

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 95-08895

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

NOV - 8 2019

By

Clerk

Deputy Clerk

NAME AND ADDRESS: DENISE M WELTON
GREGORY T WELTON
11790 E MOKINS BAY RD
HAYDEN, ID 83835

SOURCE: NILSEN CREEK TRIBUTARY: HAYDEN LAKE

QUANTITY: 0.04 CFS
33.20 AFY

Right Nos. 95-209 and 95-8895 are limited to a total combined
diversion rate of 0.24 cfs and to a total combined annual
diversion volume of 36.14 AF.

PRIORITY DATE: 11/09/1994

POINT OF DIVERSION: T51N R03W S01 SENE Within Kootenai County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE	PERIOD OF USE	QUANTITY
Irrigation	03-15 TO 11-15	0.03 CFS
		3.00 AFY
Irrigation Storage	01-01 TO 12-31	1.30 AFY
Irrigation from Storage	03-15 TO 11-15	1.30 AFY
Wildlife	01-01 TO 12-31	0.04 CFS
		28.90 AFY
Wildlife Storage	01-01 TO 12-31	1.30 AFY
Fire Protection	01-01 TO 12-31	0.04 CFS
Fire Protection Storage	01-01 TO 12-31	1.30 AFY
Aesthetic	01-01 TO 12-31	0.04 CFS
		28.90 AFY
Aesthetic Storage	01-01 TO 12-31	1.30 AFY
Diversion to Storage	01-01 TO 12-31	0.04 CFS

Water shall not be diverted for fire protection use under this
right except to fight or repel an existing fire.
Wildlife storage is for nesting waterfowl habitat. Aesthetic
storage is for a pond.

PLACE OF USE: Irrigation T51N R03W S01 SENE 1.0 Within Kootenai County
1.0 Acres Total

Irrigation from Storage Same as Irrigation Within Kootenai County

Wildlife T51N R03W S01 SENE Within Kootenai County

Wildlife Storage T51N R03W S01 SENE Within Kootenai County

Fire Protection T51N R03W S01 SENE Within Kootenai County

Fire Protection Storage T51N R03W S01 SENE Within Kootenai County

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WATER RESOURCES

PLACE OF USE (continued)

Aesthetic		Within Kootenai County
T51N R03W S01	SENE	
Aesthetic Storage		Within Kootenai County
T51N R03W S01	SENE	

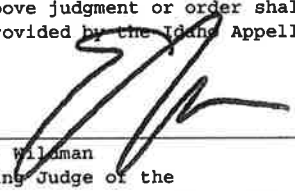
Right Nos. 95-209 and 95-8895 are limited to the irrigation of a combined total of 10 acres in a single irrigation season.

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).

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