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**OFFICIAL USE**

Postage	\$	<i>MAILED</i> Postmark Here <i>5-19-14</i>
Certified Fee		
Return Receipt Fee (Endorsement Required)		
Restricted Delivery Fee (Endorsement Required)		
Total Postage & Fees	\$	

Sent to William Burnett  
 Street, Apt. No.,  
 or PO Box No.  
 City, State, ZIP+4® CG4-23006C@1

PS Form 3800, August 2006 See Reverse for Instructions

7010 0290 0000 7126 6142

SENDER: COMPLETE THIS SECTION	COMPLETE THIS SECTION ON DELIVERY
<ul style="list-style-type: none"> <li>■ Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.</li> <li>■ Print your name and address on the reverse so that we can return the card to you.</li> <li>■ Attach this card to the back of the mailpiece, or on the front if space permits.</li> </ul> <p>1. Article Addressed to:</p> <div style="border: 1px solid black; padding: 5px; margin: 5px 0;"> <p><b>WILLIAM BURNETT</b>  <b>12002 BURNETT RD</b>  <b>LEAVENWORTH, WA 98826-8746</b>            WR/iss TW-Rejected CG4-23006C@1 5-19-14</p> </div>	<p>A. Signature <input checked="" type="checkbox"/> Agent  <input checked="" type="checkbox"/> Addressee  <i>William Burnett</i></p> <p>B. Received by (Printed Name) <span style="float: right;">C. Date of Delivery <i>5/22/14</i></span></p> <p>D. Is delivery address different from item 1? <input type="checkbox"/> Yes          If YES, enter delivery address below: <input type="checkbox"/> No</p>
<p>2. Article Number          (Transfer from service label)</p>	<p>3. Service Type  <input checked="" type="checkbox"/> Certified Mail <input type="checkbox"/> Express Mail  <input type="checkbox"/> Registered <input type="checkbox"/> Return Receipt for Merchandise  <input type="checkbox"/> Insured Mail <input type="checkbox"/> C.O.D.</p> <p>4. Restricted Delivery? (Extra Fee) <input type="checkbox"/> Yes</p>
<p>7010 0290 0000 7126 6142</p>	
<p>PS Form 3811, February 2004 <span style="float: right;">Domestic Return Receipt 102595-02-M-1540</span></p>	

REPORT OF EXAMINATION & POSTING ROUTER

ROE  ROE for Change

TW Rejection

TW Donation

TW Extension

WR Doc ID: 4495227

PROTESTS?  Yes  No

File No.: CG4-23006C@1

Circle appropriate WRIA. County: Chelan

Author/Date: J. Metcalfe 5-15-14

TRIBE	WRIA
Colville Confederated Tribes	49 50 51 52 53 58 60 61
Yakama Nation	29 30 31 32 33 37 38 39 40
Both Tribes	<u>45</u> 46 47 48

QA/QC Review Group: \_\_\_\_\_

(Date)

SharePoint> \_\_\_\_\_

Certified CCs: (Check application signatures)

Y:\Staff\Metcalfe\Trust\Rejects\CG4-23006C@1

Unit Supervisor: \_\_\_\_\_

(Initial & date - Begin routing.)

Dates drafted/edited (Admin): \_\_\_\_\_

CCs to anyone else? Please list cc's & protestants - more room on back

Reviewer/Date \_\_\_\_\_

(Reviewer please comment on back of page)

Philip Rigdon YN  
Lois Trevino, CT  
Lisa Pelly TU

GWIS Mapping Review (review changes BEFORE final)

GWIS initials/date: \_\_\_\_\_

GWIS remarks & edits (if more room is needed use back of page): \_\_\_\_\_

Minimum Flow River List? (Y:\Adm\Rivers)

Name of River \_\_\_\_\_

Add name to the appropriate River Data Source:

Attachments:

- Your Right to Be Heard
- PTO appeal? No Your Right to Be Heard
- BC, CC, PA forms \_\_\_\_\_
- Water Measurement Requirements
- Fish Screening Criteria
- Focus on Water Right Relinquishment (98-1812-WR)
- Other: \_\_\_\_\_

Permit Writer: \_\_\_\_\_

(Initial & date - ROE DRAFT ready for 30-day posting to Web.)

Unit Supervisor: \_\_\_\_\_

(Initial & date - ROE DRAFT ready for 30-day posting to Web.)

