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DEPARTMENT OF
WATER RESOURCES

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

In Re CFPRBA) A. Subcase 96-17090 through 96-17108
Case No. 69576) 97-9880 through 96-97905
(Insert water right number)
STANDARD FORM 1
OBJECTION

Please print or type the following information:

B. NAME AND ADDRESS OF PERSON OBJECTING

Name: Rick and Anita McGee
Address: P.O. Box 2612 Priest River, ID 83856
Daytime Phone: 208-649-4235

Name & Address of Attorney, if any:

C. CLAIMANT OF WATER RIGHT AS LISTED IN DIRECTOR'S REPORT

Name: Kalispel tribe of Indians of the Kalispel Indian Reservation Acting through the
Northwest Regional Director Dept of Interior, Bureau of Indian Affairs
Address: U.S. Dept of Justice Tribal Resources section
Vanessa Boyd Willard
999 18th Street South Terrace Suite 370
Denver, CO 80202

SCANNED

JUL 07 2026

D. I object to the following elements or general provision as recommended in the Director's Report. (Please check the appropriate box(es)).

1. ☐ **Name and Address**
Should be: _____

2. ☐ **Source**
Should be: _____

3. ☐ **Quantity**
Should be: _____

4. ☐ **Priority Date**
Should be: _____

5. ☐ **Point of Diversion**
Should be: _____

6. ☐ **Instream Flow Beginning and Ending Point**
Should be: _____

7. ☐ **Purpose(s) of Use**
Should be: _____

8. ☐ **Period of Year**
Should be: _____

9. ☐ **Place of Use**
Should be: _____

10. ☐ **General Provision** ☐ Individual Water Right ☐ All Water Rights
☐ Should not be recommended.

☐ This general provision was not recommended but should be recommended as described below.

Should be: _____

☐ General provision was recommended but should be modified as described below.

Should be: _____

11. ☐ **I object** because the recommendation contains an accomplished transfer under Idaho Code § 42-1425 resulting in injury to my water right(s) and/or enlargement of the original right.

12. ☒ **I object because:**
☒ This water right should not exist.

☐ This water right was not recommended, but should be recommended with the elements described above.

E. REASONS SUPPORTING OBJECTION(S): The Treaty of 1887 with the
Kalispel Tribe states: Section VI the tribe relinquishes all right, title, or claim which they now have or ever
had to all lands in the Territories of Idaho, Washington or else where in United States.

The Tribe has no claim based on the treaty



(Signature of person filing objection)

(Attorney signing in representative capacity)

ARTICLE VI.

In consideration of the foregoing agreements, the undersigned Pend d'Oreille or Calespel Indians hereby agree to remove to and settle upon lands within the Jocko Reservation, in Montana Territory, hereby relinquishing all rights, title, or claim which they now have, or over had, to all other lands in the Territories of Idaho and Washington, or elsewhere, to the United States: *Provided*, That if any Indian or Indians shall prefer to remove to the Colville Reservation, in Washington Territory, or Cœur d'Alene Reservation, in the Territory of Idaho, he or they shall be permitted to do so without forfeiting his pro rata share of the benefits herein provided.

ARTICLE VII.

This agreement shall not be binding upon the parties hereto until ratified by Congress.

In testimony whereof the said John V. Wright, Jarred W. Daniels, and Henry W. Andrews on the part of the United States, and the chiefs, head men, and other Indians on the part of the Indians, parties hereto, have hereunto set their hands and affixed their seals this twenty-first day of April, anno Domini one thousand eight hundred and eighty-seven.

JNO. V. WRIGHT. [SEAL.]
JARRED W. DANIELS. [SEAL.]
HENRY W. ANDREWS. [SEAL.]

his
Chief, SITTING GRIZZLY BEAR x MICHAEL. [SEAL.]
mark.

Signs for himself and his band of Pend d'Oreilles, numbering over twenty-five men.

his
PIERRE. x [SEAL.]
mark.

I, Michael Revais, United States interpreter for the Flathead Agency, Montana Territory, do hereby certify on honor that the foregoing agreement was carefully read in open council, and by me correctly interpreted, and that the contents thereof were fully explained to and understood by said Indians before the signing and sealing of the same.

his
MICHAEL x REVAIS.
mark.

Dated Sand Point, Idaho, April 20, 1887.

Witness:

LOUIS LEE.

Witness to signature of Michael and Pierre:

LOUIS LEE.

L. VAN GORP.

The undersigned members of the within-named tribe of Pend d'Oreille Indians not being present at the signing and concluding of this agreement at Sand Point, in the Territory of Idaho, having had the same fully interpreted to us, do this twenty-seventh day of April, eighteen hundred and eighty-seven, fully agree to its provisions and affix our names and seals at Saint Ignatius Mission, in the Territory of Idaho.

his
BIG x HEAD. [SEAL.]
mark.

his
JOSEPH. x [SEAL.]
mark.

his
ANTOINE. x [SEAL.]
mark.

Witness:

THOMAS E. ADAMS.

I, Michael Revais, United States interpreter for the Flathead Indian Agency, Montana, do hereby certify on honor that the foregoing agreement was carefully read and by me correctly interpreted, and that the contents thereof were fully explained to and fully understood by said Indians before the signing and sealing of the same.

his
MICHAEL x REVAIS.
mark.

Witnesses:

THOMAS E. ADAMS.

HENRY A. LAMBERT.