



# STATE OF WASHINGTON APPLICATION TO ENTER A WATER RIGHT INTO THE TRUST WATER RIGHT PROGRAM



NOTE: THIS FORM IS ONLY TO BE USED FOR THE  
ACQUISITION OF WATER INTO THE TRUST WATER RIGHT PROGRAM

(Check all that apply.)

- Lease
- Purchase
- Donation
- Other

Explain: \_\_\_\_\_

IF FOR SEASONAL OR TEMPORARY, START DATE  
END DATE

FOR OFFICE USE ONLY	
FILE No. <u>C54-00383253(b)el</u>	WRIA _____
DATE ACCEPTED <u>01 / 09 / 2014</u>	BY <u>[Signature]</u>
FEE \$ <u>0</u>	REC'D <u>12 / 17 2013</u>
CHECK No. <u>0</u>	
SEPA: <input type="checkbox"/> Exempt	<input type="checkbox"/> Not exempt
<u>34-83995-J</u>	<u>CFD</u>

## 1. Applicant Information:

APPLICANT/BUSINESS NAME <u>Washington Water Trust</u>	PHONE NO. <u>(206) 675-1585</u>	FAX NO. <u>(206) 749-9274</u>
ADDRESS <u>1530 Westlake Avenue N, Ste 400</u>		
CITY <u>Seattle</u>	STATE <u>WA</u>	ZIP CODE <u>98109</u>
CONTACT NAME (IF DIFFERENT FROM ABOVE) <u>Jason McCormick, Project Manager, Washington Water Trust</u>		
PHONE NO. <u>(509)607-3513</u>		
FAX NO. <u>(509)925-5603</u>		
ADDRESS <u>222 East 4<sup>th</sup> Avenue, Suite 109- 103 East 4<sup>th</sup> Avenue, Ste 203</u>		
CITY <u>Ellensburg</u>	STATE <u>WA</u>	ZIP CODE <u>98926</u>

FOR OFFICE USE ONLY	
WATER RIGHT NO. _____	FILE (contract) 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.**

1888

C54-00383253(b)el

**2. Water Right Information:**

WATER RIGHT OR CLAIM NUMBER Yakima Basin Adjudication Court Claim No. 00383, Teanaway River Subbasin (#3) June 30, 1888	RECORDED NAME(S) Dorothy J. Crosetto
DO YOU OWN THE RIGHT? X NO <input type="checkbox"/> YES IF NO, PROVIDE OWNER(S) NAME and ADDRESS: Dorothy J. Crosetto c/o Law Office of John H.F. Ufkes PO Box 1819 Ellensburg, WA 98926	
HAS THE WATER BEEN PUT TO BENEFICIAL USE IN THE LAST FIVE (5) YEARS? <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO ARE WATER DIVERSIONS/WITHDRAWALS OF THIS WATER RIGHT METERED OR MEASURED? <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO	
IMPORTANT! PROVIDE INFORMATION SHOWING THE EXTENT OF WATER USE FOR EACH OF THE LAST FIVE YEARS	

**3. How is Water to be Made Available for Trust?**

<input type="checkbox"/> Alteration in method of diversion	<input checked="" type="checkbox"/> Alteration in water use/ irrigated acreage
<input type="checkbox"/> Alteration in method of delivery/conveyance	<input type="checkbox"/> Nonuse of one or more points of diversion
<input checked="" type="checkbox"/> Alteration in method of water application	<input checked="" type="checkbox"/> Nonuse of all or a portion of the named water right
<input type="checkbox"/> Alteration in type of crop	<input type="checkbox"/> Other, Explain below:
Name of funding source(s): Ecology and CBWTP	

**WATER RIGHT DESCRIPTION \***

**4. Point(s) of Diversion/Withdrawal:**

**A. Existing**

SOURCE	NO.	¼	¼	SEC.	TWP.	RGE.	PARCEL #	WELL TAG #
Teanaway River	1	SE	SE	10	20N	16E		
Unnamed Stream (Fred's Creek)	2	SW	NE	10	20N	16E		
Ring Well	3	SE	SE	10	20N	16E		
Teanaway River	4	SE	SW	10	20N	16E		

*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.*

**5. Purpose of Use:**

**A. Existing Use of the Water Right**

PURPOSE OF USE	GPM or CFS	ACRE-FT/YR	PERIOD OF USE
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\* If additional space is needed, please continue on the form: Attachment for Application to Enter a Water Right into the Trust Water Right Program.

