

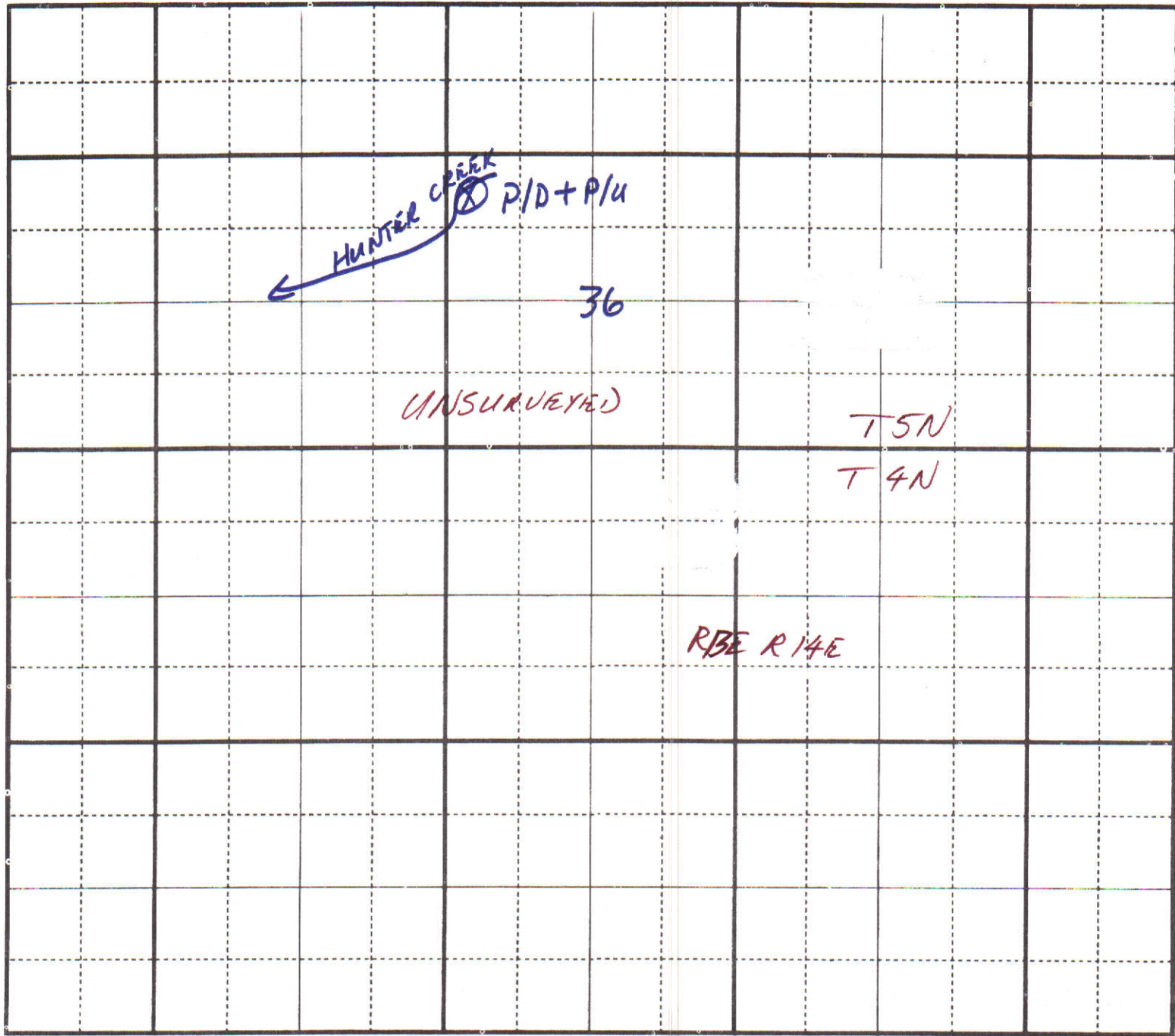


Diagram of System

**NOTICE OF APPLICATION
FOR WATER PERMIT**

Notice is hereby given that FAIRFIELD MINING COMPANY, INC., 744 East Weber Ave., Stockton, Cal. has on Sept. 13, 1972 submitted Application No. 63-7659 for a permit to appropriate 1.0 cubic feet per second of water from Hunter Creek, trib. to South Fork Boise River by means of pump & pipeline within the NW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 36, T. 5N., R. 13E., B.M., Camas County to be used from May 15 to October 15, for mining purposes within the NW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 36, T. 5N., R. 13E., 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 Administration, Statehouse, Boise, Idaho, 83707, on or before October 16, 1972.

