



STATE OF WASHINGTON

DEPARTMENT OF ECOLOGY

15 West Yakima Avenue, Suite 200 • Yakima, Washington 98902-3452 • (509) 575-2490

June 4, 2001

Kenneth W McBride
224 Nickerson St
Seattle WA 98109

Re: Emergency Drought Authorization G4-32961

In accordance with the provisions of RCW 43.83B.405, on March 14, 2001, it was ordered and determined by the Director of the Department of Ecology that the State of Washington is under drought conditions. In accordance with the provisions of WAC 176-166-060, the Department of Ecology is under the terms of this Order, issuing an EMERGENCY DROUGHT PERMIT. The intent of this authorization is to alleviate hardships and reduce the burdens on water users arising from the drought conditions.

THIS AUTHORIZATION SHALL IN NO MANNER BE CONSTRUED TO GUARANTEE OR IMPLY THAT A FINAL (REGULAR) PERMIT WILL ISSUE FOR THE FUTURE USE OF THE WATER USE HEREIN AUTHORIZED.

The Department of Ecology has agreed to fund the cost of the mitigation or offsets for the impacts associated with the drought emergency authorizations. Ecology is attempting to meet the essential irrigation needs of farmers. Essential needs have been defined as 75% to 80% of a usual irrigation water duty delivered by the irrigation districts.

Earlier this year, an emergency drought authorization was issued under G4-32961 authorizing supplemental water for orchard crops. **This drought authorization supersedes the earlier authorization.**

This authorization is conditioned by the following provisions and limitations:

This authorization is for a well located within the NE $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 1, T. 18 N., R. 17 E.W.M.

The total quantity of water to be withdrawn under this emergency drought authorization is limited to 450 gpm, 148 acre-feet per year. The instantaneous quantity is based on the amount requested in the application.

The annual quantity authorized is based on the crop type. The applicant has described the crop type on the land as 36 acres of orchard and 40 acres of hay. Based on a supplemental crop duty of 2.0 acre-feet for orchard and 1.9 acre-feet for hay, a total of 148 acre-feet per year is authorized under this emergency drought authorization.

The place of use is described as follows:

E $\frac{1}{2}$ SW $\frac{1}{4}$ and SE $\frac{1}{4}$ of Section 1, T. 18 N., R. 17 E.W.M. and the N $\frac{1}{2}$ NE $\frac{1}{4}$ and the SE $\frac{1}{4}$ NE $\frac{1}{4}$ and the NE $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 12, T. 18 N., R. 17 E.W.M.

A suitable flow meter approved by the Department of Ecology shall be installed and maintained in accordance with WAC 508-64-020 through WAC 508-64-040. (Installation, operation and maintenance requirements attached hereto.)



Whenever water is being diverted, bi-weekly (every two weeks) readings of the flow meter shall be recorded and maintained by the permittee. These readings shall be documented by time, date, withdrawal rate, and the person conducting the measurements. Copies of these records shall be submitted to the Department of Ecology at the end of the 2001 irrigation season.

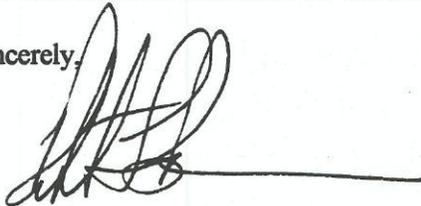
Withdrawal of water under this authorization may be limited or otherwise regulated in favor of senior rights.

Department of Ecology personnel, upon presentation of proper credentials, shall have access at reasonable times, to the records of water use that are kept to meet the above conditions, and to inspect at reasonable times any measuring device used to meet the above conditions.

This drought emergency authorization expires on October 31, 2001

This Order may be appealed pursuant to RCW Chapter 43.21B. The person to whom this Order is issued must file an appeal with the Pollution Control Hearings Board within thirty (30) days of receipt of this Order. Send the appeal to: Pollution Control Hearings Board, P.O. Box 40903, Olympia, Washington 98504-0903. At the same time, a copy of the appeal must be sent to: Department of Ecology, Fiscal Office, P.O. Box 47615, Olympia, Washington 98504-7615. All others receiving notice of this Order must file an appeal with the Pollution Control Hearings Board within thirty (30) days of the date the Order was mailed in the same manner described above.

Sincerely,



Robert F Barwin
Section Manager
Water Resources Program

PC:gg
010609

cc: Yakama Nation



STATE OF WASHINGTON
DEPARTMENT OF ECOLOGY

15 West Yakima Avenue, Suite 200 • Yakima, Washington 98

May 7, 2001

Kenneth W McBride
224 Nickerson St
Seattle WA 98109

Re: Emergency Drought Permit G4-32961

In accordance with the provisions of RCW 43.83B.405, on March 1, 2001, by the Director of the Department of Ecology that the State of Washington is under drought conditions. In accordance with the provisions of WAC 176-166-060, the Department of Ecology is under the terms of this Order, issuing an EMERGENCY DROUGHT PERMIT. The intent of this authorization is to alleviate hardships and reduce the burdens on water users arising from the drought conditions.

THIS AUTHORIZATION SHALL IN NO MANNER BE CONSTRUED TO GUARANTEE OR IMPLY THAT A FINAL (REGULAR) PERMIT WILL ISSUE FOR THE FUTURE USE OF THE WATER USE HEREIN AUTHORIZED.

The Department of Ecology has agreed to fund the cost of the mitigation or offsets for the impacts associated with the drought emergency authorizations. Ecology is attempting to meet the essential irrigation needs of farmers growing orchard crops, grapes and hops where the loss of irrigation water would permanently damage trees and vines. Essential needs have been defined as 75% to 80% of a usual irrigation water duty delivered by the irrigation districts.

