

STATE OF WASHINGTON

DEPARTMENT OF ECOLOGY

Central Region Office

1250 West Alder St., Union Gap, WA 98903-0009 • 509-575-2490

SENT VIA EMAIL

January 24, 2023

Robison Estate LLC Attn: Steve Teeny P.O. Box 2829 Chelan, WA 98816-2829 <u>steven.teeny@teenyfarms.com</u>

RE: Trust Water Donation No. CS4-23722C@1

Dear Steven Teeny:

The purpose of this letter is to acknowledge the Department of Ecology's (Ecology) acceptance of your donation to the Washington State Trust Water rights program. The trust water right has been assigned file number CS4-23722C@1. Please refer to this number when corresponding with us about this trust water right.

Benefiting Water Body	Columbia River	
Purpose	Instream Flow	
Rate	0.4736 cfs	
Acre-Feet Per Year	130.56 a-f/yr	
Season	April 1 to October 1	

Under RCW 90.42.080(1) (b), Ecology accepts your donation, as summarized below.

* Applicant is retaining 1.404 cfs, 387.09 acre-feet per year for the irrigation of 75.9 acres.

Trust Water Expiration Date: December 31, 2027

In accordance with RCW 90.42.040(6), RCW 90.14.140(2)(h), and RCW 90.14.215, a water right is not subject to relinquishment while it is managed within the Trust Water Rights Program.

<u>Ecology's acceptance of the donated water right into the trust water rights program is not evidence of</u> <u>the validity or quantity of the right</u>. When the period of trust ends, the water right will revert back to the water right holder or landowner in the full quantity accepted into the trust water rights program and as described on the water right certificate or most recent approved change authorization.

RCW 90.42.080 provides that 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.

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.

Robison Estate LLC may cancel this trust water donation with 30-days' written notice to Ecology.

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If you have any questions, please contact Heather Hazlett by phone at (509) 379-1986 or via email at <u>heather.hazlett@ecy.wa.gov</u>.

YOUR RIGHT TO APPEAL

You have a right to appeal this Decision to the Pollution Control Hearings 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 all of 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 below). 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 below.) E-mail is not accepted.

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

ADDRESS AND LOCATION INFORMATION		
Street Addresses	Mailing Addresses	
Department of Ecology	Department of Ecology	
Attn: Appeals Processing Desk	Attn: Appeals Processing Desk	
300 Desmond Drive SE	PO Box 47608	
Lacey WA 98503	Olympia WA 98504-7608	
Pollution Control Hearings Board	Pollution Control Hearings Board	
1111 Israel Road SW, Ste. 301	PO Box 40903	
Tumwater WA 98501	Olympia WA 98504-0903	

For additional information visit the Environmental Hearings Office Website: <u>http://www.eho.wa.gov</u> To find laws and agency rules visit the Washington State Legislature Website: <u>http://www.leg.wa.gov/CodeReviser</u>

Sincerely,

Scott Turner, Operations Section Manager Office of Columbia River Central Regional Office

ST:HH:SS/230120 WRTS No. 6804392

Enclosure: Your Right To Be Heard

Sent electronically with read receipt, delivery confirmation/notification

ecc: Dan Haller, Aspect Consulting, LLC Phil Rigdon, Superintendent, Natural Resources Department, Yakama Nation Lois Trevino, Water Administrator, Colville Confederated Tribes