

**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

) **SUBCASE: 95-944**
) **STANDARD FORM 5**

) **STIPULATED ELEMENTS OF A WATER**
) **RIGHT**

) ☐ **AMENDED NOTICE OF CLAIM /**
) **DIRECTOR'S REPORT**

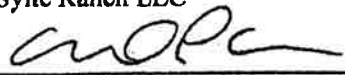
This form is used to report the stipulated elements of one water right acquired under state law. Submission of this form will not automatically result in the issuance of a partial decree. The Presiding Judge or Special Master will conduct any hearing necessary to determine whether the facts, data, expert opinions and law support the issuance of a partial decree for the water right.

The parties agree that the Coeur d'Alene-Spokane River Basin Adjudication Court has jurisdiction of the parties and subject matter to enter a partial decree for this water right; that they have been served with sufficient process, according to the law; and that they have appeared, prosecuted, and defended their positions with regard to this water right dispute.

The parties and IDWR agree and stipulate that the elements of this water right should be decreed as described per the attached. The parties and IDWR have further indicated their concurrence by initialing each of the attached pages. Attached pages should include a copy of the Director's Recommendation, noting where stipulated changes have been made.

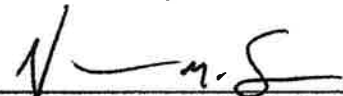
CLAIMANT/OBJECTOR:

John Sylte
Sylte Ranch LLC


Michael Lawrence, Attorney at Law 10/5/2020 Date

OBJECTOR:

Twin Lakes Improvement Association

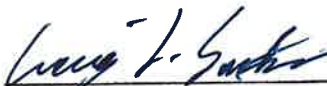

Norman Semanko, Attorney at Law 10-14-20 Date

OBJECTOR:

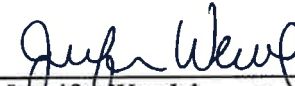
Paul Finman


Paul Finman, Pro Se 12/7/20 Date

IDWR Concurrence:

 12/8/2020

Date
Craig Saxton
Manager, Water Rights Adjudication

 12/8/2020

Date
Jennifer Wendel
Deputy Attorney General
Attorney for IDWR

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

09/16/2020

MPL
NMS
RJS
JW
CLS

RIGHT NUMBER: 95-944
NAME AND ADDRESS: JOHN C SYLTE
8626 8419 W SYLTE RANCH RD
RATHDRUM ID 83858

SYLTE RANCH LLC LIMITED LIABILITY COMPANY
8626 W SYLTE RANCH RD
RATHDRUM ID 83858-6820

SOURCE: UNNAMED STREAM TRIBUTARY: RATHDRUM CREEK

QUANTITY: 0.190 CFS
2.70 AFY

~~The rights listed below are limited to a total combined annual diversion volume of 150.0 AF. Combined Right Nos.: 95-944 and 95-8858~~

Right Nos. 95-733, 95-734, 95-944, and 95-8858 are limited to a total combined annual diversion volume of 4.10 AF for stockwater use.

~~The quantity of water under Right Nos. 95-944 and 95-8858 for stockwater use shall not exceed 13,000 gallons per day.~~

The quantity of water under Right Nos. 95-733, 95-734, 95-944, and 95-8858 for stockwater use when combined shall not exceed 13,000 gallons per day.

PRIORITY DATE: 05/01/1883

POINT OF DIVERSION: T52N R04W S30 NWSW Lot 3 Within KOOTENAI County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	IRRIGATION	03/15 11/15	0.140 CFS
	STOCKWATER	01/01 12/31	0.050 CFS 2.70 AFY

PLACE OF USE:
IRRIGATION in KOOTENAI County
T52N R04W S30 Lot 3 NWSW 7.00
STOCKWATER in KOOTENAI County
T52N R04W S30 NESW

7 ACRES TOTAL

Right Nos. 95-944, 95-733, 95-7604, and 95-8858 are limited to the irrigation of a combined total of 109.9 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 - Decreed

This right originated as all or part of Right No. 95-0944 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).

Right No. 95-8858 is also diverted through the point of diversion described above.

~~Stockwater use is for 200 head of cattle.~~

Stockwater use under rights 95-733, 95-944, 95-7604, and 95-8858 is for a combined 300 head of cattle.

This claim was renumbered from former claim 95-10718.

Parcel No. 52N04W305500 & 52N04W306100

MPL
NMS
RDA
JW
CB

CERTIFICATE OF SERVICE

I hereby certify that on this 8th day of December, 2020 I caused to be served a copy of the Standard Form 5 by the following method to:

1. Original to:

Clerk of the District Court	☐ Overnight Mail
Coeur d'Alene-Spokane River Basin Adj.	☒ Regular Mail
PO Box 2707	☐ Hand-delivered
Twin Falls, ID 83303-2707	☒ Facsimile

2. Copies to:

IDWR Document Depository	☐ Overnight Mail
322 East Front St.	☐ Regular Mail
PO Box 83720	☒ Hand-delivered
Boise, ID 83720-0098	☐ Facsimile

Sylte Ranch LLC	☐ Overnight Mail
Represented by:	☒ Regular Mail
Michael P Lawrence	☐ Hand-delivered
601 W Bannock St	☐ Facsimile
PO Box 2720	
Boise, ID 83701-2720	

Chief Natural Resources Div	☐ Overnight Mail
Office of the Attorney General	☒ Regular Mail
State of Idaho	☐ Hand-Delivered
PO Box 83720	☐ Facsimile
Boise, ID 83720-0010	

Twin Lakes Improvement Assn	☐ Overnight Mail
Represented by:	☒ Regular Mail
Norman M Semanko	☐ Hand-Delivered
Parsons Behle & Latimer	☐ Facsimile
800 West Main Street Ste 1300	
Boise, ID 83702	

Paul Finman	☐ Overnight Mail
764 South Clearwater Loop	☒ Regular Mail
Post Falls, ID 83854	☐ Hand-Delivered
	☐ Facsimile

U.S. Department of Justice
Environment and Natural Resources Div.
550 West Fort Street, MSC 033
Boise, Idaho 83724

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

Signature of person delivering this
document

Jeri Harris