

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 95-08338

RECEIVED
DEC 10 2020
DEPARTMENT OF
WATER RESOURCES

NAME AND ADDRESS: MICA BAY LAND CO INC
PO BOX 959
HAYDEN, ID 83835

SOURCE: SOUTH FORK MICA CREEK TRIBUTARY: MICA CREEK

QUANTITY: 0.22 CFS
159.00 AFY

Right Nos. 95-8330 and 95-8338 are limited to a total combined
diversion rate of 0.44 cfs and to a total combined annual
diversion volume of 318.0 AF.

PRIORITY DATE: 06/10/1983

The rights for the use of water confirmed in this right shall be
junior and subordinate to all rights for the use of water other
than hydropower, within the State of Idaho that are initiated
later in time than the priority of this right and shall not give
rise to any right or claim against any future rights for the use
of water, other than hydropower, within the State of Idaho
initiated later in time than the priority of this right.

POINT OF DIVERSION: T49N R05W S23 NESW Within Kootenai County

PURPOSE AND

PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Power	01-01 TO 12-31	0.22 CFS
			159.00 AFY

Use of water under this right shall be non-consumptive.

PLACE OF USE: Power Within Kootenai County
T49N R05W S23 SENE

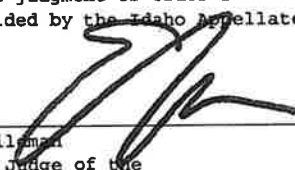
OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

The diversion and use of water for hydropower purposes under
this right is subject to review by the Director on or after
September 1, 2003. Upon appropriate findings relative to the
interest of the public, the Director may cancel all or any part
of the use authorized herein and may revise, delete or add
conditions under which the right may be exercised.

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