



# Application for Change/Transfer of Water Right

OKAN-12-04  
DEPT OF ECOLOGY  
Received  
DEC 0-7 2012  
CENTRAL RECORDS OFFICE

For filing with the Department of Ecology or with County Conservancy Boards

**A NON-REFUNDABLE MINIMUM FEE OF \$50.00 MUST ACCOMPANY THIS APPLICATION IF FILED WITH THE DEPARTMENT OF ECOLOGY**

CS4-23994C@1

49 OKAN

(Check all that apply.)

- Change purpose(s) of use
- Add purpose(s) of use
- Change point(s) of diversion/withdrawal
- Add point(s) of diversion/withdrawal
- Change/transfer place of use
- Other (i.e. consolidation, intertie, trust water)

Explain: \_\_\_\_\_

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

FOR OFFICIAL USE ONLY	
DATE APPLICATION RECEIVED	11-14-12
CHECK NO. <small>Receipt #</small>	0017 FEE \$ 1000.00
DATE ACCEPTED	11-14-12 BY
CHANGE NO.	OKAN-12-04
COUNTY	Okanogan WRIA 49
SPECIAL AREA	
SEPA:	<input checked="" type="checkbox"/> EXEMPT <input type="checkbox"/> NOT EXEMPT
ECY CODING:	001-002-WR10285-000011
APP NO.	PERMIT NO.
CERT NO.	CERT OF CHG NO.

I have participated in a pre-application conference with Ecology.

## 1. Applicant Information

APPLICANT/BUSINESS NAME	PHONE NO.	FAX NO.
Brewster Flats Domestic Water Association (BFDWA)		
ADDRESS		
94C Mountain View Drive		
CITY	STATE	ZIP CODE
Brewster	WA	98812
EMAIL ADDRESS (IF AVAILABLE)		
brewsterflatwater@frontier.com		

CONTACT (IF DIFFERENT FROM ABOVE)	PHONE NO.	FAX NO.
Dan Haller, Aspect Consulting	(509) 895-5462	
ADDRESS		
123 E. Yakima Ave., Ste. 250		
CITY	STATE	ZIP CODE
Yakima	WA	98901
EMAIL ADDRESS (IF AVAILABLE)		
dhaller@aspectconsulting.com		

LEGAL LAND OWNER or PART OWNER OF PROPOSED PLACE OF USE	PHONE NO.	FAX NO.
Brewster Flats Domestic Water Association (see above)		
ADDRESS		
CITY	STATE	ZIP CODE
EMAIL ADDRESS (IF AVAILABLE)		

## 2. Water Right Information

WATER RIGHT OR CLAIM NUMBER	RECORDED NAME(S)
S4-23994C	Dick Downey
DO YOU OWN THE RIGHT TO BE CHANGED? <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	

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.

OKAN-12-04

CS4-23994C@1

**Point(s) of Diversion/Withdrawal:**

**A. Existing**

SOURCE	NO.	1/4	1/4	SEC.	TWP.	RGE.	PARCEL #	WELL TAG #
Unnamed Pond		S	SE	25	31	24	3124250032	

**B. Proposed**

SOURCE	NO.	1/4	1/4	SEC.	TWP.	RGE.	PARCEL #	WELL TAG #
Well no. 1		NW	SW	30	31	25	3125303008	
Well no. 2		NW	SW	30	31	25	3125303008	

DO YOU OWN THE EXISTING AND PROPOSED POINT(S) OF DIVERSION/WITHDRAWAL?

EXISTING:  YES  NO PROPOSED:  YES  NO - IF NO, PROVIDE OWNER(S) NAME: BFDWA leases land from Dept. Natural Resources (DNR)

*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.*

**4. Purpose of Use:**

**A. Existing**

PURPOSE OF USE	GPM or CFS	ACRE-FT/YR	PERIOD OF USE
Irrigation	.56	136	April 1 to October 1

**B. Proposed**

PURPOSE OF USE	GPM or CFS	ACRE-FT/YR	PERIOD OF USE
Municipal	251.3	136	continuous

**5. Place of Use:**

**A. Existing**

**LEGAL DESCRIPTION OF LANDS WHERE WATER IS PRESENTLY USED:**

E 1/2 W 1/2 SE 1/4 and a portion of Lot 4 all in Section 25, T. 31 N., R. 24 E. W.M.

