

DISTRICT COURT - CSRBA
Fifth Judicial District
County of Twin Falls - State of Idaho

JUN 10 2022

By _____ Clerk
 _____ Deputy Clerk

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)
 Case No. 49576) FOR FEDERAL RESERVED
)
) WATER RIGHT NO. 94-09520B

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 Lower Shoshone Creek subwatershed (HUC12 170103010302).

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

PRIORITY DATE: 05/26/1924

POINT OF DIVERSION: See Attachment 1, Columns C through G

PURPOSE AND PERIOD OF USE: PURPOSE OF USE PERIOD OF USE
 Administrative-Fire Suppression 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 DEFINITION 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

	A	B	C	D	E	F	G
1	SOURCE NAME	TO TRIBUTARY	TOWNSHIP	RANGE	SECTION	QQ	SURVEY CODE AND NUMBER
2	Shoshone Creek	North Fork Coeur d'Alene River	51N	04E	20	NESW	
3	Unnamed Stream	Shoshone Creek	51N	04E	20	NESW	
4	Shoshone Creek	North Fork Coeur d'Alene River	51N	04E	20	NWNE	
5	Shoshone Creek	North Fork Coeur d'Alene River	51N	04E	20	NWSE	
6	Unnamed Stream	Shoshone Creek	51N	04E	20	NWSE	
7	Unnamed Stream	Shoshone Creek	51N	04E	20	NWSE	
8	Shoshone Creek	North Fork Coeur d'Alene River	51N	04E	20	SWSE	
9	Unnamed Stream	Shoshone Creek	51N	04E	20	SWSE	
10	Shoshone Creek	North Fork Coeur d'Alene River	51N	04E	29	SWNE	
11	Unnamed Stream	Shoshone Creek	51N	04E	29	SWNE	
12	Bridge Creek	Shoshone Creek	51N	04E	32	NESE	
13	Unnamed Stream	Shoshone Creek	51N	04E	32	NESW	
14	Bridge Creek	Shoshone Creek	51N	04E	32	NWSE	
15	Shoshone Creek	North Fork Coeur d'Alene River	51N	04E	32	NWSE	
16	Bridge Creek	Shoshone Creek	51N	04E	32	SESE	
17	Unnamed Stream	Shoshone Creek	51N	04E	32	SESW	
18	Plover Creek	Shoshone Creek	51N	04E	32	SWNE	
19	Shoshone Creek	North Fork Coeur d'Alene River	51N	04E	32	SWNE	
20	Unnamed Stream	Loading Creek	51N	04E	33	NESE	
21	Unnamed Stream	Loading Creek	51N	04E	33	NESW	
22	Unnamed Stream	Loading Creek	51N	04E	33	NESW	
23	Loading Creek	Shoshone Creek	51N	04E	33	NWSE	
24	Unnamed Stream	Loading Creek	51N	04E	33	NWSE	
25	Bridge Creek	Shoshone Creek	51N	04E	33	NWSW	
26	Unnamed Stream	Loading Creek	51N	04E	33	SESE	
27	Loading Creek	Shoshone Creek	51N	04E	33	SESW	
28	Unnamed Stream	Loading Creek	51N	04E	33	SESW	
29	Bridge Creek	Shoshone Creek	51N	04E	33	SWNW	
30	Loading Creek	Shoshone Creek	51N	04E	33	SWSE	
31	Unnamed Stream	Loading Creek	51N	04E	33	SWSE	
32	Unnamed Stream	Loading Creek	51N	04E	33	SWSE	

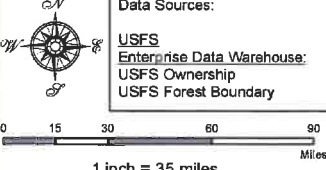
Attachment 2
Place of Use Map Fire Suppression - Water Right No. 94-09520B
National Forests in Idaho and the Kaniksu, Lolo and Kootenai NF in Montana

