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Total Postage  
\$ \_\_\_\_\_  
Sent To  
Street and A  
City, State, & Z

**Mr. and Mrs. Clarence Claypool**  
**1102 SR 272**  
**Colfax, WA 99111**

PS Form 3800, April 2015 PSN 7530-02-000-9047

See Reverse for Instructions

7015 0640 0003 6619 6112



PLACE STICKER AT TOP OF ENVELOPE TO THE RIGHT  
OF THE RETURN ADDRESS, FOLD AT DOTTED LINE

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Mr. and Mrs. Clarence Claypool  
 1102 SR 272  
 Colfax, WA 99111



9590 9403 0885 5223 8060 33

2. Tracking Number (Transfer from service label)

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X

Agent

Addressee

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PS Form 3811, July 2015 PSN 7530-02-000-9053

Domestic Return Receipt



PRINTED ON RECYCLED PAPER.



STATE OF WASHINGTON  
DEPARTMENT OF ECOLOGY

4601 N Monroe Street • Spokane, Washington 99205-1295 • (509)329-3400

March 24, 2016

Mr. and Mrs. Clarence Claypool  
1102 SR 272  
Colfax, WA 99111

Re: Ground Water Application No. G3-30200

On, February 9, 2016 this office notified you by certified mail that Ground Water Application Number G3-30200 would be rejected within 30 days, unless you notified Ecology that you are still interested in pursuing your project. To date, we have not received a response from you regarding the notice.

Therefore, your application is hereby **REJECTED**.

#### Your Right To Appeal

You have a right to appeal this Order to the Pollution Control Hearings Board (PCHB) within 30 days of the date of receipt of this Order. The appeal process is governed by Chapter 43.21B RCW and Chapter 371-08 WAC. "Date of receipt" is defined in RCW 43.21B.001(2).

To appeal you must do the following within 30 days of the date of receipt of the Order.

File your appeal and a copy of this Order with the PCHB (see addresses below). Filing means actual receipt by the PCHB during regular business hours.

- Serve a copy of your appeal and this Order on Ecology in paper form - by mail or in person. (See addresses below.) E-mail is not accepted.
- You must also comply with other applicable requirements in Chapter 43.21B RCW and Chapter 371-08 WAC.

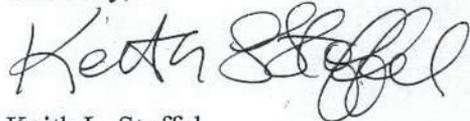
Street Addresses	Mailing Addresses
<b>Department of Ecology</b> Attn: Appeals Processing Desk 300 Desmond Drive SE Lacey, WA 98503	<b>Department of Ecology</b> Attn: Appeals Processing Desk PO Box 47608 Olympia, WA 98504-7608
<b>Pollution Control Hearings Board</b> 1111 Israel Road SW Ste 301 Tumwater, WA 98501	<b>Pollution Control Hearings Board</b> PO Box 40903 Olympia, WA 98504-0903

Mr. & Mrs. Claypool  
G3-30200  
Page 2  
March 24, 2016

For additional information visit the Environmental Hearings Office Website: <http://www.eho.wa.gov> . To find laws and agency rules visit the Washington State Legislature Website: <http://www1.leg.wa.gov/CodeReviser>.

If you have any questions, please contact Dan Tolleson at 509-329-3526.

Sincerely,



Keith L. Stoffel  
Section Manager  
Water Resources Program  
Eastern Regional Office

KLS/DT:md  
Enclosure: *Your Right to Be Heard*

**By Certified Mail:** 7015 0640 0003 6619 6112



STATE OF WASHINGTON  
DEPARTMENT OF ECOLOGY

4601 N Monroe Street • Spokane, Washington 99205-1295 • (509)329-3400

February 9, 2016

Mr. and Mrs. Clarence Claypool  
1102 SR 272  
Colfax, WA 99111

Re: Application No. G3-30200 for a Water Right Permit

**NOTICE – WATER RIGHT APPLICATION STATUS**

On January 7, 2016, the Department of Ecology (Ecology) sent a letter giving opportunity to inform us whether or not you were still interested in pursuing your application for a new water right in WRIA 32. To date, we have received no response regarding your application.

