

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 87-11963

APR 17 2024

By \_\_\_\_\_  
Clerk  
Deputy Clerk

NAME AND ADDRESS: BOARD OF REGENTS OF THE  
UNIVERSITY OF IDAHO  
875 PERIMETER DR MS 3168  
MOSCOW, ID 83844-3168

SOURCE: UNNAMED STREAM TRIBUTARY: FLAT CREEK

QUANTITY: 7.20 AFY

The capacity of the storage reservoir is 0.28 AF. The reservoir may be refilled multiple times up to the total diversion volume in a single year.  
The quantity of water under Right Nos. 87-11963 and 87-11962 for industrial use shall not exceed 0.20 acre-feet per day from a single watercourse.

PRIORITY DATE: 04/03/1969

POINT OF DIVERSION: T40N R03W S04 LOT 2 ( NWNE) Within Latah County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Fire Protection Storage	01-01 TO 12-31	7.20 AFY
	Industrial from Storage	01-01 TO 12-31	7.20 AFY
	Industrial Storage	01-01 TO 12-31	7.20 AFY
	Stockwater Storage	01-01 TO 12-31	2.70 AFY
	Wildlife Storage	01-01 TO 12-31	7.20 AFY

Industrial use is for forest practices and forest dust abatement as provided for by Idaho code 42-201.

PLACE OF USE:	Stockwater Storage	Industrial Storage	Industrial from Storage
	T40N R03W S04 LOT 2 (NWNE)	T40N R03W S04 LOT 2 (NWNE)	T40N R03W S04 LOT 1 (NENE)
			LOT 2 (NWNE)
			LOT 10 (SWNE)
			LOT 3 (NENW)
			LOT 4 (NWNW)
			LOT 12 (SWNW)
			NWSW
		S05 LOT 1 (NENE)	LOT 8 (NENE)
		LOT 9 (SENE)	NESE
		T41N R03W S28	NESW
			SWSW
			NESE
			SWSE
			SESE
		S32	SENE
			SESE
		S33	NWNE
			SENE
			NWNW
			SENW

PRBA - Partial Decree Pursuant to I.R.C.P. 54(b) (continued)

PLACE OF USE (continued)

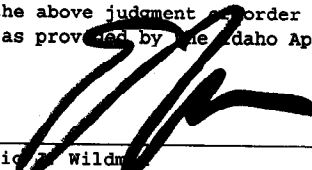
	NESW	NWSW
	SWSW	SESW
	NESE	NWSE
	SWSE	SESE
Wildlife Storage		Within Latah County
T40N R03W S04 LOT 2 (NWNE)		
Fire Protection Storage		Within Latah County
T40N R03W S04 LOT 2 (NWNE)		

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.




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Eric R. Wildm  
Presiding Judge of the  
Palouse River Basin Adjudication