Section Manager: \_\_\_\_\_

(Initial & date: ROE DRAFT is ready for 30-day posting to Web)

DRAFT ROE post 30-days to Web initial & date (Admin): \_\_\_\_\_

FINAL ROE mail out & post 60-days to Web [Admin]: \_\_\_\_\_

Permit Writer \_\_\_\_\_

(Initial & date - FINAL ROE ready for mail/posting.)

Unit Sup (Consider Comments): \_\_\_\_\_

(Initial & date - FINAL ROE ready for mail/posting.)

Section Manager: \_\_\_\_\_

(Initial & date: FINAL ROE is ready for mail/posting.)

Remarks or Related Files (More space on back of page):





STATE OF WASHINGTON  
DEPARTMENT OF ECOLOGY

15 W Yakima Ave, Ste 200 • Yakima, WA 98902-3452 • (509) 575-2490

May 19, 2014

William Burnett  
12002 Burnett Rd  
Leavenworth, WA 98826-8746

Re: Trust Water Donation Application No. CG4-23006C@1

On, April 16, 2014 this office notified you that Trust Water Donation Application No. CG4-23006C@1 would be rejected unless you provided the appropriate landowners signature, or clear documentation by Court Decree, property transfer deed, divorce decree, or other documents showing that the current property owner has no ownership or interest in the water right. As of May 15, 2014 the Department of Ecology has not received the requested information for Trust Water Donation Application No. CG4-23006C@1.

Ecology will accept donations when the applicant is other than the legal owner or part owner of the land on which the water is to be used, however, the application shall bear the signature and address of the legal owner in addition to the signature of the applicant (WAC 508-12-130). Because the application did not meet this criteria and the information was not submitted within the requested time period, we are unable to process your request and your Trust Water Donation is hereby **rejected**.

**YOUR RIGHT TO APPEAL**

You have a right to appeal this decision to the Pollution Control Hearings Board (PCHB) within 30 days of the date of receipt of this decision. 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 this decision:

- File your appeal and a copy of this decision 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 decision on Ecology in paper form - by mail or in person. (See addresses below.) E-mail is not accepted.

**FILE COPY**

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

**ADDRESS AND LOCATION INFORMATION**

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> 4224 – 6 <sup>th</sup> Avenue SE 1111 Israel Road 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.eho.wa.gov>  
To find laws and agency rules visit the Washington State Legislature Website: <http://www.leg.wa.gov/CodeReviser>

If you have any questions, please contact Teresa Mitchell at 509-575-2597.

Sincerely,



Mark Kemner, LHG, Section Manager  
Water Resources Program

MK:JM:ss/140516

Enclosure: Your Right to Be Heard

By certified mail: 7010 0290 0000 7126 6142

cc: Lisa Pelly, Trout Unlimited  
Lois Trevino, Water Administrator, Colville Confederated Tribes  
Philip Rigdon, Director Natural Resources Division Yakama Nation

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WILLIAM BURNETT (509) 548-7588

- NEED DOROTHY McMAHONS SIG.  
FOR DONATION + CHANGE APP.

\* NOT SEEING ANY SIGN OF  
IRRIGATION FOR APPROVAL OF TRUST  
OR CHANGE.

T23N/R19E

MC Mahon, Dorothy  
No irrigation present

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STATE OF WASHINGTON  
DEPARTMENT OF ECOLOGY

15 W Yakima Ave, Ste 200 • Yakima, WA 98902-3452 • (509) 575-2490

April 16, 2014

William P. Burnett  
12002 Burnett Rd  
Leavenworth WA 98826-8746

RE: Donation of Trust Water Right Application No. CG4-23006C@1

Dear Mr. Burnett:

After reviewing your Application No. CG4-23006C@1, we found that it is not complete. The landowners of the water right's place of use must sign and date the application.

According to parcel ownership records, you do not own the land appurtenant to Ground Water Certificate No. G4-23006C and therefore the application cannot be processed without the landowner's signature. In lieu of signatures, Ecology may accept clear documentation by Court Decree, property transfer deed, divorce decree, or other documents showing that a property owner has no ownership or interest in the water right.

