

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

DISTRICT COURT - PRBA
Fifth Judicial District
County of Twin Falls - State of Idaho

In Re PRBA

Case No. 59576

PARTIAL DECREE PURSUANT TO
I.R.C.P. 54(b) FOR

Water Right 87-12314

APR 18 2024

By _____
Clerk
Deputy Clerk

NAME AND ADDRESS: THE RUTH A. ELLIOTT 1992
REVOCABLE LIVING TRUST
1050 HALL RD
VIOLA, ID 83872-9775

SOURCE: UNNAMED STREAM TRIBUTARY: WEST FORK FLANNIGAN CREEK

QUANTITY: 1.20 AFY

This right authorizes a total annual storage volume of 1.2 acre-feet, 0.1 acre-feet to be used for the initial filling or carryover storage of the pond and 0.9 acre-feet for the replacement of losses caused by seepage and evaporation and up to 0.2 acre-feet for additional refills for stockwater storage and wildlife storage use.
The capacity of the storage reservoir is 0.1 AF. The pond may be refilled multiple times in a single year.

PRIORITY DATE: 12/31/1949

POINT OF DIVERSION: T40N R05W S03 LOT 5 (SWNW) Within Latah County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE	PERIOD OF USE	QUANTITY
Aesthetic Storage	01-01 TO 12-31	1.00 AFY
Fire Protection Storage	01-01 TO 12-31	1.00 AFY
Recreation Storage	01-01 TO 12-31	1.00 AFY
Stockwater Storage	01-01 TO 12-31	1.20 AFY
Wildlife Storage	01-01 TO 12-31	1.20 AFY
Fire Protect from Storage	01-01 TO 12-31	1.00 AFY

PLACE OF USE:

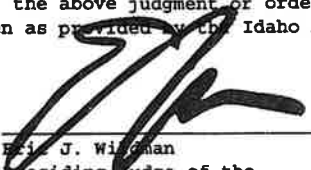
Stockwater Storage	Within Latah County
T40N R05W S03 LOT 5 (SWNW)	
Wildlife Storage	Within Latah County
T40N R05W S03 LOT 5 (SWNW)	
Recreation Storage	Within Latah County
T40N R05W S03 LOT 5 (SWNW)	
Fire Protection Storage	Within Latah County
T40N R05W S03 LOT 5 (SWNW)	
Fire Protect from Storage	Within Latah County
T40N R05W S03 LOT 5 (SWNW)	
NESW	LOT 6 (NWSW)
S04	SENE
Aesthetic Storage	Within Latah County
T40N R05W S03 LOT 5 (SWNW)	

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. Wickman
Presiding Judge of the
Palouse River Basin Adjudication