

Klickitat County  
**WATER CONSERVANCY BOARD**  
**Application for Change/Transfer**  
**Record of Decision**

For Ecology Use Only

Received: \_\_\_\_\_

Date Stamp  
**FEB 20 2013**

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Reviewed by: \_\_\_\_\_

Date Reviewed: \_\_\_\_\_

Applicant: Mt. Adams Orchards Corporation

Application Number: KLIC-12-01

This record of decision was made by a majority of the board at an open public meeting of the Klickitat County Water Conservancy Board held on February 12, 2013.

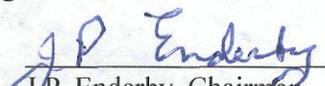
**X Approval:**

The Klickitat County Water Conservancy Board hereby **grants** conditional approval for the water right transfer described and conditioned within the report of examination on February 12, 2013 and submits this record of decision and report of examination to the Department of Ecology for final review.

**Denial:**

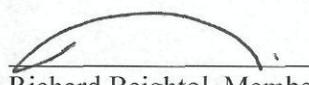
The Klickitat County Water Conservancy Board hereby **denies** conditional approval for the water right transfer as described within the report of examination on \_\_\_\_\_ and submits this record of decision to the Department of Ecology for final review.

Signed:

  
 \_\_\_\_\_  
 J.P. Enderby, Chairman  
 Klickitat County Water Conservancy Board

Date: 2/12/13

- Approve
- Deny
- Abstain
- Recuse

  
 \_\_\_\_\_  
 Richard Beightol, Member  
 Klickitat County Water Conservancy Board

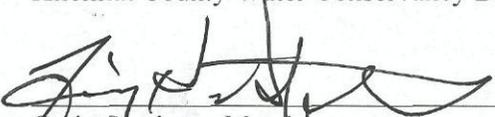
Date: 2-12-2013

- Approve
- Deny
- Abstain
- Recuse

\_\_\_\_\_  
 Scott Andrews, Member  
 Klickitat County Water Conservancy Board

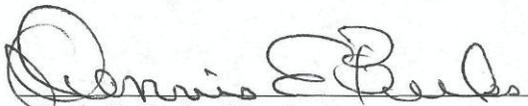
Date: \_\_\_\_\_

- Approve
- Deny
- Abstain
- Recuse

  
 \_\_\_\_\_  
 Craig Stephens, Member  
 Klickitat County Water Conservancy Board

Date: 2-12-2013

- Approve
- Deny
- Abstain
- Recuse

  
 \_\_\_\_\_  
 Dennis E. Beeks, Member  
 Klickitat County Water Conservancy Board

Date: 2-12-13

- Approve
- Deny
- Abstain
- Recuse

Mailed to the Department of Ecology Central Regional Office of Ecology, via certified mail, and other interested parties on or before 2/20/13

Klickitat County Water Conservancy Board  
c/o Klickitat County Natural Resources Department  
228 West Main Street, MS-CH-37  
Goldendale, WA 98620



February 18, 2013

Sage Park  
Water Resources Program  
Washington Department of Ecology  
15 W. Yakima Avenue, Suite 200  
Yakima, WA 98902-3452

Subject: Application for Change/Transfer of Water Right No. KLIC-12-01

Dear Ms. Park:

At its regular meeting on February 12, 2013, the Klickitat County Water Conservancy Board approved the change/transfer of water right CS4-25155@1 held by Mt. Adams Orchards Corporation, application number KLIC-12-01. Please find enclosed the Board's records for this application, the affidavit of publication, and the Record of Decision and Report of Examination.

Please contact me if you have questions or if I may otherwise be of service. Thank you.

