



STATE OF WASHINGTON
DEPARTMENT OF ECOLOGY

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

September 17, 2013

Mr. Frank Jamison
240 Wolf Fork Road
Dayton, Washington 99328

Re: Water Right Change Application No. 151 and 239

Dear Mr. Jamison:

A review of our files indicates there are two change applications for each of the above referenced water rights. The first set of applications were received May 11, 2004 and only proposed to change the point of diversion. The second sets of applications were received on August 29, 2013, which requested a change in point of diversion and place of use. The 2013 change applications are inclusive of the first set and render the 2004 applications redundant. In addition, the requested assignments of applications were never submitted as required.

Therefore, the application for change received on December 10, 2004, under Touchet River Adjudicated Surface Water Certificate Nos. 151 (CS3-*34151J) and 239 (CS3-*34239@1) are hereby **rejected**.

The second sets of applications received on August 29, 2013, are still active and will be processed.

YOUR RIGHT TO APPEAL

You have a right to appeal this decision to the Pollution Control Hearing Board (PCHB) within 30 days of the date of receipt of this document. 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 this document:

- File your appeal and a copy of this document 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 document on Ecology in paper form - by mail or in person. (See addresses below.) Email is not accepted.



Mr. Jamison
Page 2
September 17, 2013

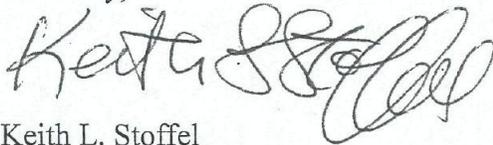
You must also comply with other applicable requirements in Chapter 43.21B RCW and Chapter 371-08 WAC.

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 Suite 301 Tumwater, WA 98501	Pollution Control Hearings Board PO Box 40903 Olympia, WA 98504-0903

*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://www.l.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*

cc: Roy Lied

By certified mail: 7011 3500 0001 8621 7132

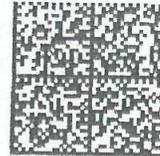


State of Washington
 DEPARTMENT OF ECOLOGY
 4601 N Monroe Street
 Spokane, WA 99205-1295

CERTIFIED MAIL™



7011 3500 0001 8621 7132



02 1M \$ 06.11⁰
 0004285354 SEP 17 2013
 MAILED FROM ZIP CODE 99205

RECEIVED

SEP 20 2013

DEPARTMENT OF ECOLOGY
 EASTERN REGIONAL OFFICE

WJK

MR FRANK JAMISON
 240 WOLF FORK RD
 DAYTON WA 99328

NIXIE 992 7E 1009 0009/19/13

RETURN TO SENDER
 NOT DELIVERABLE AS ADDRESSED
 UNABLE TO FORWARD

99205 01295

BC: 99205129599 *1920-05399-17-35

99328876340



STATE OF WASHINGTON
DEPARTMENT OF ECOLOGY

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

February 27, 2013

Mr. Henry Holmberg
238 Wolf Fork Road
Dayton, Washington 99328

Dear Mr. Holmberg:

Re: Application for change to Touchet River Adjudicated Certificate No. 239

I am currently working on change applications in your area. On June 13, 2012, this office received a private agreement to split Touchet River Adjudicated Certificate Nos. 151 and 239 evenly between Wes Leid, Henry Holmberg and Paul Phillips. To achieve this request the following forms and fees must be submitted from the various land owners:

Mr. Holmberg will need to file a second change application on Touchet River Adjudicated Certificate No. 151. This second application will require the signatures of all the land owners, a \$50 fee and will need to have a legal notice published in the newspaper.

Mr. Leid will need to have the change applications pertaining to this land assigned into his name. This assignment will require the signature of the previous applicant (Frank Jamison) and fees that total \$100. Once we have received the assignment, each water right will need a legal notice published in the newspaper.

Mr. Phillips will need to file applications for change on both water rights listed above. These applications will require the signatures of all the land owners, \$100 in fees and will need to have a legal noticed published in the newspaper.

Or

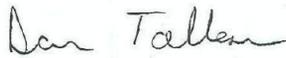
You can file new applications, as a group, for all the proposed changes which include splitting the rights into three portions and adding each point of diversion. This is the recommended route since it will create less confusion, cost less and cleanly split up the rights at one time. As a group you will only need one application for each water right, for a total of two new applications. You will all need to sign the applications, pay a fee of \$50 for each application (total of \$100) and each application will need to have a legal noticed published in the newspaper. At that time the old applications would be rejected, since they are no longer up-to-date. These new applications can get processed in a similar time frame as the existing ones.



Please provide the information requested or file new applications as a group within the next 30 days. Regardless, please let me know which option you choose to follow. If you decide to file new applications I will be happy to review them before submittal. If I do not receive the required information within 30 days your application will be processed as is. This may result in your application being rejected.

If you have any questions or need information please contact me at (509) 329-3526 or dtol461@ecy.wa.gov.

Sincerely,



Dan Tolleson
Water Resources
Spokane Office

DT:ka

Enclosure: *Change application*

cc: Paul Phillips

Enclosure: change application



STATE OF WASHINGTON
DEPARTMENT OF ECOLOGY

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

February 27, 2013

Mr. Roy Leid
240 Wolf Fork Road
Dayton, Washington 99328

Dear Mr. Leid:

Re: Application for change to Touchet River Adjudicated Certificate Nos. 151 and 239

I am currently working on change applications in your area. On June 13, 2012, this office received a private agreement to split Touchet River Adjudicated Certificate Nos. 151 and 239 evenly between Wes Leid, Henry Holmberg and Paul Phillips. To achieve this request the following forms and fees must be submitted from the various land owners:

Mr. Leid will need to have the change applications pertaining to this land assigned into his name. This assignment will require the signature of the previous applicant (Frank Jamison) and fees that total \$100. Once we have received the assignment, each water right will need a legal notice published in the newspaper.

Mr. Holmberg will need to file a second change application on Touchet River Adjudicated Certificate No. 151. This second application will require the signatures of all the land owners, a \$50 fee and will need to have a legal notice published in the newspaper.

Mr. Phillips will need to file applications for change on both water rights listed above. These applications will require the signatures of all the land owners, \$100 in fees and will need to have a legal noticed published in the newspaper.

