



STATE OF WASHINGTON
DEPARTMENT OF ECOLOGY

*Northwest Regional Office • 3190 160th Ave SE • Bellevue, WA 98008-5452 • 425-649-7000
711 for Washington Relay Service • Persons with a speech disability can call 877-833-6341*

APR 11 2011

Mr. Greg Bawden
Battalion Chief
Duvall-King County Fire District 45
P.O. Box 338
Duvall, WA 98019

Re: Your request for a TEMPORARY PERMIT under Water Right Application S1-28685

Dear Mr. Bawden:

This letter serves as a **Temporary Permit** for the diversion of up to 0.033 cubic feet per second (cfs) from the Snoqualmie River for non-consumptive training activities by the Duvall-King County Fire District 45 (Duvall Fire). **PLEASE READ THIS LETTER CAREFULLY.** This Temporary Permit is being issued for a ten year period, expiring on July 30, 2021. Failure to comply with the terms and conditions of this Temporary Permit will result in immediate cancellation.

The Department of Ecology (Ecology) received the subject application, signed by you, a representative of Duvall Fire, on March 11, 2011. You requested a temporary permit for Duvall Fire to pump up to 15 gallons per minute (equivalent to 0.033 cfs) from the Snoqualmie River. Your requested point of diversion and place of use is Taylor's Landing Boat Ramp and Park in Duvall. The legal description for this point of diversion and place of use is the NW¼ NW¼ of Section 13, Township 26 North, Range 7 East, in King County. The site address is 16201 Main Street NE. The parcel number for this site is 1326069031. This parcel is owned by the City of Duvall. Appropriately, the subject application was also signed by Steve Leniszewski, City of Duvall Public Works Director.

According to your application, Duvall Fire intends to conduct an annual series of firefighter training activities that involve pumping water from the Snoqualmie River. This training is intended to duplicate "water supply" operations for wildland fires. Specific procedures are as follows:

- Firefighters will back a fire fighting truck down the Taylor's Landing boat ramp to within 10 to 15 feet of the water.
- Personnel will extend a 20 foot section of 2 inch hard suction hose from the truck to an area near the end of the concrete boat ramp. The hard suction hose is equipped with a strainer/check valve on the "intake" end. The other end attaches to the gas powered centrifugal pump on the truck.
- Personnel will "draft" water into the pump and through a single hand line. The pumped water will then be sprayed back into the river to avoid disturbing the ground surface or causing erosion. This water use therefore will be totally non-consumptive to the river.



- This activity will draw approximately 10 to 15 gallons per minute for the duration of each drill, which are expected to be less than 30 minutes in length. This drill will be repeated up to 10 times each year, between April 1 and July 30.

Because the pumped water will be immediately returned to the same location in the Snoqualmie River, there will be no impairment of other right holders, including the minimum instream flows established by WAC 173-507. In addition, this use of water will not cause a detriment to the public interest. And, the water requested will be available for use and it will be used for a beneficial purpose. As such, Duvall Fire is hereby granted a **Temporary Permit** to proceed with the diversion and beneficial use of water as described above, subject to the following terms and conditions:

1. This Temporary Permit becomes effective immediately after the completion of the statutory 30 day appeal period (assuming no appeals).
2. This Temporary Permit shall remain in effect through July 30, 2021, unless revoked sooner by Ecology if Duvall Fire fails to comply with these terms and conditions. If Duvall Fire desires to terminate this Temporary Permit prior to July 30, 2021, please do so in a written request to Ecology's Northwest Regional Office.
3. This authorization to make use of public waters of the state is subject to existing rights, including any existing rights held by the United States for the benefit of Tribes under treaty or settlement. Although not anticipated, if impairment of other right holders does occur, Duvall Fire will be required to diminish or cease pumping.
4. Department of Ecology personnel, upon presentation of proper credentials, shall have access to the project location to inspect Duvall Fire's diversion works for compliance with this Temporary Permit.
5. The pump intake shall be screened in accordance with Department of Fish and Wildlife screening criteria (pursuant to RCW 77.57.010, RCW 77.57.070, and RCW 77.57.040). In addition, a Hydraulic Project Approval (HPA) may be required. Please contact the Department of Fish and Wildlife, 600 Capitol Way N, Olympia, WA 98501-1091. Attention: Habitat Program, Phone: (360) 902-2534 to receive information about screening criteria and obtaining a HPA. <http://www.wdfw.wa.gov/about/regions/>

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 P.O. Box 47608 Olympia, WA 98504-7608
Pollution Control Hearings Board Environmental Hearings Office 1111 Israel Road SW, Suite 301 Tumwater, WA 98501	Pollution Control Hearings Board P.O. Box 40903 Olympia, WA 98504-0903

Please also send a copy of your appeal to:

Jacqueline Klug
Department of Ecology
Northwest Regional Office
3190 160th Avenue 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>*

Signed at Bellevue, Washington, this 11th day of April, 2011.



Jacqueline Klug
Section Manager
Water Resources Program

jk/bs/mc

By certified mail: 7008 1140 0000 2359 7933

Enclosure: Your Right to be Heard