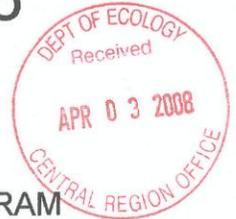




# STATE OF WASHINGTON APPLICATION TO ENTER A WATER RIGHT INTO THE TRUST WATER RIGHT PROGRAM



NOTE: THIS FORM IS ONLY TO BE USED FOR THE  
ACQUISITION OF WATER INTO THE TRUST WATER RIGHT PROGRAM

(Check all that apply.)

- Lease
- Purchase
- Donation
- Other

Explain: This lease includes the contractual "option" to purchase at the end of the lease period

- Portion of the identified existing water right

IF FOR SEASONAL OR TEMPORARY, START DATE 07-09-2007  
END DATE 09-15-2022

(Seasonal: July 9<sup>th</sup> to Sept 15<sup>th</sup> annually from 2007 through 2022)

\*\*IF MORE SPACE IS NEEDED, ATTACH ADDITIONAL SHEETS (PLEASE PRINT OR TYPE CLEARLY)\*\*

## 1. Applicant Information:

APPLICANT/BUSINESS NAME Washington Water Trust – Kelly McCaffrey CS4-00383CTCL series (TVFF – WR #2)	PHONE NO. 509.844.4146 x103	FAX NO. ( )
ADDRESS 810 Third Ave, Ste 180		
CITY Seattle	STATE WA	ZIP CODE 98104
CONTACT NAME (IF DIFFERENT FROM ABOVE) (same as above)	PHONE NO. ( )	FAX NO. ( )
ADDRESS		
CITY	STATE	ZIP CODE

COURT CLAIM 00383  
1888 TVFF PORTION  
SUB 3 TEARAWAY

CS4-00383 CTCL(A) @ 6

1888 TVFF  
CS4-00383 CTCL(A)  
@ 6  
A

1888

TRUST 07-09 to 09-15 EACH YEAR 2007 TO 2022

*KITTINS*

**FOR OFFICE USE ONLY**

FILE No. CS4-00383CTCL(A) @ 6 WRIA 39

DATE ACCEPTED 04, 09, 08 BY [Signature]

FEE \$ [Signature] REC'D 04, 03 2008

CHECK No. [Signature]

SEPA:     Exempt     Not exempt

## 2. Water Right Information:

WATER RIGHT OR CLAIM NUMBER Claim # 00383 with priority date June 30, 1888	RECORDED NAME(S) Teanaway Valley Family Farms LP
DO YOU OWN THE RIGHT? <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO	IF NO, PROVIDE OWNER(S) NAME and ADDRESS: Teanaway Valley Family Farms LP c/o Marcia and John Crosetto 14809 SE 54 <sup>th</sup> Street Bellevue, Washington 98006
HAS THE WATER BEEN PUT TO BENEFICIAL USE IN THE LAST FIVE (5) YEARS? <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO	ARE WATER DIVERSIONS/WITHDRAWALS OF THIS WATER RIGHT METERED OR MEASURED? <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO
<b>IMPORTANT!</b> PROVIDE INFORMATION SHOWING THE EXTENT OF WATER USE FOR EACH OF THE LAST FIVE YEARS	

*Please attach copies of any documentation that demonstrates consistent, historical use of water since the right was established. Also, if you have a water system plan or conservation plan, please include a copy with your application.*

## 3. How is Water to be Made Available for Trust?

<input type="checkbox"/> Alteration in method of diversion	<input checked="" type="checkbox"/> Alteration in water use/ irrigated acreage
<input type="checkbox"/> Alteration in method of delivery/conveyance	<input type="checkbox"/> Nonuse of one or more points of diversion
<input type="checkbox"/> Alteration in method of water application	<input checked="" type="checkbox"/> Nonuse of all or a portion of the named water right
<input type="checkbox"/> Alteration in type of crop	<input type="checkbox"/> Other, Explain below:
This water is being made available because the landowner will end their irrigation earlier than what's allotted to them in their water right. Rather than irrigating from 5/1 – 9/15 annually, for the select portion of their property as depicted in this application, they will be irrigating only from 5/1 – 7/9 annually, for 15 years beginning in 2007	
Name of funding source(s): Washington Department of Ecology and Bonneville Power Administration (via Columbia Basin Water Transaction Program)	

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WATER RIGHT NO. \_\_\_\_\_ FILE (contract) NO. \_\_\_\_\_

# WATER RIGHT DESCRIPTION \*

## 4. Point(s) of Diversion/Withdrawal:

### A. Existing

SOURCE	NO.	¼	¼	SEC.	TWP.	RGE.	PARCEL #	WELL TAG #
Teanaway River	1	NE	NE	8	20	16	#885536	Meter records managed by Gary Smith, Irrigation Sales
	2	SW	NE	10	20	16		

- (POD #1: 475 feet south and 200 feet west from the northeast corner of Section 8, being within the NE1/4NE1/4 of Section 8, T. 20 N., R. 16 E.W.M.
- (POD #2: Unnamed Stream: 350 feet north and 500 feet east of the center of Section 10, being within the SW1/4NE1/4 of Section 10, T. 20 N., R. 16 E.W.M.

