

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. 91-07937B

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 Upper North Fork St Joe River subwatershed (HUC12 170103040202).

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

PRIORITY DATE: 11/13/1945

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

PURPOSE AND PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>
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
001	SOURCE NAME	TO TRIBUTARY	TOWNSHIP	RANGE	SECTION	QQ	SURVEY CODE AND NUMBER
002	Mozier Creek	North Fork St Joe River	46N	05E	01		
003	Unnamed Stream	Mozier Creek	46N	05E	01		
004	Unnamed Stream	Mozier Creek	46N	05E	01		
005	Unnamed Stream	Mozier Creek	46N	05E	01		
006	Unnamed Stream	Mozier Creek	46N	05E	01		
007	Unnamed Stream	Mozier Creek	46N	05E	01		
008	Glen Creek	Ramsey Creek	46N	05E	03		
009	Ramsey Creek	North Fork St Joe River	46N	05E	03		
010	Unnamed Stream	Glen Creek	46N	05E	03		
011	Unnamed Stream	North Fork St Joe River	46N	05E	03		
012	Unnamed Stream	Ramsey Creek	46N	05E	03		
013	Unnamed Stream	Ramsey Creek	46N	05E	03		
014	Unnamed Stream	Ramsey Creek	46N	05E	03		
015	Unnamed Stream	Ramsey Creek	46N	05E	03		
016	Unnamed Stream	Railroad Creek	46N	05E	05		
017	Unnamed Stream	Railroad Creek	46N	05E	05		
018	Glen Creek	Ramsey Creek	46N	05E	09		
019	Ramsey Creek	North Fork St Joe River	46N	05E	09		
020	Unnamed Stream	Glen Creek	46N	05E	09		
021	North Fork St Joe River	St Joe River	46N	06E	07		

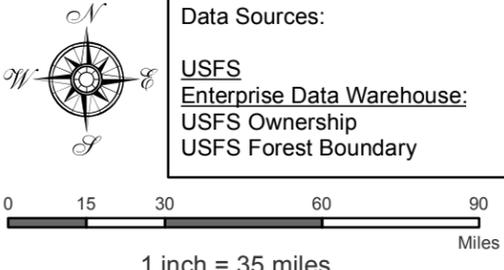
Attachment 2
 Place of Use Map Fire Suppression - Water Right No. 91-07937B
 National Forests in Idaho and the Kaniksu, Lolo and Kootenai NF in Montana

Key to Features

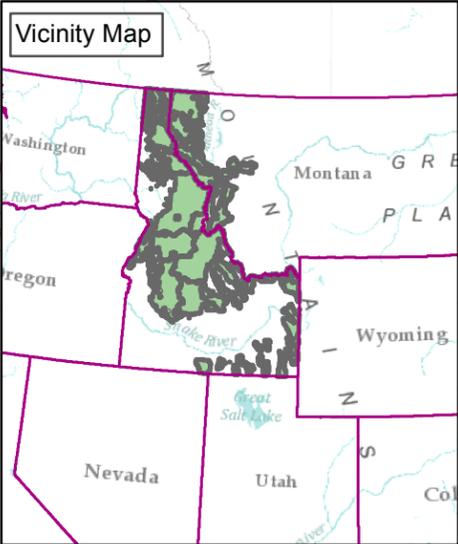
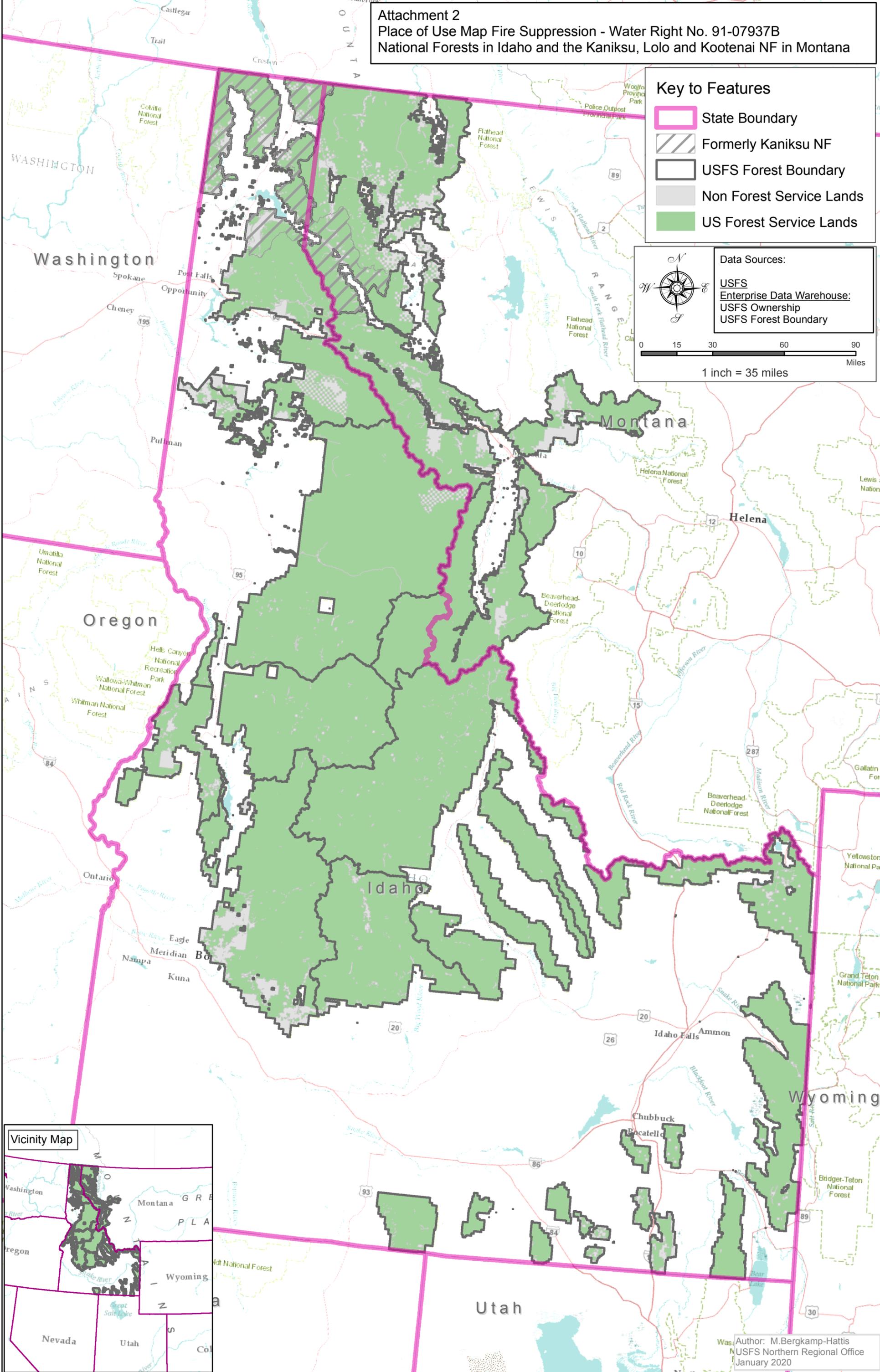
-  State Boundary
-  Formerly Kaniksu NF
-  USFS Forest Boundary
-  Non Forest Service Lands
-  US Forest Service Lands

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