



STATE OF WASHINGTON
DEPARTMENT OF ECOLOGY

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

May 5, 2016

Mr. Phil Cummins
1949 Watson Loop
Touchet, WA 98360

Re: Ground Water Application No. G3-30555

On, March 15, 2016 this office notified you by certified mail that Ground Water Application Number G3-30555 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 |
|--|---|
| 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 |



Mr. Cummins
G3-30555
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May 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 6358

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 7015 0640 0003 6619 6358

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Adult Signature Required \$ _____

Adult Signature _____

Postmark
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Postage
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Total Postage \$ _____

Sent To

Street and Ap

City, State, Zip

Mr. Phil Cummins
 1949 Watson Loop
 Touchet, WA 98360

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

SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3.
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1. Article

Mr. Phil Cummins
 1949 Watson Loop
 Touchet, WA 98360



9590 9403 0885 5223 8074 36

2. Article Number (Transfer from service label)

7015 0640 0003 6619 6358

COMPLETE THIS SECTION ON DELIVERY

A. Signature
 X *Phil Cummins* Agent
 Addressee

B. Received by (Printed Name) *Phil Cummins*

C. Date of Delivery *5/11/16*

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

3. Service Type

Adult Signature Priority Mail Express®

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Certified Mail Restricted Delivery Return Receipt for Merchandise

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

Domestic Return Receipt

English

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Product & Tracking Information

Postal Product:

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| DATE & TIME | STATUS OF ITEM | LOCATION |
|---|---------------------------------|-------------------|
| March 17, 2016 , 12:29 pm | Delivered | TOUCHET, WA 99360 |
| Your item was delivered at 12:29 pm on March 17, 2016 in TOUCHET, WA 99360. | | |
| March 16, 2016 , 5:21 pm | Departed USPS Origin Facility | SPOKANE, WA 99224 |
| March 15, 2016 , 8:38 pm | Arrived at USPS Origin Facility | SPOKANE, WA 99224 |
| March 15, 2016 , 5:36 pm | Departed Post Office | SPOKANE, WA 99220 |
| March 15, 2016 , 2:58 pm | Picked Up | SPOKANE, WA 99220 |

Available Actions

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STATE OF WASHINGTON
DEPARTMENT OF ECOLOGY

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

March 15, 2016

Mr. Phil Cummins
1949 Watson Loop
Touchet, WA 98360

Re: Application No. G3-30555 for a Water Right Permit

NOTICE – WATER RIGHT APPLICATION STATUS

On February 3, 2016, the Department of Ecology (Ecology) sent a letter giving you the 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" (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 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. 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 and copy of Request Letter*

By Certified Mail 7015 0640 0003 6620 2295

*reject application
DT 4/25/2016*



7015 0640 0003 6620 2295

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3/15/16

Postmark
Here

Postage

\$ _____

Total Postage and Fees

\$ _____

Sent To

Street and

City, State

**MR. PHIL CUMMINS
1949 WATSON LOOP
TOUCHET, WA 98360**

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.

1. Article Addressed to:

**MR. PHIL CUMMINS
1949 WATSON LOOP
TOUCHET, WA 98360**



9590 9402 1365 5285 1688 02

2. Article Number (Transfer from service label)

7015 0640 0003 6620 2295

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

COMPLETE THIS SECTION ON DELIVERY

A. Signature

X *Phil Cummins* Agent Addressee

B. Received by (Printed Name)

Phil Cummins

C. Date of Delivery

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
- Insured Mail
- Insured Mail Restricted Delivery (over \$500)
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- Registered Mail Restricted Delivery
- Return Receipt for Merchandise
- Signature Confirmation™
- Signature Confirmation Restricted Delivery

Domestic Return Receipt



STATE OF WASHINGTON
DEPARTMENT OF ECOLOGY

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

February 3, 2016

Mr. Phil Cummins
1949 Watson Loop
Touchet, WA 98360

Re: Application No. G3-30555 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. My mailing address is Department of Ecology, 4601 N. Monroe Street, Spokane, Washington 99205-1295.

