



STATE OF WASHINGTON
DEPARTMENT OF ECOLOGY

4601 N Monroe Street • Spokane, Washington 99205-1295 • (509)329-3400

March 4, 2016

Mr. Jerry Kolke
Route 5 Box 301
Walla Walla, WA 99362

Re: Ground Water Application No. G3-30011

On, January 19, 2016 this office notified you by certified mail that Ground Water Application Number G3-30011 would be rejected within 30 days, unless you notified Ecology that you are still interested in pursuing your project. To date, we have not received a response from you regarding the notice.

Therefore, your application is hereby **REJECTED**.

Your Right To Appeal

You have a right to appeal this Order to the Pollution Control Hearings Board (PCHB) within 30 days of the date of receipt of this Order. The appeal process is governed by Chapter 43.21B RCW and Chapter 371-08 WAC. "Date of receipt" is defined in RCW 43.21B.001(2).

To appeal you must do the following within 30 days of the date of receipt of the Order.

File your appeal and a copy of this Order with the PCHB (see addresses below). Filing means actual receipt by the PCHB during regular business hours.

- Serve a copy of your appeal and this Order on Ecology in paper form - by mail or in person. (See addresses below.) E-mail is not accepted.
- You must also comply with other applicable requirements in Chapter 43.21B RCW and Chapter 371-08 WAC.

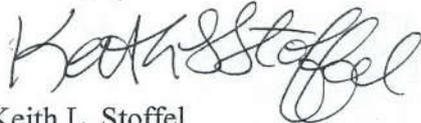
Street Addresses	Mailing Addresses
Department of Ecology Attn: Appeals Processing Desk 300 Desmond Drive SE Lacey, WA 98503	Department of Ecology Attn: Appeals Processing Desk PO Box 47608 Olympia, WA 98504-7608
Pollution Control Hearings Board 1111 Israel Road SW Ste 301 Tumwater, WA 98501	Pollution Control Hearings Board PO Box 40903 Olympia, WA 98504-0903

Mr. Kolke
G3-30011
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March 4, 2016

For additional information visit the Environmental Hearings Office Website: <http://www.eho.wa.gov> . To find laws and agency rules visit the Washington State Legislature Website: <http://www1.leg.wa.gov/CodeReviser>.

If you have any questions, please contact Dan Tolleson at 509-329-3526.

Sincerely,



Keith L. Stoffel
Section Manager
Water Resources Program
Eastern Regional Office

KLS/DT:md
Enclosure: *Your Right to Be Heard*

By Certified Mail: 7015 0640 0003 6619 5566

U.S. Postal Service™
CERTIFIED MAIL® RECEIPT
Domestic Mail Only

For delivery information, visit our website at www.usps.com®.

OFFICIAL USE

Certified Mail Fee

\$

Extra Services & Fees (check box, add fee as appropriate)

- | | | |
|--|----|-------|
| <input type="checkbox"/> Return Receipt (hardcopy) | \$ | _____ |
| <input type="checkbox"/> Return Receipt (electronic) | \$ | _____ |
| <input type="checkbox"/> Certified Mail Restricted Delivery | \$ | _____ |
| <input type="checkbox"/> Adult Signature Required | \$ | _____ |
| <input type="checkbox"/> Adult Signature Restricted Delivery | \$ | _____ |

Postmark
Here

Postage

\$

Total Postage

\$

Sent To

Mr. Jerry Kolke
Route 5 Box 301
Walla Walla, WA 99362

Street and

City, State,

PS Form 3800, April 2015 PSN 7530-02-000-9047

See Reverse for Instructions

9555 6799 E000 0490 ST02
7015 0640 0000



State of Washington
 DEPARTMENT OF ECOLOGY
 4601 N Monroe Street
 Spokane, WA 99205-1295

