IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF TWIN Falls - State of Idaho

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

PARTIAL DECREE PURSUANT TO

I.R.C.P. 54(b) FOR

Water Right 95-17191

Deputy Clerk

NAME AND ADDRESS:

MILESTONE INVESTMENTS LLC

26769 W HWY 53 HAUSER, ID 83854

SOURCE:

GROUND WATER

QUANTITY:

0.04 CFS 1.20 AFY

PRIORITY DATE:

08/06/1974

POINT OF DIVERSION:

T51N R05W S19 LOT 4 (SWSW) Within Kootenai County

PURPOSE AND

PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

YTITKAUQ

Commercial

01-01 TO 12-31

0.04 CFS 1.20 AFY

- immigration of

Commercial use is for sink, restroom, and lawn irrigation of <1/2 acre at coffee shop known as Kirk's Espresso.

PLACE OF USE:

Commercial

Within Kootenai County

T51N R05W S19 LOT 4 (SWSW)

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 lather appellate Rules.

Eric J. Wildman

Presiding Judge of the

Coeur d'Alene-Spokane River Adjudication