

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

In Re CSRBA

) PARTIAL DECREE PURSUANT TO I.R.C.P. 54(b)

FOR FEDERAL RESERVED

) WATER RIGHT NO. 91-07955S

NAME AND ADDRESS:

UNITED STATES OF AMERICA ACTING THROUGH

USDA FOREST SERVICE 550 W FORT ST MSC 033 BOISE ID 83724

SOURCE:

See Attachment 1, Column A TRIBUTARY: See Attachment 1, Column B

Sources are located on National Forest System Land in the Big Creek subwatershed

(HUC12 170103040602).

QUANTITY:

The amount of water necessary to control and suppress forest fires.

PRIORITY DATE:

12/02/1992

POINT OF DIVERSION:

See Attachment 1, Columns C through G

PURPOSE AND PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

Administrative-Fire Suppression

 $\frac{12k100 \text{ OF } 038}{01/01 - 12/31}$ 

PLACE OF USE:

National Forests in Idaho and the Kaniksu, Lolo and Kootenai National Forests in

Montana.

See Attachment 2.

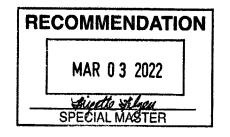
OTHER PROVISIONS NECESSARY FOR DEFINITON OR ADMINISTRATION OF THIS WATER RIGHT:

This right is limited to the intermittent diversion and use of water for the purpose of suppressing wildfires. This water right shall not be used as a basis to prevent the future appropriation of water.

This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Idaho Code \$ 42-1412(6).

## RULE 54(b) CERTIFICATE

With respect to the issues determined by the above partial judgment it is hereby CERTIFIED, in accordance with Rule 54(b), I.R.C.P., that the court has determined that there is no just reason for delay of the entry of a final judgment and that the court has and does hereby direct that the above partial judgment is a final judgment upon which execution may issue and an appeal may be taken as provided by the Idaho Appellate Rules.



Eric J. Wildman
Presiding Judge of the
Coeur d'Alene-Spokane River Adjudication

## Attachment 1

	Α	В	С	D	E	F	G			
1	SOURCE NAME	TO TRIBUTARY	TOWNSHIP	RANGE	SECTION	QQ	SURVEY	CODE	AND	NUMBER
2	Pierce Creek	Big Creek	46N	02E	2	NESE				
3	Unnamed Stream	Pierce Creek	46N	02E	2	NESE				
4	Pierce Creek	Big Creek	46N	02E	12	NENE				
5	Unnamed Stream	Pierce Creek	46N	02E	12	NENE				
6	Pierce Creek	Big Creek	46N	02E	12	SENE				
7	Unnamed Stream	Pierce Creek	46N	02E	12	SENE				
8	Unnamed Stream	West Fork Big Creek	47N	02E	25	SESW				
9	Unnamed Stream	West Fork Big Creek	47N	02E	· 25	SWSE				
10	Unnamed Stream	West Fork Big Creek	47N	02E	25	SWSW				
11	Unnamed Stream	West Fork Big Creek	47N	02E	26	SESE				
12	Unnamed Stream	West Fork Big Creek	47N	02E	27	NWNE				
13	Unnamed Stream	West Fork Big Creek	47N	02E	27	NWSE				
14	Unnamed Stream	West Fork Big Creek	47N	02E	27	SWNE				
15	Unnamed Stream	West Fork Big Creek	47N	02E	34					
16	Unnamed Stream	West Fork Big Creek	47N	02E		NENW				
17	Unnamed Stream	West Fork Big Creek	47N	02E		NENW				
18	Unnamed Stream	West Fork Big Creek	47N	02E		NWNE				
19	Unnamed Stream	West Fork Big Creek	47N	02E	35	NWNW				
20	Unnamed Stream	West Fork Big Creek	47N	02E		NWSW				
21	Unnamed Stream	West Fork Big Creek	47N	02E		SENW				
22	Unnamed Stream	West Fork Big Creek	47N	02E	. 35	SENW				
23	Unnamed Stream	West Fork Big Creek	47N	02E	35	SWNW				

