



Oregon Water Resources Department
 725 Summer Street NE, Suite A
 Salem Oregon 97301-1271
 (503) 986-0900
 www.wrd.state.or.us

Application for Limited Water Use License

License No.: LL-2022

Applicant Information

NAME Bayhorse Silver (USA), Inc.		PHONE (HM)	
PHONE (WK) (604) 684-3394	CELL	FAX (888) 282-7763	
ADDRESS 4628 Rumble St			
CITY Bumaby	STATE BC	ZIP V5J 2A7	E-MAIL * go@bayhorsesilver.com

Agent Information

NAME Ryan Tobias		PHONE (208) 401-1303	FAX
ADDRESS 2769 NE Spring Water Place			CELL (503) 931-3157
CITY Bend	STATE OR	ZIP 97701	E-MAIL * rtobias@haleyaldrich.com

I (We) make application for a Limited License to use the following described surface waters or groundwater – not otherwise exempt, or to use stored water for a use of a short-term or fixed-duration:

- SOURCE(S) OF WATER:** Brownlee Reservoir a tributary of Columbia River
- AMOUNT OF WATER** to be diverted;
 Maximum and instantaneous rate (cubic feet or gallons per minute): 7 gpm
 Total volume annually (gallons or acre-feet): 60,000 gallons. If water is to be used from more than one source, give the quantity from each: _____

3. INTENDED USE(S) OF WATER: (check all that apply)

- Road construction or maintenance
- General construction
- Forestland and rangeland management; or
- Other: Mineral Exploration

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4. IF THE INTENDED USE OF WATER IS FOR IRRIGATION, ONE OF THE FOLLOWING MUST APPLY: (check one of the following)

- Irrigation if the sole purpose of the use is to provide water necessary to establish a crop for which no further irrigation will be required after the crop is established. ORS 537.143 (6)(a).
- Irrigation if the use of water under the limited license is for the use of stored water consistent with the purposes for which the stored water is authorized and the use of water is authorized by a contract between the user and a local, state or federal government. ORS 537.143 (9).

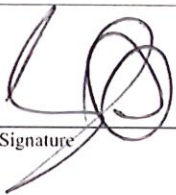
5. DESCRIPTION OF PROPOSED PROJECT: Include a description of the place of use as shown on the accompanying site map, the method of water diversion, the type of equipment to be used (including pump horsepower, if applicable), length and dimensions of supply ditches and pipelines:

6. PROJECT SCHEDULE: (List day, month, and year)

Date water use will begin: April 1, 2026
 Date water use will be completed: July 10, 2026
 Months of the year water would be diverted and used: Between April and July 10 (depending on permitting by DOGAMI)

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If for other than irrigation from stored water, how and where will water be discharged after use: **OWRD**


Applicant Signature

Graeme O'Neill CEO 20/02/2026
Print Name and title if applicable Date

PLEASE READ CAREFULLY

NOTE: A completed water availability statement from the local watermaster, Land Use Information Form completed by the local Planning Department, fees and site map meeting the requirements of OAR 690-340-030 must accompany this request. The fee for this request is **\$280** for the first point of diversion plus **\$30** for each additional point of diversion. Please review the Department's fee schedule to view fees required to request a limited license for Aquifer Storage and Recovery testing purposes or for Artificial Groundwater Recharge testing purposes.

Failure to provide any of the required information will result in return of your application. The license, if granted, will not be issued or replaced by a new license for a period of more than five consecutive years. The license, if granted, will be subordinate to all other authorized uses that rely upon the same source, or water affected by the source, and may be revoked at any time it is determined the use causes injury to any other water right or minimum perennial streamflow.

If water source is well, well logs or adequate information for the Department to determine aquifer, well depth, well seal and open interval, etc. are required. The licensee shall indicate the intended aquifer. If for multiple wells, each map location shall be clearly tied to a well log.

If a limited license is approved, the licensee shall give notice to the Department (Watermaster) at least 15 days in advance of using the water under the Limited License and shall maintain a record of use. The record of use shall include, but need not be limited to, an estimate of the amount of water used, the period of use and the categories of beneficial use to which the water is applied. During the period of the Limited License, the record of use shall be available for review by the Department upon request.

