



Emergency Drought Action

State of Washington Application for a Water Right

Please follow the attached instructions to avoid unnecessary delays.



CK# 007099
For Ecology Use
Fee Paid 10.00
Date 3/31/05

Emergency Drought Action

Section 1. APPLICANT - PERSON, ORGANIZATION, OR WATER SYSTEM

Name Mark P. Clayton Home Tel: (509) 877-9373
 Mailing Address 2230 Lombard Loop Rd Work Tel: () - -
 City Wapato State Wa Zip+4 98951 + 9622 FAX: () - -

Section 2. CONTACT - PERSON TO CALL ABOUT THE APPLICATION

Same as above

Name Marvin L. Estes Jr. Home Tel: (509) 877-2710
 Mailing Address 1983 Lombard Loop Rd. Work Tel: (509) 941-7915
 City Wapato State Wa Zip+4 98951 + 9622 FAX: (-) - -
 Relationship to applicant Have Orchard Leased from Mark Clayton (Lease agreement attached)

Section 3. STATEMENT OF INTENT

The applicant requests a permit to use not more than 100 (gallons per minute or cubic feet per second) from a surface water source or ground water source (check only one) for the purpose(s) of ATTACH A "LEGAL"

DESCRIPTION OF THE PLACE OF USE. (See instructions.) NOTE: A tax parcel number or a plat number is not sufficient.

Estimate a maximum annual quantity to be used in acre-feet per year: 30.9 acre feet

Check if the water use is proposed for a short-term project. Indicate the period of time that the water will be needed:

From / / to / /

Section 4. WATER SOURCE

If SURFACE WATER	If GROUNDWATER
Name the water source and indicate if stream, spring, lake, etc. If unnamed, write "unnamed spring," "unnamed stream," etc.:	A permit is desired for <u>1</u> well(s). <u>Reference G-4-31405</u>
Number of diversions: _____	
Source flows into (name of body of water):	Size & depth of well(s): <u>8" casing - 275' Deep</u>

LOCATION

Enter the north-south and east-west distances in feet from the point of diversion or withdrawal to the nearest section corner: 50 ft. south and 200 feet west from the NE 1/4 corner of section 5, being within the NE 1/4 NE 1/4 of section 5, T. 11 N., R. 20 E. W. M.

1/4 of	1/4 of	Section	Township	Range (E/W)	County	If location of source is platted, complete below:		
						Lot	Block	Subdivision
<u>NE 1/4</u>	<u>NE 1/4</u>	<u>5</u>	<u>11 N.</u>	<u>20</u>	<u>Yakima</u>			

For Ecology Use Date Received: MARCH 31, 2005 Priority Date: MARCH 31, 2005 **YAKIMA**
 SEPA: Exempt / Not Exempt FERC License # _____ Dept. Of Health # _____
 Date Accepted As Complete: 04/01/05 By: [Signature] Date Returned: _____ By: _____ WRIA: 37

Appl. No.: 64-34986

Section 5. GENERAL WATER SYSTEM INFORMATION

- A. Name of system, if named: _____
- B. Briefly describe your proposed water system. (See instructions.)

- C. Do you already have any water rights or claims associated with this property or system? YES NO
PROVIDE DOCUMENTATION.

Section 6. DOMESTIC / PUBLIC WATER SUPPLY SYSTEM INFORMATION
(Completed for all domestic/public supply uses.)

- A. Number of "connections" requested: _____ Type of connection _____
(Homes, Apartment, Recreational, etc.)
- B. Are you within the area of an approved water system? YES NO
If yes, explain why you are unable to connect to the system. Note: Regional water systems are identified by your County Health Department.

Complete C. and D. only if the proposed water system will have fifteen or more connections.

- C. Do you have a current water system plan approved by the Washington State Department of Health? YES NO
If yes, when was it approved? _____ Please attach the current approved version of your plan.
- D. Do you have an approved conservation plan? YES NO
If yes, when was it approved? _____ Please attach the current approved version of your plan.

