, attach Large Diversion supplementary analysis sheet.)
☐ *REQUEST ADDITIONAL INFORMATION FROM THE APPLICANT

DATE REQUESTED:

☒ Additional information on reverse side:

RECEIVED
DEC 21 1988

Department of Water Resources

PROCESSING

YES NO

- ☒ ☐ In form for advertising:
☒ ☐ Statewide advertising:
☒ ☐ Fee amount, receipt number and date recorded on application:

SEND COPIES TO

YES NO

- ☒ ☐ I.D. Health and Welfare
☒ ☐ I.D. Fish and Game
☒ ☐ I.D. Lands
☐ ☐ Adjudication Bureau

YES NO

- ☒ ☐ U.S. BLM
☐ ☐ U.S. Forest Svc.
☐ ☐ Water District # _____
☐ ☐ Other _____

FINAL REGIONAL PROCESSING REVIEW

YES NO

- ☒ ☐ Affidavit of publication received:
☒ ☐ Application published correctly: If not, record action taken.

- ☒ ☐ Publication dates and paper recorded on application:
☒ ☐ Protests received, Final date for protest December 27, 1988
☒ ☐ Protests, dates, resolution of protest recorded on application:
☒ ☐ Recommendations attached: approve, per
☒ ☐ Measuring device required:
☒ ☐ Measuring port required:
☒ ☐ Water delivered by water master? District # _____
☒ ☐ Special conditions of approval or cover letter: (see additional info. below)
☒ ☐ See Below For Additional Information
Recommended Date of Priority 10/27/1989 (Date source of groundwater was added)
Recommended by: Dur Date 12/6/1989

STATE OFFICE REVIEW

P23

P17

4626

26A

See below for additional information. By

Date

ADDITIONAL INFORMATION

OVERLAP

- P/D - 79-07137 is different spring approx. 400' west of new spring.
79-07146 is yet another spring (Bem project).
P/u - 79-07137 for domestic use, probably same home as in application.
79-07146 for stock & wildlife on Bem property.

26A

- This water right is junior to water rights in the name of Lindsey and the U.S. B.L.M. located about 400' down the gulch.
If diversion of water under this right reduces the supply of any senior water right, this water right holder will either reduce his rate of diversion until there is no adverse impact, or provide an alternate supply to satisfy the senior water right.

NOTICE OF APPLICATION FOR AMENDMENT

Notice is hereby given that permit No. 79-07194 in the name of Tom & Sue Lindsey was filed on 7/22/1988 for the diversion of .20 cfs from a spring with a point of diversion within T25N, R1E, S 2, SWSENW to be used for mining and domestic purposes.

The permit holder now proposes to amend the permit by adding groundwater as an additional source.

Any protest against the approval of the proposed amendment must be filed with the Department of Water Resources, 2735 Airport Way, Boise, ID 83705 on before December 4, 1989.

R. Keith Higginson, Director

Published in The Idaho County Free Press on 11/15 and 11/22/1989.

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MAR 16 1990



State of Idaho
DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way, Boise, Idaho 83705 - (208) 334-2190

CECIL D. ANDRUS

GOVERNOR

R. KEITH HIGGINSON

DIRECTOR

October 30, 1989

Tom & Sue Lindsey
Box 355
Lucile, ID 83542

Re: Application for Permit No. 79-07194 in the name of Tom &/or Sue Lindsey

Dear Mr. & Mrs. Lindsey:

This office acknowledges receipt of the withdrawal of protest against the above-referenced application.

We will now add groundwater as an additional source and re-advertise the application.

Sincerely,

DAVID R. TUTHILL, JR., P.E.
Manager, Western Regional Office

DRT:st

CC: U.S. Dept. of the Interior
Bureau of Land Management
ATTN: Lanny O. Wilson, Area Manager
Cottonwood Resource Area Office
Route 3, Box 181
Cottonwood, ID 83522

Encl. Copy of Withdrawal
Receipt for re-advertising to Lindseys

MicroFILMED

MAR 16 1990

RECEIPT
For Monies Paid
to the
IDAHO DEPARTMENT OF WATER RESOURCES

Receipt No: W006582

Date: 10/30/89
Time: 15:30:40

Received
From: LINDSEY, TOM & SUE

Type of Payment	Program Acct Class	Amount
WATER RIGHT RE-ADVERTISING	0620199 1238 6390	\$20.00
Total		\$20.00

CASH

WR/NC: TEL-407194

Idaho Department of Water Resources

Region: WESTERN

Signature:

Sue Taylor

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MAR 16 1990

Before the Department of Water Resources
of the
State of Idaho

In the matter of

Application for Permit No. 79-07104

In the Name of

Tom and/or Sue Lindsay

Withdrawal of Protest

Pursuant to an on-site visit and discussion between the applicant and protestant B.L.M. in the above-referenced matter, the protestant hereby agrees to withdraw the protest to approval of the application, contingent to the following:

1. The applicant shall add groundwater as a source to clarify that presently the water source is not on ground surface. Thus, the applicant would have the option of digging to obtain water, or using ~~spring~~ water exposed through a mining operation.
2. The following conditions of approval shall be added to the water right:
 - a. This water right is junior to water rights in the name of Lindsay and U.S. B.L.M. located about 400' down the gulch.
 - b. If diversion under this water right reduces the supply of any senior water right, this water right holder will either reduce his rate of diversion until there is no adverse impact or provide an alternate supply to satisfy the senior right.

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Dated this 27th day of October, 1989,

MAR 16 1990

Tom Lindsay
Applicant

Larry O. Wilson, B.L.M.
Protestant

[illegible]

UNITED STATES POSTAL SERVICE

OFFICIAL BUSINESS

SENDER INSTRUCTIONS

Print your name, address, and ZIP Code in the space below.

- Complete items 1, 2, 3, and 4 on the reverse.
- Attach to front of article if space permits, otherwise affix to back of article.
- Endorse article "Return Receipt Requested" adjacent to number.

RETURN
TO



REGISTERED

MAY 13 1990

Department of Water Resources
2735 Airport Way
Boise, Idaho 83705



PENALTY FOR PRIVATE
USE, \$300

Print Sender's name, address, and ZIP Code in the space below.

