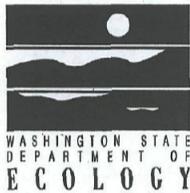


Maynard Cutler
 17606 N South Bank Road
 Nine Mile Falls, WA 99026



**STATE OF WASHINGTON
 CERTIFICATE OF WATER RIGHT**

Document Title: Certificate of Water Right

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

Applicant: Maynard Cutler
 17606 N South Bank Road
 Nine Mile Falls, WA 99026

PRIORITY DATE	APPLICATION NUMBER	PERMIT NUMBER	CERTIFICATE NUMBER
February 25, 1998	G3-30143	G3-30143	G3-30143

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)	
Two wells	---	
MAX. CUBIC FEET PER SECOND	MAX. GALLONS PER MINUTE	MAX. ACRE-FEET PER YEAR
---	300	60.7

QUANTITY/TYPE OF USE/PERIOD OF USE

300 gallons per minute, 60.7 acre-feet per year, each year, for the seasonal irrigation of 27.6 acres

The instantaneous quantity of 300 gallons per minute, 60.7 acre-feet per year are additive to Superseding Ground Water Certificates 2926-A and 4149-A.

LEGAL DESCRIPTION OF LOCATION OF DIVERSION/WITHDRAWAL

¼¼	SECTION	TOWNSHIP N.	RANGE (E. OR W.) W.M.	W.R.I.A.	COUNTY
Well A) SW¼NE¼	21, Both within	27	41 E.	54	Spokane
Well C) NE¼NE¼	28, Both within				

PARCEL # 17215.9032, 17272.9043

ADDITIONAL LEGAL IS ON PAGE 2

LEGAL DESCRIPTION OF PROPERTY ON WHICH WATER IS TO BE USED

¼¼ ---	SECTION ---	TOWNSHIP N. 27	RANGE (E. OR W.) W.M. 41 E.	W.R.I.A. 54	COUNTY Spokane
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PARCEL # 17215.9032, 17215.9033, 17225.9016, 17214.9019, 17223.9014, 17281.9029,
17272.9043

CONTINUED LEGAL DESCRIPTION FOR LOCATION OF DIVERSION/WITHDRAWAL

Well A – 825 feet North, 155 feet East of the center of Sec. 21, within the SW¼NE¼

Well C – 722 feet South, 248 feet West from the northeast corner Sec. 28, within the NE¼NE¼

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

27.6 acres being within the following legal description:

Well "A" – 13.8 acres being within the NW¼NW¼, NE¼NW¼, N½SW¼NW¼, N½SE¼NW¼, NW¼NE¼ and NW¼SW¼NE¼ of Section 21.

Legal continued on Page 3

PROVISIONS

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

All irrigation shall cease when the flow of the Spokane River falls below 200 cubic feet per second in the Spokane River below Little Falls Dam as measured by Avista Corporation. Additionally, when the elevation of Franklin D. Roosevelt Reservoir is at or below 1281 feet, all irrigation under this authorization shall cease when the flow of the Spokane River falls below 500 cubic feet per second (cfs). The elevation of Lake Roosevelt shall be measured at the United States Bureau of Reclamation (USBR) gage located at Grand Coulee Dam. Avista Corporation measures the flow in the Spokane River below Little Falls Dam. This flow has been tentatively established from revised recommendations of the Washington Department of Fish and Wildlife.

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.

This certificate of water right 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 14th day of February, 2013.*



Maia Bellon, Director
Department of Ecology

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

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

Legal Description continued from Page 2

Well "C" 13.8 acres being within the NE $\frac{1}{4}$ of Section 28, the NW $\frac{1}{4}$ of Section 27, the S $\frac{1}{2}$ S $\frac{1}{2}$ SE $\frac{1}{4}$ of Section 21, the S $\frac{1}{2}$ S $\frac{1}{2}$ SW $\frac{1}{4}$ of Section 22 and the N $\frac{1}{2}$ N $\frac{1}{2}$ SW $\frac{1}{4}$ of Section 27.

The legal descriptions contain more than 13.8 acres each. Should regulation occur, the land owner is required to identify 13.8 acres subject to regulation within the authorized place of use.

Provisions continued from Page 2

Should regulation occur, the land owner shall identify 13.8 acres of land within each legal description for curtailment. The land description or a map depicting 13.8 acres shall be provided to the department within 15 days of notice of proposed regulation.

All water wells constructed within the State shall meet the minimum standards for construction and maintenance as provided under RCW 18.104 (Washington Water Well Construction Act of 1971) and Chapter 173-160 WAC (Minimum Standards for Construction and Maintenance of Water Wells). 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 monthly and maintained by the property owner for a minimum of five years, and shall be promptly submitted to Ecology upon request.

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.

The rule above describes the requirements for data accuracy, device installation and operation, and information reporting. It also allows a water user to petition Ecology for modifications to some of the requirements. Installation, operation and maintenance requirements are enclosed as a document entitled "Water Measurement Device Installation and Operation Requirements."

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.

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 for the actual crop grown on the number of acres and the place of use specified.

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.

Use of water under this authorization shall be contingent upon the water holder's utilization of up to date water conservation practices and maintenance of efficient water delivery systems consistent with established regulation requirements and facility capabilities.

This authorization to use public waters of the State is classified as a Family Farm Certificate in accordance, with Chapter 90.66 RCW (Initiative Measure No. 59). This means the land being irrigated under this authorization shall comply with the following definition: Family Farm - a geographic area including not more than 6,000 acres of irrigated agricultural lands, whether contiguous or noncontiguous, the controlling interest in which is held by a person having a controlling interest in no more than 6,000 acres of irrigated agricultural lands in the State of Washington which are irrigated under water rights acquired after December 8, 1977. Furthermore, the land being irrigated under this authorization must continue to conform to the definition of a family farm.