Key to Features

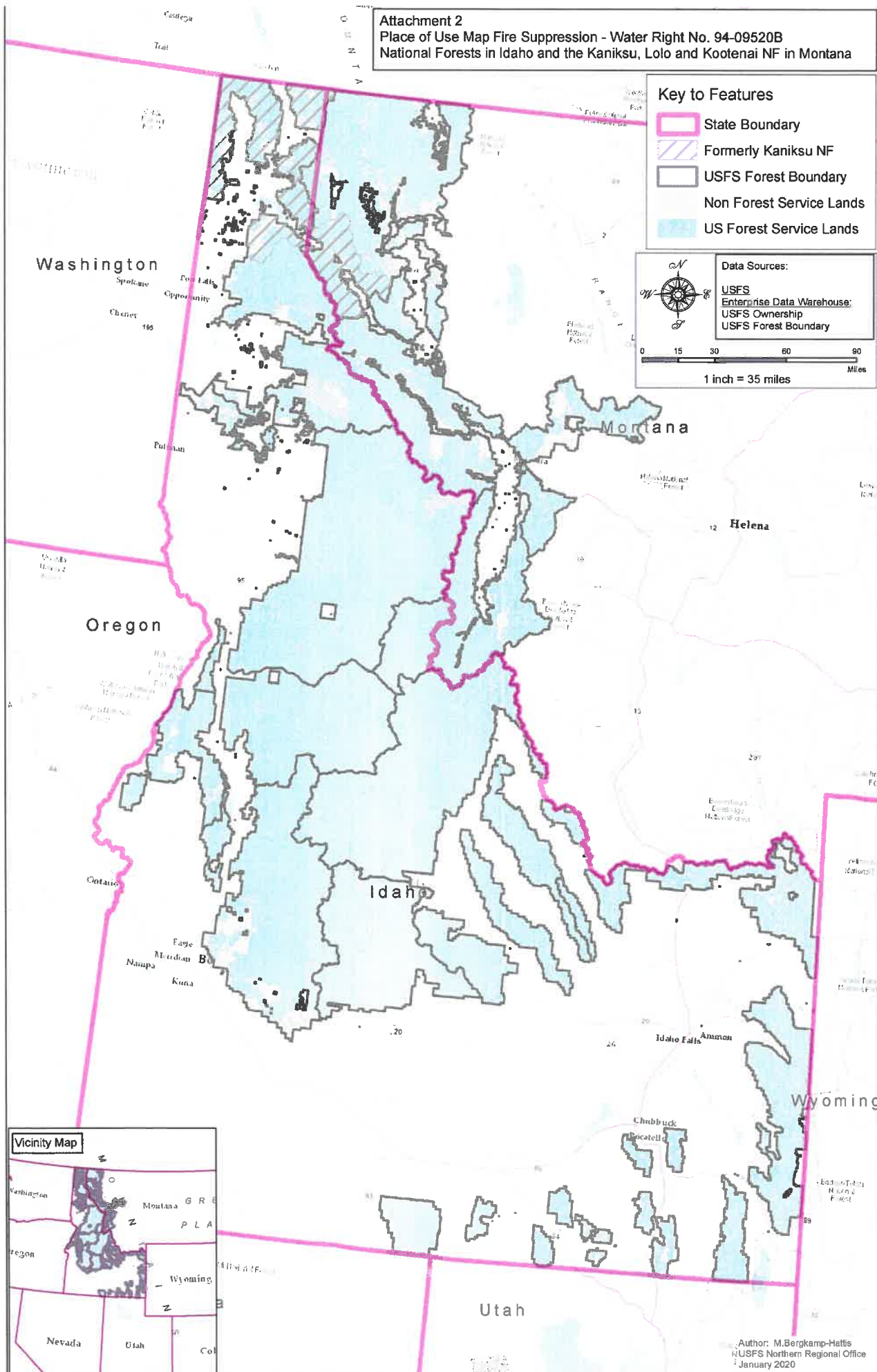
-  State Boundary
-  Formerly Kaniksu NF
-  USFS Forest Boundary
-  Non Forest Service Lands
-  US Forest Service Lands

Data Sources:

- USFS
- Enterprise Data Warehouse:
- USFS Ownership
- USFS Forest Boundary



0 15 30 60 90 Miles
 1 inch = 35 miles



Author: M. Bergkamp-Hattis
 USFS Northern Regional Office
 January 2020