

State of Idaho
Department of Water Resources
Permit to Appropriate Water

NO. 95-10140

Priority: February 13, 2009

Maximum Diversion Rate: 0.05 CFS
Maximum Diversion Volume: 5.8 AF

This is to certify, that LUBERTUS VANDERBILT And/Or
MARY VANDERBILT
20742 E HAYDEN LAKE RD
HAYDEN ID 83835-7093

has applied for a permit to appropriate water from:

Source: SPRING
UNNAMED STREAM

Tributary: SKINNER CREEK
SKINNER CREEK

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>	<u>ANNUAL VOLUME</u>
IRRIGATION	03/15 to 11/15	0.03 CFS	
IRRIGATION STORAGE	01/01 to 12/31		4.6 AF
IRRIGATION FROM STORAGE	03/15 to 11/15		3.0 AF
STOCKWATER	01/01 to 12/31	0.02 CFS	
STOCKWATER STORAGE	01/01 to 12/31		2.0 AF
STOCKWATER FROM STORAGE	01/01 to 12/31		0.4 AF
FIRE PROTECTION STORAGE	01/01 to 12/31		1.6 AF
FIRE PROTECTION	01/01 to 12/31	0.05 CFS	

LOCATION OF POINT(S) OF DIVERSION:

UNNAMED STREAM, SW¼SW¼NE¼, Sec. 2, Twp 51N, Rge 03W, B.M., KOOTENAI County

SPRING, SW¼SW¼NE¼, Sec. 2, Twp 51N, Rge 03W, B.M., KOOTENAI County

PLACE OF USE: IRRIGATION

Twp Rge Sec	NE				NW				SW				SE				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
51N 03W 2																	1.0

Total Acres: 1

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PLACE OF USE: FIRE PROTECTION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
51N	03W	2	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
				X	X						X	X	X	X					
				L 2															

CONDITIONS OF APPROVAL

1. Proof of application of water to beneficial use shall be submitted on or before **April 01, 2010**.
2. Subject to all prior water rights.
3. This right does not grant any right-of-way or easement across the land of another.
4. 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 head gate for irrigation of the lands above.
5. Water shall not be diverted for fire protection use under this right except to fight or repel an existing fire.
6. Stock water use is for 30 head of mixed.

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 April, 2009.

Robert G. Hayner for
DAVID R. TUTHILL, JR., Director