

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. 92-11058B

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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 West Fork St Maries River subwatershed (HUC12 170103040703).

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

PRIORITY DATE: 08/01/1933

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.

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Eric J. Wildman  
Presiding Judge of the  
Coeur d'Alene-Spokane River Adjudication

## Attachment 1

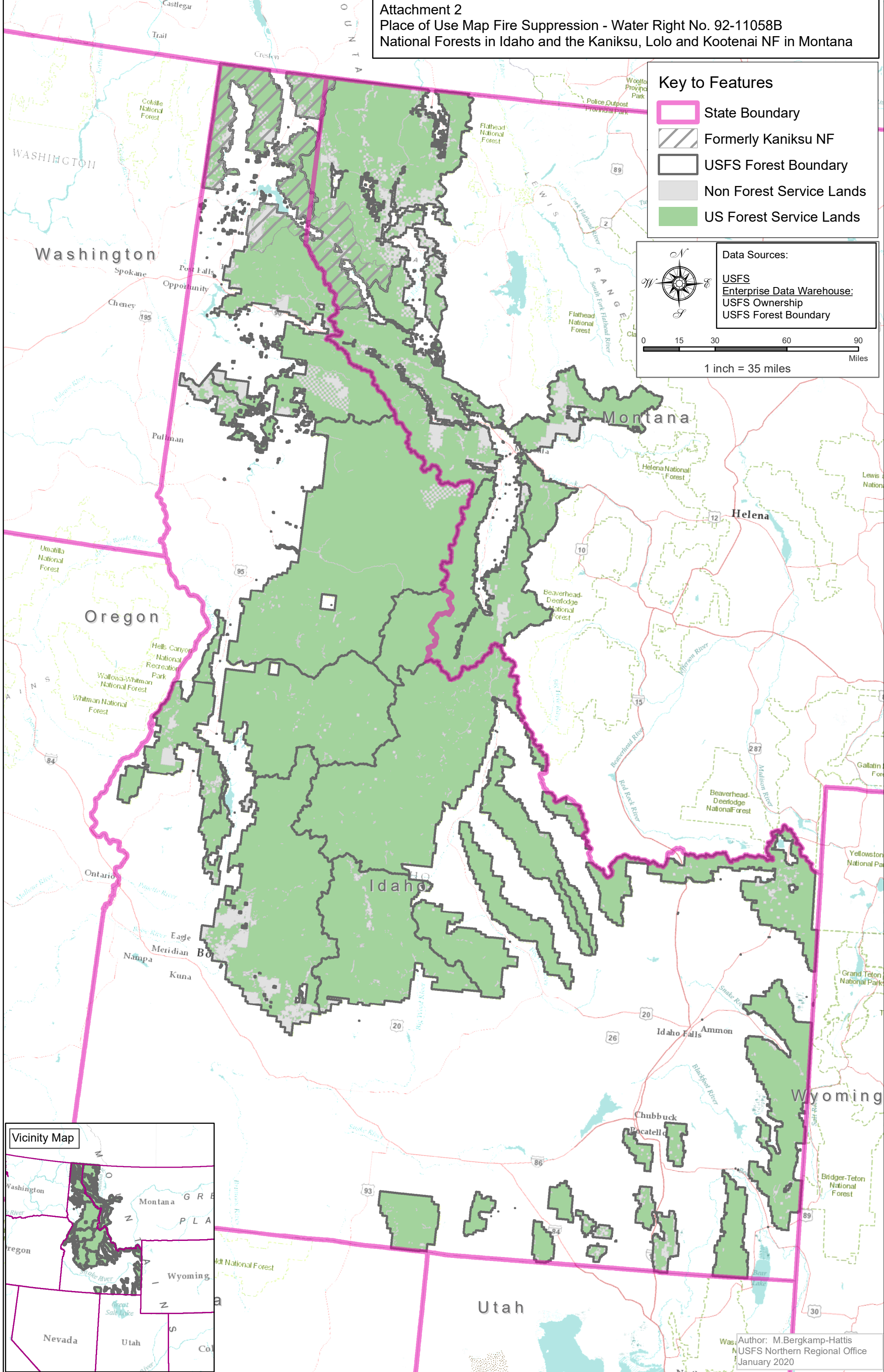
	A	B	C	D	E	F	G
1	SOURCE NAME	TO TRIBUTARY	TOWNSHIP	RANGE	SECTION	QQ	SURVEY CODE AND NUMBER
2	Unnamed Stream	Estes Creek	42N	01E	1	SESE	
3	Estes Creek	West Fork St Maries River	42N	01E	1	SESW	
4	Unnamed Stream	Estes Creek	42N	01E	1	SESW	
5	Unnamed Stream	Estes Creek	42N	01E	1	SWSE	
6	Unnamed Stream	Estes Creek	42N	01E	1	SWSE	
7	Unnamed Stream	Estes Creek	42N	01E	1	SWSE	
8	Unnamed Stream	West Fork St Maries River	42N	01E	1	SWSE	
9	Estes Creek	West Fork St Maries River	42N	01E	1	SWSW	
10	Unnamed Stream	West Fork St Maries River	42N	01E	1	SWSW	
11	Bechtel Creek	West Fork St Maries River	42N	01E	2		
12	Unnamed Stream	Bechtel Creek	42N	01E	10	NESE	
13	Bechtel Creek	West Fork St Maries River	42N	01E	11		
14	Unnamed Stream	Bechtel Creek	42N	01E	11		
15	Unnamed Stream	Bechtel Creek	42N	01E	11		
16	Unnamed Stream	Bechtel Creek	42N	01E	11		
17	Unnamed Stream	Bechtel Creek	42N	01E	11		
18	Unnamed Stream	Bechtel Creek	42N	01E	11		
19	Bechtel Creek	West Fork St Maries River	42N	01E	12		
20	Estes Creek	West Fork St Maries River	42N	01E	12		
21	Unnamed Stream	Bechtel Creek	42N	01E	12		
22	Unnamed Stream	Bechtel Creek	42N	01E	12		
23	Unnamed Stream	Estes Creek	42N	01E	12		
24	Unnamed Stream	West Fork St Maries River	42N	01E	12		
25	Unnamed Stream	West Fork St Maries River	42N	01E	12		
