STATE OF WASHINGTON
DEPARTMENT OF ECOLOGY
PO Box 47775 • Olympia, Washington 98504-7775 • (360) 407-6300

June 12, 2013

Washington Department of Fish and Wildlife
Real Estate Services Division
Attn: Phil Crane
600 Capitol Way North
Olympia WA 98501-1091

Re: Trust Water Donation CS2-SWC2516 for Snow Creek

Dear Mr. Crane:

The purpose of this letter is to acknowledge the Department of Ecology's acceptance of your donation to the Washington State Trust Water Right Program. The trust water right authorization has been assigned Water Right No. CS2-SWC2516. Please refer to this number when corresponding with us about this trust water right.

The Department of Ecology (Ecology), pursuant to RCW 90.42.080(1)(b), accepts your donation in the amount of 0.13 cubic feet per second and 0.27 acre-feet per year. The purpose of the donation is to benefit instream flow in Snow Creek during the irrigation season.

You requested the ability to return this water to its original use with 30 days' notice to Ecology. This term of the donation is accepted.

This trust water right expires on May 1, 2015.

This trust water right is made possible by fallowing acreage at the recorded place of use, located within the Jas. Tucker Donation Land Claim No. 40 within Sections 23, 24, 25, and 26, T. 29 N., R. 2 W.W.M., Parcel No. 902252013.

RCW 90.42.080 provides in part that the total of any portion of the water right remaining with the donor plus the donated portion of the water right may not exceed the extent to which the right was exercised during the five years before the donation.

In accordance with RCW 90.42.040(6), RCW 90.14.140(h), and RCW 90.14.215, a water right is protected from relinquishment while it is managed within the Trust Water Right Program.

Ecology's acceptance of the donated water right into the trust water right program is not evidence of the validity or quantity of the right. When the period of trust ends, the water right will revert back to the water right holder in the full quantity accepted into the trust water program and for the original purpose.

If, prior to the expiration of this authorization, you would like to extend the temporary donation, you must send us a written request. Also, if you wish to modify the terms of your donation, your letter must specify the new terms. Ecology will review your request and any new or modified terms and conditions and will notify you of our decision.

If you have questions or concerns, please contact Marie Peter at (360) 407-0279 or mpet461@ecy.wa.gov.

YOUR RIGHT TO APPEAL

You have a right to appeal this decision to the Pollution Control Hearing Board (PCHB) within 30 days of the date of receipt of this decision. The appeal process is governed by Chapter 43.21B RCW and Chapter 371-08 WAC. "Date of receipt" is defined in RCW 43.21B.001(2).

To appeal you must do the following within 30 days of the date of receipt of this decision:

- File your appeal and a copy of this decision with the PCHB (see addresses below). Filing means actual receipt by the PCHB during regular business hours.
- Serve a copy of your appeal and this decision on Ecology in paper form - by mail or in person. (See addresses below.) E-mail is not accepted.

You must also comply with other applicable requirements in Chapter 43.21B RCW and Chapter 371-08 WAC.

ADDRESS AND LOCATION INFORMATION

Street Addresses	Mailing Addresses
Department of Ecology Attn: Appeals Processing Desk 300 Desmond Drive SE Lacey, WA 98503	**Department of Ecology** Attn: Appeals Processing Desk PO Box 47608 Olympia, WA 98504-7608
Pollution Control Hearings Board 1111 Israel RD SW STE 301 Tumwater, WA 98501	**Pollution Control Hearings Board** PO Box 40903 Olympia, WA 98504-0903

For additional information visit the Environmental Hearings Office Website: http://www.eho.wa.gov . To find laws and agency rules visit the Washington State Legislature Website: http://www1.leg.wa.gov/CodeReviser.

Sincerely,

Michael J. Gallagher

Michael J. Gallagher
Section Manager
SWRO Water Resources

MJG:MP:th

BY CERTIFIED MAIL: 7011 3500 0003 5810 5472