

DEPARTMENT OF
WATER RESOURCES

DISTRICT COURT - CSRBA
Fifth Judicial District
County of Twin Falls - State of Idaho

JUL 10 2019

By _____ Clerk
DISTRICT OF THE _____ Deputy Clerk

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

Case No. 49576

**SPECIAL MASTER'S REPORT AND
RECOMMENDATION; FINDINGS OF
FACT AND CONCLUSIONS OF LAW**

WATER RIGHT NO.: 95-00973

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JUL 10 2019

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) FOR
Case No. 49576	)	
	)	Water Right 95-00973

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: 3730.00 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: 03/23/1906

POINT OF DIVERSION: T52N R04W S17 LOT 2 (SENW) Within Kootenai County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Wildlife Storage	01-01 TO 12-31	3730.00 AFY
	Recreation Storage	01-01 TO 12-31	3730.00 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: Wildlife Storage Within Kootenai County
Same as Recreation Storage

Recreation Storage		Within Kootenai County
T52N R04W S05	SWNW	LOT 5 (SWNW)
	NESW	NWSW
	LOT 6 (NWSW)	SWSW
	LOT 6 (SWSW)	SESW
	LOT 7 (SESW)	SWSE
	LOT 8 (SWSE)	
S06	NENE	NWNE
	SWNE	SENE
	NENW	NESE
	NWSE	
S08	NWNE	LOT 1 (NWNE)
	SWNE	LOT 2 (SWNE)
	NENW	SENW
	NESW	SESW
S17	NENW	SENW
	LOT 2 (SENW)	
R05W S01	NENE	LOT 1 (NENE)
	NWNE	LOT 1 (NWNE)
	SWNE	LOT 2 (SWNE)
	NENW	NWNW
	SWNW	LOT 4 (SWNW)
	SENW	LOT 3 (SENW)
S02	NENE	NWNE
	SWNE	LOT 3 (SWNE)
	SENE	LOT 4 (SENE)
	NENW	LOT 1 (NENW)
	NWNW	LOT 1 (NWNW)
	SENW	

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PLACE OF USE (continued)

T53N R04W S31	SWSW		SESW
	SWSE		
R05W S35	SESW	LOT 2	(SESW)
	SWSE	LOT 1	(SWSE)
	SESE	LOT 1	(SESE)
S36 LOT 4	(NWSW)		SWSW
LOT 4	(SWSW)		SESW
LOT 3	(SESW)		NESE
LOT 1	(NESE)		NWSE
LOT 2	(NWSE)		SWSE
LOT 2	(SWSE)		SESE

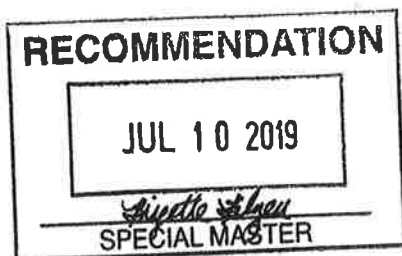
Wildlife Storage same as Recreation Storage. The place of use is within Twin Lakes.

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. I.C. SECTION 42-1412(6).

RULE 54(b) CERTIFICATE

With respect to the issues determined by the above judgment or order, 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 judgment or order shall be a final judgment upon which execution may issue and an appeal may be taken as provided by the Idaho Appellate Rules.



Eric J. Wildman
Presiding Judge of the
Coeur d'Alene-Spokane River Adjudication

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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)
Case No. 49576)
_____)

NOTICE OF ISSUANCE OF
SPECIAL MASTER'S
RECOMMENDATION

Water Right(s): 95-00973

On July 10, 2019, Special Master BRIGETTE BILYEU issued a SPECIAL MASTER'S RECOMMENDATION for the above subcase(s) pursuant to CSRBA Administrative Order 1 (A01), Section 18a.

Pursuant to CSRBA Administrative Order 1 (A01), Section 18a, any party to the adjudication including parties to the subcase, may file a Motion to Alter or Amend on or before the 28th day of the next month.

Failure of any party in the adjudication to pursue or participate in a Motion to Alter or Amend the SPECIAL MASTER'S RECOMMENDATION shall constitute a waiver of the right to challenge it before the Presiding Judge.

DATED July 10, 2019.


JANET CONNELL
Deputy Clerk

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DISTRICT COURT - CSRBA
Fifth Judicial District
County of Twin Falls - State of Idaho

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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)

Case No. 49576)

CERTIFICATE OF MAILING

Water Right(s) : 95-00973

CERTIFICATE OF MAILING

I certify that a true and correct copy of the SPECIAL MASTER'S REPORT, SPECIAL MASTER'S RECOMMENDATION FOR PARTIAL DECREE and NOTICE OF ISSUANCE OF SPECIAL MASTER'S REPORT AND RECOMMENDATION were mailed on July 10, 2019, with sufficient first-class postage prepaid to the following:

DIRECTOR OF IDWR
PO BOX 83720
BOISE, ID 83720-0098

TWIN LAKES RATHDRUM CREEK
FLOOD CONTROL DISTRICT 17
5416 W VILLAGE BLVD
RATHDRUM, ID 83858

GORDON STEPHENSON
DIRECTOR FLOOD CONTROL DIST 17
21228 N CIRCLE ROAD
RATHDRUM, ID 83858
Phone: 208-687-1906


JANET CONNELL
Deputy Clerk

CERTIFICATE OF MAILING

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