



STATE OF WASHINGTON
DEPARTMENT OF ECOLOGY

PO Box 47775 • Olympia, Washington 98504-7775 • (360) 407-6300

February 1, 2007

Washington Department of Fish and Wildlife
Attn Richard Miller
1709 Tower Road
Castle Rock, WA 98611

RE: Water Right Permit No. **S2-29604** (Hall Creek)

Dear Mr. Miller:

We recently received your completed Proof of Appropriation form and attached metering information. We will hold this information until we are able to come to the site to complete a Proof Exam. We are returning the check that you submitted to the Lewis County Auditor. The recording fees with the county auditor have increased to \$34.00. Once we are confident that all of terms and provisions of your permit have been met, we will notify you by mail to request the certificate recording fees for the state and county.

We can only issue the certificate for water at **full beneficial use**, or perfected. Please continue to collect metering data from this site, at a minimum monthly. We will issue a water right certificate for the greatest seasonal average of water that you have perfected.

If you have any questions or would like assistance, please contact me at (360) 407-6918 or at abro461@ecy.wa.gov. Thank you for your attention to this matter.

Sincerely,

Abby Brown
Water Resources
Southwest Regional Office

Enclosures (2)
Check for the Cowlitz County Auditor
Water Use Measurement Form No. 1
Water Use Measurement Form No. 3

S



Cowlitz Game & Anglers
1709 Tower Rd., Castle Rock, WA
Tel: 360 274-7559 * Fax: 360 274-7617
millerra2002@yahoo.com

Department of Ecology
PO Box 47775
Olympia, WA 98504-7775

16 January 2007

Attention: Ms. Abby Brown, Water Resources
Southwest Regional Office

Subject: Water Right Permit No. 29604 (Hall Creek)

Reference: Yr letter November 7, 2006

Dear Ms. Brown:

Pursuant to our telcons of the past few months we are enclosing:

1. Proof of Appropriation of Water, form ECY 040-1-26 (Rev. 03/01).
2. Cowlitz Game & Anglers Check 1097 in the amount of \$21.00.

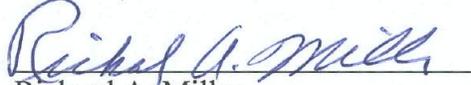
Attachment 1 describes our method of measurement of water flow to be that taken by the Manager of the Cowlitz Trout Hatchery, Mr. Clint Fitch, using a known capacity container against a stop watch timing procedure.

We believe this procedure meets WAC 173-173-170.

We hope this satisfies the Dept. of Ecology requirements.

If there are further comments or discussions please contact us at your earliest convenience.

Sincerely,


Richard A. Miller
President

1/31/2007

S



STATE OF WASHINGTON
DEPARTMENT OF ECOLOGY

RECEIVED
DEPT. OF ECOLOGY/SWRO
Date Stamp
05 MAY -2 ATO :39
Reviewed by:

PROOF OF APPROPRIATION OF WATER

PERMIT NUMBER S2-29604	CHANGE APPROVAL NUMBER		
NAME OF PERMITTEE WASH. DEPT. FISH & WILDLIFE	CONTACT NAME (IF DIFFERENT) RICHARD A MILLER		
MAILING ADDRESS (STREET) 1709 TOWER RD	(CITY) CASTLE ROCK	(STATE) WA	(ZIP CODE) 98611
PHONE NUMBER (360) 274-2564 7559	FAX NUMBER (360) 274-7617		

SOURCE(S) OF WATER HALL CREEK	LOCATION OF SOURCE(S)					
	NO.	¼ NE	¼ NW	SECTION 33	TOWNSHIP N. 13	RANGE, (E/W/M) 9E
LIST ALL PURPOSES WATER IS USED FOR: STEELHEAD ACCLIMATION POND (NON CONSUMPTIVE)						
DATE WATER WAS COMPLETELY APPLIED TO BENEFICIAL USE OCT 2001	TIME OF YEAR WATER IS USED: <input type="checkbox"/> Continuous/Year round <input checked="" type="checkbox"/> Seasonal		IF SEASONALLY, LIST THE START AND END DATE Start: JAN 1 End: MAY 15			
DESCRIBE HOW CONSTRUCTION AND DEVELOPMENT RELATED PROVISIONS (AS REQUIRED BY PERMIT) HAVE BEEN OR ARE TO BE MET (USE ADDITIONAL SHEET OF PAPER IF NECESSARY) CONSTRUCTION PER SUBMITTED PLAN FOR POND #1 IS COMPLETE. FIRST FISH WERE INTRODUCED 21 JAN 2004						

