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

DISTRICT COURT - CSRBA Fifth Judicial District PARTIAL DECREE PURSUANT TO In Re CSRBA County of Twin Falls - State of Idaho I.R.C.P. 54(b) FOR Case No. 49576 Water Right 95-14671 NAME AND ADDRESS: MARCELLA ELSTON RICHARD ELSTON Clerk 312 W HASTINGS RD APT 151 SPOKANE, WA 99218 Deputy Clerk

SOURCE:

GROUND WATER

QUANTITY:

0.02 CFS

The quantity of water under this right shall not exceed 13,000

gallons per day.

PRIORITY DATE:

08/20/1999

POINT OF DIVERSION:

T51N R03W S22

SWSE

Within Kootenai County

PURPOSE AND

PERIOD OF USE:

PURPOSE OF USE Domestic

PERIOD OF USE 01-01 TO 12-31 QUANTITY

0.02 CFS

Domestic use is for 1 home.

PLACE OF USE:

Domestic

T51N R03W S22

Within Kootenai County

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

The quantity of water decreed for this water right is not a determination of historical beneficial use.

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 Appellate Rules.

Eric J. Wildman

Presiding Judge of the

Coeur d'Alene-Spokane River Adjudication

RECEIVED

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DEPARTMENT OF WATER RESOURCES