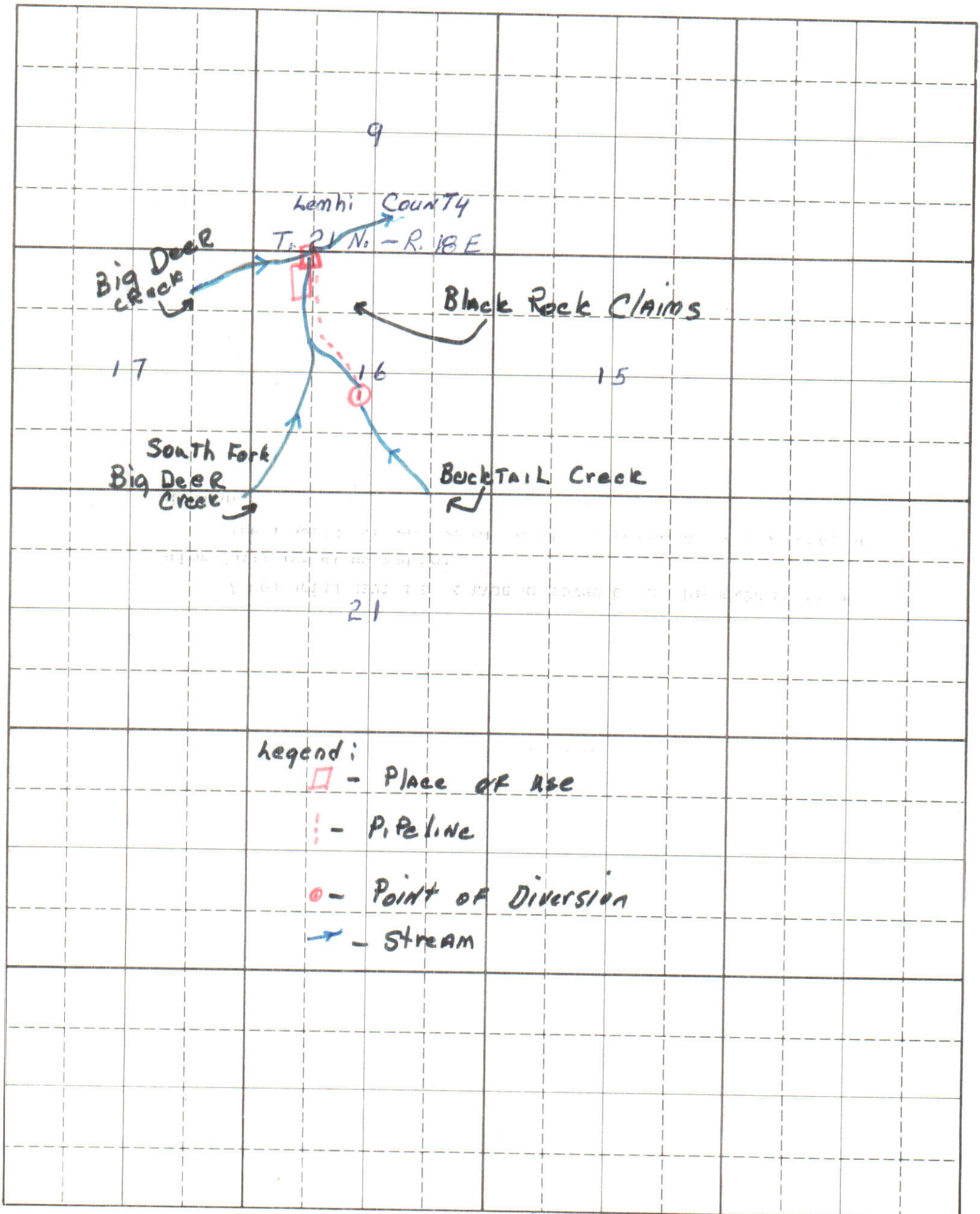


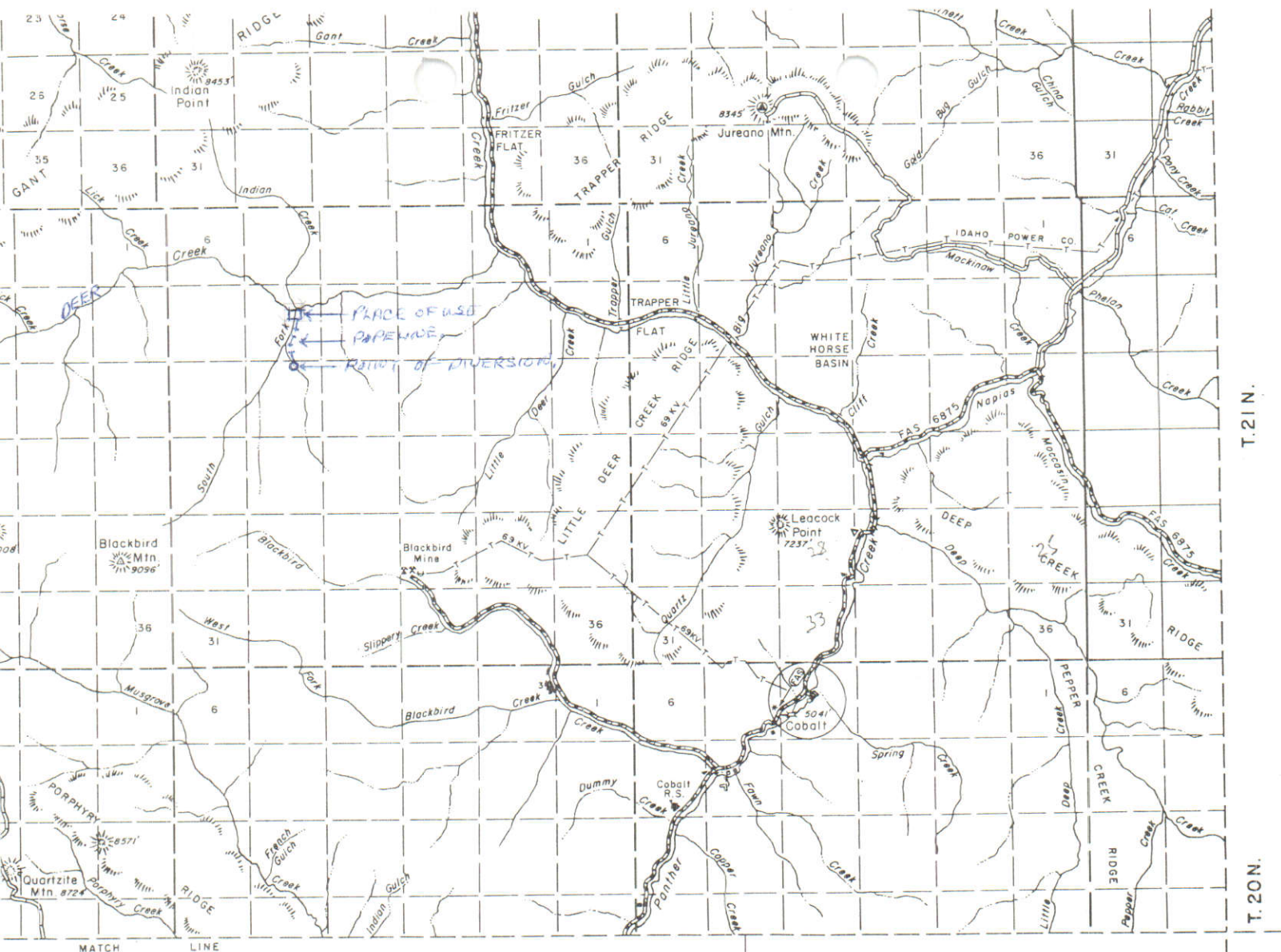
11. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



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.

Harold Slavin
(Applicant)



R.18 E.

R.19 E.

Sheet - 3

M H I C O U N T Y

LEGEND

Unimproved road
 Graded and drained road
 Gravel road graded and drained
 Private road (farm entrance, etc.)
 Local roads within municipalities
 Federal Aid Secondary system
 End of Federal Aid system
 Distance measured between points
 Intermittent stream
 Narrow stream
 Wide stream
 Lake, reservoir or pond
 Springs
 Irrigation canal
 Aqueduct tunnel or syphon
 Minor structure (20' or less)
 General bridge (over 20 ft.)
 General bridge (over 200 ft.) (a-steel)
 Prominent elevation, butte
 Mountains or ridges

Mountain pass
 Road through canyon
 State line
 County line
 Township line
 Unsurveyed Township line
 Section line
 Unsurveyed section line
 Match line
 Inset boundary line
 Forest boundary line
 Wilderness Area
 Other cities and villages
 Picnic ground
 Camp site
 Forest ranger station
 Prominent peak and lookout tower
 Farm unit
 Dwelling (in use) (not in use)
 Group of dwellings

Post Office
 Store or small business (in use) (not in use)
 Business and filling station
 Group of barracks for migrant workers
 Seasonal dwelling
 Seasonal dwellings closely spaced
 Cemetery
 School
 Townhall, grange or community hall
 Fire engine house
 Mine (any kind)
 Ore mill
 Transmission line
 Power substation
 Culture shown out of position
 Triangulation station
 Latitude and longitude
 Landing area or strip

ENC

MICROFILMED

**NOTICE OF APPLICATION
FOR WATER PERMIT**

Notice is hereby given that Derrold Slavin, Carmen, Idaho has on 11-23-76 submitted Application No. 75-7073 for a permit to appropriate 1.00 cubic feet per second of water from Bucktail Creek tributary to Deer Creek and Panther Creek by means of ponds and pipelines within the NE $\frac{1}{4}$ -SW $\frac{1}{4}$, Sec. 16, T. 21N, R. 18E, B. M., Lemhi County; to be used from Jan. 1 to Dec. 31 for mining purposes within the NW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 16, SW $\frac{1}{4}$ -SW $\frac{1}{4}$, Sec. 9, T. 21N, R. 18E, B. M.

If issued, this permit will be subject to all prior water rights. Protests against the granting of the permit must be filed with the Idaho Department of Water Resources, 1515 Lincoln Road, Idaho Falls, Idaho, 83401 on or before December 27, 1976.

R. KEITH HIGGINSON
Director

Published in The Recorder Herald, Salmon, Idaho on December 9 and December 16, 1976.

12-9-2tc

Affidavit of Publication

STATE OF IDAHO

County of Lemhi

ss.

DEC 20 1976

Department of Water Resources
Eastern District Office

JERRY G. ROSIN

, being first duly sworn, deposes and says that he is one of the printers (publisher) of the RECORDER HERALD, a newspaper published weekly at Salmon, Lemhi County, Idaho, and of general circulation therein,

That the Notice of Application for Water Permit # 75-7073

_____ a true printed copy of which is attached to the margin hereof, has been and was correctly printed and published in the regular and entire issue of every number of said newspaper and not in any supplement thereof or thereto for 2 consecutive issues, commencing with the issue dated Dec. 9, 1976 and ending with the issue dated Dec. 16, 1976.

