



STATE OF WASHINGTON
DEPARTMENT OF ECOLOGY

Northwest Regional Office • 3190 160th Avenue SE • Bellevue, Washington 98008-5452 • (425) 649-7000
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Sent Via Email

March 24, 2021

S. Curtis & Susan L. Gordon
PO Box 859
Clinton, WA 98236
curt@whidbey.com

RE: Water Right No. G1-27270

Dear S. Curtis & Susan L. Gordon:

In response to your request, you are hereby **GRANTED** an extension to complete construction for the reason(s) below. The new deadline to submit your *Completion Notice* is March 1, 2025.

- Need more time for completing construction of water system.
 - Work done since 2015 extension:
 - Added 3 connections.
 - Sold 1 lot.
 - One homeowner committed to hookup.
- Issues to be addressed:
 - Island County allowed expansion outside place of use. Permittee is going to submit a change application.
 - Permittee wants to supply water for purpose beyond what was originally approved. Permittee has been advised that they will have to apply for a new water right if the use is not for domestic supply.
- Provisions not followed correctly:
 - Permit requires weekly meter recording and permittee is recording monthly. Permittee is aware of their provision and is correcting it.

Reminder you have provisions on your water right permit. A final certificate will not be issued until all provisions are met. Here is a list of your provisions:

- **Well Construction:** All water wells constructed within the State shall meet the minimum standards for well construction and maintenance as provided under chapter 18.104 RCW, Washington Water Well Construction Act of 1971, and Chapter 173-160 WAC, Minimum Standards for Construction and Maintenance of Wells.
- **Water Level Monitoring:** In order to protect the ground water resource, static water level in the well shall be measured quarterly each year. Ecology shall be notified if water levels drop below normal seasonal declines. The water level data shall be maintained and made available to Ecology upon request.
- Installation and maintenance of an access port as described in WAC 173-160-355 is required on any additional wells drilled under this water right. An air line and gauge may be installed in addition to the access port.
- **Water Use:** An approved measuring device shall be installed and maintained for each diversion/withdrawal for the sources identified by this water right in accordance with “Requirements for Measuring and Reporting Water Use”, Chapter 173-173 WAC.

Water use data shall be recorded weekly. Data shall be maintained by the property owner and promptly submitted to Ecology upon request. Recording and retention of data by the water right holder are required to inform the water users about how much water is used, when the water is used and to assist users in efficient water management.

Chapter 173-173 WAC describes the requirements for data accuracy, device installation and operation, and information reporting. It also allows a water user to petition Ecology for modifications to some of the requirements. Installation, operation and maintenance requirements are enclosed as document entitled “Water Measurement Device Installation and Operation Requirements”.

Department of Ecology personnel, upon presentation of proper credentials, shall have access at reasonable times, to the records of water use that are kept to meet the above conditions, and to inspect at reasonable times any measuring device used to meet the above conditions.

- **Water Conservation:** The permit is subject to the implementation of the minimum requirements established in the Conservation Planning Requirements, Guideline and Requirements for Public Water System Regarding Water Use Reporting, Demand Forecasting Methodology and Conservation Programs. July 1994, and as revised.

Under RCW 90.03.005 and 90.54.020(6), conservation and improved water use efficiency must be emphasized in the management of the state water resources, and must be considered as potential new source of water. Accordingly, as part of the terms of this

water right, the applicant shall prepare and implement a water conservation plan approved by Department of Health. The standards for such a plan may be obtained from either Department of Health or the Department of Ecology.

- **Water Allocation:** The applicant is advised that the certificate will issue for only that quantity of water that has been withdrawn and applied to actual beneficial use. Such quantity applied to actual beneficial use shall not exceed the quantity specified in this report of exam and will be calculated on the basis of the best information available to Ecology, including metering data and/or water duty analysis. The applicant is advised that the quantity of water allocated by this permit may be reduced at the time of final certification to reflect system capacity and actual usage.
- A water right certificate shall not be issued until a final investigation has been made.

Your Right To Appeal

You have a right to appeal this Order to the Pollution Control Hearings Board (PCHB) within 30 days of the date of receipt of this Order. 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 the Order:

- File your appeal and a copy of this Order 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 Order to 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.

Street Addresses	Mailing Addresses
Department of Ecology 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 RD 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://www1.leg.wa.gov/CodeReviser>.

S. Curtis & Susan L. Gordon

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If you have any questions, please contact Michele Curtis at (425) 649-7278 and at michele.curtis@ecy.wa.gov.

Sincerely,

A handwritten signature in black ink, appearing to read "R. Berns" with a long horizontal flourish extending to the right.

Ria Berns
Section Manager
Water Resources Program

Enclosures: *Construction Notice*
 Metering Form 1
 Telemetered Metering Options
 Your Right to be Heard

ecc: Ed Brewster, Attorney At Law