

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

In Re CSRBA ) PARTIAL DECREE PURSUANT TO I.R.C.P. 54(b)  
 Case No. 49576 ) FOR FEDERAL RESERVED  
 )  
 ) WATER RIGHT NO. 92-11063D

NAME AND ADDRESS: UNITED STATES OF AMERICA ACTING THROUGH  
 USDA FOREST SERVICE  
 550 W FORT ST MSC 033  
 BOISE ID 83724

SOURCE: See Attachment 1, Column A TRIBUTARY: See Attachment 1, Column B

Sources are located on National Forest System Land in the Charlie Creek subwatershed (HUC12 170103040901).

QUANTITY: The amount of water necessary to control and suppress forest fires.

PRIORITY DATE: 11/15/1932

POINT OF DIVERSION: See Attachment 1, Columns C through G

PURPOSE AND PERIOD OF USE:	<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>
	Administrative-Fire Suppression	01/01 - 12/31

PLACE OF USE: National Forests in Idaho and the Kaniksu, Lolo and Kootenai National Forests in Montana.

See Attachment 2.

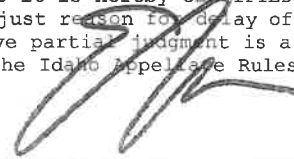
OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

This right is limited to the intermittent diversion and use of water for the purpose of suppressing wildfires. This water right shall not be used as a basis to prevent the future appropriation of water.

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. Idaho Code § 42-1412(6).

RULE 54(b) CERTIFICATE

With respect to the issues determined by the above partial judgment 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 partial judgment is 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

# Attachment 1

	A	B	C	D	E	F	G
1	SOURCE NAME	TO TRIBUTARY	TOWNSHIP	RANGE	SECTION	QQ	SURVEY CODE AND NUMBER
2	Pamas Creek	East Fork Charlie Creek	43N	02W	02	NESE	
3	Ells Creek	Charlie Creek	43N	02W	02	SESW	
4	Pamas Creek	East Fork Charlie Creek	43N	02W	02	SESE	
5	Unnamed Stream	Charlie Creek	43N	02W	02	SESW	
6	Ells Creek	Charlie Creek	43N	02W	02	SWNW	L 5
7	Pamas Creek	East Fork Charlie Creek	43N	02W	02	SWSE	
8	Short Creek	Charlie Creek	43N	02W	02	SWSE	
9	Unnamed Stream	Charlie Creek	43N	02W	02	SWSW	L 7
10	Hume Creek	Charlie Creek	43N	02W	09	NENE	L 2
11	Unnamed Stream	Charlie Creek	43N	02W	10	SWNW	
12	Brown Creek	East Fork Charlie Creek	43N	02W	11	NENE	
13	Short Creek	Charlie Creek	43N	02W	11	NENW	
14	Brown Creek	East Fork Charlie Creek	43N	02W	11	NESE	
15	Pamas Creek	East Fork Charlie Creek	43N	02W	11	NESW	
16	Pamas Creek	East Fork Charlie Creek	43N	02W	11	NWNE	
17	Short Creek	Charlie Creek	43N	02W	11	NWNE	
18	Short Creek	Charlie Creek	43N	02W	11	NWNW	L 1
19	Brown Creek	East Fork Charlie Creek	43N	02W	11	NWSE	
20	Brown Creek	East Fork Charlie Creek	43N	02W	11	SENE	
21	Pamas Creek	East Fork Charlie Creek	43N	02W	11	SESW	
22	Unnamed Stream	Brown Creek	43N	02W	11	SESE	
23	Pamas Creek	East Fork Charlie Creek	43N	02W	11	SWNE	
24	Brown Creek	East Fork Charlie Creek	43N	02W	11	SWSE	
25	Unnamed Stream	Brown Creek	43N	02W	11	SWSE	

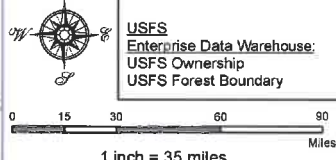
Attachment 2  
 Place of Use Map Fire Suppression - Water Right No. 92-11063D  
 National Forests in Idaho and the Kaniksu, Lolo and Kootenai NF in Montana

