RECEIPT

Department of Ecology (4610)
PO Box 47611
Olympia, WA 98504-7611
(360) 407-7095

Receipt Number **15CJ008480**
Manual Receipt

Document Number **461S2106 CJ** Date **10/16/2014** FM **16**

Remitter Name **AMERITITLE**

Receipt Name **KLUTH, JEFFREY ARTHUR**
KLUTH, BEVERLY JEAN TRUST

Department of Ecology
OCT 15 2014
Water Resources Program

Check/Draw Number **2448**
Document Amount **55.44**
Method of Payment **Check**
Comment Description **ECOLOGYS 40 YR - G4-35636**

REF NR	DOC	REF DOC SFX	INV NR	ID NR	SUB ID NR	T	C	R	FUND	MAJ GRP	MAG SRC	SUB SRC	CNTY	WORK CLS	PIC	AI	ORG	PRJ	SUB PRJ	PRJ PHS	SUB OBJ	SUB SUB OBJ	VAR GL	SUB DR	SID	SUB CR	SID	ALLOC AMT
						001		05W		04	99	USBR00																55.44

DEPT OF ECOLOGY
Received
OCT 20 2014
CENTRAL REGION OFFICE

STATE OF WASHINGTON
DEPARTMENT OF ECOLOGY
15 W Yakima Ave, Ste 200 • Yakima, WA 98902-3452 • (509) 575-2490

August 20, 2014

William Ferry, USBR
Columbia-Cascades Area Office
1917 March Rd
Yakima WA 98901-2058

Re: Assignment of Trust Water Right to USBR-Ecology Contract

Dear Mr. Ferry:

Enclosed are two proposed assignments of trust water right to the USBR-Ecology Exchange Contract (Contract No. 09XX101700).

The attached sheets describe how the assignments meet the terms of the storage contract.

Please call me at (509) 454-4258 if you have any questions.

Sincerely,

Robert F. Barwin
Acting Section Manager
Water Resources Program/CRO

RFB:ss
140832

Enclosures: Proposed Assignment (Exchange Contract)
Copy of No. G4-35636 and G4-35516

FILE COPY

SwiftWater Ranch LLC "Yellow Area" Exchange Contract Assignment
Jeffrey A & Beverly J Kluth
WBN Request No. G4-35636

The Department of Ecology (Ecology) has determined the use of groundwater described below will be water budget neutral with respect to Total Water Supply Available (TWSA). The reach of the Yakima River affected by the groundwater appropriation can be mitigated by release of stored water from a U.S. Bureau of Reclamation (USBR) storage facility upstream from the affected reach. Supplemental consultation under Endangered Species Act (ESA) is, therefore, not required pursuant to Article 18.b of the contract.

1. The groundwater use that will be offset by the trust water right is for domestic supply and 0.011 acres of lawn and garden irrigation. The use of water will be located within the SE¼NW¼ of Section 34, T. 20 N., R. 14 E.W.M. (Parcel No. 119134). The consumptive water use will be 0.065 acre-feet from April 1 through August 31, and 0.072 acre-feet from September 1 through March 31.

2. The trust water right (No. S4-02255(A)CTCL@2) was placed into the Trust Water Right Program by SwiftWater Ranch LLC.

3. The Trust Water Agreement between Ecology and SwiftWater Ranch LLC can be found at the following website:

   http://www.ecy.wa.gov/programs/wr/cro/swrwb.html

4. Ecology assigns 0.072 acre-feet of Trust Water Right Certificate to the USBR-Ecology Exchange Contract (Contract No. 09XX101700). The term of the assignment is from August 19, 2014 to January 29, 2049.

5. The total payment for 35 years, based on the rate of $22/ac-ft/yr in Article 15.a, is $55.44.

FILE COPY

KW:ss/140831a

7010 0290 0000 7127 1917

U.S. Postal Service™
CERTIFIED MAIL™ RECEIPT
(Domestic Mail Only; No Insurance Coverage Provided)

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OFFICIAL USE

Postage	$
Certified Fee	
Return Receipt Fee (Endorsement Required)	
Restricted Delivery Fee (Endorsement Required)	
Total Postage & Fees	$

Postmark Here

Sent to Jeffrey & Beverly Kluth
Street, Apt. No.; or PO Box No.
City, State, ZIP+4 G4-35636

PS Form 3800, August 2006 See Reverse for Instructions

SENDER: *COMPLETE THIS SECTION*

- Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

JEFFREY A & BEVERLY J KLUTH
7395 126TH PL SE
NEWCASTLE WA 98056-1303
WR:ss WBN Determination G4-35636 8-20-14

