

WATER TRANSFER WORKING GROUP PROJECT DESCRIPTION

APPLICATION NO./COURT CLAIM NO.		
KITT-15-05 (00296, CS4-00296CTCLsb7)		
APPLICANT NAME	CONTACT NAME	TELEPHONE NO.
MTA PA, LLC	Jeff Slothower, Attorney	(509) 925-6916
WATER RIGHT HOLDER'S NAME (if different)		EMAIL
AHG Related Properties LLC and MTA Holdings LLC		jslothower@lwhsd.com

DATE OF APPLICATION	PRIORITY DATE
April 21, 2015	May 20, 1885

WATER SOURCE:	CROP:
<u>Water Right A¹</u> : Pond	<u>Water Right A</u> : Pasture/turf (34.8 acres)
<u>Water Right B-1</u> : Yakima River	<u>Water Right B-1</u> : Pasture/turf (11.55 acres)
<u>Water Right B-2</u> : Pond	<u>Water Right B-2</u> : Pasture/turf (13.65 acres)
INSTANTANEOUS QUANTITY:	ANNUAL QUANTITY:
<u>Water Right A</u> : 0.87 cfs	<u>Water Right A</u> : 341.622 cfs
<u>Water Right B-1</u> : 0.13 cfs	<u>Water Right B-1</u> : 202.18
<u>Water Right B-2</u> : 0.5 cfs	<u>Water Right B-2</u> : 45.2
PERIOD OF USE:	
<u>Water Right A</u> : April 1 through October 15	
<u>Water Right B-1</u> : April 1 to October 15	
<u>Water Right B-2</u> : April 1 to October 15	
PLACE OF USE:	PURPOSE OF USE:
<u>Water Right A</u> : That portion of the S½SE¼ of Section 3, T. 17 N., R. 18 E.W.M., lying southwest of the southwesterly boundary of PSH 3 (I-90) and east of Dike Road and that portion of the NE¼ of Section 10, T. 17 N., R. 18 E.W.M., lying east of Dike Road and north of Damman Road, also known as Umptanum Road, and westerly of PSH 3 (I-90).	<u>Water Right A</u> : Irrigation of 34.8 acres
<u>Water Right B-1</u> : NW¼NE¼SW¼ and the E½E½SW¼ and that portion of the NW¼SE¼ lying Southwest of the Northern Pacific Railroad, all in Section 34, T. 18 N., R. 18 E.W.M.	<u>Water Right B-1</u> : Irrigation of 11.55 acres (temporarily donated to trust)
<u>Water Right B-2</u> : <u>TRACT 1</u> : The South Half of the Northeast Quarter of Section 15, Township 17 North, Range 18 East, W.M., Kittitas County, Washington. EXCEPT A strip of land 33 feet in width extending along the South side of said land; AND EXCEPT Parcel G of that certain Survey as	<u>Water Right B-2</u> : Irrigation of 13.65 acres

¹ For reference purposes, the two water rights that would result from the requested transfer are referred to as Water Right B-1, which will remain in trust temporarily, and Water Right B-2, which the Applicant seeks to use for the irrigation of 13.65 acres. Water Right A was approved for use in a transfer completed in 2011, which was approved by the WTWG.

recorded April 8, 1999, in Book 24 of Surveys, page 63, under Auditor's File No. 199904080032, records of Kittitas County, Washington; being a portion of the Northeast Quarter of Section 15, Township 17 North, Range 18 East, in the County of Kittitas, State of Washington, as described in Kittitas County Superior Court Case #99-2-002001 Judgment and Decree entered June 21, 1999; AND EXCEPT right of way of Umptanum County Road along the West boundary thereof.

TRACT 2:

That portion of the Northwest Quarter of Section 14, Township 17 North, Range 18 East, W.M., County of Kittitas, State of Washington, lying South and West of the county road known as the River Bottom Road, said parcel being described as follows:

A tract of land bounded by a line beginning at the Northwest corner of said section; thence South $00^{\circ}57'39''$ East along the Westerly boundary line of the Northwest Quarter of said section a distance of 393.93 feet to the Southwesterly right-of-way boundary line of the county road known as the River Bottom Road, said point being the true point of beginning; thence South $30^{\circ}49'15''$ East along the Southwesterly right-of-way boundary line of said county road a distance of 26.87 feet; thence continuing along the Southwesterly right-of-way boundary line of said county road on a 542.96 foot radius curve concave to the Southwest an arc distance of 171.84 feet, said chord being South $21^{\circ}45'15''$ East a distance of 171.12 feet; thence South $12^{\circ}41'15''$ East along the Southwesterly right-of-way boundary line of said county road a distance of 217.61 feet; thence continuing along the Southwesterly right-of-way boundary line of said county road on a 746.20 foot radius curve concave to the Northeast an arc distance of 137.95 feet, said chord being South $17^{\circ}59'01''$ East a distance of 137.76 feet; thence South $00^{\circ}50'59''$ West a distance of 1711.09 feet; thence South $89^{\circ}07'53''$ West a distance of 104.62 feet to the Westerly boundary line of the Northwest Quarter of said section, said point being North $00^{\circ}57'39''$ West along the Westerly boundary line of the Northwest Quarter of said section a distance of 44.69 feet from the Southwest corner of the Northwest Quarter of said section; thence North $00^{\circ}57'39''$ West along the Westerly boundary line of the Northwest Quarter of said section a distance of 2238.14 feet to the true point of beginning.

TRACT 2:

That portion of the Northwest Quarter of Section 14, Township 17 North, Range 18 East, W.M., County of Kittitas, State of Washington, lying South and West of the county road known as the River Bottom Road, said parcel being described as follows:

<p>A tract of land bounded by a line beginning at the Northwest corner of said section; thence South 00°57'39" East along the Westerly boundary line of the Northwest Quarter of said section a distance of 393.93 feet to the Southwesterly right-of-way boundary line of the county road known as the River Bottom Road, said point being the true point of beginning; thence South 30°49'15" East along the Southwesterly right-of-way boundary line of said county road a distance of 26.87 feet; thence continuing along the Southwesterly right-of-way boundary line of said county road on a 542.96 foot radius curve concave to the Southwest an arc distance of 171.84 feet, said chord being South 21°45'15" East a distance of 171.12 feet; thence South 12°41'15" East along the Southwesterly right-of-way boundary line of said county road a distance of 217.61 feet; thence continuing along the Southwesterly right-of-way boundary line of said county road on a 746.20 foot radius curve concave to the Northeast an arc distance of 137.95 feet, said chord being South 17°59'01" East a distance of 137.76 feet; thence South 00°50'59" West a distance of 1711.09 feet; thence South 89°07'53" West a distance of 104.62 feet to the Westerly boundary line of the Northwest Quarter of said section, said point being North 00°57'39" West along the Westerly boundary line of the Northwest Quarter of said section a distance of 44.69 feet from the Southwest corner of the Northwest Quarter of said section; thence North 00°57'39" West along the Westerly boundary line of the Northwest Quarter of said section a distance of 2238.14 feet to the true point of beginning</p>	
<p>IRRIGATION METHOD:</p>	
<p>Sprinkler irrigation</p>	

CONSUMPTIVE USE CALCULATION:

Under RCW 90.03.380 this transfer does not require an Annual Consumptive Quantity calculation (ACQ) because the change does not seek to irrigate additional acreage. The original right authorized the irrigation of 60 acres. The 2011 Transfer authorized the use of 34.8 acres of irrigation under Water Right A. After the 2011 transfer, water for the irrigation of the 25.2 acres (Water Right B) was transferred to trust. This transfer now before the WTWG will result in 13.65 acres being irrigated from the new point of diversion at the new place of use. The remainder of the water right, enough to irrigate 11.55 acres, will remain in trust. Therefore, there is no increase in the number of acres irrigated. The crop to be irrigated at the new place of use is pasture/turf.

NARRATIVE DESCRIPTION OF PROJECT:

The water right (*Acquavella* Court Claim No. 00296) originally authorized surface water diversion from the Yakima River for the purposes of irrigation of 60 acres. The original point of diversion for 1.5 cfs, 589 acre-feet per year was from the Mill Ditch diversion on the Yakima River located in the SW 1/4 of the NW 1/4 of Section 29, Township 18 North, Range 18 East, W.M. Water was then conveyed through the Mill Ditch system to the place of use located in the W 1/2 of the SE 1/4 of the SW 1/4 of Section 34, Township 18 North, Range 18 East, W.M. The water rights were severed from the land by deed recorded under Kittitas County Auditor's File No. 200601200059.

Claim No. 00296 was the subject of a previous transfer (KIT-11-11; Ecology Control No. CS4-00296sb7@1) (hereinafter the "2011 Transfer"), in which a portion of the water right used to irrigate 34.8

acres was transferred to a point of withdrawal and used to irrigate 34.8 acres. That transfer was approved by the Kittitas County Water Conservancy Board on December 31, 2011 and by Ecology on February 16, 2012 when it issued a modification letter. Ecology's modification letter identified the two components of the water right as "Water Right A" and "Water Right B." The WTWG reviewed and approved the 2011 Transfer.

