

RECEIVED

08/07/2024

SEP 19 2024

DEPARTMENT OF
WATER RESOURCES

NOTICE OF ERROR
REPLY

Please type or print clearly, fill out this form completely and mail.

Return this reply form to IDWR by the deadline date printed below if you want IDWR to change your recommendation or you want to let IDWR know that you agree with its recommendation.

YOUR DEADLINE FOR RETURNING A NOTICE OF ERROR REPLY IS: 10/4/2024

Water right number: 97-7601

MARTIN SCOTT
865 DUBIUS CREEK RD
PRIEST RIVER ID 83856
Telephone Number:

1. Describe the portion of the proposed recommendation with which you disagree (e.g. priority date, period of use, source):

DESCRIPTION OF DIVERTING WORKS

2. Describe the changes you wish to make in the proposed recommendation:

ADD MISSING INFO INCLUDED IN "AMENDED NOTICE OF CLAIM TO A WATER RIGHT"

5. DESCRIPTION OF DIVERTING WORKS:

EXISTING SHALLOW WELL, AND
EXISTING GROUND WATER WELL, APPROX. 160 FT DEEP

3. Give a brief explanation as to why you disagree with these portions:

INFO ABOVE WAS INCLUDED ON AMENDED CLAIM (SEE ATTACHED) (9-13-21)
BUT WAS EXCLUDED ON PRELIMINARY RECOMMENDED WATER RIGHTS (8-7-2024)

 I AGREE with this proposed recommendation: no changes need to be made.

DATE: 9/11/2024 SIGNATURE: Martin Scott

Please print your name: MARTIN SCOTT

IDWR Regional Office, 7600 N MINERAL DR STE 100, COEUR D ALENE, ID 83815-7763, (208) 762-2800

ALSO ADD:

8. NON-IRRIGATION USES:

DOMESTIC USE, SINGLE FAMILY HOME AND HORSE BARN WITH LAWN AND
GARDEN IRRIGATION

IDAHO DEPARTMENT OF WATER RESOURCES
PRELIMINARY RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 97-7601

NAME AND ADDRESS: MARTIN SCOTT
865 DUBIUS CREEK RD
PRIEST RIVER ID 83856

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.040 CFS

The quantity of water under this right shall not exceed 13,000 gallons per day.

PRIORITY DATE: 06/11/1980

POINT OF DIVERSION: T58N R05W S11 SENE Within BONNER County
T58N R05W S11 SENE Within BONNER County

PURPOSE AND PERIOD OF USE:	<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
	DOMESTIC	1 /1 12/31	0.040 CFS
	Domestic use is for 1 home.		

PLACE OF USE: DOMESTIC in BONNER County
T58N R05W S11 SENE

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

The quantity of water decreed for this water right is not a determination of historical beneficial use.

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. Idaho Code § 42-1412(6).

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

Right includes accomplished change in point of diversion pursuant to Idaho Code § 42-1425.

Property is also known as Lot 15, Dubius Acres Subdivision.

Parcel No. RP000950000150A

**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: 97-7601
Date Received: 9/13/2021
Receipt No: N037380
Claim Fee: _____
Received By: _____

**AMENDED 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)

MARTIN SCOTT
865 DUBIUS CREEK RD
PRIEST RIVER ID 83856

Phone: (512) 261-0866

2. Date of Priority: 6/11/1980

3. Source:

GROUND WATER

Trib. to:

4. Point of Diversion:

Township	Range	Section	¼ of	¼ of	¼	Lot	County	Type
58N	05W	11	SE	NE			BONNER	
58N	05W	11	SE	NE			BONNER	

5. Description of diverting works:

Existing shallow water well, and
Existing ground water well, approx 160ft deep.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
DOMESTIC	1/1	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, single family home and horse barn with lawn and garden irrigation.

9. Place of use:

DOMESTIC within BONNER County

Township	Range	Section	¼	of	¼	Lot	Acres
58N	05W	11	SE		NE		

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:

The original shallow water well was dug and used coincident with the previous owner's construction of the original residence in 1980 (see warranty deed, attached). A subsequent deep water well was drilled at a later date by the previous owner (assumed to be prior to 1987 as no well log is on record with IDWR), to support the house, horse barn and related activities.

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 X 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: _____