Or

You can file new applications, as a group, for all the proposed changes which include splitting the rights into three portions and adding each point of diversion. This is the recommended route since it will create less confusion, cost less and cleanly split up the rights at one time. As a group you will only need one application for each water right, for a total of two new applications. You will all need to sign the applications, pay a fee of \$50 for each application (total of \$100) and each application will need to have a legal noticed published in the newspaper. At that time the old applications would be rejected, since they are no longer up-to-date. These new applications can get processed in a similar time frame as the existing ones.

Please provide the information requested or file new applications as a group within the next 30 days. Regardless, please let me know which option you choose to follow. If you decide to file new applications I will be happy to review them before submittal. If I do not receive the required information within 30 days, your application will be processed as is. This will result in the existing applications being rejected, since they are not in your name.

If you have any questions or need information please contact me at (509) 329-3526 or dtol461@ecy.wa.gov.

Sincerely,



Dan Tolleson
Water Resources
Spokane Office

DT:ka

Enclosure: *Change application and Assignment form*

cc: Paul Phillips

Enclosure: change application

Mr. Dan Tolleson
Water Resources
Department of Ecology
State of Washington
4601 North Monroe St.
Spokane, WA 99205-1295

8 June, 2012

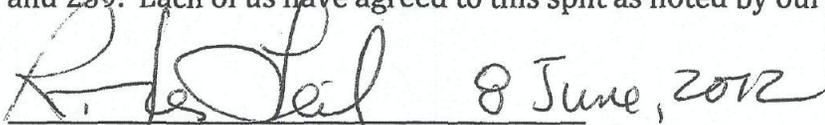
RECEIVED

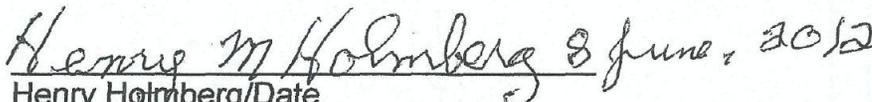
JUN 13 2012

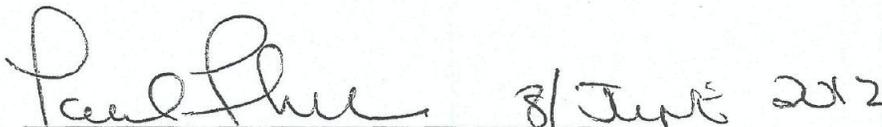
DEPARTMENT OF ECOLOGY
EASTERN REGIONAL OFFICE

Mr. Tolleson:

Per our phone conversation of 7 June, 2012, I have the signatures of agreement to split the water used by Mr. R. Wes Leid, Mr. Henry Holmberg and Mr. Paul Phillips to 1/3-1/3-1/3 on the Touchet River Adjudicated Certificates Nos. 151 and 239. Each of us have agreed to this split as noted by our signatures below:


R. Wes Leid/Date


Henry Holmberg/Date


Paul Phillips/Date

In addition, upon my return from Europe on the 6th of July, I will initiate completion of the necessary forms of application which you sent me. Both Mr. Holmberg and Mr. Phillips will complete their forms as well, but you will need to send Mr. Phillips the necessary forms as well. I look forward to hearing from you upon my return, but during my absence, Mr. Phillips will be responsible for correspondence with you. Thank you for your attention to this matter and according to our phone conversation, this letter will suffice to get the process started.

With best regards,

R. Wes Leid



STATE OF WASHINGTON
DEPARTMENT OF ECOLOGY

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

June 5, 2012



Your address
is in the
Walla Walla
watershed

Mr. Henry Holmberg
238 Wolf Fork Road
Dayton, Washington 99328

Dear Mr. Holmberg:

Re: Applications for change to Touchet River Adjudicated Certificate No. 151

A letter was sent to you on May 23, 2012 requesting additional signatures, which are required before your application can be processed. The enclosed map details the ownership within the place of use authorized by the above listed Certificate. Along with the signatures you will need to obtain an agreement on who get what portion of this water right.

If you have any questions or need information please contact me at (509) 329-3526 or dtol461@ecy.wa.gov.

Sincerely,

Dan Tolleson
Water Resources
Spokane Office

DT:ka

Enclosures: Map and Assessors Records



STATE OF WASHINGTON
DEPARTMENT OF ECOLOGY

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

June 5, 2012



Your address
is in the
Walla Walla
watershed

Mr. Roy Leid
240 Wolf Fork Road
Dayton, Washington 99328

Dear Mr. Leid:

Re: Applications for change to Touchet River Adjudicated Certificate Nos. 151 and 239

A letter was sent to you on May 23, 2012, which in part requested additional signatures that are required before your applications can be processed. The enclosed map details the ownership within the place of use authorized by the above listed Certificates. Along with the signatures you will need to obtain an agreement on who get what portion of each water right.

