



STATE OF WASHINGTON
**APPLICATION FOR CHANGE/TRANSFER
 OF WATER RIGHT**



For filing with the Department of Ecology or with County Conservancy Boards

A NON-REFUNDABLE MINIMUM FEE OF \$50.00 PAYABLE TO THE DEPARTMENT OF ECOLOGY MUST ACCOMPANY THIS APPLICATION

(Check all that apply.)

- Change purpose(s) of use
- Add purpose(s) of use
- Change point(s) of diversion/withdrawal
- Add point(s) of diversion/withdrawal
- Change/transfer place of use
- Other (i.e. consolidation, intertie, trust water)

Explain: **Separate from Upper Diversion Roaring Creek Users. Transfer water rights to Exempt Well. Change POD Roaring Creek to Entiat, transfer Water in Roaring Creek to trust.**

FOR OFFICE USE ONLY	
CHANGE No.	<u>CS4-02004J</u>
WRIA	<u>416 CHOUAN</u>
DATE ACCEPTED	<u>01/08/13</u> BY <u>[Signature]</u>
FEE \$	<u>EXEMPT</u> REC'D <u>12/03/2012</u>
CHECK No.	<u>COST REIMBURSEMENT</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 Roaring Creek Water Users (See attachment A)	PHONE NO.	FAX NO. ()
ADDRESS		
CITY	STATE	ZIP CODE

CONTACT NAME (IF DIFFERENT FROM ABOVE) Jason Hatch, Trout Unlimited-Washington Water Project	PHONE NO. (509) 881-5464	FAX NO. (509) 888-4352
ADDRESS 103 Palouse #14		
CITY Wenatchee	STATE WA	ZIP CODE 98801

2. Water Right Information:

WATER RIGHT OR CLAIM NUMBER S4-02004JC	RECORDED NAME(S) Finley
DO YOU OWN THE RIGHT TO BE CHANGED? <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	

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. See Attachment B.

<u>S4-02004JC WRIA 416 CHOUAN ROARING CREEK ADJ CERT # 4</u>			
FOR OFFICE USE ONLY			
APP. NO. _____	PERMIT NO. _____	CERT. NO. _____	CERT. OF CHANGE NO. _____

CS4-02004J

3. Point(s) of Diversion/Withdrawal:

A. Existing

SOURCE	NO.	¼	¼	SEC.	TWP.	RGE.	PARCEL #	WELL TAG #
Roaring Creek		SW	SE	4	25	20	252004000050	

B. Proposed

SOURCE	NO.	¼	¼	SEC.	TWP.	RGE.	PARCEL #	WELL TAG #
Entiat River (alternative 1-POD)		NE	SW	3	25	20	County right of way, below Roaring Creek bridge	
Entiat River (alternative 2-POD)		NW	NW	3	25	20	County right of way, below Old Roaring Creek bridge	
Well		NE	SW	3	25	20	252003320100	

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Chelan

DO YOU OWN THE EXISTING AND PROPOSED POINT(S) OF DIVERSION/WITHDRAWAL?

EXISTING: X YES PROPOSED: NO, PROVIDE OWNER(S) NAME: Chelan County Office of Public Works

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.

4. Purpose of Use:

A. Existing

PURPOSE OF USE	GPM or CFS	ACRE-FT/YR	PERIOD OF USE
Irrigation	0.325 cfs		period of time can be beneficially used

B. Proposed

PURPOSE OF USE	GPM or CFS	ACRE-FT/YR	PERIOD OF USE
Irrigation (from well)	0.0093 cfs		April 1 - October 31
Irrigation from Entiat River	0.3157 cfs		April 1 - October 31
Instream flow in Roaring Creek	0.325 cfs		April 1- October 31

5. Place of Use:

A. Existing

LEGAL DESCRIPTION OF LANDS WHERE WATER IS PRESENTLY USED:

NW 2/4 of SW ¼ of Section 3, Township 25N., Range 20WEM also conveying 1/3 water running in flume and ditch, reserving, nevertheless, 5 feet of way for such ditch.

Beginning at a point 16 rods N. of the center of the SW ¼ of Section 3, Township 25N., Range EWM and running 18 rods to the brow of what is known as Claghorn Bluff, thence in a northwesterly direction to the NW corner of NE ¼ of SW ¼ of said section 3, thence south to place of beginning containing 1 acre more or less.

