

CURT SMITCH  
Director



STATE OF WASHINGTON  
DEPARTMENT OF WILDLIFE

600 Capitol Way North • Olympia, Washington 98501-1091 • (206) 753-5700

Date 1/13/93

Department of Ecology  
Water Resources Section  
Southwest Region  
7272 Cleanwater Lane  
Olympia, Washington 98504

Water Right Application # 52 28477  
Applied for by SHIPP, RANDALL J.  
Water JOHNSON CREEK / COWLITZ R.  
WRIA # 26  
Amount .11 cfs gds

The waters to be affected by this water right application:

- support anadromous fish
- support resident fish
- support no fish
- based on site-specific knowledge
- based on experience with this type of water

The Department of Wildlife has reviewed the above referenced water right application and submits the following recommendations:

- This is a second response after field investigation following a hold request.
- WDOE has adopted minimum flows and stream closures for this WRIA. Water rights should be subject to adopted minimum flows and closures as stated in WAC 173-5\_\_\_\_\_.
- Deny: .07 cfs 2 homes would be .09 cfs.
- Deny: According to WDW policy (POL-3200 5. Diversion From Very Small Streams to be Discouraged), "Any diversion from very small streams (less than five feet wide between toes of banks) is detrimental to fish habitat at any flows except floods. The Department will discourage any diversion from very small streams which support fish."
- Deny: This water right, if granted, would adversely impact wetlands in violation of Executive Order 90-04.
- Minimum flow: All diversions shall cease when the flow of COWLITZ R. as measured at USGS GAGE 226 500 is less than 490 cfs during Y.R. ROUND and \_\_\_\_\_ cfs during \_\_\_\_\_.
- This is based on \_\_\_\_\_.
- This water right, if issued, should be subject to existing low flow on \_\_\_\_\_ . If that existing low flow is not clearly defined as to point of measurement and specific number of cfs, then please notify us so that we may recommend specifics.

Single domestic water rights normally do not exceed 0.02 cfs. If this water right is issued, we request that it be limited to no more than 0.02 cfs.  $X2 = .04 \text{ cfs}$ .

Please HOLD pending investigation to determine minimum flow needed. We will be able to provide site-specific minimum flow recommendations by \_\_\_/\_\_\_/\_\_\_ after field investigations are completed.

Please HOLD pending completion of IFIM study which should be conducted by applicant following Instream Flow Study Guidelines available from Department of Wildlife.

Screening criteria: Maximum approach velocity 0.40 ft/sec, 1/8 inch mesh.

Hydraulic Project Approval required.

Spring is important wildlife habitat. We request that WDOE establish conditions to minimize impact to wildlife habitat. Please call us if we can assist.

No comments.

Other:

Thank you for the opportunity to review and comment.

Sincerely,

*Constance Iten*

Constance Iten  
Habitat Biologist

CI:mjf

5

28 OCT 92 3:59

Legal Notices

STATE OF WASHINGTON  
DEPARTMENT OF ECOLOGY  
NOTICE OF APPLICATION  
TO APPROPRIATE  
PUBLIC WATERS  
TAKE NOTICE:

That Randall Shipp of Van-  
couver, Washington on May 1,  
1992, under Application No.  
S228477 filed for permit to ap-  
propriate public waters, subject to  
existing rights, from Johnson  
Creek tributary to Cowlitz River in  
the amount of 0.11 cubic feet per  
second as needed year round  
each year, for group domestic  
supply. The source of the propos-  
ed appropriation is located within  
NW 1/4 SE 1/4 of Section 32,  
Township 13 N., Range 9E W.M.,  
in Lewis County.

Protests or objections to ap-  
proval of this application must in-  
clude a detailed statement of the  
basis for objections: protests must  
be accompanied by a two dollar  
(\$2.00) recording fee and filed  
with the Department of Ecology,  
at the address shown below,  
within thirty (30) days from August  
19, 1992.