DESCRIPTION OF SPECIFIC AREA ON WHICH WATER IS BENEFICIALLY USED(USE ADDITIONAL SHEET OF PAPER IF NECESSARY) ACCLIMATION POND LOCATED 100' FROM HALL CREEK SOURCE						
NO.	¼ NE	¼ NW	SECTION 33	TOWNSHIP N. 13	RANGE, (E/W/M) 9E	

PHYSICAL WITHDRAWAL OR DIVERSION INFORMATION

For Pump Designed Water System Information:

TYPE OF PUMP: Submersible Turbine Centrifical Other

MAKE CARRY MFG, INC.	MODEL # 224-30226	SERIAL # 1873/1874	HORSEPOWER 3ea PUMP
MOTOR P/N 403-122.31	BHP	SPEED	RPM
<input checked="" type="checkbox"/> Water lubricated <input type="checkbox"/> Oil Lubricated			
BOOSTER PUMP <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	BREAK HORSEPOWER	PRESSURE	OPEN DISCHARGE <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
PUMP DISCHARGE HEAD PRESSURE psi	DISCHARGE PIPE DIAMETER 8"		

For Ground Water Withdrawal (if more than one, please include attachment)

Ecology Unique Well Identification Number(s) _____ [Include a copy of the well log(s)]

PUMP SETTING (DEPTH)	STATIC WATER LEVEL feet below land surface	DYNAMIC (PUMPING) LEVEL feet below land surface
ACCESS PORT INSTALLED? <input type="checkbox"/> Yes	AIRLINE INSTALLED? <input type="checkbox"/> Yes	AIRLINE LENGTH Ft.

For Non-Pump Designed Water Systems

METHOD OF WATER DIVERSION	DESCRIPTION OF WORKS	
	SCREEN MESH SIZE	METHOD OF CONTROL

PARCEL # _____ **S**

USE OF WATER FOR:

1. Irrigation (Please include map of all irrigated lands):

TYPE OF SYSTEM <u>STEELHEAD IRRIGATION POND</u>		NUMBER OF SPRINKLERS OR EMMITERS	SPRINKLER/EMMITER MAKE	MODEL & RATED DISCHARGE
SIZE NOZZLE/EMMITER OPENINGS	AVERAGE PRESSURE AT SPRINKLER/EMMITER HEADS	NUMBER OF ACRES DEVELOPED	TYPE OF CROP(S)	

2. Municipal or Domestic Supply

NUMBER OF DOMESTIC UNITS CURRENTLY SERVED:	NUMBER OF DOMESTIC UNITS TO BE SERVED	POPULATION CURRENTLY SERVED
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ALSO, provide the following information, if applicable:

- Department of Health public water system identification number.
- Map of the delivery system (provide copy if water system is done)
- Map of present service area and lots presently using water (Non-Municipal Users).
- If platted property, provide copy of the file plat map or file reference number Non-Municipal Users).
- Other incidental beneficial uses associated with the domestic supply (Non-Municipal Users).

3. Industrial or Commercial

TYPE OF INDUSTRY OR COMMERCIAL PROCESS
--

If a waste discharge permit is required for the facility, include a reference to the permit number _____

4. Other Use of Water (describe): STEELHEAD ACCLIMATION POND

WATER USE AND *MEASUREMENT - MEASURED BY FILLING

IS A FLOW METER OR MEASURING DEVICE INSTALLED? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	LOCATION OF METER(S) OR MEASURING DEVICE(S) <u>32 GAL CONTAINERS BY STOP WATCH</u> <u>WATER OVER STOP LOG IS MEASURED</u>		
MAKE	SERIAL NUMBER	INSTALLATION DATE	INSTALLED BY:
METER READING	DATE		

*Include copy of meter specifications

Actual amount withdrawn or diverted from permanent system on an instantaneous and annual basis. Please include meter data or describe method used to estimate annual volume.

