

Key Rock Construction, Inc.
P.O. Box 174
Marshall, WA 99020



**STATE OF WASHINGTON
CERTIFICATE OF CHANGE**

Document Title: Certificate of Change

Agency: Department of Ecology
Eastern Regional Office
4601 North Monroe, Suite 202
Spokane, WA 99205-1295

Applicant: Key Rock Construction, Inc.
P.O. Box 174
Marshall, WA 99020

Reference Number:

CERTIFICATE OF CHANGE OF SURFACE WATER CLAIM NO. 031022
RECORDED VOL. II-3, PP. 56

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
SW¼SW¼	15	24 N	42 E.	56	Spokane

PARCEL # 24153.9046 and 24153.9009

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
	15 and 16	24 N	42 E.	56	Spokane

PARCEL # 24153.9046, 24153.9008, 24153.9009, 24155.9083, 24164.9040, 24164.9038, 24161.9039

In accordance with the provisions of Chapter 263, Laws of Washington for 1945, and the regulations of the Department of Ecology.

THIS TO CERTIFY THAT the Key Rock Construction, Inc. of Cheney, Washington, has complied with all of the requirements of the Revised Code of Washington under 90.03.380 and 90.44.100; the regulations of the Department of Ecology, and is hereby granted the right to add two points of withdrawal and change a portion of the purpose of use and the place of use as claimed by Surface Water Claim No. 031022.

That the claimed use of such water is in the amount of 3.5 cubic feet per second, 400 acre-feet per year, for the purpose of domestic supply and irrigation of 150 acres during irrigation season.

That the claimed quantities have been reduced to reflect the changed portion of the claim in the amount of 176.9 gallons per minute, 39.12 acre-feet per year for continuous Industrial Supply.

That the claimed point of diversion is from Marshall Creek and is located within the SW¼ of Section 22, T. 24 N., R. 42 E.W.M.

That they are authorized to add two points of withdrawal, being two wells located in the SW¼SW¼ of Section 15, T. 24 N., R. 42 E.W.M.

That they are authorized to change a portion of the place of use to the W½W½ of Section 15 and the NE¼SE¼, SE¼SE¼, SE¼NE¼ of Section 16, T. 24 N., R 42 E.W.M. ALL IN Spokane County Washington.

This change is granted subject to the following provisions:

This change authorization under Surface Water Claim #031022 shall not be construed as validation as to the extent or priority of this claim to a vested right. This claim can only be confirmed through a Spokane County Superior Court Adjudication. This change does not confirm the quantities or uses claimed. If this claim, or portion of this claim appurtenant to the applicant's property, should be judged invalid at some future date, this change authorization shall become null and void.

All wells constructed shall meet the construction requirements of chapter 173-160 WAC entitled "Minimum Standards for Construction and Maintenance of Water Wells" and chapter 18.104 RCW titled "Water Well Construction."

Installation and maintenance of an access port as described in Ground Water Bulletin No. 1 is required. An airline and gauge may be installed in addition to the access port.

An approved measuring device shall be installed and maintained for each of the sources identified herein in accordance with the rule "Requirements for Measuring and Reporting Water Use", Chapter 173-173 WAC.

Water use data shall be recorded weekly and maintained by the property owner for a minimum of five years, and shall be promptly submitted to Ecology upon request.

Department of Ecology personnel, upon presentation of proper credentials, shall have access at reasonable times, to the records of water use that are kept to meet the above conditions, and to inspect at reasonable times any measuring device used to meet the above conditions.

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 wells or diversions and associated distribution systems for compliance with water law.

The amount of water granted is a maximum limit that shall not be exceeded and the water user shall be entitled only to that amount of water within the specified limit that is beneficially used and required.

The water source and/or water transmission facilities are not wholly located upon the land owned by the applicant. Issuance of certificate by this Department for appropriation of the waters in question does not convey a right of access to, or other right to use, land which the applicant does not legally possess. Obtainment of such 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.

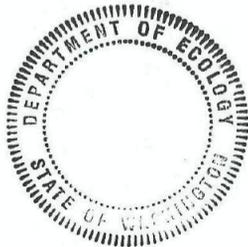
Nothing in this authorization shall be construed as satisfying other applicable federal, state, or local statutes, ordinances, or regulations.

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.

This certificate of change is specifically subject to relinquishment for non-use of water as provided in Chapter 90.14 RCW.

*Given under my hand and the seal of this office at Spokane, Washington,
this 15th day of January, 2013.*

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



Ted Sturdevant, Director
Department of Ecology

By Keith L. Stoffel
Keith L. Stoffel, Section Manager