

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
Case No. 49576

Water Right: 95-9219 & 95-10356

NOTICE OF COMPLETED
ADMINISTRATIVE
PROCEEDING

IDWR has completed the following administrative proceeding:

- ☐ Address change
- ☒ Substitution of Party
- ☐ IC § 42-222 transfer
- ☐ Point of diversion ☐ Place of use
- ☐ Period of use ☐ Nature of use
- ☐ Split of water right ☐ Change in ownership
- ☐ Other
- ☐ IC § 42-219 license

IDWR certifies that it has completed its investigation into the changes to the elements of the water rights listed above as set forth in the attached *Amended Director's Report(s)* for said water right(s). No other changes have been made to the elements of these water rights except as set forth above.

IDWR has served copies of the *Notice of Completed Administrative Proceeding* and *Amended Director's Report(s)* on the claimant(s), prior claimant(s) and all parties in the subcases affected, if any, as reflected on the attached certificate of mailing.

DATED: 5/13/2019


Signature of IDWR Representative

CERTIFICATE OF MAILING

I certify that on 5-13, 2019, I delivered the original and copies of this form, including all attachments, to the following persons, postage prepaid if required and addressed as follows:

1. Original to:

Clerk of the District Court	☐	overnight mail
Coeur D'Alene-Spokane River Basin Adjudication	☒	regular mail
P.O. Box 2707	☐	hand-delivered
Twin Falls, ID 83303-2707	☐	facsimile

2. Copies to:

Office of the Attorney General	☐	overnight mail
P.O. Box 83720	☒	regular mail
Boise, ID 83720-0010	☐	hand-delivered
	☐	facsimile

United States Dept of Justice	☐	overnight mail
Environment & Natural Resource Div	☒	regular mail
550 West Fort Street MSC 033	☐	hand-delivered
Boise ID 83724	☐	facsimile

3. Copies to all parties to the subcase:

David Oshima & Jeffrey Samson	☐	overnight mail
10019 W Bobcat Trl	☒	regular mail
Coeur D Alene ID 83814-9287	☐	hand-delivered
	☐	facsimile

☐	overnight mail
☐	regular mail
☐	hand-delivered
☐	facsimile

☐	overnight mail
☐	regular mail
☐	hand-delivered
☐	facsimile


Signature of person mailing this document

05/13/2019

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

RIGHT NUMBER: 95-9219

NAME AND ADDRESS: ~~LORI ISENBERG~~
~~10019 BOBCAT TRL #3~~
~~COEUR D'ALENE ID 83814~~

LARRY ISENBERG
10019 W BOBCAT TRL
COEUR D'ALENE ID 83814-9287

DAVID OSHIMA
10019 W BOBCAT TRL
COEUR D'ALENE ID 83814-9287

JEFFREY SAMSON
10019 W BOBCAT TRL
COEUR D'ALENE ID 83814-9287

SOURCE: COUGAR CREEK

TRIBUTARY: COEUR D'ALENE LAKE

QUANTITY: 0.210 CFS
9.90 AFY

PRIORITY DATE: 03/18/2004

POINT OF
DIVERSION:

T50N R05W S35 SWNE Within KOOTENAI County

A fish screen of 1/4 inch or smaller mesh shall be installed and maintained at the point of diversion.

The approach velocity at the point of diversion shall not exceed 0.5 feet per second.

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE	PERIOD OF USE	QUANTITY
DIVERSION TO STORAGE	01/01 12/31	0.210 CFS
RECREATION	01/01 12/31	0.210 CFS
RECREATION STORAGE	01/01 12/31	5.40 AFY
WILDLIFE	01/01 12/31	0.210 CFS
WILDLIFE STORAGE	01/01 12/31	5.40 AFY
IRRIGATION	03/15 11/15	0.040 CFS 4.50 AFY
IRRIGATION FROM STORAGE	03/15 11/15	5.40 AFY
FIRE PROTECTION	01/01 12/31	0.210 CFS
FIRE PROTECTION STORAGE	01/01 12/31	5.40 AFY
IRRIGATION STORAGE	03/15 11/15	5.40 AFY

Water shall not be diverted for fire protection use under this right except to fight or repel an existing fire.

PLACE OF USE:

IRRIGATION in KOOTENAI County

T50N R05W S35 SWNE 0.50 T50N R05W S35 SENE 1.00

WILDLIFE in KOOTENAI County

T50N R05W S35 SWNE T50N R05W S35 SENE

WILDLIFE STORAGE in KOOTENAI County

T50N R05W S35 SWNE T50N R05W S35 SENE

RECREATION in KOOTENAI County

T50N R05W S35	SWNE	T50N R05W S35	SENE
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RECREATION STORAGE in KOOTENAI County

T50N R05W S35	SWNE	T50N R05W S35	SENE
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FIRE PROTECTION in KOOTENAI County

T50N R05W S35	SWNE	T50N R05W S35	SENE
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FIRE PROTECTION STORAGE in KOOTENAI County

T50N R05W S35	SWNE	T50N R05W S35	SENE
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IRRIGATION FROM STORAGE same as IRRIGATION

1.5 ACRES TOTAL

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 - License

Parcel No. 50N05W351720

Use of water under this right may be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. As of November 12, 2008, this water right was within State Water District No. 95C.

When notified by the Department, the right holder shall install and maintain a measuring device and lockable controlling works of a type acceptable to the Department as part of the diverting works.

05/13/2019

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

RIGHT NUMBER: 95-10356

NAME AND ADDRESS: ~~LARRY ISENBERG~~
~~10019 W BOBCAT TRL~~
~~COEUR D ALENE ID 83814-9287~~

DAVID OSHIMA
10019 W BOBCAT TRL
COEUR D ALENE ID 83814-9287

JEFFREY SAMSON
10019 W BOBCAT TRL
COEUR D ALENE ID 83814-9287

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.010 CFS

The quantity of water under this right shall not exceed 13,000 gallons per day.

PRIORITY DATE: 10/11/1988

POINT OF
DIVERSION: T50N R05W S35 SWNE Within KOOTENAI County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
DOMESTIC	01/01 12/31	0.010 CFS
Domestic use is for 1 home.		

PLACE OF USE: DOMESTIC in KOOTENAI County
T50N R05W S35 SENE

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. 50N05W351720