



STATE OF WASHINGTON
**APPLICATION FOR CHANGE/TRANSFER
 OF WATER RIGHT**

For filing with Ecology or with County Conservancy Boards



A MINIMUM FEE OF \$10.00 PAYABLE TO ECOLOGY MUST ACCOMPANY THIS APPLICATION

(Check all that apply.)

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

Explain: Pursuant to the Court's Report in State v. Acquavella Cascade Irrigation District requests a change in point of diversion for stock water purposes from the Yakima River to various tributaries. The applications, according to the Court's Report, must be submitted for each Creek Cascade intents to use for stock water purposes.

FOR OFFICE USE ONLY	
CHANGE No. <u>CS4-00891CTCL@2</u>	WRIA <u>39</u>
DATE ACCEPTED <u>09/07/04</u>	BY <u>[Signature]</u>
FEE \$ <u>10⁰⁰</u>	REC'D <u>8/30/04</u>
CHECK No. <u>055177</u>	<u>Fm</u>
SEPA: <input type="checkbox"/> Exempt <input type="checkbox"/> Not exempt	

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

1. Applicant Information:

Cell 929-6146

APPLICANT/BUSINESS NAME Cascade Irrigation District, c/o Tony Jantzer	PHONE NO. (509) 962-9583	FAX NO. (509) 962-2300
ADDRESS 8063 Highway 10		
CITY Ellensburg	STATE WA	ZIP CODE 98926

CONTACT NAME (IF DIFFERENT FROM ABOVE) Lawrence E. Martin, c/o Halverson Applegate P.S.	PHONE NO. (509) 575-6611	FAX NO. (509) 457-2419
ADDRESS 311 N. 4 th Street, P.O. Box 22730		
CITY Yakima	STATE WA	ZIP CODE 98907

2. Water Right Information:

PRIORITY DATE
 FEB 28, 1903
 - OR -
 MAR 1, 1903
 ???

CS4-00891CTCL@2

WATER RIGHT OR CLAIM NUMBER Court Claim Nos. 0891 and 2800	RECORDED NAME(S) Cascade Irrigation District
DO YOU OWN THE RIGHT TO BE CHANGED? <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO IF NO, PROVIDE OWNER(S) NAME:	
HAS THE WATER BEEN PUT TO BENEFICIAL USE IN THE LAST FIVE (5) YEARS? <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO	

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.

PLEASE SEE ATTACHED REPORT OF THE COURT, *DEPARTMENT OF ECOLOGY VS. ACQUAVELLA, ET.AL.*, NO. 77-2-01484-5, DATED JULY 15, 2004.

FOR OFFICE USE ONLY

APP. NO. _____ PERMIT NO. _____ CERT. NO. _____ CERT. OF CHANGE NO. _____

3. Point(s) of Diversion/Withdrawal:

A. Existing

SOURCE	NO.	¼	¼	SEC.	TWP.	RGE.	PARCEL #	WELL TAG #
<u>Yakima River</u>	<u>1</u>	<u>SW</u>	<u>NW</u>	<u>18</u>	<u>18N</u>	<u>18E</u>		

B. Proposed

SOURCE	NO.	¼	¼	SEC.	TWP.	RGE.	PARCEL #	WELL TAG #
See attached for proposed PODs								

DO YOU OWN THE EXISTING AND PROPOSED POINT(S) OF DIVERSION/WITHDRAWAL?
 EXISTING: X YES NO PROPOSED: X YES NO – IF NO, PROVIDE OWNER(S) NAME:

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.

4. Purpose of Use:

A. Existing

PURPOSE OF USE	GPM or CFS	ACRE-FT/YR	PERIOD OF USE
<u>Stock Water</u>	<u>10 cfs</u>	<u>250</u>	<u>Oct. 16th to March 31st</u>
(Pursuant to the Court Report, these numbers encompass all non-irrigation season stock water use in a number of tributaries, all of which are encompassed in this application)			

B. Proposed

PURPOSE OF USE	GPM or CFS	ACRE-FT/YR	PERIOD OF USE
<u>Stock Water</u>	<u>10 cfs</u>	<u>250</u>	<u>Oct. 16th to March 31st</u>
(Pursuant to the Court Report, these numbers encompass all non-irrigation season stock water use in a number of tributaries, all of which are encompassed in this application)			

5. Place of Use:

A. Existing

LEGAL DESCRIPTION OF LANDS WHERE WATER IS PRESENTLY USED:
1. CARIBOU CREEK: NW ¼ of Sec. 14; S ½ of Sec. 11; Sec. 12, ALL within T 17 N, R. 19, E.W.M. AND S ½ of the SW ¼ and the SE ¼ of Sec. 29; S ½ of the SW ¼ and S ½ of the SE ¼ of Sec. 28; N ½ of Sec. 33; S ½ of Sec. 27; N ½ of Sec. 34; S ½ of Sec. 26; N ½ of Sec. 35; and the NW ¼, N ½ of the SW ¼, the SW ¼ of the NE ¼, and SE ¼ of Sec. 36 South of Badger Creek, ALL within T. 17 N, R. 19, E.W.M. AND the SW ¼ of Sec. 31 including the tract of land to the North of Badger Creek, ALL within T 17 N, R. 20, E.W.M. AND W ½ of Sec. 31; the NW ¼,