26	Bechtel Creek	West Fork St Maries River	42N	01E	13	NENW	
27	Unnamed Stream	Bechtel Creek	42N	01E	13	NENW	
28	Unnamed Stream	Bechtel Creek	42N	01E	13	NENW	
29	Unnamed Stream	Bechtel Creek	42N	01E	13	NWNW	
30	Unnamed Stream	Bechtel Creek	42N	01E	14	NENE	
31	Unnamed Stream	Bechtel Creek	42N	01E	14	NENW	
32	Unnamed Stream	Bechtel Creek	42N	01E	14	NENW	
33	Unnamed Stream	Bechtel Creek	42N	01E	14	NENW	
34	Unnamed Stream	Bechtel Creek	42N	01E	14	NWNE	
35	Unnamed Stream	Bechtel Creek	42N	01E	14	NWNE	
36	Unnamed Stream	Bechtel Creek	42N	01E	14	NWNE	
37	Unnamed Stream	Bechtel Creek	42N	01E	14	NWNW	
38	Unnamed Stream	Bechtel Creek	42N	01E	14	NWNW	
39	Unnamed Stream	Bechtel Creek	42N	01E	14	SENE	
40	Unnamed Stream	Bechtel Creek	42N	01E	14	SENE	
41	Mazie Creek	West Fork St Maries River	42N	01E	14	SESE	
42	Unnamed Stream	Bechtel Creek	42N	01E	14	SWNE	
43	Unnamed Stream	Mazie Creek	42N	01E	22	NENE	
44	Unnamed Stream	Wood Creek	42N	01E	22	NENE	
45	Unnamed Stream	Wood Creek	42N	01E	22	NESE	
46	Unnamed Stream	Wood Creek	42N	01E	22	NESE	
47	Wood Creek	West Fork St Maries River	42N	01E	22	NESE	
48	Unnamed Stream	Mazie Creek	42N	01E	23	NENE	
49	Unnamed Stream	Mazie Creek	42N	01E	23	NESE	
50	Unnamed Stream	Mazie Creek	42N	01E	23	NESE	
51	Unnamed Stream	Mazie Creek	42N	01E	23	NESE	
52	Unnamed Stream	Mazie Creek	42N	01E	23	NESE	
53	Unnamed Stream	Mazie Creek	42N	01E	23	NESE	
54	Unnamed Stream	Mazie Creek	42N	01E	23	NESE	
55	Unnamed Stream	Mazie Creek	42N	01E	23	NESE	
56	Unnamed Stream	Mazie Creek	42N	01E	23	NESE	
57	Unnamed Stream	Mazie Creek	42N	01E	23	NESE	
58	Unnamed Stream	Mazie Creek	42N	01E	23	NESE	
59	Unnamed Stream	Mazie Creek	42N	01E	23	NESE	
60	Unnamed Stream	Mazie Creek	42N	01E	23	NESW	
61	Unnamed Stream	Wood Creek	42N	01E	23	NESW	
62	Unnamed Stream	Wood Creek	42N	01E	23	NESW	
63	Unnamed Stream	Wood Creek	42N	01E	23	NESW	

