

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 95-07016

DISTRICT COURT - CSRBA Fifth Judicial District County of Twin Falls - State of Idaho JAN 20 2021 By _____ Clerk Deputy Clerk

NAME AND ADDRESS:

LESLIE E DAMIANO
PHILIP L DAMIANO
8850 E FERNAN LAKE RD
COEUR D'ALENE, ID 83814

SOURCE:

FERNAN CREEK TRIBUTARY: FERNAN LAKE

QUANTITY:

0.38 CFS
92.00 AFY

PRIORITY DATE:

05/23/1968

POINT OF DIVERSION:

T50N R03W S10 SWSW Within Kootenai County

PURPOSE AND

PERIOD OF USE:

PURPOSE OF USE
Irrigation

PERIOD OF USE
07-01 TO 10-31

QUANTITY
0.38 CFS
92.00 AFY

The use of water for irrigation under this right may begin as early as March 15 and may continue to as late as November 15, provided other elements of the right are not exceeded. The use of water before July 1 and after October 31 under this remark is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than the date a partial decree is entered for this right.

PLACE OF USE:

Irrigation
T50N R03W S10

NESW 9.1
SESW 30.0
SWSE 3.0

Within Kootenai County
SWSW 0.5
NWSE 0.2

42.8 Acres Total

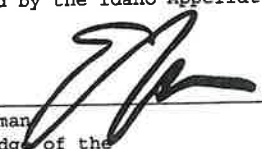
OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

The remainder of this right was forfeited for non-use from 1976 to 2009.

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