

STATE OF WASHINGTON
DEPARTMENT OF ECOLOGY

PERMIT

TO APPROPRIATE PUBLIC WATERS OF THE STATE OF WASHINGTON

Surface Water (issued in accordance with the provisions of Chapter 117, Laws of Washington for 1917, and amendments thereto, and the rules and regulations of the Department of Ecology.)

Ground Water (issued in accordance with the provisions of Chapter 260, Laws of Washington for 1945, and amendments thereto, and the rules and regulations of the Department of Ecology.)

PRIORITY DATE July 24, 1980	APPLICATION NUMBER S3-28654	PERMIT NUMBER S3-28654 P	CERTIFICATE NUMBER
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NAME
DAVE MacHUGH

ADDRESS (STREET) CITY STATE ZIP CODE
660 Dogwood Pasco Washington 99301

The applicant is, pursuant to the Report of Examination which has been accepted by the applicant, hereby granted a permit to appropriate the following described public waters of the State of Washington, subject to existing rights and to the limitations and provisions set out herein.

PUBLIC WATERS TO BE APPROPRIATED

SOURCE
Columbia River

TRIBUTARY OF (IF SURFACE WATERS)

MAXIMUM CUBIC FEET PER SECOND 5.56	MAXIMUM GALLONS PER MINUTE	MAXIMUM ACRE-FEET PER YEAR 400 supplemental
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QUANTITY, TYPE OF USE, PERIOD OF USE
5.56 cubic feet per second, 400 acre feet per year, for frost protection and irrigation of 100 acres. LESS any amount of water diverted for the irrigation of the 100 acres under Registered Water Right Claim No. 103430.

LOCATION OF DIVERSION/WITHDRAWAL

APPROXIMATE LOCATION OF DIVERSION-WITHDRAWAL

LOCATED WITHIN (SMALLEST LEGAL SUBDIVISION) SW¼NW¼	SECTION 25	TOWNSHIP N. 12	RANGE (E. OR W.) W.M. 28 E	W.P.A. 36	COUNTY Franklin
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RECORDED PLATTED PROPERTY

LOT 26	BLOCK	OF (GIVE NAME OF PLAT OR ADDITION) Ringold Tracts
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LEGAL DESCRIPTION OF PROPERTY ON WHICH WATER IS TO BE USED

PARCEL A:
Blocks 28, 2, 3 and 6, EXCEPT the South 520 feet as measured along East line of said Block 6, Ringold, according to plat thereof recorded in Volume "B" of Plats, page 58, EXCEPT any portion lying Easterly of the Westerly right of way line of the County Road as it now exists, records of Franklin County, State of Washington, together with water rights to well located at Block 6 for domestic water.

PARCEL B:
That portion of E½W½ of Sec. 25, T. 12 N., R. 28 E.W.M., lying Easterly of Ringold, according to plat thereof recorded in Volume "B" of Plats, page 58, records of Franklin County, State of Washington, and

Tract 22, EXCEPT the northerly 179 feet thereof and ALL of Tracts 23 through 27 inclusive, Ringold, according to Plat thereof recorded in Volume "B" of Plats, page 58, records of Franklin County, State of Washington, and

Blocks 1, 4, 5 and 7, Ringold, according to plat thereof recorded in Volume "B" of Plats, page 58, records of Franklin County, State of Washington.

DESCRIPTION OF PROPOSED WORKS

Columbia River pump station, underground solid set sprinkler system.

DEVELOPMENT SCHEDULE

BEGIN PROJECT BY THIS DATE: May 1, 1993	COMPLETE PROJECT BY THIS DATE: May 1, 1994	WATER PUT TO FULL USE BY THIS DATE: May 1, 1995
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PROVISIONS

The total combined diversion under S3-28654P and Water Right Claim No. 103430 shall not exceed 5.56 cubic feet per second, 400 acre feet per year, for the irrigation of 100 acres.

An approved measuring device shall be installed and maintained in accordance with RCW 90.03.360 and/or WAC 508-64-020 through WAC 508-64-040.