## Attachment 1

	A	B	C	D	E	F	G
1	SOURCE NAME	TO TRIBUTARY	TOWNSHIP	RANGE	SECTION	QQ	SURVEY CODE AND NUMBER
64	Unnamed Stream	Wood Creek	42N	01E	23	NESW	
65	Unnamed Stream	Wood Creek	42N	01E	23	NESW	
66	Unnamed Stream	Mazie Creek	42N	01E	23	NWNW	
67	Unnamed Stream	Mazie Creek	42N	01E	23	NWSE	
68	Unnamed Stream	Mazie Creek	42N	01E	23	NWSE	
69	Unnamed Stream	Mazie Creek	42N	01E	23	NWSE	
70	Unnamed Stream	Mazie Creek	42N	01E	23	NWSE	
71	Unnamed Stream	Wood Creek	42N	01E	23	NWSW	
72	Unnamed Stream	Wood Creek	42N	01E	23	NWSW	
73	Unnamed Stream	Wood Creek	42N	01E	23	NWSW	
74	Unnamed Stream	Wood Creek	42N	01E	23	NWSW	
75	Unnamed Stream	Wood Creek	42N	01E	23	NWSW	
76	Wood Creek	West Fork St Maries River	42N	01E	23	NWSW	
77	Unnamed Stream	Mazie Creek	42N	01E	23	SENE	
78	Unnamed Stream	Mazie Creek	42N	01E	23	SENE	
79	Unnamed Stream	Mazie Creek	42N	01E	23	SENE	
80	Unnamed Stream	Mazie Creek	42N	01E	23	SESE	
81	Unnamed Stream	Mazie Creek	42N	01E	23	SESE	
82	Unnamed Stream	Mazie Creek	42N	01E	23	SESE	
83	Unnamed Stream	Mazie Creek	42N	01E	23	SESE	
84	Unnamed Stream	Mazie Creek	42N	01E	23	SESE	
85	Unnamed Stream	Mazie Creek	42N	01E	23	SWNE	
86	Unnamed Stream	Mazie Creek	42N	01E	23	SWNE	
87	Unnamed Stream	Mazie Creek	42N	01E	24	NWSW	
88	Unnamed Stream	Mazie Creek	42N	01E	24	NWSW	
89	Unnamed Stream	Mazie Creek	42N	01E	24	NWSW	
90	Unnamed Stream	Mazie Creek	42N	01E	24	NWSW	
91	Unnamed Stream	Mazie Creek	42N	01E	24	SWSW	
92	Unnamed Stream	Mazie Creek	42N	01E	24	SWSW	
93	Unnamed Stream	Mazie Creek	42N	01E	24	SWSW	
94	Unnamed Stream	Mazie Creek	42N	01E	24	SWSW	
95	Unnamed Stream	West Fork St Maries River	42N	01E	24	SWSW	
96	Unnamed Stream	West Fork St Maries River	42N	01E	24	SWSW	
97	Unnamed Stream	West Fork St Maries River	42N	02E	18		
98	Unnamed Stream	West Fork St Maries River	42N	02E	18		
99	Unnamed Stream	Cat Spur Creek	42N	02E	19	NESE	
100	Unnamed Stream	Cat Spur Creek	42N	02E	19	NESE	
101	Unnamed Stream	Cat Spur Creek	42N	02E	19	NESE	
102	Unnamed Stream	West Fork St Maries River	42N	02E	19	NWNE	
103	Cat Spur Creek	West Fork St Maries River	42N	02E	19	NWSE	
104	Unnamed Stream	Cat Spur Creek	42N	02E	19	NWSE	
105	Unnamed Stream	Cat Spur Creek	42N	02E	19	NWSE	
106	Unnamed Stream	Cat Spur Creek	42N	02E	19	NWSE	
107	Unnamed Stream	Cat Spur Creek	42N	02E	19	NWSE	
108	Unnamed Stream	Cat Spur Creek	42N	02E	19	SENE	
109	Cat Spur Creek	West Fork St Maries River	42N	02E	19	SWNE	
110	Unnamed Stream	Cat Spur Creek	42N	02E	19	SWNE	
111	Unnamed Stream	Cat Spur Creek	42N	02E	29		
112	Unnamed Stream	Cat Spur Creek	42N	02E	29		
113	Unnamed Stream	Kitten Creek	42N	02E	29		
114	Unnamed Stream	Log Creek	42N	02E	29		
115	Log Creek	Cat Spur Creek	42N	02E	30		
116	Unnamed Stream	Log Creek	42N	02E	30		
117	Unnamed Stream	Log Creek	42N	02E	30		
118	Unnamed Stream	Log Creek	42N	02E	30		
119	Unnamed Stream	Log Creek	42N	02E	30		
120	Unnamed Stream	Log Creek	42N	02E	30		
121	Unnamed Stream	Log Creek	42N	02E	31	NENE	
122	Log Creek	Cat Spur Creek	42N	02E	31	NWNE	
123	Unnamed Stream	Log Creek	42N	02E	31	NWNE	
124	Unnamed Stream	Log Creek	42N	02E	31	NWNE	
125	Unnamed Stream	Log Creek	42N	02E	31	NWNE	