Department of Ecology  
P.O. Box 47775  
MS:7775  
Olympia, Wash. 98504-7775  
Published August 12 and 19,  
1992. LCN No. 54

Affidavit of Publication

The undersigned, on oath, states  
that he is an authorized represen-  
tative of *The Lewis County News*,  
which newspaper is a legal  
newspaper of general circulation  
and it is now and has been for  
more than six months prior to the  
date of publication hereinafter  
referred to, published in the  
English language continuously as  
a weekly newspaper in Winlock,  
Lewis County, Washington, and it  
is now and during all of said time  
was printed in an office maintain-  
ed at the aforesaid place of  
publication of this newspaper.

The notice in the exact form an-  
nexed, was published in regular  
issues of *The Lewis County News*,  
which was regularly distributed to  
its subscribers during the below  
stated period. The annexed notice,  
a

State of Washington Dept of  
Ecology: Notice of application  
to appropriate public waters  
was published on  
August 12 & 19, 1992

The amount of fee charged for the  
foregoing publication is the sum of  
\$47.60, which amount has  
been paid in full.

*Susan Dice*  
Susan Dice

Subscribed and sworn to  
before me on

*October 27, 1992*  
*Janet Saubach*  
Notary Public for the  
State of Washington,  
residing in *Winlock*  
Commission expires

02/20/94

*affidavit OK*  
*10/29/92*  
*JF*



CHRISTINE O. GREGOIRE  
Director



STATE OF WASHINGTON  
DEPARTMENT OF ECOLOGY

7272 Cleanwater Lane, LU-11 • Olympia, Washington 98504-6811 • (206) 753-2353

October 29, 1992

Randle Shipp  
4703 NE Hazel Dell Avenue  
Vancouver, Washington 98663-1221

Dear Mr. Shipp:

Re: Surface Water Application No. S 2-28477

We acknowledge receipt of your affidavit of publication of notice in connection with the above-numbered application.

The water codes require that no action be taken toward issuance of a permit earlier than thirty (30) days after the last date of publication. This period of time is allowed for filing any protests or objections. In some cases it is also necessary for us to await approval of the Departments of Fisheries and Wildlife before issuing permits.

A site investigation will be made by this office before we issue a permit decision. In light of our water right backlog, we estimate it will be about 18 months after receipt of your applications before we are able to conduct the site investigation.

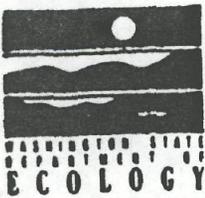
Sincerely,

A handwritten signature in cursive script that reads "Sheri Fox".

Sheri Fox  
Water Resources

SF:lo(12B)

A red ink stamp, possibly a date or initials, located in the bottom right corner of the page.



STATE OF WASHINGTON  
DEPARTMENT OF ECOLOGY

AMENDED

NOTICE OF APPLICATION TO APPROPRIATE PUBLIC WATERS

TAKE NOTICE:

That .....Randell Shipp.....  
of .....Vancouver, Washington..... on .....May 1, 1992..... under  
Application No. ....S 2-28477..... filed for permit to appropriate public waters, subject to existing rights,  
from .....Johnson Creek tributary to Cowlitz River.....  
in the amount of .....0.11 cubic feet per second as needed year round.....  
each year, for .....power generation and multiple domestic supply.....

The source of the proposed appropriation is located within .....NW¼ SE¼.....

of Section .....32....., Township.....13..... N., Range .....9E..... W.M., in .....Lewis..... County.

