



STATE OF WASHINGTON  
DEPARTMENT OF ECOLOGY

15 W Yakima Ave, Ste 200 • Yakima, WA 98902-3452 • (509) 575-2490

September 13, 2013



Mr. William D. Schmidt  
310 Mission View Drive  
Ellensburg, WA 98926

Mr. Schmidt:

Thank you for your letter dated August 6, 2013, regarding your development activities on Mission View Drive.

In 2011, Ecology indicated that concurrent pursuit of the Aztec Estates (7-lots), Eagles Landing Short Plat (3 new lots created, not including a pre-existing use of water), Tiger Plat (7-lots), and Wildcat Plat (8-lots) would constitute one 25-lot project. As a result, you would need water rights to cover the project. To help you meet your development goals, Ecology provided two recommendations/options:

1. Acquire water right(s) for the listed subdivisions.
2. Utilize the permit-exemption under RCW 90.44.050 by staggering the development into distinct elements/projects separated by at least five years.

Your August 6, 2013, letter indicates that you planned to pursue option 2.

Completion of option 2 requires that you demonstrate the establishment regular beneficial use under the Aztec Estates – Eagles Landing 10-lot project, AND allow the passage of at least five years before beginning a new project.

From information available on the Kittitas County Auditors web site, it is not clear what regular beneficial use(s) have been established under the Aztec Estates – Eagles Landing project. Can you please help us understand the types of beneficial use(s) established? Please list the use(s) (i.e. domestic, stock, irrigation, or industrial), the lots where the use is occurring, and the date(s) water was first regularly and beneficially used for each purpose.

I hope this letter helps you in moving forward with your projects. We look forward to your reply regarding regular beneficial uses established under the Aztec Estates – Eagles Landing project.

Sincerely,

Mark Kemner, LHG  
Section Manager  
Water Resources Program

MK:gh/130904

cc: Robert "Doc" Hansen, Kittitas County CDS Director  
Erin Moore, Kittitas County Health Dept. (e-copy)

