

CLAIMANT NAME:

G.H. Wisse

COURT CLAIM NO. 00705
(A) 01370

Certificate Number:

S4-83844-J

Subbasin:

31 Richland

Source:

Yakima River

Use:

Irrigation of 22 acres and stock water

Period of Use:

March 1 to October 31 for irrigation, continuous for stock water

Quantity:

0.78 cfs, 110 acre-feet per year for irrigation; 0.02 cfs, 2 acre-feet per year for stock water

Priority Date:

November 4, 1895

Point of Diversion:

1120 feet north and 1380 feet east from the center of Section 23, being within Government Lot 4 of Section 23, T. 10 N., R. 27 E.W.M.

Place of Use:

The E $\frac{1}{2}$ NW $\frac{1}{4}$ and Government Lots 3, 4, and 7 lying east of the Columbia Irrigation District Canal right-of-way; EXCEPT that portion of said Government Lot 7 lying south and west of a line 50 feet south and west and parallel with the center line of the Columbia Irrigation District wasteway, ALL in Section 23, T. 10 N., R. 27 E.W.M.

Limitations of Use:

The maximum annual quantity that can be used for irrigation under this right and from the Columbia Irrigation District is limited to 110 acre-feet per year.

CLAIMANT NAME: **Columbia Irrigation District** COURT CLAIM NO. 00977
(A) 03233

Certificate Number: S4-84619-J

Subbasin: MC Major Claimants

Source: Yakima River

Use: Irrigation of 9,574 acres within its 10,868 acre service area

Period of Use: March 20 through October 15

Quantity: 145 cubic feet per second, 60,389 acre-feet per year

Priority Date: **August 6, 1891**

Point of Diversion: 1,780 feet north and 2,570 feet west from the southeast corner of Section 3, being within the SE $\frac{1}{4}$ of Section 3, T. 10 N., R. 27 E.W.M. (Horn Rapids Dam).

Place of Use: The place of use boundary is shown on CID 3 (map) and as described on CID 2 (written).

Limitations of Use: The Columbia Irrigation District shall ensure accurate measurement of the water that it delivers to the Baker Boyer National Bank/City of West Richland, all entities that encompass the Angus Ranch, and the Kennewick Irrigation District. See Order Approving Stipulation to Withdraw United States' Exception to Report of the Court Concerning the Water Rights for the Columbia Irrigation District, pp. 1-2, February 12, 2004.



STATE OF WASHINGTON
DEPARTMENT OF ECOLOGY

15 W Yakima Ave, Ste 200 • Yakima, WA 98902-3452 • (509) 575-2490

November 6, 2007

G.H. Wisse
7021 W. Argent St.
Pasco, WA 99301-1982

RE: Temporary Trust Water Right Nos. CS4-0705CTCLsb31 and CS4-0705CTCLsb31@1

Dear Mr. Wisse:

The purpose of this letter is to acknowledge your 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 water rights confirmed under Court Claim Nos. CS4-0705CTCLsb31 and CS4-0705CTCLsb31@1 as described below. Calculations are based upon acreage not being irrigated for the 2007 and 2008 irrigation seasons. Since these applications were accepted on September 10, 2007, the 2007 water available for trust is prorated according to the confirmed water right, beginning September 10, 2007.

Table 1. Donation Period 09/10/2007 – 12/31/2007 (based on 51 days of the 245 day irrigation season)

Trust Water Right Application No.	Inst. Rate (cfs)	An. Quan. (acre-ft/yr)	Priority Date	Stream Name	Associated Fallowed Acreage	Donation Period
CS4-0705CTCLsb31	.78	22.9	Nov. 4, 1895	Yakima River	22	09/09/2007 – 12/31/2007
CS4-0705CTCLsb31@1	.13	2.1	Nov. 4, 1895	Unnamed Stream	2	09/09/2007 – 12/31/2007
Totals	.91	25.0			24	

Table 2. Donation Period 03/01/2008 – 10/31/2008

Trust Water Right Application No.	Inst. Rate (cfs)	An. Quan. (acre-ft/yr)	Priority Date	Stream Name	Associated Fallowed Acreage	Donation Period
CS4-0705CTCLsb31	.78	110	Nov. 4, 1895	Yakima River	22	2008
CS4-0705CTCLsb31@1	.13	10	Nov. 4, 1895	Unnamed Stream	2	2008
Totals	.91	120			24	

INFO ONLY



FILE COPY



G. H. Wisse
November 6, 2007
Page 2

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.

