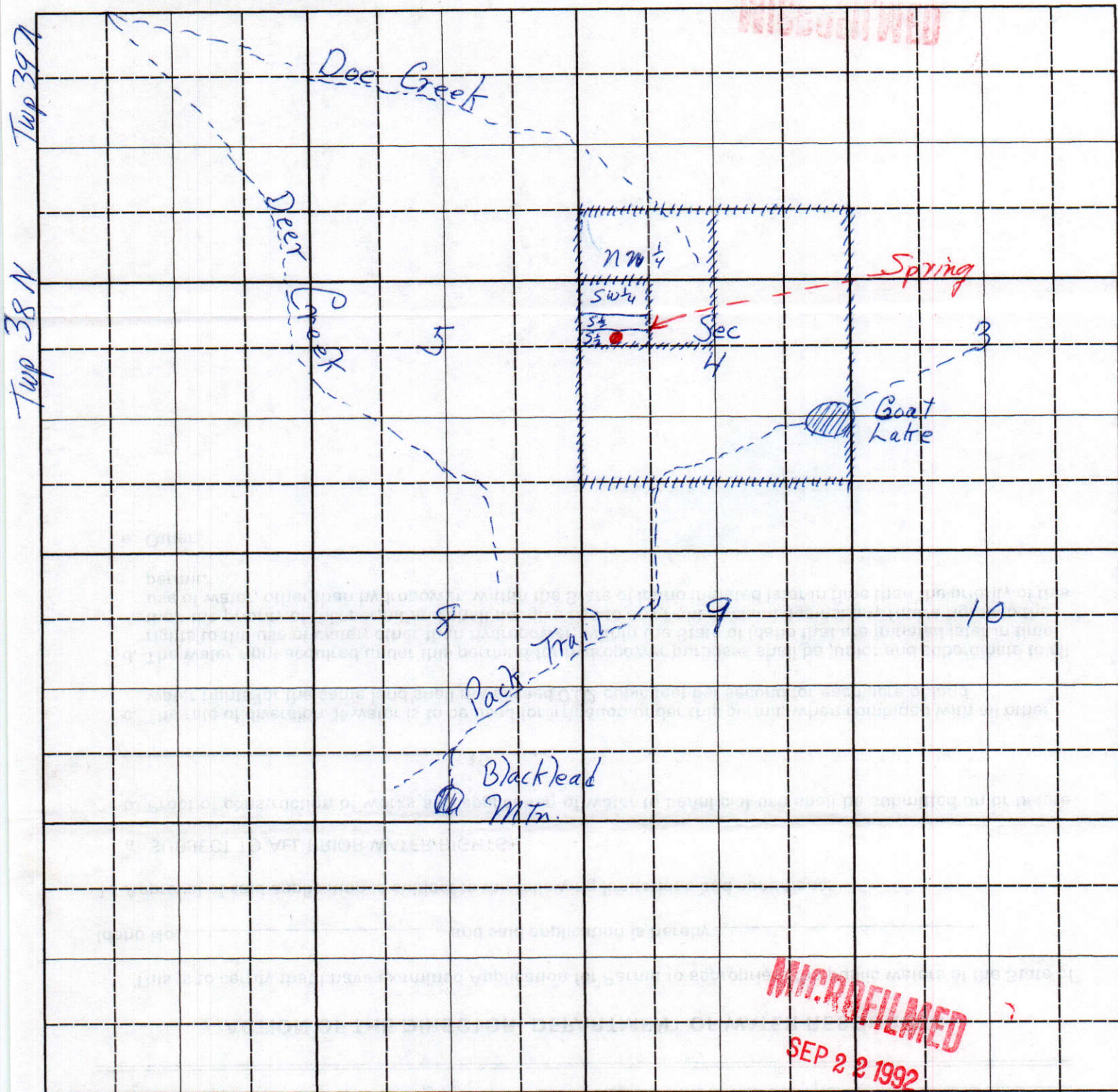


83-2109

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

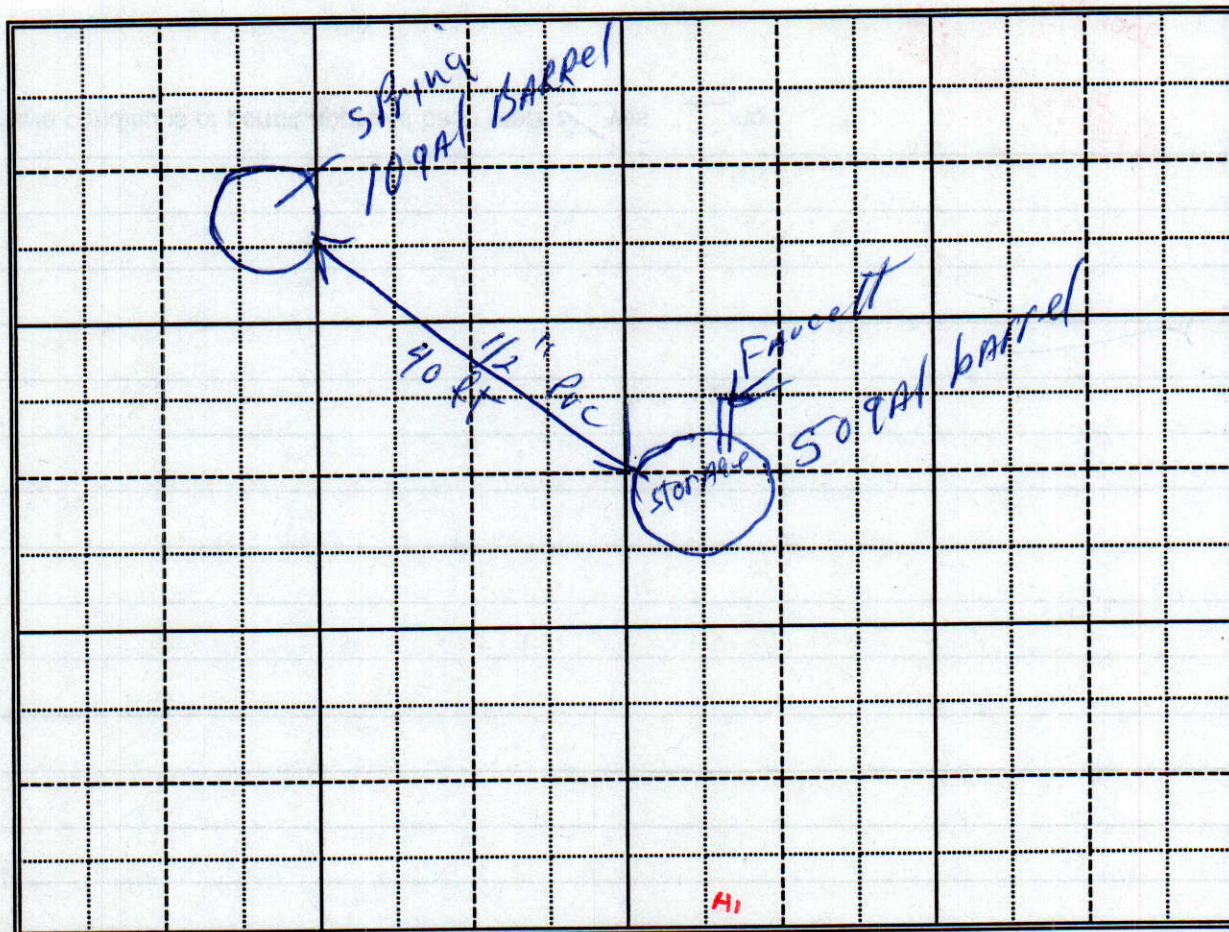


Scale: 2 inches equal 1 mile.

