

STATE OF WASHINGTON
DEPARTMENT OF ECOLOGY

PERMIT
TO APPROPRIATE PUBLIC WATERS OF THE STATE OF WASHINGTON

PRIORITY DATE September 17, 2012	PERMIT NUMBER S3-30677
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MAILING ADDRESS
Jeff Massnick
P.O. Box 71
Metaline Falls, WA 99153

SITE ADDRESS (IF DIFFERENT)
932 Gregory Road
Metaline Falls, WA 99153

Quantity Authorized for Diversion

DIVERSION RATE	UNITS	ANNUAL QUANTITY (AF/YR)
0.111	CFS	10.94

Purpose

PURPOSE	DIVERSION RATE			ANNUAL QUANTITY (AF/YR)		PERIOD OF USE (mm/dd)
	ADDITIVE	NON-ADDITIVE	UNITS	ADDITIVE	NON-ADDITIVE	
Fish propagation/pond filling	0.10	---		5.20	---	01/01 - 12/31
Irrigation	0.011	---		5.74	---	05/01 - 10/01
TOTAL	0.111	---	CFS	10.94	---	

IRRIGATED ACRES		PUBLIC WATER SYSTEM INFORMATION	
ADDITIVE	NON-ADDITIVE	WATER SYSTEM ID	CONNECTIONS
2			

Source Limitations

SOURCE	DIVERSION RATE	UNITS	ANNUAL QUANTITY (AF/YR)
WOLF CREEK	0.111	Cubic foot per second	10.94

Source Location

COUNTY	WATERBODY	TRIBUTARY TO	WATER RESOURCE INVENTORY AREA
PEND OREILLE	WOLF CREEK	PEND OREILLE RIVER	62-PEND OREILLE

Source Name	Parcel	Twp	Rng	Sec	QQ Q	Latitude	Longitude
Wolf Creek	USFS	38N	43E	04	SW¼NE¼	48.8252136°N	117.3745179°W

Datum: WGS84

PERMIT

Place of Use

PARCELS (NOT LISTED FOR SERVICE AREAS)

43380407900 and 433804140001

LEGAL DESCRIPTION OF AUTHORIZED PLACE OF USE

Tract No. 1

The H.E. Survey 269 embracing a portion of approximately Section 4, Township 38 North, Range 43, E.W.M., Pend Oreille County, Washington, more particularly bounded and described as follows: Beginning at Corner No. 1, identical with the South Quarter corner of Section 33, Township 39 North, Range 43, E.W.M., thence North 89°57' East, 10.01 chains to Corner No. 2; thence South 3 minutes West, 10.97 chains to Corner No. 3; thence South 89°57' West 10.01 chains to Corner No. 4; thence North 1 minute East, 10.97 chains to Corner No. 1 and place of beginning.

Tract No. 2

That part of Government Lot 14 in Section 4, Township 38 North, Range 43 E.W.M., Pend Oreille County, Washington described as follows: Beginning at the North Quarter Corner of said Section 4; thence southerly along the east line of said Government Lot 14 to the Southeast corner of said Government Lot 14, a distance of 1394 feet, more or less; thence North 75°25' West, a distance of 346.2 feet; thence North 0°03' West, a distance of 1, 248 feet, more or less, to a point on the southeasterly line of Bull Moose Claim as shown on Supplemental Plat of said Section 4 by the U.S. Supervisor of Surveys, and dated March 5, 1928; thence North 29°17' East, a distance of 69.9 feet, more or less, to the North line of said Government Lot 14; thence Easterly along the North line of said Government Lot 14, a distance of 300.3 feet, more or less, to the point of beginning.

