

*cc*  
*\$100.*  
*CK# 18542*  
*4/14/16*  
*CRJ*

## WATER RESOURCES

### Application for Change/Transfer of a Water Right



**You must include a \$50.00 minimum filing fee with this application for:**

(Check all that apply.)

- Change purpose(s) of use
- Add purpose(s) of use
- Change/transfer place of use
- Change point(s) of diversion/withdrawal
- Add point(s) of diversion/withdrawal
- Other (i.e. consolidation, intertie, trust water)

Moving Water Right from land currently not being  
Explain: farmed to land with producing cherries on it.

**FOR OFFICIAL USE ONLY**

DATE APPLICATION RECEIVED 4-14-2016

CHECK NO. 18542 FEE \$ 100.00 For 2

DATE ACCEPTED 05-16-2016 BY CRJ

CHANGE NO. CS4-SWC 04232 e5

COUNTY OKANOGAN WRIA 48

SPECIAL AREA \_\_\_\_\_

SEPA:  EXEMPT  NOT EXEMPT

ECY CODING: 001-002-WR10285-000011

APP NO. 10316 PERMIT NO. 07457

CERT NO. 04232 CERT OF CHG NO. \_\_\_\_\_

54-10316 CWRIS

**No filing fee is required for applications for:**

- Drought
- Cost Reimbursement
- Water Conservancy Board

I have completed a pre-application consultation with Ecology.

### 1. Applicant Information

|  |             |                           |                         |
|--|-------------|---------------------------|-------------------------|
| APPLICANT/BUSINESS NAME<br>FUGACHEE ORCHARDS PARTNERSHIP |             | PHONE NO.<br>509 923-2421 | FAX NO.<br>509 923-2423 |
| ADDRESS<br>P.O. BOX 459                                  |             |                           |                         |
| CITY<br>BREWSTER   | STATE<br>WA | ZIP CODE<br>98812         |                         |
| EMAIL ADDRESS (IF AVAILABLE)<br>fugachee@ncidata.com     |             |                           |                         |

|  |             |                           |                         |
|--|-------------|---------------------------|-------------------------|
| CONTACT (IF DIFFERENT FROM ABOVE)<br>SHOU SHIA WANG  |             | PHONE NO.<br>509 923-2421 | FAX NO.<br>509 923-2423 |
| ADDRESS<br>P.O. BOX 459                              |             |                           |                         |
| CITY<br>BREWSTER                                     | STATE<br>WA | ZIP CODE<br>98812         |                         |
| EMAIL ADDRESS (IF AVAILABLE)<br>fugachee@ncidata.com |             |                           |                         |

|  |             |                           |                         |
|--|-------------|---------------------------|-------------------------|
| LEGAL LAND OWNER or PART OWNER OF PROPOSED PLACE OF USE<br>FUGACHEE ORCHARDS PARTNERSHIP |             | PHONE NO.<br>509 923-2421 | FAX NO.<br>509 923-2423 |
| ADDRESS<br>P.O. BOX 459  |             |                           |                         |
| CITY<br>BREWSTER   | STATE<br>WA | ZIP CODE<br>98812         |                         |
| EMAIL ADDRESS (IF AVAILABLE)<br>fugachee@ncidata.com                                     |             |                           |                         |

CS4-SWC 04232 e5

2016 SEASON

## 2. Water Right Information

|   |                                 |
|---|---------------------------------|
| WATER RIGHT OR CLAIM NUMBER<br>S4010316CWRIS (SWCO4232)   | RECORDED NAME(S)<br>RALPH ADAMS |
| DO YOU OWN THE RIGHT TO BE CHANGED? <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO                               |                                 |
| IF NO, PROVIDE OWNER(S) NAME and ADDRESS: _____   |                                 |
| HAS THE WATER BEEN USED AS AUTHORIZED IN THE LAST FIVE (5) YEARS? <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO |                                 |

- Attach copies of any documentation that shows the historical use of water that has occurred since the right was established.
- If you have a water system plan or conservation plan, please include a copy with your application.

