

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. 91-07938C

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 Lower North Fork St Joe River subwatershed (HUC12 170103040203).

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

PRIORITY DATE: 06/23/1986

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
001	SOURCE NAME	TO TRIBUTARY	TOWNSHIP	RANGE	SECTION	QQ	SURVEY CODE AND NUMBER
002	North Fork St Joe River	St Joe River	45N	05E	11	NENE	
003	North Fork St Joe River	St Joe River	45N	05E	11	NENW	
004	Unnamed Stream	North Fork St Joe River	45N	05E	11	NENW	
005	Unnamed Stream	North Fork St Joe River	45N	05E	11	NENW	
006	North Fork St Joe River	St Joe River	45N	05E	11	NESW	
007	North Fork St Joe River	St Joe River	45N	05E	11	NWNE	
008	Unnamed Stream	North Fork St Joe River	45N	05E	11	NWNE	
009	Unnamed Stream	North Fork St Joe River	45N	05E	11	NWNE	
010	North Fork St Joe River	St Joe River	45N	05E	11	NWSW	
011	Unnamed Stream	North Fork St Joe River	45N	05E	11	NWSW	
012	North Fork St Joe River	St Joe River	45N	05E	11	SENE	
013	North Fork St Joe River	St Joe River	45N	05E	11	SENW	
014	Unnamed Stream	North Fork St Joe River	45N	05E	11	SENW	
015	North Fork St Joe River	St Joe River	45N	05E	11	SWNE	
016	Hammond Creek	North Fork St Joe River	46N	05E	25	NESW	
017	North Fork St Joe River	St Joe River	46N	05E	25	NESW	
018	Motor Creek	North Fork St Joe River	46N	05E	25	SENW	
019	North Fork St Joe River	St Joe River	46N	05E	25	SENW	
020	Motor Creek	North Fork St Joe River	46N	05E	25	SWNE	
021	Stetson Creek	North Fork St Joe River	46N	05E	35	NENE	
022	Unnamed Stream	Stetson Creek	46N	05E	35	NENE	
023	Long Liz Creek	North Fork St Joe River	46N	06E	07	NESE	
024	North Fork St Joe River	St Joe River	46N	06E	07	NESE	
025	North Fork St Joe River	St Joe River	46N	06E	07	SESW	
026	Unnamed Stream	North Fork St Joe River	46N	06E	07	SESW	
027	Unnamed Stream	North Fork St Joe River	46N	06E	07	SESW	

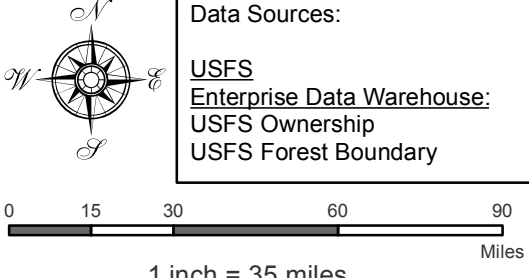
Attachment 2
 Place of Use Map Fire Suppression - Water Right No. 91-07938C
 National Forests in Idaho and the Kaniksu, Lolo and Kootenai NF in Montana

