STATE OF WASHINGTON
DEPARTMENT OF ECOLOGY
1250 W Alder St • Union Gap, WA 98903-0009 • (509) 575-2490

June 17, 2016

WA State Department of Natural Resources
Attn: Rick Roeder
713 Bowers Rd.
Ellensburg, WA 98926-9301

RE: **Amended** Trust Water Donation No. CS4-25639(KK)C

Dear Mr. Roeder:

The purpose of this letter is to amend the number of acres in the table below from 313.3 to 139.3. Your *Trust Water Expiration Date* remains the same.

Under RCW 90.42.080(1) (B), Ecology accepts your donation, as summarized below:

Benefiting Water Body	Columbia River
Purpose	Instream flow
Rate	5.06 cfs
Acre-Feet Per Year	1160
Season	February 1 to November 15
Water Right Place of Use	139.3 acres within Section 34 and 174 acres within Section 36, T. 6 N., R. 24 E.W.M., Benton County.

Trust Water Expiration Date: December 31, 2020

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.

RCW 90.42.080 provides that 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.

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 or terminated.

YOUR RIGHT TO APPEAL

You have a right to appeal this Decision to the Pollution Control Hearings 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 all of 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 Road SW, Suite 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

If you have any questions, please contact Jacquelyn Metcalfe at 509-457-7148 or jacquelyn.metcalfe@ecy.wa.gov.

Sincerely,

Trevor Hutton

Trevor Hutton, Section Manager
Water Resources Program
Central Regional Office

TH:JMM:SS/160628
WR ID# 6799421

Enclosure: Your Right to Be Heard

By certified mail: 7010 0290 0000 7128 2203

cc: Philip Rigdon, Director Natural Resources Division Yakama Nation