Sincerely,



David McClure  
Executive Assistant



LEGAL DESCRIPTION OF PROPERTY ON WHICH WATER IS TO BE USED

In Section 10, T. 3 N., R. 10 E.W.M.;

That part of the NE1/4NE1/4 lying south of county road known as Powerhouse Road and west of state highway No. 14;

That part of the NW1/4NE1/4 lying south of Powerhouse Road;

EXCEPT that part lying westerly of a line described as follows:

Beginning at the N1/4 corner of said Section 10, thence S 87°53'09" E 212.50 along the N line of the section to the Point of Beginning of said line, thence S 00°35'24" W 714.89 feet, thence S 26°46'22" E 690.42 feet to the south line of the NW1/4 of the NE1/4 of Section 10 and terminus of said line;

and EXCEPT that part lying northerly of a line described as follows:

Beginning at the N1/4 corner of said Section 10, thence S 87°53'09" E 212.50 along the N line of the section, thence S 00°35'24" W 230.00 feet to the Point of Beginning of said line, thence S 87°53'09" E 405.66 feet to county road and terminus of said line.

SE1/4 of the NE1/4 lying west of state highway No. 14;

That part of the N1/2 of the S1/2 of the SW1/4 of the NE1/4 of Sec. 10 T. 3 N., R. 10 E.W.M., lying E of a line beginning at a point in the S line of said tract 803.8 feet W of the SE corner of said tract; thence northerly to a point 752 feet W of the NE corner of said tract.

PARCEL NO. 03101000000600		SECTION 10	TOWNSHIP N. 03 N	RANGE, 10 EWM
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**Board's Decision on the Application**

MAXIMUM CUB FT/ SECOND 0.7 cfs	MAXIMUM GAL/MINUTE	MAXIMUM ACRE-FT/YR 191 ac-ft/yr	TYPE OF USE, PERIOD OF USE 191 ac-ft/yr for the irrigation of 52 acres from May 1 to October 1.				
SOURCE White Salmon River			TRIBUTARY OF (IF SURFACE WATER) Columbia River				
AT A POINT LOCATED: PARCEL NO.	¼	¼	SECTION	TOWNSHIP N.	RANGE	WRIA	COUNTY.
03101000001600	NW or NE	NE NW	10 10	03 N 03 N	10 EWM 10 EWM	29 29	Klickitat Klickitat

LEGAL DESCRIPTION OF PROPERTY ON WHICH WATER IS TO BE USED

In Section 10, T. 3 N., R. 10 E.W.M.;

That part of the NE1/4NE1/4 lying south of county road known as Powerhouse Road and west of state highway No. 14;

That part of the NW1/4NE1/4 lying south of Powerhouse Road;

EXCEPT that part lying westerly of a line described as follows:

Beginning at the N1/4 corner of said Section 10, thence S 87°53'09" E 212.50 along the N line of the section to the Point of Beginning of said line, thence S 00°35'24" W 714.89 feet, thence S 26°46'22" E 690.42 feet to the south line of the NW1/4 of the NE1/4 of Section 10 and terminus of said line;

and EXCEPT that part lying northerly of a line described as follows:

Beginning at the N1/4 corner of said Section 10, thence S 87°53'09" E 212.50 along the N line of the section, thence S 00°35'24" W 230.00 feet to the Point of Beginning of said line, thence S 87°53'09" E 405.66 feet to county road and terminus of said line.

SE1/4 of the NE1/4 lying west of state highway No. 14;

That part of the N1/2 of the S1/2 of the SW1/4 of the NE1/4 of Sec. 10 T. 3 N., R. 10 E.W.M., lying E of a line beginning at a point in the S line of said tract 803.8 feet W of the SE corner of said tract; thence northerly to a point 752 feet W of the NE corner of said tract.

PARCEL NO. 03101000000600		SECTION 10	TOWNSHIP N. 03 N	RANGE, 10 EWM
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**DESCRIPTION OF PROPOSED WORKS**


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A realignment / reconfiguration of pumps and mainline to irrigate historically irrigated acres.