MAR 16 1990

DEPARTMENT OF WATER RESOURCES
2735 AIRPORT WAY
BOISE, IDAHO 83705

79-07192

and 4. Complete items 1 and 2 when additional services are desired, and complete items 3

Put your address in the "RETURN TO" Space on the reverse side. Failure to do this will prevent this card from being returned to you. The return receipt fee will provide you the name of the person delivered to and the date of delivery. For additional fees the following services are available. Consult postmaster for fees and check box(es) for additional service(s) requested.

1. ☐ Show to whom delivered, date, and addressee's address. 2. ☐ Restricted Delivery
↑(Extra charge)↑ ↑(Extra charge)↑

3. Article Addressed to:

U.S. Dept of Interior
 Bureau of Land Management
 ATTN: Lanny O. Wilson
 Cottonwood Resource Office
 Rt 3 Box 181
 Cottonwood, ID 83528

4. Article Number

P 397 135 311

Type of Service:

- ☐ Registered ☐ Insured
☒ Certified ☐ COD
☐ Express Mail

Always obtain signature of addressee
 or agent and DATE DELIVERED.

5. Signature - Addressee

X

6. Signature - Agent

X

Maryne Tacke

7. Date of Delivery

5/11/89

8. Addressee's Address (ONLY if requested and fee paid)

UNITED STATES POSTAL SERVICE

OFFICIAL BUSINESS

SENDER INSTRUCTIONS

Print your name, address, and ZIP Code in the space below.

- Complete items 1, 2, 3, and 4 on the reverse.
- Attach to front of article if space permits, otherwise affix to back of article.
- Endorse article "Return Receipt Requested" adjacent to number.

RETURN
TO



Print Sender's name, address, and ZIP Code in the space below.

MAR 16 1990

DEPARTMENT OF WATER RESOURCES

2735 AIRPORT WAY
BOISE, IDAHO 83705



PENALTY FOR PRIVATE
USE, \$300



3 and 4.
Put your address in the "RETURN TO" Space on the reverse side. Failure to do this will prevent this card from being returned to you. The return receipt fee will provide you the name of the person delivered to and the date of delivery. For additional fees the following services are available. Consult postmaster for fees and check box(es) for additional service(s) requested.

1. ☐ Show to whom delivered, date, and addressee's address. (Extra charge)
2. ☐ Restricted Delivery (Extra charge)

3. Article Addressed to:

U.S. Dept. of the Interior
Bureau of Land Management
ATTN: Lanny O. Wilson
Area Manager
Cottonwood Resource Office
Rt. 3, Box 181
Cottonwood, ID 83522

4. Article Number

P-581 149 732

Type of Service:

☐ Registered ☐ Insured
☒ Certified ☐ COD
☐ Express Mail ☐ Return Receipt
for Merchandise

Always obtain signature of addressee
Agent and DATE DELIVERED.

5. Signature - Addressee

X *Lanny O. Wilson*

6. Signature - Agent

X

7. Date of Delivery

9-25-84

8. Addressee's Address (ONLY if
requested and fee paid)

UNITED STATES POSTAL SERVICE
OFFICIAL BUSINESS

SENDER INSTRUCTIONS

Print your name, address and ZIP Code in the space below.

- Complete Items 1, 2, 3, and 4 on the reverse.
- Attach to front of article if space permits, otherwise affix to back of article.
- Endorse article "Return Receipt Requested" adjacent to number.

RETURN
TO



RECEIVED

SEP 27 1989

Department of Water Resources

Western Regional Office

Print Sender's name, address, and ZIP Code in the space below.

DEPARTMENT OF WATER RESOURCES

2735 AIRPORT WAY

BOISE, IDAHO 83705



PENALTY FOR PRIVATE
USE, \$300



3 and 4.

Put your address in the "RETURN TO" Space on the reverse side. Failure to do this will prevent this card from being returned to you. The return receipt fee will provide you the name of the person delivered to and the date of delivery. For additional fees the following services are available. Consult postmaster for fees and check box(es) for additional service(s) requested.

1. ☐ Show to whom delivered, date, and addressee's address.
(Extra charge)

2. ☐ Restricted Delivery
(Extra charge)

3. Article Addressed to:

Tom &/or Sue Lindsey
Box 355
Lucile, ID 8354

4. Article Number

P-581-149-731

Type of Service:

☐ Registered

☐ Insured

☒ Certified

☐ COD

☐ Express Mail

☐ Return Receipt
for Merchandise

Always obtain signature of addressee
agent and DATE DELIVERED.

5. Signature - Address

X *Tom Lindsey*

6. Signature - Agent

X

7. Date of Delivery

9-25-89

8. Addressee's Address (ONLY if
requested and fee paid)

UNITED STATES POSTAL SERVICE

OFFICIAL BUSINESS

SENDER INSTRUCTIONS

Print your name, address and ZIP Code in the space below.

- Complete items 1, 2, 3, and 4 on the reverse.
- Attach to front of article if space permits, otherwise affix to back of article.
- Endorse article "Return Receipt Requested" adjacent to number.

RETURN
TO



RECEIVED

SEP 27 1989

Department of Water Resources
Microfilm Office



PENALTY FOR PRIVATE
USE, \$300

Print Sender's name, address, and ZIP Code in the space below.

DEPARTMENT OF WATER RESOURCES

2735 AIRPORT WAY

BOISE, IDAHO 83706

P 397 135 311

RECEIPT FOR CERTIFIED MAIL

NO INSURANCE COVERAGE PROVIDED—
NOT FOR INTERNATIONAL MAIL

(See Reverse)

Sent to	
Bureau of Land Mgmt	
Street and No.	
Rt 3 Box 181	
P.O., State and ZIP Code	
Cottonwood, ID 83522	
Postage	\$.25
Certified Fee	.85
Special Delivery Fee	
Restricted Delivery Fee	
Return Receipt Showing to whom and Date Delivered	.90
Return Receipt Showing to whom, Date, and Address of Delivery	
TOTAL Postage and Fees	\$2.00
Postmark or Date	

Form 380, Feb. 1982

**STICK POSTAGE STAMPS TO ARTICLE TO COVER FIRST CLASS POSTAGE,
CERTIFIED MAIL FEE, AND CHARGES FOR ANY SELECTED OPTIONAL SERVICES. (see front)**