CERTIFIED MAIL™



7012 3050 0000 1095 0845

neopost®
 01/19/2016
US POSTAGE

FIRST-CLASS MAIL
\$06.73⁵



ZIP 99205
 041L11246076

NSW

MR. JERRY KOLKE
ROUTE 5 BOX 301

NIXIE 992 SE 1 0001/24/16

RETURN TO SENDER
 NO SUCH NUMBER
 UNABLE TO FORWARD

BC: 99205129599 *1729-03150-19-36



*OK To
 reject applicator
 01/23/2016*



STATE OF WASHINGTON
DEPARTMENT OF ECOLOGY

4601 N Monroe Street • Spokane, Washington 99205-1295 • (509)329-3400

January 19, 2016

Mr. Jerry Kolke
Route 5 Box 301
Walla Walla, WA 99362

Re: Application No. G3-30011 for a Water Right Permit

NOTICE – WATER RIGHT APPLICATION STATUS

The Department of Ecology (Ecology) is currently in the process of reviewing applications we have on file for new water rights within Water Resource Inventory Areas (WRIA) 32, the Walla Walla River Watershed. The Walla Walla River watershed is located within portions of Columbia and Walla Walla Counties. This letter is intended to give you the opportunity to inform Ecology whether or not you are still interested in pursuing your application for a new water right.

According to the county assessor, you no longer own the land proposed for use under the above listed application. Due to this situation, it appears that you no longer have any need for this application. **If we do not receive a response to the contrary within 30 days from your receipt of this letter, your application will be rejected without further notice.**

If you have any questions or need information please contact me at (509) 329-3526 or dan.tolleson@ecy.wa.gov. My mailing address is Department of Ecology, 4601 N. Monroe Street, Spokane, Washington 99205-1295.

Sincerely,

Dan Tolleson
Water Resources Program
Eastern Region Office

DT:ka

Enclosure: *Copy of Application*

By Certified Mail 7012 3050 0000 1095 0845



7012 3050 0000 1095 0845

U.S. Postal Service™
CERTIFIED MAIL™ RECEIPT
(Domestic Mail Only; No Insurance Coverage Provided)

For delivery information visit our website at www.usps.com®

OFFICIAL USE

Postage	\$
Certified Fee	
Return Receipt Fee (Endorsement Required)	
Restricted Delivery Fee (Endorsement Required)	
Total Postage & Fees	\$