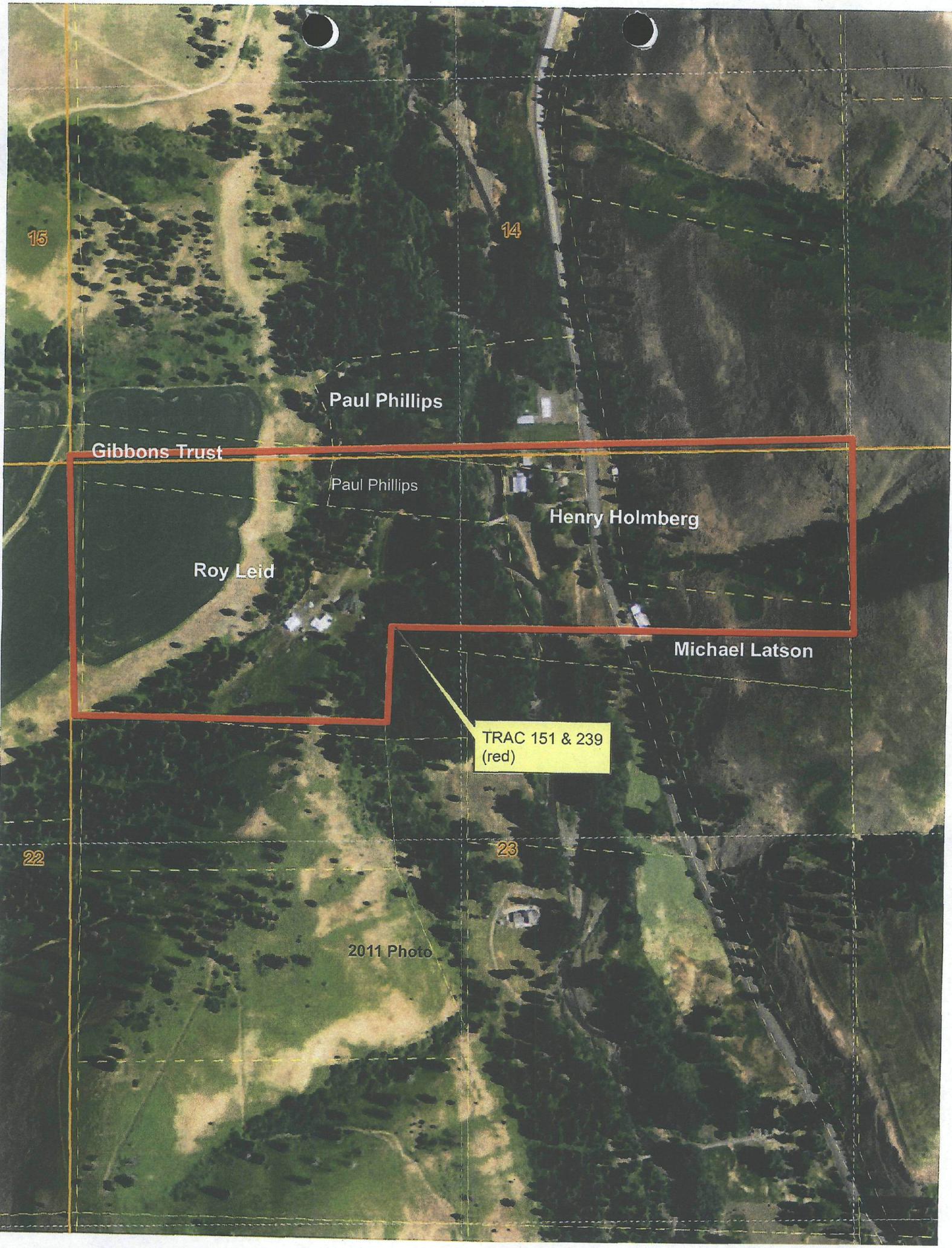
If you have any questions or need information please contact me at (509) 329-3526 or dtol461@ecy.wa.gov.

Sincerely,

Dan Tolleson
Water Resources
Spokane Office

DT:ka

Enclosures: Map and Assessors Records



15

14

Paul Phillips

Gibbons Trust

Paul Phillips

Henry Holmberg

Roy Leid

Michael Latson

TRAC 151 & 239
(red)

22

23

2011 Photo

Columbia County Assessor & Treasurer

Property Search Results > 274871 LATSON, MICHAEL for Year 2011 - 2012

Property

Account

Property ID:	274871	Legal Description:	LOT 2; SEGREGATION OF FIVE ACRES; MH 2005 COUNT 27X56 VIN#VMHI2804W54440AB
Geographic ID:	2009390232185	Agent Code:	
Type:	Real		
Tax Area:	2-3 - Majority of County in Fire 3	Land Use Code	11
Open Space:	N	DFL	N
Historic Property:	N	Remodel Property:	N
Multi-Family Redevelopment:	N		
Township:	9	Section:	23
Range:	39		

Location

Address:	241 WOLF FORK RD DAYTON, WA	Mapsc0:	
Neighborhood:		Map ID:	
Neighborhood CD:			

Owner

Name:	LATSON, MICHAEL	Owner ID:	97648
Mailing Address:	LATSON, MARY L 804 S BAGLEY CREEK RD PORT ANGELES, WA 98362	% Ownership:	100.0000000000%
		Exemptions:	

Taxes and Assessment Details

Values

Taxing Jurisdiction

Improvement / Building

Sketch

Property Image

Land

Roll Value History

Payout Agreement

Columbia County Assessor & Treasurer

Property Search Results > 265979 PHILLIPS, PAUL J for Year 2011 - 2012

509 - 382 - 8959

Property

Account

Property ID: 265979 Legal Description: TAX 7, FRAC SW 1/4 SW 1/4; 2011
 COUNT 27X60 VIN
 #VMHI2806W15477AB

Geographic ID: 2009390143337 Agent Code:

Type: Real

Tax Area: 2-3 - Majority of County in Fire 3 Land Use Code 11

Open Space: N DFL N

Historic Property: N Remodel Property: N

Multi-Family Redevelopment: N

Township: 9 Section: 14

Range: 39

Location

Address: 236 WOLF FORK RD
 DAYTON, WA Mapsco:

Neighborhood: Map ID:

Neighborhood CD:

Owner

Name: PHILLIPS, PAUL J Owner ID: 94666

Mailing Address: 236 WOLF FORK RD % Ownership: 100.0000000000%
 DAYTON, WA 99328

Exemptions:

Taxes and Assessment Details

Property Tax Information as of 06/04/2012

Amount Due if Paid on:  **NOTE:** If you plan to submit payment on a future date, make sure you enter the click RECALCULATE to obtain the correct total amount due.

Click on "Statement Details" to expand or collapse a tax statement.

Year	Statement ID	First Half Base Amt.	Second Half Base Amt.	Penalty	Interest	Base Paid	Amount Due
▶ Statement Details 2012	2500	\$938.59	\$938.57	\$0.00	\$0.00	\$938.59	\$938.57
▶ Statement Details 2011	2504	\$661.99	\$661.93	\$0.00	\$0.00	\$1323.92	\$0.00

Columbia County Assessor & Treasurer

Property Search Results > 266047 GIBBONS, P & M LIVING TRUST for Year 2011 - 2012

Property

Account

Property ID: 266047 Legal Description: E 1/2 E 1/2 EX TAX 7 & TAX 5
 Geographic ID: 2009390235500 Agent Code:
 Type: Real
 Tax Area: 2-3 - Majority of County in Fire 3 Land Use Code 83
 Open Space: Y DFL N
 Historic Property: N Remodel Property: N
 Multi-Family Redevelopment: N
 Township: 9 Section: 23
 Range: 39

Location

Address: DAYTON, WA Mapsco:
 Neighborhood: Map ID:
 Neighborhood CD:

Owner

Name: GIBBONS, P & M LIVING TRUST Owner ID: 95152
 Mailing Address: C/O PAUL GIBBONS % Ownership: 100.0000000000%
 204 WOLF FORK RD
 DAYTON, WA 99328
 Exemptions:

Taxes and Assessment Details

Property Tax Information as of 06/04/2012

Amount Due if Paid on:  **NOTE:** If you plan to submit payment on a future date, make sure you enter the click RECALCULATE to obtain the correct total amount due.

