



STATE OF WASHINGTON
DEPARTMENT OF ECOLOGY

February 18, 2016 4601 N Monroe Street • Spokane, Washington 99205-1295 • (509)329-3400

Stanley E. Hilbert
Telect, Inc.
22425 East Appleway Avenue #11
P.O. Box 665
Liberty Lake, WA 99019

Re: Ground Water Application No. G3-30047

Dear Mr. Hilbert:

On, January 28, 2016 this office notified you that your Water Application Number G3-30047 would be rejected unless you returned the *Statement of Intent Form ECY 070-424*, requesting a formal decision. This form was completed and received by Ecology on February 8, 2016, with the "Withdraw (Remove from Waiting List)" box checked.

Since you no longer have any interest, 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
Department of Ecology Attn: Appeals Processing Desk 300 Desmond Drive SE Lacey, WA 98503	Department of Ecology Attn: Appeals Processing Desk PO Box 47608 Olympia, WA 98504-7608
Pollution Control Hearings Board 1111 Israel Road SW Ste 301 Tumwater, WA 98501	Pollution Control Hearings Board PO Box 40903 Olympia, WA 98504-0903



Telect, Inc.

G3-30047

Page 2

February 18, 2016

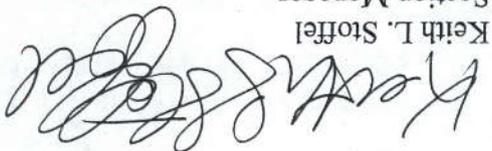
For additional information visit the Environmental Hearings Office Website: <http://www.eho.wa.gov> . To

find laws and agency rules visit the Washington State Legislature Website:

<http://www.leg.wa.gov/CodeReviser>.

If you have any questions, please contact Gene Drury at 509-329-3566.

Sincerely,



Keith L. Stoffel

Section Manager

Water Resources Program

Eastern Regional Office

KLS/GD:md

Enclosure: *Your Right to Be Heard*

By Certified Mail: 7015 0640 0006 1294 6850

7015 0640 0006 1294 6850

U.S. Postal Service™
CERTIFIED MAIL® RECEIPT
Domestic Mail Only

For delivery information, visit our website at www.usps.com®.

OFFICIAL USE

Certified Mail Fee
\$ _____

Extra Services & Fees (check box, add fee as appropriate)

- Return Receipt (hardcopy) \$ _____
- Return Receipt (electronic) \$ _____
- Certified Mail Restricted Delivery \$ _____
- Adult Signature Required \$ _____
- Adult Signature Restricted Delivery \$ _____

Postmark
Here

Postage

\$ _____

Total F

\$ _____

Sent To

Street

City, St

Stanley E. Hilbert
Telect, Inc.
22425 East Appleway Avenue #11
P.O. Box 665
Liberty Lake, WA 99019

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

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.
- Attach this card to the back of the mailpiece, or on the front if space permits.

Stanley E. Hilbert
Telect, Inc.
22425 East Appleway Avenue #11
P.O. Box 665
Liberty Lake, WA 99019



9590 9403 0671 5196 4145 86

7015 0640 0006 1294 6850

COMPLETE THIS SECTION ON DELIVERY

A. Signature Agent
 [Signature] Addressee

B. Received by (Printed Name) C. Date of Delivery
Robin Cox

D. Is delivery address different from item 1? Yes
If YES, enter delivery address below: No

3. Service Type
- Adult Signature
 - Adult Signature Restricted Delivery
 - Certified Mail®
 - Certified Mail Restricted Delivery
 - Collect on Delivery
 - Collect on Delivery Restricted Delivery
 - Priority Mail Express®
 - Registered Mail™
 - Registered Mail Restricted Delivery
 - Return Receipt for Merchandise
 - Signature Confirmation™
 - Signature Confirmation Restricted Delivery

Mail Restricted Delivery (50)