The remainder of the water right necessary to irrigate 25.2 acres, 0.63 cfs, 247.378 a-f/yr was temporarily placed in Ecology's Trust Water Rights Program on February 27, 2012. That trust water right has been extended and the current trust water right expires on December 13, 2015.

In this transfer, the Applicant proposes to withdraw a portion of the trust water right from trust. The amount to be withdrawn from trust is 0.5 cfs, 45.2 a-f/yr, which will be pumped from a pond located in the SE 1/4 of the NE 1/4 of Section 15 for the purpose of irrigating 13.65 acres of pasture/turf. (See Exhibits 1 and 2.) The portion of the water right not sought to be changed, which is defined as Water Right B-1 above, will continue to be donated to the Yakima River Trust on a temporary basis.

WTWG Project form

EXHIBIT 1

2015-55

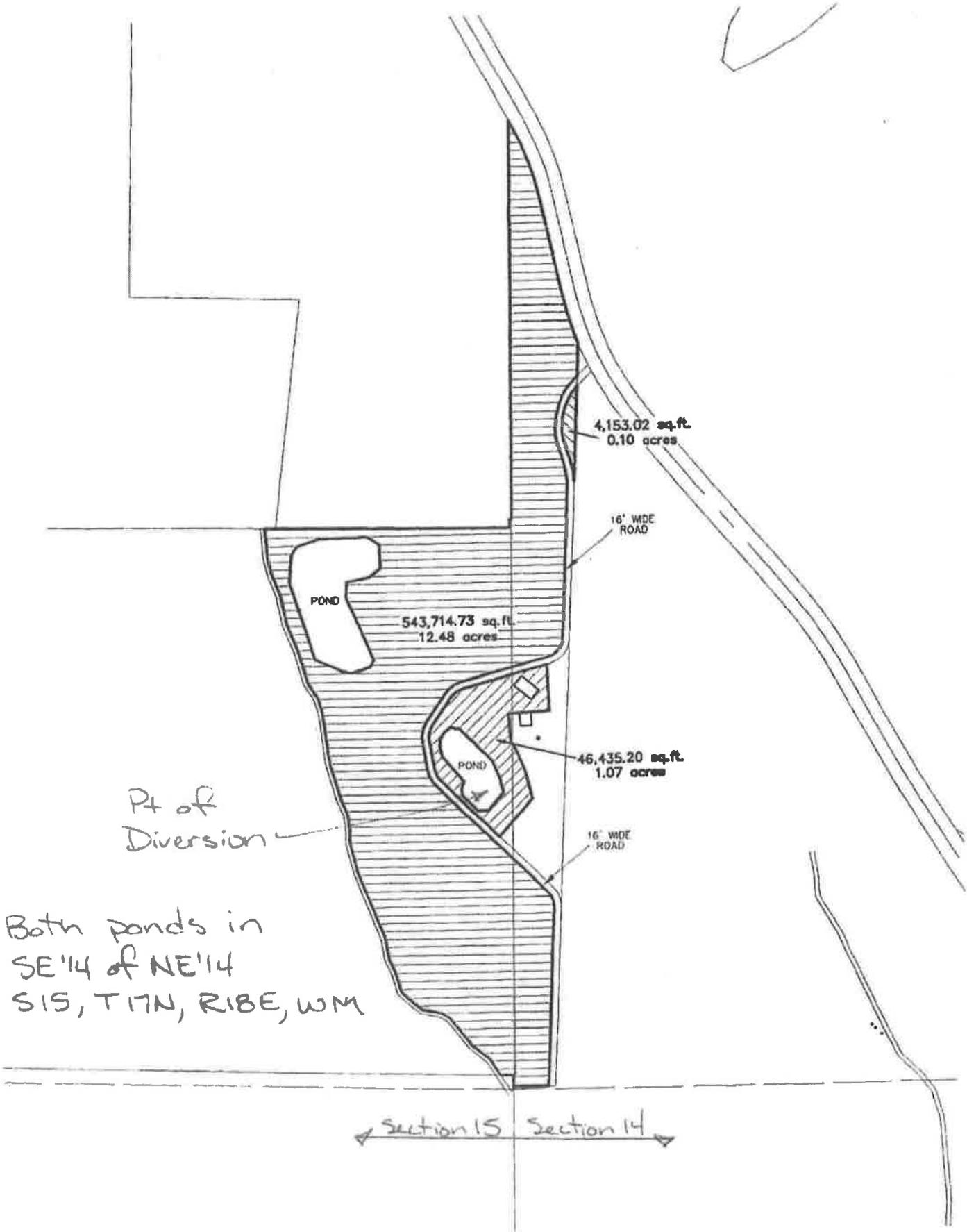


EXHIBIT 2

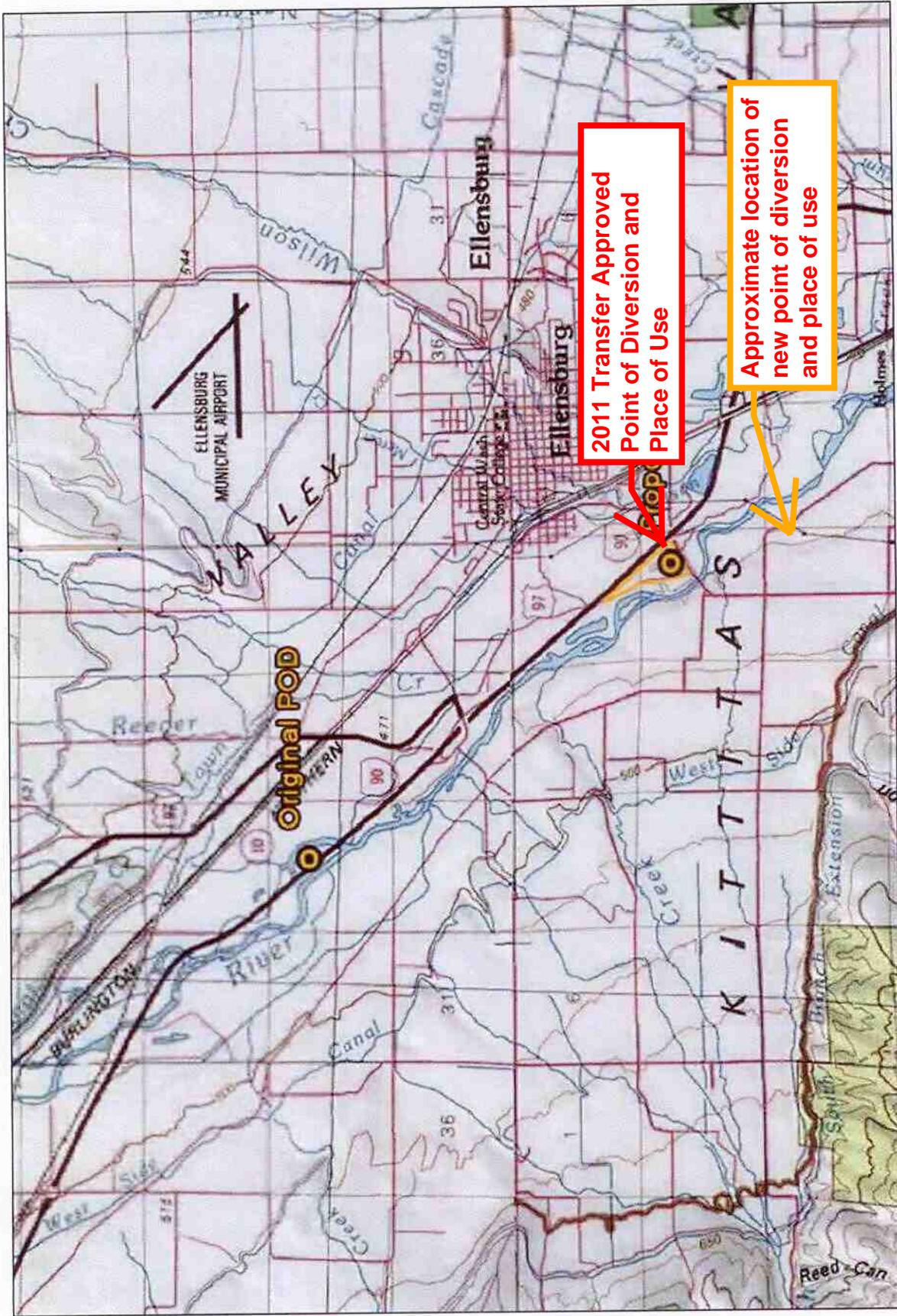


Figure 1
Existing and Proposed Points of Diversion
MTA Holdings, Ellensburg, WA