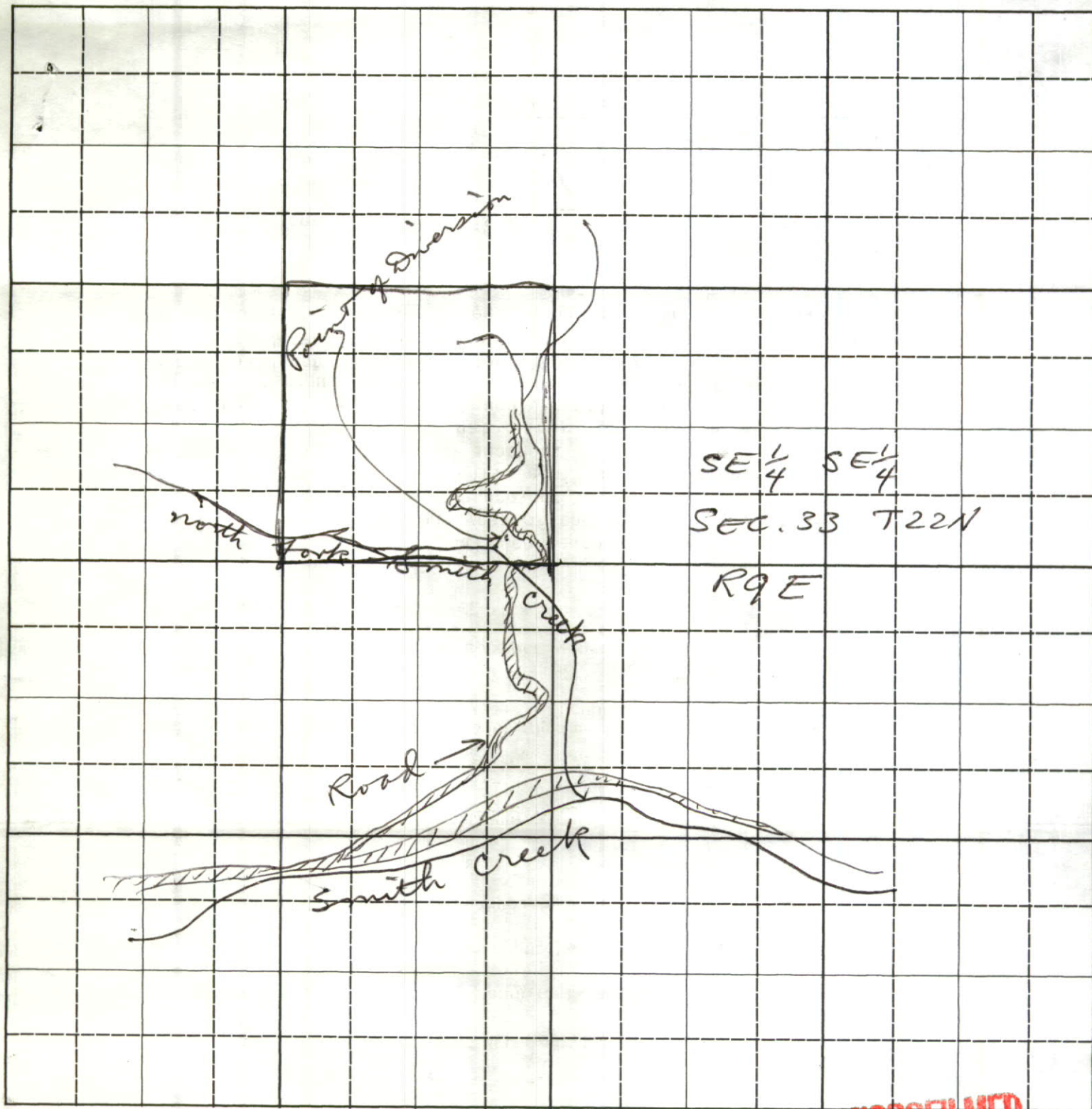


13. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



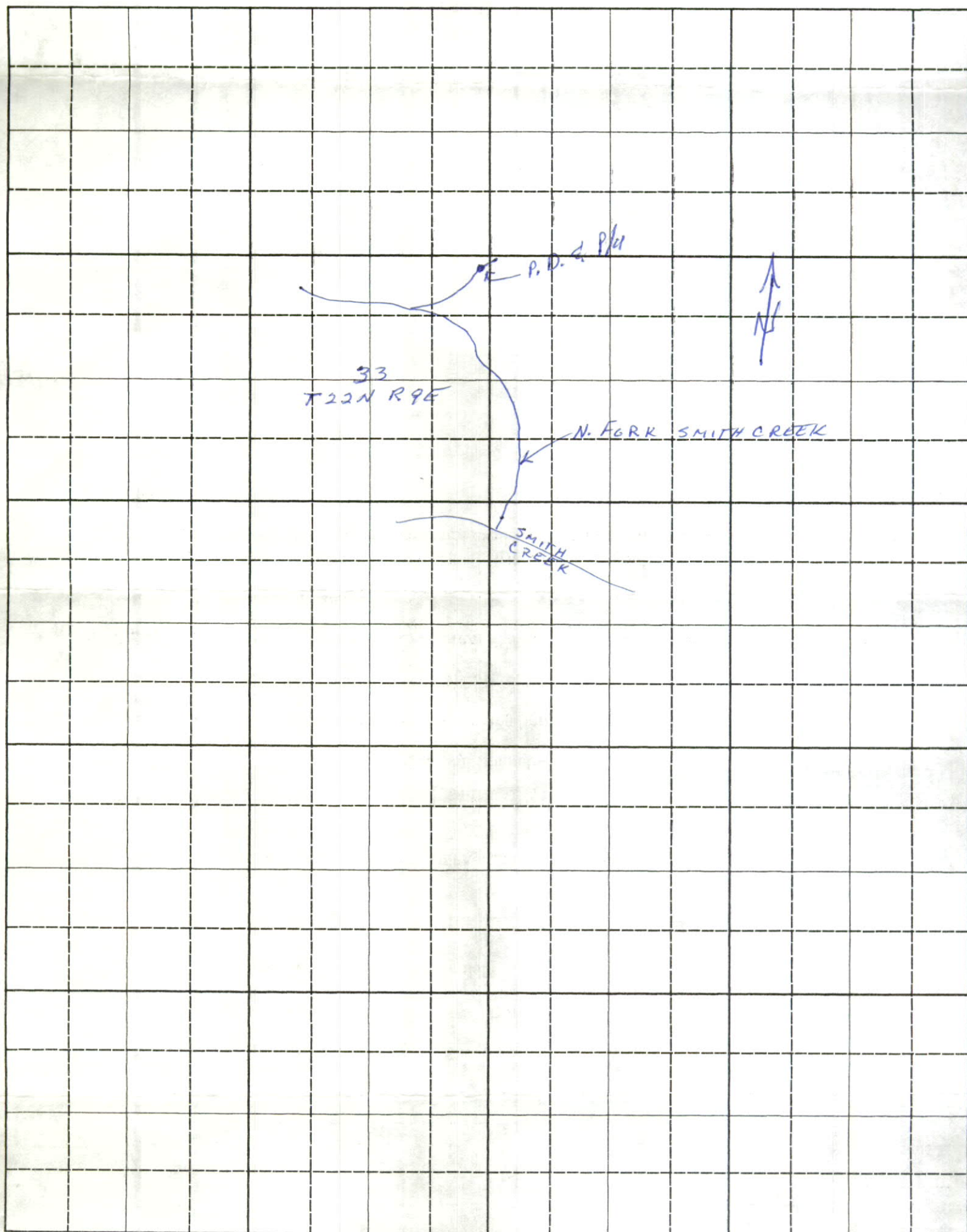
Scale: 2 inches equal 1 mile.

MICROFILMED

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.

Summit N. Boulton
(Applicant)

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



Scale: 2 inches equal 1 mile.

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

Ernest Routson
(Applicant)

MICROFILMED

RECEIVED
MAR 25 1993
Department of Water Resources

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

A. GENERAL INFORMATION

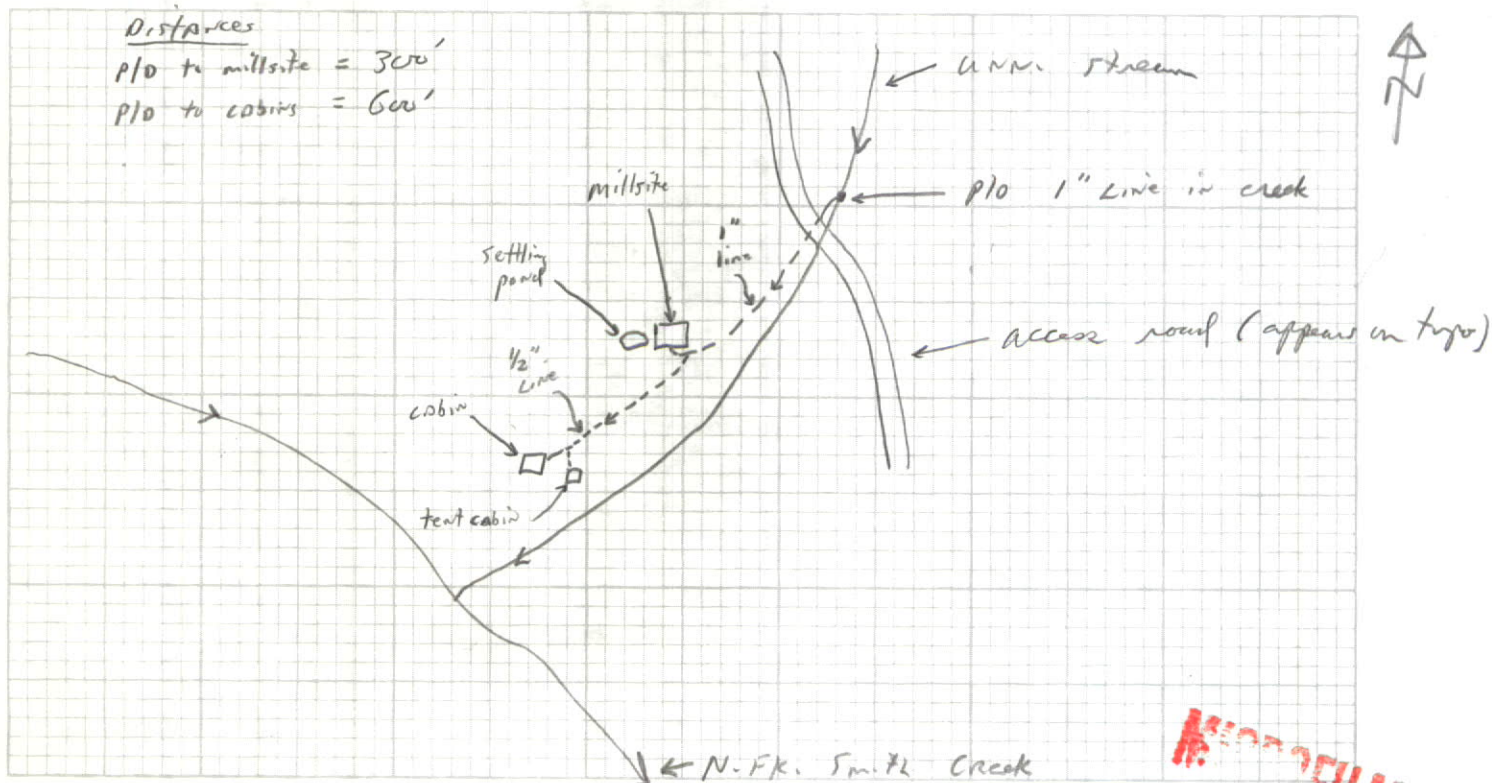
1. Owner: Heritage Mining Co E. Routsen Permit No. 77-07230
 Current Address: 90 Jerry's Lefty Tucker E 15308 Valleyway Veradale WA. 9903 Phone No. _____
 2. Accompanied by: Jerry Tucker EXAM. DATE: 8/3/91
 Address: Partner with Routsen in Heritage Mining Phone No. 509-928-7677
 Relationship to Permit Holder: _____
 3. Source: unnamed stream tributary to North Fork of Smith Creek

B. OVERLAP REVIEW

1. Other water rights with same place of use: NONE ☐ Copies Attached
 2. Other water rights with same point of diversion: _____ ☐ Copies Attached ☐ Copies of Field Exam's Attached

C. SYSTEM DESCRIPTION

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



Scale: 1" = NOT TO SCALE

2. ☒ Copy of U.S.G.S. Quadrangle Attached
 Showing location(s) of point(s) of diversion and place(s) of use (required). ☐ Aerial Photo Attached
 (required for irrigation of 10 acres or more).
☒ Photo of Diversion and System Attached
 (required for all but single household domestic groundwater, and stockwater).

