



IDAHO DEPARTMENT OF
WATER RESOURCES

Northern Region • 7600 N Mineral Drive, Suite 100 • Coeur D'Alene, ID 83815-7763
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Governor Brad Little

Director Mathew Weaver

August 27, 2024

JOSEPH HAYES
PATRICIA HAYES
1189 PENINSULA RD
PRIEST RIVER, ID 83856

RE: Notice of Error Reply for Clark Fork-Pend Oreille River Basin Adjudication (CFPRBA) Claim No. 97-7640

Dear Mr. and Mrs. Hayes,

The Idaho Department of Water Resources has reviewed the Notice of Error Reply for the above referenced water right claim. In your Notice of Error Reply, you requested that the ownership of the claim be changed to your names, and the domestic use be revised to serve two or more homes. We are unable to make the requested revisions to the claim recommendation at this time for the following reasons.

Before we can modify our records to reflect your ownership of this claim, the enclosed Notice of Change in Water Right Ownership form must be completed and submitted along with the proper conveyance documents reflecting your ownership. A copy of the signed and notarized warranty deed typically works best for this purpose. Please follow the instructions included with this form and return it to our office with all the required information.

PLEASE NOTE: If the enclosed change of ownership document is not completed and promptly returned, then the water right claim affecting your property may be decreed by the Court in the former property owner's name.

In regard to your request to increase the number of homes recommended for domestic use, the water rights adjudication process is only for the documentation of existing and historically established water rights. The Notice of Claim to a Water Right identified with number 97-7640 was filed for the use of groundwater (well) for domestic purposes in one home with a claimed priority date of August 10, 1987. Our review of aerial photos indicates that the second home may have been added to the property (parcel no. RP57N04W316350A) in 2022. You also stated that a third "tiny home" may be added in the future. CFPRBA claim no. 97-7640 was filed based upon the original domestic use of groundwater for a single home on the property, which per our review, dates back to October 10, 1987. If you would like to

document domestic use for an additional home on the property, then a new Notice of Claim to a Water Right should be submitted for that use.

For your convenience, I have enclosed a Notice of Claim form with instructions. This form can be utilized to claim the water use in your second home, or to amend your existing claim to include domestic use for two homes with a later priority date, based on whenever that second home was completed and added to the well. Please be sure to include evidence to support the priority date claimed and prove the continued beneficial use of that water source for the claimed purposes.

If you have any further questions or concerns, do not hesitate to contact our office and we will be happy to help. We can be reached by phone during business hours at 208-762-2800.

Sincerely,



Evan W. Roda
Water Resources Supervisor
Northern Region

Enclosures: Notice of Change in Water Right Ownership, Notice of Claim to a Water Right with Instructions