1. If you want this receipt postmarked, stick the gummed stub to the right of the return address leaving the receipt attached and present the article at a post office service window or hand it to your rural carrier. (no extra charge)
 2. If you do not want this receipt postmarked, stick the gummed stub to the right of the return address of the article, date; detach and retain the receipt, and mail the article.
 3. If you want a return receipt, write the certified mail number and your name and address on a return receipt card, Form 3811, and attach it to the front of the article by means of the gummed ends if space permits. Otherwise, affix to back of article. Endorse front of article **RETURN RECEIPT REQUESTED** adjacent to the number.
 4. If you want delivery restricted to the addressee, or to an authorized agent of the addressee, endorse **RESTRICTED DELIVERY** on the front of the article.
 5. Enter fees for the services requested in the appropriate spaces on the front of this receipt. If return receipt is requested, check the applicable blocks in item 1 of Form 3811.
 6. Save this receipt and present it if you make inquiry.
-

P 397 135 310

RECEIPT FOR CERTIFIED MAIL

NO INSURANCE COVERAGE PROVIDED—
NOT FOR INTERNATIONAL MAIL

(See Reverse)

Sent to Tom & Sue Lindsey	
Street and No. Box 355	
P.O., State and ZIP Code Lucile, ID 83542	
Postage	\$.25
Certified Fee	.85
Special Delivery Fee	
Restricted Delivery Fee	
Return Receipt Showing to whom, and Date Delivered	\$.60
Return Receipt Showing to whom, Date, and Address of Delivery	
TOTAL Postage and Fees	\$2.00
Postmark or Date	

S Form 3800, Feb. 1982

**STICK POSTAGE STAMPS TO ARTICLE TO COVER FIRST CLASS POSTAGE,
CERTIFIED MAIL FEE, AND CHARGES FOR ANY SELECTED OPTIONAL SERVICES. (see front)**

1. If you want this receipt postmarked, stick the gummed stub to the right of the return address leaving the receipt attached and present the article at a post office service window or hand it to your rural carrier. (no extra charge)
 2. If you do not want this receipt postmarked, stick the gummed stub to the right of the return address of the article, date; detach and retain the receipt, and mail the article.
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 5. Enter fees for the services requested in the appropriate spaces on the front of this receipt. If return receipt is requested, check the applicable blocks in item 1 of Form 3811.
 6. Save this receipt and present it if you make inquiry.
-

P-581 149 731

RECEIPT FOR CERTIFIED MAIL

NO INSURANCE COVERAGE PROVIDED
NOT FOR INTERNATIONAL MAIL

(See Reverse)

U.S.G.P.O. 153-506

PS Form 3800, June 1985

Sent to	
Street and No. Tom & Sue Lindsey	
P.O., State and ZIP Code Lucile, ID	
Postage	\$
Certified Fee	
Special Delivery Fee	
Restricted Delivery Fee	
Return Receipt showing to whom and Date Delivered	
Return Receipt showing to whom Date and Address of Delivery	
TOTAL Postage and Fees	
2.00	
Postmark or Date	

MICROFILMED

**STICK POSTAGE STAMPS TO ARTICLE TO COVER FIRST CLASS POSTAGE,
CERTIFIED MAIL FEE, AND CHARGES FOR ANY SELECTED OPTIONAL SERVICES. (see front)**

1. If you want this receipt postmarked, stick the gummed stub to the right of the return address leaving the receipt attached and present the article at a post office service window or hand it to your rural carrier (no extra charge)
 2. If you do not want this receipt postmarked, stick the gummed stub to the right of the return address of the article, date, detach and retain the receipt, and mail the article.
 3. If you want a return receipt, write the certified mail number and your name and address on a return receipt card, Form 3811, and attach it to the front of the article by means of the gummed ends if space permits. Otherwise, affix to back of article. Endorse front of article **RETURN RECEIPT REQUESTED** adjacent to the number.
 4. If you want delivery restricted to the addressee, or to an authorized agent of the addressee, endorse **RESTRICTED DELIVERY** on the front of the article.
 5. Enter fees for the services requested in the appropriate spaces on the front of this receipt. If return receipt is requested, check the applicable blocks in item 1 of Form 3811.
 6. Save this receipt and present it if you make inquiry.
-

P-581 149 732

RECEIPT FOR CERTIFIED MAIL

NO INSURANCE COVERAGE PROVIDED

NOT FOR INTERNATIONAL MAIL

(See Reverse)

U.S.G.P.O. 153-506

PS Form 3800, June 1985

Sent to U.S. Dept. of Interior	
Street and No. Bureau of Land Management	
P.O., State and ZIP Code Cottonwood, ID	
Postage	
Certified Fee	
Special Delivery Fee	
Restricted Delivery Fee	
Return Receipt showing to whom and Date Delivered	
Return Receipt showing to whom, Date, and Address of Delivery	
TOTAL Postage and Fees	\$ 2.00
Postmark or Date	

RECEIVED
MAR 16 1990

**STICK POSTAGE STAMPS TO ARTICLE TO COVER FIRST CLASS POSTAGE,
CERTIFIED MAIL FEE, AND CHARGES FOR ANY SELECTED OPTIONAL SERVICES. (see front)**

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 5. Enter fees for the services requested in the appropriate spaces on the front of this receipt. If return receipt is requested, check the applicable blocks in item 1 of Form 3811.
 6. Save this receipt and present it if you make inquiry.
-

IDAHO DEPARTMENT OF WATER RESOURCES
WESTERN REGION
2735 Airport Way
Boise, Idaho 83705

BEFORE THE DEPARTMENT OF WATER RESOURCES

OF THE

STATE OF IDAHO

IN THE MATTER OF APPLICATION)
FOR PERMIT NO. 79-07194 IN THE)
NAME OF TOM &/OR SUE LINDSEY)

NOTICE OF CONFERENCE

On July 22, 1988, Tom &/or Sue Lindsey filed with the Department of Water Resources an application for permit to appropriate the public waters of the State of Idaho. The application was protested by the U.S. Dept. of the Interior, Bureau of Land Management, Lanny O. Wilson, Area Manager.

The Department has set the matter of protest for a conference on Friday, October 27, 1989, at 12:00 p.m., at the proposed point of diversion at the spring located in the SW SE NW Section 2, Twp. 25N, Rge. 1E. in Idaho County. The conference will be held in accordance with provisions of Chapters 2 and 17, Title 42, and Chapter 52, Title 67, of the Idaho Code, the adopted Rules of Practice and Procedure of the Department of Water Resources, and Rules 4 and 5 of the adopted Rules and Regulations of Water Appropriation of the Department of Water Resources. Opportunity shall be afforded all parties to respond and present information and argument on all issues involved.