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.

William F. Cole
(Applicant)
for New Red Lead Lode

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



Scale: 1" = NTS

____ Copy of USGS 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)

____ Photo of Diversion and System Attached

4.

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

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

D. FLOW MEASUREMENTS

1.

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

2. Measurements:

APR 30 1990

C L E A R W A T E R

Kellys Finger
7454

N A T I O N A L F O R

Creek

Goat Lake
6492

William Peak

William Peak

POINT OF
DIVERSION
+
PLACE OF
USE

IDENTIFIED
APR 30 1996

DBA
NEW RED
COLE / LOW LODGE
83-07109
T. 38N, R. 13E.

Black Lead
7318
Blacklead Mtn



10 gal barrel buried



50 gal barrel

RECEIVED

APR 30 1996

83-07109

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO)
) ss.
County of Clearwater)

Bonnie M. Bessent

being first duly sworn, on oath, deposes and says:

That I am and at all times herein mentioned have been a citizen of the United States and of the State of Idaho, over 21 years of age, and that I am not a party to nor interested in the above entitled proceeding; that I am and at all times herein mentioned have been the Editor, Foreman, of THE CLEARWATER TRIBUNE: that said Clearwater Tribune is a newspaper of general circulation, printed and published weekly at Orofino, in the County of Clearwater and State of Idaho; that the Clearwater Tribune has been continuously and uninterruptedly published in Clearwater County, Idaho, during the period of seventy-eight consecutive weeks prior to the first publication of attached copy of:

Water Right

That said Water Right

of which the annexed is a full, true and correct printed copy, was published in the regular and entire issue of said newspaper, and not in any supplement thereof, for a full period of two consecutive issue beginning on the 16th day of April and ending on the 23th day of April 1992.

Bonnie M. Bessent

STATE OF IDAHO)
)
COUNTY OF CLEARWATER)

On this 30th day of April in the year of 1992, before me, a Notary Public, personally appeared

Bonnie M. Bessent,
known or identified to me to be the person whose name subscribed to the within instrument, and being by me duly sworn, declared that the statements therein are true, and acknowledged to me that he executed the same.

[Signature]

Notary Public for Idaho
Resident at Orofino, Idaho
My commission expires: 5/16/94

NOTICE OF APPLICATION FOR WATER RIGHT

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

83-07109

COLE SR, WILLIAM T
NEW RED LEAD LODGE, DBA
1121 HWY 11
WEIPPE, ID 83553

Source: SPRING

Tributary: SINKS

Diversion Pt: SWNW Sec 4 T 38N R 13E in CLEARWATER County.

Use: FIRE PROTECTION (.010 CFS)

Total Diversion: (.010 CFS)

Date Filed: 3/31/1992

In: CLEARWATER County

T38N R13E S04 SWNW

For additional information concerning the property location, call the Northern Regional Office at 765-4639.

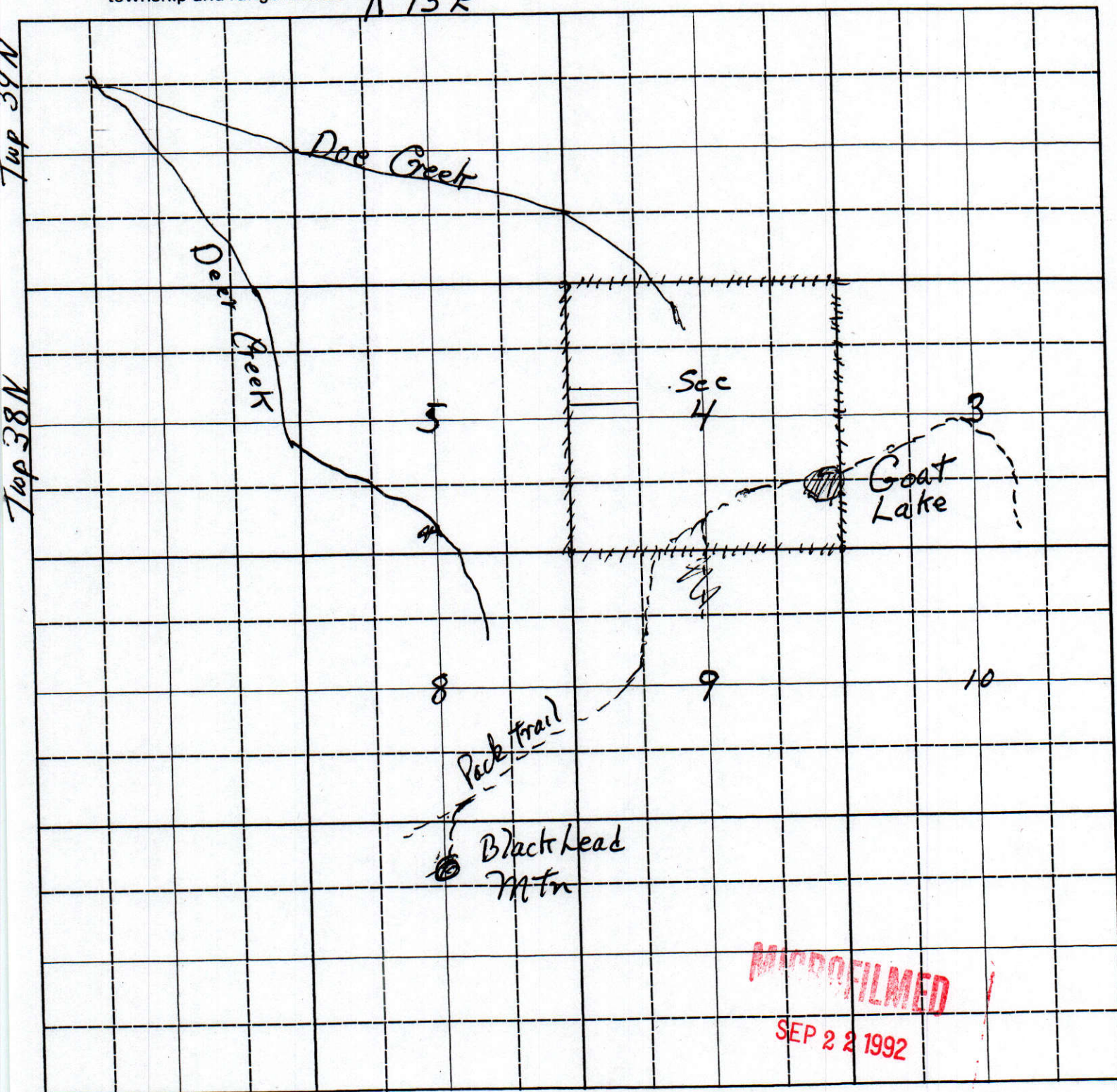
The permit(s) will be subject to all prior water rights. Protests must be filed with the Director, Dept. of Water Resources, Northern Region, 1910 Northwest Blvd., Suite 210, Coeur d'Alene, Idaho 83814 on or before MAY 4, 1992.

R. KEITH HIGGINSON,
Director
4-16,23c

MICROFILMED
SEP 22 1992

RECEIVED
MAY 04 1992
NORTHERN REGION
IDWR

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



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.

