

RECEIVED

MAR 30 2016

DEPARTMENT OF
WATER RESOURCESIN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLSIn Re CSRBA)
)
Case No. 49576)
_____)PARTIAL DECREE PURSUANT TO
I.R.C.P. 54(b) FOR
Water Right 91-07859

DISTRICT COURT - CSRBA Fifth Judicial District County of Twin Falls - State of Idaho MAR 29 2016 By _____ _____ Clerk _____ Deputy Clerk
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NAME AND ADDRESS: CHERRY TREE TIMBER LLC
654 N STATE ST
JACKSON, MS 39202SOURCE: BOULDER CREEK TRIBUTARY: MARBLE CREEK
MARBLE CREEK TRIBUTARY: ST JOE RIVER
CANYON CREEK TRIBUTARY: MARBLE CREEK

QUANTITY: 0.20 CFS

The quantity of water under this right for industrial use shall
not exceed 0.20 acre-feet per day from a single watercourse.

PRIORITY DATE: 08/21/1969

POINT OF DIVERSION: T45N R03E S13 LOT 7 (NWNE) Within Shoshone County
R04E S19 SESE
S29 SESWPURPOSE AND
PERIOD OF USE:

PURPOSE OF USE	PERIOD OF USE	QUANTITY
Industrial	03-01 TO 12-01	0.20 CFS
Fire Protection	03-01 TO 12-01	0.20 CFS

Industrial use is for forest practices and forest dust abatement
as provided for by Section 42-201, Idaho Code.

PLACE OF USE:

Industrial		Within Shoshone County
T45N R03E S13	SWNE	LOT 10 (SENE)
LOT 6 (NENW)	NWNW	
	SENE	
	NWSW	
	SESW	
LOT 11 (NESE)	NWSE	
	SESE	LOT 13 (SESE)
S14 LOT 2 (NENE)	SENE	LOT 9 (SWNE)
	SESE	NESE
S23	NENE	NWNE
	SWNE	SENE
	NENW	NWNW
	SWNW	SENE
	NESW	NWSW
	SWSW	SESW
	NESE	NWSE
	SWSE	SESE
R04E S19	SWNE	SENE
LOT 2 (SWNW)	SENE	
	NESW	LOT 3 (NWSW)
LOT 4 (SWSW)	SESW	
	NESE	NWSE
	SWSE	SESE
S29	NENE	NWNE
	SWNE	SENE
	NENW	NWNW
	SWNW	SENE
	NESW	NWSW
	SWSW	SESW

CSRBA -Partial Decree Pursuant to I.R.C.P. 54(b) (continued)

PLACE OF USE (continued)

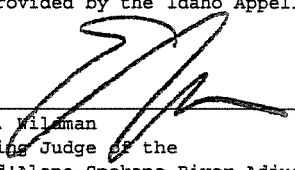
		NESE	NWSE
		SWSE	SESE
S30		NWNE	SWNE
		NENW	(NWNW)
		NESE	NWSE
		SWSE	SESE
Fire Protection			Within Shoshone County
T45N R03E S13		SWNE	LOT 10 (SENE)
	LOT 6	(NENW)	NWNW
		SWNW	SENE
		NESW	NWSW
		SWSW	SESW
	LOT 11	(NESE)	NWSE
		SWSE	LOT 13 (SESE)
S14 LOT 2	(NENE)	LOT 9 (SWNE)	
	SENE	NESE	
	SESE		
S23	NENE	NWNE	
	SWNE	SENE	
	NENW	NWNW	
	SWNW	SENE	
	NESW	NWSW	
	SWSW	SESW	
	NESE	NWSE	
	SWSE	SESE	
R04E S19	SWNE	SENE	
	LOT 2 (SWNW)	SENE	
	NESW	LOT 3 (NWSW)	
	LOT 4 (SWSW)	SESW	
	NESE	NWSE	
	SWSE	SESE	
S29	NENE	NWNE	
	SWNE	SENE	
	NENW	NWNW	
	SWNW	SENE	
	NESW	NWSW	
	SWSW	SESW	
	NESE	NWSE	
	SWSE	SESE	
S30	NWNE	SWNE	
	NENW	LOT 1 (NWNW)	
	NESE	NWSE	
	SWSE	SESE	

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. Wilaman
Presiding Judge of the
Coeur d'Alene-Spokane River Adjudication