



STATE OF WASHINGTON
DEPARTMENT OF ECOLOGY

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

December 29, 2020

Belsaas & Smith Construction Inc.
Attn: Brandon Drexler, President
PO Box 926
Ellensburg, WA 98926-1924

RE: Trust Water Donation Extension for Water Right No. CS4-00169sb7@11

Dear Brandon Drexler,

The purpose of this letter is to accept your request for an extension to the above referenced temporary trust water donation currently in Ecology's Trust Water Program (TWRP).

The new expiration date for this donation is December 31, 2022.

The donations will continue with the following quantities:

Trust Water Donation No. CS4-00169sb7@11

Benefiting Water Body	Yakima River
Purpose	Instream Flow
Rate	0.471 cfs April 1 to August 31 0.135 cfs September 0.158 cfs October 0.177 cfs November 0.032 cfs December 1 through March 31
Annual Quantity	158.801 ac-ft
Season	Irrigation – Irrigation April 1 to October 31 Stockwater - Continuous

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 prior to the donation.



Ecology's acceptance of the donated water right, in whole or in part, into the Trust Water Rights Program (TWRP) 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 It also does not provide evidence of the quantities of beneficial use historical divert or withdrawn up and to the time of the Trust Application date. Only a complete "Extent and Validity" investigation initiated by an adjudication, permanent change into the TWRP, other permanent water right change or Proof Examination can determine the current legal characteristics of a water right.

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

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 TWRP.

When the period of trust ends, the donated water right will revert back to the water right holder or landowner. To the extent that the donated water right represents a valid water right, the water right holder or landowner may resume exercising the right in a manner consistent with the original purpose(s).

If you have any question, please contact Patricia Kirk via email at patricia.kirk@ecy.wa.gov.

Sincerely,


Holly Myers, Operations Manager
Office of Columbia River

HM:PK:ce(201214)

cc: Jeff Slothower, Attorney, Lathrop, Winbauer, Harrel, Slothower, & Denison LLP
Philip Rigdon, Natural Resources Director, Yakama Nation

By Certified Mail: 7014 3490 0001 5526 8296