STATE OF WASHINGTON
DEPARTMENT OF ECOLOGY
15 W Yakima Ave, Ste 200 • Yakima, WA 98902-3452 • (509) 575-2490

September 24, 2010

Robert Vance
c/o Elk Heights Property Owner's Association
2708 N. Verde Street
Tacoma WA 98407

Re: Ground Water Permit No. G4-29335P—**Elk Heights Property Owner's Association**

Dear Mr. Vance:

We acknowledge difficult times have befallen you and your wife and wish the best for you and your wife in the years to come. In response to your request, you are hereby granted an extension to put the water to full beneficial use for the reason(s) below:

- Unforeseen illness has delayed project.
- Economic downturn has delayed real estate demand.

The new deadline to submit your *Proof of Appropriation of Water* is **December 1, 2013.**

For your information, under RCW 90.44.050 (enclosed) the permit exemption rule may entitle you to use the existing well and water use without the need to keep this Permit active, which would eliminate the need for you to follow the strict development schedule set forth in the Permit, thereby also eliminating the need for future extension requests and fees. Furthermore, it is unlikely that Ecology will approve future extension requests without the showing of due diligence toward finalizing the project.

New Provisions: According to the Department of Ecology's Provision *POL*-1050, "As a condition of an extension, Ecology may require additional provisions and conditions . . ."As a condition of this extension approval, Ecology is requiring the following new provisions:

- Meter Installation: An approved measuring device shall be installed and maintained for the source authorized by this water right in accordance with the rule "Requirements for Measuring and Reporting Water Use," WAC 173-173. http://www.ecy.wa.gov/programs/wr/measuring/measuringhome.html.
- Record Weekly, Report Annual Totals: Water use data shall be recorded annually and maintained by the property owner for a minimum of five years. The maximum rate of diversion and the annual total volume shall be submitted to the Department of Ecology by January 31st of each calendar year.

Electronic Reporting: Recorded water use data shall be submitted via the Internet. To set up an Internet reporting account, contact the Central Regional Office Regional Office. If you do not have Internet access, you can still submit hard copies by contacting the Central Regional Office Regional Office for forms to submit your water use data.

YOUR RIGHT TO APPEAL

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

- File your appeal and a copy of this decision 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 decision 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.

ADDRESS AND LOCATION INFORMATION

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, Ste 301 Tumwater WA 98501	**Pollution Control Hearings Board** PO Box 40903 Olympia WA 98504-0903

CONTACT INFORMATION

Please direct all questions about this decision to:

Mark C. Schuppe, Section Manager
Department of Ecology
Central Region Office
15 West Yakima Avenue Suite 200
Yakima WA 98902-3452

Phone: 509 454 4258
Email: mark.schuppe@ecy.wa.gov

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://www.leg.wa.gov/CodeReviser

If you have any questions, please contact Teresa Mitchell at 509-575-2597.

Sincerely,

Mark C. Schuppe
Section Manager
Water Resources Program

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100926

Enclosures: *Proof of Appropriation of Water*
Your Right to Be Heard
RCW 90.44.050
Water Use Measurement Form 2

By certified mail: 7007 2560 0001 9535 9832

PA extension granted.doc