

State of Idaho  
Department of Water Resources  
**Permit to Appropriate Water**  
No. 96-9686

**Priority:** October 25, 2017

**Maximum Diversion Volume:** 6.7 AF

This is to certify that

RILEY CREEK LUMBER CO PO BOX 220 LACLEDE ID 83841

has applied for a permit to appropriate water from:

**Source :** SPRING

**Tributary:** HORNBY CREEK

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

| <u>Beneficial Use</u>   | <u>Period of Use</u> | <u>Annual Volume</u> |
|-------------------------|----------------------|----------------------|
| WILDLIFE STORAGE        | 01/01 to 12/31       | 6.7 AF               |
| FIRE PROTECTION STORAGE | 01/01 to 12/31       | 6.7 AF               |
| AESTHETIC STORAGE       | 01/01 to 12/31       | 6.7 AF               |

**Location of Point(s) of Diversion**

SPRING SE¼ SE¼ SE¼, Sec. 24, Twp 57N, Rge 03W, B.M. BONNER County

**Place of Use: WILDLIFE STORAGE**

| Twp | Rng | Sec | NE |    |    |    | NW |    |    |    | SW |    |    |    | SE |    |    |    | Totals |
|-----|-----|-----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|--------|
|     |     |     | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE |        |
| 57N | 03W | 24  |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    | X  |        |

**Place of Use: FIRE PROTECTION STORAGE**

| Twp | Rng | Sec | NE |    |    |    | NW |    |    |    | SW |    |    |    | SE |    |    |    | Totals |
|-----|-----|-----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|--------|
|     |     |     | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE |        |
| 57N | 03W | 24  |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    | X  |        |

**Place of Use: AESTHETIC STORAGE**

| Twp | Rng | Sec | NE |    |    |    | NW |    |    |    | SW |    |    |    | SE |    |    |    | Totals |
|-----|-----|-----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|--------|
|     |     |     | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE |        |
| 57N | 03W | 24  |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    | X  |        |

**Conditions of Approval**

1. Proof of application of water to beneficial use shall be submitted on or before **September 01, 2020**.
2. Subject to all prior water rights.

State of Idaho  
Department of Water Resources  
**Permit to Appropriate Water**  
No. 96-9686

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 the permit holder had no control.
4. Upon notification by the Department, the right holder shall permanently install and maintain a staff gage or other measuring device(s) acceptable to the Department to determine the rate of reservoir fill.
5. Upon notification by the Department, the right holder shall install a lockable device subject to the approval of the Department, in a manner that will ensure passage of water through the reservoir when this right is not in priority.
6. Right authorizes a total annual storage volume of 6.7 acre-feet, consisting of 5.1 acre-feet to be used for the initial filling or carryover storage of the pond and 1.6 acre-feet for the replacement of losses caused by seepage and evaporation.
7. Water shall not be diverted from fire protection storage except to fight or repel an existing fire.

This permit is issued pursuant to the provisions of Idaho Code § 42-204.

Signed this 23rd day of December, 2019.



