

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. 94-09536

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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 Canyon Creek-Upper South Fork Coeur d'Alene River subwatershed (HUC12 170103020102).

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

PRIORITY DATE: 11/06/1906

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.

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

Attachment 1

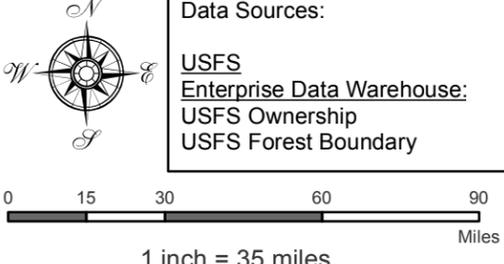
1	A	B	C	D	E	F	G
	SOURCE NAME	TO TRIBUTARY	TOWNSHIP	RANGE	SECTION	QQ	SURVEY CODE AND NUMBER
2	Ninemile Creek	South Fork Coeur d'Alene River	48N	04E	2		
3	Unnamed Stream	Ninemile Creek	48N	04E	2		
4	Unnamed Stream	Blackcloud Creek	48N	04E	10		
5	Blackcloud Creek	Ninemile Creek	48N	04E	11		
6	Unnamed Stream	Blackcloud Creek	48N	04E	11		
7	Unnamed Stream	Ninemile Creek	48N	04E	11		
8	Unnamed Stream	Canyon Creek	48N	05E	1		
9	Unnamed Stream	Canyon Creek	48N	05E	1		
10	Unnamed Stream	Canyon Creek	48N	05E	2		
11	Unnamed Stream	Canyon Creek	48N	05E	2		
12	Unnamed Stream	Canyon Creek	48N	05E	2		
13	Unnamed Stream	Canyon Creek	48N	05E	2		
14	Canyon Creek	Little North Fork Coeur d'Alene River	48N	05E	10		
15	Unnamed Stream	Canyon Creek	48N	05E	10		
16	Canyon Creek	Little North Fork Coeur d'Alene River	48N	05E	11		
17	Unnamed Stream	Canyon Creek	48N	05E	11		
18	Unnamed Stream	Canyon Creek	48N	05E	11		
19	Unnamed Stream	Canyon Creek	48N	05E	11		
20	Canyon Creek	Little North Fork Coeur d'Alene River	48N	05E	12		
21	Unnamed Stream	Canyon Creek	48N	05E	12		
22	Unnamed Stream	Canyon Creek	48N	05E	12		
23	Unnamed Stream	Canyon Creek	48N	05E	12		
24	Unnamed Stream	Canyon Creek	48N	05E	13		
25	Unnamed Stream	Canyon Creek	48N	05E	13		
26	Unnamed Stream	Canyon Creek	48N	05E	13		
27	Unnamed Stream	Canyon Creek	48N	05E	13		
28	Canyon Creek	Little North Fork Coeur d'Alene River	48N	06E	7		
29	Unnamed Stream	Canyon Creek	48N	06E	7		
30	Unnamed Stream	Canyon Creek	48N	06E	7		
31	Unnamed Stream	Canyon Creek	48N	06E	7		
32	Canyon Creek	Little North Fork Coeur d'Alene River	48N	06E	8		
33	Unnamed Stream	Canyon Creek	48N	06E	8		
34	Unnamed Stream	Canyon Creek	48N	06E	8		
35	Unnamed Stream	Canyon Creek	48N	06E	18		
36	Unnamed Stream	Canyon Creek	48N	06E	18		
37	Unnamed Stream	Canyon Creek	49N	05E	35		
38	Unnamed Stream	Canyon Creek	49N	05E	35		
39	Unnamed Stream	Canyon Creek	49N	05E	35		
40	Unnamed Stream	Canyon Creek	49N	05E	36		
41	Unnamed Pond	Canyon Creek	48N	05E	11		
42	Unnamed Pond	Sinks	48N	05E	13		
43	Lower Glidden Lake	Canyon Creek	48N	06E	7		
44	Unnamed Pond	Sinks	48N	06E	7		
45	Lower Glidden Lake	Canyon Creek	48N	06E	8		
46	Upper Glidden Lake	Canyon Creek	48N	06E	8		
47	Upper Glidden Lake	Canyon Creek	48N	06E	17		
48	Lower Glidden Lake	Canyon Creek	48N	06E	18		
49	Unnamed Spring	Sinks	48N	03E	8	SWSW	L 6
50	Unnamed Spring	Sinks	48N	03E	18	SENE	
51	Unnamed Marsh	Canyon Creek	48N	06E	8		
52	Unnamed Marsh	Canyon Creek	48N	06E	8		
53	Unnamed Marsh	Canyon Creek	48N	06E	8		

Attachment 2  
 Place of Use Map Fire Suppression - Water Right No. 94-09536  
 National Forests in Idaho and the Kaniksu, Lolo and Kootenai NF in Montana

