

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

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Water Right: 95-943, 95-2096,
95-7727 & 95-8082
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: 11/18/2019



Signature of IDWR Representative

CERTIFICATE OF MAILING

I certify that on 11-18, 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:

Diane Park	☐	overnight mail
18815 N Milwaukee Rd	☒	regular mail
Rathdrum ID 83858-8829	☐	hand-delivered
	☐	facsimile

Park Inc	☐	overnight mail
6072 W Sturgeon Rd	☒	regular mail
Rathdrum ID 83858	☐	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

11/18/2019

RIGHT NUMBER: 95-943

NAME AND ADDRESS: ~~CHESTER PARK~~
~~18815 N MILWAUKEE RD~~
~~RATHDRUM ID 83858-8829~~

DIANE PARK
18815 N MILWAUKEE RD
RATHDRUM ID 83858-8829

SOURCE: RATHDRUM CREEK

TRIBUTARY: SINKS

QUANTITY: 0.030 CFS
1.40 AFY

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

PRIORITY DATE: 05/01/1945

POINT OF DIVERSION: T52N R04W S20 NWNW Within KOOTENAI County

PURPOSE AND

PERIOD OF USE:	<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
	STOCKWATER	1 /1 12/31	0.030 CFS 1.40 AFY

PLACE OF USE:

STOCKWATER in KOOTENAI County
T52N R04W S20 NWNW

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

This right originated as all or part of Right No. 95-0943 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).

Stockwater use is for 10 head cattle and 10 head mixed stock.

This right is for the appropriation of natural flow in Rathdrum Creek.

Parcel No. 52N04W202550

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

11/18/2019

RIGHT NUMBER: 95-2096

NAME AND ADDRESS: CHESTER PARK
~~18815 N MILWAUKEE RD~~
~~RATHDRUM ID 83858-8829~~

DIANE PARK
18815 N MILWAUKEE RD
RATHDRUM ID 83858-8829

PARK INC
6072 W STURGEON RD
RATHDRUM ID 83858

SOURCE: RATHDRUM CREEK TRIBUTARY: SINKS

QUANTITY: 0.070 CFS

PRIORITY DATE: 06/28/1952

POINT OF DIVERSION: T52N R04W S20 NWNW 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	0.070 CFS

PLACE OF USE:
IRRIGATION in KOOTENAI County
T52N R04W S20 NWNW 3.50

3.5 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 - Decreed

This right is for the appropriation of natural flow in Rathdrum Creek.

This right originated as all or part of Right No. 95-2096 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).

Parcel No. 52N04W202550

Right Nos. 95-7727 and 95-8082 are also diverted through the point of diversion described above.

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

11/18/2019

RIGHT NUMBER: 95-7727

NAME AND ADDRESS: ~~CHESTER PARK~~
~~18815 N MILWAUKEE RD~~
~~RATHDRUM ID 83858-8829~~

DIANE PARK
18815 N MILWAUKEE RD
RATHDRUM ID 83858-8829

SOURCE: RATHDRUM CREEK

TRIBUTARY: SINKS

QUANTITY: 0.100 CFS
35.00 AFY

PRIORITY DATE: 05/09/1977

POINT OF DIVERSION: T52N R04W S20 NWNW 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	0.100 CFS 35.00 AFY

PLACE OF USE:

<u>IRRIGATION in KOOTENAI County</u>			
T52N R04W S20	NENW 4.80	T52N R04W S20	NWNW 5.20

10 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

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

This right is for the appropriation of natural flow in Rathdrum Creek.

This right originated as all or part of Right No. 95-7727 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).

Parcel No. 52N04W202550

Right Nos. 95-2096 and 95-8082 are also diverted through the point of diversion described above.

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

11/18/2019

RIGHT NUMBER: 95-8082

NAME AND ADDRESS: ~~CHESTER PARK~~
~~18815 N MILWAUKEE RD~~
~~RATHDRUM ID 83858-8829~~

DIANE PARK
18815 N MILWAUKEE RD
RATHDRUM ID 83858-8829

SOURCE: RATHDRUM CREEK

TRIBUTARY: SINKS

QUANTITY: 0.060 CFS
13.50 AFY

PRIORITY DATE: 07/10/1981

POINT OF DIVERSION: T52N R04W S20 NWNW Within KOOTENAI County

PURPOSE AND
PERIOD OF USE: This right does not grant any right-of-way or easement across the land of another.

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	03/15 11/15	0.060 CFS 13.50 AFY

PLACE OF USE:

IRRIGATION in KOOTENAI County
T52N R04W S20 NENW 0.70 T52N R04W S20 NWNW 3.80

4.5 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

Right Nos. 95-2096 and 95-7727 are also diverted through the point of diversion described above.

Point of Diversion Parcel No. 52N04W202550; Place of Use Parcel Nos. 52N04W202550 & 52N04W203370