

RECEIVED

JAN 31 2011

DEPARTMENT OF ECOLOGY - CENTRAL REGIONAL OFFICE



STATE OF WASHINGTON APPLICATION TO ENTER A WATER RIGHT INTO THE TRUST WATER RIGHT PROGRAM

NOTE: THIS FORM IS ONLY TO BE USED FOR THE
ACQUISITION OF WATER INTO THE TRUST WATER RIGHT PROGRAM

(Check all that apply.)

- Lease
- Purchase
- Donation
- Other

Explain: Temporary Donation to avoid relinquishment

Portion of the identified existing water right

IF FOR SEASONAL OR TEMPORARY, START DATE 2/1/2011

END DATE 10/31/2014

FOR OFFICE USE ONLY	
FILE No. <u>C64-23693C@1</u>	WRIA <u>44</u>
DATE ACCEPTED <u>02/09/11</u>	BY <u>[Signature]</u>
FEE \$ <u>0</u>	REC'D <u>01/31/2011</u>
CHECK No. <u>[Signature]</u>	
SEPA: <input type="checkbox"/> Exempt <input type="checkbox"/> Not exempt	

****IF MORE SPACE IS NEEDED, ATTACH ADDITIONAL SHEETS (PLEASE PRINT OR TYPE CLEARLY)****

1. Applicant Information:

APPLICANT/BUSINESS NAME Mitchell Plaza, L.L.C.	PHONE NO. (509) 884-5928	FAX NO. ()
ADDRESS 3223 Northwest Alan Avenue		
CITY East Wenatchee	STATE WA	ZIP CODE 98802-9548

CONTACT NAME (IF DIFFERENT FROM ABOVE) Mark Peterson	PHONE NO. (509) 264-1882	FAX NO. ()
ADDRESS 1227 First Street		
CITY Wenatchee	STATE WA	ZIP CODE 98801

2. Water Right Information:

WATER RIGHT OR CLAIM NUMBER G4-23693C	RECORDED NAME(S) Dennis and Son Orchard
DO YOU OWN THE RIGHT? <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO IF NO, PROVIDE OWNER(S) NAME and ADDRESS:	
HAS THE WATER BEEN PUT TO BENEFICIAL USE IN THE LAST FIVE (5) YEARS? <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO	
ARE WATER DIVERSIONS/WITHDRAWALS OF THIS WATER RIGHT METERED OR MEASURED? <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO	
IMPORTANT! PROVIDE INFORMATION SHOWING THE EXTENT OF WATER USE FOR EACH OF THE LAST FIVE YEARS	

Please attach copies of any documentation that demonstrates consistent, historical use of water since the right was established. Also, if you have a water system plan or conservation plan, please include a copy with your application.

FOR OFFICE USE ONLY	
WATER RIGHT NO. _____	FILE (contract) NO. _____
<u>C64-23693C@1</u>	

TEMP DONATION (PORTION)

3. How is Water to be Made Available for Trust?

<input type="checkbox"/> Alteration in method of diversion	<input type="checkbox"/> Alteration in water use/ irrigated acreage
<input type="checkbox"/> Alteration in method of delivery/conveyance	<input type="checkbox"/> Nonuse of one or more points of diversion
<input type="checkbox"/> Alteration in method of water application	<input checked="" type="checkbox"/> Nonuse of all or a portion of the named water right
<input type="checkbox"/> Alteration in type of crop	<input type="checkbox"/> Other, Explain below:
Name of funding source(s): NA	

WATER RIGHT DESCRIPTION *

4. Point(s) of Diversion/Withdrawal:

A. Existing

SOURCE	NO.	¼	¼	SEC.	TWP.	RGE.	PARCEL #	WELL TAG #
Well		NW	NE	32	25N	21E	25213210018	

44
2006
251989

Please include copies of all water well reports involved with this proposal. Also, if you know the distances from the nearest section corner to the above point(s) of diversion/withdrawal, please include that information in Item No. 6 (remarks) or as an attachment.

5. Purpose of Use:

A. Existing Use of the Water Right

PURPOSE OF USE	GPM or CFS	ACRE-FT/YR	PERIOD OF USE
Instream Flows and Irrigation	17.5 GPM	6 (4.8 consumptive)	April 1 through October 31

B. Proposed Purpose of the Trust Water Right:

DESCRIBE THE PURPOSE(S) OF USE DURING THE PERIOD OF TRUST:	
PURPOSE OF USE	ACRE-FEET/YR
Benefit the Orondo aquifer and Columbia River in stream flows	6

6. Place of Use:

A. Existing:

LEGAL DESCRIPTION OF LANDS WHERE WATER IS PRESENTLY USED:							
That part of the NE1/4NE1/4 of Section 32 except the rights of way for the county roads and state highway and except that part formerly deeded and set forth in book 83 of deeds, page 234, Douglas County records. Also Beginning at a point in section 32, 30 feet South of the NE corner of Govt. Lot 1 of said section 32; thence West 660 feet; thence South 330 feet; thence East 660 feet; thence North 330 feet to the point of beginning; except right of way for state highway and except road along the West line thereof. All in Section 32, T25N, R21 E.W.M. Douglas County, Washington.							
¼	¼	SEC.	TWP.	RGE.	COUNTY	PARCEL #	# OF ACRES
NE	NE	32	25N	21EWM	Douglas	25213210018 25213210042	19.83
DO YOU OWN ALL THE LANDS IN THE EXISTING PLACE OF USE? <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO - IF NO, PROVIDE OWNER(S) NAME:							

* If additional space is needed, please continue on the form: Attachment for Application to Enter a Water Right into the Trust Water Right Program.

6. Place of Use (continued)

B. Proposed:

IDENTIFY THE WATER BODY TO BE BENEFITED OR OTHER PLACE TO BE BENEFITED
Orondo Aquifer and Columbia River in stream flows

7. Remarks and Other Relevant Information:

Well is located as set forth in the Certificate: 170 feet South and 850 feet East of the North quarter corner of Section 32.

See Recent change authorization DOUG 10-02 quantifying the right and its consumptive quantities.

Certain applications may incur a Real Estate Excise Tax liability for the seller of the water rights. The Department of Revenue has requested notification of potential taxable water right related actions and therefore may be provided with a copy of this request.

Please contact the State Department of Revenue for further information. The phone number is (360) 570-3265. The address is: Department of Revenue, Real Estate Excise Tax, PO Box 47477, Olympia, WA 98504-7477.

8. Signatures:

I certify that the information above is true and accurate to the best of my knowledge. I hereby grant staff from the Department of Ecology access to the above site(s) for inspection and monitoring purposes. If assisted in the preparation of the above application, I understand that all responsibility for the accuracy of the information rests with me.

Jody Mitchell authorized member of Mitchell Plaza, L.L.C. 01/17/11
(Applicant) (Date)

Jody Mitchell authorized member of Mitchell Plaza, L.L.C. 01/17/11
(Water Right Holder) (Date)

Jody Mitchell authorized member of Mitchell Plaza, L.L.C. 01/17/11
(Land Owner(s) of Existing Place of Use) (Date)

Tom Mitchell authorized member of Mitchell Plaza, L.L.C. 1/17/11
(Land Owner(s) of Existing Place of Use) (Date)

IMPORTANT! APPLICATION FILING INFORMATION IS PROVIDED ON THE NEXT PAGE.

WE ARE RETURNING YOUR APPLICATION FOR THE FOLLOWING REASON(S):