R. KEITH HIGGINSON,
Director

9-28-2tc

63 7659

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 63-7659 Priority September 13, 1972 Amount 1.0 cfs

THIS IS TO CERTIFY, that FAIRFIELD MINING COMPANY, INC.
of Stockton, California, has complied with the terms and conditions of Permit
No. 63-7659 issued pursuant to Application for Permit dated September 13, 1972,
and has submitted proof to the Department of Water Resources on August 21, 1978,
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 1.0 cfs of water from Hunter Creek,
tributary to South Fork Boise River, 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 <u>May 15</u> to <u>October 15</u> at <u>1.0</u> cfs and <u>304.9</u> acre feet		
	from _____ to _____ at _____ cfs and _____		
	from _____ to _____ 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 is for the purpose
aforementioned and is limited to the amount which can actually be beneficially used and shall not exceed
304.9 acre feet per year, said waters to be diverted within the NW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 36, Twp. 5N,
Rge. 13E, B.M. in the County of Camas

Description and location of place of use:

Twp.	Range	Sec.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				Totals
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
5N	13E	36					X												

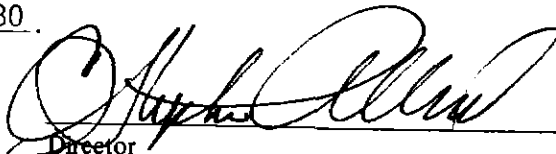
Total number of acres irrigated _____

CONDITIONS: When water used under this license 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 the water will not be impaired for other
beneficial uses. (2) Use of water under this license is subject to control by the
watermaster of State Water District No. 63, Boise River.

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 29 day of
August, 19 80.


Director

MICROFILMED

BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE
STATE OF IDAHO

IN THE MATTER OF REMOVAL OF THE MEASURING
DEVICE REQUIREMENT FOR PERMIT NOS. 63-7659
AND 63-7660 IN THE NAME OF FAIRFIELD MINING
COMPANY, INC.

ORDER

WHEREAS, on September 13, 1972, Fairfield Mining Company, Inc. applied to the Department of Water Resources for two permits to appropriate 1.0 cubic feet per second of water from Bear Creek to be diverted within the SE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 31, Twp. 5N, Rge. 13E B.M., Camas County, to be used for mining purposes (63-7660) and 1.0 cubic feet per second of water from Hunter Creek to be diverted within the NW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 36 Twp. 5N, Rge. 13E B.M., Camas County, to be used for mining purposes (63-7659); and,

WHEREAS, on November 7, 1972, the Department approved said applications with the condition that proof of construction of works and application of water to beneficial use be submitted to the Department on or before November 1, 1977, and 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 November 8, 1977, the permit holder submitted and was granted a request for extension of time to November 1, 1978; and,

WHEREAS, on August 21, 1978, the permit holder submitted proof of beneficial use; and,

WHEREAS, on September 27, 1979, the Department received a request for removal of the measuring device requirement on both permits; and,

WHEREAS, it has been determined by the Department that a measuring device is not required at this time for a determination of the quantity of water appropriated under said permits;

IT IS, THEREFORE, HEREBY ORDERED that the condition of approval that a measuring device of a type approved by the Department be permanently installed and maintained as part of the diverting works, be and is, REMOVED from Permit No. 63-7659 and 63-7660.

Dated this 21st day of November, 1979.

L. Glen Saxton
L. GLEN SAXTON

Chief, Operations Bureau

MICROFILMED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

NOV 8 1977

APPLICATION FOR EXTENSION OF TIME

Department of Water Resources

State of Idaho)
County of CAMAS)

Permit No. 7659

KENNETH L. WASHBURN of 744 E. WEBER STOCKTON
(name) (address)

State of CALIF 93202, being first duly sworn, upon his oath 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. 7659.

That under the terms and conditions of said permit, work thereunder was required
to be completed on or before 11/1, 1977.

That he has heretofore performed the following work described under said permit:

completed construction of settling ponds to
reduce the silt load in the return water to such a
condition that no further uses will be impaired.
ingress + egress lines being constructed Costing \$ 1,800.00

That he is unable to complete the remainder of the work within the required time for
the following reasons, to-wit: death of Ted Roy Washburn who

was most familiar with requirements of
state. work is now resuming.

Wherefore, he asks that the Department of Water Resources extend the time for the
completion of obligations under said permit to NOV 1, 1978.

OK WTH

(signature) *

Subscribed and sworn before me this 31st day of OCTOBER, 1977.

seal

[Signature]
Notary Public residing at
Fairfield, Idaho

My commission expires 1/1/78

ACTION OF THE DIRECTOR OF THE 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 be extended
to November 1, 1978.

Witness my hand this 2 day of December, 1977.

[Signature]
Chief, Operations Bureau

* IF OTHER THAN HOLDER, Power of Attorney must be supplied. Forms are available
through the Department of Water Resources, Statehouse, Boise, Idaho 83720.