Your options are:

1. Mail the enclosed form back to us with the "WITHDRAW" box checked. In this case, your application will be rejected and Ecology will close the file and remove it from the waiting list.
2. Mail the enclosed form back to us with the "PROCEED (Requesting Formal Decision)" box checked. In this case, Ecology must go through the lengthy process of making a formal decision (which could incur costs to you) and issuing a formal report, most likely recommending denial of the application, which is an appealable action pursuant to Chapter 43.21B310 RCW. This process includes a formal public notice at your cost.
3. Do not return the form, within 30 days of the date of the letter. In this case, Ecology will issue a formal order rejecting the application, which is an appealable action pursuant to Chapter 43.21B310 RCW. We will then close the file and remove it from the waiting list.

**If we do not receive a response from you within 30 days of your receipt of this letter, your application will be rejected without further notice.**

If you have any questions or need information please contact me at (509) 329-3526 or [dtol461@ecy.wa.gov](mailto:dtol461@ecy.wa.gov). My mailing address is Department of Ecology, 4601 N. Monroe Street, Spokane, Washington, 99205-1295.

Sincerely,

Dan Tolleson  
Water Resources Program  
Eastern Regional Office

*reject application  
DT 3/21/2016*

DT:ka

Enclosure: *Statement of Intent form and copy of January 2016 Request Letter*

By Certified Mail 7015 0640 0003 6620 1748



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<input type="checkbox"/> Adult Signature Required	\$
<input type="checkbox"/> Adult Signature Restricted Delivery	\$
Postage	\$
Total Postage and Fees	\$

2/9/16  
 Postmark  
 Here

Sent To **MR. AND MRS. CLARENCE CLAYPOOL**  
 Street an **1102 SR 272**  
 City, Stat **COLFAX, WA 99111**

PS Form 3800, April 2015 PSN 7530-02-000-9047 See Reverse for Instructions

7015 0640 0003 6620 1748

**SENDER: COMPLETE THIS SECTION**

- Complete items 1, 2, and 3.
- Print your name and address on the reverse so that we can return the card to you.
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1. Article Addressed to:

**MR. AND MRS. CLARENCE CLAYPOOL**  
**1102 SR 272**  
**COLFAX, WA 99111**



9590 9403 0671 5196 4149 37

2 Article Number (Transfer from service label)

7015 0640 0003 6620 1748

**COMPLETE THIS SECTION ON DELIVERY**

A. Signature  Agent  
 Addressee  
*Mrs. Claypool*  
 B. Received by (Printed Name) *Mrs. Claypool* C. Date of Delivery *2-11-16*  
 D. Is delivery address different from item 1?  Yes  
 If YES, enter delivery address below:  No

3. Service Type

<input type="checkbox"/> Adult Signature	<input type="checkbox"/> Priority Mail Express®
<input type="checkbox"/> Adult Signature Restricted Delivery	<input type="checkbox"/> Registered Mail™
<input checked="" type="checkbox"/> Certified Mail®	<input type="checkbox"/> Registered Mail Restricted Delivery
<input type="checkbox"/> Certified Mail Restricted Delivery	<input type="checkbox"/> Return Receipt for Merchandise
<input type="checkbox"/> Collect on Delivery	<input type="checkbox"/> Signature Confirmation™
<input type="checkbox"/> Collect on Delivery Restricted Delivery	<input type="checkbox"/> Signature Confirmation Restricted Delivery
<input type="checkbox"/> Insured Mail	
<input type="checkbox"/> Insured Mail Restricted Delivery (over \$500)	

PS Form 3811, April 2015 PSN 7530-02-000-9053

Domestic Return Receipt



STATE OF WASHINGTON  
DEPARTMENT OF ECOLOGY

4601 N Monroe Street • Spokane, Washington 99205-1295 • (509)329-3400

January 7, 2016

Mr. and Mrs. Clarence Claypool  
1102 SR 272  
Colfax, WA 99111

Re: Application No. G3-30200 for a Water Right Permit

**NOTICE – WATER RIGHT APPLICATION STATUS**

The Department of Ecology (Ecology) is currently in the process of reviewing applications we have on file for new water rights within Water Resource Inventory Area (WRIA) 34, the Palouse Watershed. The Palouse watershed is located within portions of Adams, Spokane, Lincoln and Whitman Counties. This letter and the enclosed Statement of Intent form are intended to give you the opportunity to inform Ecology whether or not you are still interested in pursuing your application for a new water right.

