Walla Walla Watershed Management Partnership

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wallawallawatershed.org • (509) 524 5216 • Fax: (509) 524 5209

May 4, 2010

Sheryl Cox et.al.
9052 Mill Creek Rd
Walla Walla, WA 99362

Regarding water banking application (10-008) Walla Walla Adjudicated Certificate 7

Dear Ms. Cox,

The purpose of this letter is to acknowledge the Walla Walla Watershed Management Partnership's (Partnership) approval of your application to place a portion of Walla Walla Adjudicated Certificate 7 into the Partnership's Water Bank (Bank) under the following terms.

The Partnership, in accordance with RCW 90.92.070, approved your application and accepted by resolution (10-006) on May 4, 2010, the effective date of this agreement, placement of .055 cfs from 4/1-7/1, .041 cfs from 7/1-10/1, .082 cfs 10/1-4/1; and 20.5 ac-ft per year of Walla Walla Adjudicated Certificate 7 into the Bank. The original purpose of use for the Banked right is irrigation. This portion of the right will remain in the Bank until the expiration of this agreement on May 4, 2011. You are required as a term of this agreement to submit annual reports to the Partnership by January 15th of each year showing your compliance with these terms. Reports should be sent to annualreports@wallawallawatershed.org. Failure to comply with these terms may result in the termination of this agreement and the removal of your water right from the Bank.

In accordance with RCW 90.92.070 a water right banked with the Partnership is not subject to loss by forfeiture under RCW 90.14.130 through 90.14.200, and upon withdrawal of a water right from the Bank the time period that the water right was banked may not be calculated as time water was not used for the purposes of RCW 90.14.160 through 90.14.180. Additionally, the time period that the water right was banked may not be included in the five years of prior water use for purposes of applications to add acreage or purposes of water use under RCW 90.03.380(1). The Partnership's acceptance of your application is not a guarantee of your legal rights related to this water right nor does it represent a determination as to the extent and validity of the water right.

If you wish to modify the terms of this agreement in any way please provide a written request to the Partnership's staff, Matt Rajnus, 509-524-5217, matt.rajnus@wwcc.edu.

Sincerely,

Mark Wagoner, Chair
Walla Walla Watershed Management Partnership

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cc: Hedia Adelsman, Washington Department of Ecology