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DEPARTMENT OF
WATER RESOURCES

AMENDED DIRECTOR'S REPORT

Subcase No. 94-4189

In Re CSRBA

Twin Falls County Civil Case No. 49576

Report to the CSRBA District Court

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

October 30, 2018

DESCRIPTIVE SUMMARY

This is an Amended Director's Report submitted by the Director of the Idaho Department of Water Resources (IDWR).

DISCUSSION

On February 25, 2016, IDWR filed a Director's Report for Hecla Limited's Water Right No. 94-4189, for domestic and industrial purposes. No objections were filed, and a *Partial Decree* was issued on February 15, 2017. On March 2, 2017, Hecla Limited filed a *Motion to Set Aside and Modify Partial Decree* asserting that the *Partial Decree* should be set aside as an error appeared in the point of diversion (POD) element of the claim. On March 21, 2018, Special Master Booth issued an *Order Setting Status Conference* for July 31, 2018, wherein it was established that IDWR would file an Amended Director's Report by October 31, 2018.

After its review of GPS coordinates provided by Hecla Limited, IDWR has determined that the correct POD location is in the SESE, Section 18, Township 48 North, Range 5 East, B.M. IDWR has also determined that the tributary listed in the *Partial Decree* is in error and requests it be changed from Little Canyon Creek to Canyon Creek. In addition, one of the Explanatory Material conditions has been revised for clarification.

The Director submits for filing with the Court an Amended Director's Report for the aforementioned subcase (see attached recommendation).



CARTER FRITSCHLE
Manager, Adjudication Section

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CERTIFICATE OF SERVICE

I certify that on 10/31, 2018, I served the original and/or copies of this Amended Director's Report – Water Right No. 94-4189, including all attachments, to the following persons by delivering the original and/or copies, as follows:

1. Original to:

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253 Third Avenue North	☐ Hand-Delivered
P.O. Box 2707	☒ Facsimile
Twin Falls, Idaho 83303-2707	

2. Copies to:

Director of IDWR	☐ Overnight Mail
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Chief, Natural Resources Div	☐ Overnight Mail
Office of the Attorney General	☒ Regular Mail
State of Idaho	☐ Hand-Delivered
PO Box 83720	☐ Facsimile
Boise, ID 83720-0010	

United States of America	☐ Overnight Mail
Represented by:	☒ Regular Mail
US Department of Justice	☐ Hand-Delivered
Environment & Natl' Resources	☐ Facsimile
550 West Fort Street, MSC 033	
Boise, ID 83724	

Hecla Limited
Represented by:
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Overnight mail
☒ Regular Mail
☐ Hand-Delivered
☐ Facsimile


Signature of person delivering form