Jerry G. Rosin

Subscribed and sworn to before me, this sixteenth

day of December, 1976

Neil Armstrong
Notary Public for the State of Idaho,
Residing at Salmon, Idaho

Publication Fee \$ 14.04

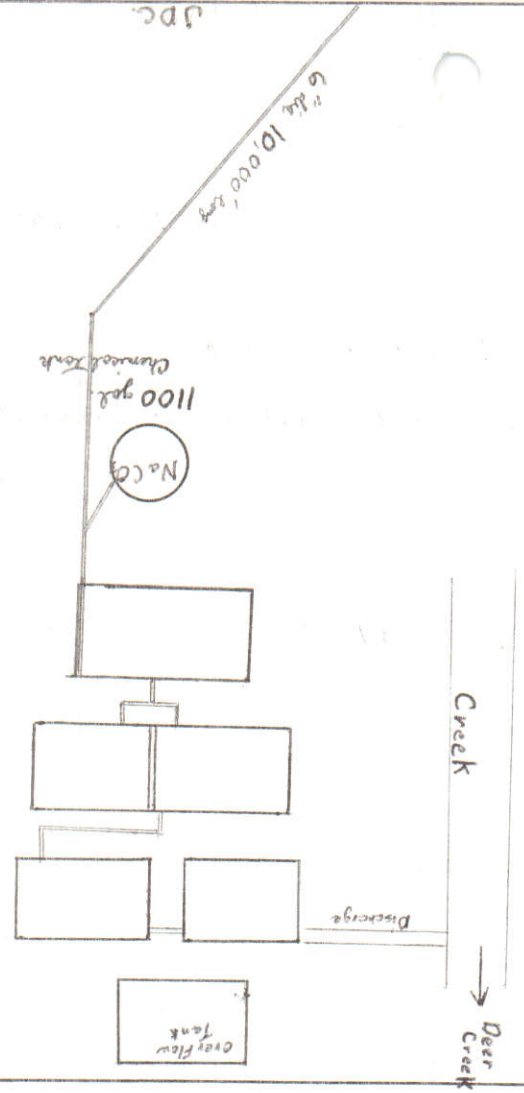
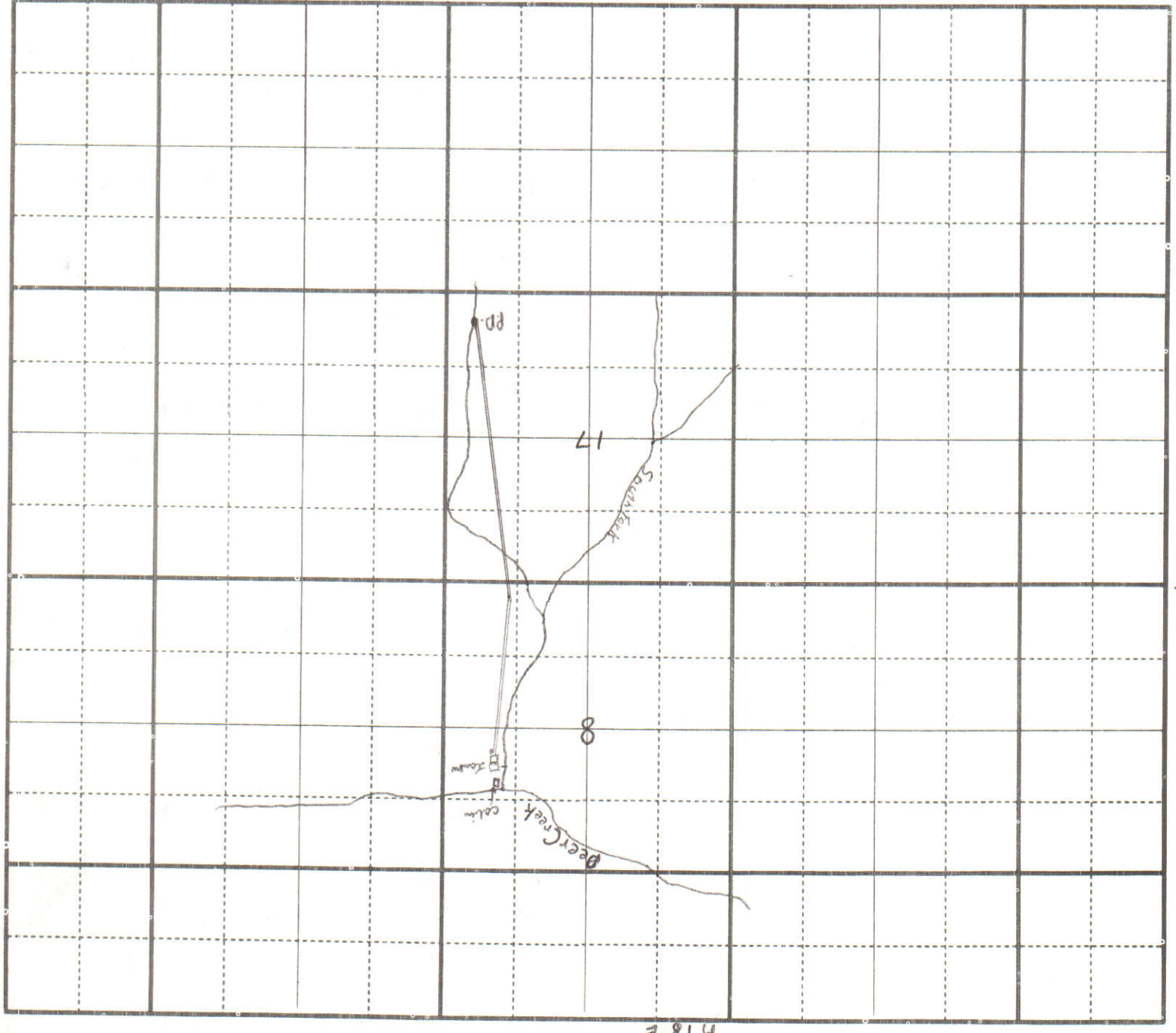
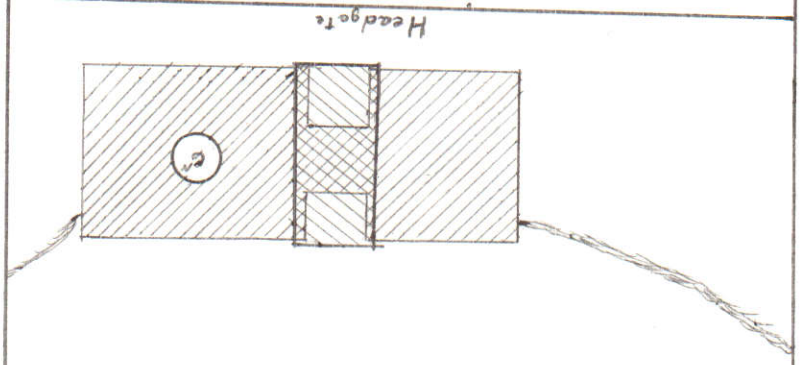


Diagram of System

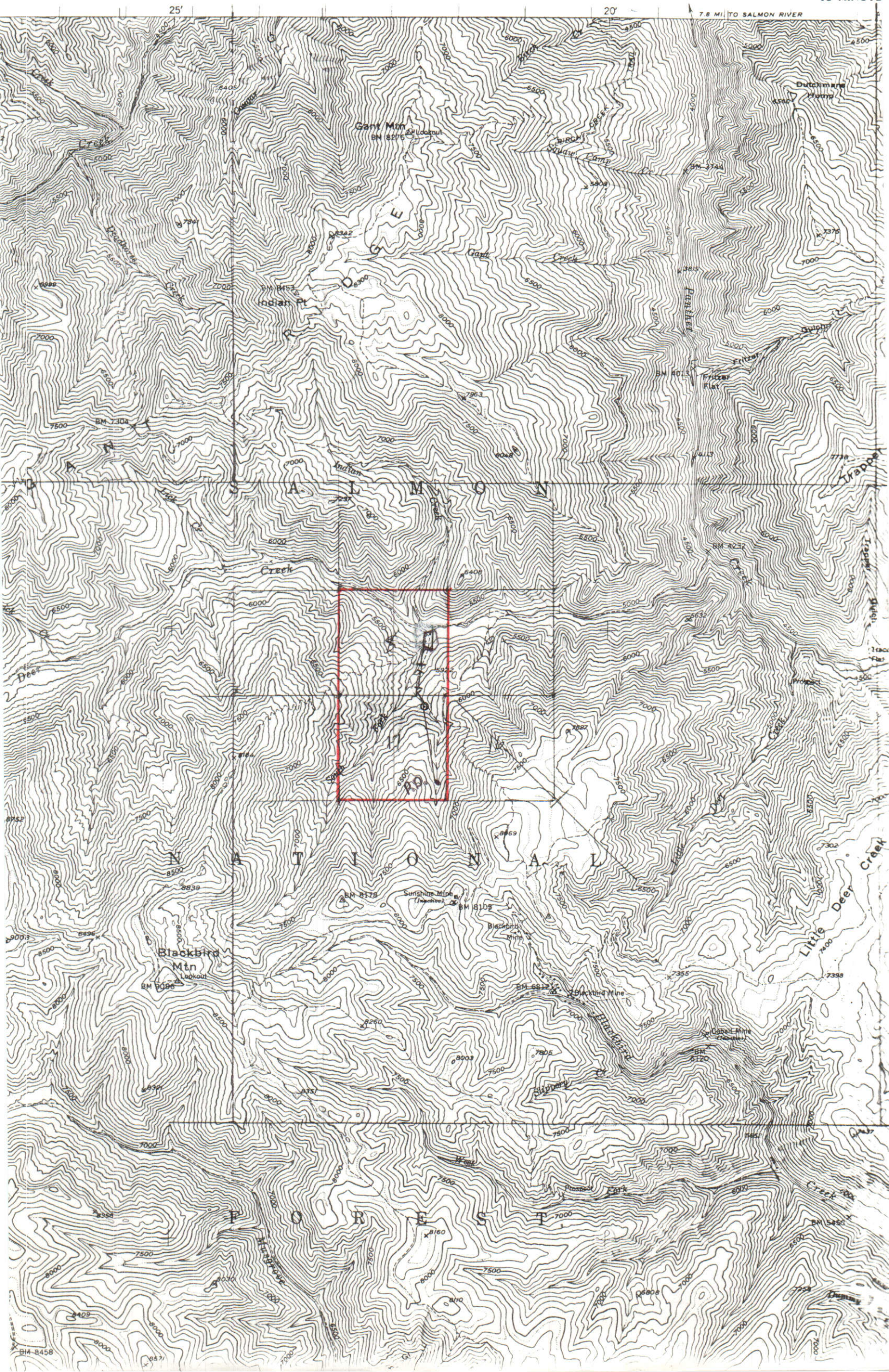


R 18 E

T 21 N

Dennold Spavin
75-7073

BLACKBIR
IC
15 MINUTE



State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 75-7073 Priority November 23, 1976 Amount 1.0 cfs