RECEIVED
OCT 28 1993

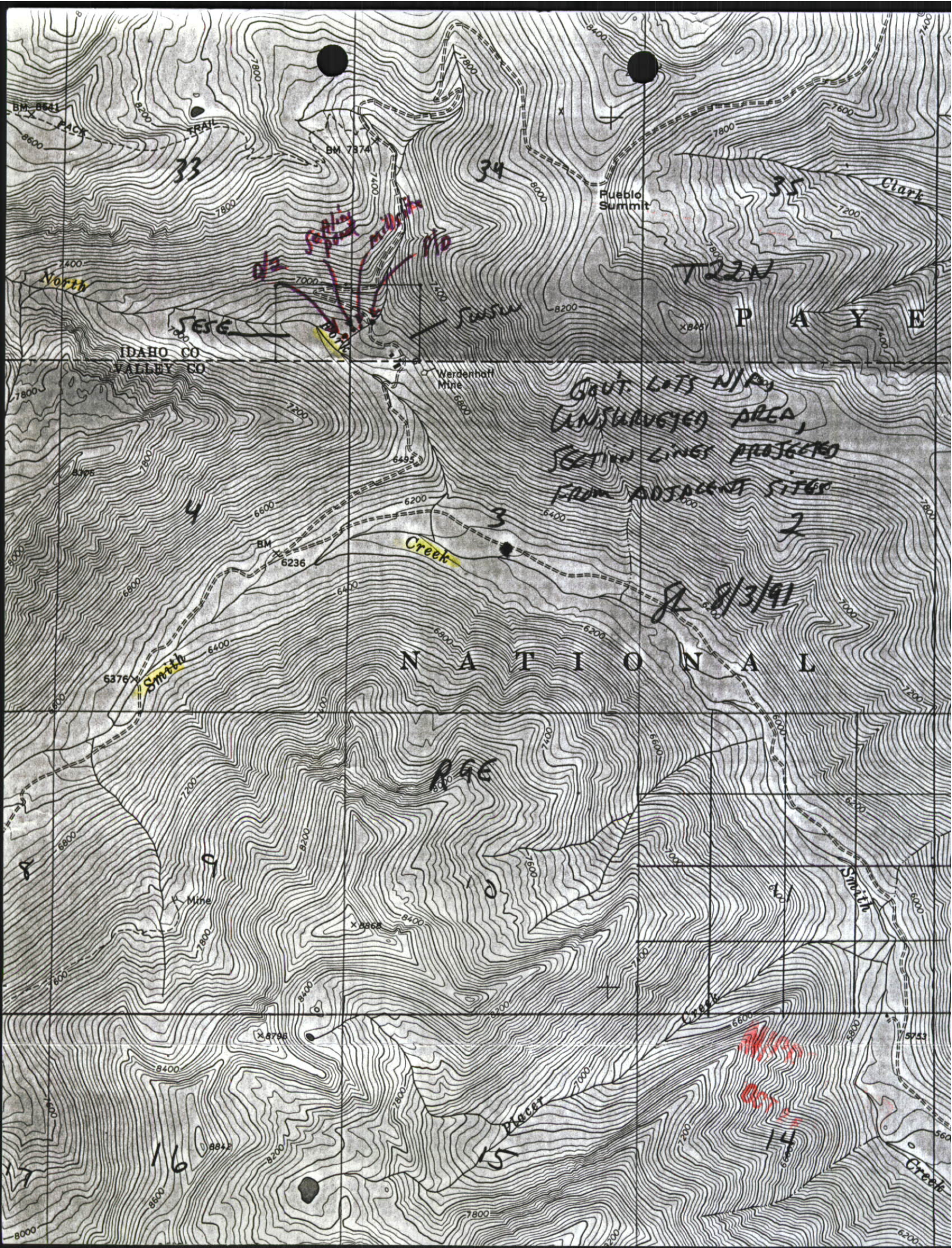




PHOTO ONE- Looking across stream, 1" black pvc line shown.
Flow →



PHOTO TWO- Milling site approx 300' SW of pld.
View is South.

OCT 28 1993



PHOTO THREE- settling pond just SW of mill site.



PHOTO FOUR- D/2 in SESE S. 33 New confluence of
Lynn stream & N. FK. Smith Cr.
View is SW.

OCT 28 1993

**NOTICE OF AMENDED
APPLICATION FOR PERMIT**

Notice is hereby given that Application No. 77-7230 in the name of Heritage Mining, c/o E. Routson, was filed on 2/28/85 for the diversion of .10 cfs from an Unnamed Stream tributary to Smith Creek, N. Fork, with a point of diversion within the NENE, Sec. 33 T.22N., R.9E, to be used for domestic (.08 cfs) and mining (.02 cfs) purposes from 7/1 to 10/15 within portions of the NENE, Sec. 33, T.22N., R.9E.

The applicant now proposes to amend the application by changing the point of diversion and place of use to the SESE, Sec. 33, T.22N., R.9E. and reduce the total quantity to be appropriated to .05 cfs. The water will be used for domestic (.01 cfs) and mining (.04 cfs) from 7/1 and 10/15 within portions of the NENE, Sec. 33, T.22N., R.9E.

Any protest against the approval of the proposed amendment must be filed with the Department of Water Resources, Statehouse, 450 W. State St., Boise, ID 83720 on or before December 16, 1985.

Ken Dunn, Director
Published The Idaho County Free Press 11/26 and 12/3/85.

N27-D4

AFFIDAVIT OF PUBLICATION

Charlotte Sotin being first duly sworn, says he is the Bookkeeper of the IDAHO COUNTY FREE PRESS, a weekly newspaper which is published and issued weekly at Grangeville, Idaho County, State of Idaho, and which 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 27th day of November, 19 85, and the last publication on the 4th day of December, 19 85; and 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 more than seventy-eight consecutive weeks prior to the first publication of said notice or advertisement.

Charlotte Sotin

Subscribed and sworn to before me this 4th day of December, 1985.

[Signature]

Notary Public
for State of Idaho, residing at Grangeville, Idaho.

RECEIVED
DEC 9 1985

Department of Water Resources
Western Regional Office

MICROFILMED

AFFIDAVIT OF PUBLICATION

Charlotte Sotin being first duly

sworn, says he is the Bookkeeper
of the IDAHO COUNTY FREE PRESS, a weekly newspaper which
is published and issued weekly at Grangeville, Idaho County,
State of Idaho, and which 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 27th day of March, 1985,
and the last publication on the 3rd day of
April, 1985; and 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 more than seventy-
eight consecutive weeks prior to the first publication of said
notice or advertisement.

Charlotte Sotin

Subscribed and sworn to before me this 4th day
of April, 1985.

[Signature], Notary Public
for State of Idaho, residing at Grangeville, Idaho.

NOTICE OF APPLICATION FOR WATER RIGHT

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

77-7230 ✓ SP

HERITAGE MINING

C-O E. ROUTSON, P.O. BOX 524,
HAYDEN LAKE, ID 83835

Source: UNNAMED STREAM trib.
to SMITH CREEK, NORTH FORK

Date Filed: 02-28-1985

Diversion Pt: NENE Sec 33 T 22N R
09E

Use: MINING (0.02 CFS) DOMES-
TIC (0.08 CFS)

In: NENE Sec 33 T 22N R 09E.

The permit(s) will be subject to all
prior water rights. Protests must be
filed with the Director, Dept. of
Water Resources, Western Region,
Statehouse, Boise, Idaho 83720 on or
before APRIL 15, 1985.

KEN DUNN, Dir.

Published 03-27 & 04-07-85.

M27A4

RECEIVED
APR 10 1985

Department of Water Resources
Western Regional Office

MICROFILMED

09/30/93

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 77-07230

Priority: February 28, 1985

Maximum Diversion Rate:

0.02 CFS

Maximum Diversion Volume:

4.2 AF

This is to certify, that HERITAGE MINING

C/O JERRY TUCKER

E 15308 VALLEYWAY

VERADALE WA 99037

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated February 28, 1985; and has submitted Proof of Beneficial Use on December 7, 1990. An examination indicates that the works have a diversion capacity of .020 cfs of water from:

UNNAMED STREAM

tributary to SMITH CREEK, NORTH FORK

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

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
MINING	01/01 to 12/31	0.02 CFS	3.0 AF
DOMESTIC	01/01 to 12/31	0.01 CFS	1.2 AF
	Totals	0.02 CFS	4.2 AF

LOCATION OF POINT(S) OF DIVERSION:

SWSW , Sec. 34, Township 22N, Range 09E
IDAHO County

PLACE OF USE: MINING

TWN RGE SEC

22N 09E 34 SWSW

PLACE OF USE: DOMESTIC

TWN RGE SEC

22N 09E 34
22N 09E 33 SESE

CONDITIONS/REMARKS:

1. The maximum diversion volume is defined as the maximum allowable volume of water that may be diverted annually from the source under this right. The use of water confirmed by this right is limited to the amount which can actually be beneficially used. The maximum diversion volume may be adjusted to more accurately describe the beneficial use or to implement accepted standards of diversion and use efficiency.
2. This water right is appurtenant to the described place of use.
3. This right is subject to all prior water rights and may be forfeited by five years of non-use.
4. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
5. The issuance of this right in no way grants any right-of-way or easement across the land of another.

OCT 8 1993

State of Idaho
Department of Water Resources

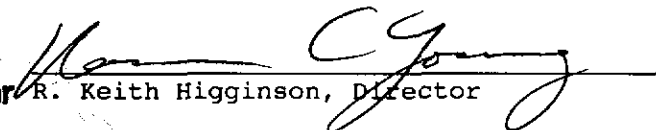
WATER RIGHT LICENSE

WATER RIGHT NO. 77-07230

CONDITIONS/REMARKS:

6. When water used under this right is discharged into the natural channel, settling ponds must be maintained which are capable of reducing the silt load to such a level that the quality of water will not be impaired for other beneficial uses.
7. Water used under this right if discharged into a natural channel or subsurface system shall meet Idaho Water Quality Standards.
8. Mining use is for a gold milling operation.
9. Domestic use is for 2 cabins.

This license is issued pursuant to the provisions of Section 42-219, Idaho Code. Witness the seal and signature of the Director, affixed at Boise, this 1st day of OCTOBER, 1993.