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**DEVELOPMENT SCHEDULE**


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BEGIN PROJECT BY THIS DATE:	COMPLETE PROJECT BY THIS DATE:	COMPLETE CHANGE AND PUT WATER TO FULL USE BY THIS DATE:
Begun	December 1, 2014	December 1, 2016

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**REPORT**


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**BACKGROUND** [See WAC 173-153-130(6)(a)]

On January 10, 2012 Mt. Adams Orchards Corporation filed an application for change to add points of diversion/withdrawal and change the place of use under Water Right Certificate No. S4-25155C. The application was accepted at an open public meeting on January 10, 2012, and the Board assigned application number KLIC-12-01. The Department of Ecology (Ecology) assigned application No. CS4-25155C@1.

The change in source location was needed due to the removal of Condit Dam. The place of use change is to conform the boundary to lands owned by the applicant only. The same acres will continue in irrigation. No added purpose, change in purpose or change in number of irrigated acres is requested.

*Attributes of the water right as currently documented*

Name on certificate, claim, permit: Mt. Adams Orchard[s] Co.

Water right document number: Certificate No. S4-25155C issued March 11, 1981.

As modified by certificate of change number: n/a.

Priority date, first use: April 21, 1977.

Water quantities: Qi: 0.7 cubic feet per second (cfs) Qa: 196 acre-feet/year (af/yr or ac-ft/yr).

Source: Northwestern Lake of White Salmon River.

Point of diversion/withdrawal: NW1/4NE1/4 S.10, T03N, R10EWM; 175 ft E and 775 ft S of N1/4 corner Sec. 10.

Purpose of use: for the irrigation of 65 acres.

Period of use: May 1 to October 1.

Place of use: In Section 10, T. 3 N., R. 10 E.W.M.; the NE1/4NE1/4; NW1/4 of the NE1/4, except that part thereof lying W of a line commencing at a point 212.5 feet east of the north quarter corner of said Section 10; thence S 703 feet; thence southeasterly 703.5 feet to the south line of the NW1/4 of the NE1/4 of said Section 10, SE1/4 of the NE1/4 except a strip of land along the E side thereof; that part of the N1/2 of the S1/2 of the SW1/4 of the NE1/4 of Sec. 10 T. 3 N., R. 10 E.W.M., lying E of a line beginning at a point in the S line of said tract 803.3 feet W of the SE corner of said tract; thence northerly to a point 752 feet W of the NE corner of said tract; Less rights of way.

**Existing provisions:**

A total of 196 acre-feet shall be used for irrigation, less any amount applied to these same lands under existing rights.

Diversion intake shall be tightly screened at all times with wire mesh having openings with dimensions not greater than 0.125 (1/8) inch. Water approach velocity to the screen shall be less than 1 foot per second and approaching 0.5 foot per second, as measured one foot in front of the screen.

*Tentative determination of the water right*

The tentative determination is provided on the front page of this report.

*History of water use*

The Board reviewed information provided by the applicant's consultant, which included a memorandum of supporting information. According to this information, the site is a long-standing irrigation development which may date back prior to 1911. At that time, irrigation was supplied under gravity flow from a spring located on the other side (west side) of the White Salmon River. A mainline bringing water across the river was embedded within Condit Dam. The dam was constructed between 1911-1913.

The water right certificate requested for change, No. S4-25155C, was applied for in 1977 by Mt. Adams Orchards Corporation to authorize direct pumping from the lake behind Condit Dam. The spring use was to be discontinued. Mention was made in the S4-25155 application materials that the spring waters would flow into the White Salmon River after the pump station was put in use, in effect compensating for the new diversion.

Historically this has been a pear orchard, irrigated with a pressurized system, undertree impact sprinklers. A 30 hp (name plate) pump located just behind Condit Dam was used to pump water to the orchard. In October 2011, Condit Dam was breached and the lake permanently drained. Pacificorp, owner of the dam, was under agreement to relocate the irrigation water supply for the applicant.

Previous changes

For the 2012 irrigation season, the applicant received a temporary water right permit from the Washington Department of Ecology to pump from the new re-located pump site.

