

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 97-09708

NAME AND ADDRESS: KEHLER TRUST
C/O JOHN L & NANCY J KEHLER
454 SCOTTS RD
PRIEST RIVER, ID 83856

SOURCE: SPRING TRIBUTARY: SINKS

QUANTITY: 4.00 AFY

This right authorizes a total annual storage volume of 4.0 acre-feet, 1.5 acre-feet to be used for the initial filling or carryover storage of the pond and 2.5 acre-feet for the replacement of losses caused by seepage and evaporation. The pond established by the storage of water under this right shall not exceed a total capacity of 1.5 acre-feet or a total surface area of 0.3 acres.

PRIORITY DATE: 07/22/1966

POINT OF DIVERSION: T56N R04W S28 LOT 2 (SWNW) Within Bonner County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Recreation Storage	01-01 TO 12-31	4.00 AFY
	Aesthetic Storage	01-01 TO 12-31	4.00 AFY

Recreation storage is for swimming and fishing.

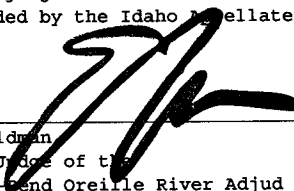
PLACE OF USE:	Recreation Storage	Within Bonner County
	T56N R04W S28 LOT 2 (SWNW)	
	Aesthetic Storage	Within Bonner County
	T56N R04W S28 LOT 2 (SWNW)	

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 and Oreille River Adjud