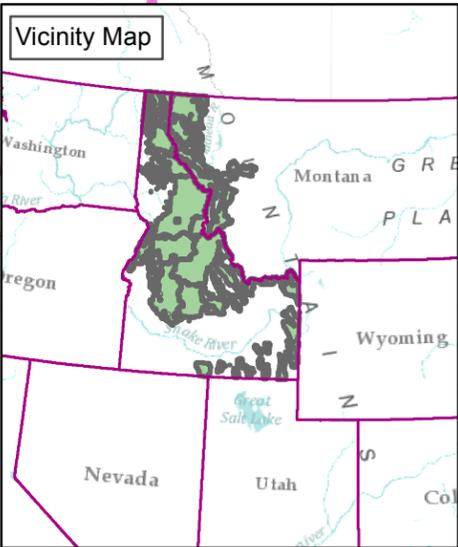
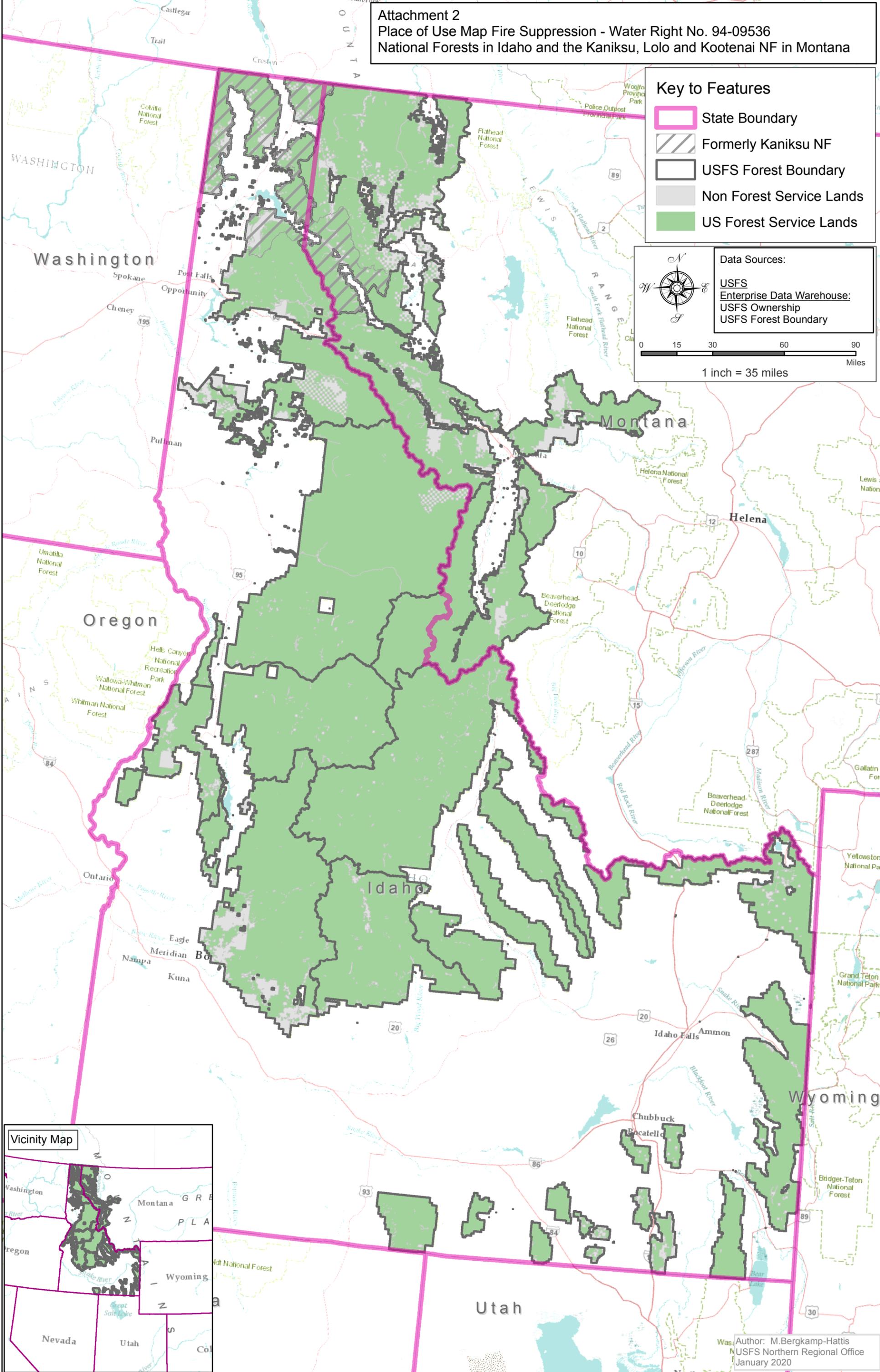
Key to Features

-  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