Acting for  R. Keith Higginson, Director

OCT 28 1993

APPROVED

State of Idaho
Department of Water Resources

RECEIVED

SEP 27 1993

Department of Water Resources

APPLICATION FOR AMENDMENT
(For Licensing Purposes)
WATER RIGHT NO. 77-07230

Date of Priority: February 28, 1985

Maximum Diversion Rate:
Maximum Diversion Volume:

0.02 CFS
4.2 AF

Comes now

HERITAGE MINING

C/O JERRY TUCKER
E 15308 VALLEYWAY
VERADALE WA 99037

and represents to the Director of the

Idaho Department of Water Resources:

That he is the owner and holder of Permit to appropriate the Public Waters of the State of Idaho No. 77-07230, and requests that the permit be changed as follows:

Source: UNNAMED STREAM

tributary to SMITH CREEK, NORTH FORK

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
MINING	01/01 to 12/31	0.02 CFS	3.0 AF
DOMESTIC	01/01 to 12/31	0.01 CFS	1.2 AF
	Totals	0.02 CFS	4.2 AF

LOCATION OF POINT(S) OF DIVERSION:

SWSW , Sec. 34, Township 22N, Range 09E
IDAHO County

PLACE OF USE: MINING
TWN RGE SEC

22N 09E 34 SWSW

PLACE OF USE: DOMESTIC
TWN RGE SEC

22N 09E 34
22N 09E 33 SESE

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

Signed at Missoula, this 23 day of Sept, 1993.

Jerry H. Tucker
(Signature)

RECEIVED

OCT 8 1993

State of Idaho
Department of Water Resources

APPLICATION FOR AMENDMENT
(For Licensing Purposes)
WATER RIGHT NO. 77-07230

FOR DEPARTMENT USE ONLY

Preliminary check by BC Fee = \$20⁰⁰ Received by J.V. # C028669 Date 9-27-93

ACTION OF THE DEPARTMENT OF WATER RESOURCES

I, R. Keith Higginson, of the Department of Water Resources hereby approve the above Application for Amendment for Permit No. 77-07230 with the following;

CONDITIONS/REMARKS:

1. The maximum diversion volume is defined as the maximum allowable volume of water that may be diverted annually from the source under this right. The use of water confirmed by this right is limited to the amount which can actually be beneficially used. The maximum diversion volume may be adjusted to more accurately describe the beneficial use or to implement accepted standards of diversion and use efficiency.
2. This water right is appurtenant to the described place of use.
3. This right is subject to all prior water rights and may be forfeited by five years of non-use.
4. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
5. The issuance of this right in no way grants any right-of-way or easement across the land of another.
6. When water used under this right is discharged into the natural channel, settling ponds must be maintained which are capable of reducing the silt load to such a level that the quality of water will not be impaired for other beneficial uses.
7. Water used under this right if discharged into a natural channel or subsurface system shall meet Idaho Water Quality Standards.
8. Mining use is for a gold milling operation.
9. Domestic use is for 2 cabins.

Witness my hand this 1st day of OCTOBER, 1993.

Acting for R. Keith Higginson, Director
[Signature]
RECEIVED

OCT 28 1993

RECEIVED
DEC 07 1990

STATE OF IDAHO

For Office Use Only

Amt. of Fee \$50.00

Date 12/7/90

Receipt No. 0018086

Received by J. L. [Signature]

Department of Water Resources

DEPARTMENT OF WATER RESOURCES

PROOF OF BENEFICIAL USE

The Idaho Department of Water Resources will consider this form as a statement that the permit holder(s) has/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. 77-7230 Telephone No. _____

2. Name(s) of Permit Holder(s): Heritage Mining, c/o Jerry and Letty Tucker

3. Post Office Address: E 15308 Valleyway, Veradale, WA 99037 (Winter Address)

4. Source of Water: unnamed stream

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

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

5. Extent of Use:

Domestic 2 (No. of households)

Irrigation _____ (No. of acres)

Stockwater _____ (No. and type of stock)

Other mining _____

6. Total rate and/or volume for which proof is submitted .05 cfs _____ acre/feet

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

Measuring device: Required? ___ Yes ___ No Installed? ___ Yes ___ No

OR

Flow Measurement Port: Required? ___ Yes ___ No Installed? ___ Yes ___ No

8. Fee Enclosed: \$ 50 (See License Examination Fee Schedule)

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

Jerry Tucker (Summer address)

contact Arnold's Aviation

Name

Telephone No.

Air Star Route, Big Creek, Cascade, ID 83611

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.

12-7-90

Date

[Signature]
Signature (and title if on behalf of a company or organization)

JAN 30 1991

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

-AMENDED-

APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

-AMENDED-
APPROVED

1. Name of applicant Heritage Mining c/o E. Routson Phone 765-3096
Post office address Box 524, Hayden Lake, ID 83835
2. Source of water supply unnamed stream which is a tributary of Smith Ck, N. Fork
3. Location of point of diversion is SE NE $\frac{1}{4}$ of SE NE $\frac{1}{4}$ of See attached letter $\frac{1}{4}$ of Govt. Lot
Sec. 33 Township 22N Range 9E B.M. Idaho County; additional
points of diversion if any: _____
4. Water will be used for the following purposes:
Amount 0.01 for domestic purposes from Jan. 1 to Dec. 31 (both dates inclusive)
(cfs or acre-feet per annum)
Amount 0.04 for mining purposes from Jan. 1 to Dec. 31 (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
5. Total quantity to be appropriated is (a) 0.05 and/or (b) _____
cubic feet per second acre feet per annum
6. Proposed diverting works:
 - a. Description of ditches, flumes, pumps, headgates, etc. Gravity flow pipe from stream to
100 gallon holding tank then gravity flow to place of use
 - 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
5 years (minimum 1 year).

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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. two
- e. Other; describe fully. Mining; processing of ore over concentration table

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.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
22N	9E	33	D															D	
22N	9E	33	X															X	

Total number of acres to be irrigated _____

10. Describe any other water rights used for the same purposes as described above. None

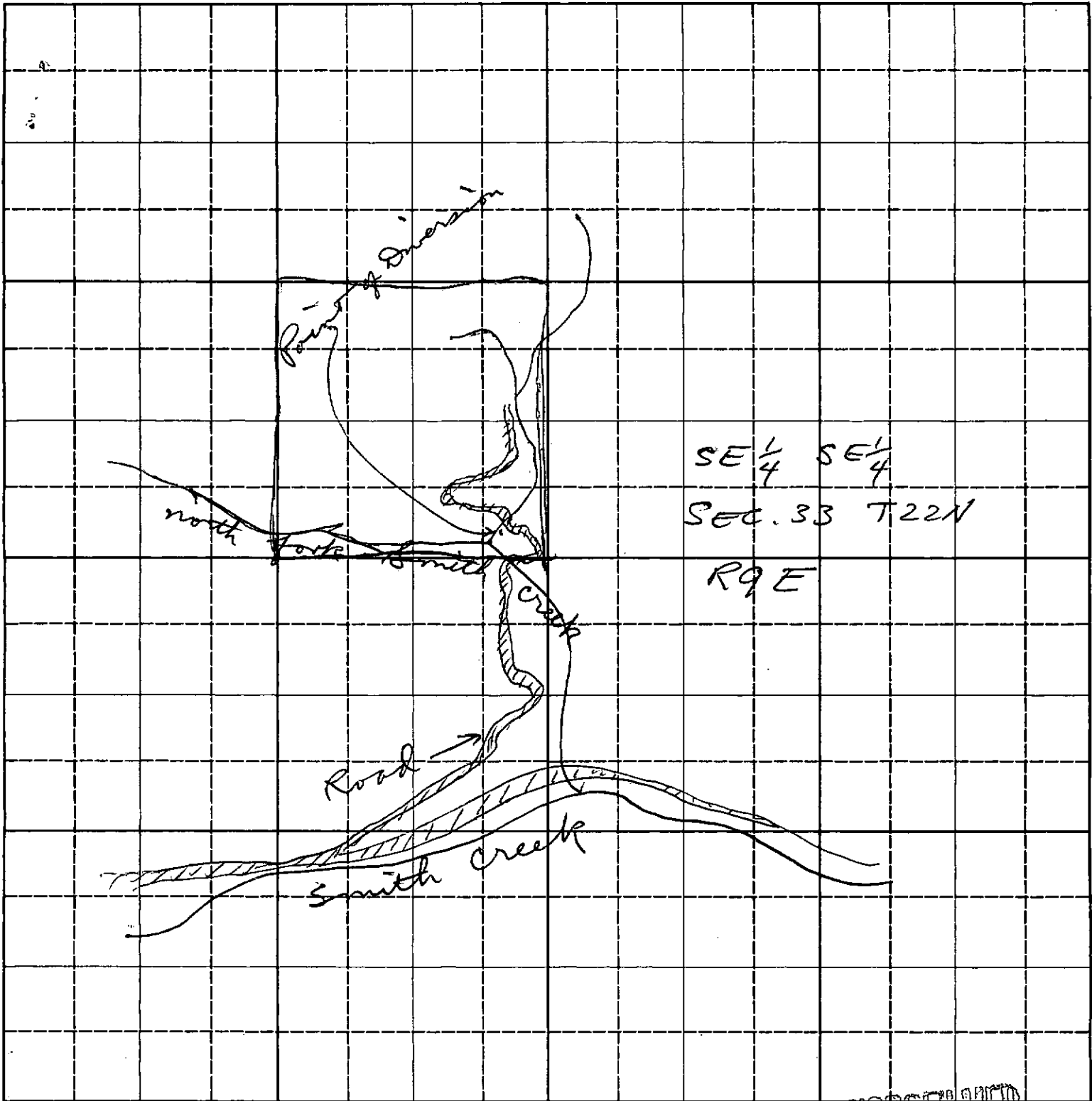
11. a. Who owns the property at the point of diversion? USFS

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

c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing. IMC #7157 recorded in Idaho County Courthouse

12. Remarks: Currently working with Pete Walker, USFS Ranger, to determine plans for operation.

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.

Summit N. Boulton
(Applicant)

MICROFILMED

Received by mm Date 11-4-85 Time 10:00 am Proposed Priority 10/8/85 Preliminary check by 625
 (readvertisement)
 Fee \$ 20.00 Received by JP # 36176 Date 11/5/85
 Publication prepared by 38 Date 11/20/85 Published in Idaho County Press
Drum 11/26 & 12/2/85
 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. 77-7230, and said application is hereby APPROVED.

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

- a. SUBJECT TO ALL PRIOR WATER RIGHTS.
- b. Proof of construction of works and application of water to beneficial use shall be submitted on or before January 1, 1991.
- 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: 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.
 The issuance of this permit in no way grants any right-of-way or easement across the land of another.
 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.
 Water used under this permit if discharged into a natural channel or subsurface system shall meet Idaho Water Quality Standards.

Witness my hand this 24th day of January, 1986.

J. Glen Saxton
 Chief, Operations Bureau

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

RECEIVED
FEB 28 1985

To appropriate the public waters of the State of Idaho

1. Name of applicant Heritage Mining Phone 765-3096
910 E. Routson
Post office address Box 524, Hayden, Lake 83835

2. Source of water supply Unnamed Stream which is a tributary of Smith Rk, N. Fork

3. Location of point of diversion is NE $\frac{1}{4}$ of NE $\frac{1}{4}$ of Section 33 Township 22 N

Range 9E B.M. IDAHO County, additional points of diversion if any: _____

4. Water will be used for the following purposes:

Amount 0.08 for DOMESTIC purposes from 7-1 to 10-15 (both dates inclusive)
(cfs or acre-feet per annum)

Amount 0.02 for MINING purposes from 7-1 to 10-15 (both dates inclusive)
(cfs or acre-feet per annum)

Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)

Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)

5. Total quantity to be appropriated:

a. 0.10 cubic feet per second and/or b. _____ acre-feet per annum.

