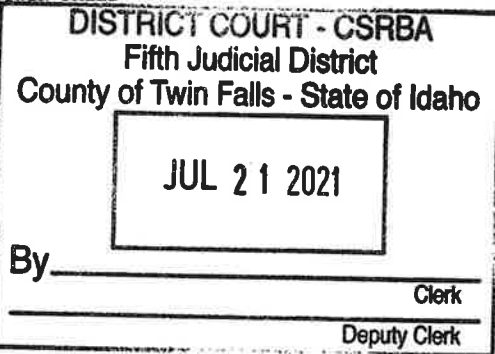


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DEPARTMENT OF
WATER RESOURCESIN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLSIn Re CSRBA
Case No. 49576PARTIAL DECREE PURSUANT TO
I.R.C.P. 54(b) FOR

Water Right 95-09129

NAME AND ADDRESS: NORTH KOOTENAI WATER DISTRICT
13649 N MEYER RD
RATHDRUM, ID 83858-4904

SOURCE: GROUND WATER

The source of water for this right is limited to the Rathdrum
Prairie Aquifer.QUANTITY: 0.53 CFS
51.60 AFYRights 95-2144, 95-2205, 95-7138, 95-7185, 95-7231, 95-7271,
95-7713, 95-7763, 95-7827, 95-8522, 95-9639, 95-9129, 95-9199,
95-9217, 95-9244, and 95-10019 when combined shall not exceed a
total annual maximum diversion volume of 11,100 af.

PRIORITY DATE: 06/13/2008

POINT OF DIVERSION:	T51N R04W S02	SWSW	Within Kootenai County
		SWSW	
		SWSW	
	S14	NWNE	
	S15	SWSE	
	S23	NESE	
		SWSE	
		SWSE	
		NESE	
		NESE	
	S24	NWSW	
	R05W S23	SESE	
	S32	NESW	
		SESW	
	T52N R03W S07	SENE	
	S08	SWNW	
	S18	NWSE	
		NWSE	
	R04W S06	NENE	
	S17	SESE	
		SESE	
		SESE	
	S28	NENE	
		NESE	
	S33	SENE	
	T53N R04W S28	NENW	

To the extent necessary for administration between points of
diversion for ground water, and between points of diversion for
ground water and hydraulically connected surface sources, this
right retains its priority established in the permit
reinstatement order issued on 09/04/2008 for well locations
authorized under this right as identified in permit 95-9129
dated 03/06/2003.

This right does not grant any right-of-way or easment across
the land of another.

PURPOSE AND
PERIOD OF USE:PURPOSE OF USE
MunicipalPERIOD OF USE
01-01 TO 12-31QUANTITY
0.53 CFS

PURPOSE AND PERIOD OF USE (continued)

51.60 AFY

PLACE OF USE:

Place of use is within the service area of North Kootenai Water District as provided for under Idaho law. The place of use is generally located within T49N R3W, T50N R4W, T51N R3W, T51N R4W, T51N R5W, T52N R3W, T52N R4W, T53N R3W, T53N R4W, and T53N R5W. State endowment land within the municipal service area shall not be considered part of the place of use for this water right absent an express agreement between the Idaho Department of Lands and the municipal provider recorded with the Idaho Department of Water Resources.

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

Noncompliance with any condition of this right is cause for the director to issue a notice of violation, cancel or revoke the right, or, if the right is included in a water district, request that the water master curtail diversion and use of water. This right authorizes the diversion of ground water within the Rathdrum Prairie Ground Water Management Area (RPGWMA). Use of water under this right shall be subject to the provisions of the RPGWMA management plan approved by the director, including its conservation goals.

The right holder shall maintain an operational integrated data collection and reporting system that instantaneously reports to a central location relevant pumping and related information, including instantaneous flow rates and cumulative volumes, for each point of diversion authorized under this right. The right holder shall allow the Department and the watermaster with responsibility for administration of this right physical access to view the data collection system at each point of diversion and at the central data monitoring location for regulatory and compliance purposes.

When notified by the Department or by a watermaster with responsibility for administration of this right that curtailment by priority is required, the right holder shall cease diverting water pursuant to this right. To accomplish the curtailment, the right holder shall, under the supervision and direction of the Department and the watermaster, use its integrated data collection and reporting system with the accounting system approved by the Department to ensure that the water being diverted does not exceed the authorized diversion rates and volumes for its water rights that remain in priority.

If the Department determines use of the right holder's integrated data collection and reporting system with the accounting system is ineffective for administration by priority, the Department may issue an order reducing the points of diversion to one or more of the integrated water systems operated by the right holder. If the Department issues such an order, the right holder shall be entitled to a hearing pursuant to Idaho Code 42-1701A.

The right holder shall maintain records of the maximum daily diversion rate and the total volume of water diverted each day from each point of diversion for this water right for at least the most recent five years. The right holder shall report the water diversion data to the Department as instructed by the Department. The right holder shall report the first 12 months of data, from the date of approval of this license, to the Department within 30 days of the completion of the 12 month period, and shall submit further reports upon request by the Department.

THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT

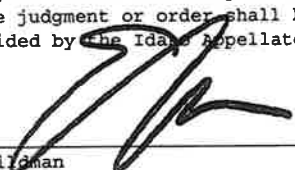
CSRBA -Partial Decree Pursuant to I.R.C.P. 54(b) (continued)

OTHER PROVISIONS (continued)

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. Wilgman
Presiding Judge of the
Coeur d'Alene-Spokane River Adjudication