

STATE OF WASHINGTON
DEPARTMENT OF ECOLOGY

REPORT OF EXAMINATION

TO APPROPRIATE PUBLIC WATERS OF THE STATE OF WASHINGTON

Surface Water (Issued in accordance with the provisions of Chapter 117, Laws of Washington for 1917, and amendments thereto, and the rules and regulations of the Department of Ecology.)

Ground Water (Issued in accordance with the provisions of Chapter 263, Laws of Washington for 1945, and amendments thereto, and the rules and regulations of the Department of Ecology.)

PRIORITY DATE April 25, 1995	APPLICATION NUMBER S2-29213	PERMIT NUMBER	CERTIFICATE NUMBER
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NAME
Vernon Garrison

ADDRESS (STREET) (CITY) (STATE) (ZIP CODE)
4556 McNeil Street Port Townsend Washington 98368

PUBLIC WATERS TO BE APPROPRIATED

SOURCE
Lake Leland

TRIBUTARY OF (IF SURFACE WATERS)
Little Quilcene River

MAXIMUM CUBIC FEET PER SECOND .01	MAXIMUM GALLONS PER MINUTE	MAXIMUM ACRE-FEET PER YEAR 0.34
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QUANTITY, TYPE OF USE, PERIOD OF USE
0.34 Acre-feet per year Single domestic supply (In-house use only) Year-round, as needed

LOCATION OF DIVERSION/WITHDRAWAL

APPROXIMATE LOCATION OF DIVERSION-WITHDRAWAL
60 feet North and 200 feet West of the Southeast corner of Section 26.

LOCATED WITHIN (SMALLEST LEGAL SUBDIVISION) SE¼ SE¼	SECTION 26	TOWNSHIP N. 18 28	RANGE, (E. OR W.) W.M. 2W	W.R.I.A. 17	COUNTY Jefferson
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RECORDED PLATTED PROPERTY

LOT	BLOCK	OF (GIVE NAME OF PLAT OR ADDITION)
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LEGAL DESCRIPTION OF PROPERTY ON WHICH WATER IS TO BE USED

That portion of the Northern Part of Lot 2 of the Garrison Short Plat as per Vol. 2 of Short Plats, Pages 101 103, Records of Jefferson County, Washington. Situate in Government Lot 3, Section 25, T. 28 N., R. 2 W.W.M., described as follows:

BEGINNING at a point on the East line of Lot 1 of said Garrison Short Plat; thence the SE corner of Lot 1 of said Short Plat bears Southwesterly, 126.50 feet; thence Northeasterly along the East line of said Lot 1, 153.29 feet to the NE corner of said Lot 1, thence Northwesterly along the North line of said Lot 1, 122.08 feet to the SE corner of land described in AFN 305278, thence Northeasterly along the East line of said AFN 305278 a distance of 246.13 feet to a point on the South line of land described in AFN 297363; thence Southeasterly along the Southern line of said AFN 297363; 91 feet plus or minus to the SE corner of said AFN 297363; thence Northeasterly along the Eastern line of said AFN 297363, 290 feet plus or minus to a point on the Southern Boundary of Parcel "D" as shown in Vol. 3 of Surveys Page 140; thence S 58°03'48" E 91 feet plus or minus to an inside corner on the South line of said Parcel "D"; thence S 31°56'11" W 37.47 feet to an outside corner on said Parcel "D"; thence S 70° 33'04" E along the Southern Boundary of said Parcel "D" 822.56 feet more or less to the East line of said Government Lot 3; thence S 0°26'13" W along the East line of said Government Lot 3 670 feet; thence Northwesterly 1178.18 feet more or less to the point of beginning, containing 15 acres more or less.

TOGETHER with a 60 foot wide non-exclusive Easement for Ingress, Egress and Utilities over and across the Northern 60 feet of the land describe in AFN 305278 and as shown on Vol. 2 of Short Plats Page 101.

The basis for bearings for this description is the South line of Parcel "D" as shown on Vol. 3 of Surveys Page 140, being S 70°33'04" E 822.56 feet.

In accordance with Chapter 90.03 Revised Code of Washington (RCW), I find that water is available from Lake Leland, that the appropriation as recommended is a beneficial use, and should not impair existing rights or be detrimental to public welfare.

