

State of Idaho  
Department of Water Resources  
**Water Right License**

WATER RIGHT NO. 96-09426

Priority: March 02, 2009

Maximum Diversion Rate: 0.40 CFS  
Maximum Diversion Volume: 60.0 AF

It is hereby certified that RUDE TRUST  
7128 RUDE STREET  
DALTON GARDENS ID 83815 has complied with the terms and  
conditions of the permit, issued pursuant to Application for Permit dated March 02, 2009; and has  
submitted Proof of Beneficial Use on May 26, 2009. An examination indicates that the works have a  
diversion capacity of 0.4 cfs of water from:

**SOURCE**

PEND OREILLE RIVER

Tributary: COLUMBIA RIVER

and a water right has been established as follows:

| <b><u>BENEFICIAL USE</u></b> | <b><u>PERIOD OF USE</u></b> | <b><u>DIVERSION RATE</u></b> | <b><u>ANNUAL<br/>DIVERSION VOLUME</u></b> |
|------------------------------|-----------------------------|------------------------------|-------------------------------------------|
| IRRIGATION                   | 04/01 to 10/31              | 0.40 CFS                     | 60.0 AF                                   |

**LOCATION OF POINT(S) OF DIVERSION:**

PEND OREILLE RIVER L7 (SW1/4SW1/4) Sec. 3, Twp 56N, Rge 03W, B.M. BONNER County

**PLACE OF USE:** IRRIGATION

| Twp Rge Sec | NE                | NW                | SW                | SE                | Totals |
|-------------|-------------------|-------------------|-------------------|-------------------|--------|
| 56N 03W 3   | NE   NW   SW   SE | NE   NW   SW   SE | NE   NW   SW   SE | NE   NW   SW   SE | 20.0   |

Total Acres: 20

**CONDITIONS OF APPROVAL**

1. This right when combined with all other rights shall provide no more than 0.03 cfs per acre nor more than 3.0 afa per acre at the field headgate for irrigation of the lands above.
2. After specific notification by the Department, the right holder shall install a suitable measuring device or shall enter into an agreement with the Department to use power records to determine the amount of water diverted and shall annually report the information to the Department.
3. This right does not grant any right-of-way or easement across the land of another.
4. Prior to the diversion and use of water under this approval, the right holder shall comply with all fish screening and/or fish passage requirements of the Idaho Department of Fish and Game.

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 and sealed this 12<sup>th</sup> day of January, 2011.

  
GARY SPACKMAN  
Interim Director

  
KENNETH KNOBLOCK