



IDAHO DEPARTMENT OF
WATER RESOURCES

322 E Front Street, Suite 648, Boise ID 83702 • PO Box 83720, Boise ID 83720-0098
Phone: 208-287-4800 • Fax: 208-287-6700 • Email: idwrinfo@idwr.idaho.gov • Website: idwr.idaho.gov

Governor Brad Little

Director Gary Spackman

March 14, 2022

CHARLES PETTY
KAYLA PETTY
298 KENNY LN
PRIEST RIVER ID 83856

RE: Clark Fork-Pend Oreille River Basin Adjudication (CFPRBA)
Incomplete Notice of Claim 97-8320
New Notice of Claim(s) 97-4239, 97-7354

Dear Charles and Kayla Petty,

The Idaho Department of Water Resources (IDWR) received Notice of Claim 97-8320 submitted on February 8, 2022, using IDWR's online claim filing application (enclosed). Initial review of the claim found that the claim, as filed, is incomplete. Claims must comply with Section 42-1409, Idaho Code, and Idaho Administrative Procedures Act (IDAPA) 37.03.01.060. **Section 2, Priority Date**, and **Section 7, Quantity**, must be completed for the claim to be valid.

In addition, claim 97-8320, as filed, appears to claim two water rights on a single claim. Claim 97-8320 identifies the sources as GROUND WATER and RIVERSIDE CREEK. One claim should be filed for each source.

After looking through the records I found water right license 97-7365 for use of Priest River water and statutory claim 97-4239 for use of Ground Water. Both rights appear to be applicable to your property. I took the liberty of preparing CFPRBA claims for each right.

Please review the claims and make any changes you feel are appropriate. Make sure to complete **Item 14** on each claim you submit. The docket sheet is a monthly summary of all the court actions related to the CFPRBA. You can access the docket sheet for free at: http://www.srba.idaho.gov/CFPRBA_DCKT.HTM

When satisfied, if you do want to file one or both of the enclosed claims, sign the claims and return them with the filing fees of \$25 per claim (total of \$50). Claims can be returned to either the Coeur d'Alene office or the Boise office of IDWR:

IDWR
7600 N MINERAL DR. STE 100
COEUR D'ALENE ID, 83815-7763

OR

IDWR
ATTN: ADJUDICATION
PO BOX 83720
BOISE ID, 83720-0098

Finally, **claim 97-8320 has been rejected as incomplete**. I have "unsubmitted" the claim so it is now accessible through your online account. You can modify and resubmit it if the enclosed claims aren't sufficient.

Please feel free to contact me if you have any questions.

Respectfully,

A handwritten signature in blue ink that reads "Craig L. Saxton". The signature is fluid and cursive, with the first name "Craig" being more prominent.

Craig L. Saxton
Adjudication Section Manager
Idaho Department of Water Resources
craig.saxton@idwr.idaho.gov
208.287.4916

**IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE STATE OF IDAHO,
IN AND FOR THE COUNTY OF TWIN FALLS**

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE CLARK FORK-PEND OREILLE RIVER
BASIN WATER SYSTEM

CIVIL CASE NUMBER: 69576

Ident. Number: 97-4239
Date Received: _____
Receipt No: _____
Claim Fee: \$25.00
Received By: _____

**NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW
For Domestic and/or Stockwater Purposes
Where Daily Use is less than 13,000 gallons per day**

1. Name of Claimant(s)

CHARLES PETTY
289 KENNY LN
PRIEST RIVER ID 83856

Phone: (208) 428-0031

KAYLA PETTY
289 KENNY LN
PRIEST RIVER ID 83856

Phone: (208) 428-0031

2. Date of Priority: 10/31/1974

3. Source: GROUND WATER

Trib. to:

4. Point of Diversion:

Township	Range	Section	¼ of ¼ of ¼	Lot	County	Type
57N	04W	29	NE NW		BONNER	

5. Description of diverting works:

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A
DOMESTIC	1/01	12/31	0.04		

7. Total Quantity Appropriated is:

0.04 C.F.S. and/or A.F.A.

8. Non-irrigation uses:

Domestic use for home.

9. Place of use:

DOMESTIC within BONNER County

Township	Range	Section	¼	of	¼	Lot	Acres
57N	04W	29	NE		NW		

10. Do you own the property listed above as place of use? Yes

If your answer is no, describe in remarks below the authority you have to claim this water right.

11. Other Water Rights Used:

12. Remarks:

Priority Date Explanation:

Domestic use is for 1 home.

13. Basis of Claim: Beneficial Use

14. Signature(s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understand the form entitled "How you will receive notice in the CLARK FORK-PEND OREILLE River Basin Adjudication." (b.) I/We do _____ do not _____ wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: _____

For Individuals:

I/We do solemnly swear or affirm under penalty of perjury that the statements contained in the foregoing document are true and correct.

Signature of Claimant(s): _____ Date: _____

_____ Date: _____

State of Idaho
Department of Water Resources
Adjudication Claim
97-4239



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

0 0.035 0.07 0.14 Miles



**IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE STATE OF IDAHO,
IN AND FOR THE COUNTY OF TWIN FALLS**

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE CLARK FORK-PEND OREILLE RIVER
BASIN WATER SYSTEM

CIVIL CASE NUMBER: 69576

Ident. Number: 97-7354
Date Received: _____
Receipt No: _____
Claim Fee: \$25.00
Received By: _____

**NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW
For Domestic and/or Stockwater Purposes
Where Daily Use is less than 13,000 gallons per day**

1. Name of Claimant(s)

CHARLES PETTY
289 KENNY LN
PRIEST RIVER ID 83856

Phone: (208) 428-0031

KAYLA PETTY
289 KENNY LN
PRIEST RIVER ID 83856

Phone: (208) 428-0031

2. Date of Priority: 12/12/1994

3. Source:
PRIEST RIVER

Trib. to:
PEND OREILLE RIVER

4. Point of Diversion:

Township	Range	Section	$\frac{1}{4}$ of $\frac{1}{4}$ of $\frac{1}{4}$	Lot	County	Type
57N	04W	29	NE NW		BONNER	

5. Description of diverting works:

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
DOMESTIC	1/01	12/31	0.04		1.2

7. Total Quantity Appropriated is:

0.04 C.F.S. and/or 1.2 A.F.A.

8. Non-irrigation uses:

Domestic use for home.

9. Place of use:

DOMESTIC within BONNER County

Township	Range	Section	¼	of	¼	Lot	Acres
57N	04W	29	NE		NW		

10. Do you own the property listed above as place of use? Yes

If your answer is no, describe in remarks below the authority you have to claim this water right.

11. Other Water Rights Used:

12. Remarks:

Priority Date Explanation:

Domestic use is for 1 home.

13. Basis of Claim: License

14. Signature(s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understand the form entitled "How you will receive notice in the CLARK FORK-PEND OREILLE River Basin Adjudication." (b.) I/We do _____ do not _____ wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: _____

For Individuals:

I/We do solemnly swear or affirm under penalty of perjury that the statements contained in the foregoing document are true and correct.

Signature of Claimant(s): _____ Date: _____

_____ Date: _____

State of Idaho
Department of Water Resources
Adjudication Claim
97-7354



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

0 0.035 0.07 0.14 Miles