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. GRAVITY FLOW PIPE FROM
STREAM TO 100 gal Holding Tank then gravity flow to
PLACE OF USE

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

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

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

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

use is 5 years (minimum 1 year - maximum 5 years).

8. Description of proposed uses:

a. If water is not for irrigation:

(1) Give the place of use of water: NE $\frac{1}{4}$ of NE $\frac{1}{4}$ of Section 33 Township 22 N
Range 9E B.M.

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

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

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

(5) If water is to be used for other purposes describe: PROCESSING OF ORE OVER
CONCENTRATION TABLE

APPROVED FOR RELEASE
2000-05-01

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

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

Total number of acres to be irrigated _____

c. Describe any other water rights used for the same purposes as described above. NONE

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

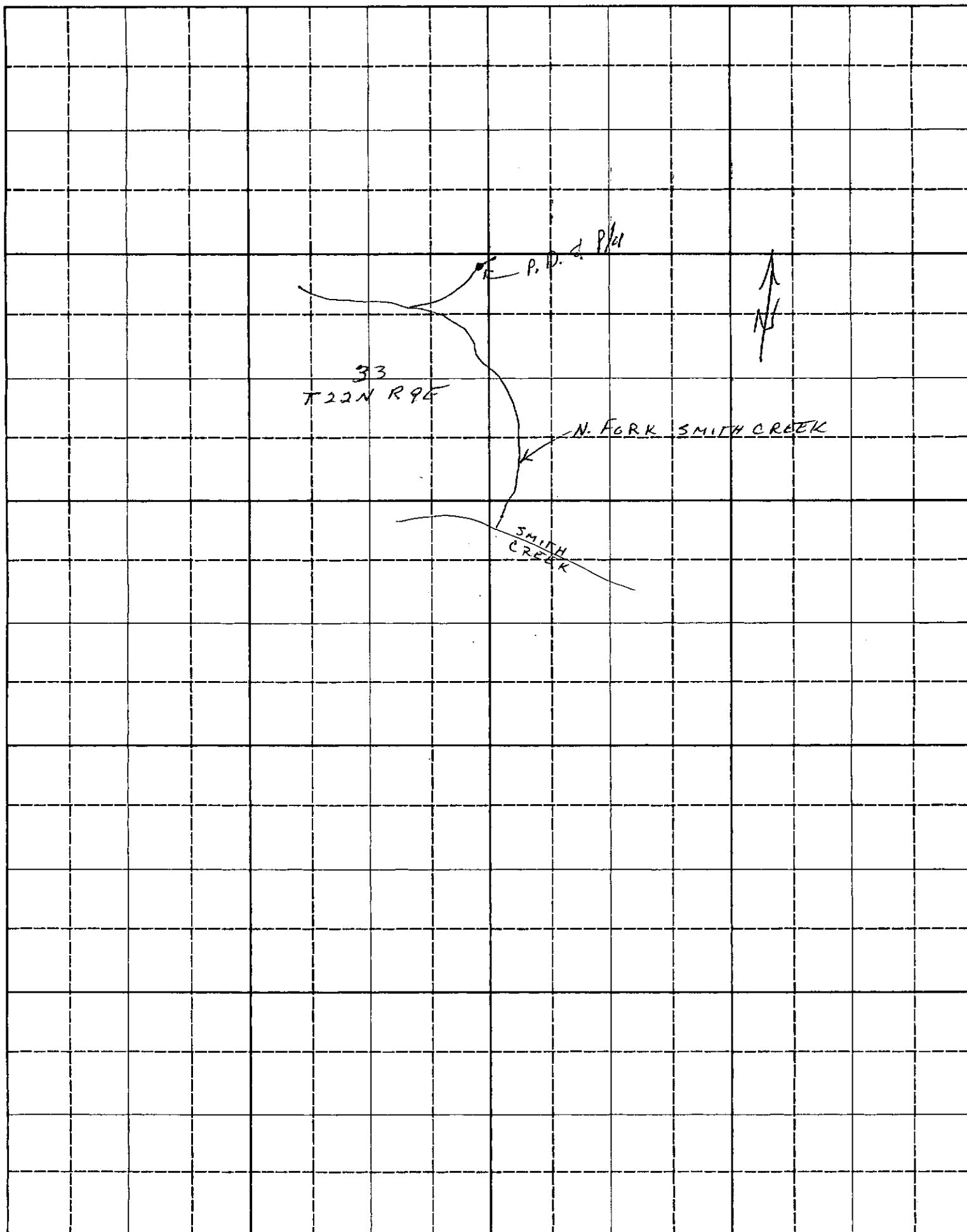
b. Who owns the land to be irrigated or place of use USFS

c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing IMC # 7157 RECORDED IN IDAHO COUNTY COURT HOUSE

10. Remarks CURRENTLY WORKING WITH PETE WALKER USFS

RANGER TO DETERMINE PLANS FOR OPERATION

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



Scale: 2 inches equal 1 mile.

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

Ernest Routson
(Applicant)

MICROFILMED

MICROFILMED

Received by SL Date 2-28-85 Time 10:30 A.M.
9:17 am
 Preliminary check by 6/5 Fee \$ 30.00 # 36020
 Receipted by JP Date 2/27/85
 Publication prepared by JP Date 3/14/85
 Published in Idaho Country News News
 Publication dates 3/27 & 4/7/85 11/26 & 11/3/85
 Publication approved JP Date 4/10/85
 Protests filed by: J. S. Tixier, Regional Forester, U. S. Dept. of
Agri., Forest Service
 Copies of protests forwarded by JP
 Hearing held by _____ Date _____
 Recommended for approval denial by _____

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

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

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

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

MEMORANDUM

DATE: October 26, 1993
TO: File 77-07230
FROM: Donna Corless
SUBJECT: Returned Mail

=====

Mail addressed to Heritage Mining at E 15308 Valleyway, Veradale,
WA 99037, on October 7, 1993, was returned by the U.S.
Post Office as Undeliverable as Addressed - Forwarding Order Expired.

A call to Arnold's Aviation, listed as Jerry Tucker's summer
address revealed that the current address is as follows:

Heritage Mining
c/o Jerry Tucker
S 219 Sullivan Apt. 14
Veradale, WA 99037

MICROFILMED

OCT 28 1993



State of Idaho
DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000
Phone: (208) 327-7900 FAX: (208) 327-7866

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

October 7, 1993

HERITAGE MINING
C/O JERRY TUCKER
E 15308 VALLEYWAY
VERADALE WA 99037

RE: WATER RIGHT NO. 77-07230

Dear Water Right Holder(s):

Enclosed herewith is a copy of the Water Right License issued on the above referenced permit along with a copy of your approved application for amendment.

Should you have any questions regarding these documents, please feel free to contact this office.

Sincerely,

A handwritten signature in dark ink, appearing to read 'Jim Johnson', with a long horizontal line extending to the right.

JIM JOHNSON
Water Rights Supervisor

JJ:dc

Enclosures

RECEIVED

OCT 28 1993



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

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

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

September 15, 1993

HERITAGE MINING
C/O JERRY TUCKER
AIR STAR ROUTE - BIG CREEK
CASCADE ID 83611

RE: WATER RIGHT NO. 77-07230

Dear Water Right Holder(s):

The above referenced water right is in process of being licensed. However, before a license can be issued, your permit must be amended to correspond with the findings of the Department's field examiner.

The enclosed application for amendment contains information that will be included on the license when it is issued. Please review carefully and if you concur, sign the amendment and return with the \$20.00 filing fee within 14 days.

If you do not concur with these findings or if you have any questions, please contact me within the 14 day-period.

Sincerely,

A handwritten signature in cursive script that reads "Brenda Chapman".

BRENDA CHAPMAN
Water Resource Agent

JJ:dc

Enclosure

RECORDED

OCT 28 1993



State of Idaho
DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000
Phone: (208) 327-7900 FAX: (208) 327-7866

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

August 3, 1993

HERITAGE MINING
C/O JERRY TUCKER
E 15308 VALLEYWAY
VERADALE WA 99037

RE: WATER RIGHT NO. 77-07230

Dear Water Right Holder(s):

The above referenced water right is in the process of being licensed. However, before a license can be issued, your permit must be amended to correspond with the findings of the Department's field examiner.

The enclosed application for amendment contains information that will be included on the license when it is issued. Please review carefully and if you concur, sign the amendment and return with the \$20.00 filing fee within 15 days.

If you do not concur with these findings or if you have any questions, please contact me within the 15-day period.

Sincerely,

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

JIM JOHNSON
Water Rights Supervisor

JJ:dc

Enclosure

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OCT 28 1993

WR0749NP
No. L77-07230

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

DATE: 07/30/93
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	HERITAGE MINING	02/28/1985	MINING	01-01 12-31	0.02 CFS	3.0 AFA
	C/O JERRY TUCKER		DOMESTIC	01-01 12-31	0.01 CFS	1.2 AFA
	E 15308 VALLEYWAY					
	VERADALE WA 99037					
				TOTAL DIVERSION:	0.02 CFS	4.2 AFA

Water Source: UNNAMED STREAM

Tributary to: SMITH CREEK, NORTH FORK

Stage: LICENSE

Point(s) of Diversion Capacity: 0.02 CFS

Point(s) of Diversion: T22N R09E S34 SW SW

Place of use Legal Description for: MINING

NE				NW				SW				SE											
T	R	S		NENE	NWNE	SWNE	SENE	:	NENW	NWNW	SWNW	SENW	:	NESW	NWSW	SWSW	SESW	:	NESE	NWSE	SWSE	SESE	:
				Lt	Ac	Lt	Ac		Lt	Ac	Lt	Ac		Lt	Ac	Lt	Ac		Lt	Ac	Lt	Ac	
22N	09E	34	:					:					:					:					:

Place of use Legal Description for: DOMESTIC

NE				NW				SW				SE											
T	R	S		NENE	NWNE	SWNE	SENE	:	NENW	NWNW	SWNW	SENW	:	NESW	NWSW	SWSW	SESW	:	NESE	NWSE	SWSE	SESE	:
				Lt	Ac	Lt	Ac		Lt	Ac	Lt	Ac		Lt	Ac	Lt	Ac		Lt	Ac	Lt	Ac	
22N	09E	33	:					:					:					:					:

Pou County: IDAHO

Conditions of Approval:

- 004 - The issuance of this right in no way grants any right-of-way or easement across the land of another.
- R06 - When water used under this right is discharged into the natural channel, settling ponds must be maintained which are capable of reducing the silt load to such a level that the quality of water will not be impaired for other beneficial uses.
- 09E - Water used under this right if discharged into a natural channel or subsurface system shall meet Idaho Water Quality Standards.

Remarks: Mining use is for a gold milling operation.
Domestic use is for 2 cabins.

