



# Application for Change/Transfer of Water Right



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**

*CS3-\*12092C(A) e1 Dou6-13-01*

(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	<u>2-11-13</u>
CHECK NO.	<u>87726</u> FEE \$ <u>1000<sup>00</sup></u>
DATE ACCEPTED	<u>2-11-13</u> BY <u>DC/CCB</u>
CHANGE NO.	<u>DOUG 13-01</u>
COUNTY	<u>DOUGLAS</u> WRIA <u>41</u>
SPECIAL AREA	<u>03-11-2013 SA</u> <u>WRIA 44</u>
SEPA:	<input type="checkbox"/> EXEMPT <input type="checkbox"/> NOT EXEMPT <u>WRIA 46</u>
ECY CODING:	<u>001-002-WR10285-000011</u>
APP NO.	<u>12092</u> PERMIT NO. <u>09050</u>
CERT NO.	<u>05772</u> CERT OF CHG NO. _____
<u>ERO WRAT</u>	

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

## 1. Applicant Information

APPLICANT/BUSINESS NAME <b>Keith and Sandra Nelson</b>	PHONE NO.	FAX NO.
ADDRESS <b>25405 Roosevelt View Drive</b>		
CITY <b>Lincoln</b>	STATE <b>WA</b>	ZIP CODE <b>99147</b>
EMAIL ADDRESS (IF AVAILABLE)		

CONTACT (IF DIFFERENT FROM ABOVE) <b>Donald L. Dimmitt (attorney for owners of proposed place of use)</b>	PHONE NO. <b>(509) 662-3685</b>	FAX NO. <b>(509) 662-2452</b>
ADDRESS <b>P.O. Box 1688</b>		
CITY <b>Wenatchee</b>	STATE <b>WA</b>	ZIP CODE <b>98807-1688</b>
EMAIL ADDRESS (IF AVAILABLE) <b>dond@jdsalaw.com</b>		

LEGAL LAND OWNER or PART OWNER OF PROPOSED PLACE OF USE <b>Richard A. Rekdal and Denise L. Rekdal</b>	PHONE NO. <b>(425) 658-1400</b>	FAX NO.
ADDRESS <b>550 Kirkland Way, Suite 405</b>		
CITY <b>Kirkland</b>	STATE <b>WA</b>	ZIP CODE <b>98033</b>
EMAIL ADDRESS (IF AVAILABLE)		

LEGAL LAND OWNER or PART OWNER OF PROPOSED PLACE OF USE <b>Richard A. Rekdal, as his sole and separate property</b>	PHONE NO. <b>(425) 658-1400</b>	FAX NO.
ADDRESS <b>550 Kirkland Way, Suite 405</b>		
CITY <b>Kirkland</b>	STATE <b>WA</b>	ZIP CODE <b>98033</b>
EMAIL ADDRESS (IF AVAILABLE)		

*CS3-\*12092C(A) CHROE  
ERO WRAT*

*CS3-\*12092C(A) e1*

*From WRIA 53 Lincoln*

*DOUG-13-01*

LEGAL LAND OWNER or PART OWNER OF PROPOSED PLACE OF USE William H. Pierre, Jr., as his sole and separate property	PHONE NO. (206) 948-3311	FAX NO.
ADDRESS P.O. Box 460		
CITY Orondo	STATE WA	ZIP CODE 98843
EMAIL ADDRESS (IF AVAILABLE)		

LEGAL LAND OWNER or PART OWNER OF PROPOSED PLACE OF USE Pierre Renton Properties, LLC	PHONE NO. (206) 409-3224	FAX NO.
ADDRESS 11525 Lake City Way NE		
CITY Seattle	STATE WA	ZIP CODE 98125
EMAIL ADDRESS (IF AVAILABLE)		

LEGAL LAND OWNER or PART OWNER OF PROPOSED PLACE OF USE James P. Pierre, as his sole and separate property	PHONE NO. (206) 409-3224	FAX NO.
ADDRESS 11525 Lake City Way NE		
CITY Seattle	STATE WA	ZIP CODE 98125
EMAIL ADDRESS (IF AVAILABLE)		

LEGAL LAND OWNER or PART OWNER OF PROPOSED PLACE OF USE BST Properties, LLC	PHONE NO. (206) 409-3224	FAX NO.
ADDRESS 11525 Lake City Way NE		
CITY Seattle	STATE WA	ZIP CODE 98125
EMAIL ADDRESS (IF AVAILABLE)		

## 2. Water Right Information

WATER RIGHT OR CLAIM NUMBER No. 5772 (portion "A" (Nelson))	RECORDED NAME(S) Keith and Sandra Nelson
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	
See attached Report of Exam. dated 12/13/2010 & DOE Modification dated 3/3/2011.	

