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Sent To **GRETA HASSLER**

Street and **1581 MCDONALD**

City, State, **TOUCHET WA 99360**

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

7015 0640 0003 6619 6273

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1. Article Addressed to

**GRETA HASSLER**  
**1581 MCDONALD**  
**TOUCHET WA 99360**



9590 9403 0885 5223 8058 76

2. (Transfer from service label)  
 7015 0640 0003 6619 6273

**COMPLETE THIS SECTION ON DELIVERY**

A. Signature *Greta Hassler*  Agent  Addressee

B. Received by (Printed Name) **GRETA HASSLER** C. Date of Delivery **4-7-15**

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

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Adult Signature Restricted Delivery  Registered Mail™

Certified Mail®  Registered Mail Restricted Delivery

Certified Mail Restricted Delivery  Return Receipt for Merchandise

Collect on Delivery  Signature Confirmation™

Collect on Delivery Restricted Delivery  Signature Confirmation Restricted Delivery

Insured Mail  Restricted Delivery

PS Form 3811, July 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

April 5, 2016

Ms. Greta Hassler  
1581 McDonald Road  
Touchet, WA 99360

Re: Application No.'s G3-30074, G3-29906, G3-29907, G3-29908, G3-29909, and G3-29910

On, February 17, 2016 this office notified you by certified mail that Ground Water Application Numbers G3-30074, G3-29906, G3-29907, G3-29908, G3-29909, and G3-29910 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 these notices.

Therefore, your applications are 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

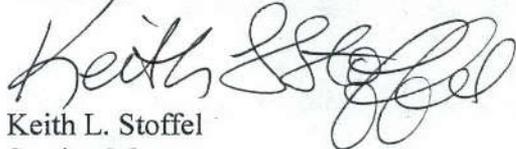


Ms. Hassler  
Page 2  
April 5, 2016

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 6273

English

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# USPS Tracking®



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## Product & Tracking Information

Postal Product:

Features:  
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DATE & TIME	STATUS OF ITEM	LOCATION
February 19, 2016 , 10:48 am	Delivered	TOUCHET, WA 99360
Your item was delivered at 10:48 am on February 19, 2016 in TOUCHET, WA 99360.		
February 18, 2016 , 5:02 pm	Departed USPS Origin Facility	SPOKANE, WA 99224
February 17, 2016 , 9:28 pm	Arrived at USPS Origin Facility	SPOKANE, WA 99224
February 17, 2016 , 5:35 pm	Departed Post Office	SPOKANE, WA 99220
February 17, 2016 , 2:53 pm	Picked Up	SPOKANE, WA 99220

## Available Actions

Text Updates

Email Updates

*reject application  
DT 3/28/2016*

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Tracking (or receipt) number

Track It

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- FOIA
- No FEAR Act EEO Data



STATE OF WASHINGTON  
DEPARTMENT OF ECOLOGY

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

February 17, 2016

Ms. Greta Hassler  
1581 McDonald Road  
Touchet, WA 99360

Dear Ms. Hassler:

Re: Application Nos. G3-29906, G3-29907, G3-29908, G3-29909, G3-29910 and G3-30074

On January 13, 2016, the Department of Ecology (Ecology) sent letters giving you the opportunity to inform us whether or not you were still interested in pursuing your applications for a new water right in WRIA 32. You have requested and been approved an additional month in which to research the applications.

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 and issuing a formal report. Your applications propose to withdraw water from the shallow gravel aquifer. The Walla Walla River Basin rule (WAC 173-532) **closed the gravel aquifer** within the Walla Walla River basin to all new consumptive appropriations. This means, Ecology will be required to deny your request for a new water right, 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.

According to the county assessor, you no longer own the land proposed for use under application Nos. G3-29906, G3-29907, G3-29908, and G3-29910. If you choose to proceed with these applications, you will be required to obtain the new owner's signatures.

**If we do not receive a response from you within 30 days of your receipt of this letter, your applications 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

DT:ka

Enclosure: *Statement of Intent form & Assignment of Application form*

By Certified Mail 7015 0640 0003 6620 1915

2-12-2016

Department Ecology.

