STATE OF WASHINGTON
DEPARTMENT OF ECOLOGY

THIS PERMIT SUPERSEDES SURFACE WATER PERMIT NO. S3-28849P ISSUED MARCH 10, 1994

PERMIT

TO APPROPRIATE PUBLIC WATERS OF THE STATE OF WASHINGTON

[X] Surface Water (Issued 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.)

[ ] Ground Water (Issued in accordance with the provisions of Chapter 263, Laws of Washington for 1945, and amendments thereto, and the rules and regulations of the Department of Ecology.)

PRIORITY DATE	APPLICATION NUMBER	PERMIT NUMBER	CERTIFICATE NUMBER
September 24, 1990	S3-28849	S3-28849 P	

NAME
C.M. BISHOP, JR., and REBECCA K. WHITE

ADDRESS (STREET)	(CITY)	(STATE)	(ZIP CODE)
220 NW Broadway	Portland	Oregon	97209

The applicant is, pursuant to the Report of Examination which has been accepted by the applicant, hereby granted a permit to appropriate the following described public waters of the State of Washington, subject to existing rights and to the limitations and provisions set out herein.

PUBLIC WATERS TO BE APPROPRIATED

SOURCE
Tucannon River

TRIBUTARY OF (IF SURFACE WATERS)
Snake River

MAXIMUM CUBIC FEET PER SECOND	MAXIMUM GALLONS PER MINUTE	MAXIMUM ACRE-FEET PER YEAR
1.11		779

QUANTITY, TYPE OF USE, PERIOD OF USE
778 acre feet per year, from January 1 to December 31, each year, for the seasonal irrigation of 200 acres; 1 acre foot per year, continuously, for stockwater.

LOCATION OF DIVERSION/WITHDRAWAL

APPROXIMATE LOCATION OF DIVERSION-WITHDRAWAL
2400 feet South and 900 feet East of the NW corner of Sec. 13

LOCATED WITHIN (SMALLEST LEGAL SUBDIVISION)	SECTION	TOWNSHIP N.	RANGE, E. OR W. W.M.	W.R.I.A.	COUNTY
SW¼NW¼	13	12	37 E.	35	Columbia

RECORDED PLATTED PROPERTY

LOT	BLOCK	OF (GIVE NAME OF PLAT OR ADDITION)

LEGAL DESCRIPTION OF PROPERTY ON WHICH WATER IS TO BE USED

The following tracts in T. 12 N., R. 37 E.W.M.:

SECTION 11: All that part thereof lying South of the right-of-way of the Oregon-Washington Railroad & Navigation Company and east of the Powers County Road No. 41.

SECTION 13: That tract in the S½NW¼ lying Southwesterly of the Oregon-Washington Railroad & Navigation Company right-of-way and west of Blackman's Addition to the Town of Starbuck, as shown on a plat thereof on file and of record in the office of the Auditor of Columbia County, Washington, and a part of the vacated portion of said Addition, being more particularly described as follows:

Beginning at the SW corner of the NW¼; thence North 80 rods; thence East 40 rods, more or less, to the southerly line of the right-of-way of the Oregon-Washington Railroad & Navigation Company; thence Southeasterly, along said right-of-way line to a point 47 rods East and 1228.25 feet North of the point of beginning; thence in a Southeasterly direction along the southwesterly line of said right-of-way 1128.5 feet; thence at right angles with said right-of-way line, Southwesterly 160 feet; thence at right angles and in a Southeasterly direction 100 feet; thence at right angles and in a Southwesterly direction 110 feet to the most westerly corner of vacated Lot 6, Block 5, Blackman's Addition to the Town of Starbuck, according to the aforesaid plat, said point being the southerly line of the tail race of the Starbuck Electric Company; thence in a Southeasterly direction along the line of said tail race, 219.5 feet, which point is 924.5 feet East and 65 feet North of a point 47 rods East of the point of beginning; thence South 65 feet to the east and west center line of said Section; thence West, and said centerline to the point of beginning;

DESCRIPTION OF PROPOSED WORKS

30 H.P. pump, pipeline, sprinklers.

DEVELOPMENT SCHEDULE

BEGIN PROJECT BY THIS DATE:	COMPLETE PROJECT BY THIS DATE:	WATER PUT TO FULL USE BY THIS DATE:
Started	Completed	Completed

PROVISIONS

All diversion shall cease when the flow of the Tucannon River falls to:

65 cfs from October 1 to March 1;
100 cfs from March 1 to June 15;
65 cfs from June 15 to August 15;
70 cfs from August 15 to October

as measured at the U.S.G.S. Starbuck gage located at RM 7.9.

The total amount of water appropriated and used upon these 200 acres under this authorization and Ground Water Permit No. G3-28850P shall not exceed 778 acre feet per year.