Click on "Statement Details" to expand or collapse a tax statement.

Year	Statement ID	First Half Base Amt.	Second Half Base Amt.	Penalty	Interest	Base Paid	Amount Due
▶ Statement Details							
2012	2561	\$189.25	\$188.70	\$0.00	\$0.00	\$189.25	\$188.70
▶ Statement Details							
2011	2565	\$178.74	\$178.18	\$0.00	\$0.00	\$356.92	\$0.00



STATE OF WASHINGTON
DEPARTMENT OF ECOLOGY

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

May 23, 2012

COPY

Mr. Roy Leid
240 Wolf Fork Road
Dayton, Washington 99328

Dear Mr. Leid:

Re: Applications for Change to Touchet River Adjudicated Certificate Nos. 151 and 239

According to your phone conversation with Leigh Bedell in April of 2012 you were going to pursue the requirements laid out in the letter dated February 28, 2012. This includes submitting an assignment form for the two change applications pertaining to your property and obtaining additional signatures for these applications. In addition, you were going to work with your neighbor Henry Holmberg on an agreement detailing who owns what portion of Touchet River Adjudicated Certificate No. 239. This certificate overlaps both your land and Mr. Holmberg's parcel.

If we do not receive the required information within 60 days of the date of this letter, it will be assumed that you no longer have any interest in the above listed change applications. At which time these applications will be rejected without further notice.

If you have any questions or need more information, please contact me at dtol461@ecy.wa.gov.

Sincerely,

Dan Tolleson
Water Resources Program
Eastern Regional Office

DT:md

cc: Henry Holmberg

By **CERTIFIED MAIL:**

SENDER: COMPLETE THIS SECTION		COMPLETE THIS SECTION ON DELIVERY	
<ul style="list-style-type: none"> Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired. Print your name and address on the reverse so that we can return the card to you. Attach this card to the back of the mailpiece, or on the front if space permits. 		<p>A. Signature <input type="checkbox"/> Agent <input checked="" type="checkbox"/> Addressee <i>Lillian Holmberg</i></p> <p>B. Received by (Printed Name) C. Date of Delivery <i>Lillian Holmberg</i> <i>5/24/12</i></p> <p>D. Is delivery address different from item 1? <input type="checkbox"/> Yes <input type="checkbox"/> No If YES, enter delivery address below:</p>	
<p>1. Article Addressed to:</p> <div style="border: 1px solid black; padding: 5px; text-align: center;"> MR HENRY HOLMBERG 238 WOLF FORK ROAD DAYTON WA 99328 </div>		<p>3. Service Type <input type="checkbox"/> Certified Mail <input type="checkbox"/> Express Mail <input type="checkbox"/> Registered <input type="checkbox"/> Return Receipt for Merchandise <input type="checkbox"/> Insured Mail <input type="checkbox"/> C.O.D.</p> <p>4. Restricted Delivery? (Extra Fee) <input type="checkbox"/> Yes</p>	
<p>2. Article Number (Transfer from service label)</p>		<p>7011 2470 0002 0731 3422</p>	
<p>PS Form 3811, February 2004</p>		<p>Domestic Return Receipt 102595-02-M-1540</p>	





STATE OF WASHINGTON
DEPARTMENT OF ECOLOGY

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

May 23, 2012

COPY

Mr. Henry Holmberg
238 Wolf Fork Road
Dayton, Washington 99328

Dear Mr. Holmberg:

Re: Application for Change to Touchet River Adjudicated Certificate No. 151

A letter was sent to you on February 28, 2012 requesting information required to continue processing your change application, to which we received no response. This letter required you to obtaining additional signatures for your application. In addition, you will need to work with your neighbor Mr. Roy Leid on an agreement detailing who owns what portion of Touchet River Adjudicated Certificate No. 239. This certificate overlaps both your land and Mr. Leid's parcel.

If we do not receive the required information within 60 days of the date of this letter, it will be assumed that you no longer have any interest in the above listed change application. At which time your application will be rejected without further notice.

If you have any questions or need information please contact me at (509) 329-3526 or dtol461@ecy.wa.gov.

Sincerely,

Dan Tolleson
Water Resources Program
Eastern Regional Office

DT:md

cc: Roy Leid

By **CERTIFIED MAIL:** 7011 0470 0002 0731 3422

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

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

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Postage	\$	
Certified Fee		
Return Receipt Fee (Endorsement Required)		
Restricted Delivery Fee (Endorsement Required)		
Total		MR HENRY HOLMBERG
Sent To	238 WOLF FORK ROAD	
Street or PO I	DAYTON WA 99328	
City, St		

5.23/12
Postmark
Here



STATE OF WASHINGTON
DEPARTMENT OF ECOLOGY

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

February 28, 2012

Mr. Roy Leid
240 Wolf Fork Road
Dayton, WA 99328

Dear Mr. Leid:

Re: Applications for change to Touchet River Adjudicated Certificate Numbers 151 and 239

We are currently working on water right change applications in your area. According to the Columbia County Assessor's Office records, you now own a parcel of land on which the above listed applications for change are appurtenant. These change applications essentially request to move the point of diversion downstream to your lot. These change applications are still in the name of the previous owner, Frank Jamison. See enclosed documents.

If you wish to pursue these water right change applications, you will need to have them assigned into your name. This can be accomplished by submitting the enclosed assignment forms, with notarized signatures and the required fees. In addition, you must also obtain signatures from the two other landowners within the original place of use on both applications. The signatures required are yours and those of Henry Holmberg and Paul Phillips.

If we do not receive a response from you within 30 days of the date of this letter, it will be assumed that you have no interest in this change. At which time the rejection process of the change application will begin. Rejection of the change application will in no way affect the underlying water right.

If you have any questions or need information please contact me at (509) 329-3427 or lbed461@ecy.wa.gov.