## 3. Point(s) of Diversion/Withdrawal:

### A. Existing

| SOURCE         | NO. | ¼  | ¼  | SEC. | TWP. | RGE. | PARCEL # | WELL TAG # |
|----------------|-----|----|----|------|------|------|----------|------------|
| COLUMBIA RIVER |     | NE | NE | 30   | 30N  | 24   |          |            |
|                |     |    |    |      |      |      |          |            |

### B. Proposed (if different from 3.A.)

| SOURCE         | NO. | ¼  | ¼  | SEC. | TWP. | RGE. | PARCEL # | WELL TAG # |
|----------------|-----|----|----|------|------|------|----------|------------|
| COLUMBIA RIVER |     | SE | SW | 30   | 30   | 24   |          |            |
|                |     |    |    |      |      |      |          |            |

### C. DO YOU OWN THE EXISTING AND PROPOSED POINT(S) OF DIVERSION/WITHDRAWAL?

EXISTING:  YES  NO PROPOSED:  YES  NO – IF NO, PROVIDE OWNER NAME(S): \_\_\_\_\_

- Include copies of all associated water well reports.
- If you know the distances from the nearest section corner to the above point(s) of diversion/withdrawal, please include that information in Item No. 6 (remarks) or as an attachment.

## 4. Purpose of Use:

### A. Existing

| PURPOSE OF USE | GPM or CFS | ACRE-FT/YR | PERIOD OF USE    |
|----------------|------------|------------|------------------|
| IRRIGATION     |            |            | APRIL - NOVEMBER |
| FROST CONTROL  |            |            | APRIL            |
| "SEE ATTACHED" |            |            |                  |
|                |            |            |                  |

### B. Proposed (if different from 4.A.)

| PURPOSE OF USE | GPM or CFS | ACRE-FT/YR | PERIOD OF USE    |
|----------------|------------|------------|------------------|
| IRRIGATION     |            |            | APRIL - NOVEMBER |
| FROST CONTROL  |            |            | APRIL            |
| "SEE ATTACHED" |            |            |                  |
|                |            |            |                  |

## 5. Place of Use:

### A. Existing

|  |   |      |      |      |        |          |            |
|--|---|------|------|------|--------|----------|------------|
| LEGAL DESCRIPTION OF LANDS WHERE WATER IS PRESENTLY USED:  |   |      |      |      |        |          |            |
| "SEE ATTACHED"   |   |      |      |      |        |          |            |
| " EXCLUDING LANDS NOT OWNED BY FUGACHEE ORCHARDS PARTNERSHIP"  |   |      |      |      |        |          |            |
| ¼  | ¼ | SEC. | TWP. | RGE. | COUNTY | PARCEL # | # OF ACRES |
|  |   |      |      |      |        |          |            |
| DO YOU OWN ALL THE LANDS IN THE EXISTING PLACE OF USE? <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO |   |      |      |      |        |          |            |
| IF NO, PROVIDE OWNER NAME(S):  |   |      |      |      |        |          |            |

### B. Proposed (if different than 5.A.)

|  |    |      |      |      |          |            |            |
|--|----|------|------|------|----------|------------|------------|
| LEGAL DESCRIPTION OF LANDS WHERE NEW USE IS PROPOSED:  |    |      |      |      |          |            |            |
| "SEE ATTACHED"   |    |      |      |      |          |            |            |
| ¼  | ¼  | SEC. | TWP. | RGE. | COUNTY   | PARCEL #   | # OF ACRES |
| SW   | NW | 19   | 30N  | 24   | OKANOGAN | 3024194000 | 7          |
| DO YOU OWN ALL THE LANDS IN THE PROPOSED PLACE OF USE? <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO |    |      |      |      |          |            |            |
| IF NO, PROVIDE OWNER NAME(S): DEPARTMENT OF NATURAL RESOURCES  |    |      |      |      |          |            |            |

- Attach a detailed map of your proposed change/transfer. The map should show existing and proposed point(s) of diversion/withdrawal, place of use and any other features involved with this application.
- If platted property, please include a certified copy of the plat map.

### D. Are there any additional water rights or claims related to the same property as the one proposed for change/transfer?

