

KITT-22-02 (CS4-84224-J)

Under a pending change application with the Kittitas County Water Conservancy Board, Applicants, Doss and Edra Roberts, propose to transfer a portion of an adjudicated Naneum Creek irrigation right, S4-84224-J, to their property. Applicants are under contract with Matthew and Pamela Coe for the purchase of the water right.

Coincidentally, the authorized point of diversion ("POD") is located on the Roberts' property in S. 4 T. 8N, R. 19 E.W.M (APN 094134) ("Applicants' Property"). Traditionally, the water right has been delivered via an irrigation ditch turnout on Applicants' Property to the authorized Place of Use ("POU"), which lies south of Kittitas Reclamation District's ("KRD") North Branch Canal. The POU, which is also served by KRD, includes property now owned by Sharon J. Harris in S. 8, T. 8N, R. 19 E.W.M (APN 956840).

The Coes conveyed APN 956840 to Ms. Harris in 2014 but retained title interest in the portion of S4-84224-J appurtenant thereto. Subsequently, the Coes, with the assistance of Washington Water Trust, temporarily donated their retained portion, stated to equal 0.67 cfs, 166.45 AF/y for irrigation of 33.29 acres (the "Coe Rights"), to the Trust water Rights Program (CS4-00484sb9@3). Under Ecology's confirming letter, 0.59 cfs, 148.3 AF/y, and 29.66 irrigation acres under the Coe Rights were accepted for instream flow purposes. Recently, the trust donation was extended, but the Coes retain rights to withdraw the water, or portions thereof, on notice to Ecology.

In connection with termination of the Coe trust arrangements, Applicants propose to transfer the Coe Rights, or such portions thereof as may ultimately be approved for transfer, for irrigation use on Applicants' Property. Consistent with recent consultation with the Washington Department of Fish & Wildlife ("WDFW"), **Applicants also propose an additionally authorized POD on Roberts family-owned land (APN 274134) immediately to the west of Applicants' Property and approximately 750' upstream from the current POD, at a Naneum Creek location deemed by WDFW to be preferable from a stream flow and fish habitat perspective.** (There are no intervening points of diversion for out-of-stream uses between the existing and proposed new points of diversion.) From the additionally authorized POD, the Roberts will pump water east via pressurized pipe to irrigate portions of Applicants' Property lying west of Naneum Road.

Notes:

- Portions of S4-84224-J not represented by the Coe Rights will continue to be diverted at the currently authorized POD on Applicants' Property for delivery to irrigation lands to the south.
- A separate issue under the pending transfer involves KRD and the fact of "stacked" KRD and Creek rights that were authorized for irrigation on the Harris property prior to trusting of the Coe Rights. Applicants are working with KRD to confirm the number of KRD acres, or portions thereof, historically appurtenant to the Harris parcel and such acreage (including commensurate instantaneous and annual quantities) will remain in trust and ineligible for transfer to Applicants' Property.

Attached are the following:


- Annotated aerial photo showing the currently authorized upstream Naneum POD under S4-84224-J, as well as the currently authorized POU. (The purple cross-hatched portion thereof indicates lands historically irrigated with the “Coe Rights” as described above.
- Annotated County Assessor’s map showing the currently authorized POD on Applicants’ Property, within **Section 4, Township 18 N, Range 19 E, W.M.** (“POD 1”), as well as the proposed *additional* Naneum Creek POD for diversion of the Coe Rights, or such portions thereof as ultimately approved for transfer, which is located on property owned by Applicants’ son, Brian Roberts, within **Section 5, Township 18 N, Range 19 E, W.M.** (“POD 2”).
 - The green crosshatched area indicates the proposed new POU on Applicants’ Property, within which the Coe Rights or portions thereof authorized for transfer will be used for irrigation.
 - Applicants will construct a closed pipe system for delivery of water from POD 2 eastward across APN 274134 to the new POU (together with permanent easement rights therefore).


