



Water Resources Program
Application for Change/Transfer
of Water Right

For Ecology Use
 (Date Stamp)

RECEIVED

MAR 26 2015
 DEPT OF ECOLOGY
 NWRO - WR

For filing with the Department of Ecology or with
 County Water Conservancy Boards

**A NON-REFUNDABLE MINIMUM FEE OF \$50.00 MUST ACCOMPANY THIS APPLICATION
 IF FILED WITH THE DEPARTMENT OF ECOLOGY**

(Check all that apply.)

- Change purpose(s) of use
- Add purpose(s) of use
- Change point(s) of diversion/withdrawal
- Add point(s) of diversion/withdrawal
- Change/transfer place of use
- Other (i.e. consolidation, intertie, trust water)

Explain: **See Associated Earth Sciences Inc. Project
 Summary Report for Water Right G1-22264C.**

FOR OFFICIAL USE ONLY	
DATE APPLICATION RECEIVED	<u>3-26-15</u>
CHECK NO.	<u>COST REIMBURSEMENT</u>
DATE ACCEPTED	<u>3/26/15</u> BY <u>DAE</u>
CHANGE NO.	<u>G1-22264C</u>
COUNTY	<u>Whatcom</u> WRIA <u>1</u>
SPECIAL AREA	_____
SEPA: <input type="checkbox"/> EXEMPT <input type="checkbox"/> NOT EXEMPT	
ECY CODING:	<u>001-002-WR10285-000011</u>
APP NO.	_____ PERMIT NO. _____
CERT NO.	_____ CERT OF CHG NO. _____

REET 3/30/15

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

1. Applicant Information

APPLICANT/BUSINESS NAME <u>Marty Maberry/MDM Properties</u>	PHONE NO. <u>360-354-2094</u>	FAX NO.
ADDRESS <u>816 Loomis Trail Road</u>		
CITY <u>Lynden</u>	STATE <u>WA</u>	ZIP CODE <u>98264-911</u>
CONTACT (IF DIFFERENT FROM ABOVE) <u>Charles S. Lindsay/Associated Earth Sciences, Inc.</u>	PHONE NO. <u>425-259-0522</u>	FAX NO. <u>425-252-3408</u>
ADDRESS <u>2911 1/2 Hewitt Ave, Suite 2</u>		
CITY <u>Everett</u>	STATE <u>WA</u>	ZIP CODE <u>98201</u>
LEGAL LAND OWNER or PART OWNER OF PROPOSED PLACE OF USE <u>Marty Maberry/Maberry Land Holdings, LLC</u>	PHONE NO. <u>360-354-2094</u>	FAX NO.
ADDRESS <u>816 Loomis Trail Road</u>		
CITY <u>Lynden</u>	STATE <u>WA</u>	ZIP CODE <u>98264-911</u>

7/1/74

2. Water Right Information

WATER RIGHT OR CLAIM NUMBER G1-22264CWRIS	RECORDED NAME(S) Henry Jansen
DO YOU OWN THE RIGHT TO BE CHANGED? <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	

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. See Associated Earth Sciences Inc. Project Summary Report for Water Right G1-22264C.

3. Point(s) of Diversion/Withdrawal:

A. Existing

SOURCE	NO.	¼	¼	SEC.	TWP.	RGE.	PARCEL #	WELL TAG #
Well	13G01	SW	NE	13	40N	1E	400113337414	BHN676
Well	13K01	NW	SE	13	40N	1E	400113337327	BHN679
Well	13K02	NW	SE	13	40N	1E	400113337327	BHN680
Well	13K03	NW	SE	13	40N	1E	400113337327	BHN681
Well	13K04	NW	SE	13	40N	1E	400113337327	BHN682
Well	13K05	NW	SE	13	40N	1E	400113337327	BHN683
Horizontal Well	13G02	SW	NE	13	40N	1E	400113337327	BHE779

