IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FOUSTRICT COURT - CSRBA Fifth Judicial District County of Twin Falls - State of Idaho PARTIAL DECREE PURSUANT TO In Re CSRBA I.R.C.P. 54(b) FOR Case No. 49576 Water Right 95-15071 By JILL C ETHINGTON NAME AND ADDRESS: KEVIN T ETHINGTON Clerk 17011 N LOLO DR **Deputy Clerk** RATHDRUM, ID 83858

SOURCE:

GROUND WATER

OUANTITY:

0.04 CFS

The quantity of water under this right shall not exceed 13,000

gallons per day.

PRIORITY DATE:

12/31/1996

POINT OF DIVERSION:

T52N R04W S28

NWSW

Within Kootenai County

PURPOSE AND

PERIOD OF USE:

PURPOSE OF USE

Domestic

PERIOD OF USE 01-01 TO 12-31 QUANTITY

0.04 CFS

Domestic use is for 1 home.

PLACE OF USE:

Domestic

T52N R04W S28

NWSW

Within Kootenai County

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 ord shall be a final final judgment and that the court has and does hereby direct that the above judgment judgment upon which execution may issue and an appeal may be taken as provided by Appellate Rules.

Eric J. Wildman

Presiding Judge of the

Coeur d'Alene-Spokane River Adjudication