On August 19, 2014, Ecology requested National Marine Fisheries Service (NMFS) input on new water appropriations within the Snake River basin. A response was received in a letter dated October 1, 2014. They indicated that there are seven species of fish within the basin that are considered listed under the Endangered Species Act (ESA). The Snake River and the tributaries have limited flows that affect these ESA listed species. They noted that many of the tributaries to the Snake River have limited quantity and often poor quality spawning and rearing habitat. Currently, NMFS has a draft plan for recovery of this basin and has indicated that new consumptive water uses should be denied, unless they have appropriate mitigation. Most of the Columbia River Basalt Group aquifers underlying the Palouse Basin either discharge to the lower reaches of its associated tributary or are ultimately hydraulically connected to the Snake River. This fisheries recommendation for denial of new consumptive uses would affect any surface water applications within the watershed and most groundwater applications for new water rights.

Certain watersheds within the Palouse Basin have well documented, localized, serious water availability problems independent of the above-listed concerns expressed by the NMFS. Most of the tributary streams in the watershed experience critical low flows to no flow during the long summer months when water use is highest. Ecology has denied new water uses from these watersheds to protect senior rights for many decades.

**Therefore, it appears that your application for a new water right within the Palouse Basin will in all likelihood be denied.**

Your options are:

1. Mail the enclosed form back to us with the "WITHDRAW (Remove from Waiting List)" box checked. In this case, your application will be rejected and Ecology will close the file and remove it from the waiting list.
2. Mail the enclosed form back to us with the "PROCEED (Requesting Formal Decision)" box checked. In this case, Ecology must go through the lengthy process of making a formal decision (which could incur costs to you) and issuing a formal report, most likely recommending denial of the application, which is an appealable action pursuant to Chapter 43.21B310 RCW. This process includes a formal public notice and publication at your cost.
3. Do not return the form within 30 days of the date of the letter. In this case, Ecology will issue a formal order rejecting the application, which is an appealable action pursuant to Chapter 43.21B310 RCW. We will then close the file and remove it from the waiting list.

If you have any questions or need information please contact me at (509) 329-3526 or [dan.tolleson@ecy.wa.gov](mailto:dan.tolleson@ecy.wa.gov). My mailing address is Department of Ecology, 4601 N. Monroe Street, Spokane, Washington, 99205-1295.