This authorization is conditioned by the following provisions and limitations:

This authorization is for a well located within the NE $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 1, T. 18 N., R. 17 E.W.M.

The quantity of water to be withdrawn is limited to 360 gpm and 72 acre-feet per year to irrigate 36 acres of orchard. This is based upon the instantaneous quantity of 10 gallons per minute per acre and an annual quantity of 2 acre-feet per acre for orchard.

Water is to be used for supplemental irrigation of 24 acres of apples and 12 acres of pears from May 1 to October 31, 2001. The place of use is described as follows:

E $\frac{1}{2}$ SW $\frac{1}{4}$ and SE $\frac{1}{4}$ of Section 1, T. 18 N., R. 17 E.W.M. and the N $\frac{1}{2}$ NE $\frac{1}{4}$ and the SE $\frac{1}{4}$ NE $\frac{1}{4}$ and the NE $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 12, T. 18 N., R. 17 E.W.M.

A suitable flow meter approved by the Department of Ecology shall be installed and maintained in accordance with WAC 508-64-020 through WAC 508-64-040. (Installation, operation and maintenance requirements attached hereto.)

Whenever water is being diverted, bi-weekly (every two weeks) readings of the flow meter shall be recorded and maintained by the permittee. These readings shall be documented by time, date, withdrawal rate, and the person conducting the measurements. Copies of these records shall be submitted to the Department of Ecology at the end of the 2001 irrigation season.

McBRIDE G4-32961

DENIED: HAY (40 ACRES)

0.9 AF/HR • 40 ACRES \Rightarrow 36 AF/HR

(0.9 DERIVES FROM SPRING GRAIN IN PROSSER)



Withdrawal of water under this authorization may be limited or otherwise regulated in favor of senior rights.

Department of Ecology personnel, upon presentation of proper credentials, shall have access at reasonable times, to the records of water use that are kept to meet the above conditions, and to inspect at reasonable times any measuring device used to meet the above conditions.

This drought emergency authorization expires on October 31, 2001

This Order may be appealed pursuant to RCW Chapter 43.21B. The person to whom this Order is issued must file an appeal with the Pollution Control Hearings Board within thirty (30) days of receipt of this Order. Send the appeal to: Pollution Control Hearings Board, P.O. Box 40903, Olympia, Washington 98504-0903. At the same time, a copy of the appeal must be sent to: Department of Ecology, Fiscal Office, P.O. Box 47615, Olympia, Washington 98504-7615. All others receiving notice of this Order must file an appeal with the Pollution Control Hearings Board within thirty (30) days of the date the Order was mailed in the same manner described above.

Sincerely,



Robert F Barwin
Section Manager
Water Resources Program

DC:gg
010506

Enclosures: Flow Meter Requirements

cc: Yakama Nation



STATE OF WASHINGTON

DEPARTMENT OF ECOLOGY

15 West Yakima Avenue, Suite 200 • Yakima, Washington 98902-3452 • (509) 575-2490

May 7, 2001

To: Carroll Palmer, Yakama Nation

RE: **Emergency Drought Permit re: Kenneth W McBride
(G4-32961)**

Enclosed is a copy of the Department of Ecology's Emergency Drought Permit, which constitutes our determination and order regarding the above-referenced application. If you have any questions or concerns about any of this information, please call Carol Mortensen of the Department of Ecology at (509) 575-2597.

This Order may be appealed pursuant to RCW Chapter 43.21B. The person to whom this Order is issued must file an appeal with the Pollution Control Hearings Board **within thirty (30) days of receipt of this Order**. Send the appeal to: Pollution Control Hearings Board, P.O. Box 40903, Olympia, Washington 98504-0903. At the same time, a copy of the appeal **must** be sent to: Department of Ecology, Fiscal Office, P.O. Box 47615, Olympia, Washington 98504-7615. All others receiving notice of this Order must file an appeal with the Pollution Control Hearings Board **within thirty (30) days of the date the Order was mailed** in the same manner described above.

Sincerely,

Robert F. Barwin, Section Manager
Water Resources Program

RFB:gg
010506a

Enclosures: Emergency Drought Permit

f-10th.doc





STATE OF WASHINGTON
DEPARTMENT OF ECOLOGY

15 West Yakima, Suite 200 • Yakima, Washington 98902 • (509) 575-2490

April 9, 2001

Kenneth W. McBride
224 Nickerson St
Seattle WA 98109-1622

RE: Application for a Drought Emergency Permit

The Department of Ecology received your application for a drought emergency permit on April 6, 2001. Your proposed withdrawal is for the purpose of providing supplemental water to the Kittitas Reclamation District.

Ecology is working with the USBR and irrigation districts in the valley to develop a response plan to address the essential needs of water users within the districts this year. The plan that is ultimately developed may include the use of drought emergency permits for wells to the extent that emergency transfers cannot meet the essential needs of the water users.

We expect to have an expedited process to issue the transfers and emergency permits and, to the extent necessary, to seek Superior Court approval of the plan. Our collective efforts on this plan in the next several weeks should ensure that water users' essential needs are met and should reduce the likelihood of litigation.

At this time, Ecology is not able to affirmatively conclude that ground water is available for appropriation from the Saddle Mountains and Wanapum aquifers or that water can be taken from these aquifers without detriment or injury to existing water rights. Ecology is declining to issue you an emergency drought permit at this time. However, your application will remain on file and will be activated immediately if the plan that is developed with the help of the irrigation districts includes provisions for new emergency drought wells.