Your application will retain the priority date of April 1, 2008 if you return your application and all the above-requested information within 30 days from the date this letter was mailed. Please send your application and requested information to:

Department of Ecology  
Water Resources Program  
Attn: Jacquelyn Metcalfe  
15 W Yakima Ave, Ste 200  
Yakima WA 98902-3452

However, if we do not receive this documentation by May 15, 2014 the application will be rejected.

If you have any questions, please contact me at 509-457-7148.

Sincerely,

Jacquelyn M. Metcalfe  
Water Resources Program

JM:ss/140416

Enclosure: Trust Water Application No. CG4-23006C@1

cc: Lisa Pelly, Trout Unlimited



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STATE OF WASHINGTON  
DEPARTMENT OF ECOLOGY

15 West Yakima Avenue, Suite 200 • Yakima, Washington 98902-3452 • (509) 575-2490

December 14, 2012

William Burnett  
12002 Burnett Rd  
Leavenworth WA 98826-8746

**RE: Water Right Change Application No. CG4-23006C@1**

Dear Applicant:

The purpose of this letter is to inform you that Department of Ecology (Ecology) is initiating coordinated cost-reimbursement processing of all pending applications for new water rights in the Wenatchee Basin.

Our records show that you have an application on file to change an existing water right. Because the cost-reimbursement process involves only pending applications for new water rights, your application to change an existing water right will not be considered as part of this cost-reimbursement process. However Ecology is required to notify you under RCW 90.03.265 that this processing is taking place. Your application will remain on file with Ecology and under RCW 90.03.380(5), your application and existing water right will not be affected by this process. To learn more about other options for processing your application, you are encouraged to contact the Chelan County Water Conservancy Board at (509) 663-6755.

Sincerely,

Mark Kemner, Section Manager  
Water Resources Program  
Central Regional Office  
(509) 454-4258

**FILE COPY**

**Collins, Kelsey S. (ECY)**

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**From:** Horne, Taylor (ECY)  
**Sent:** Thursday, January 07, 2010 3:58 PM  
**To:** Collins, Kelsey S. (ECY)  
**Subject:** Pat Burnett CG4-23006C, CG4-23006C@1

Hi Kelsey,

Mr. Pat Burnett came into the WFO today around 11:00 to discuss a letter he received regarding a trust donation, CG4-23006C@1. He wanted to know what information he needed to provide for the application to be accepted. He showed me an application that had the property owner signature on it, Earl Burts. However, the application did not have a stamp on it or a water right number listed. Mr. Burnett said he transferred the property to Mr. Burts but retained the water rights. I informed Mr. Burnett that the current POU landowner must sign the water right and there must be some type of legal documentation of Mr. Burnett retaining the water rights. I also informed him that there must be evidence of water use in the past 5 years.

Afterwards, I found that the application on file in WRTS appears to have Mr. Burnett and his Wife's signature.

If you let me know exactly what documentation Mr. Burnett needs to provide, I can explain it to him on the phone or face to face up here.

Thanks,

**Taylor C. Horne**

Office of Columbia River  
WA Department of Ecology, Wenatchee Field Office  
303 South Mission Street, Suite 200  
Wenatchee, WA 98801-6142

Office - (509) 662-0510  
Cell - (509) 435-1564  
Fax - (509) 662-0499  
[taylor.horne@ecy.wa.gov](mailto:taylor.horne@ecy.wa.gov)

- The change file contains signatures for the land owner of the POU, however the trust donation ap does not.
  - I looked at air photos and found no irrigation.
- 1/8/09 Kelsey Collins



STATE OF WASHINGTON  
DEPARTMENT OF ECOLOGY

15 W Yakima Ave, Ste 200 • Yakima, WA 98902-3452 • (509) 575-2490

December 30, 2009

William P Burnett  
12002 Burnett Rd  
Leavenworth WA 98826-8746

RE: Donation of Trust Water Right Application No. CG4-23006C@1

Dear Mr. Burnett,

After reviewing Trust Water Right Application No. CG4-23006C@1, we found that it is not complete. The landowner of the water right's place of use must sign and date the application.

According to parcel ownership records, you do not own the land appurtenant to Ground Water Certificate No. G4-23006C and, therefore, the application cannot be processed without the landowner's signature. In lieu of signatures, Ecology may accept clear documentation by Court Decree, property transfer deed, divorce decree, or other documents showing that a property owner has no ownership or interest in the water right.

