



STATE OF WASHINGTON  
DEPARTMENT OF ECOLOGY

Northwest Regional Office • 3190 160th Ave SE • Bellevue, WA 98008-5452 • 425-649-7000  
711 for Washington Relay Service • Persons with a speech disability can call 877-833-6341

**FEB 05 2019**

Scott Woodbury, P.E.  
Assistant Public Works Director  
City of Enumclaw  
1309 Myrtle Avenue  
Enumclaw, WA 98022

RE: Your temporary trust water right donation of Ground Water Certificate G1-20529C -  
**Originally accepted on December 16, 2009**

Dear Mr. Woodbury:

**PER YOUR JANUARY 14, 2019, REQUEST - THIS IS A 10 YEAR EXTENSION  
VALID THROUGH DECEMBER 16, 2029 – ALL EXTENSION UPDATES ARE  
SHOWN IN BOLD TYPE**

The purpose of this letter is to acknowledge the acceptance of your donation to the Washington State Trust Water Right Program. This trust water right has been assigned the control number CG1-20529C@1. Please refer to that number when corresponding with us about this trust water right.

The Department of Ecology (Ecology), pursuant to RCW 90.42.080(1)(b), acknowledges your donation in the amount of 45 gallons per minute and 18.6 acre-feet per year. The purpose of the donation is to benefit aquifer storage and instream flow in Newaukum Creek (tributary to the Green River). As per your **extension** request, this temporary donation will expire on December 16, **2029**, or upon written notification of termination by the City.

Ground Water Certificate G1-20529C issued to the City of Enumclaw, with a priority date of April 4, 1973. It authorizes the groundwater withdrawal of 45 gallons per minute and up to 18.6 acre-feet per year, for multiple domestic supply, year-round. The authorized point of withdrawal is located within the SE $\frac{1}{4}$  of Section 2, Township 20 North, Range 6 East, W.M. The recorded place of use is: All of the NW $\frac{1}{4}$  SE $\frac{1}{4}$ , and the SW $\frac{1}{4}$  NE $\frac{1}{4}$  of Section 2, Township 20 North, Range 6 East, W. M. within the service area of the Y-Bar-S Water Co. in King County, Washington.



RCW 90.42.080(4) specifies that a donated water right cannot exceed the extent to which the water right was exercised during the five years before the donation. Documents supplied with your application testify to full use of water within the most recent five years **prior to 2009. As per RCW 90.42.040(4)(c), a trust water right acquired by the state and held or authorized for beneficial use by the department is considered to be exercised as long as it is in the trust water rights program. Your water right has been exercised in the trust program since December 16, 2009.** As such, Ecology accepts your water right into the trust program at full face value.

In accordance with RCW 90.42.040(6), RCW 90.14.140(h), and RCW 90.14.215, a water right is not subject to relinquishment while it is managed within the trust water right program. Ecology's acceptance of the donated water right into the trust water right program is not evidence of the validity or quantity of the right. When the period of trust ends, the water right will revert back to the water right holder or landowner in the full quantity accepted into the trust water program and for the original purpose.

If, prior to expiration of this temporary donation, you would like to extend the donation, please send us a written request. Also, if you wish to modify any terms of your donation, your letter must include the new terms. Ecology will review your request and any new or modified terms and conditions and will notify you whether the donation can be extended.

If you have any questions or concerns, please call Buck Smith at (425) 649-7147 or email him at [buck.smith@ecy.wa.gov](mailto:buck.smith@ecy.wa.gov).

### Your Right To Appeal

You have a right to appeal this Order to the Pollution Control Hearings Board (PCHB) within 30 days of the date of receipt of this Order. The appeal process is governed by chapter 43.21B RCW and chapter 371-08 WAC. "Date of receipt" is defined in RCW 43.21B.001(2).

To appeal, you must do the following within 30 days of the date of receipt of the Order:

- File your appeal and a copy of this Order with the PCHB (see addresses below). Filing means actual receipt by the PCHB during regular business hours.
- Serve a copy of your appeal and this Order to Ecology in paper form - by mail or in person (see addresses below). E-mail is not accepted.


You must also comply with other applicable requirements in chapter 43.21B RCW and chapter 371-08 WAC.

Mr. Scott Woodbury  
City of Enumclaw  
Temporary Trust Extension CG1-20529C@1  
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Street Addresses	Mailing Addresses
<b>Department of Ecology</b> Attn: Appeals Processing Desk 300 Desmond Drive SE Lacey, WA 98503	<b>Department of Ecology</b> Attn: Appeals Processing Desk PO Box 47608 Olympia, WA 98504-7608
<b>Pollution Control Hearings Board</b> 1111 Israel RD SW, Ste 301 Tumwater, WA 98501	<b>Pollution Control Hearings Board</b> PO Box 40903 Olympia, WA 98504-0903

For additional information, visit the Environmental Hearings Office Website: <http://www.cho.wa.gov>. To find laws and agency rules, visit the Washington State Legislature Website: <http://www1.leg.wa.gov/CodeReviser>.

Signed at Bellevue, Washington, this 5<sup>th</sup> day of February, 2019.

  
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Ria Beins  
Section Manager  
Water Resources Program

By Certified Mail: 9171 9690 0935 0216 7442 14