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DEPARTMENT OF
WATER RESOURCES

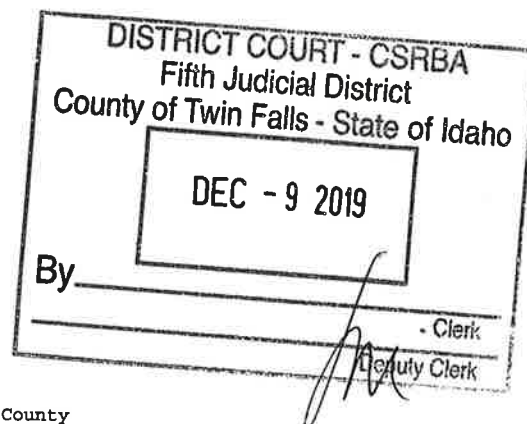
IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

In Re CSRBA

Case No. 49576

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

Water Right 95-16386



NAME AND ADDRESS:

CITY OF RATHDRUM
8047 W MAIN ST
RATHDRUM, ID 83858-6436

SOURCE:

GROUND WATER

QUANTITY:

0.20 CFS
30.00 AFY

PRIORITY DATE:

05/29/1986

POINT OF DIVERSION:

T51N R04W S05 NWSW Within Kootenai County
S06 SENE
R05W S01 LOT 1 (NENE)
S12 SENE
T52N R04W S31 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
Municipal

PERIOD OF USE
05-01 TO 09-30

QUANTITY
0.20 CFS
30.00 AFY

Municipal use is for irrigation of 10 acres within the
authorized place of use in a single irrigation season.

PLACE OF USE:

Place of use is within the service area of the City of Rathdrum
municipal water supply system as provided for under Idaho Law.
State endowment land within the municipal service area shall not
be considered part of the place of use for this water right
absent an express agreement between the Idaho Department of Lands
and the municipal provider recorded with the Idaho Department of
Water Resources.

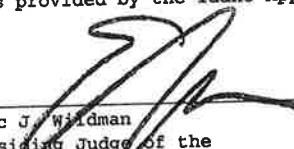
OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

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