STATE OF WASHINGTON
DEPARTMENT OF ECOLOGY
15 W Yakima Ave, Ste 200 • Yakima, WA 98902-3452 • (509) 575-2490

August 16, 2013

Amerivest Development LLC
c/o Mitchell F & Julie A Williams
PO Box 1702
Ellensburg WA 98926-1929

Re: Determination of Water Budget Neutrality for Request No. G4-35609

Dear Amerivest Development LLC:

Thank you for submitting a Request for Determination of Water Budget Neutrality, which was received by the Department of Ecology (Ecology) office on April 16, 2013.

In accordance with Washington Administrative Code (WAC) 173-539A, Ecology has determined your proposed appropriation of groundwater, as mitigated by the trust water right identified in your request, will be water budget neutral with respect to Total Water Supply available at Parker.

The information in the table below was based on the documents you provided.

Proposed Uses and Mitigation Offered

Use	Proposed Total Annual Quantity (ac-ft/yr*)	Proposed Mitigation (ac-ft/yr*)
Indoor	0.392	0.117
Outdoor	0.038	0.034
Total	0.430	0.151

*ac-ft/yr = acre-feet per year (1 acre-foot = 325,851 gallons)

Consumptive use, totaling 0.151 ac-ft/yr, is proposed to be offset with Trust Water Right No. CS4-01968sb11a. Please refer to the enclosed Advisory Letter for additional information.

FILE COPY

Ecology has determined, based on review of your Request for Water Budget Neutral Determination and the accompanying materials, your proposed use of groundwater will be Water Budget Neutral as follows:

1. Water use is to be made within Parcel No. 954943 located within the SW¼ of Section 08, T. 17 N., R. 18 E.W.M.
2. In-home water use is 1 connection, resulting in a consumptive use of 0.117 ac-ft/yr.
3. Outdoor irrigation use is 0.011 acres, resulting in a consumptive use of 0.034 ac-ft/yr.
4. The proposed well(s) will be located in Parcel No. 956866, located within the SW¼ of Section 08, T. 17 N., R. 18 E.W.M.
5. Water use shall be recorded and reported as required under WAC 173-539A-070 and as described in the Advisory Letter enclosure.
6. You will record with the Kittitas County Auditor a property covenant as required under WAC 173-539A-050 that restricts or prohibits trees or shrubs over a septic drain field on Parcel No. 954943.
7. You will record with the Kittitas County Auditor an appropriate conveyance instrument under which the applicant obtains an interest in Trust Water Right No. CS4-01968sb11a to offset consumptive use as described in this letter.
8. Any valid priority calls against Trust Water Right No. CS4-01968sb11a based on local limitations in water availability, will result in temporary curtailment of the use of water until the priority call for water ends.

YOUR RIGHT TO APPEAL

You have a right to appeal this Decision to the Pollution Control Hearings Board (PCHB) within 30 days of the date of receipt of this Decision. The appeal process is governed by Chapter 43.21B RCW and Chapter 371-08 WAC. "Date of receipt" is defined in RCW 43.21B.001(2).

To appeal you must do all of the following within 30 days of the date of receipt of this Decision:

- File your appeal and a copy of this Decision with the PCHB (see addresses below). Filing means actual receipt by the PCHB during regular business hours.
- Serve a copy of your appeal and this Decision on Ecology in paper form - by mail or in person. (See addresses below.) E-mail is not accepted.

You must also comply with other applicable requirements in Chapter 43.21B RCW and Chapter 371-08 WAC.

ADDRESS AND LOCATION INFORMATION

Street Addresses	Mailing Addresses
Department of Ecology Attn: Appeals Processing Desk 300 Desmond Drive SE Lacey WA 98503	**Department of Ecology** Attn: Appeals Processing Desk PO Box 47608 Olympia WA 98504-7608
Pollution Control Hearings Board 1111 Israel Road SW, Suite 301 Tumwater WA 98501	**Pollution Control Hearings Board** PO Box 40903 Olympia WA 98504-0903

For additional information visit the Environmental Hearings Office Website: http://www.eho.wa.gov
To find laws and agency rules visit the Washington State Legislature Website: http://www.leg.wa.gov/CodeReviser

If you have any questions, please contact Teresa Mitchell at (509) 575-2597.

Sincerely,

Mark Kemner, LHG, Section Manager
Water Resources Program

MK:DJ:ss/130814

Enclosures: Your Right To Be Heard
Advisory Letter (white sheet)
Water Measuring Requirement and Form 1

By Certified Mail: 7010 0290 0000 7131 3488

cc: Heather Cannon, WA State Department of Health (email pdf)
Jeff Slothower, Attorney, Lathrop, Winbauer, Harrel, Slothower & Denison Law Office
Philip Rigdon, Director, Natural Resources Division, Yakama Nation