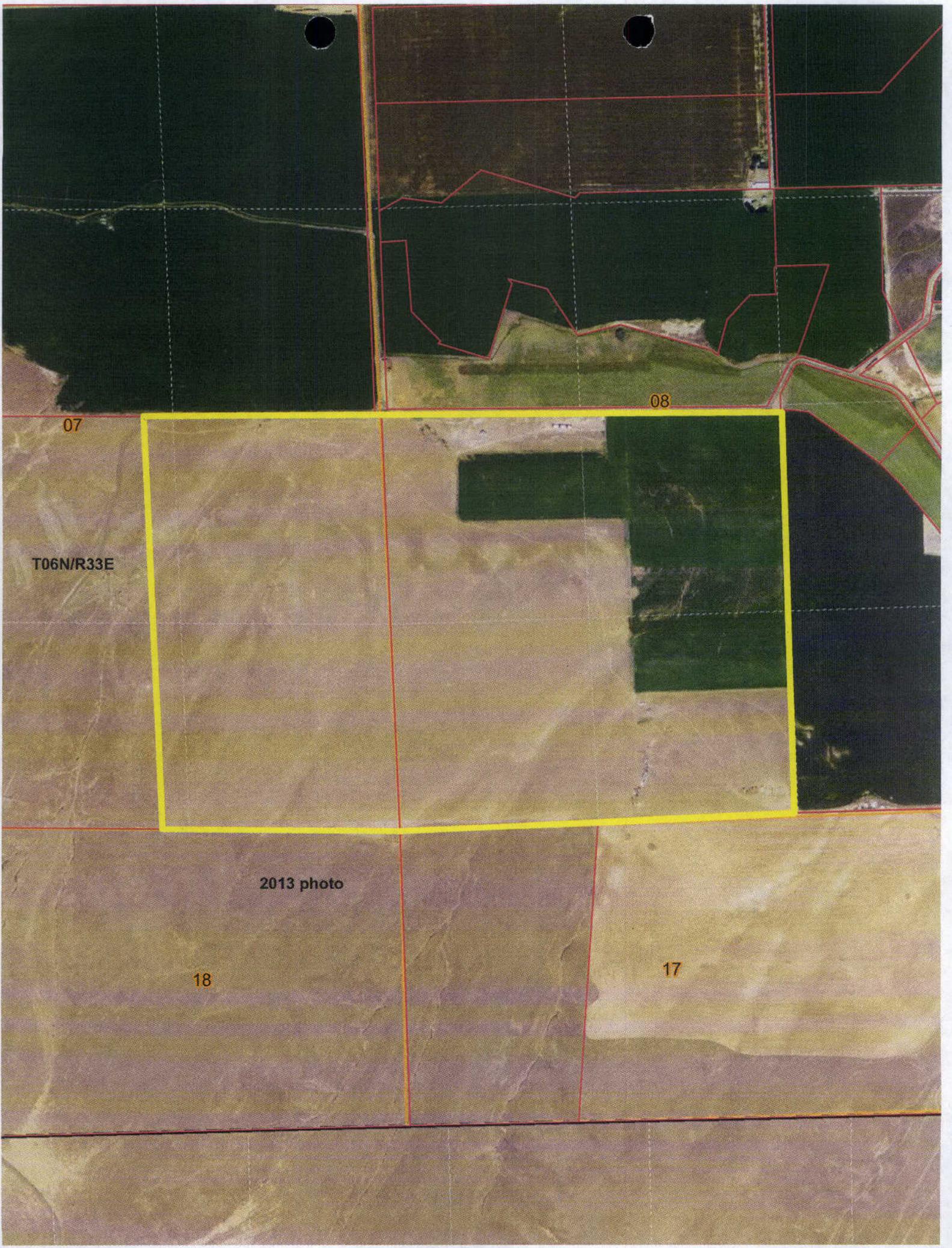
Sincerely,



Dan Tolleson
Water Resources Program
Eastern Region Office

DT:ka

Enclosure: Statement of Intent form and copy of Application



07

08

T06N/R33E

2013 photo

18

17

Walla Walla County

Property Search Results > 25628 CUMMINS PHILLIP L for Year 2015 - 2016

Property

Account

| | | | |
|-----------------------------|----------------|--------------------|---|
| Property ID: | 25628 | Legal Description: | SEC 8 TWN 6 RNG 33 SW1/4, LESS 20 FT STRIP ON N |
| Parcel Number: | 330608000001 | Agent Code: | |
| Type: | Real | | |
| Tax Area: | 318 - 300-6-TM | Land Use Code | 83 |
| Open Space: | Y | DFL | N |
| Historic Property: | N | Remodel Property: | N |
| Multi-Family Redevelopment: | N | | |
| Township: | 6 | Section: | 8 |
| Range: | 33 | | |

