

AMENDED DIRECTOR'S REPORT

Subcase No. 95-2130

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

July 15, 2019

DESCRIPTIVE SUMMARY

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

DISCUSSION

On August 2, 2018, IDWR filed a Director's Report for the City of Rathdrum's Water Right No. 95-2130, for irrigation purposes. No objections or responses have been filed, and the objection and response deadlines have passed.

IDWR has identified an inadvertent error in the Director's Report in the Purpose and Period of Use element for Water Right No. 95-2130. The recommended season of use reflects the season of use described in Water Right License 95-2130 of 4/1 to 10/31. Because the licensed season of use is shorter than the current standard season of use from 03/15 to 11/15, a shoulder remark was added to allow the City of Rathdrum to divert water from 03/15 to 11/15, so long as it does not cause injury to other water rights having no subordinated early or late irrigation use and a priority date earlier than the date a partial decree is entered for this right.

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 July 15, 2019, I served the original and/or copies of this Amended Director's Report – Water Right No. 95-2130, including all attachments, to the following persons by delivering the original and/or copies, as follows:

1. Original to:

Clerk of the District Court	☐ Overnight Mail
Coeur d'Alene-Spokane River Basin Adjudication	☒ Regular Mail
253 Third Avenue North	☐ Hand-Delivered
P.O. Box 2707	☐ Facsimile
Twin Falls, Idaho 83303-2707	

2. Copies to:

Director of IDWR	☐ Overnight Mail
PO Box 83720	☐ Regular Mail
Boise, ID 83720-0098	☒ Hand-Delivered
	☐ Facsimile

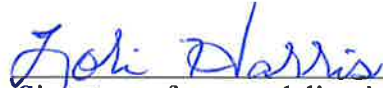
Kootenai County Courthouse	☐ Overnight Mail
PO Box 9000	☒ Regular Mail
Coeur d'Alene, ID 83816-9000	☐ Hand-Delivered
	☐ Facsimile

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	

City of Rathdrum
Represented by:
Peter B Bredeson
1677 E Miles Ave, Ste 202
Hayden Lake, ID 83835

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



Signature of person delivering form

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

07/12/2019

RIGHT NUMBER: 95-2130

NAME AND ADDRESS: CITY OF RATHDRUM
8047 W MAIN ST
RATHDRUM ID 83858-6436

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 3.860 CFS
1120.00 AFY

PRIORITY DATE: 10/13/1959

POINT OF DIVERSION: T51N R05W S14 SWNE Within KOOTENAI County

PURPOSE AND

PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

IRRIGATION

04/01 10/31

3.860 CFS
1120.00 AFY

The use of water for irrigation under this right may begin as early as March 15 and may continue to as late as November 15, provided other elements of the right are not exceeded. The use of water before April 1 and after October 31 under this remark is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than the date a partial decree is entered for this right.

PLACE OF USE:

IRRIGATION in KOOTENAI County

T51N R05W S14	NENE 40.00	T51N R05W S14	NWNE 40.00
T51N R05W S14	SWNE 40.00	T51N R05W S14	SENE 40.00
T51N R05W S14	NESE 40.00	T51N R05W S14	NWSE 40.00
T51N R05W S14	SWSE 40.00	T51N R05W S14	SESE 40.00

320 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

Property is also known as Lots 1 through 31, Block 1, Brickert Half Section.

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