800 gpm

CUBIC FEET PER SECOND <u>1.8</u> ←	ACRE FEET PER YEAR <u>1,100,000</u>	GALLONS PER MINUTE <u>800</u>	TOTAL GALLONS PER YEAR <u>13,824,000</u>
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FOR 4 MONTHS

If the existing water use as indicated by meter data, etc., is less than you anticipate to be the full extent of the water right which you are reporting through submission of this form, please explain on a separate sheet.

LEWIS COUNTY
LOCATED WITHIN NE 1/4 NW 1/4 SECTION 33 TOWNSHIP N. 13 RANGE: 9E WRIA 26

I, RICHARD A. MILLER, do certify that I have completed appropriation of water under Water Right Permit or approved water right change number, S2-29604. This notice and attached documents are true and accurate statements and describe and support my assertion that I have satisfied the terms of the permit/change in compliance with the law.

Richard A. Miller
Richard A. Miller
Permittee(s) Signature

29 April 2005
28 Jan 2004
Date

State of Washington
County of COWLITZ

Signed and sworn to (or affirmed) before me on 4-29-05 by Richard A. Miller



Elaine L. Kissinger
(Signature)
Notary Republic
(Title)

My appointment expires Oct 22, 2005

Brown, Abby (ECY)

From: Cline, Vicki
Sent: Tuesday, November 21, 2006 1:23 PM
To: Brown, Abby (ECY)
Subject: RE: Water Right Permit S2-29604

I would not doubt it a bit that he called and we chatted about what is reasonable for the situation. So with that said, I would need to look at the water right file and if there is a separate metering file (where is the facility?) if we for some reason issued a metering order in 2002. So lets start digging through the files to see what we can find out. Vic

From: Brown, Abby (ECY)
Sent: Tuesday, November 21, 2006 9:59 AM
To: Cline, Vicki
Subject: FW: Water Right Permit S2-29604

Vicki,
 Does this seem like appropriate measurement?
 Thanks,
 Abby

Abby Brown
 Water Resources Program
 Southwest Region Office
 Department of Ecology
 P.O. Box 47775
 Olympia, WA. 98504-7775
 360-407-6918
abro461@icy.wa.gov
<http://www.ecy.wa.gov>

From: richard Miller [mailto:millerra2002@yahoo.com]
Sent: Monday, November 20, 2006 1:01 PM
To: Brown, Abby (ECY)
Cc: Clint Fitch; MARK JOHNSON; Wolf Dammers
Subject: Water Right Permit S2-29604

Ms. Abby Brown, SW Reg Office - Dept of Ecology
 We have received yr ltr of 7 Nov 06 regarding delinquency of Proof of Appropriation form.
 Please refer to letter of 19 July 2005 from Tina Russell to me concerning the Proof of Appropriation form which I had submitted in May 2005.
 I telephoned my response to Ms. Russell 's recorder 407-6918 as well as to the recorder of Ms. Vickie Cline 407-0278.
 In both cases I stated the water flow measurements were made by Mark Johnson, Mgr., of Cowlitz Trout hatchery and his staff.

11/21/2006

I assumed this was acceptable since I never received any response from my messages.

ACTION

I will again fill out the Proof of Appropriation form, have it notarized, produce another check for \$21.00 and send it to you.

The measurement of water flow will continue to be taken by officials of the Cowlitz Trout Hatchery using 30 gallon containers filled and timed by stop watch. I believe this meets WAC173-173-170. Please advise that this is acceptable to you via phone call or E-mail.

For your information we initiated use of the water right in October 2001. The non-consumptive use is currently limited to January through May of each year. Approximately 10,000 Steelhead have been acclimated to date and released into the Cowlitz River system.