YES  NO – IF YES, PROVIDE THE WATER RIGHT/CLAIM NUMBER(S):

## 6. Remarks and Other Relevant Information:

|  |
|--|
| "Please contact Sage Park @ Ecology's Yakima, WA Office for questions on this application. |
|  |
|  |
|  |
|  |
| IF FOR SEASONAL OR TEMPORARY, START DATE <u>04/01/2016</u> END DATE <u>11/30/2016</u>      |

Certain applications may incur a Real Estate Excise Tax liability for the seller of the water rights. The Department of Revenue has requested notification of potential taxable water right related actions and therefore may be provided with a copy of this request. For further information, contact:

Department of Revenue  
Real Estate Excise Tax  
PO Box 47477  
Olympia, WA 98504-7477

Phone (360) 570-3265

5. Place of use

B. Proposed

**Legal Description for Change Order:**

**B. Proposed:**

**"390 acres in the**

**SW $\frac{1}{4}$  of Section 19;**

**SE  $\frac{1}{4}$  SE  $\frac{1}{4}$  of Section 19;**

**SW  $\frac{1}{4}$  and SE  $\frac{1}{4}$  of Section 19;**

**SW  $\frac{1}{4}$  SW  $\frac{1}{4}$  of Section 20;**

**NW  $\frac{1}{4}$  NW  $\frac{1}{4}$  of Section 29;**

**NW  $\frac{1}{4}$  of Section 30, except Government Lot 2;**

**W  $\frac{1}{2}$  NE  $\frac{1}{4}$  of Section 30;**

**NE  $\frac{1}{4}$  NE  $\frac{1}{4}$  of Section 30;**

**SE  $\frac{1}{4}$  NE  $\frac{1}{4}$  of Section 30;**

**All of the above in Township 30 North, Range 24 East, W.M. in Okanogan County, Washington; AND**

**SW  $\frac{1}{4}$  SE  $\frac{1}{4}$  of Section 24;**

**N  $\frac{1}{2}$  NW  $\frac{1}{4}$  NE  $\frac{1}{4}$  of Section 25;**

**NE  $\frac{1}{4}$  NE  $\frac{1}{4}$  of Section 25;**

**All of the above in Township 30 North, Range 23 East, W.M. in Okanogan County, Washington**

## 7. Signatures:

I certify that the information above is true and accurate to the best of my knowledge. I understand that in order to process my application, I hereby grant staff from the Department of Ecology or the County Conservancy Board access to the above site(s) for inspection and monitoring purposes. If assisted in preparing this above application, I understand that all responsibility for the accuracy of the information rests with me.

Shou Shia Wang, Managing Partner  
 Applicant Printed Name – Title

  
 Applicant Signature

03/04/2016  
 (Date: MM/DD/YYYY)

Shou Shia Wang, Managing Partner  
 Water Right Holder Printed Name

  
 Water Right Holder Signature

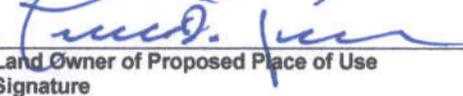
03/04/2016  
 (Date: MM/DD/YYYY)

Shou Shia Wang, Managing Partner  
 Land Owner of Existing Place of Use Printed Name

  
 Land Owner of Existing Place of Use Signature

03/04/2016  
 (Date: MM/DD/YYYY)

State of Washington DNR  
 Land Owner of Proposed Place of Use Printed Name

X   
 Land Owner of Proposed Place of Use Signature

X 03/22/2016  
 (Date: MM/DD/YYYY)

|   |   |   |
|---|---|---|
| <p><b>*Submit your application to:</b></p> <p>DEPARTMENT OF ECOLOGY<br/>         CASHIERING SECTION<br/>         PO BOX 47611<br/>         OLYMPIA, WA 98504-7611</p> | <input checked="" type="checkbox"/> Central Regional Office<br>1250 W. Alder Street<br>Union Gap, WA 98903-0009<br>(509) 575-2490     | <input type="checkbox"/> Eastern Regional Office<br>4601 N. Monroe Street<br>Spokane, WA 99205-1265<br>(509) 329-3400 |
|   | <input type="checkbox"/> Northwest Regional Office<br>3190 – 160 <sup>th</sup> Avenue SE<br>Bellevue, WA 98008-5452<br>(425) 649-7000 | <input type="checkbox"/> Southwest Regional Office<br>PO Box 47775<br>Olympia, WA 98504-7775<br>(360) 407-6300        |

