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Washington State
Department of Ecology



STATE OF WASHINGTON APPLICATION TO ENTER A WATER RIGHT INTO THE TRUST WATER RIGHT PROGRAM

NOTE: THIS FORM IS ONLY TO BE USED FOR THE
ACQUISITION OF WATER INTO THE TRUST WATER RIGHT PROGRAM

(Check all that apply.)

- Lease
- Purchase
- Donation
- Other

Explain: _____

IF FOR SEASONAL OR TEMPORARY, permanent

FOR OFFICE USE ONLY	
FILE No. <u>S2-26436</u>	WRIA <u>18</u>
DATE ACCEPTED <u>4/22/09</u>	BY <u>SL</u>
FEE \$ <u>1</u>	REC'D <u>1/1</u>
CHECK No. _____	
SEPA: <input type="checkbox"/> Exempt <input type="checkbox"/> Not exempt	

1. Applicant Information:

APPLICANT/BUSINESS NAME Michael D. Barry	PHONE NO. (360)477-4553	FAX NO.
ADDRESS 410 Ridge View Drive		
CITY Sequim	STATE WA	ZIP CODE 98382
CONTACT NAME (IF DIFFERENT FROM ABOVE) Amanda Cronin, Washington Water Trust	PHONE NO. 206.675.1585 x100	FAX NO.
ADDRESS 1530 Westlake Ave Suite 400		
CITY Seattle	STATE WA	ZIP CODE 98109

2. Water Right Information:

WATER RIGHT OR CLAIM NUMBER S2-26436C	RECORDED NAME(S) DANIELSON ZULA M
DO YOU OWN THE RIGHT? <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	
ARE WATER DIVERSIONS/WITHDRAWALS OF THIS WATER RIGHT METERED OR MEASURED? <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO	
IMPORTANT! PROVIDE INFORMATION SHOWING THE EXTENT OF WATER USE FOR EACH OF THE LAST FIVE YEARS	

FOR OFFICE USE ONLY	
WATER RIGHT NO. _____	FILE (contract) 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.

3. How is Water to be Made Available for Trust?

<input type="checkbox"/> Alteration in method of diversion	<input checked="" type="checkbox"/> Alteration in water use/ irrigated acreage
<input type="checkbox"/> Alteration in method of delivery/conveyance	<input checked="" type="checkbox"/> Nonuse of one or more points of diversion
<input type="checkbox"/> Alteration in method of water application	<input type="checkbox"/> Nonuse of all or a portion of the named water right
<input type="checkbox"/> Alteration in type of crop	<input type="checkbox"/> Other, Explain below:
Name of funding source(s): Department of Ecology	

WATER RIGHT DESCRIPTION *

4. Point(s) of Diversion/Withdrawal:

A. Existing

SOURCE	NO.	¼	¼	SEC.	TWP.	RGE.	PARCEL #	WELL TAG #
Unnamed pond 70 ft W and 740 ft S of		E		4	30	4 W.		

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.

5. Purpose of Use:

A. Existing Use of the Water Right

PURPOSE OF USE	GPM or CFS	ACRE-FT/YR	PERIOD OF USE
Irrigation (lawn and garden)	.04 cfs	.5 af	4/15 – 10/31

B. Proposed Purpose of the Trust Water Right:

DESCRIBE THE PURPOSE(S) OF USE DURING THE PERIOD OF TRUST:	
PURPOSE OF USE	ACRE-FEET/YR
The purpose of use of this permanent donation is for the benefit of fish and wildlife habitat and to help maintain the ponds' current water levels.	.5 afy

6. Place of Use:

A. Existing:

LEGAL DESCRIPTION OF LANDS WHERE WATER IS PRESENTLY USED:							
Lot 23 of Dungeness Estates, Division 3 NE ¼ SE ¼ Sec. 4, T. 30 N. R. 4 W.W.M.							
¼	¼	SEC.	TWP.	RGE.	COUNTY	PARCEL #	# OF ACRES
NE	SE	4	30 N.	4 W.	Clallam	0430045202300000	0.62
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:							

7. Place of Use (continued)

B. Proposed:

IDENTIFY THE WATER BODY TO BE BENEFITED OR OTHER PLACE TO BE BENEFITED
For the benefit of fish and wildlife and pond protection for ponds located near Ridge View Drive in Sequim, Washington which are part of the Dungeness Watershed.

* If additional space is needed, please continue on the form: Attachment for Application to Enter a Water Right into the Trust Water Right Program.

5. Remarks and Other Relevant Information:

The water right obtained by original owner in 1983 (Zula Danielson). Water right was used by prior owner every summer until August 2006 according to them (Donald Boone and Lillian Kent) - they told me about it when I purchased property and provided information on the water right existence and how to run the water system and pump for using it.

I (Michael Barry) bought and closed on property (410 Ridge View Drive) in March 2007. Property was rented until June 2008. I have not used the water system or the water right. Ponds are located on common land (Lot A). I am the only one that has a water right for the ponds.

My purpose is to transfer the water right to benefit fish and wildlife and maintain the ponds' current water levels and ecologic structure. The water right is not to be used for mitigation. This donation is only for the benefit of fish wildlife habitat and to help maintain current ponds' levels.

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.

Please contact the State Department of Revenue for further information. The phone number is (360) 570-3265. The address is: Department of Revenue, Real Estate Excise Tax, PO Box 47477, Olympia, WA 98504-7477.

6. Signatures:

I certify that the information above is true and accurate to the best of my knowledge. I hereby grant staff from the Department of Ecology 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.

 <u>Michael D. Barry</u> (Applicant)	4/21/09 _____ (Date)	_____ 4 / 13 / 09
<u>Michael D. Barry</u> (Water Right Holder)	_____ (Date)	_____ 4 / 13 / 09
<u>Michael D. Barry</u> (Land Owner(s) of Existing POU)	_____ (Date)	_____ 4 / 13 / 09

WE ARE RETURNING YOUR APPLICATION FOR THE FOLLOWING REASON(S):

ADDITIONAL SIGNATURES REQUIRED
 SECTION _____ IS INCOMPLETE

OTHER/EXPLANATION: _____

STAFF: _____ **DATE:** ____/____/____