SEPA

The Board has reviewed the proposed project in its entirety. The change in pumping location was considered as part of a much larger project: the removal of Condit Dam. This larger project is known as Condit Hydroelectric Project Decommissioning FERC Project No. 2342. The need for the pump station relocation was recognized and described within these environmental review documents. The reconfiguration is referred to as the Mt. Adams Orchard Replacement Line. The larger environmental review was conducted by the Washington Department of Ecology under SEPA which resulted in a Final Supplemental Environmental Impact Statement published in March 2007. This document supplemented earlier National Environmental Policy Act environmental impact statements produced by FERC in 1996 and 2002. Ecology supplemented this statement resulting in a Final Second Supplemental Environmental Impact Statement published in January 2010. The Board has determined that SEPA compliance is satisfied.

Other

See Investigation Section describing proposed plans and specifications.

**The information or conclusions in this section were authored and/or developed by Tim Reierson.**

**COMMENT AND PROTESTS** [See WAC 173-153-130(6)(b)]

Public notice of the application was given in the *The White Salmon Enterprise* on January 26 and February 2, 2012. The protest period ended on or around March 4, 2012. There were no protests received during the 30 day protest period. In addition, no oral or written comments were received at an open public meeting of the Board or other means as designated by the Board.

Date: n/a.

This was recognized by the Board as a  Protest  Comment n/a.

Name/address of protestor/commenter: n/a.

Issue: n/a.

Board's analysis: n/a.

Other

n/a.

**The information or conclusions in this section were authored and/or developed by Tim Reierson.**

**INVESTIGATION** [See WAC 173-153-130(6)(c)]

The following information was obtained from a site inspection conducted by Commissioners Craig Stephens and Dennis Beeks and Alternate Don Schaack on February 1, 2012, technical reports, research of department records, and conversations with the applicant and/or other interested parties.

*Proposed project plans and specifications*

Proposed Use of Water. The irrigated land is not being changed and will continue as sprinkler irrigated orchard with grass cover crop. For the new source site, replacement pumps and mainline have been installed and were used for the 2012 irrigation season. Without the reservoir pool, there are now two pumps--one at the river level to boost up the hill, and one at the orchard to provide system pressure. The applicant proposes to continue use in this same manner over the next few years to gauge performance. During 2012 there were problems caused by excessive amounts of sediment which is still being flushed from the former reservoir site upstream. The applicant informed the Board, however, that they are satisfied with the pumping site location where now constructed, and they will forego the other possible source sites that were requested in the application, including well sites.

Development Schedule. The applicant proposes a completion of construction phase to December 1, 2014 unless extended and proof of appropriation phase to December 1, 2016 unless extended, due to the changing river conditions and to allow for weather cycles suited for demonstrating peak use.

Effect on Other Water Rights. The original pump site was just behind the dam on the east bank, and the requested site is about 800 feet downstream, also on the east bank of the river. The original site is not correctly described on the face of the certificate, as clarified next. Current certificate description: 175 feet East and 775 feet South of N 1/4 corner Sec. 10, within NW1/4NE1/4. Actual location of historic pump site: 2400 feet West and 100 feet South of NE corner Sec. 10, within NW1/4NE1/4. The new pump site is approximately 1000 feet south of the N1/4 corner of Section 10, T. 3 N., R. 10 E.W.M. The new as-built latitude-longitude of the pump site is: 45.7652130°N, 121.5380350°W, according to the contractor for Pacificorp. The section quarter-quarter description is within the NW1/4NE1/4 or NE1/4NW1/4 of Section 10. The source of water will continue to be the White

Salmon River, with the change in location being a downstream move only. There are no intervening diversions from the river. There will be no detrimental effects or impairment to other water rights, pending change applications, or instream flows.

