

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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DEC 10 2019

DEPARTMENT OF
WATER RESOURCES

In Re CSRBA

Case No. 49576

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

Water Right 95-09460

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

DEC - 9 2019

By

Clerk

Deputy Clerk

NAME AND ADDRESS:

BAYVIEW WATER & SEWER DISTRICT
PO BOX 637
BAYVIEW, ID 83803-0637

SOURCE:

GROUND WATER

QUANTITY:

1.70 CFS
731.40 AFY

PRIORITY DATE:

08/27/1998

POINT OF DIVERSION:

T53N R02W S03

SWNW Within Kootenai County
NESW

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
Municipal	01-01 TO 12-31	1.70 CFS
Fire Protection	01-01 TO 12-31	731.40 AFY
		1.70 CFS

Water shall not be diverted for fire protection use under this
right except to fight or repel an existing fire.

PLACE OF USE:

Place of use is within the service area of Bayview Water and
Sewer District as provided for under Idaho law.
State endowment land within the Bayview Water and Sewer District
service area shall not be considered part of use for this water
right absent an express agreement between the Idaho Department of
Lands and the Bayview Water and Sewer District recorded with the
Idaho Department of Water Resources.

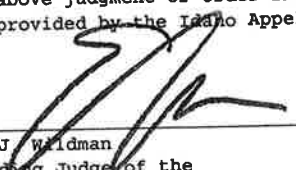
OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

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
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