Domestic Return Receipt

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

Telect



017H15537937

HASLER

\$0.485

02/05/2016

Mailed From 99019

US POSTAGE

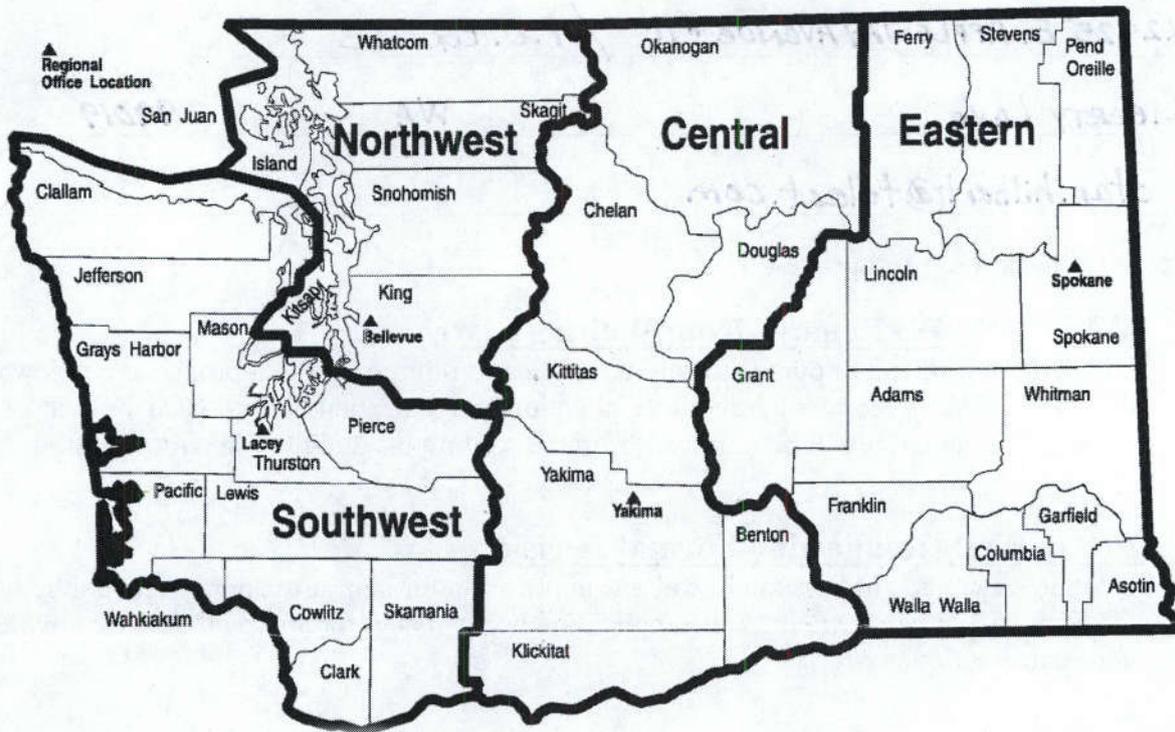
STATE OF WASHINGTON
DEPT OF ECOLOGY
4601 N MONROE ST
SPOKANE WA 99205-1295

99205-1295 0005



Submit this form to the Regional Office in which your project is located:

Central Regional Office 1250 W. Alder St. Union Gap, WA 9890-0009 (509) 575-2490	Eastern Regional Office 4601 N. Monroe Street Spokane, WA 99205-1265 (509) 329-3400
Northwest Regional Office 3190 – 160 th Avenue SE Bellevue, WA 98008-5452 (425) 649-7000	Southwest Regional Office PO Box 47775 Olympia, WA 98504-7775 (360) 407-6300





STATE OF WASHINGTON
DEPARTMENT OF ECOLOGY

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

January 28, 2016

Telect, Inc
22425 East Appleway Avenue #11
Liberty Lake, WA 99019-0665

Dear Sir or Madam:

Re: Ground Water Application No. G3-30047

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 to withdraw groundwater from the Spokane Valley-Rathdrum Prairie Aquifer (SVRPA).

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 from the SVRPA.

On February 27, 2015, Ecology adopted a new instream flow rule (Chapter 173-557 WAC) for the mainstem of the Spokane River and those portions of Spokane and Stevens Counties within the boundary of the SVRPA. The purpose of the rule is to protect and preserve water for “instream resources” including fish, wildlife, recreational uses, wastewater management, and hydropower.

All new consumptive uses of water from the Spokane River and hydraulically-connected SVRPA that commence after February 27, 2015, including new water right permits and permit-exempt ground water withdrawals, are required to comply with the rule.

The Bi-state groundwater model published by the United States Geological Survey in 2007 demonstrates that groundwater withdrawals from the SVRPA directly affect flows in the Spokane River. The USGS has measured flows in the Spokane River for over 120 years. For many decades, low flows during the summer months have been declining. Since the mid-1980s, summer low flows in the river drop below the minimum flow established in the new rule about every other year, on average.

Therefore, Ecology has determined that water is not available for the issuance of new consumptive water rights to withdraw water from the SVRPA unless the new uses can be interrupted during low flow periods or the new uses are offset by an Ecology-approved mitigation plan.



Telect, Inc
G3-30047
January 28, 2016

Ecology has acquired a senior water right and placed it into the State Trust Water Program for the purpose of mitigating impacts to the Spokane River caused by the withdrawal of water from a limited number of permit-exempt domestic wells in the SVRPA that commence after February 27, 2015. This Trust Water is not intended to be used to mitigate impacts from new consumptive uses that require the issuance of new water rights. Currently, no water is available to mitigate for new withdrawals from the SVRPA that are proposed in the water right applications Ecology has on file.

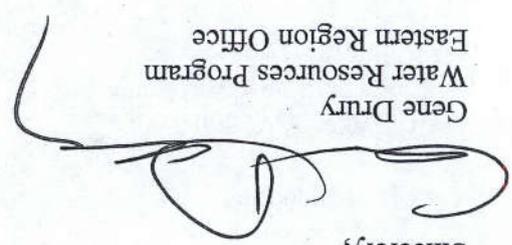
Therefore, it is likely that your application for a new water right to withdraw water from the SVRPA will be denied if your proposed use is a consumptive use that cannot be interrupted when water is not available during low flow periods, unless you have an Ecology-approved plan for mitigation of the new use.