William T. Cole, Sr.
(Applicant)
for New Red Lead Lake

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 83-07109

Priority: March 31, 1992

Maximum Diversion Rate:

0.01 CFS

This is to certify, that WILLIAM T COLE SR
DBA NEW RED LEAD LODE

1121 HWY 11

WEIPPE ID 83553

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated March 31, 1992; and has submitted Proof of Beneficial Use on July 28, 1994. An examination indicates that the works have a diversion capacity of 0.010 cfs of water from:

SPRING

tributary to SINKS

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

BENEFICIAL USE

PERIOD OF USE

RATE OF DIVERSION

ANNUAL VOLUME

FIRE PROTECTION

05/01 to 11/15

0.01 CFS

LOCATION OF POINT(S) OF DIVERSION:

SWSWNW , Sec. 4, Township 38N, Range 13E
CLEARWATER County

PLACE OF USE: FIRE PROTECTION

TWN RGE SEC

38N 13E 4

SWNW

CONDITIONS OF APPROVAL AND REMARKS

1. This water right is appurtenant to the described place of use.
2. This right is subject to all prior water rights and may be forfeited by five years of non-use.
3. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
4. Fire protection is for a mining operation.
5. Water shall not be diverted under this right except to fight or repel an existing fire.

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 14th day of FEBRUARY, 1996.

Acting for

KARL J. DREHER, Director

APR 30 1996

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

PROOF OF BENEFICIAL USE

RECEIVED
JUL 28 1994

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. 83-07109 Telephone No. 435-4186
2. Name(s) of Permit Holder(s): William T. Cole, Sr. - DBA New Red Lead Lode
3. Post Office Address: 1121 Hiway #11 - Weippe, ID 83553
4. Source of Water: Spring
- a. If ground water, well driller's name: _____ Date drilled: _____
- b. Pump horsepower: _____ Pressure (psi): _____ Dynamic pumping level (ft.): _____
5. Extent of Use:

Domestic _____ (No. of households) Irrigation _____ (No. of acres)

Stockwater _____ (No. and type of stock) Other Fire Protection

6. Total rate and/or volume for which proof is submitted 0.01 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: \$ _____ (See License Examination Fee Schedule)

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

William T. Cole, Sr. 1-208-435-4186
Name Telephone No.

1121 Hiway #11 Weippe, ID 83553
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.

7-25-94 William T. Cole, Sr. - Partner
Date Signature (and title if on behalf of a company or organization)

DEC 07 1994

State of Idaho
Department of Water Resources

Permit To Appropriate Water

NO. 83-07109

Proposed Priority: March 31, 1992 Maximum Diversion Rate: 0.01 CFS
This is to certify, that WILLIAM T COLE SR

DEA NEW RED LEAD LODGE
1121 HWY 11
WEIPPE ID 83553

has applied for a permit to appropriate water from:

SPRING

tributary of SINKS

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

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>
FIRE PROTECTION	05/01 to 11/15	0.01 CFS

LOCATION OF POINT(S) OF DIVERSION:

SWNW , Sec. 4, Township 38N, Range 13E
CLEARWATER County

PLACE OF USE: FIRE PROTECTION
TWN RGE SEC

38N 13E 4

SWNW

CONDITIONS/REMARKS:

1. Proof of construction of works and application of water to beneficial use shall be submitted on or before August 1, 1994.
2. Subject to all prior water rights.
3. Project construction shall commence within one year from the date of permit issuance and shall proceed diligently to completion unless it can be shown to the satisfaction of the Director of the Department of Water Resources that delays were due to circumstances over which permit holder had no control.
4. Use of water under this right shall be non-consumptive.
5. The issuance of this right in no way grants any right-of-way or easement across the land of another.
6. Fire protection is for a mining operation.

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

20th day of July, 1992

R. Keith Higginson
for R. Keith Higginson, Director

MICROFILMED

SEP 22 1992

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

1. Name of applicant William T. Cole, Sr for New Red Lead Lake Phone 435-4186
Post office address 1121 Hwy #11 - Weippe, ID - 83553
2. Source of water supply Spring which is a tributary of SINKS
3. Location of point of diversion is S $\frac{1}{2}$ of S $\frac{1}{2}$ of SW $\frac{1}{4}$ of NW $\frac{1}{4}$
Sec. 4 Township 38 $\frac{1}{2}$ Range 13 E B.M. I/earwater County; additional
points of diversion if any:
4. Water will be used for the following purposes:
Amount .01 for Fire protect purposes from May 1 to Nov. 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)
Amount for purposes from to (both dates inclusive)
(cfs or acre-feet per annum)
5. Total quantity to be appropriated is (a) .01 and/or (b)
cubic feet per second acre feet per annum
6. Proposed diverting works:
 - a. Description of ditches, flumes, pumps, headgates, etc. 1 cyl. Gas engine Type
fire pump and/or hand operated fire pump.
 - b. Height of storage dam feet; active reservoir capacity 500 gal acre-feet; total
reservoir capacity 500 gal acre-feet; period of year when water will be diverted to storage:
May 1 to Nov. 15 inclusive.
 - c. Proposed well diameter is inches; proposed depth of well is feet.
 - d. Is ground water with a temperature of greater than 90°F being sought?
7. Time required for the completion of the works and application of ~~the~~ water to the proposed beneficial use is
2 yrs years (minimum 1 year).

SEP 22 1992

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

- Hydropower; show total feet of head and proposed capacity in KW. _____
- Stockwatering; list number and kind of livestock. _____
- Municipal; show name of municipality. _____
- Domestic; show number of households. _____
- Other; describe fully. Fire protection - 500 gal. with pump and hose

9. Description of place of use:

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

TWP	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
38N	13E	4						F											

Total number of acres to be irrigated _____

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

- Who owns the property at the point of diversion? USFS
- Who owns the land to be irrigated or place of use? USFS
- If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing. Mining Claim - copy enclosed, of assessment work

12. Remarks: Spring location on map marked in Red.

MICROFILMED

SEP 22 1992

157414

Affidavit of Annual Assessment Work

For Bureau of Land Management Use Only

For County Recorder's Use Only

 RECEPTION (✓)
 INDEXED (✓)
 FILED (✓)
 DELIVERED (✓)
 MAILED (✓)
Filed and recorded at the request of Betty Coleat 2:10 o'clock P. M., this 20th day ofAugust, 19 91By: Allen MedalenCindy Downing

Ex-Officio Auditor-Recorder

Clearwater County, Idaho

Fee:

6.50

Return:

1121 Hwy 11Weippe, Id83553

The undersigned, as the agent for the owner or the owner of the mining claims listed on the reverse side of this instrument, who being first duly sworn certifies that:

At least 100.00 dollars worth of work or improvements were performed or made upon each mining claim listed on the reverse of this document. The mining claims/sites are situated in Kelly Creek mining district, County of Clearwater, State of Idaho.

Such expenditure was made by, for, or at the expense of Kelly J. Cole - Bill Cole Jr. - Dennis Cole - Bill Cole Jr. - Betty Cole - Kay Cole, owner of said claims, for the purpose of holding said claims. All stakes, monuments or trees marking boundaries of said claims are in proper place and position.

