

**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(s): 95-4394, 95-8593
95-8737
NOTICE OF COMPLETED
ADMINISTRATIVE
PROCEEDING**

IDWR has completed the following administrative proceeding:

XX No changes per approval of Permit 95-17929 on 4/9/2020

☐ 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

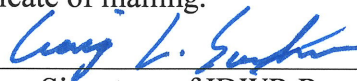
☐ Other

☐ 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: 6/29/2020



Signature of IDWR Representative

CERTIFICATE OF MAILING

I certify that on June 29, 2020, 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:

Off ice 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:

Hagadone Hospitality Co	☐	overnight mail
Represented by:	☒	regular mail
John F. Magnuson	☐	hand-delivered
PO Box 2350	☐	facsimile
Coeur D'Alene ID 83816		

Hagadone Hospitality Co	☐	overnight mail
Represented by:	☒	regular mail
Norman Semanko	☐	hand-delivered
Parsons Behle & Latimer	☐	facsimile
800 W Main St Ste 1300		
Boise ID 83702		



Signature of person mailing this document

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

RIGHT NUMBER: 95-4394

NAME AND ADDRESS: HAGADONE HOSPITALITY CO
PO BOX 6200
COEUR D ALENE ID 83816

SOURCE: COEUR D ALENE LAKE

TRIBUTARY: SPOKANE RIVER

QUANTITY: 2.890 CFS

Right Nos. 95-4394 and 95-8593 are limited to a total combined annual diversion volume of 401 AF.

Right Nos. 95-4394, 95-8593, and 95-8737 are limited to a total combined diversion rate of 2.89 cfs.

PRIORITY DATE: 12/31/1919

POINT OF DIVERSION: T50N R03W S19 SWNW Lot 3 Within KOOTENAI County

PURPOSE AND

PERIOD OF USE:	<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
	IRRIGATION	03/01 11/15	2.890 CFS

PLACE OF USE:

IRRIGATION in KOOTENAI County

T50N R03W S19 Lot 1	NWNE	1.00	T50N R03W S19	SWNE	13.00
T50N R03W S19	NENW	37.00	T50N R03W S19	NWNW	0.30
T50N R03W S19 Lot 3	SWNW	22.00	T50N R03W S19 Lot 4	SENE	39.00
T50N R03W S19	NESW	2.50	T50N R03W S19 Lot 4	NESW	5.80
T50N R03W S19	NWSE	1.80	T50N R03W S19 Lot 5	NWSE	11.10

133.5 ACRES TOTAL

Right Nos. 95-4394 and 95-8593 are limited to the irrigation of a combined total of 133.5 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 - Beneficial Use

Right Nos. 95-8593 and 95-8737 are also diverted through the point of diversion described above.

Point of Diversion Parcel No. C7630001003A; Place of Use Parcel Nos. C7630001003A, C00000194400, and C00000192600

Right includes accomplished change in purpose of use pursuant to Idaho Code § 42-1425.

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

RIGHT NUMBER: 95-8593

NAME AND ADDRESS: HAGADONE HOSPITALITY CO
PO BOX 6200
COEUR D ALENE ID 83816

SOURCE: COEUR D ALENE LAKE

TRIBUTARY: SPOKANE RIVER

QUANTITY: 2.890 CFS
401.00 AFY

Right Nos. 95-4394, 95-8593, and 95-8737 are limited to a total combined diversion rate of 2.89 cfs.

Right Nos. 95-8593 and 95-4394 are limited to a total combined annual diversion volume of 401 AF.

PRIORITY DATE: 06/27/1988

POINT OF DIVERSION: T50N R03W S19 SWNW Lot 3 Within KOOTENAI County

PURPOSE AND

PERIOD OF USE:	<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
	IRRIGATION	03/01 11/15	2.890 CFS 401.00 AFY

PLACE OF USE:

IRRIGATION in KOOTENAI County

T50N R03W S19 Lot 1	NWNE	1.00	T50N R03W S19	SWNE	13.00
T50N R03W S19	NENW	37.00	T50N R03W S19	NWNW	0.30
T50N R03W S19 Lot 3	SWNW	22.00	T50N R03W S19 Lot 4	SENE	39.00
T50N R03W S19	NESW	2.50	T50N R03W S19 Lot 4	NESW	5.80
T50N R03W S19	NWSE	1.80	T50N R03W S19 Lot 5	NWSE	11.10

133.5 ACRES TOTAL

Right Nos. 95-8593 and 95-4394 are limited to the irrigation of a combined total of 133.5 acres in a single irrigation season.

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

The remainder of this right was forfeited for non-use from 1997 to 2016.

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. 95-4394 and 95-8737 are also diverted through the point of diversion described above.

Diversion of water under this right is subject to the minimum lake level parameters established for Coeur d Alene Lake under Water Right 95-2067.

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

Point of Diversion Parcel No. C7630001003A; Place of Use Parcel Nos. C00000194400, C7630001003A, and C00000192600

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

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

RIGHT NUMBER: 95-8737

NAME AND ADDRESS: HAGADONE HOSPITALITY CO
PO BOX 6200
COEUR D ALENE ID 83816

SOURCE: COEUR D ALENE LAKE

TRIBUTARY: SPOKANE RIVER

QUANTITY: 0.020 CFS
2.30 AFY

Right Nos. 95-8737, 95-4394, and 95-8593 are limited to a total combined diversion rate of 2.89 cfs.

PRIORITY DATE: 02/03/1992

POINT OF DIVERSION: T50N R03W S19 SWNW Lot 3 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	0.020 CFS 2.30 AFY

PLACE OF USE:

<u>IRRIGATION in KOOTENAI County</u>			
T50N R03W S19 Lot 1	NWNE 0.50	T50N R03W S19	SWNE 4.00
T50N R03W S19 Lot 5	NWSE 1.00		

5.5 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 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.

Point of Diversion Parcel No. C7630001003A

Right Nos. 95-4394 and 95-8593 are also diverted through the point of diversion described above.