

IDAHO DEPARTMENT OF WATER RESOURCES
Proof Report

2/6/2024

Water Right 95-10339

Before Split

Owner Type **Name and Address**
Current Owner DAVID L COYLE
 19575 GOELZER WAY
 RATHDRUM, ID 83858
 (208) 687-3899

Priority Date: 4/17/1973

Basis: Decreed

Status: Active

Source
RATHDRUM CREEK

Tributary
SINKS

Beneficial Use	From	To	Diversion Rate	Volume
IRRIGATION	03/15	11/15	0.100 CFS	17.5 AF
	Total Diversion		0.100 CFS	17.5 AF

Source and Point(s) of Diversion:

RATHDRUM CREEK NWSW

Sec. 17, Twp 52N, Rge 04W, KOOTENAI County

Place Of Use:

IRRIGATION within KOOTENAI County

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
52N	04W	17									4.5	7.2		5.0					16.7

Right Acre Limit: 5.00
POU Total Acres: 16.7

Conditions of Approval:

1. C05 Right includes accomplished change in place of use pursuant to Section 42-1425, Idaho Code.
2. C03 Right includes accomplished change in point of diversion pursuant to Section 42-1425, Idaho Code.
3. E51 Right Nos. 95-10337 and 95-10339 are limited to a total combined diversion rate of 0.10 cfs.
4. C18 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.
5. E55 Right Nos. 95-10337 and 95-10339 are limited to the irrigation of a combined total of 16.7 acres in a single irrigation season.
6. K06 This right is limited to the irrigation of 5.0 acres within the place of use described above in a single irrigation season.
7. TL2 This right is for the appropriation of natural flow in Rathdrum Creek.

IDAHO DEPARTMENT OF WATER RESOURCES
Proof Report

2/6/2024

- | | | |
|-----|-----|---|
| 8. | P37 | This right was split from Right No. 95-7253. |
| 9. | P34 | The remainder of Right No. 95-7253 was not claimed in the Coeur d Alene-Spokane River Basin Adjudication. |
| 10. | PIN | Parcel Nos. 52N04W175550 and 52N04W176600 |
| 11. | TL3 | This right is all or part of a water right first decreed in 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). When seepage and evaporation losses from Twin Lakes exceed the total natural tributary inflow to Twin Lakes, no water will be released from the lakes to satisfy this water right and other downstream water rights, with the exception of Water Right No. 95-734. When this occurs, Water Right No. 95-734 and water rights that divert from Twin Lakes and from the tributaries to Twin Lakes may divert the natural flow, but not the stored waters, on the basis of water right priority. |

Comments:

1 csaxton 4/30/2009 Porportioning the Split
The licensed POU was drawn in ArcMap based off of the licensing field exam map. Then the number of licensed acres that actually fell on the claimant property was recommended as the POU. The diversion rate and volume were then proportioned according to the acreage recommended.

2 csaxton 12/5/2019 Updated Conditions
Removed condition TL1 and added Condition TL3.

Dates and Other Information:

Decreed Date: 3/18/2021
Civil Case Number: 49576
Judicial District: FIFTH
Water District Number: 95C
Mitigation Plan: False

Combined Use Limits:

<u>Rate</u>	<u>Volume</u>	<u>Acres</u>	<u>Water Rights</u>
0.100		16.7	95-10339

SubCase:

SubCaseNumber: 95-10339
Class: 1
SF5 Filed Date: 9/21/2020
Special Master Recom Signed Date: 1/13/2021
Attorney Assigned: JENNIFER WENDEL
Adjudication Agent: CRAIG SAXTON
Basis of Claim: License
Date Filed: 4/26/2019
Objection Status: Resolved

