

AMENDED DIRECTOR'S REPORT

Subcase No. 95-9708

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 30, 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 Poirier Family LLC's Water Right No. 95-9708, for irrigation 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 in the Quantity portion of the Purpose and Period of Use element for Water Right No. 95-9708. The overall diversion volume authorized under the Quantity element should be changed to reflect the previously decreed storage volume of 1175 AF. Conditions were added to limit the diversion volume of 705 AF for irrigation and irrigation from storage uses and to authorize the storage of an annual volume of 1175 AF with up to 470 acre-feet be used for replacement of losses due to seepage and evaporation or carryover storage in the reservoir.

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 30, 2019, I served the original and/or copies of this Amended Director's Report – Water Right No. 95-9708, 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

Poirier Family LLC
PO Box 400
Blanchard, ID 83804

☐ 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: 95-9708

NAME AND ADDRESS: POIRIER FAMILY LLC
PO BOX 400
BLANCHARD ID 83804

SOURCE: BLANCHARD LAKE **TRIBUTARY:** SINKS

QUANTITY: 2.890 CFS
1175.00 705.00 AFY

This right is limited to a total diversion volume of 705 AF for irrigation and irrigation from storage uses.

This right authorizes the storage of an annual total volume of 1175 acre-feet with up to 470 acre-feet to be used for replacement of losses due to seepage and evaporation or carryover storage in the reservoir.

Right Nos. 95-9568 and 95-9708 are limited to a total combined diversion rate of 3.83 cfs.

PRIORITY DATE: 02/15/1965

POINT OF DIVERSION: T54N R05W S21 NWSE Within BONNER County
T54N R05W S28 NWNW Within BONNER County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	IRRIGATION	04/15 10/01	2.890 CFS
			705.00 AFY
	IRRIGATION FROM STORAGE	04/15 10/01	<u>705.00 AFY</u>
			~~1175.00 AFY~~
	IRRIGATION STORAGE	01/01 12/31	1175.00 AFY

The use of water for irrigation under this right may begin as early as April 1 and may continue to as late as October 31, provided other elements of the right are not exceeded. The use of water before April 15 and after October 1 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 BONNER County									
T54N	R05W	S21	SWNW	0.20	T54N	R05W	S21	NESW	1.20
T54N	R05W	S21	NWSW	7.30	T54N	R05W	S21	SWSW	5.00
T54N	R05W	S21	NESE	11.00	T54N	R05W	S21	NWSE	12.00
T54N	R05W	S21	SWSE	7.10	T54N	R05W	S21	SESE	40.00
T54N	R05W	S22	SWSW	19.00	T54N	R05W	S27	NWNW	9.20
T54N	R05W	S28	NENE	3.10	T54N	R05W	S28	NWNE	1.10
T54N	R05W	S28	NENW	0.70	T54N	R05W	S28	NWNW	22.00
T54N	R05W	S28	SWNW	38.00	T54N	R05W	S28	SENW	34.00
T54N	R05W	S28	NESW	35.00	T54N	R05W	S28	NWSW	37.00
T54N	R05W	S28	SWSW	4.40	T54N	R05W	S28	SESW	1.50
T54N	R05W	S29	NENE	22.00	T54N	R05W	S29	NWNE	30.00
T54N	R05W	S29	SWNE	0.40	T54N	R05W	S29	SENE	2.20
T54N	R05W	S29	NESW	0.40	T54N	R05W	S29	SESW	9.50
T54N	R05W	S29	NESE	37.00	T54N	R05W	S29	NWSE	25.00
T54N	R05W	S29	SWSE	41.00	T54N	R05W	S29	SESE	28.00
T54N	R05W	S32	NENE	2.80	T54N	R05W	S32	NWNE	40.00
T54N	R05W	S32	SWNE	20.00	T54N	R05W	S32	NENW	19.00

T54N R05W S32 SENW 2.60 T54N R05W S32 NESW 1.50
T54N R05W S32 NWSE 1.90
IRRIGATION FROM STORAGE same as IRRIGATION
572.1 ACRES TOTAL

This right is limited to the irrigation of 235 acres within the place of use described above in a single irrigation season.

Right Nos. 95-9708, 95-9684, 95-9576, 95-9568 and 95-9842 are limited to the irrigation of a combined total of 549 acres in a single irrigation season.

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

Parcel Nos. RP54N05W290002A, RP54N05W320001A, MH54N05W280001A, MH54N05W214803A, RP54N05W226300A & RP54N05W273000A.

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

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