Protests or objections to approval of this application must include a detailed statement of the basis for objections: protests must be accompanied by a two dollar (\$2.00) recording fee (check of money order only, cash will not be excepted) and filed with the Department of Ecology, at the address shown below, within thirty (30) days from:

*(Last date of publication to be entered above by publisher)*

DEPT OF ECOLOGY  
WATER RESOURCES  
PO BOX 47775  
OLYMPIA WASHINGTON 98504-7775

NOTICE

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CHRISTINE O. GREGOIRE  
Director



STATE OF WASHINGTON  
DEPARTMENT OF ECOLOGY

7272 Cleanwater Lane, LU-11 • Olympia, Washington 98504-6811 • (206) 753-2353

August 5, 1992

The Lewis County News  
P.O. Box 10  
Winlock, Washington 98596-0010

Re: Affidavit of Publication for Randall Shipp No. S 2-28477

In reviewing the enclosed Affidavit, we found an error with the last date of publication.

The affidavit reads "July 15, 1992" and the Newspaper clipping reads "June 17, 1992." These two dates should be the same.

The protest date plays a very important part of the water right process. Please republish the notice once a week for two consecutive weeks at your earliest convenience. As this error was made by your firm, neither the applicant or the Department of Ecology feel obligated to pay for the cost of Republishing.

After publication, please send the affidavit of Publication to:

Dept. of Ecology  
P.O. Box 47775  
Olympia, Washington 98504-7775.

If you have any questions regarding this matter, please call me in Olympia at (206) 586-0505.

Sincerely,

Sheri Fox  
Water Resources

SF:pz  
Enclosures

cc: Randall Shipp

# STATE OF WASHINGTON — COWLITZ COUNTY

SS

#5 2-28477

STATE OF WASHINGTON  
 DEPARTMENT OF ECOLOGY  
 NOTICE OF APPLICATION  
 TO APPROPRIATE  
 PUBLIC WATERS  
 TAKE NOTICE:

That Randall Shipp of Vancouver, Washington on May 1, 1992, under Application No. S228477 filed for permit to appropriate public waters, subject to existing rights, from Johnson Creek tributary to Cowlitz River in the amount of 0.11 cubic feet per second as needed year round each year, for group domestic supply. The source of the proposed appropriation is located within NW¼ SE¼ of Section 32, Township 13 N., Range 9E W.M., in Lewis County.

Protests or objections to approval of this application must include a detailed statement of the basis for objections: protests must be accompanied by a two dollar (\$2.00) recording fee and filed with the Department of Ecology, at the address shown below, within thirty (30) days from June 17, 1992.

Department of Ecology  
 P.O. Box 47775  
 MS:7775  
 Olympia, Wash. 98504-7775  
 Published July 15 and 22, 1992  
 LCN No. 39

## Affidavit of Publication

The undersigned, on oath, states that he is an authorized representative of *The Lewis County News*, which newspaper is a legal newspaper of general circulation and it is now and has been for more than six months prior to the date of publication hereinafter referred to, published in the English language continuously as a weekly newspaper in Winlock, Lewis County, Washington, and it is now and during all of said time was printed in an office maintained at the aforesaid place of publication of this newspaper.

The notice in the exact form annexed, was published in regular issues of *The Lewis County News*, which was regularly distributed to its subscribers during the below stated period. The annexed notice, a

State of Washington Dept. of Ecology  
 Notice of application to appropriate

public waters: Randall Shipp

was published on

July 15, 1992

The amount of fee charged for the foregoing publication is the sum of \$23.80, which amount has been paid in full.

Susan Dice  
 Susan Dice

Subscribed and sworn to  
 before me on

July 20, 1992  
Janet S. Laubach  
 Notary Public for the  
 State of Washington,

residing in Winlock  
 Commission expires

02/20/94

Protest Dates different.  
 Republish  
 8/5/92  
 JF

S

TECH-TRANS



Transmission Service & Repair

3 AUG 92 12:30

Randy Shiff

4703 NE Hazel Dell Avenue  
Vancouver, Washington 98663  
(206) 694-9101

TECH-TUNE



Auto Electric-Electronics Fuel Systems

# 5 2-28477

Sorry for taking so long. Lewis Co. News seemed to have lost my order, and it took much longer than it should have.