COMPLETE THIS SECTION ON DELIVERY

A. Signature
X Jeff Kluth ☐ Agent ☐ Addressee

B. Received by *(Printed Name)* Jeff | C. Date of Delivery

D. Is delivery address different from item 1? ☐ Yes
If YES, enter delivery address below: ☐ No

3. Service Type
☐ Certified Mail ☐ Express Mail
☐ Registered ☐ Return Receipt for Merchandise
☐ Insured Mail ☐ C.O.D.

4. Restricted Delivery? *(Extra Fee)* ☐ Yes

2. Article Number *(Transfer from service label)* 7010 0290 0000 7127 1917

PS Form 3811, February 2004 Domestic Return Receipt 102595-02-M-1540

WATER BUDGET NEUTRALITY (WBN) REVIEW ROUTER

- [x] WBN **DETERMINATION** Letter
- [ ] WBN **REJECT** & RETURN Letter
- [ ] **AMENDED**: _____
- [ ] Other: _____
- [ ] WBN **REPORT OF EXAMINATION**
- [ ] WBN **DENIAL** Letter
- [x] EXCHANGE CONTRACT Assignment

File No.: CH-35636

Author/Date: _____

SharePoint: >Water Right Documents> WBN Determinations

Dates drafted/edited (Admin): _____

GWIS mapping review (review changes **BEFORE** final)
GWIS initials/date: _____
GWIS remarks & edits (if more room is needed use back of page):

Sage Park _____
Operations Sup. (Initial/Date indicate **DRAFT ROE is ready to post**)

Stuart Luttrell _____
Technical Sup. (Initial/Date indicate **DRAFT ROE is ready to post**)

~~**Mark Kemner**~~ **Section Mgr** _____
(Initial/Date) Indicates **DRAFT ROE is ready to post**

Email pdf to Chris Anderson, HQ to Post to Net: _____
(posted for 2 weeks)

Sage Park _____
Operations Sup (Initial/Date **FINAL ROE is ready for Posting/Mailing**)

Stuart Luttrell _____ 8/20/14
Technical Sup (Initial/Date **FINAL ROE is ready for Posting/Mailing**)

Bob Barwin, Acting
~~**Mark Kemner**~~ **Section Mgr** RFB 8/20/14
(Initial/Date) **FINAL ROE is ready for Posting/Mailing**

~~**Email pdf to Chris Anderson, HQ to**~~ **Post to Net:** CRO-Admin 8-21-14 SS
(posted for 60 days)

Date Doc mailed: 8-20-14 SS
(Admn initial/date when doc is finalized & mailed

- [ ] **Exchange Contract reviewed by:** RFB
(Section Manager Initial/Date); Admin: **Send to USBR**

WRIA: 37 [ ] 38 [ ] 39 [x]

COUNTY: Benton [ ] Yakima [ ] Kittitas [x]

Remarks, Special Instructions, Related Files:

Please use Back of Page.

CC's (Check application signatures): If Certified check box

_____ [ ]
_____ [ ]
_____ [ ]
_____ [ ]

- [x] **Trust Water Right Debited:** KW 8-19-14
Permit Writer (Initial and Date)
- [x] **USBR-Ecology Contract Debited** KW 8-19-14
Permit Writer (Initial and Date)

cc's & protestants (more room on back of page)
- [x] Yakama Nation
- [x] Suncadia, LLC
- [ ] Joe Mentor, Jr. (email: mentor@mentorlaw.com)
- [ ] Jessica Kuchan (email: kuchan@mentorlaw.com)
- [x] SwiftWater (email: gleasonproperties@comcast.com)
- [ ] Roth-Clennon (email: teroth@earthlink.net)
- [ ] Masterson (email: kmasterson@inlandwireless.com)
- [x] ~~James Rivard~~ Holly Duncan, Kittitas Co. Health Dept. (**1-9 Connections**)
(email: environmentalhealth@co.kittitas.wa.us)
- [ ] WA State DOH, Heather Cannon (**more than 9 Connections**)
(email: heather.cannon@doh.wa.gov)

Other: Traci Shallbetter, Shallbetterlaw

Attachments:
- [x] Your Right to Be Heard
- [ ] PTO appeal? No Your Right to Be Heard
- [x] Water Measurement Requirements & Form 1
- [x] Focus on Water Right Relinquishment (98-1812-WR)
- [x] Advisory Letter (White)
- [ ] METHANE Advisory Letter (Blue)
- [ ] Other: _____

Comments/Notes may be made on back of page.

Comments: