

State of Alaska



Water Rights

Certificate of Reservation LAS 28751

The State of Alaska, acting by and through the Department of Natural Resources, Division of Mining, Land and Water, 550 West 7th Avenue, Suite 1020, Anchorage, AK 99501-3562, hereinafter referred to as the grantor, under AS 46.15, the Alaska Water Use Act, and the regulations adopted under it, grants to:

Alaska Department of Fish and Game
333 Raspberry Road
Anchorage, AK 99518-1599

A reservation of water flows as follows:

SOURCE: Russian River, from the Ordinary High Water Mark (OHWM) of the outer bank (of the outside braid, where braided) of the left bank up to the OHWM of the outer bank (of the outside, where braided) of the right bank, including all connected sloughs, braids, or channels which carry water and are an integral part of Russian River, from its mouth with the Kenai River, upstream approximately 5.0 river mile to the Lower Russian Lake. This description does not limit the quantities of water (flow rate) reserved by this decision and certificate to quantities (flow rates) within said OHWM boundaries. Descriptions of time periods and flows are listed below:

QUANTITY:

TIME PERIOD	FLOW RATE (cfs)
January	28
February	23
March	24
April 1-15	25

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April 16-23	32
April 24-30	49
May 1-7	68
May 8-15	136
May 16-23	166
May 24-31	177
June	200
July 1-15	171
July 16-31	124
August 1-15	98
August 16-31	81
September	80
October	103
November	80
December	42
cfs = cubic feet per second	

PURPOSE: To protect fish and wildlife habitat, migration, and propagation.

PRIORITY DATE: October 24, 2012

LOCATION: The location to which this reservation of water pertains is within the Russian River, from the Ordinary High Water Mark (OHWM) of the outer bank (of the outside braid, where braided) of the left bank up to the OHWM of the outer bank (of the outside, where braided) of the right bank, including all connected sloughs, braids, or channels which carry water and are an integral part of Russian River, from its mouth with the Kenai River, upstream approximately 5.0 river mile to the Lower Russian Lake. This description does not limit the quantities of water (flow rate) reserved by this decision and certificate to quantities (flow rates) within said OHWM boundaries. Said portion of Russian River is located within:

Township	Range	Sections
5 North	4 West	33, 34
4 North	4 West	4, 9

All within the Seward Meridian, Seward Recording District, Third Judicial District, State of Alaska.

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This Certificate of Reservation is granted subject to the conditions listed below.

1. This certificate shall be subject to review under AS 46.15.145 (f).
2. Pursuant to AS 46.15.145(f) this reservation may be modified to reduce the flows reserved under this reservation but cannot be modified to increase the reserved flows.
3. The certificate of reservation does not authorize the certificate holder or any other person to prevent access to, on, or through the water reserved by the certificate, or to prohibit the use of the reserved water for other compatible purposes set out in AS 46.15.145(a).
4. The holder of this certificate shall comply with all the applicable requirements of AS 46.15.010 – 46.15.270 and 11 AAC 93.010 – 11 AAC 93.970, now effective or as they might in the future be amended.
5. The certificate of reservation may not be voluntarily abandoned, conveyed, transferred, assigned, or converted to another use, in whole or in part, unless required as a result of review under 11 AAC 93.147.
6. The holder of this certificate shall notify the grantor of any change of address, or change of water use.
7. Except for claims or losses arising from negligence of the State, the holder of this certificate shall defend and indemnify the state against and hold it harmless from any and all claims, demands, legal actions, loss, liability and expense from injury to or death of persons and damages to or loss of property arising out of or connected with the exercise of the water right granted by this certificate.

This Certificate of Reservation becomes effective on

David W. Schade

STATE OF ALASKA

3rd JUDICIAL DISTRICT

This is to certify that on January 31st, 2014 before me appeared David W. Schade known by me to be the authorized representative of the Division of Mining, Land and Water, Department of Natural Resources, and acknowledged to me that this Certificate of Reservation was voluntarily executed on behalf of the State of Alaska.

Notary Public in and for the State of Alaska

My Commission expires _____



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