Sincerely,

Leigh Bedell
Water Resources
Easter Regional Office

LB:ka

Enclosure: Map, Change Applications, Assignment forms

By Certified Mail 7010 0290 0002 5455 7289



7010 0290 0002 5455 7289

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	\$

2/28/12
Postmark
Here

Sent To _____
 Street, Apt. No.,
 or PO Box No. MR. ROY LEID
 240 WOLF FORK ROAD
 City, State, ZIP+4 DAYTON, WA 99328

SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

MR. ROY LEID
 240 WOLF FORK ROAD
 DAYTON, WA 99328

COMPLETE THIS SECTION ON DELIVERY

A. Signature Agent
 Addressee
 B. Received By (Printed Name) C. Date of Delivery

D. Is delivery address different from item 1? Yes
If YES, enter delivery address below: No

3. Service type
 Certified Mail Express Mail
 Registered Return Receipt for Merchandise
 Insured Mail C.O.D.

4. Restricted Delivery? (Extra Fee) Yes

2. Article Number 7010 0290 0002 5455 7289
(Transfer from se)





STATE OF WASHINGTON
DEPARTMENT OF ECOLOGY

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

July 6, 2004



Your address
is in the
Walla Walla
watershed

Mr. Frank Jamison
240 Wolf Fork Road
Dayton, Washington 99328

Dear Mr Jamison:

Re: Applications for Change/Transfer under Touchet River Adjudicated Certificate No.'s 151 & 239 - WRTS No.'s CS3-*34151J & CS3-*34239J - Columbia County - WRIA 32

This letter is to acknowledge that the Washington State Department of Ecology received your water right applications for change/transfer on May 11, 2004 in our Office.

Please be advised that the filing of an application does not authorize your request. You are required to obtain authorization before you can begin using the change applied for under this application, **please note that no construction or water use should begin before a water right change permit is obtained.** I've enclosed a focus sheet describing the water right change/transfer process for your review.

On December 4, 1997 the Washington State Supreme Court, in *Okanogan Wilderness League v. Town of Twisp and Department of Ecology*, found that applications for change may be granted only to the extent the water has been historically put to beneficial use, as beneficial use determines the measure of a water right. They also found that the existence and quantification of a water right must be determined, including whether or not the water right has been lost for non-use before the Department can approve a change or transfer of the water right.

When we begin actively evaluating applications in your area, we will prepare a public notice and send it to you with publication instructions. **It will be sometime before we are able to begin working in your area.** In the meantime, please notify Ecology of changes such as address, property ownership, or variations in your proposed water use plans. At some date, you may be asked to provide documentation as to the beneficial use of water under this right. Any information you can gather such as photographs, maps, power records, receipts, notarized statements, etc. can all be very helpful in determining the actual historic water use.

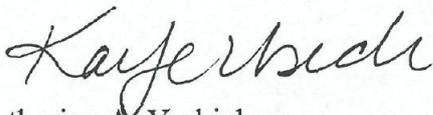
Mr. Frank Jamison
Application's for Change/Transfer
Page 2
July 6, 2004

In some areas of the state, we are continuing to evaluate applications within watersheds where we have previously gathered information and completed watershed assessments. We are also continuing to process water right permit or change applications that are intended to address public health and safety emergencies, the natural environment, or are for nonconsumptive withdrawals. All other applications are grouped by watershed and will be processed according to the date of submittal, and when we have enough information and staff resources to make decisions.

The 1997 Legislature created county conservancy boards under Chapter 90.80 RCW. The Department of Ecology developed a rule to guide the operation of the conservancy boards under Chapter 173-153 WAC. Some counties have established local conservancy boards to process change and transfer applications, subject to Ecology approval. For further information about existing boards or the creation of new conservancy boards, please contact your county or the Eastern Regional Office, Department of Ecology.

If you would like further information on your application, please contact the Water Resources program at 509-329-3400. You may contact me directly at 509-329-3586, my office hours vary, if you reach my voice mail, please leave me a message with the best time to return your call.

Sincerely,



Katherine A. Yerbich
Water Resources Program

KAY:ka

cc: Department of Ecology, Walla Walla Field Office
1815 Portland Avenue, Suite No. 1, Walla Walla, Washington 99362

Dave Mastin
P.O. Box 1672, Walla Walla, Washington 99362

Mr. Mike Bireley, WA State Dept.-Fish & Wildlife
PO Box 456, Walla Walla, Washington 99362-0456

Return to:

Nealey & Marinella
P.O. Box 7
Dayton, WA 99328

FILED FOR RECORD

JUL 13 1999 at 9:40 AM
COLUMBIA COUNTY AUDITOR
DAYTON, WASHINGTON
FILE NO. 14735

S-2308

QUIT CLAIM DEED

Grantor: R. FRANK JAMISON
Grantee: PATRICIA ANNE JOHNSON
Desc: Fraction of Section 23, Township 9, Range 39, EWM, Columbia
County, Washington
Parcel # 2-009-39-023-2261

THE GRANTOR R. FRANK JAMISON

for and in consideration of - - - Love and Affection - - -

conveys and quit claims to PATRICIA ANNE JOHNSON,

as to an undivided one-sixth (1/6th) interest in the following described real estate,
situated in the County of Columbia, State of Washington, including any after
acquired title:

Situated in Columbia County, Washington:

All of the following described real property lying westerly of the center of
the Wolf Fork of the Touchet River:

Beginning at the quarter corner on the north line of Section 23, in Township
9, North of Range 39, East of the Willamette Meridian; thence south 40
rods to the northeast corner of the Walter Fritz land; thence west 98 rods;
thence south 20 rods; thence west 62 rods to the west line of section; thence
north 60 rods; thence east 160 rods to the place of beginning, being a
fraction of the north half of the northwest quarter of said Section 23.

Together with all water and water rights (if any) belonging to the lands
conveyed herein.

1 Rod =
16.5 ft

S 660
W 1617
S 330
N 1023
N 490
E 2440

TOGETHER with a lane as reserved in that certain Deed recorded in Drawer 1B, Frame 502, records of Columbia County, Washington, being for the purpose of a lane from the County Road to the Grantees property west of the Wolf Fork of the Touchet River for the following: Beginning at a point on the westerly line of the County Road where the same intersects the northerly line of Section 23, Township 9 North, Range 39, East of the Willamette Meridian; thence southerly along the westerly line of said County Road a distance of 445 feet to the true point of beginning; thence at right angles westerly 335 feet, more or less to the center of the Wolf Fork of the Touchet River; thence at right angles southerly 20 feet; thence at right angles easterly 335 feet, more or less, to the westerly line of said County Road; thence northerly to the true point of beginning. Said description being a strip 20 feet in width from the County Road to the center of said river. Provided, however, so that a barrier will not be created between the property northerly and southerly of said lane no fencing shall be allowed along the sides of said lane.