Location

| | | | |
|------------------|-------------------------|---------|--|
| Address: | WATSON LOOP WA 99360 | Mapsc0: | |
| Neighborhood: | 0 Farm | Map ID: | |
| Neighborhood CD: | 2220 | | |

Owner

| | | | |
|------------------|---------------------------------------|--------------|-----------------|
| Name: | CUMMINS PHILLIP L | Owner ID: | 1469 |
| Mailing Address: | 1949 WATSON LOOP TOUCHET, WA 99360 | % Ownership: | 100.0000000000% |
| | | Exemptions: | |

Pay Tax Due

Taxes and Assessment Details

Values

Taxing Jurisdiction

Improvement / Building

Sketch

Property Image

Land

Roll Value History

Deed and Sales History

| # | Deed Date | Type | Description | Grantor | Grantee | Volume | Page | Sale Price | Excise Number | Deed Num |
|---|------------|------------|-------------------------|-------------------------------|--|--------|------|--------------|---------------|----------|
| 1 | 04/28/2004 | WARRANTY D | WARRANTY DEED | BUCKLEY MICHAEL & SANDRA ETAL | CUMMINS PHILLIP L | | | \$150,000.00 | 104603 | 2004- |
| | | | 25629 CUMMINS PHILLIP L | DAMARIS CROSSING RD WA 99360 | SEC 7 TWN 6 RNG 33 ELY. 1572' OF SLY. 2725' OF SE1/4 | | | | | |
| 2 | 03/26/2001 | WARRANTY D | WARRANTY DEED | | | | | | 96818 | 3100- |

Payout Agreement

No payout information available..



Legend

-  G3-*04248CWRIS, 2767
-  G3-*04521C, 3001-A

Water Right Tracking System
Department of Ecology
WR Document List Sorted By TRS Report