Your application will retain the priority date of April 1, 2008, if you return your application with the above-requested information to the following address:

Department of Ecology  
Water Resources Program  
Attn: Kelsey Collins  
15 W Yakima Ave Ste 200  
Yakima WA 98902-3452

However, if we do not receive this documentation by January 31, 2010, the application will be cancelled. If you have any questions, please call me at 509-575-2640.

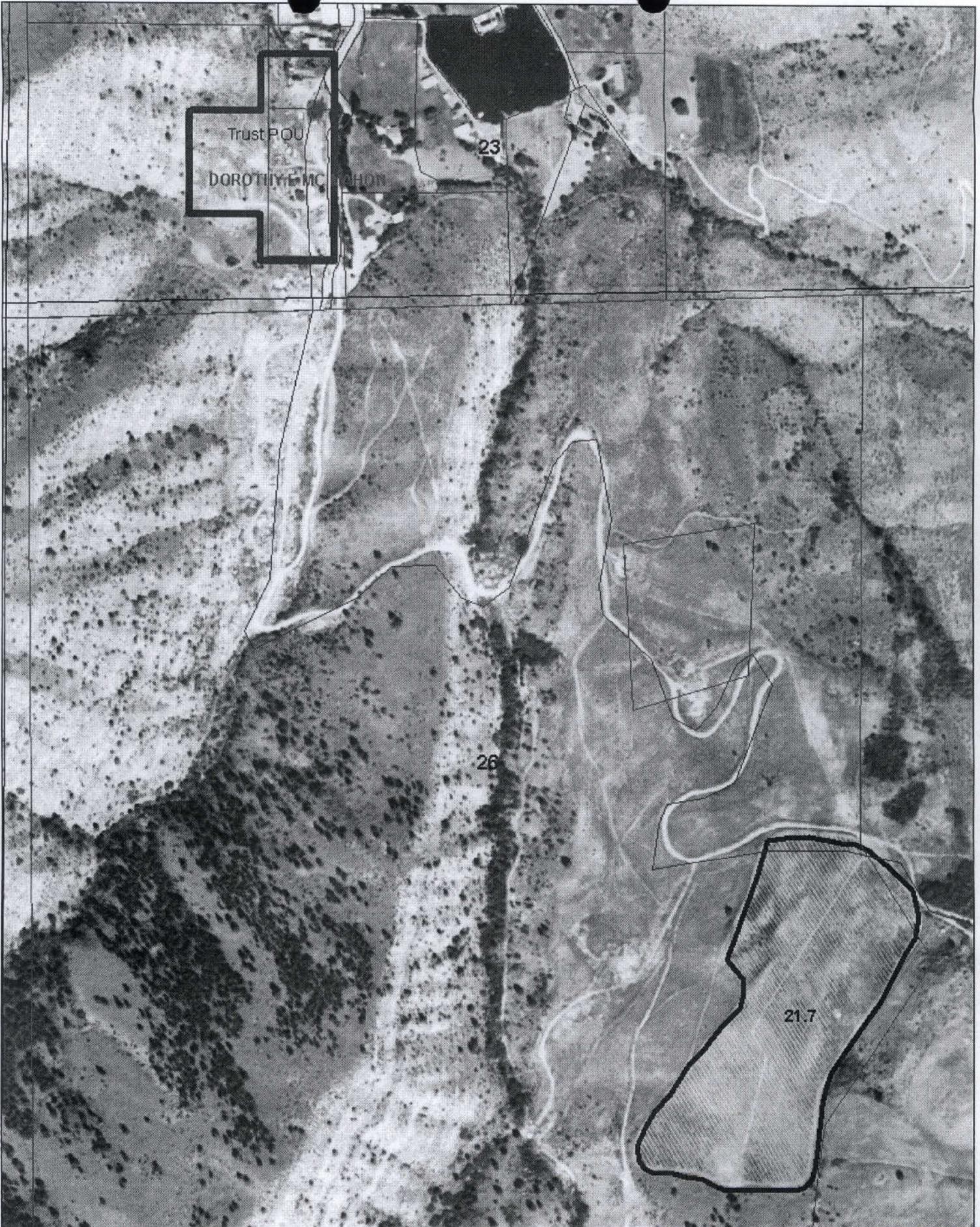
Sincerely,

Kelsey Collins  
Water Resources Program

KC:gg/091236

**FILE COPY**





**Anderson, Sandra K. (ECY)**

**From:** Horne, Taylor (ECY)  
**Sent:** Monday, October 13, 2008 7:33 AM  
**To:** Anderson, Sandra K. (ECY)  
**Subject:** RE: Wm Burnett ChApp CS4-27842C

Nope. I have permission from Mark to wash my hands of everything regarding Burnett except that one donation app. They will move back to Melissa's unit for possible enforcement.

