

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
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 95-08057

NAME AND ADDRESS: UNITED STATES OF AMERICA
BUREAU OF RECLAMATION
REGIONAL DIRECTOR PN CODE-3100
1150 N CURTIS RD STE 100
BOISE, ID 83706-1234

SOURCE: GROUND WATER
QUANTITY: 3.00 CFS
2171.90 AFY

Right Nos. 95-7055 and 95-8057 are limited to a total combined
annual diversion volume of 16,107 AF for irrigation.

PRIORITY DATE: 10/09/1980

POINT OF DIVERSION: T51N R05W S22 NWNW Within Kootenai County
NWNW
NWNW
NWNW
NWNW
S28 NESE
NESE
SWSW
SWSW
SWSW
SWSW
SWSW
SWSW
NESE

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Municipal	01-01 TO 12-31	3.00 CFS 2171.90 AFY

PLACE OF USE:

Place of use is within the boundary of the East Greenacres
Irrigation District, pursuant to Sections 43-323 and 43-1901,
Idaho Code.
Right Nos. 95-8057 and 95-7055 are limited to the irrigation of
a combined total of 5,369.0 acres in a single irrigation season.
Place of Use may include lands outside the boundary of the East
Greenacres Irrigation District pursuant to Section 43.1901,
Idaho Code.

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

The name of the United States of America acting through the
Bureau of Reclamation appears in the Name and Address sections
of this partial decree. However, as a matter of Idaho
Constitutional and Statutory Law, title to the use of the water
is held by the consumers or users of the water. The irrigation
organizations act on behalf of the consumers or users to
administer the use of the water for the landowners in the
quantities and/or percentages specified in the contracts between
the Bureau of Reclamation and the irrigation organizations for
the benefit of the landowners entitled to receive distribution

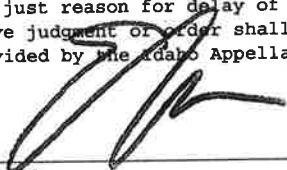
OTHER PROVISIONS (continued)

of this water from the respective irrigation organizations. The interest of the consumers or users of the water is appurtenant to the lands within the boundaries of or served by such irrigation organizations, and that interest is derived from law and is not based exclusively on the contracts between the Bureau of Reclamation and the irrigation organizations.

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