

Sunheaven Farms



30103 West Gwinn Road
Prosser, Wa. 99350

TELEPHONE
509/786-1013
FAX
509/786-1750

PARTNERS:
LORIN E. MUNN
ROBERT O. MUNN
DUANE L. MUNN
BRENT B. SHULTHIES
R. BRENT HARTLEY
CLYDE W. BYBEE

July 24, 1998

Mr. Kevin Brown
Department of Ecology
15 West Yakima—Suite 200
Yakima, WA 98902-3401

Re: Application for Water Permit – Robert O. Munn & Shirl Moon Ranch

Dear Kevin:

Please find enclosed our application for a water permit. Robert Munn leases this land from Shirl Moon Ranch, Inc. and is interested in developing for irrigation purposes. You can see the tentative plan as outlined on the enclosed map. If you have any questions, please call me at 509-786-1013.

We appreciate your help and assistance over the years. We hope they keep you where you are for a long time but if it is a better situation for you, then we hope what is best for you is what occurs.

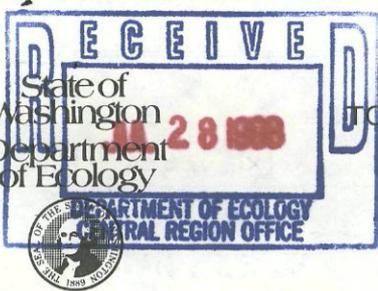
Sincerely,

SUNHEAVEN FARMS

A handwritten signature in cursive script that reads "David R. Walker".

David R. Walker

Encl.



PD No # 2835
 \$10.00
 7/28/99

APPLICATION FOR PERMIT
 TO APPROPRIATE PUBLIC WATERS OF THE STATE OF WASHINGTON

SURFACE WATER GROUND WATER

\$10.00 MINIMUM STATUTORY EXAMINATION FEE REQUIRED WITH APPLICATION

(GRAY BOXES FOR OFFICE USE ONLY)

| | | | | | |
|---|----------------|------------------|--------------------------------|-------------------------------|---------------------|
| APPLICATION NO. 54-32774 | W.R.I.A. 31 | COUNTY BENTON | PRIORITY DATE JULY 28, 1999 | TIME | ACCEPTED |
| APPLICANT'S NAME - PLEASE PRINT ROBERT O. MUNN | | | | BUSINESS TEL. 509-786-2773 | |
| ADDRESS (STREET) 35702 W. GWINN RD. | | | | (CITY) PROSSER | (STATE) WA |
| | | | | HOME TEL. 509-786-3598 | (ZIP CODE) 99350 |
| DATE & PLACE OF INCORPORATION IF APPLICANT IS A CORPORATION | | | | | |

1. SOURCE OF SUPPLY

| IF SURFACE WATER | IF GROUND WATER |
|--|--|
| SOURCE (NAME OF STREAM, LAKE, SPRING, ETC.) (IF UNNAMED, SO STATE) COLUMBIA RIVER | SOURCE (WELL, TUNNEL, INFILTRATION TRENCH, ETC.) |
| TRIBUTARY | SIZE AND DEPTH |

2. USE

USE TO WHICH WATER IS TO BE APPLIED (DOMESTIC SUPPLY, IRRIGATION, MINING, MANUFACTURING, ETC.)
IRRIGATION

| | | | |
|--|----|--------------------------------|----------------------------|
| ENTER QUANTITY OF WATER REQUESTED USING UNITS OF: CUBIC FEET PER SECONDCFS | OR | GALLONS PER MINUTEGPM | ACRE FEET PER YEAR 3478 |
| * SEE NOTE IN SECTION 7 | | | |
| TIMES DURING YEAR WATER WILL BE REQUIRED MARCH 1 - NOVEMBER 30 | | | |

| | | |
|--|---|--|
| IF IRRIGATION, NUMBER OF ACRES 1043.3 | IF DOMESTIC USE, NUMBER OF UNITS BY TYPE, E.G. 1-HOME, 1-MOBILE HOME, 2-CAMPSITES, ETC. | IF MUNICIPAL USE, ESTIMATED POPULATION 20 YEARS FROM TODAY |
| DATE PROJECT WAS OR WILL BE STARTED Nov, 1999 | DATE PROJECT WAS OR WILL BE COMPLETED MAR, 2000 | |

3. LOCATION OF POINT OF DIVERSION/WITHDRAWAL

3A. IF IN PLATTED PROPERTY

| LOT | BLOCK | OF (GIVE NAME OF PLAT OR ADDITION) | SECTION | TOWN | RANGE |
|-----|-------|------------------------------------|---------|------|-------|
| | | | | | |

ALSO, PLEASE ENCLOSE A COPY OF THE PLAT AND MARK THE POINT(S) OF WITHDRAWAL OR DIVERSION

3B. IF NOT IN PLATTED PROPERTY

ON ACCOMPANYING SECTION MAPS, ACCURATELY MARK AND IDENTIFY EACH POINT OF DIVERSION. SHOW NORTH-SOUTH AND EAST-WEST DISTANCES FROM NEAREST SECTION CORNER OR PROPERTY CORNER.