This annual assessment work was performed for the assessment year ending at 12 o'clock noon on September 1, 19 91

Witness my hand this 20th day of August, 19 91

Signature:

Betty Cole

Address:

1121 Hwy 11Weippe, Id83553

State of Idaho Clearwater
 County of Clearwater

Subscribed and sworn to before me
 this 20th day of August, 19 91

(Seal)

SEP 22 1992

Allen Medalen, Clerk
By Cindy Downing, Deputy
 Notary Public or County Recorder

Title 18 U.S.C. Section 1001, makes it a crime for any person knowingly and willfully to make to any department or agency of the United States any false, fictitious, or fraudulent statements or representations as to any matter within its jurisdiction. The Paperwork Reduction Act of 1980 (44 U.S.C. 3501, et seq.) requires us to inform you that: This information is being collected to maintain your mining claim or site as required by Section 314 of the Federal Land and Policy Management Act of 1976 (43 U.S.C. 1744) and will be used to verify that the claimant continues to have an interest in the mining claim or site. Response to this request is required in accordance with the statute (43 U.S.C. 1744) to retain your benefit.

The information may be submitted on this form or its local equivalent. However, the use of this standardized form will speed up the Bureau's entry of your response into its computer system and provide you with better service.

Serial No.	Claim Name	Serial No.	Claim Name
1. IMC 90383		26.	
2. IMC 90384		27.	
3. IMC 90385		28.	
4. IMC 90386		29.	
5. IMC 90387		30.	
6. IMC 90388		31.	
7. [Illegible]		32.	
8. [Illegible]		33.	
9. [Illegible]		34.	
10. [Illegible]		35.	
11. [Illegible]		36.	
12. [Illegible]		37.	
13. [Illegible]		38.	
14. [Illegible]		39.	
15. [Illegible]		40.	
16. [Illegible]		41.	
17. [Illegible]		42.	
18. [Illegible]		43.	
19. [Illegible]		44.	
20. [Illegible]		45.	
21. [Illegible]		46.	
22. [Illegible]		47.	
23. [Illegible]		48.	
24. [Illegible]		49.	
25. [Illegible]		50.	

If you have more than 50 claims, attach Exhibit listing other claims.

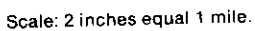
BLM Use: Money enclosed: 6 X \$5.00 = \$ 30.00
 (Total number of claims)

This form was developed by the Bureau of Land Management, 3380 Americana Terrace, Boise, Idaho 83708. It is not copyrighted and may be reproduced without restriction.

The Privacy Act of 1974 and Departmental regulation at 43 CFR 2.48(d) provide that you be furnished the following information. In connection with the information required by this optional affidavit of annual assessment work form. AUTHORITY: 43 U.S.C. 1201 and 1744; 43 CFR 3633.

83706

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



William F. Cole (Applicant)
for New Red Lead Lode

Received by [Signature] Date 3/31/92 Time 2:00 PM (fee rec'd.) Preliminary check by [Signature]
Fee \$ 35.00 Receipted by [Signature] # N5319 Date 3/31/92
Publication prepared by [Signature] Date 4/8/92 Published in Classified Tribune
Publication approved [Signature] Date 4/6/92

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

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

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

- a. SUBJECT TO ALL PRIOR WATER RIGHTS.
- b. Proof of construction of works and application of water to beneficial use shall be submitted on or before _____, 19 ____.
- c. The rate of diversion, if water is to be used for irrigation under this permit, when combined with all other water rights for the same land shall not exceed 0.02 cubic feet per second for each acre of land.
- d. The water right acquired under this permit if for hydropower purposes shall be junior and subordinate to all rights to the use of water, other than hydropower, within the State of Idaho that are initiated later in time than the priority of this permit and shall not give rise to any right or claim against any future rights to the use of water, other than hydropower, within the State of Idaho initiated later in time than the priority of this permit.
- e. Other:

MICROFILMED

SEP 22 1992



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

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

February 15, 1996

WILLIAM T COLE SR
DBA NEW RED LEAD LODGE
1121 HWY 11
WEIPPE ID 83553

RE: WATER RIGHT NO. 83-07109

Dear Water Right Holder(s):

Enclosed is a copy of the Water Right License issued on the above referenced permit. If you have any questions, please contact me within 10 days of receipt of this license.

Sincerely,

Shelley W. Keen
Water Rights Supervisor

SK:rl

Enclosure

RECEIVED

APR 30 1996

LICENSE REVIEW CHECKLIST

PERMIT NO. 83-07109 DATE 2-8-96



NAME ☒ Change OK ☐ Or Address Change?

PRIORITY DATE ☒ Advance? Advanced to:
 Order to reinstate needed?
 Incorrect fee for rate recommended?

SOURCE ☒ Changes or just clarification of originally intended source?
 Notice of Intent to Void necessary?

POINT OF DIV ☒ Amendment needed?
 ☒ Overlaps?

PLACE OF USE ☒ Amendment needed?
 ☒ Overlaps?

DIV RATE ☒ Permit/fee limits: .01 CFS
 Meas Q = .01 Theo Q = Recommend: .01

 Combined rates exceed capacity

ANNUAL VOLUME -NA- Volume Limit: Season:
 Calculations:

 Flow limit: cfs x x 1.9835 =
 Combined volumes exceed capacity/allowable

USES ☒ Change in Nature of Use or additional uses?
 Amendment necessary?

ADDITIONAL INFO ☒ Replaces Surface Water 050 Supplemental GW
 ☒ Irr/Dom Combination WB5 PPU Recommendation
 ☒ Boise River/Wood River Source Aes/Rec Uses W38

NEW REMARKS Multiple p/d(s) in 1/4?
WB6 Other FIRE PROTECTION REMARK

NEW CONDITIONS WM Control- District Meas/Lock Devices
 ☒ Irrigation Overlap
 ☒ Other
 ☒ Water Quality Heat/Cool/Fish verified

COMMENTS:

RECOMMENDATION	CFS	VOLUME	SRBA Claim Filed.	<u>NO</u>
<u>Fire Protection</u>	<u>.01</u>	<u>0</u>	Adjustment Memo Needed	<u>NO</u>
<u> </u>	<u> </u>	<u> </u>	LICENSE	☒
<u> </u>	<u> </u>	<u> </u>	1ST AMEND LETTER	<u> </u>
<u> </u>	<u> </u>	<u> </u>	2ND AMEND LETTER	<u> </u>

[illegible]

F. FLOW CALCULATIONS

Additional Computation Sheets Attached

Measured Method:

$$\frac{594 \text{ L Bucket in } 60 \text{ sec}}{60} = 0.01 \text{ cfs}$$

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:

H. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use	Period of Use		Rate of Diversion Q (cfs)	Annual Volume V (afa)
	From	To		
Fire Protection	05-01	11-15	0.01	
Totals:				

2. Recommended Amendments

☐ Change P.D. as reflected above ☐ Add P.D. as reflected above ☐ None
☐ Change P.U. as reflected above ☐ Add P.U. as reflected above ☐ Other

