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DEPARTMENT OF
WATER RESOURCES

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 94-07114

DISTRICT COURT - CSRBA	
Fifth Judicial District	
County of Twin Falls - State of Idaho	
MAR - 1 2017	
By _____	Clerk
_____	Deputy Clerk

NAME AND ADDRESS: CITY OF KELLOGG
1007 MC KINLEY AVE
KELLOGG, ID 83837

SOURCE: GROUND WATER

QUANTITY: 0.08 CFS
28.00 AFY

PRIORITY DATE: 03/15/1978

POINT OF DIVERSION: T49N R03E S31 LOT 4 (SWSW) Within Shoshone County

PURPOSE AND			
PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	04-01 TO 10-15	0.08 CFS
			28.00 AFY

The use of water for irrigation under this right may continue to as late as October 31, provided other elements of the right are not exceeded. The use of water after October 15 under this remark is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than a partial decree is entered for this right.

PLACE OF USE:	Irrigation	Within Shoshone County
	T48N R03E S06 LOT 2 (NWNE) 0.1	SWNE 0.1
	LOT 3 (NENW) 3.6	
	T49N R02E S36 NESE 0.5	SESE 0.1
	R03E S31 LOT 3 (NWSW) 0.4	LOT 4 (SWSW) 3.9
	LOT 5 (SESW) 0.6	
	9.3 Acres Total	

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

The remainder of this right was forfeited for non-use from 1992 to 2008.

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