

December 8, 2009

Mr. Sam Stitt  
Portland Fair Estates Owners Association  
PO Box 603  
Friday Harbor WA 98250

Re: Water Right No. G1-26513P

Dear Mr. Stitt:

In response to your request, you are hereby granted an extension to put the water to full beneficial use for the reason below:

You currently have 47 of 52 lots developed. You are waiting for the final few lots to be developed and hooked up to the water system.

The new deadline to submit your *Proof of Appropriation of Water* is **February 28, 2015**.

An approved measuring device shall be installed and maintained for each diversion/withdrawal of the sources identified by this water right in accordance with the rule "Requirements for Measuring and Reporting Water Use", Chapter 173-173 WAC.

Water use data shall be recorded bi-weekly. Data shall be maintained by the property owner and promptly submitted to Ecology upon request. Recording and retention of data by the water right holder are required to inform the water users about how much water is used, when the water is used and to assist users in efficient water management.

Chapter 173-173 WAC 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.

When sending in your *Proof of Appropriation of Water* form, or your extension request, be sure to include all of the data you have been recording as required by your permit. The provisions requiring recording of data have been highlighted on the enclosed copy of your permit.

You have a right to appeal this decision. To appeal this you must:

- File your appeal with the Pollution Control Hearings Board within 30 days of the "date of receipt" of this document. Filing means actual receipt by the Board during regular office hours.
- Serve your appeal on the Department of Ecology within 30 days of the "date of receipt" of this document. Service may be accomplished by any of the procedures identified in WAC 371-08-305(10). "Date of receipt" is defined at RCW 43.21B.001(2).

Be sure to do the following:

- Include a copy of this document that you are appealing with your *Notice of Appeal*.
- Serve and file your appeal in paper form; electronic copies are not accepted.

**1. To file your appeal with the Pollution Control Hearings Board**

Mail appeal to:

OR Deliver your appeal in person to:

The Pollution Control Hearings Board  
PO Box 40903  
Olympia WA 98504-0903

The Pollution Control Hearings Board  
4224 – 6th Ave SE Rowe Six, Bldg 2  
Lacey WA 98503

**2. To serve your appeal on the Department of Ecology**

Mail appeal to:

OR Deliver your appeal in person to:

The Department of Ecology  
Appeals & Relief Coordinator  
P.O. Box 47608  
Olympia WA 98504-7608

The Department of Ecology  
Appeals & Relief Coordinator  
300 Desmond Dr SE  
Lacey WA 98503

**3. And send a copy of your appeal to:**

Andrew B. Dunn  
Department of Ecology  
Northwest Regional Office  
3190 160<sup>th</sup> Ave SE  
Bellevue WA 98008

*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 Arlene Harris at 425-649-7020.

Sincerely,

Andrew B. Dunn, LG, LHG  
Section Manager  
Water Resources Program

AD:ah

Enclosures: *Proof of Appropriation of Water  
Your Right to Be Heard  
Copy of permit*

By certified mail [7009 1410 0002 4049 6243]