# Attachment 1

	A	B	C	D	E	F	G
1	SOURCE NAME	TO TRIBUTARY	TOWNSHIP	RANGE	SECTION	QQ	SURVEY CODE AND NUMBER
126	Unnamed Stream	Log Creek	42N	02E	31	NWNE	
127	Unnamed Stream	Cat Spur Creek	42N	02E	32		
128	Unnamed Stream	Kitten Creek	42N	02E	32		
129	Unnamed Stream	Log Creek	42N	02E	32		



**Key to Features**

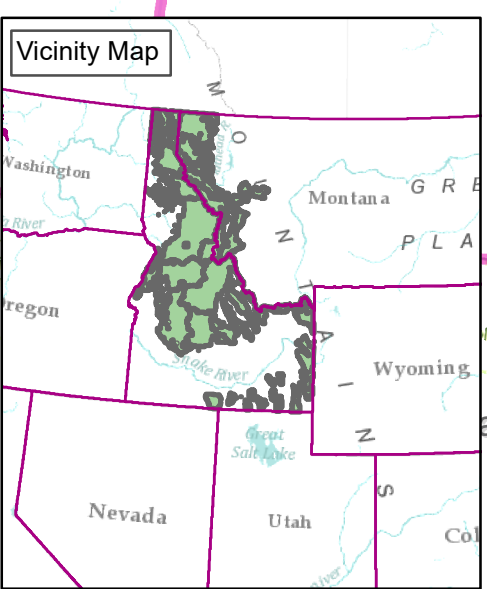
- State Boundary
- Formerly Kaniksu NF
- USFS Forest Boundary
- Non Forest Service Lands
- US Forest Service Lands

**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