B. Proposed

SOURCE	NO.	¼	¼	SEC.	TWP.	RGE.	PARCEL #	WELL TAG #
Well	13G01	SW	NE	13	40N	1E	400113337414	BHN676
Well	13K01	NW	SE	13	40N	1E	400113337327	BHN679
Well	13K02	NW	SE	13	40N	1E	400113337327	BHN680
Well	13K03	NW	SE	13	40N	1E	400113337327	BHN681
Well	13K04	NW	SE	13	40N	1E	400113337327	BHN682
Well	13K05	NW	SE	13	40N	1E	400113337327	BHN683
Horizontal Well	13G02	SW	NE	13	40N	1E	400113337327	BHE779
Future Wells	W1/2	NE	NE	13	40N	1E	400113435465	
		SE	NW	13	40N	1E	400113200382	
		SE	NW	13	40N	1E	400113249320	
		SE	NW	13	40N	1E	400113174314	
	N1/2	NE	SW	13	40N	1E	400113185264	

DO YOU OWN THE EXISTING AND PROPOSED POINT(S) OF DIVERSION/WITHDRAWAL?
 EXISTING: YES NO PROPOSED: YES NO - IF NO, PROVIDE OWNER(S) NAME: _____

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.

4. Purpose of Use:

A. Existing

PURPOSE OF USE	GPM or CFS	ACRE-FT/YR	PERIOD OF USE
Irrigation	225 GPM	99.6 ac-ft	April 1 through September 30

B. Proposed

PURPOSE OF USE	GPM or CFS	ACRE-FT/YR	PERIOD OF USE
Irrigation	225 GPM	99.6 ac-ft	April 1 through September 30

5. Place of Use:

A. Existing

LEGAL DESCRIPTION OF LANDS WHERE WATER IS PRESENTLY USED:
 N½, N½, NW¼, SE¼ and W½, NE¼, Section 13, T40N, R1E. Except that portion of the NE¼ that is northwest of the Dakota Creek center line.

¼	¼	SEC.	TWP.	RGE.	COUNTY	PARCEL #	# OF ACRES
SW	NE	13	40N	1E	Whatcom	400113337327	40.0
NW	NE	13	40N	1E	Whatcom	400113337414	20.0
NW	NE	13	40N	1E	Whatcom	400113283468	0.0
NW	NE	13	40N	1E	Whatcom	400113307480	0.0
NW	NE	13	40N	1E	Whatcom	400113360485	0.0

DO YOU OWN ALL THE LANDS IN THE EXISTING PLACE OF USE? YES NO
 IF NO, PROVIDE OWNER(S) NAME: **See AESI Project Summary Report for Water Right G1-22264C.**

B. Proposed

LEGAL DESCRIPTION OF LANDS WHERE NEW USE IS PROPOSED:
 The proposed Place of Use is comprised of ten tax parcels.

¼	¼	SEC.	TWP.	RGE.	COUNTY	PARCEL #	# OF ACRES
SW	NE	13	40N	1E	Whatcom	400113337327	40.5
SE	NW	13	40N	1E	Whatcom	400113200382	27.5
NE	SW	13	40N	1E	Whatcom	400113185264	22.0
NW	NE	13	40N	1E	Whatcom	400113337414	21.0
NE	NE	13	40N	1E	Whatcom	400113435465	17.5
NE	SW	13	40N	1E	Whatcom	400113174314	2.0
NE	SW	13	40N	1E	Whatcom	400113249320	2.5
NW	NE	13	40N	1E	Whatcom	400113283468	0.5
NW	NE	13	40N	1E	Whatcom	400113307480	1.5
NW	NE	13	40N	1E	Whatcom	400113360485	8.5

DO YOU OWN ALL THE LANDS IN THE PROPOSED PLACE OF USE? YES NO
 IF NO, PROVIDE OWNER(S) NAME: **See AESI Project Summary Report for Water Right G1-22264C.**

Attach a detailed map of your proposed change/transfer. The map should show existing and proposed point(s) of diversion/withdrawal, place of use and any other features involved with this application. If platted property, please include a certified copy of the plat map. See AESI Project Summary Report for Water Right G1-22264C.

Are there any ADDITIONAL WATER rights OR CLAIMS RELATED to the same property as the ONE PROPOSED FOR CHANGE/TRANSFER?
 YES NO – IF YES, PROVIDE THE WATER RIGHT/CLAIM NUMBER(S): **See AESI Project Summary Report**

6. Remarks and Other Relevant Information:

Deficit irrigation methods are proposed to increase the irrigation acres (60 acres) permitted under this water right to 143.5 acres. See AESI Project Summary Report for Water Right G1-22264C.

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

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. For further information, contact: Department of Revenue, Real Estate Excise Tax, PO Box 47477, Olympia, WA 98504-7477. Phone (360) 570-3265.

