



Water Resources Program

Request for Determination of Water Budget Neutrality

SURFACE WATER GROUND WATER

Please ensure that the form is completely filled out.

Incomplete forms will lead to longer processing times, and may be rejected.

Section 1. APPLICANT		
Applicant/Business Name: Steven Fury and Nancy Lawton	Phone No: 206-726-6600 206-522-1533	Other No: 206-817-3335 206-437-3343
Address: <i>2289 NE 61st St</i>		
City: <i>Seattle</i>	State: <i>WA</i>	Zip: <i>98115</i>
Email Address (optional): <i>Steve.fury@gmail.com; nelawton1@gmail.com</i>		

Contact Name (if different from above): <i>Jessica Kuchan</i>	Phone No: 206-838-7650	Other No:
Relationship to Applicant: <i>Attorney for Seller of Mitigation Water</i>		
Address: <i>315 Fifth Ave S., Ste 1000</i>		
City: <i>Seattle</i>	State: <i>WA</i>	Zip: <i>98104</i>
Email Address (optional): <i>Kuchan@mentorlaw.com</i>		

Section 2. STATEMENT OF INTENT
Briefly describe the purpose of your proposed project: <u>Build five residences</u>
Anticipated length of time to complete your project: <u>5-15years</u>
Is this for an existing use, established prior to July 16, 2009? <u>Yes</u> <input checked="" type="checkbox"/> <u>No</u>
If yes, when was the water first regularly and beneficially used? _____

For Ecology Use	APPLICATION NO: <u>64-35628</u> SEPA: Exempt/Not Exempt
	Fee Paid: <u> </u> Check No: <u> </u> ECY Coding: 001-001-WR1-0285-000011
Date Returned _____	By _____ Priority Date <u>06-14-2013</u> By <u> </u> WRIA: <u>39 R04</u>

Water Use: List all proposed uses and the quantity required for each. (For example: domestic, group domestic, lawn or commercial garden, municipal water supply, stock watering or industrial.)

Purpose(s) of Use	Rate (check one box only) <input type="checkbox"/> Cubic Feet per Second (CFS) <input checked="" type="checkbox"/> Gallons per Minute (GPM)	Total Water Use* in Acre-Feet per Year (AF/YR) (If known)	Period of Use (Continuously or Seasonal)
Domestic	TBD	1.96/ 0.588 (CU)	Continuously
Irrigation	TBD	0.108/ 0.097 (CU)	Seasonal
TOTAL:	TBD	2.069 0.686 (CU)	

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 type="checkbox"/> Creek <input type="checkbox"/> River <input type="checkbox"/> Lake <input type="checkbox"/> Other: _____ Source Name: _____ Tributary to: _____ Number of proposed diversion points: _____ Do you have an existing diversion? <input type="checkbox"/> YES <input type="checkbox"/> NO	Do you have an existing well? <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO <input type="checkbox"/> Well(s) <input type="checkbox"/> Other: _____ _____ Existing well diameter & depth: _____ If available, attach Water Well Report and pump test. Well Tag ID No. _____ Number of proposed points of withdrawal: <u> 1 </u>

C.) Point of Diversion/Withdrawal – Legal Description

Parcel No.	¼	¼	Section	Township	Range	County
949648, 949649, 949650, 949651 OR 286535	E 1/2		5	21 N	13 E.W.M.	Kittitas
Lot(s)	Block(s)		Subdivision			

If available, GPS (Global Positioning System) device location:

Latitude: _____ N Longitude: _____ W

Datum and units (for example NAD83 and decimal degrees, etc): _____ (required for all GPS locations)

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

____ Feet (North/ South) and _____ feet (East/ West)

from the (NW SW NE SE _____) corner of Section ____.

NOTE: If more than one point of diversion/withdrawal, attach additional information on a separate sheet of paper. A map identifying the well location within the parcel is required for all existing wells proposed for use under this request (see below).

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. Please ensure that the well location and parcel number listed in Section 3 matches the well location on the site map and on the well log. If there are any differences please provide an explanation on a separate sheet of paper. Unclear well locations may cause delays in processing the request.

