

State of Idaho  
Department of Water Resources  
**Permit to Appropriate Water**

NO. 96-09404

Priority: August 06, 2008

Maximum Diversion Rate: 0.05 CFS

This is to certify, that CHARLES E SAMSON  
And MARY D SAMSON  
5416 WHITE IBIS DRIVE  
NORTH PORT FL 34287

has applied for a permit to appropriate water from:

**Source:** FRY CREEK                      **Tributary:** LAKE PEND OREILLE  
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> |
|-----------------------|----------------------|--------------------------|
| IRRIGATION            | 04/01 to 10/31       | 0.05 CFS                 |

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

FRY CREEK L3(NE¼NW¼) Sec. 2, Twp 56N, Rge 02W, B.M. BONNER 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 |        |
| 56N | 02W | 2   |    |    |    |    | .5  |    |    |    |    | .5 |    |    |    |    |    |    | 1.0    |
|     |     |     |    |    |    |    | L 3 |    |    |    |    |    |    |    |    |    |    |    |        |

Total Acres: 1

**CONDITIONS OF APPROVAL**

1. Proof of application of water to beneficial use shall be submitted on or before **December 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. 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.
5. This right when combined with all other rights shall provide no more than 3.0 afa per acre at the field headgate for irrigation of the lands above.

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 17<sup>th</sup> day of November, 2008.

  
DAVID R. TUTHILL, JR., Director