SAVE and EXCEPT the following: Beginning at the northwest corner of Section 23, in Township 9 North of Range 39, East of the Willamette Meridian; thence south 200 feet; thence east 1600 feet more or less to the county road; thence north along the county road 200 feet more or less to the north line of Section 23; thence west 1600 feet more or less to the point of beginning.

TOGETHER WITH AN EASEMENT for access for maintenance and for use of a water spring as described as follows: Beginning at the quarter corner on the North line of Section 23, in Township 9 North, Range 39, East of the Willamette Meridian; thence south 40 rods to the northeast corner of the Walter Fritz land; thence west 80 rods to the west line of the northeast quarter of the northwest quarter of Section 23, Township and Range aforesaid, for the point of beginning of this easement; thence south along the west line of the northeast quarter of the northwest quarter 1000 feet; thence at right angles east 100 feet; thence at right angles north 1000 feet; thence at right angles west 100 feet to the point of beginning.

It is the intent of the Grantor and Grantee that by executing this deed that the Grantor will now hold an undivided one-third (1/3) interest and the Grantee will hold an undivided two-thirds (2/3) interest.

DATED this 12th day of July, 1999.

Yerbich, Katherine A.

From: Neve, William L.
Sent: Monday, June 28, 2004 8:29 AM
To: Yerbich, Katherine A.
Subject: RE: Jamison/Patricia Johnson change application

Thanks, Katherine. I'll have it in the mail today.

-----Original Message-----

From: Yerbich, Katherine A.
Sent: Friday, June 25, 2004 6:07 AM
To: Neve, William L.
Subject: RE: Jamison/Patricia Johnson change application

I did, I did...

However, Frank Jamison applied for a change app. (POD) under TR Adj. 151 & 239, so I'm not sure why the deed would show land transferring to Patricia Johnson.

Any who, send it my way and I'll map it to see if the legal falls within the same POU.

Thanks and have a WONDERFUL day in sunny WW.

Choa'

-----Original Message-----

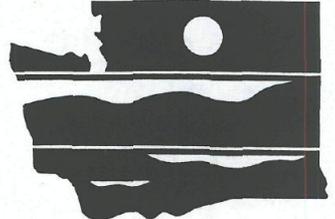
From: Neve, William L.
Sent: Thursday, June 24, 2004 4:02 PM
To: EGY DL ERO WR
Subject: Jamison/Patricia Johnson change application

I received a legal description in the mail from Dave Mastin, which he asked me to forward to Spokane. I have no idea what this is in regards to, but I suspect it deals with a change application, possibility filed by a Patricia Johnson (the Deed conveys land from Frank Jamison to Patricia Johnson). Does anyone remember asking Mastin to provide a legal description for a change application? If so I will be happy to forward it to you.

