



STATE OF WASHINGTON
DEPARTMENT OF ECOLOGY

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

December 5, 2013

Ms. Stephanie Utter
United State Department of the Interior
Bureau of Reclamation
Ephrata Field Office
P.O. Box 815
Ephrata, Washington 98823

Re: Surface Water Permit No. S3-28586

Dear Ms. Utter:

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

- Complete the development of the permit.

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

Measurements, Monitoring, Metering and Reporting

An approved measuring device must be installed and maintained for each of the sources identified by this water right in accordance with the rule "Requirements for Measuring and Reporting Water Use", WAC 173-173, which describes the requirements for data accuracy, device installation and operation, and information reporting. It also allows a water user to petition the Department of Ecology for modifications to some of the requirements.

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

In accordance with RCW 90.44.510, when water is applied to Columbia Basin Project lands with existing state-issued groundwater rights, Ecology shall issue superseding state-issued groundwater rights. The superseding state-issued groundwater right(s) shall designate the portion of the water right(s) being replaced by federal Columbia Basin Project water as a standby/reserve water right(s). This secondary use authorization is **not** intended to be additive to those underlying state-issued groundwater rights. As water service contracts are recommended for approval, Ecology will issue superseding state-issued standby/reserve groundwater rights.

Proof of Appropriation

The water right holder shall file the notice of Proof of Appropriation of water (under which the certificate of water right is issued) when the permanent distribution system has been constructed and the quantity of water required by the project has been put to full beneficial use. The certificate will reflect the extent of the project perfected within the limitations of the water right. Elements of a proof inspection may include, obtaining services of a certified water rights examiner (CWRE) as appropriate, the source(s), system instantaneous capacity, beneficial use(s), annual quantity, place of use, and satisfaction of provisions.



The Proof of Appropriation will need to document in detail how and where water authorized is being beneficially used in the Columbia Basin Project.

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 Kevin Brown at 509-329-3422.

Sincerely,



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

KLS/KB:md

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