

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) FOR
Case No. 49576)
)
) Water Right 95-07617

DISTRICT COURT - CSRBA Fifth Judicial District County of Twin Falls - State of Idaho	
MAR 18 2021	
By _____	Clerk
	Deputy Clerk

NAME AND ADDRESS: LORNA FINMAN
PAUL FINMAN
764 S CLEARWATER LOOP
POST FALLS, ID 83854

SOURCE: RATHDRUM CREEK TRIBUTARY: SINKS

QUANTITY: 1.55 CFS
234.30 AFY

Right Nos. 95-7617, 95-8457 and 95-11768 are limited to a total
combined diversion rate of 1.55 cfs and to a total combined
annual diversion volume of 234.3 AF.

PRIORITY DATE: 04/30/1976

POINT OF DIVERSION: T52N R04W S19 NESE Within Kootenai County
SESE
SWSE
S30 NWNE
SENE

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	03-15 TO 11-15	1.55 CFS
			234.30 AFY
	Fire Protection	01-01 TO 12-31	1.55 CFS

Water shall not be diverted for fire protection use under this
right except to fight or repel an existing fire.

PLACE OF USE:	Irrigation	Within Kootenai County
	T52N R04W S19	NESE 9.0 SESE 13.3 NWNE 12.7 SENE 7.0
	S30	SWSE 21.1 NENW 15.0
	78.1 Acres Total	
	Fire Protection	Within Kootenai County
	T52N R04W S19	SWSE
	S30	NENW
		SENE

Right Nos. 95-7617, 95-8457 and 95-11768 are limited to the
irrigation of a combined total of 78.1 acres in a single
irrigation season.

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

The remainder of this right was forfeited for non-use from 1997
to 2008.
This right is all or part of a water right first decreed 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

RECEIVED
MAR 22 2021
DEPARTMENT OF
WATER RESOURCES

SCANNED
MAR 22 2021

OTHER PROVISIONS (continued)

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