Identification No. _____

Application No. 13-7659

APPROVED

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION
APPLICATION FOR PERMIT

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

1. Name of applicant FAIRFIELD MINING COMPANY, INC.
post office address 744 East Weber Avenue, Stockton, California
2. Source of water supply Hunter Creek which is a tributary of South Fork Boise
3. a. Location of point of diversion is NW $\frac{1}{4}$ of NW $\frac{1}{4}$ of Section 36 Township 5N
Range 13E B.M. Camas County; additional points of diversion if any: _____

- b. If water is not consumed, it will be discharged into Settling Ponds at a point in NW $\frac{1}{4}$
of NW $\frac{1}{4}$ of Section 36 Township 5N Range 13E B.M. _____
4. Water will be used for the following purposes:
Amount 1.0 for Mining purpose from 5/15 to 10/15 (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. 1.0 cubic feet per second and/or
b. _____ acre feet per annum.
6. Proposed diverting works:
a. Description of ditches, flumes, pumps, headgates, etc. pump & pipeline

b. Height of storage dam _____ feet, active reservoir capacity _____ acre feet; total reservoir
capacity _____ acre feet, materials used in storage dam: _____
Period of year during which storage will occur _____ to _____ 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 5 years.
b. Estimated construction cost is \$ 1,000.00.
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 36 Township 5N
Range 13E 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: _____

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

[illegible]

Scale: 2 inches equal 1 mile

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

s application for permit to appropriate the public


(Applicant)
President

(LeRoy A. Washburn)

63 7650

Received by WLF Date 9/13/1972 Time 2:00
 Preliminary check by WLF Fee \$ 25.00
 Received by WLF Date 9-13-72
 Publication prepared by WLF Date 9-20-72
 Published in Blodgett County Leader
 Publication dates 9-28-72 & 10-5-72
 Publication approved WLF Date 10-6-72
 Priority reduced to 9-13-72 Reason _____

Rec'd # 8819

Protests filed by: _____
 Copies of protests forwarded by _____
 Hearing held by _____ Date _____
 Recommended for approval denial by D

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER ADMINISTRATION

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. 63-7659, 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 November 1, 19 77.
- c. Other: A measuring device of a type approved by this Department shall be permanently installed and maintained as part of the diverting works.
Settling ponds shall be installed which are capable of reducing the silt load in the in the return water to such a level that the quality of the waters of Hunter Creek will be impaired for other beneficial uses.
Return water shall be treated to insure that the effluent meets (interstate) stream water quality standards.
~~2. Denial of said application is for the following reasons:~~ (intrastate) stream water quality standards.
Use of water under this permit is subject to control by the watermaster of State Water District NO. 63, Boise River.

Witness my hand this 7th day of November, 19 72.

R. Karl Higin
 Director

DEPARTMENT OF WATER ADMINISTRATION
- STAFF ANALYSIS -

Item	Initial	Date	
(1)	<u>SLP</u>	<u>9/19/72</u>	Application No. <u>63-7659</u> Name <u>Fairfield Mining Co</u>
(2)	<u>SLP</u>	<u>9/19/72</u>	Check: ☒ Signature ☒ Point of Diversion ☒ Quantity of Water and Period of Use ☒ Description of Diverting Works ☒ Time required for C/W and application of water to B/U ☒ Place of Use ☒ Map ☒ Fee
(3)	<u>NO</u>		Send copies to: ☐ Idaho State Health Department ☐ Idaho Fish and Game Department ☐ Bureau of Land Management
(4)	<u>NO</u>		☐ Request Special Use Permit from U.S.F.S. ☐ Request Easement from B.L.M.
(5)	<u>SLP</u>	<u>9/19/72</u>	In form for advertising _____
(6)	<u>MP</u>	<u>10-6-72</u>	Affidavit of Publication received <u>OK</u>
(7)	<u>SLP</u>	<u>10/17/72</u>	Final date for protests <u>October 16, 1972</u> Protests received: yes _____ no <u>X</u>
(8)	<u>NA</u>		Date and Place of hearing _____ Decision reached at hearing _____
(9)	<u>KHP 10/30</u>		Located within Water District No. <u>63</u>
(10)	<u>NA</u>		Critical groundwater area: yes _____ no _____
(11)	<u>NA</u>		Groundwater levels: ☐ Decline (comment) _____ ☐ Stable (comment) _____ ☐ Increasing (comment) _____
(12)			Comments: _____
(13)	<u>SLP</u>	<u>10/17/72</u>	Action recommended: ☒ Approve Priority <u>9/13/72</u> ☐ Deny Reason for Reduction _____
	<u>KHP</u>	<u>10/30</u>	See attached sheet for conditions of approval
			No conditions for approval
(14)			District <u>Western</u> By <u>Ken Ford</u> Date <u>10/30/72</u> Title <u>WDE</u>

RECOMMENDEDCONDITIONS OF APPROVAL

☒ A measuring device of a type approved by this Department shall be permanently installed and maintained as part of the diverting works.

☐ Measuring devices of a type approved by this Department shall be permanently installed and maintained at the point of diversion and the point of effluent discharge.

☐ Use of water under this permit is supplemental to all existing water rights with the same purpose and place of use.

☐ Maximum rate of diversion shall not exceed _____ c.f.s.

☒ Settling ponds shall be installed which are capable of reducing the silt load in the return water to such a level that the quality of the waters of _____ Creek will not be impaired for other beneficial uses.