| File # | Cert # | Person | Stat | Doc | Priority Dt | Purpose | Qi | UOM | Qa | Ir Acres | WRIA | County | TRS | QQ/Q | Src's | 1stSrc |
|------------------------|--------|-----------------------------|------|---------|-------------|---------|-------|-----|--------|----------|------|------------|----------------|-------|-------|-------------------|
| Reported By: KTUS461 | | | | | | | | | | | | | | | | |
| Report Date: 5/28/2008 | | | | | | | | | | | | | | | | |
| S3-*19920C | 10191 | Byerley Farms Inc | A | Cert | 10/7/1966 | IR | 4.8 | CFS | 960 | 240 | 32 | WALLA WALL | 06.0N 32.0E 01 | S2/SE | 1 | WALLA WALLA RIVER |
| S3-*19921C | 10190 | Byerley Farms Inc | A | Cert | 10/7/1966 | IR | 1.28 | CFS | 256 | 64 | 32 | WALLA WALL | 06.0N 32.0E 01 | S2/SE | 1 | WALLA WALLA RIVER |
| S3-*18785C | 9335 | Byerley Farms Inc | A | Cert | 11/23/1964 | IR | 2.4 | CFS | 480 | 120 | 32 | WALLA WALL | 06.0N 32.0E 01 | SW/NW | 1 | WALLA WALLA RIVER |
| S3-*18787C | 9327 | Byrnes Edward | A | Cert | 11/23/1964 | IR | 0.4 | CFS | 80 | 20 | 32 | WALLA WALL | 06.0N 32.0E 01 | SW/NW | 1 | WALLA WALLA RIVER |
| S3-*19007 | 9515 | Byerley Richard | A | Cert | 5/10/1965 | IR | 0.6 | CFS | 150 | 30 | 32 | WALLA WALL | 06.0N 32.0E 01 | SW/SE | 1 | WALLA WALLA RIVER |
| S3-*17560C | 8751 | Byrnes Edward | A | Cert | 10/4/1962 | IR | 1.06 | CFS | 320 | 80 | 32 | WALLA WALL | 06.0N 32.0E 01 | S2/SE | 1 | WALLA WALLA RIVER |
| S3-*12495C | 7065 | Byerley Farms Inc | A | Cert | 8/7/1953 | IR | 3.2 | CFS | 960 | 240 | 32 | WALLA WALL | 06.0N 32.0E 01 | S2/SE | 1 | WALLA WALLA RIVER |
| G3-00810CWRIS | | Byerley Farms Inc | A | Cert | 10/7/1966 | IR | 1400 | GPM | 2248 | 562 | 32 | WALLA WALL | 06.0N 32.0E 01 | S2/SE | 1 | WELL |
| G3-*07404CWRIS | 5124 | Byerley Farms Inc | A | Cert | 11/23/1964 | ST,IR | 35 | GPM | 46 | 11 | 32 | WALLA WALL | 06.0N 32.0E 01 | | 1 | WELL |
| G3-30304 | | Byerley Farms Inc | A | NewApp | 5/3/2000 | IR | 3 | CFS | | 40 | 32 | WALLA WALL | 06.0N 32.0E 01 | | 5 | WALLA WALLA RIVER |
| G3-30306 | | Byerley Farms Inc | A | NewApp | 5/19/2000 | IR | 2250 | GPM | | 1130 | 32 | WALLA WALL | 06.0N 32.0E 01 | | 3 | WELL |
| G3-30305 | | Byerley Farms Inc | A | NewApp | 5/19/2000 | IR | 1000 | GPM | | 40 | 32 | WALLA WALL | 06.0N 32.0E 01 | | 2 | WELL |
| S3-CV1-3P86 | 10190 | Byerley Farms Inc | A | CertChg | 10/7/1966 | IR | | CFS | | | 32 | WALLA WALL | 06.0N 32.0E 01 | NE/SW | 1 | WALLA WALLA RIVER |
| CS3-*19007 | 9515 | Billy Hindman Marital Trust | A | ChgApp | 6/20/2007 | TW-T | 0.6 | CFS | | | 32 | WALLA WALL | 06.0N 32.0E 01 | SW/SE | 1 | WALLA WALLA RIVER |
| S3-*16972C | 8511 | Byrnes A | A | Cert | 10/11/1961 | IR | 0.36 | CFS | 140 | 28 | 32 | WALLA WALL | 06.0N 32.0E 02 | SE/NE | 2 | WALLA WALLA RIVER |
| G3-135215CL | | E WAYNE MARTIN CO | A | Claim S | | ST,DG | | GPM | | | 32 | WALLA WALL | 06.0N 33.0E 05 | | 1 | |
| S3-104974CL | | E WAYNE MARTIN CO | A | Claim S | | ST,DG | | CFS | | | 32 | WALLA WALL | 06.0N 33.0E 05 | | 1 | WALLA WALLA RVR |
