



# Application for Change/Transfer of Water Right



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: Trust Water Right Program

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

FOR OFFICIAL USE ONLY	
DATE APPLICATION RECEIVED	<u>9/27/13</u>
CHECK NO.	FEE \$ <u>500</u>
DATE ACCEPTED	<u>9/27/13</u> BY _____
CHANGE NO.	<u>KLIC-13-01</u>
COUNTY	<u>Klickitat</u> WRIA <u>29</u>
SPECIAL AREA	<u>CS2-SWC2154</u>
SEPA: <input type="checkbox"/> EXEMPT <input type="checkbox"/> NOT EXEMPT	
ECY CODING:	<u>001-002-WR10285-000011</u>
APP NO.	<u>00367</u> PERMIT NO. <u>00551</u>
CERT NO.	<u>02154</u> CERT OF CHG NO. _____

SWRD CERT

**X I have participated in a pre-application conference with Ecology. Conducted on July 9, 2013.**

## 1. Applicant Information

APPLICANT/BUSINESS NAME	PHONE NO.	FAX NO.
<u>White Salmon Irrigation District, WSID (c/o Jacob Anderson)</u>	<u>(509) 637-4437</u>	
ADDRESS		
<u>P.O. Box 1235</u>		
CITY	STATE	ZIP CODE
<u>White Salmon</u>	<u>WA</u>	<u>98672</u>
EMAIL ADDRESS (IF AVAILABLE)		
<u>kcyla@me.com</u>		

CONTACT (IF DIFFERENT FROM ABOVE)	PHONE NO.	FAX NO.
<u>Dan Haller</u>	<u>509-895-5462</u>	
ADDRESS		
<u>Aspect Consulting, 123 East Yakima Avenue, Suite 250</u>		
CITY	STATE	ZIP CODE
<u>Yakima</u>	<u>WA</u>	<u>98901</u>
EMAIL ADDRESS (IF AVAILABLE)		
<u>dhaller@aspectconsulting.com</u>		

LEGAL LAND OWNER or PART OWNER OF PROPOSED PLACE OF USE	PHONE NO.	FAX NO.
<u>Trust Water Program—Instream Flow</u>		
ADDRESS		
CITY	STATE	ZIP CODE
EMAIL ADDRESS (IF AVAILABLE)		

## 2. Water Right Information

WATER RIGHT OR CLAIM NUMBER	RECORDED NAME(S)
<u>Certificate 2154</u>	<u>White Salmon Irrigation District</u>
DO YOU OWN THE RIGHT TO BE CHANGED? X YES <input type="checkbox"/> NO	
IF NO, PROVIDE OWNER(S) NAME and ADDRESS: _____	
HAS THE WATER BEEN PUT TO BENEFICIAL USE IN THE LAST FIVE (5) YEARS? X YES <input type="checkbox"/> 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.

CS2-SWC2154

KLIC-13-01

SWRD

### 3. Point(s) of Diversion/Withdrawal:

#### A. Existing

SOURCE	NO.	¼	¼	SEC.	TWP.	RGE.	PARCEL #	WELL TAG #
Black Sand Creek		SE	SW	13	08 N	09 E		

#### 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: United States Forest Service

*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 (as listed on attached Certificate), See remarks for actual purpose and season as beneficially used	8.0	Not listed	Not listed

#### B. Proposed

PURPOSE OF USE	GPM or CFS	ACRE-FT/YR	PERIOD OF USE
Mitigation for out-of-stream uses and Instream Flow	8.0	5,781.6	Year round

### 5. Place of Use:

#### A. Existing

<b>LEGAL DESCRIPTION OF LANDS WHERE WATER IS PRESENTLY USED:</b>							
Within the boundaries of the White Salmon Irrigation District, Klickitat County, Washington							
Actual beneficial use occurred in White Salmon River.							
¼	¼	SEC.	TWP.	RGE.	COUNTY	PARCEL #	# OF ACRES
			04 N	10 E	Klickitat		370
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: <u>Water used in river, see exception in GUID 2040, Page 3, and Remarks.</u>							

#### B. Proposed

<b>LEGAL DESCRIPTION OF LANDS WHERE NEW USE IS PROPOSED:</b>							
Black Sand Creek approximately 0.5 miles to White Salmon River.							
White Salmon River from approximately River Mile 42.3 to Mouth.							
Columbia River from Mouth of White Salmon River to Pacific Ocean.							
¼	¼	SEC.	TWP.	RGE.	COUNTY	PARCEL #	# OF ACRES
DO YOU OWN ALL THE LANDS IN THE PROPOSED PLACE OF USE? <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO							
IF NO, PROVIDE OWNER(S) NAME: <u>Water used in river, see exception in GUID 2040, Page 3, and Remarks.</u>							

*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. (see attached)*

Are there any ADDITIONAL WATER rights OR CLAIMS RELATED to the same property as the ONE PROPOSED FOR CHANGE/TRANSFER?

X YES  NO - IF YES, PROVIDE THE WATER RIGHT/CLAIM NUMBER(S): S2-200115CL and potentially trust water rights in the White Salmon River.

### 6. Remarks and Other Relevant Information:

Certificate 2154 was one of the first mitigation rights issued by Ecology, and as such the certificated description does not fully describe the beneficial use of water authorized. Although the purpose of use listed on the certificate is "irrigation" of 370 acres, the records shows that the right issued for instream flow to mitigate for irrigation use, and for hydropower generation at Condit Dam, subject to a 1925 contract between Northwestern Electric Company (aka Pacificorp) and WSID.

WSID and the City of White Salmon have entered into a Purchase and Sale Agreement (PSA) wherein WSID is selling 2 cfs and 1,445.4 acre-feet to White Salmon. WSID and the City have both signed the application. Although USFS owns the land where the diversion occurs, WAC 508-12-130 and Ecology GUID-2040 only required signatures of land where water is to be used (White Salmon River, Columbia River). Ecology GUID-

2040 also contains an exception to the signature requirement where water is conveyed to trust (Page 3).  
 Figure 1 (attached) shows a vicinity map with the location of the historic point of diversion and existing/proposed places of use.  
 Figure 2 (attached) shows a photo of Black Sand Creek, flowing at approximately 8 cfs, on June 21, 2013.  
 A copy of Certificate 2154 is attached; complete water right files, historic contracts, and other supporting documents will be provided with the technical memoranda in support of the transfer.  
 IF FOR SEASONAL OR TEMPORARY, START DATE \_\_\_/\_\_\_/\_\_\_ END DATE \_\_\_/\_\_\_/\_\_\_

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.*

David Poucher, Mayor  
 Applicant Printed Name - Title  
 Applicant Signature  
 8/22/13  
 (Date)

STAN Trout Pres. WSID  
 Water Right Holder Printed Name  
 Applicant Signature  
 Water Right Holder Signature  
 8/12/13  
 (Date)

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	<input checked="" type="checkbox"/> Central Regional Office 15 W Yakima Avenue, Suite 200 Yakima, WA 98902 (509) 575-2490	<input type="checkbox"/> Eastern Regional Office 4601 N. Monroe Street Spokane, WA 99205-1295 (509) 329-3400
	<input type="checkbox"/> Northwest Regional Office 3190 - 160 <sup>th</sup> Avenue SE Bellevue, WA 98008-5452 (425) 649-7000	<input type="checkbox"/> 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: \_\_\_/\_\_\_/\_\_\_