

**DIRECTOR'S REPORT OF DEFERRED
DE MINIMIS DOMESTIC AND/OR STOCK WATER USE**

Claim Nos. 85-15676A & 85-15676B

In Re SRBA

Twin Falls County Civil Case No. 39576

Report to the SRBA District Court

Prepared by the Idaho Department of Water Resources
Gary Spackman, Director
Carter Fritschle, Manager, Adjudication Section

March 6, 2017

DESCRIPTIVE SUMMARY

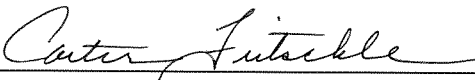
This is a Director's Report of Deferred De Minimis Domestic and/or Stock Water Use submitted by the Director of the Idaho Department of Water Resources (IDWR).

DISCUSSION

Water Right Claim Nos. 85-15676A and 85-15676B were received and reviewed by IDWR prior to the December 18, 2013, cutoff for filing late claims in the SRBA, but were inadvertently not reported. Motions for Determination of Deferred De Minimis Domestic or Stock Water Use (Motions), as well as a Notices of Claim to a Water Right were submitted to the Court on December 7, 2016 under water right claim nos. 85-15676A and 85-15676B. The Motions were published and the Director is ready to report the water right claims.

Pursuant to Judge Wildman's *Order Governing Procedures in the SRBA for Adjudication of Deferred De Minimis Domestic and Stock Water Claims*, dated June 28, 2012, the Director submits this Director's Report of Deferred De Minimis Domestic and/or Stock Water Use, Claim Nos. 85-15676A and 85-15676B, which includes the recommendations of deferred de minimis water right nos. 85-15676A and 85-15676B.

Respectfully submitted this 6th day of March, 2017.



CARTER FRITSCHLE
Manager, Adjudication Section

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IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 85-15676B

NAME AND ADDRESS: KENT RAD
413 MONSTERY RD
COTTONWOOD ID 83522

RAD FAMILY PASTURE LAND LLC
569 N COVE COLONY WAY
EAGLE ID 83616

SOURCE: SPRINGS

TRIBUTARY: SHEBANG CREEK

QUANTITY: 0.020 CFS

Right Nos. 79-14180, 85-15676A and 85-15676B are limited to a total combined diversion rate of 0.05 cfs.

The quantity of water under Right Nos. 79-14180, 85-15676A and 85-15676B shall not exceed 13,000 gallons per day.

PRIORITY DATE: 01/01/1947

POINT OF

DIVERSION: T31N R01W S11 NESE Within IDAHO County
T31N R01W S11 NWSE Within IDAHO County
T31N R01W S11 SESE Within IDAHO County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
STOCKWATER	01/01 12/31	0.020 CFS

PLACE OF USE: STOCKWATER in IDAHO County

T31N R01W S11	NESE	T31N R01W S11	NWSE
T31N R01W S11	SESE		

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. Section 42-1412(6), Idaho Code.

The quantity of water decreed for this water right is not a determination of historical beneficial use.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

Parcel No. RP31N01W117220

This claim was split from claim no. 85-15676, which was split from claim 79-10021.

CERTIFICATE OF SERVICE

I certify that on March 6, 2017, I caused to be served a true and correct copy of this Director's Report of Deferred De Minimis Domestic and/or Stock Water Use, Claim Nos. 85-15676A and 85-15676B to the following persons, in the manner indicated and addressed as follows:

1. Original to:

Clerk of the District Court
Snake River Basin Adjudication
253 Third Avenue North
P.O. Box 2707
Twin Falls, ID 83303-2707

☐ Overnight Mail
☒ Regular Mail
☐ Hand-Delivered
☐ E-mail
☒ Facsimile

2. Copies to:

Chief, Natural Resources Div.
Office of the Attorney General
P.O. Box 83720
Boise, ID 83720-0010

☐ Overnight Mail
☒ Regular Mail
☐ Hand-Delivered
☐ E-mail

United States Department of Justice
Environment & Natural Resources Div.
550 W. Fort Street MSC 033
Boise, ID 83724

☐ Overnight Mail
☒ Regular Mail
☐ Hand-Delivered
☐ E-mail

Idaho County Courthouse
320 West Main
Grangeville, ID 83530

☐ Overnight Mail
☒ Regular Mail
☐ Hand-Delivered
☐ E-mail

Kent Rad
413 Monstery Road
Cottonwood, ID 83522

☐ Overnight Mail
☒ Regular Mail
☐ Hand-Delivered
☐ E-mail

Rad Family Pasture Land LLC
569 N. Cove Colony Way
Eagle, ID 83616

☐ Overnight Mail
☒ Regular Mail
☐ Hand-Delivered
☐ E-mail

U.S. Attorney's Office
800 Park Blvd., Ste. 600
Boise, ID 83712

☐ Overnight Mail
☒ Regular Mail
☐ Hand-Delivered
☐ E-mail

U.S. Department of Justice
950 Pennsylvania Avenue, NW
Washington, D.C. 20530-0001

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☒ Regular Mail
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Signature of person delivering form