STATE OF WASHINGTON
DEPARTMENT OF ECOLOGY
4601 N Monroe Street • Spokane, Washington 99205-1295 • (509)329-3400

March 6, 2012

Ms. Linda Kiefer
Environmental Affairs Dept
Avista Corporation
MSC-1 P.O. Box 3727
Spokane, WA 99220-3727

Dear Ms. Kiefer:

Re: Acceptance for Permanent Donation of Surface Water Certificate 74, WRIA 59
Stevens County

The purpose of this letter is to acknowledge the acceptance of your permanent donation of your water right into the Washington State Trust Water Right Program. The trust water right has been assigned the control number 5080291 for the above certificate. Please refer to this number when corresponding with us about your trust water right.

The Department of Ecology, pursuant to RCW 90.42.080, acknowledges your donation of a portion of the water right to the State Trust Water Right Program as follows:

A portion of Surface Water Certificate No. 74 in the amount of 1.19 CFS (532.62 gallons per minute), 564.1 acre-feet per year for irrigation of 198 acres from May 1 to September 30.

The authorized point of diversion is from Waitts Lake into Waitts Creek located within the N½SW¼ of Section 15, T. 31 N. R. 40 E.W.M. Stevens County, Washington.

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. However a tentative determination of water use on the property was evaluated in the Stevens County Water Conservancy Board Record of Decision, STEV 10-05, dated January 19, 2011 and confirmed by Ecology on March 31, 2011.

If prior to expiration of this donation, you would like to modify the 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 can be extended.

If you have any questions or concerns regarding this letter, please contact Kevin Brown at (509) 329-3422.

Sincerely,

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

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cc: Chris Anderson, Ecology/HQ