ALSO, ENTER BELOW, THE DISTANCES FROM THE NEAREST SECTION OR PROPERTY CORNER TO THE DIVERSION OR WITHDRAWAL.
1100 FEET EAST AND 200 FEET SOUTH OF THE NORTHWEST CORNER OF SECTION 18

| | | | | |
|--|---------------|------------------|-------------------------------|------------------|
| LOCATED WITHIN (SMALLEST LEGAL SUBDIVISION) NW 1/4 NW 1/4 | SECTION 18 | TOWNSHIP N. 5 | RANGE (E. OR W.) W.M. 26 E | COUNTY BENTON |
|--|---------------|------------------|-------------------------------|------------------|

4. DO YOU OWN THE LAND ON WHICH THIS SOURCE IS LOCATED. IF NOT, INSERT NAME & ADDRESS OF OWNER
U.S. ARMY CORP OF ENGINEERS, PORTLAND DISTRICT, P.O. BOX 2946, PORTLAND, OR 97208

5. LEGAL DESCRIPTION OF PROPERTY ON WHICH WATER IS TO BE USED

ATTACH A COPY OF THE LEGAL DESCRIPTION OF THE PROPERTY (ON WHICH THE WATER WILL BE USED) TAKEN FROM A REAL ESTATE CONTRACT, PROPERTY DEED OR TITLE INSURANCE POLICY. OR, COPY CAREFULLY IN THE SPACE BELOW.

| | | |
|-----------------------|-------------|-----------------------------|
| SECTION 29, T7N, R27E | 323.90 Ac. | } BENTON COUNTY, WASHINGTON |
| SECTION 30, T7N, R27E | 286.09 Ac. | |
| SECTION 31, T7N, R27E | 154.48 Ac. | |
| SECTION 32, T7N, R27E | 278.86 Ac. | |
| | 1043.33 Ac. | |

WHAT IS YOUR INTEREST IN THE PROPERTY ON WHICH THE WATER IS TO BE USED (PROPERTY OWNER, LESSEE, CONTRACTOR, PURCHASER, ETC.)

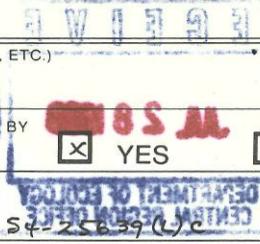
LESSEE

ARE THERE ANY EXISTING WATER RIGHTS RELATED TO THE LAND ON WHICH THE WATER IS TO BE USED (INCLUDING WATER PROVIDED BY IRRIGATION DISTRICTS OR DITCH COMPANIES.)

YES NO

IF YES, FROM WHAT SOURCE (i.e. SURFACE OR GROUND WATER) AND UNDER WHAT AUTHORITY

SURFACE - WATER PERMIT S4-30206 P AND CERTIFICATE OF WATER RIGHT S4-25639 (C) (SECTION 30) (SECTION 32)



6. DESCRIPTION OF SYSTEM PROPOSED OR INSTALLED

(FOR EXAMPLE: SIZE OF PUMP, CAPACITY OF PUMP, PUMP MOTOR HORSE POWER, PIPE DIAMETER, NUMBER OF SPRINKLERS, ETC.)

SEE ATTACHED EXHIBIT A

REMARKS

7. ITEM 2: THERE WILL BE NO INCREASE IN THE INSTANTANEOUS WITHDRAW RATE. WATER WILL BE STORED DURING OFF-PEAK PERIODS IN A RESERVOIR. WATER WILL BE TAKEN FROM THE RESERVOIR DURING PEAK PERIODS. THE MAXIMUM WITHDRAWAL RATE OUT OF THE RESERVOIR WILL NOT EXCEED 7825 GALLONS PER MINUTE.

IF 10 ACRE-FEET OR MORE OF WATER IS TO BE STORED AND/OR IF THE WATER DEPTH WILL BE 10 FEET OR MORE AT THE DEEPEST POINT, A STORAGE PERMIT MUST BE FILED IN ADDITION TO THIS PERMIT. THESE FORMS CAN BE SECURED, TOGETHER WITH INSTRUCTIONS, FROM THE DEPARTMENT OF ECOLOGY.

SIGNATURES

Robert O Meenan

APPLICANT'S SIGNATURE

By Dennis S. Moon President

LEGAL LANDOWNER'S SIGNATURE

Horse Heaven Hills #A
99202 S SR 221 HWY

LEGAL LANDOWNER'S ADDRESS

Prosser WA. 99358

SHIRL MOON RANCH, INC.
LEGAL LANDOWNERS NAME
(PLEASE PRINT)

FOR OFFICE USE ONLY

STATE OF WASHINGTON }
DEPARTMENT OF ECOLOGY } SS.

