



Water Resources Program
Application for a Water Right Permit
AMENDED, No. S4-35271

For Ecology Use
 (Date Stamp)

\$ 500.00
ck # 4865
Receipt # 207859
1-3-12
WRP

DEPT OF ECOLOGY
 Received
 JAN 03 2012
 CENTRAL REGION OFFICE

Follow the attached instructions. Attach additional sheets as necessary.

- GROUND WATER SURFACE WATER
- PERMANENT SHORT TERM TEMPORARY
- DROUGHT

***A NON-REFUNDABLE MINIMUM FEE OF \$50.00 MUST ACCOMPANY THIS APPLICATION.**

Section 1. APPLICANT

Applicant/Business Name: Robert and Carol Inouye	Phone No: 509 574-2717	Other No: 509 658-2024
Address: 1780 Nile Road		
City: Naches	State: WA	Zip: 98937
Email Address (optional): <u>bobinouye@gmail.com</u>		

Contact Name (if different from above):	Phone No:	Other No:
Relationship to Applicant:		
Address:		
City:	State:	Zip:
Email Address (optional):		

Legal Land Owner or Part Owner Name of the Proposed Place of Use:	Phone No:	Other No:
Address:		
City:	State:	Zip:
Email Address (optional):		

Signatures are required. See page 7.

For Ecology Use	APPLICATION NO: 54-35271	SEPA: Exempt/Not Exempt <u>Not Exempt</u>
	Fee Paid: 500⁰⁰ Check No: 4865 01-03-2012	ECY Coding: 001-001-WR1-0285-000011
Date Returned	By	Priority Date 03-08-2010 By
		WRIA: 38 YAK

\$500.00 FOR AMENDED APP

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Section 2. STATEMENT OF INTENT

Do you own the land on which the proposed point of diversion/withdrawal is located? **YES**
 If no, do you have legal authority to make this application for use of another's land? YES NO

Briefly describe the purpose of your proposed project: **This project diverts water from Rattlesnake Creek into a restored a 1.3 km side channel which provides diverse aquatic, riparian and wetland habitat for fish and wildlife. All diverted water returns to Rattlesnake Creek at the end of the side channel, except for conveyance losses.**

Anticipated length of time to complete your project: **This project has been completed to the point of functionality, as described in the 10-31-2011 Annual Report of Water Use. Conveyance loss testing is no longer needed and has been discontinued. Screening, cfs measuring and flow control modifications will be made during 2012, per the Annual Report of Water Use.**

Water Use List all purposes for which water will be applied to a beneficial use and list quantity required for each.

Purpose(s) of Use	Rate (check one box only)		Acre-Feet per Year (AF/YR) (If known)	Period of Use (Continuously or Seasonal)
	<input checked="" type="checkbox"/> Cubic Feet per Second (CFS)	<input type="checkbox"/> Gallons per Minute (GPM)		
Create side channel habitat for fish and wildlife, and conveyance loss	8 cfs November through February =		1,920 AFY	Continuously
	12 cfs March through June =		2,905 AFY	
	8 cfs in July =		492 AFY	
	6 cfs August and September =		726 AFY	
	4 cfs October =		246 AFY	
TOTAL:	12 cfs max	8.7 cfs average	6,289 AFY	

Short Term/Temporary Water Use

Is this a request for a short term project (less than four months and non-recurring)? **NO**

Is this request for a temporary permit? **NO**

If yes to either question above, indicate the dates that the water will be needed:

Section 3. POINT OF DIVERSION OR WITHDRAWAL

(Complete A or B, and C below)

A.) If Surface Water Source	B.) If Ground Water Source
<input type="checkbox"/> Spring <input checked="" type="checkbox"/> Creek <input type="checkbox"/> River <input type="checkbox"/> Lake <input type="checkbox"/> Other: _____ Source Name: Rattlesnake Creek Tributary to: Naches River Number of proposed diversion points: One Do you have an existing diversion? Yes	<input type="checkbox"/> Well(s) <input type="checkbox"/> Other: _____ Well diameter & depth: _____ Number of proposed points of withdrawal: _____ Do you have an existing well? <input type="checkbox"/> YES <input type="checkbox"/> NO If available, attach Water Well Report and pump test. Well Tag ID No. _____

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C.) Point of Diversion/Withdrawal – Legal Description

Parcel No.	¼	¼	Section	Township	Range	County
<u>15150444003</u>	SE	SE	4	15 N	15 E	Yakima
Lot(s)	Block(s)		Subdivision			

If known, enter the distances in feet from the point of diversion or withdrawal to the nearest section corner:

320 Feet North and 920 feet West from the SE corner of Section 4.

NOTE: If more than two points of diversion/withdrawal attach additional information on a separate sheet of paper.

