



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

(Check all that apply.)

- Lease
 Purchase
 Donation
 Other

Explain: Cost-share agreement, sprinkler conversion

Portion of the identified existing water right

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

FOR OFFICE USE ONLY	
FILE No. <u>CS4-00826 3611</u>	WRIA <u>39 Kitt</u>
DATE ACCEPTED <u>08/01/14</u>	BY <u>[Signature]</u>
FEE \$ <u>[Signature]</u>	REC'D <u>08/01/2014</u>
CHECK No. <u>[Signature]</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:

APPLICANT/BUSINESS NAME Circle Lazy H, Inc. Barnes Sprinkler Conversion Project	PHONE NO. (509) 925-6916	FAX NO. (509) 962-8093
ADDRESS c/o Jeff Slothower Lathrop, Winbauer, Harrel, Slothower & Denison L.L.P P.O. Box 1088		
	jslothower@lwhsd.com	
CITY Ellensburg	STATE WA	ZIP CODE 98926

CONTACT NAME (IF DIFFERENT FROM ABOVE)	PHONE NO.	FAX NO.
ADDRESS		
CITY	STATE	ZIP CODE

2. Water Right Information:

WATER RIGHT OR CLAIM NUMBER Adjudication Court Claim No. 00826 (A) 03983	RECORDED NAME(S) Brian and Carol Mellergaard
DO YOU OWN THE RIGHT? YES <input checked="" type="checkbox"/> XNO <input type="checkbox"/> IF NO, PROVIDE OWNER(S) NAME and ADDRESS: Brian and Carol Mellergaard, 3470 Strande Road, Ellensburg, WA 98926	
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? Yes	
IMPORTANT! 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.

Court Claim 00826 Sub 11 Manastash Priority Date 06-30-1872 CFO = S4-83510-J	FOR OFFICE USE ONLY
	<u>S4-83510-J</u>
	FILE (contract) NO. _____

CS4-00826 3611

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 checked="" type="checkbox"/> Alteration in method of water application	<input type="checkbox"/> Nonuse of all or a portion of the named water right
<input type="checkbox"/> Alteration in type of crop	<input checked="" type="checkbox"/> Other, Explain below:
Water conservation project, trust portion of water right based on water savings	
Name of funding source(s): Kittitas County Conservation District's Department of Ecology Grant #G1000527	

WATER RIGHT DESCRIPTION *

4. Point(s) of Diversion/Withdrawal:

A. Existing

SOURCE	NO.	¼	¼	SEC.	TWP.	RGE.	PARCEL #	WELL TAG #
Manastash Creek		NW	SW	4	17N	18	17-18-04030-0038	
1300 feet south and 225 feet east from the west quarter corner of Section 4, being within the NW ¼ SW ¼ of Section 4, T. 17 N., R. 18 E.W.M.								

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
Claim NO. 00826 (A) 03983 (irrigation of 60 acres)	2.27 cfs	692.4	April 1 – October 31

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
The portion of the water right to be placed in trust is to be used exclusively for instream flows for fish maintenance and enhancement, recreational uses and preservation of environmental and aesthetic values as allowed under Chapters 90.03 and 90.38 RCW. The portion of the water right to be placed in trust and not diverted is described at paragraph 7.2 below. The portion of the water right that will continue to be diverted is described at paragraph 7.3 below.	141.34 AF/y at full water right allotment.

6. Place of Use:

A. Existing:

LEGAL DESCRIPTION OF LANDS WHERE WATER IS PRESENTLY USED:
That portion of the S ½ SE ¼ of Section 4 lying east of Brown Road and that portion of the SW ¼ SW ¼ of Section 3 lying north of Spring Creek and west of the Yakima Rier, All in T. 17 N., R. 18 E. W. M.

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

¼	¼	SEC.	TWP.	RGE.	COUNTY	PARCEL #	# OF ACRES
SW	SW	3, 4	17 N.	18 E. W. M.	Kittitas	17-18-04040-0006	60

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

6. Place of Use (continued)

B. Proposed:

IDENTIFY THE WATER BODY TO BE BENEFITED OR OTHER PLACE TO BE BENEFITED
Manastash Creek instream flow enhancement.

7. Remarks and Other Relevant Information:

7.1

This sprinkler conversion project and associated trust application is part of the Manastash Creek Restoration Project, which is working to improve fish habitat for listed Mid-Columbia summer steelhead, as well as other salmonids and resident fish species, by providing fish passage, fish screening and enhancing instream flow in Manastash Creek. The project is working to open 25 miles of fish habitat in the Creek by providing fish passage and screening for seven irrigation diversions and by improving instream flow in a 3-mile stretch of Creek that is seasonally dry. The Manastash Creek Restoration Project "Implementation Plan" details improvements to instream flow conditions in Manastash Creek through voluntary water conservation and acquisition projects.

The Applicant, through a cost share agreement with KCCD, will upgrade from rill and wheel line irrigation to a more efficient center pivot sprinkler system. The saved water from the conversion will be trusted in perpetuity to the Washington Trust Water Right Program for instream flow enhancement in Manastash Creek. Currently, the Applicant utilizes rill and wheel line irrigation to irrigate a 60 acre section of Timothy hay on their property. Approximately 24 acres will be converted from rill to a pivot sprinkler, 24 acres from wheel line to pivot and 12 acres rill to wheel line. The 60 acre section of land does have supplemental water rights from the West Side Irrigating Company.

For this project, the Applicant proposes to trust the following amount listed below when the full instantaneous rates are available. Additional pro-rationing of trust water can occur as Creek flows recede.

7.2 Applicant's Trust Water

Claim 00826 (A) 03983: 2nd class water right, 1872

April 1 st – October 31 st	0.37 cfs	141.34 ac/ft
Total		141.34 ac/ft

Source: Manastash Creek
Use: Instream Flow
Period of use: April 1st through October 31st in perpetuity
Quantity: 141.34 AF/y at full water right allotment.
Priority Date: June 30, 1872
Place of Use: Manastash Creek downstream from the Barnes Road point of diversion to the confluence with the Yakima River.

7.3 Applicant's Post-Project Irrigation Use

Claim 00826 (A) 03983: 2nd class water right, 1872

Source: Manastash Creek
Purpose of Use: Irrigation of 60 acres
Period of use: April 1 through October 31 for irrigation
Annual Quantity: 551.06 AF/y for irrigation
Priority Date: June 30, 1872
Point of Diversion: 1300 feet south and 225 feet east from the west quarter corner of Section 4, being