The trust water rights listed above expire on December 31, 2008. If you would like to extend any of these temporary transfers, please write our office 30 days prior to the expiration of the trust water right.

If you have questions or concerns, please call the Central Regional Office Trust Water Coordinator, Timothy Blocher at 509-454-7294.

Sincerely,



Melissa Downes, L.H.G.
Operations Unit Supervisor
Water Resources Program

MD:TB:gh
071107

Enclosures

YPOC



STATE OF WASHINGTON
DEPARTMENT OF ECOLOGY

15 West Yakima Avenue, Suite 200 • Yakima, Washington 98902-3452 • (509) 575-2490

April 1, 2010

G. H. Wisse
7021 West Argent Road
Pasco WA 99301-1982

Re: Water Right Change Application Nos. CS4-0705CTCLsb31@2
and CS4-0705CTCLsb31@3

Dear Mr. Wisse:

We have received your trust water right applications and have assigned the application numbers shown above. Please use these numbers in future communications with our office.

If you have any questions, please contact Teresa Mitchell at 509-575-2597.

Sincerely,

Mark C. Schuppe
Section Manager
Water Resources Program

MCS:hd
100405

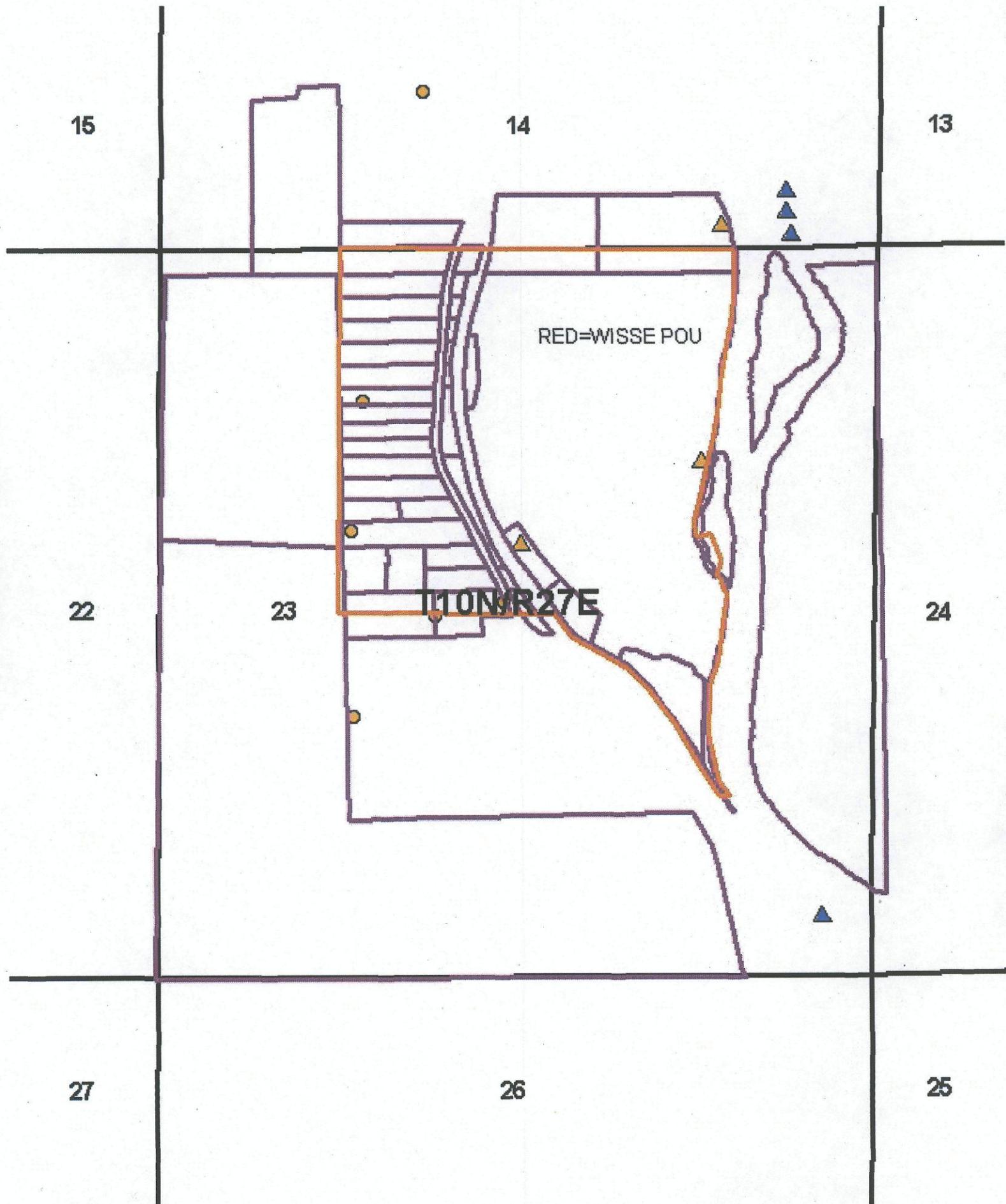
App-trustwater.doc



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Parcel_ID	owner1	locaddr	mailaddr	mailcity
123072000001000	BAKER BRANT J & JANICE RAE	5712 HARRINGTON RD,WA,USA	89504 HARRINGTON RD	WEST RICHLAND
123072010503003	BAKER DAVID H & SHERRIL BARR	86512 N HARRINGTON RD, WEST RICHLAND, WA, 9	86512 N HARRINGTON RD	WEST RICHLAND
123071010726001	BARRY RICHARD & DIANNE	85103 N YAKIMA RIVER DR,,, WEST RICHLAND,	85103 N YAKIMA RIVER DR	WEST RICHLAND
123074000001000	BARTLETT WESLEY E	84609 N YAKIMA RIVER DR, WEST RICHLAND, WA	1007 N FILMORE PL	KENNEWICK
123072010166004	BERVEN STEVEN W & LESLIE A	87808 N HARRINGTON RD,,, WEST RICHLAND, WA	87808 N HARRINGTON RD	WEST RICHLAND
123072000010000	CLARK ELIZABETH	UNDETERMINED, WA, USA	85310 N HARRINGTON RD	WEST RICHLAND