Dated this 20th day of September, 1989.

David R. Tuthill
DAVID R. TUTHILL, JR., J. E.
Manager, Western Regional Office

RECEIVED

MAR 16 1990

I hereby certify that on the 22nd day of September, 1989, I mailed a true and correct copy, postage prepaid, of this document to the applicant(s) and protestant(s) listed:

Sue Taylor
Sue Taylor
Secretary

Certified Mail

Tom &/or Sue Lindsey
Box 355
Lucile, ID 83542

United States Dept. of the Interior
Bureau of Land Management
ATTN: Lanny O. Wilson, Area Manager
Cottonwood Resource Area Office
Rt. 3, Box 181
Cottonwood, ID 83522

MAILED

MAR 16 1990



State of Idaho
DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way, Boise, Idaho 83705 - (208) 334-2190

CECIL D. ANDRUS

GOVERNOR

R. KEITH HIGGINSON

DIRECTOR

June 7, 1989

Tom &/or Sue Lindsey
Box 355
Lucile, ID 83542

United States Dept. of the Interior
Bureau of Land Management 942-3245
ATTN: Lanny O. Wilson, Area Manager
Rt. 3, Box 181
Cottonwood, ID 83522

Re: Application for Permit #79-07194

Dear Interested Parties:

On June 1, 1989, Mr. Lindsey called this office to request a four month postponement of the conference scheduled to be held on June 14, 1989, regarding the above-referenced protested application for permit.

The purpose of this letter is to grant the postponement because the request was submitted by the applicant. We request that Mr. Lindsey contact this office in September regarding the disposition of the proposal. Based on that contact we will plan to take further action regarding this action.

Sincerely,

David R. Tuthill Jr.

DAVID R. TUTHILL, JR., P.E.
Manager, Western Regional Office

DRT:st

cc: State Office

East Side of Chuckwagon

MICROFILMED

MAR 16 1990

BEFORE THE DEPARTMENT OF WATER RESOURCES

OF THE

STATE OF IDAHO

IN THE MATTER OF APPLICATION)
)
FOR PERMIT NO. 79-07194 IN THE)
)
NAME OF TOM &/OR SUE LINDSEY)

NOTICE OF CONFERENCE

On July 22, 1988, Tom &/or Sue Lindsey filed with the Department of Water Resources an application for permit to appropriate the public waters of the State of Idaho. The application was protested by U.S. Dept. of the Interior, Bureau of Land Management, Lanny O. Wilson, Area Manager.

The Department has set the matter of protest for a conference on Wednesday, June 14, 1989, at 11:00 a.m., at the proposed point of diversion at the spring located in the SW SE NW Section 2, Twp. 25N, Rge. 1 E. in Idaho County. The conference will be held in accordance with provisions of Chapters 2 and 17, Title 42, and Chapter 52, Title 67, of the Idaho Code, the adopted Rules of Practice and Procedure of the Department of Water Resources, and Rules 4 and 5 of the adopted Rules and Regulations of Water Appropriation of the Department of Water Resources. Opportunity shall be afforded all parties to respond and present information and argument on all issues involved.

Dated this 8th day of May, 1989.


DAVID R. TUTHILL, JR. P. E.
Manager, Western Regional Office

MICROFILMED

MAR 16 1990

I hereby certify that on the 8th day of May, 1989, I mailed a true and correct copy, postage prepaid, of this document to the applicant(s) and protestant(s) listed:

Sue Taylor
Sue Taylor
Secretary

Certified Mail

Tom &/or Sue Lindsey
Box 355
Lucile, ID 83542

United States Dept. of the Interior
Bureau of Land Management
ATTN: Lanny O. Wilson, Area Manager
Cottonwood Resource Area Office
Rt. 3, Box 181
Cottonwood, ID 83522

RECORDED

MAR 16 1990

Dear David Tathill,

May 1st

We received your letter and any time in June is fine with us. Let us know what date to expect you.

Thank you
R.E. application # 79-07194
Tom Lindsey
P.O. Box 355
Lucile, Idaho 83542
208-628-3987

RECEIVED

MAY 3 1989

Department of Water Resources
Western Regional Office

MICROFILMED

MAR 16 1990



State of Idaho
DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way, Boise, Idaho 83705 - (208) 334-2190

CECIL D. ANDRUS

GOVERNOR

R. KEITH HIGGINSON

DIRECTOR

April 20, 1989

Tom &/or Sue Lindsey
Box 355
Lucile, ID 83542

RE: Application #79-07194

Dear Mr. & Mrs. Lindsey:

We recently received a telephone call from the state Attorney General's office inquiring about the above-referenced application. The purpose of this letter is to advise you regarding our current processing of the application.

We did receive your letter dated February 1, 1989, in which you explained various items with respect to the application. However, it appears that in this case our most productive response will be to have an on-site review of the spring location, with both you and representatives from the BLM. In this way we can determine first hand what some of the considerations are, and we can assess the production of the spring. Therefore, we are waiting for the snow to melt with the intent of scheduling a conference for the June time frame.

If this plan is not acceptable, or if you have additional comments or concerns, please feel free to contact this office.

Sincerely,

A handwritten signature in cursive script that reads "David R. Tuthill, Jr.".

DAVID R. TUTHILL, JR., P.E.
Manager, Western Regional Office

DRT:st

CC: BLM

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MAR 16 1990

CONVERSATION MEMORANDUM

DATE 4/19/89FILE 79-07194NAME OF PARTY Peter Maloney Idaho IB's officeEMPLOYEE Dave TattillRE: Billing for \$1200

Mr. Maloney called to ask about what they should do about a letter rec'd from Mr. Lindsay that includes a billing for \$1200.

I responded that we plan to hold a conference on site when the snow melts, so we can examine the nature of the spring.

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MAR 10 1990

Department of Water Resources
Western Regional Office

DMT
Protested file
(79-07146)

Feb. 1, 1989

Mr. David R. Tathull Jr.

This is in response of BLM protesting my water permit for underground mining purposes. The BLM has no authority, I repeat no authority, for under-ground mining activities. Also the BLM has a government directive to curtail all mining in the Salmon River corridor at the expense of the Constitution, the Bill of Rights, and the 1872 mining rights. As a matter of fact the BLM went as far as to lie, cheat, and steal water and land that belongs to the citizens of the United States. I remind these ministers of darkness that they are being paid by we tax-payers.

