

WATER TRANSFER WORKING GROUP PROJECT DESCRIPTION

APPLICATION NO./COURT CLAIM NO. KIT 19-02 / CS4-84283-J ¹		
APPLICANT NAME Son Vida II, LLC	CONTACT NAME Jeff Slothower	TELEPHONE NO. 509-925-6916
WATER RIGHT HOLDER'S NAME (if different) Son Vida II, LLC		EMAIL jslothower@lwahsd.com

DATE OF APPLICATION: July 16, 2019	PRIORITY DATE: June 30, 1887
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WATER SOURCE: Dry Creek	CROP: Hay / Pasture
INSTANTANEOUS QUANTITY: A (S4-84283-J): .197 cfs in May and June .099 cfs in April and July 1 – October 31 B (S4-85333-J): .196 cfs in May and June .098 cfs in April and July 1 – October 31 C (S4-85334-J): .196 cfs in May and June .098 cfs in April and July 1 – October 31 D (S4-85335-J): .197 cfs in May and June .098 cfs in April and July 1 – October 31	ANNUAL QUANTITY: A (S4-84283-J): 49.261 B (S4-85333-J): 49.115 C (S4-85334-J): 49.018 D (S4-85335-J): 49.164
PERIOD OF USE: April 1 through October 31	

¹ The following four water right certificates (Certificate Nos. S4-84283-J, S4-85333-J, S4-85334-J, and S4-85335-J) were formerly combined under Certificate No. S4-84283-J. Per the *Acquavella* Court Order dated April 12, 2018, new certificate numbers were issued by the Department of Ecology, which new certificate numbers are set forth in the Department of Ecology's Final Schedule of Rights dated May 9, 2019.

<p>PLACE OF USE:</p> <p>A (S4-84283-J): Lot 1, of SON VIDA II SHORT PLAT, Kittitas County Short Plat No. 94-14, as recorded July 10, 1995, in Book D of Short Plats, pages 246 and 247, under Auditor's File No. 582956, records of Kittitas County, State of Washington; being a portion of the NW¼SE¼ of Section 25, T. 18 N., R. 18 E.W.M.; Kittitas County Tax Parcel No. 10572</p> <p>B (S4-85333-J): Lot 2, of SON VIDA II SHORT PLAT, Kittitas County Short Plat No. 94-14, as recorded July 10, 1995, in Book D of Short Plats, pages 246 and 247, under Auditor's File No. 582956, records of Kittitas County, State of Washington; being a portion of the NW¼SE¼ of Section 25, T. 18 N., R. 18 E.W.M.; Kittitas County Tax Parcel No. 10574</p> <p>C (S4-85334-J): Lot 3, of SON VIDA II SHORT PLAT, Kittitas County Short Plat No. 94-14, as recorded July 10, 1995, in Book D or Short Plats, pages 246 and 247, under Auditor's File No. 582956, records of Kittitas County, State of Washington; being a portion of the NW¼SE¼ of Section 25, T. 18 N., R. 18 E.W.M.; Kittitas County Tax Parcel No. 10575</p> <p>D (S4-85335-J): Lot 4, of SON VIDA II SHORT PLAT, Kittitas County Short Plat No. 94-14, as recorded July 10, 1995, in Book D of Short Plats, pages 246 and 247, under Auditor's File No. 582956, records of Kittitas County, State of Washington; being a portion of the NW¼SE¼ of Section 25, T. 18 N., R. 18 E.W.M.; Kittitas County Tax Parcel No. 10576</p>	<p>PURPOSE OF USE:</p> <p>Irrigation and stock water</p>
<p>IRRIGATION METHOD: N/A</p>	
<p>CONSUMPTIVE USE CALCULATION: N/A</p>	

NARRATIVE DESCRIPTION OF PROJECT:

The subject water right was confirmed in Subbasin 9 of the *Acquavella* water rights adjudication. The owner of the water rights brought an action to divide the water rights in *Acquavella* prior to entry of the Final Decree. In the course of working on the division of the water rights, which division was approved by Order entered by Judge Gavin on April 12, 2018, the Applicant discovered that an incorrect point of diversion had been confirmed and set forth in the Conditional Final Order for Subbasin 9. It is assumed that the Applicant's predecessor misidentified the description of the point of division. As a result of that error, the Applicant seeks to move the diversion point from the diversion point identified in the Subbasin 9 Conditional Final Order and ultimately confirmed in the Final Decree, to the historic point of diversion, which has actually been used for many years. No new diversion works will be constructed at the point of diversion this application seeks to move the water right to, which has been in use for many years. There are significant improvements at the historic point of diversion that are used to divert the water from the natural water course and deliver it to the authorized places of use.

The applicant is proposing to move the point of diversion described in the Water Rights as confirmed in *Acquavella* downstream to the location of the current point of diversion in Dry Creek.

The point of diversion described in the *Acquavella* confirmed water rights is 850 feet South and 10 feet West from the Northeast corner of Section 25; being within the NE $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 25, Township 18 North, Range 18 East, W.M.

The actual point of diversion is downstream of the described point of diversion and is described as 1320 feet South and 1170 feet West of the Northeast Corner of Section 25, Township 18 North, Range 18 East, W.M.; being within the NE $\frac{1}{4}$ of the NE $\frac{1}{4}$ of Section 25, Township 18 North, Range 18 East, W.M.

The new point of diversion is also described as:

Latitude = N47.02551666° or N47° 01' 31.86"

Longitude = N120.52307777° or W120° 31' 23.08"

The difference between the old point of diversion and the new point of diversion is depicted on the air photo attached hereto as Exhibit A and the tax parcel map attached hereto as Exhibit B. There are no known diversion points between the old point of diversion and the new point of division.

EXHIBIT A



EXHIBIT B

