

RECEIVED

MAY 13 2011

DEPARTMENT OF ECOLOGY - CENTRAL REGIONAL OFFICE



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

OKANDON

FOR OFFICE USE ONLY

FILE No. CS4-112291CL@1 WRIA 49

DATE ACCEPTED 05/31/11 BY S

FEE \$ 0 REC'D 05/13/2011

CHECK No. 0

SEPA: Exempt Not exempt

(Check all that apply.)

- Donation
- Purchase
- Lease
- Other

Explain: _____

Portion of the identified existing water right

IF FOR SEASONAL OR TEMPORARY, START DATE 04/01/2011
END DATE 03/31/2031

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

1. Applicant Information:

APPLICANT/BUSINESS NAME Helensdale Reclamation District	PHONE NO. (509) 322-6787	FAX NO. ()
ADDRESS P.O. Box 171		
CITY Malott	STATE WA	ZIP CODE 98829
CONTACT NAME (IF DIFFERENT FROM ABOVE) Greg McLaughlin, Washington Water Trust	PHONE NO. (509) 925-5600	FAX NO. (509) 925-5603
ADDRESS 222 East 4 th Ave, Suite 109		
CITY Ellensburg	STATE WA	ZIP CODE 98926

2. Water Right Information:

WATER RIGHT OR CLAIM NUMBER S4-112291CL	RECORDED NAME(S) Helensdale Reclamation District
DO YOU OWN THE RIGHT? <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO IF NO, PROVIDE OWNER(S) NAME and ADDRESS:	
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? <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO	
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.

34-112291CL

FOR OFFICE USE ONLY

WATER RIGHT NO. _____ FILE (contract) NO. _____

CS4-112291CL@1

Lease

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 checked="" type="checkbox"/> Nonuse of one or more points of diversion
<input 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 type="checkbox"/> Other, Explain below:
Name of funding source(s): Confederated Tribes of the Colville Reservation	

WATER RIGHT DESCRIPTION *

4. Point(s) of Diversion/Withdrawal:

A. Existing

SOURCE	NO.	¼	¼	SEC.	TWP.	RGE.	PARCEL #	WELL TAG #
Loup Loup Creek		NW	SW	4	32N	25		

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
Irrigation	2,120.51 gpm	754 ac-ft	April 1 through October 15

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
Instream Flows	754 ac-ft/yr

6. Place of Use:

A. Existing:

LEGAL DESCRIPTION OF LANDS WHERE WATER IS PRESENTLY USED:							
All lands in Section 9, T. 32 N., R. 25 E.W.M. under the Helensdale Reclamation District, as recorded in the Okanogan County Courthouse records.							
¼	¼	SEC.	TWP.	RGE.	COUNTY	PARCEL #	# OF ACRES
		9	32 N	25 E	Okanogan		
DO YOU OWN ALL THE LANDS IN THE EXISTING PLACE OF USE? <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO – IF NO, PROVIDE OWNER(S) NAME: Irrigation district water right holders.							

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

6. Place of Use (continued)

B. Proposed:

IDENTIFY THE WATER BODY TO BE BENEFITED OR OTHER PLACE TO BE BENEFITED

Primary Reach: From a point located 1630 feet north and 1270 feet east of the southwest corner of Section 4, Township 32 North, Range 25 EWM to the confluence of Loup Loup Creek and the Okanogan River.

7. Remarks and Other Relevant Information:

The purpose of this application is to lease all of S4-112291CL into the trust water right program to benefit Loup Loup Creek from a point located 1630 feet north and 1270 feet east of the southwest corner of Section 4, Township 32 North, Range 25 EWM and ending at the confluence of Loup Loup Creek and the Okanogan River. The lease period will be for 20 years beginning on the first day of the 2011 irrigation season. Under this agreement, Helensdale Reclamation District will change the purpose of use of this Loup Loup Creek water right from irrigation to instream flow, and will continue to use surface water rights to the Okanogan River according to the current use. The relationship between the rights is such that Water Right Claim S4-112291CL and Okanogan River Certificate No. 849, which are listed as a supplemental water right to Water Right Claim S4-112291CL during drought conditions. Ecology's acceptance of this arrangement is documented in a letter dated August 13, 2008 and included in attached documents. This change in water rights source, and subsequent lease, will benefit ESA listed steelhead in Loup Loup Creek, which is completely dewatered most summers as a result of irrigation. This water will provide significant public benefit for fish restoration in the system, and as such would qualify for priority processing under Chapter 173-152 WAC. Because upgrades are necessary to the current delivery system, the lease term is scheduled to begin upon completion of construction of the new system, or receipt of the Report of Examination from Ecology, whichever is later. Additional documents connected to these water rights are attached to this application.

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.

8. Signatures:

I certify that the information above is true and accurate to the best of my knowledge. I hereby grant staff from the Department of Ecology 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.

Three signature lines with handwritten signatures and dates (11/9/2010). Labels include: (Date), (Water Right Holder), and (Land Owner(s) of Existing Place of Use).

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

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

- ADDITIONAL SIGNATURES REQUIRED
SECTION _____ IS INCOMPLETE
OTHER/EXPLANATION:

STAFF:

DATE:

/ /

Into gram