*Other water rights appurtenant to the property (if applicable)*

The technical evaluation mentioned that the orchard was originally irrigated from a spring located on the other side of the river. In February 1976 a water right certificate No. S4-23463C was issued to Mt. Adams Orchards Corporation for this spring supply. The application for S4-25155 mentioned that the spring waters would flow into the White Salmon River after the pump station was put in use, in effect compensating for the new diversion. The Department of Ecology issued S4-25155C with a provision as follows: "A total of 196 acre-feet shall be used for irrigation, less any amount applied to these same lands under existing rights." The reference to existing rights was referring to Certificate S4-23463C from the spring, as stated in the Report of Examination for S4-23463. It is not known why Ecology did not initiate a relinquishment action against S4-23463C though it could be speculated that a dual system might be maintained. No evidence was provided to the Board to indicate any continuation in the use of the spring on the subject property. The Board decision assumes that S4-25155C is the only irrigation water right for the orchard in question.

The orchard consists of 52 acres located on land owned by Mt. Adams Orchards Corporation, within Klickitat County Parcel No. 0310100000600. The current certificate place of use, however, includes other lands not owned by the applicant, and which receive no water from the subject irrigation system. The application for change requests to remove these other lands from the authorized place of use so that the place of use conforms to actual use. As a tentative determination, the other lands are not considered to have rights under certificate S4-25155C, due to a lack of beneficial use.

*Public Interest (groundwater only)*

n/a.

*Tentative Determination*

In order to make a water right change decision, the Board must make a tentative determination on the validity and extent of the right. The Board has made the tentative determination as displayed upon the first page of this report. There are several circumstances that can cause the Board's tentative determination to differ from the stated extent of the water right within water right documentation. Water right documents attempt to define a maximum limitation to a water right, rather than the actual extent to which a water right has been developed and maintained through historic beneficial use. Additionally, except for a sufficient cause pursuant to RCW 90.14.140, water rights, in whole or in part, not put to a beneficial use for five consecutive years since 1967 may be subject to relinquishment under Chapter 90.14.130 through 90.14.180 RCW. Water rights may additionally be lost through abandonment. The Board's tentative determination was based upon the following findings:

The quantities provided on the front page of this report have been reduced because of a tentative determination that part of the annual volume and water right acres are not valid. Regarding irrigated acres, no evidence was provided that more than 52 acres have been irrigated within recent times. As to annual volume, evidence based on AgriMet Agricultural Weather Network data and supported by power records was presented to the Board. The evidence supports a use of 191 af/yr, a reduction from 196 af/yr authorized by the certificate. The certificate flow rate of 0.7 cfs was shown to be pumped by installed equipment.

The location of the 52 acres is within the (reduced) place of use area as requested by the change application. It is tentatively determined that the other areas within the current place of use do not enjoy valid rights under S4-25155C, due to a lack of beneficial use. All other landowners have been notified of the reduction in place of use by public notice specifically citing the requested action as follows (excerpt):

**TAKE NOTICE:** *That on 1/10/2012, Mount Adams Orchards Corporation of Yakima, Washington filed application with the Klickitat County Water Conservancy Board (KCWCB) to add four source locations and amend the place of use under water right certificate No. S4-25155C. This application is identified as: KCWCB No. KLIC-12-01...*

*That the current described water right place of use is within a portion of the NE1/4 of Sec. 10, T3N, R10EWM. That application No. KLIC-12-01 requests to remove a portion of the place of use that is generally located north of Powerhouse Road and also requests to remove a portion south of Powerhouse Road, and conform the description to a more recent survey. Full legal descriptions of the current and proposed place of use available upon request from the KCWCB. (Emphasis added).*

In summary, the estimated quantities demonstrated by beneficial use are: 0.7 cfs, 191 ac-ft/yr for irrigation of 52 acres.

*Geologic, Hydrogeologic, or other scientific investigations (if applicable)*

A technical memorandum provided supplemental information for the application (Reierson, 1/18/2013 memo). The memorandum provided an estimate of beneficial use, SEPA support materials, and background on water use and the requested place of use change. In addition, SEPA documents relating to the removal of Condit Dam and the pump relocation contained information about the past and current pump installations and their locations (reference May 25, 2012 email from Thomas Hickey (Pacificorp) and reconfiguration design documents). These documents were attached with the Reierson memo.

