



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)
SPECIAL MASTER'S REPORT AND RECOMMENDATION; FINDINGS OF FACT AND CONCLUSIONS OF LAW
WATER RIGHT NO.: 95-4187

I. FINDINGS OF FACT

A claim was filed for this water right pursuant to I.C. § 42-1409. The Director of the State of Idaho Department of Water Resources examined the water system for this reporting area. The Director's Report contained a recommendation for the elements of this water right.

An Objection was filed by the City of Post Falls on April 17, 2019. The Objection was resolved on August 13, 2020 with the filing of a Standard Form 5. All parties to the subcase and IDWR are signatories to the Standard Form 5.

II. CONCLUSIONS OF LAW

Based on the file and record herein, IT IS RECOMMENDED that this water right be decreed with the elements set forth in the attached Special Master's Recommendation for Partial Decree.

DATED: September 30, 2020.

Signature of Brigitte Bilyeu
BRIGETTE BILYEU
Special Master
Coeur d'Alene-Spokane River Basin Adjudication

DISTRICT COURT - CSRBA
Fifth Judicial District
County of Twin Falls - State of Idaho

OCT 01 2020

By _____ Clerk
 _____ Deputy Clerk

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)
) PARTIAL DECREE PURSUANT TO
) I.R.C.P. 54(b) FOR
 Case No. 49576)
 _____)
) Water Right 95-04187

NAME AND ADDRESS: CITY OF POST FALLS
 408 N SPOKANE ST
 POST FALLS, ID 83854-7538

SOURCE: GROUND WATER

QUANTITY: 0.04 CFS
 1.20 AFY

Right Nos. 95-4187, 95-7538, 95-17307 are limited to a total
 combined annual diversion volume of 19.00 AF.

PRIORITY DATE: 06/01/1910

POINT OF DIVERSION: T50N R05W S03 LOT 9 (SESW) Within Kootenai County

PURPOSE AND			
PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Domestic	01-01 TO 12-31	0.04 CFS
			1.20 AFY

Domestic use is for a city park.

PLACE OF USE: Domestic Within Kootenai County
 T50N R05W S03 LOT 9 (SESW)

Right Nos. 95-4187, 95-7538, and 95-17307 are limited to the
 irrigation of a combined total of 5.8 acres in a single
 irrigation season.
 The irrigation occurring under this domestic use shall not
 exceed 1/2 acre.

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. I.C. SECTION 42-1412(6).

RULE 54(b) CERTIFICATE

With respect to the issues determined by the above judgment or order, it is hereby CERTIFIED, in accordance with Rule 54(b), I.R.C.P., that the court has determined that there is no just reason for delay of the entry of a final judgment and that the court has and does hereby direct that the above judgment or order shall be a final judgment upon which execution may issue and an appeal may be taken as provided by the Idaho Appellate Rules.

RECOMMENDATION

OCT 01 2020

Eric J. Wildman
SPECIAL MASTER

Eric J. Wildman
 Presiding Judge of the
 Coeur d'Alene-Spokane River Adjudication

DISTRICT COURT - CSRBA
Fifth Judicial District
County of Twin Falls - State of Idaho

OCT 01 2020

By _____
Clerk
Deputy Clerk

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)
 _____)

CERTIFICATE OF MAILING

Water Right(s) : 95-04187

CERTIFICATE OF MAILING

I certify that a true and correct copy of the SPECIAL MASTER'S REPORT, SPECIAL MASTER'S RECOMMENDATION FOR PARTIAL DECREE and NOTICE OF ISSUANCE OF SPECIAL MASTER'S REPORT AND RECOMMENDATION were mailed on October 01, 2020, with sufficient first-class postage prepaid to the following:

DIRECTOR OF IDWR
 PO BOX 83720
 BOISE, ID 83720-0098

CITY OF POST FALLS
 Represented by:
 CHRIS M BROMLEY
 380 S 4TH STREET STE 103
 BOISE, ID 83702
 Phone: 208-287-0991



 JANET CONNELL
 Deputy Clerk