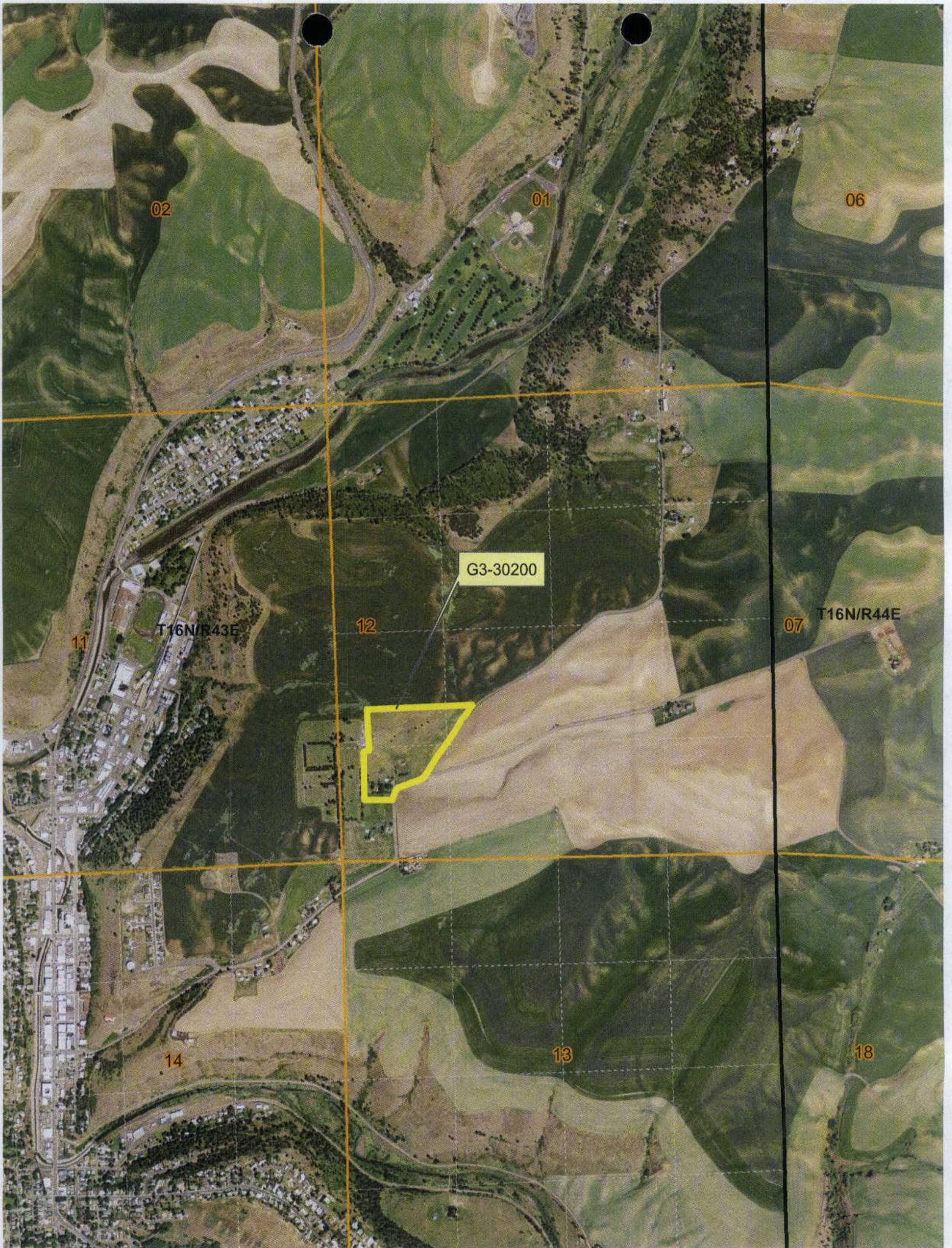
Sincerely,



Dan Tolleson  
Water Resources Program  
Eastern Region Office

DT:ka

Enclosure: *Statement of Intent form, and  
Copy of Application*



02

01

06

11

T16N/R43E

12

07

T16N/R44E

G3-30200

14

13

18



FILE COPY

STATE OF WASHINGTON

DEPARTMENT OF ECOLOGY

4601 N. Monroe, Suite 202 • Spokane, Washington 99205-1295 • (509) 456-2926

September 25, 2000

Mr. Clarence Claypool  
Mrs. May Claypool  
1102 SR 272  
Colfax, Washington 99111

Dear Mr. Claypool:

Re: Ground Water Application No. G3-30200

This letter is to acknowledge that the Washington State Department of Ecology received your water right application. We have assigned your application the number indicated above. Please include this number in future correspondence regarding your application with the Department of Ecology.

When we begin actively evaluating applications in your area, we will prepare a public notice and send it to you with publication instructions. It will be some time before we are able to begin working in your area. In the meantime, please notify Ecology of changes such as address, property ownership, or variations in your proposed water use plans.

The availability of water in Washington state is a serious problem. Much of the water in our state has already been appropriated. The competition for water has escalated with our state's increasing population, conflicting water policy issues, and grave declines in salmon and other fish populations. A new watershed management law brings us a step closer to addressing some of these issues. It sets into motion a locally based process to address water quantity, quality, and habitat issues. Watershed management will help meet challenges for getting water to people, industries, farms, and fish.

In some areas of the state, we are continuing to evaluate applications within watersheds where we have previously gathered information and completed watershed assessments. We are also continuing to process water right permit or change applications that are intended to address public health and safety emergencies, the natural environment, or are for nonconsumptive withdrawals. All other applications are grouped by watershed and processed according to the date of submittal, and when we have enough information and staff resources to make decisions.