Point #1 made by BLM. ~~There is no need for a pipeline on a valid mining claim for purposes of mining.~~ I do not need a grant for a pipeline on a valid mining claim for purposes of mining.

Point #2, anywhere you want to dig a hole on my valid claim you are going to hit water. In the old Buckskin the tunnels are filled with

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MAR 16 1990

②

water. All of the Grisonald and Katie B tunnels are full of water. This is the reason the old timers had to quit mining, ~~to much water~~. Besides BLM has ~~no authority over underground mining~~. I was pumping 25 gallons a minute and couldn't drain the hole. I am only getting 5 to 6 gallons a minute in the pipeline.

Point # 3, the water right the BLM speaks about is the one that is connected to my pipeline not theirs approximately 150 ft. below my spring. The BLM has ~~blatantly~~ blatantly jumped my water right. Also why would I cut my own water off, that would be real intelligent. The BLM is doing everything they can do to curtail my mining activities. Also there is water still collecting at the spot where the water was originally. I have had nothing but problems with the BLM over this water, ~~I never~~ I researched the matter out and found no one had filed on the water. As a matter of

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MAR 16 1990

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fact the BCM told me I could not file on the water because it was a established spring. They purposely and blatantly lied to me to gain their selfish goals. The BCM has no right to file over my water right. Also last year we had a gully wash that washed my spring out. I asked for assistance in rebuilding the spring, but none was offered. They didn't complain to much about not having any water to the trough then.

These people are controlled by darkness and greed. The men that fought since the 1700's have laid down their lives to preserve our constitution and human rights. The BCM sees fit to spit on these graves for their own personal career gains and directives from the Interior Department. I will be sending the BCM a bill for \$600.00 for their half of rebuilding the spring box so they have water. They now have water at two places and I have water on my property. In closing the BCM has no

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MAR 16 1990

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foundation or legitimate reasons
to protest my application in
other words ^{they're} blowing in the wind.

So please set up a meeting!
I will be there with my tape recorder,
because I plan to contact Senator
Symms and Senator McClure,
Representative Craig, Attorney
General Jim Jones, Secretary
of Interior, and President
Bush. Finally, I would like
to add that there is no ~~evidence~~
environmental damage or
pollution in underground
placer mining not like hard
rock which promotes pollution.

Cardially,

(Tom Lindsey)

Tom Lindsey

RECEIVED
MAR 16 1990

In reference to B.H.M. Water Right
License No 79-07146

I am submitting a Bill of \$1200.00 for
loader use and Labor and 12 bags of concrete
for reestablishment of such water right that
was washed out in Aug of 1988. After
contacting BHM for help in rebuilding none
was given. I will absorb one half, but
expect BHM to pay the other. I expect
payment in 60 days, make check payable
to Tom Lindsey Box 355 Lucile Id. 83542

Tom Lindsey

Loader Hr. 16	- \$50.00	- \$800.00
Labor Hr. - 40	8.00	320.00
12 Bags concrete -	5.50	66.00
5 yds of gravel -	5.00	25.00
		<u>\$1211.00</u>

Work is still not complete
Needs 10ft of fill over top of springbox

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MAR 16 1990

STANLEY F. HAMILTON
DIRECTOR

BOARD OF LAND
COMMISSIONERS

CECIL D. ANDRUS
Governor

PETE T. CENARRUS/
Secretary of State

JIM JONES
Attorney General

JOE R. WILLIAMS
State Auditor

JERRY L. EVANS
Sup't of Public
Instruction

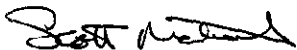
December 20, 1988

Tom or Sue Lindsey
P.O. Box 355
Lucile, ID 83542

SUBJECT: Proposed Underground operation

I an receipt of your reply to my letter of December 6, 1988 and understand that you will be developing an underground operation. Since the Department of Lands is not involved with such operations, you will not need any permits from our office.

Thank you for the information concerning your operation. If you have any question, feel free to write to me at the above address or telephone 334-3610.



SCOTT H. NICHOLS
Mined-Land Reclamationist

lh

MICROFILMED

MAR 16 1990

SPECIAL NOTE: _____

PROTEST INFORMATION SHEET

Protestant - Name(s)

Withdrawn

 United States Dept. of the Interior

 Bureau of Land Management

 ATTN: Lanny O. Wilson, Area Manager

 Address Cottonwood Resource Area Office

 Route 3 Box 181

 Cottonwood, ID 83522

Attorney - Name & Address _____

Date Filed 12-5-88 Protest Date 12-27-88

Issues _____

Applicant - Attorney - Name & Address _____

Dates: _____

Acknowledgement letters: _____

Hearing Notice: _____

Hearing Date: _____

Other: _____

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MAR 16 1990

Protest Information submitted in Computer (following hearing): _____



State of Idaho
DEPARTMENT OF WATER RESOURCES
WESTERN REGION, 2735 Airport Way, Boise, Idaho 83705 • (208) 334-2190

CECIL D. ANDRUS
Governor

R. KEITH HIGGINSON
Director

January 4, 1988

Tom and/or Sue Lindsey
Box 355
Lucile, ID 83542

Re: Application for Permit No. 79-07194

Dear Applicant(s):

Enclosed is a copy of a protest(s) filed against the issuance of a permit pursuant to the above-referenced application. The Department suggests you contact the protestant(s) and attempt to resolve the protest(s).

If this office has not been advised within twenty (20) days that the protest(s) has been resolved, the matter will be scheduled for conference. At such a conference, the following are the principle items the Department can consider in reviewing the application for permit (Section 42-203, Idaho Code):

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

If this office can be of further assistance, please contact us.

Sincerely,

DAVID R. TUTHILL, JR., P.E.
Manager, Western Regional Office

RECORDED

MAR 10 1988



CECIL D. ANDRUS
Governor

State of Idaho
DEPARTMENT OF WATER RESOURCES
WESTERN REGION, 2735 Airport Way, Boise, Idaho 83705 • (208) 334-2190

R. KEITH HIGGINSON
Director

January 4, 1989

United States Department of the Interior
Bureau of Land Management
Attn: Lanny O. Wilson, Area Manager
Cottonwood Resource Area Office
Rt. 3, Box 181
Cottonwood, ID 83522

Re: Application for Permit No. 79-07194, in the Name of Tom &/or Sue Lindsey

Dear Protestants:

This office acknowledges receipt of your protest to the issuance of a permit pursuant to the above referenced application(s). The Department suggests you contact the applicant(s) directly in an effort to determine what is proposed by the application(s) and to attempt to resolve the protest.

