

CSRBA FAQs

PRELIMINARY MAILING – Basin 95: Part 1

What is the Preliminary Director’s Report?

In the Preliminary Director’s Report, IDWR issued a Preliminary Recommendation for the elements of each water right claimed and mailed the draft recommendations to the claimants. The Preliminary Recommendations were not filed with the CSRBA Court. The Preliminary Director’s Report is a helpful tool in that it gives claimants and IDWR the opportunity to correct errors before the Director’s Report for Basin 95: Part 1 is filed with the CSRBA Court.

If I do not submit a Notice of Error reply in connection with my water right recommendation by March 30, 2018, will I lose my water right?

No, submitting a Notice of Error reply is not required to move forward in the CSRBA. The Notice of Error process gives the water right claimant the opportunity to review the recommendation and request corrections informally before the recommendation is submitted to the CSRBA Court. There will be another opportunity to address errors and/or disagreements over the elements after the Director’s Report for Basin 95: Part 1 is filed.

The Notice of Error form is mailed to the claimant at the same time as the Preliminary Recommendations.

Can I still file an adjudication claim (“Notice of Claim”) in the CSRBA?

Yes, according to the procedural rules of the CSRBA, a claimant may file a claim with IDWR directly as long as the Director’s Report for that particular reporting area (basin, part, and so forth) has not been filed with the CSRBA Court. However, even if a claimant did not file a claim before the issuance of the Director’s Report for Basin 95: Part 1, there is still the opportunity to file a late claim. The claimant would file a [Motion to File Late Notice of Claim](#) (Standard Form 4) with the CSRBA Court. Along with that Motion, the claimant would need to file a completed [Notice of Claim to a Water Right](#) and pay both the claim filing fee and a late claim fee.

At this time, no basin has been closed in the CSRBA.

Can I correct (amend) my claim?

If the Director’s Report in a reporting area (for example, Basin 95: Part 1) has not yet been filed, a claimant may amend the claim directly with IDWR by filing an amended [Notice of Claim to a Water Right](#) (paper form). Additional filing fees may apply.

After IDWR files the Director’s Report in a reporting area (for CSRBA, the reporting area is Basin 95: Part 1), a claimant must complete the [Motion to File Amended Notice of Claim](#) (Standard Form 3) and file it with the CSRBA Court.

The CSRBA Court may require a hearing on the motion.

When will the basins in the CSRBA be closed and I can no longer file a claim?

Claims taking will continue in the CSRBA until the CSRBA Court closes a basin. Closure will be preceded by notice from the Court of its intended action, which will provide sufficient time to file any last-minute claims, and a hearing on the closure.

Do I need to file on my domestic well?

It depends. Water uses for small domestic and/or stockwater rights as defined by Idaho Code §§ [42-111](#) & [42-1401\(A\)](#) may defer the filing until a later time in this proceeding.

However, filing a claim on your domestic use now is an easy and relatively inexpensive method to obtain a water right for your domestic water use by CSRBA Court decree.

For more information, see the CSRBA Court's [Order Establishing Procedures for the Adjudication of De Minimis Domestic and Stockwater Claims in the Coeur d'Alene-Spokane River Basin Adjudication](#), or contact an IDWR water agent and explain your water uses.

How do I review original documents related to my adjudication claim?

Use the [Water Right & Adjudication Search](#) to view water right records and associated documents. You can research information by water right number, your name, your company's name, address, and so forth.

Alternatively, you may review the original application or claim and supporting information in the IDWR office where it was filed. To determine which IDWR office to visit, use the first two digits in the claim number which correspond to [the IDWR Administrative Basins](#) administered by the regional offices.

How do I check the status of my claim/recommendation with the CSRBA Court?

- Visit the [CSRBA Subcase Summary Report page](#).
- In the Basin text box, type your basin number.
- In the Subcase text box, type your sequence number and suffix (if any).
- Click **Submit Request**. If you have difficulties, contact the CSRBA Court at [+1-208-736-3011](#) or [contact IDWR](#).