

Holmes, Christopher

From: Barbara Aston <bjatn3@aol.com>
Sent: Friday, October 11, 2019 10:10 AM
To: Holmes, Christopher
Subject: Re: Notice of Claim to a Water Right 87-11836

Thank you for your email. We are doing additional research to see if we can learn more and will get back to you. Is there a time frame for getting back to you?

Barbara Aston.

Sent from my iPhone

On Oct 8, 2019, at 2:41 PM, Holmes, Christopher <Christopher.Holmes@idwr.idaho.gov> wrote:

Good afternoon,

I am emailing you in regards to your Notice of Claim to a Water Right 87-11836. The Claim is based on a statutory claim, also called beneficial use claim, and is established by historic use of water. The date of first use is known as the priority date, and cannot be confirmed by a field examination. Because of this, proof must be provided by the claimant supporting the priority date claimed and the historic use of the water.

After reviewing your Claim, I am unable to confirm the priority date of 8/22/1971. From department resources, I am able to recommend a priority date of 12/31/1981 with no additional evidence submitted. I did find a Well Driller's Report under the owner Richard Bright with a well drilled on 1/22/1971 in the area. If this was a previous owner of your parcel, I would be able to use this as your evidence. If not, you can submit additional evidence to me through email, or mail it to our Northern Region office in Coeur d' Alene. Examples of additional evidence include:

1. Affidavits – a statement from someone with personal knowledge of when beneficial use was first made, such as a neighbor or a previous owner of the property. Personal knowledge means someone who observed the use, not someone who was told of the use by someone else. The affidavit should include the month and year when the water usage began.
2. Sales receipts for equipment or materials used in the water system
3. Records of the person or business who sold, installed or constructed the diversion works
4. Written record of when a home was established on the property
5. Some other evidence to support when Domestic usage began on the property

If you have any questions, please feel free to call me.

Sincerely,

Christopher Holmes

Christopher Holmes
Water Resource Agent
Idaho Department of Water Resources, Northern Region
7600 N. Mineral Drive, Suite 100