You have the following options to respond to this letter:

1. Mail the enclosed form back to us with the "WTTHDRAW" 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. Please be aware that Ecology must then go through the lengthy process of making a formal decision and issuing a formal report of findings, which is an appealable action pursuant to Chapter 43.21B310 RCW. During this process you will be required to publish a legal notice of your intent to use water from the SVRPA. You must pay for publication of the notice.
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) 329-3566 or gdru461@ecy.wa.gov. My mailing address is Department of Ecology, 4601 N. Monroe Street, Spokane, Washington, 99205-1295.

Sincerely,



Gene Drury
Water Resources Program
Eastern Region Office

GD:md

W: Drury/SVRP/2016/SVRP Statement of Intent letter 1-28-2016.doc

Enclosure: Statement of Intent form, Copy of Application

cc: Thomas A. Pratt, 621 W Mallon Ave, Ste 201, Spokane, WA 99201

SUPERIOR COURT OF WASHINGTON FOR SPOKANE COUNTY

In the Matter of

AMENDED NOTICE OF APPLICATION)
TO APPROPRIATE PUBLIC WATERS-)
Telect, Inc. Appt. # G3-30047)
)
)
)

No.

AFFIDAVIT OF PUBLISHING
NOTICE

STATE OF WASHINGTON)
)ss.
County of Spokane)

MICHAEL HUFFMAN, being first duly sworn on oath deposes and says that he is the MANAGING EDITOR, of The Valley News Herald, a weekly newspaper. That said newspaper is a legal newspaper and it is now and has been for more than six months prior to the date of the publication hereinafter referred to, published in the English language continually as a weekly newspaper in Spokane County, Washington, and it is now and during all of said time was printed in an office maintained at the aforesaid place of publication of said newspaper, which said newspaper had been approved as a legal newspaper by order of the Superior Court of the State of Washington in and for Spokane County. That the following is a true copy of a public notice as it was published in regular issues commencing on the 10th day of April, 1998, and ending on the 17th day of April, 1998, both dates inclusive, and that such newspaper was regularly distributed to its subscribers during all of said period:

STATE OF WASHINGTON
DEPARTMENT OF ECOLOGY

AMENDED NOTICE OF APPLICATION TO
APPROPRIATE PUBLIC WATERS

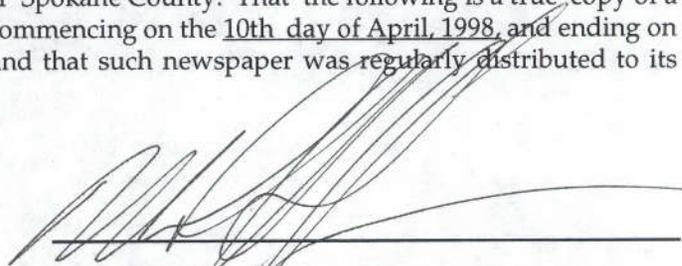
TAKE NOTICE:

That, Telect, Inc., of Liberty Lake, WA, on May 13, 1997 under Application No. G3-30047 filed for permit to appropriate public waters, subject to existing rights from a well in the amount of 200 gallons per minute, each year, for the seasonal irrigation of 10 acres. The source of the proposed appropriation is located within SE 1/4 SE 1/4 of Section 10, Township 25 N., Range 45 E.W.M., in Spokane County.

Protests or objections to approval of this application must include a detailed statement of the basis for objections; protests must be accompanied by a two dollar (\$2.00) recording fee and filed with the Department of Ecology, at the address shown below, within thirty (30) days from April 17, 1998.

State of Washington
Department of Ecology
North 4601 Monroe, Suite 202
Spokane, WA 99205-1295
4-10-4-17

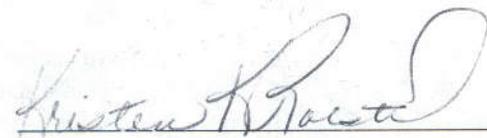
OK
AFF EXP
5-17-98



SUBSCRIBED and SWORN to before me
this 17th day of April, 1998

State of Washington
County of Spokane

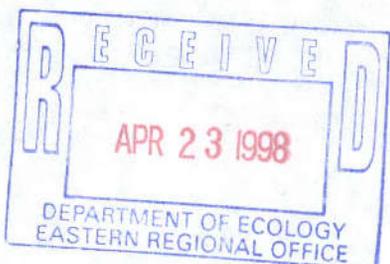
I certify that I know or have satisfactory evidence that Michael Huffman is the person who appeared before me, and said person acknowledged that he signed this instrument and acknowledged it to be his free and voluntary act for the uses and purposes mentioned in the instrument.



