



STATE OF WASHINGTON
DEPARTMENT OF ECOLOGY

15 W Yakima Ave, Ste 200 • Yakima, WA 98902-3452 • (509) 575-2490

May 13, 2010

Alan E. & Anna E. Waltar
12449 Ingalls Creek Rd
Peshastin WA 98847-9400

Re: Request for Extension of Temporary Change Authorization No. CS4-28290C

Dear Dr. and Mrs. Waltar:

This request seeks an extension of approval for a temporary change in place of use for continuous community domestic supply for a summer camp located in Chelan County. Surface Water Certificate No. S4-28290C, priority date August 31, 1983, which was issued on July 19, 1989. Throughout the original application process a portion of the place of use was omitted. On February 22, 1996, Change Application No. CS4-28290C was submitted to correct the omission. The water will be used for continuous community domestic supply for approximately 50 cabins and a retreat center as authorized under the original Certificate.

On January 18, 2005, the applicant requested a temporary authorization in response to the water right requirement for a Conditional Use Permit (CUP) application submitted to Chelan County. The CUP application requested the addition of a few small bunkhouses and storage shed to the summer camp.

On November 6, 2008, the applicant requested a temporary extension to the temporary authorization. This request is hereby authorized and is subject to the following parameters and provisions (**additional provisions have been added to this approval**):

Parameters:

This extension authorization is effective until **December 31, 2012**, unless a change authorization is issued or denied through the Chelan County Conservancy Board or Ecology prior to December 31, 2012. Additional extensions are not guaranteed and the applicant must cease use on the temporary place of use if no change has been authorized prior to December 31, 2012.

The water will be diverted from an unnamed spring located 900 feet south and 800 feet west from the north quarter corner of Section 25, within the NE $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 25, T. 23 N., R. 17 E.W.M., Chelan County as authorized by Surface Water Certificate No. S4-28290C.



The temporary change in place of use is described as:

That portion of the N ½ of Section 25, T. 23 N., R. 17 E.W.M., Chelan County, Washington lying north of the center line of Ingall's Creek, south of the old Blewett Pass Highway, now known as County Road No. 13, west of the center line of Peshastin Creek and west of the westerly right of way line of State Highway 97.

The water will be used for continuous community domestic supply for approximately 50 cabins and a retreat center.

The diversion rate shall not exceed 0.223 cubic feet per second. The volume of water allowed is 55.6 acre-feet per year as authorized by Surface Water Certificate No. S4-28290C.

The operator of the system under this authorization shall:

- Have a copy of the Extension Authorization for the Temporary Change Authorization.
- Be aware of the parameters and provisions and operate accordingly.
- Provide said copy as evidence of this extension authorization upon request by Ecology or Department of Fish and Wildlife staff.

Provisions:

This authorization shall in no way excuse the permittee from compliance with any applicable federal, state, or local statutes, ordinances, or regulations including those administered by other programs of Ecology.

The water sources and/or water transmission facilities may not be locsteed entirely upon the land owned by the applicant. Therefore, the applicant is advised that issuance of a permit by this Department for appropriation of the waters in question does not convey a right of access to, or other right to use, land which the applicant does not legally possess.

An approved measuring device shall be installed and maintained for each of the sources 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>.

Water use data shall be recorded weekly and maintained by the property owner for a minimum of five years. The maximum rate of diversion/withdrawal and the annual total volume shall be submitted to the Department of Ecology by January 31st of each calendar year.

WAC 173-173 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. Installation, operation and maintenance requirements are enclosed as a document titled "Water Measurement Device Installation and Operation Requirements".
<http://www.ecy.wa.gov/programs/wr/measuring/measuringhome.html>.

Department of Ecology personnel, upon presentation of proper credentials, shall 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.

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

- File your appeal with the Pollution Control Hearing 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 & Application for Relief Coordinator PO Box 47608 Olympia WA 98504-7608		The Department of Ecology Appeals & Application for Relief Coordinator 300 Desmond Dr SE Lacey WA 98503

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

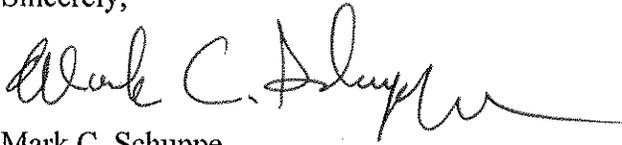
Mark C. Schuppe
Department of Ecology
Central Regional Office
15 W Yakima Ave Ste 200
Yakima WA 98902-3452

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*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,

A handwritten signature in black ink, appearing to read "Mark C. Schuppe". The signature is fluid and cursive, with a long horizontal stroke extending to the right.

Mark C. Schuppe
Section Manager
Water Resources Program

MCS:CLG:gh
100528

Enclosures: *Your Right to Be Heard*
Completion of Construction

By certified mail: 7007 2560 0001 9535 2437