

MEMO

To: Christopher Kossik
Water Resources Program
Washington State Department of Ecology

From: Phil Hull
Zirkle Fruit Company

Date: June 10, 2025

RE: Application for Emergency Authorization to Use Supplemental Water in the Yakima Basin

Attached is an Application for an Emergency Drought Authorization for G4-33141 (Peters Ranch).

In the application, Section 5, *Proposed Use and Water Quantity Under This Application*, there is not a place to state the quantity of water we are requesting. For **G4-33141** (Peters Ranch) we are requesting that Ecology authorize us to withdraw **20 acre feet of water**. Included in the application is a Draft Water Mitigation Allotment from Selah-Moxee Irrigation District.

Call or email me if you have any questions: 509-969-7832, philh@zirklefruit.com



For Ecology Use
(Date Stamp)

Application for Emergency Authorization to use Supplemental Water in the Yakima River Basin

Follow the attached instructions. Please attach additional sheets if necessary.

Section 1. APPLICANT		
Applicant/Business Name: Zirkle Fruit Company, Inc.	Phone No: 509-697-6101	Other No:
Address: P.O. Box 190		
City: Selah	State: WA	Zip: 98942
Email Address (if available): philh@zirklefruit.com		

Contact Name (if different from above): Phil Hull	Phone No: 509-969-7832	Other No:
Relationship to Applicant: Facilities Manager		
Address: P.O. Box 190		
City: Selah	State: WA	Zip: 98942
Email Address (if available): philh@zirklefruit.com		

For Ecology Use	APPLICATION NO: _____ SEPA: Exempt/Not Exempt	
	Fee Paid: _____ Check No: _____ ECY Coding: 001-001-WR1-0285-000011	
Date Returned _____ By _____ Priority Date _____ By _____ WRIA: _____		

Section 2. CURRENT WATER RIGHT INFORMATION AND PREVIOUS DROUGHT AUTHORIZATIONS

A. Primary Water Right information (required information)

Primary Water Right Number or Irrigation District	Parcel Number	Number of Irrigated Acres	Crop Type	Irrigation Type (Drip, sprinkler, etc.)
Roza Irrigation Distr.	211130-11001	46.0	Apples	Drip
Roza Irrigation Distr.	211130-12001	10.9	Apples	Drip

B. Supplemental (Standby/Reserve) Water Right Information (if applicable):

Do you have a permanent supplemental (standby/reserve) water right for the above mentioned property? Please identify the water right document(s): No

C. Previous Emergency Drought Authorization information (if applicable):

If applicable, please identify authorizations from previous drought or proration years:

G4-33141-15, G4-33141-19, G4-33141-23, G4-33141-24

Section 3. WELL INFORMATION

A) Location - Legal Description

Parcel No.	¼	¼	Section	Township	Range	County
211130-11001	NW	NE	30	11N	21E	YAKIMA
Lot(s)	Block(s)		Subdivision			

If known, enter the distances in feet from the point of withdrawal (well) to the nearest section corner:

400 Feet (☐ North/☒ South) and 1390 feet (☒ East/☐ West)
from the (☐NW ☐SW ☒NE ☐SE ☐) corner of Section 30.

NOTE: If more than two points of withdrawal (wells), please attach additional information on a separate sheet of paper.

B) General information

Do you have an existing well? ☒ YES ☐ NO If so, how many? 1

If available, attach Water Well Report and Pump Test.

Well Tag ID No(s): BIF-799

Well diameter(s) & depth(s): 10" X 360'

Section 4. PLACE OF USE

Provide or attach a copy of the legal description of the property (on which the water will be used).

The Northeast 1/4 of the Northeast 1/4 and the East 1/2 of the Northwest 1/4 of the Northeast 1/4

Township 11 North, Range 21, E.W.M.;

EXCEPT the North 25 feet and the East 30 feet for roads

Assessor's Parcel No. 211130-11001, -12001

1/4	1/4	Section	Twp.	Range	County	Parcel No.
N1/2	NE1/4	30	11N	21E	YAKIMA	211130-11001 & -12001

Do you own all the lands on which the proposed place of use is located? ☒ YES ☐ NO

If no, do you have legal authority to make this application for use of this land? ☐ YES ☐ NO

