

DEPARTMENT OF
WATER RESOURCES

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

FEB 05 2016

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

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

FEB 05 2016

By _____ Clerk
RECEIVED Deputy Clerk

In Re CSRBA)
) PARTIAL DECREE PURSUANT TO
) I.R.C.P. 54(b) FOR
Case No. 49576)
)
) Water Right 91-07859

NAME AND ADDRESS: CHERRY TREE TIMBER LLC
654 N STATE ST
JACKSON, MS 39202

SOURCE: BOULDER CREEK TRIBUTARY: MARBLE CREEK
MARBLE CREEK TRIBUTARY: ST JOE RIVER
CANYON CREEK TRIBUTARY: MARBLE CREEK

QUANTITY: 0.20 CFS

The quantity of water under this right for industrial use shall
not exceed 0.20 acre-feet per day from a single watercourse.

PRIORITY DATE: 08/21/1969

POINT OF DIVERSION: T45N R03E S13 LOT 7 (NWNE) Within Shoshone County
R04E S19 SESE
S29 SESW

PURPOSE AND

PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Industrial	03-01 TO 12-01	0.20 CFS
	Fire Protection	03-01 TO 12-01	0.20 CFS

Industrial use is for forest practices and forest dust abatement
as provided for by Section 42-201, Idaho Code.

PLACE OF USE:

Industrial	Within Shoshone County
T45N R03E S13	LOT 10 (SENE)
LOT 6 (NENW)	NWNW
SWNW	SENE
NESW	NWSW
SWSW	SESW
LOT 11 (NESE)	NWSE
SWSE	LOT 13 (SESE)
S14 LOT 2 (NENE)	LOT 9 (SWNE)
SENE	NESE
SESE	
S23	NWNE
NENE	SENE
SWNE	NWNW
NENW	SENE
SWNW	NWSW
NESW	SESW
SWSW	NWSE
NESE	SESE
SWSE	SENE
R04E S19	SENE
LOT 2 (SWNW)	SENE
NESW	LOT 3 (NWSW)
LOT 4 (SWSW)	SESW
NESE	NWSE
SWSE	SESE
S29	NWNE
NENE	SENE
SWNE	NWNW
NENW	SENE
SWNW	NWSW
NESW	SESW
SWSW	

CSRBA -Partial Decree Pursuant to I.R.C.P. 54(b) (continued)

PLACE OF USE (continued)

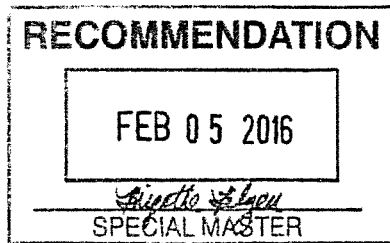
		NESE		NWSE
		SWSE		SESE
S30		NWNE		SWNE
		NENW	LOT 1	(NWNW)
		NESE		NWSE
		SWSE		SESE
Fire Protection				Within Shoshone County
T45N R03E S13		SWNE	LOT 10	(SENE)
	LOT 6	(NENW)		NWNW
		SWNW		SENE
		NESW		NWSW
		SWSW		SESW
	LOT 11	(NESE)		NWSE
		SWSE	LOT 13	(SESE)
S14 LOT 2	(NENE)		LOT 9	(SWNE)
		SENE		NESE
		SESE		
S23		NENE		NWNE
		SWNE		SENE
		NENW		NWNW
		SWNW		SENE
		NESW		NWSW
		SWSW		SESW
		NESE		NWSE
		SWSE		SESE
R04E S19		SWNE		SENE
	LOT 2	(SWNW)		SENE
		NESW	LOT 3	(NWSW)
	LOT 4	(SWSW)		SESW
		NESE		NWSE
		SWSE		SESE
S29		NENE		NWNE
		SWNE		SENE
		NENW		NWNW
		SWNW		SENE
		NESW		NWSW
		SWSW		SESW
		NESE		NWSE
		SWSE		SESE
S30		NWNE		SWNE
		NENW	LOT 1	(NWNW)
		NESE		NWSE
		SWSE		SESE

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

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. I.C. SECTION 42-1412(6).

RULE 54(b) CERTIFICATE

With respect to the issues determined by the above judgment or order, 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 judgment or order shall be 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

DISTRICT COURT - CSRBA	
Fifth Judicial District	
County of Twin Falls - State of Idaho	
FEB 05 2016	
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 SRBA)
)
Case No. 39576)
)
_____)

NOTICE OF ISSUANCE OF
SPECIAL MASTER'S
RECOMMENDATION

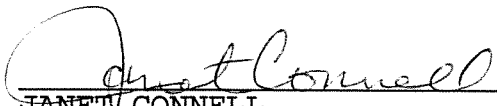
Water Right(s): 91-07859

On February 05, 2016, Special Master BRIGETTE BILYEU issued a SPECIAL MASTER'S RECOMMENDATION for the above subcase(s) pursuant to SRBA Administrative Order 1 (AO1), Section 13a.

Pursuant to SRBA Administrative Order 1, Section 13a, any party to the adjudication including parties to the subcase, may file a Motion to Alter or Amend on or before the 28th day of the next month.

Failure of any party in the adjudication to pursue or participate in a Motion to Alter or Amend the SPECIAL MASTER'S RECOMMENDATION shall constitute a waiver of the right to challenge it before the Presiding Judge.

DATED February 05, 2016.


JANET CONNELL
Deputy Clerk

DISTRICT COURT - CSRBA	
Fifth Judicial District	
County of Twin Falls - State of Idaho	
FEB 05 2016	
By _____	Clerk
_____	Deputy Clerk

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
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CERTIFICATE OF MAILING

Water Right(s): 91-07859

CERTIFICATE OF MAILING

I certify that a true and correct copy of the SPECIAL MASTER'S REPORT, SPECIAL MASTER'S RECOMMENDATION FOR PARTIAL DECREE and NOTICE OF ISSUANCE OF SPECIAL MASTER'S REPORT AND RECOMMENDATION were mailed on February 05, 2016, with sufficient first-class postage prepaid to the following:

DIRECTOR OF IDWR
PO BOX 83720
BOISE, ID 83720-0098

STATE OF IDAHO
Represented by:
CHIEF NATURAL RESOURCES DIV
OFFICE OF THE ATTORNEY GENERAL
STATE OF IDAHO
PO BOX 83720
BOISE, ID 83720-0010
Phone: 208-334-2400

CHERRY TREE TIMBER LLC
Represented by:
MICHAEL A EALY
700 NORTHWEST BLVD
PO BOX 1336
COEUR D'ALENE, ID 83816-1336
Phone: 208-664-5818

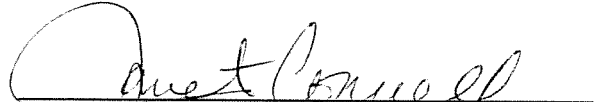
CERTIFICATE OF MAILING

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POTLATCH FOREST HOLDINGS INC
POTLATCH LAND & LUMBER LLC
POTLATCH TRS IDAHO LLC

Represented by:

MICHAEL P LAWRENCE
601 W BANNOCK ST
PO BOX 2720
BOISE, ID 83701-2720
Phone: 208-388-1200


JANET CONNELL
Deputy Clerk