I would like to ask for a intention on the following application Water Right Permit:

- No. L3- 29910
- No. L3- 30074
- No. L3- 29909
- No. L3- 29907
- No. L3- 29906
- No. L3- 29908
- No. ~~L3- 29904~~ L3- 20222.

RECEIVED

FEB 16 2016

Department of Ecology  
Eastern Regional Office

And any other application that I have for water permits.

Please ~~extension~~ these water permits application until March 15 - 2016.

I am not able to research all the application at this time

Thank You  
Eugene Hassler  
Greta Hassler  
Kathy Hassler  
Hassler Ranch

DF 2/16/2016 OK  
- 30 day to research  
the application. send  
certified letter

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Street, Apt. No.,  
 or PO Box No.  
 City, State, ZIP+4

**MS. GRETA HASSLER**  
**1581 MCDONALD**  
**TOUCHET, WA 99360**

PS Form 3800, August 2006

See Reverse for Instructions

**SENDER: COMPLETE THIS SECTION**

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

**MS. GRETA HASSLER**  
**1581 MCDONALD**  
**TOUCHET, WA 99360**



9590 9403 0583 5183 2134 71

2. Article Number (Transfer from service label)

7012 3050 0000 1095 0746

**COMPLETE THIS SECTION ON DELIVERY**

- A. Signature  Agent  Addressee  
*X Greta Hassler*
- B. Received by (Printed Name)  Agent  Addressee  
 GRETA HASSLER
- C. Date of Delivery
- D. Is delivery address different from item 1?  Yes  No  
 If YES, enter delivery address below:

3. Service Type
- Adult Signature
  - Adult Signature Restricted Delivery
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  - Certified Mail Restricted Delivery
  - Collect on Delivery
  - Collect on Delivery Restricted Delivery
  - Insured Mail
  - Insured Mail Restricted Delivery (over \$500)
  - Priority Mail Express®
  - Registered Mail™
  - Registered Mail Restricted Delivery
  - Return Receipt for Merchandise
  - Signature Confirmation™
  - Signature Confirmation Restricted Delivery

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 13, 2016

Ms. Greta Hassler  
1581 McDonald  
Touchet, WA 99360

Re: Application No. G3-29909 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) 32, the Walla Walla River Watershed. The Walla Walla River watershed is located within portions of Columbia and Walla Walla 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.

In September of 2007, Ecology adopted an amended water management rule for the Walla Walla River Basin (WAC 173-532). This rule closed the gravel aquifer within the Walla Walla River basin to all new appropriations. The only exception to this are projects that qualify as a non-consumptive environmental enhancement project. This closure is intended to protect habitat and existing water rights.

The USGS collected water level measurements on a number of basalt wells in the Walla Walla Basin starting in the late 1940s. Numerous basalt wells with measurements collected over several decades exhibited declining water levels. These declining trends suggested that groundwater use from these basalt wells exceeded available recharge and demonstrated that growth in certificated water use from this aquifer system was not advisable over the long term. Ecology has not issued new basalt well water rights in the Walla Walla Basin for many years because of these concerns.

On August 19, 2014, Ecology requested National Marine Fisheries Service (NMFS) input on new water appropriations. A response was received in a letter dated October 1, 2014, regarding the Snake River, the upper Columbia River, the middle Columbia River and their tributaries. They indicated that there are seven species of fish within these basins that are considered listed under the Endangered Species Act (ESA). These basins have limited flows and often poor quality habitat that affect these ESA listed species. Currently, NMFS has a draft plan for recovery of these basins 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 Walla Walla basin either discharge to the lower reaches of its associated tributary or are ultimately hydraulically connected to the Snake-Columbia River system. 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.

**Given all of the water availability concerns mentioned above, it appears that your application for a new water right within the Walla Walla River Watershed (WRIA 32) 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 [dantolleson@ecy.wa.gov](mailto:dantolleson@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*



33

34

32

TO N/R 34 E

G3-30074 app

G3-29909 app

03

05

04

2013 photo

G3-29908 app

G3-29907 app

08

09

10



# Affidavit of Publication

STATE OF WASHINGTON, }  
County of Walla Walla } ss.