I. AUTHENTICATION

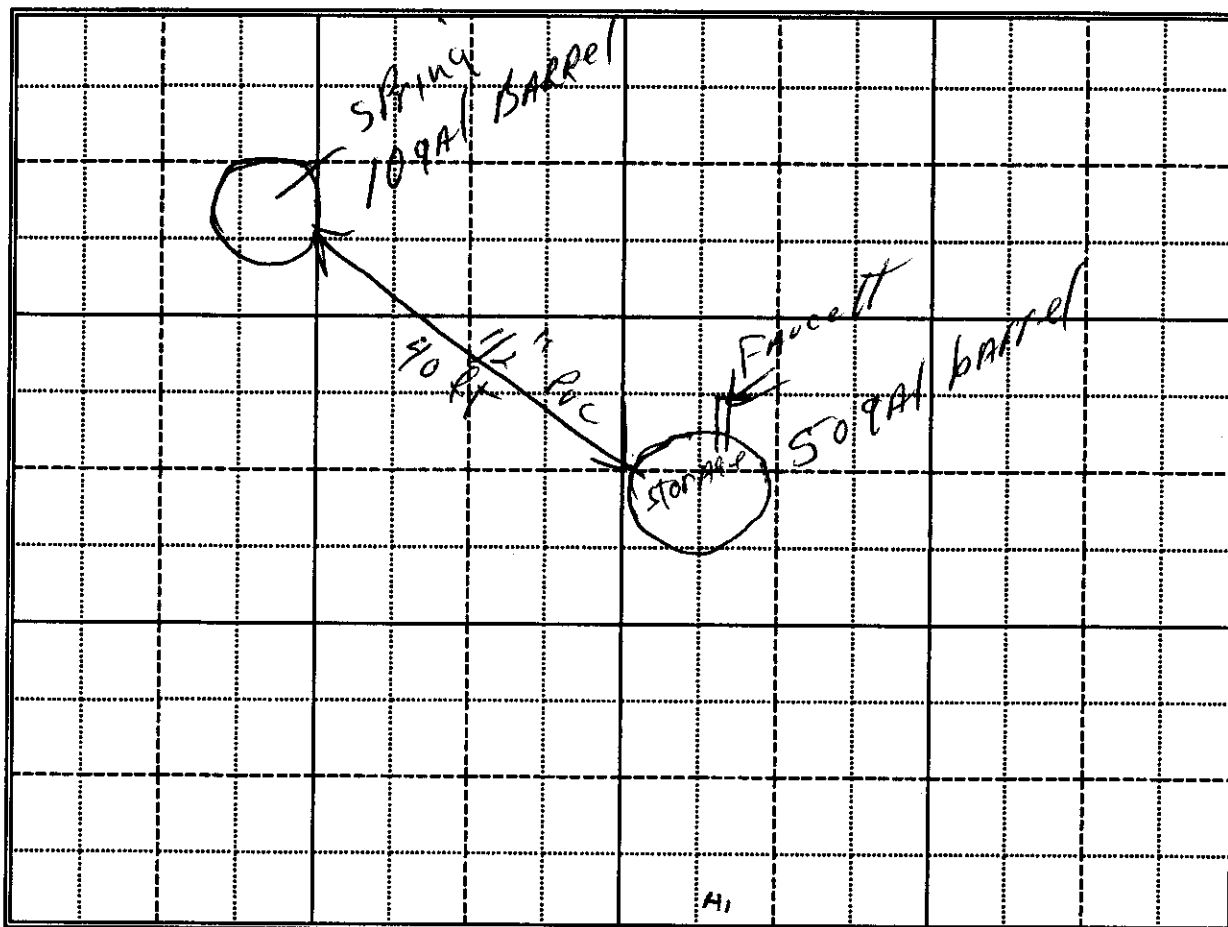
Field Examiner's Name Wayne Baldwin Date 10-12-95

Reviewer _____ Date _____

SEAL

APR 30 1996

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



Scale: 1" = NTS

____ Copy of USGS 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)

____ Photo of Diversion and System Attached

4.

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

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

D. FLOW MEASUREMENTS

1.

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

2. Measurements:

E. NARRATIVE/REMARKS/COMMENTS

WATER IS COLLECTED AT SPRING BY 10 GAL BARREL,
THEN 1/2" PVC PIPE IS USED TO CARRY WATER TO
50 GAL BARREL + WATER SPIGOT. ALL IS GRAVITY SYSTEM.