*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.*

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

**A. Existing**

SOURCE	NO.	¼	¼	SEC.	TWP.	RGE.	PARCEL #	WELL TAG #
Welsh Creek			SW	33	27N	35E		

53  
LINCOLN

**B. Proposed**

SOURCE	NO.	¼	¼	SEC.	TWP.	RGE.	PARCEL #	WELL TAG #
Wells in continuity with Columbia River		NE	NE	12	26	21	26211210043	
		NE	NE	7	26	22	79100000600	

44  
DOUB  
46

DO YOU OWN THE EXISTING AND PROPOSED POINT(S) OF DIVERSION/WITHDRAWAL?  
 EXISTING:  YES  NO PROPOSED:  YES  NO - IF NO, PROVIDE OWNER(S) NAME: Attached Exhibit 1

*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	1.22 cfs	430.12	May 1-November 30

**B. Proposed**

PURPOSE OF USE	GPM or CFS	ACRE-FT/YR	PERIOD OF USE
Irrigation	.22 cfs	78.35	May 1-November 30

**5. Place of Use:**

**A. Existing**

**LEGAL DESCRIPTION OF LANDS WHERE WATER IS PRESENTLY USED:**  
 133 acres located in the S ½ and S ½ of N ½ of Sec. 29; and N ½ and N ½ of SE ¼ of Sec. 32; and Sec. 33, within Twp. 27 N., Rge. 35 E.W.M.

¼	¼	SEC.	TWP.	RGE.	COUNTY	PARCEL #	# OF ACRES
			27N		Lincoln		430.12

DO YOU OWN ALL THE LANDS IN THE EXISTING PLACE OF USE?  YES  NO  
 IF NO, PROVIDE OWNER(S) NAME: \_\_\_\_\_

**B. Proposed**

**LEGAL DESCRIPTION OF LANDS WHERE NEW USE IS PROPOSED:**  
 Attached as Exhibit 1

¼	¼	SEC.	TWP.	RGE.	COUNTY	PARCEL #	# OF ACRES
							24.2

DO YOU OWN ALL THE LANDS IN THE PROPOSED PLACE OF USE?  YES  NO  
 IF NO, PROVIDE OWNER(S) NAME: Owners on Exhibit 1

*Couldn't find  
 POU for Nelson  
 in Exhibit 1  
 Jan 3/11/13*

*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:**

The Welsh Creek diversions point is approximately 1 mile upstream from the confluence with Lake Roosevelt.

See attached Narrative.

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>Keith and Sandra Nelson</u> Applicant Printed Name - Title	<u>Keith C. Nelson</u> Applicant Signature	<u>110713</u> (Date)
<u>Keith and Sandra Nelson</u> Water Right Holder Printed Name	<u>Sandra J. Nelson</u> Water Right Holder Signature	<u>110713</u> (Date)
<u>Keith and Sandra Nelson</u> Land Owner of Existing Place of Use Printed Name	<u>Keith C. Nelson</u> Land Owner of Existing Place of Use Signature	<u>110713</u> (Date)
<u>See attached</u> Land Owner of Proposed Place of Use Printed Name	<u>Keith C. Nelson</u> Land Owner of Proposed Place of Use Signature	<u>11</u> (Date)

Please check the region in which the project is located:

<p>*Submit your application to:</p> <p>DEPARTMENT OF ECOLOGY CASHIERING SECTION PO BOX 47611 OLYMPIA, WA 98504-7611</p>	<input checked="" 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**

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Richard A. Rekdal and Denise L. Rekdal

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- Land Owner of Existing Place of Use Printed Name
- Land Owner of Proposed Place of Use Printed Name

  
 Applicant Signature  
 Water Right Holder Signature  
 Land Owner of Existing Place of Use Signature  
 Land Owner of Proposed Place of Use Signature

1 / 31 / 13  
 (Date)

Richard A. Rekdal, as his sole and  
separate property

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William H. Pierre, Jr., as his sole and separate property

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Pierre Renton Properties, LLC

By James P. Pierre

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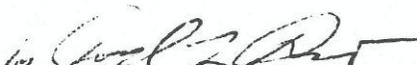


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(Date)

James P. Pierre, as his sole and  
separate property

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(Date)

BST Properties, LLC

By James P. Pierre

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/ /  
(Date)

**EXHIBIT "1"**

**25% of the water shall be allocated to the following persons and property:**

262-112-100-39	Richard A. Rekdal and Denise L. Rekdal, husband and wife 550 Kirkland Way, Suite 405 Kirkland, WA 98033 Phone: (425) 658-1400	Lot 4, Ginger Gold Short Plat No. 2003-22, recorded May 5, 2004 in Book H, Page 923 & 924 under Douglas County Auditor's No. 3073261 and amendment SS-03-22, recorded under Auditor's No. 3146440.
262-112-100-23	Richard A. Rekdal, a married man, as his sole and separate property 550 Kirkland Way, Suite 405 Kirkland, WA 98033 Phone: (425) 658-1400	Lot 4, Golden Delicious Short Plat No. 2003-15, recorded May 5, 2004 in Book H, Page 915 & 916 under Douglas County Auditor's No. 3073257.

