



State of Idaho

DEPARTMENT OF WATER RESOURCES

Northern Region • 7600 N. Mineral Drive, Suite 100 • Coeur d'Alene, Idaho 83815-7763
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C.L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Director

December 31, 2015

MC CREA-AGEE, LLC
7606 N FOX POINT DR
SPOKANE, WA 99208

RE: Evidence of priority date for Claim 95-14072

Dear Claimant(s),

The Department of Water Resources has received your Coeur d'Alene-Spokane River Basin Adjudication (CSRBA) water right claim. We are unable to recommend your adjudication claim to the full extent claimed for the following reason:

The Notice of Claim to a Water Right identified with the number shown above was submitted for the domestic use of water from a spring with a claimed priority date of December 30, 1901. The described use claimed is for your rental cabin and lawn irrigation around your primary family home. The evidence of beneficial use submitted with the claim to support this priority date includes the residential property record for the cabin and also an appraisal summary of the primary home. The property record for the rental cabin indicates that the home was first built in 1960, but was remodeled and moved onto the property in 1981. If the water use within the cabin from the spring began in 1981, it constitutes a violation of the Mandatory Permit Statute for the water source. The permit system for establishing a water right became mandatory for uses developed from surface water after May 20, 1971 (except for watering stock directly from streams). As the primary home predates the surface water statute, the use of water from this source for the purpose of supplemental lawn irrigation around the home is allowable and that portion of the claim can be recommended.

We will move forward with the recommendation of your CSRBA Water Right claim to its full extent once provided sufficient evidence to verify that the beneficial use of this water source for domestic purposes within the rental cabin began prior to May 20, 1971. If no further evidence is submitted, only the lawn irrigation portion of this claim will be recommended and you will be required to obtain a water use permit for the domestic water use within the rental cabin. Please submit the required evidence within 30 days, referencing all documents with the corresponding claim number.

If you have any questions or concerns, do not hesitate to contact our office and we will be happy to help. I can be reached by phone during business hours at 208-762-2800 or by email at evan.roda@idwr.idaho.gov.

Best Regards,

Evan W. Roda
Senior Water Resource Agent
Northern Region

SCANNED
DEC 31 2015