

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. 94-09537A

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 Placer Creek subwatershed (HUC12 170103020103).

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

PRIORITY DATE: 11/06/1906

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
001	SOURCE NAME	TO TRIBUTARY	TOWNSHIP	RANGE	SECTION	QQ	SURVEY CODE AND NUMBER
002	Unnamed Stream	West Fork Placer Creek	47N	04E	05		
003	Unnamed Stream	West Fork Placer Creek	47N	04E	05		
004	Unnamed Stream	West Fork Placer Creek	47N	04E	05		
005	West Fork Placer Creek	Placer Creek	47N	04E	05		
006	Unnamed Stream	West Fork Placer Creek	47N	04E	06		
007	West Fork Placer Creek	Placer Creek	47N	04E	06		
008	Unnamed Stream	West Fork Placer Creek	47N	04E	08		
009	Unnamed Stream	West Fork Placer Creek	47N	04E	08		
010	Unnamed Stream	West Fork Placer Creek	47N	04E	08		
011	West Fork Placer Creek	Placer Creek	47N	04E	08		
012	Unnamed Stream	Placer Creek	47N	04E	09		
013	Unnamed Stream	Placer Creek	47N	04E	09		
014	Unnamed Stream	Placer Creek	47N	04E	09		
015	Unnamed Stream	Placer Creek	47N	04E	09		
016	Unnamed Stream	West Fork Placer Creek	47N	04E	09		
017	Unnamed Stream	Placer Creek	47N	04E	10		
018	Unnamed Stream	Placer Creek	47N	04E	10		
019	Placer Creek	South Fork Coeur d'Alene River	47N	04E	11		
020	Unnamed Stream	Placer Creek	47N	04E	11		
021	Unnamed Stream	Placer Creek	47N	04E	11		
022	Unnamed Stream	Placer Creek	47N	04E	11		
023	Unnamed Stream	Placer Creek	47N	04E	11		
024	Placer Creek	South Fork Coeur d'Alene River	47N	04E	12		
025	Unnamed Stream	Placer Creek	47N	04E	12		
026	Unnamed Stream	Placer Creek	47N	04E	12		
027	Unnamed Stream	Placer Creek	47N	04E	12		
028	Unnamed Stream	Placer Creek	47N	04E	12		
029	Unnamed Stream	Placer Creek	47N	04E	12		
030	Unnamed Stream	Placer Creek	47N	04E	12		
031	Placer Creek	South Fork Coeur d'Alene River	47N	04E	13		
032	Unnamed Stream	Placer Creek	47N	04E	13		
033	Unnamed Stream	Placer Creek	47N	04E	13		
034	Unnamed Stream	Placer Creek	47N	04E	13		

Attachment 1

	A	B	C	D	E	F	G
001	SOURCE NAME	TO TRIBUTARY	TOWNSHIP	RANGE	SECTION	QQ	SURVEY CODE AND NUMBER
035	Unnamed Stream	Placer Creek	47N	04E	13		
036	Unnamed Stream	Placer Creek	47N	04E	13		
037	Unnamed Stream	Placer Creek	47N	04E	13		
038	Unnamed Stream	Placer Creek	47N	04E	14		
039	Unnamed Stream	Placer Creek	47N	04E	14		
040	Unnamed Stream	Placer Creek	47N	04E	14		
041	Unnamed Stream	Placer Creek	47N	04E	14		
042	Unnamed Stream	Placer Creek	47N	04E	14		
043	Unnamed Stream	Placer Creek	47N	04E	15		
044	Unnamed Stream	Placer Creek	47N	04E	15		
045	Unnamed Stream	Placer Creek	47N	04E	15		
046	Unnamed Stream	Placer Creek	47N	04E	15		
047	Unnamed Stream	Placer Creek	47N	05E	07		
048	Unnamed Stream	Placer Creek	47N	05E	07		
049	Unnamed Stream	Placer Creek	47N	05E	07		
050	Placer Creek	South Fork Coeur d'Alene River	47N	05E	08		
051	Unnamed Stream	Placer Creek	47N	05E	08		
052	Unnamed Stream	Placer Creek	47N	05E	08		
053	Placer Creek	South Fork Coeur d'Alene River	47N	05E	09		
054	Placer Creek	South Fork Coeur d'Alene River	47N	05E	17		
055	Unnamed Stream	Placer Creek	47N	05E	17		
056	Unnamed Stream	Placer Creek	47N	05E	17		
057	Unnamed Stream	Placer Creek	47N	05E	17		
058	Placer Creek	South Fork Coeur d'Alene River	47N	05E	18		
059	Unnamed Stream	Placer Creek	47N	05E	18		
060	Unnamed Stream	Placer Creek	47N	05E	18		
061	Unnamed Stream	Placer Creek	47N	05E	18		
062	Unnamed Stream	Placer Creek	47N	05E	18		
063	Unnamed Stream	Placer Creek	47N	05E	18		
064	Unnamed Stream	Summit Creek	47N	05E	19		
065	Unnamed Pond	West Fork Placer Creek	47N	04E	07		
066	Unnamed Pond	West Fork Placer Creek	47N	04E	08		



