



STATE OF WASHINGTON
DEPARTMENT OF ECOLOGY

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

December 18, 2012

Carrson Ag LLC
Pasco Industrial Properties LLC
1030 North Parkway, Suite 215
Kennewick, Washington 99336

COPY

Re: Ground Water Permit No. G3-21801

Enclosed is your superseding permit to be retained for your records. Please read the enclosed information sheet, as well as your entire permit.

You must meet the provisions of your permit before we will issue a final *Superseding Certificate of Water Right*.

Our information indicates your system has been completed. We are enclosing a *Proof of Appropriation of Water form* which is to be filed when the water has actually been put to full beneficial use. This form will need to include your County Assessor's Parcel Number and must be notarized.

If you cannot put the water to full beneficial use by **December 1, 2013**:

- You may submit the *Proof of Appropriation* for a lesser quantity, or
- You must contact this office to apply for an extension.

If you have any questions, please contact Kevin Brown at 509-329-3422.

Sincerely,

Karen Tusa
Water Resources Program
Eastern Regional Office

KT:md

W: Super Permits/Tusa/2012/Pasco Industrial Properties G3-21801 cvr letter 11-29-2012.doc

Enclosures: Superseding Permit

Proof of Appropriation of Water

Important Information About Your Water Right



STATE OF WASHINGTON
DEPARTMENT OF ECOLOGY
SUPERSEDING PERMIT

**THIS PERMIT SUPERSEDES GROUND WATER PERMIT NO. G3-21801 ISSUED MARCH 25, 2009
TO APPROPRIATE PUBLIC WATERS OF THE STATE OF WASHINGTON**

- Surface Water (Issued in accordance with the provisions of Chapter 117, Laws of Washington for 1917, and amendments thereto, and the rules and regulations of the Department of Ecology.)
- Ground Water (Issued in accordance with the provisions of Chapter 263, Laws of Washington for 1945, and amendments thereto, and the rules and regulations of the Department of Ecology.)

PRIORITY DATE September 21, 1973	APPLICATION NUMBER G3-21801	PERMIT NUMBER G3-21801	CERTIFICATE NUMBER
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NAME Carrson Ag LLC and Pasco Industrial Properties LLC			
ADDRESS (STREET) 1030 N. Parkway, Suite 215	(CITY) Kennewick	(STATE) Washington	(ZIP CODE) 99336

The applicant is hereby granted a permit to appropriate the following public waters of the State of Washington, subject to existing rights and to the limitations and provisions set herein.

PUBLIC WATERS TO BE APPROPRIATED

Source Two (2) Wells		
TRIBUTARY OF (IF SURFACE WATERS)		
MAXIMUM CUBIC FEET PER SECOND	MAXIMUM GALLONS PER MINUTE 450	MAXIMUM ACRE FEET PER YEAR 295

QUANTITY, TYPE OF USE, PERIOD OF USE
Seasonal irrigation of 70 acres from March 1 to November 30, each year.

LOCATION OF DIVERSION/WITHDRAWAL

APPROXIMATE LOCATION OF DIVERSION-WITHDRAWAL					
LOCATED WITHIN (SMALLEST LEGAL SUBDIVISION) S ¹ / ₂ NE ¹ / ₄ NW ¹ / ₄ NE ¹ / ₄	SECTION 27 27	TOWNSHIP N. 9 N. 9 N.	RANGE, (E. OR W.) W.M. 30 E. 30 E.	W.R.I.A. 36	COUNTY Franklin

RECORDED PLATTED PROPERTY

LOT	BLOCK	OF (GIVE NAME OF PLAT OR ADDITION)
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LEGAL DESCRIPTION OF PROPERTY ON WHICH WATER IS TO BE USED

That portion of the Northeast quarter of Section 27, Township 9 North, Range 30 East, W. M., in Franklin County, Washington, more particularly described as follows:

beginning at the Northeast corner of said Section 27, which is the True Point of Beginning; thence North 89° 33' 25" West along the North line of said Section 27, a distance of 172.45 feet; thence South 43° 56' 54" West a distance of 2973.39 feet to a point of curve; thence Northwesterly along a curve to the right having a radius of 1250.00 feet, a central angle of 24° 24' 38" and a chord bearing of South 33° 50' 47" East, a distance of 532.56 feet; thence north 89° 33' 25" West a distance of 124.30 feet to a point on the West line of said Northeast quarter; thence South 00° 05' 6" along said West line to the Southwest corner of said Northeast quarter; thence Easterly along the South line of said Northeast quarter to the southeast corner thereof; thence Northerly along the East line of said Northeast quarter to the True Point of Beginning;

EXCEPT the South half of the Southwest quarter of the Southeast quarter of said Northeast quarter,

AND EXCEPT that portion of the Southwest quarter of the Northeast quarter of Section 27, Township 9, Range 30 East, W.M., Franklin County, Washington, more particularly described as follows:

Commencing at the Southeast corner of said Northeast quarter; thence North 89° 36' 16" West along the South line thereof a distance of 2057.75 feet to the True Point of Beginning and the Westerly line of an easement for a BPA transmission line; thence continuing North 89° 36' 16" West a distance of 560.80 feet to the Southwest corner of said Northeast quarter; thence North 00° 05' 46" East along the West line thereof a distance of 651.22 feet to a point on curve and the Easterly right-of-way of Kahlotus Road; thence along said right-of-way on a curve to the left having a central angle of 20° 31' 51", a radius of 766.25 feet, an arc length of 274.57 feet and a chord bearing of North 11° 02' 17" East; thence South 89° 3' 25" East a distance of 18.68 feet to a point on a curve; thence along said curve to the left having a central angle of 25° 18' 04", a radius of 300.00 feet, an arc length of 574.07 feet and a chord bearing of South 33° 24' 04" East; thence South 89° 36' 16" East a distance of 181.86 feet to the Westerly line of an easement for a BPA transmission line; thence South 00° 50' 44" West along said easement a distance of 446.42 feet to the South line of said Northeast quarter and the True Point of Beginning, records of Franklin County, Washington.

AND EXCEPT those portions conveyed to the State of Washington for Highway purposes.

A parcel of land located in the Northeast quarter of Section 27, Township 9 North, Range 30 East, W.M., Franklin County, Washington, being more particularly described as follows:

beginning at the Northeast corner of said Section 27; thence North 89°33'25" West along the North line of said Section 27, a distance of 172.5 feet to the True Point of Beginning; thence North 89°33'25" West a distance of 1719.45 feet; thence South 00°05'46" West a distance of 72.06 feet to a point on a curve; thence Southwesterly along a curve to the left having a central angle of 25°26'41", a radius of 1293.00 feet and a chord bearing of South 53°25'08" West on an arc distance of 574.22 feet; thence North 89°33'25" West a distance of 303.24 feet to a point on the West line of the Northeast quarter of said Section 27; thence South 00°05'46" West along said West line, a distance of 1305.00 feet; thence South 89°33'25" East a distance of 12.38 feet to a point of a curve; thence Southeasterly along a curve to the left having a radius of 1250.00 feet, a central angle of 24°24'38", and a chord bearing of South 33°50'47" East a distance of 532.56 feet; thence North 43°56'54" East parallel with an existing transmission line, a distance of 2973.39 feet to the True Point of Beginning.

EXCEPT Kahlotus Road, AND EXCEPT those portions being conveyed to the State of Washington for Highway purposes.

DESCRIPTION OF PROPOSED WORKS

DEVELOPMENT SCHEDULE

BEGIN PROJECT BY THIS DATE: BEGUN	COMPLETE PROJECT BY THIS DATE: COMPLETED	WATER PUT TO FULL USE BY THIS DATE: December 1, 2013
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PROVISIONS

Nothing in this authorization shall be construed as satisfying other applicable federal, state, or local statutes, ordinances, or regulations.

This authorization to make use of public waters of the State is subject to existing rights, including any existing rights held by the United States for the benefit of Indians under treaty or otherwise.

An approved measuring device shall be installed and maintained for each of the sources identified herein in accordance with the rule "Requirements for Measuring and Reporting Water Use", Chapter 173-173 WAC. Water use data shall be recorded monthly and maintained by the property owner for a minimum of five years, and shall be promptly submitted to Ecology upon request.

The rule above describes the requirements for data accuracy, device installation and operation, and information reporting. It also allows a water user to petition Ecology for modifications to some of the requirements. Installation, operation and maintenance requirements are enclosed as a document entitled "Water Measurement Device Installation and Operation Requirements".

Department of Ecology personnel, upon presentation of proper credentials, shall have access at reasonable times, to the records of water use that are kept to meet the above conditions, and to inspect at reasonable times any measuring device used to meet the above conditions.

If water from facilities of any legally formed irrigation district is used on any or all of the lands described herein as the place of use, the quantities of water withdrawn under this authorization shall be proportionately reduced to correspond to the acreage for which district water is not available.

The amount of water granted is a maximum limit that shall not be exceeded and the water user shall be entitled only to that amount of water within the specified limit that is beneficially used and required for the actual crop grown on the number of acres and the place of use specified.

The water source and/or water transmission facilities are not wholly located upon the land owned by the applicant. Issuance of a permit by this Department for appropriation of the waters in question does not convey a right of access to, or other right to use, land which the applicant does not legally possess. Obtainment of such right is a private matter between applicant and owner of that land.

The installation of an access port, described in Ground Water Bulletin #1, shall be required prior to issuance of a final certificate of water right. In addition, an airline and pressure gauge shall be installed and maintained in operating condition. The pressure gauge shall be equipped with a standard tire valve and placed in an accessible location. The airline shall extend from land surface to the top of the pump bowls and the total airline length shall be reported to the Department of Ecology upon completion of the pump system.

This superseding permit shall be subject to cancellation should the permittee fail to comply with the above development schedule and/or to give notice to the Department of Ecology on forms provided by that Department documenting such compliance.

Signed this 18th day of December, 2012, at Spokane, Washington,

Department of Ecology

by 
Keith L. Stoffel, Section Manager

DATA REVIEW
OK 