



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

**RECEIVED**  
**JUL 02 2008**

DEPARTMENT OF ECOLOGY - CENTRAL REGIONAL OFFICE

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

FOR OFFICE USE ONLY	
FILE No. <u>CS4-01863CTCLsb3@17WRIA 39</u>	<i>RITTMS</i>
DATE ACCEPTED <u>07/18/08</u> BY <u>[Signature]</u>	
FEE \$ <u>[Signature]</u> REC'D <u>07/02/2008</u>	
CHECK No. <u>[Signature]</u>	
SEPA: <input checked="" type="checkbox"/> Exempt <input type="checkbox"/> Not exempt	

(Check all that apply.)

- Donation
- Purchase
- Donation
- Other

Explain: \_\_\_\_\_

Portion of the identified existing water right

IF FOR SEASONAL OR TEMPORARY,  
START DATE 5/1/2008 (or from date of acceptance/confirmation that this water  
is protected full season [by means of Order Pedente Lite])  
END DATE 04/30/2010

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

## 1. Applicant Information:

APPLICANT/BUSINESS NAME <b>Washington Water Trust (WWT)</b> <b>Teanaway No. 4, 2008</b> Related to CS4-01863CTCL@1 ROE and 3/3/06 extension (Kelly McCaffrey, Project Manager)	PHONE NO. (206) 675.1585 x103	FAX NO. (206)749.9274
ADDRESS 801 3 <sup>rd</sup> Ave		
CITY Seattle, WA 98104	STATE WA	ZIP CODE 98104

*\*Please note: WWT address and office will be changing in July 2008. Notification of new address will be sent to Ecology for records and to maintain fluid correspondence.*

CONTACT NAME (IF DIFFERENT FROM ABOVE) Alternative contact at WWT: Susan Adams / Greg McLaughlin	PHONE NO. (206) 675.1585 x101 or x104	FAX NO. ( )
ADDRESS same as above		
CITY same as above	STATE same as above	ZIP CODE same as above

## 2. Water Right Information:

ECY 070-54 (06/05)  
 COURT CLAM 01863  
 SUB3 TEMPORARY  
 06-30-1902 CRAWLEY

CS4-01863CTCLsb3@17

WATER RIGHT OR CLAIM NUMBER #01863 Priority date June 30, 1902	RECORDED NAME(S) Norman & Shirley Cromarty
DO YOU OWN THE RIGHT? <input checked="" type="checkbox"/> NO IF NO, PROVIDE OWNER(S) NAME and ADDRESS: <i>Norman Cromarty, deeded to Pam Cromarty, 22440 SE 2<sup>nd</sup> Terrace, Issaquah, WA 98029 (Parcel # 622436)</i>	
Only the portion of this water right, appurtenant to Parcel # 622436, is being placed into trust with this application. See Appendices for Water Right with Claim # 01863 and delineation of ownership.	
----- Portion of this water right <u>not</u> being placed into trust with <u>this</u> application: <ul style="list-style-type: none"> <li>- Mark Schober, 180 Hanson Rd, Ellensburg, WA 98926 (Parcel # 952235, 952236)</li> <li>- William Holmes, 21812 SE 245TH ST, Maple Valley, WA 98038 (Parcel # 952237),</li> <li>- Shirley Cromarty (G 2/3 Family Limited Partnership), PO Box 82362, Kenmore, WA 98028 (Parcel # C:942436, #240436, #250436)</li> <li>- Andrew Cromarty, PO Box 700, Carnation WA 98014 (Parcel # C:942436, #240436, #250436)</li> <li>- Mary Margaret Cromarty, 9370 SE Cornell Rd, Port Orchard, WA 98366 (Parcel # C:942436, #240436, #250436)</li> </ul>	
With Kittitas County Assessor's Office addresses, each of these landowners have been notified of our application for trust water for the portion owned by Pamela Cromarty. See Appendices.	
HAS THE WATER BEEN PUT TO BENEFICIAL USE IN THE LAST FIVE (5) YEARS? <input checked="" type="checkbox"/> YES ARE WATER DIVERSIONS/WITHDRAWALS OF THIS WATER RIGHT METERED OR MEASURED? <input checked="" type="checkbox"/> NO – This water has been in the Trust Water Rights Program for the past five years	
See Appendices for water use history.	
<b>IMPORTANT! PROVIDE INFORMATION SHOWING THE EXTENT OF WATER USE FOR EACH OF THE LAST FIVE YEARS</b>	

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

<input type="checkbox"/> Alteration in method of diversion	<input type="checkbox"/> Alteration in water use/ irrigated acreage
<input type="checkbox"/> Alteration in method of delivery/conveyance	<input checked="" 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:
Name of funding source(s): This is a donated water right.	

