

State of Idaho
Department of Water Resources
Water Right License

WATER RIGHT NO. 95-09182

Priority: May 07, 2003

Maximum Diversion Rate: 0.02 CFS
Maximum Diversion Volume: 3.6 AF

It is hereby certified that KENNETH J BIRGE
PO BOX 1104
POST FALLS ID 83877 has complied with the terms and
conditions of the permit, issued pursuant to Application for Permit dated May 07, 2003; and has
submitted Proof of Beneficial Use on September 18, 2003. An examination indicates that the works
have a diversion capacity of 0.02 cfs of water from:

SOURCE

RIGHT FORK HAUSER CREEK
SPRING

Tributary: HAUSER LAKE
RIGHT FORK HAUSER CREEK

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>
FIRE PROTECTION	01/01 to 12/31	0.02 CFS	
DOMESTIC	01/01 to 12/31	0.02 CFS	0.6 AF
IRRIGATION	03/15 to 11/15	0.02 CFS	3.0 AF

LOCATION OF POINT(S) OF DIVERSION:

RIGHT FORK HAUSER CREEK, NE $\frac{1}{4}$ NE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 30, Twp 52N, Rge 05W, B.M. KOOTENAI County
SPRING, NE $\frac{1}{4}$ NE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 30, Twp 52N, Rge 05W, B.M., KOOTENAI County

PLACE OF USE: FIRE PROTECTION

Twp Rge Sec	NE				NW				SW				SE				
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
52N 05W 30															X		

PLACE OF USE: DOMESTIC

Twp Rge Sec	NE				NW				SW				SE				
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
52N 05W 30															X		

PLACE OF USE: IRRIGATION

Twp Rge Sec	NE				NW				SW				SE				
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
52N 05W 30																1.0	1.0

Total Acres: 1

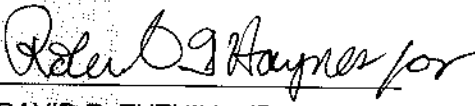
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CONDITIONS OF APPROVAL

1. Water shall not be diverted for fire protection use under this right except to fight or repel an existing fire.
2. The approach velocity at the point of diversion within Right Fork Hauser Creek shall not exceed 0.5 feet per second.
3. A fish screen of 1/4 inch or smaller mesh shall be installed and maintained at the point of diversion within Right Fork Hauser Creek.
4. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.0 afa per acre at the field headgate for irrigation of the lands above.
5. Domestic use is for 1 homes. Irrigation of lawn, garden and landscaping associated with the home is authorized under the irrigation component of this right.

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 11th day of February, 2008.


DAVID R. TUTHILL, JR.
Director