



STATE OF WASHINGTON
DEPARTMENT OF ECOLOGY

4601 N Monroe Street • Spokane, Washington 99205-1295 • (509)329-3400

September 16, 2009

Michael Hardung, Jodee Gallagher,
and Daisy Hardung
599 Hardung Rd. N.
Odessa, WA 99159

Dear Mr. and Mrs. Hardung and Ms. Gallagher:

Re: Acceptance for Temporary Donation of Ground Water Certificates
5931-A and G3-01192C into the Trust Water Right Program

The purpose of this letter is to acknowledge Ecology's acceptance of your temporary donation to the Washington State Trust Water Right Program. The trust water right has been assigned the control numbers CG3-*07335C@1 and CG3-01192C@1 for the above two certificates. Please refer to these numbers when corresponding with us about your trust water right.

The Department of Ecology, pursuant to amended RCW 90.42.080(1)(b), through **2009 Engrossed Substitute Senate Bill 5583**, acknowledges your donations detailed as following:

Ground Water Certificate No. 5931-A
1,700 gallons per minute; 1,830 acre-feet per year from April 1st to October for irrigation of 1,920 acres
Purpose of donation: Ground water reservation
Duration of donation: **from July 26, 2009 to November 1, 2010**

Ground Water Certificate No. 01192C
1800 gallons per minute; 1000 acre-feet per year from April 1 to November 1 for irrigation of 500 acres
Purpose of donation: Ground water reservation
Duration of donation: **July 26, 2009 to November 1, 2010**

Ground Water Certificate No. 5931-A authorized the point of withdrawal for the irrigation of 1,920 acres. The recorded place of use is located: all of Sections 32 and 33 and the W½ of Section 34, Township 21 N., Range 34 E.W.M.; and the S½SE¼ and the W½ of Section 28, Township 21 N., Range 34 E.W.M.

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Ground Water Certificate No. G3-01192C authorized the point of withdrawal for the irrigation of 500 acres. The recorded place of use is located within the S½SE¼ and the W½ of Section 28; and the E½E½ of Section 29; Sections 32 and 33, and the W½ of Section 34; all in Township 21 N., Range 34 E.W.M.

Amended 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 water right was exercised during the five years before the donation.

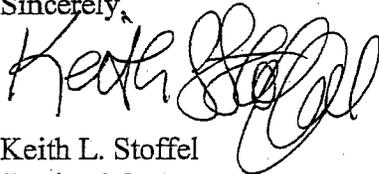
In accordance with amended RCW 90.42.040(6), RCW 90.14.140(h), and RCW 90.14.215, a water right is not subject to relinquishment while it is managed within the Trust Water Right Program.

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 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 period of donation, or modify any terms of your donation, you need to submit your request in writing. Ecology will review your request for change and will notify you whether the terms or the period of donation can be extended.

If you have any questions or concerns regarding this letter, please contact Ying Fu at (509) 329-3451 or by email at yifu461@ecy.wa.gov.

Sincerely,



Keith L. Stoffel
Section Manager
Water Resources Program
Eastern Regional Office

KLS:YF:ka

cc: Mark DeWulf, Brock, Carpenter, McGuire & DeWulf
Lynn Maser, Water Master, Ecology/ERO
Victoria Leuba, Ecology/ERO
Christine Collins, DOH