

State of Idaho
Department of Water Resources
Permit to Appropriate Water

NO. 96-09338

Priority: August 21, 2007

Maximum Diversion Rate: 0.03 CFS

This is to certify, that JOHN GERKEN & COLLEEN GERKEN
540 PONDER POINT DR
SANDPOINT ID 83864

has applied for a permit to appropriate water from:

Source: LAKE PEND OREILLE

Tributary: PEND OREILLE RIVER

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

BENEFICIAL USE

IRRIGATION

PERIOD OF USE

04/01 to 10/31

RATE OF DIVERSION

0.03 CFS

LOCATION OF POINT(S) OF DIVERSION:

LAKE PEND OREILLE L3 (SE $\frac{1}{4}$ NW $\frac{1}{4}$) Sec. 12, Twp 57N, Rge 02W, B.M. BONNER County

PLACE OF USE: IRRIGATION

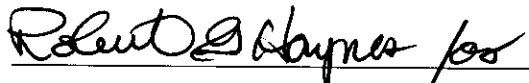
Twp Rge Sec	NE				NW				SW				SE				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
57N 02W 12								1.0									1.0
							L 3										

Total Acres: 1

CONDITIONS OF APPROVAL

1. Proof of application of water to beneficial use shall be submitted on or before **December 01, 2009**.
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 0.03 cfs per acre nor 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 26th day of November, 2007.


DAVID R. TUTHILL, JR., Director