If you would like further information on your application, please contact Herman Spangle at (509) 456-4410.

Water Resources Program  
Eastern Regional Office

/kay

cc: State Health Dept.,  
Whitman County Health Dept.



4. The land referred to in this Commitment is located in the County of Whitman, State of Washington, and described as follows:

Part of the southwest quarter of section 12, township 16 north, range 43 E.W.M., described as follows:

COMMENCING at a point on the west line of the right of way of the Colfax and Palouse City Road north  $1^{\circ}5'$  east 11.56 chains from a point 651.16 feet, more or less, easterly from the southwest corner of said section 12; thence northerly along an iron fence 110 feet to the point of beginning of this description; thence westerly 63 feet to an iron pipe; thence northerly 240 feet to an iron pipe; thence westerly 300 feet to the east line of the cemetery tract; thence north along said cemetery tract to a point 35 feet south of the north line of the south half of the southwest quarter of said section 12; thence east 100 feet; thence north 430 feet; thence east parallel with the north line of the south half of the southwest quarter to a point on the west line of the Baldwin Change in the Syrup Smith Road; thence southwesterly along the west line of said Baldwin Change in Syrup Smith Road to its intersection with the north line of the public road known as the Colfax and Palouse City Road; thence westerly along the Colfax and Palouse City Road to a point south of the point of beginning; thence north to point of beginning.

That portion of the southwest quarter of the southwest quarter of section 12, township 16 north, range 43 E.W.M., described as follows:

COMMENCING at a point on the west line of the right of way of the Colfax and Palouse City Road north  $1^{\circ}5'$  east 11.56 chains from a point 651.16 feet, more or less, easterly from the southwest corner of said section 12; thence northerly 110 feet along an iron fence; thence westerly 63 feet to an iron pipe; thence northerly 240 feet to an iron pipe; thence westerly 300 feet to the east line of the cemetery tract; thence southerly along said cemetery tract 350 feet to the north line of the tract conveyed to Arthur Howe by deed recorded September 13, 1907 in Book 138 of Deeds, page 296, records of Whitman County; thence easterly along said north line 363 feet to the point of beginning.

End of Schedule A

G 330200



G 330200

19

50°07'W.

N7C 103'

N88°E  
8.85 ch.

18

SYRUP SMITH  
S 50°03' E  
50°37' E

The Company has not surveyed the premises described in \_\_\_\_\_ The sketch below is furnished without charge solely for the purpose of assisting in locating said premises and the Company assumes no liability as to the validity, location, or ownership of any easement or other matter shown hereon, nor for the inaccuracies therein, including the accurate location of boundaries, including water boundaries. This sketch does not purport to show all highways, roads and easements adjoining or affecting said premises, nor is it a part or modification of the report, commitment, policy or other title evidence to which it may be attached.