| G3-022002CL | | MUNNS HAZEL S. | A | Claim L | 1/1/1915 | DG | | GPM | | | 32 | WALLA WALL | 06.0N 33.0E 05 | | 1 | |
| G3-022003CL | | MUNNS HAZEL S. | A | Claim L | 1/1/1932 | DG | | GPM | | | 32 | WALLA WALL | 06.0N 33.0E 05 | | 1 | |
| S3-*20150CWRIS | 10948 | MUNNS A / H S | A | Cert | 3/3/1967 | IR | 0.78 | CFS | 47 | 77 | 32 | WALLA WALL | 06.0N 33.0E 05 | NE/SW | 2 | WALLA WALLA RIVER |
| S3-*20151C | 10949A | Munns Hazel | A | Cert | 3/3/1967 | IR | 0.586 | CFS | 71 | 43 | 32 | WALLA WALL | 06.0N 33.0E 05 | NE/SW | 2 | WALLA WALLA RIVER |
| S3-*18805CWRIS | 9530 | MARTIN E W | A | Cert | 12/8/1964 | IR | 1.4 | CFS | 280 | 70 | 32 | WALLA WALL | 06.0N 33.0E 05 | SW/NE | 1 | WALLA WALLA RIVER |
| S3-*12546CWRIS | 6390 | MUNNS A/H S | A | Cert | 9/1/1953 | IR | 1.04 | CFS | | 155.4 | 32 | WALLA WALL | 06.0N 33.0E 05 | N2/SW | 1 | WALLA WALLA RIVER |
| S3-*12019CWRIS | 5258 | MARTIN E W/B J | A | Cert | 2/2/1953 | IR | 2.3 | CFS | | 115 | 32 | WALLA WALL | 06.0N 33.0E 05 | SE/NW | 2 | WALLA WALLA RIVER |
| S3-*04449CWRIS | 1200 | MONNICH J W | A | Cert | 8/12/1937 | IR | 1.1 | CFS | | 55 | 32 | WALLA WALL | 06.0N 33.0E 05 | | 1 | WALLA WALLA RIVER |
| G3-160644CL | | MARTIN C W JR | A | Claim S | | ST,IR | | GPM | | | 32 | WALLA WALL | 06.0N 33.0E 06 | | 1 | |
| G3-112477CL | | MARTIN C W JR | A | Claim S | | ST,IR | | GPM | | | 32 | WALLA WALL | 06.0N 33.0E 06 | | 1 | |
| G3-112544CL | | BUCKLEY EONALD L | A | Claim S | | ST,IR | | GPM | | | 32 | WALLA WALL | 06.0N 33.0E 06 | | 1 | |
| G3-077502CL | | KREGGER RANCHES INC. | A | Claim S | | ST,DG | | GPM | | | 32 | WALLA WALL | 06.0N 33.0E 06 | | 1 | |
| S3-*16382CWRIS | 8289 | MCDOLE J R | A | Cert | 10/10/1960 | IR | 6.72 | CFS | 621.6 | 155.4 | 32 | WALLA WALL | 06.0N 33.0E 06 | NW/SE | 1 | WALLA WALLA RIVER |
| S3-*14203CWRIS | 8130 | MARTIN E W ET UX | A | Cert | 1/24/1957 | IR | 1.9 | CFS | 760 | 190 | 32 | WALLA WALL | 06.0N 33.0E 06 | NW/SE | 1 | WALLA WALLA RIVER |
| S3-*13100C | 6405 | De Ruwe Remie | A | Cert | 8/25/1954 | IR | 1.064 | CFS | 0 | 80 | 32 | WALLA WALL | 06.0N 33.0E 06 | E2/SE | 1 | WALLA WALLA RIVER |
| S3-*10863C | 5283 | WA Ecology Department | A | Cert | 11/7/1951 | TW-P | 1 | CFS | 264.55 | | 32 | WALLA WALL | 06.0N 33.0E 06 | NE/SW | 1 | WALLA WALLA RIVER |
| S3-*08087CWRIS | 3686 | DERUWE R | A | Cert | 10/22/1947 | IR | 1.06 | CFS | | 80 | 32 | WALLA WALL | 06.0N 33.0E 06 | | 1 | WALLA WALLA RIVER |
| S3-*06208ALCWRIS | 02849A | DERUWE R | A | Cert | 10/19/1944 | IR | 0.47 | CFS | 175 | 35 | 32 | WALLA WALL | 06.0N 33.0E 06 | N2/SE | 2 | WALLA WALLA RIVER |
| G3-*05420CWRIS | 6944 | MCDOLE J R / A L | A | Cert | 10/23/1959 | ST,IR | 410.6 | GPM | 545 | 155 | 32 | WALLA WALL | 06.0N 33.0E 06 | | 1 | WELL |
| S3-29335 | | McDole Farms Inc. | A | NewApp | 11/17/1992 | IR | 6.94 | CFS | | 520 | 32 | WALLA WALL | 06.0N 33.0E 06 | | 1 | WALLA WALLA RIVER |
| S3-30321 | | Byerley Farms Inc | A | NewApp | 3/28/2001 | IR | 1 | CFS | | 40 | 32 | WALLA WALL | 06.0N 33.0E 06 | | 2 | WALLA WALLA RIVER |