Sincerely,

Robert F. Barwin, Section Manager
Water Resources Program

RFB:gh

Adm\ltrs\Emergency drought.doc

FILE COPY



G4-32961

KENNETH W. McBRIDE

(SEC 12 T18N R17E)

- ACCEPTED AND IN COMPUTER

- DROUGHT LETTER SENT

- REQUEST 80 ACRES, 450gpm, 64 ACRE-FEET/YR

- CALCULATE 400 ACRES (10 QUARTER-QUARTER SECTIONS @ 40 ACRES EACH - OFF ROZA MAP COVERAGE).

- DEPTH TO WANAPUM - N/A

- PULLED "ROGER WEAVER" FILE (G4-32037) - INCLUDED PERMIT AND WELL LOG AND P.O.U. MAPS.

- LEGAL DESCRIPTIONS FOR P.O.W. DO NOT MATCH: G4-32037 IS IN SEC 1 18/17 WHILE G4-32961 IS IN SEC 12 18/17.

TRP 12 APR 01

Central Regional Office
 WRATS REPORT BY TRS
 G4-32961 KENNETH W. MCBRIDE

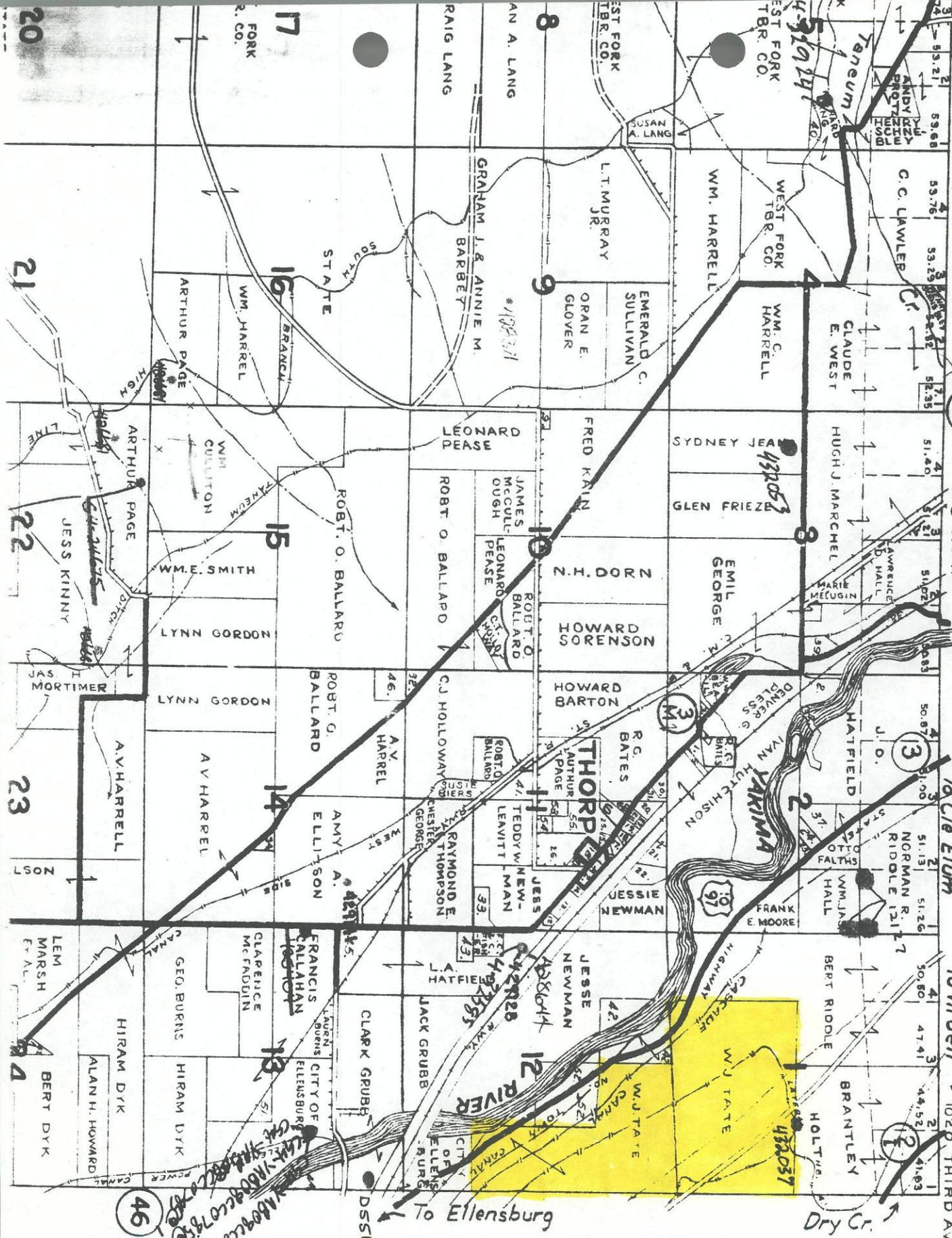
CONTROL NUMBER	TYPE/STAT	BUSINESS/PERSON NAME	PRIORITY DATE	WRIA CODE	COUNTY NAME	QI	ACRE FT/YR	ACRES IRR	DOM UNITS	PURPOSES	SOURCE	TRS	QUAD
1 S4-096770CL	CL [L]	ELLENSBURG WATER COM	0/0/1885	39	KITTITAS			12500	ST IR		YAKIMA RIVER	T18N/R17E-12	
2 G4-050887CL	CL [L]	ELLENSBURG, CITY OF	0/0/1913	39	KITTITAS				DG		WELL	T18N/R17E-12	
3 G4-077092CL	CL [L]	FISHER, F C	0/0/1929	39	KITTITAS				DG		WELL	T18N/R17E-12	
4 S4-143643CL	CL [L]	FITTERER, JOSEPH C	0/0/1882	39	KITTITAS			40	ST IR		CANAL	T18N/R17E-12	
5 G4-18939CL	CL [S]	GIBSON, BEN		39	KITTITAS				DG ST		WELL	T18N/R17E-12	
6 G4-18941CL	CL [S]	GIBSON, BEN		39	KITTITAS				DG ST IR		WELL	T18N/R17E-12	
7 G4-118942CL	CL [L]	GIBSON, BEN	0/0/1900	39	KITTITAS			30	ST IR		DRAIN	T18N/R17E-12	
8 G4-118944CL	CL [L]	GIBSON, BEN	0/0/1900	39	KITTITAS			80	ST IR		DRAIN	T18N/R17E-12	
9 G4-055901CL	CL [S]	GOEN, HERSCHEL		39	KITTITAS				DG			T18N/R17E-12	
10 G4-011836CL	CL [L]	GORDON, LYNN	0/0/1962	39	KITTITAS				DG			T18N/R17E-12	
11 G4-011837CL	CL [L]	GORDON, LYNN	0/0/1963	39	KITTITAS				IR			T18N/R17E-12	
12 S4-121031CL	CL [L]	HAND, JAMES E	0/0/1882	39	KITTITAS			100	ST IR		YAKIMA RIVER	T18N/R17E-12	