Section 4. PLACE OF USE

Attach a copy of the legal description of the property (on which the water will be used) taken from a real estate contract, property deed or title insurance policy, or copy it carefully in the space below.

Parcel No. 15150444003: Section 04 Township 15 Range 15 Quarter SE: BEG SE COR SE1/4, TH W 1320 FT, TH N 448.26 FT, TH N 39^E 1135.74 FT, TH N 536 FT, TH E 592 FT, TH S 1856 FT TO POB

Parcel No. 15150332001: TH PT OF W1/2 SW1/4 LY W'LY OF BETHEL RIDGE RD DESC AS FOL: BEG E LN SW1/4 TH W'LY & S'LY TO S LN OF SW1/4 & END OF SD LN EX E 254.25 FT EX CO RD R/W

Parcel No. 15150331007: TH PT OF SW1/4 LY N OF BETHEL RIDGE RD EX W 1065.75 FT EX BEG 1824.7 FT N & 148.9 FT W OF S 1/4 COR, TH N 100 FT, TH W 300 FT, TH S 45^W 250 FT, TH W 75 FT, TH S 45^W 100 FT, TH S 200 FT, TH N 72^25'E 652 FT, TH N 148 FT TO BEG ALSO TH PT OF NW1/4 SE1/4 LY S OF CEN LN OF RATTLESNAKE CR & N OF BETHEL RIDGE RD R/W

¼	¼	Section	Twp.	Range	County	Parcel No.
SE	SE	4	15N	15E	Yakima	<u>15150444003</u>
SW & NW	SW	3	15N	15E	Yakima	<u>15150332001</u>
NE	SW	3	15N	15E	Yakima	<u>15150331007</u>

Do you own all the lands on which the proposed place of use is located? **Yes**

Are there any other water rights or claims associated with this property or water system? **Yes**

If yes, provide the water right and/or claim numbers:

- Inouye: 7735 Carlisle: 0933 Davis: 1635 Euteneier et al: 0965
- Morris: 1643 Sveen: 1609 Thomson: 0964 Champoux et al: 2304
- Terrace Cliffs Ranch: 1632

Attach a map of your project showing the point of diversion/withdrawal and place of use. If platted property, be sure to include a complete copy of the plat map.

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Section 5. WATER SYSTEM DESCRIPTION

Describe your proposed water system (include type and size of devices used to divert or withdraw water from source):

See the attached diagram, showing the existing layout and the proposed layout.

In the proposed layout, a reshaped wingdam in Rattlesnake Creek diverts water into a lowered headgate, then into a lowered canal. About 125 yards later the canal divides into (1) the original irrigation ditch with a new headgate, 3.5 cfs fish screen and flow measuring device, and (2) the new unscreened side channel with its 12 cfs flume. Further downstream the side channel accepts bypass discharge from the fish screen. The total side channel length from creek diversion to creek return is 1.3 km. All side channel water not lost in conveyance exits back into Rattlesnake Creek.

Section 6. DOMESTIC WATER SUPPLY SYSTEM INFORMATION

(Complete A or B, and C below)

A.) Domestic Water Systems only	B.) Municipal Water Systems only <i>(defined under RCW 90.03.015)</i>
Projected number of connections to be served: _____	Present population to be served water: _____
Type of connections: _____ <i>(e.g., home, recreational cabin)</i>	Estimate future population to be served: _____ (20 year projection)
C.) Water System Planning	
Do you have a Water System Plan approved by the Washington State Department of Health, Drinking Water Division? <input type="checkbox"/> YES <input type="checkbox"/> NO	
If yes, date plan was approved ____ / ____ / ____ Water System Number: _____	
Name of water system: _____	
Are you within the service area of an existing water system? <input type="checkbox"/> YES <input type="checkbox"/> NO	
If yes, explain why you are unable to connect to the system: _____ _____ _____ _____	

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Section 7. IRRIGATION/STOCKWATER/OTHER FARM USES

Irrigation

Total number of acres requested to be irrigated under this application = _____ ACRES

NOTE: Outline the area to be irrigated on your attached map.

Stockwater

List number and kind of stock:

Is the proposed project for a dairy farm? YES NO

Other Proposed Farm Uses

Describe all proposed uses:

Family Farm Water Act (RCW 90.66):

Calculate the acreage in which you have a controlling interest, including only:

- Acreage irrigated under water rights acquired after December 8, 1977,
- Acreage proposed to be irrigated under this application, and
- Acreage proposed to be irrigated under other pending application(s).

Is the combined acreage under existing rights greater than 6000 acres? YES NO

Do you have a controlling interest in a Family Farm Development Permit? YES NO

If yes, enter Permit No: _____

Section 8. OTHER WATER USES

Hydropower

Indicate total feet of head _____ and proposed capacity in kilowatts: _____

Describe works:

Indicate all uses to which power is to be applied: _____

FERC License No: _____

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Mining/Industrial Use

Describe use, method of supplying and utilizing water:

Other Use

Fish habitat, wildlife habitat, riparian habitat, wetland habitat, conveyance loss.

