

# **AMENDED DIRECTOR'S REPORT**

**Subcase Nos. 95-15705 & 95-16128**

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  
Craig L. Saxton, Manager, Adjudication Section

October 7, 2020

## **DESCRIPTIVE SUMMARY**

This is an Amended Director's Report submitted by the Director of the Idaho Department of Water Resources (IDWR).

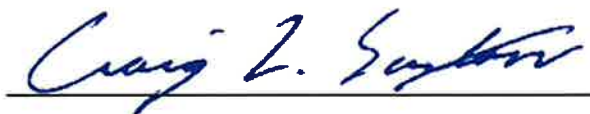
## **DISCUSSION**

On February 26, 2019, IDWR filed a Director's Report for Randy D. Johnson's Water Right Nos. 95-15705 & 95-16128 for domestic purposes.

On September 21, 2020, Special Master Booth reviewed water right 95-15705 for issuance of partial decree. In his review, he found a discrepancy between the place of use and the point of diversion description and asked IDWR to review the discrepancy. In its review, IDWR found that the place of use description should be consistent with the POD description and described as T48N, R04W, S17, Lot 3 (SWNE).

IDWR also found that 95-16128 shares the same place of use as 95-15705 and the recommended place of use for 95-16128 should be corrected as well. The Amended Director's Reports correct the place of use on both water rights.

The Director submits for filing with the Court Amended Director's Reports for the aforementioned subcases (see attached recommendations).

A handwritten signature in blue ink, reading "Craig L. Saxton", is positioned above a horizontal line.

CRAIG L. SAXTON  
Manager, Adjudication Section

## CERTIFICATE OF SERVICE

I certify that on October 7, 2020, I served the original and/or copies of this Amended Director's Report – Water Right Nos. 95-15705 & 95-16128, including all attachments, to the following persons by delivering the original and/or copies, as follows:

1. Original to:

|                                                |                                                  |
|------------------------------------------------|--------------------------------------------------|
| Clerk of the District Court                    | <input type="checkbox"/> Overnight Mail          |
| Coeur d'Alene-Spokane River Basin Adjudication | <input checked="" type="checkbox"/> Regular Mail |
| 253 Third Avenue North                         | <input type="checkbox"/> Hand-Delivered          |
| P.O. Box 2707                                  | <input type="checkbox"/> Facsimile               |
| Twin Falls, Idaho 83303-2707                   |                                                  |

2. Copies to:

|                      |                                                    |
|----------------------|----------------------------------------------------|
| Director of IDWR     | <input type="checkbox"/> Overnight Mail            |
| PO Box 83720         | <input type="checkbox"/> Regular Mail              |
| Boise, ID 83720-0098 | <input checked="" type="checkbox"/> Hand-Delivered |
|                      | <input type="checkbox"/> Facsimile                 |

|                              |                                                  |
|------------------------------|--------------------------------------------------|
| Kootenai County Courthouse   | <input type="checkbox"/> Overnight Mail          |
| PO Box 9000                  | <input checked="" type="checkbox"/> Regular Mail |
| Coeur d'Alene, ID 83816-9000 | <input type="checkbox"/> Hand-Delivered          |
|                              | <input type="checkbox"/> Facsimile               |

|                                |                                                  |
|--------------------------------|--------------------------------------------------|
| Chief, Natural Resources Div   | <input type="checkbox"/> Overnight Mail          |
| Office of the Attorney General | <input checked="" type="checkbox"/> Regular Mail |
| State of Idaho                 | <input type="checkbox"/> Hand-Delivered          |
| PO Box 83720                   | <input type="checkbox"/> Facsimile               |
| Boise, ID 83720-0010           |                                                  |

|                               |                                                  |
|-------------------------------|--------------------------------------------------|
| United States of America      | <input type="checkbox"/> Overnight Mail          |
| Represented by:               | <input checked="" type="checkbox"/> Regular Mail |
| US Department of Justice      | <input type="checkbox"/> Hand-Delivered          |
| Environment & Natl' Resources | <input type="checkbox"/> Facsimile               |
| 550 West Fort Street, MSC 033 |                                                  |
| Boise, ID 83724               |                                                  |

|                             |                                                  |
|-----------------------------|--------------------------------------------------|
| Randy D Johnson             | <input type="checkbox"/> Overnight Mail          |
| 18401 S University Point Rd | <input checked="" type="checkbox"/> Regular Mail |
| Coeur d'Alene ID, 83814     | <input type="checkbox"/> Hand-Delivered          |
|                             | <input type="checkbox"/> Facsimile               |



Signature of person delivering form

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

**RIGHT NUMBER:** 95-15705

**NAME AND ADDRESS:** RANDY D JOHNSON  
18401 S UNIVERSITY POINT RD  
COEUR D ALENE ID 83814

**SOURCE:** GROUND WATER

**TRIBUTARY:**

**QUANTITY:** 0.040 CFS

The quantity of water under Right Nos. 95-15705 and 95-16128 shall not exceed 13,000 gallons per day.

**PRIORITY DATE:** 09/15/1977

**POINT OF DIVERSION:** T48N R04W S17 SWNE Lot 3 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.

**PLACE OF USE:**

DOMESTIC in KOOTENAI County  
T48N R04W S17 Lot 3 NWSE SWNE

**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**

Property is also known as Lot 5, Park Addition to Rockford Bay Summer Homes.

Parcel No. 058000000050.

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

**RIGHT NUMBER:** 95-16128

**NAME AND ADDRESS:** RANDY D JOHNSON  
18401 S UNIVERSITY POINT RD  
COEUR D ALENE ID 83814

**SOURCE:** COEUR D ALENE LAKE **TRIBUTARY:** SPOKANE RIVER

**QUANTITY:** 0.040 CFS

The quantity of water under Right Nos. 95-15705 and 95-16128 shall not exceed 13,000 gallons per day.

**PRIORITY DATE:** 06/01/1952

**POINT OF DIVERSION:** T48N R04W S17 SWNE Lot 3 Within KOOTENAI County

| <b>PURPOSE AND<br/>PERIOD OF USE:</b> | <b>PURPOSE OF USE</b>       | <b>PERIOD OF USE</b> | <b>QUANTITY</b> |
|---------------------------------------|-----------------------------|----------------------|-----------------|
|                                       | DOMESTIC                    | 01/01 12/31          | 0.040 CFS       |
|                                       | Domestic use is for 1 home. |                      |                 |

**PLACE OF USE:**  
DOMESTIC in KOOTENAI County  
T48N R04W S17 Lot 3 NWSE SWNE

**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  
Property is also known as Lot 5, Park Addition to Rockford Bay Summer Homes.  
Parcel No. 058000000050.