20

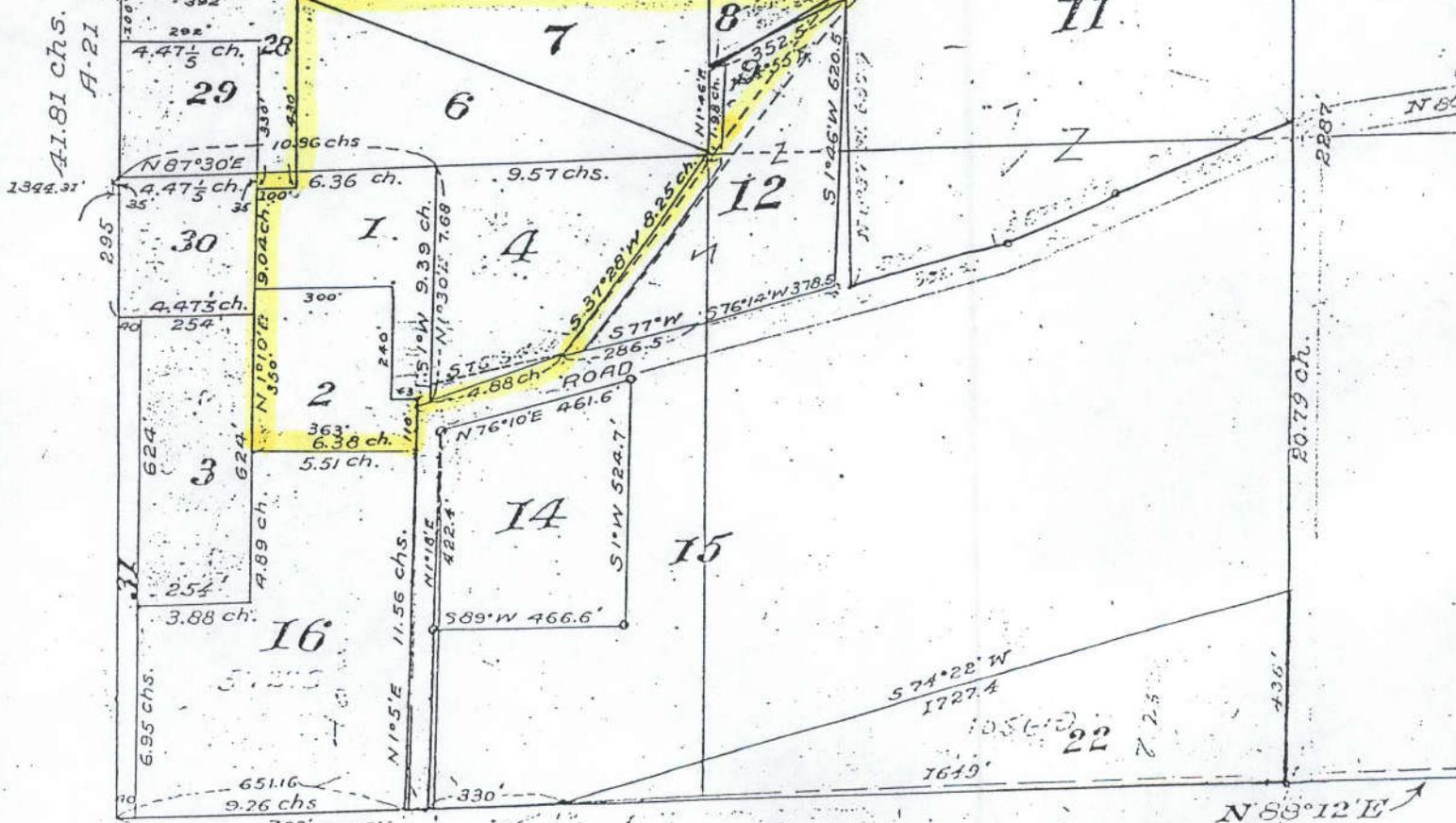
Baldwin Change in Syrup Smith Road

20.79 ch.

2887

20.79 ch.

436'



Boundaries do not leave 60' road between tracts.

N 88°12' E  
(From survey in Sec. 13)

50.70  
A-21

To Whom It May Concern:

6/1/98

I do not know exactly when this place was established as to water use. First uses were Wind-mills and ponds. Earliest dates I could find was 1893

In the late 1800's it was used for dairy purposes and continued until the 1970's when the prior owner changed to goats, sheep and cattle.

I purchased as a place to winter and calve my cows and run my yearlings. The 60 ft well would barely provide water for the house and yearlings, so I drilled the deeper wells. It gives water to supply a garden, yard and irrigate a few acres to get the trees through the summer.

Tax Parcel No. 2-0000-43-12-3901

Respectfully, Clarena Blyford

1102 SR 272

Colfax Wa 99111

509-397-4054

G 330200

G330200



1/98

Linda: this is the check requested for application of water right, applied for on June 11.

I'm sorry for the missed communication.

I received the statement of claim to the right of water use from Olympia dated July 15, 1998.

The claim number is 300,639.

