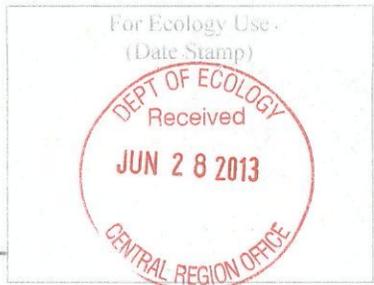




Application for Change/Transfer of Water Right

6/28/13
CK # 41253
\$ 50.00



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

A NON-REFUNDABLE MINIMUM FEE OF \$50.00 MUST ACCOMPANY THIS APPLICATION IF FILED WITH THE DEPARTMENT OF ECOLOGY

(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: Temporary Addition of Point of Diversion, Annually from July 10th – October 15th, 2013-2015.

****IF MORE SPACE IS NEEDED, ATTACH ADDITIONAL SHEETS (PLEASE PRINT OR TYPE CLEARLY)****

FOR OFFICIAL USE ONLY	
DATE APPLICATION RECEIVED	06-28-2013
CHECK NO.	41253 FEE \$ 50.00
DATE ACCEPTED	07-03-13 BY [Signature]
CHANGE NO.	CS4-129470CL@3
COUNTY	OKANOGAN WRIA 48
SPECIAL AREA	
SEPA:	<input type="checkbox"/> EXEMPT <input type="checkbox"/> NOT EXEMPT
ECY CODING:	001-002-WR10285-000011
APP NO.	PERMIT NO.
CERT NO.	CERT OF CHG NO.

I have participated in a pre-application conference with Ecology.

1. Applicant Information

APPLICANT/BUSINESS NAME	PHONE NUMBER	FAX NUMBER
Barkley Irrigating Company, c/o Craig Boesel	(509) 996-2488	()
ADDRESS		
14 Bear Creek Road		
CITY	STATE	ZIP CODE
Winthrop	WA	98862

CONTACT NAME (IF DIFFERENT FROM ABOVE)	PHONE NUMBER	FAX NUMBER
Aaron Penvose, Trout Unlimited-WA Water Project	(509) 881-7689	()
ADDRESS		
103 Palouse, Suite 14		
CITY	STATE	ZIP CODE
Wenatchee	WA	98801

LEGAL LAND OWNER or PART OWNER OF PROPOSED PLACE OF USE	PHONE NO.	FAX NO.
Same as Applicant		
ADDRESS		
CITY	STATE	ZIP CODE
EMAIL ADDRESS (IF AVAILABLE)		

2. Water Right Information

WATER RIGHT OR CLAIM NUMBER	RECORDED NAME(S)
WRC No. 129470	Barkley Irrigating Company
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.

CS4-129470CL @3

3. Point(s) of Diversion/Withdrawal:

A. Existing

SOURCE	NO.	¼	¼	SEC.	TWP.	RGE.	PARCEL #	WELL TAG #
Methow River		NW	NW	13	34N	21E	6100130000	
							and	
							6100090000	

B. Proposed

SOURCE	NO.	¼	¼	SEC.	TWP.	RGE.	PARCEL #	WELL TAG #
Methow River		NE	NW	24	34N	21E	3421240066	

DO YOU OWN THE EXISTING AND PROPOSED POINT(S) OF DIVERSION/WITHDRAWAL?
 EXISTING: YES NO PROPOSED: YES NO - IF NO, PROVIDE OWNER(S) NAME: Ruth Wilson

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	58.95		May 1 st to October 31 st annually

B. Proposed

PURPOSE OF USE	GPM or CFS	ACRE-FT/YR	PERIOD OF USE
Irrigation	20	3622.5	July 10 th to October 31 st annually

5. Place of Use:

A. Existing

LEGAL DESCRIPTION OF LANDS WHERE WATER IS PRESENTLY USED:
Parts of sections 13, 24 and 25, T. 34N., R. 21 E.W.M
Parts of sections 19, 30 and 31, T. 34N., R. 22 E.W.M.
Parts of sections 5, 6 and 8, T. 33N., R. 22 E.W.M.
All lying east of the Methow River

¼	¼	SEC.	TWP.	RGE.	COUNTY	PARCEL #	# OF ACRES
					Okanogan	Multiple	851 per water right claims

DO YOU OWN ALL THE LANDS IN THE EXISTING PLACE OF USE? YES NO
 IF NO, PROVIDE OWNER(S) NAME: Lands are owned by the shareholders in Barkley Irrigating Company.

B. Proposed

LEGAL DESCRIPTION OF LANDS WHERE NEW USE IS PROPOSED:
Same as above.

¼	¼	SEC.	TWP.	RGE.	COUNTY	PARCEL #	# OF ACRES

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

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): Multiple

6. Remarks and Other Relevant Information:

This request is an extension of the approval given in 2012. We asking for authorization of an additional/ temporary point of diversion downstream from the existing Barkley POD on the Methow River. When flow in the river drops in late summer, Barkley Irrigating Company has used a push-up dam in the mainstem Methow to keep sufficient water diverted into the POD side-channel to operate their diversion. This usually happens around August 1st each year. By changing the POD downstream and pumping directly from the river into the Barkley Canal, there will be no need for work in the river. This Change/Trust Application seeks to effectuate a diversion change on the water right to be used exclusively for fish maintenance and enhancement, recreational uses and preservation of environmental and aesthetic values as allowed under RCW Chapters 90.03. 90.42 and 90.58. Further, this project will improve instream flow in a critical tributary, has biological benefit and addresses limiting factors for fish species. There are no other diversions from the side-channel downstream to the new POD and this transfer is downstream will have no negative impacts. Because this change in POD is required prior to July 10th, and because there will be only positive impacts from the change, we request expedited processing.

IF FOR SEASONAL OR TEMPORARY, START DATE 7/10/2013 END DATE 10/31/2015

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. For further information, contact: Department of Revenue, Real Estate Excise Tax, PO Box 47477, Olympia, WA 98504-7477. Phone (360) 570-3265.

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 hereby grant 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 preparing this above application, I understand that all responsibility for the accuracy of the information rests with me.

<u>Craig Boesel V. President</u> Applicant Printed Name - Title	<u>Craig Boesel</u> Applicant Signature	<u>6/20/13</u> (Date)
<u>Craig Boesel</u> Water Right Holder Printed Name	<u>Craig Boesel</u> Water Right Holder Signature	<u>6/20/13</u> (Date)
_____ Land Owner of Existing Place of Use Printed Name	_____ Land Owner of Existing Place of Use Signature	<u> / /</u> (Date)

Please check the region in which the project is located:

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

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: ____/____/____