The amount of water granted is a maximum limit that shall not be exceeded and the water user shall be entitled only to that amount of water within the specified limit that is beneficially used and required for the actual crop grown on the number of acres and the place of use specified.

This authorization to make use of public waters of the state is subject to existing rights, including any existing rights held by the United States for the benefit of Indians under treaty or otherwise.

The water quantities and uses recommended and/or the number of acres to be irrigated may be reduced at the time of issuance of a final water right commensurate with the capacity of the installed system and the uses and/or the number of acres actually irrigated.

Nothing in this authorization shall be construed as satisfying other applicable federal, state, or local statutes, ordinances, or regulations.

This authorization to use public waters of the state is classified as a Family Farm Permit in accordance with Chapter 90.66 RCW (Initiative Measure No. 59). This means the land being irrigated under this authorization shall comply with the following definition: Family Farm - a geographic area including not more than 2,000 acres of irrigated agricultural lands, whether contiguous or noncontiguous, the controlling interest in which is held by a person having a controlling interest in no more than 2,000 acres of irrigated agricultural lands in the State of Washington which are irrigated under water rights acquired after December 8, 1977. Furthermore, the land being irrigated under this authorization must continue to conform to the definition of a family farm.

The annual quantity allocated in this document is considered to be a portion of the amount reserved by the adoption of the John Day/McNary Basin Plan. The priority date of this filing, as against other uses, is fixed as of July 24, 1980.

This permit shall be subject to cancellation should the permittee fail to comply with the above development schedule and/or fail to give notice to the Department of Ecology on forms provided by that Department documenting such compliance.

Given under my hand and the seal of this office at Spokane, Washington,

this 30th day of June, 1992.

Department of Ecology

by 
THEODORE M. OLSON, P.E., Section Supervisor
Water Resources Program

ENGINEERING DATA
OK CAC

Provisions Continued

This authorization for permit is subject to the following minimum flow provisions as specified in WAC 173-563-040 and WAC 173-563-050 and the following table. It is subject to regulation by the Department of Ecology for protection of instream resources whenever the March 1 forecast of April-September runoff at The Dalles is 60 MAF or less, and when gaged flows are predicted by the BPA 30-Day Power Operation Plan to violate the following minimum flow provision at:

Primary Control Station McNary Dam River Mile 292.0							
Minimum Average Weekly Flow Columbia River Projects (1,000 cubic feet/second)							
	CHIEF JOSEPH*	WELLS & ROCKY REACH*	ROCK ISLAND & WANAPUM*	PRIEST RAPIDS	MCNARY	JOHN DAY	THE DALLES
Jan	30	30	30	70	60	60	60
Feb	30	30	30	70	60	60	60
Mar	30	30	30	70	60	60	60
Apr 1-15	50	50	60	70	100	100	120
16-25	60	60	60	70	150	150	160
26-30	90	100	110	110	200	200	200
May	100	115	130	130	220	220	220
June 1-15	80	110	110	110	200	200	200
16-30	60	80	80	80	120	120	120
July 1-15	60	80	80	80	120	120	120
16-31	90	100	110	110	140	140	140
Aug	85	90	95	95	120	120	120
Sep	40	40	40	40	60	85	90
Oct 1-15	30	35	40	40	60	85	90
16-31	30	35	40	70	60	85	90
Nov	30	30	30	70	60	60	60
Dec	30	30	30	70	60	60	60

*For the reach from Grand Coulee through Wanapum, minimum average weekly flows shall be as shown above, or as necessary to maintain minimum flows (subject to low runoff adjustment) at Priest Rapids, whichever is higher. As provided in WAC 173-563-505(1), the minimum average weekly flows set forth in this subsection are subject to a reduction of up to 25 percent during low flow years, except that in no case shall the outflow from Priest Rapids Dam be less than 36,000 cubic feet per second.

Use of water under this authorization shall be contingent upon the water right holder's utilization of up-to-date water conservation practices and maintenance of efficient water delivery systems consistent with established regulation requirements and facility capabilities.

Use of water under this authorization can be expected to be curtailed at least once in every 20 years.