Public Utility District No. 2 of Grant County
P.O. Box 878
Ephrata, WA 98823

WASHINGTON STATE DEPARTMENT OF ECOLOGY

# STATE OF WASHINGTON
## *SUPERSEDING CERTIFICATE OF WATER RIGHT*

**Document Title:** Superseding Certificate of Water Right

**Agency:** Department of Ecology
Eastern Regional Office
4601 North Monroe
Spokane, WA 99205-1295

**Applicant:** Public Utility District No. 2
of Grant County
P.O. Box 878
Ephrata, WA 98823

**Reference Number:**

THIS CERTIFICATE SUPERSEDES GROUND WATER
CERTIFICATE NO. G3-01591C ISSUED JULY 26, 2011.

| PRIORITY DATE | APPLICATION NUMBER | PERMIT NUMBER | CERTIFICATE NUMBER |
|---|---|---|---|
| April 15, 1970 | 10787 | 10053 | G3-01591 |

*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) |
|---|---|
| Five wells | |

| MAX. CUBIC FEET PER SECOND | MAX. GALLONS PER MINUTE | MAX. ACRE-FEET PER YEAR |
|---|---|---|
| | 100 | 161 |

QUANTITY/TYPE OF USE/PERIOD OF USE

100 gallons per minute, 161 acre-feet per year, continuously, for Municipal Water Supply purposes

## 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 |
|---|---|---|---|---|---|
| S¾W½ | 36 | 14 | 23 E. | 36 | Grant |

PARCEL #150031000, 150143000, 23130232001, 23130321001, 150141000

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 |
|---|---|---|---|---|---|
| ----- | --- | --- | --- | 36 and 40 | Grant and Yakima |

PARCEL

ADDITIONAL LEGAL IS ON PAGE 2

## CONTINUED LEGAL DESCRIPTION FOR LOCATION OF DIVERSION/WITHDRAWAL

Well 1, S¾W½ of Sec. 36, T. 14 N., R. 23 E., WRIA 36, Grant County
Well 2, Sec. 2, T. 13 N., R. 23 E., WRIA 36, Grant County
Well 3, Sec. 2, T. 13 N., R. 23 E., WRIA 40, Yakima County
Well 4, Sec. 3, T. 13 N., R. 23 E., WRIA 40, Yakima County
Well 5, S¾E½ of Sec. 35, T. 14 N., R. 23 E., WRIA 36, Grant County **OR**
S¾W½, Sec. 36, T. 14 N., R. 23 E. , WRIA 36, Grant County

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

The place of use (POU) of this water right is the service area described in the most recent Water System Plan/Small Water System Management Program approved by the Washington State Department of Health (DOH), so long as the water system is and remains in compliance with the criteria in RCW 90.03.386(2). RCW 90.03.386(2) may have the effect of revising the place of use of this water right.

## PROVISIONS

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

If water from facilities of any legally formed irrigation district is used on any or all of the lands described herein as the place of use, the quantities of water withdrawn under this authorization shall be proportionately reduced to correspond to the acreage for which district water is not available.

Any replacement or additional wells drilled under this water right must tap an aquifer that is hydraulically connected to the Columbia River.

A water well report and document confirming compliance with RCW 90.44.100(3) shall be filed with Ecology for any additional or replacement well drilled within the point of withdrawal location identified in the public notice.

Required installation and maintenance of access port as described in WAC 173-160-291(3).

An approved measuring device shall be installed and maintained for each of the sources authorized by this water right in accordance with the rule "Requirements for Measuring and Reporting Water Use", Chapter 173-173 WAC. http://www.ecy.wa.gov/programs/wr/measuringhome.html

Water use data shall be recorded weekly and maintained by the water right holder. The maximum rate of diversion/withdrawal and the annual total volume shall be submitted to the Department of Ecology by January 31st of each calendar year. The first submittal shall be required after a full year of metering data has been recorded following final approval of the Report of Examination.

Provisions continued on Page 3

**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.**

*Given under my hand and the seal of this office at Spokane, Washington, this 19th day of April, 2012..*

DEPARTMENT OF ECOLOGY STATE OF WASHINGTON

Ted Sturdevant, Director
Department of Ecology

By _____
Keith L. Stoffel, Section Manager

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

Provisions continued from Page 2

Recorded water use data shall be submitted via the Internet. To set up an Internet reporting account, contact the Eastern Region Office. If you do not have Internet access, you can still submit hard copies by contacting the Eastern Region Office for forms to submit your water use data.

WAC 173-173 describes the requirements for data accuracy, device installation and operation, and information reporting. It also allows a water user to petition the Department of Ecology for modifications to some of the requirements.

If the criteria in RCW 90.03.386(2) are not met and a Water System Plan/Small Water System Management Program was approved after September 9, 2003, the place of use of this water right reverts to the service area described in that document. If the criteria in RCW 90.03.386(2) are not met and no Water System Plan/Small Water System Management Program has been approved after September 9, 2003, the place of use reverts to the last place of use described by Ecology in a water right authorization.

Department of Ecology personnel, upon presentation of proper credentials, shall have access at reasonable times, to the project location and to inspect at reasonable times, records of water use, wells, diversions, measuring devices and associated distribution systems for compliance with water law.

The water source and/or water transmission facilities are not wholly located upon land owned by the applicant. Issuance of a water right change authorization by this department does not convey a right of access to, or other right to use, land which the applicant does not legally possess. Obtaining such a right is a private matter between applicant and owner of that land.

This authorization to make use of public waters of the State is subject to existing rights, including any existing rights held by the United States for the benefit of Indians under treaty or otherwise.