



**Franklin County
Water Conservancy Board**

Board Members

John Griffin - Chair
R. Henry Johnson - Vice Chair
Larry Rogers - Treas.

1620 Road 44 North, Pasco, WA 99301 Ph. (509) 545-8546 Ext. 3 Fax (509) 547-2007

July 7, 2008

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JUL - 9 2008

DEPARTMENT OF ECOLOGY
EASTERN REGIONAL OFFICE

Karen Tusa
Department of Ecology
Eastern Regional Office
N. 4601 Monroe, Suite 202
Spokane, WA 99205-1295

Dear Ms. Tusa,

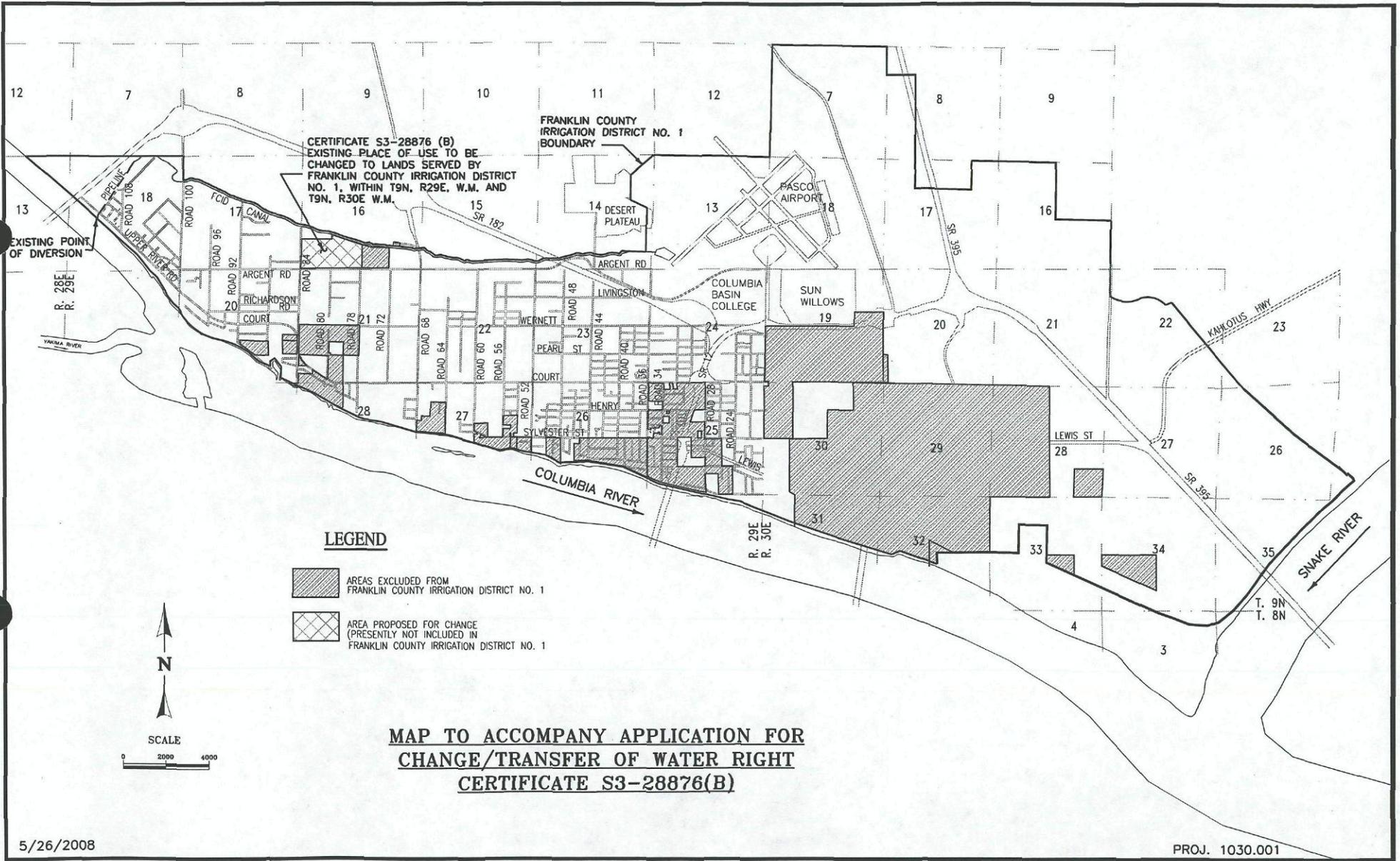
The Franklin County Water Conservancy Board (FCWCB) has accepted an Application for Change/Transfer for Pasco School District No. 1 related to water right number S3-28876(B) change application number FRAN-08-04 (attached).