**Taylor C. Horne**

Water Resources Program  
WA Department of Ecology, Wenatchee Field Office  
303 South Mission Street, Suite 200  
Wenatchee, WA 98801-6142

Office - (509) 662-0510  
Cell - (509) 435-1564  
Fax - (509) 662-0499  
[thor461@ecy.wa.gov](mailto:thor461@ecy.wa.gov)

*Mel,  
What about the  
other 3 donations?  
[Signature]*

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**From:** Anderson, Sandra K. (ECY)  
**Sent:** Monday, October 13, 2008 8:29 AM  
**To:** Horne, Taylor (ECY)  
**Subject:** RE: Wm Burnett ChApp CS4-27842C

So are you working on all 4 of those Burnett donations? Are you also going to do the 2 change apps from 2006?

*Sandy Anderson*  
*Water Resources Program - CRO Yakima*  
*(509)454-4172*  
*[sand461@ecy.wa.gov](mailto:sand461@ecy.wa.gov)*

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**From:** Horne, Taylor (ECY)  
**Sent:** Monday, October 13, 2008 6:22 AM  
**To:** Anderson, Sandra K. (ECY)  
**Subject:** RE: Wm Burnett ChApp CS4-27842C

Sandra,

Thanks for the detective work. I am currently working on that file. The app should be included in the Donation file. This app is a copy that has the needed signatures on it. Please just toss it in the file for me. No need to set up a new file – less a hassle for you too, I hope.

Thanks!

**Taylor C. Horne**

Water Resources Program  
WA Department of Ecology, Wenatchee Field Office  
303 South Mission Street, Suite 200  
Wenatchee, WA 98801-6142

Office - (509) 662-0510

Cell - (509) 435-1564  
Fax - (509) 662-0499  
[thor461@ecy.wa.gov](mailto:thor461@ecy.wa.gov)

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**From:** Anderson, Sandra K. (ECY)  
**Sent:** Friday, October 10, 2008 10:27 AM  
**To:** Horne, Taylor (ECY)  
**Subject:** Wm Burnett ChApp CS4-27842C

I'm not sure if you will be working on this Temp Trust Donation, but here goes.

I received a handwritten app from Wm Burnett with a note on top "To be included in CS4-27842C. Has current landowner signature – Gary Bates – rep Chumstick Land LLC".

The Donation app, received 04-01-2008, had a letter requesting information & landowner signature. I'm attaching an image for you to look at. I'm thinking this handwritten app received 08-13-08 at WFO, and 08-22-08 at CRO is supposed to go in the Donation file. What worries me is that the original app was sent by WA Rivers Conservancy.

If you think it's supposed to be a separate app please let me know and I'll get it set up. Thanks.

*Sandy Anderson*  
*Water Resources Program - CRO Yakima*  
*(509)454-4172*  
[sand461@ecy.wa.gov](mailto:sand461@ecy.wa.gov)



STATE OF WASHINGTON  
DEPARTMENT OF ECOLOGY

15 West Yakima Avenue, Suite 200 • Yakima, Washington 98902-3452 • (509) 575-2490

April 8, 2008

William Pat Burnett  
12002 Burnett Road  
Leavenworth WA 98826-8746

Re: Ground and Surface Water Right Application Nos. **CG4-23006C@1**, CS4-156836CL  
CS4-300428CL and CS4-27842C

We have received your trust water right applications and have assigned the application numbers indicated above. It would help us if you referred to your applications by number in future correspondence.

If you have any questions or concerns, please call Teresa Mitchell of the Department of Ecology at 509-575-2597.

Sincerely,

G. Thomas Tebb, L.E.G.  
Section Manager  
Water Resources Program

GTT:hd  
080426

cc: Lisa Pelly, Washington Rivers Conservancy

ap-10bTrust.doc



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