Section 4. WATER SYSTEM INFORMATION

Complete A or B, C, D, E and F 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: 5 (on Group B system) _____ Type of connections: Residential _____ <i>(e.g., home, recreational cabin)</i>	Present population to be served water: _____ 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 checked="" 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 checked="" type="checkbox"/> NO If yes, explain why you are unable to connect to the system: _____ _____ _____ _____ _____ _____	

D.) On-Site Septic

Will there be an on-site septic system? YES NO

If yes, please provide a copy of the property covenant that restricts or prohibits trees or shrubs over the septic drain field.

E.) Sanitary Sewer System

Will domestic wastewater be discharged to a sanitary sewer system? YES NO

If yes, please provide a copy of the sewer utility agreement that serves the proposed project.

F.) Irrigation

Total number of acres requested to be irrigated under this application = 0.057 Acres
 NOTE: Outline the area to be irrigated on your attached map. (1 acre = 43,560 square feet)

Section 5. MITIGATION

To request a determination of Water Budget Neutrality under Chapter 173-539A WAC, the applicant must identify an existing trust water right or pending application to place a water right in trust. The trust water right(s) must:

- Contribute an equal or greater amount to Yakima River flow during the irrigation season, as measured at Parker.
- Have a priority date earlier than May 10, 1905.
- Be eligible to be used for instream flow protection and mitigation of out-of-priority uses.

A) Existing Trust Water Right

Please identify existing trust water right(s) for use as mitigation.

Water Right No.	Rate (check one box only) <input checked="" type="checkbox"/> Cubic Feet per Second (CFS) <input type="checkbox"/> Gallons per Minute (GPM)	Acre-Feet per Year (AF/YR) (If known)	Priority Date
Claim No. 5259	0.5 cfs	64.57	Oct 30, 1884
TOTAL:		64.57	

B) Proposed Trust Water Right Application

Please identify the pending application(s) to place a water right(s) into trust for use as mitigation.

Water Right No.	Rate (check one box only) <input type="checkbox"/> Cubic Feet per Second (CFS) <input type="checkbox"/> Gallons per Minute (GPM)	Acre-Feet per Year (AF/YR) (If known)	Priority Date
TOTAL:			

C) Quantity of Trust Water Right(s) listed in Section 5 (A) and (B) Acquired for Mitigation

Please list the specific quantity in AFY of Trust Water Right(s) listed in Sections 5(A & B) that have been acquired to offset consumptive use associated with this proposed new use of groundwater: .686 AFY

Note: You may wish to refer to the online water use calculator for example consumptive use calculations: <http://www.ecy.wa.gov/programs/wr/cro/wtrxchg.html>

Additional information regarding consumptive use can be found in Chapter 173-539(A)-050(3) WAC.

Section 6. 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.

TRACT 1:Parcels 1, 2 and 3 of that certain Survey as recorded June 21, 2012, in Book 38 of Surveys, pages 27 and 28, under Auditor's File No. 201206210006, records of Kittitas County, Washington; being portions of Government Lots 1 and 2 and of the East Half of Section 5, Township 21 North, Range 13 East, W.M., in the County of Kittitas, State of Washington; EXCEPT any portion thereof conveyed to the United States of America for Lake Kachess by Deed recorded April 16, 1917, under Auditor's File No. 45690, in Book 31 of Deeds, page 295, records of Kittitas County, Washington.

TRACT 2:Government Lots 4 and 5 of Section 5, Township 21 North, Range 13 East, W.M.; EXCEPT any portion thereof conveyed to the United States of America for Lake Kachess by Deed recorded April 16, 1917, under Auditor's File No. 45690, in Book 31 of Deeds, page 295, records of Kittitas County, Washington.

¼	¼	Section	Twp.	Range	County	Parcel No.
E 1/2		5	21 N	13 E.W.M.	Kittitas	949648, 949649, 949650, 949651 and 286535

Section 7. 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 request, I grant staff from the Department of Ecology access to the site for inspection and monitoring purposes. Even though employees of the Department of Ecology may have assisted me in the preparing this application, I am fully responsibility for the accuracy of the information provided.

Print Name
(Applicant or authorized representative)

Steven Furg

Signature

[Handwritten Signature]

Date

May 28, 2013

Print Name
(Land Owner, if seeking to use the ground water exemption)

Nancy Lawton

Signature

[Handwritten Signature]

Date

May 28, 2013

Submit this form to:

DEPARTMENT OF ECOLOGY
WATER RESOURCES PROGRAM
CENTRAL REGIONAL OFFICE
15 W. YAKIMA AVE, SUITE 200
YAKIMA, WA 98902-3452