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

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

Water Right 95-17381

Deputy Clerk

NAME AND ADDRESS:

RIVERSTONE MASTER ASSOC

2187 N MAIN ST

COEUR D ALENE, ID 83814

SOURCE:

SPOKANE RIVER TRIBUTARY: COLUMBIA RIVER

QUANTITY:

1.68 CFS

162.00 AFY

Right Nos. 95-7090 and 95-17381 are limited to a total combined

diversion rate of 1.68 cfs and to a total combined annual

diversion volume of 162 AF.

PRIORITY DATE:

04/01/1971

POINT OF DIVERSION:

T50N R04W S10

SWNE Within

Within Kootenai County

PURPOSE AND

PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

Industrial Storage Diversion to Storage 01-01 TO 12-31 04-01 TO 12-01 162.00 AFY 1.68 CFS

Industrial storage is to settle the silt suspended in the water

from the washing of aggregate under water right 95-7090.

PLACE OF USE:

Industrial Storage

Within Kootenai County

T50N R04W S10 LOT 3 (SWNE)

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 Idano appellate Rules.

Eric J. Wilman

Presiding Judge of the

Coeur d'Alene-Spokane River Adjudication