



STATE OF WASHINGTON
DEPARTMENT OF ECOLOGY

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

December 21, 2010

Grant County Auditor
PO Box 37
Ephrata, WA 98823

Dear Sir or Madam:

Enclosed is Certificate of Water Right No. S3-30556 and a check in the amount of \$63.00 to cover the cost of recording.

After recording, please forward the Certificate to:

U.S. Bureau of Reclamation
Pacific Northwest Region
1150 N. Curtis Road
Boise, ID 83706-1234

Sincerely,

Karen Tusa
Processing Lead
Water Resources Program
Eastern Regional Office

KT:ka

Enclosures: Certificate of Water Right
Check No. 1288

cc: U.S. Bureau of Reclamation



U.S. Bureau of Reclamation
 Pacific Northwest Region
 1150 N. Curtis Road
 Boise, ID 83706-1234



**STATE OF WASHINGTON
 CERTIFICATE OF WATER RIGHT**

Document Title: Certificate of Water Right

Agency: Department of Ecology
 Central Region Office
 15 West Yakima Avenue Suite 200
 Yakima, WA 98902-3401

Applicant: U.S. Bureau of Reclamation
 U.S. Department of Interior
 1150 N. Curtis Road
 Boise, ID 83706-1234

Reference Number:

PRIORITY DATE	APPLICATION NUMBER	PERMIT NUMBER	CERTIFICATE NUMBER
May 16, 1938	S3-30556	S3-30556	S3-30556

This is to certify that the herein named applicant has made proof to the satisfaction of the Department of Ecology of a right to the use of the public waters of the State of Washington as herein defined, and under and specifically subject to the provisions contained in the Permit issued by the Department of Ecology, and that said right to the use of said waters has been perfected in accordance with the laws of the State of Washington, and is hereby confirmed by the Department of Ecology and entered of record as shown, but is limited to an amount actually beneficially used.

PUBLIC WATERS TO BE APPROPRIATED

SOURCE	TRIBUTARY OF (IF SURFACE WATERS)
Lake Roosevelt	---

MAX. CUBIC FEET PER SECOND	MAX. GALLONS PER MINUTE	MAX. ACRE-FEET PER YEAR
305	---	37,500

QUANTITY/TYPE OF USE/PERIOD OF USE

305 cfs and 37,500 acre-feet per year for instream flow purposes from April 1 to October 31
 25,000 acre-feet of this water is intended to serve as replacement water to enable new state water right permits to be issued in the future for out-of-stream municipal and industrial uses

LEGAL DESCRIPTION OF LOCATION OF DIVERSION/WITHDRAWAL

1/4 1/4	SECTION	TOWNSHIP N.	RANGE (E. OR W.) W.M.	W.R.I.A.	COUNTY
Government Lots 3 and 4	1	28	30 E.	42	Grant

PARCEL NO. 182116000

ADDITIONAL LEGAL IS ON PAGE 2

LEGAL DESCRIPTION OF PROPERTY ON WHICH WATER IS TO BE USED

1/4 1/4	SECTION	TOWNSHIP N.	RANGE (E. OR W.) W.M.	W.R.I.A.	COUNTY

PARCEL NO.

ADDITIONAL LEGAL IS ON PAGE 2

CONTINUED LEGAL DESCRIPTION FOR LOCATION OF DIVERSION/WITHDRAWAL

1500 feet east and 200 feet south of the West ¼ corner of Section 1

CONTINUED LEGAL DESCRIPTION FOR PROPERTY ON WHICH WATER IS TO BE USED

The place of use is the mainstem of the Columbia River in Lake Roosevelt and below Grand Coulee Dam, beginning at the north line of Lake Roosevelt in Section 4, T. 40 N., R. 41 E.W.M., Stevens County to the mouth of the Columbia River at its confluence with the Pacific Ocean at Section 18, T. 9 N., R. 11 W.W.M., Pacific County

PROVISIONS

All conditions and requirements contained in reports of examination or permits previously issued apply to this certificate unless specifically noted below.

Measuring devices approved by the Department of Ecology must be installed such that the total amount of water diverted from the Columbia River can be determined. At a minimum, weekly readings shall be recorded. By January 31st each year, the permittee shall send a copy of the data, on a form prescribed by Ecology, to the Central Regional Office. Information recorded shall indicate the meter type or type of measuring device, the date and time of measurement, water flow rate, volume of water (acre-feet), and the name of the person taking the meter reading.