THIS IS TO CERTIFY, that DERROLD SLAVIN
of Carmen, Idaho, has complied with the terms and conditions of Permit
No. 75-7073 issued pursuant to Application for Permit dated November 23, 1976,
and has submitted proof to the Department of Water Resources on October 5, 1979,
that he has applied water to a beneficial use; an examination by the Department indicates that the works have a
capacity for the diversion of 1.03 cfs of water from Bucktail Creek,
tributary to Deer Creek, and that the permit holder has applied to a beneficial use an
established a right to use water as follows:

Beneficial Use	Period of Use	Rate of Diversion	Annual Volume
Mining	from January 1 to December 31 at	1.0 cfs and	N/A
	from	cfs and	
	from	at cfs and	
	(both dates inclusive)		

Subject, however, to the condition that no more than 1.0 cfs of water be diverted at any one time, and
that the amount of water so diverted and to which such right is entitled and confirmed for the purpose
aforementioned and is limited to the amount which can actually be beneficially used and shall not exceed
N/A acre feet per year, said waters to be diverted within the SE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 17, Twp. 21N,
Rge. 18E, B.M. in the County of Lemhi

Description and location of place of use:

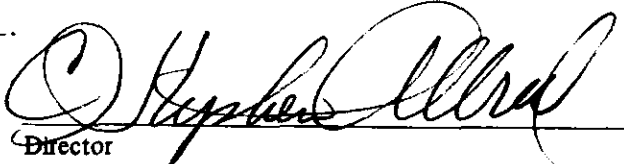
Twp.	Range	Sec.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				Totals
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
21N	18E	8		X	X										

Total number of acres irrigated _____

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

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

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 16 day of
March, 19 81.


Director

RECEIVED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

MAR 3 1981

Licensing
APPLICATION FOR AMENDMENT OF A PERMIT

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

Comes now Derrold Slavin

of (address) Carmen, Idaho 83462, 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. 75-7073, and requests that the permit and permit map be changed as follows:

1. Point of diversion: SE ¼ SE ¼, Section 17, Township 21N, Range 18E, B.M.,
County of Lemhi. Other points of diversion: _____

2. Period and nature of use: (irrigation, domestic, stockwatering, industrial, etc.)

Amount 1.00 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)

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

3. Place of use or land to be irrigated:

TWP	RGE	SEC	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
21N	18E	8			X	X													

Total number of acres to be irrigated = _____

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

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

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

MICROFILMED

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

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

Scale: 2 inches equal 1 mile.

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

Signed at Carmen Ida, this 25 day of February, 19 81.
Darroll Slavin
(Signature)

FOR DEPARTMENT USE ONLY

#18450

Preliminary check by [Signature] Fee = \$20.00

Received by [Signature] Date 3-11-81

Publication prepared by [Signature] Date _____

Published in _____

Publication dates _____

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

I, C. STEPHEN ALLRED, Director of the Department of Water Resources hereby
APPROVE the above referenced Amendment for Permit No. 75-7073.

Witness my hand this 16 day of March, 19 81.

[Signature]
Director

DET

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
REQUEST FOR EXTENSION OF TIME

To provide additional time in which to submit
proof of beneficial use on a water right permit

DARRELL SLAVIN

(Name)

of Salmon, County of Lemhi

(Address)

State of Idaho, deposes and says:

That he is the holder, or the duly authorized agent of the holder*, of Permit to appropriate the Public Waters of the State of Idaho No. 75-7073.

That under the terms and conditions of said permit, work thereunder was required to be completed on or before December 31,, 19 78.

That he has heretofore performed the following work described under said permit: has diverted water through a 6" plastic pipe approx 9,000 ft from Bucktail Ck to the confluence of Southfork & Big Bear Ck where heavy metals are precipitated in 2, 24' x 40' settling ponds by adding lime Costing \$ 21,000

That he is unable to complete the remainder of the work within the required time for the following reasons, to-wit: present weather conditions prohibit further work at this time at the elevation of the work. The drought of 1977, curtailed the work and the project greatly for that full year. The applicant is still anxious to take completion of the project and has completed everything necessary at this time except for the measuring device.

Wherefore, he asks that the Department of Water Resources extend the time for the completion of obligations under said permit to December 31,, 19 79.

Darrell Slavin
(Signature)*

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

IT IS HEREBY ORDERED that the above application for extension of time be APPROVED and the time within which to submit proof of beneficial use of water is extended to January 1, 1980.

Signed this 2nd day of January, 19 79.

A. Glen Sayton
Chief, Operations Bureau

BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE
STATE OF IDAHO

IN THE MATTER OF CHANGING THE MEASURING)
DEVICE REQUIREMENT FOR PERMIT NO. 75-7073)

ORDER

WHEREAS, the above numbered permit was approved with the condition that a measuring device of a type approved by the Department be permanently installed and maintained as part of the diverting works; and,

WHEREAS, on July 1, 1978, the Department adopted a new water measurement condition which states: "An access port or other device as specified by the Department shall be installed by the permit holder to provide for the installation of measuring equipment and the determination of the rate of diversion by the Department"; and,

WHEREAS, the former condition required the permit holder to purchase and install a measuring device or hire a professional engineer to certify the rate of diversion; and,

WHEREAS, the measuring device condition effective July 1, 1978, requires less capital expenditure by the permit holder; and,

WHEREAS, to be equitable to holders of permits issued prior to July 1, 1978, the new condition should be retroactive;

NOW THEREFORE, it is hereby ordered that the condition of approval of this permit related to water measurement is hereby changed as follows: "The permit holder shall either install a measuring device or provide a certified measurement by a professional engineer or install an access port or other device as specified by the Department".

Dated this 18th day of August, 1978.


C. STEPHEN ALLRED
Director

Identification No. 75 7073

Application No. _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR PERMIT

APPROVED

To Appropriate the Public Waters of the State of Idaho
(TYPE OR PRINT IN INK)

1. Name of applicant DERROLD SLAVIN Phone: 756-3442
post office address Carmen, Idaho
2. Source of water supply Bucktail Creek which is a tributary of Deer Creek + Panther Cr., Salmon River
3. a. Location of point of diversion is NE $\frac{1}{4}$ of SW $\frac{1}{4}$ of Section 16 Township 21~~0~~ North,
Range 18 E.B.M. Lemhi County; additional points of diversion if any: _____

b. If water is not consumed, it will be discharged into S. Fork Big Deer Cr. or near NW $\frac{1}{4}$
of NW $\frac{1}{4}$ of Section 16 Township 21~~0~~ N. Range 18 E.B.M.
4. Water will be used for the following purposes:
Amount 1 cfs for mining purpose from Jan. 1 to Dec. 31 (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purpose from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purpose from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
5. Total quantity to be appropriated:
a. 1 cubic feet per second and/or
b. _____ acre feet per annum.
6. Proposed diverting works:
a. Description of ditches, flumes, pumps, headgates, etc. Grid-screen facility-6 inch pipe
from diversion-to 4" and/or 2" pipe to point of use. Valves and gates.
Approximately 3,000 feet of pipe +.

b. Height of storage dam _____ feet, active reservoir capacity _____ acre feet; total reservoir
capacity _____ acre feet; materials used in storage dam: Wooden tanks and shallow ponds not to exceed 15,000 gallon capacity.
Period of year during which storage will occur Jan. 1 to Dec. 31 inclusive.
(Mo. Day) (Mo. Day)
c. Proposed well diameter is _____ inches; proposed depth of well is _____ feet.
7. a. Time required for the completion of the works and application of the water to the proposed beneficial use
is 2 years.
b. Estimated construction cost is \$25,000.00.
8. Description of proposed uses:
a. If water is **not** for irrigation:
(1) Give the place of use of water: NW $\frac{1}{4}$ of NW $\frac{1}{4}$ of Section 16 Township 21~~0~~ N.,
Range 18 E., B.M. also known as Black Rock Millsite. Also used in
SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 9, T.21~~0~~ N., R. 18 E., B.M.
(2) Amount of power to be generated: _____ hp under _____ feet of head.
(3) List number of each kind of livestock to be watered _____

(4) Name of municipality to be served _____, or number of families to be
supplied with domestic water _____
(5) If water is to be used for other purposes describe: Water will be impounded for a
period of time which will vary with the flow. Minerals will be
removed by a process of ionic exchange and the flow returned to
the streambed. Primarily copper will be removed.

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

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	

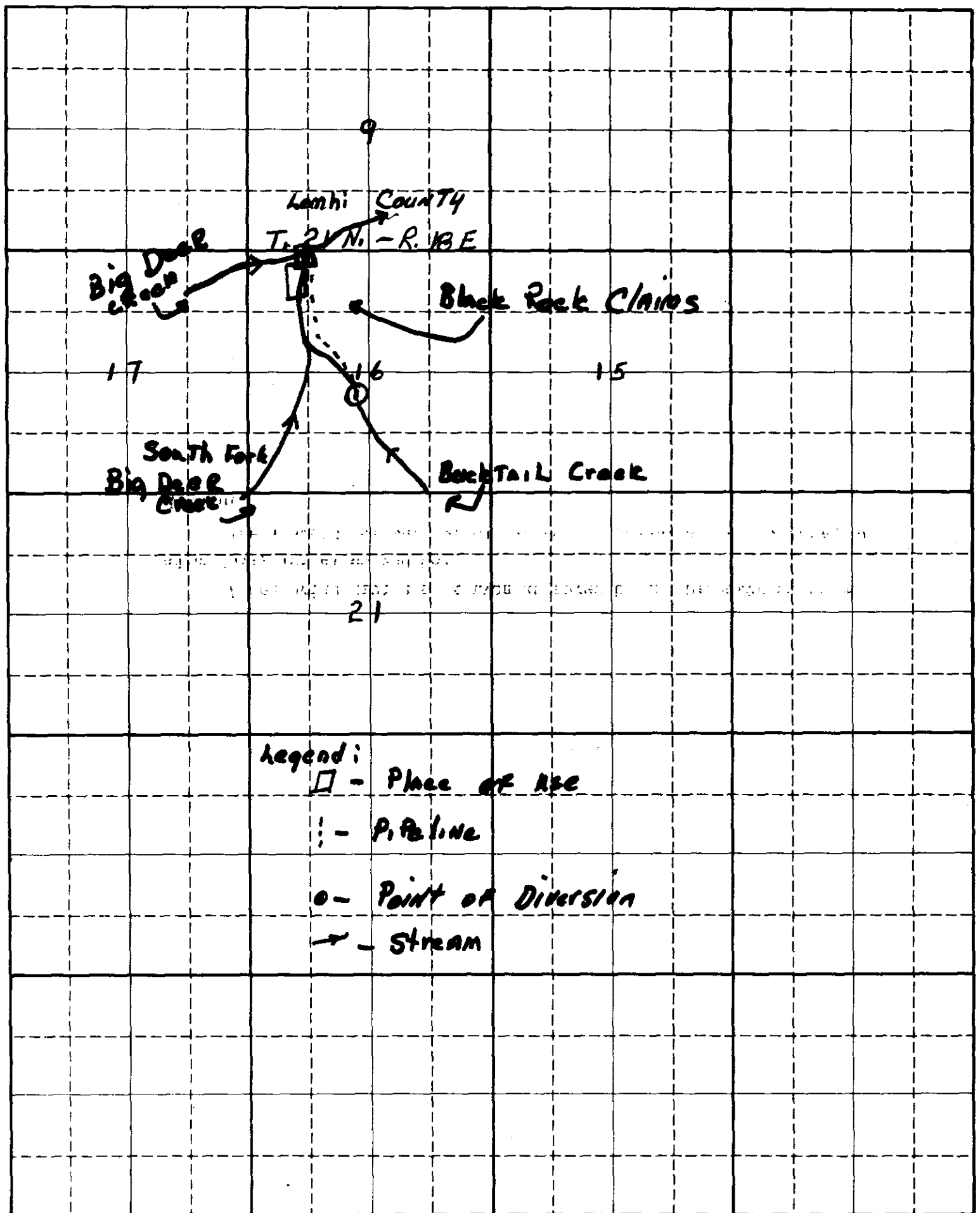
Total number of acres to be irrigated. _____