123072000009000	DOMAROTSKY MARK A & JANELLE	87101 N HARRINGTON RD, WEST RICHLAND, WA, 9	87101 N HARRINGTON RD	WEST RICHLAND
123072000009000	DOMAROTSKY MARK A & JANELLE	87101 N HARRINGTON RD, WEST RICHLAND, WA, 9	87101 N HARRINGTON RD	WEST RICHLAND
123072000009000	DOMAROTSKY MARK A & JANELLE	87101 N HARRINGTON RD, WEST RICHLAND, WA, 9	87101 N HARRINGTON RD	WEST RICHLAND
123072010503004	DRESEL P EVAN	87106 N HARRINGTON RD, WEST RICHLAND, WA, 9	87106 N HARRINGTON RD	WEST RICHLAND
123072000011000	ELEGY TRUSTEES DAVID C & PATS...	UNDETERMINED, WA, USA	85310 N HARRINGTON RD	WEST RICHLAND
123072010503001	ESTEY BRETT R	86018 N HARRINGTON RD, WEST RICHLAND, WA, 9	86018 N HARRINGTON RD	WEST RICHLAND
123072000002000	HUGHES ROBERT D & LEANNE M	89202 N HARRINGTON RD, WEST RICHLAND, WA, 9	89202 N HARRINGTON RD	WEST RICHLAND
114073000003001	HUMASON TRUSTEES JACK L & TH...	92922 N HARRINGTON, WA, USA	TRUSTEES	W RICHLAND
123071012510002	KANYID MICHAEL J & AMY B	86103 YAKIMA RIVER RD, WEST RICHLAND, WA, 9	86103 N YAKIMA RIVER RD	WEST RICHLAND
123071012510004	KANYID MICHAEL J & AMY B	86103 YAKIMA RIVER DR, WEST RICHLAND, WA, 9	86103 N YAKIMA RIVER RD	WEST RICHLAND
123071012510004	KANYID MICHAEL J & AMY B	86103 YAKIMA RIVER DR, WEST RICHLAND, WA, 9	86103 N YAKIMA RIVER RD	WEST RICHLAND
123072010064001	KLEMESRUD BRENDA K	86016 N HARRINGTON RD,,, WEST RICHLAND, WA	86016 N HARRINGTON RD	W RICHLAND
123072000007000	KOVACICH TRUSTEES JOSEPH P &...	UNDETERMINED, WA, USA	8709 WEBSTER AVE	YAKIMA
114074000007001	LIPPES DAVID S	TO BE ASSIGNED, WEST RICHLAND, WA, 99353,	90705 N YAKIMA RIVER DR	WEST RICHLAND
114074000008001	LIPPES DAVID S	90705 N YAKIMA RIVER DR, WEST RICHLAND, WA	90705 N YAKIMA RIVER DR	WEST RICHLAND
123072000008000	MAKAY FAMILY LCR PROPERTIES ...	UNDETERMINED, WA, USA	13304 SE MCGILLIVRAY BLVD	VANCOUVER
123072010406001	MAIER ROBERT K & SUSAN L	86014 N HARRINGTON RD, WEST RICHLAND, WA, 9	86014 N HARRINGTON RD	WEST RICHLAND
