

RECEIVED

'96 MAR -7 P1:54

Sheri:

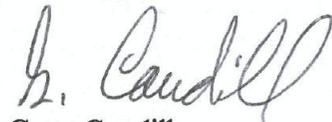
Enclosed is some additional information regarding our Water Right Application No. S 2-29215 which I feel is important.

Photo 1 - Spring near source showing other users 4 inch water intake pipes and spring flow relative to these pipes.

Photo 2 - Spring approximately 150 feet downhill from source, just prior to leaving our property. Note 2 inch pipes in lower right corner of photo as a scale reference to get an idea of the stream flow.

The sheet titled "Additional Information" was given to me by the realtor when we purchased the property. The flow of the spring was measured by an engineer using a wier during the month of August (lowest flow) - 30 cubic feet per minute. Our request is almost insignificant when compared to the total flow of the spring.

Thank You,



Gene Caudill



26.5 ACRES - SHERRILYN TRUE

Additional Information:

The stream generates 30 cu. ft. of water per minute.

If they are interested, Tom could run the calculations on what the stream would do regarding electric power, and the Kilowatts per hour the stream could generate. (Only if they are serious).

The survey has been done (Cost her approx. \$4,800) three years ago. There is a survey map Sherry can send, or Ken can get a copy from Olsen Engineering of Vancouver, since they are the ones who surveyed the property. There are corner postings on the property and survey stakes. The backfence line is actually inside of the northerly boundary line, and her property goes a short distance beyond that, and I believe she said on the easterly line also.





STATE OF WASHINGTON
DEPARTMENT OF ECOLOGY

P.O. Box 47775 • Olympia, Washington 98504-7775 • (360) 407-6300

January 12, 1996

Millard E. Caudill
4012 NE 152nd Avenue
Vancouver, Washington 98682-8235

Dear Mr. Caudill:

Re: Surface Water Right Application No. S 2-29215

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

Enclosed is a 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 form the newspaper, please forward it to this office promptly.

Sincerely,

Sheri Carroll
Shorelands & Water Resources

SC:th
Enclosures





STATE OF WASHINGTON
DEPARTMENT OF ECOLOGY

P.O. Box 47775 • Olympia, Washington 98504-7775 • (360) 407-6300

February 27, 1996

Millard E. Caudill
4012 NE 152nd Avenue
Vancouver, WA 98682-8235

Dear Mr. Caudill:

Re: Surface Water Right Application No. S2-29215

For your information, a written protest against the above-mentioned application for a water right was received by this office on February 12, 1996.

This protest was submitted by Robert Leick, Attorney at Law, for John A. McGee. The reason given for protest is the possible impact to an existing water right owned by Mr. McGee by your proposed use of water.

This protest will be evaluated prior to issuance of a formal decision on this application request. If you have any questions, please call me at (360) 407-0272, or write to the above address.

Sincerely,

Chris Anderson
Shorelands & Water Resources

CA:th





STATE OF WASHINGTON
DEPARTMENT OF ECOLOGY

P.O. Box 47775 • Olympia, Washington 98504-7775 • (360) 407-6300

February 27, 1996

Mr. Robert Leick, Attorney at Law
Post Office Box 129
Stevenson, WA 98648-0129

Dear Mr. Leick:

Re: Objection to Surface Water Application S2-29215 (Caudill)
and Surface Water Application S2-29236 (Owzarski)

Your letter with objections from John McGee regarding the granting of a water right to Millard Caudill and Sherrily Owzarski, is acknowledged and made a matter of record in both files.

The objections will be fully considered before we make a final permit decision on those applications.

Sincerely,

A handwritten signature in cursive script that reads "Chris Anderson".

Chris Anderson
Shorelands and Water Resources Program

CA:th



ROBERT K. LEICK
ATTORNEY AT LAW

*Red
200
2-12-96
CK# S047*

Post Office Box 129
90 Northwest Second Street
Stevenson, Washington 98648

'96 FEB 12 (509) 427-8221- FAX (509) 427-3605
WSBA #3432

DEPARTMENT OF ECOLOGY
S.W. REGIONAL OFFICE

Winnie Ternahan, Secretary

February 7, 1996

Department of Ecology
Post Office Box 47775
Olympia, Washington 98501-7775

Re: **Objection to Application #S2-29215 (Caudill) and
Objection to Application #S2-29236 (Owzarski)**

