

PROCEDURE FOR NOTIFICATION OF WATER RIGHT APPLICATIONS TO INDIAN TRIBES

Resource Contact: Coordination and Technical Services Section

Effective Date: 5-1-90

Revised: 5-1-90

References: POL-1105
PRO-1043A

Purpose: To implement POL-1105

Application: This procedure applies to all water right applications received pursuant to chapters 90.03 and 90.44 RCW.

1. Notify the appropriate Indian Tribe

The Department of Ecology, Water Resources Program, will notify the appropriate Indian tribe of water right activities which affect waters that border, flow through, or are within the exterior boundaries of their Indian reservation, their usual and accustomed fishing areas, or traditional use areas. Notification concerning new water right applications and applications to change existing water rights will consist of a copy of the application and a map with the point of diversion demarcated.

2. Notification is Tribal specific

Each tribe has specific concerns related to water resource management. The attached table is a list of the tribes organized alphabetically, their area of interest listed as water resource inventory areas (WRIAs), the person to whom the notification is sent, and any special notes. The region specific procedure should also be reviewed for special notes, etc., concerning each tribe.

When a water right application or application for change to an existing water right is received, personnel will determine the WRIA in which the source is located. If the proposed source is within a WRIA listed as a tribal area of concern, and the proposed appropriation is greater than any tribal specific threshold, then the tribal contact will be sent notification.

3. Tribes may update their areas of concern

The Tribes may update their areas of concern at any time. When a tribe contacts the Coordination and Technical Services Section to request a change in areas of interest, a revised tribal table will be sent out. If a tribe requests a change in an area of interest through a regional office, please inform the Coordination and Technical Services Section.

Hedia Adelsman
Program Manager
Water Resources Program

Special Note: These policies and procedures are used to guide and ensure consistency among water resources program staff in the administration of laws and regulations. These policies and procedures are not formal administrative regulations that have been adopted through a rule-making process. In some cases, the policies may not reflect subsequent changes in statutory law or judicial findings, but they are indicative of the department's practices and interpretations of laws and regulations at the time they are adopted. If you have any questions regarding a policy or procedure, please contact the department.

Revised 6/19/90

TRIBE	WRIAS OR INTEREST AREA	REGION	SURFACE OR GROUND	WHOM TO SEND INFORMATION TO	SPECIAL NOTES
Colville	45, 46, 47, 48, 49, 50, 51, 52, 53, 58, 59, 60,61	ERO & CRO	Both	Gary Passmore, Director Environmental Trust Colville Confederated Tribes P.O. Box 150 Nespelem, WA 99155	Both surface and groun for WRIAs 50, 51, 52,53, 58, 60, 61. Surface water only for WRIAs 45, 46, 47, 48, 49. Two special areas in WRIA 47 & 49. Palmer Lake and Wapato Point for ground water applications only.
Confederated Tribes and Bands of the Yakima Indian Nation	29, 30, 31, 32, 33, 35, 38, 39, 40, 45, 46, 47, 48	ERO & CRO	Both	Carroll Palmer, Director Natural Resources Division Yakima Indian Nation P.O. Box 151, Fort Road Toppenish, WA 98948	
Elwha	14, 16, 17, 18, 19, 20, 21	SWRO	Both	Ralph Kipansky Tribal Planner Lower Elwha Tribal Council 1666 Lower Elwha Road Port Angeles, WA 98362	
Jamestown Klallam Tribe	17 & 18	SWRO	Both	Ann Seiter Fisheries Manager Jamestown Klallam Tribe 305 Old Blyn Highway Sequim, WA 98382	
Kalispel	62	ERO	Both	Dale Chess Timber, Fish and Wildlife Biologist Upper Columbia United Tribes Fisheries Center Eastern Washington University Department of Biology Cheney, WA 99004 Glen Nenema, Chairman Kalispel Tribe P.O. Box 38 Usk, WA 99180	All surface water and ground water exceeding 10 spm.

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Lummi Indian Business Council	1	NWRO	Both	Water Resource Planner Lummi Indian Fisheries 2616 Kwina Road Bellingham, WA 98226	
Muckleshoot Indian Tribe	8, 9, 10	SWRO & NWRO	Both	Holly Coccoli Muckleshoot Indian Tribe 39015 – 172nd Avenue SE Auburn, WA 98002 Walter Pacheco Muckleshoot Indian Tribe 39015 172nd Avenue SE Auburn, WA 98002	Must send two notices. Also send monthly summary of well drilling activity.
Point No Point Treaty Council	14, 15, 16, 17, 18, 19	SWRO & NWRO	Both	Margie Schirato Point No Point Treaty Council Skokomish Fisheries Office North 541 Tribal Center Rd Shelton, WA 98584 Bob Heinith Water Resource Biologist Point No Point Treaty Council 7850 NE Klallam Road Kingston, WA 98346	
Puyallup	10 & 12	SWRO	Both	Russ Ladley Environmental Biologist 2002 East 28th Street Tacoma, WA 98404	Not interested in applications for ground water less than 500 gpm or surface less than 1 cfs.
Shoalwater Bay	24	SWRO		J. Bruce Pedersen Shoalwater Bay Indian Tribe Tokeland, WA 98590	No need to send notification as of now.
Skagit System Cooperative	3	NWRO	Both	Joe Shedlock Skagit System Cooperative P.O. Box 368 LaConner, WA 98257-0368	

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Skokomish	14, 15, 16	SWRO/NWRO	Both	Skokomish Indian Tribe N. 80 Tribal Center Road Shelton, WA 98584	
Spokane	53, 54, 58, 59	ERO	Both	Dr. Alan Scholz Upper Columbia United Tribes Fisheries research Center Eastern Washington University Cheney, WA 99004	
Squaxin Island Tribe	13, 14, & part of 15	SWRO/NWRO	Both	Jeff Dickison, Biologist Squaxin Island Tribe Natural Resources Department West 81 Highway 108 Shelton, WA 98584	
Stillaguamish	5	NWRO	Both	Pat Stevenson Environmental Biologist Stillaguamish Tribe of Indians 3439 Stoluckquamish Lane Arlington, WA 98223	
Suquamish	15	NWRO	Both	Phyllis Meyers Environmental Biologist The Suquamish Tribe P.O. Box 498 Suquamish, WA 98392	
Swinomish	3	NWRO	Both	On Reservation: Allan Olsen & A.J. Kuntze II Office of Tribal Council P.O. Box 817 950 Moorage Way LaConner, WA 98257	Prior to visiting the reservation contact Planning Office so they can coordinate activities
Tulalip	5, 6, 7		Both	Bell & Ingram Attn: Allen H. Sanders Wall Street Building Suite 1000 2930 Wetmore Avenue Everett, WA 98201	

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TRIBE	WRIAS OR INTEREST AREA	REGION	SURFACE OR GROUND	WHOM TO SEND INFORMATION TO	SPECIAL NOTES
Tulalip (continued)				<p>Mr. Chris Spens Watershed Specialist Tulalip Fisheries Dept Tulalip Tribes of Washington 3901 Totem Beach Road Marysville, WA 98270</p> <p>Pirtle, Morisset, Schlosser & Ayer Mr. Mason Morisset Suite 1500 Seattle Trust Tower 1002 Avenue Seattle, WA 98104 PH 386-5200</p>	