123072010406001	MAIER ROBERT K & SUSAN L	86014 N HARRINGTON RD, WEST RICHLAND, WA, 9	86014 N HARRINGTON RD	WEST RICHLAND
123072000005000	MORRIS RUDY G & MARGARET J	88104 HARRINGTON RD, WA, USA	88104 N HARRINGTON RD	W RICHLAND
123072000003000	NORBERG EUGENE R & CINDY S	88606 N HARRINGTON RD,,, WEST RICHLAND, WA	1034 WRIGHT AVE	RICHLAND
123072010166001	RAMBO GREGORY A & GEORGIA N	87204 N HARRINGTON RD,,, WEST RICHLAND, WA	87204 HARRINGTON ROAD	WEST RICHLAND
123072010166001	RAMBO GREGORY A & GEORGIA N	87204 N HARRINGTON RD,,, WEST RICHLAND, WA	87204 HARRINGTON ROAD	WEST RICHLAND
123072000006000	RUSSELL III RALPH W & PATRICIA M	5721 HARRINGTON RD, WA, USA	87401 N HARRINGTON RD	WEST RICHLAND
123072000004000	SADLER JASON G	88502 N HARRINGTON RD, WEST RICHLAND, WA, 9	88502 N HARRINGTON RD	WEST RICHLAND
123072011409001	SELLE DAVID A & SUSAN C	UNDETERMINED, WA, USA	86508 N HARRINGTON RD	W RICHLAND
123072011409002	SELLE DAVID A & SUSAN C	86508 N HARRINGTON RD, WEST RICHLAND, WA, 9	86508 N HARRINGTON RD	WEST RICHLAND
123072010166002	STUMP BRENT J-KELLY	87504 N HARRINGTON, WEST RICHLAND, WA, 9935	87504 N HARRINGTON	WEST RICHLAND
123071000001002	THE BARKER RANCH LTD	UNDETERMINED, WA, USA	C/O GREG DUNN	WEST RICHLAND
123072010406002	THOMAS TRUST RICHARD J & ROS...	86006 N HARRINGTON RD, WA, USA	86006 HARRINGTON	WEST RICHLAND
123072010406002	THOMAS TRUST RICHARD J & ROS...	86006 N HARRINGTON RD, WA, USA	86006 HARRINGTON	WEST RICHLAND
123072010406003	THOMAS TRUST RICHARD J & ROS...	UNDETERMINED, WA, USA	86006 HARRINGTON	WEST RICHLAND
114073000013000	THOMPSON JULIE A	89510 N HARRINGTON RD, WEST RICHLAND, WA, 9	89510 N HARRINGTON RD	WEST RICHLAND
123072010166003	WILLIAMSON ANDREW S	87702 N HARRINGTON RD, WEST RICHLAND, WA, 9	87702 N HARRINGTON RD	WEST RICHLAND
123071012510005	WISSE GERRIT H & KELLY J	87021 YAKIMA RIVER RD, WEST RICHLAND, WA, 9	7021 WEST ARGENT	PASCO
114073020000009	ZALOUDEK TRUSTEES FRANK R & ...	HARRINGTON RD, WA, USA	TRUSTEES	W RICHLAND

