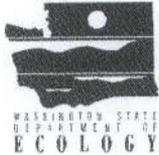


RECEIVED

JUL 14 2014

Department of Ecology  
Eastern Regional Office



# STATE OF WASHINGTON APPLICATION TO ENTER A WATER RIGHT INTO THE TRUST WATER RIGHT PROGRAM

NOTE: THIS FORM IS ONLY TO BE USED FOR THE  
ACQUISITION OF WATER INTO THE TRUST WATER RIGHT PROGRAM

FOR OFFICE USE ONLY	
FILE No. _____	WRIA _____
DATE ACCEPTED ____/____/____	BY _____
FEE \$ _____	REC'D ____/____/____
CHECK No. _____	
SEPA: <input type="checkbox"/> Exempt	<input type="checkbox"/> Not exempt

(Check all that apply.)

- Lease
- Purchase
- Donation
- Other

Explain: \_\_\_\_\_

Portion of the identified existing water right

IF FOR SEASONAL OR TEMPORARY, START DATE 04 / 30 / 2014  
END DATE 12 / 31 / 2023

**\*\*IF MORE SPACE IS NEEDED, ATTACH ADDITIONAL SHEETS (PLEASE PRINT OR TYPE CLEARLY)\*\***

## 1. Applicant Information:

APPLICANT/BUSINESS NAME Washington Water Trust	PHONE NO. (206) 675-1585	FAX NO.
ADDRESS 1530 Westlake Ave N, Ste 400		
CITY Seattle	STATE WA	ZIP CODE 98109
CONTACT NAME (IF DIFFERENT FROM ABOVE) Jason McCormick, Washington Water Trust	PHONE NO. (509)607-3513	FAX NO. (509)925-5603
ADDRESS 103 East 4 <sup>th</sup> Ave, Ste 203		
CITY Ellensburg	STATE WA	ZIP CODE 98926

## 2. Water Right Information:

WATER RIGHT OR CLAIM NUMBER S3-*34173J(A) Superseding Certificate of Touchet River Adjudicated Certificate # 173(A), issued July 23, 2008	RECORDED NAME(S) Dennis Holbrook
DO YOU OWN THE RIGHT? <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO      IF NO, PROVIDE OWNER(S) NAME and ADDRESS: Dave and Bonnie Snedeker 4198 Blakely Ave. NE Bainbridge Island, WA 98110	
HAS THE WATER BEEN PUT TO BENEFICIAL USE IN THE LAST FIVE (5) YEARS? <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO	
ARE WATER DIVERSIONS/WITHDRAWALS OF THIS WATER RIGHT METERED OR MEASURED? <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO      Note: A meter was installed in 2008 but the system hasn't been operating long enough, due to trust water, to establish a full record.	
<b>IMPORTANT!</b> PROVIDE INFORMATION SHOWING THE EXTENT OF WATER USE FOR EACH OF THE LAST FIVE YEARS	

**Please attach copies of any documentation that demonstrates consistent, historical use of water since the right was established. Also, if you have a water system plan or conservation plan, please include a copy with your application.**

FOR OFFICE USE ONLY	
WATER RIGHT NO. _____	FILE (contract) NO. _____

**3. How is Water to be Made Available for Trust?**

<input type="checkbox"/> Alteration in method of diversion	<input type="checkbox"/> Alteration in water use/ irrigated acreage
<input type="checkbox"/> Alteration in method of delivery/conveyance	<input type="checkbox"/> Nonuse of one or more points of diversion
<input type="checkbox"/> Alteration in method of water application	<input checked="" type="checkbox"/> Nonuse of all or a portion of the named water right
<input type="checkbox"/> Alteration in type of crop	<input type="checkbox"/> Other, Explain below:
Name of funding source(s): Department of Ecology and the Columbia Basin Water Transaction Program	

**WATER RIGHT DESCRIPTION \***

**4. Point(s) of Diversion/Withdrawal:**

**A. Existing**

SOURCE	NO.	¼	¼	SEC.	TWP.	RGE.	PARCEL #	WELL TAG #
Touchet River		SE	NE	4	9N	38E	2-009-38-004-1711	n/a

Please include copies of all water well reports involved with this proposal. Also, 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.

**5. Purpose of Use:**

**A. Existing Use of the Water Right**

PURPOSE OF USE	GPM or CFS	ACRE-FT/YR	PERIOD OF USE
Irrigation of 56 acres	.747 cfs 4/1 - 9/15; 1.12 cfs 9/15 - 4/1	196	Continuous

**B. Proposed Purpose of the Trust Water Right:**

DESCRIBE THE PURPOSE(S) OF USE DURING THE PERIOD OF TRUST:	
PURPOSE OF USE	ACRE-FEET/YR
Instream flow from the following of 23 acres of irrigation (3.5 af/acre)	80.5 acre-feet