An approved measuring device shall be installed and maintained in accordance with RCW 90.03.360 and/or WAC 508-64-020 through WAC 508-64-040.

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.

A certificate of water right will not be issued until a final examination is made.

This permit shall be issued subject to Washington Department of Fish and Wildlife screening criteria as outlined in a Hydraulic Project Approval. Please contact the Department of Fish and Wildlife, 600 Capitol Way North, Olympia, Washington 98501-1091, Attention: Habitat Management Division, Phone (360) 902-2534, to obtain specific requirements for your project.

No dam shall be constructed in connection with this diversion.

This permit shall be subject to cancellation should the permittee fail to comply with the above development schedule and/or fail to give notice to the Department of Ecology on forms provided by that Department documenting such compliance.

Given under my hand and the seal of this office at Spokane, Washington,

this 27th day of August, 1996.

Department of Ecology

by _____
BRUCE F. HOWARD, Section Manager

ENGINEERING DATA
OK CAC

That portion of this authorization relating to irrigation is classified as a Family Farm Permit 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 2,000 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 2,000 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.

Legal Description Continued

EXCEPT Lots 7 and 8 in Block 5 of Blackman's Addition to Starbuck, Washington, and a strip of land 10 feet wide lying along the northeasterly side of said Lots, more particularly described as follows: Beginning at the point on the easterly side of Oak Street, 50 feet southwesterly from the most westerly corner of Lot 12 in Block 4 of Blackman's Addition to Starbuck, Washington; thence along said easterly side of Oak Street in a Southwesterly direction 110 feet; thence at right angles Southeasterly 100 feet; thence at right angles Northeasterly 110 feet; thence at right angles Northwesterly 100 feet to the place of beginning.

Section 14: All, EXCEPT that portion of the NE¼NE¼ lying and being on the northeasterly side of the right-of-way of the Oregon-Washington Railroad & Navigation Company.

SECTION 15: All that part thereof lying south and easterly of the Powers County Road #41 as same existed over and across said Section as of November 8, 1917.

STATE OF WASHINGTON
DEPARTMENT OF ECOLOGY

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1.11		779

QUANTITY, TYPE OF USE, PERIOD OF USE
778 acre feet per year, from January 1 to December 31, each year, for the seasonal irrigation of 200 acres; 1 acre foot per year, continuously, for stockwater.

LOCATION OF DIVERSION/WITHDRAWAL

APPROXIMATE LOCATION OF DIVERSION-WITHDRAWAL
1). 1000 feet North and 500 feet East and 2). 1150 feet North and 500 feet East, both from the S¼ corner of Sec. 11.

LOCATED WITHIN (SMALLEST LEGAL SUBDIVISION)	SECTION	TOWNSHIP N.	RANGE, (E. OR W.) W.M.	W.R.I.A.	COUNTY
BOTH WITHIN SW¼SE¼	11	12	37 E.	32 35	Columbia

RECORDED PLATTED PROPERTY

LOT	BLOCK	OF (GIVE NAME OF PLAT OR ADDITION)

LEGAL DESCRIPTION OF PROPERTY ON WHICH WATER IS TO BE USED

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DESCRIPTION OF PROPOSED WORKS

Pump stations (2), mainline, sprinklers.

DEVELOPMENT SCHEDULE

BEGIN PROJECT BY THIS DATE:	COMPLETE PROJECT BY THIS DATE:	WATER PUT TO FULL USE BY THIS DATE:
January 1, 1995	January 1, 1996	January 1, 1997

PROVISIONS

An approved measuring device shall be installed and maintained on both river pumping stations authorized herein in accordance with RCW 90.03.360 and/or WAC 508-64-020 through WAC 508-64-040.

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.

A certificate of water right will not be issued until a final examination is made.

This permit shall be issued subject to Washington Departments of Fisheries and Wildlife screening criteria as outlined in a Hydraulic Project Approval. Please contact the Department of Fisheries, 115 General Administration Building, AX-11, Olympia, WA 98504, Attention: Habitat Management Division, Phone (206) 753-6600; or the Department of Wildlife, 600 Capitol Way North, Mail Stop GJ-11, Olympia, Washington 98501-1091, Attention: Habitat Management Division, Phone (206) 753-3318, to obtain specific requirements for your project.

No dam shall be constructed in connection with this diversion.

All diversion shall cease when the flow of the Tucannon River falls to:

65 cfs from October 1 to March 1;
100 cfs from March 1 to June 15;
65 cfs from June 15 to August 15;
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This permit shall be subject to cancellation should the permittee fail to comply with the above development schedule and/or fail to give notice to the Department of Ecology on forms provided by that Department documenting such compliance.

Given under my hand and the seal of this office at Spokane, Washington,

this 10th day of March, 1994.

Department of Ecology

ENGINEERING DATA
OK CDC

by Gary E. Hanson
GARY E. HANSON, Section Supervisor

Provisions Continued

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