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WA	99301
WA	99353-0000



0-780FS
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YAKIMA

**YAKIMA RIVER BASIN
WATER RIGHTS ADJUDICATION**

The State of Washington, Department of Ecology v.
James J. Acquavella, et al.
Yakima County Superior Court Cause No. 77-2-01484-5

REPORT OF REFEREE
Re: Subbasin No. 31
(Richland)

Submitted to:
The Honorable Walter A. Stauffacher
Yakima County Superior Court

Yakima

1	0278	Lois and Pierre Saget Rt 2, Box 2305 Benton City, WA 98320	Robert G. Schultz P.O. Box 891 Pasco, WA 99301-0891	20, 69
2				
3	1314	John L. and Barbara J. Shaw P.O. Box 4156 West Richland, WA 99352	Robert G. Schultz P.O. Box 891 Pasco, WA 99301-0891	20, 68
4				
5	0585	Ronald L. and Sharon Shippy 6702 W. Yellowstone, B Kennewick, WA 99336	Robert G. Schultz P. O. Box 891 Pasco, WA 99301-0891	39, 60
6				
7	0399	Chris J. and Ollie J. Stade 526 Riverside Drive West Richland, WA 99352		51, 60
8				
9	1997	Calvin W. and Frances P. Stafford Rt 2, Box 2309 Benton City, WA 99320		51, 60
10				
11	0665	Estate of Ora Louise McVicker Stark and B. Gene Stark P.O. Box 1430 Richland, WA 99352		55, 60
12				
13	0845	Joseph L. and Phyllis Surman 618 Riverside Drive West Richland, WA 99352		15, 60
14				
15	0775	Robert J. and Andrea E. Talbot 5236 Yakima River Rd. West Richland, WA 99352		15, 60
16	1878			
17	0705	Joseph A. Teal Rt 1, Box 5264 Richland, WA 99352	James P. Hutton 405 E. Lincoln Avenue Yakima, WA 98901	55, 63, 64
18	1370(A)			
19	2276	United States of America ⁴	Charles E. O'Connell, Attorney U.S. Dept. of Justice Environment and Natural Resources Division P.O. Box 44378 Washington, D.C. 20026-4378	
20	2418			
21				
22				
23	2369	Gary L. and Joyce E. Van Arsdale 2518 Riverside Drive West Richland, WA 99352		15, 83
24				
25				

⁴Claims to be addressed in the Major Claimant Pathway. See
Pretrial Order No. 8, Page 29

REPORT OF REFEREE

Re: Subbasin No. 31

1 not irrigated again from the river, choosing to use a well for the past ten years
2 for their irrigation water source.

3 Therefore, the only part of Surface Water Certificate No. 6531 that was not
4 relinquished pursuant to RCW 90.14 is the portion appurtenant to the Morton and
5 Berg properties. In addition to the plaintiff's recommendation for the Morton
6 claim, the Referee also recommends that a right be confirmed to Daralynn Berg for
7 the diversion of 0.04 cubic foot per second, 11 acre-feet per year for the
8 irrigation of two acres.

9 Upon confirmation of the rights herein proposed, it is recommended that the
10 Director of the Department of Ecology cancel, rescind or otherwise make null and
11 void Certificate of Surface Water Right No. 6531.

12
13 COURT CLAIM NO. 0665 -- Estate of Ora Louise McVicker Stark and B. Gene Stark

14 A Statement of Claim was submitted by the above named defendants for the
15 use of waters of the Yakima River for the irrigation of six acres. The claimants
16 did not appear at the Evidentiary Hearing to present testimony in support of the
17 claim; therefore, the Referee cannot recommend that a right be confirmed to the
18 Estate of Ora Louise McVicker Stark and B. Gene Stark.

19
20 COURT CLAIMS 705 AND 1370(A) -- Joseph A. and Carolyn K. Teal

21 A Statement of Claim and Amended Statement of Claim were submitted by the
22 above named defendants for the use of waters from the Yakima River and an unnamed
23 stream for irrigation and stock watering. Joseph Teal, who was represented by
24 attorney J. Jay Carroll, appeared at the Evidentiary Hearing to present evidence
25 concerning the claim and at that time stated that he and Carolyn Teal had

1 divorced and she no longer had an interest in the property or the Claim; however
2 there has been nothing filed with the Court to remove Mrs. Teal from the claim.

