

State of Idaho
Department of Water Resources
Permit to Appropriate Water
NO. 92-10017

Priority: April 25, 2005

Maximum Diversion Rate: 0.50 CFS

This is to certify, that US DEPT OF AGRICULTURE
FOREST SERVICE
ID PANHANDLE NATIONAL FOREST
3815 SCHREIBER WAY
COEUR D ALENE ID 83814

has applied for a permit to appropriate water from:

Source: TWO EIGHTYONE GULCH **Tributary:** EAST FORK EMERALD CREEK

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>
MINING	05/25 to 09/15	0.50 CFS

LOCATION OF POINT OF DIVERSION:

TWO EIGHTYONE GULCH SW¼NW¼ Sec. 8, Twp 42N, Rge 01E, B.M., LATAH County

PLACE OF USE: MINING

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
42N	01E	8							X										

CONDITIONS OF APPROVAL

1. Proof of application of water to beneficial use shall be submitted on or before **June 01, 2010**.
2. Subject to all prior water rights.
3. 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.
4. Mining use is for washing gravel for garnet gemstone extraction.
5. Prior to the diversion and use of water under this approval, the right holder shall comply with applicable water quality standards of the Department of Environmental Quality.
6. After specific notification by the Department, the right holder shall install a suitable measuring device or shall enter into an agreement with the Department to determine the amount of water diverted from power records and shall annually report the information to the Department.
7. Prior to diversion and use of water under this right, the right holder shall comply with all bonding requirements of appropriate governmental entities.

This permit is issued pursuant to the provisions of Section 42-204, Idaho Code. Witness the signature of the Director, affixed at Boise, this 23rd day of June, 2005.


For KARL J DREHER, Director