**Key to Features**

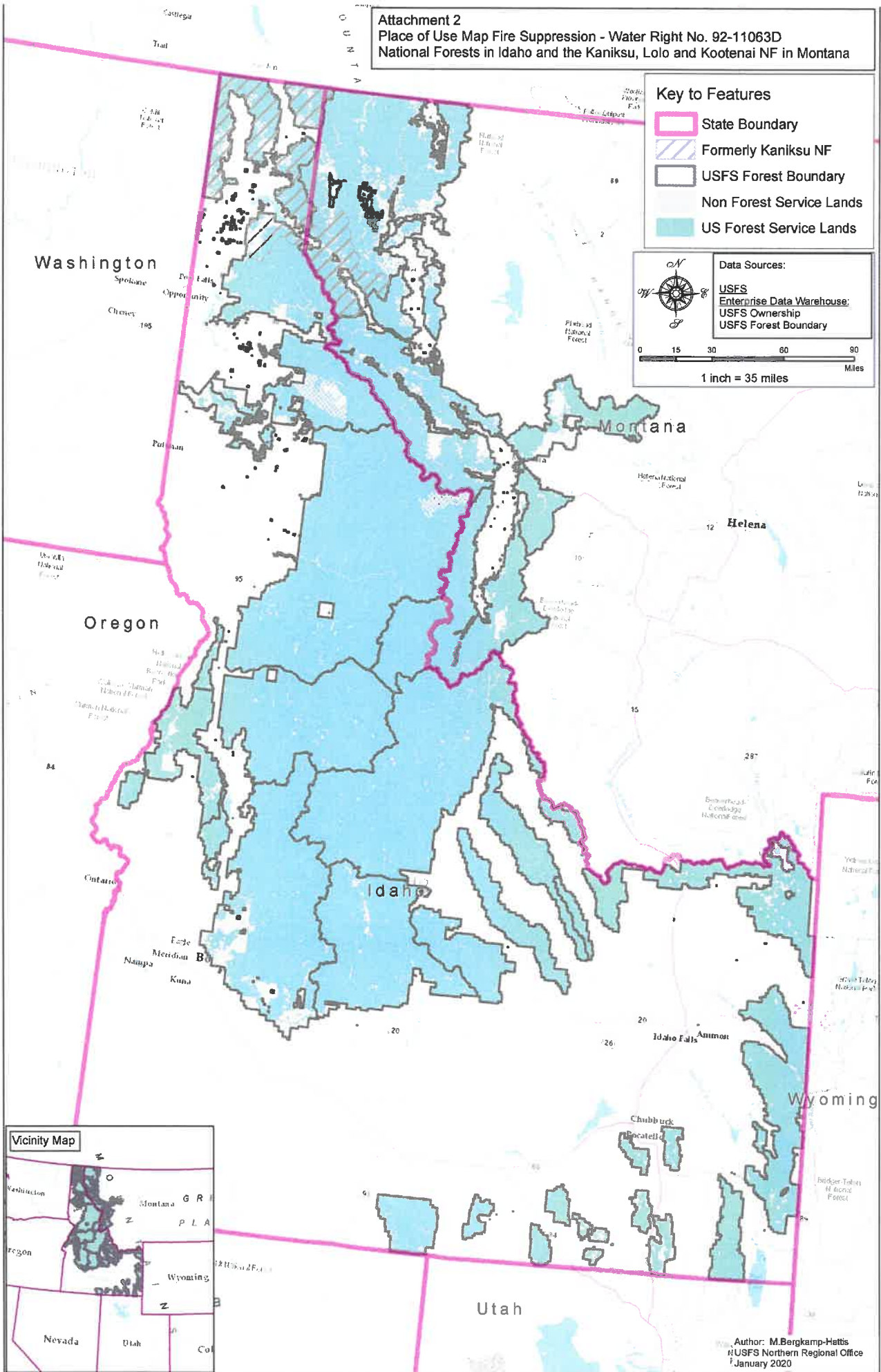
-  State Boundary
-  Formerly Kaniksu NF
-  USFS Forest Boundary
-  Non Forest Service Lands
-  US Forest Service Lands

**Data Sources:**

- USFS Enterprise Data Warehouse:
- USFS Ownership
- USFS Forest Boundary



0 15 30 60 90 Miles  
 1 inch = 35 miles



Author: M.Bergkamp-Hattis  
 USFS Northern Regional Office  
 January 2020