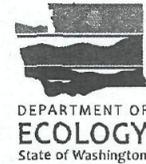




State of Washington  
 Department of Ecology  
**SUPERSEDING**  
**CERTIFICATE OF WATER RIGHT**



*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.*

***This certificate supersedes Touchet River Surface Water Right Certificate No. 207 issued on May 6, 1930 and is subject to the following provisions.***

<b>PRIORITY DATE</b> 1/1/1905 (class 34)	<b>APPLICATION NUMBER</b>	<b>PERMIT NUMBER</b>	<b>CERTIFICATE NUMBER</b> Touchet River Adjudicated Surface Water Certificate No. 207
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<b>MAILING ADDRESS</b> Sherman Maynard 116 Baileysburg Road Dayton, WA 99328	<b>SITE ADDRESS (IF DIFFERENT)</b>
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**Quantity Authorized for Diversion**

<b>DIVERSION RATE</b> 0.04	<b>UNITS</b> CFS	<b>ANNUAL QUANTITY (AF/YR)</b> 7
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**Purpose**

<b>PURPOSE</b> Irrigation	<b>DIVERSION RATE</b> 0.027 CFS from 4/1 to 10/15 0.040 CFS from 10/15 to 4/1	<b>ANNUAL QUANTITY (AF/YR)</b> 7
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<b>ADDITIVE</b> 2	<b>IRRIGATED ACRES</b> NON-ADDITIVE	<b>PUBLIC WATER SYSTEM INFORMATION</b> WATER SYSTEM ID	<b>CONNECTIONS</b>
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**Source Location**

<b>COUNTY</b> Columbia	<b>WATERBODY</b> North Fork Touchet River	<b>TRIBUTARY TO</b> Touchet River	<b>WATER RESOURCE INVENTORY AREA</b> 32-Walla Walla
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<b>SOURCE FACILITY/DEVICE</b> Pump Station	<b>PARCEL</b> 2009390042154	<b>TWP</b> 9 N.	<b>RNG</b> 39 E.	<b>SEC</b> 4	<b>QQ Q</b> NE¼NW¼	<b>LATITUDE</b> 46.2921°	<b>LONGITUDE</b> -117.9403°
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Datum: NAD83/WGS84

380 feet west and 1000 feet south from the N¼ corner of Section 4

SUPERSEDING CERTIFICATE

**Place of Use**

**PARCELS (NOT LISTED FOR SERVICE AREAS)**

2009390042450

**LEGAL DESCRIPTION OF AUTHORIZED PLACE OF USE**

Beginning at a point 11.95 chains east and 0.7 chains south of the SW corner of Lot 3, Section 4., Twp. 9 N., Rge 39 E.W.M.; thence north 5.8 chains; thence south 33° east 3.75 chains; thence south 87° east 2.3 chains; thence north 74.25° east 4.1 chains; thence south 2.64 chains; thence south 83° west 8.34 chains to point of beginning, containing 2.27 acres more or less

**Measurement of Water Use**

How often must water use be measured?	Monthly
How often must water use data be reported to Ecology?	Annually (Jan 31)
What volume should be reported?	Total Annual Volume
What rate should be reported?	Annual Peak Rate of Withdrawal (cfs)

**Provisions**

This authorization is subject to the provisions set forth in the decree of the Superior Court of Walla Walla, State of Washington, made and entered on the 19<sup>th</sup> day of September, 1929, recorded in Volume 18 of the Superior Court Journal at Page 1, otherwise known as Touchet River Decree No. 22066.

After all rights scheduled in the Touchet River Decree No. 22066 are filled, the surplus water is allotted in the order of priority in amounts sufficient to increase the rate to the quantity allotted for the period from September 15<sup>th</sup> to April 1<sup>st</sup>. The total diversion shall not exceed 7 acre-feet for any one year beginning September 15<sup>th</sup>.

The total amount of water authorized for diversion under Touchet River Adjudicated Certificate Nos. 125 and 207 shall be limited to a maximum of 0.107 cfs from April 1 to Sept. 15 and 0.160 cfs from Sept. 15 to April 1, for the irrigation of 8 acres.

The capacity of the authorized pump station (located in the NE¼NW¼ of Section 4, T. 9 N., R. 39 E.W.M.) for Touchet River Adjudicated Certificate Nos. 125 and 207 shall be reduced to a maximum of 0.107 cfs (48 gallons per minute) from April 1 to Sept. 15 and 0.160 cfs (73 gallons per minute) from Sept. 15 to April 1.

**Measurements, Monitoring, Metering and Reporting**

An approved measuring device must be installed and maintained for each of the sources identified by this water right in accordance with the rule "Requirements for Measuring and Reporting Water Use", WAC 173-173, which 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.

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

**Department of Fish and Wildlife Requirement(s)**

The intake(s) must be screened in accordance with Department of Fish and Wildlife screening criteria (pursuant to RCW 77.57.010, RCW 77.57.070, and RCW 77.57.040). Contact the Department of Fish and Wildlife, 600 Capitol Way N, Olympia, WA 98501-1091. Attention: Habitat Program, Phone: (360) 902-2534 if you have questions about screening criteria. <http://wdfw.wa.gov/about/contact/>

**Easement and Right-of-Way**

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.

**Water Use Efficiency**

The water right holder is required to maintain efficient water delivery systems and use of up-to-date water conservation practices consistent with RCW 90.03.005.

**Schedule and Inspections**

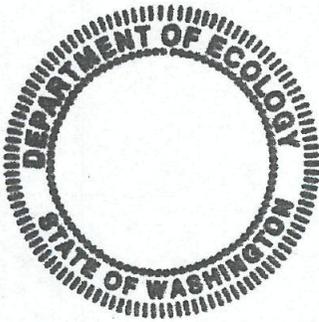
Department of Ecology personnel, upon presentation of proper credentials, will have access at reasonable times, to the project location, and to inspect at reasonable times, records of water use, wells, diversions, measuring devices and associated distribution systems for compliance with water law.

**The 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 superseding 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 27th day of February, 2013.*

Maia Bellon, Director  
Department of Ecology



*Keith L. Stoffel*  
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Keith L. Stoffel, Section Manager  
Eastern Regional Office  
Water Resources Program

DATA REVIEW  
OK KT

If you need this document in an alternate format, please call the Water Resources Program at 360-407-6872. Persons with hearing loss can call 711 for Washington Relay Service. Persons with a speech disability can call 877-833-6341.