NE ¼, SE ¼ and NW ¼ of the SE ¼ of Sec. 30; the SW ¼ of Sec. 20; Sec. 19; the W ½ of the NW ¼ and the S ½ of the SW ¼ of Sec. 18, ALL in T. 17 N., R. 20, E.W.M. AND the SW ¼ of Sec. 36; Sec. 25; the E ½ of the SE ¼ and SE ¼ of the NE ¼ of Sec. 26; Sec. 24; Sec. 13 including the land that lies North of Parke Creek; E ½ of Sec. 14, including the land that lies North of Parke Creek; the NE ¼ of Sec. 23, ALL within T. 17 N, R. 19, E.W.M.

2. COLEMAN CREEK: N ½ of Sec. 11; NW ¼, SW ¼, and SE ¼ of Sec. 2; NW ¼, NE ¼, and SE ¼ of Sec. 10; NE ¼ of the NW ¼ and the NE ¼ of Sec. 9; Sec. 3; E ½ of Sec. 4; ALL within T. 17 N., R. 19, E.W.M. AND the S ½ of Sec. 34; the SE ¼ of the SE ¼ of Sec. 33; ALL within T. 18 N., R. 19, E.W.M. AND all lands listed under Caribou Creek above.

3. NANEUM CREEK: W ½ of Sec. 4; ALL within T. 17 N., R. 19 E.W.M. AND S ½ of Sec. 33; ALL within T. 18 N, R. 19, E.W.M. AND all lands listed under Caribou Creek, and Coleman Creek above.

4. LYLE CREEK: Sec. 5; N ½ of Sec. 6; ALL within T. 17 N., R. 19, E.W.M. AND the S ½ of Sec. 32; the S ½ and NE ¼ of Sec. 31; ALL within T. 18 N., R. 19, E.W.M. AND all lands listed under Caribou Creek, Coleman Creek and Naneum Creek above.

5. CURRIER CREEK: N ½ of Sec. 31; ALL within T. 18 N., R. 19, E.W.M. AND Sec. 36; the S ½ and S ½ of the NW ¼ of Sec. 25; Sec. 26; the N ½ of Sec. 35; the E ½ of Sec. 15; Sec. 22 Except for the NW ¼ of the NW ¼ ; and E ½ NW ¼, NE ¼ and SE ¼ of Sec. 27; ALL within T. 18 N., R. 18, E.W.M. AND all lands listed under Caribou Creek, Coleman Creek, Naneum Creek, and Lyle Creek above.

¼	¼	SEC.	TWP.	RGE.	COUNTY	PARCEL #	# OF ACRES
			17,18	18,19, 20	Kittitas	Various	10,769

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

B. Proposed

LEGAL DESCRIPTION OF LANDS WHERE NEW USE IS PROPOSED:

Same as Existing

¼	¼	SEC.	TWP.	RGE.	COUNTY	PARCEL #	# OF ACRES

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

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.

SEE ATTACHED REPORT OF COURT AND EXHIBITS REFERRED TO THEREIN.

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):

SEE ATTACHED REPORT

6. Remarks and Other Relevant Information:

This application is submitted pursuant to the Report of the Court in State v. Acquavella, attached hereto.

IF FOR SEASONAL OR TEMPORARY, START DATE ___/___/___ END DATE ___/___/___

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.

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 am hereby granting 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.

Anthony D Santzer, Manager
for Cascade Irrigation Dist
(Applicant) Aug 30 2004
(Date)

(Water Right Holder) _____
(Date)

(Land Owner(s) of Existing Place of Use) _____
(Date)

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

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

APPLICATION FEE NOT ENCLOSED MAP NOT INCLUDED or INCOMPLETE

ADDITIONAL SIGNATURES REQUIRED SECTION _____ IS INCOMPLETE

OTHER/EXPLANATION: _____

STAFF: _____ DATE: ___/___/___

**ATTACHMENT FOR
APPLICATION FOR CHANGE**

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

SOURCE	NO.	¼	¼	SEC.	TWP.	RGE.	PARCEL #	WELL TAG #
<u>Caribou Creek</u>	<u>1</u>		<u>NW</u>	<u>12</u>	<u>17N</u>	<u>19E</u>		
<u>Coleman Creek</u>	<u>2</u>		<u>SE</u>	<u>33</u>	<u>18N</u>	<u>19E</u>		
<u>Naneum Creek</u>	<u>3</u>		<u>SW</u>	<u>33</u>	<u>18N</u>	<u>19E</u>		
<u>Lyle Creek</u>	<u>4</u>		<u>NE</u>	<u>31</u>	<u>18N</u>	<u>19E</u>		
<u>Currier Creek</u>	<u>5</u>	<u>SW</u>	<u>NE</u>	<u>16</u>	<u>18N</u>	<u>18E</u>		

DO YOU OWN THE ABOVE POINT(S) OF DIVERSION/WITHDRAWAL? YES NO - IF NO, PROVIDE OWNER(S) NAME:

39 KITT
39
KITT

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