Dates:	App. Received:	02/28/1985	Priority Date:	02/28/1985
	Proof Due Date:	01/01/1991	Proof Made Date:	12/07/1990
	Exam Made Date:	08/03/1991	Exam Sent to S.O.:	03/24/1993
	Licensed Date:			

Misc: Water District Number: Field Exam Fee: R (Received)

Audit: 07/30/93 CHAPMAN

LICENSE REVIEW CHECKLIST

Permit # 77-7230

Date 7-30-93

Brenda Chapman

NAME	Yes ☐ No ☒	Or Address Change?
PRIORITY DATE	☐ ☒ Advance? ☐ Memo to Advance ☐	☐ ☒ Order to Reinstate Needed?
SOURCE	☐ ☒ Changes? Clarification of Originally Intended source	☐ ☒ Notice of Intent to Void - Source change.
P/D	☒ ☐ Amendment Needed? <u>CHANGE to SWSW of SEC 34</u>	☐ ☒ Is Overlap Analysis a Consideration?
P/U	☒ ☐ Amendment Needed? <u>ADDITIONAL IN SWSW SEC 34</u>	☐ ☒ Is Overlap Analysis a Consideration?
TOTAL CFS	☐ ☒ Incorrect Fee for rate recommended?	☐ ☒ Disagree/Measurement <u>5 GAL = .02 CFS</u>
	☐ ☒ Pumping Theoretical $(8.8) \times (.70) \times ()$	☐ ☒ $() + [2.31 \times ()]$
	☐ ☒ System Capacity <u>.02</u>	☐ ☒ Allowable Amount: <u>DOMESTIC @ .01 Mining @ .02</u>
TOTAL VOLUME	Rate/ac ☐ AFA ☐ Irr. Season ☐	Standard Irr. Season ☐
6 months		Season Recommended
$.02 \times 182 \text{ days} \times 1.9835$	☒ Disagree with Examiner's Calculations?	
10 hrs per day	☒ <u>Internal domestic = .6 x 2 = 1.2 Mining = 3.0</u>	
$.41 \times 7.21 = 3 \text{ at}$	☒ Flow limit: $.02 \times 365 \times 1.9835 = 14.5/7.21$	
USES	☒ Change(s) in Nature of Use?	
	☒ Amendment Needed?	
REMARKS	☒ Multiple P/Ds in 1/4 1/4?	
	☒ Non-Irr. Uses <u>DOMESTIC & MINING</u>	
	☒ Special Overlap Condition	
	☒ Other	
CONDITIONS	☒ Measuring Devices	☒ Dates/Misc
	☒ W/Master Control	☒ Water Dist
	☒ Irrigation Overlap	☒ App Rec'd
<u>ROL</u>	☒ Water Quality	☒ Exam Made
COMMENTS:	<u>AMEND P/D and P/U ; REDUCE RATE</u>	

RECOMMENDED

CFS

VOL

Irrigation
Domestic
Stockwater
mining

.01
.02

1.2
3.0

LICENSE

AMEND

☒

RECEIVED
MAR 25 1993

Department of Water Resources

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

BENEFICIAL USE FIELD REPORT

A. GENERAL INFORMATION

Permit No. 77-07230
Phone No. _____
EXAM. DATE: 8/3/91
Phone No. 509-928-7677

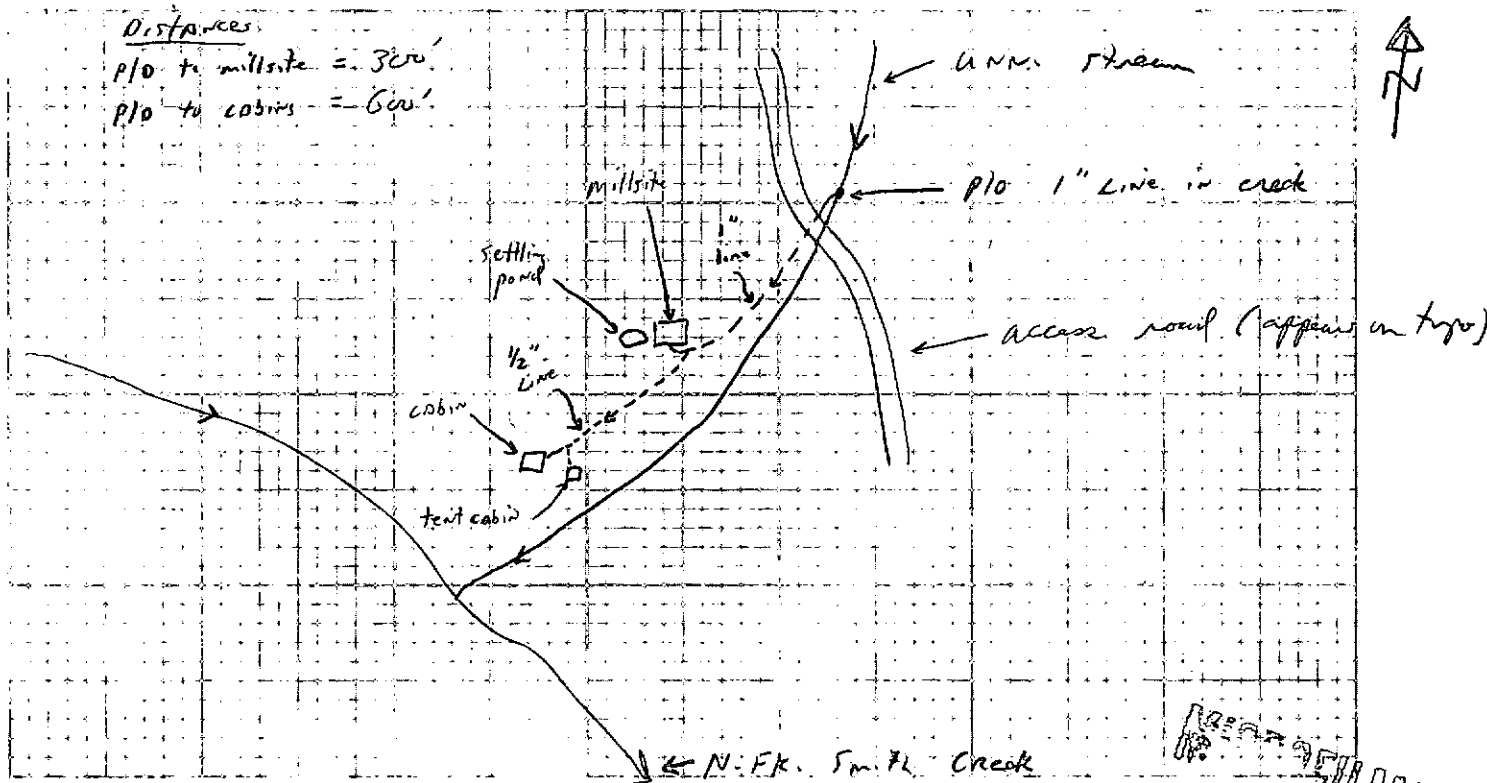
- Owner: Heritage Mining c/o E. Routsen
Current Address: % Jerry's Lorry Truck E 15308 Valleyway Veradale WA 99037
- Accompanied by: Jerry Tucker
Address: Partner with Routsen in Heritage Mining
Relationship to Permit Holder: _____
- Source: unnamed stream tributary to North Fork of Smith Creek

B. OVERLAP REVIEW

- Other water rights with same place of use: NONE ☐ Copies Attached
- Other water rights with same point of diversion: _____ ☐ Copies Attached ☐ Copies of Field Exam's Attached

C. SYSTEM DESCRIPTION

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



Scale: 1" = NOT TO SCALE

- ☒ Copy of U.S.G.S. Quadrangle Attached
Showing location(s) of point(s) of diversion and place(s) of use (required).
☒ Photo of Diversion and System Attached
(required for all but single household domestic groundwater, and stockwater.)
☐ Aerial Photo Attached
(required for irrigation of 10 acres or more).

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System Description (continued)

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

A 1" black plastic line delivers water via gravity flow to a small milling site (gold mining). Water is used in various milling operations. A 30'x20'x5' settling pond is found just SW of millsite. Due to limited use, settling pond water sinks i/or evaporates instead of an active discharge into a stream. A 1/2" branch line runs from millsite to 2 cabins (1 cabin + 1 wall-tent) for internal use. A small holding tank augments the domestic use.

☐ See Remarks on page 4 for continuation

4.

Well or Diversion Identification No.*	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size
		N/A			

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

5. Point(s) of Diversion:

Ident. No.	Gov't. Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Method of Determination/Remarks
	—		SW	SW	34	22N	9E	Idaho	USGS 7 1/2' quad
									NOTE: unsurveyed area, section lines projected from adjacent quad

6. Place(s) of Use:

Indicate Method of Determination USGS 7 1/2' quad

Twp.	Rge.	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	
22N	9E	33																	D
		34											M						

Do not use this space

D. FLOW MEASUREMENTS

☐ Additional Data Sheets Attached

1.

Measurement Equipment	Type	Make	Model No.	Serial No.	Size	Calib. Date
5 gallon bucket / stopwatch						

2. Measurements:

5 gallons / 37 seconds measured full delivery of 1" line at
millsite.

E. FLOW CALCULATIONS

☐ Additional Computation Sheets Attached

1. Measured Method:

$$\frac{\left(\frac{5 \text{ gal.}}{37 \text{ s.}}\right) \left(\frac{60 \text{ s.}}{1 \text{ min.}}\right)}{448.8 \text{ gpm/cfs}} = .018 = .02 \text{ cfs}$$

2. Alternate Method for Checking Purposes:

F. PUMP EFFICIENCY DATA (Optional) N/A

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

Total Head: (1) + (2) = _____ (3) : Flow rate: _____ cfs (4)

Water HP: (3) x (4) ÷ 8.8 = _____ (5)

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

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

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

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

G. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

$V_{I.R.} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) =$ _____

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

$V = \text{Smaller of } V_{I.R.} \text{ and } V_{D.R.} =$ _____

2. Volume Calculations for Other Uses:

Domestic 0/2 interval only = (2)(.6) = 1.2
v. (60)(365)(1.9835) = 7.2

minis days per year = 182, hours per day = 10, @ .02 cfs max
 $\frac{(.02)(448.8)(60)(.6)(182)}{325850} = 3.0$ v. $(.02)(365)(1.9835) = 14.5$

RECEIVED
OCT 28 1993

Do not use this space

D. FLOW MEASUREMENTS

☐ Additional Data Sheets Attached

1.

Measurement Equipment	Type	Make	Model No.	Serial No.	Size	Calib. Date
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2. Alternate Method for Checking Purposes:

F. PUMP EFFICIENCY DATA (Optional) N/A

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

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

; Flow rate: _____ cfs (4)

