

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 95-13190

DISTRICT COURT - CSRBA
Fifth Judicial District
County of Twin Falls - State of Idaho

NOV - 8 2019

By

Clerk

Deputy Clerk

NAME AND ADDRESS: THOMAS MC NABB
PO BOX 3548
COEUR D ALENE, ID 83816

SOURCE: GROUND WATER

QUANTITY: 0.21 CFS
39.60 AFY

This right authorizes a total annual storage volume of 0.9 acre-feet, 0.7 acre-feet to be used for the initial filling of the pond and 0.2 acre-feet for the replacement of losses caused by evaporation.

The pond established by the storage of water under this right shall not exceed a total capacity of 0.7 acre-feet or a total surface area of 0.14 acres.

PRIORITY DATE: 10/23/1964

POINT OF DIVERSION: T51N R04W S21 NWNW Within Kootenai County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE	PERIOD OF USE	QUANTITY
Irrigation	03-15 TO 11-15	0.10 CFS
Commercial	01-01 TO 12-31	18.20 AFY
Domestic	01-01 TO 12-31	0.10 CFS
Fire Protection Storage	01-01 TO 12-31	19.70 AFY
Diversion to Storage	01-01 TO 12-31	0.01 CFS
		0.80 AFY
		0.90 AFY
		0.04 CFS

Water shall not be diverted from fire protection storage except to fight or repel an existing fire.
Commercial and domestic uses are for the operation of an indoor/outdoor farm.

PLACE OF USE: Irrigation
T51N R04W S21 NWNW 5.2 Within Kootenai County
5.2 Acres Total

Commercial
T51N R04W S21 NWNW Within Kootenai County

Domestic
T51N R04W S21 NWNW Within Kootenai County

Fire Protection Storage
T51N R04W S21 NWNW Within Kootenai County

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

This right authorizes the diversion of ground water within the Rathdrum Prairie Ground Water Management Area (RPGWMA). Use of water under this right shall be subject to the provisions of the RPGWMA management plan approved by the director, including its conservation goals.

THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS

CSRBA -PARTIAL DECREE PURSUANT TO I.R.C.P. 54(b)
Water Right 95-13190

RECEIVED

NOV 22 2019

DEPARTMENT OF
WATER RESOURCES

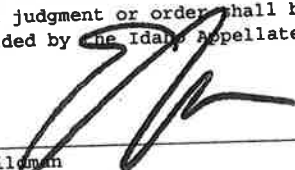
CSRBA -Partial Decree Pursuant to I.R.C.P. 54(b) (continued)

OTHER PROVISIONS (continued)

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