Mapping Requirements (OAR 690-340-0030):

- (1) A request for a limited license shall be submitted on a form provided by the Water Resources Department, and shall be accompanied by the following:
 - a. A site map of reproducible quality, drawn to a standard, even scale of not less than 2 inches = 1 mile, showing:
 - i. The locations of all proposed points of diversion referenced by coordinates or by bearing and distance to the nearest established or projected public land survey corner;
 - ii. The general course of the source for the proposed use, if applicable;
 - iii. Other topographical features such as roads, streams, railroads, etc., which may be helpful in locating the diversion points in the field.

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This page to be completed by the local Watermaster.

WATER AVAILABILITY STATEMENT

Name of Applicant: Bayhorse Silver (USA) Inc. Limited License Number: LL-2022

1. To your knowledge, has the stream or basin that is the source for this application ever been regulated for prior rights?

Yes No

If yes, please explain:

2. Based on your observations, would there be water available in the quantity and at the times needed to supply the use proposed by this application?

Yes No

3. Do you observe this stream system during regular fieldwork?

Yes No

If yes, what are your observations for the stream?

4. If the source is a well and if WRD were to determine that there is the potential for substantial interference with nearby surface water sources, would there still be ground water and surface water available during the time requested and in the amount requested without injury to existing water rights?

Yes No N/A

What would you recommend for conditions on a limited license that may be issued approving this application?

A totalizing flow meter at the point of diversion to monitor their rate and total volume for the season.

5. Any other recommendations you would like to make?

Based on the OWRD Water Rights section memo, water is available at the 50% & 80% exceedence for the Snake River.

Signature Marcy Johnson WM District #: 8 Date: 2/5/2026

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Land Use Information Form



Oregon Water Resources Department
725 Summer Street NE, Suite A
Salem, Oregon 97301-1266
(503) 986-0900
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NOTE TO APPLICANTS

In order for your application to be processed by the Oregon Water Resources Department (OWRD), this Land Use Information Form must be completed by a local government planning official in the jurisdiction(s) where your water right will be diverted, conveyed, used, and developed. The planning official may choose to complete the form while you wait or return the "Receipt Acknowledging Request for Land Use Information" to you. Applications received by OWRD without the Land Use Information Form, or the signed receipt, will be returned to you. **IMPORTANT:** Please note that while OWRD can accept a signed receipt as part of intake for an application for a new permit to use or store water, a completed Land Use Information Form is required for OWRD's acceptance of all other applications. Please be aware that your application cannot be approved without land use approval.

This form is **NOT** required if:

- 1) Water is to be diverted, conveyed, and used on federal lands only; **OR**
- 2) The application is for a water right transfer, allocation of conserved water, exchange, permit amendment, or ground water registration modification, and **all** of the following apply:
 - a. The existing and proposed water use is located entirely within lands zoned for exclusive farm-use or within an irrigation district;
 - b. The application involves a change in place of use only;
 - c. The change does not involve the placement or modification of structures, including but not limited to water diversion, impoundment, distribution facilities, water wells and well houses; **and**
 - d. The application involves irrigation water uses only.

NOTE TO LOCAL GOVERNMENTS

The person presenting the attached Land Use Information Form is applying for a new water right or modifying an existing water right. The Oregon Water Resources Department (OWRD) requires applicants to obtain land use information to ensure the water right does not result in land uses that are incompatible with your comprehensive plan. Please complete the form and return it to the applicant for inclusion in their application. **NOTE:** For new water right applications only, if you are unable to complete this form while the applicant waits, you may complete the "Receipt Acknowledging Request for Land Use Information" and return it to the applicant.

You will receive notice via OWRD's weekly Public Notice once the applicant formally submits their request to OWRD. The notice will give more information about OWRD's water right process and provide additional comment opportunities. If you previously only completed the receipt for an application for a new permit to use or store water, you will have 30 days from the Public Notice date to complete the Land Use Information Form and return it to OWRD. Your attention to this request for information is greatly appreciated. If you have questions concerning this form, please contact OWRD's Customer Service Group at 503-986-0900 or WRD_DL_customerservice@water.oregon.gov.