This length of annual usage may be increased if Dept of Fish & Wildlife decides to grow fish species other than Steelhead in the Hall Creek facility.

Richard A. Miller - Project Mgr. Cowlitz Game & Anglers
(360) 274-7559

Sponsored Link

Degrees for working adults in as fast as 1 year. Bachelors, Masters, Associates, Top schools

Vicki Cline -

- Contact Mr. Miller

- Set up site exam

- In January / in the morning 10 am

WAITING FOR (tell Vicki)
EXTENSION REQUEST



STATE OF WASHINGTON
DEPARTMENT OF ECOLOGY

PO Box 47775 • Olympia, Washington 98504-7775 • (360) 407-6300

November 7, 2006

Department of Fish and Wildlife
Attn: Richard Miller
1709 Tower Road
Castle Rock, WA 98611

RE: Water Right Permit No. **S2-29604** – **OVERDUE NOTICE**

Dear Mr. Miller:

In reviewing your files, I noticed we have not received your Proof of Appropriation form. This letter is to remind you that the development schedule of your water right permit required that water be put to beneficial use and the Proof of Appropriation form submitted by **October 1, 2004**.

There are a number of possible steps you may need to take in order to bring your permit back into good standing, depending on the status of your project. Please refer to the following chart:

If this is the case:	You need to do this within thirty (30) days of the date of this letter:
You have put the water to full beneficial use .	Complete and submit the Proof of Appropriation form. The form must be <u>notarized</u> , and include the parcel number for the point of withdrawal/diversion. Please include evidence that shows you have installed an approved measuring device, as well as data that you have collected on the above-referenced water.
You need more time to put the water to beneficial use.	1. Submit a written request for an extension (refer to enclosed fact sheet for instructions). 2. Submit extension fee (\$50.00).
You no longer intend to develop your project.	Notify Ecology's Southwest Regional office in writing.
You need more information.	Contact our office at (360) 407-6300.

Failure to respond to this letter within 30 days may result in the cancellation of your permit.

If you have any questions, please contact me at (360) 407-6918 or at abro461@ecy.wa.gov. Thank you for your attention to this matter.

Sincerely,



Abby Brown
Water Resources
Southwest Regional Office

AB:dn
Enclosures (2)
Proof of Appropriation of Water Form
Focus on Extensions for Water Right Permits Fact Sheet

2



STATE OF WASHINGTON
DEPARTMENT OF ECOLOGY

PO Box 47775 • Olympia, Washington 98504-7775 • (360) 407-6300

July 19, 2005

Dept of Fish & Wildlife
Richard Miller
1709 Tower Rd
Castle Rock WA 98611

Dear Mr. Miller:

RE: Water Permit No. S2-29604 (Hall Creek)

In reviewing the recent Proof of Appropriation of Water you submitted to the Department of Ecology I noticed you indicated Department of Fish & Wildlife did not install a flow meter or measuring device on your water system. In accordance with Chapter 173-173 WAC, under the provisions set forth in your water right permit (see enclosed copy) you must install and maintain a measuring device before we issue your final certificate of water right.

Please complete this provision and add the required information to the Proof of Appropriation form before returning it to Ecology. I am also returning your check for the Lewis County Auditor. Please resubmit this check for \$21.00 with your completed Proof of Appropriation form. If you have any questions about this information please contact me at (360) 407-6918 or Vicki Cline at (360) 407-0278.

Sincerely,

Tina Russell
Water Resources

TR:th
Enclosures

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STATE OF WASHINGTON
DEPARTMENT OF ECOLOGY

PO Box 47775 • Olympia, Washington 98504-7775 • (360) 407-6300

April 20, 2005

Dept of Fish & Wildlife
Richard Miller
1709 Tower RD
Castle Rock WA 98611

Dear Mr. Miller:

Re: Water Permit No. S2-29604 (Hall Creek)

While checking the progress of your water right, I noticed that you have not sent in the Proof of Appropriation Forms.