Key to Features

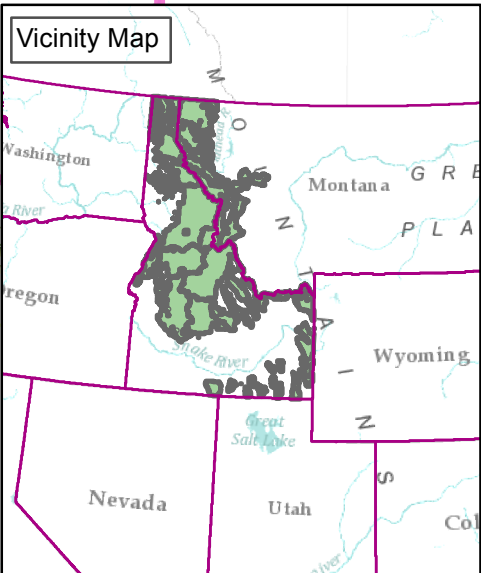
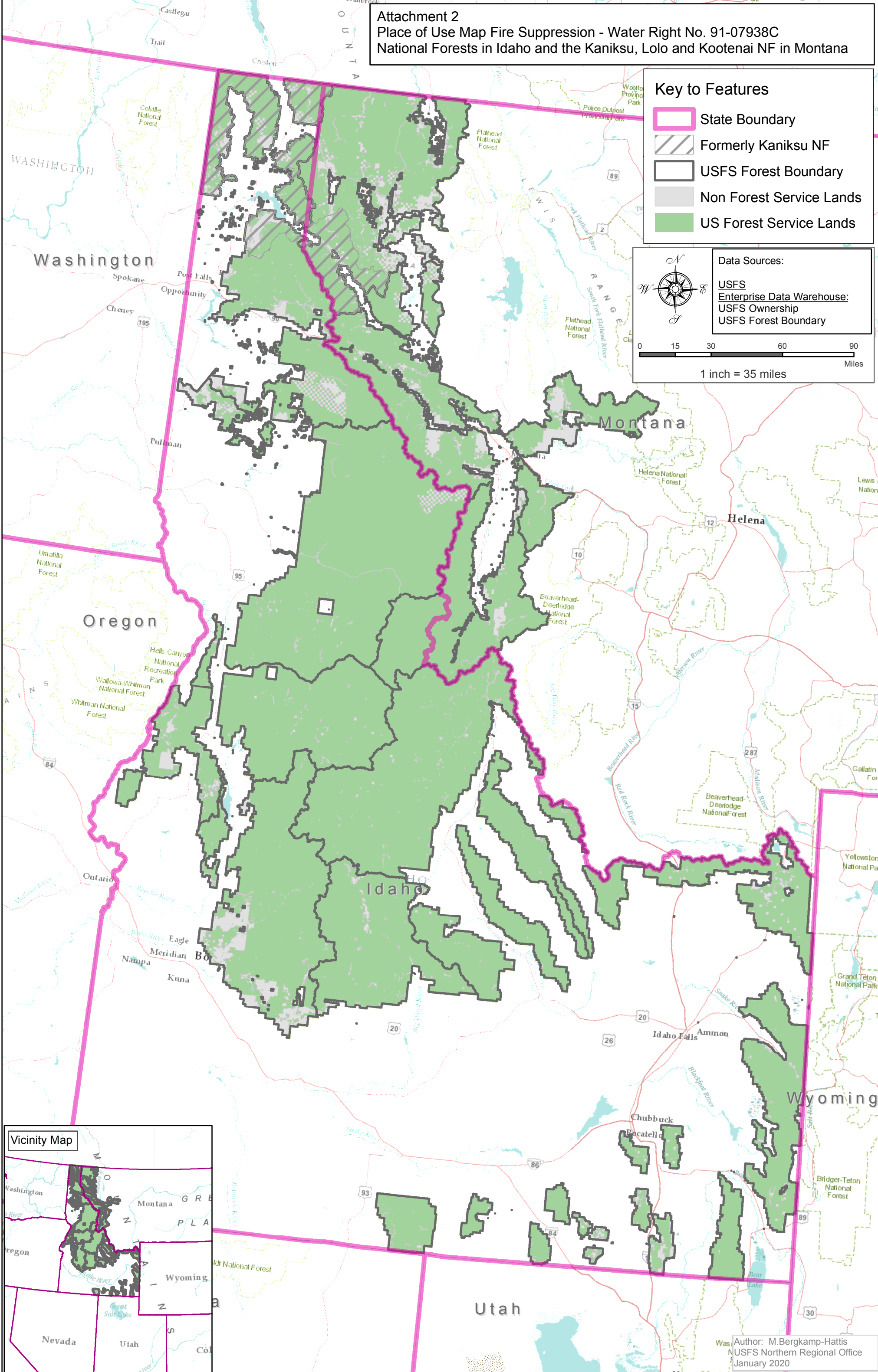
-  State Boundary
-  Formerly Kaniksu NF
-  USFS Forest Boundary
-  Non Forest Service Lands
-  US Forest Service Lands

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