Kenneth L. Hatch, being first duly sworn upon oath deposes and says:

I am controller of the Walla Walla Union-Bulletin, Inc., Publisher of the

**WALLA WALLA UNION  
WALLA WALLA DAILY BULLETIN**

approved as a legal newspaper by order of the Superior Court of the State of Washington, in and for Walla Walla County; as such officer I make this affidavit on behalf of said publisher.

The legal notice, a true copy of which is annexed hereto, was published in the regular issues (and not in supplement form) of said newspaper, once each week for a period of two consecutive weeks, commencing on the 24th day of Janauary, 1996, and

ending on the 31st day of January, 1996, both dates inclusive, and said newspaper was regularly distributed to its subscribers during all of said period. The full amount of the fee charged

for the foregoing publication is the sum of \$ 57.34; which amount has been paid in full.

Kenneth L. Hatch

Subscribed and sworn to before me this 2nd day of February, 1996.

Norma Gustia  
Notary Public in and for the State of Washington  
Residing at Walla Walla Washington

STATE OF WASHINGTON  
DEPARTMENT OF ECOLOGY  
NOTICE OF APPLICATION TO APPROPRIATE  
PUBLIC WATERS  
TAKE NOTICE:  
That Eugene and Greta Hassler of Lowden, Wash-  
ington on December 28, 1995 under Application No. G3-29909 filed for permit to appropriate public water, subject to existing rights, from a well in the amount of 1000 gallons per minute, each year, for continuous single domestic supply and seasonal irrigation of 120 acres. The source of the proposed appropriation is located within W1/2W1/2SW1/4 of Section 3, Township 6 N., Range 34 E.W.M., in Walla Walla, County.  
Protests or objections to approval of this application must include a detailed statement of the basis for objections; protest 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 January 31, 1996.  
State of Washington  
Department of Ecology  
N. 4601 Monroe, Suite 202  
Spokane, WA 99205-1295  
(Published January 24 and 31, 1996)

OK  
G.D.



STATE OF WASHINGTON  
DEPARTMENT OF ECOLOGY

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

COPY

January 11, 1996

Eugene and Greta Hassler  
Rt. 1, Box 42  
Lowden, WA 99360

Dear Mr. and Mrs. Hassler:

Re: Ground Water Application No. G3-29909

We have received your application for the appropriation of water and it has been assigned the above number. Will you please refer to it by number in future correspondence.

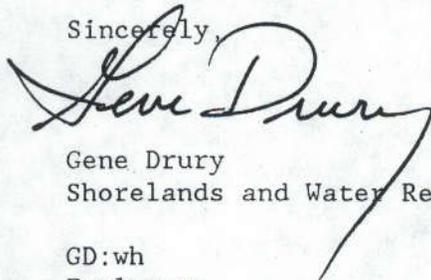
Enclosed is a notice of your application which must be published once a week for two consecutive weeks in the Union Bulletin or the Waitsburg Times published in Walla Walla County as provided in RCW 90.03.280. This newspaper has general circulation in the locality where the water is to be appropriated and used and is qualified as a legal newspaper 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 date of letter or rejection will be initiated.

Sincerely,



Gene Drury  
Shorelands and Water Resources Program

GD:wh  
Enclosure



COPY

STATE OF WASHINGTON  
DEPARTMENT OF ECOLOGY

NOTICE OF APPLICATION TO APPROPRIATE PUBLIC WATERS

TAKE NOTICE:

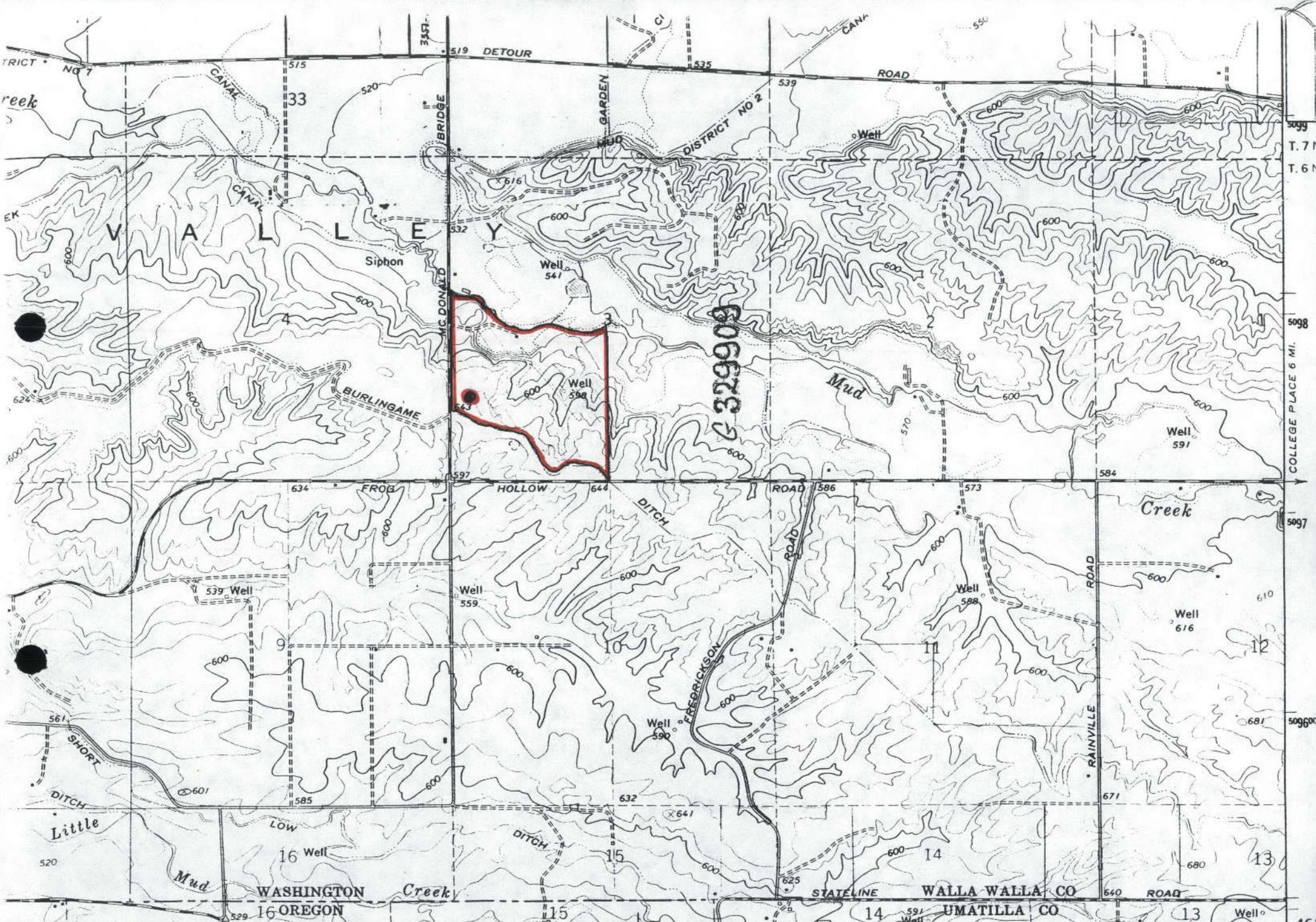
That Eugene and Greta Hassler of Lowden, Washington on December 28, 1995 under Application No. G3-29909 filed for permit to appropriate public waters, subject to existing rights, from a well in the amount of 1000 gallons per minute, each year, for continuous single domestic supply and seasonal irrigation of 120 acres. The source of the proposed appropriation is located within  $W\frac{1}{2}W\frac{1}{2}SW\frac{1}{4}$  of Section 3, Township 6 N., Range 34 E.W.M., in Walla Walla 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  
N. 4601 Monroe, Suite 202  
Spokane, WA 99205-1295



329909

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380 32'30" 381 382

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