Map for Draft Certificate S4-84224-J Appendix C

Legend

 Place of use for S4-84224-J

Tax Parcels within S4-84224-J POU

 Parcel No. 956839 | 21 acres
Irrigation water appurtenant to property

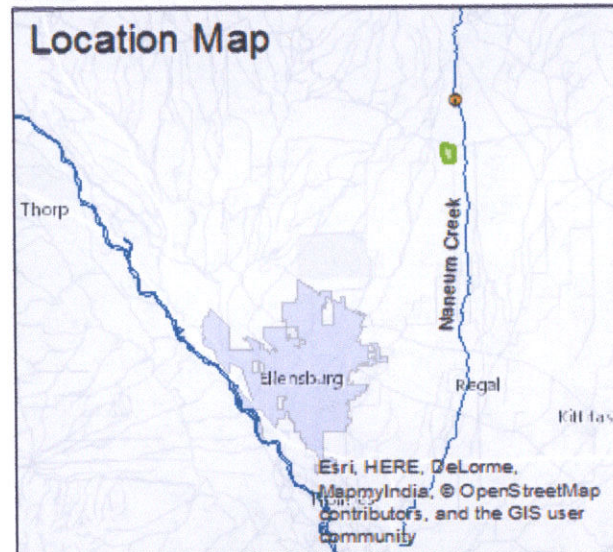
 Parcel No. 956840 | 33.29 acres
Irrigation water severed via deed

*Note: Land within the POU for S4-84224-J also
receives water from Kittitas Reclamation District*

