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WA State Department of Ecology (SWRO)

# 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
- X Other

Explain: Conveyance for Water Banking Purposes

☐ Portion of the identified existing water right

IF FOR SEASONAL OR TEMPORARY, START DATE ___/___/___
END DATE ___/___/___

**FOR OFFICE USE ONLY**
FILE No CS2-00200 WRIA 23
DATE ACCEPTED 6/1/10 BY SC
FEE $ / REC'D ___/___/___
CHECK No. _____
SEPA: ☐ Exempt ☐ Not exempt

***IF MORE SPACE IS NEEDED, ATTACH ADDITIONAL SHEETS (PLEASE PRINT OR TYPE CLEARLY)****

## 1. Applicant Information:

| APPLICANT/BUSINESS NAME | PHONE NO. | FAX NO. |
|---|---|---|
| Deskins Acre Estates LLC | (360)479-4137 | (360)377-3466 |
| ADDRESS<br>3331 Kitsap Way, Ste D | | |
| CITY<br>Bremerton | STATE<br>WA | ZIP CODE<br>98312 |

| CONTACT NAME (IF DIFFERENT FROM ABOVE) | PHONE NO. | FAX NO. |
|---|---|---|
| Joe Mentor, Jr.<br>Mentor Law Group | (206)838-7650 | ( 206) 838-7655 |
| ADDRESS<br>315 Fifth Ave. S., Ste 1000 | | |
| CITY<br>Seattle | STATE<br>WA | ZIP CODE<br>98104 |

## 2. Water Right Information:

| WATER RIGHT OR CLAIM NUMBER | RECORDED NAME(S) |
|---|---|
| S2-00200 | Dean & Viola Hamilton |

DO YOU OWN THE RIGHT? × YES ☐ NO IF NO, PROVIDE OWNER(S) NAME and ADDRESS:

HAS THE WATER BEEN PUT TO BENEFICIAL USE IN THE LAST FIVE (5) YEARS? X YES ☐ NO
ARE WATER DIVERSIONS/WITHDRAWALS OF THIS WATER RIGHT METERED OR MEASURED? ☐ YES X NO

**IMPORTANT!** PROVIDE INFORMATION SHOWING THE EXTENT OF WATER USE FOR EACH OF THE LAST FIVE YEARS

***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.***

***FOR OFFICE USE ONLY***

WATER RIGHT NO. _____ FILE (contract) NO. _____

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

| | |
|---|---|
| ☐ Alteration in method of diversion | ☐ Alteration in water use/ irrigated acreage |
| ☐ Alteration in method of delivery/conveyance | ☐ Nonuse of one or more points of diversion |
| ☐ Alteration in method of water application | ☒ Nonuse of all or a portion of the named water right |
| ☐ Alteration in type of crop | ☐ Other, Explain below: |
| | |
| Name of funding source(s): | |

## WATER RIGHT DESCRIPTION *

## 4. Point(s) of Diversion/Withdrawal:

### A. Existing

| SOURCE | NO. | ¼ | ¼ | SEC. | TWP. | RGE. | PARCEL # | WELL TAG # |
|---|---|---|---|---|---|---|---|---|
| **Unnamed Stream, a Tributary of the South Newaukum River** | | | **N W** | **29** | **13** | **1E** | | |
| | | | | | | | | |
| | | | | | | | | |

***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** | **0.2** | **45** | **June 1 to October 1** |
| | | | |
| | | | |
| | | | |

### 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 |
| Instream Flows | 45 |
| | |

## 6. Place of Use:

### A. Existing:

| LEGAL DESCRIPTION OF LANDS WHERE WATER IS PRESENTLY USED: | | | | | | | |
|---|---|---|---|---|---|---|---|
| **N1/2NW1/4 of Section 29, Township 13 North, Range 1 E.W.M., less road.** | | | | | | | |
| | | | | | | | |
| | | | | | | | |
| ¼ | ¼ | SEC. | TWP. | RGE. | COUNTY | PARCEL # | # OF ACRES |
| | | | | | | | |
| DO YOU OWN ALL THE LANDS IN THE EXISTING PLACE OF USE? X YES ☐ NO – IF NO, PROVIDE OWNER(S) NAME: | | | | | | | |

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

## 6. Place of Use (continued)

### B. Proposed:

| IDENTIFY THE WATER BODY TO BE BENEFITED OR OTHER PLACE TO BE BENEFITED |
|---|
| ***Instream flows for water banking purposes pursuant to Chapter 90.42 RCW.*** |
| |
| |
| |

## 7. Remarks and Other Relevant Information:

| |
|---|
| |
| |
| |
| |
| |
| |

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.

## 8. 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.*

| | |
|---|---|
| *(Applicant)* | 5 / 27 / 10 *(Date)* |
| *(Water Right Holder)* | 5 / 27 / 10 *(Date)* |
| *(Land Owner(s) of Existing Place of Use)* | 5 / 27 / 10 *(Date)* |

**IMPORTANT! APPLICATION FILING INFORMATION IS PROVIDED ON THE NEXT PAGE.**

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

☐ ADDITIONAL SIGNATURES REQUIRED ☐ SECTION _____ IS INCOMPLETE

☐ OTHER/EXPLANATION:_____

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