1/19/16

Postmark
Here

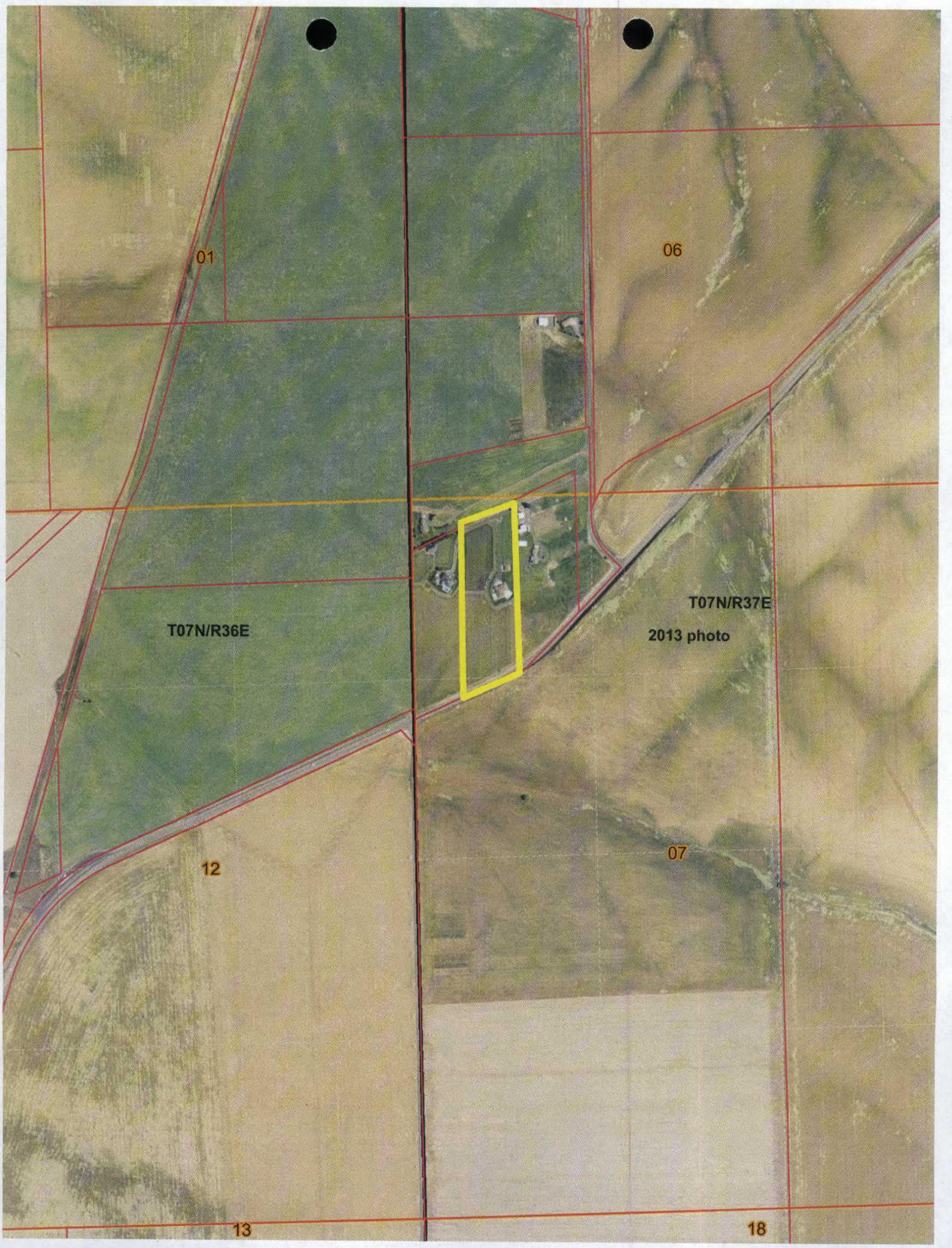
Sent To

Street, Apt. No.,
or PO Box No.
City, State, ZIP+4

MR. JERRY KOLKE
ROUTE 5 BOX 301
WALLA WALLA, WA 99362

PS Form 3800, August 2006

See Reverse for Instructions



01

06

T07N/R36E

T07N/R37E

2013 photo

12

07

13

18



FILE COPY

STATE OF WASHINGTON
DEPARTMENT OF ECOLOGY

4601 N. Monroe, Suite 202 • Spokane, Washington 99205-1295 • (509) 456-2926

February 18, 1997

Mr. Jerry Kolke
Route 5, Box 301
Walla Walla, WA 99362

Dear Mr. Kolke:

Re: Ground Water Application No. G3-30011

We have received your application for a water right and have assigned the application number indicated above. It would help us if you referred to it by number in future correspondence.

Due to a shortage of staff to meet the demand for service, new applications are being accepted and filed for future processing, but a public notice will not be sent at this time. Because we have approximately 5,000 pending applications for water rights, it may be some time before we can get to your application. When we begin processing your application, we'll prepare a public notice and send it to you with publication instructions. It is very important that you notify us of any change of address or ownership of the property; or, if your plans for water use change.

We are working on the oldest applications on file as quickly as we are able. We are also looking for ways to speed up decision making. Please keep in mind that filing an application for water use does not authorize use of the water. With the many complexities of water law, including issues such as senior rights, fish habitat, and instream flows, favorable permit decisions are not always possible. I regret that a decision on your application cannot be made sooner and strongly advise against investing further in your project unless you are issued a water right permit.

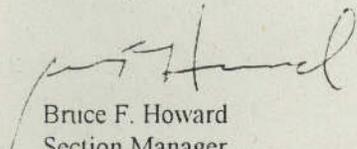
I apologize that this is the best we can do currently. To better manage limited staff time, we have set the following office hours:

Telephone Calls
Mondays and Wednesdays
8:00 am to 4:00 pm
(509) 456-2926

Walk-Ins
Tuesdays and Thursdays
8:00 am to 12:00 (noon)

We will respond to your questions and concerns as soon as possible. Thank you for your continued patience.