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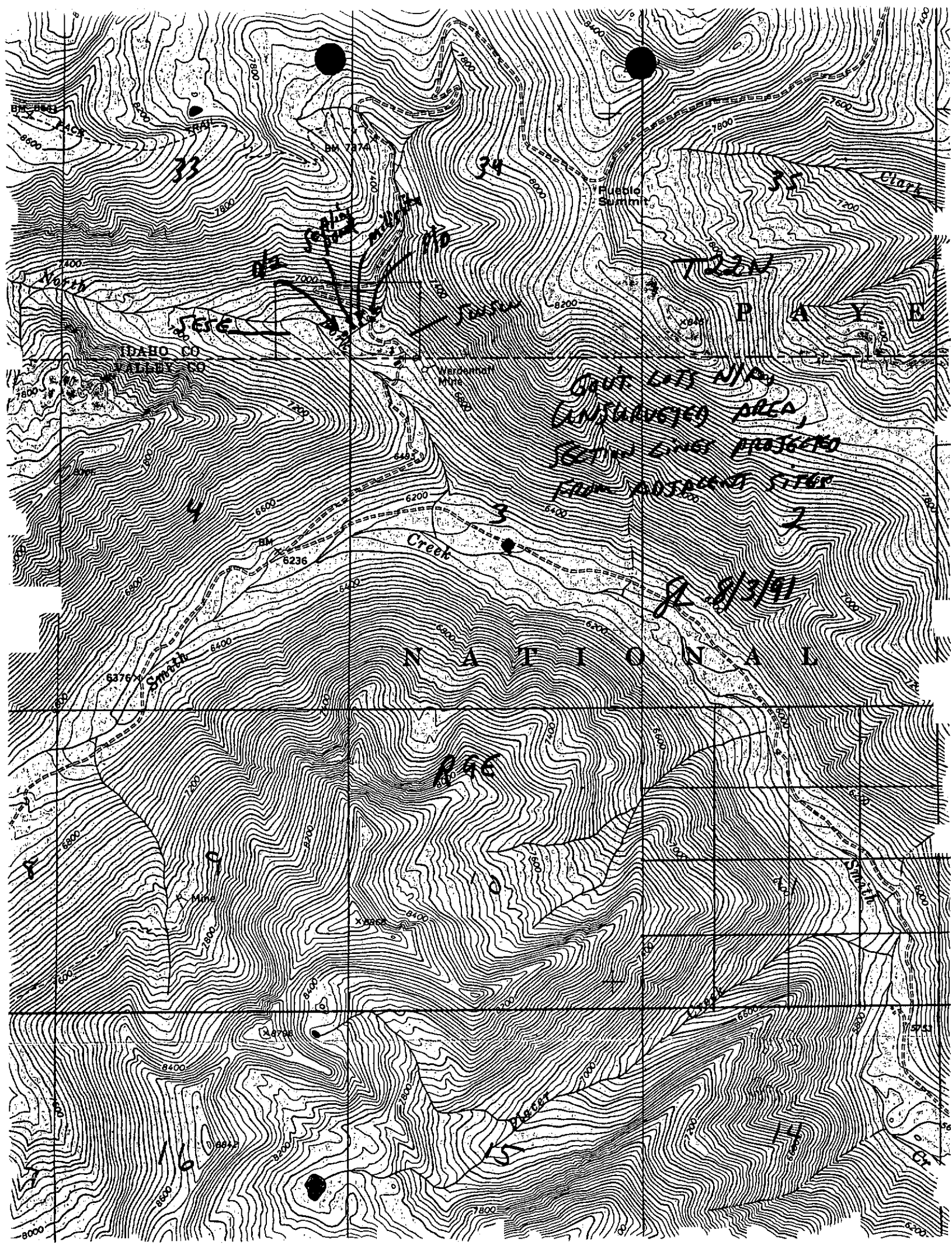
$V = \text{Smaller of } V_{I.R.} \text{ and } V_{D.R.} =$ _____

2. Volume Calculations for Other Uses:

Domestic 0/2 interval only = (2)(.6) = 1.2
v. (101)(365)(1.9835) = 7.2

minis DAYS PER YEAR = 182, hours per day = 10, @ .02 cfs max
(.02)(448.8)(60)(10)(182) = 3.0 -
325850 v. (.02)(365)(1.9835) = 14.5 -

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OCT 28 1993



33

34

35

SECT LINE PROJECTED FROM ADJACENT SHEET

SECT LINE PROJECTED FROM ADJACENT SHEET

2

8/3/91

NATIONAL

R9E

16

15

14



PHOTO ONE- Looking across stream, 1" black pvc line shown. flow →



PHOTO TWO- Milling site approx 300' SW of pld.
View is south.

OCT 28 1993

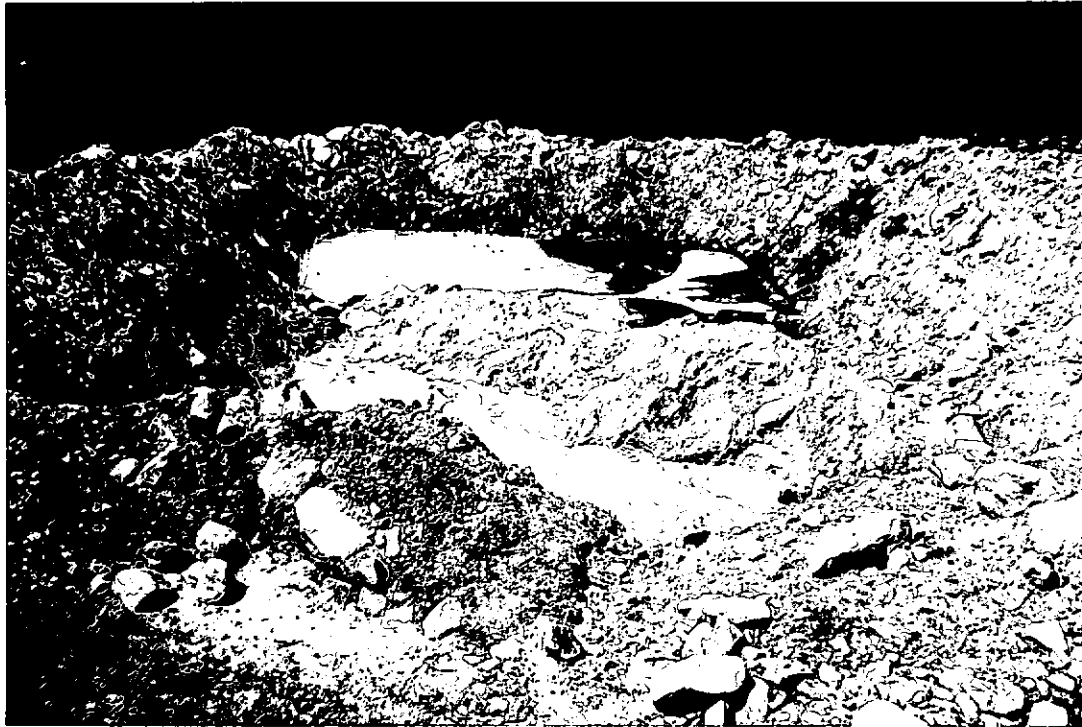


PHOTO THREE- *Settling pond just SW of mill site.*



PHOTO FOUR- *D/2 12 SESE S. 33 Near confluence of
Winn. stream & N. FK. Smith Ck.
View is SW.*

OCT 28 1993

December 28, 1990

HERITAGE MINING
C/O JERRY TUCKER
AIR STAR RT.
CASCADE, ID 83611

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 77-07230

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,

Rita Fleck
Secretary/Records Manager

c: IDWR - Region

RECEIVED
JAN 30 1991

ANALYSIS SHEET
for
PROOF OF BENEFICIAL USE

Permit No. 77-7230

Date 12-26

GENERAL CONSIDERATIONS

N Name same as permit?
N Address same as permit? If no, prepare data entry form.
Y Proof timely received? If no, complete priority advancement below.

SOURCE OF WATER

✓ Surface water source
 Ground water source
 Drill permit req'd?
 Copy in file? Drill permit no.
 Well log in file?
 Amt paid for drilling permit? Correct?

LICENSE EXAMINATION FEE

Y Required?
50 Amount submitted?
Y Correct amount?

MEASURING DEVICE

N Measuring device or access port required?
 Installed?
 Waiver requested or needed?

DEFICIENCIES OR ACTION ITEMS

- address change
- proof acceptable

PRIORITY CALCULATION

Date proof received
Date proof due -
No. of days late =
Priority date +
NEW PRIORITY DATE =

138707

October 31, 1990

HERITAGE MINING
C/O JERRY TUCKER
AIR STAR RT.
CASCADE, ID 83611

PROOF DUE NOTICE

RE: PERMIT NO. 77-07230

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 January 1, 1991. (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,

Rita Fleck
Secretary/Records Manager

Enclosures

RECEIVED

JAN 30 1991



Air Star Rte. - Big Creek
Cascade, Idaho 83611

Jerry Tucker
Partner

FROM

Linda Werner

RECEIVED

INTER-DEPARTMENT MEMO — 1

TO

~~Heidi Vaudt~~ File

OCT 21 1988

DATE 10-18-88

SUBJECT

Department of Water Resources

Please make an address change on
water right 77-7230.

New: Heritage Mining
c/o Jerry & Betty Tucker
Air Star Rte. - Big Creek
Cascade, ID 83617

phone # (509) 928-7677

Computer records changed 10-25-88 SC

MICROFILMED

DEC 16 1988

Linda Werner
SIGNATURE

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
COMMENCEMENT OF WORKS

Permit No. 77-7230
Name(s) of Permit Holder(s): HERITAGE MINING % E. ROUTSON
Post Office Address: BOX 9547, MOSCOW, IDAHO
83843 Tel. No. 882-5120

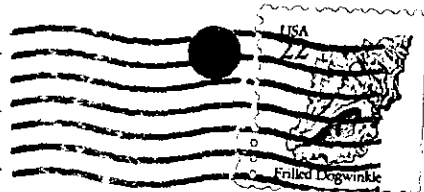
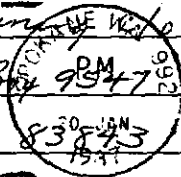
- ☒ I hereby certify that construction of diversion works for the above referenced permit began on 7-1-86 (date) and understand that I must continue to develop the water system with due diligence to maintain a valid permit.
- ☐ I hereby certify that construction of diverting works on the above referenced project has not yet begun due to the following reason beyond my control*:

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

1-19-87
Date

Emmit N. Routson
Signature of Permit Holder

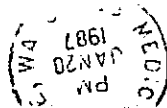
Heritage
E. Rounton, Box 9547
Moscow, Idaho 83843



MICROFILMED

DEC 16 1988

IDAHO DEPARTMENT OF WATER RESOURCES
STATEHOUSE
BOISE, IDAHO 83720



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

STATEHOUSE
BOISE, IDAHO 83720
(208) 334-4440
JANUARY 28, 1986

HERITAGE MINING
C/O E. RUTSON
P.O. BOX 524
HAYDEN LAKE, ID 83835

PERMIT APPROVAL NOTICE

RE: PERMIT NO. 77-7230

DEAR PERMIT HOLDER:

ENCLOSED IS A COPY OF YOUR APPROVED APPLICATION FOR PERMIT. WE DIRECT YOUR ATTENTION TO THE CONDITIONS OF APPROVAL ON THE FOURTH PAGE.

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 BENEFICIAL USE". PLEASE READ THE INSTRUCTIONS CAREFULLY SINCE YOU MUST TAKE FURTHER ACTION TO DEVELOP THIS PERMIT INTO A LICENSE.

SINCERELY,

DAVID R. TUTHILL, JR., P.E.
SUPERVISOR, WATER ALLOCATION SECTION

DRT: SC
ENCLOSURES

MICROFILMED

January 7, 1986

Heritage Mining
c/o E. Routson
Box 524
Hayden Lake, ID 83835

Re: Application for Permit No. 77-7230

Dear Mr. Routson:

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

This office can now take further action on the application.

Sincerely,

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

DRT:jp

Enclosure

MICROFILMED

January 7, 1986

J. S. Tixier
Regional Forester
U. S. Dept. of Agriculture
Forest Service
324 25th St.
Ogden, UT 84401

Re: Application for Permit No. 77-7230 in the Name of
Heritage Mining

Dear Mr. Tixier:

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

This office now will continue to process the application, since your
protest has been withdrawn.

Sincerely,

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

DRT:jp

MICROFILMED



United States
Department of
Agriculture

Forest
Service

Intermountain
Region

324 25th Street
Ogden, UT 84401

RECEIVED
JAN 6 - 1986

Reply to: 2540

Date: JAN 3 1986

Department of Water Resources
Western Regional Office

Mr. David R. Tuthill, Jr.
Western Region Supervisor
Idaho Department of Water Resources
Towers Building, 3rd Floor
450 West State Street
Boise, ID 83720

Dear Mr. Tuthill:

On March 28, 1985, the Forest Service protested Application for Permit No. 77-7230 filed by Heritage Mining. We have been in contact with the applicant since that time and we have successfully resolved the basis of the protest. We, therefore, respectfully withdraw our protest on this Application.

