



STATE OF WASHINGTON  
**APPLICATION FOR CHANGE/TRANSFER  
 OF WATER RIGHT**



For filing with Ecology or with County Conservancy Boards

**A MINIMUM FEE OF \$10.00 PAYABLE TO ECOLOGY MUST ACCOMPANY THIS APPLICATION**

(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: \_\_\_\_\_

FOR OFFICE USE ONLY	
CHANGE No. <u>646w3966A</u>	WRIA <u>48</u>
DATE ACCEPTED <u>04/24/01</u>	BY <u>[Signature]</u>
FEE \$ <u>10<sup>00</sup></u>	REC'D <u>4/17/01</u>
CHECK No. <u>52103</u>	<u>for</u>
SEPA: <input checked="" 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 <u>WELLS &amp; WADE FRUIT COMPANY</u>	PHONE NO. <u>(509) 667-7200</u>	FAX NO. <u>(509) 884-6690</u>
ADDRESS <u>P.O. BOX 1807</u>		
CITY <u>WENATCHEE, WA 98807</u>	STATE <u>WA</u>	ZIP CODE <u>98807</u>
CONTACT NAME (IF DIFFERENT FROM ABOVE) <u>TIM MCLAUGHLIN</u>	PHONE NO. <u>(509) 421-0449</u>	FAX NO. <u>( ) SAME</u>
ADDRESS <u>SAME</u>		
CITY <u>W</u>	STATE <u>W</u>	ZIP CODE <u>W</u>

**2. Water Right Information:**

WATER RIGHT OR CLAIM NUMBER <u>PERMIT # 5572 CERTIFICATE # 3966</u>	RECORDED NAME(S) <u>WELLS &amp; WADE FRUIT CO., A.Z. WELLS ORCHARDS</u>
DO YOU OWN THE RIGHT TO BE CHANGED? <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO	
IF NO, PROVIDE OWNER(S) NAME: _____	
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.**

FOR OFFICE USE ONLY			
APP. NO. <u>5874</u>	PERMIT NO. <u>5572</u>	CERT. NO. <u>3966A</u>	CERT. OF CHANGE NO. _____

3. Point(s) of Diversion/Withdrawal:

A. Existing

SOURCE	NO.	1/2	1/4	SEC.	TWP.	RGE.	PARCEL #	WELL TAG #
WELLS (4) HILLTOP WEST 54-2987		W	NE	36	30N	23E	3023360146	

B. Proposed

SOURCE	NO.	1/4	1/4	SEC.	TWP.	RGE.	PARCEL #	WELL TAG #
FOLIA WELLS & COLUMBIA RIVER		SW	NW	6/7	28	24E	282312000050	

DO YOU OWN THE EXISTING AND PROPOSED POINT(S) OF DIVERSION/WITHDRAWAL? (TRANSFER - EMERGENCY USE)  
 EXISTING:  YES  NO      PROPOSED:  YES  NO - IF NO, PROVIDE OWNER(S) NAME: SUNSHINE AGRICULTURE  
 \*FORMERLY W.M. OULHARUS INCORPORATED

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 - 160 ACRES	1400	640	APRIL 1 - OCTOBER 31
FROST PROTECTION	"	24.7	FROST PROTECTION

B. Proposed

PURPOSE OF USE	GPM or CFS	ACRE-FT/YR	PERIOD OF USE
EMERGENCY TRANSFER - 69 ACRES	2090	11	CONTINUOUS INDUSTRIAL SUPPLY
OF FALLOW ORCHARD LAND.	"	33	DOMESTIC SUPPLY - CONTINUOUS
	"	1040	260 ACRES IRRIGATED ORCHARD (APRIL 1 - OCT. 31)

5. Place of Use:

A. Existing

LEGAL DESCRIPTION OF LANDS WHERE WATER IS PRESENTLY USED:								
THE E 1/2 SEC. 12 AND GOVT LOT 9, SEC. 13, T. 28N., R. 23E.W.M., W 1/2 SEC. 7, SOUTH 104 FEET OF THE SW 1/4 SEC. 6; GOVT LOT 6, SEC. 18, T. 28N., R. 24E.W.M. ALL LYING BETWEEN THE COLUMBIA RIVER AND HIGHWAY 97 AND SOUTH OF WELLS DAM AND THE ASSOCIATED FISH HATCHERY. TRANSFER 69 ACRES TO PROPOSED.								
1/4	1/4	SEC.	TWP.	RGE.	COUNTY	PARCEL #	# OF ACRES	
SW	NW	6/7	28	24E	ORCLAY	282312000050	260	
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:								

B. Proposed

LEGAL DESCRIPTION OF LANDS WHERE NEW USE IS PROPOSED:								
EMERGENCY TRANSFER - 69 ACRES; THE W 1/2 NW 1/4 SE 1/4, S 1/2 SW 1/4, NE 1/4 SW 1/4, AND THE PORTION OF THE SE 1/4 NW 1/4 AND SW 1/4 SE 1/4 LYING WEST OF WATSON'S DRAW ROAD, SEC. 25, NW 1/4 SE 1/4, S 1/2 NE 1/4 OF SEC. 35; THE N 1/2 NW 1/4 OF SEC. 36, ETC. -								
1/4	1/4	SEC.	TWP.	RGE.	COUNTY	PARCEL #	# OF ACRES	
SW	NW	25	30	23	OKANOGAN	3023250007	160	
DO YOU OWN ALL THE LANDS IN THE PROPOSED PLACE OF USE? <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO - IF NO, PROVIDE OWNER(S) NAME: SUNSHINE AGRICULTURE INCORPORATED (FORMERLY W.M. OULHARUS)								

