



STATE OF WASHINGTON
DEPARTMENT OF ECOLOGY

15 West Yakima Avenue, Suite 200 • Yakima, Washington 98902-3452 • (509) 575-2490

April 22, 2005
CERTIFIED MAIL

Katsumi Taki
330 Mellis Rd
Wapato WA 98951

RE: Seasonal Change Authorization for Ground Water Certificate No. 2804-A

The Taki's were confirmed a surface water right for 0.38 cubic feet per second (cfs), 76 acre-feet per year (acre-ft/yr) for the irrigation of 19 acres from a pond and unnamed springs, with a priority date of April 20, 1953. This is a "Post 1905" water right subject to the Order Limiting Post-1905 Diversions During Periods of Water Shortage entered in Yakima County Superior Court on March 10, 2005.

The Taki's have filed an application to change the place of use of Ground Water Certificate No. 2804-A, for use on their property.

The 2005 proposal involves pumping water from the well to the pond located on the Taki's property and then pumped out to the orchard.

Ground Water Certificate No. 2804-A is a water right for the irrigation of 20 acres. This Certificate was issued to Mr. Dart prior to Interstate 82 being constructed and according to aerial photos, about 7.5 acres are presently taken up by the highway and rights of way, and about 12.5 acres remain. The place of use is adjacent to the Taki farm.

Mr. Dart has recently cut down his orchard trees and is not irrigating the land. He has agreed to transfer this water right to the Taki's to use for this irrigation season. A similar transfer occurred in 2001 and 2004. A site visit occurred during 2001 and verified the cut trees and fallowed ground.

Transferring the place of use of this ground water right will not impair existing rights. The proposed place of use is adjacent to the existing place of use.

The Seasonal Change in Place of Use is approved as follow:

The source of the water shall be the existing well on the Dart property.

Taki Farms is authorized to withdraw up to 125 gallons per minute, up to 50 acre-ft/yr, to be held in a pond and then diverted for the irrigation of 12.5 acres.

This authorization is for this irrigation season only and shall expire on October 31, 2005.

Approved measuring devices shall be installed and maintained at both the well and the diversion pond in accordance with the rule "Requirements for Measuring and Reporting Water Use", Chapter 173-173 WAC.



Water use data shall be recorded weekly. Recording and retention of data by the water right holder are required to inform the water users about how much water is used, when the water is used and to assist users in efficient water management.

Chapter 173-173 WAC describes the requirements for data accuracy, device installation and operation, and information reporting. It also allows a water user to petition Ecology for modifications to some of the requirements. Installation, operation and maintenance requirements are enclosed as a document entitled "Water Measurement Device Installation and Operation Requirements".

Department of Ecology personnel, upon presentation of proper credentials, shall have access at reasonable times, to the records of water use that are kept to meet the above conditions, and to inspect at reasonable times any measuring device used to meet the above conditions.

This Order may be appealed pursuant to RCW Chapter 43.21B. Any person wishing to appeal this Order must file an appeal with the Pollution Control Hearings Board **within thirty (30) days of receipt of this Order**. Send the appeal to: Pollution Control Hearings Board, PO Box 40903, Olympia, Washington 98504-0903. At the same time, a copy of the appeal **must** be sent to: Department of Ecology, Water Resources Appeals Coordinator, PO Box 47600, Olympia, Washington 98504-7600.

Sincerely,

Phil Crane
 for Robert F. Barwin, Section Manager
 Water Resources Program
 Central Region Office

RFB:PC:gg
 050490

cc: Carroll Palmer, Director, Natural Resources Division, Ya

Enclosure: Water Measurement Device Installation & Opera
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1. Article Addressed to:

KATSUMI TAKI
 330 MELLIS RD
 WAPATO WA 98951
 WR/EH/gg Seasonal Ch Auth CG4-GWC2804-A

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