



STATE OF WASHINGTON
DEPARTMENT OF ECOLOGY

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

December 19, 2012

Andrew Lodmell and Miles Lodmell
120 E. Birch Street, Suite 5
Walla Walla, WA 99362

Dear Sirs:

Re: Application for Change/Transfer under Ground Water Certificate G3-29438
(WALL-12-08)

On November 16, 2012, our office received from the Walla Walla County Water Conservancy Board the Record of Decision for the above referenced Application for Change/Transfer. In accordance with RCW 90.80.080 the Department of Ecology has reviewed the Record of Decision and Report of Examination and has considered all comments, protests, objections, and other relevant information.

The Department has **modified** the decision of the Board and the proposed change/transfer of water right is **approved** under the following conditions:

Summary of Ecology's Final Order

MAXIMUM CUB FT/ SECOND	MAXIMUM GAL/MINUTE 2000	MAXIMUM ACRE- FT/YR 577*	TYPE OF USE, PERIOD OF USE 2000 gallons per minute, 577* acre-feet per year (additive), from February 1 to November 30, each year, for the seasonal irrigation of 320 acres. *The Annual Consumptive Quantity (ACQ) shall not exceed 563 acre-feet in any one year.				
SOURCE One (1) Well (Basalt Aquifer)			TRIBUTARY OF (IF SURFACE WATER)				
AT A POINT LOCATED: PARCEL NO. A Well 320826110001	$\frac{1}{4}$ N$\frac{1}{2}$	$\frac{1}{4}$ N$\frac{1}{2}$	SECTION 26	TOWNSHIP N. 8 N	RANGE 32 E	WRIA 32	COUNTY. Walla Walla
LEGAL DESCRIPTION OF PROPERTY ON WHICH WATER IS TO BE USED The SW $\frac{1}{4}$ and E $\frac{1}{2}$ of Section 23 and the N $\frac{1}{2}$ N $\frac{1}{2}$ of Section 26, ALL WITHIN T. 8 N., R. 32 E.W.M., lying in Walla Walla County, Washington.							
PARCEL NO.	$\frac{1}{4}$	$\frac{1}{4}$	SECTION 23 and 26	TOWNSHIP N. 8N	RANGE 32E		

On page 1 of the Report of Examination under the heading "**BOARD-ASSIGNED CHANGE APPLICATION NUMBER**" reads: "WALL-12-09". Ecology modifies this to read: **WALL-12-08**.



On page 3 of the Report of Examination under the heading "**BACKGROUND**" the last sentence of the first paragraph reads; "The application was accepted at an open public meeting on May 2, 2012, and the board assigned application number WALL-12-09." **Ecology modifies the sentence to read: The application was accepted at an open public meeting on May 2, 2012, and the board assigned an application number WALL-12-08.**

On page 5 of the Report of Examination under the heading "**Other**" the second sentence of the first paragraph refers to a concurrent application for change to Ground Water Certificate G3-29363 as having a Walla Walla Water Conservancy board number as WALL-12-08. **Ecology modifies this number to be WALL-12-09.**

On page 10 of the Report of Examination under the heading "**Consideration of comments and protests**" the first sentence of the paragraph reads; "Public notice of the application was published in the Waitsburg Times on February 4th and 11th, 2010." **Ecology modifies this sentence to read; Public notice of the application for change was published in the Waitsburg Times on May 17th and 24th, 2012.**

You have a right to appeal this action to the Pollution Control Hearing Board (PCHB) within 30 days of the date of receipt of this document. 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 this document:

- File your appeal and a copy of this document 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 document on Ecology in paper form - by mail or in person. (See addresses below.) Email is not accepted.

You must also comply with other applicable requirements in Chapter 43.21B RCW and Chapter 371-08 WAC.

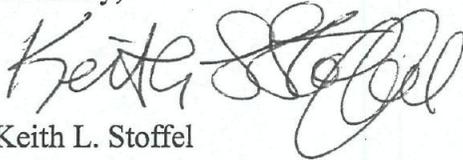
Street Addresses	Mailing Addresses
Department of Ecology Attn: Appeals Processing Desk 300 Desmond Drive SE Lacey, WA 98503	Department of Ecology Attn: Appeals Processing Desk PO Box 47608 Olympia, WA 98504-7608
Pollution Control Hearings Board 1111 Israel Road SW Suite 301 Tumwater, WA 98501	Pollution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

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*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> .*

DATED this 19th day of December, 2012.

Sincerely,



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

KLS:HS:ka
Enclosure

By Certified Mail 7011 3550 0001 8626 4860

cc: Walla Walla County Water Conservancy Board

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 120 E. BIRCH STREET, SUITE 5
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PS Form 3800, August 2006 See Reverse for Instructions

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1. Article Addressed to:

ANDREW LODMELL AND MILES LODMELL
 120 E. BIRCH STREET, SUITE 5
 WALLA WALLA, WA 99362

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