



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: _____

Portion of the identified existing water right

IF FOR SEASONAL OR TEMPORARY, START DATE 04/01/2013
END DATE 03/31/2018

FOR OFFICE USE ONLY		
FILE No. <u>CS3-20932C</u>	WRIA <u>29</u>	<i>Kuckin</i>
DATE ACCEPTED <u>11/29/2012</u>	BY <u>[Signature]</u>	
FEE \$ <u>[Signature]</u>	REC'D <u>10 Dec 2012</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 Washington Water Trust	PHONE NO. (206)675-1585	FAX NO. (206)749-9274
ADDRESS 1530 Westlake Avenue N, Ste. 400		
CITY Seattle	STATE WA	ZIP CODE 98109

CONTACT NAME (IF DIFFERENT FROM ABOVE) Jason McCormick	PHONE NO. (509)607-3513	FAX NO. (509)925-5603
ADDRESS 103 E 4 th Avenue, Ste. 203		
CITY Ellensburg	STATE WA	ZIP CODE 98926
Email: jason@washingtonwatertrust.org		

2. Water Right Information:

WATER RIGHT OR CLAIM NUMBER S3-20932C	RECORDED NAME(S) Frank D. Markgraf
DO YOU OWN THE RIGHT? <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO IF NO, PROVIDE OWNER(S) NAME and ADDRESS: Frank D. Markgraf PO Box 136 Husum, WA 98623	
HAS THE WATER BEEN PUT TO BENEFICIAL USE IN THE LAST FIVE (5) YEARS? <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO See CS3-20932C	
ARE WATER DIVERSIONS/WITHDRAWALS OF THIS WATER RIGHT METERED OR MEASURED? <input type="checkbox"/> YES <input checked="" 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.

FOR OFFICE USE ONLY	
WATER RIGHT NO. _____	FILE (contract) NO. _____
<u>CS3-20932C</u>	

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 type="checkbox"/> Nonuse of one or more points of diversion
<input type="checkbox"/> Alteration in method of water application	<input checked="" 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): Columbia Basin Water Transactions Program	

WATER RIGHT DESCRIPTION *

4. Point(s) of Diversion/Withdrawal:

A. Existing

SOURCE	NO.	¼	¼	SEC.	TWP.	RGE.	PARCEL #	WELL TAG #
Rattlesnake Cr.	1	SE	NE	10	4N	11E	04111000000100	n/a

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	0.88 cfs	166	04/01-09/30

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 Flow - 2013-2017	166 acre-feet/yr

6. Place of Use:

A. Existing:

LEGAL DESCRIPTION OF LANDS WHERE WATER IS PRESENTLY USED:							
NE ¼ and NW¼SE¼ of Section 10, T4N R11E W.M.							
¼	¼	SEC.	TWP.	RGE.	COUNTY	PARCEL #	# OF ACRES
E ½		10	4N	11E	Klickitat	04111000000100	50
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: Frank D. Markgraf PO Box 136 Husum, WA 98623							

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

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 type="checkbox"/> Alteration in method of water application	<input checked="" 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): Columbia Basin Water Transactions Program	

WATER RIGHT DESCRIPTION *

4. Point(s) of Diversion/Withdrawal:

A. Existing

SOURCE	NO.	¼	¼	SEC.	TWP.	RGE.	PARCEL #	WELL TAG #
Rattlesnake Cr.	1	SE	NE	10	4N	11E	04111000000100	n/a

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	0.88 cfs	166	04/01-09/30

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 Flow – 2013-2017	166 acre-feet/yr

6. Place of Use:

A. Existing:

LEGAL DESCRIPTION OF LANDS WHERE WATER IS PRESENTLY USED:							
NE ¼ and NW¼SE¼ of Section 10, T4N R11E W.M.							
¼	¼	SEC.	TWP.	RGE.	COUNTY	PARCEL #	# OF ACRES
E ½		10	4N	11E	Klickitat	04111000000100	50
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: Frank D. Markgraf PO Box 136 Husum, WA 98623							

* 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

This water right is to be exercised in the State Trust Water Right Program from the existing point of diversion, above, to the Pacific Ocean.

7. Remarks and Other Relevant Information:

Exhibits:

- Exhibit A: 2010-2012 Instream Flow Donation Letter: CS3-20932C
- Exhibit B: Frank D. Markgraf/WWT Lease Contract
- Exhibit C: Yakama Nation and WDFW Letters of Support

Washington Water Trust is requesting a to change Mr. Markgraf's water right, S3-20932C (Exhibit A), to instream flow as a Lease from April 01, 2013 through March 31, 2018.

This Change Application seeks to effectuate a transfer of the 50 acres served by the aforementioned water right to be used exclusively for instream flows for fish maintenance and enhancement, recreational uses and preservation of environmental and aesthetic values as allowed under RCW Chapters 90.03 and 90.42. Water use changes associated with this application will provide significant environmental benefits from Rattlesnake Creek to the Pacific Ocean, thus this transfer should receive expedited processing under WAC 173-152-050(2)(b) and (3)(a).

This application is accompanied by two letters of support from Yakama Nation and Washington State Department of Fish and Wildlife endorsing this project. Environmental flow restoration in tributaries to the White Salmon is critical to the long-term overall recovery of ESA listed Salmon and Steelhead repopulating the basin following the breach of Condit Dam on October 26, 2011.

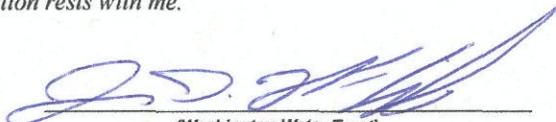
Washington Water Trust intends to protect this trust water right as instream flow from the Teanaway River to the Pacific Ocean.

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.


(Washington Water Trust) 10/16/2012
(Date)


(Frank D. Markgraf) 10/22/2012
(Date)

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:** ____/____/____

**ATTACHMENT FOR
APPLICATION TO ENTER A WATER RIGHT INTO
THE TRUST WATER RIGHT PROGRAM**

Point(s) of Diversion/Withdrawal - Existing Proposed:

SOURCE	NO.	¼	¼	SEC.	TWP.	RGE.	PARCEL #	WELL TAG #
Rattlesnake Cr.	1	SE	NE	10	4N	11E	04111000000100	n/a

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 Flow -- 2013-2017	166 acre-feet/yr

Place of Use - Existing:

LEGAL DESCRIPTION OF LANDS							
¼	¼	SEC.	TWP.	RGE.	COUNTY	PARCEL #	# OF ACRES
NE ¼ and NW¼SE¼ of Section 10, T4N R11E W.M.							
E ½		10	4N	11E	Klickitat	04111000000100	50
DO YOU OWN ALL THE LANDS IN ABOVE PLACE OF USE? <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO - IF NO, PROVIDE OWNER(S) NAME: Frank D. Markgraf PO Box 136 Husum, WA 98623							