This data may not be complete or accurate. Validity of water rights documented by statements of claims can only be determined in Superior Court. Ecology cannot guarantee the validity of the water rights documented by Permits and Certificates

Water Right Tracking System
 Department of Ecology
 WR Document List Sorted By TRS Report

| File # | Cert # | Person | Stat | Doc | Priority Dt | Purpose | Qi | UOM | Qa | Ir Acres | WRIA | County | TRS | QQ/Q | Src's | 1stSrc |
|--------------------|---|-----------------------|------|----------|-------------|---------|-------|-----|--------|----------|------|------------|----------------|-------|-------|-------------------|
| S3-*08726C(A) | 03605(A) | Byerley Scott | A | Cert | 3/14/1949 | IR | 3.51 | CFS | 702 | 175.5 | 32 | WALLA WALL | 06.0N 33.0E 06 | | 1 | WALLA WALLA RIVER |
| S3-*08726C(B) | 03605(B) | WA Ecology Department | A | Cert | 3/14/1949 | TW-P | 0.034 | CFS | 6.8 | | 32 | WALLA WALL | 06.0N 33.0E 06 | | 1 | WALLA WALLA RIVER |
| CG3-28736C | | Byerley Scott | A | ChgApp | 11/8/2006 | IR | 2000 | GPM | 294 | 560 | 32 | WALLA WALL | 06.0N 33.0E 06 | | 7 | 6 acres at Touche |
| CG3-28030C | | Byerley Scott | A | ChgApp | 11/8/2006 | IR | 950 | GPM | 1520 | 560 | 32 | WALLA WALL | 06.0N 33.0E 06 | | 7 | To be drilled |
| S3-*13440CWRIS | 7006 | AXTELL C G / B J | A | Cert | 5/23/1955 | IR | 0.86 | CFS | 258 | 64.5 | 32 | WALLA WALL | 06.0N 33.0E 07 | NE/NW | 1 | GARDENA CREEK |
| G3-*06104C | 4631 | Figgins Christopher | A | Cert | 9/23/2004 | ST,IR | 550 | GPM | 320 | 80 | 32 | WALLA WALL | 06.0N 33.0E 07 | E2/NW | 1 | WELL |
| G3-28507 | | Kregger Ranches Inc | A | Pmt | 8/15/1988 | IR,DS | 2100 | GPM | 1396 | 300 | 32 | WALLA WALL | 06.0N 33.0E 07 | | 1 | WELL |
| CG3-*06104C(A) | 4631 | Figgins Christopher | A | Chng/ROE | 9/27/2004 | IR | 180 | GPM | 40.18 | 40 | 32 | WALLA WALL | 06.0N 33.0E 07 | E2/NW | 1 | WELL |
| CG3-*06104C(B) | 4631 | Figgins Christopher | A | Chng/ROE | 9/23/2004 | IR | 120 | GPM | 60 | 54.46 | 32 | WALLA WALL | 06.0N 33.0E 07 | NE/NW | 3 | WELL |
| CG3-*06104C(C) | 4631 | Derby Dean | A | Chng/ROE | 9/23/2004 | IR | 250 | GPM | 120 | 100 | 32 | WALLA WALL | 06.0N 33.0E 07 | NE/NW | 3 | WELL |
| G3-30555 | Subject App. | Cummins Phil | A | NewApp | 4/17/2008 | IR | 2000 | GPM | | 217 | 32 | WALLA WALL | 06.0N 33.0E 07 | NE/SE | 3 | Well 1 |
| CG3-*06803C | 5228 | Kellie Kathy | A | Chng/ROE | 9/28/1998 | IR | 37 | GPM | 36 | 9 | 32 | WALLA WALL | 06.0N 33.0E 08 | SW/NE | 1 | WELL |
| G3-140358CL | | GOUDY KENNETH G JR | A | Claim S | | ST,IR | | GPM | | | 32 | WALLA WALL | 06.0N 33.0E 08 | | 1 | |
| G3-036383CL | | BYRNES JOEL W. | A | Claim S | | ST,DG | | GPM | | | 32 | WALLA WALL | 06.0N 33.0E 08 | | 1 | |
| G3-26399GWRIS | | KREGGER CHRIS | A | Cert | 10/25/1979 | IR,DS | 700 | GPM | 1071.5 | 230 | 32 | WALLA WALL | 06.0N 33.0E 08 | NW/NE | 1 | WELL |
| G3-00474CWRIS | | MUNNS HAZEL S | A | Cert | 8/26/1968 | IR | 600 | GPM | 213 | 71 | 32 | WALLA WALL | 06.0N 33.0E 08 | | 1 | WELL |
| G3-*06803C | 5228 | Munns, Et Al Abe | A | Cert | 7/15/1963 | IR | 496 | GPM | 484 | 121 | 32 | WALLA WALL | 06.0N 33.0E 08 | SE/NW | 1 | WELL |
| G3-*04248CWRIS | 2767 | DEMARIS A | A | Cert | 3/14/1956 | IR | 385 | GPM | 264 | 66 | 32 | WALLA WALL | 06.0N 33.0E 08 | SW/SW | 1 | WELL |
| G3-*04521C | 3001 | Cummins Phil | A | Cert | 2/15/1957 | IR | 400 | GPM | 112 | 40 | 32 | WALLA WALL | 06.0N 33.0E 08 | NE/SW | 1 | WELL |
| CG3-*03358C | 2280 | Kellie Kathy | A | Chng/ROE | 10/7/2003 | IR | 40.5 | GPM | 36 | 9 | 32 | WALLA WALL | 06.0N 33.0E 08 | SW/NE | 1 | |
| G3-125224CL | | WEAVER VINA E | A | Claim S | | ST,IR | | GPM | | | 32 | WALLA WALL | 06.0N 33.0E 17 | | 1 | |
| CG3-29366 | | Byerley Farms Inc | A | ChgApp | 4/15/2002 | | 400 | GPM | 477 | | 32 | WALLA WALL | 06.0N 35.0E 03 | | 3 | WELL |
| CG3-29366@1 | | Byerley Scott | A | ChgApp | 11/8/2006 | IR | 400 | GPM | 251 | | 32 | WALLA WALL | 06.0N 36.0E 08 | | 5 | Old well Hiller |
| TOTAL RECORDS: | 61 | | | | | | | | | | | | | | | |
| SELECTION CRITERIA | | | | | | | | | | | | | | | | |
| Status | Active | | | | | | | | | | | | | | | |
| TRS | 06N 33E 5,06N 33E 6,06N 33E 7,06N 33E 8,06N 33E 17,06N 33E 18,06N 32E 1,06N 32E 12,06N 32E 13 | | | | | | | | | | | | | | | |
| Region | Eastern | | | | | | | | | | | | | | | |