Section 9. WATER STORAGE

Will you be using a dam, dike, or other structure to retain or store water? **NO, except that beavers are active in some parts of the side channel.**

Are you proposing to store more than 10 acre-feet of water? **NO**

Will the water depth be 10 feet or more? **NO**

If you answered yes to any of the above questions, please describe:

NOTE: If you will be storing 10 acre-feet or more of water and/or if the water depth will be 10 feet or more at the deepest point and some portion of the storage will be above grade, you must also complete an Application for Permit to Construct a Reservoir and a Dam Construction Permit and Application.

Section 10. DRIVING DIRECTIONS

Provide detailed driving directions to the project site:

From Yakima, go west on Highway 410 for about half an hour. After Highway 410 becomes Nile Road at the Woodshed Restaurant, continue about 2 miles and then turn left at 1780 Nile road. Follow the driveway about 1 mile, keeping left where it branches. The driveway will dead end at the diversion point (wing dam and head gate).

Site Address:

**1780 Nile Road, Naches, WA 98937
509 658-2024**

AMENDS

Section 11. REQUIRED SIGNATURES

I certify that the information provided in this application is true and accurate to the best of my knowledge. I understand that in order to process my application, I grant staff from the Department of Ecology access to the site for inspection and monitoring purposes. Even though the employees of the Department of Ecology may have assisted me in the preparation of the above application, all responsibility for the accuracy of the information rests with me, the applicant.

Robert Inouye and Carol Inouye
 Print Name
 (Applicant or authorized representative)

[Signature]
 Signature

1-2-2012
 Date

Robert Inouye and Carol Inouye
 Print Name
 (Legal Owner or Part Owner Place of Use)

[Signature]
 Signature

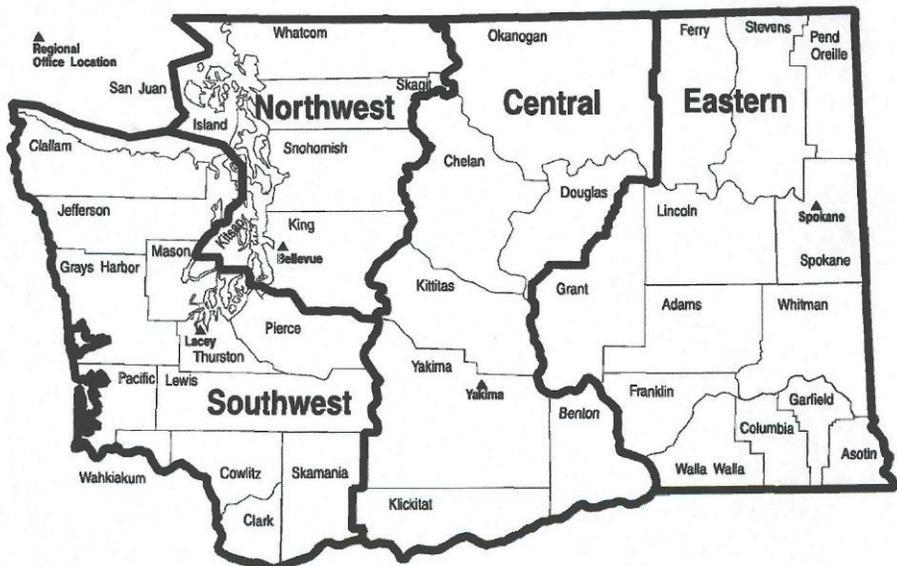
1-2-12
 Date

Please check the region in which the project is located:

<p>*Submit your application to: DEPARTMENT OF ECOLOGY CASHIERING SECTION PO BOX 47611 OLYMPIA, WA 98504-7611</p>	<p><input checked="" type="checkbox"/> Central Regional Office 15 W Yakima Avenue, Suite 200 Yakima, WA 98902 (509) 575-2490</p>	<p><input type="checkbox"/> Eastern Regional Office 4601 N. Monroe Spokane, WA 99205-1295 (509) 329-3400</p>
	<p><input type="checkbox"/> Northwest Regional Office 3190 – 160th Avenue SE Bellevue, WA 98008-5452 (425) 649-7000</p>	<p><input type="checkbox"/> Southwest Regional Office PO Box 47775 Olympia, WA 98504-7775 (360) 407-6300</p>

If you need this document in an alternate format, please call the Water Resources Program at 360-407-6872. Persons with hearing loss can call 711 for Washington Relay Service. Persons with a speech disability can call 877-833-6341.

If you have questions about your application, contact the Water Resources program at the regional office in which your project is located.



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