

DISTRICT COURT - CSRBA
Fifth Judicial District
County of Twin Falls - State of Idaho

MAR 03 2022

By _____
Clerk

Deputy Clerk

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. 91-07955S

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 Big Creek subwatershed (HUC12 170103040602).

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

PRIORITY DATE: 12/02/1992

POINT OF DIVERSION: See Attachment 1, Columns C through G

PURPOSE AND PERIOD OF USE: PURPOSE OF USE PERIOD OF USE
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.

RECOMMENDATION

MAR 03 2022

Eric J. Wildman

SPECIAL MASTER

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	Pierce Creek	Big Creek	46N	02E	2	NESE	
3	Unnamed Stream	Pierce Creek	46N	02E	2	NESE	
4	Pierce Creek	Big Creek	46N	02E	12	NENE	
5	Unnamed Stream	Pierce Creek	46N	02E	12	NENE	
6	Pierce Creek	Big Creek	46N	02E	12	SENE	
7	Unnamed Stream	Pierce Creek	46N	02E	12	SENE	
8	Unnamed Stream	West Fork Big Creek	47N	02E	25	SESW	
9	Unnamed Stream	West Fork Big Creek	47N	02E	25	SWSE	
10	Unnamed Stream	West Fork Big Creek	47N	02E	25	SWSW	
11	Unnamed Stream	West Fork Big Creek	47N	02E	26	SESE	
12	Unnamed Stream	West Fork Big Creek	47N	02E	27	NWNE	
13	Unnamed Stream	West Fork Big Creek	47N	02E	27	NWSE	
14	Unnamed Stream	West Fork Big Creek	47N	02E	27	SWNE	
15	Unnamed Stream	West Fork Big Creek	47N	02E	34		
16	Unnamed Stream	West Fork Big Creek	47N	02E	35	NENW	
17	Unnamed Stream	West Fork Big Creek	47N	02E	35	NENW	
18	Unnamed Stream	West Fork Big Creek	47N	02E	35	NWNE	
19	Unnamed Stream	West Fork Big Creek	47N	02E	35	NWNW	
20	Unnamed Stream	West Fork Big Creek	47N	02E	35	NWSW	
21	Unnamed Stream	West Fork Big Creek	47N	02E	35	SENW	
22	Unnamed Stream	West Fork Big Creek	47N	02E	35	SENW	
23	Unnamed Stream	West Fork Big Creek	47N	02E	35	SWNW	

Attachment 2
 Place of Use Map Fire Suppression - Water Right No. 91-07955S
 National Forests in Idaho and the Kaniksu, Lolo and Kootenai NF in Montana

