



State of Washington Application for a Water Right



For Ecology Use
 Fee Paid 10.00
 Date 5-23-2005
 CR # 25354

Please follow the attached instructions to avoid unnecessary delays.

Section 1. APPLICANT - PERSON, ORGANIZATION, OR WATER SYSTEM

Name: Teck Cominco American Incorporated Home Tel: (509) 747 - 6111

Mailing Address 15918 East Euclid Avenue Work Tel: (509) 922 -- 8787
 City Spokane Valley State WA Zip+4 99216 +1815 FAX: (509) 922 - 8767

Section 2. CONTACT - PERSON TO CALL ABOUT THE APPLICATION

Same as above

Name Kevin Kinsella Home Tel: () -

Mailing Address Pend Oreille Mine, PO Box 7 Work Tel: (509) 446 - 4516
 City Metline Falls State WA Zip+4 99153 + 0007 FAX: (509) 446 - 2830

Relationship to applicant Employee/Employer

Section 3. STATEMENT OF INTENT

(See Last Page)

The applicant requests a permit to use not more than 400 (gallons per minute or cubic feet per second) from a surface water source or ground water source (check only one) for the purpose(s) of mineral exploration, mining, milling and fire protection. ATTACH A "LEGAL" DESCRIPTION OF THE PLACE OF USE. (See instructions.) NOTE: A tax parcel number or a plat number is not sufficient.
 Estimate a maximum annual quantity to be used in acre-feet per year: 30 acre feet

Check if the water use is proposed for a short-term project. Indicate the period of time that the water will be needed:
 From ___/___/___ to ___/___/___

Section 4. WATER SOURCE

If SURFACE WATER	If GROUNDWATER See last page
Name the water source and indicate if stream, spring, lake, etc. If unnamed, write "unnamed spring," "unnamed stream," etc.:	A permit is desired for <u>1*</u> well(s). *Existing sump at the 1700 level of the Pend Oreille Mine
Number of diversions: _____	
Source flows into (name of body of water):	Size & depth of well(s): sump has 60,000 gal. capacity Depth is approx. 400 feet.

LOCATION

Enter the north-south and east-west distances in feet from the point of diversion or withdrawal to the nearest section corner: 370 ft. South and 2380 ft. East of NW Corner of Sec. 15

¼ of	¼ of	Section	Township	Range(E/W)	County	If location of source is platted, complete below:		
						Lot	Block	Subdivision
NE 1/4	NW 1/4	15	39N	43E	Pend Oreille			

For Ecology Use Date Received: May 12, 2005 Priority Date: 5-12-2005
 SEPA: Exempt/Not Exempt FERC License # _____ Dept. Of Health # _____
 Date Accepted As Complete 5, 27, 2006 By Kay White Date Returned _____ By _____ WRIA: 62

Appl. No.: 63-30441

Section 5. GENERAL WATER SYSTEM INFORMATION

- A. Name of system, if named: _____
- B. Briefly describe your proposed water system. **(See instructions.)**

Water is pumped from the 1700 sump through 10 inch schedule 40 pipe by a 200-HP Ingersoll-Rand model 14KKH 5 stage pump. This water will be diverted as needed to fill a proposed 120,000 gallon, steel, surface tank. The tank will be used primarily as a water source for fire control as well as a source of fresh make-up water for mining and milling operations. This water is in addition to the water pumped into the tank under permit G3-30082.
- C. Do you already have any water rights or claims associated with this property or system? YES NO
PROVIDE DOCUMENTATION. Permit G3-30082, SW Certificate #399 and Permit G3-30312 (domestic well)

Section 6. DOMESTIC / PUBLIC WATER SUPPLY SYSTEM INFORMATION
(Completed for all domestic/public supply uses.)

- A. Number of "connections" requested: _____ Type of connection _____
(Homes, Apartment, Recreational, etc.)
- B. Are you within the area of an approved water system? YES NO
If yes, explain why you are unable to connect to the system. *Note: Regional water systems are identified by your County Health Department.*

Complete C. and D. only if the proposed water system will have fifteen or more connections.

- C. Do you have a current water system plan approved by the Washington State Department of Health? YES NO
If yes, when was it approved? _____ Please attach the current approved version of your plan.
- D. Do you have an approved conservation plan? YES NO
If yes, when was it approved? _____ Please attach the current approved version of your plan.