Have conditions of permit approval been met? ☒ yes ☐ no

APR 30 1996

C L E A R W A T E R

Kellys Finger
7458

N A T I O N A L

F O R

POINT OF
DIVERSION
+
PLACE OF
USE

Goat Lake
6492

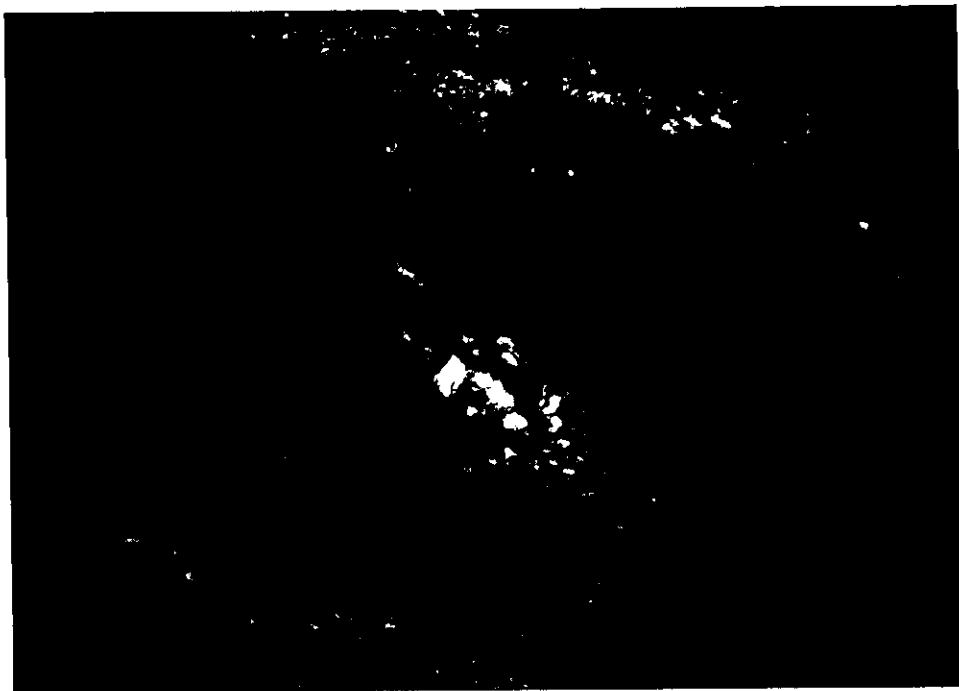
William Peak

DBA

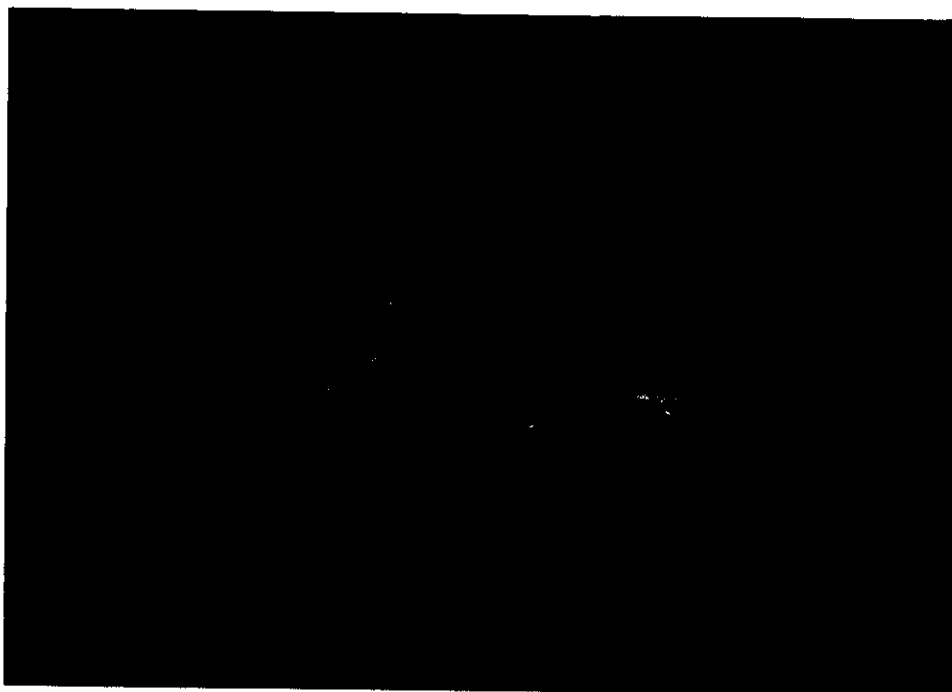
NEW RED
COLE/LAND LODGE

8307109

T. 38N, R. 13E



10 gal barrel
burned



50 gal
barrel



APR 30 1988

83-07109



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 19, 1994

WILLIAM T COLE
NEW RED LEAD LOAD
1121 HWY 11
WEIPPE ID 83553

PROOF ACKNOWLEDGEMENT LETTER

RE: PERMIT NO. 83-07109

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 NORTHERN Regional Office in Coeur d'Alene, at (208) 769-1450.

Sincerely,

JULIE L. YARBROUGH
Senior Secretary

c: IDWR - Region

RECEIVED

DEC 07 1994

August 12, 1994

William T. Cole Jr.
DBA New Red Lead Load
1121 Hwy 11
Weippe, ID 83553

RE: Permit No. 83-07109

Dear Permit Holder:

Returned is the proof of beneficial use you submitted in connection with the above referenced permit. Unfortunately, it can not be accepted as filed.

The Department has determined, from pertinent sections of the Idaho Code, that the permit holder must meet two requirements in order to be exempt from the license exam fee. They are:

1. The water right must use a groundwater (well) source.
2. The rate of diversion must be .04 cfs or 4.0 AF or less.

As you can see, you do not meet requirement #1 since you use a spring (surface) for your source. Therefore, a license examination fee of \$50.00 applies to the permit.

Please return the original proof form and license examination fee within thirty (30) days of receipt of this letter.

If you have any questions or if I can be of any further assistance, please feel to contact me.

Sincerely,

JULIE L. YARBROUGH
Senior Secretary

Enclosure

DEC 07 1994

May 31, 1994

WILLIAM T COLE SR
DBA NEW RED LEAD LODGE
1121 HWY 11
WEIPPE ID 83553

PROOF DUE NOTICE

RE: PERMIT NO. 83-07109

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 August 1, 1994. (See last page of your approved permit or your last approved extension request.) Enclosed is a form which when accompanied by the license examination fee or a complete field examination report prepared by a certified water right examiner may be used to submit the required proof.

If you have not fully completed your project, and you or a previous owner of this permit have not received a prior extension of time, you may request an extension of time if the delay is for reasonable cause as provided in Section 42-204, Idaho Code. If you have been prevented from proceeding by a governmental agency or by litigation which might bring title to the water in question, more than one extension of time can be granted. An extension of time request form is enclosed for your convenience.

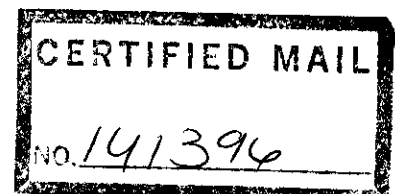
Either an acceptable proof of beneficial use submittal or an acceptable request for an extension of time must be received by this department on or before the above described proof due date. If neither is received, the department will send you a lapse notice. Within sixty (60) days of the mailing of the lapse notice, the permit will no longer be of any force nor effect.

SINCERELY,

JULIE L. YARBROUGH
Senior Secretary

Enclosures

MAILED
JUN 7 1994





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

July 23, 1992

WILLIAM T COLE SR
DBA NEW RED LEAD LODE
1121 HWY 11
WEIPPE ID 83553

PERMIT APPROVAL NOTICE

RE: PERMIT NO. 83-07109

Dear Permit Holder:

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

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

Sincerely,

BRENDA L. MILLER
Water Resource Agent

BLM:cz

Enclosures

RECEIVED

SEP 22 1992

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO)
) ss.
County of Clearwater)

Bonnie M. Bessent

being first duly sworn, on oath, deposes and says:

That I am and at all times herein mentioned have been a citizen of the United States and of the State of Idaho, over 21 years of age, and that I am not a party to nor interested in the above entitled proceeding; that I am and at all times herein mentioned have been the Editor, Foreman, of THE CLEARWATER TRIBUNE: that said Clearwater Tribune is a newspaper of general circulation, printed and published weekly at Orofino, in the County of Clearwater and State of Idaho; that the Clearwater Tribune has been continuously and uninterruptedly published in Clearwater County, Idaho, during the period of seventy-eight consecutive weeks prior to the first publication of attached copy of:

Water Right

That said Water Right

of which the annexed is a full, true and correct printed copy, was published in the regular and entire issue of said newspaper, and not in any supplement thereof, for a full period of two consecutive issue beginning on the 16th day of April and ending on the 23th day of April 1992.

Bonnie M. Bessent

STATE OF IDAHO)
)
COUNTY OF CLEARWATER)

On this 30th day of April in the year of 1992, before me, a Notary Public, personally appeared

Bonnie M. Bessent
known or identified to me to be the person whose name subscribed to the within instrument, and being by me duly sworn, declared that the statements therein are true, and acknowledged to me that he executed the same.

Steve J. Krum
Notary Public for Idaho
Resident at Orofino, Idaho
My commission expires: 5/16/94

WATER RIGHT
APPLICATION
FOR WATER RIGHT

The Following application(s) have been filed as applications for water of the State of Idaho:

63-07189
COLE SR, WILLIAM T
NEW RED LEAD LODE, DBA
1131 HWY 11
WEIPPE, ID 83553

Source: SPRING
Tributary: SINKS
Division Pt: SWNW Sec 4 T 38N R 12E in CLEARWATER County.
Use: FIRE PROTECTION (010 CFS)
Total Diversion: (010 CFS)
Date Filed: 3/31/1992
In: CLEARWATER County
T38N R12E S04 SWNW

For additional information concerning the property location, call the Northern Regional Office at 763-4639.

The permit(s) will be subject to all prior water rights. Protests must be filed with the Director, Dept. of Water Resources, Northern Region, 1910 Northwest Blvd., Suite 210, Coeur d'Alene, Idaho 83814 on or before MAY 4, 1992.

E. KEITH HIGGINSON
Director
4-16,23c

MICROFILMED
SEP 22 1992

RECEIVED
MAY 04 1992
NORTHERN REGION
IDWR

83-07109

COLE SR, WILLIAM T
NEW RED LEAD LODE, DBA
1121 HWY 11
WEIPPE, ID 83553

Source: SPRING

Tributary: SINKS

Diversion Pt: SWNW Sec 4 T 38N R 13E in CLEARWATER County.