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

9. a. Who owns the property at the point of diversion U.S. Government. Special Use permits will allow facilities.
b. Who owns the land to be irrigated or place of use Applicant holds a Mineral Claim at the point of use.
c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing Applicant has arranged for Special Use permits from the U.S. Forest Service.

- * 10. Remarks (a) Water will not be consumed except to the extent of transmission loss or evaporation.
(b) Water will be returned to the streambed in a purified condition.
(c) Use is on unsurveyed Public Domain and locations have been approximated.

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.

Herold Slavin
(Applicant)

Proposed Priority 11-23-76

Received by CW Date 11-23-76 Time 11:35A

Preliminary check by BR Fee \$ 25.00

Receipted by CW Date 11-23-76 # 4436

Publication prepared by CW Date 12-02-76

Published in Kecayden Herald

Publication dates Dec 9 + 16, 1976

Publication approved me Date 12-20-76

Priority reduced to _____ Reason _____

Protests filed by: _____

Copies of protests forwarded by _____

Hearing held by _____ Date _____

Recommended for approval denial by me

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. 75-7073, 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.

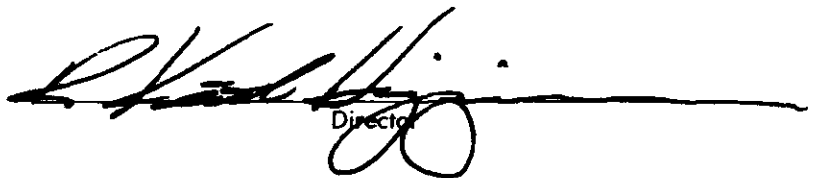
b. Proof of construction of works and application of water to beneficial use shall be submitted on or before January 1, 19 79.

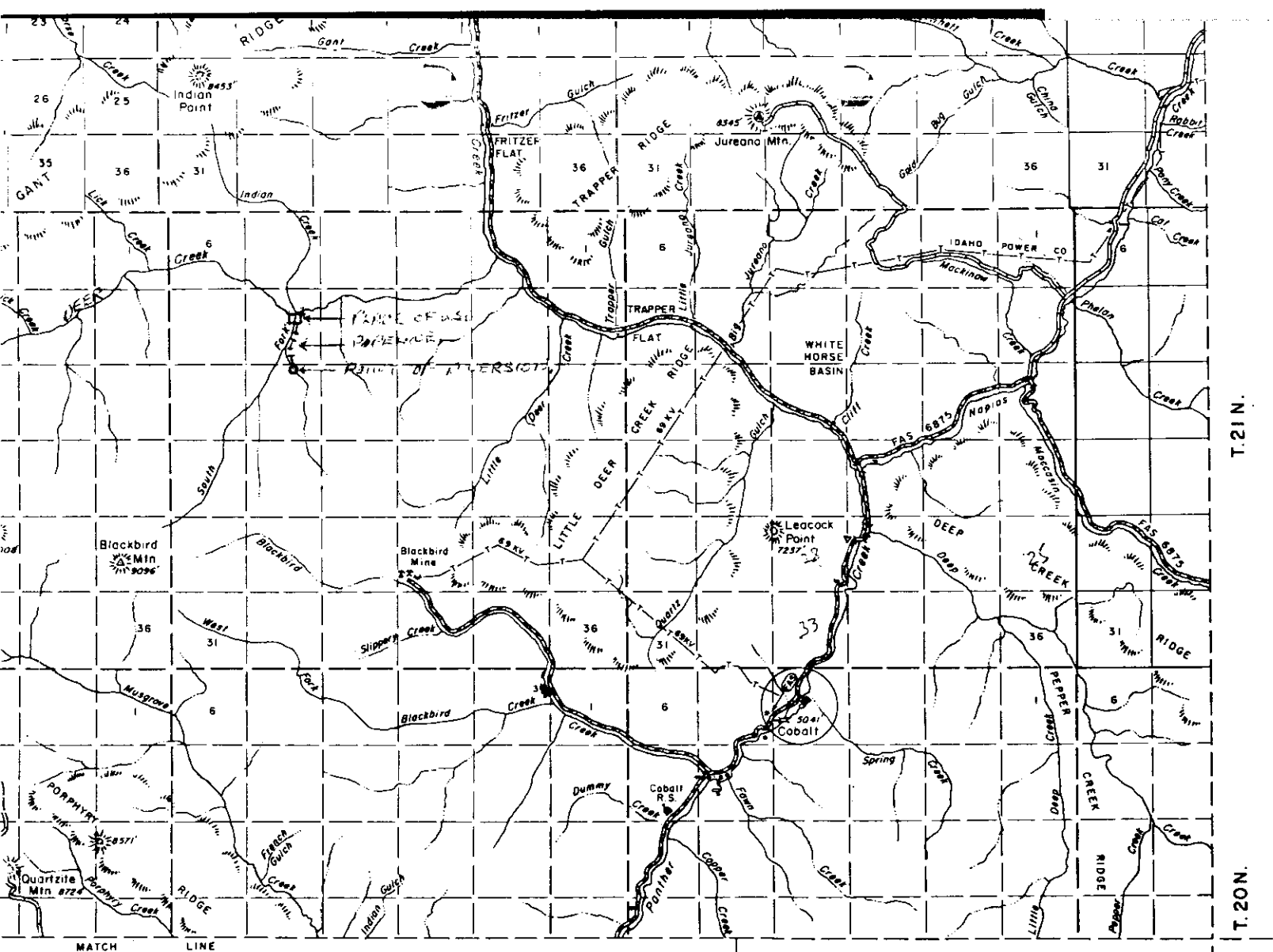
c. Other: A measuring device of a type approved by the Director shall be permanently installed and maintained as part of the diverting works.

The issuance of this permit in no way grants any right-of-way or easement across the land of another person.

2. Denial of said application is for the following reasons: _____

Witness my hand this 29 day of December, 19 76.


Director



Sheet - 3
M H I C O U N T Y

LEGEND

Unimproved road
Graded and drained road
Gravel road graded and drained
Private road (farm entrance, etc.)
Local roads within municipalities
Federal Aid Secondary system
End of Federal Aid system
Distance measured between points
Intermittent stream
Narrow stream
Wide stream
Lake, reservoir or pond
Springs
Irrigation canal
Aqueduct tunnel or syphon
Minor structure (20' or less)
General bridge (over 20ft.)
General bridge (over 200ft.) (s-steel)
Prominent elevation, butte
Mountains or ridges

Mountain pass
Road through canyon
State line
County line
Township line
Unsurveyed Township line
Section line
Unsurveyed section line
Match line
Inset boundary line
Forest boundary line
Wilderness Area
Other cities and villages
Picnic ground
Camp site
Forest ranger station
Prominent peak and lookout tower
Farm unit
Dwelling (in use) (not in use)
Group of dwellings

Post Office
Store or small business (in use) (not in use)
Business and filling station
Group of barracks for migrant workers
Seasonal dwelling
Seasonal dwellings closely spaced
Cemetery
School
Townhall, grange or community hall
Fire engine house
Mine (any kind)
Ore mill
Transmission line
Power substation
Culture shown out of position
Triangulation station
Latitude and longitude
Landing area or strip

Affidavit of Publication

RECEIVED
DEC 20 1976

STATE OF IDAHO

County of Lemhi

ss.

Department of Water Resources
Eastern District Office

JERRY G. ROSIN

, being first duly sworn, deposes and says that he is one of the printers (publisher) of the RECORDER HERALD, a newspaper published weekly at Salmon, Lemhi County, Idaho, and of general circulation therein,

That the Notice of Application for Water Permit # 75-7073

..... a true printed copy of which is attached to the margin hereof, has been and was correctly printed and published in the regular and entire issue of every number of said newspaper and not in any supplement thereof or thereto for 2 consecutive issues, commencing with the issue dated Dec. 9, 1976 and ending with the issue dated Dec. 16, 1976.

Jerry G. Rosin

Subscribed and sworn to before me, this sixteenth

day of December, 1976.

Carl Armstrong
Notary Public for the State of Idaho,
Residing at Salmon, Idaho

Publication Fee \$ 14.04

WATER RIGHT NUMBER 75-7073

OWNER LAST NAME - SLAVIN

FIRST NAME - DERROLD

ORIG OWNER -

ADDRESS LINE 1 -

ADDRESS LINE 2 -

ADDRESS LINE 3 -

CITY - CARMEN

STATE - ID ZIP CODE - 83462

SOURCE - BUCKTAIL CREEK

TRIBUTARY OF - DEER CREEK

STAGE - LICENSE

STATUS -

PRIORITY - 11-23-1976 COUNTY - LEMHI

TOTAL DIV. RATE - 1.0000 -CFS

TOTAL DIV. VOLUME -

.00 AFA TRFR/AMEND -

WATER DIST. -

DLE/CAREY ACT -

RIGHT BASIS -

DIVERSION POINT - SESE 17 21N 18E LOT REDIV -

0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0

FROM - 01-01 TO - 12-31 USE - MINING

USE DIV. RATE - 1.0000 CFS USE DIV. VOLUME - .00 AFA

USE - MINING

PLACE OF USE - TWN 21N RNG 18E SEC 08 TRACT SWNE LOT AC TRACT SENE LOT AC

DECREE NAME -

DATE -

TOTAL ACRES 0

REMARKS -

NON IRRIG USE -

OTHER RIGHTS FOR SAME USE -

PROOF DUE - 01-01-1980 PERMIT/DENIED - 12-29-1976 PROTESTED -

HEARING -

OLD NO. -

PROOF MADE - P FLD EXAM - COND. OF APPROVAL - 015 04

DIVERSION MEANS - GRID-SCREEN, PIPELINE, VALVES & GATES.