**25% of the water shall be allocated to the following person and property:**

262-112-100-27	William H. Pierre, Jr., a married man, as his sole and separate property P.O. Box 460 Orondo, WA 98843 Phone: (206) 948-3311; (509) 784-1516	Lot 4, Granny Smith Short Plat No. 2003-16, recorded May 5, 2004 in Book H, Page 917 & 918 under Douglas County Auditor's No. 3073258.
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**50% of the water shall be allocated to the following person, entities and property:**

262-112-100-15	Pierre Renton Properties, LLC 11525 Lake City Way NE Seattle, WA 98125 Phone: (206) 409-3224	Lot 1, Braeburn No. 2 Short Plat No. SS-12-01, recorded October 24, 2012 under Douglas County Auditor's No. 3164055.
262-112-100-46	Pierre Renton Properties, LLC Same	Lot 2, Cameo No. 2 Short Plat No. SS-11-06, recorded November 30, 2011 under Douglas County Auditor's No. 3156106.
656-000-002-00	Pierre Renton Properties, LLC Same	Lot 2, Jonagold No. 2 recorded October 31, 2006 in Volume I of Plats, Pages 92 - 94 under Douglas County Auditor's No. 3103972.
701-000-002-00	Pierre Renton Properties, LLC Same	Lot 2, Macintosh No. 2 recorded October 30, 2006 in Volume I of Plats, Pages 89 - 91 under Douglas County Auditor's No. 3103918.
781-000-002-00	Pierre Renton Properties, LLC Same	Lot 2, Pink Lady No. 2 recorded June 6, 2006 in Volume I of Plats, Pages 34 - 36 under Douglas County Auditor's No. 3098587.
827-000-002-00	Pierre Renton Properties, LLC Same	Lot 2, Red Delicious No. 2 recorded June 20, 2006 in Volume I of Plats, Pages 45 - 47 under Douglas County Auditor's No. 3099078.
711-000-002-00	Pierre Renton Properties, LLC Same	Lot 2, Merlot No. 2 recorded June 20, 2006 in Volume I of Plats, Pages 48 - 50 under Douglas County Auditor's No. 3099082.
791-000-006-00	Pierre Renton Properties, LLC Same	Lot 6, Pinot Noir recorded August 18, 2005 in Book H of Plats, Pages 1051 - 1053 under Douglas County Auditor's No. 3088403.
862-000-006-00	Pierre Renton Properties, LLC Same	Lot 6, Semillon recorded August 17, 2005 in Volume H of Plats, Pages 1054 - 1056 under Douglas County Auditor's No. 3088407.
826-000-006-00	Pierre Renton Properties, LLC Same	Lot 6, Plat of Riesling recorded September 7, 2005 in Volume H of Plats, Pages 1059 - 1061 under Douglas County Auditor's No. 3089175.
262-207-100-05	James P. Pierre, a married man, as his sole and separate property 11525 Lake City Way NE Seattle, WA 98125 Phone: (206) 409-3224	Lot 1, PPR River Short Plat No. 04-06A, recorded under Douglas County Auditor's No. 3145263.
262-207-100-06	BST Properties, LLC 11525 Lake City Way NE Seattle, WA 98125 Phone: (206) 409-3224	Lot 2 of the PPR River Short Plat, as recorded under Douglas County Auditor's File No. 3145263, EXCEPT THAT PORTION THEREOF described as follows: Beginning at the most westerly corner of said Lot 2, being a point on the southerly right of way margin of State Route 97; thence North 89°07'19" East along the southerly boundary of said Lot 2, a distance of 580.31 feet; thence North 89°07'19" East, 1310.11 feet to the East quarter corner of Section 12, Township 26 North, Range 21, E.W.M.; thence North

		78°01'35" East 559.89 feet; thence North 80°09'06" East, 867.53 feet; thence North 76°11'47" East, 655.34 feet; thence North 12°37'23" East, 269.30 feet; thence North 05°26'39" East, 260.68 feet to said southerly right of way margin; thence westerly along said southerly margin to the point of beginning.
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