Use: FIRE PROTECTION (.010 CFS)
Total Diversion: (.010 CFS)

Date Filed: 3/31/1992

In: CLEARWATER County
T38N R13E S04 SWNW

MICROFILMED

SEP 22 1992



State of Idaho

DEPARTMENT OF WATER RESOURCES

NORTHERN REGION, Suite No. 210 • 1910 Northwest Blvd. • Coeur d'Alene, Idaho 83814-2615
(208) 765-4639 • Fax (208) 765-2088

CECIL D. ANDRUS
Governor

R. KEITH HIGGINSON
Director

April 8, 1992

U.S. Forest Service
Clearwater National Forest
Orofino, Id. 83544

Re: 83-7109

Gentlemen:

Enclosed is a recent filing with this Department that may be of interest to
your agency.

Sincerely,

ROBERT G. HAYNES, P.E.
Regional Manager

RGH/pms

Enclosure

RECEIVED

SEP 22 1992



State of Idaho
DEPARTMENT OF WATER RESOURCES

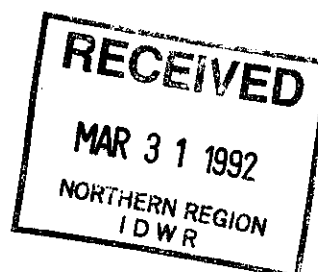
NORTHERN REGION, Suite No. 210 • 1910 Northwest Blvd. • Coeur d'Alene, Idaho 83814-2615
(208) 765-4639 • Fax (208) 765-2088

CECIL D. ANDRUS
Governor

R. KEITH HIGGINSON
Director

March 9, 1992

MR WILLIAM T COLE
1121 HIGHWAY 11
WEIPPE ID 83553



Re: Appropriation Application

Dear Applicant:

The Idaho Department of Water Resources has received your Application For Permit To Appropriate The Public Waters Of The State Of Idaho. However I regret to inform you that the application is not acceptable in its present form, so I am returning it to you for clarification or completion of the following:

Item #13: An application is not acceptable without a map or plat of sufficient scale (not less than two inches equal to one mile) to show the proposed project. The point of diversion must be labeled and it must agree with item #3.#9.

This office did not receive the required filing fee with your application, the filing fee for an appropriation application is based on the rate of diversion. Since your diversion rate is greater than 6.0 cfs but less than 7.0 cfs, then the filing fee is \$165.00.

The Application must be completed and returned to this office with the appropriate filing fee and any other information you deem appropriate within 30 days of the above date. Failure to communicate with this office within that time may result in the voiding of your application.

If you have any questions or if I can be of any assistance please feel free to contact me at this office.

Sincerely,

Tom D. King
Sr. Water Resource Agent

Re-use your map or map new appl?

Enc: Application

Gentlemen,

Enclosed is corrected application and appropriate fee of \$30⁰⁰

Thanks.

William T. Cole

MICROFILMED

SEP 22 1992

April 2, 1992

MR WILLIAM T COLE
1121 HIWAY 11
WEIPPE ID 83553

Re: Water Appropriation Application

83-7109

The Idaho Department of Water Resources hereby acknowledges receipt of the above referenced Application For Permit To appropriate the Public Waters Of The State Of Idaho. To assist us in providing you with prompt, accurate service, please refer to the above referenced number in all future matters concerning this water right application.

Your appropriation application is currently being prepared for advertising in the county newspaper. This advertisement will be published for two consecutive weeks followed by a waiting period of ten days to allow for the submittal of protests.

If the application is not protested it will be forwarded to Boise to be considered for approval by the Director. However, if the application is protested during this waiting period, you will be sent a copy of the protest and instructions to aid you in resolving the protest without a hearing. However all protests must be resolved before approval of the application can be made, so if the protestant does not voluntarily withdraw the protest, this department will conduct a conference and/or hearing on the matter.

If you have any questions or if I can be of any assistance please feel free to contact me at this office.

Sincerely,

Tom D. King
Sr. Water Resource Agent

enclosures

MICROFILMED

SEP 22 1992

March 9, 1992

MR WILLIAM T COLE
1121 HIGHWAY 11
WEIPPE ID 83553

Re: Appropriation Application

Dear Applicant:

The Idaho Department of Water Resources has received your Application For Permit To Appropriate The Public Waters Of The State Of Idaho. However I regret to inform you that the application is not acceptable in its present form, so I am returning it to you for clarification or completion of the following:

Item #13: An application is not acceptable without a map or plat of sufficient scale (not less than two inches equal to one mile) to show the proposed project. The point of diversion must be labeled and It must agree with item #3.#9.

This office did not receive the required filing fee with your application, the filing fee for an appropriation application is based on the rate of diversion. Since your diversion rate is greater than 6.0 cfs but less than 7.0 cfs, then the filing fee is \$165.00.

The Application must be completed and returned to this office with the appropriate filing fee and any other information you deem appropriate within 30 days of the above date. Failure to communicate with this office within that time may result in the voiding of your application.

If you have any questions or if I can be of any assistance please feel free to contact me at this office.

Sincerely,

Tom D. King
Sr. Water Resource Agent

Enc: Application

REPRODUCTION
SEP 22 1992

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

Ident. No. _____

To appropriate the public waters of the State of Idaho

1. Name of applicant William T. Lole, Sr. for New Red Lead Lake Phone 435-4186
Post office address 1121 Hwy #11 - Weippe, ID - 83553

2. Source of water supply Spring which is a tributary of Doe Creek

3. Location of point of diversion is S $\frac{1}{2}$ of S $\frac{1}{2}$ of SW $\frac{1}{4}$ of SE NW $\frac{1}{4}$
Sec. 4 Township 38N Range 13 E B.M. _____ County; additional
points of diversion if any: _____

4. Water will be used for the following purposes:

Amount 6.4 for Fire prot. purposes from June 1 to Nov. 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)

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

5. Total quantity to be appropriated is (a) 6.4 and/or (b) _____
cubic feet per second acre feet per annum

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. 1 cyl. Gas engine type fire pump and/or hand operated fire pump

b. Height of storage dam _____ feet; active reservoir capacity 100 gal. acre-feet; total
reservoir capacity 100 gal. acre-feet; period of year when water will be diverted to storage:
June 1 to Nov. 15 inclusive.

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

d. Is ground water with a temperature of greater than 90°F being sought? _____

7. Time required for the completion of the works and application of the water to the proposed beneficial use is
2 yrs years (minimum 1 year).

RECORDED
SEP 22 1992

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. _____
- e. Other; describe fully. Fire protection - 100 gal with pump and hose

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	
38N	13E	4						F											
		4						F											