Sincerely,


Bruce F. Howard
Section Manager
Shorelands and Water Resources Program

BFH:mjw



G 330011



Midnight Oil Construction

Specializing in all your building needs

Route 5, Box 301, Sapoil Road
Walla Walla, WA 99362
(509) 525-4169

Licensed, Bonded, Insured

Jerry Kolke

Lic. # MIDNIOL055JP



STATE OF WASHINGTON
DEPARTMENT OF ECOLOGY

4601 N. Monroe, Suite 202 • Spokane, Washington 99205-1295 • (509) 456-2926

COPY

January 8, 1997

Mr. Jerry Kolke
Rt. 5, Box 301
Walla Walla, WA 99382

Dear Mr. Kolke:

RE: Ground Water Application

We have received your application to appropriate public ground waters in Walla Walla County.

You are advised that your proposed well in Section 7, Township 7 N, Range 37 E.W.M. is within the Walla Walla River Basin (Water Resource Inventory Area 32). There are questions of water availability within both the upper gravel aquifer and deeper basalt aquifers in this area. Water withdrawn from these aquifers may impact closed surface water sources and/or impair existing rights. If the Department determines that your proposed withdrawal will have any such impact, your application will be denied.

If you wish to have your application returned, please notify our office within fifteen (15) days from the date of this letter, otherwise, we will proceed with the processing of your application. If you have any questions please contact Bill Neve at (509) 527-4546

Per our phone call today with Mrs. Kolke, I have enclosed a copy of the corrected well log report. According to the tax statement and plat map you sent in with the application, the well log had the incorrect location on it. The corrected location reads: the NW1/4NW1/4 of Section 7, Township 7, Range 37 E.W.M.

Sincerely,

Linda M. Kiefer
Shorelands & Water Resources Program

LK
Enclosure

cc: Bill Neve

G 330011



I N V O I C E

Gemmells Machine Works
 RT 1 Box 181 A
 Dayton, WA. 99328
 509-382-4159

Cell Bob
 629-219

\$29,298

Date	Invoice
6/ 7/95	1470

33 4474
 maggie

520-2665

Bill Jerry Kolke
 To: 934 Bonnie Brae
 Walla Walla, WA. 99362

single

Franklin on
 Elec Bot

PO Number	Terms	Project
	* Due on recpt	R

Quantity	Description	Rate	Amount
1	40S100-30 GROUNDFOSS 10HP PUMP	3,932.95	3,932.95
450	2 GAGE PUMP WIRE	3.31	1,489.50
441	2" GALV. PIPE	2.18	961.38
2	2" CHECK VALVES	35.70	71.40
1	8" WELL CAP	194.54	194.54
1	2" PITLESS ADAPTER	121.56	121.56
	FREIGHT	50.00	50.00
	LABOR TO INSTALL PUMP & TEST PUMP	300.00	300.00
	Subtotal		7,121.33
	Sales Tax	7.50 %	534.10
		TOTAL:	7,655.43

Pd 6/28
 #3221

G 330011

DEC 5 0 1995

Original

BALANCE DUE: 7,65

1996

WALLA WALLA COUNTY REAL ESTATE TAX NOTICE

WALLA WALLA COUNTY
WALLA WALLA, WASHINGTON

1996

RANGE	TOWNSHIP	SECTION	SUB DIV. OR 1/16 SECTION	BLOCK	TAX LOT	SUB. I.D. NO.	NUMBER OF ACRES
37	07	07	22	00	06	00	10.42

SUB-DIVISION

RECORD OF DELINQUENT TAXES		
YEAR	AMOUNT DELINQUENT	DATE PAID

CASH	
CHECK	
TOTAL TEND	
TAX PAID	
INTEREST	
TOTAL	
CHANGE	

WITH NO EXEMPTIONS	APPRAISED LAND VALUATION	BUILDINGS VALUATION	TOTAL APPRAISED VALUATION	RATE PER 1,000 APPRAISED VALUE
EXEMPTIONS				

1 REAL ESTATE - LOCALLY ASSESSED	2 PUBLIC UTILITIES - STATE ASSESSED		
3 RAILROAD LEASE			
LEVY CODE	FILE NUMBER	TOTAL TAX	2 ND HALF TAX
100	23,452		740.49

