STATE OF WASHINGTON
DEPARTMENT OF ECOLOGY
4601 N Monroe Street • Spokane, Washington 99205-1295 • (509)329-3400

April 18, 2013

COPY

Mr. Jeff Massnick
17 Prairie Grass
Irvine, CA 92603

Re: Surface Water Application No. S3-30515

Dear Mr. Massnick:

Surface Water Application No. S3-30515 was filed on July 3, 2006 for an existing diversion from Wolf Creek, a tributary of the Pend Oreille River in the amount of 0.01 cubic foot per second for water use at Wolf Creek Ranch. After a site visit and meeting with Roger Hanlin (the contact for your application), it was determined that this application would not be sufficient to cover your existing project. It was also determined that a second application for groundwater would be needed for existing water use from your drilled wells on the property.

On September 17, 2012, you filed two separate applications to cover your water use at Wolf Creek Ranch under Surface Water Application No. S3-30677 and Ground Water Application No. G3-30676. On April 9, 2013 the Department approved your request under these two applications which were filed as a replacement for Application No. S3-30515. After discussion with Mr. Hanlin, it has been determined that S3-30515 is no longer needed. Based on these facts, Surface Water Application No. S3-30515 is hereby **rejected**.

YOUR RIGHT TO APPEAL

You have a right to appeal this decision 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

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 Gene Drury at 509-329-3566.

Sincerely,

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

KLS/GD:md
Enclosure: *Your Right to Be Heard*

By certified mail: 7011 3500 0001 8626 8561

7011 3500 0001 8626 8561

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Sent To

MR JEFF MASSNICK
17 PRAIRIE GRASS
IRVINE CA 92603

Street, Apt. No.; or PO Box No.

City, State, ZIP+4

PS Form 3800, August 2006 See Reverse for Instructions

Drury, Gene E. (ECY)

From: Drury, Gene E. (ECY)
Sent: Thursday, August 23, 2012 10:08 AM
To: 'rogerhanlin@gmail.com'
Subject: Application for Water Right

Roger, as discussed in my site visit on August 21, 2012, it appears that far more water is being diverted and used than the amount requested under Surface Water Application S3-30515 (0.01 cubic foot per second which is approximately 4.5 gallons per minute). It is recommended that this application be withdrawn and two new applications be filed to cover all uses. A separate application will be required for surface water (Wolf Creek) and ground water (4 wells). A new priority date will be given to each application.

Also, Jay Hedrick (caretaker) stated that the ponds are 20 feet in depth. If the ponds have a dam of dike retaining water, a reservoir permit may also be required. I didn't think this was the case but we can discuss when you return.

Here's the link for the application...
https://fortress.wa.gov/ecy/publications/publications/ecy040114.pdf

As discussed, here's a list of some of the information we will need:

For Surface Water diversion (Wolf Creek):

- Total cubic feet per second (or gallons per minute) diverted for all uses (irrigation and pond filling/fish propagation)
- Diversion location (legal description), pipe sizes, length, etc
- Amount required for irrigation
- Total area (# acres) of grass irrigated
- Site map showing all areas that are irrigated
- Description of irrigation system
- Pond sizes including maximum depth
- Amount required for pond filling
- Site map showing ponds and pipe locations

For Gound Water withdrawal (4 wells):

- Total gallons per minute pumped from all wells
- Gallons per minute from each well (separate out)
- Pump sizes, depths, well logs for each well
- Site map showing location of each well and the homes using water
- Legal description for each well

Will also need a legal description for the place of use for each application including parcel numbers.

If you have questions, please call.
Thanks,

Gene E. Drury
Water Resources Program
4601 N. Monroe Street
Spokane, WA 99205
(509) 329-3566

8/21/2012 - 53-30515, Massnick
FIELD EXAM G. Drury

MET w/ Roger Hanlin - contact / previous owner
and Jay Hedrick - caretaker

Wolf Creek diverted for ponds, houses, irrigation
for exceeds 0.01 cfs (4.5 gpm)
No diversion on this date.
Wolf Creek flowing approx 225+ gpm at
diversion - picks up significantly downstream.
4" pvc pipe acts as cistern - approx 500 feet
before intake @ "T" - then 1" poly pipe.
All gravity fed. from diversion - Probably need 30-50 gpm.

Ponds - 3 total (20 feet in depth) - w/ fish
No dam / dike (Pond 1, Pond 2 (irr), Pond 3 - "Rock" pond - catch basin) cutthroat trout

Ground water used from (4) wells.
Used for main house, cabin - lawn irrigation
lawn irrigation for exceeds 1/2 acre. - need application

Recommend withdraw 53-30515 and file
two (2) separate applications - SW and GW.

Roger Hanlin email: rogerhanlin@gmail.com
phone 276-6949.

Send email w/ application + list

THIS Property @ 932 Gregory Road, Metaline Falls

Pend Oreille County Assessor & Treasurer

Property Search Results > 8254 JEFF MASSNICK for Year 2011 - 2012

Property

Account

Property ID:	8254	Legal Description:	3-70 F2 C2 S1/2N1/2SW1/4SE1/4; S2SW1/4SE1/4 LESS SE1/4SE1/4SW1/4SE1/4 33-39 -43
Geographic ID:	433933430001	Agent Code:	
Type:	Real		
Tax Area:	0029 - 3-70 F2 C2	Land Use Code	91
Open Space:	N	DFL	N
Historic Property:	N	Remodel Property:	N
Multi-Family Redevelopment:	N		
Township:		Section:	
Range:			

Location

Address:	932 Gregory Metaline Falls, WA 99153	Mapsco:	
Neighborhood:		Map ID:	
Neighborhood CD:			

Owner

Name:	JEFF MASSNICK	Owner ID:	15239
Mailing Address:	BUCK QUARTER RANCH 950 CAGNEY LN APT 202 NEWPORT BEACH, CA 92663-1611	% Ownership:	100.0000000000%
		Exemptions:	

Taxes and Assessment Details

Property Tax Information as of 08/23/2012

Amount Due if Paid on: NOTE: If you plan to submit payment on a future date, make sure you enter the date and click RECALCULATE to obtain the correct total amount due.

Click on "Statement Details" to expand or collapse a tax statement.

Year	Statement ID	First Half Base Amt.	Second Half Base Amt.	Penalty	Interest	Base Paid	Amount Due
Statement Details 2012	6317	$699.16	$699.12	$0.00	$0.00	$1398.28	**$0.00**
Statement Details 2011	5880	$671.81	$671.76	$0.00	$0.00	$1343.57	**$0.00**

Cabin

Values

Taxing Jurisdiction

Improvement / Building

Sketch

Property Image

Land

Roll Value History

Deed and Sales History

Payout Agreement

Website version: 9.0.32.2200

Database last updated on: 8/23/2012 2:11 AM

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• S3-30515 - MASSNICK

MAIN HOUSE

932 Gregory Road
Metaline Falls

8-21-12
G. Drury

MASSWICK -cabin 8-21-12

MASSWICK 8-21-12

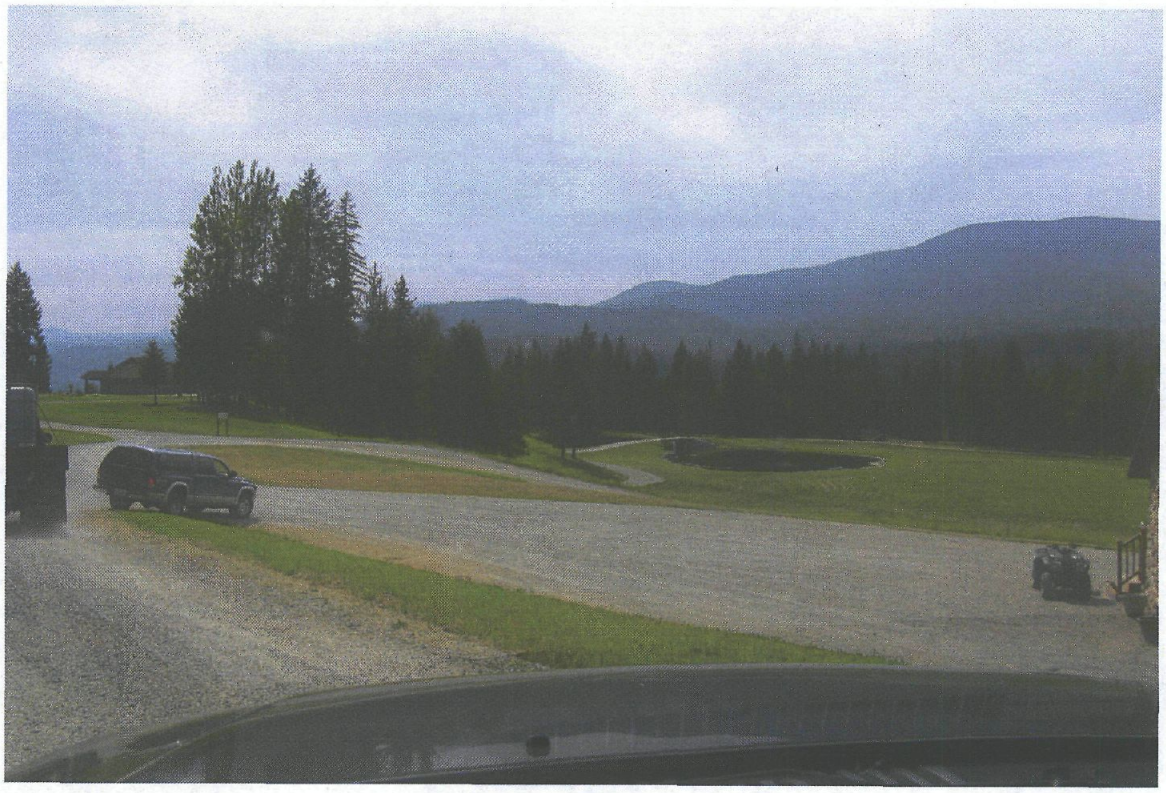
TRAIL TO WOLF CR. DIVERSION

INTAKE – NO WATER BEING DIVERTED

8-21-12

WOLF CR. DIVERSION 8-21-12

"T" – 4" PVC TO 1" POLY 8-21-12



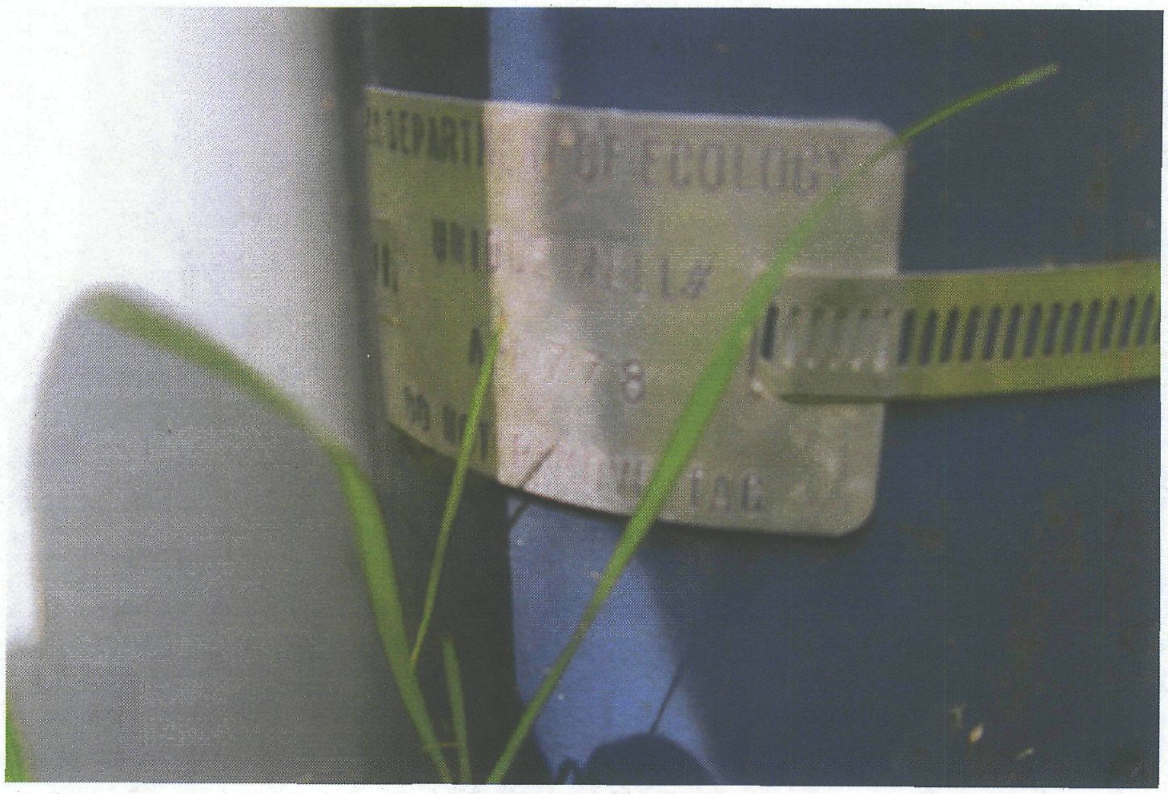
MASSNICK 8-21-12

DANGER
PASS RD
SHEER, UNSTABLE,
CERTAIN DEATH LEDGES.
STAY ON ROAD.
NO CHILDREN.

MASSNICK

8-21-12

MASSNICK 8-21-12



MASSNICK

8-21-12

MASSNICK

8-21-12

Drury, Gene E. (ECY)

From: Stoffel, Keith L. (ECY)
Sent: Monday, August 13, 2012 5:22 PM
To: ECY DL ERO WR
Subject: FW: Water quantity to withhold from Reclamation withdrawal (USBR release)
Attachments: USBR release 8-3-2012.pdf

Importance: High

OK folks, we finally have the green light from USBR to issue new water rights. Let's not waste any time. We'll talk about how to keep track of the quantity we issue.
-kls

From: Downes, Melissa M. (ECY)
Sent: Monday, August 13, 2012 11:40 AM
To: Sandison, Derek (ECY); Kemner, Mark (ECY); Stoffel, Keith L. (ECY); Bellon, Maia (ECY)
Cc: Loranger, Thomas (ECY); Park, Sage (ECY); Leuba, Victoria (ECY); Schuppe, Mark (ECY)
Subject: RE: Water quantity to withhold from Reclamation withdrawal (USBR release)

At long last, we received the release from the USBR. Distribute as you see fit. Thanks Mark K. for seeing this through to the end.

I see each region being responsible for their own accounting, if you feel differently let me know. –md

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From: Downes, Melissa M. (ECY)
Sent: Friday, June 29, 2012 5:08 PM
To: Ferry, William M
Cc: Sandison, Derek (ECY); Kemner, Mark (ECY); Stoffel, Keith L. (ECY); Bellon, Maia (ECY)
Subject: Water quantity to withhold from Reclamation withdrawal

Bill,

Thank you for meeting with Ecology folks today regarding an option for Reclamation to withhold a quantity of water from its 2004 withdrawal request. As I mentioned during the meeting I wanted to update our spreadsheet to reflect current numbers. I have attached an updated spreadsheet and look forward to talking with you and other Reclamation staff in the next couple of weeks to keep this moving forward. Let me know if you have any questions.

Melissa

Melissa Downes, LHG
Office of Columbia River
Washington State Department of Ecology
Central Regional Office
15 W. Yakima Ave, Suite 200 | Yakima, WA 98902
phone (509) 454-4259 | fax (509) 575-2809

Please consider the environment before printing this e-mail.

United States Department of the Interior
BUREAU OF RECLAMATION
Columbia-Cascades Area Office
1917 Marsh Road
Yakima, Washington 98901-2058

TAKE PRIDE IN AMERICA

IN REPLY REFER TO:

AUG 3 2012

CCA-1003
WTR-4.00

Mr. Mark Kemner, LHG
Water Resources Section Manager
State of Washington Department of Ecology
15 W. Yakima Avenue, Ste. 200
Yakima, WA 98902-3452

Subject: Requesting the Release of 48,880 Acre-feet of Water from Reclamation's Columbia River Withdrawal

Dear Mr. Kemner:

We have received your letter of July 24, 2012, requesting the release of 48,880 acre-feet of water from Reclamation's Columbia River withdrawal. This withdrawal was recently extended until December 23, 2014. Reclamation will release the amount you have requested.

If you have any questions, please contact me at 509-575-5848, extension 244.

Sincerely,

William M. Ferry
Water Rights and Adjudication Manager

Enclosure

DEPT OF ECOLOGY
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AUG 06 2012
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DEPARTMENT OF ECOLOGY
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Yakima, Washington
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1100			
1600			
1700	X		
5000			
1003	X		
ACTION:			

July 24, 2012

Mr. Bill Ferry
United States Department of the Interior
Bureau of Reclamation
1917 Marsh Road
Yakima, WA 98901

Mr. Ferry:

Per our communication last week, the Washington State Department of Ecology, Water Resources Program hereby officially requests exemptions from the withdrawal of un-appropriated waters in the Columbia Basin. The exemptions requested are listed below:

ECY Request	Qi (cfs)	Qa (ac-ft)	Notes
Eastern Regional Office	38	27,740	ERO estimate in Qi, assumed 24/7 Qa, likely less based on actual permitting. Based on pending applications in WRIA 58, 60, 61 and 62. *NOTE:* predominately groundwater applications.
Central Regional Office			
Wenatchee Reserve	8	5,840	Reserve is based on 4 cfs for the "critical month", which may be September. Ratio of July WIG to September WIG is about 2. For Qa, assumed 24/7.
Entiat Reserve	10	7,300	Reserve is based on 5 cfs. Ratio of July WIG to September WIG is about 2. For Qa, assumed 24/7.
Chelan PUD Agreement	22	8,000	Based on agreement with Chelan PUD over power impacts, the Qa is based on pending application on file today (actual reserve is bigger by another 10,000 ac-ft). Assumed Qi based on 50% continuous pumping since lots of domestic uses on file, which need a peak rate.
Total	**78**	**48,880**	

If you have any questions about this table or the amounts listed, please do not hesitate to contact me at (509) 454-4258.

Sincerely,

Mark Kemner, LHG
Water Resources Section Manager

MK:ss/120717