

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 97-07529

NAME AND ADDRESS: HELMING SURVIVORS TRUST
405 HEELER RD
OLDTOWN, ID 83822-8616

SOURCE: ALBENI FALLS CREEK TRIBUTARY: PEND OREILLE RIVER

QUANTITY: 0.20 CFS

Rights 97-7529 and 97-7528 when combined shall not exceed the
irrigation of 1.2 acres.
This right when combined with all other rights shall provide no
more than 0.03 cfs per acre nor more than 3.0 afa per acre at
the field headgate for irrigation of the place of use.

PRIORITY DATE: 09/05/2007

POINT OF DIVERSION: T56N R05W S17 LOT 6 (SWSE) Within Bonner County

A fish screen of 0.25 inch or smaller mesh shall be installed
and maintained at the point of diversion.

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE	PERIOD OF USE	QUANTITY
Irrigation	04-01 TO 10-31	0.04 CFS
Stockwater	01-01 TO 12-31	0.02 CFS
Fire Protection	01-01 TO 12-31	0.20 CFS

Water shall not be diverted for fire protection use under this
right except to fight or repel an existing fire.

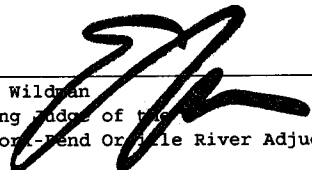
PLACE OF USE:	Irrigation	Within Bonner County
	T56N R05W S17 LOT 6 (SWSE) 1.2	
	1.2 Acres Total	
	Stockwater	Within Bonner County
	T56N R05W S17 LOT 6 (SWSE)	
	Fire Protection	Within Bonner County
	T56N R05W S17 LOT 6 (SWSE)	

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.


Eric J. Wildman
Presiding Judge of the
Clark Fork-Bend Oregon-Idaho River Adjud