



STATE OF WASHINGTON  
DEPARTMENT OF ECOLOGY

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

October 9, 2013

Whitworth Water District #2  
Ms. Susan McGeorge  
10828 N. Waikiki  
Spokane, WA 99218

Dear Ms. McGeorge:

Re: Application for Change/Transfer under Ground Water Certificate G3-23977 (SPOK-11-15)

On August 27, 2013, our office received from the Spokane County Water Conservancy Board a 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 <b>260</b>	MAXIMUM ACRE-FT/YR <b>53</b>	TYPE OF USE, PERIOD OF USE <b>Continuous Municipal Supply</b>				
SOURCE <b>One (1) Well</b>			TRIBUTARY OF (IF SURFACE WATER)				
AT A POINT LOCATED: <b>Well #8 AGC-037</b>	$\frac{1}{4}$ <b>NE<math>\frac{1}{4}</math></b>	$\frac{1}{4}$ <b>SE<math>\frac{1}{4}</math></b>	SECTION <b>32</b>	TOWNSHIP N. <b>27 N.</b>	RANGE <b>43 E.</b>	WRIA <b>55</b>	COUNTY. <b>Spokane</b>
LEGAL DESCRIPTION OF PROPERTY ON WHICH WATER IS TO BE USED The place of use (POU) of this water right is the service area described in the most recent Water System Plan approved by the Washington State Department of Health, so long as the water system is and remains in compliance with the criteria in RCW 90.03.386(2). RCW 90.03.386 may have the effect of revising the place of use of this water right.							

On page 2 of the Report of Examination under the heading "**DESCRIPTION OF PROPOSED WORKS**" refers to the well depth as "251 feet". **Ecology modifies this to read 252 feet deep.**

On page 3 of the Report of Examination under the heading "**History of water use**" the first sentence of the first paragraph reads "The original water right was issued on December 13, 1974, with certificate # G3-23977C." **Ecology modifies this sentence to read; The original water**

right permit was issued on August 22, 1975 and Certificate G3-23977C was issued on February 22, 1978.

On page 5 of the Report of Examination under the heading "CONCLUSIONS" and sub-heading "Tentative determination" the fourth sentence of the first paragraph reads; "The existing purpose of G3-23977C is continuous municipal supply." Ecology deletes this sentence because the purpose of use is continuous community domestic supply and seasonal irrigation of 50 acres.

On page 5 of the Report of Examination under the heading "DECISION" the second paragraph reads: "The applicant agrees to properly decommission the original Two Panorama well's in accordance with Chapter 18.104 RCW and Chapter 173-160 WAC." Ecology modifies this sentence to read; **One of the wells associated with this change application was historically used as a point of withdrawal. This well no longer serves this purpose. It is however, being used as an observation well to monitor the long term water level of the aquifer. It is anticipated that this well will continue to function as a monitoring well for the foreseeable future. At such time in the future when the well is no longer needed as an observation well, the department shall notify the applicant that the Panorama well is no longer being used as an observation well and the applicant agrees to properly decommission the well in accordance with Chapter 18.104 RCW and Chapter 173-160 WAC.**

On page 5 of the Report of Examination under the heading "Conditions and limitations" the first two (2) provisions shall be replaced with the following three (3) metering provisions;

- 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 weekly 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.

On page 5 and continued on page 6 of the Report of Examination under the heading "Conditions and limitations" the tenth (10) provision reads; "The two panorama wells associated with this change application, historically used as the point's of withdrawal shall be de-commissioned. The applicant agrees to properly decommission the well's in accordance with Chapter 18.104 RCW

and Chapter 173-160 WAC.” Ecology modifies this to read; **One of the wells associated with this change application was historically used as a point of withdrawal. This well no longer serves this purpose. It is however, being used as an observation well to monitor the long term water level of the aquifer. It is anticipated that this well will continue to function as a monitoring well for the foreseeable future. At such time in the future when the well is no longer needed as an observation well, the department shall notify the applicant that the Panorama well is no longer being used as an observation well and the applicant agrees to properly decommission the well in accordance with Chapter 18.104 RCW and Chapter 173-160 WAC.**

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

*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 9th day of October, 2013 at Spokane, Washington.

*Keith Stoffel*

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

KS:HS:ka  
Enclosure: Your Right to Be Heard

By Certified Mail 7011 3500 0001 8621 8191

cc: Spokane County Water Conservancy Board

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Sent To Street, Apt. No., or PO Box No. City, State, ZIP+4		<b>WHITWORTH WATER DISTRICT #2</b> <b>MS. SUSAN MCGEORGE</b> <b>10828 N. WAIKIKI</b> <b>SPOKANE, WA 99218</b>	
PS Form 3800, August 2006		See Reverse for Instructions	

  

2. Article Number <i>(Transfer from service)</i> PS Form 3811, February 2004	7011 3500 0001 8621 8191 Domestic Return Receipt
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3. Service Type <input checked="" type="checkbox"/> Certified Mail <input type="checkbox"/> Registered <input type="checkbox"/> Insured Mail <input type="checkbox"/> Express Mail <input type="checkbox"/> Return Receipt for Merchandise <input type="checkbox"/> C.O.D.	4. Restricted Delivery? (Extra Fee) <input type="checkbox"/> Yes
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1. Article Addressed to:  <b>WHITWORTH WATER DISTRICT #2</b> <b>MS. SUSAN MCGEORGE</b> <b>10828 N. WAIKIKI</b> <b>SPOKANE, WA 99218</b>	<b>SENDER: COMPLETE THIS SECTION</b> <ul style="list-style-type: none"> <li>Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.</li> <li>Print your name and address on the reverse so that we can return the card to you.</li> <li>Attach this card to the back of the mailpiece, or on the front if space permits.</li> </ul>
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<b>COMPLETE THIS SECTION ON DELIVERY</b> A. Signature <i>[Signature]</i>	B. Received by (Printed Name) <i>[Signature]</i>	C. Date of Delivery 10/10/13
D. Is delivery address different from item 1? If YES, enter delivery address below: <input type="checkbox"/> No <input type="checkbox"/> Yes		