Section 7. IRRIGATION/AGRICULTURAL/FARM INFORMATION
(Complete for all irrigation and agriculture uses.)

- A. Total number of acres to be irrigated: _____
- B. List total number of acres for other specified agricultural uses:

Use _____ Acres _____
Use _____ Acres _____
Use _____ Acres _____
- C. Total number of acres to be covered by this application: _____
- D. Family Farm Act (Initiative Measure Number 59, November 3, 1977, as amended by Chapter 237, Laws of 2001)
Add up the acreage in which you have a controlling interest, including only:
‡ Acreage irrigated under water rights acquired after December 8, 1977;
‡ Acreage proposed to be irrigated under this application;
‡ Acreage proposed to be irrigated under other pending application(s).

1. Is the combined acreage greater than 6000 acres? YES NO
2. Do you have a controlling interest in a Family Farm Development Permit? YES NO
If yes, enter permit no: _____
- E. Farm uses:
Stockwater - Total # of animals _____ Animal type _____ (If dairy cattle, see below)
Dairy - # Milking _____ # Non-milking _____

G3-30441

Section 8. WATER STORAGE

Will you be using a dam, dike, or other structure to retain or store water?

YES NO

NOTE: If you will be storing 10 acre-feet or more of water and/or if the water depth will be 10 feet or more at the deepest point, and some portion of the storage will be above grade, you must also apply for a reservoir permit. You can get a reservoir permit application from the Department of Ecology.

Section 9. DRIVING DIRECTIONS

Provide detailed driving instructions to the project site.

SR 31 North from Metaline Falls approximately 2 miles to left on Pend Oreille Mine Road. Follow signs to Mine office.

Section 10. REQUIRED MAP

A. Attach a map of the project. (See instructions.)

Section 11. PROPERTY OWNERSHIP

A. Does the applicant own the land on which the water will be used?

YES NO

If no, explain the applicant's interest in the place of use and provide the name(s) and address(es) of the owner(s):

B. Does the applicant own the land on which the water source is located?

YES NO

If no, submit a copy of agreement:

I certify that the information above is true and accurate to the best of my knowledge. I understand that in order to process my application, I grant staff from the Department of Ecology access to the site for inspection and monitoring purposes. Even though I may have been assisted in the preparation of the above application by the employees of the Department of Ecology, all responsibility for the accuracy of the information rests with me.

Catherine Suda

Applicant (or authorized representative)

5-11-05

Date

SAME

Landowner for place of use (if same as applicant, write "same")

Date

G3-30441

Use this page to continue your answers to any questions on the application. Please indicate section number before answer.

Section 3. Place of use of water will be at the Pend Oreille Mill in NW¼ Section 15 and seasonally for mineral exploration at various locations in portions of Sections W½ 1, 2, 3, 9, 10, 11, W½ 14, 15, 16, 21 and W½ 22, T39N R43E; and in portions of Sections 33, 34, 35, 36, T40N, R43E. Place of use for exploration will vary annually. Water will be trucked from the tank in NW¼ Section 15 to each drill location. There will not be long-term use at any of the exploration sites. Water use for fire suppression will be based on the emergency location.

*Location maps are attached

Section 4: Water from a variety of locations in the underground workings of the Pend Oreille Mine is collected in a series of sumps including a final, concrete-lined, 60,000 gallon capacity sump located on the 1700 level. The 1700 sump, approximately 400 feet below ground surface presently discharges to the Pend Oreille River at a rate averaging approximately 350 gpm. This application is for a right to appropriate a portion of this water.

We are returning your application for the following reason(s):	
_____ Examination fee was not enclosed	APPLICANT PLEASE RETURN TO CASHIER, PO BOX 5128, LACEY, WA 98509-5128
_____ Section number(s) _____ is/are incomplete	APPLICANT PLEASE RETURN TO THE APPROPRIATE REGIONAL OFFICE
Explanation:	
Please provide the additional information requested above and return your application by _____ (date).	

Ecology staff _____ Date _____

Ecology is an Equal Opportunity and Affirmative Action employer.

To receive this document in alternative format, contact the Water Resources Program at (360) 407-6604 (Voice) or (360) 407-6006 (TDD).

G3-30441