Commencing at a point on the west line of the NW ¼ of the SW ¼ of Section 3, Township 25 N., Range 20 EWM, 129 feet south from the NW corner of said 40 acres and running east 42 rods to the west bank of the Entiat River,; thence south 23 rods 12 feet; thence west 42 rods, thence N. along the quarter line 23 rods 12 feet; thence west 42 rods, thence N. along the quarter line 23 rods 12 feet to the place of beginning all being in the NE ¼ of SW ¼ of Section 3-25-20.

Containing 6 acres.

¼	¼	SEC.	TWP.	RGE.	COUNTY	PARCEL #	# OF ACRES
SW	NW	3	25	20	Chelan		
NW	SW	3	25	20	Chelan		
NE	SW	3	25	20	Chelan		15 acres (all ¼ ¼)

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

Parcels: 252003320080, 2520033202100, 252003320090, 252003330150, 252003330050, 252003230050

See Attachment C

B. Proposed

LEGAL DESCRIPTION OF LANDS WHERE WATER IS PRESENTLY USED:

Irrigation is proposed on lands within the following locations. A trust water right for instream flow would be in Roaring Creek from the current POD to the confluence with the Entiat River.

NW 2/4 of SW 1/4 of Section 3, Township 25N., Range 20WEM also conveying 1/3 water running in flume and ditch, reserving, nevertheless, 5 feet of way for such ditch.

Beginning at a point 16 rods N. of the center of the SW 1/4 of Section 3, Township 25N., Range EWM and running 18 rods to the brow of what is known as Claghorn Bluff, thence in a northwesterly direction to the NW corner of NE 1/4 of SW 1/4 of said section 3, thence south to place of beginning containing 1 acre more or less.

Commencing at a point on the west line of the NW 1/4 of the SW 1/4 of Section 3, Township 25 Nl, Range 20 EWM, 129 feet south from the NW corner of said 40 acres and running east 42 rods to the west bank of the Entiat River,; thence south 23 rods 12 feet; thence west 42 rods, thence N. along the quarter line 23 rods 12 feet; thence west 42 rods, thence N. along the quarter line 23 rods 12 feet to the place of beginning all being in the NE 1/4 of SW 1/4 of Section 3-25-20.

Containing 6 acres.

1/4	1/4	SEC.	TWP.	RGE.	COUNTY	PARCEL #	# OF ACRES
SW	NW	3	25	20	Chelan		
NW	SW	3	25	20	Chelan		
NE	SW	3	25	20	Chelan		15 acres (all 1/4 1/4)

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

Parcels: 252003320080, 2520033202100, 252003320090, 252003330150, 252003330050, 252003230050

See Attachment C

Attach a detailed map of your proposed change/transfer. The map should show existing and proposed point(s) of diversion/withdrawal, place of use and any other features involved with this application. If platted property, please include a certified copy of the plat map.

Are there any ADDITIONAL WATER rights OR CLAIMS RELATED to the same property as the ONE PROPOSED FOR CHANGE/TRANSFER? YES NO - IF YES, PROVIDE THE WATER RIGHT/CLAIM NUMBER(S):

Are there other water rights? S4-CV1P45, S4-CV1P20B, S4-CV1P21, S4-02012JC, S4-142489CL

6. Remarks and Other Relevant Information:

This water right change is part of the Roaring Creek Flow Restoration and Barrier Removal Project. The users on the only two diversion on the creek, are seeking changes in points of diversions. The Upper Diversion (UD) users are seeking to move the point of diversion to a new location on the mainstem Entiat. The existing diversion with 7 water rights, plus the 6 water rights associated with the lower diversion (LD) divert 1.5 cfs an amount greater than the base flow of Roaring Creek, an important stream for ESA listed steelhead rearing. Roaring Creek is within the Lower Entiat River Assessment Unit (RM 0.0-16.2) of the Entiat subbasin. The ESA listed salmonids that utilize the mainstem Entiat River within the Lower AU and project portion of the subbasin include endangered Upper Columbia River spring Chinook (*Oncorhynchus tshawytscha*), as well as endangered steelhead (*Oncorhynchus mykiss*) and threatened bull trout (*Salvelinus confluentus*). Non-listed salmonids such as summer Chinook and Coho, and resident fish species such as westslope cutthroat trout are also found here.