IDENT. NO. 75-7073

WATER RIGHT
DATA ENTRY LOG

[illegible]

WATER RIGHT ANALYSIS FORM

- DATA ENTRY -

Identification No. 1 75-7073
Old No. New No.

Record

1. Original Owner: Herrold Slavin

Present Owner: _____

2. Address:

3. City: Carmen State: ND Zip: _____4. A. Source of Water: Bucktail CreekB. Tributary of: Neer Creek5. A. Stage (A,P,L,D,S,J): P

B. Status (D,L,R,C,A,I,F - leave blank if valid):

C. Priority Date: 11-23-1974D. County: 59E. Total Diversion Rate: 1.

F. Total Diversion Volume:

G. Transfer/Amendment (P,T of A or blank):

H. Water District:

I. DLE/Carey Act (D,C or blank):

J. Right Basis (for adjudication claims A,B,C only):

	Tract	Sec.	Twp.	Rge.	Gov't Lot	Rediv.
6. A. Point of Diversion	<u>NK SW</u>	<u>16</u>	<u>21 N</u>	<u>18 E</u>		

7. Period of Use, Use, Diversion Rate/Volume:

from 1-1 to 12-31 for X purposes. Amount 1.
(cfs or AC-FT/yr)

from _____ to _____ for _____ purposes. Amount _____

from _____ to _____ for _____ purposes. Amount _____

from _____ to _____ for _____ purposes. Amount _____

from _____ to _____ for _____ purposes. Amount _____

from _____ to _____ for _____ purposes. Amount _____

from _____ to _____ for _____ purposes. Amount _____

840 10-4

8. Use Code: *X*

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	
<i>21N</i>	<i>18E</i>	<i>16</i>					<i>X</i>												

9. A. Decree Name:

B. Decree Date:

10. Remarks: A.
B.
C.
D.
E.

11. Other Uses (Non-irrigation explanatory information):

12. Other Rights for Same Use:

13. A. Proof Due Date: *1-1-1980*

B. Date Permit Approved or Denied: *12-29-1976*

C. Protested Date:

D. Hearing Date:

E. Old Number:

F. Proof Made (P or blank): *f*

G. Field Exam Made (P,R,F or blank):

H. Conditions of Approval: *OIB, 64*

14. Diversion Means (brief narrative): *grid-screen, pipeline, valves + gates*



State of Idaho

DEPARTMENT OF WATER RESOURCES

STATE OFFICE, 373 W. Franklin Street, Boise, Idaho

JOHN V. EVANS

Governor

C. STEPHEN ALLRED

Director

Mailing address:

Statehouse

Boise, Idaho 83720

(208) 384-2215

March 23, 1981

Derrold Slavin
Carmen,
Idaho 83462

Dear Mr. Slavin,

RE: License No. 75-7073

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

Also enclosed is a copy of the approved Application for Amendment along with Receipt No. 18450 in the amount of \$ 20.00 .

Sincerely,

JAMINGBOMBON

Water Rights Supervisor

JG/kw

Enclosure

MICROFILMED



State of Idaho
DEPARTMENT OF WATER RESOURCES
STATE OFFICE, 450 W. State Street, Boise, Idaho

JOHN V. EVANS
Governor

C. STEPHEN ALLRED
Director

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

February 4, 1981

Derrold Slavin
Carmen,
Idaho 83462

Dear Mr. Slavin,

A representative of this Department made an examination of the works covered by your Permit No. 75-7073 on October 23, 1979, and has found the following:

Amount of water that can be recognized as beneficially used under
Idaho law: 1.00 cfs Source: Bucktail Creek

The maximum quantity diverted shall not exceed 724 acre feet
per year.

Point of diversion: SE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 17, Twp. 21N, Rge. 18E, B.M.

Beneficial use: Mining within the SE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 8, Twp. 21N, Rge. 18E.

Priority date established: November 23, 1976

In order for the Department to issue the above license, it will be necessary for you to amend the permit to correspond with the findings of the field examiner. We are enclosing a partially completed amendment form for your use in this matter.

Please sign the amendment application and return it to this office along with a \$20.00 filing fee within 30 days in order that we might issue your license as set forth above. If you do not concur with these findings or have any questions, please contact us within the 30-day period.

Sincerely,

JAN PROVENSON
Water Rights Supervisor

JG:j
Enclosure

RECORDED

DEPARTMENT OF WATER RESOURCES
FIELD REPORT

1. Name of permit holder Dorrod Slavin
Post office address Carmen, Idaho Phone 756-3442
Person to contact _____ Phone _____
2. Source of water supply: Groundwater ☐ Surface water ☒ Buck Tail Creek
(name spring, stream, etc.)
Tributary to Deer Creek - Panther Cr. - Salmon River

3. Water will be used for the following purposes:

Amount 1 cfs. c.f.s. for mining
_____ AF/Annum (nature of use)

Period of Use: from Jan 1 to Dec 31
(mo.-day) inclusive (mo.-day)

Amount _____ c.f.s. for _____
_____ AF/Annum (nature of use)

Period of Use: from _____ to _____
(mo.-day) inclusive (mo.-day)

Amount _____ c.f.s. for _____
_____ AF/Annum (nature of use)

Period of Use: from _____ to _____
(mo.-day) inclusive (mo.-day)

Other uses: _____

4. Total amount to be appropriated:

Max Rate of Diversion 1 cfs cubic feet per second and annual volume _____ AF/Annum.

5. Location of Point(s) of Diversion:

Township 21 N/S, Range 18 E/W, B.M., Section 16, Subdivision NE $\frac{1}{4}$ SW $\frac{1}{4}$, Lemhi
County

Township _____ N/S, Range _____ E/W, B.M., Section _____, Subdivision _____ $\frac{1}{4}$ _____ $\frac{1}{4}$, _____
County

Township _____ N/S, Range _____ E/W, B.M., Section _____, Subdivision _____ $\frac{1}{4}$ _____ $\frac{1}{4}$, _____
County

Other Points of Diversions: _____

Description of diverting works: hid screen facility - 6" pipe from diversion to 4" or 2" pipe
to place of use. Approx. 3,000 ft. of pipe

Measuring device required: yes ☒ no ☐

6. Lands to be irrigated or place of use.

TWP.	RANGE	SEC.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				TOTALS
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
21N	18E	16					X												
		9											X						

