

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

Water Right: 95-2174, 95-7049, &
95-7409

NOTICE OF COMPLETED
ADMINISTRATIVE
PROCEEDING

IDWR has completed the following administrative proceeding:

- ☐ Address change
- ☒ Substitution of Party
- ☐ IC § 42-222 transfer
- ☐ Point of diversion ☐ Place of use
- ☐ Period of use ☐ Nature of use
- ☐ Split of water right ☐ Change in ownership
- ☐ Other
- ☐ IC § 42-219 license

IDWR certifies that it has completed its investigation into the changes to the elements of the water rights listed above as set forth in the attached *Amended Director's Report(s)* for said water right(s). No other changes have been made to the elements of these water rights except as set forth above.

IDWR has served copies of the *Notice of Completed Administrative Proceeding* and *Amended Director's Report(s)* on the claimant(s), prior claimant(s) and all parties in the subcases affected, if any, as reflected on the attached certificate of mailing.

DATED: 10/16/2019



Signature of IDWR Representative

CERTIFICATE OF MAILING

I certify that on 10-16, 2019, I delivered the original and copies of this form, including all attachments, to the following persons, postage prepaid if required and addressed as follows:

1. Original to:

Clerk of the District Court	☐	overnight mail
Coeur D'Alene-Spokane River Basin Adjudication	☒	regular mail
P.O. Box 2707	☐	hand-delivered
Twin Falls, ID 83303-2707	☐	facsimile

2. Copies to:

Office of the Attorney General	☐	overnight mail
P.O. Box 83720	☒	regular mail
Boise, ID 83720-0010	☐	hand-delivered
	☐	facsimile

United States Dept of Justice	☐	overnight mail
Environment & Natural Resource Div	☒	regular mail
550 West Fort Street MSC 033	☐	hand-delivered
Boise ID 83724	☐	facsimile

3. Copies to all parties to the subcase:

Lakeside Real Estate Holdings IV, LLC	☐	overnight mail
717 W Sprague Ave Ste 800	☒	regular mail
Spokane WA 99201-3911	☐	hand-delivered
	☐	facsimile

☐	overnight mail
☐	regular mail
☐	hand-delivered
☐	facsimile

☐	overnight mail
☐	regular mail
☐	hand-delivered
☐	facsimile


Signature of person mailing this document

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

10/16/2019

RIGHT NUMBER: 95-2174

NAME AND ADDRESS: ~~ROY A ARMSTRONG~~
~~4950 N HUETTER RD~~
~~COEUR D'ALENE ID 83814~~

LAKE SIDE REAL ESTATE HOLDINGS IV LLC
717 W SPRAGUE AVE STE 800
SPOKANE WA 99201-3911

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 1.680 CFS
820.00 AFY

The rights listed below are limited to a total combined diversion rate of 10.8 cfs.
Combined Right Nos.: 95-2174, 95-7049 and 95-7409.

Right Nos. 95-2174 and 95-7049 are limited to a total combined diversion rate of 8.7 cfs and to a total combined annual diversion volume of 2628.5 AF.

PRIORITY DATE: 09/16/1965

POINT OF DIVERSION: T51N R04W S33 NESW Within KOOTENAI County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	03/15 11/15	1.680 CFS 820.00 AFY

PLACE OF USE:

IRRIGATION in KOOTENAI County

T51N R04W S33	NENW 40.00	T51N R04W S33	NWNW 40.00
T51N R04W S33	SWNW 40.00	T51N R04W S33	SENW 40.00
T51N R04W S33	NESW 40.00	T51N R04W S33	SESW 40.00
T51N R04W S33	SWSW 35.00	T51N R04W S33	NWSW 26.00

301 ACRES TOTAL

Right Nos. 95-2174 and 95-7049 are limited to the irrigation of a combined total of 751 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 - License

Right Nos. 95-7049 and 95-7409 are also diverted through point of diversion described above.

