December 6, 2012

Driftwood Well Association  
Attn: Laurie DeYoung  
PO Box 966  
Preston WA 98050-0966

RE: Determination of Water Budget Neutrality for Request No. G4-35401

Dear Ms. DeYoung:

Thank you for submitting a Request for Determination of Water Budget Neutrality, which was received by the Department of Ecology (Ecology) office on August 9, 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 the US Bureau of Reclamation’s (USBR) Parker Gage.

The information in the table below is based on the document 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>1.50</td>
<td>0.45</td>
</tr>
<tr>
<td>Outdoor</td>
<td>0</td>
<td>0</td>
</tr>
<tr>
<td>Total</td>
<td>1.50</td>
<td>0.45</td>
</tr>
</tbody>
</table>

*aacre-feet per year (ac-ft/yr) = 325,851 gallons.

Consumptive use, totaling 0.45 ac-ft/yr, is proposed to be offset with Certificate of Trust Water Right No. S4-017466CTCLs810(b). The total consumptive use does not exceed the amount of water available under the subject trust water right during the irrigation season nor does it exceed the availability of USBR’s unused storage capacity to retain the subject portion of the trust water right for later release during the non-irrigation season. Please refer to the enclosed Advisory letter for additional information on consumptive use.
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 the Driftwood Well Association’s service area, includes Parcel Nos. 086835, 096835, 296835, 136835, 522736, 588836, 636835, and 916835, located within the SE¼NE¼ of Section 21, Township 21 North, Range 13 E.W.M.
- Indoor water use is limited to 8 connections, resulting in a total consumptive use of 0.45 ac-ft/yr.
- Outdoor irrigation is prohibited.
- The proposed well is located in Parcel No. 056835, being within the SE¼NE¼ of Section 21, Township 21 North, Range 13 E.W.M.
- 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 septic drain field(s) located within the Driftwood Well Association’s service area (Parcel Nos. 086835, 096835, 296835, 136835, 522736, 588836, 636835, and 916835).
- You will record with the Kittitas County Auditor an appropriate conveyance instrument under which the applicant obtains an interest in Certificate of Trust Water Right No. S4-01746CTCLsb10(b) to offset consumptive use as described in this letter. Parcel Nos. 086835, 096835, 296835, 136835, 522736, 588836, and 636835 are each allocated 0.06 ac-ft/yr (consumptive use); Parcel No. 916835 is allocated 0.03 ac-ft/yr (consumptive use).
- You will pay to Ecology the sum of $366.30, which represents a proportionate amount of the payment due and owing to the United States for storage and delivery of water for 37 years under Paragraph 15(a) of Water Storage and Exchange Contract No. 09XX101700, between the Bureau of Reclamation and the State of Washington Department of Ecology, Yakima Project, Washington, dated January 29, 2009. The year round consumptive use of 0.45 acre-feet is subject to the terms and conditions in the Water Storage and Exchange Contract No. 09XX101700.
- Any valid priority call against Certificate of Trust Water Right No. S4-01746CTCLsb10(b), based on local limitation 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.

<table>
<thead>
<tr>
<th>ADDRESS AND LOCATION INFORMATION</th>
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<tbody>
<tr>
<td></td>
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<tr>
<td>Street Addresses</td>
</tr>
<tr>
<td><strong>Department of Ecology</strong></td>
</tr>
<tr>
<td>Attn: Appeals Processing Desk</td>
</tr>
<tr>
<td>300 Desmond Drive SE</td>
</tr>
<tr>
<td>Lacey WA 98503</td>
</tr>
<tr>
<td><strong>Pollution Control Hearings Board</strong></td>
</tr>
<tr>
<td>1111 Israel Road SW, Ste 301</td>
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<tr>
<td>Tumwater WA 98501</td>
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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 Kelsey Collins at (509) 575-2640.

Sincerely,

Mark Kemner, LHG
Section Manager
Water Resources Program

MK:KC:gh/SharePoint/G4-35401

Enclosures: Your Right to Be Heard

Advisory Letter

Water Measuring Requirements and Form 1

By certified mail: 7009 2250 0004 4950 7051

Cc: James Rivard, Kittitas County Public Health Department (email pdf)

Philip Rigdon, Yakama Nation