Sincerely Randy Shiff

P.S. Also my original thought was to build a main house and a guest house on this property, so I listed two residences on the application. Since this changes it to a "public water supply", I have changed my plans. I need my application changed to read single domestic water supply.

Thank You



CHRISTINE O. GREGOIRE  
Director



STATE OF WASHINGTON  
DEPARTMENT OF ECOLOGY

7272 Cleanwater Lane, LU-11 • Olympia, Washington 98504-6811 • (206) 753-2353

July 2, 1992

Randle Shipp  
4703 NE Hazel Dell Ave.  
Vancouver, Washington 98663-1221

Re: Surface Water Application No. S 2-28477

Dear Mr. Shipp:

On May 5, 1992 this office sent a notice to you for publication in a newspaper within Lewis County.

We have not received the necessary affidavit of publication and, therefore, cannot continue to process application.

Please reply within thirty (30) days or, if you are no longer interested in the application or obtaining a water right, please sign the statement below and return to this office.

I am no longer interested in processing the Surface Water Application No. S 2-28477 for obtaining a water right and I hereby agree to it being cancelled.

I understand that after the effective date of cancellation, any use of the surface water is a violation in accordance with Chapter 90.03 RCW and subject to enforcement action.

\_\_\_\_\_  
Signature

Sincerely,

Sheri Fox  
Water Resources

SF:pz(6AS)

PLEASE NOTIFY OF ADDRESS CHANGE

CHRISTINE O. GREGOIRE  
Director



STATE OF WASHINGTON  
DEPARTMENT OF ECOLOGY

7272 Cleanwater Lane, LU-11 • Olympia, Washington 98504-6811 • (206) 753-2353

May 5, 1992

RANDALL SHIPP  
4703 NE HAZEL DELL AVE  
VANCOUVER WA 98663-1221

Re: Surface Water Application No. S 2-28477

Dear Mr. Shipp:

Your application for the appropriation of water has been assigned the above-referenced number. Please refer to this number in future correspondence.

Enclosed is an notice of your application which must be published once a week for two consecutive weeks in a qualified legal newspaper of general circulation in the County or Counties in which the storage, diversion, and use is to be made and in other newspapers as directed. A list of these newspapers in your county is enclosed. The applicant is responsible for the payment of the publication. Please read the notice carefully to make sure it is correct. Should you find an error, please return the notice to our office for correction.

You should mail or deliver the enclosed notice to a newspaper regarding publication as soon as possible. When you receive the affidavit of publication with the news clipping from the newspaper, please forward the original to this office promptly.

Since your application is for service of more than one residence, it is considered a public water supply. Public water supply systems are required to be approved by either the local health department or the Department of Social and Health Services (DSHS), depending upon system size. If you have not already done so, I suggest that you contact your local Health Department or Department of Social and Health Services, Water Supply and Waste Section, Olympia, Washington, for further information.

Sincerely,

Sheri Fox  
Water Resources

SF:ra  
Enclosure

NOTICE OF APPLICATION TO APPROPRIATE PUBLIC WATERS

TAKE NOTICE:

That Randall Shipp  
of Vancouver, Washington on May 1, 1992 under  
Application No. 5228477 filed for permit to appropriate public waters, subject to existing rights,  
from Johnson creek tributary to Cowlitz River  
in the amount of .0.11 cubic feet per second as needed year round  
each year, for group domestic supply

The source of the proposed appropriation is located within NW 1/4 SE 1/4  
of Section 32, Township 13 N., Range 9E W.M., in Lewis County.

*Protests or objections to approval of this application must include a detailed statement of the basis for objections; protests must be accompanied by a two dollar (\$2.00) recording fee and filed with the Department of Ecology, at the address shown below, within thirty (30) days from*

*(Last date of publication to be entered above by publisher)*

\* Notice must be published once a week for two consecutive weeks.

DEPARTMENT OF ECOLOGY  
POST OFFICE BOX 47775  
MS: 7775  
OLYMPIA WA 98504-7775



NOTICE