TOTAL ACREAGE _____

Permit No. 75-7073
Examination for _____

R18 E

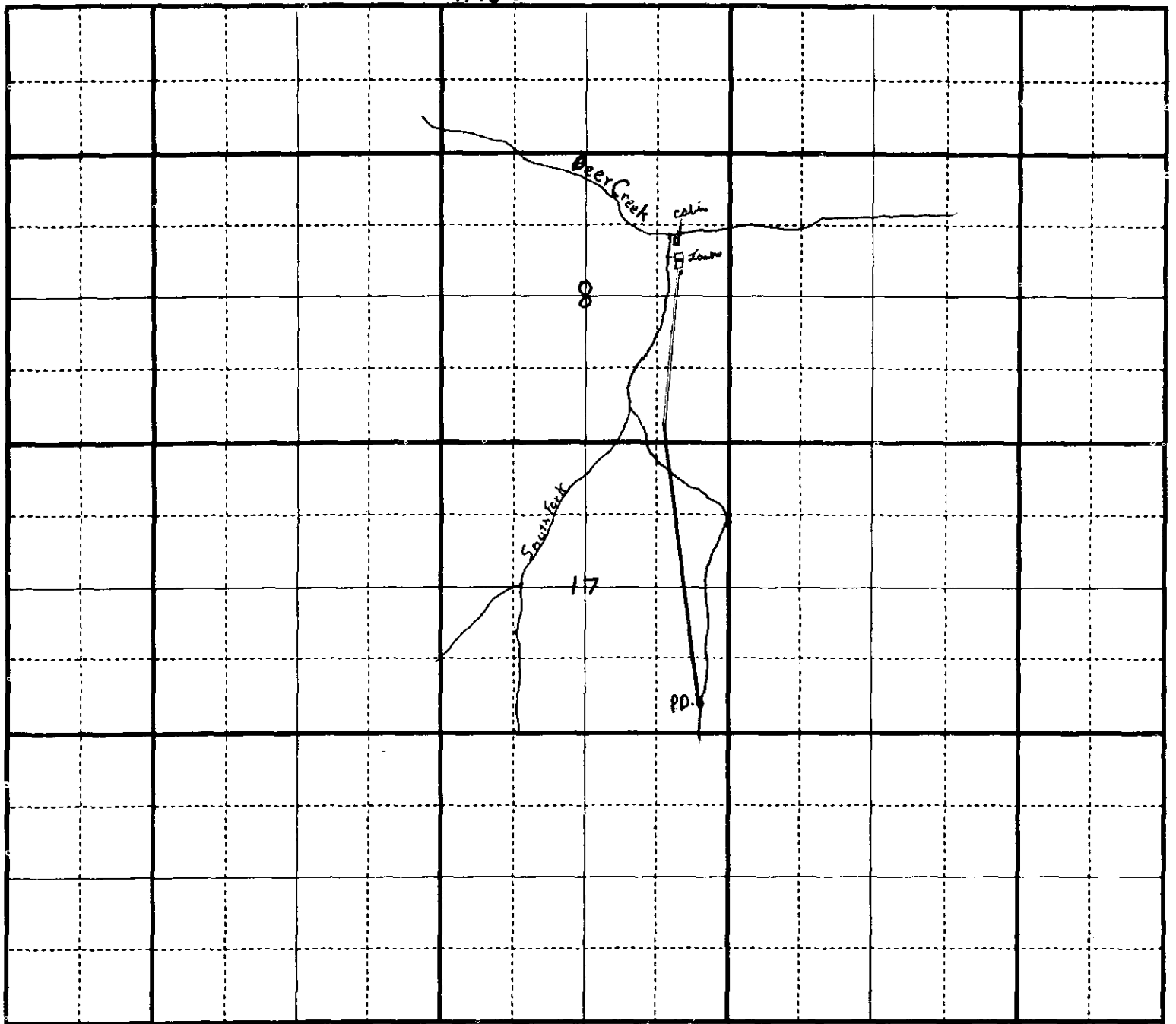
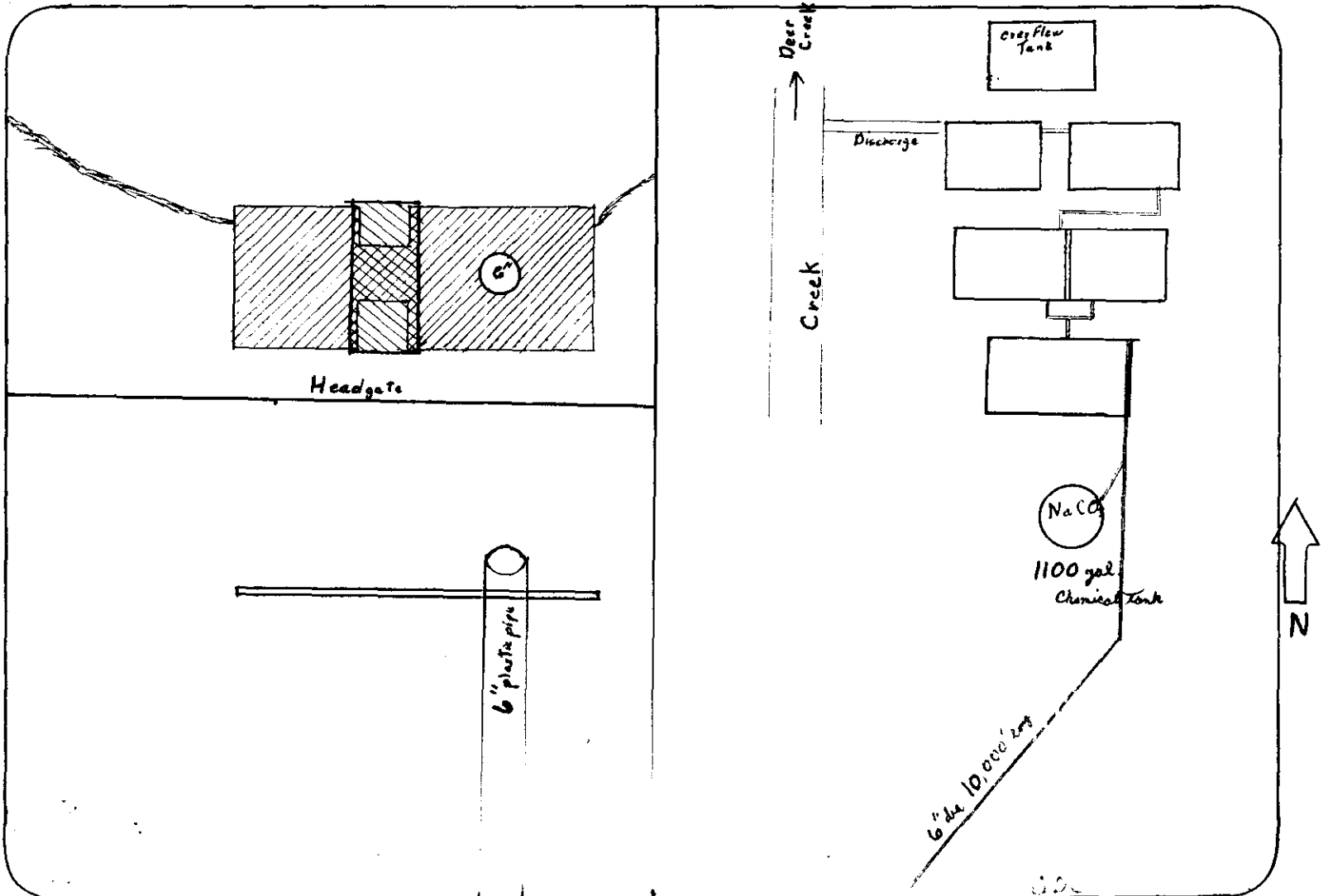
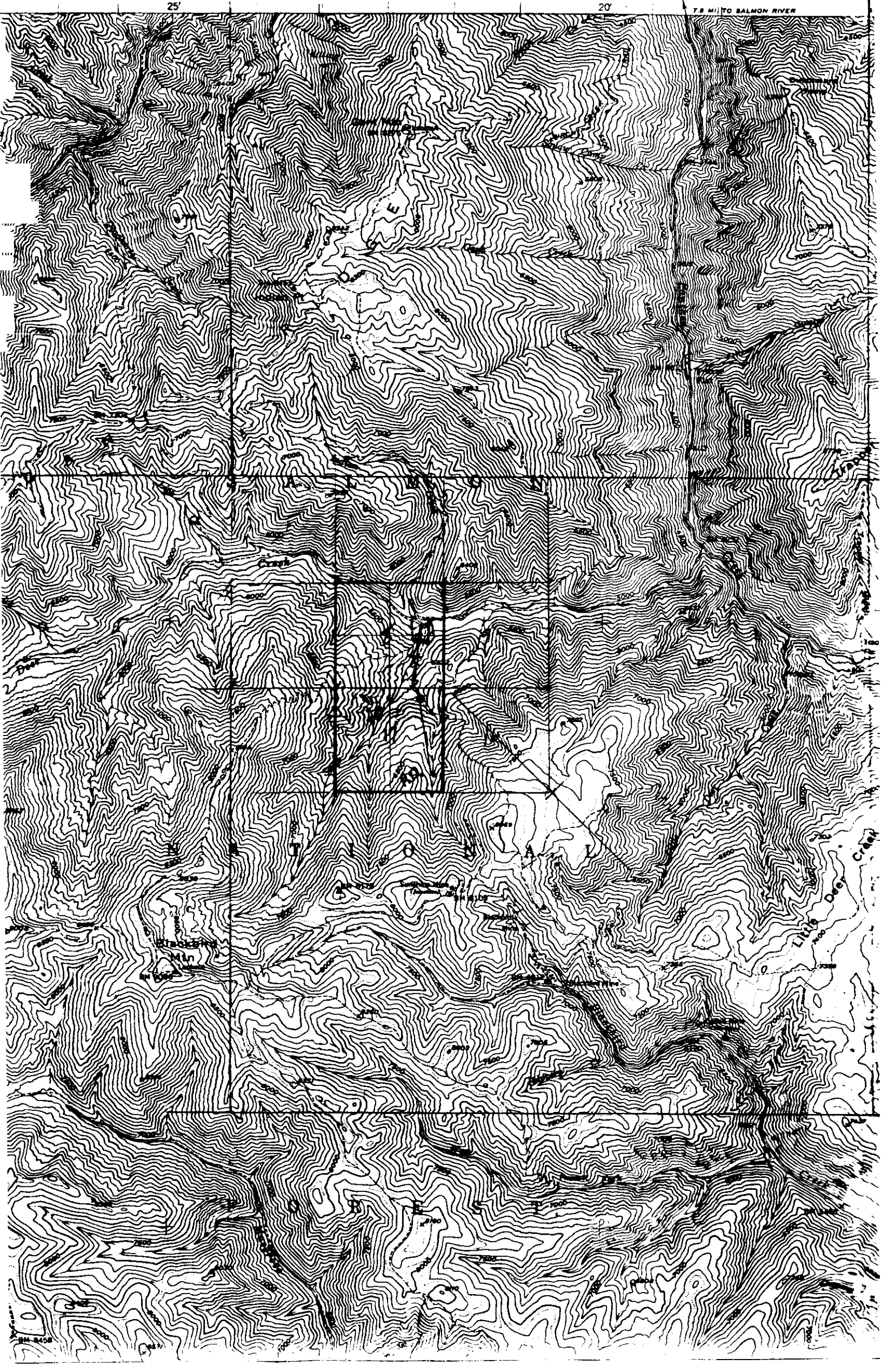


Diagram of System



Donald J. [unclear]
75-7073

BLACKBIR
II
15 MINUTE





james s. johnston, p.e.

johnston and couch
engineers • surveyors



david j. couch, i.s.

1021 main street (p.o. box 1460)
salmon, idaho 83467
(208) 756-3019

June 19, 1979

RECEIVED

OCT 5 1979

Department of Water Resources
Eastern District Office

Mr. Derrold Slavin

Carmen, Idaho 83462

Dear Mr. Slavin

permit 15-7073

As you requested, I took a water measurement on a tributary to the South Fork of Big Deer Creek. The point of diversion for your water is located in the SE $\frac{1}{4}$ SE $\frac{1}{4}$, Section 7, T. 21 N., R. 18 E.

About 300 yards above your point of diversion is an existing V-Notch weir. This weir is properly constructed and was used for the water measurement. On May 25, 1979, the flow over the weir was 1.03 cfs. From available evidence along the banks of the stream, it appears the flow may reach 1.25 cfs during the run-off.

Your point of use is mainly in the SW $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 8; however, you may be encroaching slightly into the SE $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 8.

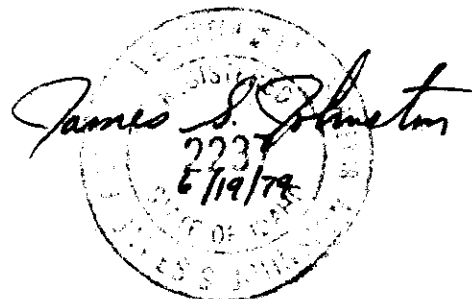
If I can be of any further assistance, please feel free to call.

Sincerely,

James S. Johnston, P.E.

JSJ:kw

Examiners
findings of
p.d. & p.u.
are
not
consistent
with
engineer's
findings



AF for ^{this} non-consumptive
use should be NA

DATE OF EXAM Oct. 23, 79

ACREAGE
Found N/a
Recommended N/a

Irrigation Requirement N/a Ac Ft/Ac

USE
Irrigation Q = _____ c.f.s. V = _____ AF/Ann. from _____ to _____
Domestic Q = _____ c.f.s. V = _____ AF/Ann. from _____ to _____
Livestock Q = _____ c.f.s. V = _____ AF/Ann. from _____ to _____
Mining Q = 1.0 cfs V = 724 AF/Ann. from Jan 1 to Dec 31

Is water co-mingled? yes _____ no X

Name source: N/a
twp. _____ N/S, Rge _____ E/W, B.M., Sec. _____, Sub. _____ 1/4 _____ 1/4 _____
County _____

Exchange? yes _____ no X

Name source exchanged with: N/a
twp. _____ N/S, Rge _____ E/W, B.M., Sec. _____, Sub. _____ 1/4 _____ 1/4 _____
County _____

Point of injection: N/a
twp. _____ N/S, Rge _____ E/W, B.M., Sec. _____, Sub. _____ 1/4 _____ 1/4 _____
County _____

Point of exchange: N/a
twp. _____ N/S, Rge _____ E/W, B.M., Sec. _____, Sub. _____ 1/4 _____ 1/4 _____
County _____

Total Q measured 1.03 cfs ^{capacity} Method of measurement submitted P.E. measurement
Total Q recommended 1.00 Meter No. _____ Type 90° V-Notch Condition New
Total V recommended 724 AF/yr

Recommended Amendments:

P.D. SE 1/4 SE 1/4 Sec. 17 T21N R18E
Place of Use SE 1/4 NE 1/4 Sec. 8 T21N R18E - SW 1/4 NE 1/4 Added due to remote location and difficulty in EXACT LOCATION OF P/U.
Other _____
None _____
Jun 2/4/81

MEASUREMENT CALCULATION:

See attached P.E. measurement submitted by James S. Johnston.
1021 main street (p.p. box 1460) salmon, Idaho.
Allow 1.0 AS PER PERMIT
1.0 cfs x 1.9835 AF/cfs/dy x 365 d/yr = 724 AF/yr. This is a non consecutive use.

