

**NOTICE OF FILING
FEDERAL RESERVED WATER RIGHT CLAIMS
IN THE PALOUSE RIVER BASIN ADJUDICATION
BASIN 87**

INTRODUCTION

Reserved water right claims, based on federal law, and claimed throughout the Palouse River Basin 87, have been filed in the Palouse River Basin Adjudication (“PRBA”) with the Idaho Water Adjudication (“IWA”) District Court. These claims have been submitted by:

United States Forest Service (USFS): 2 claims
Bureau of Indian Affairs (BIA) as trustee for the Nez Perce Tribe: 177 claims in 3
Categories
Nez Perce Tribe: 18 claims

A list containing all the federal reserved claim numbers and the entities submitting the claim is attached.

Why am I getting this mailing?

You are receiving this mailing because you filed one or more claims in the PRBA which may be affected by the federal reserved claims which have been submitted to the IWA Court. IDWR does not investigate or make recommendations for water right claims based on federal law. This is your opportunity to review the federal reserved claims for any possible impact to your water right claims. These claims are available at the IWA courthouse in Twin Falls and at the locations listed at the end of this notice.

Copies of the complete report can be made, but you may be charged for copying and mailing. The complete report can also be downloaded from the IWA website at: www.prba.idaho.gov. Maps of the reporting area, as well as other information pertaining to the PRBA can be accessed on the internet (see enclosed “Water Right Research Using IDWR Internet Tools”).

INSTRUCTIONS FOR TAKING A CLAIM TO COURT

What do I do if I disagree with a federal reserved water right claim?

If you disagree with any element of the claim to the federal reserved water rights in Basin 87 and want to be heard in court, file an objection with the IWA Court. Objections must be made on the standard objection form (“Standard Form 1”) available from any IDWR office of from the IWA Court. You may also download a copy of Standard Form 1 from the IWA website at: www.prba.idaho.gov.

Your objection to the federal reserved water rights in Basin 87 must be **received** by the IWA Court on or before **Monday January 10, 2022**. A copy of the objection must be mailed to the claimant of the water right and the Director of IDWR.

What my happen if I file an objection to a federal reserved water right claim?

If an objection to a federal reserved water right claim is filed, the claimant may, but is not required to, file a response to the objection with the IWA District Court. The response must be made on the standard response form (“Standard Form 2”) available from any IDWR office or from the IWA Court. Standard Form 2 may also be downloaded from the IWA website at: www.prba.idaho.gov. The response must be **received** by the IWA Court on or before **Friday, April 8, 2022**. A copy of the response must be mailed to the objector to the water right, the claimant of the water right (if different from the objector), and the Director of IDWR.

Can I participate in proceedings on an objection filed by someone else to a federal reserved water right claim?

If you wish to participate in proceedings on an objection filed by someone else to a federal reserved water right claim, then you may file a response to that objection. As noted above, responses must be made on Standard Form 2 available from any IDWR office or from the IWA Court. Standard Form 2 may also be downloaded from the IWA website at: www.prba.idaho.gov. The response must be **received** by the IWA Court on or before **Friday, April 8, 2022**. A copy of the response must be mailed to the objector to the water right, the claimant of the water right (if different from the objector), and the Director of IDWR.

What do I do if I want to participate in the court case on a claim to a federal reserved right?

If you want to be involved in the court case on a claim to a federal reserved right, you must file either an objection or a response by the dates provided in this notice.

What happens if there are no objections to the federal reserved water right claims?

If no objections are filed, an evidentiary hearing on the uncontested federal reserved water right claims in Basin 87 will be held. Partial decrees will be issued following this hearing.

How will I know about the proceedings on claims to federal reserved water rights to which objections were filed?

A notice will be mailed to you for court dates on the federal reserved claim if you filed an objection or a response. You will not receive notice of court dates on any other claims to federal reserved rights for which you did not file an objection or a response. Additional information regarding federal reserved water right claims can be found on the IWA website at: www.prba.idaho.gov.

