

State of Idaho  
Department of Water Resources  
**Water Right License**

WATER RIGHT NO. 96-09147

Priority: May 12, 2003

Maximum Diversion Rate: 0.04 CFS  
Maximum Diversion Volume: 1.2 AF

It is hereby certified that JAMES C TOOMEY SR  
PO BOX 1787  
SANDPOINT ID 83864 has complied with the terms and  
conditions of the permit, issued pursuant to Application for Permit dated May 12, 2003; and has  
submitted Proof of Beneficial Use on October 22, 2003. An examination indicates that the works have a  
diversion capacity of 0.04 cfs of water from:

**SOURCE**

LAKE PEND OREILLE

**Tributary:** PEND OREILLE RIVER

and a water right has been established as follows:

| <b><u>BENEFICIAL USE</u></b> | <b><u>PERIOD OF USE</u></b> | <b><u>DIVERSION RATE</u></b> | <b><u>ANNUAL<br/>DIVERSION VOLUME</u></b> |
|------------------------------|-----------------------------|------------------------------|-------------------------------------------|
| DOMESTIC                     | 01/01 to 12/31              | 0.04 CFS                     | 1.2 AF                                    |

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

LAKE PEND OREILLE SE¼SE¼ Sec. 6, Twp 56N, Rge 01E, B.M. BONNER County

**PLACE OF USE:** DOMESTIC

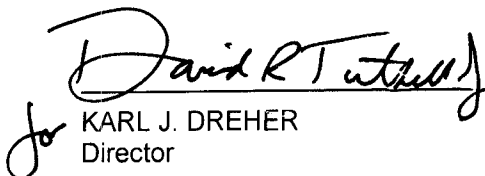
| Twp | Rge | Sec | NE |    |    |    | NW |    |    |    | SW |    |    |    | SE |    |    |    | Totals |
|-----|-----|-----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|--------|
|     |     |     | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE |        |
| 56N | 01E | 6   |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    | X      |

**CONDITIONS OF APPROVAL**

1. Domestic use is for 1 home.
2. A fish screen of 1/4 inch or smaller mesh shall be installed and maintained at the point of diversion.
3. This right does not grant any right-of-way or easement across the land of another.

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 28<sup>th</sup> day of August, 2006.

  
KARL J. DREHER  
Director