Bill

CALLED BY
 CALLED

TELEPHONE RECORD



WASHINGTON STATE
DEPARTMENT OF
E C O L O G Y

MR/MS.: Dave Mastin 509-526-4242

PROJECT: Frank Jamison 2 chg. apps TRADJ 1519239

DATE: 5-14-04 TIME: 8:19A STAFF: Kay

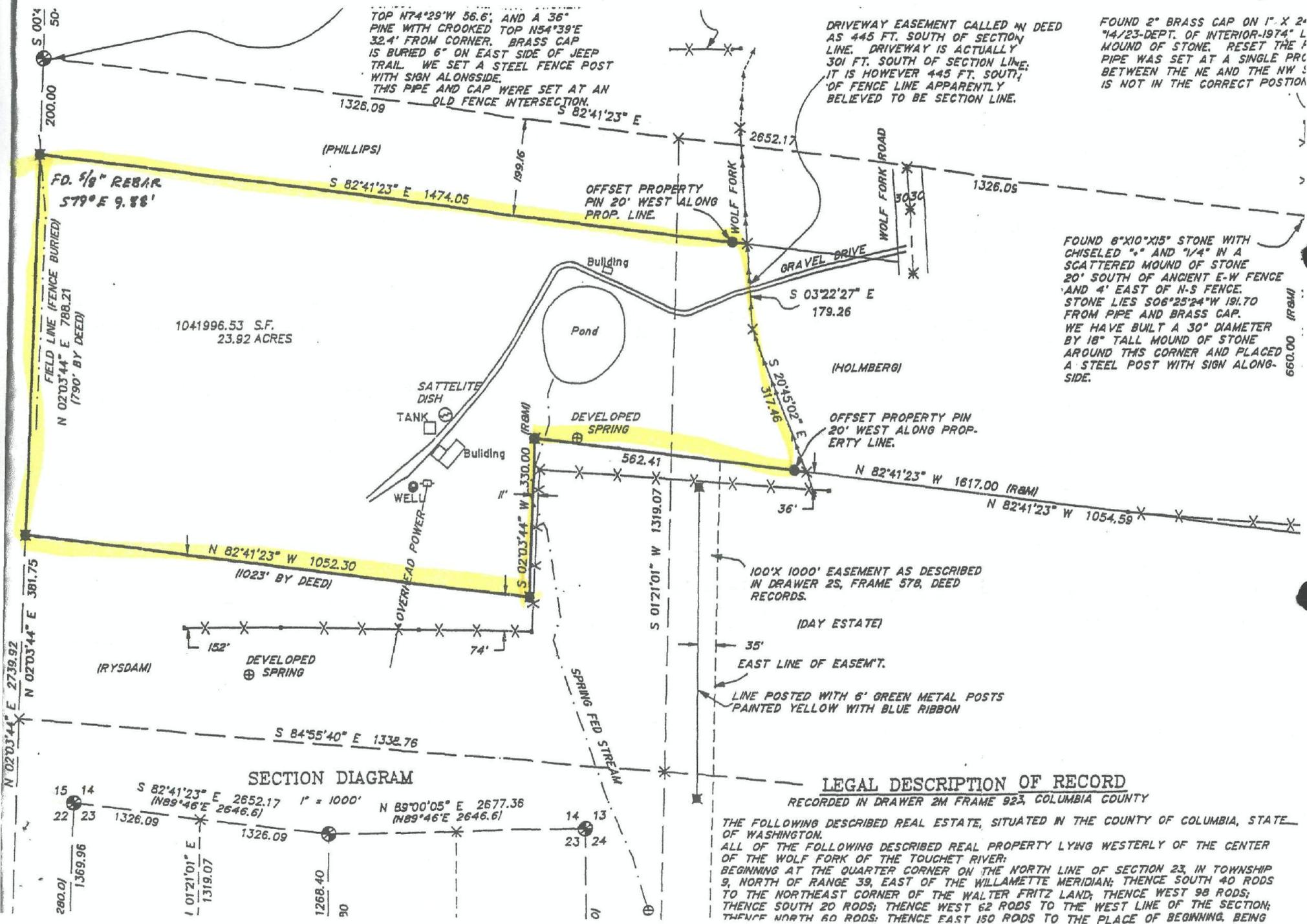
Msg

Re: Need copy of title/deed showing legal ownership
of the place of use.

* Please fax or mail to our office.

1 6-8-2004 10:27A msg: SAA

2 'msg from Dave Mastin, got previous msg, will mail legal to us.



TOP N74°29'W 56.6', AND A 36" PINE WITH CROOKED TOP N54°39'E 32.4' FROM CORNER. BRASS CAP IS BURIED 6" ON EAST SIDE OF JEEP TRAIL. WE SET A STEEL FENCE POST WITH SIGN ALONGSIDE. THIS PIPE AND CAP WERE SET AT AN OLD FENCE INTERSECTION.

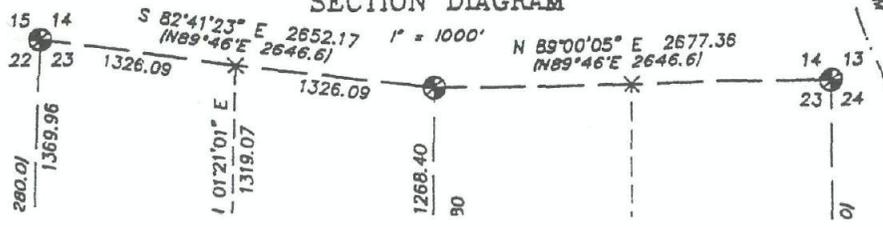
DRIVEWAY EASEMENT CALLED IN DEED AS 445 FT. SOUTH OF SECTION LINE. DRIVEWAY IS ACTUALLY 301 FT. SOUTH OF SECTION LINE; IT IS HOWEVER 445 FT. SOUTH OF FENCE LINE APPARENTLY BELIEVED TO BE SECTION LINE.

FOUND 2" BRASS CAP ON 1" X 2" 14/23-DEPT. OF INTERIOR-1974" L MOUND OF STONE. RESET THE PIPE WAS SET AT A SINGLE POINT BETWEEN THE NE AND THE NW IS NOT IN THE CORRECT POSITION

FOUND 6"X10"X15" STONE WITH CHISELED "S" AND "1/4" IN A SCATTERED MOUND OF STONE 20' SOUTH OF ANCIENT E-W FENCE AND 4' EAST OF N-S FENCE. STONE LIES S06°25'24"W 191.70 FROM PIPE AND BRASS CAP. WE HAVE BUILT A 30" DIAMETER BY 18" TALL MOUND OF STONE AROUND THIS CORNER AND PLACED A STEEL POST WITH SIGN ALONGSIDE.

1041996.53 S.F.
23.92 ACRES

SECTION DIAGRAM



LEGAL DESCRIPTION OF RECORD

RECORDED IN DRAWER 2M FRAME 923, COLUMBIA COUNTY

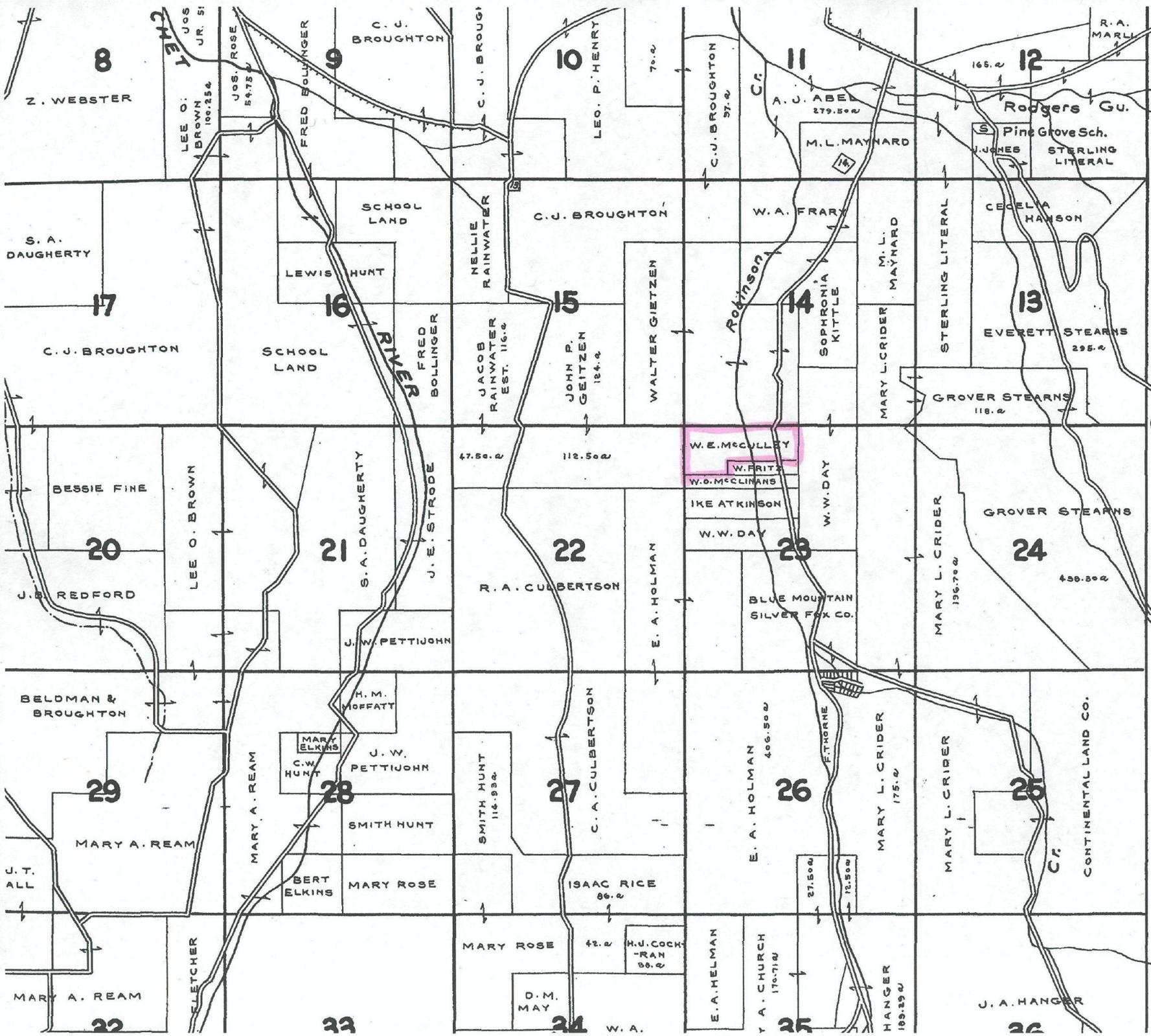
THE FOLLOWING DESCRIBED REAL ESTATE, SITUATED IN THE COUNTY OF COLUMBIA, STATE OF WASHINGTON.

