

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 )  
 ) PARTIAL DECREE PURSUANT TO  
 ) I.R.C.P. 54(b) FOR  
Case No. 49576 )  
 )  
 ) Water Right 94-08818

RECEIVED

FEB 22 2017

DEPARTMENT OF  
WATER RESOURCES

NAME AND ADDRESS: HARRY G SOMMERS  
ROSEMARY J SOMMERS  
1640 MOON GULCH RD  
KELLOGG, ID 83837

SOURCE: WEST FORK MOON CREEK TRIBUTARY: MOON CREEK

QUANTITY: 0.06 CFS

The quantity of water under Right Nos.94-8817 and 94-8818 shall  
not exceed 13,000 gallons per day.

PRIORITY DATE: 12/31/1925

POINT OF DIVERSION: T49N R03E S35 SWNE Within Shoshone County

| PURPOSE AND<br>PERIOD OF USE: | PURPOSE OF USE | PERIOD OF USE  | QUANTITY |
|-------------------------------|----------------|----------------|----------|
|                               | Stockwater     | 01-01 TO 12-31 | 0.02 CFS |
|                               | Domestic       | 03-15 TO 11-15 | 0.04 CFS |

Domestic use is for lawn and garden.

|               |               |      |                        |
|---------------|---------------|------|------------------------|
| PLACE OF USE: | Stockwater    |      | Within Shoshone County |
|               | T49N R03E S35 | SWNE |                        |
|               | Domestic      |      | Within Shoshone County |
|               | T49N R03E S35 | SWNE |                        |

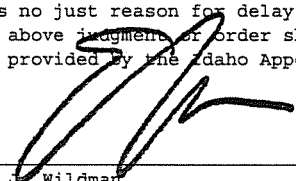
OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

The quantity of water decreed for this water right is not a  
determination of historical beneficial use.

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