STATE OF WASHINGTON
DEPARTMENT OF ECOLOGY
15 West Yakima Avenue, Suite 200 • Yakima, Washington 98902-3452 • (509) 575-2490

June 13, 2006

Paul C Dempsey
Halverson & Applegate PS
PO Box 22730
Yakima WA 98902-2715

RE: Temporary Trust Water Right No. CS4-00529CTCL

Dear Mr. Dempsey:

The purpose of this letter is to acknowledge Sorenson Properties' recent donation to the Washington State Trust Water Right Program. The Department of Ecology, pursuant to RCW 90.42.080(1)(b), acknowledges the donation to the Trust Water Right Program, the amount of 2.3 cubic feet per second and 364 acre-feet per year for the benefit of the Little Wilson Creek. The trust water right is for instream flow purposes from April 1 to October 15, 2006.

RCW 90.42.080 provides 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. The donated water right's status as a trust water right is not evidence of the validity or quantity of the right. While the right is in the Trust Water Right Program it is protected against relinquishment and when the period of trust ends, the water right will revert back to the water right holder or land owner in the full quantity and for the original purposes.

It's my understanding that your client intends to continue to irrigate the subject 35 acres with shares from Ellensburg Water Company (EWC) and that historically EWC supplied supplemental water to this acreage. If EWC will replace the primary portion of water the duty for the 35 acres, a water right transfer may be required.

This trust water right expires December 31, 2006. If your client would like to extend this temporary transfer, please write our office 30 days prior to the expiration of this trust water right.

If you have questions or concerns, please call the Central Region Office Trust Water Coordinator, Suzanne Blakeney at (509) 454-7294.

Sincerely,

Daniel R. Haller

Daniel R. Haller, P.E.
Water Resources Program
Central Region Office

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STATE OF WASHINGTON
DEPARTMENT OF ECOLOGY
15 W Yakima Ave, Ste 200 • Yakima, WA 98902-3452 • (509) 575-2490

February 5, 2008
CERTIFIED MAIL
[7006 0100 0002 8191 6153]

Sorenson Properties
c/o Doug Sorenson
9409 N Harborview Dr
Gig Harbor WA 98332-2156

Re: Trust Water Right Donation (CS4-00529CTCL@1)

The purpose of this letter is to acknowledge the Department of Ecology's acceptance of the Sorenson Properties, LLC donation to the Washington State Trust Water Right Program. The trust water right has been assigned the control number CS4-00529CTCL@1. 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), acknowledges your donation in the amount of 1.0 cubic feet per second (cfs) and 300.96 acre-feet per year (afy). The purpose of the donation is to benefit instream flow in Lyle Creek, the Yakima River, and the Columbia River from April 1 – October 31. This trust water right expires December 31, 2008.

The parent water right, *Aquavella* Court Claim No. 00529, authorizes the withdrawal of 1 cfs, for up to 300.96 afy, for the irrigation of 85.9 acres, and stock water, during the irrigation season from April 1 – October 31.

The recorded places of use are located within:

- the SW¼ of the NW¼ and that portion of the E½ of the SW¼ of Section 12, lying north of Interstate 90, in T. 17 N., R. 18 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 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 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 along with any new or modified terms and conditions and will notify you whether the donation can be extended.

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This Decision may be appealed pursuant to RCW 34.05.514(3), RCW 90.03.210(2), and Pretrial Order No. 12 entered in *State of Washington, Department of Ecology v. James Acquavella, et al.*, Yakima County Superior Court No. 77-2-01484-5 (the general adjudication of surface water rights in the Yakima River Basin). The person to whom this Decision is issued, if he or she wishes to file an appeal, must file the notice of appeal with the Yakima County Superior Court **within thirty (30) days of receipt of this Decision**. Appeals must be filed with the Superior Court Clerk's Office, Yakima County Superior Court, 128 North 2nd Street, Yakima WA 98901, RE: Yakima River Adjudication. Appeals must be served in accordance with Pretrial Order No. 12, Section III ("Appeals Procedures"). The content of the notice of appeal must conform to RCW 34.05.546. Specifically, the notice of appeal must include:

The name and mailing address of the appellant;
Name and address of the appellant's attorney, if any;
The name and address of the Department of Ecology;
The specific application number of the decision being appealed;
A copy of the decision;
A brief explanation of Ecology's decision;
Identification of persons who were parties in any adjudicative proceedings that led to Ecology's decision;
Facts that demonstrate the appellant is entitled to obtain judicial review;
The appellant's reasons for believing that relief should be granted; and
A request for relief, specifying the type and extent of relief requested.

The "parties of record" who must be served with copies of the notice of appeal under RCW 34.05.542(3) are limited to the applicant of the decision subject to appeal, Ecology and the Office of the Attorney General.

All others receiving notice of this Decision, who wish to file an appeal, must file the appeal with the Yakima County Superior Court within **30-days of the date the Order was mailed.** The appeal must be filed in the same manner as described above.

