



State of Idaho

DEPARTMENT OF WATER RESOURCES

Northern Region • 7600 N. Mineral Drive, Suite 100 • Coeur d'Alene, Idaho 83815-7763
Phone: (208) 762-2800 • Fax: (208) 762-2819 • Website: www.idwr.idaho.gov

BRAD LITTLE
Governor

GARY SPACKMAN
Director

October 1, 2020

BEARCREEK WB LLC
5401 S BELL ST
TACOMA, WA 98408

RE: Evidence of priority date for Claim 87-10294

Dear Claimant(s),

The Department of Water Resources has received your Palouse River Basin Adjudication (PRBA) water right claim. We are unable to recommend your adjudication claim to the extent claimed at this time for the following reason:

The Notice of Claim to a Water Right identified with the number shown above was submitted for the use of multiple surface water sources (pond, spring, & unnamed stream) for stock watering purposes with a claimed priority date of January 1, 1960. There was no evidence provided to support this priority date and prove the beneficial use of that water for stockwater purposes within the claimed place of use. Additionally, the claim states that no development of the claimed water sources has taken place and the stock "drink directly from the source". With no evidence submitted reflecting the date water was first put to beneficial use, this claim will be recommended based upon the information already available. An additional claim for the domestic use of groundwater was filed for the same property, claim no. 87-10243, in which it was stated that a home was first built on the property in 1974. Based on this information, claim 87-10294 will be recommended with a priority date of 1/1/1974.

PLEASE NOTE: As no development of the claimed water sources has occurred, this claim will be recommended only as an in-stream stockwater right for the use of water from the unnamed stream claimed. If a water right is desired for the use of water from the pond or spring for stockwater purposes, additional adjudication claims should be filed. Please be sure to include evidence of when the pond was first constructed and put to beneficial use. If this is a naturally occurring pond due to surface runoff and no development has taken place, you do not need a water right for your stock to drink directly from it, as is the case for the claimed spring. However, if a surface water source is developed and diverted after May 20, 1971, then an Application for Permit should be filed rather than an adjudication claim.

If you have any questions or concerns, please 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,

A handwritten signature in blue ink, appearing to read 'Evan W. Roda'.

Evan W. Roda
Water Rights Supervisor
Northern Region