1/4	1/4	SEC.	TWP.	RGE.	COUNTY	PARCEL #	# OF ACRES
	SE	25	31	24	Okanogan		34

DO YOU OWN ALL THE LANDS IN THE EXISTING PLACE OF USE?  YES  NO

IF NO, PROVIDE OWNER(S) NAME: Cascade Holdings Group, LP (3124250036), Cass & Alycia Gebbers

(3124250035), Richard Hendrick (8884500030), Esteban Camacho (8884500020), Louie Shaw (8884500010)

**B. Proposed**

**LEGAL DESCRIPTION OF LANDS WHERE NEW USE IS PROPOSED:**

Brewster Flats Domestic Water Association service area.

(Refer to the most recent approved BFDWA approved Water System Plan.)

1/4	1/4	SEC.	TWP.	RGE.	COUNTY	PARCEL #	# OF ACRES

DO YOU OWN ALL THE LANDS IN THE PROPOSED PLACE OF USE?  YES  NO

IF NO, PROVIDE OWNER(S) NAME: \*Lands not owned by BFDWA in the POU described above are served by BFDWA.

*Attach a detailed map of your proposed change/transfer. The map should show existing and proposed point(s) of diversion/withdrawal, place of use and any other features involved with this application. If platted property, please include a certified copy of the plat map.*

Are there any ADDITIONAL WATER rights OR CLAIMS RELATED to the same property as the ONE PROPOSED FOR CHANGE/TRANSFER?

YES  NO - IF YES, PROVIDE THE WATER RIGHT/CLAIM NUMBER(S): GWC358-D, CG4-GWC358-D, G4-27968(A), G4-098595CL

**Point(s) of Diversion/Withdrawal:**

**A. Existing**

SOURCE	NO.	½	¼	SEC.	TWP.	RGE.	PARCEL #	WELL TAG #
Unnamed Pond		S	SE	25	31	24	3124250032	

**B. Proposed**

SOURCE	NO.	½	¼	SEC.	TWP.	RGE.	PARCEL #	WELL TAG #
Well no. 1		NW	SW	30	31	25	3125303008	
Well no. 2		NW	SW	30	31	25	3125303008	

DO YOU OWN THE EXISTING AND PROPOSED POINT(S) OF DIVERSION/WITHDRAWAL?

EXISTING:  YES  NO PROPOSED:  YES  NO - IF NO, PROVIDE OWNER(S) NAME: BFDWA leases land from Dept. Natural Resources (DNR)

*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.*

**4. Purpose of Use:**

**A. Existing**

PURPOSE OF USE	GPM or CFS	ACRE-FT/YR	PERIOD OF USE
Irrigation	.56	136	April 1 to October 1

**B. Proposed**

PURPOSE OF USE	GPM or CFS	ACRE-FT/YR	PERIOD OF USE
Municipal	251.3	136	continuous

**5. Place of Use:**

**A. Existing**

LEGAL DESCRIPTION OF LANDS WHERE WATER IS PRESENTLY USED:

E½W½SE¼ and a portion of Lot 4 all in Section 25, T. 31 N., R. 24 E.W.M.

½	¼	SEC.	TWP.	RGE.	COUNTY	PARCEL #	# OF ACRES
	SE	25	31	24	Okanogan		34

DO YOU OWN ALL THE LANDS IN THE EXISTING PLACE OF USE?  YES  NO

IF NO, PROVIDE OWNER(S) NAME: Cascade Holdings Group, LP (3124250036), Cass & Alycia Gebbers (3124250035), Richard Hendrick (8884500030), Esteban Camacho (8884500020), Louie Shaw (8884500010)

**B. Proposed**

LEGAL DESCRIPTION OF LANDS WHERE NEW USE IS PROPOSED:

Brewster Flats Domestic Water Association service area.