The FCWCB requests full file copies of the water rights identified above. Thank you for your time.

Sincerely,

John Griffin M.M.

John Griffin
Chair

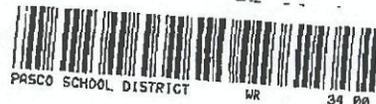


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APR 17 2007

CONSTRUCTION PROJECTS

Pasco School District No 1
1215 West Lewis
Pasco, WA 99301



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Page: 1 of 3
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Franklin Co, WA



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: Pasco School District No. 1
1215 West Lewis
Pasco, WA 99301

Reference Number:

PRIORITY DATE	APPLICATION NUMBER	PERMIT NUMBER	CERTIFICATE NUMBER
July 24, 1980	S3-28876	S3-28876(B)	S3-28876(B)

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)	
Columbia River (McNary Pool)	Pacific Ocean	
MAX. CUBIC FEET PER SECOND	MAX. GALLONS PER MINUTE	MAX. ACRE-FEET PER YEAR
1.75		268

QUANTITY/TYPE OF USE/PERIOD OF USE

1.75 cubic feet per second, 268 acre-feet per year, for the irrigation of 57 acres

LEGAL DESCRIPTION OF LOCATION OF DIVERSION/WITHDRAWAL

¼	SECTION	TOWNSHIP N.	RANGE (E. OR W.) W.M	W.R.I.A.	COUNTY
NE¼SW¼	18	9	29 E.	36	Franklin

PARCEL # 118 192 484

ADDITIONAL LEGAL IS ON PAGE 2

LEGAL DESCRIPTION OF PROPERTY ON WHICH WATER IS TO BE USED

¼	SECTION	TOWNSHIP N.	RANGE (E. OR W.) W.M	W.R.I.A.	COUNTY
S¼SW¼	16	9	29 E.	36	Franklin

PARCEL # 117 510 016

ADDITIONAL LEGAL IS ON PAGE 2

CONTINUED LEGAL DESCRIPTION FOR LOCATION OF DIVERSION/WITHDRAWAL
75 feet south and 1160 feet west from the center of Sec. 18

CONTINUED LEGAL DESCRIPTION FOR PROPERTY ON WHICH WATER IS TO BE USED
57 acres, within S $\frac{1}{4}$ SW $\frac{1}{4}$ of Sec. 16, T. 9 N., R. 29 E.W.M., all lying south of the Franklin County Irrigation District No. 1 Canal

PROVISIONS

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

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.

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.

The intake shall be screened at all times in accordance with Department of Fish and Wildlife screening criteria. <http://wdfw.wa.gov/hab/engineer/habeng.htm>

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 3rd day of April, 2007.*



ENGINEERING DATA
OK RS
ECY 040-1-2 (Rev. 8-97)

Jay Manning
Department of Ecology

By Keith Stoffel
Keith Stoffel, Section Manager

CERTIFICATE

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APR 17 2007

CONSTRUCTION PROJECTS



Provisions continued from Page 2

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.

The annual quantity allocated in this document is considered to be a portion of the amount reserved by the adoption of the John Day/McNary Basin Plan. The priority date of this filing, as against other uses, is fixed as of July 24, 1980.