SYSTEM DESCRIPTION:

A 90° V-Notch Weir was constructed on Bucktail Creek above a headbox made of wood with a 6" dia plastic pipe extending into the reservoir. There is 10,000' of 6" plastic pipe from the point of diversion to the headbox. The pH of the water at the p.d. is 3. Sodium carbonate is injected into the pipe before open discharging, changing the pH to 7-7.5 (neutral) and precipitating a greenish colloidal. These

REMARKS: continued

are 5 settling ponds to collect the precipitate before returning the water to the creek bed. The process removes 91% of the copper and 83% of the cobalt. Estimated yield is 30,000 to 40,000 lbs of copper oxides and 10,000 lbs of cobalt oxides. The settling ponds average 25' by 40' and 5' deep.
Shown and described by Donald Spivey

Examiner's Signature John Dale Carlson Date 10/31/79
Checked by Anthony R. Kozlowski Date 2/21/80
Approved by _____ Date _____



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
EASTERN REGION

John V. Evans
Governor

C. Stephen Allred
Director

1515 Lincoln Road
Idaho Falls, Idaho 83401
(208) 523-7186

November 21, 1979

RE: Permit No. 75-7073

Derrold Slavin
Box 41
Carmen, ID 83402

Dear Mr. Slavin:

We acknowledge receipt of the proof of beneficial use card submitted for the above referenced permit.

Before a license can be issued, a field examination must be made by a representative of this department. We cannot tell just when this examination will be made, but our examiner will try to contact you at the time he makes the examination so that you may show him the system.

If you have any questions regarding the field examination, please contact our eastern regional office.

Very truly yours,

JACKIE S. DERNING
Senior Clerk

cc: IDWR - State Office

MICROFILMED

DEPARTMENT OF WATER RESOURCES

The Idaho Department of Water Resources will consider this card as a statement that the permit holder(s) has completed development to the extent shown below of Permit No. 75-7073.

Name(s) of Permit Holder: DERROLD SLAVIN

Post Office Address: Box 41 CARMEN Ida 83462

Tel. No. 756-3442

Source of Water: Bucktail Ck branch of Southfork of Big Deer Ck

Extent of Use: ☐ Domestic SE 1/4 SE 1/4 Sec 2, T 21 N, R 18 E (number of households)
☐ Stockwater _____ (number and type of stock)
☐ Irrigation _____ (acres)
☐ Other MINING, Removal of heavy metals, then water treatment

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

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

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

10-3-79

Date

Derrold Slavin
 Signature of Permit Holder

Derrold SLavin

Box 41

Carmen, Ida 83462

PLACE
TEN CENT
STAMP
HERE

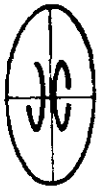
RECEIVED

OCT 5 1979

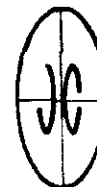


Department of Water Resources

IDAHO DEPARTMENT OF WATER RESOURCES
STATEHOUSE
BOISE, IDAHO 83720



johnston and couch
engineers • surveyors



james s. johnston, p.e.

david j. couch, i.s.

RECEIVED

1021 main street (p.o. box 1460)
salmon, idaho 83467
(208) 756-3019

Department of Water Resources

June 19, 1979

Mr. Derrold Slavin

Carmen, Idaho 83462

Dear Mr. Slavin

As you requested, I took a water measurement on a tributary to the South Fork of Big Deer Creek. The point of diversion for your water is located in the SE $\frac{1}{4}$ SE $\frac{1}{4}$, Section 7, T. 21 N., R. 18 E.

About 300 yards above your point of diversion is an existing V-Notch weir. This weir is properly constructed and was used for the water measurement. On May 25, 1979, the flow over the weir was 1.03 cfs. From available evidence along the banks of the stream, it appears the flow may reach 1.25 cfs during the run-off.

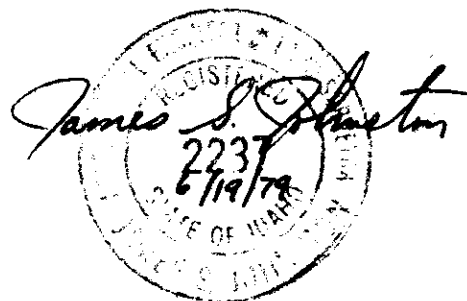
Your point of use is mainly in the SW $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 8; however, you may be encroaching slightly into the SE $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 8.

If I can be of any further assistance, please feel free to call.

Sincerely,

James S. Johnston, P.E.

JSJ:kw



RECEIVED

RECEIVED

OCT 5 1979

Department of Water Resources

Oct 3, 79

Dear Sir:

Please find enclosed beneficial use card & Certified Engineer's measurement of water.

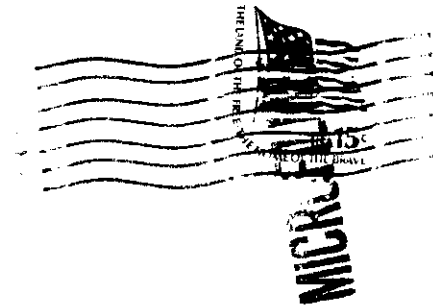
Also I am requesting examination of beneficial use from the the IF office.

Sincerely
Dorold Slavin

Derrold Slavin

CARMEN, IDAHO - 83462

Box 41



Ida. Dept. of Water Resources
Statehouse
Boise, Ida. 83720

Noranda Mines Limited
P.O. Box 45
Commerce Court West
Toronto, Ont., Canada M5L 1B6

noranda

(416) 867-7111

RECEIVED

JUL 16 1979

July 11, 1979

Department of Water Resources

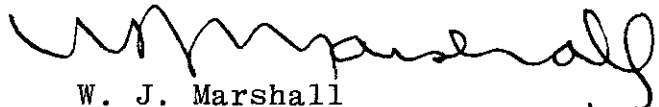
Mr. N. C. Young
Acting Administrator
Department of Water Resources
Statehouse
Boise, Idaho 83720

Dear Mr. Young:

Just a note to thank you very much for the copy of the Derrold Slaven permit for the diversion of Bucktail Creek into a mineral extraction process. Your explanation of the complete processing to the issuance of a license clarified the situation considerably. When the mine is brought into production again problems relative to these water rights could develop, however we probably should not try to cross the bridge at the present time.

Thanking you again for all your assistance in this and other matters.

Yours very truly,



W. J. Marshall
Environmental Control Coordinator.

WJM:kw

DIRECTOR	
DEPUTY DIR.	
RESO. ADMIN.	
RESO. ANALYSIS	
OPER. BUREAU	
TECH. SER. BUR.	
ECOL. STUD. BUR.	
LEGAL	
FISCAL	
PERSONNEL	
FILES	

75-7073

MICROFILMED

*File in
45-7073*

June 29, 1979

Mr. W.J. Marshall
Noranda Mines Limited
O.O. Box 45
Commerce Court West
Toronto, Ont M5L 1B6 Canada

Dear Mr. Marshall:

During the recent briefing and tour of the Blackbird Mine, you asked about the nature of the water rights held by Mr. Derrold Slavin for the mineral extraction process on Bucktail Creek. Enclosed is a copy of an approved permit authorizing the diversion of 1 cfs for mining purposes. The time in which to submit proof of application to beneficial use has been extended to January 1, 1980. Assuming that the development is completed and proof of beneficial use is submitted, this department will examine the use in the field and issue a license for the water use made in compliance with the permit. This license will evidence the right to use the water on a continuing basis unless forfeited or abandoned sometime in the future.

You expressed concern that renewal of the Blackbird mining operation could reduce the flow of water in Bucktail Creek and possibly effect Mr. Slavin's water right. I am not sufficiently versed as to the details of the hydrologic and geologic characteristics of Bucktail Creek and the physical facts of how previous and planned mining operations effect these characteristics to clarify the matter beyond just describing the existing water right.

I appreciated the hospitality of you and your group at the recent briefing.

Very truly yours,

Norman C. Young,
Acting Administrator
Resources Analysis Division

NCY:mb



STATE OF IDAHO, DEPARTMENT OF WATER RESOURCES
Statehouse
Boise, Idaho 83720 (208) 384-2215

January 3, 1979

Darrell Slavin
Salmon,
Idaho 83467

Dear Mr. Slavin:

Re: Permit No. 75-7073

Enclosed is a copy of the approved application for extension of time in connection with the above referenced permit.

The time within which to submit proof of beneficial use of water has been extended to January 1, 1980.

Sincerely,

Jan Grover
Water Rights Supervisor



State of Idaho
DEPARTMENT OF WATER RESOURCES
STATE OFFICE, 373 W. Franklin Street, Boise, Idaho

JOHN V. EVANS

Governor

C. STEPHEN ALLRED

Director

Mailing address:
Statehouse
Boise, Idaho 83720
(208) 384-2215

100368

CERTIFIED MAIL

October 31, 1978

Re: Permit No. 75-7073

Derrold Slavin
Carmen,
Idaho 83462

Dear Mr. Slavin:

One of the conditions of approval of your water Permit No. 75-7073 (see last page of your approved permit) was that evidence of the extent of development be submitted as proof of application of water to beneficial use to this office on or before January 1, 1979. Enclosed is an affidavit form which must be used to submit the required proof of beneficial use.

If you have not fully completed your project, and you have not previously received an extension of time, you may request an extension of time provided the delay is for reasonable cause as indicated in Section 42-204, Idaho Code, amended. If you have been prevented from proceeding by a governmental agency or by litigation, more than one extension of time can be granted.

Either the beneficial use affidavit or a request for an extension of time must be received by this Department on or before the above mentioned date, otherwise, the permit will lapse and be of no further force or effect.


RITA FLECK
Water Rights

Encl: Proof affidavit



State of Idaho
DEPARTMENT OF WATER RESOURCES
STATE OFFICE, 373 W. Franklin Street, Boise, Idaho

JOHN V. EVANS
Governor

C. STEPHEN ALLRED
Director

Mailing address:
Statehouse
Boise, Idaho 83720
(208) 384-2215

9/2/78

Dear Wateruser:

The enclosed Order changes the measuring device condition of approval on your water right permit.

The changed condition should be less restrictive and provide more flexibility to you in the development of your water right system. The specifications related to the size and location of the access port will be available upon request from the Department, as soon as the Department's measuring equipment is obtained.