13 G4-28644CMRIS	CE	KITTITAS CNTY WATER	3/22/85	39	KITTITAS	200.000	37.00		DM-		WELL	T18N/R17E-12	NW/4SW/4
14 G4-29128CMRIS	CE	KITTITAS CNTY WATER	9/30/86	39	KITTITAS	150.000	37.00		MU-		WELL	T18N/R17E-12	NW/4SW/4
15 G4-32585	AP	KITTITAS CNTY WATER	9/17/97	39	KITTITAS	350.000			DM-		WELL	T18N/R17E-12	NW/4SW/4
16 G4-154931CL	CL [S]	KLOCKE, DENNIS D		39	KITTITAS				DG IR			T18N/R17E-12	
17 S4-125746CL	CL [L]	KLOCKE, HENRY J JR	0/0/1885	39	KITTITAS			10	ST IR		YAKIMA RIVER	T18N/R17E-12	
18 S4-131320CL	CL [L]	KLOCKE, TONY G		39	KITTITAS			150	IR		YAKIMA RIVER	T18N/R17E-12	
19 S4-121029CL	CL [L]	MC MANAMY, JOE	0/0/1876	39	KITTITAS			120	ST IR		YAKIMA RIVER	T18N/R17E-12	
20 G4-080498CL	CL [S]	MEYER, FRANK L.		39	KITTITAS				DG		WELL	T18N/R17E-12	
21 G4-080499CL	CL [S]	MEYER, FRANK L.		39	KITTITAS				DG		WELL	T18N/R17E-12	
22 G4-6254CL	CL [S]	NEWMAN, FERN		39	KITTITAS				DG			T18N/R17E-12	
23 S4-060872CL	CL [L]	OLSEN DITCH C/O HOFF	0/0/1876	39	KITTITAS			634	ST IR		YAKIMA RIVER	T18N/R17E-12	
24 G4-119826CL	CL [L]	PEOPLES NATL BK OF W	0/0/1899	39	KITTITAS			25	IR		SPRING	T18N/R17E-12	
25 G4-119827CL	CL [L]	PEOPLES NATL BK OF W	0/0/1899	39	KITTITAS				DG		WELL	T18N/R17E-12	
26 S4-119828CL	CL [L]	PEOPLES NATL BK OF W	0/0/1899	39	KITTITAS			40	IR		RIVER	T18N/R17E-12	
27 S4-020794CL	CL [L]	RITTER, TOMMIE	0/0/1968	39	KITTITAS			4	DG IR			T18N/R17E-12	
28 G4-032848CL	CL [S]	WALTON, LARRY E JR.		39	KITTITAS				DG			T18N/R17E-12	
29 S4-032847CL	CL [S]	WALTON, LARRY E JR.		39	KITTITAS				DG		THORP TOWN DITCH	T18N/R17E-12	
30 S4-137057CL	CL [L]	WELLS, DALE D	0/0/1948	39	KITTITAS				DG		WELL	T18N/R17E-12	
31 S4-137056CL	CL [S]	WELLS, DALE D		39	KITTITAS				ST IR		DRAIN DITCH	T18N/R17E-12	
32 S4-048558CL	CL [L]	WILKENING, JOE	0/0/1897	39	KITTITAS			16	ST IR		YAKIMA RIVER	T18N/R17E-12	
33 G4-32961	AP	WINDRIDGE RANCH, MCB	4/06/2001	39	KITTITAS	450.000		80	IR-		WELL	T18N/R17E-12	SW/4NE/4

IN - 1 MILE

TOWNSHIP 18 N., RANGE 17 E. W. M.