**ATTACHMENT FOR  
Application for Change/Transfer of Water Right**

**Point(s) of Diversion/Withdrawal -  Existing  Proposed:**

| SOURCE         | NO. | ¼  | ¼  | SEC. | TWP. | RGE. | PARCEL #   | WELL TAG # |
|----------------|-----|----|----|------|------|------|------------|------------|
| COLUMBIA RIVER |     | NE | NE | 30   | 30N  | 24   | 3024300032 |            |
|                |     |    |    |      |      |      | 3024300041 |            |
|                |     |    |    |      |      |      | 3024300042 |            |
|                |     |    |    |      |      |      | 3024301001 |            |
|                |     |    |    |      |      |      |            |            |
|                |     |    |    |      |      |      |            |            |

DO YOU OWN THE ABOVE POINT(S) OF DIVERSION/WITHDRAWAL?  YES  NO  
IF NO, PROVIDE OWNER NAME(S): PUD NO.1 OF DOUGLAS COUNTY LAND

**Purpose(s) of Use -  Existing  Proposed:**

| PURPOSE OF USE | GPM or CFS | ACRE-FT/YR | PERIOD OF USE    |
|----------------|------------|------------|------------------|
| IRRIGATION     |            |            | APRIL - NOVEMBER |
| FROST CONTROL  |            |            | APRIL            |
|                |            |            |                  |
|                |            |            |                  |
|                |            |            |                  |

**Place of Use -  Existing  Proposed:**

**LEGAL DESCRIPTION OF LANDS**

*Part of that portion of lots 7 and 8 of Sec. 30 lying North of the Great Northern right-of-way, area exclusive of State Road right-of-way, 59.65 acres more or less. Sec. 30, Twp. 30 N., Rge. 24 E.W.M.*

*The following described portion of lots 7 and 8 of same Sec. 30: Beginning at the quarter corner between Secs. 29 and 30, Twp. 30 N., Rge. 24 E.W.M., run thence North 0°35' East 266 feet on section line to marked stone on South line of Great Northern right-of-way at South 0°35' East 2996 feet from Northeast corner of Sec. 30; thence South 59°58' East 168 feet on South line of Great Northern right-of-way; thence South 56°22' East 150 feet on South line of Great Northern right-of-way; thence South 58°59' East 200 feet on South line of Great Northern right-of-way; thence South 60°29' East 772 feet to corner of Pinnis Mine Tract; thence South 29°21' East to Bank of Columbia River; thence North 98°49' East 165 feet along Columbia River; thence North 62°14' East 235 feet along Columbia River; thence North 47°19' East 717.5 feet along Columbia River to quarter corner place of beginning.*

"Encompasses 83.33 acres, of which 17.55 acres were planted in apples. These trees removed in 2009.

| ¼  | ¼  | SEC. | TWP. | RGE. | COUNTY   | PARCEL #        | # OF ACRES |
|----|----|------|------|------|----------|-----------------|------------|
| NE | NE | 30   | 30N  | 24   | OKANOGAN | As Listed Above | 83.33      |

DO YOU OWN ALL THE LANDS IN ABOVE PLACE OF USE?  YES  NO  
IF NO, PROVIDE OWNER NAME(S):

**Shortened Legal Description:**

The Northeast quarter of the Northeast quarter:  
Those portions of Government Lots 7 and 8 lying Northwesterly of the Northwesterly Right of way. Line of relocated Primary State Highway No. 10, as relocated in 1965;  
All in Section 30, Township 30 North, Range 24 EWM, Okanogan County, Washington.

**ATTACHMENT FOR  
Application for Change/Transfer of Water Right**

**Point(s) of Diversion/Withdrawal -  Existing  Proposed:**

| SOURCE         | NO. | ¼  | ¼  | SEC. | TWP. | RGE. | PARCEL #   | WELL TAG # |
|----------------|-----|----|----|------|------|------|------------|------------|
| COLUMBIA RIVER |     | SE | SW | 30   | 30   | 24   | 3024194000 |            |
|                |     |    |    |      |      |      |            |            |
|                |     |    |    |      |      |      |            |            |
|                |     |    |    |      |      |      |            |            |
|                |     |    |    |      |      |      |            |            |

