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

December 30, 2013

Brimfield Steel, LLC
c/o Reid Nelson
5188 Russell Creek Road
Walla Walla, WA 99362

Dear Mr. Nelson:

Re: Application for Change/Transfer under Ground Water Certificate No. 5260-A(B) (WALL-13-07)

On November 27, 2013 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 5260-A(B)

MAXIMUM CUB FT/ SECOND	MAXIMUM GAL/MINUTE	MAXIMUM ACRE-FT/YR	TYPE OF USE, PERIOD OF USE
	142 (additive)	**152**	**142 gallons per minute, 152 acre-feet per year, for seasonal irrigation of 55.45 acres**

SOURCE	TRIBUTARY OF (IF SURFACE WATER)
Three (3) Basalt Wells	

AT A POINT LOCATED: PARCEL NO.	¼	¼	SECTION	TOWNSHIP N.	RANGE	WRIA	COUNTY
Well #1	**NW¼**	**NW¼**	**3**	**6 N.**	**36 E.**	**32**	**ALL IN**
Well #2	**SW¼**	**NW¼**	**3**	**6 N.**	**36 E.**	**32**	**Walla Walla County**
Well #3	**NE¼**	**SE¼**	**4**	**6 N.**	**36 E.**	**32**	

LEGAL DESCRIPTION OF PROPERTY ON WHICH WATER IS TO BE USED

Lot 5 in Block 2; Lots 4, 5, 6, 7 and 8 in Block 3; Lots 1, 2, 3, 4, 5, 6, 7 and 8 in Block 4, ALL in J.L. Stubblefield Tracts, according to the Official Plat thereof of record in the Office of the Auditor of Walla Walla County, Washington, in Volume D of Plats at Page 62;

Also, Beginning at the Northwest corner of the Northeast quarter of the Southeast quarter of Section 4, T. 6 N., R. 36 E.W.M., and running thence East 39.47 chains to the Northeast corner of the Northwest quarter of the Southwest quarter of Section 3 in said Township and Range; thence South 29.50 chains to the North side of the County Road in said Section 3; thence Westerly, along the North line of said County Road, 43.07 chains to the West line of the Northeast quarter of the Southeast quarter of said Section 4; thence North 12.97 chains to the True Point of Beginning, ALL IN Walla Walla County, State of Washington

PARCEL NO.	¼	¼	SECTION	TOWNSHIP N.	RANGE
			3 and 4	**6 N.**	**36 E.**

On page 1 of the Report of Examination under the heading "WATER RIGHT DOCUMENT NUMBER" reads; "GW 5260-A(A)". **Ecology modifies this to read; GW 5260-A(B).**

On page 4 of the Report of Examination under the heading "**COMMENT AND PROTESTS**" the second sentence of the first paragraph reads; "The Protest period ended on September 21, 2013." **Ecology modifies this to read; Protest period ended on October 19, 2013.**

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 at Spokane, Washington, this 30th day of December, 2013.

Sincerely,

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

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

By Certified Mail 7011 3500 0001 8621 9037

cc: Walla Walla County Water Conservancy Board

7011 3500 0001 8621 9037

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BRIMFIELD STEEL, LLC
C/O REID NELSON
5188 RUSSELL CREEK ROAD
WALLA WALLA, WA 99362

PS Form 3800, August 2006 — See Reverse for Instructions

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- Print your name and address on the reverse so that we can return the card to you.
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1. Article Addressed to:

BRIMFIELD STEEL, LLC
C/O REID NELSON
5188 RUSSELL CREEK ROAD
WALLA WALLA, WA 99362

COMPLETE THIS SECTION ON DELIVERY

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X Reid Nelson ☐ Agent ☐ Addressee

B. Received by (Printed Name) Reid Nelson
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PS Form 3811, February 2004 — Domestic Return Receipt — 102595-02-M-1540