

From: [Saxton, Craig](#)
To: mcoll@panix.com
Subject: Notice of Claim to a Water Right 97-7933
Date: Monday, November 01, 2021 8:09:00 AM
Attachments: [97-7166 License.pdf](#)
[97-7933 Amended Notice Of Claim.docx](#)
[97-7933 Online Notice Of Claim \(as filed\).pdf](#)

Dear Claimant,

IDWR recently imported claim 97-7933 which was filed using IDWR's online claim filing application (Attached). During a cursory review of the claim, I found water right license 97-7166 which I believe is applicable to your property (attached).

I wanted to contact you and see if it was your intent to claim the water use described under water right license 97-7166. If this is the case, then I recommend you amend claim 97-7933 to reflect the elements of the license 97-7166. For your convenience, I have attached a draft **Amended Notice of Claim** for your review. I have highlighted in yellow propose changes. You will see that the amended claim also renumbers the claim to 97-7166 so it is clear that you are claiming the licensed water right.

Look things over and make any changes you feel are appropriate.

Please make note to complete: **Item 14. Docket Sheet Question:**

The docket sheet is a monthly summary of all the court actions related to the CFPRBA. I think the fee is about ~8 per month. But you can access the docket sheet for free at:
http://www.srba.idaho.gov/CFPRBA_DCKT.HTM

When ready, sign the claim and send it back to IDWR at the address listed below. There is no additional filing fee for Amending a claim.

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

Please don't hesitate to contact me if you have any questions.

Respectfully,

Craig L. Saxton
Adjudication Section Manager
322 E Front St
Boise ID 83720-0098
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: 97-7166
~~97-7933~~
Date Received: 10/17/2021
Receipt No: T111147
Claim Fee: \$25.00
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)

CAROLINE G COLLINS TRUST
C/O MCOLLINS 118 E6 0TH ST 15B
NEW YORK NY 10022

Phone: (718) 789-1522

2. Date of Priority: ~~8/24/1973~~ 7/16/1981

3. Source:

PRIEST LAKE

Trib. to:

PRIEST RIVER

4. Point of Diversion:

Township	Range	Section	¼ of ¼ of ¼	Lot	County	Type
60N	04W	6	SE SW	<u>11</u>	BONNER	

5. Description of diverting works:

Deep well jet pump used to divert water from Priest Lake.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A
DOMESTIC	1 /1	12/31	0.01 <u>0.02</u>		<u>0.60</u>

7. Total Quantity Appropriated is:

~~0.01~~ 0.02 C.F.S. and/or 0.60 A.F.A.

8. Non-irrigation uses:

Average domestic water use for a 4BR, 3BA house.

9. Place of use:

DOMESTIC within BONNER County

Township	Range	Section	¼	of	¼	Lot	Acres
60N	04W	6	SE		SW		
60N	04W	6	SE		SW	11	

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:

~~Date is as of the sale of the referenced property, which property was empty at the time, after which a house was erected on the property and water obtained from Priest Lake.~~

Per License 97-7166

13. Basis of Claim: ~~Beneficial Use~~ 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 Organizations:

I do solemnly swear or affirm under penalty of perjury that I am

_____ of _____
Title Organization

that I have signed the foregoing document in the space below as

_____ of _____
Title Organization

and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent _____ Date _____

Title and Organization _____

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 97-7166 Priority July 16, 1981 Amount 0.02 cfs

THIS IS TO CERTIFY, that Joseph E. & Caroline G. Collins
of Priest River, Idaho, has complied with the terms and conditions of Permit
No. 97-7166 issued pursuant to Application for Permit dated July 16, 1981,
and has submitted proof to the Department of Water Resources on July 16, 1982,
that he has applied water to a beneficial use; an examination by the Department indicates that the works have a
capacity for the diversion of 0.02 cfs of water from Priest Lake,
tributary to Upper Priest River, and that the permit holder has applied to a beneficial use and
established a right to use water as follows:

Beneficial Use	Period of Use	Rate of Diversion	Annual Volume
<u>Domestic</u>	from <u>January 1</u> to <u>December 31</u>	at <u>0.02</u> cfs and	<u>0.6</u> acre feet
<u>(1 Unit)</u>	from _____ to _____	at _____ cfs and	
	from _____ to _____	at _____ cfs and	
	(both dates inclusive)		

Subject, however, to the condition that no more than 0.02 cfs of water be diverted at any one time, and
that the amount of water so diverted and to which such right is entitled and confirmed is for the purpose
aforementioned and is limited to the amount which can actually be beneficially used and shall not exceed
0.6 acre feet per year, said waters to be diverted within the Gov. Lot 11 (SE $\frac{1}{4}$ SW $\frac{1}{4}$)
Section 6, Twp 60N, Rge 4W in the County of Bonner

Description and location of place of use:

Twp.	Range	Sec.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				Totals
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
60N	4W	6																	

Total number of acres irrigated _____

RECORDED

MICROFILMED

CONDITIONS OF APPROVAL

a. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho Law. This right may be forfeited by five years of non-use.

b. The right to the use of the water hereby confirmed is restricted and appurtenant to lands or place of use herein described, and is subject to all prior water rights, as provided by the laws of Idaho.

c. Any water right confirmed in this license for hydropower purposes shall be junior and subordinate to all rights to the use of water, other than hydropower, within the State of Idaho that are initiated later in time than the priority of this license and shall not give rise to any right or claim against any future rights to the use of water other than hydropower, within the State of Idaho initiated later in time than the priority of this license.

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 18TH day of APRIL, 19 86.

Acting for the

Director

Ronnie Cygung