

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 95-00467

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

DEC 12 2019

By

Clerk

Deputy Clerk

NAME AND ADDRESS: DALTON GARDENS IRRIGATION
DISTRICT
6360 N 4TH ST
DALTON GARDENS, ID 83815

SOURCE: HAYDEN LAKE TRIBUTARY: SINKS

QUANTITY: 14.00 CFS
3765.00 AFY

Rights 95-467 and 95-467A when combined with all other water rights serving the lands of the Dalton Gardens Irrigation District shall provide no more than 0.02 cfs per acre nor more than 3.0 afa per acre at the field headgate for irrigation of the District lands.

PRIORITY DATE: 06/27/1906

POINT OF DIVERSION: T51N R03W S19 LOT 2 (SENW) Within Kootenai County

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
Irrigation	04-01 TO 10-31	14.00 CFS 3765.00 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 April 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 March 18, 2003.

PLACE OF USE:

The boundary encompassing the place of use for this water right is described with a digital boundary as defined by I.C. Section 42-202B(2) and authorized pursuant to I.C. Section 42-1411(2)(h). The data comprising the digital boundary are incorporated herein by reference and are stored on a CD-ROM disk issued in duplicate originals on file with the CSRBA District Court and the Idaho Department of Water Resources. A map depicting the place of use is attached hereto to illustrate the place of use described by the digital boundary. Right Nos. 95-466, 95-466A, 95-466B, 95-466C, 95-467 and 95-467A are limited to the irrigation of a combined total of 2194.6 acres in a single irrigation season. Rights 95-467 and 95-467A are limited to irrigation of 1401.8 within the boundary of Dalton Gardens Irrigation District. Place of use is within the boundary of Dalton Gardens Irrigation District pursuant to Section 43-323, Idaho Code.

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

THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS
NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT

RECEIVED
DEC 13 2019
DEPARTMENT OF
WATER RESOURCES

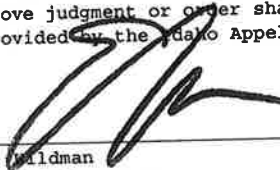
CSRBA -Partial Decree Pursuant to I.R.C.P. 54(b) (continued)

OTHER PROVISIONS (continued)

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.

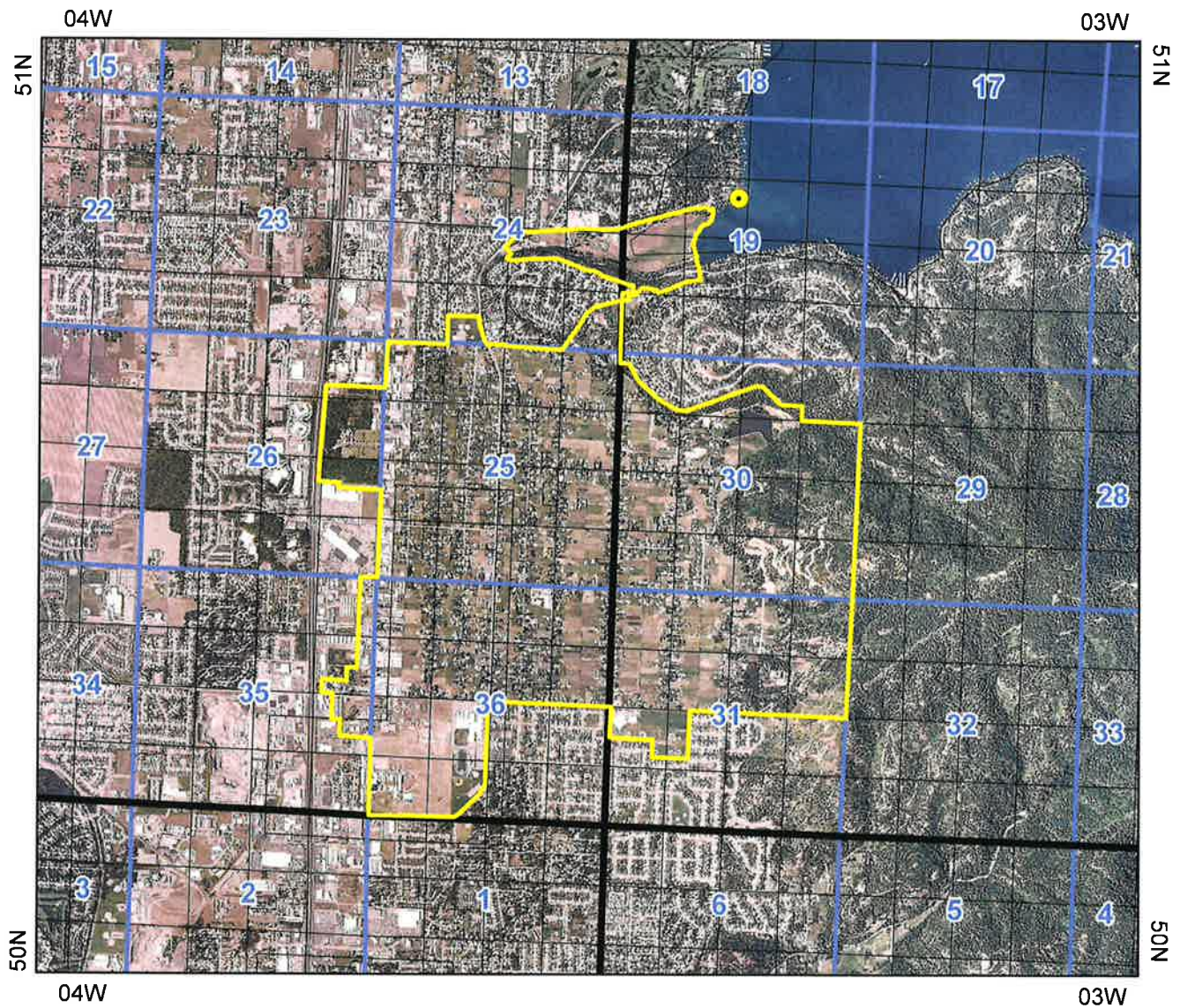

Eric J. Wildman
Presiding Judge of the
Coeur d'Alene-Spokane River Adjudication

Dalton Gardens Irrigation District

Adjudication Recommendation

95-466, 95-466A, 95-466B, 95-466C, 95-467, 95-467A

Dalton Gardens Irrigation District



-  Point of Diversion
-  Place Of Use Boundary
-  Townships
-  PLS Sections

0 0.5 1 2 Miles

