

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

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DEPARTMENT OF
WATER RESOURCES

In Re CSRBA

Case No. 49576

PARTIAL DECREE PURSUANT TO
I.R.C.P. 54(b) FOR

Water Right 95-09364

NAME AND ADDRESS: MARINE CO INC
PO BOX 8
HARRISON, ID 83833

SOURCE: COEUR D ALENE RIVER TRIBUTARY: COEUR D ALENE LAKE

QUANTITY: 0.04 CFS
0.60 AFY

The quantity of water under this right shall not exceed 2,500
gallons per day.

PRIORITY DATE: 11/01/2006

POINT OF DIVERSION: T48N R03W S31 LOT 2 (NWNE) Within Kootenai County

The approach velocity at the point of diversion shall not exceed
0.5 feet per second.

A fish screen of 1/4 inch or smaller mesh shall be installed and
maintained at the point of diversion.

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

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE	PERIOD OF USE	QUANTITY
Domestic	01-01 TO 12-31	0.04 CFS
		0.60 AFY

Domestic use is for commercial use is for sanitary facilities in
office for employees, and does not include lawn, garden,
landscape, or other types of irrigation.

PLACE OF USE: Domestic Within Kootenai County
T48N R03W S31 LOT 2 (NWNE)

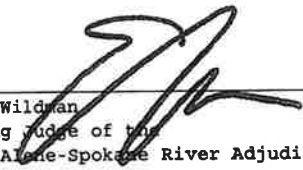
OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

Water shall not be diverted under this right when flows in the
Coeur d'Alene River are below minimum flow amounts as defined by
Right 94-7341. The right holder shall be responsible for
monitoring the daily flow of the Coeur d'Alene River using
real-time data and shall cease diverting water when flows in the
Coeur d'Alene River are below established minimum flow amounts.
Unless otherwise specified by the Director of the Department of
Water Resources, data from the U.S. Geological Survey Cataldo
gauging station, No. 12413500, may be used for purposes of
determining the daily flow amounts.

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