

**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	)	SUBCASE: 92-10876
	)	STANDARD FORM 5
Case No. 49576	)	
	)	STIPULATED ELEMENTS OF A WATER
	)	RIGHT
	)	
	)	☐ AMENDED NOTICE OF CLAIM /
	)	DIRECTOR'S REPORT

This form is used to report the stipulated elements of one water right acquired under state law. Submission of this form will not automatically result in the issuance of a partial decree. The Presiding Judge or Special Master will conduct any hearing necessary to determine whether the facts, data, expert opinions and law support the issuance of a partial decree for the water right.

The parties agree that the Coeur d'Alene-Spokane River Basin Adjudication Court has jurisdiction of the parties and subject matter to enter a partial decree for this water right; that they have been served with sufficient process, according to the law; and that they have appeared, prosecuted, and defended their positions with regard to this water right dispute.

The parties and IDWR agree and stipulate that the elements of this water right should be decreed as described per the attached. The parties and IDWR have further indicated their concurrence by initialing each of the attached pages. Attached pages should include a copy of the Director's Recommendation, noting where stipulated changes have been made.

CLAIMANT/OBJECTOR:

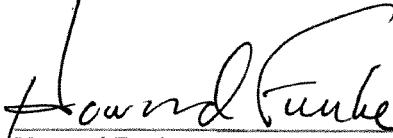
Potlatch TRS Idaho LLC

 9/28/16

Michael Lawrence, Attorney Date

OBJECTOR:

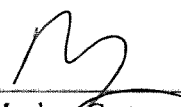
Coeur d'Alene Tribe

 9/27/16

Howard Funke, Attorney Date

IDWR Concurrence:

 9-29-16
Carter Fritschle Date
Manager, Adjudication Section

  9/29/16
Meghan Carter Date
Deputy Attorney General
Attorney for IDWR

05/20/2016

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 92-10876

NAME AND ADDRESS: POTLATCH TRS IDAHO LLC
601 W 1ST AVE
SPOKANE WA 99201

SOURCE: ST JOE RIVER

TRIBUTARY: COEUR D ALENE LAKE

QUANTITY: 5.350 CFS

PRIORITY DATE: 12/01/1964

POINT OF

DIVERSION: T46N R02W S16 SESE Lot 7 Within BENEWAH County

T46N R02W S22 MWNW Within BENEWAH County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

INDUSTRIAL

01/01 12/31

5.350 CFS

Industrial use is for wood products manufacturing.

~~Industrial use is for St. Maries sawmill.~~

PLACE OF USE: INDUSTRIAL in BENEWAH County

T46N R02W S16 Lot 7 SESE

T46N R02W S21

NENE

T46N R02W S21 SENE

T46N R02W S22

MWNW

T46N R02W S22 SWNW

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

This water right does not provide a right-of-way or easement across lands of another, and does not alter or diminish the Coeur d'Alene Tribe's title to the bed and banks of the Coeur d'Alene Lake and the St. Joe River lying within the current boundaries of the Coeur d'Alene Indian Reservation as set forth in the Judgment & Decree, CIV-94-0328-N-EJL (Aug. 14, 1998, D. Idaho), as confirmed in Idaho v. U.S., 533 U.S. 262 (2001).

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. Section 42-1412(6), Idaho Code.

EXPLANATORY MATERIAL: BASIS OF CLAIM -

Right includes accomplished change in point of diversion pursuant to Section 42-1425, Idaho Code.

Parcel No(s). RP46N02W169003A, RP46N02W210500A,
RPA00600100011A, RPA00600600070A

CERTIFICATE OF SERVICE

I hereby certify that on this 29th day of September, 2016, I caused to be served a copy of the Standard Form 5 – Amended Notice of Claim / Director's Report by the following method to:

1. Original to:

Clerk of the District Court
Coeur d'Alene-Spokane River Basin Adj.
P.O. Box 2707
Twin Falls, ID 83303-2707

☐ Overnight Mail
☒ Regular Mail
☐ Hand-delivered
☐ Facsimile

2. Copies to:

IDWR Document Depository
322 East Front St.
P.O. Box 83720
Boise, ID 83720-0098

☐ Overnight Mail
☐ Regular Mail
☒ Hand-delivered
☐ Facsimile

Coeur d'Alene Tribe
Represented by:
Howard A. Funke
424 Sherman Ave Ste 308
PO Box 969
Coeur d'Alene, ID 83816-0969

☐ Overnight Mail
☒ Regular Mail
☐ Hand-Delivered
☐ Facsimile

Potlatch TRS Idaho LLC
Represented by:
Michael P Lawrence
601 W Bannock St
PO Box 2720
Boise, ID 83701-2720

☐ Overnight Mail
☒ Regular Mail
☐ Hand-Delivered
☐ Facsimile

Signature of person delivering this document

Jodi Harris