☒ Return water shall be treated to insure that the effluent meets (interstate) (intrastate) stream water quality standards.

☒ Use of water under this permit is subject to control by the watermaster of State Water District No. 63, BOISE River.

☐ The proposed well shall not be drilled within _____ feet of another well.

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

☐ The permit shall not be assigned or sold without first securing the written approval of the Department of Water Administration.

☐ This permit cannot be assigned, mortgaged, or conveyed without complying with Section 42-208, Idaho Code.

☐ Other: _____

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that FAIRFIELD MINING COMPANY, INC., 744 East Weber Ave., Stockton, Cal. has on Sept. 13, 1972 submitted Application No. 63-7659 for a permit to appropriate 1.0 cubic feet per second of water from Hunter Creek, trib. to South Fork Boise River by means of pump & pipeline within the NW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 36, T. 5N., R. 13E., B.M., Camas County to be used from May 15 to October 15, for mining purposes within the NW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 36, T. 5N., R. 13E., 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 Administration, Statehouse, Boise, Idaho, 83707, on or before October 16, 1972.

R. KEITH HIGGINSON,
Director

9-28-2tc

Affidavit of Publication

State of Idaho, }
County of Gooding } ss.

Mary Ann Hagen, being first duly sworn, deposes and says that he is the printer (publisher) of the Gooding County Leader, a newspaper published every week in Gooding, County of Gooding, State of Idaho; that said newspaper has been continuously and uninterruptedly published for a period of seventy-eight consecutive weeks prior to the first publication of the annexed notice and is a newspaper qualified to publish legal notices as provided by act of the 1919 session of the legislature of the State of Idaho, known as House Bill 145; that the annexed advertisement

was published once each week for 2 consecutive issues in said newspaper proper and not in a supplement; that the date of the first publication of said advertisement was on the 28 day of September, 1972, and the date of the last publication was on the 5 day of October, 1972

Mary Ann Hagen
Subscribed and sworn to before me this 5 day of October, 1972
(SEAL) Rudrey C. Belsher
NOTARY PUBLIC

GOODING COUNTY LEADER

Gooding, Idaho

COST OF PUBLICATION

Number of Lines in Notice.....

Number of Insertions

Lines at 14¢

Lines at 10¢

TOTAL COST.....

COPY OF NOTICE

Title of Notice

Water Permit
Title of Notice

Fairfield Mining Co
Plaintiff Attorney

63-7659
Defendant

Plaintiff

Bill to

Water Admin
Statehouse - Annex 2
Boise 83707

PUBLICATION RATES:

(Idaho Code, (Rev. Statutes) 1956	
7 pt. per line, straight	14c
7 pt. per line, tabular	20c
7 pt. per line, successive	
Insertions.....	10c
6 pt. per line, straight	15c
6 pt. per line, tabular	20c
6 pt. per line, successive	
Insertions.....	10c

No 1622

63 7659

WRD417

WATER RIGHTS PROOF READING REPORT

05/16/85

PAGE 1

WATER RIGHT NUMBER 63-7659

OWNER LAST NAME - FAIRFIELD MINING CO. INC.

FIRST NAME - ORIG OWNER -

ADDRESS LINE 1 - 744 E. WEBER

ADDRESS LINE 2 -

ADDRESS LINE 3 -

CITY - STOCKTON

STATE - CA ZIP CODE - 95202

SOURCE - HUNTER CREEK

TRIBUTARY OF - BOISE RIVER, SOUTH FORK

STAGE - LICENSE

STATUS -

PRIORITY - 09-13-1372 COUNTY - CAMAS

TOTAL DIV. RATE - 1.0000 -CFS

TOTAL DIV. VOLUME - 304.90 AFA TRFR/AMEND -

WATER-DIST. - 63 DLE/CAREY ACT - RIGHT BASIS -

DIVERSION POINT - NWNW 36 05N 13E LOT RECIV -

0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0

FROM - 05-15 10 - 10-15 USE - MINING

USE DIV. RATE - 1.0000 CFS USE DIV. VOLUME - 304.90 AFA

USE - MINING

PLACE OF USE - TWN 05N RNG 13E SEC 36 TRACT NWNW LOT AC

DECREE NAME -

DATE -

TOTAL ACRES 0

REMARKS -

NON IRRIG USE -

OTHER RIGHTS FOR SAME USE -

PROOF DUE - 11-01-1978 PERMIT/DENIED -

PROTESTED -

HEARING -

CLE NO. -

PROOF MADE - FLD EXAM - CONC. OF APPROVAL - 05 R06

DIVERSION MEANS -

IDENT. NO. 63-7659

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

WATER RIGHT
DATA ENTRY LOG

[illegible]

WATER RIGHT ANALYSIS FORM

- DATA ENTRY -

Identification No. 1 63-7659
Old No. New No.

