

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

In Re CFPRBA )  
                  ) PARTIAL DECREE PURSUANT TO  
                  ) I.R.C.P. 54(b) FOR  
Case No. 69576 )  
                  ) Water Right 97-04075

NAME AND ADDRESS: CARL W PETERSON  
DAVID A PETERSON  
8342 HWY 57  
PRIEST RIVER, ID 83856

SOURCE: SPRING TRIBUTARY: LOWER WEST BRANCH PRIEST RIVER

QUANTITY: 0.06 CFS  
  
The quantity of water under this right for domestic use shall  
not exceed 13,000 gallons per day.

PRIORITY DATE: 06/11/1924

POINT OF DIVERSION: T57N R05W S21 SENE Within Bonner County  
  
This right does not grant any right-of-way or easement across  
the land of another.

| PURPOSE AND<br>PERIOD OF USE: | PURPOSE OF USE | PERIOD OF USE  | QUANTITY |
|-------------------------------|----------------|----------------|----------|
|                               | Irrigation     | 04-01 TO 10-31 | 0.02 CFS |
|                               | Domestic       | 01-01 TO 12-31 | 0.04 CFS |

Domestic use is for 1 home.

|               |                 |          |                      |
|---------------|-----------------|----------|----------------------|
| PLACE OF USE: | Irrigation      |          | Within Bonner County |
|               | T57N R05W S21   | NENE 1.0 |                      |
|               | 1.0 Acres Total |          |                      |
|               | Domestic        |          | Within Bonner County |
|               | T57N R05W S21   | NENE     |                      |

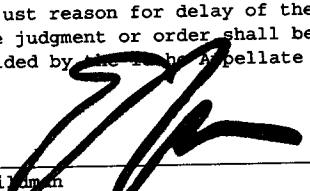
OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

The quantity of water decreed for this water right for domestic  
use 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  
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.

  
Eric J. Widdaman  
Presiding Judge of the  
Clark Fork-Pend Oreille River Adjud