KITTITAS COUNTY, WASHINGTON

CHAS. F. METSKER, CIVIL ENGI
212 SWETLAND BLDG., PORTLAND OI
111 SO. TENTH ST., TACOMA, WASHI
1020 THIRD AVE., SEATTLE, WASHI



- 1- HAROLD J. J
- 2- CLIFFORD N
- 3- HAROLD U. J
- 4- HUBERT U. J
- 5- ELEANOR G.
- 6- G.T. MARTIN
- 7- JOHN H. SH
- 8- W.D. BRUT
- 9- FRANKLIN
- 10- LILLIAN BK
- 11- FARM BURE
- 12- PAUL J. FISHER
- 13- KITTE MAE
- 14- EARL WELL
- 15- SCHOOL DIS
- 16- SCHOOL DI
- 17- T. R. ABBE
- 18- CLIFFORD E
- 19- ESTHER E. H
- 20- SAM R. RITC
- 21- IVAN
- 22- WILLIAM R. F
- 23- GAYLORD H.
- 24- CLARK F. KAS
- 25- VICTOR KAR
- 26- L. MORRISON
- 27- GERALD MAH
- 28- KESTER MO
- 29- TED R. HORS
- 30- IVAN O. HUT
- 31- SAM RITCHI
- 32- RUTH M DAMM
- 33- OLIVE M WI
- 34- I.O.O.F. CEMI
- 35- IVAN HUTCH
- 36- IVAN M. DUP
- 37- WM CORTEIN
- 38- FRANK NORTI
- 39- FRANK NORTI
- 40- WEST FORK T
- 41- TEDDY W. L.
- 42- MILLAN BLO
- 43- ELDON J. M
- 44- RIV. DE ELLI

Y:\STAFF\KERR\DMCBAIDE.DOC

May 1, 2001

Kenneth W McBride
224 Nickerson St
Seattle, WA 98109

ACD issue in Boiler 2
e mailed to you.

PK

Re: Emergency Drought Permit G4-32961

In accordance with the provisions of RCW 43.83B.405, on March 14, 2001, it was ordered and determined by the Director of the Department of Ecology that the State of Washington is under drought conditions. In accordance with the provisions of WAC 176-166-060, the Department of Ecology is under the terms of this Order, issuing an EMERGENCY DROUGHT PERMIT. The intent of this authorization is to alleviate hardships and reduce the burdens on water users arising from the drought conditions.

THIS AUTHORIZATION SHALL IN NO MANNER BE CONSTRUED TO GUARANTEE OR IMPLY THAT A FINAL (REGULAR) PERMIT WILL ISSUE FOR THE FUTURE USE OF THE WATER USE HEREIN AUTHORIZED.

This authorization is conditioned by the following provisions and limitations:

This authorization is for a well located within the NE $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 1, T. 18 N., R. 17 E.W.M.

The quantity of water to be withdrawn is limited to 360 gpm and 72 acre-feet per year to irrigate 36 acres of orchard. This is based upon the instantaneous quantity of 10 gallons per minute per acre and an annual quantity of 2 acre-feet per acre for orchard.

Water is to be used for supplemental irrigation of 24 acres of apples and 12 acres of pears from May 1 to October 31, 2001. The applicant would also like to irrigate 40 acres of hay. The place of use is described as follows:

E $\frac{1}{2}$ SW $\frac{1}{4}$ and SE $\frac{1}{4}$ of Section 1, T. 18 N., R. 17 E.W.M. and the N $\frac{1}{2}$ NE $\frac{1}{4}$ and the SE $\frac{1}{4}$ NE $\frac{1}{4}$ and the NE $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 12, T. 18 N., R. 17 E.W.M.

A suitable flow meter approved by the Department of Ecology shall be installed and maintained in accordance with WAC 508-64-020 through WAC 508-64-040.
(Installation, operation and maintenance requirements attached hereto.)

Whenever water is being diverted, bi-weekly (every two weeks) readings of the flow meter shall be recorded and maintained by the permittee. These readings shall be documented by time, date, withdrawal rate, and the person conducting the measurements. Copies of these records shall be submitted to the Department of Ecology at the end of the 2001 irrigation season.

6

Withdrawal of water under this right may be limited or otherwise regulated in favor of senior rights.

D

This decision may be appealed. Your appeal must be filed with the Pollution Control Hearings Board, PO Box 40903, Olympia, WA 98504-0903 within thirty (30) days of the date this Order was mailed by the Department of Ecology. At the same time, your appeal must be sent to the Department of Ecology c/o Appeal Coordinator, PO Box 47600, Olympia, WA 98504-7600. Your appeal alone will not stay the effectiveness of this decision. Stay requests must be submitted in accordance with RCW 43.21B.320. These procedures are consistent with Chapter 43.21B RCW.

Sincerely,

Robert F Barwin
Section Supervisor
Water Resources Program

The appeal language will be in the cover letter.

DC:

Enclosures: Flow Measurement Record
Flow Meter Requirements

cc: Yakama Indian Nation



STATE OF WASHINGTON
DEPARTMENT OF ECOLOGY

3601 W. Washington • Yakima, Washington 98903-1164 • (509) 575-2800

June 28, 1994

Roger Weaver
3661 Passmore Road
PO Box 965
Ellensburg WA 98926-0965

Weaver
G4-32037

Re: Emergency Drought Authorization under Application No. G4-32037

In accordance with the provisions of RCW 43.83B.405, on May 12, 1994, it was ordered and determined by the Director of the Department of Ecology that the Yakima River basin is under drought conditions. In accordance with the provisions of WAC 173-166-060, the Washington State Department of Ecology is under the terms of this Order, issuing an EMERGENCY DROUGHT PERMIT. This authorization is conditioned by the following provisions and limitations:

1. The initiation date of this EMERGENCY PERMIT shall be the date of this Order.

This EMERGENCY PERMIT will terminate on June 30, 1994, unless sooner revoked by the Director. THIS AUTHORIZATION SHALL IN NO WAY GUARANTEE OR IMPLY THAT A FINAL PERMIT WILL BE ISSUED FOR THE FUTURE USE OF THE WELL AUTHORIZED.