 Point of Diversion

 Streams

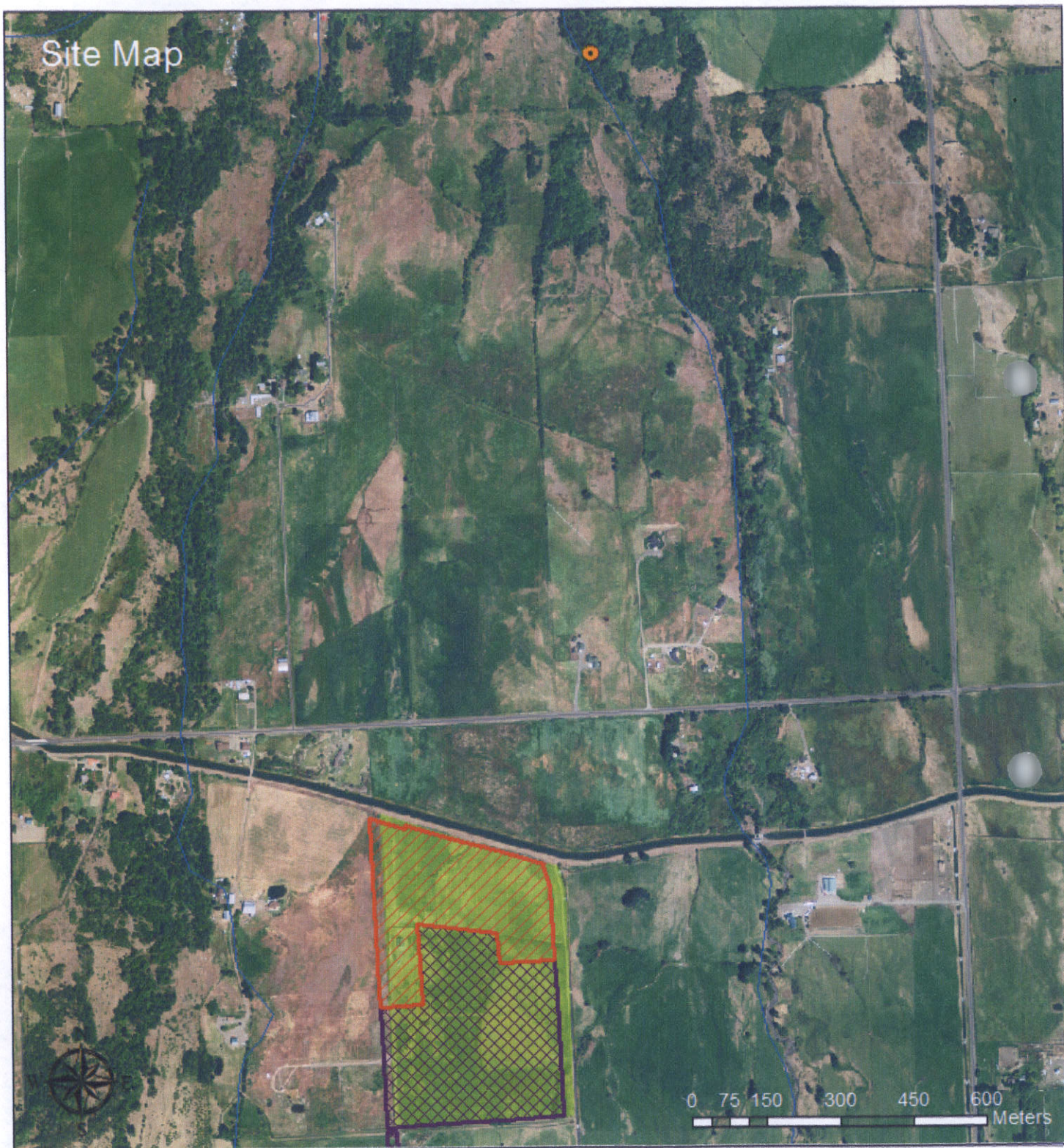
Location Map



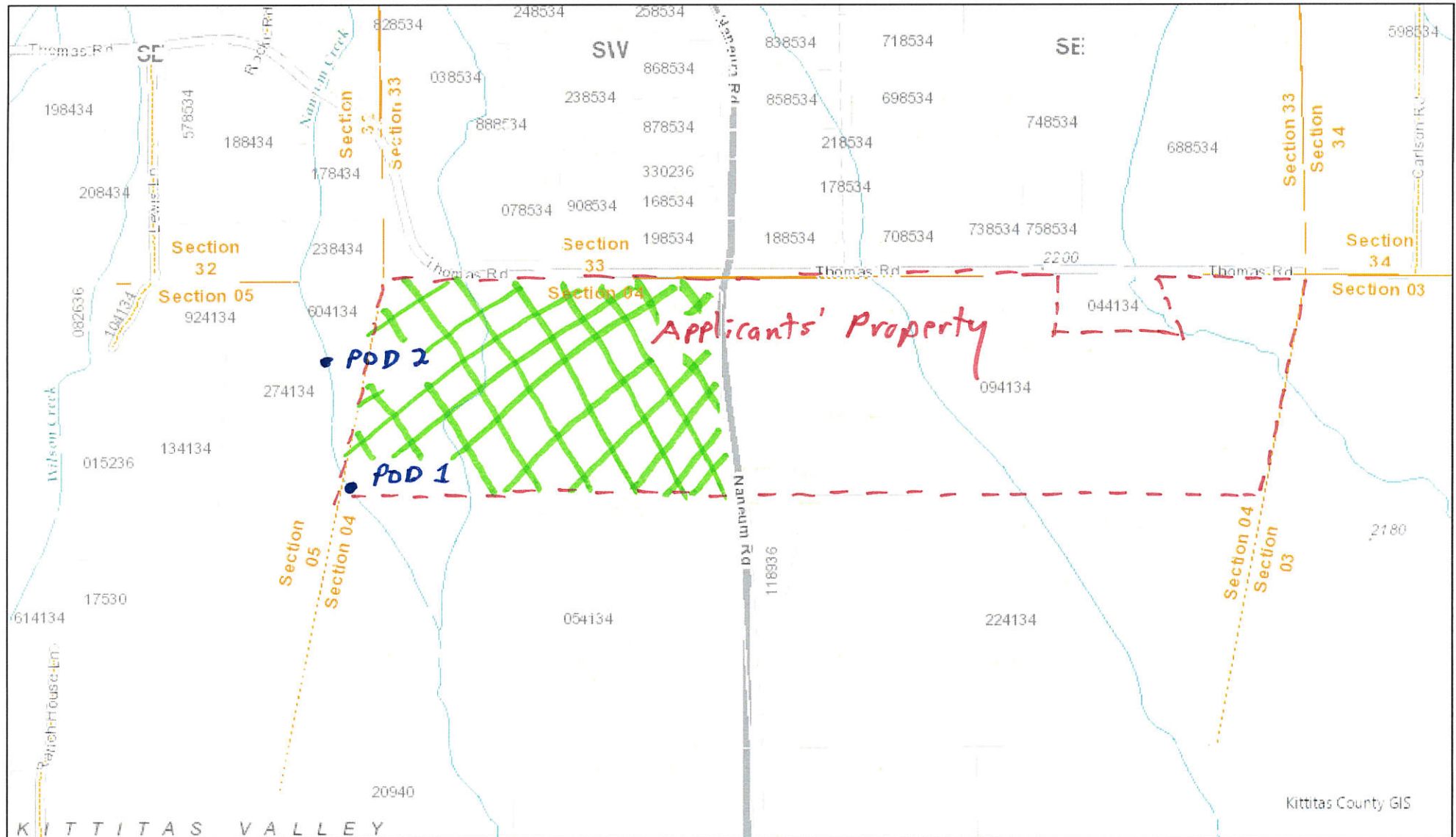
Prepared by



Site Map



Kittitas County COMPAS Map



Date: 11/2/2022

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1 inch equals 1,158 feet

0 0.13 0.25 0.5 mi