Reclamation must coordinate with Ecology to document that flow releases occurred consistent with the SEIS adaptive management strategy. This documentation must be submitted annually to coincide with water measurement data.

The quantity of water released for instream purposes each month will be determined by a panel of fisheries and water managers from Ecology, Reclamation, tribes, the Columbia River Intertribal Fish Commission (CRITFC), WDFW, NOAA Fisheries, and the U.S. Fish and Wildlife Service. The panel will determine specific releases each year based on the March 1 forecast for April through September runoff at The Dalles Dam with the goal of scheduling releases to maximize fish benefits under the specific conditions in any year. The panel will also consider anticipated river conditions and the status of fish runs and outmigration. Ecology is negotiating an MOA with Reclamation to incorporate the adaptive management strategy for the Preferred Alternatives into river operations. This panel shall be in place and establish the release priorities prior to any releases of water.

Any required formal approvals, river operation plan amendments or changes to agreements must be obtained prior to diversion or releases of water under this application.

Diversion of water under this authorization is contingent on execution of a water service contract between Ecology and Reclamation.

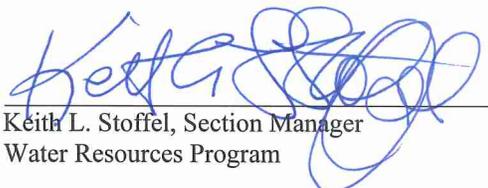
The right to use of the water aforesaid hereby confirmed is restricted to the lands or place of use herein described, except as provided in RCW 90.03.380, 90.03.390, and 90.44.100.

This certificate of water right is specifically subject to relinquishment for non-use of water as provided in RCW 90.14.

Given under my hand and the seal of this office at Spokane, Washington, this 21st day of December, 2010.

Ted Sturdevant, Director
Department of Ecology

DATA REVIEW
OK RT
ECY 040-1-2 (Rev. 8-97)

By 
Keith L. Stoffel, Section Manager
Water Resources Program

If you need this publication in an alternate format, please call Water Resources Program at 509 329 3400. Persons with hearing loss can call 711 for Washington Relay Service. Persons with a speech disability can call 877-833-6341.



STATE OF WASHINGTON
DEPARTMENT OF ECOLOGY

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

December 21, 2010

Department of Ecology
Central Region Office
15 West Yakima Avenue Suite 200
Yakima, WA 98902-3401

United States Bureau of Reclamation
Pacific Northwest Region
1150 North Curtis Road
Boise, ID 83706-1234

Dear Sir or Madam:

Enclosed is Superseding Certificate of Trust Water Right No. S3-30556 that we intend to record with the County Auditor.

You have a right to appeal this action to the Pollution Control Hearing Board (PCHB) within 30 days of the date of receipt of this document. 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 document:

- File your appeal and a copy of this document 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 document on Ecology in paper form - by mail or in person. (See addresses below.) Email is not accepted.

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

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 Road SW Suite 301 Tumwater, WA 98501	Pollution Control Hearings Board PO Box 40903 Olympia, WA 98504-0903



Department of Ecology
United States Bureau of Reclamation
December 21, 2010
Page 2

Please also send a copy of your appeal to:

Mr. Keith L. Stoffel
Department of Ecology
Eastern Regional Office
4601 North Monroe Street
Spokane, WA 99205-1295

*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,



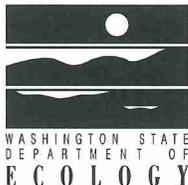
Keith L. Stoffel
Section Manager
Water Resources Program

KLS:DRH:ka

Enclosures: Superseding Certificate of Trust Water Right
Your Right to Be Heard

cc: Stephanie Utter
WA Dept. of Fish and Wildlife
Rick Roeder
Rudy Peone
Gary Passmore
Harold Shepard
Rachael Osborn

Department of Ecology
 Central Region Office
 15 West Yakima Avenue Suite 200
 Yakima, WA 98902-3401



STATE OF WASHINGTON
SUPERSEDING CERTIFICATE OF TRUST WATER RIGHT
For Non-Permanent Water Right Assignment and Management

Document Title: Superseding Certificate of Trust Water Right

Agency: Department of Ecology
(Assignee) Central Region Office
 15 West Yakima Avenue Suite 200
 Yakima, WA 98902-3401

Applicant: United States Bureau of Reclamation
(Owner) Pacific Northwest Region
 1150 North Curtis Road
 Boise, ID 83706-1234 and
 State of Washington
 c/o Department of Ecology
 15 West Yakima Avenue Suite 200
 Yakima, WA 98902-3401

Reference Number:

THIS CERTIFICATE SUPERSEDES SURFACE WATER
 CERTIFICATE NO. S3-30556 ISSUED DECEMBER 21, 2010.

