



# Water Rights

CERTIFICATE  
OF  
APPROPRIATION (AMENDED)

ADL

44944

THE STATE OF ALASKA UNDER AS 46.15, THE ALASKA WATER USE ACT,  
AND THE REGULATIONS ADOPTED UNDER IT, GRANTS TO:

U.S. DEPARTMENT OF ENERGY  
P.O. BOX 50  
JUNEAU, AK. 99802

THE RIGHT TO USE WATER FROM THE FOLLOWING SOURCE:

- \* A) EKLUTNA RESERVOIR WITH A PRIORITY DATE OF 12/31/1954  
230521.0 ACRE FT/YR  
FOR HYDRO POW GEN JAN 01 THRU DEC 31

THE LOCATION TO WHICH THIS WATER RIGHT APPERTAINS IS:

THE EKLUTNA POWER STATION LOCATED WITHIN THE NW1/4SW1/4 PROTRACTED  
SECTION 17, TOWNSHIP 16 NORTH, RANGE 2 EAST, SEWARD MERIDIAN.

- \* UTILIZING ANY AND ALL OF THE NATURAL INFLOW TO EKLUTNA LAKE AND  
STORED IN EKLUTNA RESERVOIR BETWEEN THE INTAKE INVERT ELEVATION OF  
793 FEET AND THE NORMAL MAXIMUM WATER SURFACE ELEVATION OF 871 FEET  
(230,521 ACRE FEET OF STORAGE ), EXCEPT THAT QUANTITY OF WATER WHICH  
MAY BE DIVERTED FROM EKLUTNA RESERVOIR FOR THE PURPOSE OF PUBLIC  
WATER SUPPLY UNDER AUTHORITY OF SECTION 4 OF PUBLIC LAW 98-552,  
98 STAT. 2824 (1984) AND APPROPRIATED UNDER STATE OF ALASKA WATER  
RIGHTS PERMIT/CERTIFICATE LAS 2569 ISSUED TO THE MUNICIPALITY OF  
ANCHORAGE.

THE LOCATION OF THE WATER SOURCE IS THE EKLUTNA RESERVOIR AT THE  
POWER TUNNEL INTAKE LOCATED WITHIN THE NE1/4NE1/4 PROTRACTED  
SECTION 8, TOWNSHIP 15 NORTH, RANGE 2 EAST, SEWARD MERIDIAN.

State of Alaska



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THE CONDITIONS THAT APPLY TO THIS APPROPRIATION ARE FOUND IN ATTACHMENT A, ATTACHED HERETO AND MADE A PART HEREOF.

THE WATER RIGHT IS GRANTED SUBJECT TO THE PERTINENT STATUTORY PROVISIONS IN AS 46.15, AND ADMINISTRATIVE REGULATIONS IN 11 AAC 93.

THIS CERTIFICATE OF APPROPRIATION IS ISSUED BY AUTHORITY OF AS 46.15.120 AND 11 AAC 93.130 ON 16 DECEMBER, 1985.

APPROVED: Tom J. Hawkins
TITLE: director
DIVISION OF LAND AND WATER MANAGEMENT

STATE OF ALASKA
3rd JUDICIAL DISTRICT)

THIS IS TO CERTIFY THAT ON December 16, 1985 BEFORE ME APPEARED Tom J. Hawkins, KNOWN BY ME TO BE THE DIRECTOR OR AUTHORIZED REPRESENTATIVE OF THE DIVISION OF LAND AND WATER MANAGEMENT, DEPARTMENT OF NATURAL RESOURCES, AND ACKNOWLEDGED TO ME THAT THIS CERTIFICATE OF APPROPRIATION WAS VOLUNTARILY EXECUTED ON BEHALF OF THE STATE OF ALASKA.

STATE OF ALASKA
NOTARY PUBLIC
HELEN F. RANSON

Helen F. Ranson
NOTARY PUBLIC IN AND FOR THE STATE OF ALASKA
MY COMMISSION EXPIRES: July 20, 1987

FURSUANT TO AS 46.15.160 AND APPLICABLE REGULATIONS THE CERTIFICATE HOLDER SHALL NOTIFY THE ALASKA DIVISION OF LAND AND WATER MANAGEMENT UPON CHANGE OF ADDRESS OR TRANSFER OF ANY REAL PROPERTY RELATED THERETO.



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ATTACHMENT A - CONDITIONS:

THE HOLDER OF THIS CERTIFICATE SHALL:

FOLLOW ACCEPTABLE ENGINEERING STANDARDS IN EXERCISING THE WATER RIGHT GRANTED BY THIS CERTIFICATE.

DEFEND AND INDEMNIFY THE STATE AGAINST AND HOLD IT HARMLESS FROM ANY AND ALL CLAIMS, DEMANDS, LEGAL ACTIONS, LOSS, LIABILITY AND EXPENSE FOR 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.

COMPLY WITH ALL APPLICABLE LAWS, REGULATIONS AND CONDITIONS.

NOTIFY THE DIVISION OF LAND AND WATER MANAGEMENT, DEPARTMENT OF NATURAL RESOURCES OF ANY CHANGE OF ADDRESS OF THE GRANTEE OR TRANSFER OF ANY REAL PROPERTY IDENTIFIED IN THIS DOCUMENT.

SUBMIT DEPARTMENT OF ENERGY ALASKA POWER ADMINISTRATION EKLUTNA PROJECT MONTHLY DISTRIBUTION AND WATER DATA TO THE DEPARTMENT OF NATURAL RESOURCES DIVISION OF LAND AND WATER MANAGEMENT ON A QUARTERLY BASIS.

THE MAXIMUM DIVERSION RATE FOR POWER PRODUCTION SHALL NOT EXCEED 660 CUBIC FEET PER SECOND.