



STATE OF WASHINGTON  
DEPARTMENT OF ECOLOGY

1250 W Alder St • Union Gap, WA 98903-0009 • (509) 575-2490

March 6, 2020

Farmland Reserve, Inc.  
c/o AgriNorthwest  
6716 W. Rio Grande Ave.  
Kennewick, WA 99336-2623

**Re: Trust Water Donation CS4-01337(B)C@3, CS4-01336(B)C@1, CS4-CV1-4P246@6,  
CS4-01350(A)C@2, CS4-01351(J)C, CS4-01349C, CS4-01335(A)C**

Dear Matthew Vickery:

The purpose of this letter is to acknowledge the Department of Ecology's acceptance of your donation to the Washington State Trust Water Right Program.

The Department of Ecology (Ecology), pursuant to RCW 90.42.080(1)(b), acknowledges your donation in the following total quantities:

<b>Water Right Control No.</b>	<b>Priority Date</b>	<b>CFS</b>	<b>Ac-ft</b>
CS4-01337(B)C@3	2/4/1971	32.0	12,331
CS4-01336(B)C@1	3/9/1970	18.0	8,927
CS4-CV1-4P246@6	4/25/1966	13.8	7,310
CS4-01350(A)C@2	3/9/1970	3.4	323
CS4-01351(J)C	2/4/1971	1.5	565
CS4-01349C	4/25/1966	0.0	54
CS4-01335(A)C	4/25/1966	0.7	29
<b>Total</b>			<b>29,539</b>

The purpose of the donation is to benefit instream flow in the Columbia River.

**These trust water rights expire on: December 31, 2037.**

These trust water rights are made possible by changes in crop coverage, irrigation technologies, and application of Best Management Practices (CSRIA) at the recorded place of use. Specific quantities comprising the donation are outlined in a file memo.



RCW 90.42.080 provides in part that the total of any portion of the water right remaining with the donor plus the donated portion of the water right may not exceed the extent to which the water right was exercised during the five years before the donation.

In accordance with RCW 90.42.040(6), RCW 90.14.140(h), and RCW 90.14.215, a water right is not subject to relinquishment while it is managed within the Trust Water Right Program.

**Ecology's acceptance of the donated water right into the trust water right program is not evidence of the validity or quantity of the right.** This trust water right donation cannot be used as evidence that a valid water right existed before the donation term. It does not provide evidence of the quantities of beneficial use historically diverted or withdrawn up and to the time of the trust donation's submission date.

**Temporary Trust water donations are not a means of providing water to mitigate other water rights.**

If, prior to expiration of this temporary donation, you would like to extend the temporary donation, please send us a written request. Also, if you wish to modify any terms of your donation, your letter must include the new terms. Ecology will review your request and any new or modified terms and conditions and will notify you whether the donation can be extended or terminated.

## **YOUR RIGHT TO APPEAL**

You have a right to appeal this decision to the Pollution Control Hearing Board (PCHB) within 30 days of the date of receipt of this decision. The appeal process is governed by chapter 43.21B RCW and chapter 371-08 WAC. "Date of receipt" is defined in RCW 43.21B.001(2).

To appeal you must do the following within 30 days of the date of receipt of this decision:

- File your appeal and a copy of this decision with the PCHB (see addresses on next page). Filing means actual receipt by the PCHB during regular business hours.
- Serve a copy of your appeal and this decision on Ecology in paper form - by mail or in person. (See addresses on next page) E-mail is not accepted.

You must also comply with other applicable requirements in chapter 43.21B RCW and chapter 371-08 WAC.

Farmland Reserve, Inc.

March 6, 2020

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**ADDRESS AND LOCATION INFORMATION**

Street Addresses	Mailing Addresses
<p><b>Department of Ecology</b> Attn: Appeals Processing Desk 300 Desmond Drive SE Lacey WA 98503</p> <p><b>Pollution Control Hearings Board</b> 1111 Israel Road SW Ste 301 Tumwater WA 98501</p>	<p><b>Department of Ecology</b> Attn: Appeals Processing Desk PO Box 47608 Olympia WA 98504-7608</p> <p><b>Pollution Control Hearings Board</b> PO Box 40903 Olympia WA 98504-0903</p>

For additional information visit the Environmental Hearings Office Website: <http://www.eho.wa.gov>

To find laws and agency rules visit the Washington State Legislature Website: <http://www.leg.wa.gov/CodeReviser>

Sincerely,



Holly Myers, Operations Manager  
Office of Columbia River

HM:TR:ce (200305)

Enclosure: Your Right To Be Heard

By certified mail: 7007 2560 0001 9534 2438

cc: Philip Rigdon, Yakama Nation (w/o enclosure)