STATE OF WASHINGTON
DEPARTMENT OF ECOLOGY
1250 W Alder St • Union Gap, WA 98903-0009 • (509) 575-2490

Haaks Nest LLC
Matthew Haak
840 Kellum Road
Outlook, WA 98938

Re: Emergency Drought Application No. G4-33153-15

Your request for emergency drought relief cannot be considered by the Department of Ecology (Ecology) since your situation does not meet the requirements of the drought regulations. You must have existing water rights that will be affected by the drought conditions of the basin for us to consider issuing a change authorization.

Ecology's rules concerning emergency drought relief (WAC 173-166) require that certain criteria be met before an emergency drought change application can be affirmatively processed. The specific criterion that is not met in your application is contained in WAC 173-166-080(3)(b), which states:

"An application for a water right transfer will be processed if the recipient water user is receiving, or is projected to receive, less than seventy-five percent of normal water supply, as the result of natural drought conditions, for the previously established activity and experiencing, or is expected to experience, undue hardship as a result."

Undue hardship as a result of natural drought conditions has not been demonstrated. Therefore, the request filed under Emergency Drought Change Application No. G4-33153-15 is hereby **DENIED.**

Your Right To Appeal

You have a right to appeal this Order to the Pollution Control Hearings Board (PCHB) within 30 days of the date of receipt of this Order. 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 the Order.

File your appeal and a copy of this Order 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 Order on Ecology in paper form - by mail or in person. (See addresses below.) E-mail 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 **Pollution Control Hearings Board** 1111 Israel RD SW Ste 301 Tumwater, WA 98501	**Department of Ecology** Attn: Appeals Processing Desk PO Box 47608 Olympia, WA 98504-7608 **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.

Signed at Yakima, Washington, this 18th day of August 2015.

Danielle Squooks for Sage Park
Sage Park, Section Manager
Water Resources Program
Central Regional Office

SP:JM:JR
150820/WRTS 6689344

Enclosure: Your Right To Be Heard

By certified mail: 7014 3490 0001 5527 5621