

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 95-09814

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

NOV - 8 2019

By

Clerk

Deputy Clerk

NAME AND ADDRESS: DANA MERKELEY
JEFF MERKELEY
TYLER MERKELEY
WARD MERKELEY
16301 E BUNCO RD
ATHOL, ID 83801-5048

SOURCE: LEWELLEN CREEK TRIBUTARY: SINKS
UNNAMED STREAM TRIBUTARY: LEWELLEN CREEK

QUANTITY: 0.28 CFS
90.70 AFY

PRIORITY DATE: 04/16/1977

POINT OF DIVERSION: T53N R02W S21 SWSW Within Kootenai County
S29 NENE

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE	PERIOD OF USE	QUANTITY
Irrigation	03-15 TO 11-15	0.20 CFS
		90.00 AFY
Wildlife Storage	01-01 TO 12-31	0.70 AFY
Recreation Storage	01-01 TO 12-31	0.70 AFY
Fire Protection Storage	01-01 TO 12-31	0.70 AFY
Diversion to Storage	01-01 TO 12-31	0.08 CFS

Water shall not be diverted from fire protection storage except
to fight or repel an existing fire.

PLACE OF USE: Irrigation Within Kootenai County
T53N R02W S20 SESE 3.0
S29 NENE 15.0 SENE 12.0
30.0 Acres Total

Wildlife Storage Within Kootenai County
T53N R02W S21 SWSW

Recreation Storage Within Kootenai County
T53N R02W S21 SWSW

Fire Protection Storage Within Kootenai County
T53N R02W S21 SWSW

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
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).

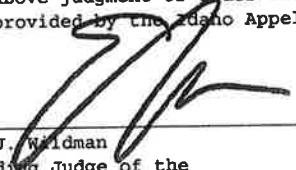
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DEPARTMENT OF
WATER RESOURCES

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