

AMENDED DIRECTOR'S REPORT

Subcase No. 95-795

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

August 20, 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 Earl Applegate's Water Right No. 95-795, for domestic purposes. No objections or responses have been filed, and the objection and response deadlines have passed.

IDWR has identified inadvertent errors in the Director's Report under the Quantity element within the Purpose and Place of Use section for Water Right No. 95-795. A volume of **1.20 AFY** should be included in the Quantity element within the Purpose and Place of Use section.

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 August 20, 2019, I served the original and/or copies of this Amended Director's Report ~~=~~ Water Right No. 95-795, including all attachments, to the following persons by delivering the original and/or copies, as follows:

1. Original to:

Clerk of the District Court
Coeur d'Alene-Spokane River Basin Adjudication
253 Third Avenue North
P.O. Box 2707
Twin Falls, Idaho 83303-2707

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

2. Copies to:

Director of IDWR
PO Box 83720
Boise, ID 83720-0098

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

Kootenai County Courthouse
PO Box 9000
Coeur d'Alene, ID 83816-9000

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

Chief, Natural Resources Div
Office of the Attorney General
State of Idaho
PO Box 83720
Boise, ID 83720-0010

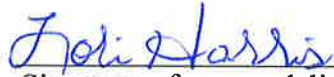
☐ Overnight Mail
☒ Regular Mail
☐ Hand-Delivered
☐ Facsimile

United States of America
Represented by:
US Department of Justice
Environment & Natl' Resources
550 West Fort Street, MSC 033
Boise, ID 83724

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

Earl Applegate
6911 N Regal
Spokane, WA 99217

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



Signature of person delivering form

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

RIGHT NUMBER: 95-795

NAME AND ADDRESS: EARL APPEGATE
6911 N REGAL
SPOKANE WA 99217

SOURCE: TWIN LAKES

TRIBUTARY: RATHDRUM CREEK

QUANTITY: 0.040 CFS
1.20 AFY

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

PRIORITY DATE: 05/01/1944

POINT OF DIVERSION: T52N R04W S8 SWNE Within KOOTENAI County

Point of diversion is located in Tract 38 as depicted in the 2005 resurvey.

PURPOSE AND

PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

DOMESTIC

01/01 12/31

0.040 CFS

1.20 AFY

Domestic use is for 1 home.

PLACE OF USE:

DOMESTIC in KOOTENAI County

T52N R04W S08 Lot 2 SWNE

T52N R04W S08

SWNE

Place of use is located in Government Lot 2 and Tract 38 as depicted in the 2005 resurvey.

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

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

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

This right originated as all or part of Right No. 95-0795 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).

Property is also known as Lots 15, 16, 17 and 18, Block 2, Deller Beach.

Parcel No. 01720002015A