**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.**

**FOR OFFICE USE ONLY**

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 #
Within the NW1/4 SW1/4 of Section 29, within T21, R16	1	NW	SW	29	21	16	622436	na

39  
Kittitas

*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 and stock ( <i>appurtenant to Parcels #622436</i> )	0.18	36	May 1 – Sept 15 annually

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

DESCRIBE THE PURPOSE(S) OF USE DURING THE PERIOD OF TRUST:	
PURPOSE OF USE	ACRE-FEET/YR
Instream flow from the point of diversion to the mouth of the Yakima River, at least	36

**6. Place of Use:**

**A. Existing:**

LEGAL DESCRIPTION OF LANDS WHERE WATER IS PRESENTLY USED:							
That portion of the W1/2 SE1/4 lying West of the primary irrigation ditch and that portion of the E1/2 E1/2 SW1/4 lying East of the primary irrigation ditch in Section 31, T21 R16. Water being placed into trust is only from Parcels #622436. See Appendices for map.							
¼	¼	SEC.	TWP.	RGE.	COUNTY	PARCEL #	# OF ACRES
E ½	E ½, SW ¼	31	21	16	Kittitas	#622436	
DO YOU OWN ALL THE LANDS IN THE EXISTING PLACE OF USE? <input checked="" type="checkbox"/> <b>NO</b> – IF NO, PROVIDE OWNER(S) NAME: <i>Portion of this water right <u>not</u> being placed into trust with <u>this</u> application:</i> <ul style="list-style-type: none"> <li>- Mark Schober, 180 Hanson Rd, Ellensburg, WA 98926 (Parcel # 952235, 952236)</li> <li>- William Holmes, 21812 SE 245TH ST, Maple Valley, WA 98038 (Parcel # 952237),</li> <li>- Shirley Cromarty (G 2/3 Family Limited Partnership), PO Box 82362, Kenmore, WA 98028 (Parcel # C:942436, #240436, #250436)</li> <li>- Andrew Cromarty, PO Box 700, Carnation WA 98014 (Parcel # C:942436, #240436, #250436)</li> <li>- Mary Margaret Cromarty, 9370 SE Cornell Rd, Port Orchard, WA 98366 (Parcel # C:942436, #240436, #250436)</li> </ul> <i>With Kittitas County Assessor's Office addresses, each of these landowners have been notified of our application for trust water for the portions owned by Pamela Cromarty. See Appendices.</i>							

\* If additional space is needed, please continue on the form: Attachment for Application to Enter a Water Right into the Trust Water Right Program.

## 6. Place of Use (continued)

### B. Proposed:

**IDENTIFY THE WATER BODY TO BE BENEFITED OR OTHER PLACE TO BE BENEFITED**

The water should be used exclusively for instream flows from the Point of Diversion in the NF Teanaway River down through the Teanaway River to the Yakima River, and down through the Yakima River to the confluence with the Columbia River.

## 7. Remarks and Other Relevant Information:

*Appendix A: Water Right Claim #01863*

*Appendix B: Map of water right parcels and place of use*

*Appendix C: Notification to other landowners (within common place of use)*

*Appendix D: 2006 Ecology Extension and reference to 2003-2005 Ecology ROE CS4-01863CTCL@1*

*Appendix E: Court substitution of names and Executors Deed to Pam Cromarty*

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.

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 McCaffrey (Applicant) 6/12/08 (Date)

Pamela Cromarty (Water Right Holder) 6/21/08 (Date)

Pamela Cromarty (Land Owner(s) of Existing Place of Use) 6/21/08 (Date)

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

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

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

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