STATE OF WASHINGTON
DEPARTMENT OF ECOLOGY
1250 W Alder St • Union Gap, WA 98903-0009 • (509) 575-2490

La Promesa Farm
Ubaldo Perez
1140 Alexander Ext.
Grandview, WA 98930-9773

Re: Emergency Drought Application No. G4-35016-15

Dear Mr. Perez:

Your request for emergency drought relief cannot be considered by the Department of Ecology (Ecology) because your situation no longer meets the requirements of the drought regulations. Ecology's rules concerning emergency drought relief Chapter 173-166 WAC require that certain criteria be met before an emergency drought change application can be affirmatively processed. The specific criterion that is no longer met in your application is contained in WAC 173-166-070(2), which states:

> "An application will be processed if the recipient water user is receiving, or is projected to receive, less than seventy-five percent of normal water supply, as the result of natural drought conditions, for the previously established activity and experiencing, or is expected to experience, undue hardship as a result."

Your application was placed on hold while you were deciding whether to continue with your project. A response was not received by Ecology.

Because the Roza Irrigation District does not deliver any irrigation water to lands after October 31 we are unable to approve your request for emergency drought relief, and as such the request filed under Emergency Drought Change Application No. G4-35016-15 is hereby **REJECTED.**

YOUR RIGHT TO APPEAL

You have a right to appeal this Decision to the Pollution Control Hearings 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 all of 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 **Pollution Control Hearings Board** 1111 Israel Road SW, Suite 301 Tumwater WA 98501	**Department of Ecology** Attn: Appeals Processing Desk PO Box 47608 Olympia WA 98504-7608 **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

Signed at Union Gap, Washington, this 11TH day of DECEMBER, 2015.

Thomas Perkow, Acting Section Manager
Water Resources Program
Central Regional Office

TP:LW:JR/151206
WR ID# 6728593

Enclosure: Your Right To Be Heard

By certified mail: 7014 3490 0001 5527 5799

cc: Philip Rigdon, Director Natural Resources Division Yakama Nation