Record

1. Original Owner: Fairfield Mining Co. Inc.

Present Owner: _____

2. Address: 744 E. Weber3. City: Stockton State: CA Zip: 952024. A. Source of Water: Hunter CreekB. Tributary of: Boise River, South Fork5. 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: 9-13-1972D. County: 25E. Total Diversion Rate: 1

F. Total Diversion Volume:

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

H. Water District: 63

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>NW1/4</u>	<u>36</u>	<u>5N</u>	<u>13E</u>		

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

from 5-15 to 10-15 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 _____



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

September 8, 1980

Fairfield Mining Co., Inc.
744 E. Weber Ave.
Stockton, California 95202

Dear Sirs,

RE: License No. 63-7659

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

Sincerely,

A handwritten signature in cursive script that reads "Jan Grover".

JAN GROVER
Water Rights Supervisor

JG:mr
Enclosure

MICROFILMED

1. Name of permit holder Fairfield Mining Co, Inc
Post office address 744 E Weber Ave Stockton, CA Phone _____
Person to contact Kenneth L. ~~Weber~~ Washburn Phone _____

2. Source of water supply: Groundwater ☐ Surface water ☒ Hunter Creek
(name spring, stream, etc.)
Tributary to S.F. Boise River

UNCLASSIFIED

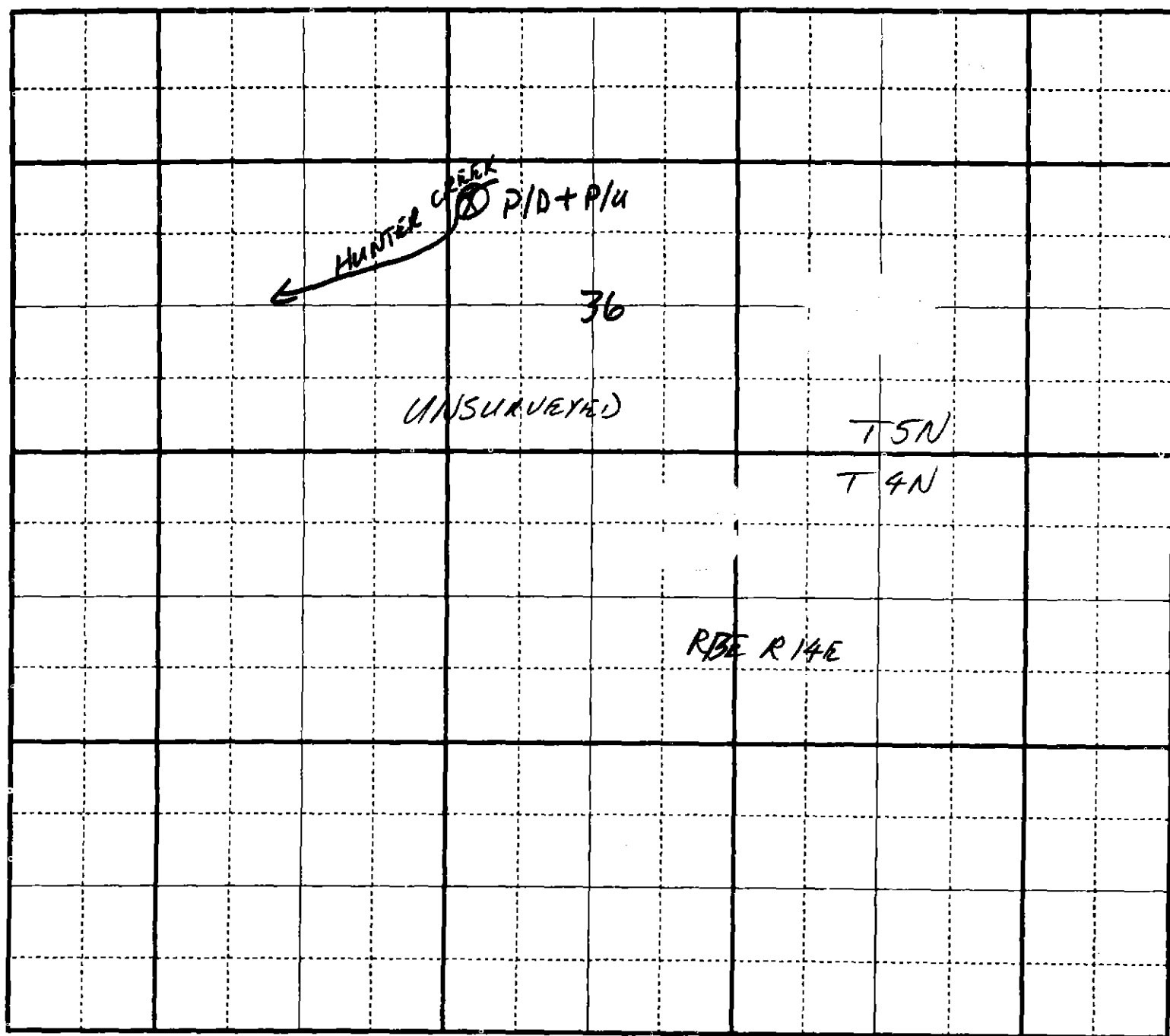


Diagram of System

DATE OF EXAM 8/24/79

ACREAGE
Found N/A
Recommended N/A

Irrigation Requirement _____ 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 = 304.9 AF/Ann 5/15 10/15