(Refer to the most recent approved BFDWA approved Water System Plan.)

½	¼	SEC.	TWP.	RGE.	COUNTY	PARCEL #	# OF ACRES

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Are there any ADDITIONAL WATER rights OR CLAIMS RELATED to the same property as the ONE PROPOSED FOR CHANGE/TRANSFER?

YES  NO - IF YES, PROVIDE THE WATER RIGHT/CLAIM NUMBER(S): GWC358-D, CG4-GWC358-D, G4-27968(A), G4-098595CL

**6. Remarks and Other Relevant Information:**

This water right is the primary water right to supplemental groundwater right no. G4-27968(A). Upon approval of this water right transfer, water right no. G4-27968(A) will be voluntarily relinquished, as it will no longer be valid. This water right change application is one of two water right changes presently proposed By BFDWA. The other water right proposed for transfer is water right no. GWC358-D.

\*Signatures were not obtained from property owners (Cascade Holdings & Gebbers) within the place of use, but outside the boundaries of historical beneficial use (Orondo Fruit, Griggs v. Department of Ecology).

\*Other property owners within the original place of use of water right no. S4-23994C, Richard Hendrick and Esteban Gamacho, are served by BFDWA and claims the signature exemption. Property owned by Louie Shaw is irrigated by water right no. CG4-GWC358-D, a portion of a water right sold to Mr. Shaw from Dick Downey.

IF FOR SEASONAL OR TEMPORARY, START DATE \_\_\_/\_\_\_/\_\_\_ END DATE \_\_\_/\_\_\_/\_\_\_

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. For further information, contact: Department of Revenue, Real Estate Excise Tax, PO Box 47477, Olympia, WA 98504-7477. Phone (360) 570-3265.

**7. Signatures:**

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

<u>Daniel Stolp, President</u> Applicant Printed Name - Title	<u>Daniel Stolp</u> Applicant Signature	<u>12/31/12</u> (Date)
<u>Daniel Stolp</u> Water Right Holder Printed Name	<u>Daniel Stolp</u> Water Right Holder Signature	<u>12/31/12</u> (Date)
*Refer to notes in Sections 5 & 6 of this application <u>Land Owner of Existing Place of Use Printed Name</u>	<u>Daniel Stolp</u> Land Owner of Existing Place of Use Signature	<u>12/31/12</u> (Date)
*Refer to notes in Sections 5 & 6 of this application <u>Land Owner of Proposed Place of Use Printed Name</u>	<u>Daniel Stolp</u> Land Owner of Proposed Place of Use Signature	<u>12/31/12</u> (Date)

Please check the region in which the project is located:

<p><b>*Submit your application to:</b></p> <p>DEPARTMENT OF ECOLOGY CASHIERING SECTION PO BOX 47611 OLYMPIA, WA 98504-7611</p>	<input type="checkbox"/> Central Regional Office 15 W Yakima Avenue, Suite 200 Yakima, WA 98902 (509) 575-2490	<input type="checkbox"/> Eastern Regional Office 4601 N. Monroe Street Spokane, WA 99205-1295 (509) 329-3400
	<input type="checkbox"/> Northwest Regional Office 3190 - 160 <sup>th</sup> Avenue SE Bellevue, WA 98008-5452 (425) 649-7000	<input type="checkbox"/> Southwest Regional Office PO Box 47775 Olympia, WA 98504-7775 (360) 407-6300

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

- APPLICATION FEE NOT ENCLOSED
- MAP NOT INCLUDED or INCOMPLETE
- ADDITIONAL SIGNATURES REQUIRED
- SECTION \_\_\_\_\_ IS INCOMPLETE
- OTHER/EXPLANATION: \_\_\_\_\_