If you have questions regarding this matter, please contact this office or our regional offices.

Sincerely,

L. GLEN SAXTON
Chief, Operations Bureau

LGS:JG:kw

Enclosure

December 30, 1976

Re: Permit No. 75-7073

Derrold Slavin
Carmen, ID 83462

Dear Mr. Slavin:

Enclosed is a copy of your approved Application for Permit No. 75-7073. We direct your attention to the conditions of approval as listed on the fourth page.

Be sure to note that a special condition requiring you to install and maintain a measuring device at your point of diversion has been placed upon your permit. We are enclosing a letter describing different types of measuring devices accepted by this office.

Sincerely,

BOBBY D. FLEENOR
Chief, Water Rights

Enclosure: Copy of permit

December 20, 1976

RE: Application for Permit No. 75-7073 DERROLD SLAVIN

James R. Bennetts
Attorney at Law
P.O. Box 36
Challis, Idaho 83226

Dear Mr. Bennetts:

Concerning the property description in respect to the recent filing of Derrold Slavin, we have decided to use the Metzger and leave the description in its original form. This decision was not based on whose map was the most accurate, but simply having a map for reference that reflected the property description as it was stated on the application for permit.

Presently, this application for permit is in the advertising phase which will be terminated December 27, 1976, provided the Department receives no protests on or before said date, the permit will then be forwarded to Boise for final action.

The Department appreciates your cooperation in this matter and if you have any further questions, please feel free to contact us.

Very truly yours,

ERNEST M. CARLSEN
Water Resource Agent

EMC:cw

P.S. Have a MERRY CHRISTMAS!

(208) 879-2488

JAMES R. BENNETTS
ATTORNEY AT LAW
P. O. BOX 36
CHALLIS, IDAHO 83226

December 16, 1976

RECEIVED

DEC 17 1976

Department of Water Resources
Eastern District Office

Mr. Ernest M. Carlsen
Water Resource Agent
State of Idaho
Department of Water Resources
1515 Lincoln Road
Idaho Falls, Idaho 83401

Re: Slavin Filing

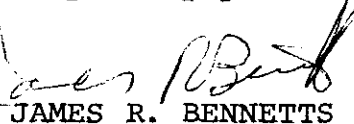
Dear Mr. Carlsen:

We have recently corresponded pertaining to the property description in respect to the recent filing of Darrell Slavin on water in the Panther Creek drainage.

We could not determine whether our maps or your maps were more accurate. Could we have the benefit of your comment after looking at our Metzger?

Thank you.

Very truly yours,



JAMES R. BENNETTS

JRB:ps
cc: Darrell Slavin

December 6, 1976

RE: Application for Permit No. 75-7073

U.S. Forest Service
District Ranger
Salmon National Forest
Salmon, Idaho 83467

Gentlemen:

Please be advised that the above referenced application has been filed by Derrold Slavin. He has indicated that the point of diversion is located on Forest Service lands, and is aware that he must obtain a Special Use Permit from your office.

If you have any further questions in regards to this matter, please feel free to contact this office.

Very truly yours,

RONALD D. CARLSON
Supervisor,
Eastern Region

RDC:CW

cc: Derrold Slavin

Enc: Copy of App.

December 3, 1976

RE: Application for Permit No. 75-7073 SLAVIN
" " " No. 75-7074 PLESNER

The Recorder Herald
Box 310
Salmon, Idaho 83467
Gentlemen:

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

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

An affidavit of publication must be submitted to the Department along with the publication bill.

Very truly yours,

RONALD D. CARLSON
Supervisor,
Eastern Region

Bill submitted 12-20-76 by CW

RDC:CW

Enc: Legal Notice (2)

**NOTICE OF APPLICATION
FOR WATER PERMIT**

Notice is hereby given that Derrold Slavin, Carmen, Idaho has on 11-23-76 submitted Application No. 75-7073 for a permit to appropriate 1.00 cubic feet per second of water from Bucktail Creek tributary to Deer Creek and Panther Creek by means of ponds and pipelines within the NE $\frac{1}{4}$ -SW $\frac{1}{4}$, Sec. 16, T. 21N, R. 18E, B. M., Lemhi County; to be used from Jan. 1 to Dec. 31 for mining purposes within the NW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 16, SW $\frac{1}{4}$ -SW $\frac{1}{4}$, Sec. 9, T. 21N, R. 18E, B. M.

If issued, this permit will be subject to all prior water rights. Protests against the granting of the permit must be filed with the Idaho Department of Water Resources, 1515 Lincoln Road, Idaho Falls, Idaho, 83401 on or before December 27, 1976.

R. KEITH HIGGINSON
Director

Published in The Recorder Herald, Salmon, Idaho on December 9 and December 16, 1976.

12-9-20

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that Derrold Slavin,
Carmen, Idaho

has on 11-23-76 submitted Application No. 75-7073
for a permit to appropriate 1.00 cubic feet per second XXXXXXXXXXXXXXXXXXXX
of water from Bucktail Creek tributary to Deer Creek and Panther Creek
by means of ponds and pipelines
within the NE 1/4 SW 1/4, Sec. 16, T. 21N, R. 18E, B.M., Lemhi County;

to be used from Jan. 1 to Dec. 31
for mining purposes

within the NW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 16, SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 9, T. 21N, R. 18E, B.M.

If issued, this permit will be subject to all prior water rights. Protests against the granting of the permit must be filed with the Idaho Department of Water Resources, 1515 Lincoln Road, Idaho Falls, Idaho, 83401 on or before _____
December 27, 1976

R. KEITH HIGGINSON

Director

Recorder Herald, Salmon, Idaho

Published in the
December 9

on December 9 and December 16, 1976

the S. B.
the B.
the A.

(208) 879-2488

JAMES R. BENNETTS
ATTORNEY AT LAW
P. O. BOX 36
CHALLIS, IDAHO 83226

November 29, 1976

RECEIVED

DEC 1 1976

Department of Water Resources
Eastern District Office

Mr. Ernest M. Carlsen
Water Resource Agent
State of Idaho
Department of Water Resources
1515 Lincoln Road
Idaho Falls, Idaho 83401

Re: Slavin Application

Dear Sir:

Thank you for your letter of November 24. I am enclosing a copy of the Metzger which we felt would be the most accurate mapping in the area because of the extensive mapping of claims to the south of the property in question.

It is quite interesting to note that there is a substantial difference in the map work on the Metzger and on the map used by your office.

Please look this map over and if you feel it advisable, we would be most happy to amend the description as to point of diversion, place of use, as we certainly want the most accurate description possible.

Again, thank you for your attention to this matter.

Very truly yours,

JAMES R. BENNETTS

JRB:ps
ENC

November 24, 1976

Mr. James R. Bennetts
Attorney at Law
P.O. Box 36
Challis, Idaho 83226

Dear Mr. Bennetts:

The Department has received the application for permit submitted by your office on behalf of Derrold Slavin, Carmen, Idaho, and have taken the necessary steps to initiate its being processed.

The application states the point of diversion as being the NE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 16, T. 21N, R. 18E, B.M., and the NW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 16, T. 21N, R. 18E, B.M., as the place of use. However, in using the junction of Deer Creek and the southfork of Deer Creek as a point of reference on our county map, it appears the point of diversion would either be in the SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 8, or the NW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 17, both being in T. 21N, R. 18E, B.M., and the place of use would be the SW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 8, T. 21N, R. 18E, B.M. We have enclosed a copy of the map showing the area in question which demonstrates our findings.

Realizing this is unsurveyed land and legal descriptions are, at best, approximate in nature, we suggest the recorded location of Mr. Slavin's mining claim be checked to determine if an amendment for the place of use and point of diversion should be submitted.

Please feel free to contact this department if we can be of any assistance in solving this unique problem.

Very truly yours,

ERNEST M. CARLSEN
Water Resource Agent

EMC:me

Attachment: Receipt No. 4436

Enclosure

JAMES R. BENNETTS
ATTORNEY AT LAW
P. O. BOX 36
CHALLIS, IDAHO 83226

(208) 879-2488

RECEIVED

NOV 23 1976

Department of Water Resources
Eastern District Office

November 19, 1976

Department of Water Resources
1515 Lincoln Road
Idaho Falls, Idaho 83401

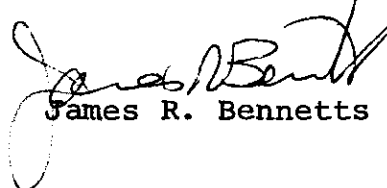
Re: D. Slavin

Attention: Bill Rhoads

Dear Bill:

We are enclosing Application For Permit on behalf of
Derrold Slavin, Carmen, Idaho. I will be in touch
with you on the telephone next week to discuss same.

Very truly yours,


James R. Bennetts

JRB:jab
Enclosure

Bill - IF you see. Any Problems - call me.

11/23/76

DEPARTMENT OF WATER RESOURCES
- STAFF ANALYSIS -

Item Initial Date

Application No. _____

☒ Source
☒ Point of Diversion
☒ County
☒ Quantity of Water and Period of Use
☒ Description of Diverting Works.
☒ Time required for B/U of water
☒ Place of Use or Acres Irrigated
☒ Map
☒ Signature
☒ Fee

(1) EMC 11/23/76.

In form to receipt YES.

(2) EMC 11/23/76

Send Copies to:

Idaho State Health Department

Idaho Fish and Game Department

Bureau of Land Management

(3) EMC 11/23/76

☒ Request Special Use Permit from U.S.F.S.

Request Easement from B.L.M.

Request Information from Applicant

(4) EMC 11/23/76

In form for advertising YES.

(5) EMC 11/23/76.

Platted on Map No. R-23 - BLACKBIRD MT. 1950.

(6) EMC 11/23/76.

Located within Water District No. NONE

(7) EMC 11/23/76.

Critical groundwater area: yes _____ no X

(8) EMC 11/23/76.

Groundwater levels: N.A.

Declining, _____ Stable, _____ Increasing

(comment) _____

(9) EMC 11/23/76.

Other rights on the same place of use None.

(10) EMC 11/23/76.

Comments: PLACE OF USE & P.R. MIGHT NEED
AMENDING.

(11) W 12/20/76

Affidavit of Publication received (date) Dec. 20, 1976

(12) W 12/27/76

Final date for protests December 27, 1976
Protests received: yes _____ no _____

(13) RDC 12/27/76

All requested information received from agencies or applicant: yes _____ no _____

(14) 11 11

Action recommended:

☒ Approve _____ Deny

11/23/76 Proposed Priority

Reason for Reduction

☒ Measuring device required

☒ See ~~attached sheet~~ for other conditions of approval

No special conditions for approval

(15) District E

By RDC

Date 12/27/76

PERMIT DOES NOT GRANT
ACCESS OR EASEMENT
TO THE LANDS OF ANOTHER
PERSON.

Copy
filed