2. This authorization is for a single well located north and 1700 feet west of the SE corner of NE $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 1, T. 18 N., R. 17 E.W.M.
3. The following well construction requirements and water use as described below can be started:

All water wells constructed within the state shall meet the minimum standards for construction and maintenance as provided under RCW 18.104 (Washington Water Well Construction Act of 1971) and Chapter 173-160 WAC (Minimum Standards for Construction and Maintenance of Water Wells). If basalt is encountered during construction of the well, the

LOCATION OF WELL?
CROPS + ACRES IRRIGATED -
APPLES + PEARS 24/12
40 HAY -
PLACE OF USE
LARRY
509 929 0942

file



EMERGENCY PERMIT

Page 2

permanent casing shall be cased and sealed with cement grout, 20 feet into nonporous, unfractured basalt.

For the purpose of making water level measurements, installation and maintenance of an access port as described in Ground Water Bulletin No. 1 is required. An air line and gage are also required when the well has a static water level greater than 100 feet below land surface. The air line shall be constructed of 1/4 inch minimum diameter galvanized steel pipe, or comparable material if pre-approved by the department. The air line shall be equipped with a standard tire (Schrader) valve. Distance from land surface to the bottom end of the air line shall be clearly posted at the well site, accurate to 0.5 feet or less. The air line, access port, and all well equipment shall be installed and maintained to provide access for measurement of water levels.

4. A suitable flow meter approved by the Department of Ecology shall be installed and maintained in accordance with WAC 508-64-020 through WAC 508-64-040. (Installation, operation and maintenance requirements attached hereto.)

Whenever water is being diverted, bi-weekly (every two weeks) readings of the flow meter shall be recorded and maintained by the permittee. These readings shall be documented by time, date, withdrawal rate, and the person conducting the measurements. Copies of these records shall be submitted to the Department of Ecology at the end of the 1994 irrigation season.

5. The quantity of water to be withdrawn is limited to 450 gpm and 64 acre-feet per year. This is based upon the instantaneous quantity requested in the application and an annual quantity of 0.8 acre-feet per acre.
6. Water is to be used for supplemental irrigation of 80 acres from May 15 to December 1, 1994. The place of use is described as follows:

E $\frac{1}{2}$ SW $\frac{1}{4}$ and SE $\frac{1}{4}$ of Section 1, T. 18 N., R. 17 E.W.M. and the N $\frac{1}{2}$ NE $\frac{1}{4}$ and the SE $\frac{1}{4}$ NE $\frac{1}{4}$ and the NE $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 12, T. 18 N., R. 17 E.W.M.

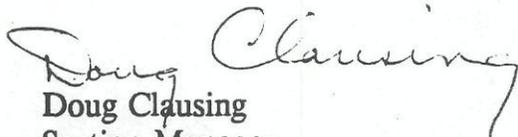
EMERGENCY PERMIT

Page 3

7. The irrigation water herein authorized to be withdrawn is supplemental to water made available under primary rights by the Kittitas Reclamation District. The only water herein permitted for withdrawal is water necessary to alleviate hardships and reduce burdens on water users arising from drought conditions. This amount shall not exceed 0.8 acre-feet per year per acre.
8. Withdrawal of water under this right may be limited or otherwise regulated in favor of senior rights.
9. Construction of the well under this permit must begin by October 1, 1994. No new well construction shall be allowed after this date. Construction of the well shall be completed no later than October 15, 1994.

You have the right to obtain review of this order. Request for review must be made, within thirty (30) days of receipt of this order, to the Washington Pollution Control Hearings Board, PO Box 40903, Olympia, Washington 98504-0903. Concurrently, a copy of the request must be sent to the Department of Ecology, PO Box 47600, Olympia, Washington 98504-7600. These procedures are consistent with the provisions of Chapter 43.21B RCW and the rules and regulations adopted thereunder.

