



STATE OF WASHINGTON
DEPARTMENT OF ECOLOGY

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

December 5, 2014

Earl and Kathy Drinkwater
One Drinkwater Drive
Orondo, WA 98843

Re: Surface Water Right Change Application No. CS4-29942P (DOUG-11-01)

In accordance with RCW 90.80.080, the Department of Ecology (Ecology) has reviewed the Record of Decision (ROD), Report of Examination (ROE), and all comments, protests, objections, and other relevant information submitted by the Douglas County Water Conservancy Board (the Board) for the above-referenced application for change.

Ecology has **MODIFIED** the decision of the Board and the proposed change/transfer of water right is **APPROVED** under the following conditions:

Summary of Ecology's Final Order:

MAXIMUM CUBIC FEET/ SECOND		MAXIMUM GALLONS/MINUTE		MAXIMUM ACRE-FEET/YEAR (ac-ft/yr)		TYPE OF USE, PERIOD OF USE	
2.0				356		Frost Protection of 70 acres between 03-15 and 06-01 annually (16 ac-ft/yr). Irrigation of same 70 acres between 04-15 and 10-31 annually (340 ac-ft/yr).	
SOURCE					TRIBUTARY OF (IF SURFACE WATER)		
Columbia River					Pacific Ocean		
¼	¼	SECTION	TOWNSHIP N.	RANGE	WRIA	COUNTY	
SW	NE	08	26 N.	22 E.W.M.	44	Douglas	
AT A POINT LOCATED: PARCEL NO.							
26220820007							
LEGAL DESCRIPTION OF PROPERTY ON WHICH WATER IS TO BE USED AS APPROVED BY THE BOARD							
Gov. Lot 4 (SE¼NW¼), Gov. Lot 5 (SW¼NE¼), Gov. Lot 6 (NW¼SE¼), SE¼SW¼, NE¼SW¼, SW¼SW¼, NW¼SW¼, all in Section 8, T. 26 N., R. 22 E.W.M., Douglas County, Washington.							

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PARCEL NOS.	¼	¼	SECTION	TOWNSHIP N.	RANGE,
26220820007			08	26 N.	22 E.W.M.
26220820002			08	26 N.	22 E.W.M.
26220840002			08	26 N.	22 E.W.M.
26220840003			08	26 N.	22 E.W.M.
26220840004			08	26 N.	22 E.W.M.
26220840005			08	26 N.	22 E.W.M.
26220840006			08	26 N.	22 E.W.M.
26220830001			08	26 N.	22 E.W.M.
26220830002			08	26 N.	22 E.W.M.
26220830003			08	26 N.	22 E.W.M.
26220830004			08	26 N.	22 E.W.M.
DEVELOPMENT SCHEDULE					
BEGIN PROJECT BY THIS DATE:		COMPLETE PROJECT BY THIS DATE:		WATER TO PUT TO FULL USE BY THIS DATE:	
N/A		Completed		Completed	

Ecology has **MODIFIED** the decision of the Board as follows:

- 1) The Board's decision has been MODIFIED as noted in the table above.
 - a. Parcel No. 26220840002 has been added as the Drinkwater's own the parcel.
 - b. Number of acres is reduced to 70 acres due to the historical, irrigated acreage.
- 2) The *Development Schedule* of the Board's ROE is MODIFIED as noted in the table labeled DEVELOPMENT SCHEDULE above. A Certificate will issue after the 30-day appeal period, pursuant to RCW 90.03.330.
- 3) The *History of Water Use*, within paragraph six and under the PREVIOUS CHANGES section of the Board's ROE is STRICKEN. The temporary permit was not changed and expired on July 1, 1989.
- 4) Paragraph two and five within the DECISION section of the Board's ROE is changed to reflect the township and range errors to Section 8, T. 26 N., R. 22 E.W.M.
- 5) All existing provisions will remain in force. The following provisions will be added within the PROVISIONS section of the Board's ROE:

Schedules and Inspection

- a. Ecology personnel, upon presentation of proper credentials, shall have access at reasonable times, to the project location, and to inspect at reasonable times, records of water use, wells, diversions, measuring devices, and associated distribution systems for compliance with water law.

Measurement

- a. An approved measuring device must be installed and maintained for each of the sources identified by this water right in accordance with the rule "Requirements for Measuring and Reporting Water Use," WAC 173-173, which describes the requirements for data accuracy, device installation and operation, and information reporting. It also allows a water user to petition Ecology for modifications to some of the requirements.

11-00-11

- b. Recorded water use data shall be submitted via the Internet. To setup an Internet reporting account, contact the Central Regional Office. If you do not have Internet access, you can still submit hard copies by contacting the Central Regional Office for forms to submit your water-use-data.

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:

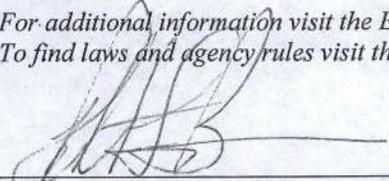
- File your appeal and a copy of this decision with the PCHB (see addresses below). Filing means actual receipt by the PCHB during regular business hours.
- Serve a copy of your appeal and this decision on Ecology in paper form - by mail or in person. (See addresses below.) E-mail is not accepted.

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
Department of Ecology Attn: Appeals Processing Desk 300 Desmond Drive SE Lacey, WA 98503	Department of Ecology Attn: Appeals Processing Desk PO Box 47608 Olympia, WA 98504-7608
Pollution Control Hearings Board 1111 Israel Road SW Ste 301 Tumwater, WA 98501	Pollution Control Hearings Board 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>



Robert F. Barwin, P.E., Acting Section Manager
Water Resources Program/Central Regional Office

RFB:CLG:AH
141201

Enclosures: Your Right to Be Heard

By Certified Mail: 7010 0290 0000 7127 3485

cc: Douglas County Water Conservancy Board