March 24, 2011

Pine View Estates LLC
PO Box 750
Roslyn WA 98941

Re: Determination of Water Budget Neutrality for Request No. G4-35450

Dear Pine View Estates LLC:

Thank you for submitting a Request for Determination of Water Budget Neutrality, which was received by the Department of Ecology (Ecology) office on November 12, 2010.

In accordance with Washington Administrative Code (WAC) 173-539A, Ecology has determined your proposed appropriation of groundwater, as mitigated by the trust water right identified in your request, will be water budget neutral with respect to Total Water Supply Available at Parker.

The information in the table below was based on the documents you provided.

<table>
<thead>
<tr>
<th>Use</th>
<th>Proposed Total Annual Quantity (ac-ft/yr*)</th>
<th>Proposed Mitigation (ac-ft/yr*)</th>
</tr>
</thead>
<tbody>
<tr>
<td>Indoor</td>
<td>0.392</td>
<td>0.118</td>
</tr>
<tr>
<td>Outdoor</td>
<td>0.029</td>
<td>0.026</td>
</tr>
<tr>
<td>Total</td>
<td>0.421</td>
<td>0.143</td>
</tr>
</tbody>
</table>

*ac-ft/yr = acre-feet per year (1 acre-foot = 325,851 gallons)

Consumptive use, totaling 0.137 ac-ft/yr, is proposed to be offset with Trust Water Right No. CS4-00365CTC-sb5. Please refer to the enclosed Advisory Letter for additional information.
Ecology has determined, based on review of your Request for Water Budget Neutral Determination and the accompanying materials, your proposed use of groundwater will be Water Budget Neutral as follows:

- Water use is to be made within Parcel No. 951146, located within W½SE¼ Section 13, T. 20 N., R.15 E.W.M.
- In-home water use is 1 connection, resulting in a consumptive use of 0.118 ac-ft/yr.
- The proposed well will be located within Parcel No. 951147, south of the east-west trending ridge crossing the northern portion of said parcel, within the NE¼SE¼ of Section 13, T. 20 N., R. 15 E.W.M. The well shall not be completed within the Teanaway River watershed.
- Outdoor irrigation use is 0.011 acres, resulting in a consumptive use of 0.026 ac-ft/yr.
- Water use shall be recorded and reported as required under WAC 173-539A-070 and as described in the Advisory Letter enclosure.
- You will record with the Kittitas County Auditor a property covenant as required under WAC 173-539A-050 that restricts or prohibits trees or shrubs over a septic drain field on Parcel No. 951146.
- You will record with the Kittitas County Auditor an appropriate conveyance instrument under which the applicant obtains an interest in Trust Water Right No. CS4-00365CTCLsb5 to offset consumptive use as described in this letter.
- Any valid priority calls against Trust Water Right No. CS4-00365CTCLsb5 based on local limitations in water availability, will result in temporary curtailment of the use of water until the priority call for water ends.

**YOUR RIGHT TO APPEAL**

You have a right to appeal this decision to the Pollution Control Hearing Board (PCHB) within 30 days of the date of receipt of this decision. The appeal process is governed by Chapter 43.21B RCW and Chapter 371-08 WAC. “Date of receipt” is defined in RCW 43.21B.001(2).

To appeal you must do the following within 30 days of the date of receipt of this decision:

- File your appeal and a copy of this decision with the PCHB (see addresses below). Filing means actual receipt by the PCHB during regular business hours.
- Serve a copy of your appeal and this decision on Ecology in paper form - by mail or in person. (See addresses below.) E-mail is not accepted.

You must also comply with other applicable requirements in Chapter 43.21B RCW and Chapter 371-08 WAC.
ADDRESS AND LOCATION INFORMATION

<table>
<thead>
<tr>
<th>Department of Ecology</th>
<th>Mailing Addresses</th>
</tr>
</thead>
</table>
| **Attn:** Appeals Processing Desk  
300 Desmond Drive SE  
Lacey WA 98503 | **Department of Ecology**  
Attn: Appeals Processing Desk  
PO Box 47608  
Olympia WA 98504-7608 |
| **Pollution Control Hearings Board**  
1111 Israel Road SW, Ste 301  
Tumwater WA 98501 | **Pollution Control Hearings Board**  
PO Box 40903  
Olympia WA 98504-0903 |

For additional information visit the Environmental Hearings Office Website: http://www.eho.wa.gov  
To find laws and agency rules visit the Washington State Legislature Website: http://www.leg.wa.gov/CodeReviser

If you have any questions, please contact Teresa Mitchell at (509) 575-2597.

Sincerely,

[Signature]

Mark C. Schuppe, Section Manager  
Water Resources Program

MCS:KW:gg/110343

Enclosures: Your Right To Be Heard  
Advisory Letter (white sheet)  
Methane Advisory Letter (blue sheet)  
Water Measuring Requirements and Form 1

By Certified Mail: 7007 2560 0001 9535 5094

cc: James Rivard, Kittitas County Health Department (Email/pdf)  
Philip Rigdon, Director, Natural Resources Division, Yakama Nation  
Joseph Rehberger, Cascadia Law Group  
Tom McDonald, Cascadia Law Group  
David Blanchard, Sapphire Skies  
Stuart Lookout LLC