JACK MCKIN  
 PARAM 24-29877  
 WATER TO

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

**A. Existing**

SOURCE	NO.	1/2	1/4	SEC.	TWP.	RGE.	PARCEL #	WELL TAG #
WELLS(4) HILLTOP WEST 64-29457		W	NE	36	30N	23E	3023360146	

**B. Proposed**

SOURCE	NO.	1/4	1/4	SEC.	TWP.	RGE.	PARCEL #	WELL TAG #
FOLIA WELLS & COLUMBIA RIVER		SW	NW	6/7	28	24E	282312000050	

DO YOU OWN THE EXISTING AND PROPOSED POINT(S) OF DIVERSION/WITHDRAWAL? (TRANSFER - EMERGENCY IFR.)  
 EXISTING:  YES  NO      PROPOSED:  YES  NO - IF NO, PROVIDE OWNER(S) NAME: SUNSHINE AGRICULTURE INCORPORATED  
 \*FORMERLY W.M. ORCHARDS

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 - 160 ACRES	11400	640	APRIL 1 - OCTOBER 31
FROST PROTECTION	"	24.7	FROST PROTECTORY

**B. Proposed**

PURPOSE OF USE	GPM or CFS	ACRE-FT/YR	PERIOD OF USE
EMERGENCY TRANSFER - 69 ACRES OF FALLOW ORCHARD LAND.	2090	11	CONTINUOUS INDUSTRIAL SUPPLY
	"	33	DOMESTIC SUPPLY - CONTINUOUS
	"	1040	260 ACRES IRRIGATION ORCHARD (APRIL 1 - OCT. 31)

**5. Place of Use:**

**A. Existing**

LEGAL DESCRIPTION OF LANDS WHERE WATER IS PRESENTLY USED:							
THE E 1/2 SEC. 12 AND GOVT LOT 9, SEC. 13, T. 28N., R. 23E.W.M., W 1/2 SEC. 7, SOUTH 1/4 PART OF THE SW 1/4 SEC. 6; GOVT LOT 6, SEC. 18, T. 28N., R. 24E.W.M. ALL LYING BETWEEN THE COLUMBIA RIVER AND HIGHWAY 97 AND SOUTH OF WELLS DAM AND THE ASSOCIATED FISH HATCHERY. TRANSFER 69 ACRES TO PROPOSED.							
1/4	1/4	SEC.	TWP.	RGE.	COUNTY	PARCEL #	# OF ACRES
SW	NW	6/7	28	24E	CHELAN	282312000050	260
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:							

**B. Proposed**

LEGAL DESCRIPTION OF LANDS WHERE NEW USE IS PROPOSED:							
EMERGENCY TRANSFER - 69 ACRES; THE W 1/2 NW 1/4 SE 1/4, S 1/2 SW 1/4, NE 1/4 SW 1/4, AND THE PORTION OF THE SE 1/4 NW 1/4 AND SW 1/4 SE 1/4 LYING WEST OF WATSON'S DRAW ROAD, SEC. 25, NW 1/4 SE 1/4, S 1/2 NE 1/4 OF SEC. 35; THE N 1/2 NW 1/4 OF SEC. 36, ETC. -							
1/4	1/4	SEC.	TWP.	RGE.	COUNTY	PARCEL #	# OF ACRES
SW	NW	25	30	23	OKANOGAN	3023250007	160
DO YOU OWN ALL THE LANDS IN THE PROPOSED PLACE OF USE? <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO - IF NO, PROVIDE OWNER(S) NAME: SUNSHINE AGRICULTURE INCORPORATED (FORMERLY W.M. ORCHARDS)							

JACK MCKEE  
 FROM 84-29977  
 WATER TO

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):

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

REQUESTING AN EMERGENCY TRANSFER OF 69 ACRES OF  
 FALLOW ORCHARD ACREAGE WATER TO THE OKMONTAN COUNTY  
 ORCHARD OWNED BY SUNSHINE AGRICULTURE INCORPORATED

IF FOR SEASONAL OR TEMPORARY, START DATE 4 / 15 / 01 END DATE 10 / 31 / 01

**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 am hereby granting 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 the preparation of the above application, I understand that all responsibility for the accuracy of the information rests with me.

Tim McLain (Applicant) 4 / 11 / 01 (Date)

DBA: WHEEL & WHEEL FERT Co. (Water Right Holder) 4 / 11 / 01 (Date)

Wade (Land Owner(s) of Existing Place of Use) 4 / 11 / 01 (Date)

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

**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: \_\_\_\_ / \_\_\_\_ / \_\_\_\_

**IMPORTANT!**

Submit your application to Ecology at the regional office for the area of proposed or existing water use or at a Conservancy Board with jurisdiction. Below is a map of the State of Washington, with outlines of the four Ecology regional offices. If you have questions about your application or whether a County Conservancy Board with jurisdiction exists, contact the Water Resources program at the regional office in which your project is located.



Department of Ecology  
Central Regional Office  
15 W. Yakima Avenue, Suite 200  
Yakima, WA 98902  
Telephone: (509) 575-2490

Department of Ecology  
Eastern Regional Office  
N. 4601 Monroe, Suite 202  
Spokane, WA 99205-1295  
Telephone: (509) 456-2926

Department of Ecology  
Northwest Regional Office  
3190 - 160<sup>th</sup> Avenue SE  
Bellevue, WA 98008-5452  
Telephone: (425) 649-7000

Department of Ecology  
Southwest Regional Office  
PO Box 47775  
Olympia, WA 98504-7775  
Telephone: (360) 407-6300

Persons of disability needing assistance in the application process or those needing this application in an alternate format, may call (360) 407-6607 (voice) or (360) 407-6006 (TDD).

Ecology is an Equal Opportunity and Affirmative Action employer...