Section 7. IRRIGATION/AGRICULTURAL/FARM INFORMATION
(Complete for all irrigation and agriculture uses.)

- A. Total number of acres to be irrigated: 10.3 acres of apple Orchard,
- B. List total number of acres for other specified agricultural uses:
Use _____ Acres _____
Use _____ Acres _____
Use _____ Acres _____
- C. Total number of acres to be covered by this application: 10.3
- D. Family Farm Act (Initiative Measure Number 59, November 3, 1977)
Add up the acreage in which you have a controlling interest, including only:
‡ Acreage irrigated under water rights acquired after December 8, 1977;
‡ Acreage proposed to be irrigated under this application;
‡ Acreage proposed to be irrigated under other pending application(s).

1. Is the combined acreage greater than 6000 acres? YES NO
2. Do you have a controlling interest in a Family Farm Development Permit? YES NO
If yes, enter permit no: _____
- E. Farm uses:
Stockwater - Total # of animals _____ Animal type _____ (If dairy cattle, see below)
Dairy - # Milking _____ # Non-milking _____

Section 8. WATER STORAGE

Will you be using a dam, dike, or other structure to retain or store water?

YES NO

NOTE: If you will be storing 10 acre-feet or more of water and/or if the water depth will be 10 feet or more at the deepest point, and some portion of the storage will be above grade, you must also apply for a reservoir permit. You can get a reservoir permit application from the Department of Ecology.

Section 9. DRIVING DIRECTIONS

Provide detailed driving instructions to the project site.

Well is located in orchard 60' from Lombard Loop Rd. on south side of road. Approximately 200' feet prior to reaching the address of 2230 Lombard Loop Rd.

Section 10. REQUIRED MAP

A. Attach a map of the project. (See instructions.)

Section 11. PROPERTY OWNERSHIP

A. Does the applicant own the land on which the water will be used?

YES NO

If no, explain the applicant's interest in the place of use and provide the name(s) and address(es) of the owner(s):

B. Does the applicant own the land on which the water source is located?

YES NO

If no, submit a copy of agreement:

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 grant staff from the Department of Ecology access to the site for inspection and monitoring purposes. Even though I may have been assisted in the preparation of the above application by the employees of the Department of Ecology, all responsibility for the accuracy of the information rests with me.

Mark P. Clayton
Applicant (or authorized representative)

3/31/05
Date

Landowner for place of use (if same as applicant, write "same")

Date

March 2005

Dear Applicant:

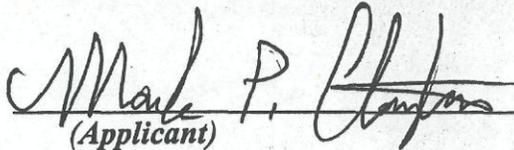
You are requesting or about to request an emergency drought permit pursuant to Chapter 173-166 Washington Administrative Code. The completed form and supplemental information must be filed with the appropriate regional office. In addition to completing the attached Application for Water Right (ECY 040-1-14) for an emergency drought permit, please provide (on a separate sheet of paper) the following information:

- Identify your irrigation district and how many acres of assessed lands you are applying for coverage.
- Identify the type of crops you are growing and the number of acres of each crop type (wine grapes are distinct from juice grapes)

10.3 acres with Roza Irrigation rights
apple orchard

SIGNATURES:

I certify the information filed with this emergency drought permit is true and accurate to the best of my knowledge. I understand that the emergency drought permit must be used in relation to a previously established activity as defined in Chapter 173-166 WAC. The emergency drought permit will be temporary and there is no guarantee that a permanent permit will issue in the future. The permit, if approved, will not authorize new lands, and will only provide a back-up supply of water to those lands assessed by my irrigation district. In order to process my application, I grant staff from the Department of Ecology access to the property 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.


(Applicant)

3/31/05
(date)