

AMENDED DIRECTOR'S REPORT

Subcase No. 95-15124

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

September 4, 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 John Kildow, Ford Dunton, Colleen Walley, Frank Hettmann, Gordon Goodban, Karen Watts and Molly Obetz's Water Right No. 95-15124, 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 in the Place of Use (POU) element for Water Right No. 95-15124. The correct POU location should be in the NESW, Lot 3, Section 29, Township 50 North, Range 3 West, B.M. and **NWSE**, Lot 3, Section 29, Township 50 North, Range 3 West, B.M. Additionally, an explanatory condition was mistakenly placed in the POD section and needs to be moved to the Explanatory Material section of the recommendation.

Finally, several parties listed as claimants to Water Right No. 95-15124 have submitted a Relinquishment of a Notice of Claim to Water Right form with IDWR and now need to be removed as parties/claimants.

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 September 5, 2019, I served the original and/or copies of this Amended Director's Report – Water Right No. 95-15124, 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	

Karen L. Watts
2617 S. Evergreen Ln
Coeur d'Alene, ID 83814

☐ Overnight mail
☒ Regular mail
☐ Hand-delivered
☐ Facsimile

Ford S. Dunton
2781 S. Evergreen Ln
Coeur d'Alene, ID 83814

☐ Overnight mail
☒ Regular mail
☐ Hand-delivered
☐ Facsimile

John Kildow
2707 S. Evergreen Ln
Coeur d'Alene, ID 83814

☐ Overnight mail
☒ Regular mail
☐ Hand-delivered
☐ Facsimile

Molly Obetz
2551 S. Evergreen Ln
Coeur d'Alene, ID 83814

☐ Overnight mail
☒ Regular mail
☐ Hand-delivered
☐ Facsimile

Gordon Goodban
2598 S. Evergreen Ln
Coeur d'Alene, ID 83814

☐ Overnight mail
☒ Regular mail
☐ Hand-delivered
☐ Facsimile

Frank Hettman
78828 Sunrise Canyon Ave
Palm Desert, CA 92211

☐ Overnight mail
☒ Regular mail
☐ Hand-delivered
☐ Facsimile

Colleen Paige Walley
805 E. Seattle Ave
Ellensburg, WA 98926

☐ Overnight mail
☒ Regular mail
☐ Hand-delivered
☐ Facsimile



Signature of person delivering form

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

09/04/2019

RIGHT NUMBER: 95-15124

NAME AND ADDRESS: ~~FRANK HETTMANN~~
~~78828 SUNRISE CANYON AVE~~
~~PALM DESERT CA 92211~~

~~GORDON GOODBAN~~
~~2598 S EVERGREEN LN~~
~~COEUR D ALENE ID 83814~~

KAREN L WATTS
2617 S EVERGREEN LN
COEUR D ALENE ID 83814

~~MOLLY S OBETZ~~
~~2551 S EVERGREEN LN~~
~~COEUR D ALENE ID 83814~~

FORD S DUNTON
2781 S EVERGREEN LN
COEUR D ALENE ID 83814

JOHN KILDOW
2707 S EVERGREEN LN
COEUR D ALENE ID 83814

~~COLLEEN PAIGE WALLEY~~
~~805 E SEATTLE AVE~~
~~ELLENSBURG WA 98926~~

SOURCE: COEUR D ALENE LAKE TRIBUTARY: SPOKANE RIVER

QUANTITY: 0.050 CFS

PRIORITY DATE: 12/31/1968

POINT OF DIVERSION: T50N R03W S29 SWSE Lot 3 Within KOOTENAI County

~~The following rights are diverted through point of diversion described above:~~
~~95-11478, 95-11447, 95-11405, and 95-17124.~~

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	DOMESTIC	01/01 12/31	0.050 CFS
	Domestic use is for 3 homes.		

PLACE OF USE:

DOMESTIC in KOOTENAI County	
T50N R03W S29 Lot 3 NESW	<u>T50N R03W S29 Lot 3 NWSE</u>

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 - Beneficial Use

The following rights are diverted through point of diversion described above: 95-11405, 95-11447, 95-11478, and 95-17124.

Point of Diversion Parcel No. 50N03W297950; Place of Use Parcel Nos. 043200010070, 04320001001A, and 04320001001B