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

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

10/16/2019

RIGHT NUMBER: 95-7049

NAME AND ADDRESS: ~~ROY A ARMSTRONG~~
~~4950 N HUNTER RD~~
~~COBUR D ALENE ID 83814~~

LAKE SIDE REAL ESTATE HOLDINGS IV LLC
717 W SPRAGUE AVE STE 800
SPOKANE WA 99201-3911

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 8.700 CFS
2628.50 AFY

Right Nos. 95-2174 and 95-7049 are limited to a total combined diversion rate of 8.7 cfs and to a total combined annual diversion volume of 2628.5 AF.

The rights listed below are limited to a total combined diversion rate of 10.8 cfs.

Combined Right Nos.: 95-2174, 95-7049 and 95-7409.

PRIORITY DATE: 04/07/1969

POINT OF DIVERSION: T51N R04W S32 NESE Within KOOTENAI County
T51N R04W S31 SESE Within KOOTENAI County
T51N R04W S33 NESW Within KOOTENAI County

PURPOSE AND

PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

IRRIGATION

4 /1 10/15

8.700 CFS
2628.50 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 15 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

T50N	R04W	S04 Lot 3	NENW	40.00	T50N	R04W	S04 Lot 4	NWNW	40.00
T50N	R04W	S04	SWNW	40.00	T50N	R04W	S04	SENE	40.00
T50N	R04W	S05 Lot 2	NWNE	40.00	T50N	R04W	S05	SWNE	22.00
T50N	R04W	S05	SWNW	7.00	T50N	R04W	S05	SENE	11.00
T50N	R04W	S05 Lot 3	NENW	30.00	T51N	R04W	S32	SENE	20.00
T51N	R04W	S32	NESE	40.00	T51N	R04W	S32	NWSE	40.00
T51N	R04W	S32	SWSE	40.00	T51N	R04W	S32	SESE	40.00
T51N	R04W	S33	NENW	40.00	T51N	R04W	S33	NWNW	40.00
T51N	R04W	S33	SWNW	40.00	T51N	R04W	S33	SENE	40.00
T51N	R04W	S33	NESW	40.00	T51N	R04W	S33	NWSW	26.00
T51N	R04W	S33	SWSW	35.00	T51N	R04W	S33	SESW	40.00

751 ACRES TOTAL

Right Nos. 95-2174 and 95-7049 are limited to the irrigation of a combined total of 751 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 - License

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

Right Nos. 95-2174 and 95-7409 are also diverted through point of diversion described above.

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

10/16/2019

RIGHT NUMBER: 95-7409

NAME AND ADDRESS: ~~ROY A ARMSTRONG~~
~~4950 N HUETTER RD~~
~~COEUR D'ALENE ID 83814~~

LAKESIDE REAL ESTATE HOLDINGS IV LLC
717 W SPRAGUE AVE STE 800
SPOKANE WA 99201-3911

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 2.450 CFS
752.50 AFY

The rights listed below are limited to a total combined diversion rate of 10.8 cfs.

Combined Right Nos.: 95-2174, 95-7049 and 95-7409.

PRIORITY DATE: 12/20/1973

POINT OF DIVERSION: T51N R04W S31 SESE Within KOOTENAI County
T51N R04W S32 NESE Within KOOTENAI County
T51N R04W S33 NESW Within KOOTENAI County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	03/15 11/15	2.450 CFS 752.50 AFY

PLACE OF USE:

<u>IRRIGATION in KOOTENAI County</u>							
T51N	R04W	S31	NESE	25.00	T51N	R04W	S31 SESE 40.00
T51N	R04W	S32	NESW	40.00	T51N	R04W	S32 NWSW 39.00
T51N	R04W	S32	SWSW	37.00	T51N	R04W	S32 SESW 34.00

215 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 decrec. Section 42-1412(6), Idaho Code.

EXPLANATORY MATERIAL: BASIS OF CLAIM - License

Right Nos. 95-2174 and 95-7049 are also diverted through point of diversion described above.

Parcel Nos. 51N04W317500, 51N04W325500, 51N04W326500, and 51N04W324900

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