

STATE OF WASHINGTON
DEPARTMENT OF ECOLOGY

CERTIFICATE OF WATER RIGHT



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 November 4, 1981	APPLICATION NUMBER S 2-26029	PERMIT NUMBER S 2-26029 P	CERTIFICATE NUMBER S 2-26029 C
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NAME DENVER O. WEAR	ADDRESS (STREET) M.P. 0.64R., Mathews Road	(CITY) Washougal	(STATE) Washington	(ZIP CODE) 98671
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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.

PUBLIC WATER TO BE APPROPRIATED

SOURCE
unnamed streamTRIBUTARY OF (IF SURFACE WATERS)
West Fork Washougal River

MAXIMUM CUBIC FEET PER SECOND 1	MAXIMUM GALLONS PER MINUTE	MAXIMUM ACRE-FEET PER YEAR 4
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QUANTITY, TYPE OF USE, PERIOD OF USE
4 acre-feet per year irrigation of 2 acres April 15 to November 15

non-consumptive power generation continuously

LOCATION OF DIVERSION/WITHDRAWAL

APPROXIMATE LOCATION OF DIVERSION-WITHDRAWAL
100 feet East and 100 feet North; 50 feet East and 120 feet North; BOTH FROM Center of Section 20.

LOCATED WITHIN (SMALLEST LEGAL SUBDIVISION) SW 1/4 NE 1/4	SECTION 20	TOWNSHIP N. 2 N.	RANGE, E. OR W. W.M. 5 E	W.R.I.A. 28	COUNTY Skamania
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RECORDED PLATTED PROPERTY

LOT	BLOCK	OF (GIVE NAME OF PLAT OR ADDITION)
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LEGAL DESCRIPTION OF PROPERTY ON WHICH WATER IS TO BE USED

A parcel of land in the NE 1/4 Sec. 20, T. 2 N., R. 5 E.W.M. in Skamania County, Washington, described as follows:
COMMENCING at the southwest corner of said NE 1/4 Sec. 20, T. 2 N., R. 5 E.W.M.; thence South 88°34'41" East along the South line of said NE 1/4, 670.95 feet; thence North 01°25'19" East, normal to said South line 143.51 feet to the point of beginning; thence North 38°32'47" West 888.18 feet to the center-line of a 60.00 foot private road easement; thence South 57°52'50" West along said center-line 54.0 feet to a 215.00 foot radius curve to the right; thence along said 215.00 radius curve to the right 61.72 feet, more or less to the West line of said NE 1/4 Sec. 20; thence South 01°24'29" West along said West line 768.07 feet, more or less, to the Southwest corner of said NE 1/4; thence South 88°34'41" East 1270 feet, more or less to the center of the West Fork of the Washougal River; thence northwesterly along the center of said river 148 feet, more or less to a point that bears South 88°34'41" East from the point of beginning.



PROVISIONS

"A minimum of 0.2 cubic foot per second shall be bypassed through that portion of the stream dewatered by the hydro generation at all times for esthetics."

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.

Diversion intake shall be tightly screened at all times with wire mesh having openings with dimensions not greater than 0.125 (1/8) inch. Water approach velocity to the screen shall be less than 1 foot per second and approaching 0.5 foot per second, as measured one foot in front of the screen.

The Water Resources Act of 1971 specifies certain criteria regarding utilization and management of the waters of the State in the best public interest. Issuance of this certificate was based on sufficient waters available, at least during portions of the year. However, it is pointed out to the certificate holder that his use of the water may be subject to regulation at certain times, based on the necessity to maintain water quantities sufficient for preservation of the natural environment.

STATE OF WASHINGTON 1985
COUNTY OF SHAMUSIA
I HEREBY CERTIFY THAT THE WITHIN

INSTRUMENT OF WRITING FILED BY

Dept. of Ecology

ON 11-30-85 AT 2-1:30 PM

WAS RECORDED IN BOOK 11-30-85

RECORDS OF SHAMUSIA COUNTY WITH

Clark Haberman

COUNTY CLERK

Clark Haberman

DEPUTY

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, 90.03.390, and 90.44.020.

This certificate of 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 30th day

of January 1985



DONALD W. MOOS, Director
Department of Ecology

ENGINEERING DATA

Clark Haberman

by

Clark Haberman

Clark Haberman, Regional Manager

FOR COUNTY USE ONLY