If this office has not been advised within twenty (20) days that the protest has been resolved, the matter will be scheduled for conference and/or hearing. At such a conference and/or hearing, the following are the principle items the Department can consider in either approving or denying an application or permit (Section 42-1203, Idaho Code):

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

If this office can be of further assistance, please contact us.

Sincerely,

David R. Tuthill

DAVID R. TUTHILL, JR., P. E.
Manager, Western Regional Office

MICROFILMED

MAR 10 1989



United States Department of the Interior

BUREAU OF LAND MANAGEMENT
COTTONWOOD RESOURCE AREA OFFICE
ROUTE 3, BOX 181
COTTONWOOD, IDAHO 83522



IN REPLY REFER TO:
1791/7250(580)

December 1, 1988

Mr. David R. Tuthill, Jr., P.E.
Manager, Western Regional Office
Idaho Department of Water Resources
2735 Airport Way
Boise, ID 83705

RE: Application for Permit No. 79-07194

Dear Mr. Tuthill:

The Bureau of Land Management (BLM) would like to go on record as formally protesting Application for Permit No. 79-07194 filed by Tom and Sue Lindsey. The subject application is for diversion of 0.2 CFS from an unnamed spring near the town of Lucile, Idaho. We base our protest on the following information.

1. The applicant is required to obtain a right-of-way grant for such a development on BLM land. It is questionable whether we would grant such a right-of-way due to the concerns addressed here in items 2 and 3.
2. No surface spring is known to exist at the location described in the permit application.
3. The BLM holds active Water Right License No. 79-07146. This water right is for a developed spring about 400 feet west and down gradient of the proposed spring development site. We feel that the proposed development and diversion of 0.2 CFS of groundwater would significantly reduce, and may eliminate, the supply of water to the existing spring development.

It should be noted that the applicant dug an exploratory mining pit at the location described in the subject application. The mining pit intercepted groundwater approximately 25 feet below the ground surface. It is our opinion that this groundwater feeds the developed spring on which Water Right License No. 79-07146 was obtained. The mining pit has since been filled to ground level with native material.

Due to the facts presented above, we request the application be rejected in its entirety.

Thank you for providing us the opportunity to comment on this application.

Sincerely,

Larry O. Wilson
Larry O. Wilson
Area Manager

MICROFILMED

MAR 16 1990



State of Idaho
DEPARTMENT OF WATER RESOURCES
WESTERN REGION, 2735 Airport Way, Boise, Idaho 83705 • (208) 334-2190

CECIL D. ANDRUS
Governor

R. KEITH HIGGINSON
Director

December 5, 1988

Idaho Department of Lands
Bureau of Navigable Waters
Attn: Lance Nielsen
Statehouse Mail
Boise, ID 82702

Re: Application for Permit No. 79-07194, in the Name of Tom &/or Sue Lindsey

Dear Mr. Nielsen:

Enclosed is a copy(s) of the above-referenced application(s) for permit which may be of interest to your agency. Please review the application(s) and submit any comments you may have.

This office normally completes the processing of an application within a six-week period and is required to take final action shortly thereafter, however, if your agency desires to file a formal protest against the approval of this application(s), your written protest must be received in this office by December 27, 1988.

If you have any questions regarding the application, please contact this office.

Sincerely,

DAVID R. TUTHILL, JR., P. E.
Manager, Western Regional Office

DRT:jp

Enclosure(s):

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MAR 16 1990



CECIL D. ANDRUS
Governor

State of Idaho
DEPARTMENT OF WATER RESOURCES
WESTERN REGION, 2735 Airport Way, Boise, Idaho 83705 • (208) 334-2190

R. KEITH HIGGINSON
Director

December 5, 1988

Bureau of Land Management
Attn: Vincent S. Strobel
Idaho State Office
330 Americana Terrace
Boise, ID 83706

Re: Application for Permit No. 79-07194, in the Name of Tom &/or Sue Lindsey

Dear Mr. Strobel:

Enclosed is a copy(s) of the above-referenced application(s) for permit which may be of interest to your agency. Please review the application(s) and submit any comments you may have.

This office normally completes the processing of an application within a six-week period and is required to take final action shortly thereafter, however, if your agency desires to file a formal protest against the approval of this application(s), your written protest must be received in this office by December 5, 1988.

If you have any questions regarding the application, please contact this office.

Sincerely,

DAVID R. TUTHILL, JR., P. E.
Manager, Western Regional Office

DRT:jp

Enclosure(s):

MICROFILMED

MAR 16 1990



CECIL D. ANDRUS
Governor

State of Idaho

DEPARTMENT OF WATER RESOURCES

WESTERN REGION, 2735 Airport Way, Boise, Idaho 83705 • (208) 334-2190

R. KEITH HIGGINSON
Director

December 5, 1988

Idaho Dept. of Health & Welfare
Division of Environment
Att: Jon Wroten
Statehouse
Boise, ID 83720

Re: Application for Permit No. 79-07194, in the Name of Tom &/or Sue Lindsey

Dear Mr. Wroten:

Enclosed is a copy(s) of the above-referenced application(s) for permit which may be of interest to you. Please review the application(s) and submit any comments you may have.

This office normally completes the processing of an application within a six-week period and is required to take final action shortly thereafter, however, if your agency desires to file a formal protest against the approval of this application(s), your written protest must be received in this office by December 27, 1988.

If you have any questions regarding the application, please contact this office.

Sincerely,

DAVID R. TUTHILL, JR., P. E.
Manager, Western Regional Office

DRT:jp

Enclosure(s):

MICROFILMED

MAR 16 1990



State of Idaho
DEPARTMENT OF WATER RESOURCES
WESTERN REGION, 2735 Airport Way, Boise, Idaho 83705 • (208) 334-2190

CECIL D. ANDRUS
Governor

R. KEITH HIGGINSON
Director

December 5, 1988

Idaho Dept. of Health & Welfare
Division of Environment
Att: Jon Wroten
Statehouse
Boise, ID 83720

Re: Application for Permit No. 79-07194, in the Name of Tom &/or Sue Lindsey

Dear Mr. Wroten:

Enclosed is a copy(s) of the above-referenced application(s) for permit which may be of interest to you. Please review the application(s) and submit any comments you may have.

