

State of Idaho
Department of Water Resources
Permit to Appropriate Water

NO. 92-10033

Priority: October 07, 2008

Maximum Diversion Rate: 0.18 CFS

This is to certify, that BRUCE C MOREHOUSE
PO BOX 509
ST MARIES ID 83861

has applied for a permit to appropriate water from:

Source: CARLIN CREEK**Tributary:** ST MARIES RIVER

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

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>
POWER	04/01 to 11/30	0.18 CFS

LOCATION OF POINT(S) OF DIVERSION:

CARLIN CREEK
BENEWAH County

SW1/4NW1/4

Sec. 20, Twp 45N, Rge 02W, B.M.

PLACE OF USE: POWER

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
45N	02W	20																	
																			X

CONDITIONS OF APPROVAL

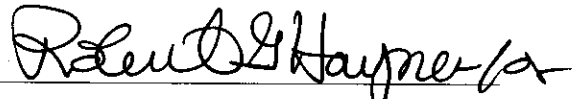
1. Proof of application of water to beneficial use shall be submitted on or before **June 01, 2012**.
2. Subject to all prior water rights.
3. The right holder shall install a measuring device that can be used to determine the instantaneous rate of flow of water through the system, or the right holder shall provide to the department a flow rate measurement or computation made by a certified water right examiner in accordance with actual system design and operation.
4. Use of water under this right shall be non-consumptive.
5. The water right acquired under this permit for hydropower purposes shall be junior and subordinate to all rights to the use of water, other than hydropower, within the State of Idaho that are initiated later in time than the priority of this permit and shall not give rise to any right or claim against future rights to the use of water, other than hydropower, within the State of Idaho initiated later in time than the priority of this permit.
6. The Director retains jurisdiction of this right in order to limit the use of water for hydropower generation purposes to a specific term of years as required by Section 42-203B(7), Idaho Code.

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7. 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.
8. This right is subject to the provisions of Sections 42-205 through 42-210, Idaho Code, restricting the sale, transfer, assignment, or mortgage of this right. Failure to comply with these provisions is cause for immediate cancellation of this right.
9. This right does not constitute Idaho Public Utilities Commission or Federal Energy Regulatory Commission approval that may be required.
10. The right holder shall allow 0.5 cfs of water to flow in the channel of Carlin Creek past the point of diversion at all times. Each year when flow conditions allow, the right holder shall install a weir type measuring device that will ensure 0.5 cfs remains in Carlin Creek at the point of diversion.
11. This right does not grant any right-of-way or easement across the land of another.
12. A fish screen of 3/32 inch or smaller mesh shall be installed and maintained at the point of diversion.
13. The approach velocity at the point of diversion shall not exceed 0.4 feet per second.

This permit is issued pursuant to the provisions of Section 42-204, Idaho Code. Witness the signature of the Director, affixed at Coeur d'Alene, this 2nd day of June, 2009.



DAVID R. TUTHILL, JR., Director