Kristen Roestel

Title: Notary Public

My appointment expires: 11-19-98



T.C. Sherry & Associates, P.S.
Landscape Architects
621 West Mallon Avenue • Suite 201
Spokane, Washington 99201
(509) 325-0511 • Fax (509) 325-0557

T R A N S M I T T A L

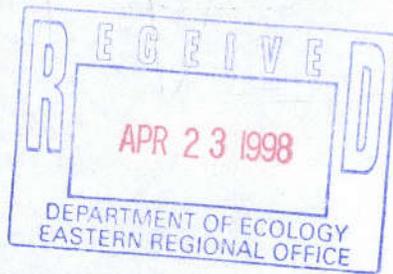
TO: Dept. of Ecology
ATTN: Linda M. Keifer
FROM: Tom Pratt
DATE: April 20, 1998
PROJECT: Ground Water Rights Application for Telect, Inc. - Liberty Lake

transmitted are the following: Affidavit of Application of Notice

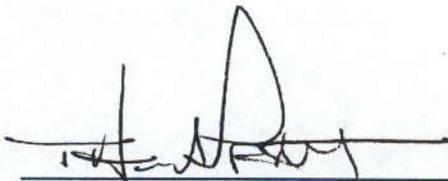
these documents are: Process documentation

REMARKS: I hope this information is appropriate and complete. If not, please call me as soon as possible.

SIGNED:



SIGNED:



COPY TO: File
Adrian DaSilva - Telect, Inc.



FILE COPY

STATE OF WASHINGTON
DEPARTMENT OF ECOLOGY

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

April 1, 1998

Mr. Thomas A. Pratt
TC Sherry & Associates
621 West Mallon Avenue, Suite 201
Spokane, WA 99201

Dear Mr. Pratt:

Re: Ground Water Application No. G3-30047

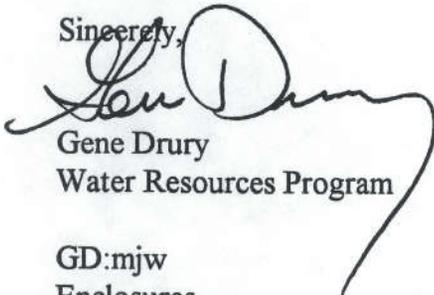
Enclosed is an amended notice of your application which must be published **once a week for two consecutive weeks** in the Spokesman-Review or the Valley Herald published in Spokane County as provided in RCW 90.03.280. These newspapers have general circulation in the locality where the water is to be appropriated and used and are qualified as legal newspapers as provided in Chapter 65.16 RCW.

Please draw to the publisher's attention that the actual date of the **second** publication must appear in the space in the notice over the caption "last date of publication."

To assure accuracy, **it is the responsibility of the applicant to check the notice carefully before having it published.** If an error is detected, do not submit the notice for publication, but refer the error to this office for correction and/or resolution.

Please provide us with the **original notarized affidavit** of that publication. Publication should start within thirty (30) days and the affidavit must be received in this office within sixty (60) days from the date of this letter or rejection will be initiated.

Sincerely,



Gene Drury
Water Resources Program

GD:mjw
Enclosures



STATE OF WASHINGTON
DEPARTMENT OF ECOLOGY

FILE COPY

AMENDED NOTICE OF APPLICATION TO APPROPRIATE PUBLIC WATERS

TAKE NOTICE:

That Telect, Inc. of Liberty Lake, WA on May 13, 1997 under Application No. G3-30047 filed for permit to appropriate public waters, subject to existing rights from a well in the amount of 200 gallons per minute, each year, for the seasonal irrigation of 10 acres. The source of the proposed appropriation is located within SE $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 10, Township 25 N., Range 45 E.W.M., in Spokane County.

Protests or objections to approval of this application must include a detailed statement of the basis for objections; protests must be accompanied by a two dollar (\$2.00) recording fee and filed with the Department of Ecology, at the address shown below, within thirty (30) days from

(Last date of publication to be entered above by publisher)

State of Washington
Department of Ecology
North 4601 Monroe, Suite 202
Spokane, WA 99205-1295

NOTICE



FILE COPY

STATE OF WASHINGTON
DEPARTMENT OF ECOLOGY

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

March 26, 1998

Mr. Thomas A. Pratt
TC Sherry & Associates
621 West Mallon Avenue, Suite 201
Spokane, WA 99201

Dear Mr. Pratt:

Re: Ground Water Application No. G3-30047

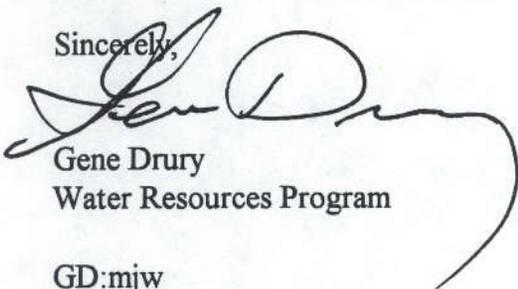
Enclosed is a notice of your application which must be published **once a week for two consecutive weeks** in the Spokesman-Review or the Valley Herald published in Spokane County as provided in RCW 90.03.280. These newspapers have general circulation in the locality where the water is to be appropriated and used and are qualified as legal newspapers as provided in Chapter 65.16 RCW.

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Please provide us with the **original notarized affidavit** of that publication. Publication should start within thirty (30) days and the affidavit must be received in this office within sixty (60) days from the date of this letter or rejection will be initiated.

Sincerely,



Gene Drury
Water Resources Program

GD:mjw
Enclosures

cc: Telect, Inc.



