

LAKE CHELAN RECLAMATION DISTRICT

MANSON, WASHINGTON

**RESOLUTION 2020-13**

**A RESOLUTION DOCUMENTING LAKE CHELAN RECLAMATION DISTRICT'S INTENT TO PRESERVE AND RESTORE ITS WATER RIGHTS**

This Resolution 2020-13 is effective the 14th day of December, 2020.

**RECITALS**

WHEREAS Lake Chelan Reclamation District (LCRD) entered into a repayment contract with the United States Bureau of Reclamation (Reclamation) on April 26, 1971 (1971 Repayment Agreement) for operation of LCRD's improved irrigation system;

WHEREAS the 1971 Repayment Agreement has certain limitations regarding water supply, including but not limited to classification of acres that can be served, number of acres that can be served, and water allocations;

WHEREAS these limitations exist until the repayment agreement expire in 2032;

WHEREAS these limitations are not wholly in keeping with Chapters 90.03, 90.44, and 90.54 RCW;

WHEREAS Reclamation and LCRD have periodically met to discuss the terms of the 1971 Repayment Agreement and have at times had conflicting interpretations;

WHEREAS the 1971 Repayment Agreement has limited LCRD's ability to fully respond to its customer's needs by reallocating surplus water to new lands and new users;

WHEREAS LCRD has a fiduciary responsibility to protect its water right assets for future use by LCRD customers when 1971 Repayment Contract limitations expire.

**RESOLUTION**

Now therefore, IT IS RESOLVED BY LCRD as follows:

1. LCRD documents a determine future development under RCW 90.14.140(2)(c) fixed on April 26, 1971 and lasting until the repayment contract limitations expire.
2. LCRD asserts that the 1971 Repayment Contract represents "federal laws imposing land or water use restrictions" under RCW 90.14.140(1)(f) and that surplus water was unavailable for allocation by LCRD under RCW 90.14.140(1)(a).
3. LCRD has temporarily donated surplus water rights to trust on March 2020 under RCW 90.14.140(2)(h) and will continue to monitor surplus water relative to trust

holdings to right-size district operation until the 1971 Repayment Contract terms expire.

4. LCRD holds rights that are for municipal water supply purpose and are exempt from relinquishment under RCW 90.14.14.0(2)(d).

Adopted this 14th day of December, 2020 at the special meeting of the Board of Directors.

LAKE CHELAN RECLAMATION DISTRICT

BY:



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President

ATTEST:



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Secretary - Manager