DO YOU OWN THE ABOVE POINT(S) OF DIVERSION/WITHDRAWAL?  YES  NO  
 IF NO, PROVIDE OWNER NAME(S): PUMPS LOCATED ON PUD NO.1 OF DOUGLAS COUNTY LAND

**Purpose(s) of Use -  Existing  Proposed:**

| PURPOSE OF USE | GPM or CFS | ACRE-FT/YR | PERIOD OF USE    |
|----------------|------------|------------|------------------|
| IRRIGATION     |            | 1,635.95   | APRIL - NOVEMBER |
| FROST CONTROL  |            | 21.50      | APRIL            |
|                |            | for        |                  |
|                |            | entire     |                  |
|                |            | Orchard's  |                  |
|                |            | 390 acres  |                  |

**Place of Use -  Existing  Proposed:**

| <b>LEGAL DESCRIPTION OF LANDS</b>   |    |      |      |      |          |            |                 |
|---|----|------|------|------|----------|------------|-----------------|
| 7 Acres within the SW1/4NW1/4 of Section 19, Township 30 North, Range 24 East within Okanogan County Parcel Number 3024194000 which is owned by the Department of Natural Resources.  |    |      |      |      |          |            |                 |
| The intent of this change application is to transfer approximately 7 acres of irrigated land currently under S3-21139(L)P to land owned by the WDNR and leased by Fugachee Orchards Partnership in Section 19 of T30N/R24E. |    |      |      |      |          |            |                 |
| A point of diversion will need to be added to this permit to service these lands. This point of diversion is existing and currently provides water under water permit number S4-29876P.                                     |    |      |      |      |          |            |                 |
| "Encompasses 83.33 acres, of which 17.55 acres were planted in apples. These trees removed in 2009.   |    |      |      |      |          |            |                 |
| ¼   | ¼  | SEC. | TWP. | RGE. | COUNTY   | PARCEL #   | # OF ACRES      |
| SW  | NW | 19   | 30N  | 24   | OKANOGAN | 3024194000 | 7 acres approx. |
| DO YOU OWN ALL THE LANDS IN ABOVE PLACE OF USE? <input checked="" type="checkbox"/> YES <input checked="" type="checkbox"/> NO  |    |      |      |      |          |            |                 |
| IF NO, PROVIDE OWNER NAME(S): DEPARTMENT OF NATURAL RESOURCES   |    |      |      |      |          |            |                 |

## ATTACHMENT FOR Application for Change/Transfer of Water Right

### Signatures:

I certify that the information above is true and accurate to the best of my knowledge. I understand that in order to process my application, I hereby grant staff from the Department of Ecology or the County Conservancy Board access to the above site(s) for inspection and monitoring purposes. If assisted in the preparation of the above application, I understand that all responsibility for the accuracy of the information rests with me.

Shou Shia Wang, Mgng. Ptrn. \_\_\_\_\_

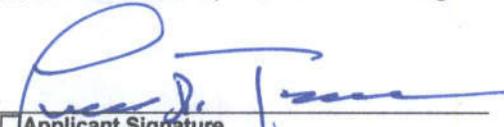
- Applicant Printed Name – Title
- Water Right Holder Printed Name
- Land Owner of Existing Place of Use Printed Name
- Land Owner of Proposed Place of Use Printed Name

- 
- Applicant Signature
  - Water Right Holder Signature
  - Land Owner of Existing Place of Use Signature
  - Land Owner of Proposed Place of Use Signature

03/04/2016  
(Date: MM/DD/YRZR)

State of Washington DNR \_\_\_\_\_

- Applicant Printed Name – Title
- Water Right Holder Printed Name
- Land Owner of Existing Place of Use Printed Name
- Land Owner of Proposed Place of Use Printed Name

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- Applicant Signature
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  - Land Owner of Existing Place of Use Signature
  - Land Owner of Proposed Place of Use Signature

03/22/2016  
(Date: MM/DD/YRZR)

- Applicant Printed Name – Title
- Water Right Holder Printed Name
- Land Owner of Existing Place of Use Printed Name
- Land Owner of Proposed Place of Use Printed Name

- Applicant Signature
- Water Right Holder Signature
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- Land Owner of Proposed Place of Use Signature

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