



IDAHO DEPARTMENT OF
WATER RESOURCES

Northern Region • 7600 N Mineral Drive, Suite 100 • Coeur D'Alene, ID 83815-7763
Phone: 208-762-2800 • Fax: 208-762-2819 • Email: northerninfo@idwr.idaho.gov • Web: idwr.idaho.gov

Governor Brad Little

Director Mathew Weaver

October 13, 2023

COPY

BRIAN C ALLBEE
JENNIFER R ALLBEE
PO BOX 1957
PRIEST RIVER ID 83856

Re: Amended Notice of Claim to a Water Right form for CFPRBA Claim No. 97-7422

Dear Claimants,

The Department of Water Resources has received your Clark Fork-Pend Oreille River Basin Adjudication (CFPRBA) water right claim. Through my review of your claim, I discovered that the claim submitted includes a later priority date than what was originally licensed.

The Notice of Claim to a Water Right identified with the number shown above was submitted for the use of water from Priest River for irrigation purposes, based on existing water right license no. 97-7422. That license includes a priority date of October 1, 2002, but the claim you submitted includes a priority of May 7, 2008. I believe there may be some confusion as the claim form you noted that this was the date you purchased the property. The priority date associated with a water right license is actually the date the original Application for Permit was submitted with payment to the department. As Idaho is a Prior Appropriation state, a water right's priority date is very significant as it establishes the right's seniority in times of water shortage. When water supplies are negatively impacted, the water rights with earlier (senior) priority dates have first right to the water over the water rights with later (junior) priority dates.

Before this water right claim can be recommended with the priority date originally licensed, an Amended Notice of Claim to a Water Right form must be submitted. To assist you with this process, I am sending you an Amended Notice of Claim to a Water Right form, which can be utilized to amend your claim to include the priority date of the original water right (October 1, 2002). For your convenience, I completed much of the amended claim form for you, utilizing all the information from your previous claim as well as from the water right license. If any changes are made, be sure to initial those changes before signing the claim form. After your review and signature, please return the amended claim to our office at the address listed above. There is no charge for amending the claim as it is still pending in the adjudication.

Please do not hesitate to contact our office if you have any questions or concerns. We can be reached by phone during business hours at 208-762-2800.

Best Regards,

Evan W. Roda
Water Rights Supervisor
Northern Region

Enclosures: Amended Notice of Claim to a Water Right forms for Claim No. 97-7422

**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: 97-7422
Date Received:
Receipt No: N037426
Claim Fee: \$53.00
Received By: _____

AMENDED

**NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW**

1. Name of Claimant(s)

BRIAN C ALLBEE
PO BOX 1957
PRIEST RIVER ID 83856

Phone: (208) 448-4978

AND/OR

JENNIFER R ALLBEE
PO BOX 1957
PRIEST RIVER ID 83856

Phone: (208) 448-4978

2. Date of Priority: 10/1/2002

3. Source:

PRIEST RIVER

Trib. to:

PEND OREILLE RIVER

4. Point of Diversion:

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

5. Description of diverting works:

Sprinkler pump and pipeline

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A
IRRIGATION	04/01	10/31	0.03		7.5

7. Total Quantity Appropriated is:

0.03 C.F.S. and/or 7.5 A.F.A.

8. Non-irrigation uses:

9. Place of use:

IRRIGATION within BONNER County

Township	Range	Section	¼	of	¼	Lot	Acres
57N	04W	29	SE		NW		2
57N	04W	29	NE		SW		0.5

Total Acres = 2.5

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:

PURCHASED HOME ON 5/7/2018

Place of use is located within Lots 12-14, Blk. B, El Rio Estates.

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: _____