The primary goal of this change is to improve flow conditions in Roaring Creek for the benefit of steelhead rearing. This project addresses limiting factors and implements actions recommended in the Entiat WRIA 46 Watershed Management Plan approved in 2004, the Entiat Subbasin Plan, and draft Upper Columbia Salmon Recovery Plan. Therefore, we request expedited processing under WAC 173-152-050(2)(b) and (3)(a).

Concurrent with this application, water right change applications are being filed to move the UD POD from Roaring Creek upper diversion to a new location on the Entiat River, at location beneath the old Roaring Creek bridge (~RM 5.9) on the Chelan County Right of way or beneath the new Roaring Creek bridge (~RM 6.0) and on the Chelan County right of way, and provide an irrigation well on property for the largest of two landowners on the LD.

See Attachment A for list of Roaring Creek Water Users
 See Attachment B for an explanation of all water rights involved with this project.
 See Attachment C list of parcels associated with water rights in Roaring Creek Flow Restoration and Barrier Removal Project.
 Additional documents include maps and other exhibits.

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

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.

7. Signatures:

I certify that the information above is true and accurate to the best of my knowledge. I understand that in order to process my application, I am hereby granting staff from the Department of Ecology or the County Conservancy Board 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.

<u>Joyce Elaine Keen</u> (Applicant)	<u>10/27/2012</u> (Date)
<u>Joyce Elaine Keen</u> (Water Right Holder)	<u>10/27/2012</u> (Date)
<u>Joyce E. Keen</u>	<u>10/27/2012</u>
_____ (Land Owner(s) of Existing Place of Use)	<u> / /</u> (Date)

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

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

<input type="checkbox"/> APPLICATION FEE NOT ENCLOSED	<input type="checkbox"/> MAP NOT INCLUDED or INCOMPLETE
<input type="checkbox"/> ADDITIONAL SIGNATURES REQUIRED	<input type="checkbox"/> SECTION _____ IS INCOMPLETE
<input type="checkbox"/> OTHER/EXPLANATION: _____	
STAFF: _____	DATE: ____/____/____

Attachment A: Roaring Creek Water Users

APPLICANT/BUSINESS NAME Taylor Farms (Michael Jurgens)	PHONE NO. (509) 669-6349	FAX NO. ()
ADDRESS 23 S Wenatchee Ave		
CITY Wenatchee	STATE WA	ZIP CODE 98801

APPLICANT/BUSINESS NAME Dan Wood	PHONE NO. (509) 784-2247	FAX NO. ()
ADDRESS 6610 Roaring Creek Road		
CITY Entiat	STATE WA	ZIP CODE 98822

APPLICANT/BUSINESS NAME Gerry Wood	PHONE NO. (509) 784-1365	FAX NO. ()
ADDRESS 6588 Roaring Creek		
CITY Entiat	STATE WA	ZIP CODE 98822

APPLICANT/BUSINESS NAME Jim and Marylou Brooks	PHONE NO. (509) 630-0761	FAX NO. ()
ADDRESS 6644 Roaring Creek		
CITY Entiat	STATE WA	ZIP CODE 98822

APPLICANT/BUSINESS NAME Joyce Keen	PHONE NO. (541) 220-1349	FAX NO. ()
ADDRESS 2931 SE Clay St		
CITY Albany	STATE OR	ZIP CODE 99322

APPLICANT/BUSINESS NAME Carl Keen	PHONE NO. (503) 784-1008	FAX NO. ()
ADDRESS 6334 Roaring Creek Road		
CITY Entiat	STATE WA	ZIP CODE 98822

APPLICANT/BUSINESS NAME Glen Wood	PHONE NO. (509) 784-1960	FAX NO. ()
ADDRESS 6619 Roaring Creek Road		
CITY Entiat	STATE WA	ZIP CODE 98822

APPLICANT/BUSINESS NAME Michael Cada	PHONE NO. (509) 784-3649	FAX NO. ()
ADDRESS 6435 Roaring Creek Road		
CITY Entiat	STATE WA	ZIP CODE 98822