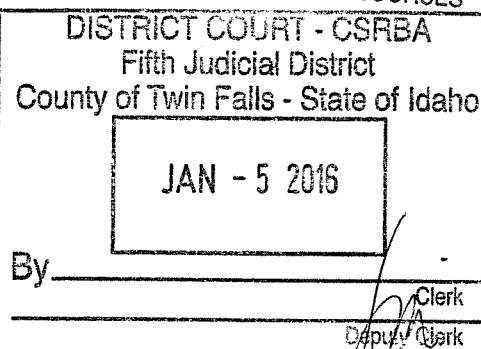


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DEPARTMENT OF
WATER RESOURCESIN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLSIn Re CSRBA)
)
Case No. 49576)
_____)PARTIAL DECREE PURSUANT TO
I.R.C.P. 54(b) FOR

Water Right 91-07876

NAME AND ADDRESS: CHERRY TREE TIMBER LLC
654 N STATE ST
JACKSON, MS 39202

SOURCE: FISHHOOK CREEK TRIBUTARY: ST JOE RIVER

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 R05E S17 LOT 1 (NENE) Within Shoshone County

PURPOSE 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 R05E S17 LOT 1	(NENE)	LOT 2 (NENE)
	NENE	NWNE
LOT 3	(SWNE)	LOT 8 (SWNE)
	SWNE	LOT 9 (SENE)
	NENW	LOT 5 (NWNW)
	NWNW	LOT 6 (SWNW)
	SWNW	LOT 5 (SWNW)
LOT 4	(SENW)	LOT 7 (SENW)
	SENW	NESW
	NWSW	SWSW
	SESW	NESE
	NWSE	SWSE
	SESE	
Fire Protection		Within Shoshone County
T45N R05E S17	NENE	LOT 1 (NENE)
LOT 2	(NENE)	NWNE
	SWNE	LOT 3 (SWNE)
LOT 8	(SWNE)	LOT 9 (SENE)
	NENW	NWNW
LOT 5	(NWNW)	SWNW
LOT 5	(SWNW)	LOT 6 (SWNW)
	SENW	LOT 4 (SENW)
LOT 7	(SENW)	NESW
	NWSW	SWSW
	SESW	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

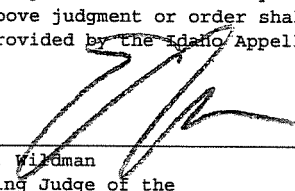
CSRBA -Partial Decree Pursuant to I.R.C.P. 54(b) (continued)

OTHER PROVISIONS (continued)

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