Proposed Works

Gravity fed system

Development Schedule

BEGIN PROJECT	COMPLETE PROJECT	PUT WATER TO FULL USE
Started	July 1, 2014	July 1, 2015

Measurement of Water Use

How often must water use be measured?	Every two weeks
How often must data be reported to Ecology?	Upon Request by Ecology
What volume should be reported?	Total Annual Volume
What rate should be reported?	Annual Peak Rate of Withdrawal (cfs)

Provisions

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

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

Bypass

The applicant shall allow at least half the flow of Wolf Creek to bypass the point of diversion at all times.

Pend Oreille River Low Flow

All diversion shall cease when the flow of the Pend Oreille River falls below 7700 cubic feet per second at U.S. Geological Survey (U.S.G.S.) gage #12395500, Pend Oreille River at Newport, located within Section 24, Township 56 N., Range 6 W.B.M.

Measurements, Monitoring, Metering and Reporting

An approved measuring device shall be installed and maintained for each of the sources identified by this water right in accordance with the rule "Requirements for Measuring and Reporting Water Use", WAC 173-173. Additional measuring devices may be needed to accurately record that amount of water which is used for the fish propagation/pond filling portion under this permit.

WAC 173-173 describes the requirements for data accuracy, device installation and operation, and information reporting. It also allows a water user to petition the Department of Ecology for modifications to some of the requirements.

Department of Fish and Wildlife Requirement(s)

The intake(s) shall be screened in accordance with Department of Fish and Wildlife screening criteria (pursuant to RCW 77.57.010, RCW 77.57.070, and RCW 77.57.040). Contact the Department of Fish and Wildlife, 600 Capitol Way N, Olympia, WA 98501-1091. Attention: Habitat Program, Phone: (360) 902-2534 if you have questions about screening criteria. <http://wdfw.wa.gov/about/contact/>

A permit from the Department of Fish and Wildlife may be needed to raise fish in any state waters: <http://wdfw.wa.gov/about/contact/>.

Water Use Efficiency

The water right holder is required to maintain efficient water delivery systems and use of up-to-date water conservation practices consistent with RCW 90.03.005.

Proof of Appropriation

The water right holder shall file the notice of Proof of Appropriation of water (under which the certificate of water right is issued) when the permanent distribution system has been constructed and the quantity of water required by the project has been put to full beneficial use. The certificate will reflect the extent of the project perfected within the limitations of the permit. Elements of a proof inspection may include, as appropriate, the source(s), system instantaneous capacity, beneficial use(s), annual quantity, place of use, and satisfaction of provisions.

Schedule and Inspections

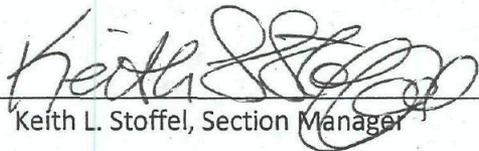
Department of Ecology personnel, upon presentation of proper credentials, shall have access at reasonable times, to the project location, and to inspect at reasonable times, records of water use, wells, diversions, measuring devices and associated distribution systems for compliance with water law.

This 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.

Dated this 23rd day of May, 2013, at Spokane, Washington,

Department of Ecology

DATA REVIEW
OK KT

by 
Keith L. Stoffel, Section Manager

KLS/KT:md

W: Permits/Tusa/2013/Massnick S3-30677 permit 5-23-2013.doc



STATE OF WASHINGTON
DEPARTMENT OF ECOLOGY

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

June 6, 2013

Mr. Jeff Massnick
P.O. Box 71
Metaline Falls, Washington 99153

COPY

Re: Surface Water Permit No. S3-30677

Dear Mr. Massnick:

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

Our information indicates you have begun construction of your project. We are enclosing a *Construction Notice* form. Once you finish construction, submit the completed form to this office. **If you cannot complete your project by July 1, 2014, you must contact this office to apply for an extension.**

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

Sincerely,

Karen Tusa
Water Resources Program
Eastern Regional Office

KT:md

W: Permits/Tusa/2013/Massnick S3-30677 cvr letter 6-06-2013.doc

Enclosures: Permit

Construction Notice
Important Information About Your Water Right