Sincerely,

G. Thomas Tebb, L.E.G.
Section Manager
Water Resources Program
Central Region Office

GTT:TB:gg/080206

cc: Philip Rigdon, Deputy Director, Natural Resources Division, Yakama Nation

COPY

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February 5, 2008
CERTIFIED MAIL
[7006 0100 0002 8191 6153]

Sorenson Properties
c/o Doug Sorenson
9409 N Harborview Dr
Gig Harbor WA 98332-2156

Re: Trust Water Right Donation (CS4-00529CTCL@2)

The purpose of this letter is to acknowledge Ecology's acceptance of Sorenson Properties, LLC donation to the Washington State Trust Water Right Program. The trust water right has been assigned the control number CS4-00529CTCL@2. 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), acknowledges your donation in the amount of 0.468 cubic feet per second (cfs) and 140.80 acre-feet per year (afy). The purpose of the donation is to benefit instream flow in Lyle Creek, the Yakima River, and the Columbia River from April 1–October 31. This trust water right expires on December 31, 2008.

The parent water right, *Aquavella* Court Claim No. 00529, authorizes the withdrawal of 0.468 cfs, for up to 140.80 afy, for the irrigation of 40.0 acres, and stock water, during the irrigation season from April 1–October 31.

The recorded places of use are located within:

- the SE¼ of the NW¼ of Section 12, T. 17 N., R. 18 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 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 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 along with any new or modified terms and conditions and will notify you whether the donation can be extended.

FILE COPY

This Decision may be appealed pursuant to RCW 34.05.514(3), RCW 90.03.210(2), and Pretrial Order No. 12 entered in *State of Washington, Department of Ecology v. James Acquavella, et al.*, Yakima County Superior Court No. 77-2-01484-5 (the general adjudication of surface water rights in the Yakima River Basin). The person to whom this Decision is issued, if he or she wishes to file an appeal, must file the notice of appeal with the Yakima County Superior Court **within thirty (30) days of receipt of this Decision**. Appeals must be filed with the Superior Court Clerk's Office, Yakima County Superior Court, 128 North 2nd Street, Yakima WA 98901, RE: Yakima River Adjudication. Appeals must be served in accordance with Pretrial Order No. 12, Section III ("Appeals Procedures"). The content of the notice of appeal must conform to RCW 34.05.546. Specifically, the notice of appeal must include:

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Identification of persons who were parties in any adjudicative proceedings that led to Ecology's decision;
Facts that demonstrate the appellant is entitled to obtain judicial review;
The appellant's reasons for believing that relief should be granted; and
A request for relief, specifying the type and extent of relief requested.

The "parties of record" who must be served with copies of the notice of appeal under RCW 34.05.542(3) are limited to the applicant of the decision subject to appeal, Ecology and the Office of the Attorney General.

All others receiving notice of this Decision, who wish to file an appeal, must file the appeal with the Yakima County Superior Court within **30-days of the date the Order was mailed.** The appeal must be filed in the same manner as described above.

Sincerely,

G. Thomas Tebb, L.E.G.
Section Manager
Water Resources Program
Central Region Office

GTT:TB:gg/080207

cc: Philip Rigdon, Deputy Director, Natural Resources Division, Yakama Nation

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DEPARTMENT OF ECOLOGY
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February 5, 2008
CERTIFIED MAIL
[7006 0100 0002 8191 6153]

Sorenson Properties
c/o Doug Sorenson
9409 N Harborview Dr
Gig Harbor WA 98332-2156

Re: Trust Water Right Donation (CS4-00529CTCL@3)

The purpose of this letter is to acknowledge Ecology's acceptance of Sorenson Properties, LLC donation to the Washington State Trust Water Right Program. The trust water right has been assigned the control number CS4-00529CTCL@3. 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), acknowledges your donation in the amount of 0.53 cubic feet per second (cfs) and 160.0 acre-feet per year (afy). The purpose of the donation is to benefit instream flow in Lyle Creek, the Yakima River, and the Columbia River from April 1–October 31. This trust water right expires on December 31, 2008.

The parent water right, *Aquavella* Court Claim No. 00529, authorizes the withdrawal of 0.53 cfs, for up to 160.0 afy, for the irrigation of 45.3 acres, and stock water, during the irrigation season from April 1–October 31.

The recorded places of use are located within:

- that portion of the E½ of the NW¼, lying northwest of Wilson Creek and that portion of the W½ of the NE¼, lying east of Lyle Creek in Section 13, T. 17 N., R. 18 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 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 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 along with 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 the Central Region Trust Water Coordinator, Timothy Blocher, at (509) 454-7294.

This Decision may be appealed pursuant to RCW 34.05.514(3), RCW 90.03.210(2), and Pretrial Order No. 12 entered in *State of Washington, Department of Ecology v. James Acquavella, et al.*, Yakima County Superior Court No. 77-2-01484-5 (the general adjudication of surface water rights in the Yakima River Basin). The person to whom this Decision is issued, if he or she wishes to file an appeal, must file the notice of appeal with the Yakima County Superior Court **within thirty (30) days of receipt of this Decision**. Appeals must be filed with the Superior Court Clerk's Office, Yakima County Superior Court, 128 North 2nd Street, Yakima WA 98901, RE: Yakima River Adjudication. Appeals must be served in accordance with Pretrial Order No. 12, Section III ("Appeals Procedures"). The content of the notice of appeal must conform to RCW 34.05.546. Specifically, the notice of appeal must include:

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The appellant's reasons for believing that relief should be granted; and
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All others receiving notice of this Decision, who wish to file an appeal, must file the appeal with the Yakima County Superior Court within **30-days of the date the Order was mailed.** The appeal must be filed in the same manner as described above.

Sincerely,

G. Thomas Tebb, L.E.G.
Section Manager
Water Resources Program
Central Region Office

GTT:TB:gg/080208

cc: Philip Rigdon, Deputy Director, Natural Resources Division, Yakama Nation

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