3 The testimony and evidence show that the claimants own 101.45 acres along
4 the Yakima River, east of the Columbia Irrigation District Canal. The claimant
5 is assessed by the irrigation district for 101 acres, but only uses district
6 water to irrigate 68 acres of pasture. During the hearing, Mr. Teal asserted a
7 right to irrigate the 68 acres from the district canal, but is relying on their
8 claim in this proceeding to cover that right. Twenty two acres of alfalfa are
9 irrigated from the Yakima River with water diverted from the river at a point on
10 the claimants' property, near the northeast corner of Government Lot 4 of Section
11 23, T. 10 N., R. 27 E.W.M. Mr. Teal testified that approximately 0.78 cubic foot
12 per second is pumped at this location and that he needs five acre-feet per acre
13 to irrigate the field.

14 An unnamed stream flows through the Teal property, parallel with and about
15 300 feet east of the Columbia Irrigation District canal, and approximately two
16 acres of lawn and garden are irrigated from this stream. Mr. Teal stated that
17 approximately 0.13 cubic foot per second is pumped from the stream and five acre-
18 feet per acre used to irrigate the lawn and garden. The stream originates near
19 the north line of the Teal property and during the winter months has a minimal
20 amount of water flowing through it. Mr. Teal believes that much of the water in
21 the stream during irrigation season is due to seepage from the irrigation canal
22 and return flow from irrigated lands above the stream, due to the increase in
23 stream flow as the irrigation season progresses. Although Mr. Teal is only
24 irrigating two acres from the stream at this time, he does have future plans to
25 irrigate more of his land from the stream.

26
27 REPORT OF REFEREE

28 Re: Subbasin No. 31

56

1 Mr. Teal talked with two individuals who at one time lived on the property
2 he now owns. Elmer Smith acquired the property in 1949 and at that time a
3 portion of it was being irrigated from the Yakima River using an old engine pump,
4 which he replaced with an electric pump in 1952. Mrs. Lyman Nelson lived on the
5 property as a child and young woman, and remembers the land being irrigated in
6 1917 with water carried in a flume from the Yakima River. Although neither of
7 these witnesses appeared to testify, the information as relayed by Mr. Teal was
8 not contested during the hearing.

9 Water Right Claims No. 112008 and 112009 were filed in 1974 by J. A. Teal
10 and W. L. Schick, in compliance with the requirements of RCW 90.14, and assert
11 rights to use the Yakima River and an unnamed drainage ditch for irrigation and
12 stock water. Although Mr. Teal did not provide any specific testimony concerning
13 his need for water for livestock, it is reasonable to expect that since he owns
14 68 acres planted in pasture, that water is used for livestock on that pasture
15 land.

16 The Teal property was part of a land grant from the United States to
17 Northern Pacific Railroad Company that resulted in Patent No. 45, which was
18 signed on November 4, 1895, transferring several sections of land to the railroad
19 company. The Teals are claiming a right under both the Prior Appropriation and
20 Riparian Doctrines. The earliest date in the record to establish a right under
21 the Prior Appropriation Doctrine is 1917; however, the evidence shows that a
22 right established under the Riparian Doctrine would enjoy a priority date of
23 November 4, 1895, which is the earliest date in the record showing steps to sever
24 the land from Federal ownership.

25 Based on the record, it is the Referees opinion that rights were
26 established for the claimants' property under the Riparian Doctrine with a

1 November 4, 1895, date of priority in the amounts of 0.78 cubic foot per second
2 110 acre-feet per year from the Yakima River for the irrigation of 22 acres; 0.02
3 cubic feet per second, 2 acre-feet per year from the Yakima River for stock
4 water, and 0.13 cubic foot per second, 10 acre-feet per year from an unnamed
5 stream for the irrigation of 2 acres. Since this acreage is also assessed by the
6 Columbia Irrigation District, this right will be considered as the primary right
7 for the irrigation of this property and the irrigation district right shall be
8 considered as a supplemental supply. The rights that this property enjoys
9 through the irrigation district shall be covered by the claim submitted by the
10 district.