Is water co-mingled? yes _____ no ☒

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

Exchange? yes _____ no ☒

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

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

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

Total Q measured 1.0 cfs Method of measurement ESTIMATION OF CAPACITY

Total Q recommended 1.0 cfs Meter No. _____ Type _____ Condition _____

Total V recommended 304.9 AF/Ann

Recommended Amendments:

P.D. _____
Place of Use _____
Other _____
None ☒

MEASUREMENT CALCULATION:

$$V = 1.0 \text{ cfs} (1.98) (159 \text{ days}) = 304.9 \text{ AF/Ann}$$

SYSTEM DESCRIPTION:

DIVERSION FROM CREEK THROUGH DITCH TO P/L

REMARKS:

WATER FLOW WAS LOW IN AUGUST WHEN INSPECTION MADE. EVIDENCE OF HIGH WATER MARKS IN CREEK AND DITCH SHOW CAPACITY OF APPROX. 1.0 cfs

Examiner's Signature Charles W. Bryan Jr. Date 7/15/80

Checked by D.B.S. Date 7/16/80

Approved by Robyn Date 7/28/80

November 26, 1979

Kenneth L. Washburn
Fairfield Mining Co., Inc.
744 East Weber
Stockton, CA 95202

Dear Mr. Washburn:

Re: Permit Nos. 63-7659 add 63-7660

Enclosed is a copy of the Order removing the measuring device requirement on both of the above-referenced permits.

Sincerely,

RITA FLECK
Sr. Secretary

Enclosure

bcc: Charlie Bryan - Western Region

MICROFILMED

RECEIVED

SEP 28 1979

Department of Water Resources

SEPT 25, 1979
FAIRFIELD MINING CO.
BOX 14
FAIRFIELD, ID 83327
KENNETH WASHBURN, PRES.

RECEIVED

SEP 27 1979

Department of Water Resources
Western Regional Office

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
WESTERN REGION
92 SO. COLE RD, BOISE, ID 83701
ATTN: CHARLES W. BRYAN, JR.
SENIOR WATER RESOURCE AGENT.

DEAR CHARLIE:

I AM WRITING TO REQUEST THAT THE MEASURING DEVICE REQUIREMENT BE LIFTED ON PERMIT APPLICATIONS 63-7659 & 63-7660.

MY REASONS ARE THAT IT IS A NON-CONSUMPTIVE USE ON EACH PERMIT APPLICATION. ALSO IT IS INCONVENIENT TO MEASURE THAT SMALL AMOUNT WITH MY SYSTEM.

I DO APPRECIATE YOUR HELP IN THIS MATTER. WE WILL COOPERATE WITH YOU IN EVERY WAY POSSIBLE.

I CONTACTED JIM PRINCES MEAT MARKET IN WENDELL, IDA. HE SUGGESTED I WAIT FOR THE PRICE TO COME DOWN.

HE ASKED ME FOR THE NAMES OF JERI'S FAMILY. HE ASKED FOR HER NAME AND I HAD TO APOLOGIZE BECAUSE I DIDN'T KNOW HER MAIDEN NAME.

Sincerely,

Ken Washburn

MICROFILMED

October 23, 1978

Jack Varin
P. O. Box 176
Gooding, ID 83330

Dear Mr. Varin:

Re: Permit Nos. 63-7659 and 63-7660

Recently Kenneth Washburn called and requested us to send you a copy of the letter acknowledging proof of beneficial use on the above referenced permits.

Enclosed is a copy of that letter.

Sincerely,

RITA FLECK
Secretary

RF

Enc: 1

MICROFILMED

August 23, 1978

Re: Permit Nos. 63-7659 & 63-7660

Kenneth L. Washburn
Fairfield Mining Co., Inc.
744 E. Weber Avenue
Stockton, CA 95202

Dear Mr. Washburn:

We acknowledge receipt of the affidavits submitted as proof of beneficial use for the above-referenced permits.

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.

We note that in reviewing these proof affidavits, you indicate that you have not installed a measuring device as required by the conditions of approval of your permits. This measuring device must be installed by the time our examiner makes the exam or your water rights cannot be confirmed by the issuance of a license. We are enclosing a list of the types of measuring devices approved by this office.