*Please include copies of all water well reports involved with this proposal. Also, if you know the distances from the nearest section corner to the above point(s) of diversion/withdrawal, please include that information in Item No. 6 (remarks) or as an attachment.*

## 5. Purpose of Use:

### A. Existing Use of the Water Right

PURPOSE OF USE	GPM or CFS	ACRE-FT/YR	PERIOD OF USE
Irrigation	0.34 cfs	91.65 to 116.75 af/yr	May 1 – Sept 15
Instream flow	0.13 cfs	36 af/yr	May 1 – Sept 15 (2006 – 2022)
<b>3/17/2008 Request for administrative adjustment from the above TO:</b>			
Irrigation	0.34 cfs	66.35 af/yr	May 1 – Sept 15
Instream flow (from 6.5 acres)	0.13 cfs	25.35 af/yr	May 1 – Sept 15

### B. Proposed Purpose of the Trust Water Right:

DESCRIBE THE PURPOSE(S) OF USE DURING THE PERIOD OF TRUST:		ACRE-FEET/YR
PURPOSE OF USE		
In addition to the existing, <u>adjusted</u> water in trust (0.13/25.35), TVFF LP would like their <u>July 9 to Sept 15</u> water on the remaining 17 acres of this 23.5 acre water right, previously used for irrigation, to be placed into Trust, for the purposes of instream flow enhancement only, for the seasons of 2007 through 2022.		22.95 af/yr

## 6. Place of Use:

### A. Existing:

LEGAL DESCRIPTION OF LANDS WHERE WATER IS PRESENTLY USED:							
That portion of the NE1/4SW1/4 of Section 10, T. 20 N., R. 16 E.W.M., lying northeast of the Teanaway River. Map included depicts followed "corners" where water has already been placed into Trust for 15 years AND the irrigated portion of the property, 17 acres, traditionally irrigated from May 1 – Sept 15.							
¼	¼	SEC.	TWP.	RGE.	COUNTY	PARCEL #	# OF ACRES
NE	SW	10	20	16	Kittitas	Portions of: #865536 #885536 #194835	17
DO YOU OWN ALL THE LANDS IN THE EXISTING PLACE OF USE? <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO – IF NO, PROVIDE OWNER(S) NAME: Teanaway Valley Family Farms LP							

This transfer of *late* season water (beginning July 9<sup>th</sup>) is intended to benefit both a primary and secondary reach in the Teanaway River, approximately 8 river miles. The following previous change applications should show history of where this water right was granted protection instream:

CS4-00383CTCL@2 and  
CS4-00383CTCL(A)

## 7. Remarks and Other Relevant Information:

This Trust Water transfer benefits the Teanaway River by decreasing temperatures, increasing flows, contributing to wet habitat cover in the creek, not only for fish, but also for aquatic and riparian species fish depend on. The Teanaway River has been cited through CWA 303d for low flows and high temperature. Steelhead, bull trout, and Spring Chinook all inhabit the river and use it as spawning grounds. There is also a Yakama Nation acclimation facility for Spring Chinook, with possibility for coho reintroduction in the future.

This water right owner has been in the process of irrigation adjustment since 2002 in trying to use less water to benefit stream flows while maintaining active agriculture on the farm. They have both an interest in stewarding a healthy river as well as healthy soils. By installing an efficiency upgrade and reducing their water use, they have been acting as responsible water stewards to the best of their knowledge and at the advice provided to them by various federal, state and local agents. It is because of this that we request open dialogue on the processing of this water right, given its past reviews and determinations, and continued respect for landowners willing to Trust the Trust Program in the management of their water rights.

We also anticipate, given the previous reviews this water right has endured, that this water right will receive the utmost efficient processing under (WAC 173-152-050 (2b) & (3a)).

We request that this change application be reviewed in the context of our 3/17/2008 letter requesting an administrative adjustment to this water right's most recent trust water transfer extension (signed 6/29/2007)

### Appendices:

1-A) Records of beneficial use: CS4-00383CTCL(A) from 2004 and CS4-00383CTCL@2 from 2003, available in Ecology files

1-B1) Map1 of place of use – irrigated and fallowed

1-B2) Map2 of place of use

1-C) Water right history from 2001, as recorded by WWT

1-D1) Estimate calculations of water quantity available for instream, primary & secondary (reflecting quantities being applied for Trust above)

1-D2) Water Transfer Working Group summary, including consumptive use calculations (greater than D1) estimated by Stan Isley, Bureau Reclamation - Department Ecology

1-F) Administrative adjustment request 3/17/2008

Certain applications may incur a Real Estate Excise Tax liability for the seller of the water rights. The Department of Revenue has requested notification of potential taxable water right related actions and therefore may be provided with a copy of this request.

Please contact the State Department of Revenue for further information. The phone number is (360) 570-3265. The address is: Department of Revenue, Real Estate Excise Tax, PO Box 47477, Olympia, WA 98504-7477.

**8. Signatures:**

*I certify that the information above is true and accurate to the best of my knowledge. I hereby grant staff from the Department of Ecology access to the above site(s) for inspection and monitoring purposes. If assisted in the preparation of the above application, I understand that all responsibility for the accuracy of the information rests with me.*

Kelly Mc Coy Washington Water Trust 3 / 12 / 08  
(Applicant) (Date)

Marcelo Proietto 3 / 13 / 08  
(Water Right Holder) (Date)

John H. Crockett 3 / 13 / 08  
(Land Owner(s) of Existing Place of Use) (Date)

**IMPORTANT! APPLICATION FILING INFORMATION IS PROVIDED ON THE NEXT PAGE.**

**WE ARE RETURNING YOUR APPLICATION FOR THE FOLLOWING REASON(S):**

ADDITIONAL SIGNATURES REQUIRED  SECTION \_\_\_\_\_ IS INCOMPLETE

OTHER/EXPLANATION: \_\_\_\_\_

STAFF: \_\_\_\_\_ DATE: \_\_\_\_ / \_\_\_\_ / \_\_\_\_