Sincerely,

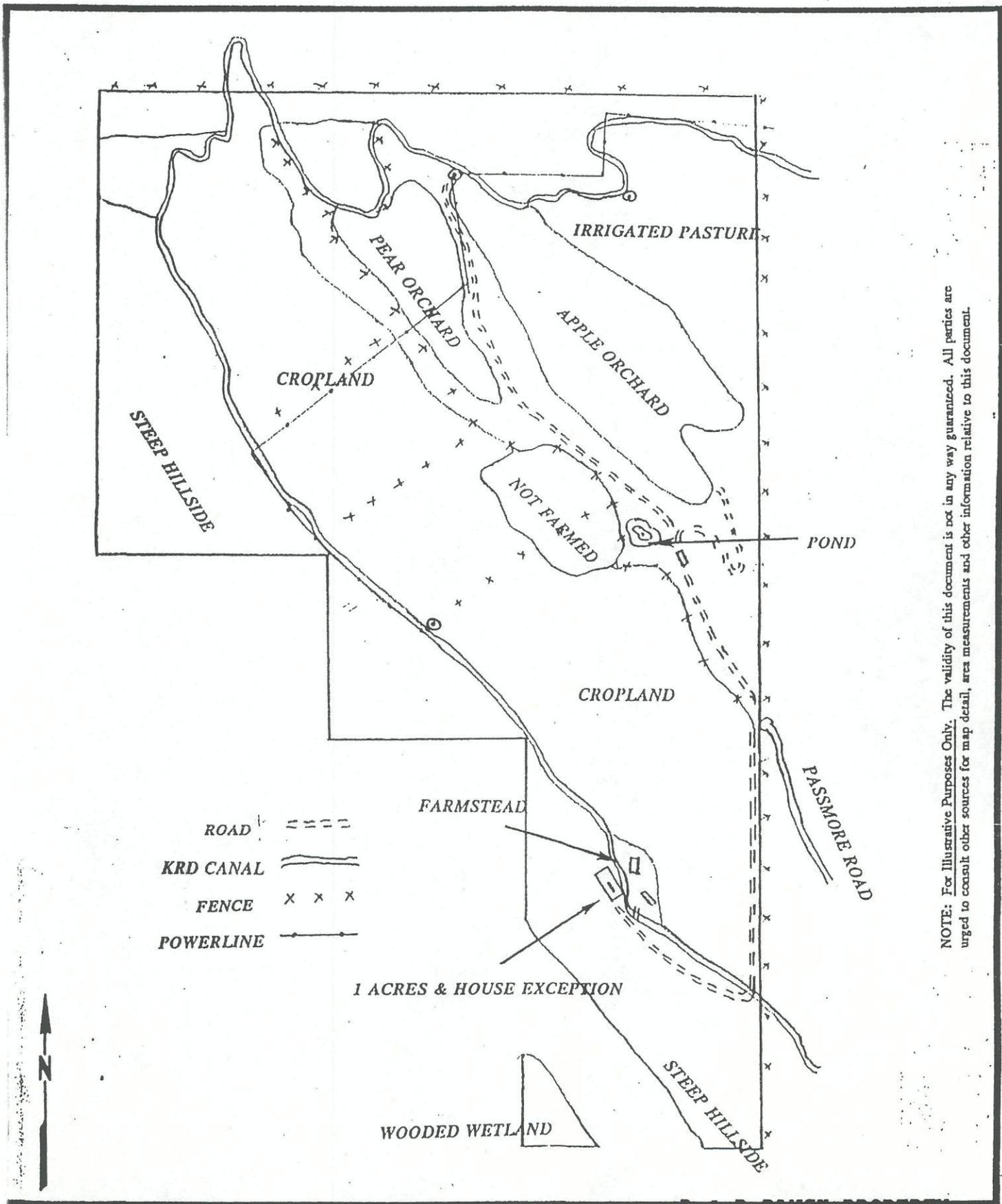

Doug Clausing
Section Manager
Water Resources Program

DC:ska
940645.wr4

Enclosures: Flow Measurement Record
Flow Meter Requirements
Ground Water Bulletin No. 1

cc: Yakama Indian Nation
Dale Bambrick
Wendell Hannigan

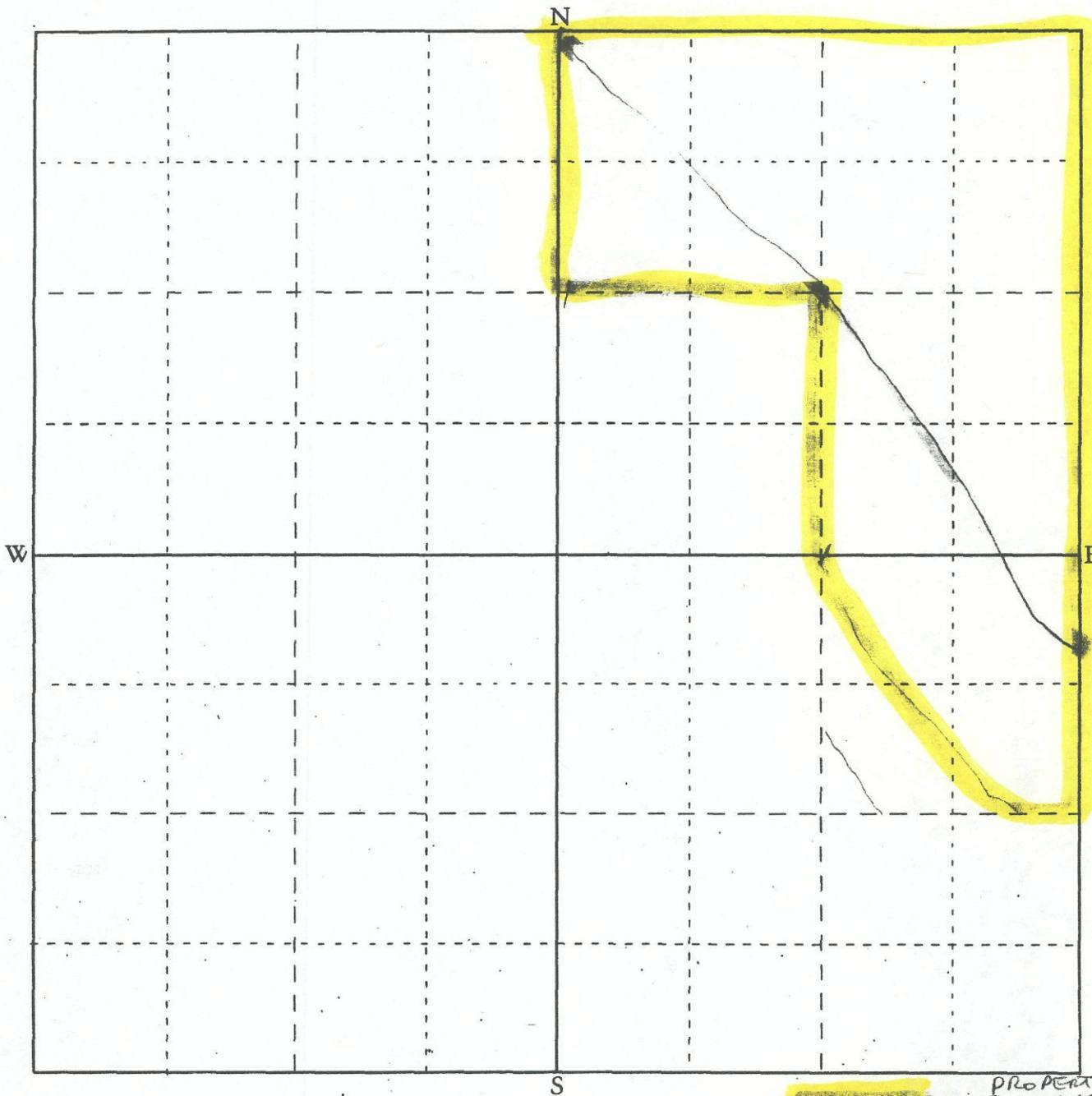
SUBJECT SITE MAP



NOTE: For Illustrative Purposes Only. The validity of this document is not in any way guaranteed. All parties are urged to consult other sources for map detail, area measurements and other information relative to this document.

