

AMENDED DIRECTOR'S REPORT

Subcase No. 95-14433

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
Shelley Keen, Water Allocation Bureau Chief

December 11, 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 Kyle Hummel and Sarah Hawley's Water Right No. 95-14433, for domestic purposes. No objections or responses have been filed, and the objection and response deadlines have passed.

IDWR has identified errors in the Director's Report for Water Right No. 95-14433. Under the Purpose and Period of Use element the standard *de minimis* water right condition "The quantity of water under this right shall not exceed 13,000 gallons per day" was unintentionally omitted. In addition, the condition "Stockwater use is for the in-stream watering of livestock" was inadvertently added under the Purpose and Period of Use element in the recommendation. Based on the original claim, this water right should be for domestic use only.

In addition, the Name and Address information on 95-14433 has been updated to Joshua and Erin Gladish as the result of a Notice of Change in Water Right Ownership received on November 29, 2019.

The Director submits for filing with the Court an Amended Director's Report for the aforementioned subcase (see attached recommendation).



SHELLEY KEEN
Water Allocation Bureau Chief

CERTIFICATE OF SERVICE

I certify that on December 11, 2019, I served the original and/or copies of this Amended Director's Report – Water Right No. 95-14433, 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

Erin Gladish
Joshua Gladish
10445 W Prairie Ave
Post Falls, ID 83854-7417

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

Kyle Hummel
Sarah Hawley
4102 Fletcher Drive
Garland, TX 75044-6364

☐ 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: 95-14433

NAME AND ADDRESS: KYLE J HUMMEL ERIN GLADISH
4102 FLETCHER DR 10445 W PRAIRIE AVE
GARLAND TX 75044-6364 POST FALLS ID 83854-7417

SARAH A HAWLEY JOSHUA GLADISH
4102 FLETCHER DR 10445 W PRAIRIE AVE
GARLAND TX 75044-6364 POST FALLS ID 83854-7417

SOURCE: GROUND WATER **TRIBUTARY:**

QUANTITY: 0.040 CFS

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

PRIORITY DATE: 12/15/1993

POINT OF DIVERSION: T51N R05W S23 SESW Within KOOTENAI County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	DOMESTIC	01/01 12/31	0.040 CFS

Domestic use is for 1 home.

~~Stockwater use is for the in-stream water of livestock.~~

PLACE OF USE:
DOMESTIC in KOOTENAI County
T51N R05W S23 SESW

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.

The quantity of water decreed for this water right is not a determination of historical beneficial use.

EXPLANATORY MATERIAL: **BASIS OF CLAIM** - Beneficial Use

Parcel No. 071650000010

Property is also known as Lot 1, Satchwell Estates.