STAFF: \_\_\_\_\_ DATE: \_\_\_/\_\_\_/\_\_\_

**ATTACHMENT FOR  
Application for Change/Transfer of Water Right**

**Point(s) of Diversion/Withdrawal -  Existing  Proposed:**

SOURCE	NO.	¼	¼	SEC.	TWP.	RGE.	PARCEL #	WELL TAG #
Well no. 4		NW	SW	30	31	25	3125303008	
Well no. 5		NW	SE	25	31	24	3124250033	

DO YOU OWN THE ABOVE POINT(S) OF DIVERSION/WITHDRAWAL?  YES  NO

IF NO, PROVIDE OWNER(S) NAME: \_\_\_\_\_

**Purpose(s) of Use -  Existing  Proposed:**

PURPOSE OF USE	GPM or CFS	ACRE-FT/YR	PERIOD OF USE

**Place of Use -  Existing  Proposed:**

LEGAL DESCRIPTION OF LANDS							
¼	¼	SEC.	TWP.	RGE.	COUNTY	PARCEL #	# OF ACRES

DO YOU OWN ALL THE LANDS IN ABOVE PLACE OF USE?  YES  NO

IF NO, PROVIDE OWNER(S) NAME: \_\_\_\_\_



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This water right is the primary water right to supplemental groundwater right no. G4-27968(A). Upon approval of this water right transfer, water right no. G4-27968(A) will be voluntarily relinquished, as it will no longer be valid. This water right change application is one of two water right changes presently proposed By BFDWA. The other water right proposed for transfer is water right no. GWC358-D.

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_____	_____	____/____/____
<i>Applicant Printed Name – Title</i>	<i>Applicant Signature</i>	<i>(Date)</i>
_____	_____	____/____/____
<i>Water Right Holder Printed Name</i>	<i>Water Right Holder Signature</i>	<i>(Date)</i>
<i>*Refer to notes in Sections 5 &amp; 6 of this application</i>	_____	____/____/____
<i>Land Owner of Existing Place of Use Printed Name</i>	<i>Land Owner of Existing Place of Use Signature</i>	<i>(Date)</i>
<i>*Refer to notes in Sections 5 &amp; 6 of this application</i>	_____	____/____/____
<i>Land Owner of Proposed Place of Use Printed Name</i>	<i>Land Owner of Proposed Place of Use Signature</i>	<i>(Date)</i>

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APPLICATION FEE NOT ENCLOSED       MAP NOT INCLUDED or INCOMPLETE

ADDITIONAL SIGNATURES REQUIRED       SECTION \_\_\_\_\_ IS INCOMPLETE

OTHER/EXPLANATION: \_\_\_\_\_

**STAFF:** \_\_\_\_\_ **DATE:** \_\_\_\_/\_\_\_\_/\_\_\_\_



**ATTACHMENT FOR  
Application for Change/Transfer of Water Right**

**Point(s) of Diversion/Withdrawal -  Existing  Proposed:**

SOURCE	NO.	¼	¼	SEC.	TWP.	RGE.	PARCEL #	WELL TAG #
Well no. 4		NW	SW	30	31	25	3125303008	
Well no. 5 (south)		NW	SE	25	31	24	3124250033	
well no. 5 (north)		NW	SE	25	31	24	3124250033	
irrigation well		SW	SE	25	31	24	3124250032	

DO YOU OWN THE ABOVE POINT(S) OF DIVERSION/WITHDRAWAL?  YES  NO

IF NO, PROVIDE OWNER(S) NAME: \_\_\_\_\_

**Purpose(s) of Use -  Existing  Proposed:**

PURPOSE OF USE	GPM or CFS	ACRE-FT/YR	PERIOD OF USE

**Place of Use -  Existing  Proposed:**

LEGAL DESCRIPTION OF LANDS							
¼	¼	SEC.	TWP.	RGE.	COUNTY	PARCEL #	# OF ACRES

DO YOU OWN ALL THE LANDS IN ABOVE PLACE OF USE?  YES  NO

IF NO, PROVIDE OWNER(S) NAME: \_\_\_\_\_