



STATE OF WASHINGTON  
DEPARTMENT OF ECOLOGY

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

May 11, 2010

Mr. Jim Beavers  
C & J Thoroughbreds  
2120 Malaga-Alcoa Highway  
Malaga WA 98828

Dear Mr. Beavers:

The purpose of this letter is to acknowledge Ecology's acceptance of your donation to the Washington State Trust Water Rights Program. The trust water right has been assigned control number **CS4-30553P**. Please refer to that number when corresponding with us about this trust water right.

The Department of Ecology, pursuant to RCW 90.42.080(1)(b), acknowledges your donation in the amount of 33.6 acre-feet per year at a rate up to 2.8 cubic-feet-per-second. The purpose of the donation is to benefit instream flow in the Columbia River beginning at about River Mile 461.5 and terminating at the Pacific Ocean. The term of this trust water right is from April 30 to October 31, 2010.

**This trust water right expires on October 31, 2010.**

The parent water right, S4-30553P, authorized the withdrawal of 36 acre-feet per year at a rate up to 0.3 cubic-feet-per-second for the irrigation of 15 acres during the irrigation season. The recorded place of use is located within SE1/4SE1/4 of Section 19, T. 22 N., R. 21 E.W.M.

Section 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 water 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 not subject to relinquishment while it is managed within the Trust Water Rights Program.

**Ecology's acceptance of the donated water right into the Trust Water Rights 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 or landowner in the full quantity accepted into the trust water program and for the original purposes.

If, prior to expiration of this temporary donation, you would like to extend the temporary donation, please send us a written request. Also, if you wish to modify any terms of your donation, your letter must include the new terms. Ecology will review your request and any new or modified terms and conditions and will notify you whether the donation can be extended.



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If you have questions or concerns, please call Gary Steele at (509) 249-6299.

You have a right to appeal this decision. To appeal this you must:

- File your appeal with the Pollution Control Hearing Board within 30 days of the "date of receipt" of this document. Filing means actual receipt by the Board during regular office hours.
- Serve your appeal on the Department of Ecology within 30 days of the "date of receipt" of this document. Service may be accomplished by any of the procedures identified in WAC 371-08-305(10). "Date of receipt" is defined at RCW 43.21B.001(2).

Be sure to do the following:

- Include a copy of this document that you are appealing with your Notice of Appeal.
- Serve and file your appeal in paper form; electronic copies are not accepted.

1. To file your appeal with the Pollution Control Hearings Board:

Mail appeal to:

OR

Deliver your appeal in person to:

The Pollution Control Hearings Board  
PO Box 40903  
Olympia WA 98504-0903

The Pollution Control Hearings Board  
4224 – 6th Ave SE Rowe Six, Bldg 2  
Lacey WA 98503

2. To serve your appeal on the Department of Ecology:

Mail appeal to:

OR

Deliver your appeal in person to:

The Department of Ecology  
Appeals & Application for Relief  
Coordinator  
PO Box 47608  
Olympia WA 98504-7608

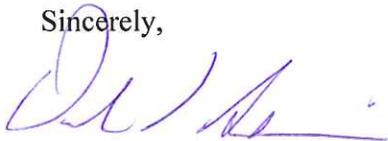
The Department of Ecology  
Appeals & Application for Relief  
Coordinator  
300 Desmond Dr SE  
Lacey WA 98503

3. And send a copy of your appeal packet to:

Derek I. Sandison, Director  
Office of Columbia River  
Central Region Office  
15 W Yakima Ave Ste 200  
Yakima WA 98902-3452

*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://www.leg.wa.gov/CodeReviser>*

Sincerely,



Derek I. Sandison, Director  
Office of Columbia River