Provide owner name(s), address, and phone number: _____

Section 5. PROPOSED USE AND WATER QUANTITY UNDER THIS APPLICATION

Parcel Number	Proposed Irrigated Acres	Crop Type	Irrigation Type (drip, sprinkler, etc.)
211130-11001	46.0	APPLES	DRIP
211130-12001	10.9	APPLES	DRIP
Total			

Section 6. DRIVING DIRECTIONS

Please provide the site address and detailed driving directions to the well and the proposed place of use:

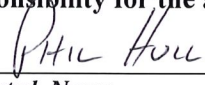
Smith Road, Zillah, WA: From I-82 take Exit 54. Travel north on the Yakima Valley Hwy, turn east on

E. Zillah Dr., then north on Lucy Ln, turn west on Smith Rd, travel 1/4 mile, turn south on an orchard

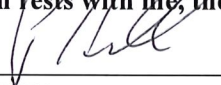
access road, the well is 400' ahead.

Section 7. REQUIRED SIGNATURES

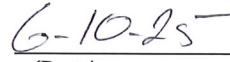
I certify that the information provided in this application is true and accurate to the best of my knowledge. I understand that in order to process my application, I grant staff from the Department of Ecology access to the site for inspection and monitoring purposes. Even though the employees of the Department of Ecology may have assisted me in the preparation of the above application, all responsibility for the accuracy of the information rests with me, the applicant.



Printed Name
Applicant or Authorized
Representative



Signature

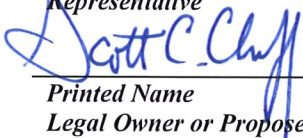


(Date)

Printed Name
Applicant or Authorized
Representative

Signature

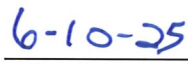
(Date)



Printed Name
Legal Owner or Proposed place of use



Signature



(Date)

Mail the application to:

Central Regional Office
1250 W. Alder Street
Union Gap, WA 98903-0009
(509) 575-2490



DRAFT Water Mitigation Allotment CS4-84594-J

Applicant Address

Zirkle Fruit Company
P.O. Box 190
Selah, WA 98942

Grantor:	Selah-Moxee Irrigation District (SMID)	Certificate Number:	2025-11
Grantee:	Zirkle Fruit Company	Date Issued:	6-10-25
Parcel Number(s):	211130-11001, 21130-12001		
Site Address:	See Ecology Application G4-33141-25		
Proposed Project Description:	2025 Emergency Drought Well Lease is offered at 5 years @20% of mitigation quantity		
Water use on these parcels is from:	Mitigation Quantity: <u>20</u> AF		
<input type="checkbox"/> groundwater well(s)	Duration: <input type="checkbox"/> Purchase		
<input type="checkbox"/> surface water	<input checked="" type="checkbox"/> Lease: <u>1</u> years		

Abbreviated Legal Description:
(see page 2 for full legal description, if needed)

Terms and Conditions:

1. This Mitigation Allotment is for use on the above-mentioned parcel(s) and legal description only and is not transferable for use at other locations or for any other uses without SMID concurrence.
2. Grantee is required to independently develop its source of water and obtain permit approval from Ecology.
3. SMID agrees it will reserve water authority for this Draft Mitigation Allotment for the time period allotted in the "2025 Water Right Short-Term Lease Agreement"
4. SMID may cancel this Draft Mitigation Allotment if the applicant is unable to obtain the Permit Authorization or any other Ecology approvals.
5. If Ecology grants permit authority for this project, then following payment of remaining required fees, SMID will issue a Final Mitigation Allotment to Grantee.
6. Grantee shall provide the Final Mitigation Allotment to Ecology and record it with the County Auditor.
7. If Ecology or a Court determines that any water use authorized by this Mitigation Allotment has been abandoned, relinquished, cancelled, or otherwise forfeited, then such quantity of water reverts to SMID without compensation to the Grantee. The applicant has a duty to use and protect such water for its own use.
8. SMID is pledging senior water rights held in the Ecology Trust Water Right Program to offset the Grantee's project. However, all water rights, even senior water rights held by SMID to offset this mitigation allotment, may be subject to curtailment due to drought, lack of water, or other reasons. SMID makes no guarantee against such future curtailment or of any future Department of Ecology regulation, Court adjudication, or other legal action as to the validity or use of the water right.

Issued By

SMID

Nathan Draper
District Manager

Matthew Draper
Manager Signature