Total number of acres to be irrigated _____

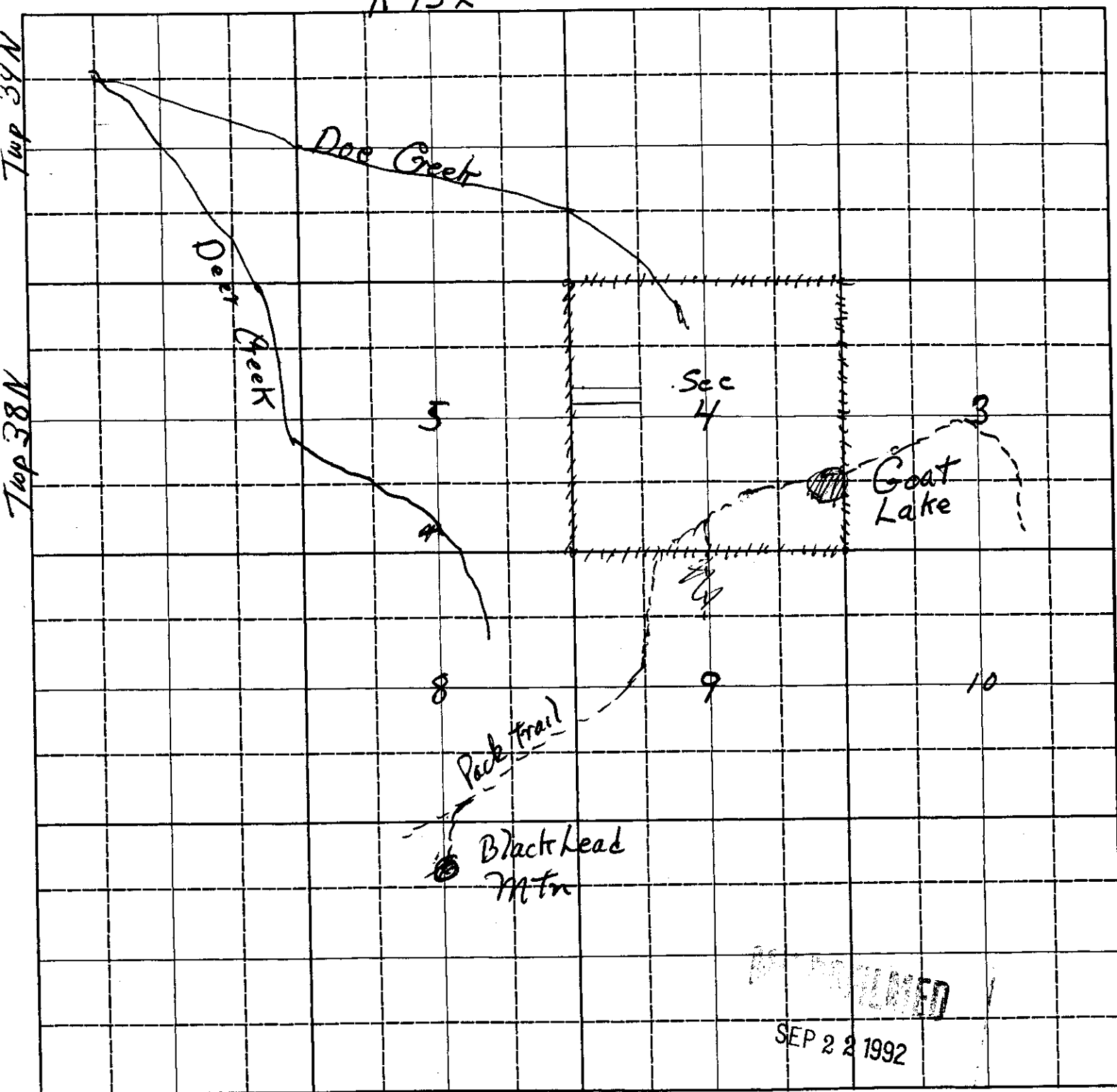
10. Describe any other water rights used for the same purposes as described above. _____

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

12. Remarks: _____

RECORDED
SEP 22 1992

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



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.

William T. Cole, Sr.
(Applicant)
for New Red Lead Lake

Received by Date 5/4/92 Time 2:00 PM (approx) Preliminary check by
Fee \$ Received by # Date
Publication prepared by Date Published in
Publication approved Date

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

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

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

a. SUBJECT TO ALL PRIOR WATER RIGHTS.

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

c. The rate of diversion, if water is to be used for irrigation under this permit, when combined with all other water rights for the same land shall not exceed 0.02 cubic feet per second for each acre of land.

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

e. Other:

RECEIVED
SEP 22 1992

157414

Affidavit of Annual Assessment Work

For Bureau of Land Management Use Only

For County Recorder's Use Only

 RECEPTION (4)
 INDEXED (4)
 FILED (4)
 DELIVERED (4)
 MAILED (4)

 Filed and recorded at the request of Betty Cole
 at 210 o'clock P M. this 20th day of

August, 19 91
Allen Medalen

 By: Cindy Downing
 Ex-Officio Auditor-Recorder
 Clearwater County, Idaho

Fee:

650

Return:

 1121 Hwy 11
 Weippe, Id
 83553

The undersigned, as the agent for the owner or the owner of the mining claims listed on the reverse side of this instrument, who being first duly sworn certifies that:

At least 100.00 dollars worth of work or improvements were performed or made upon each mining claim listed on the reverse of this document. The mining claims/sites are situated in Kelly Creek mining district, County of Clearwater, State of Idaho.

Such expenditure was made by, for, or at the expense of Kelly J. Cole - Bill Cole Jr. - Dennis Cole - Bill Cole Jr. - Betty Cole - Kay Cole, owner of said claims, for the purpose of holding said claims. All stakes, monuments or trees marking boundaries of said claims are in proper place and position.

This annual assessment work was performed for the assessment year ending at 12 o'clock noon on September 1, 19 91

Witness my hand this 20th day of August, 19 91

Signature:

Address:

Betty Cole
1121 Hwy 11
Weippe, Id
83553

 State of Idaho
 County of Clearwater

 Subscribed and sworn to before me
 this 20th day of August, 19 91

(Seal)

MICROFILMED

SEP 22 1992

Allen Medalen, Clerk
By Cindy Downing, Deputy
 Notary Public or County Recorder

Title 18 U.S.C. Section 1001, makes it a crime for any person knowingly and willfully to make to any department or agency of the United States any false, fictitious, or fraudulent statements or representations as to any matter within its jurisdiction. The Paperwork Reduction Act of 1980 (44 U.S.C. 3501, et seq.) requires us to inform you that: This information is being collected to maintain your mining claim or site as required by Section 314 of the Federal Land and Policy Management Act of 1976 (43 U.S.C. 1744) and will be used to verify that the claimant continues to have an interest in the mining claim or site. Response to this request is required in accordance with the statute (43 U.S.C. 1744) to retain your benefit.

The information may be submitted on this form or its local equivalent. However, the use of this standardized form will speed up the Bureau's entry of your response into its computer system and provide you with better service.

Serial No.	Claim Name	Serial No.	Claim Name
1. IMC 90383		26.	
2. IMC 90384		27.	
3. IMC 90385		28.	
4. IMC 90386		29.	
5. IMC 90387		30.	
6. IMC 90388		31.	
7. IMC 90389		32.	
8. IMC 90390		33.	
9. IMC 90391		34.	
10. IMC 90392		35.	
11. IMC 90393		36.	
12. IMC 90394		37.	
13. IMC 90395		38.	
14. IMC 90396		39.	
15. IMC 90397		40.	
16. IMC 90398		41.	
17. IMC 90399		42.	
18. IMC 90400		43.	
19. IMC 90401		44.	
20. IMC 90402		45.	
21. IMC 90403		46.	
22. IMC 90404		47.	
23. IMC 90405		48.	
24. IMC 90406		49.	
25. IMC 90407		50.	

MICROFILMED

SEP 22 1992

If you have more than 50 claims, attach Exhibit listing other claims.

BLM Use: Money enclosed: 6 X \$5.00 = \$ 30.00
(Total number of claims)

This form was developed by the Bureau of Land Management, 3380 Americana Terrace, Boise, Idaho 83706. It is not copyrighted and may be reproduced without restriction.

The Privacy Act of 1974 and Departmental regulation at 43 CFR 2.48(d) provide that you be furnished the following information in connection with the information required by this optional affidavit of annual assessment work form. AUTHORITY: 43 U.S.C. 1201 and 1744; 43 CFR 3833.

83706