STATE OF WASHINGTON
DEPARTMENT OF ECOLOGY

FILE COPY

NOTICE OF APPLICATION TO APPROPRIATE PUBLIC WATERS

TAKE NOTICE:

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Protests or objections to approval of this application must include a detailed statement of the basis for objections; protests must be accompanied by a two dollar (\$2.00) recording fee and filed with the Department of Ecology, at the address shown below, within thirty (30) days from

(Last date of publication to be entered above by publisher)

State of Washington
Department of Ecology
North 4601 Monroe, Suite 202
Spokane, WA 99205-1295

NOTICE



STATE OF WASHINGTON
DEPARTMENT OF ECOLOGY

COPY

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

July 24, 1997

Mr. Thomas Pratt
T. C. Sherry & Assoc.
621 Mallon Ave., Ste. 201
Spokane, WA 99201

RE: Ground Water Right Application for Telect, Inc.

Dear Mr. Pratt:

We have received the application your company submitted for Telect, Inc. on May 12 for a ground water permit within Spokane County. However, we cannot process the application until the following information is received by this office

- 1) On the map provided, please mark an "X" on the approximate location of the proposed well site. You had provided a map when the application was submitted, but since the map was not to scale we are unable to accurately map out the point of withdrawal and place of use.
- 2) Provide us a copy of the legal description for the place of use, which can be obtained from a legal description or plat of the property, or from the assessor's office.

In order for this application to retain its date of priority, please return the completed map and legal description within thirty (30) days from the date of this letter.

If you have any questions, please call me at (509) 625-5187.

Sincerely,

Linda M. Kiefer
Shorelands & Water Resources Program

LK

cc: Telect, Inc.
Enclosures

T.C. Sherry & Associates, P.S.
Landscape Architects
621 West Mallon Avenue • Suite 201
Spokane, Washington 99201
(509) 325•0511 • Fax (509) 325•0557



M E M O R A N D U M

TO: Department of Ecology
ATTN: Linda M. Kiefer
FROM: Tom Pratt
DATE: August 12, 1997
PROJECT: Ground Water Rights Application for Telect, Inc.

RE: Identification of proposed well location & Legal Description

REMARKS: Ms. Kiefer -

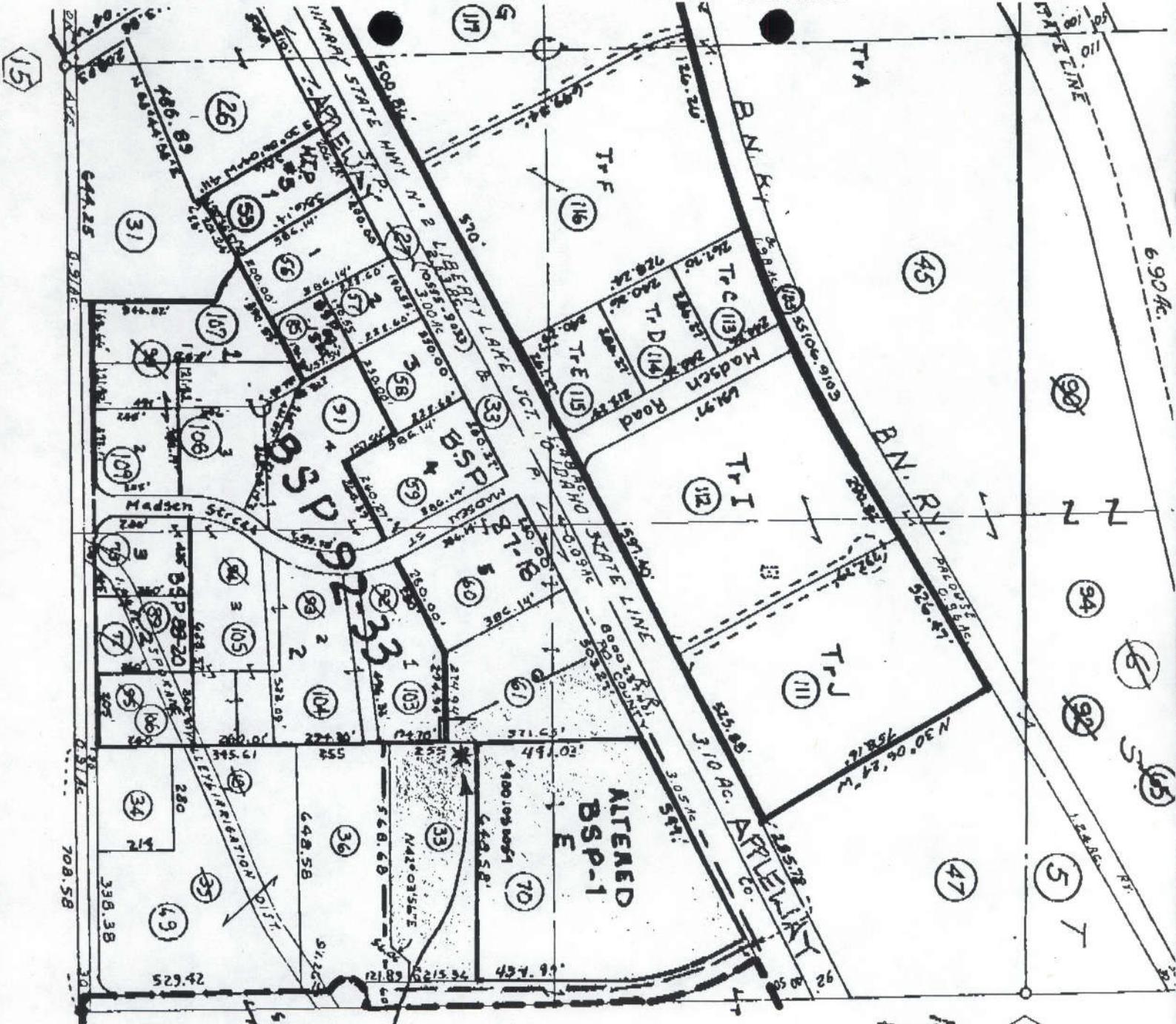
In response to your letter dated July 24, 1997, I have enclosed a copy of your map identifying the location of the proposed well along with a copy of the legal description for the site on which the water is to be used.