This office normally completes the processing of an application within a six-week period and is required to take final action shortly thereafter, however, if your agency desires to file a formal protest against the approval of this application(s), your written protest must be received in this office by December 27, 1988.

If you have any questions regarding the application, please contact this office.

Sincerely,

DAVID R. TUTHILL, JR., P. E.
Manager, Western Regional Office

DRT:jp

Enclosure(s):

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Western Region
2735 AIRPORT WAY

Boise, Idaho 83705
(208) 334-2190

NOVEMBER 30, 1988

Idaho County Free Press
P.O. Box 267
Grangeville, ID 83530

Dear Legal Dept.:

Enclosed you will find a legal notice which we wish to have published on the dates indicated (once a week for two consecutive weekly issues) in your newspaper. If you cannot publish the notice on the proposed dates, please contact us immediately.

An affidavit of publication must be submitted to the Department along with the publication bill. Your cooperation is appreciated.

Please send the affidavit of publication and publication billing to this office before DECEMBER 27, 1988.

Yours truly,

JUDY PENSE
Secretary

Encl.

MICROFILMED

MAR 16 1990

79-07194

LINDSEY, TOM
LINDSEY, SUE
P.O. BOX 355
LUCILE, ID 83542

Source: SPRING

Tributary: SINKS

Diversion Pt: SWSENW Sec 2 T 25N R 01E

Use: MINING (.200 CFS)
DOMESTIC (.040 CFS)

Date Filed: 7/22/1988

In: T25N R01E S02 SENW

MICROFILMED

MAR 16 1990



State of Idaho
DEPARTMENT OF WATER RESOURCES
WESTERN REGION, 2735 Airport Way, Boise, Idaho 83705 • (208) 334-2190

CECIL D. ANDRUS
Governor

R. KEITH HIGGINSON
Director

Tom and Sue Lindsey
Box 355
Lucile, ID. 83542

August 23, 1988

Re: Application for Permit

Dear Tom or Sue:

Enclosed is a partially completed and revised application for you to complete and return. Several questions occurred in reviewing the original one that you recently submitted. Please look at the following points before finishing the application.

- 1) item 3, point of diversion- you listed the SWSNW in Govt. Lot 8. Lot 8 is in the NESW, a different 40-acre tract. It sounds like the spring is the same as the one for 79-7137, which I examined last year. If so, the correct point is SWSNW. Please consult the copy of the topo map that I included.
- 2) item 4, water use- enter the period of use for mining (month/day to month/day). Also show the amount of domestic water. The maximum for one home is .04 cfs. If this home is the one covered in 79-7137 (your house with its yard and garden), then omit the domestic use because it is already covered under the existing water right and cannot and need not be duplicated by a new *right. If a different home is involved, note its location (in remarks) compared to your home. Also, enter the total cfs in item 5a; up to .20 cfs falls in the \$30 category.
- 3) item 9, place of use- the original application listed the place for mining and domestic use as Lot 8, SENW. Again, Lot 8 falls in the NESW. The spring, pumphouse and cistern, and your home are in the SENW. Show the correct place of use by using M for mining and D for domestic, if applicable.
- 4) item 11a, property at diversion- complete this question.
- 5) item 13, map and signature- locate the point of diversion and place of use on the topo attached to the application. Be sure to sign the form below the map.

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* 11/2/88 *sk*
appl. involves a new source so can include same home
covered w/ 79-07137, which was separate spring.

Your \$30 fee was received, and a receipt will be sent after you return the completed application. Please respond within 30 days to avoid complications in establishing a water right. Contact me if additional help may be provided.

Sincerely,

Steve Lester
Sr. Water Resource Agent

SL:s
Encl.

RECEIVED

MAR 16 1980

#1 Original Application, Revised appl.
based on responses to letter of 8/23/88
82. 11/2/88 79-
Ident. No. _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

1. Name of applicant Tom & Sue Lindsey Phone 628-3987
Post office address Box 355, Lucile, Id 83542
2. Source of water supply underground which is a tributary of Igness Salmon River
3. Location of point of diversion is SW $\frac{1}{4}$ of SE $\frac{1}{4}$ of NW $\frac{1}{4}$, Govt. Lot _____
Sec. 2 ^{Lot 8} Township 25N Range E B.M. Idaho County; additional
points of diversion if any: None
4. Water will be used for the following purposes:
Amount .20 for Domestic & Mining purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
5. Total quantity to be appropriated is (a) .20 cubic feet per second and/or (b) _____ acre feet per annum
6. Proposed diverting works:
 - a. Description of ditches, flumes, pumps, headgates, etc. 15" line to existing spring #79-2137 300ft long. Will operate a small placer operation on Sheep Gulch wedge mining claim.
 - b. Height of storage dam _____ feet; active reservoir capacity _____ acre-feet; total reservoir capacity _____ acre-feet; period of year when water will be diverted to storage: _____ to _____ inclusive.
 - c. Proposed well diameter is _____ inches; proposed depth of well is _____ feet.
 - d. Is ground water with a temperature of greater than 90°F being sought? NO
7. Time required for the completion of the works and application of the water to the proposed beneficial use is 2 years (minimum 1 year).

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MAR 16 1990

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. One
- Other; describe fully. Mining, Operation of a small placer operation, water to be used for sluice box, water will be replenished back to ground water through holding ponds

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.