IDAHO DEPARTMENT OF WATER RESOURCES
Proof Report

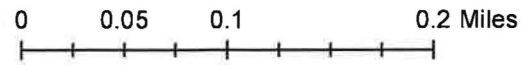
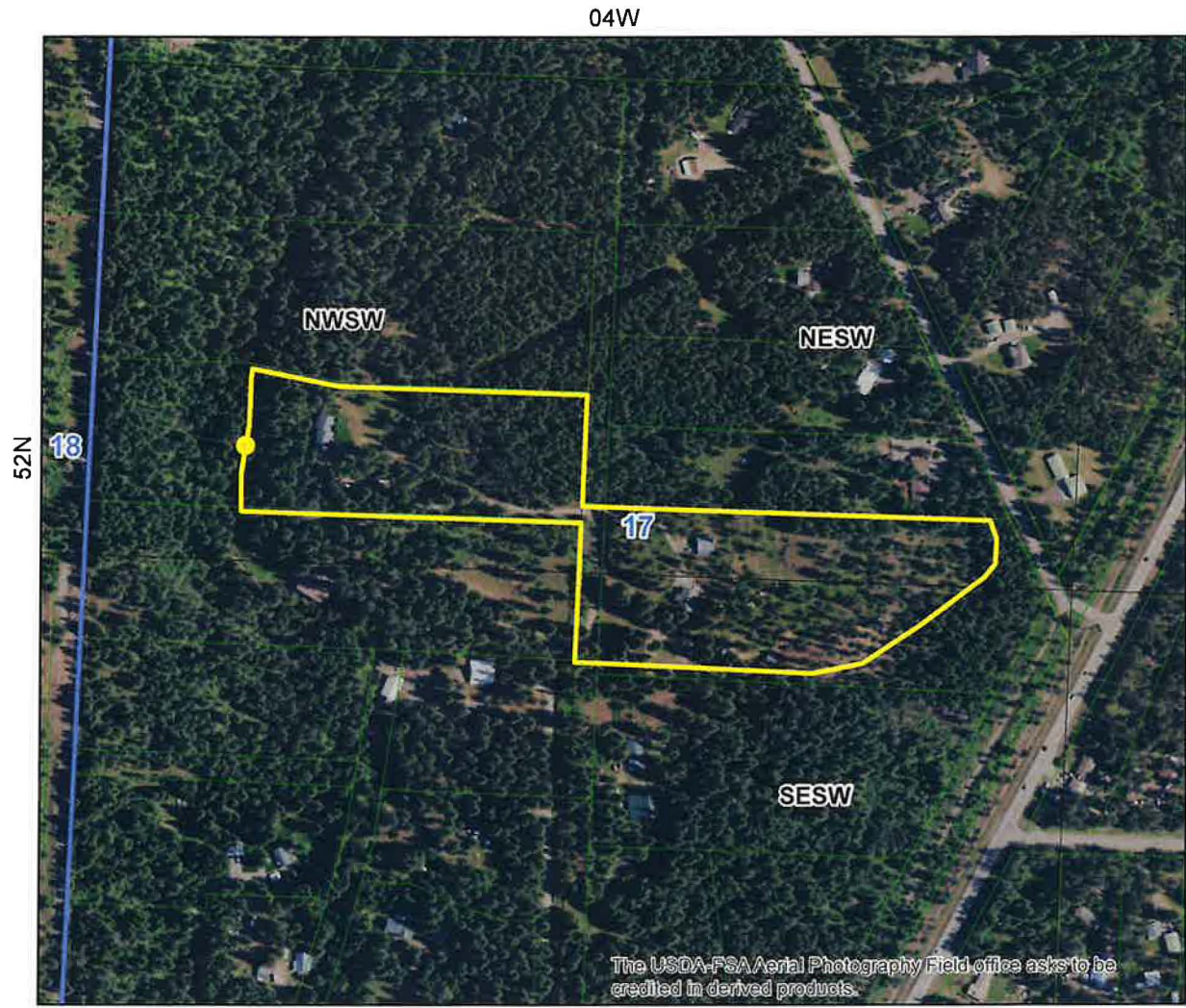
2/6/2024

Water Supply Bank:

N/A

State of Idaho
Department of Water Resources
Adjudication Recommendation *Water Right*
95-10339