PRIORITY DATE	APPLICATION NUMBER	PERMIT NUMBER	CERTIFICATE NUMBER
May 16, 1938	S3-30556	S3-30556	S3-30556

This is to certify that the herein named applicant has made proof to the satisfaction of the Department of Ecology of a right to the use of the public waters of the State of Washington as herein defined, and under and specifically subject to the provisions contained in the Permit issued by the Department of Ecology, and that said right to the use of said waters has been perfected in accordance with the laws of the State of Washington, and is hereby confirmed by the Department of Ecology and entered of record as shown, but is limited to an amount actually beneficially used.

PUBLIC WATERS TO BE APPROPRIATED

SOURCE	TRIBUTARY OF (IF SURFACE WATERS)		
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MAX. CUBIC FEET PER SECOND	MAX. GALLONS PER MINUTE	MAX. ACRE-FEET PER YEAR	
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 25,000 acre-feet of this water is intended to serve as replacement water to enable new state water right permits to be issued in the future for out-of-stream municipal and industrial uses

LEGAL DESCRIPTION OF WHERE WATER IS TO BE USED: BEGINNING

¼¼	SECTION	TOWNSHIP N.	RANGE (E. OR W.) W.M.	W.R.I.A.	COUNTY
	4	40	41 E.	61	Stevens

PARCEL # N/A

ADDITIONAL LEGAL IS ON PAGE 2

LEGAL DESCRIPTION OF WHERE WATER IS TO BE USED: END

¼¼	SECTION	TOWNSHIP N.	RANGE (E. OR W.) W.M.	W.R.I.A.	COUNTY
	18	9	11 W.	24	Pacific

PARCEL # N/A

ADDITIONAL LEGAL IS ON PAGE 2

CONTINUED LEGAL DESCRIPTION FOR LOCATION OF DIVERSION/WITHDRAWAL

The place of use is the mainstem of the Columbia River in Lake Roosevelt and below Grand Coulee Dam, beginning at the north line of Lake Roosevelt in Section 4, T. 40 N., R. 41 E.W.M., Stevens County to the mouth of the Columbia River at its confluence with the Pacific Ocean at Section 18, T. 9 N., R. 11 W.W.M., Pacific County

CONTINUED LEGAL DESCRIPTION FOR PROPERTY ON WHICH WATER IS TO BE USED

N/A

PROVISIONS

All conditions and requirements contained in reports of examination or permits previously issued apply to this certificate unless specifically noted below.

This is a non-permanent trust water right assigned by the U.S. Bureau of Reclamation (Reclamation) to the Department of Ecology, Trust Water Rights Program. This is not a conveyance of the right, but merely an assignment of interest in the right. Reclamation maintains ownership of and title to the water right throughout its term in the Trust Water Rights Program. No third party rights are to be created, authorized or derived from this certificate unless expressly provided in writing by Ecology and Reclamation. Water is to be made available subject to terms and conditions of a water service contract between Reclamation and Ecology (Water Service Contract No.11XX101734). The specific terms and conditions of Water Service Contract No.11XX101734 are specifically incorporated herein.

The quantity of water released for instream purposes each month will be determined by a panel of fisheries and water managers from Ecology, Reclamation, tribes, the Columbia River Intertribal Fish Commission (CRITFC), WDFW, NOAA Fisheries, and the U.S. Fish and Wildlife Service. The panel will determine specific releases each year based on the March 1 forecast for April through September runoff at The Dallas Dam with the goal of scheduling releases to maximize fish benefits under the specific conditions in any year. The panel will also consider anticipated river conditions and the status of fish runs and outmigration. Ecology is negotiating an understanding with Reclamation to incorporate the adaptive management strategy for the Preferred Alternatives into river operations. This panel shall be in place and establish the release priorities prior to any releases of water.

Ecology shall rescind this Certificate of Trust Water Right either upon termination of or upon failure to renew Water Service Contract No. 11XX101734.

The right to use of the water aforesaid hereby confirmed is restricted to the lands or place of use herein described, except as provided in RCW 90.03.380, 90.03.390, and 90.44.100.

This certificate of water right is specifically subject to relinquishment for non-use of water as provided in Chapter 90.14 RCW.

*Given under my hand and the seal of this office at Spokane, Washington,
this 21st day of December, 2010.*

Ted Sturdevant, Director
Department of Ecology

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