11
12 COURT CLAIMS NO. 0404, 0405, 0406 -- Reidar and Marion Walli

13 Reidar and Marion Walli submitted three Statements of Claim to the Court
14 for the use of waters within Subbasin No. 31. The Plaintiff's Report to the
15 Referee recommended that a right be confirmed to the claimants under Court Claim
16 No. 0404 for the use of 1.0 cubic foot per second, 260 acre-feet per year from
17 the Yakima River for irrigation of 50 acres. Court Claim No. 0405 identified the
18 source of water as a well and rights for ground water sources are not being
19 addressed through this proceeding. Court Claim No. 0406 describes a use of water
20 from the Columbia Irrigation District system and the defendants did not appear at
21 the Evidentiary Hearing to present testimony concerning this claim. However, the
22 irrigation district submitted Court Claim No. 0977 on behalf of itself and its
23 patrons. If Mr. and Mrs. Walli are assessed and use the district system, the
24 right being recommended for the district should cover their use.

25 Based on the foregoing, the Referee cannot recommend that a right be
26 confirmed to Reidar and Marion Walli under Court Claim No. 0405 and 0406.

27 REPORT OF REFEREE

28 Re: Subbasin No. 31

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~~CLAIMANT NAME: Columbia Irrigation District COURT CLAIM NO. 0977 & 3233(A)
Source: Yakima River
Use: Irrigation of 9,610
Period of Use: March 1 to October 31
Quantity: 125 cubic feet per second, 34,211.6 acre-feet per year
Priority Date: August 6, 1891
Point of Diversion: 1700 feet north and 2200 feet east from the southwest corner of Section 3, being within Government Lot 6 of Section 3, T. 10 N., R. 27 E.W.M.
Place of Use: Lands within the exterior boundaries of the Columbia Irrigation District.~~

CLAIMANT NAME: Joseph A. and Carolyn K. Teal COURT CLAIM 0705 & 1370(A)
Source: Yakima River
Use: Irrigation of 22 acres and stock water
Period of Use: March 1 to October 31 for irrigation, continuous for stock water
Quantity: X 0.78 cubic foot per second, 110 acre-feet per year for irrigation;
0.02 cubic foot per second, 2 acre-feet per year for stock water
Priority Date: November 4, 1895
Point of Diversion: 1120 feet north and 1380 feet east from the center of Section 23, being within Government Lot 4 of Section 23, T. 10 N., R. 27 E.W.M.
Place of Use: The E¹/₄NW¹/₄ and Government Lots 3, 4, and 7 lying east of the Columbia Irrigation District Canal right-of-way; EXCEPT that portion of said Government Lot 7 lying south and west of a line 50 feet south and west and parallel with the center line of the Columbia Irrigation District wasteway, ALL in Section 23, T. 10 N., R. 27 E.W.M.
Limitation on Use: The maximum annual quantity that can be used for irrigation under this right and from the Columbia Irrigation District is limited to 110 acre-feet per year.

1 CLAIMANT NAME: Joseph A. and Carolyn K. Teal COURT CLAIM 0705 & 1370(A)

2 Source: Unnamed Stream

3 Use: Irrigation of 2 acres

4 Period of Use: March 1 to October 31 for irrigation

5 Quantity: 0.13 cubic foot per second, 10 acre-feet per year

6 Priority Date: November 4, 1895

7 Point of Diversion: 500 feet north and 50 feet east from the center of
8 Section 23, being within Government Lot 4 or the SW $\frac{1}{4}$ NE $\frac{1}{4}$
of Section 23, T. 10 N., R. 27 E.W.M.

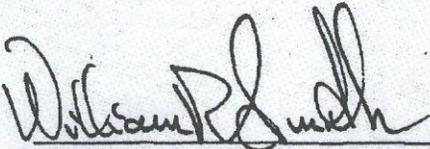
9 Place of Use: That portion of the SE $\frac{1}{4}$ NW $\frac{1}{4}$ lying east of the Columbia
10 Irrigation District Canal right-of-way and the SW $\frac{1}{4}$ of
Government Lot 4; in Section 23, T. 10 N., R. 27 E.W.M.

11 Limitation on Use: The maximum annual quantity that can be used for
12 irrigation under this right and from the Columbia
Irrigation District is limited to 10 acre-feet per year.

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required to provide and maintain, at the water users expense, property diversion works and/or measuring devices. Approval of design, installation, maintenance, and operation of such works and measuring devices will be as prescribed by the Director.

SIGNED and DATED at Olympia, Washington, this 25 day of OCTOBER, 1991.



WILLIAM R. SMITH, Referee