If you are using the full amount of water shown on your permit, please fill out the enclosed Proof of Appropriation form, have it notarized, and returned to this office. The statutory recording fees are to be sent in as two separate remittances in the form of checks or money orders. Cash will NOT be accepted. Send both remittances to the Department of Ecology.

\$5.00 payable to the Department of Ecology
AND
\$21.00 payable to the Lewis County Auditor

Also, the County Auditor is requiring that we have the parcel number(s) for the point of withdrawal/diversion and the place of use if different. Please send those numbers to us with your recording fees.

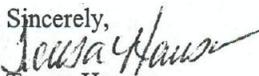
By following the above instruction, your final water right will be prepared, sent to your County Auditor for recording, and then forwarded to you by your County Auditor.

In addition, one of the provisions of the permit is that a metering device be installed and that meter readings be recorded **annually**. Please include meter readings for a least the past year with the completed Proof of Appropriation form.

If more time is required to put the water to full use, you should request an extension of time in writing. By statute, a **\$5.00 fee per year must accompany such a request, together with a showing of good cause why your extension should be granted and a report of progress made during the last year**. The Proof of Appropriation for your water right permit was due on, **October 1, 2004** if an extension is needed, please send **\$5.00** payable to the Department of Ecology along with your request to extend your file until **October 1, 2005**.

If we do not hear from you within **thirty (30) days** from the date of this letter, we shall be forced to assume that you are no longer interested in retaining the permit, and action will be taken resulting in cancellation.

If you have any questions or concerns about any of this information, please contact Tina Russell at (360) 407-6918 or myself at (360) 407-0270.

Sincerely,

Teresa Hanson
Water Resources

S





STATE OF WASHINGTON
DEPARTMENT OF ECOLOGY

PO Box 47775 • Olympia, Washington 98504-7775 • (360) 407-6300

December 15, 2003

Dept of Fish & Wildlife
Attn Richard Miller
1709 Tower Rd
Castle Rock WA 98611

Dear Mr. Miller:

RE: Water Permit No. S2-29604

We have received your Notice of Completion of Construction associated with the above-numbered permit.

Enclosed is a Proof of Appropriation form, which is to be filed **when the water has been put to full beneficial use**. Full beneficial use means that water is being used in agreement with the terms of the permit. You may complete and file the Proof of Appropriation form for less water than authorized in the permit, if the project is complete and less water is being used than anticipated.

If you cannot put the water to full beneficial use by **October 1, 2004**, please contact the Department of Ecology. Permit cancellation may result for failing to timely file the Proof of Appropriation form.

The fees for filing and recording your Water Right Certificate are **\$5.00 payable to the Department of Ecology and \$21.00 payable to the Lewis County Auditor**. Send the Proof of Appropriation form and both checks to the Department of Ecology. Also, the County Auditor is **requiring** that we have the **parcel number** for the point of diversion/withdrawal and the place of use, added to your certificate. **Do not submit your fees and paperwork until you have put the water to full beneficial use**. If you do not expect to have the water put to full beneficial use by **October 1, 2004**, you should request further extensions, as needed. To request additional extensions, you will need to submit a letter explaining why an extension is needed, including how many more connections are proposed on this water system. You may extend for more than one year at a time at a rate of \$5.00 per year.

If you have any questions or concerns on the above information, please call Sheri Carroll at (360) 407-0240 or myself at (360) 407-0270.

Sincerely,

Teresa Hanson
Water Resources

TH:th (ccokpa.doc)





STATE OF WASHINGTON
DEPARTMENT OF ECOLOGY

CONSTRUCTION NOTICE

RECEIVED
DEPT. OF ECOLOGY/SWRD

- BEGINNING OF CONSTRUCTION
- COMPLETION OF CONSTRUCTION

'03 DEC 11 AM 11:21

NAME <i>RICHARD A. MILLER COWLITZ GAME AND ANGLERS</i>		SURFACE WATER PERMIT NO. <i>52-29604</i>	GROUND WATER PERMIT NO.
DATE CONSTRUCTION BEGAN <i>JULY 2003</i>		DATE CONSTRUCTION COMPLETED <i>OCT 2003</i>	DATE COMPLETION EXPECTED

