
	KENNEWICK IRRIGATION DISTRICT POLICY 3.2-2 Water Allotment							
APPROVED:  President, Board of Directors Date: April 17, 2012	Effective Date: April 17, 2012		Revision:5					
	Annual Review performed by:	Initial	Initial	Initial	Initial	Initial	Initial	Initial
	Review date:							

POLICY:

The Kennewick Irrigation District (KID) will provide the process, procedures and applicable forms for relegation and allocation of irrigation water allotments within KID Boundaries consistent with the provisions of the United States Bureau of Reclamation (USBR)/KID Amendatory Repayment Contract No. 14-06-W-56, as amended or may be amended (“KID/USBR Contract”). Irrigation water allotment relegation and allocation requests will be processed and approved or denied by the KID in light of relevant information. Requests which are approved by the KID will be forwarded to the USBR for approval and to update USBR’s permanent records.

1. Definitions:

- 1.1. Irrigation Water Allotment:** The volume of water, in Acre-Feet (AF) per year, allocated by the KID to a parcel for irrigation purposes. The irrigation water allotment for any parcel is limited by the irrigable acres multiplied by the total annual depth of irrigation water (in feet) assigned to the irrigable acres. The irrigation water allotment is further limited by the irrigation water available to the KID from the Yakima Project pursuant to the KID pro-ratable water right. The irrigable acres may be less than the total parcel size and the amount of irrigation water allocated at a specific depth may not cover the entire irrigable acres on the parcel. Every allotment is conditional as set forth in Section 3 below.
- 1.2. Irrigation Water Allocation:** Irrigation water allocation is the act by which KID, subject to USBR approval, which authorizes an irrigation water allotment for irrigable lands.
- 1.3. Irrigation Water Relegation:** Irrigation water relegation is the process of returning an irrigation water allotment to the KID.

2. References:

- 2.1. US Bureau of Reclamation and Kennewick Irrigation District Contract
- 2.2. Conditional Final Order, Washington State Department of Ecology v. James J. Acquavella, et al.
- 2.3. Revised Code of Washington State, Title 87.03.010
- 2.4. City of Kennewick Municipal Ordinance Code 17.20.050
- 2.5. City of Richland Municipal Ordinance Code 18.36.060 & 070

3. General Requirements (See Procedures 3.2-2A and 3.2-2B for complete requirements):

- 3.1. Allocation of Irrigation Water Allotment.** The following minimum, nonexclusive requirements must be satisfied for parcels to qualify for approval of an irrigation water allotment:
- 3.1.1.** The subject property lies within the existing KID boundaries.
 - 3.1.2.** The subject property includes classified irrigable acreage, acreage that is subject to future reclassification or classification as irrigable land, or is categorized as noncommercial irrigable land authorized for irrigation water delivery by USBR policy. See Policy and Procedure 3.2-4, Reclassification.
 - 3.1.3.** The subject property is capable of beneficial irrigation (e.g., the requested irrigation water allotment can be beneficially and safely applied to irrigable acres within the parcel without unreasonable risk of harm to persons or property on or off the subject parcel).
 - 3.1.4.** The owner of the land must agree that the irrigation water will be put to beneficial use within 36 months of the date of the resolution granting the allocation, and that if the water is not put to beneficial use, the irrigation water allotment will automatically be forfeited and revert back to KID. Appeals to extend the 36 month deadline must be filed before the deadline expires, and if timely filed, may be approved based on a showing of good cause for a period not to exceed twelve months by the KID Manager on a case by case basis. Any longer extension must be filed with the Board of Directors before the deadline expires, and upon such filing the forfeiture is stayed until the Board of Directors takes action to approve or deny the extension request.
 - 3.1.5.** The owner of the land must agree that the design, construction, operation, and maintenance of an irrigation system will comply with KID and USBR standards and specifications. KID requires inspection and approval of the design and construction of the irrigation system.
 - 3.1.6.** KID reserves the right to refuse delivery or to discontinue delivery of any irrigation water allotment when KID reasonably determines that irrigation water delivery would create an unreasonable risk of harm to persons or property or to KID irrigation infrastructure.
- 3.2. Relegation of Irrigation Water Allotment (requirements for parcels to qualify to remove the irrigation water allotment and financial responsibility):**
- 3.2.1.** The parcel does not abut or have appurtenant easements to access KID's canal and lateral system, or
 - 3.2.2.** The parcel does not have an irrigation water delivery system to the property, or
 - 3.2.3.** The parcel is served by an existing well or private water system not supplied by KID irrigation service.
 - 3.2.4.** This policy shall not apply to properties subject to a condominium declaration and or any individual units where each unit that has a county assigned PIN whether or not the units share a percentage of common ownership in the

common parcel within the confines of the condominium group that has access to irrigation water infrastructure.

3.3. Relegation Requests:

3.3.1. Applicant must satisfy (pay in full) all KID account balances including delinquent and current year's assessments and interest on parcels being relegated prior to or at time of application submittal.

3.4 All Requests:

3.4.1 Applicant must satisfy (pay in full) all USBR construction loans for all properties both relegated and non-relegated in the same ownership within the KID.