Walla Walla Watershed Management Partnership

For Fish. For Farms. For Everyone.

2/5/2013

Gene Warren
Warren Land Company, LLC
813 East Clay
Dayton, WA 99328

Regarding water banking applications (N-13-005 though 009) S3-34021J, S334056J, S3-34057J, S3-34059J, and S3-34067J

Dear Mr. Warren,

The purpose of this letter is to acknowledge the Walla Walla Watershed Management Partnership's (Partnership) approval of your application to place all of S3-34021J, S3-34056J, S3-34057J, S3-34059J and part of S3-34067J 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 (13-03) on 2/5/2013, the effective date of this agreement, placement of: 0.693 cfs from 4/1 to 9/15 and 1.04 cfs from 9/15 to 4/1, for 312 acre-feet per year of the Right into the Bank for S3-34021J; 0.133 cfs from 4/1 to 9/15 and 0.2 cfs from 9/15 to 4/1, for 60 acre-feet per year of the Right into the Bank for S3-34056J; 0.12 cfs from 4/1 to 9/15 and 0.18 cfs from 9/15 to 4/1, for 54 acre-feet per year of the Right into the Bank for S3-34057J; 0.117 cfs from 4/1 to 9/15 and 0.175 cfs from 9/15 to 4/1, for 52.5 acre-feet per year of the Right into the Bank for S3-34059J; and 0.1066 cfs from 4/1 to 9/15 and 0.16 cfs from 9/15 to 4/1, for 48 acre-feet per year of the Right into the Bank for S3-34067J. The original purpose of use for the Right is irrigation. These amounts of the rights will remain in the Bank until the expiration of these agreements on 6/30/2019. 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. 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.

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If you wish to modify the terms of this agreement in any way please provide a written request to the Partnership's staff, Chris Hyland, 509-524-5217, chris.hyland@wwcc.edu.

Sincerely,

Ed Chvatal Jr., Chair
Walla Walla Watershed Management Partnership

cc: Washington Department of Ecology