Please let me know if further information is needed or questions arise.

SIGNED:

COPY TO:

File
Adrian DaSilva - Telect, Inc.



TELECT
PROPERTY
PROPOSED WELL SITE

North

Post-It [®] Fax Note	7671	Date	2.6.98	# of pages	4
To	GENE DUEY	From	Tom Pratt		
Co./Dept.	DOE	Co.	T.C. Sherry & Assoc.		
Phone #		Phone #	325 0511		
Fax #	456-6175	Fax #	325 0557		

STATE OF WASHINGTON
COUNTY OF SPOKANE
I, S. CRASHLEY, County Assessor of Spokane County State of Washington, do hereby certify that the foregoing instrument is a true and correct copy of the original thereof now on file in my office.
Date 2-5-98

ADDRESS/BLDG. NAME N. 2111 Moller Road
Telect, Inc.

BUILDING #	TYPE-USE-QUALITY	EXT. WALLS	BASEMENT	EXTRA FEATURES				
1	Apartment	Brick	Full	Marquees				
2	Office	Stone	Size	Century				
3	Warehouses	Concrete	Finished	Balcony				
4	Gas Station	Siding	Utility	Insulation				
5	Hotel	Con. Blk.	HEATING	Cold Storage				
6	Garage	Cast Panel	Hot Air	Sound Proofing				
7	Store		Hot Water					
8	No. Stories		Air Cond.	INT. WALLS				
9	Roof No./Beams/Offices	ROOF CONSTR.	Air Cond.	D/W				
10	No. Apts.	Fir	Gas	Gas 2477/2475				
11	ANNUAL GROSS INC.	Pitched	Electric	INT. PARTITIONING				
12	DATE	Steel Truss	Oil Burner	Lin-Foot				
13		Wood Truss	Coal Stoker	ELEVATOR				
14			Steam	Kind				
15			Central	Stops				
16		ROOF COVERING	Toilets	APPLIANCES				
17		Asphalt Shingles	Tubs	RG & OV				
18		Corr.	Basins	HF				
19		Tar/Gravel	Sinks	DW				
20		FLOOR STRUCTURE	Showers	Washer				
21		Reinf. Conc.	Laundry Trays	Dryer				
22	CONSTRUCTION	Conc. Slab	H. W. Tanks	Full E. Equipped				
23	Frame	Joisted Const.	Sprinkler System	Washer room				
24	Steel Frame	FLOOR FINISH						
25	Reinf. Conc.	Asphalt Tile		GEN'L CONDITION				
26	Brick	Fir		Excellent				
27	Con. Blk.	Lino/leum		Good				
28	FOUNDATION	Cement		Fair				
29	Con. Stone Blk	Hrdwd		Room				
30	Yr. Built	% Fin.	Sq. Ft. 1st	Sq. Ft. 2nd	Height	Per	S PSF	A. V.
31	1990	100	12858	6488	12	4	450	1,140,600
32	BLDG. DESC	BLDG. #	BLDG. #	BLDG. #	BLDG. #	BLDG. #	BLDG. #	BLDG. #
33	Const.	B7/L5						(90)
34	Fdn.							
35	Floors							
36	Ext. Walls							
37	Roof							
38	Plumb. Fix.							
39	Year Bilt./Life							
40	\$ PSF							
41	Sq. Ft.							
42	Value							

1985-89 - LAND 2.59 ACRES @ 71#

YEAR	LAND VALUE	BLDG. VALUE	APPRSR.	DATE
1989	112,800	302,000	18	2/87
1990		50	50	6/91
1991	367,000	1,205,600	5-24-92	11/78
1994		1,794,400	AC 66	5/94

PARCEL NUMBER 9070
LEGAL DESC: 55104-9039-9070-

Tract B of Altered Binding Site Plan (Ptn of Binding Site Home-stead Industrial Properties) (B.S.P-1) Auditor's No. 9001050059

YEAR	IMPROVED ACRES	UNIMPROVED ACRES	TOTAL ACRES
1991	9.89	217.00	226.89

12 0 31
132,179
252254
(18)

