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

October 23, 2009

Tom DeVries
15720 SR 24
Moxee WA 98936-9302

Re: Change Authorization Nos. CG4-25445(A)C@1 and CG4-25590C(A)@1
DeVries Family Farm LLC

Dear Mr. DeVries:

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

- Another season is needed to maximize flow rate.
- More time is needed for the potential drilling of an additional well.

The new deadline to submit your *Proof of Appropriation of Water* forms is **October 31, 2010**. Please be reminded that under the Provisional terms of the change authorizations, "Water use data from each source shall be read and recorded weekly. The maximum monthly rate of withdrawal and the total monthly volume pumped shall be submitted to Ecology by January 31st of the following year." To date, the Department of Ecology (Ecology) has received no reports.

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

- File your appeal with the Pollution Control Hearings 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:

The Pollution Control Hearings Board
PO Box 40903
Olympia WA 98504-0903

OR

Deliver your appeal in person to:

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:

The Department of Ecology
Appeals & Application for Relief Coordinator
PO Box 47608
Olympia WA 98504-7608

OR

Deliver your appeal in person to:

The Department of Ecology
Appeals & Application for Relief Coordinator
300 Desmond Dr SE
Lacey WA 98503

3. And send a copy of your appeal to:

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

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 me at 509-454-4264.

Sincerely,

Mark C. Schuppe
Section Manager
Water Resources Program

MCS:CLG:gh
091025

Enclosures: *Proof of Appropriation of Water forms (2)*
Your Right to Be Heard
Showing of Compliance with RCW 90.44.100(3)

By certified mail: 7007 2560 0001 7674 8822