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11/13/22

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Land Use Information Form



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 Salem, Oregon 97301-1266
 (503) 986-0900
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NAME Bayhorse Silver (USA), Inc			PHONE (604) 684-3394
MAILING ADDRESS 32341 Snake River Road			
CITY Huntington	STATE OR	ZIP 97907	EMAIL go@bayhorsesilver.com

A. Land and Location

Please include the following information for all tax lots where water will be diverted (taken from its source), conveyed (transported), and/or used or developed. Applicants for municipal use, or irrigation uses within irrigation districts, may substitute existing and proposed service-area boundaries for the tax-lot information requested below.

Township	Range	Section	¼ ¼	Tax Lot #	Plan Designation (e.g., Rural Residential/RR-5)	Water to be:			Proposed Land Use:
13 S	45E	9	NW SW	500	Mineral Extraction	<input type="checkbox"/> Diverted	<input type="checkbox"/> Conveyed	<input checked="" type="checkbox"/> Used	Mineral Exploration
						<input type="checkbox"/> Diverted	<input type="checkbox"/> Conveyed	<input type="checkbox"/> Used	
						<input type="checkbox"/> Diverted	<input type="checkbox"/> Conveyed	<input type="checkbox"/> Used	
						<input type="checkbox"/> Diverted	<input type="checkbox"/> Conveyed	<input type="checkbox"/> Used	

List all counties and cities where water is proposed to be diverted, conveyed, and/or used or developed:

Baker County

NOTE: A separate Land Use Information Form must be completed and submitted for each county and city, as applicable.

B. Description of Proposed Use

Type of application to be filed with the Oregon Water Resources Department:

- Permit to Use or Store Water
 Water Right Transfer
 Permit Amendment or Ground Water Registration Modification
 Limited Water Use License
 Exchange of Water
 Allocation of Conserved Water

Source of water: Reservoir/Pond Ground Water Surface Water (name) Brownlee Reservoir

Estimated quantity of water needed: 7 cubic feet per second gallons per minute acre-feet

Intended use of water: Irrigation Commercial Industrial Domestic for _____ household(s)
 Municipal Quasi-Municipal Instream Other Mineral Exploration

Briefly describe:

Water will be used to flush cuttings and cool the drill bit during exploration. To accomplish this, water is proposed to be pumped from Brownlee Reservoir using a portable pump temporarily submerged below the ordinary high water mark (OHWM). Water usage is estimated at 5,000 gallons per day, and 60,000 total gallons for the entire project

Note to applicant: For new water right applications only, if the Land Use Information Form cannot be completed while you wait, please have a local government representative sign the receipt on the bottom of page 4 and include it with the application filed with the Oregon Water Resources Department.

See Page 4 →

For Local Government Use Only

The following section must be completed by a planning official from each county and city listed unless the project will be located entirely within the city limits. In that case, only the city planning agency must complete this form. This deals only with the local land use plan. Do not include approval for activities such as building or grading permits.

Please check the appropriate box below and provide the requested information

- Land uses to be served by the proposed water use(s), including proposed construction, are allowed outright or are not regulated by your comprehensive plan. Cite applicable ordinance section(s): BC70 Section 440.03.A
- Land uses to be served by the proposed water use(s), including proposed construction, involve discretionary land-use approvals as listed in the table below. (Please attach documentation of applicable land-use approvals which have already been obtained. Record of Action/land-use decision and accompanying findings are sufficient.) **If approvals have been obtained but all appeal periods have not ended, check "Being Pursued."**

Type of Land-Use Approval Needed (e.g., plan amendments, rezones, conditional-use permits, etc.)	Cite Most Significant, Applicable Plan Policies & Ordinance Section References	Land-Use Approval:	
		<input type="checkbox"/> Obtained <input type="checkbox"/> Denied	<input type="checkbox"/> Being Pursued <input type="checkbox"/> Not Being Pursued
		<input type="checkbox"/> Obtained <input type="checkbox"/> Denied	<input type="checkbox"/> Being Pursued <input type="checkbox"/> Not Being Pursued
		<input type="checkbox"/> Obtained <input type="checkbox"/> Denied	<input type="checkbox"/> Being Pursued <input type="checkbox"/> Not Being Pursued
		<input type="checkbox"/> Obtained <input type="checkbox"/> Denied	<input type="checkbox"/> Being Pursued <input type="checkbox"/> Not Being Pursued

Local governments are invited to express special land use concerns or make recommendations to the Oregon Water Resources Department regarding this proposed use of water in the box below or on a separate sheet.