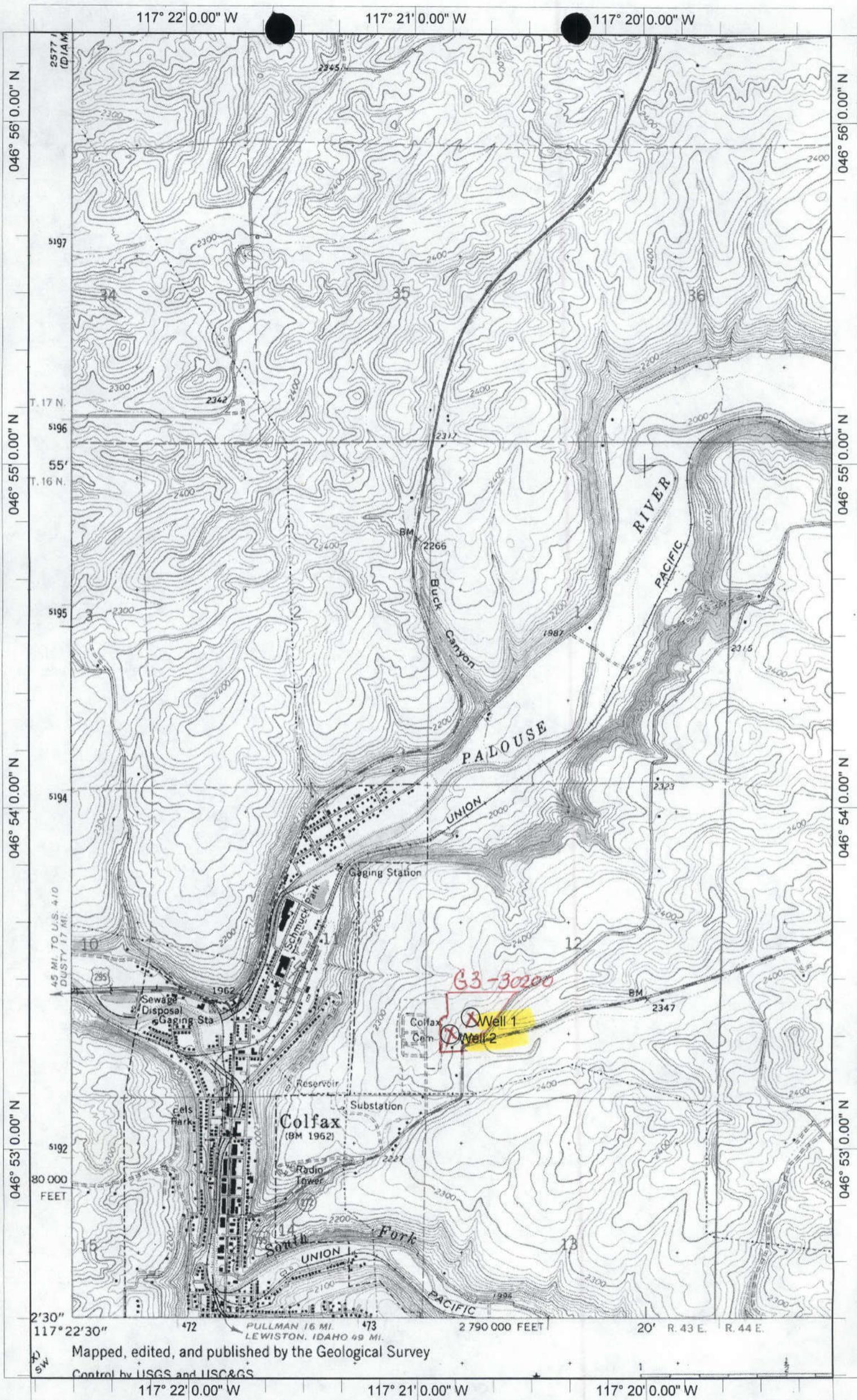
Please inform me if you need more information.

Respectfully Yours,

phone  
509-397-4054

Cherene Chappell  
1102 5R/272  
Galax, WA 99111





Name: COLFAX NORTH  
 Date: 5/12/2000  
 Scale: 1 inch equals 1960 feet

Location: 046° 54' 17.4" N 117° 20' 56.2" W  
 Caption: G3-30200  
 Clarence Claypool  
 T. 16, R. 43 E., Sec. 12