

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

DISTRICT COURT - CSRBA Fifth Judicial District County of Twin Falls - State of Idaho
NOV - 8 2019
By _____ Clerk Deputy Clerk

In Re CSRBA)
Case No. 49576)
PARTIAL DECREE PURSUANT TO
I.R.C.P. 54(b) FOR
Water Right 95-09182

NAME AND ADDRESS: KENNETH BIRGE
RITA BIRGE
PO BOX 1104
POST FALLS, ID 83877

SOURCE: RIGHT FORK HAUSER CREEK TRIBUTARY: HAUSER LAKE
SPRING TRIBUTARY: RIGHT FORK HAUSER CREEK

QUANTITY: 0.02 CFS
3.60 AFY

The quantity of water for domestic use under Right Nos. 95-9182
and 95-14722 shall not exceed 13,000 gallons per day.

PRIORITY DATE: 05/07/2003

POINT OF DIVERSION: T52N R05W S30 NESE Within Kootenai County
NESE

The approach velocity at the point of diversion within Right
Fork Hauser Creek shall not exceed 0.5 feet per second.
A fish screen of 1/4 inch or smaller mesh shall be installed and
maintained at the point of diversion within Right Fork Hauser
Creek.

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE	PERIOD OF USE	QUANTITY
Irrigation	03-15 TO 11-15	0.02 CFS
		3.00 AFY
Domestic	01-01 TO 12-31	0.02 CFS
		0.60 AFY
Fire Protection	01-01 TO 12-31	0.02 CFS

Water shall not be diverted for fire protection use under this
right except to fight or repel an existing fire.
Domestic use is for 1 home. Irrigation of lawn, garden and
landscaping associated with the home is authorized under the
irrigation component of this right.

PLACE OF USE: Irrigation T52N R05W S30 NESE 1.0 Within Kootenai County
1.0 Acres Total
Domestic T52N R05W S30 NESE Within Kootenai County
Fire Protection T52N R05W S30 NESE Within Kootenai County

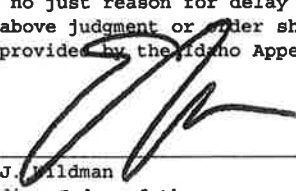
OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

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).

RECEIVED
NOV 22 2019
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. Wildman
Presiding Judge of the
Coeur d'Alene-Spokane River Adjudication