Name: Tara L. Micka Title: Planning Director
 Signature: Tara L. Micka Date: 2-19-2026
 Governmental Entity: Baker Co. Planning Dept. Phone: 541-523-8219

Receipt Acknowledging Request for Land Use Information

Note to Local Government Representative:
 Please complete this form and return it to the applicant. For new water right applications only, if you are unable to complete this form while the applicant waits, you may complete this receipt and return it to the applicant. If you sign the receipt, you will have 30 days from the date of OWRD's Public Notice of the application to submit the completed Land Use Information Form to Oregon Water Resources Department. Please note while OWRD can accept a signed receipt as part of intake for an application for a new permit to use or store water, a completed Land Use Information Form is required for all other applications.

Applicant Name: _____
 Staff Name: _____ Title: _____
 Staff Signature: _____ Date: _____
 Governmental Entity: _____ Phone: _____

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From: [Davis, Kresta](#)
To: [Tobias, Ryan](#)
Subject: RE: Bayhorse Silver - Limited Use License Water Request: Brownlee Reservoir
Date: Monday, March 9, 2026 8:21:36 AM
Attachments: 8.5 x 11 Figures - Bayhorse.pdf

External Sender: Use extra caution with links and actions.

CEVICED
6:00 S T MAN
6:50 AM
Good morning, Mr. Tobias.

Idaho Power appreciates the opportunity to review your request to temporarily divert an amount of and not to exceed 60,000 gallons of water from Brownlee Reservoir from April 1 through July 10, 2026, for activities related to drilling/mining at sites located in Baker County, OR. This approval is limited to the two diversion points located within T13S, R45E, Section 9 and further identified in the map provided.

Please let me know if you have any questions regarding Idaho Power's approval of this request.

Best,

Kresta Davis

Environmental Manager

Idaho Power | Environmental Affairs | Water Policy
Office 208-388-2602 | Mobile 208-890-1690
idahopower.com

From: Tobias, Ryan <RTobias@haleyaldrich.com>
Sent: Thursday, February 26, 2026 12:14 PM
To: Davis, Kresta <KDavis2@idahopower.com>
Subject: [EXTERNAL] Bayhorse Silver - Limited Use License Water Request: Brownlee Reservoir

Hi Kresta,

Thank you for the call this morning. I am working with Bayhorse Silver to apply for a limited use license from OWRD for temporary diversion of water from Brownlee Reservoir for exploration drilling at the Bayhorse Mine in Baker County, Oregon. Drilling will be completed at up to eight locations to maximum depths of 200 feet below ground surface (bgs). The proposed drilling locations are situated entirely within the patented Bayhorse and Rapid mining claims on the Oregon side of the reservoir. Water will be needed to flush cuttings and cool the drill bit during exploration. The proposed diversions would be located from two points in the reservoir in T13S, R45E, Section 9. I have attached maps showing the locations of the proposed points of diversion.

Exploration drilling is expected to take 12 total days. The daily pumping rate would be about 5,000

gallons per day, for a total of 60,000 gallons from the reservoir to be used for the project. They would like to start April 1, 2026, and understanding authorizations and drill rig availability may take longer, they anticipate the project could occur over 12 days between an April 1 and July 10, 2026 window.

We have the water availability statement from the watermaster in Baker and a signed land use form from the Baker County Planning Department. We will be resubmitting the limited use license application to OWRD for approval if this request to Idaho Power is authorized.

Thank you, if there's any additional information required, please let me know.

Ryan Tobias, PWS
Environmental Scientist

**HALEY
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Direct: 208.401.1303
Cell: 503.931.3157

www.haleyaldrich.com

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