

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)
Case No. 49576)

PARTIAL DECREE PURSUANT TO
I.R.C.P. 54(b) FOR
Water Right 95-07269



NAME AND ADDRESS: DIANNE J MILLER
PO BOX 557
SPIRIT LAKE, ID 83869

SOURCE: RATHDRUM CREEK TRIBUTARY: SINKS

QUANTITY: 0.10 CFS
28.00 AFY

Right Nos. 95-7269 and 95-7615 are limited to a total combined
diversion rate of 0.10 cfs for irrigation.

PRIORITY DATE: 03/29/1973

POINT OF DIVERSION: T52N R04W S20 NWSW Within Kootenai County

PURPOSE AND

PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	03-15 TO 11-15	0.10 CFS 28.00 AFY

PLACE OF USE: Irrigation Within Kootenai County
T52N R04W S20 NWSW 8.0
8.0 Acres Total

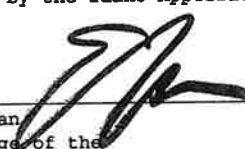
OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

This right is all or part of a water right first decree in In the
Matter of the General Determination of the Rights to the Use of
the Surface Waters of Twin Lakes, Including Tributaries and
Outlets, Case No. 32572 (1st Jud. Dist. Ct. April 20, 1989).
When seepage and evaporation losses from Twin Lakes exceed the
total natural tributary inflow to Twin Lakes, no water will be
released from the lakes to satisfy this water right and other
downstream water rights, with the exception of Water Right No.
95-734. When this occurs, Water Right No, 95-734 and water rights
that divert from Twin Lakes and from the tributaries to Twin
Lakes may divert the natural flow, but not the stored waters, on
the basis of water right priority.

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