Irrigation of 46.50 acres	0.93 cfs (05/01-09/15) and 0.93 cfs (05/01-06/30 - "freshet")	260.5	05/01-09/15
Stock water	0.93 cfs (non additive)	1	year-round
Instream Flow (Late Season Lease)	0.51 cfs	41.75	08/01-09/15

**B. Proposed Purpose of the Trust Water Right:**

DESCRIBE THE PURPOSE(S) OF USE DURING THE PERIOD OF TRUST:	
PURPOSE OF USE	ACRE-FEET/YR
Instream Flow - May 1 through September 15 (8 acres)	0.09 CFS and 15.73 AF/YR
Instream Flow - May 1 through September 15 (Savings Water)	0.42 cfs (05/01-09/15) and 0.93 cfs (05/01-06/30 - "freshet"), and 210.86 AF/YR

**6. Place of Use:**

**A. Existing:**

LEGAL DESCRIPTION OF LANDS WHERE WATER IS PRESENTLY USED:							
That portion of the SW $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 10, T. 20 N., R. 16 E.W.M., lying southerly of Teanaway Road and northwesterly of the following described line: Beginning at a point on the north line of said SW $\frac{1}{4}$ NE $\frac{1}{4}$ that is 275 feet from the northeast corner of said SW $\frac{1}{4}$ NE $\frac{1}{4}$ and thence running southwesterly to a point on the south line of said SW $\frac{1}{4}$ NE $\frac{1}{4}$ that is 400 feet east of the southwest corner of said SW $\frac{1}{4}$ NE $\frac{1}{4}$ , which is the terminus of said described line.							
And that portion of the SE $\frac{1}{4}$ of Section 10, T. 20N., R. 16E. W.M. lying northerly of the Teanaway River and southerly of the Teanaway Road.							
Except that portion of the NW $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 10, T. 20N., R. 16E., W.M., lying northwesterly of the following described line: Beginning at the northeast corner of said NW $\frac{1}{4}$ SE $\frac{1}{4}$ and thence running southwesterly to the southwest corner of said NW $\frac{1}{4}$ SE $\frac{1}{4}$ , which is the terminus of said line.							
	1/2	SEC.	TWP.	RGE.	COUNTY	PARCEL #'s	# OF ACRES
	E	10	20N	16E	Kittitas	204835, 234835 and 244835	140.5
DO YOU OWN ALL THE LANDS IN THE EXISTING PLACE OF USE? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> NO - IF NO, PROVIDE OWNER(S) NAME: Dorothy J. Crosetto c/o Law Office of John H.F. Ufkes PO Box 1819 Ellensburg, WA 98926							

## 6. Place of Use (continued)

### B. Proposed:

IDENTIFY THE WATER BODY TO BE BENEFITED OR OTHER PLACE TO BE BENEFITED
WWT requests the proposed Trust Water be "exercised" from the historic PODs on the Teanaway River to the Pacific Ocean.

## 7. Remarks and Other Relevant Information:

### Exhibits:

- Exhibit A: Court Confirmed Water Right
- Exhibit B: April 14, 2011 Order Pendente Lite - Lease
- Exhibit C: October 28, 2013 Purchase and Sale Agreements

Washington Water Trust (WWT) is requesting a permanent transfer (change) to portions of Court Claim No. 00383 with a priority date of June 30, 1888 to instream flow. The portions of the subject Court Claim include savings water from irrigation system improvements (Ditch Water) and fallowed land as a result of on-farm practices and management (Little Corners). Those portions are described more fully below and in the attached contracts:

#### Ditch Water

0.42 cfs (05/01-09/15), 0.93 cfs (05/01-06/30 - "freshet") - Up to 1.35 cfs total (05/01-06/30)  
210.86 acre-feet/year  
05/01-09/15

#### Little Corners

0.09 cfs  
15.73 acre-feet/year  
05/01-09/15  
8 acres (fallowed)

#### Water Rights to be Retained\*

0.42 cfs  
75.66 acre-feet/year and 1 acre-foot for stock watering  
05/01-09/15  
Irrigation of 38.5 acres and stock watering

\*Retained water rights are currently subject to Late Season Lease.

This Change Application seeks to effectuate a transfer of the portions of the Court Claim, as described above, to be used exclusively for instream flows 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. Water use changes associated with this application will provide significant environmental benefits from the Teanaway River to the Pacific Ocean, thus this transfer should receive expedited processing under WAC 173-152-050(2)(b) and (3)(a).

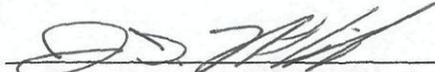
Washington Water Trust requests to protect this trust water right, where applicable, as instream flow from the Teanaway River to the Pacific Ocean.

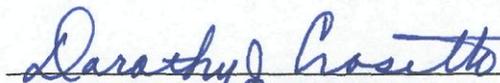
Certain applications may incur a Real Estate Excise Tax liability for the seller of the water rights. The Department of Revenue has requested notification of potential taxable water right related actions and therefore may be provided with a copy of this request.

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.

**8. Signatures:**

I certify that the information above is true and accurate to the best of my knowledge. I hereby grant staff from the Department of Ecology 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.

  
\_\_\_\_\_  
(Jason McCormick, WWT: Applicant) 12/13/2013  
(Date)

  
\_\_\_\_\_  
(Dorothy J. Crosetto, Water Right Holder) 12/13/2013  
(Date)

  
\_\_\_\_\_  
(Dorothy J. Crosetto, Landowner) 12/13/2013  
(Date)

<b>WE ARE RETURNING YOUR APPLICATION FOR THE FOLLOWING REASON(S):</b>	
<input type="checkbox"/> ADDITIONAL SIGNATURES REQUIRED	<input type="checkbox"/> SECTION _____ IS INCOMPLETE
<input type="checkbox"/> OTHER/EXPLANATION: _____	
STAFF: _____	DATE: ____/____/____