*Other*

n/a.

**The information or conclusions in this section were authored and/or developed by Tim Reierson.**

**CONCLUSIONS** [See WAC 173-153-130(6)(d)]

*Tentative determination (validity and extent of the right)*

The Board has tentatively determined that a valid transferable right exists in the following quantities: 0.7 cfs; with 191 af/yr for irrigation of 52 acres from May 1 to October 1.

*Relinquishment or abandonment concerns*

An annual volume of 5 af/yr and irrigation area of 13 acres do not have sufficient evidence of use and are tentatively determined by the Board as not being valid.

The Board was not presented with any evidence showing beneficial use on the property under S4-23463C (from a spring). Nor was any evidence presented regarding exemptions which might excuse non-use. This certificate is not subject of change, however the Board notes that the water right under S4-23463C appears, based on the limited facts presented, to be subject to relinquishment.

*Hydraulic analysis*

n/a.

*Consideration of comments and protests*

None.

*Impairment*

The requested change/transfer will not impair existing rights, including surface water rights.

*Public Interest*

n/a.

*Other*

The Board also considered the previous provisions associated with the water right as identified in the background section of this report when making its decision. The following provision: "A total of 196 acre-feet shall be used for irrigation, less any amount applied to these same lands under existing rights" is recommended to be changed with 196 being reduced to 191 consistent with the Board's tentative determination.

The standard fish screening requirement provision has been updated and is recommended to replace the original screening provision as follows:

*The intake(s) shall be screened in accordance with Department of Fish and Wildlife screening criteria (pursuant to RCW 77.57.010, RCW 77.57.070, and RCW 77.57.040). Contact the Department of Fish and Wildlife, 600 Capitol Way N, Olympia, WA 98501-1091. Attention: Habitat Program, Phone: (360) 902-2534 if you have questions about screening criteria. <http://www.wdfw.wa.gov/reg/regions.htm>*

**The information or conclusions in this section were authored and/or developed by Tim Reierson.**

**DECISION** [See WAC 173-153-130(6)(e)]

The Board's decision is to conditionally recommend approval of the requested change/transfer proposal, in full description as follows:

1. The recommended quantification of valid water rights are:

MAXIMUM CUB FT/ SECOND	MAXIMUM ACRE-FT/YR	TYPE OF USE, PERIOD OF USE
0.7 cfs	191 ac-ft/yr	191 ac-ft/yr for the irrigation of 52 acres from May 1 to October 1.

2. The source locations as changed are:

SOURCE				TRIBUTARY OF (IF SURFACE WATER)			
White Salmon River				Columbia River			
AT A POINT LOCATED: PARCEL NO.	¼	¼	SECTION	TOWNSHIP N.	RANGE	WRIA	COUNTY.
03101000001600	NW	NE	10	03 N	10 EWM	29	Klickitat
	or NE	NW	10	03 N	10 EWM	29	Klickitat

3. The place of use as changed is:

LEGAL DESCRIPTION OF PROPERTY ON WHICH WATER IS TO BE USED

In Section 10, T. 3 N., R. 10 E.W.M.;

That part of the NE1/4NE1/4 lying south of county road known as Powerhouse Road and west of state highway No. 14;

That part of the NW1/4NE1/4 lying south of Powerhouse Road;

EXCEPT that part lying westerly of a line described as follows:

Beginning at the N1/4 corner of said Section 10, thence S 87°53'09" E 212.50 along the N line of the section to the Point of Beginning of said line, thence S 00°35'24" W 714.89 feet, thence S 26°46'22" E 690.42 feet to the south line of the NW1/4 of the NE1/4 of Section 10 and terminus of said line;

and EXCEPT that part lying northerly of a line described as follows:

Beginning at the N1/4 corner of said Section 10, thence S 87°53'09" E 212.50 along the N line of the section, thence S 00°35'24" W 230.00 feet to the Point of Beginning of said line, thence S 87°53'09" E 405.66 feet to county road and terminus of said line.