Thank you for your assistance in this matter.

Sincerely,

J. S. TIXIER
Regional Forester

MICROFILMED



AFFIDAVIT OF PUBLICATION

NOTICE OF AMENDED APPLICATION FOR PERMIT

Notice is hereby given that Application No. 77-7230 in the name of Heritage Mining, c/o E. Routson, was filed on 2/28/85 for the diversion of .10 cfs from an Unnamed Stream tributary to Smith Creek, N. Fork, with a point of diversion within the NENE, Sec. 33 T.22N., R.9E, to be used for domestic (.08 cfs) and mining (.02 cfs) purposes from 7/1 to 10/15 within portions of the NENE, Sec. 33, T.22N., R.9E.

The applicant now proposes to amend the application by changing the point of diversion and place of use to the SESE, Sec. 33, T.22N., R.9E. and reduce the total quantity to be appropriated to .05 cfs. The water will be used for domestic (.01 cfs) and mining (.04 cfs) from 7/1 and 10/15 within portions of the NENE, Sec. 33, T.22N., R.9E.

Any protest against the approval of the proposed amendment must be filed with the Department of Water Resources, Statehouse, 450 W. State St., Boise, ID 83720 on or before December 16, 1985.

Ken Dunn, Director
Published The Idaho County Free Press 11/26 and 12/3/85.

N27-D4

Charlotte Sotin

being first duly

sworn, says he is the Bookkeeper
of the IDAHO COUNTY FREE PRESS, a weekly newspaper which is published and issued weekly at Grangeville, Idaho County, State of Idaho, and which 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 27th day of November, 19 85, and the last publication on the 4th day of December, 19 85; and 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 more than seventy-eight consecutive weeks prior to the first publication of said notice or advertisement.

Charlotte Sotin

Subscribed and sworn to before me this 4th day
of December, 19 85.

[Signature]

Notary Public
for State of Idaho, residing at Grangeville, Idaho.

RECEIVED
DEC 9 1985

Department of Water Resources
Western Regional Office

MICROFILMED

NOTICE OF AMENDED APPLICATION FOR PERMIT

Notice is hereby given that Application No. 77-7230 in the name of Heritage Mining, c/o E. Routson, was filed on 2/28/85 for the diversion of .10 cfs from an Unnamed Stream tributary to Smith Creek, N. Fork, with a point of diversion within the NENE, Sec. 33 T. 22N, R. 9E, to be used for domestic (.08 cfs) and mining (.02 cfs) purposes from 7/1 to 10/15 within portions of the NENE, Se. 33, T. 22N, R. 9E.

The applicant now proposes to amend the application by changing the point of diversion and place of use to the SESE, Sec. 33, T. 22N, R. 9E. and reduce the total quantity to be appropriated to .05 cfs. The water will be used for domestic (.01 cfs) and mining (.04 cfs) from 7/1 to 10/15 within portions of the NENE, Sec. 33, T. 22N, R. 9E.

Any protest against the approval of the proposed amendment must be filed with the Department of Water Resources, Statehouse, 450 W. State St., Boise, ID 83720 on or before December 16, 1985.

Ken Dunn, Director

PUBLISHED The Idaho County Free Press

11/26

and 12/3/85

MICROFILMED



State of Idaho
DEPARTMENT OF WATER RESOURCES
WESTERN REGION, 450 W. State Street, Boise, Idaho

JOHN V. EVANS
Governor

A. KENNETH DUNN
Director

Mailing address:
Statehouse
Boise, Idaho 83720
(208) 334-2190

January 17, 1985

U. S. Dixon Regional Forester
U. S. Dept. of Agric., Forest Service
Water Control Region
200 15th St.
Boise, ID 83720

Re: W. 77-7230 - Amended - Heritage Mining

Dear Mr. Dixon:

Enclosed is a copy of the above referenced application for permit which may be of interest to your agency. Please review the application 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, your written protest must be received in this office by March 15, 1985.

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

Sincerely,

DAVID R. TUTHILL, JR., P. E.
Western Region Supervisor

DRT:jp

Enclosure

MICROFILMED

Dave —
Thanks so much
for your time with
this application —

You're right — a better
more accurate description
would be SE $\frac{1}{4}$, SE $\frac{1}{4}$
sect 33, T22N, R9E.
This copy, page one, needs
to be corrected to reflect
that change —

Again —
Thanks —

Emmit R.

MICROFILMED

RECEIVED

NOV 4 1985

Department of Water Resources
Western Regional Office



State of Idaho
DEPARTMENT OF WATER RESOURCES
WESTERN REGION, 450 W. State Street, Boise, Idaho

JOHN V. EVANS
Governor

A. KENNETH DUNN
Director

Mailing address:
Statehouse
Boise, Idaho 83720
(208) 334-2190

October 18, 1985

Heritage Mining
Attn: Kathy Routson
P.O. Box 524
Hayden Lake, ID 83835

Re: Application for Permit No. 77-7230

Dear Ms. Routson:

We are in receipt of your letter dated October 3, 1985, in which you requested a reduction in the rate of flow for domestic purposes, and an increase in the rate of flow for mining purposes. We also note your request to change the time period of water usage from the original July 1 to October 15 dates to year-around usage.

When the rate of flow is changed on a water right application, it is the responsibility of this Department to determine whether the amended amount of appropriation is less than or greater than the original amount. In this circumstance, due to the significant reduction in rate of flow for domestic purposes, it appears that we can approve the changes that you have requested both in rate of flow without the need to either readvertise or delay the date of priority of the water right. However if the season of use is lengthened, we are required both to readvertise and to delay the date of priority. For your convenience we have made the requested changes on an amended application which is enclosed. Note that the date of priority is shown as October 8, 1985, the date that we received your request to extend the season. Please review the amended application and, if it is correct, you may sign it and return it to this office with a \$20 readvertising fee. Also enclosed please find receipt No. 36020 in the amount of \$30.

In your letter you also expressed concern about the interpretation of the proposed domestic use, with respect to instantaneous use versus daily use. Please be advised that this Department considers 0.01 cubic feet per second to be an adequate water supply to provide water to two households if a holding tank is installed. A flow of 0.01 cfs is equivalent to about 4.5 gallons per minute. This rate of flow is about half the rate that one would expect to flow from a standard

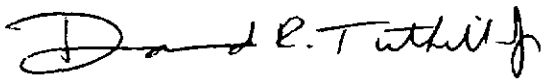
MICROFILMED

Kathy Routson
October 18, 1985
Page 2

domestic spigot. Thus, this flow would not satisfy two households on an instantaneous basis. However, when used in conjunction with a holding tank such as the 100 gallon tank described in your application, the rate of flow shown can be an adequate supply. Our rule of thumb estimate is that a standard household requires 500 gallons per day for inhouse uses. A rate of flow of 0.01 cfs is fully adequate to supply this requirement, for both households.

At this point, your file is still being held pending receipt of the amended application and the readvertising fee. By carbon copy of this letter the Forest Service will be advised of your action to amend the application.

Sincerely,



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

Is

Enclosures

cc: U.S. Forest Service, Ogden and McCall

p.s.: The U.S.G.S. 7.5 minute quadrangle and the BLM 1:100,000 scale maps indicate that land in the vicinity of your proposed diversion is unsurveyed. However, based on survey projections on the maps, when reviewed with the map on your original application, it appears that your intended point of diversion and place of use may be better described as being located in the SE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 33, T22N, R9E instead of the NE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 33, T22N, R9E described on your application. We have prepared the amended application with the original description. However, please review the enclosed copies of maps, and check to see which description is correct. If changes are needed, please advise and we will type in the corrected points accordingly. If changes are not required, please include information which supports your original location determination.

MICROFILMED

October 3, 1985

Mr. David R. Tuthill Jr., P.E.
Manager, Western Regional Office
450 W. State Street
Boise, Idaho 83720

Re: Application for Permit No. 77-7230

Dear Mr. Tuthill:

Please be advised that we have come to an agreement with the Payette National Forest Service in regard to our water usage (#4 on our application). This water usage change is as follows:

From: Amount 0.08 to: Amount 0.01 for domestic
From: Amount 0.02 to: Amount 0.04 for mining

At this time we also request a change for the time period of water usage (#4 on our application).

From: 7-1 to 10-15 to: year around usage

It is my further understanding, from my conversation with your Tom King, of Water Resources in Coeur d'Alene, the the Water Resource Dept. will be granting this permit on instantaneous use while the Forestry's interpretation is on a daily basis. This part still has us feeling somewhat uncomfortable, since we want to be in complete compliance with the Water Resource Dept. Could this perhaps pose a problem now or in the future?

Sincerely,



Kathy Routson
Heritage Mining
P. O. Box 524
Hayden Lake, Idaho 83835

RECEIVED
OCT 8 1985

Department of Water Resources
Western Regional Office

MICROFILMED

CONVERSATION MEMORANDUM

DATE Oct 1

FILE Heratige Mining

NAME OF PARTY Rick Edwards, USFS

EMPLOYEE Dave Tushie

RE: _____

Still working to resolve this one.

Rick asked about the definition of "mining" and I explained that there is no formal definition of this use — however, normally if there is a separate domestic piping system, typically domestic should be shown as an additional use.

DET

MICROFILME

CONVERSATION MEMORANDUM

DATE 9/24/85

FILE 77-7230

NAME OF PARTY E. Rontson

EMPLOYEE D. Turnill

RE: _____

I called Mr. Rontson to find out the preferred location for a hearing on this matter. He said it does not make much difference from his standpoint, and that a Boise hearing would be fine.

MICROFILMED

CONVERSATION MEMORANDUM

DATE 9/24/85
FILE 77-7230NAME OF PARTY Tom King
EMPLOYEE Dave TutthillRE: Domestic Use

Tom said that Mr. Routsen came by the office to see if he could alter the app by showing only mining use, and specifying that mining use provides for the domestic use of individuals conducting mining operations.

Tom advised Mr. Routsen that the app could not be changed in precisely that manner, as mining does not provide for domestic use.

MICROFILMED

CONVERSATION MEMORANDUM

DATE 9/20/85

FILE Heratige Mine

NAME OF PARTY Rick Edwards USFS

EMPLOYEE D. Turnill

RE: Protest

Looks like protest will be resolved.

Wait for written confirmation — at this time do not schedule hearing.

Per Jan Grover, the applicant called to state the protest had not been resolved.

MICROFILMED

CONVERSATION MEMORANDUM

DATE 9/10/85
FILE 77-7230NAME OF PARTY Earl Kimball -USFSEMPLOYEE Dave TuthillRE: Hearing Date

On request, I agreed that we would not set up the hearing until Sept 20, to allow the USFS a chance to inspect the source.

DRT

Rich Edwards, USFS, called to ask some questions, on 9/12. Said that Winter and this one are still in negotiation phase, but that Stevens has been resolved from USFS standpoint & documentation will be forthcoming.

DRT

MICROFILMED



State of Idaho
DEPARTMENT OF WATER RESOURCES
WESTERN REGION, 450 W. State Street, Boise, Idaho

JOHN V. EVANS
Governor

A. KENNETH DUNN
Director

Mailing address:
Statehouse
Boise, Idaho 83720
(208) 334-2190

September 6, 1985

Heritage Mining
c/o E. Routson
Box 524
Hayden Lake, ID 83835

Re: Application for Permit No. 77-7230, Unnamed Stream

Dear Water Applicant:

As you have previously been notified, the above-referenced water right application has been protested. A hearing for this matter has been tentatively scheduled for: Wednesday, October 23, 1985, at 10:00 am in Boise.

