DEPARTMENT OF ECOLOGY
State of Washington

Application for Change/Transfer of Water Right

For Ecology Use
(Date Stamp)

DEPT OF ECOLOGY Received MAR 15 2013 CENTRAL REGIONAL OFFICE

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 Trust Donation (3/15/13 to 3/14/18, see notes)

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

FOR OFFICIAL USE ONLY

DATE APPLICATION RECEIVED 03-15-2013
CHECK NO. @ FEE $ @
DATE ACCEPTED 03-27-2013 BY
CHANGE NO. CS4-01604 Sb15@1
COUNTY Yakima WRIA 39
SPECIAL AREA
SEPA: ☐ EXEMPT ☐ 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 NO.	FAX NO.
Dan and Lynnette Haller	509-698-3746	
ADDRESS: 1770 Longmire Lane		
CITY: Selah	STATE: WA	ZIP CODE: 98942
EMAIL ADDRESS (IF AVAILABLE): zerbert@fairpoint.net		

CONTACT (IF DIFFERENT FROM ABOVE)	PHONE NO.	FAX NO.
ADDRESS		
CITY	STATE	ZIP CODE
EMAIL ADDRESS (IF AVAILABLE)		

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

2. Water Right Information

WATER RIGHT OR CLAIM NUMBER	RECORDED NAME(S)
Court Claim 01604 (Page 54, Sb 15, 2nd Report of Referee	Daniel and Lynnette Haller

DO YOU OWN THE RIGHT TO BE CHANGED? ☒ YES ☐ NO

IF NO, PROVIDE OWNER(S) NAME and ADDRESS:

HAS THE WATER BEEN PUT TO BENEFICIAL USE IN THE LAST FIVE (5) YEARS? ☒ YES ☐ 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.

CFO 54-83129-J

CS4-01604 Sb15 @1

CTCL 01604
SUB 15 WONAS
06-30-1877

3. Point(s) of Diversion/Withdrawal:

A. Existing

SOURCE	NO.	¼	¼	SEC.	TWP.	RGE.	PARCEL #
#1		NW	NE	24	15N	17E	171524-11406

Actually Dpoint maps to parcel 171524-12401

B. Proposed

SOURCE	NO.	¼	¼	SEC.	TWP.	RGE.	PARCEL #

DO YOU OWN THE EXISTING AND PROPOSED POINT(S) OF DIVERSION/WITHDRAWAL?

EXISTING: ☐ YES ☐ NO PROPOSED: ☐ YES ☐ NO – IF NO, PROVIDE OWNER(S) NAME: _____

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 and stockwatering	0.39 cfs	58 ac-ft	March 15 to October 15

B. Proposed

PURPOSE OF USE	GPM or CFS	ACRE-FT/YR	PERIOD OF USE
Irrigation and stockwatering	0.314 cfs	13 ac-ft	
Instream flow--trust	0.074 cfs	13.57	

5. Place of Use:

A. Existing

LEGAL DESCRIPTION OF LANDS WHERE WATER IS PRESENTLY USED:
See Page 54 of Report of Referee

¼	¼	SEC.	TWP.	RGE.	COUNTY	PARCEL #	# OF ACRES
N 1/2	NE 1/4	24	17N	15E	Yakima	171524-11406	20 approx.

DO YOU OWN ALL THE LANDS IN THE EXISTING PLACE OF USE? ☐ YES ☐ NO

IF NO, PROVIDE OWNER(S) NAME: _____

B. Proposed

LEGAL DESCRIPTION OF LANDS WHERE NEW USE IS PROPOSED:
Same, plus Wenas Creek and Yakima River

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?

☐ ES ☒ NO – IF YES, PROVIDE THE WATER RIGHT/CLAIM NUMBER(S): _____

3. Point(s) of Diversion/Withdrawal:

A. Existing

SOURCE	NO.	¼	¼	SEC.	TWP.	RGE.	PARCEL #	WELL TAG #
#1		NW	NE	24	15N	17E	171524-11406	

B. Proposed

SOURCE	NO.	¼	¼	SEC.	TWP.	RGE.	PARCEL #	WELL TAG #

DO YOU OWN THE EXISTING AND PROPOSED POINT(S) OF DIVERSION/WITHDRAWAL?

EXISTING: ☐ YES ☐ NO PROPOSED: ☐ YES ☐ NO – IF NO, PROVIDE OWNER(S) NAME: _____

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☐ ES ☒ NO – IF YES, PROVIDE THE WATER RIGHT/CLAIM NUMBER(S): _____

6. Remarks and Other Relevant Information:

This is a temporary trust donation for 5 years. I am donating the same amount of water under the same conditions as I did from 2007 to 2009, and extended from 2009 to 2011. I inadvertently let the trust donation expired in 2012. Per RCW 90.42.080(4), the highest use preceding this trust period was 26.57 acre-feet. Although the season of use for this water right begins on March 15, 2013, this is a wet spring and I do not plan to start irrigating until at least April 1st. Approximately 10 acres of land has been and will continue to be fallowed to demonstrate compliance. See trust ROE in WRTS dated March 30, 2007. Trust water is available until June/July each year based on stream patrolment curtailment schedule each year. From 2001 to 2006, the highest use was 26.57 acre-feet in 2004. The remaining portion of the water right was unavailable based on senior water right needs during this period. The instantaneous trust quantity of 0.074 cfs was based on 13.57 acre-feet continuously from April 1 to June 30, which is an estimated curtailment date.

IF FOR SEASONAL OR TEMPORARY, START DATE 03/15/2013 END DATE 03/14/2018

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.

DanHaller	Daniel R Haller	03/15/2013
Applicant Printed Name – Title	*Applicant Signature*	*(Date)*
Same as above		/ /
Water Right Holder Printed Name	*Water Right Holder Signature*	*(Date)*
Same as above		/ /
Land Owner of Existing Place of Use Printed Name	*Land Owner of Existing Place of Use Signature*	*(Date)*
		/ /
Land Owner of Proposed Place of Use Printed Name	*Land Owner of Proposed Place of Use Signature*	*(Date)*

Please check the region in which the project is located:

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

WE ARE RETURNING YOUR APPLICATION FOR THE FOLLOWING REASON(S):

☐ APPLICATION FEE NOT ENCLOSED ☐ MAP NOT INCLUDED or INCOMPLETE

☐ ADDITIONAL SIGNATURES REQUIRED ☐ SECTION _____ IS INCOMPLETE

☐ OTHER/EXPLANATION:_____

STAFF: _____ ***DATE:*** ____/____/____