This data may not be complete or accurate. Validity of water rights documented by statements of claims can only be determined in Superior Court. Ecology cannot guarantee the validity of the water rights documented by Permits and Certificates

COPY



STATE OF WASHINGTON
DEPARTMENT OF ECOLOGY

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

September 8, 2008

Mr. Phil Cummins
1477 Watson Loop
Touchet, Washington 99360

Re: Ground Water Application No. G3-30555
WRIA 32 – Walla Walla

Dear Mr. Cummins:

Thank you for sending the *Affidavit of Publication*.

A 30-day protest period began from the last date of the publication. Ecology cannot take action on your application until after this public comment period closes. This time allows concerned citizens to file any objections to your proposed water use. These comments will be considered when we review your application.

You are not authorized to proceed with development of your proposed water system until you receive a permit from this office.

Notify this office of changes such as your address, the property ownership, or in your proposed water use plans. If you have any questions, please contact Karen Tusa at 509-329-3585.

Sincerely,

Water Resources Program
Eastern Regional Office

 ANKLA



STATE OF WASHINGTON
DEPARTMENT OF ECOLOGY

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

August 28, 2008

Mr. Phil Cummins
1477 Watson Loop
Touchet WA 99360

Re: Water Right Application No. G3-30555

Dear Mr. Cummins:

On June 11, 2008, we sent you a public notice to publish in a newspaper in the area of the proposed water withdrawal and use. After publication, you were to submit a notarized, original *Affidavit of Publication* to this office. To date, we have not received it. We cannot take any further action on your application until you submit the affidavit.

- ***If you have not yet published the notice*** in a newspaper of general circulation in the area of your application, you must do so immediately.
- ***If you have published the notice***, you must request a notarized, original *Affidavit of Publication* from the newspaper and forward it to our office. Send the original affidavit, not a photocopy.

Please submit your affidavit within **30 days** from the date of this letter.

If you have any questions, please contact Bill Neve at 509 527-4546.

Sincerely,

Kay Allhiser
Water Resources Program

Enclosure: Legal Notice