

AMENDED DIRECTOR'S REPORT

Subcase No. 95-00973

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

December 4, 2018

DESCRIPTIVE SUMMARY

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

DISCUSSION

Pursuant to the *Order Granting Motion to File Amended Claim and Setting Deadlines* issued by Special Master Bilyeu on November 19, 2018, 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

CERTIFICATE OF SERVICE

I certify that on December 5, 2018, I served the original and/or copies of this Amended Director's Report, including all attachments, to the following persons by delivering the original and/or copies, as follows:

1. Original to:

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P.O. Box 2707	☐ Facsimile
Twin Falls, Idaho 83303-2707	

2. Copies to:

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Flood Control District 17	☒ Regular Mail
5416 W. Village Blvd.	☐ Hand-Delivered
Rathdrum, ID 83858	☐ Facsimile

Gordon Stephenson	☐ Overnight Mail
Director Flood Control Dist 17	☒ Regular Mail
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Chief, Natural Resources Div	☐ Overnight Mail
Office of the Attorney General	☒ Regular Mail
State of Idaho	☐ Hand-Delivered
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United States of America
Represented by:
US Department of Justice
Environment & Natural Resources
550 West Fort Street, MSC 033
Boise, ID 83724

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Signature of person delivering form

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

RIGHT NUMBER: 95-973

NAME AND ADDRESS: TWIN LAKES RATHDRUM CREEK FLOOD CONTROL DISTRICT 17
5416 W VILLAGE BLVD
RATHDRUM ID 83858

SOURCE: TWIN LAKES

TRIBUTARY: RATHDRUM CREEK

QUANTITY: 3,730.00 AFY

3,730.0 acre-feet is the volume of water necessary to raise the elevation of Twin Lakes from 2308.4 feet above mean sea level to 2312.4 feet above mean sea level.

PRIORITY DATE: ~~05/04/1920~~ 03/23/1906

POINT OF

DIVERSION: T52N R04W S17 SENW Lot 2 Within KOOTENAI County

PURPOSE AND

PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
WILDLIFE STORAGE	1/01 12/31	3,730.00 AFY
RECREATION STORAGE	1/01 12/31	3,730.00 AFY

The filling of Twin Lakes to an elevation of 2312.4 feet above mean sea level under this right shall occur between November 1 and March 31.

PLACE OF USE: RECREATION STORAGE in KOOTENAI County

T52N R04W S05	SWNW	T52N R04W S05 Lot 5	SWNW
T52N R04W S05	NESW	T52N R04W S05	NWSW
T52N R04W S05 Lot 6	NWSW	T52N R04W S05	SWSW
T52N R04W S05 Lot 6	SWSW	T52N R04W S05	SESW
T52N R04W S05 Lot 7	SESW	T52N R04W S05	SWSE
T52N R04W S05 Lot 8	SWSE	T52N R04W S06	NENE
T52N R04W S06	NWNE	T52N R04W S06	SWNE
T52N R04W S06	SENE	T52N R04W S06	NENW
T52N R04W S06	NESE	T52N R04W S06	NWSE
T52N R04W S08	NWNE	T52N R04W S08 Lot 1	NWNE
T52N R04W S08	SWNE	T52N R04W S08 Lot 2	SWNE
T52N R04W S08	NENW	T52N R04W S08	SESW
T52N R04W S08	NESW	T52N R04W S08	SESW
T52N R04W S17	NENW	T52N R04W S17	SESW
T52N R04W S17 Lot 2	SESW	T52N R05W S01	NENE
T52N R05W S01 Lot 1	NENE	T52N R05W S01	NWNE
T52N R05W S01 Lot 1	NWNE	T52N R05W S01	SWNE
T52N R05W S01 Lot 2	SWNE	T52N R05W S01	NENW
T52N R05W S01	NWNE	T52N R05W S01	SWNW
T52N R05W S01 Lot 4	SWNW	T52N R05W S01	SESW
T52N R05W S01 Lot 3	SESW	T52N R05W S02	NENE
T52N R05W S02	NWNE	T52N R05W S02	SWNE
T52N R05W S02 Lot 3	SWNE	T52N R05W S02	SENE

T52N R05W S02 Lot 4	SENE	T52N R05W S02	NENW
T52N R05W S02 Lot 1	NENW	T52N R05W S02	NWNW
T52N R05W S02 Lot 1	NWNW	T52N R05W S02	SENW
T53N R04W S31	SWSW	T53N R04W S31	SESW
T53N R04W S31	SWSE	T53N R05W S35	SESW
T53N R05W S35 Lot 2	SESW	T53N R05W S35	SWSE
T53N R05W S35 Lot 1	SWSE	T53N R05W S35	SESE
T53N R05W S35 Lot 1	SESE	T53N R05W S36 Lot 4	NWSW
T53N R05W S36	SWSW	T53N R05W S36 Lot 4	SWSW
T53N R05W S36	SESW	T53N R05W S36 Lot 3	SESW
T53N R05W S36	NESE	T53N R05W S36 Lot 1	NESE
T53N R05W S36	NWSE	T53N R05W S36 Lot 2	NWSE
T53N R05W S36	SWSE	T53N R05W S36 Lot 2	SWSE
T53N R05W S36	SESE		

Wildlife Storage same as Recreation Storage.
The place of use is within Twin Lakes.

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.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Decreed

This right originated as all or part of Right No. 95-0973 in the Final Decree, In the Matter of the General Determination of the Rights to the Use of the Surface Waters of Twin Lakes, Including Tributaries and Outlets, Case No. 32572 (1st Jud. Dist. Ct. April 20, 1989).

Right includes accomplished change in point of diversion pursuant to Section 42-1425, Idaho Code.