YOUR TAX S WILL BE DISTRIBUTED AS FOLLOWS	STATE COUNTY ROAD	CITY SCHOOL SPEC. SCHOOL BOND	FIRE DIST. PORT DIST. LIBRARY MISC.
--	-------------------	-------------------------------	-------------------------------------

TAXPAYER WITH EXEMPTION PAY THIS AMOUNT

IF YOU DO NOT PAY THESE TAXES, PLEASE FORWARD TO THE PROPER PERSON.

pd 10/15 #2124 MM

TAXPAYER

KOLKE, GERALD R JR & KAREN A
 934 BONNIE BRAE TRES NO 14284
 WALLA WALLA, WA 99362

NOTICE 12% Annual Interest. Additional Penalties added June 1, 3% and December 1, 8%
 April 30 - 1st half due. May 1 total tax is subject to interest and penalty.
 May 1 - 1% Interest.
 June 1 - 5% (2% Interest plus 3% Penalty on total 1996 tax).
 Oct. 31 - 2nd half due.
 Nov. 1 - 10% on total 1996 tax. 1% on 2nd half 1996 tax.
 Dec. 1 - 19% on total 1996 tax (8% interest plus 11% penalty). 10% on 2nd half 1996 tax (2% Interest plus 8% penalty).

Thank You!

REMIT TO: WALLA WALLA COUNTY TREASURER
 P.O. BOX 777
 WALLA WALLA, WA 99362

CALL OR WRITE FOR EXACT AMOUNT OF INTEREST BEFORE PAYING DELINQUENT TAXES. PHONE 527-3212

If you require a validated receipt please enclose a self-addressed stamped envelope.

INSTITUTION NUMBER LOAN NUMBER

TAXPAYER'S COPY - RETAIN FOR YOUR RECORDS

G330011



LAND FORM
REAL ESTATE PURCHASE & SALE AGREEMENT
THIS CONTRACT CONTROLS THE TERMS OF THE SALE OF REAL PROPERTY
(Please read carefully before signing.)



No. 27210

Walla Walla, Washington March 22, 19 95

Received from Gerald R. & Karen A. Kolbe (Husband & Wife) (Buyer) 3.
the sum of \$ _____ in the form of cash of \$ _____, check for \$ 1,000.00, note for \$ _____ which has been 4.
deposited with Selling Broker (Broker shall deposit any earnest money check only after mutual acceptance), or _____ as 5.
earnest money and as a credit to Buyer on the closing of the following described real estate, which Buyer agrees to buy and Seller agrees 6.
to sell, located in Walla Walla County, Washington, commonly known as Parcel B-2 Sapotill Rd. 7.
and legally described as follows: Parcel B-2 of Volume 2 at Page 262 of Short Plats, recorded at Auditor's 8.
office of Walla Walla County, Washington under Auditor's File Number 9402118, dated 9.
February 17, 1994. (Approx. 10.42 AC.) 10.

(Buyer and Seller authorize Broker[s] to insert, correct, or attach the above legal description prior to the date of closing.) 11.

1. **PURCHASE PRICE:** The total price is FORTY THOUSAND AND NO/100 Dollars (\$ 40,000.00), payable as follows: 12.

A L L C A S H O N C L O S I N G

- Sale subject to:
- 1) Having acceptable perk test by Walla Walla County Health Dept.
 - 2) Being able to obtain a well permit for drilling a new well.
 - 3) Being able to obtain a permit for building a single family dwelling.
 - 4) Seller finishing private access road prior to closing...at no extra cost to purchaser. However, purchaser will agree to sign a roadway maintenance covenant...for future maintenance & repairs.
 - 5) Seller responsible for the assessment charged by the W.W. County Assessor for removal of property from "Open-Space".
 - 6) Purchasers satisfying themselves that utilities are available to lot.
 - 7) Purchasers to approve/disapprove CCR's within 5 days after delivery.