TWP	RANGE	SEC.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTALS
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
25N	1E	2	<u>Lot 8</u>							<u>Mining</u>									2

Total number of acres to be irrigated 0

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

11. a. Who owns the property at the point of diversion? _____

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

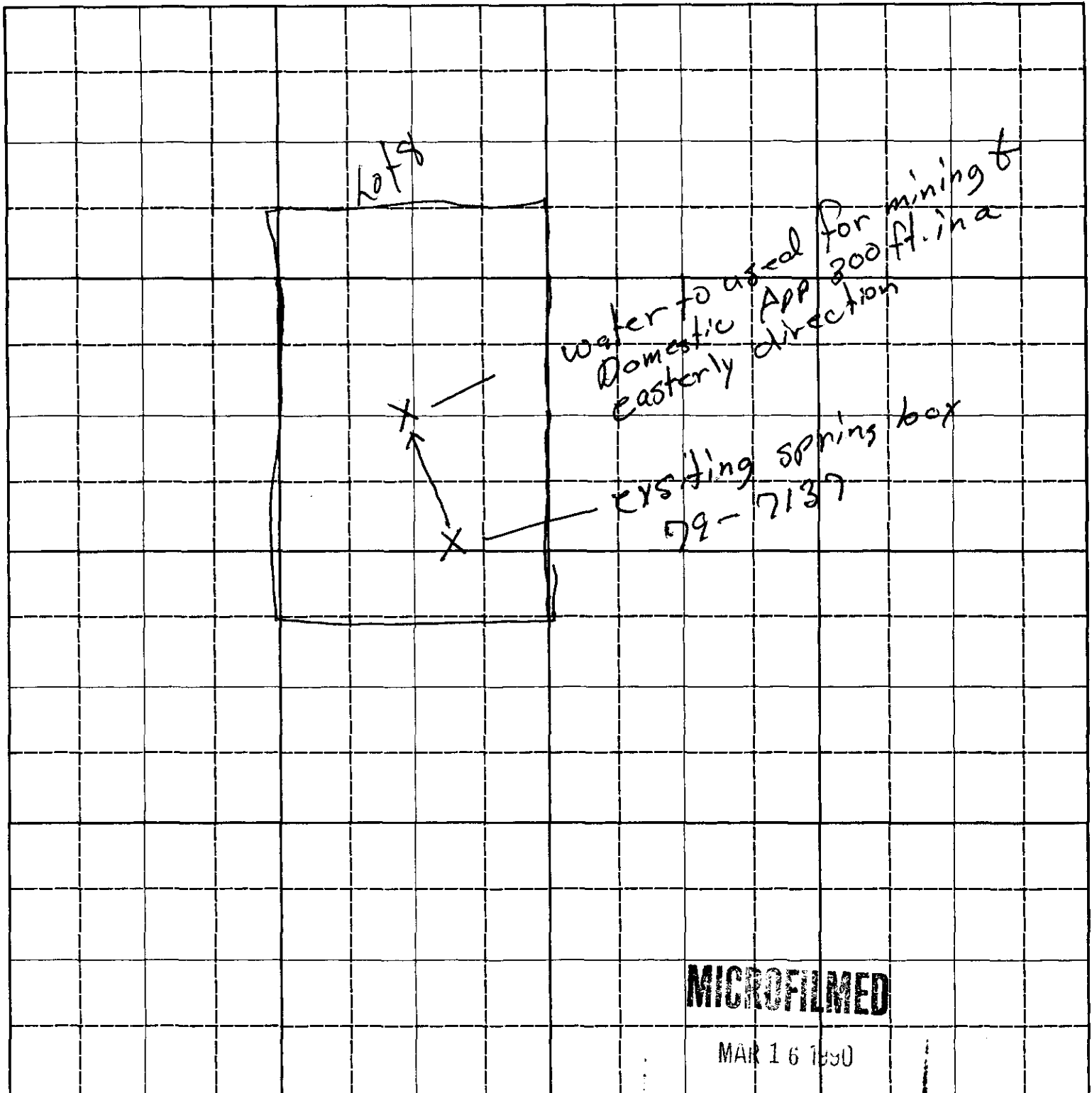
c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing. I hold a valid mining claim on said BLM. ground # 312022

12. Remarks: Excess water will be piped to existing Springbox # 79-7137. This water will be used to benefit my placer claim & domestic use.

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MAR 16 1990

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



Scale: 2 inches equal 1 mile.

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

Low Tudy

(Applicant)

Received by ML Date 7/22/88 Time 10:30 A.M. Preliminary check by _____

Fee \$ 30. Received by AP # W000523 Date 7/22/88

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:

RECORDED

MAR 10 1989

#2 Orig. Appl.

Form 202
6/85

Ident. No. _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

1. Name of applicant Tom and/or Sue Lindsey Phone 628-3987
Post office address Box 355 Lucile, Id. 83542
2. Source of water supply Spring which is a tributary of Sinks
3. Location of point of diversion is SW $\frac{1}{4}$ of SE $\frac{1}{4}$ of NW $\frac{1}{4}$, Govt. Lot 8
Sec. 2 Township 25N Range 16 B.M. Idaho County; additional
points of diversion if any: _____
4. Water will be used for the following purposes:
Amount 20 for Mining permanent purposes from permanent to discretion when worked (both dates inclusive)
(cfs or acre-feet per annum)
Amount 0 for Domestic purposes from 1/1 to 12/31 (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
5. Total quantity to be appropriated is (a) 0 cubic feet per second and/or (b) _____ acre feet per annum
6. Proposed diverting works:
a. Description of ditches, flumes, pumps, headgates, etc. 1 1/2" line to existing spring
(79-7137), 400' long. Small placer mining operation on Sheep gulch wedge
mining claim.
b. Height of storage dam _____ feet; active reservoir capacity _____ acre-feet; total
reservoir capacity _____ acre-feet; period of year when water will be diverted to storage:
_____ to _____ inclusive.
c. Proposed well diameter is _____ inches; proposed depth of well is _____ feet.
d. Is ground water with a temperature of greater than 90°F being sought? MAR 16 1990
7. Time required for the completion of the works and application of the water to the proposed beneficial use is
2 years (minimum 1 year).

point of diversion is 400 ft approx. from point of diversion of 79-7137
Easterly direction, (same underground water) 79-7137 is in lot 8th
according to the permit of 79-7137 if not I guess we can change it to a
different lot

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

- a. Hydropower; show total feet of head and proposed capacity in KW. _____
- b. Stockwatering; list number and kind of livestock. _____
- c. Municipal; show name of municipality. _____
- d. Domestic; show number of households. One
- e. Other; describe fully. mining (placer) via sluice box, water will go through holding pond before discharge.

9. Description of place of use:

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

TWP	RANGE	SEC.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTALS
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
25N	1E	2					M						M					M	
							NO						NO					2/3	

Total number of acres to be irrigated _____

10. Describe any other water rights used for the same purposes as described above. 79-7137 for domestic use in SWSSE, S-2.

11. a. Who owns the property at the point of diversion? BLM

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

c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing. mining claim on BLM ground (# 317077).

12. Remarks: Water will be piped to existing cistern associated with 79-7137. water when not being used by placer operation

APPROVED