Before Split



- Place Of Use Boundary
- Townships
- PLS Sections
- Quarter Quarters
- Point of Diversion
- Taxlots



IDAHO DEPARTMENT OF WATER RESOURCES
Proof Report

3/21/2024

Water Right 95-10339

After Split

Owner Type **Name and Address**
Current Owner DAVID L COYLE
 19575 GOELZER WAY
 RATHDRUM, ID 83858
 (208) 687-3899

Priority Date: 4/17/1973

Basis: Decreed

Status: Active

Source
RATHDRUM CREEK

Tributary
SINKS

Beneficial Use	From	To	Diversion Rate	Volume
IRRIGATION	03/15	11/15	0.060 CFS	10.0 AF
	Total Diversion		0.060 CFS	10.0 AF

Source and Point(s) of Diversion:

RATHDRUM CREEK NWSW

Sec. 17, Twp 52N, Rge 04W, KOOTENAI County

Place Of Use:

IRRIGATION within KOOTENAI County

			NE				NW				SW				SE				Totals
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
52N	04W	17									4.5			5.0					9.5

Right Acre Limit: 9.50
POU Total Acres: 9.5

Conditions of Approval:

1. C05 Right includes accomplished change in place of use pursuant to Section 42-1425, Idaho Code.
2. C03 Right includes accomplished change in point of diversion pursuant to Section 42-1425, Idaho Code.
3. E51 Right Nos. 95-10337 and 95-10339 are limited to a total combined diversion rate of 0.10 cfs.
4. C18 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.
5. E55 Right Nos. 95-10337 and 95-10339 are limited to the irrigation of a combined total of 9.5 acres in a single irrigation season.
6. TL2 This right is for the appropriation of natural flow in Rathdrum Creek.

IDAHO DEPARTMENT OF WATER RESOURCES

3/21/2024

Proof Report

7. P37 This right was split from Right No. 95-7253.
8. P34 The remainder of Right No. 95-7253 was not claimed in the Coeur d Alene-Spokane River Basin Adjudication.
9. PIN Parcel No. 52N04W176600
10. TL3 This right is all or part of a water right first decreed in 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). When seepage and evaporation losses from Twin Lakes exceed the total natural tributary inflow to Twin Lakes, no water will be released from the lakes to satisfy this water right and other downstream water rights, with the exception of Water Right No. 95-734. When this occurs, Water Right No. 95-734 and water rights that divert from Twin Lakes and from the tributaries to Twin Lakes may divert the natural flow, but not the stored waters, on the basis of water right priority.

Comments:

1 csaxton 4/30/2009 Porportioning the Split
The licensed POU was drawn in ArcMap based off of the licensing field exam map. Then the number of licensed acres that actually fell on the claimant property was recommended as the POU. The diversion rate and volume were then proportioned according to the acreage recommended.

2 csaxton 12/5/2019 Updated Conditions
Removed condition TL1 and added Condition TL3.

3 nsteading 2/6/2024 Split Right
Split into 95-18549.

4 nsteading 2/6/2024 POU
Updated Shape

Dates and Other Information:

Decreed Date: 3/18/2021
Civil Case Number: 49576
Judicial District: FIFTH
Water District Number: 95C
Mitigation Plan: False

Combined Use Limits:

<u>Rate</u>	<u>Volume</u>	<u>Acres</u>	<u>Water Rights</u>
0.100		16.7	95-10339

SubCase:

SubCaseNumber: 95-10339

IDAHO DEPARTMENT OF WATER RESOURCES
Proof Report

3/21/2024

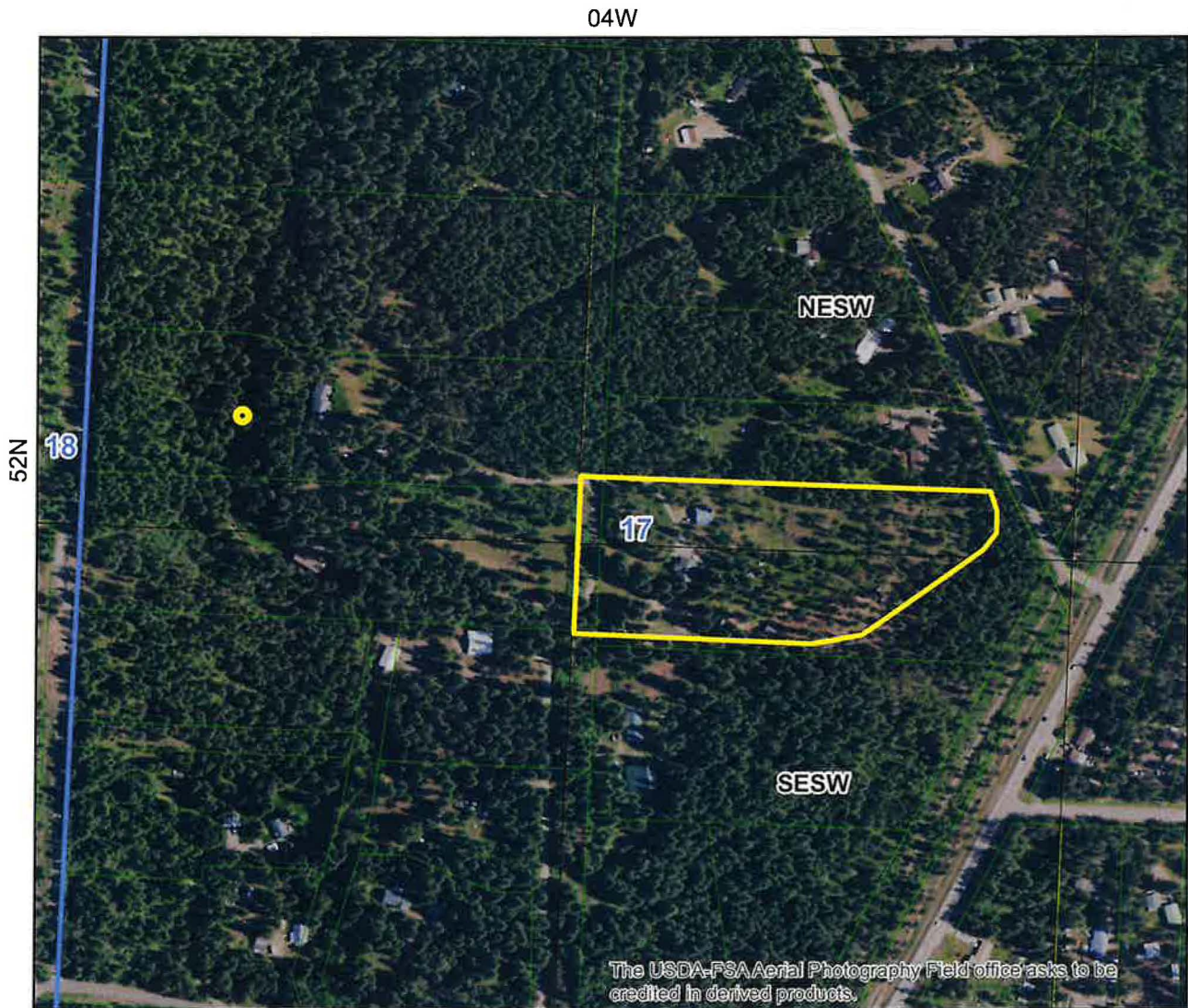
Class: 1
SF5 Filed Date: 9/21/2020
Special Master Recom Signed Date: 1/13/2021
Attorney Assigned: JENNIFER WENDEL
Adjudication Agent: CRAIG SAXTON
Basis of Claim: License
Date Filed: 4/26/2019
Objection Status: Resolved

Water Supply Bank:

N/A

State of Idaho
Department of Water Resources
Water Right
95-10339

After Split



-  Place Of Use Boundary
-  Townships
-  PLS Sections
-  Quarter Quarters
-  Point of Diversion
-  State Outline
-  Taxlots

0 0.05 0.1 0.2 Miles