Attachment 2
Place of Use Map Fire Suppression - Water Right No. 94-09537A
National Forests in Idaho and the Kaniksu, Lolo and Kootenai NF in Montana

Key to Features

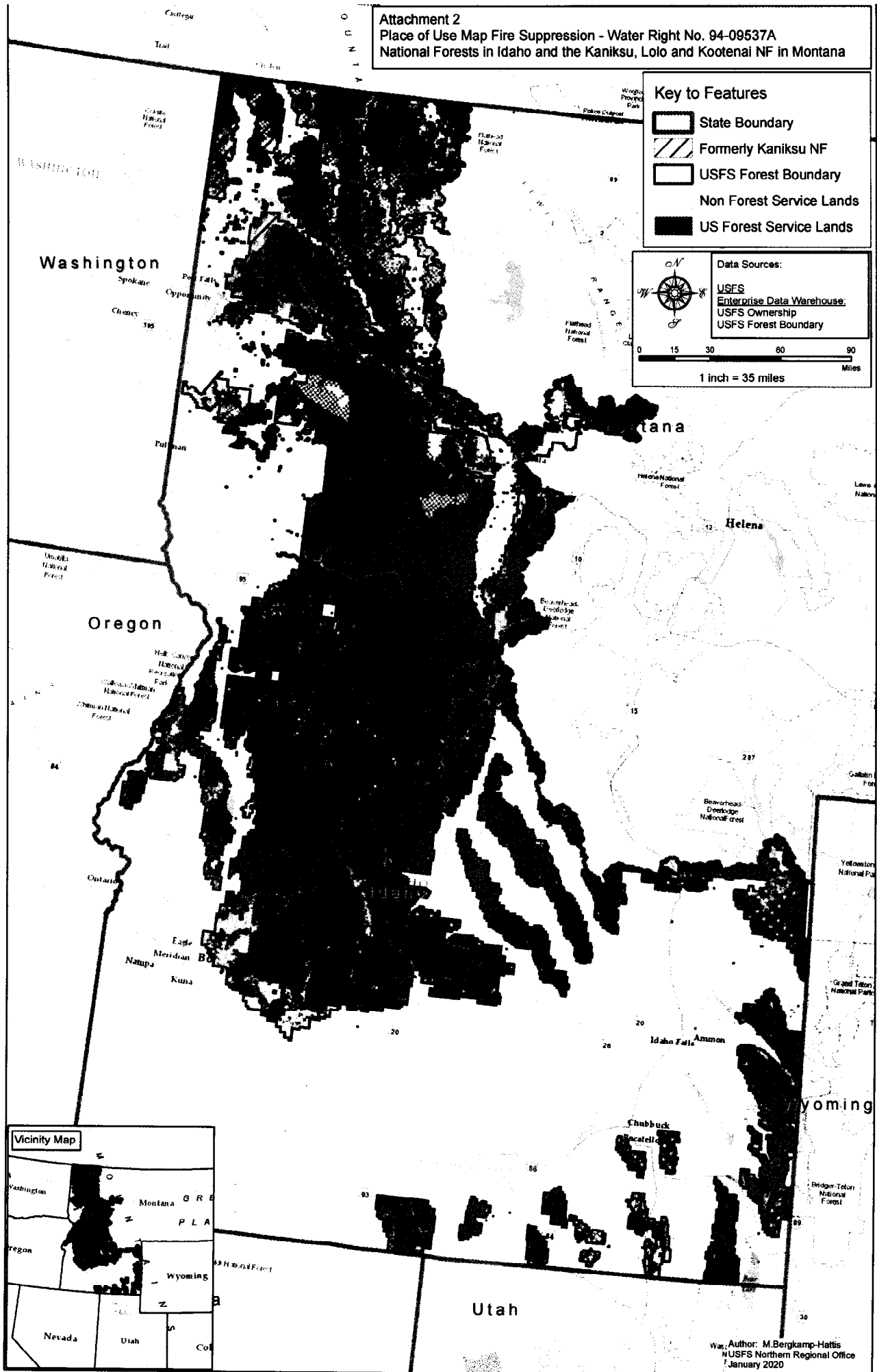
-  State Boundary
-  Formerly Kaniksu NF
-  USFS Forest Boundary
-  Non Forest Service Lands
-  US Forest Service Lands

Data Sources:

- USFS
- Enterprise Data Warehouse
- USFS Ownership
- USFS Forest Boundary

1 inch = 35 miles



Author: M. Bergkamp-Harris
 USFS Northern Regional Office
 January 2020