**6. Place of Use:**

**A. Existing:**

LEGAL DESCRIPTION OF LANDS WHERE WATER IS PRESENTLY USED:								
56 acres within the following: the E½E½E½W½ and W½ of Sec 4, lying north of US highway 12 and south of the Touchet River, all within T9N, R38 E.W.M, less railroad easement.								
¼	¼	SEC.	TWP.	RGE.	COUNTY	PARCEL #	# OF ACRES	
E1/2 E1/2 E1/2 W1/2 and E1/2		4	9N	38 E.	Columbia	2-009-38-004-1700, 1711, and 1713.	40.02	
DO YOU OWN ALL THE LANDS IN THE EXISTING PLACE OF USE? <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO - IF NO, PROVIDE OWNER(S) NAME: Dave and Bonnie Snedeker, 4198 Blakely Ave. NE, Bainbridge Island, WA 98110 Jay Dewitt, 2502 Middle Waitsberg Road, Walla Walla, WA 99362 Robert Lathrop, 435 Red Road Sutherlin OR 95750								

\* If additional space is needed, please continue on the form: Attachment for Application to Enter a Water Right into the Trust Water Right Program.

## 6. Place of Use (continued)

### B. Proposed:

IDENTIFY THE WATER BODY TO BE BENEFITED OR OTHER PLACE TO BE BENEFITED
Touchet River, tributary to the Walla Walla River, to the Pacific Ocean

## 7. Remarks and Other Relevant Information:

Washington Water Trust (WWT) is requesting a temporary transfer (change) to a portion of Touchet River Adjudicated Certificate No. 173(A), Ecology water right document No. S3-\*34173J(A). The water right lease agreement is attached as Exhibit A. This Application seeks to effectuate the change of S3-\*34173J(A) as described below.

Portion of Water Right to be temporarily changed to instream flow:

Washington Water Trust

Irrigation of 23 acres

80.5 acre-feet

0.307 cfs from April 1 to September 15 and 0.46 cfs from September 15 to April 1

Portion of Water Right **not** included in this application:

Jay Dewitt, Robert Lathrop, and Dave and Bonnie Snedeker

Irrigation of 33 acres

115.5 acre-feet

0.440 cfs from April 1 to September 15 and 0.66 cfs from September 15 to April 1

Water use changes associated with this application will provide significant environmental benefits from the Touchet River to the Pacific Ocean, thus this transfer should receive expedited processing under WAC 173-152-050(2)(b) and (3)(a).

The Snedekers purchased the property and appurtenant water right leased by WWT in 2007 and contracted with a neighbor to irrigate and grow alfalfa for the first two irrigation seasons (2007-2009). In the meantime, Ecology performed an extent and validity review on the water right when conducting the change ROE, dated April 16, 2008, for a change in POD (Exhibit B). In said ROE Ecology quantified the Snedeker's portion of the subject water right to be 23 acres (28 acres – 5 acres owned by DeWitts) and issued a Superseding Certificate on July 23, 2008 (Exhibit C). On June 23, 2010 Snedekers contracted to lease their water right to WWT and said leased water right was placed into the Walla Walla Watershed Management Partnership's (W3MP) Water Bank on September 27, 2010 through October 31, 2013 (Exhibit D). WWT has entered into Agreement to Lease, dated April 30, 2014, said water right through December 31, 2023 (Exhibit A).

### Exhibits:

**Exhibit A:** Lease Agreement, dated April 30, 2014

**Exhibit B:** Report of Examination, dated April 16, 2008

**Exhibit C:** Superseding Certificate, dated July 23, 2008

**Exhibit D:** W3MP Water Bank Acceptance, dated September 27, 2010

**Exhibit E:** Place of use and irrigation map

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.

Please contact the State Department of Revenue for further information. The phone number is (360) 570-3265. The address is: Department of Revenue, Real Estate Excise Tax, PO Box 47477, Olympia, WA 98504-7477.

## 8. Signatures:

*I certify that the information above is true and accurate to the best of my knowledge. I hereby grant staff from the Department of Ecology 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.*

*[Handwritten Signature]*

(Washington Water Trust, Applicant)

06 / 19 / 2014  
(Date)

*[Handwritten Signature: David M. Snedeker]*

(Dave Snedeker, Water Right Holder and Landowner)  
DAVID M. SNEDEKER ....

6 / 25 / 2014  
(Date)

*[Handwritten Signature: Bonnie Snedeker]*

(Bonnie Snedeker, Water Right Holder and Landowner)

6 / 25 / 2014  
(Date)

**IMPORTANT! APPLICATION FILING INFORMATION IS PROVIDED ON THE NEXT PAGE.**

**WE ARE RETURNING YOUR APPLICATION FOR THE FOLLOWING REASON(S):**

- ADDITIONAL SIGNATURES REQUIRED
- SECTION \_\_\_\_\_ IS INCOMPLETE
- OTHER/EXPLANATION: \_\_\_\_\_

**STAFF:** \_\_\_\_\_ **DATE:** \_\_\_\_ / \_\_\_\_ / \_\_\_\_