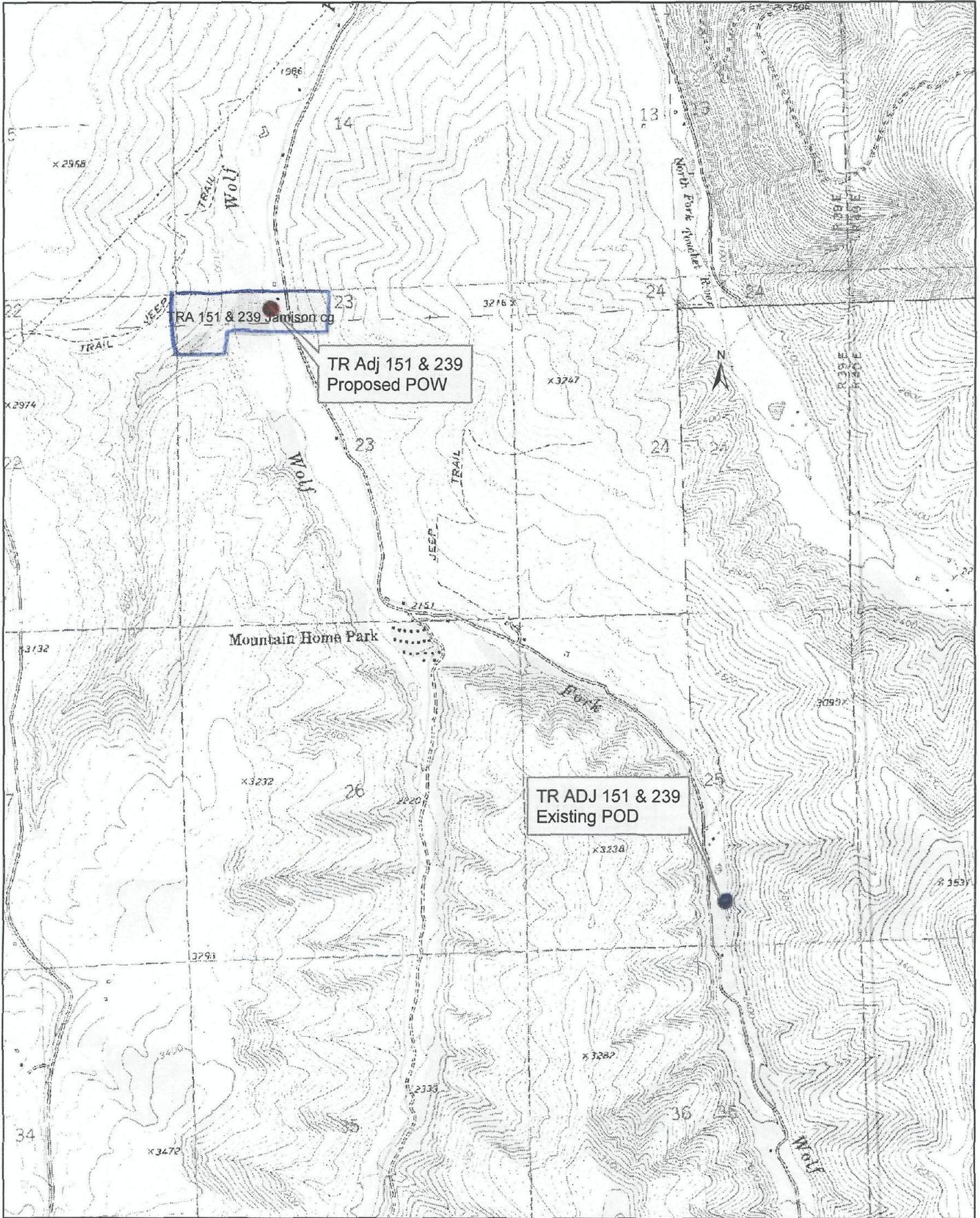
ALL OF THE FOLLOWING DESCRIBED REAL PROPERTY LYING WESTERLY OF THE CENTER OF THE WOLF FORK OF THE TOUCHET RIVER:

BEGINNING AT THE QUARTER CORNER ON THE NORTH LINE OF SECTION 23, IN TOWNSHIP 9, NORTH OF RANGE 39, EAST OF THE WILLAMETTE MERIDIAN; THENCE SOUTH 40 RODS TO THE NORTHEAST CORNER OF THE WALTER FRITZ LAND; THENCE WEST 98 RODS; THENCE SOUTH 20 RODS; THENCE WEST 62 RODS TO THE WEST LINE OF THE SECTION; THENCE NORTH 60 RODS; THENCE EAST 150 RODS TO THE PLACE OF BEGINNING, BEING

151.

1 AC.
103 4-9/15
08 9/15-4





Frank Jamison (Chg. app)
T9N, R39E Columbia County
Touchet River Adj. Cert. No.'s 151 & 239