BUILDING	CONSTRUCTION	STORIES	ROOMS	FLOORS	FOUNDATION	ROOF	FIREPLACE #	STEMS	FLUES	EX. CHIMNEY	EXT. WALLS	INT. WALLS	INT. TRIM	PLUMBING	EXT. PLUMBING	HEATING	EXTRAS	CLASS	LIFE	YR. BLT.	BASEMENT		FULL	PARTIAL	SQ. FT.
																					SO. FT.	PER % COM.			
BUILDING	CONSTRUCTION																					FLOOR			
																						ROOMS AND GRADE			
																						ROOMS FINISHED			
																						EXT. FEATURES			

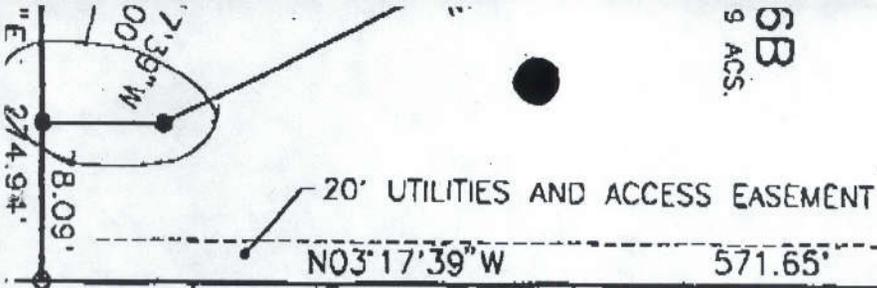
Kelly
Spray
7+94.68

(FORMER)

C.M. ST. P. & P. R.R. RIGHT OF WAY

C/L OF 40' PRIVATE
ACCESS ESMT. PER
ALTERED BSP NO. 1
STA 48+23.68

6B
9 ACS.



ALTERED PARCEL "E"
ALTERED BINDING SITE PLAN INC.
(BINDING SITE PLAN BOOK 1, PAGE 1-A)

PostNet Fax Note		7671	Date	4/18	# of pages	1
To	JEFF WERNER	From	RICHARD MASON			
Code Dept.	ALSC	Co.	IDE			
Phone #		Phone #	458-6840			
Fax #	458-3710	Fax #	458-6844			

28' UTILITIES AND ACCESS EASEMENT

INLAND PACIFIC ENG

APR-18-1996 11:59

P.01

SPokane RIVER

2 3/4 mile

TO IDAHO

I-90

TO SPOKANE

EXIT 296

LIBERTY LAKE RD.

APPLEWAY

SIGNAL RD.

MISSION AVE.

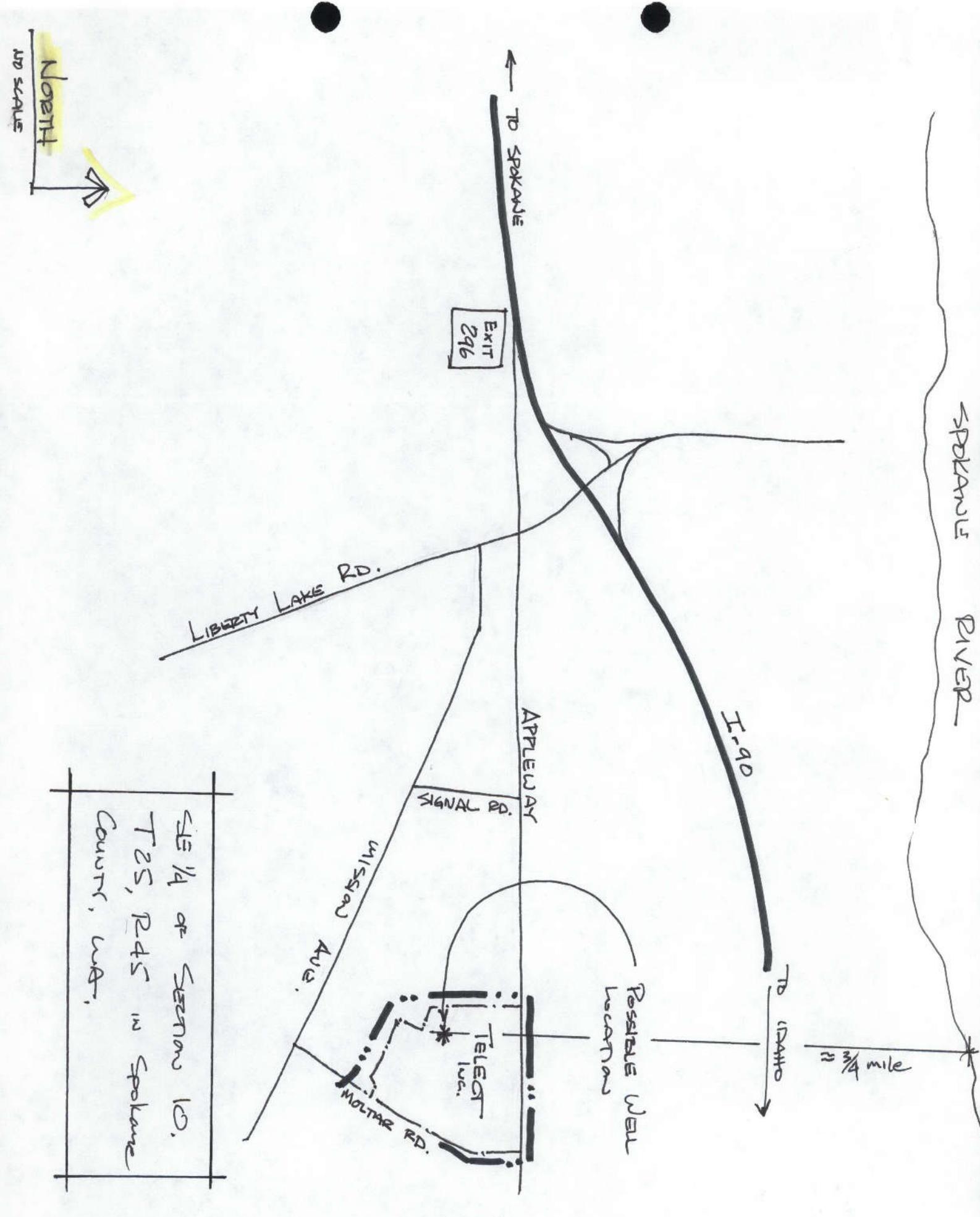
MOLTAR RD.

