

State of Idaho
Department of Water Resources
Water Right License

WATER RIGHT NO. 96-09194

Priority: August 04, 2004

Maximum Diversion Rate: 0.05 CFS
Maximum Diversion Volume: 3.0 AF

It is hereby certified that KENNETH R SMITH And GINGER SMITH
PO BOX 90
LACLEDE ID 83841-0090 have complied with the terms and
conditions of the permit, issued pursuant to Application for Permit dated August 04, 2004; and have
submitted Proof of Beneficial Use on August 18, 2005. An examination indicates that the works have a
diversion capacity of 0.05 cfs of water from:

SOURCE

PEND OREILLE RIVER

Tributary: COLUMBIA RIVER

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>
IRRIGATION	04/01 to 10/31	0.05 CFS	3.0 AF

LOCATION OF POINT(S) OF DIVERSION:

PEND OREILLE RIVER
BONNER County

L3 (NW1/4NW1/4)

Sec. 31, Twp 56N, Rge 03W, B.M.

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 03W 31							1.0										1.0
							L3										

Total Acres: 1

CONDITIONS OF APPROVAL

1. This right does not grant any right-of-way or easement across the land of another.
2. A fish screen of 1/4 inch or smaller mesh shall be installed and maintained at the point of diversion.
3. The approach velocity at the point of diversion shall not exceed 0.5 feet per second.
4. This right when combined with all other rights shall provide no more than 0.05 cfs nor more than 3.0 afa at the field headgate for irrigation of the land described above.
5. Water shall not be diverted under this right when flows in the Pend Oreille River are below established minimum flow amounts.

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 4th day of October, 2007.


for DAVID R. TUTHILL, JR.
Director