This authorization for certificate is subject to the following minimum flow provisions as specified in WAC 173-563-040 and WAC 173-563-050 and the following table. It is subject to regulation by the Department of Ecology for protection of instream resources whenever the March 1 forecast of April-September runoff at The Dalles is 60 MAF or less, and when gauged flows are predicted by the BPA 30-Day Power Operation Plan to violate the following minimum, flow provision at:

Primary Control Station River Mile	Minimum Average Weekly Flow Columbia River Projects (1,000 cubic feet/second)						
	CHIEF JOSEPH*	WELLS & ROCKY REACH*	ROCK ISLAND & WANAPUM*	PRIEST RAPIDS	MCNARY	JOHN DAY	THE DALLES
Jan	30	30	30	70	60	60	60
Feb	30	30	30	70	60	60	60
Mar	30	30	30	70	60	60	60
Apr 1-15	50	50	60	70	100	100	100
16-25	60	60	60	70	150	150	160
26-30	90	100	110	110	200	200	200
May	100	115	130	130	220	220	220
June 1-15	80	110	110	110	200	200	200
16-30	60	80	80	80	120	120	120
Jul 1-15	60	80	80	80	120	120	120
16-31	90	100	120	110	140	140	140
Aug	85	90	95	95	120	120	120
Sep	40	40	40	40	60	85	90
Oct 1-15	30	35	40	40	60	85	90
16-31	30	35	40	70	60	85	90
Nov	30	30	30	70	60	60	60
Dec	30	30	30	70	60	60	60

*For the reach from Grand Coulee through Wanapum, minimum average weekly flows shall be as shown above, or as necessary to maintain minimum flows (subject to low runoff adjustment) at Priest Rapids, whichever, is higher. As provided in WAC 173-563-505(1), the minimum average weekly flows set forth in this subsection are subject to a reduction of up to 25 percent during low flow years, except that in no case shall the outflow from Priest Rapids Dam be less than 36,000 cubic feet per second.

Use of water under this authorization shall be contingent upon the water right 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.

Use of water under this authorization can be expected to be curtailed at least once in every 20 years.

CERTIFICATE RECORD No. _____, PAGE No. S3-00861C

STATE OF WASHINGTON, COUNTY OF Franklin

CERTIFICATE OF SURFACE WATER RIGHT

(In accordance with the provisions of Chapter 117, Laws of Washington for 1917, and amendments thereto, and the rules and regulations of the Department of Ecology.)

340591

THIS IS TO CERTIFY That FRANKLIN COUNTY IRRIGATION DISTRICT NO. 1

of Pasco, Washington, has made proof to the satisfaction of the Department of Ecology of a right to the use of the public surface waters of the State of Washington from Columbia River a tributary of _____, with point of diversion within Government Lot 4 of Sec. 27 and shoreland abutting Government Lots 2 and 3 of Sec. 18; ALL within Sec. _____, Twp. 9 N., R. 29 E., W.M. for the purpose(x) of irrigation under and specifically subject to provisions contained in appropriative Permit No. 16225 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 Washington, and is hereby confirmed by the Department of Ecology and entered of record in Volume _____, at Page 1; that the priority of the right hereby confirmed dates from September 13, 1968; that the quantity of water under the right hereby confirmed, for the aforesaid purposes is limited to an amount actually beneficially used and shall not exceed 33.0 cubic feet per second; 18,300 acre-feet per year from April 1 through October 15 each year for irrigation of 3,000 acres

A description of the lands to which such surface water right is appurtenant is as follows:

Lands served by Franklin County Irrigation District No. 1, within T. 9 N., R. 29 E.W.M.; AND T. 9 N., R. 30 E.W.M.

340591
 RECORDED IN VOL. 55 OF OFFICIAL RECORDS. PAGE 201 REQUEST OF

Wn. St. Dept of Ecology

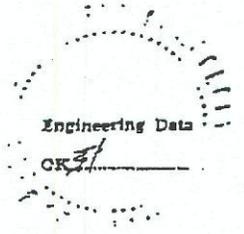
SEP 11 8 53 AM '73

DOROTHY LOWNE AUDITOR FRANKLIN COUNTY, WASH. DEPUTY

MAIL 10 Leavy, Taber, Schultz P.O. Box 673 117 S. 3rd Pasco, Wn. 99301

The right to the 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 and 90.03.390.
 This certificate of surface water right is specifically subject to relinquishment for nonuse of water as provided in RCW 90.14.180.

Given under my hand and the seal of this office at Olympia, Washington, this 27th day of August, 19 73



JOHN A. BIGGS, Director
Department of Ecology

by R. Jerry Bollen
 R. JERRY BOLLEN
 Assistant Director

340591

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