IF CONSTRUCTION NOT COMPLETE, SHOW % COMPLETED AS OF THIS DATE

% EQUIPMENT IN PLACE	% MATERIAL IN PLACE	% EXCAVATED	% STRUCTURE
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IF CONSTRUCTION HAS BEEN ABANDONED

DATE ABANDONED	REASON ABANDONED
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REMARKS OR ANY ADDITIONAL INFORMATION WHICH MAY TEND TO SHOW GOOD FAITH IN THE PROSECUTION OF THE WORK

*WORK COMPLETED AS PLANNED & APPROVED ON THE
HALL CREEK PROJECT*

I certify I am the holder of the above permit issued by the Department of Ecology for the State of Washington, and in accordance with the terms of such permit and the limitations endorsed by the Department of Ecology have begun completed the actual construction of the work described in the permit.

*12/15/03
CC OK
same PA
elch*

Richard A. Miller 12/6/03
Signature of Applicant *Project mgr*

1709 TOWER RD.
Present Address

CASTLE ROCK, WA 98611
City, State, Zip Code





STATE OF WASHINGTON
DEPARTMENT OF ECOLOGY

PO Box 47775 • Olympia, Washington 98504-7775 • (360) 407-6300

November 25, 2003

Richard Miller
1709 Tower Road
Castlerock WA 98611

Dear Mr. Miller:

Re: Water Permit No. S2-29604 for Department of Fish & Wildlife

The above referenced permit is currently in the Completion of Construction stage of development. This letter is to remind you that the permit development schedule required that construction be completed on the water system on or before **October 1, 2003**, and that you notify this office that construction has been complete. Please complete the enclosed Completion of Construction form and submit it to this office as soon as possible if you have completed construction on the water system.

If you have not completed construction and are still interested in developing your project, you may request an extension of time. Since state law requires that the project be pursued with diligence and that good cause be shown before an extension can be granted, **your extension request must be made in writing and contain the following:**

1. A description of efforts you have made to complete construction on the project since the permit was issued or the last extension was granted.
2. A time schedule for completing the project and developing the system.
3. Reason(s) for needing the extension.
4. Any additional remarks concerning your project that will assist us in making our decision of whether to grant the extension.
5. Check or money order for the **\$5.00** extension fee made payable to the Department of Ecology. At **\$5.00** per year this would bring you current until **October 1, 2004**. Any payments of extension fees are non-refundable regardless whether the extension is granted.

Please submit the Completion of Construction form or the request for extension with the extension fee within **thirty (30) days** from the date of this letter. This office should be notified if you no longer intend to develop the project.

If you have any questions or concerns about any of this information, please call Sheri Carroll at (360) 407-0240 or myself at (360) 407-0270. Thank you for your attention to this matter.

Sincerely,

Teresa Hanson
Water Resources Program

TH:th (ccreminder1.doc)
Enclosure





STATE OF WASHINGTON

DEPARTMENT OF ECOLOGY

P.O. Box 47775 • Olympia, Washington 98504-7775 • (360) 407-6300

February 6, 2003

WA Dept of Fish & Wildlife
2108 Grand Blvd
Vancouver WA 98661

Dear Sir or Madame:

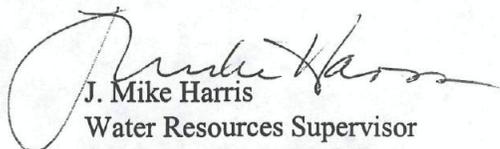
Re: Surface Water Permit No. S2-29604

Enclosed is Permit No. S2-29604. Our information indicates that you have begun construction of your project. We are enclosing a Notice of Completion, which must be filed when you have finished the work.

If you cannot complete your project by **October 1, 2003**, you must contact this office.

Please read the enclosed information sheet, as well as both sides of your permit.

Sincerely,


J. Mike Harris
Water Resources Supervisor
Southwest Regional Office

JMH:th (permit2)
Enclosures

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