

State of Idaho
Department of Water Resources
Water Right License

WATER RIGHT NO. 94-07830

Priority: December 09, 2010

Maximum Diversion Rate: 0.03 CFS
Maximum Diversion Volume: 1.2 AF

It is hereby certified that CAPPARELLI LIVING TRUST
PO BOX 671
OSBURN ID 83849 has complied with the terms and
conditions of the permit, issued pursuant to Application for Permit dated December 09, 2010; and has
submitted Proof of Beneficial Use on November 30, 2011.

SOURCE

TERROR CREEK

Tributary: SOUTH FORK COEUR D ALENE
RIVER

and a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>	<u>ANNUAL DIVERSION VOLUME</u>
DOMESTIC	01/01 to 12/31	0.03 CFS	1.2 AF

LOCATION OF POINT(S) OF DIVERSION:

TERROR CREEK, SW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 12, Twp 48N, Rge 03E, B.M., SHOSHONE County

PLACE OF USE: DOMESTIC

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
48N	03E	12			X														

CONDITIONS OF APPROVAL

1. This right does not grant any right-of-way or easement across the land of another.
2. Domestic use is for 1 home.
3. The irrigation occurring under this domestic use shall not exceed 1/2 acre.
4. A fish screen of 1/4 inch or smaller mesh shall be installed and maintained at the point of diversion.
5. The approach velocity at the point of diversion shall not exceed 0.5 feet per second.
6. Water shall not be diverted under this right when flows in the Coeur d'Alene River are below minimum flow amounts as defined by Right 94-7341. The right holder shall be responsible for monitoring the daily flow of the Coeur d'Alene River using real-time data and shall cease diverting water when flows in the Coeur d'Alene River are below established minimum flow amounts. Unless otherwise specified by the Director of the Department of Water Resources, data from the U.S. Geological Survey Cataldo gauging station, No. 12413500, may be used for purposes of determining the daily flow amounts.

This license is issued pursuant to the provisions of Section 42-219, Idaho Code. The water right confirmed by this license is subject to all prior water rights and shall be used in accordance with Idaho law and applicable rules of the Department of Water Resources.

Signed this 27 day of July, 2012.


GARY SPACKMAN
Interim Director