SECTION MAP

Sec. 12 Twp. 18 N. R. 17



 - PROPERTY BOUNDARY
 - K.R.D. LATERAL

Scale: 1 inch = 800 feet (each small square = 10 acres)

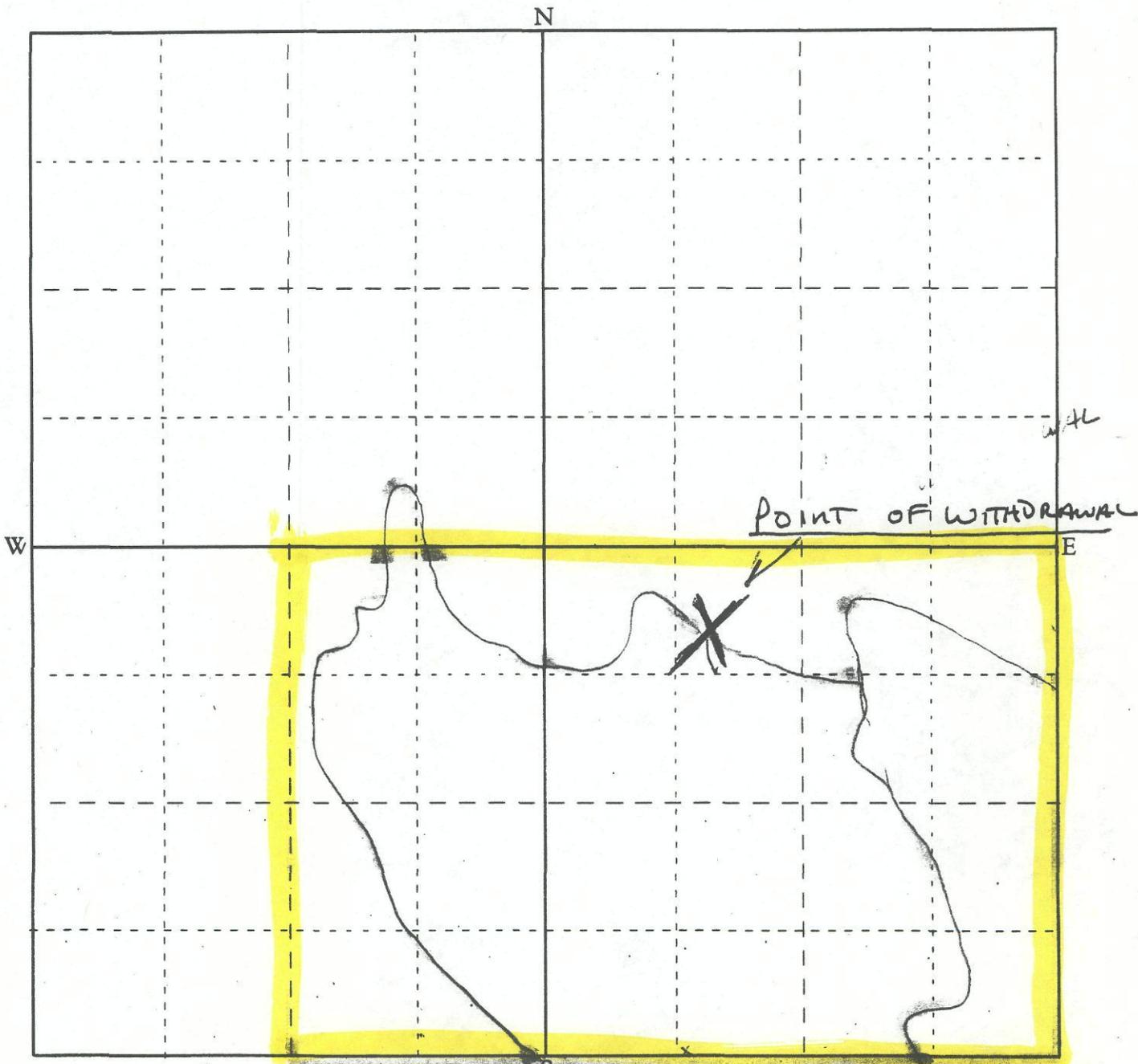
Show by a cross (X) the location of point of diversion (surface water source) or point of withdrawal (ground water source). For ground water applications, show by a circle (O) the locations of other wells or works within a quarter of a mile.

Indicate traveling directions from nearest town in space below.

Same as in Section 1

SECTION MAP

Sec. 1 Twp. 18 N. R. 17



O = NONE

Scale: 1 inch = 800 feet (each small square = 10 acres)

 - PROPERTY BOUNDARY
 - K.R.D. LATERALS

Show by a cross (X) the location of point of diversion (surface water source) or point of withdrawal (ground water source). For ground water applications, show by a circle (O) the locations of other wells or works within a quarter of a mile.

Indicate traveling directions from nearest town in space below.

HWY 27 OUT OF ELLENSBURG TO PASSMORE
ROAD - TURN LEFT - GO UP COUNTY
ROAD TO THE END - TURN LEFT AGAIN
FOLLOW ROAD TO HOME STEAD.