7. Signatures:

I certify that the information above is true and accurate to the best of my knowledge. I understand that in order to process my application, I am hereby granting staff from the Department of Ecology or the County Conservancy Board access to the above site(s) for inspection and monitoring purposes. If assisted in preparing this above application, I understand that all responsibility for the accuracy of the information rests with me.

Marty Maberry—President MDM Properties
Applicant Printed Name – Title

Marty Maberry
Applicant Signature

3/20/2015
(Date)

Marty Maberry—President MDM Properties
Water Right Holder Printed Name

Marty Maberry
Water Right Holder Signature

3/20/2015
(Date)

Marty Maberry—President MDM Properties
Land Owner of Existing Place of Use Printed Name

Marty Maberry
Land Owner of Existing Place of Use Signature

3/29/2015
(Date)

Marty Maberry—President MDM Properties
Land Owner of Proposed Place of Use Printed Name

Marty Maberry
Land Owner of Proposed Place of Use Signature

3/20/2015
(Date)

Please check the region in which the project is located:

<p>*Submit your application to:</p> <p>DEPARTMENT OF ECOLOGY CASHIERING SECTION PO BOX 47611 OLYMPIA, WA 98504-7611</p>	<input type="checkbox"/> Central Regional Office 15 W Yakima Avenue, Suite 200 Yakima, WA 98902 (509) 575-2490	<input type="checkbox"/> Eastern Regional Office 4601 N. Monroe Street Spokane, WA 99205-1295 (509) 329-3400
	<input checked="" type="checkbox"/> Northwest Regional Office 3190 – 160 th Avenue SE Bellevue, WA 98008-5452 (425) 649-7000	<input type="checkbox"/> Southwest Regional Office PO Box 47775 Olympia, WA 98504-7775 (360) 407-6300

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

- APPLICATION FEE NOT ENCLOSED
- MAP NOT INCLUDED or INCOMPLETE
- ADDITIONAL SIGNATURES REQUIRED
- SECTION _____ IS INCOMPLETE
- OTHER/EXPLANATION: _____

STAFF: _____ DATE: ___/___/___

**ATTACHMENT FOR
Application for Change/Transfer of Water Right**

Signatures:

I certify that the information above is true and accurate to the best of my knowledge. I understand that in order to process my application, I am hereby granting staff from the Department of Ecology or the County Conservancy Board 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.

William E. Shagren

- Applicant Printed Name - Title
- Water Right Holder Printed Name
- Land Owner of Existing Place of Use Printed Name
- Land Owner of Proposed Place of Use Printed Name

William E. Shagren
 Applicant Signature
 Water Right Holder Signature
 Land Owner of Existing Place of Use Signature
 Land Owner of Proposed Place of Use Signature

3/21/15
(Date)

Craig Shagren

- Applicant Printed Name - Title
- Water Right Holder Printed Name
- Land Owner of Existing Place of Use Printed Name
- Land Owner of Proposed Place of Use Printed Name

Craig Shagren
 Applicant Signature
 Water Right Holder Signature
 Land Owner of Existing Place of Use Signature
 Land Owner of Proposed Place of Use Signature

3/21/15
(Date)

- _____
- Applicant Printed Name - Title
 - Water Right Holder Printed Name
 - Land Owner of Existing Place of Use Printed Name
 - Land Owner of Proposed Place of Use Printed Name

 Applicant Signature
 Water Right Holder Signature
 Land Owner of Existing Place of Use Signature
 Land Owner of Proposed Place of Use Signature

/ /
(Date)

- _____
- Applicant Printed Name - Title
 - Water Right Holder Printed Name
 - Land Owner of Existing Place of Use Printed Name
 - Land Owner of Proposed Place of Use Printed Name

 Applicant Signature
 Water Right Holder Signature
 Land Owner of Existing Place of Use Signature
 Land Owner of Proposed Place of Use Signature

/ /
(Date)

- _____
- Applicant Printed Name - Title
 - Water Right Holder Printed Name
 - Land Owner of Existing Place of Use Printed Name
 - Land Owner of Proposed Place of Use Printed Name

 Applicant Signature
 Water Right Holder Signature
 Land Owner of Existing Place of Use Signature
 Land Owner of Proposed Place of Use Signature

/ /
(Date)