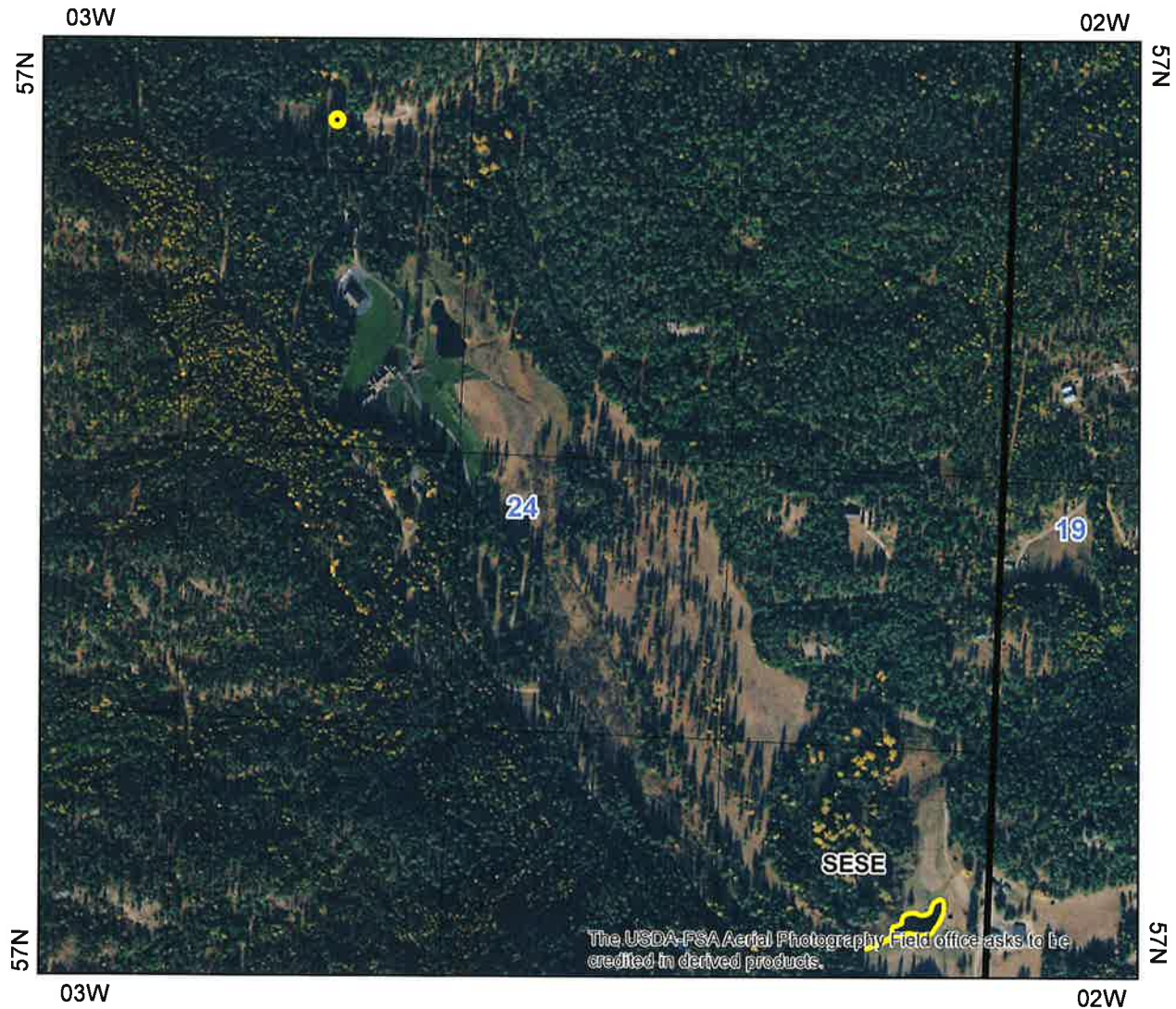
SHELLEY KEEN  
Water Allocation Bureau Chief

State of Idaho  
Department of Water Resources

## Attachment to Permit to Appropriate Water

96-9686

This map depicts the WILDLIFE STORAGE, FORE PROTECTION STORAGE & AESTHETIC STORAGE place of use boundary for this water right at the time of this approval and is attached to the approval document solely for illustrative purposes.



-  Point of Diversion
-  Place Of Use Boundary
-  Townships
-  PLS Sections
-  Quarter Quarters

0 0.1 0.2 0.4 Miles





**State of Idaho**

**DEPARTMENT OF WATER RESOURCES**

322 E Front Street, Suite 648 • PO Box 83720 • Boise ID 83720-0098

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BRAD LITTLE  
Governor

GARY SPACKMAN  
Director

December 23, 2019

RILEY CREEK LUMBER CO  
PO BOX 220  
LACLEDE ID 83841

RE: Permit to Appropriate Water No. 96-9686

Dear Permit Holder:

I have enclosed the Permit to Appropriate Water issued in connection with the August 23, 2019 preliminary order, which became final in September, approving your application. If you have any questions regarding this matter, please call me at 208-287-4947.

Sincerely,

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

for

Shelley Keen  
Water Allocation Bureau Chief

Enclosures