Note: The IWA Court publishes a monthly Docket Sheet listing all objections and responses filed, as well as when Director’s Reports are filed. It does not list court dates

for individual water right cases, but provides general information helpful to all participants in the PRBA.

The Docket Sheet is available at your county courthouse and all IDWR offices, or you may subscribe by contacting the PRBA Court or IDWR. The annual subscription fee is \$7.50. The Docket Sheet is also available on the PRBA website at: www.prba.idaho.gov.

The register of actions for each water right claim can be found on the PRBA website at www.prba.idaho.gov. The register of actions includes links for viewing and/or downloading the documents identified in the register of actions.

ADDITIONAL INFORMATION

If you have questions about the PRBA, public information brochures are available at any IDWR office. Maps and aerial photography of the Palouse River Basin, as well as assistance in using the maps and the photography, are available at the IDWR Northern Regional office. You are also welcome to call IDWR at any of its offices or its adjudication hotline at 1-800-451-4129. You may contact the IWA Court, or you may also want to consider contacting an attorney to assist you.

Idaho Water Adjudication District Court
253 Third Avenue North
PO Box 2707
Twin Falls, Idaho 83303-2707
(208) 736-3011
<http://www.prba.idaho.gov>

Idaho Department of Water Resources
Northern Region
7600 N. Mineral Drive, Suite 100
Coeur d'Alene, Idaho 83815
(208) 762-2800

Benewah County Courthouse
701 W. College Avenue, Suite 203
St. Maries, ID 83861

Idaho Department of Water Resources
Eastern Region
900 North Skyline, Suite A
Idaho Falls, Idaho 83402-1718
(208) 525-7161

Idaho Department of Water Resources
322 East Front Street
PO Box 83720
Boise, Idaho 83720-0098
(208) 287-4800
(800) 451-4129
<http://www.idwr.idaho.gov>

Latah County Courthouse
PO Box 8068
Moscow, Idaho 83843

Nez Perce County Courthouse
PO Box 896
Lewiston, ID 83501

Idaho Department of Water Resources
Western Region
2735 Airport Way
Boise, Idaho 83705-5082
(208) 334-2190

Idaho Department of Water Resources
Southern Region
650 Addison Ave. W., Suite 500
Twin Falls, Idaho 83301-5858
(208) 736-3033

Idaho Department of Water Resources
Salmon Field Office
102 S. Warpath
Salmon, ID 83467-4435
(208) 742-0658

DEFINITIONS OF THE ELEMENTS OF YOUR WATER RIGHT

RIGHT NUMBER: Your water right is identified by a number assigned by IDWR. The first two digits identify IDWR's administrative basin number; for example, 87.

NAME AND ADDRESS: Your name and address should appear here. IDWR will use the most recent name and address in its records for the water right.

SOURCE: The name and/or type of the source where you divert your water. For example: "*ground water,*" "*unnamed spring,*" or "*Common Creek.*"

QUANTITY: The amount of water recommended in either cubic feet per second (cfs) and/or the volume of water in acre feet per year (AFY).

PRIORITY DATE: The date used to determine the priority of your right in relation to other rights using water from the same source.

POINT OF DIVERSION: The legal location where you divert water from its source; generally described as 1/4 1/4 sections down to a 40-acre tract, or smaller. Other legal descriptions that might be used are government lots, block, subdivision, parcel numbers, townsite names, mining claim information, homestead entry surveys, or other survey information.

PURPOSE OF USE: The general category of the type of use you can make of your water. Typical purposes of use include irrigation, domestic, or stock watering.

PERIOD OF USE: The period of time during the year when you can use the water for your right.

PLACE OF USE: The legal location where you use your water right; generally described as 1/4 1/4 sections down to a 40-acre tract. Other legal descriptions that might be used are government lots, block, subdivision, parcel numbers, townsite names, mining claim information, homestead entry surveys, or other survey information.

BASIS OF CLAIM: The method that was used to establish your claim. Examples include prior decree, posted notice, beneficial use (historical) method, license, or permit.

IDWR does not investigate or make recommendations regarding federal law based claims.