330011

2. **BUYER'S REPRESENTATION:** Buyer represents that Buyer has sufficient funds available to close this sale in accordance with this Agreement, and is not relying on any contingent source of funds unless otherwise set forth in this Agreement. Contingencies and continuing Marketing Addendum, if required, are attached . 15.
3. **TITLE:** Unless otherwise specified in this Agreement, title to the property shall be marketable at closing. Rights, reservations, covenants, conditions, and restrictions, presently of record, easements, and encroachments, not materially affecting the value of the property or unduly interfering with Buyer's intended use of the property, shall not cause the title to be considered unmarketable. Buyer shall conclusively be deemed to have accepted the condition of title unless Listing Broker receives notice of Buyer's objections within _____ days (7 days if not filled in) after the preliminary commitment for title insurance is received by or made available to Buyer. Encumbrances to be discharged by Seller shall be paid by Seller on or before closing. 16.
4. **TITLE INSURANCE:** Seller authorizes closing agent, at Seller's expense, to apply for a standard form owner's policy of title insurance, to be issued by L A N D Title Insurance Company. The title policy shall contain no exceptions other than those contained in said standard form and those not inconsistent with this Agreement. If title is not so insurable and cannot be made so insurable prior to closing, Buyer may elect either to waive such encumbrances or defects, or to terminate this Agreement and receive a refund of the earnest money. Buyer acknowledges that a standard form of title insurance does not insure the location of boundaries and that an extended form of insurance is available at additional costs to buyer. 17.
5. **CONVEYANCE:** (a) If this Agreement provides for conveying fee title, title shall be conveyed by statutory warranty deed free of encumbrances and defects except those included in this Agreement or otherwise acceptable to Buyer. (b) If this Agreement provides for a sale by a real estate contract, Seller and Buyer agree to execute a real estate contract for the balance of the purchase price on Real Estate Contract form LPB-44 LPB-45 other _____. A copy of the contract form is attached and made a part of this Agreement. Title shall be conveyed by statutory warranty fulfillment deed upon payment in full. (c) If the property is subject to an existing contract, mortgage, deed of trust or other encumbrance which Seller is to continue to pay, Seller agrees to continue to pay in accordance with the terms of that agreement. If Seller should default under any of the terms of that agreement, Buyer shall have the right to make any payments necessary to remove the default. Any payment so made, shall be applied to the payments next falling due on the contract between Seller and Buyer. (d) If this Agreement provides for the sale and transfer of vendee's interest under an existing real estate contract, Seller shall convey Seller's interest by an assignment of contract and deed sufficient in form to convey after acquired title. 18.
6. **OTHER ITEMS:** The following items are included at no additional cost: N/A 19.

The following items are not included: _____ 20.

Crops are are not included in the sale. 21.

7. **UTILITIES:** Seller represents to the best of Seller's knowledge that the property is serviced by the following: public/community/private water system, irrigation system, public sewer, septic system, other None. Seller further represents to the best of Seller's knowledge that (1) the sewage system serving the property is in apparent working order, (2) the Seller has no knowledge of any needed repairs for the sewage system, (3) the sewage system will be in good working order at the time of closing, (4) during the Seller's term of ownership the private well serving the property has provided an adequate supply of household water meeting State Department of Social and Health Services' standards, if applicable, and USF's minimum flow of _____ 22.

PARCEL 'A'
 (VOLUME 6 OF SURVEYS PAGE 44)
 1284148 SF.
 28.480 ACRES

CURVE TABLE

NO.	DELTA	RADIUS
01	23°08'22"	340.
02	15°45'40"	360.
03	43°38'00"	300.
04	22°41'08"	1496.
05	12°19'21"	1464.
06	10°01'18"	716.
07	27°52'44"	716.
08	10°21'45"	1464.

(REA SCHWERN ENTERPRISES)

PARCEL B-4
 14.00 ACRES

SEC. CORNER ESTABLISHED AT SINGLE PROPORTIONATE POSITION. SEE L.C.R. FILED CONCURRENTLY.