SE1/4 of the NE1/4 lying west of state highway No. 14;

That part of the N1/2 of the S1/2 of the SW1/4 of the NE1/4 of Sec. 10 T. 3 N., R. 10 E.W.M., lying E of a line beginning at a point in the S line of said tract 803.8 feet W of the SE corner of said tract; thence northerly to a point 752 feet W of the NE corner of said tract.

4. In conditionally approving the subject applications, the Board must by statute advise the applicant that they are not permitted to proceed to effect the proposed changes until a final decision is made by the director of the Department of Ecology.

**The information or conclusions in this section were authored and/or developed by Tim Reiersen.**

**PROVISIONS** [See WAC 173-153-130(6)(f)]

*Conditions and Limitations*

A total of 191 acre-feet shall be used for irrigation, less any amount applied to these same lands under existing rights.

The intake(s) shall be screened in accordance with Department of Fish and Wildlife screening criteria (pursuant to RCW 77.57.010, RCW 77.57.070, and RCW 77.57.040). Contact the Department of Fish and Wildlife, 600 Capitol Way N, Olympia, WA 98501-1091. Attention: Habitat Program, Phone: (360) 902-2534 if you have questions about screening criteria. <http://www.wdfw.wa.gov/reg/regions.htm>

An approved measuring device shall be installed and maintained for the source(s) identified herein in accordance with the rule "Requirements for Measuring and Reporting Water Use", Chapter 173-173 WAC. Water use data shall be recorded weekly and shall be submitted annually to Ecology by January 31st of each calendar year typically.

The rule above describes the requirements for data accuracy, device installation and operation, and information reporting. It also allows a water user to petition Ecology for modifications to some of the requirements. Installation, operation and maintenance requirements are enclosed or available from Ecology as a document entitled "Water Measurement Device Installation and Operation Requirements".

At a minimum, the following information shall be included with each submittal of water use data: owner, contact name if different, mailing address, daytime phone number, WRIA, Permit or Certificate No., source name, annual quantity used including units, maximum rate of diversion including units, period of use, monthly meter readings including units, and peak flow including units for each month. In the future, Ecology may require additional parameters to be reported or more frequent reporting.

Ecology prefers web based data entry, but does accept hard copies. Ecology will provide forms and electronic data entry information.

Department of Ecology personnel, upon presentation of proper credentials, shall have access at reasonable times, to the records of water use that are kept to meet the above conditions, and to inspect at reasonable times any measuring device used to meet the above conditions, but only to the extent otherwise allowed by law.

The water source and/or water transmission facilities are not wholly located upon land owned by the applicant. Issuance of a water right change authorization does not convey a right of access to, or other right to use, land which the applicant does not legally possess. Obtaining such a right is a private matter between applicant and owner of that land.

*Mitigation (if applicable)*

No mitigation requirements apply.

*Construction Schedule*

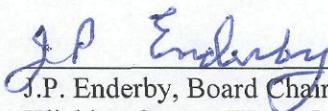
Construction has begun. Completion of Construction (pumps and mainline installed and equipped with capability to deliver the permitted water) shall occur by December 1, 2014, unless extended by Ecology. Beneficial use of water within the parameters of this change shall occur by December 1, 2016, unless extended by Ecology.

**The information or conclusions in this section were authored and/or developed by Tim Reiersen.**

The undersigned Board commissioner certifies that he understands the Board is responsible "to ensure that all relevant issues identified during its evaluation of the application, or which are raised by any commenting party during the Board's evaluation process, are thoroughly evaluated and discussed in the Board's deliberations. These discussions must be fully documented in the report of examination." [WAC 173-153-130(5)] The undersigned therefore, certifies that he, having reviewed the report of examination, knows and understands the content of this report and concurs with the report's conclusions.

Signed at Goldendale, Washington

This 12th day of Feb, 2013.



J.P. Enderby, Board Chairman  
Klickitat County Water Conservancy Board

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