This is to certify that I have examined this application together with the accompanying maps and data, and am returning it for correction or completion as follows:

.....
.....

In order to retain its priority date, this application must be returned to the Department of Ecology, with corrections, on or before....., 19.....

Witness my hand this.....day of....., 19.....

.....
Department of Ecology

Application for Permit

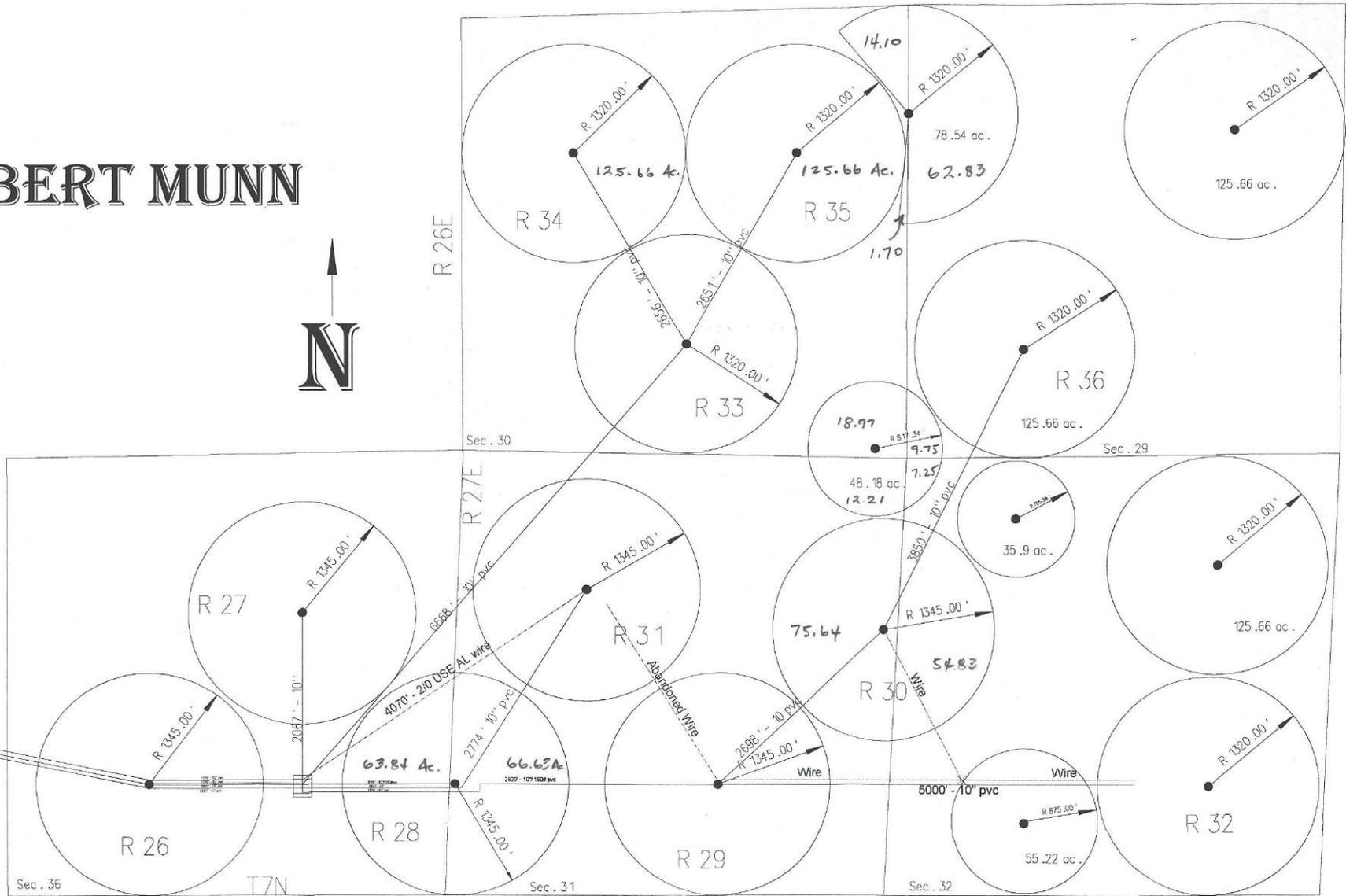
By Robert O. Munn and Shirl Moon Ranch, Inc.

Item 6: Description of System Proposed or Installed

There are been no changes to the existing irrigation system because of the addition of these proposed acres. The facilities for water delivery are the same that were described on Surface Water Certificates No. S4-24123C(A), S4-24123C(B), S4-24123C(C), S4-24123C(D), S4-24123C(E) and S4-24123C(F). These facilities were completed during the spring of 1977 and consist of six 2000 HP pumps at the river station located one mile southwest of Paterson, Washington. Water is pumped through a 54 inch mainline to a system of booster pumps that delivers water to the proposed place of use.

EXHIBIT A

ROBERT MUNN



2/20/96