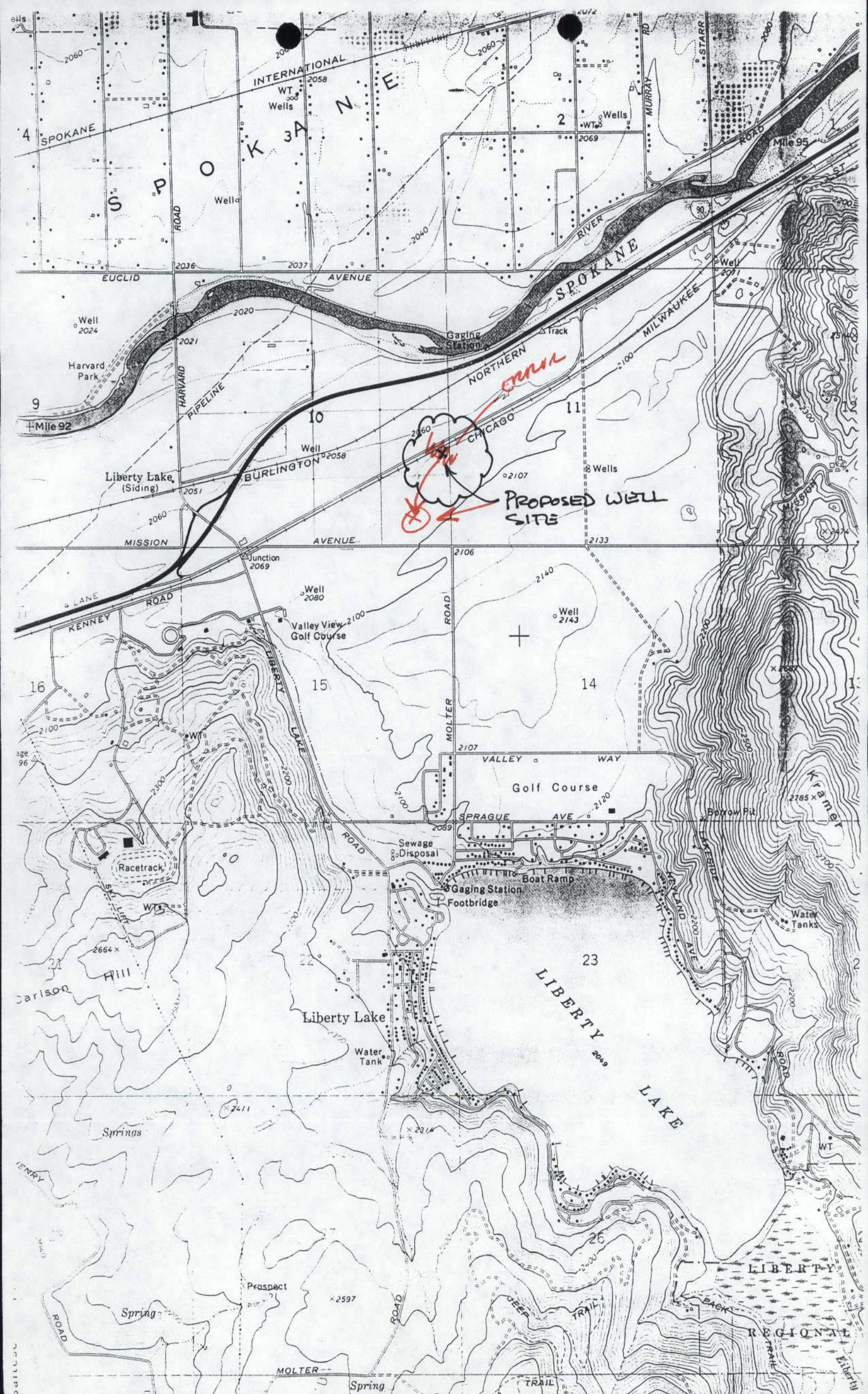
Possible Well Location

TELECOM INC.

SE 1/4 of Section 10,
T2S, R4E in Spokane
County, WA.

North
1/2 SCALE





LIBERTY LAKE QUAD MAP³⁴

TELECT, INC