

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. 5	4 (b
)	FOR FEDERAL RESERVED	
Case No. 49576)		
)	WATER RIGHT NO. 91-07959B	

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 Trout Creek

subwatershed (HUC12 170103040606).

QUANTITY:

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

PRIORITY DATE:

12/22/1934

POINT OF DIVERSION:

See Attachment 1, Columns C through G

PURPOSE AND PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

Administrative-Fire Suppression

 $\frac{2211305}{01/01} - \frac{32}{12/31}$

PLACE OF USE:

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

Montana.

See Attachment 2.

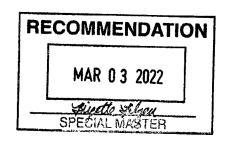
OTHER PROVISIONS NECESSARY FOR DEFINITON OR ADMINISTRATION OF THIS WATER RIGHT:

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

	А	В	С	D	Е	F		G		
1	SOURCE NAME	TO TRIBUTARY	TOWNSHIP	RANGE	SECTION	QQ	SURVEY	CODE	AND	NUMBER
2	Unnamed Stream	Trout Creek	4 6N	02E	3	NWNE	L 2			
3	Unnamed Stream	Trout Creek	4 6N	02E	3	SENW				
4	Unnamed Stream	Trout Creek	4 6N	02E	3	SENW				
5	Unnamed Stream	Burnt Fork	46N	02E	3	SESW				
6	Unnamed Stream	Trout Creek	46N	02E	3	SWNE				
7	Burnt Fork	Trout Creek	46N	02E	3	SWSE				
8	Unnamed Stream	Burnt Fork	46N	02E	3	SWSE				
9	Unnamed Stream	Burnt Fork	46N	02E	3	SWSW				
10	Unnamed Stream	Trout Creek	46N	02E	4	MMMM	L 4			
11	Unnamed Stream	Trout Creek	46N	02E	4	SWNW				
12	Unnamed Stream	Trout Creek	46N	02E	4	SWNW				
13	Stansbury Creek	Trout Creek	46N	02E	5	NENE	L 1			
14	Trout Creek	St Joe River	46N	02E	5	NENE	L 1			
15	Unnamed Stream	Trout Creek	46N	02E	5	NENE	L 1			
16	Unnamed Stream	Trout Creek	46N	02E	5	SESE				
17	Unnamed Stream	Trout Creek	4 6N	02E	8	SESE				
18	Unnamed Stream	Burnt Fork	4 6N	02E	9	NESE				
19	Unnamed Stream	Trout Creek	4 6N	02E	9	NESW				
20	Unnamed Stream	Trout Creek	46N	02E	9	NWSE				
21	Unnamed Stream	Burnt Fork	46N	02E	9	SESE				
	Unnamed Stream	Trout Creek	46N	02E	9	SESW				
23	Unnamed Stream	Burnt Fork	46N	02E	9	SWSE				
	Unnamed Stream	Trout Creek	46N	02E	9	SWSW				
	Unnamed Stream	Trout Creek	46N	02E	9	SWSW				
	Burnt Fork	Trout Creek	4 6N	02E	10					
27	Unnamed Stream	Burnt Fork	4 6N	02E	10					
-	Unnamed Stream	Burnt Fork	46N_	02E	10					
-	Unnamed Stream	Burnt Fork	4 6N	02E	10					·
_	Unnamed Stream	Burnt Fork	46N	02E	10					
	Unnamed Stream	Burnt Fork	46N	02E	10					
_	Unnamed Stream	Burnt Fork	46N	02E	10					
	Unnamed Stream	Burnt Fork	46N	02E	10					
	Unnamed Stream	Burnt Fork	46N	02E	10					
	Unnamed Stream	Burnt Fork	46N	02E	10					
	Burnt Fork	Trout Creek	46N	02E	15					
	Unnamed Stream	Burnt Fork	46N	02E	15					
	Unnamed Stream	Burnt Fork	46N	02E	15					
	Unnamed Stream	Burnt Fork	46N	02E	15					
_	Unnamed Stream	Burnt Fork	46N	02E	15					
	Unnamed Stream	Burnt Fork	46N	02E	15					
	Unnamed Stream	Burnt Fork	46N	02E	15					
43	Unnamed Stream	Burnt Fork	46N	02E	15					