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

Sincerely,

RITA FLECK
Secretary

Enc: Measuring device list

MICROFILMED

Pete

Identification No. _____

Permit No. _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

Date _____
District Office _____

1. a) Name of Permit Holder Fairfield Mining Co Inc.
b) Post Office Address 744 E. Weber Ave Stockton Ca. 95202
2. Permit Number 63-7659
3. Date of Priority that you are prepared to establish 9-13-1972
4. a) Source from which water was appropriated Hunter Creek
b) Location of the point of diversion: NW $\frac{1}{4}$ NW $\frac{1}{4}$, Section 36
Township 5 N., Range 13 E. Boise Meridian, Other points of diversion: _____
5. a) The amount of water and use to which the water has been applied:
Amount 1.0 for Mining purposes from May 15 to Oct. 15 incl.
(cfs and/or acre-feet per annum) (Month-Day) (Month-Day)
Amount _____ for _____ purposes from _____ to _____ incl.
(cfs and/or acre-feet per annum) (Month-Day) (Month-Day)
Amount _____ for _____ purposes from _____ to _____ incl.
(cfs and/or acre-feet per annum) (Month-Day) (Month-Day)
b) Total amount appropriated 1.0 cfs and/or acre-feet per annum
c) Describe how and by whom measurement of rate of flow or amount of storage was made and the qualifications of the person making the measurement: applicant
6. If the means of diversion and conveyance are owned by someone other than the Permit Holder:
a) Give the name or description of the canal, ditch or other works by which the water is conducted to the place of use: _____
b) Describe the agreement or understanding by which you take water from the works: _____
7. a) Briefly describe the works for diverting and conveying the water to the place of use, (if from a subterranean source, give the pump size, motor size, size of well casing, depth of well; if from surface water, give brief description of diversion structure and/or canal or ditch) Flume from creek to sluice box.
b) Describe the type and size of measuring device which you have installed at your point of diversion: None Weir will be installed prior to field inspection.
c) Give well driller's name and address and the date the well was completed: _____
8. If for other than irrigation, describe the beneficial use to which you have applied the water and the place of use: _____

MICROFILMED

If you are irrigating 15 or more acres, please submit an aerial photo of the property with this affidavit.

9. Irrigation uses: describe the lands irrigated by giving the acreages irrigated within each 40-acre subsection.

T	R	SEC.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				TOTAL
			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 $\frac{1}{4}$	

Total number of acres irrigated _____

10. Remarks: _____

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

FAIRFIELD MINING Co

8/21/78

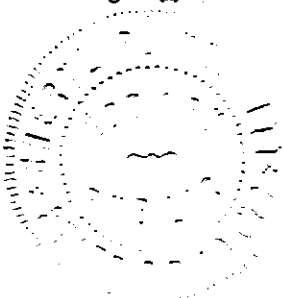
(Date)

[Signature]

(Signature) OWNER

State of Idaho)
) ss.
County of Twin Falls)

On this 21st. day of August, 19 78, personally appeared before me the signer(x) of the above instrument, who duly acknowledged to me that he(~~she~~)(~~they~~) executed the same.



Sherph R. Merriett

Notary Public residing at
Twin Falls, Idaho

My commission expires 2/10/82

December 5, 1977

Re: Permit No's. 63-7659, 63-7660

Fairfield Mining Co.
Kenneth L. Washburn
744 E. Weber
Stockton, California

Dear Mr. Washburn:

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 ~~November 1, 1978~~.

Sincerely,

Jan Grover
Water Rights Supervisor

cc: John F. Varin, Attorney, P.O. Box 176, Gooding, ID 83330

RECEIVED

NOV 8 1977

ANDREW F. JAMES
CECIL D. HOBDEY
JOHN F. VARIN

LAW OFFICES
JAMES, HOBDEY & VARIN
P. O. BOX 176
GOODING, IDAHO 83330
(208) 934-4429

FAIRFIELD OFFICE
Department of Water Resources
P. O. BOX 185
FAIRFIELD, IDAHO 83327
(208) 764-2251

November 7, 1977

C. Stephen Allred, Director
Department of Water Administration
Statehouse
Boise, Idaho 83720

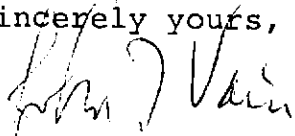
Re: Permits No. 63-7659 and 63-7660
Fairfield Mining Co., Inc.

Dear Sir:

Please find enclosed an Extension of Time Application in regard to the above indicated Permits.

We contacted your office on October 31 by letter requesting the extension.

Sincerely yours,


John F. Varin

JFV:dh

Enc.

November 8, 1977

Re: Permit No.'s 63-7659 and 63-7660

John F. Varin
JAMES, HOBDEY, & VARIN
P.O. Box 176
Gooding, ID 83330

Dear Mr. Varin:

We are in receipt of your letter concerning the above referenced permits in which you request extensions of time within which to submit proof of beneficial use.

However, we need more information concerning the amount of work completed and the reason for the delay in work. The enclosed application for extension of time forms, when completed, will give us this necessary information.

These application forms must be signed by Kenneth Washburn unless a power of attorney form is submitted allowing you to sign for him.

Enclosed also is the power of attorney form for your use in this matter. If you have any questions, please contact us.