PARCEL B-5
 10.57 ACRES

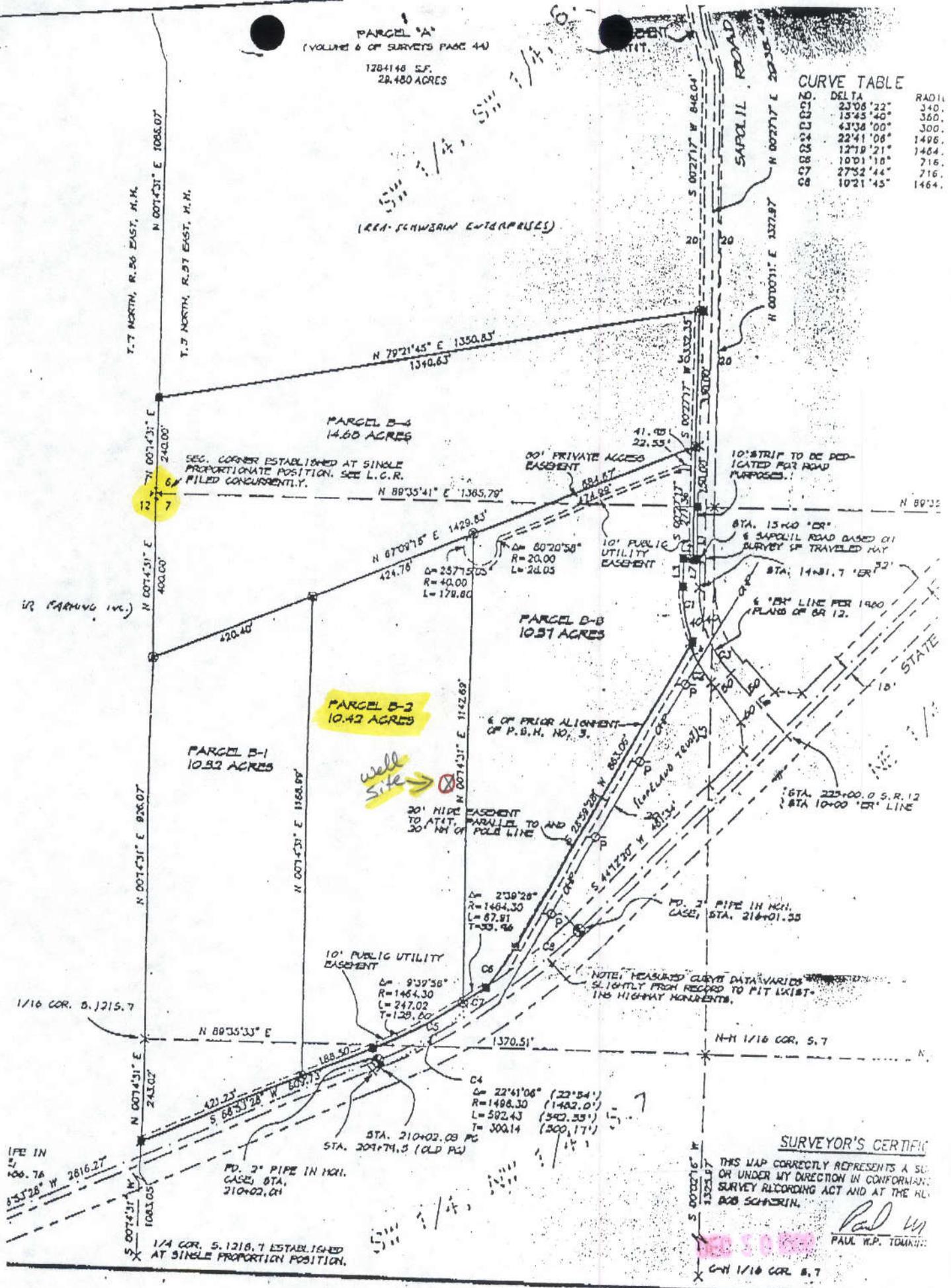
PARCEL B-2
 10.42 ACRES

PARCEL B-1
 10.82 ACRES

Well Site

SURVEYOR'S CERTIFICATE
 THIS MAP CORRECTLY REPRESENTS A SURVEY OR UNDER MY DIRECTION IN CONFORMANCE WITH THE SURVEY RECORDING ACT AND AT THE TIME OF SURVEY.
 BOB SCHERER
 Paul W.P. Townshend

G-330011



UNITED STATES
DEPARTMENT OF THE INTERIOR
GEOLOGICAL SURVEY

JERRY KOEKE
NW 1/4 NW 1/4 S7, T7N, R37E

