



STATE OF WASHINGTON  
DEPARTMENT OF ECOLOGY

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

March 25, 2014

Mr. Robert Fulgham  
Ms. Margaret Estes  
2994 Barney Road  
Touchet, Washington 99360

Re: Application for Change under Ground Water Certificate No. G3-00582C

Dear Mr. Fulgham and Mrs. Estes:

We received your letter dated March 17, 2014 stating you would like to withdraw your proof of appropriation form and ask for an extension. In response to your request, you are hereby granted an extension to put the water to full beneficial use for the reason(s) below:

According to your request, the Proof of Appropriation form was submitted prematurely since you were unaware that it was possible to request an extension of the development schedule. In addition, the well that was constructed under this authorization does not produce the required water. Therefore, you propose to file a second change application with the Walla Walla County Conservancy Board to add a new well. Be advised that the State Water Code requires that your project be pursued with diligence and does not allow, through the permitting process, the reservation of water for use at an unspecified time in the future. It is important that construction of your project be completed within the time prescribed in the authorization. Your requested extension is for a reasonable period of time. We will grant you an additional two years to complete the project and put water to full beneficial use.

The new deadline to submit your *Proof of Appropriation of Water* is **April 1, 2016**.

Department of Ecology personnel, upon presentation of proper credentials, will have access at reasonable times, to the project location, and to inspect at reasonable times, records of water use, wells, diversions, measuring devices and associated distribution systems for compliance with water law.

**YOUR RIGHT TO APPEAL**

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> .

If you have any questions, please contact Dan Tolleson at 509-329-3526.

Sincerely,



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

KLS/DT:md

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