Sincerely,

JAN GROVER
Water Rights Supervisor

JG/kaw
Enclosure

RECEIVED

NOV 1 1977

ANDREW F. JAMES
CECIL D. HOBDEY
JOHN F. VARIN

LAW OFFICES
JAMES, HOBDEY & VARIN
P. O. BOX 176
GOODING, IDAHO 83330
(208) 934-4429

Department of Water Resources
FAIRFIELD OFFICE
P. O. BOX 185
FAIRFIELD, IDAHO 83327
(208) 764-2251

October 31, 1977

C. Stephen Allred
Director
State of Idaho Department
of Water Resources
Statehouse
Boise, Idaho 83720

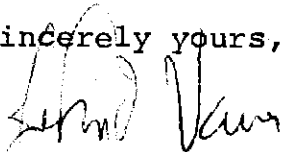
Re: Permits No. 63-7659 and
63-7660/Fairfield Mining
Company, Inc.

Dear Sir:

This office represents Fairfield Mining Company, Inc. who applied for the above indicated permits. Mr. LeRoy Washburn who was the President of that Company died a year ago, and his son Kenneth Washburn who has taken over the business ~~was~~ not able to find any reference to the above indicated permits and requested and did receive from your Department copies of the permits on October 27, 1977. These permits were forwarded to Mr. Washburn and he has advised on this date that he desires and extension of time as he has not completed the diversion works completely on the two areas in question, and for the further reason that he was not aware of these permits since his father was running the business, until he received a notice from the Department.

Therefore, we would request that he be allowed an extension of time pursuant to Idaho Code 42-204, for the reasons indicated above, namely, the death of his father and the fact that his father was running the business, and that Kenneth Washburn is now running the business, had no knowledge of the permits until he received the notice, and for the further reason that he has expended funds in attempting to complete the diversions required.

Sincerely yours,


John F. Varin

JFV:dh

August 31, 1977

CERTIFIED MAIL / 38904

Re: Permit No. 63-7659

Fairfield Mining Co., Inc.
744 East Weber Ave.
Stockton, CA 95202

Gentlemen:

One of the conditions of approval of your water Permit No. 63-7659 (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 November 1, 1977. 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.



C. STEPHEN ALLRED
Director

CSA:jfr

Enc: Proof affidavit

RECEIVED
SEP 1 1977
FBI - STOCKTON

November 9, 1972

Re: 63-7659

FAIRFIELD MINING COMPANY, INC.
744 East Weber Avenue
Stockton, California

Gentlemen:

Enclosed is a copy of your approved Application for Permit No. 63-7659. 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.

Very truly yours,

BOBBY D. FLEENOR
Assistant Director

BDF: cd

Enclosures

63 7659

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION

Cecil D. Andrus
Governor
R. Keith Higginson
Director

Statehouse - Annex 2
Boise, Idaho 83707
(208) 384-2215
Western District Office



Water Rights Administration
Water Resource Investigations
Dam and Reservoir Safety
Water Well Drilling
Waste Disposal Wells
Stream Channel Protection

September 20, 1972

RE: APPLICATION FOR PERMIT NO. 63-7659, FAIRFIELD MINING COMPANY, INC.
APPLICATION FOR PERMIT NO. 63-7660, FAIRFIELD MINING COMPANY, INC.

Gooding County Leader
Box 56
Gooding, Idaho 83330

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 ample 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. In order to receive payment, the following certification must appear on the bill:

"I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid."

(signature of claimant)

Sincerely,

63 7659

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that FAIRFIELD MINING COMPANY, INC.,
744 East Weber Ave., Stockton, Cal.
has on Sept. 13, 1972 submitted Application No. 63-7659
for a permit to appropriate 1.0 cubic feet per second ~~none feet~~
~~per second~~ of water from Hunter Creek, trib. to South Fork Boise River
by means of pump & pipeline
within the NW1/4, Sec. 36, T. 5 N., R. 13 E., B.M., Camas County

to be used from May 15 to October 15, for mining purposes
~~for~~

within the NW1/4, Sec. 36, T. 5 N., R. 13 E., 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 Administration, Statehouse, Boise, Idaho, 83707, on or before October 16, 1972.

R. KEITH HIGGINSON

Director

Published in the Gooding County Leader, Gooding, Idaho
on Sept. 28, 1972 and Oct. 5, 1972

63 7659

**NOTICE OF APPLICATION
FOR WATER PERMIT**

Notice is hereby given that FAIRFIELD MINING COMPANY, INC., 744 East Weber Ave., Stockton, Cal. has on Sept. 13, 1972 submitted Application No. 63-7659 for a permit to appropriate 1.0 cubic feet per second of water from Hunter Creek, trib. to South Fork Boise River by means of pump & pipeline within the NW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 36, T. 5N., R. 13E., B.M., Camas County to be used from May 15 to October 15, for mining purposes within the NW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 36, T. 5N., R. 13E., 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 Administration, Statehouse, Boise, Idaho, 83707, on or before October 16, 1972.

R. KEITH HIGGINSON,
Director

9-28-2tc

63 7659