The purpose of this letter is to advise you of this schedule and to provide you with an opportunity to notify this office if the scheduled time is not acceptable or if there is another reason the hearing should not be held at this time. Similar letters are being sent to other parties interested in this water right.

Please telephone this office no later than Friday, September 13, 1985 at (208) 334-2190 if you desire to make a change to the schedule. If the hearing is to proceed as scheduled, we will prepare final arrangements the following week, and you will be notified accordingly.

Sincerely,

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

MICROFILMED



State of Idaho

DEPARTMENT OF WATER RESOURCES

WESTERN REGION, 450 W. State Street, Boise, Idaho

JOHN V. EVANS
Governor

A. KENNETH DUNN
Director

Mailing address:
Statehouse
Boise, Idaho 83720
(208) 334-2190

September 6, 1985

J.S. Tixier, Regional Forester
U.S. Dept. of Agri., Forest Service
Intermountain Region
324 25th St.
Ogden, UT 84401

Re: Application for Permit No. 77-7230, in the Name of Heritage Mining,
Unnamed Stream

Dear Protestant:

Because the protest that you filed on the above-referenced water right application has not yet been resolved, a hearing for this matter has tentatively been scheduled for: Wednesday, October 23, 1985, at 10:00 am in Boise.

The purpose of this letter is to advise you of this schedule and to provide you an opportunity to notify this office if the scheduled time is not acceptable or if there is another reason the hearing should not be held at this time. Similar letters are being sent to other parties interested in this water right.

Please telephone this office no later than Friday, September 13, 1985 at (208) 334-2190 if you desire to make a change to the schedule. If the hearing is to proceed as scheduled we will prepare final arrangements the following week, and you will be notified accordingly.

Sincerely,

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

MICROFILMED

SPECIAL NOTE: _____

_____PROTEST INFORMATION SHEET

Protestant - Name(s)

Withdrawn 1/3/86
J. S. Tixier, Regional Forester, U. S. Dept. of Agri., Forest Service

_____Address Intermountain Region, 324 25th St., Ogden, UT 84401

_____Attorney - Name & Address _____

Dated Filed 4/1/85

Protest Date _____

Issues _____

_____Applicant - Attorney - Name & Address _____

Dates _____

Acknowledgement letters _____

Hearing Notice _____

Hearing Date _____

_____Other _____

MICROFILMED

Protest Information submitted in Computer (following hearing) _____

State of Idaho
Department of Water Resources

APPLICATION FOR PERMIT ANALYSIS SHEET

INITIAL REVIEW BY: 645
CHECK:

APPLICATION NUMBER: 77-7230

- ☒ Source.
☒ Point of diversion.
☒ County.
☒ Quantity of water and period of use.
☒ Description of diverting works.
☒ Time required for beneficial use of water.
☒ Place of use or acres irrigated.
☒ Map.
☒ Signature.
☒ Fee.

Field check by: _____

Date: _____

Comments: _____

- ☐ Yes ☒ No Field check required.
☐ Yes ☒ No Critical groundwater area.
☐ Yes ☒ No Request dam safety information. Sent by: _____ Date: _____
☒ Yes ☐ No* In form to receipt.

*REQUEST THE FOLLOWING ADDITIONAL INFORMATION FROM THE APPLICANT: _____

SEND COPIES TO:

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

Copies sent by: pma Date: 3-14-85

pma 3-14-85

PROCESSING:

- ☐ Yes ☐ No Platted by: _____ Map No. _____
☐ Yes ☒ No Other rights on same place of use. None
☒ Yes ☐ No* In form for advertising.
Final date for protests: April 15, 1985
☐ Yes ☐ No Protests received. If yes, record information on 4th page of application.

FINAL REGIONAL PROCESSING REVIEW:

- ☒ Affidavit of publication received. Date: 4/10/85
☒ Application published correctly. If not, record action taken: _____
☒ Fee amount, receipt date & number, recorded on application. 30136020
☒ Publication dates and paper, recorded on application. rd. City Free Press 3/27 & 4/7/85
☒ Protests, dates, withdrawal, etc., recorded on application.
☐ Recommendation & initial, recorded on application.
☐ Yes ☐ No Measuring device required.
☐ Yes ☐ No Access port required.
☐ Yes ☐ No Will water be delivered by watermaster? If yes, what district? _____
Date of priority recommended. _____
Special conditions of approval or cover letter. _____

By: _____ Date: _____

STATE OFFICE REVIEW:

- ☐ See attached sheet for more information.

By: _____ Date: _____

MICROFILMED

POINT OF DIVERSION AND STREAM INDEX INFORMATION

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

IDAHO STREAM CODE INDEX						

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

IDAHO STREAM CODE INDEX						

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

IDAHO STREAM CODE INDEX						

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

IDAHO STREAM CODE INDEX						

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

IDAHO STREAM CODE INDEX						

April 4, 1985

Heritage Mining
C/O E. Routson
Box 524
Hayden Lake, ID 83835

Dear Mr. Routson:

Enclosed is a copy of a protest(s) filed against the issuance of a permit pursuant to your Application No. 77-7230. The Department suggests you contact the protestant(s) directly in an effort to resolve the protest(s) and to 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 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 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 under this permit conflict with the local public interest?

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

Yours truly,

DAVID B. SHAW
Western Regional Supervisor

DBS:jp

Enc:

MICROFILMED

April 4, 1985

J. S. Tixier
Regional Forester
United States Department of Agriculture
Intermountain Region
324 25th St.
Ogden, UT 84401

Re: No. 77-7230 in the Name of Heritage Mining

Dear Mr. Tixier:

This office acknowledges receipt of your protest to the issuance of a permit pursuant to the above referenced application. The Department suggests you contact the applicant(s) directly in an effort to determine what is proposed by the application 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 for permit (Section 42-203, Idaho Code):

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

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

Yours truly,

DAVID B. SHAW
Western Regional Supervisor

DBS:jp

MICROFILMED



United States
Department of
Agriculture

Forest
Service

Intermountain
Region

324 25th Street
Ogden, UT 84401

035

Reply to: 2540

Date: MAR 28 1985

Mr. A. Kenneth Dunn
Director
Idaho Department of Water Resources
Towers Building, 3rd Floor
450 West State Street
Boise, ID 83720

RECEIVED
APR 1 1985

Department of Water Resources

Dear Mr. Dunn:

We are writing in reference to Application for Permit No. 77-7230 filed by Heritage Mining. The applicant proposes the diversion of 0.10 cfs from a stream tributary to the Smith Fork, North Fork. We protest the application for the following reasons.

The United States has a Federal reserved water right for instream flows necessary to secure favorable conditions of water flow, as mandated by the Organic Administration Act of 1897.

The Multiple-Use Sustained-Yield Act of 1960 directs the Forest Service to manage National Forest System lands for watershed, timber, range, recreation, and wildlife and fish. Should this water right be granted, the Forest Service may be unable to comply with Federal law.

Several acts, including the Acts of June 4, 1897, and October 21, 1976, authorize the Secretary of Agriculture to establish regulations to permit, restrict, and control use and occupancy of National Forest System lands.

We recommend that you defer any hearings until we are able to complete the field review of the area to determine the instream flow needs for this stream.

Based on the above objections, we respectfully request the application be denied.

Sincerely,

J. S. Tixier
J. S. TIXIER
Regional Forester

RECEIVED
APR 4 1985

Department of Water Resources
Western Regional Office

MICROFILMED





State of Idaho

DEPARTMENT OF WATER RESOURCES

WESTERN REGION, 450 W. State Street, Boise, Idaho

JOHN V. EVANS
Governor

A. KENNETH DUNN
Director

March 14, 1985

Mailing address:
Statehouse
Boise, Idaho 83720
(208) 334-2190

Mr. L. Kent Mays, Jr.
Deputy Regional Forester
Resources
U.S. Department of Agriculture
Forest Service
324 25th Street
Ogden, UT 84401

Re: 63-10280 & 77-7230

Dear Mr. Mays:

Enclosed is a copy of the above referenced application for permit which may be of interest to your agency. Please review the application 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, your written protest must be received in this office by April 15, 1985.

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

Sincerely,

DAVID B. SHAW
Western Regional Supervisor

DBS:jp

Enclosure

MICROFILMED



State of Idaho
DEPARTMENT OF WATER RESOURCES
WESTERN REGION, 450 W. State Street, Boise, Idaho

JOHN V. EVANS
Governor

A. KENNETH DUNN
Director

March 14, 1985

Mailing address:
Statehouse
Boise, Idaho 83720
(208) 334-2190

Mr. John Wroten
State of Idaho
Dept. of Health & Welfare
Division of Environment
Statehouse
Boise, ID 83720

Re: 77-7230

Dear Mr. Wroten:

Enclosed is a copy of the above referenced application for permit which may be of interest to your agency. Please review the application 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, your written protest must be received in this office by April 15, 1985.

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

Sincerely,

DAVID B. SHAW
Western Regional Supervisor

DBS:jp

Enclosure

MICROFILMED

AFFIDAVIT OF PUBLICATION

Charlotte Sotin being first duly

sworn, says he is the Bookkeeper
of the IDAHO COUNTY FREE PRESS, a weekly newspaper which
is published and issued weekly at Grangeville, Idaho County,
State of Idaho, and which 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 27th day of March, 1985,
and the last publication on the 3rd day of
April, 1985; and 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 more than seventy-
eight consecutive weeks prior to the first publication of said
notice or advertisement.

Charlotte Sotin

Subscribed and sworn to before me this 4th day
of April, 1985.

[Signature], Notary Public
for State of Idaho, residing at Grangeville, Idaho.

NOTICE OF APPLICATION FOR WATER RIGHT

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

77-7230 / 3P

HERITAGE MINING

C-O E. ROUTSON, P.O. BOX 524,
HAYDEN LAKE, ID 83835

Source: UNNAMED STREAM trib.
to SMITH CREEK, NORTH FORK

Date Filed: 02-28-1985

Diversion Pt: NENE Sec 33 T 22N R
09E

Use: MINING (0.02 CFS) DOMES-
TIC (0.08 CFS)

In: NENE Sec 33 T 22N R 09E.

The permit(s) will be subject to all
prior water rights. Protests must be
filed with the Director, Dept. of
Water Resources, Western Region,
Statehouse, Boise, Idaho 83720 on or
before APRIL 15, 1985.

KEN DUNN, Dir.

Published 03-27 & 04-07-85.

M27A4

RECEIVED
APR 10 1985

Department of Water Resources
Western Regional Office

MICROFILMED

X
STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES
Western Region

Statehouse
Boise, Idaho 83720
(208) 334-2190

MARCH 14, 1985

Idaho County Free Press
Box 267
Granseville, ID 83530

Gentlemen:

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 APRIL 18, 1985.

Yours truly,

JUDY PENSE
Secretary

Encl.

MICROFILMED

NOTICE OF APPLICATION FOR WATER RIGHT

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

The permit(s) will be subject to all prior water rights. Protests must be filed with the Director, Dept. of Water Resources, Western Region, Statehouse, Boise, Idaho 83720 on or before APRIL 15, 1985.

KEN DUNN, Dir.

Published 03/28 & 04/04/85.

MICROFILMED

27-2230

HERITAGE MINING

C/O E. ROUTSON, P.O. BOX 524, HAYDEN LAKE, ID 83835

Source: UNNAMED STREAM trib. to SMITH CREEK, NORTH FORK

Date Filed: 02/28/1985

Diversion Pt: NENE Sec 33 T 22N R 09E

Use: MINING	(0.02 CFS)
DOMESTIC	(0.08 CFS)

In: NENE Sec 33 T 22N R 09E

MICROFILMED