FINDINGS and CONCLUSION:

Use of surface water for a single home will not have a measurable effect on downstream flows. Cumulatively, the sum of all authorized diversions on Lake Leland and Leland Creek does not currently appear to be sufficient to cause impairment of streamflows. However, in order to minimize the potential for impairment through cumulative impacts, I recommend that water use under this application be approved for in-house use only with no outdoor watering.

Mr. Garrison drilled seven wells but none of the wells yielded adequate water for domestic supply. Lake Leland is the only other water source available.

The Department of Fish and Wildlife (WDFW) indicates that Leland Creek and the Little Quilcene River support critical and depressed stocks of chum and coho salmon, and that coho summer rearing habitat is directly related to summer low flow. However, WDFW agrees that applications for single family domestic supply may be approved if there is no alternative source available.

DISCUSSION:

Additional water right certificates and claims are recorded for diversions from tributaries to Leland Creek and the Little Quilcene River.

Eight water right certificates and one permit have been issued on Lake Leland and Leland Creek, authorizing a total diversion of 0.875 cfs.

The following records of surface water use are on file with the Department of Ecology:

In consideration of this application, I reviewed Department of Ecology records of surface-water use, recommendations from Washington Department of Fish and Wildlife (WDFW), and the Dungeness-Quilcene Water Resources Management Plan.

INVESTIGATIONS:

The proposed point of diversion is located on the east shore of Lake Leland, approximately four miles north of the town of Quilcene in Jefferson County. Lake Leland is tributary to Leland Creek which flows to the Little Quilcene River.

Legal notice of the proposed appropriation was published in the *Port Townsend Jefferson County Leader* on April 24 and May 1, 1996. No protests were received as a result of this notice.

Pursuant to Chapter 90.03 Revised Code of Washington (RCW), Vernon Garrison applied for a permit to appropriate public surface water from Lake Leland. A diversion rate of .01 cfs was requested for single domestic supply. The application was assigned a priority date of April 25, 1995.

BACKGROUND:

DEVELOPMENT SCHEDULE		
BEGIN PROJECT BY THIS DATE:	November 1, 1999	
COMPLETE PROJECT BY THIS DATE:	November 1, 2000	
WATER PUT TO FULL USE BY THIS DATE:	November 1, 2001	

REPORT

DESCRIPTION OF PROPOSED WORKS

A 1.5 horsepower pump and a 1½-inch pvc distribution line.

RECOMMENDATIONS:

I recommend approval of this application and issuance of a permit to allow appropriation of .01 cfs, 0.34 acre-foot per year, for in-house single domestic supply. The period of use shall be year-round, as needed.

The permit shall be subject to all applicable State laws and regulations and to the following provisions:

Provisions

"Use of water under this permit/certificate shall be limited to in-house use only."

The water source and/or water transmission facilities are not wholly located upon land owned by the applicant. Issuance of a permit by this department for appropriation of the waters in question does not convey a right of access to, or other right to use, land which the applicant does not legally possess. Obtaining such a right is a private matter between applicant and owner of that land.

The permit is issued subject to Washington Department of Fish and Wildlife screening criteria as outlined in a hydraulic project approval. Please contact the Department of Fish and Wildlife, 600 Capital Way North, Olympia, Washington, 98501-1091, Attention: Habitat Management Division, (206) 902-2661, to obtain specified requirements for your project.

An approved metering device shall be installed and maintained in accordance with RCW 90.03.360, WAC 508-64-020 through -040. Meter readings shall be recorded at least monthly.

REPORTED BY: Maurice Peter Date: November 1, 1996

The statutory permit fee for this application is \$5.00.

FINDINGS OF FACT AND DECISION

Upon reviewing the above report, I find all facts, relevant and material to the subject application, have been thoroughly investigated. Furthermore, I find water is available for appropriation and the appropriation as recommended, is a beneficial use and will not be detrimental to existing rights or the public welfare.

Therefore, I **ORDER** a permit be issued under Surface Water Application Number S2-29213, subject to existing rights and indicated provisions, to allow appropriation of public surface water for the amount and uses specified in the foregoing report.

Signed at Olympia, Washington, this 1st day of November , 1996.

Gale Blomstrom

Gale Blomstrom
Shorelands & Water Resources Supervisor
Southwest Regional Office