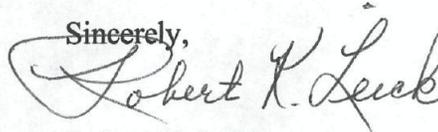
Gentlemen:

John A. Mc Gee objects to the applications for appropriation of public water filed by Millard Caudill of Vancouver, Washington, and Sherrilyn Owzarski of Hoquiam, Washington. Mr. Caudill's application no. is S2-29215, and Ms. Owzarski's application no. is S2-29236. The basis of the objections is a prior right purchased by Mr. McGee from his predecessor on permit #13119, issued on August 13, 1965, and recorded in Volume 19, Page 9417, a copy of which is enclosed.

Mr. McGee does not object to domestic use so long as any prior right is not diminished. Further he does not object to the commercial use indicated in Mr. Caudill's application. Both water rights appropriations are for property located in 11-1-5-E.

Thank you for your attention to this matter.

Sincerely,



Robert K. Leick

RKL/wt

enclosure: \$4.00 objections fees

cc: John A. McGee



NOTICES

**STATE OF WASHINGTON
DEPARTMENT OF
ECOLOGY
NOTICE OF APPLICATION
TO APPROPRIATE
PUBLIC WATERS**

TAKE NOTICE: 11-1-5E

That Millard Caudill of Vancouver, Washington on April 27, 1995, under Application No. S2-29215 filed for permit to appropriate public waters, subject to existing rights, from an unnamed spring in the amount of .04 cubic feet per second as needed year round each year, for single domestic supply and commercial bottled water. The source of the proposed appropriation is located within NE1/4 NW1/4 Section 11, Township 1 N., Range 5 E.W.M., in Skamania 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 February 7, 1996.

Publ. January 31 and February 7,
1996 (5471)

NOTICES

**STATE OF WASHINGTON
DEPARTMENT OF
ECOLOGY
NOTICE OF APPLICATION
TO APPROPRIATE
PUBLIC WATERS**

TAKE NOTICE: 11-1-5E

That Sherrilyn Owzarski of Hoquiam, Washington on June 6, 1995, under Application No. S2-29236 filed for permit to appropriate public waters, subject to existing rights, from an unnamed spring tributary to Columbia River in the amount of .02 cubic feet per second as needed year round each year, for single domestic supply. The source of the proposed appropriation is located within NE1/4 NW1/4 Section 11, Township 1 N., Range 5 E.W.M., in Skamania 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 January 31, 1996.

Publ. January 24 & 31, 1996
(5458)



SWAN CREEK

within the T. 1 N., R. 5 E., W. M., under and subject to provisions contained in Permit No. 13119 issued by the State Supervisor of Water Resources, and

the use of said waters has been perfected in accordance with the laws of Washington, as required by the State Supervisor of Water Resources of Washington and entered of record at Page 9417, on the 13th day of August, 1965.

The date of the right hereby confirmed is March 13, 1963; that the water under the right hereby confirmed, for the following purposes is limited to an amount which shall be actually used and shall not exceed 0.02 cubic feet per second during entire year for domestic supply to 2 homes and 0.01 cubic feet per second, 2 acre-feet per year during the year, for irrigation of 1 acre.

Description of the lands under such right to which the water right is appurtenant, and the place where such water is put to beneficial use, is as follows: Beginning on south boundary of State Road No. 8, 760 feet south and 2433 feet west of the northeast corner of Sec. 11, T. 1 N., R. 5 E.W.M.; thence south 44° east 287 feet to the north boundary of old county right-of-way; thence along said north boundary south 37° west 156 feet; thence south 37° west 233 feet; thence south 29° west 282 feet; thence south 55° west 124 feet; thence south 27° west 503 feet to the south boundary of State Road No. 8; thence easterly along said boundary to point of beginning. ALSO commencing at a point on south boundary of State Road No. 8, said point being the northwest corner of Jack Haffey tract and 1143 feet south and 2942 feet west of the northeast corner of Sec. 11, T. 1 N., R. 5 E.W.M.; thence south 27° east 124 feet; thence along west line of said tract south 72° west 243 feet; thence north 83° west 61 feet; thence north 16° west 67 feet to the south boundary of State Road No. 8; thence along said boundary in an easterly direction to the point of beginning.

The use of the water aforesaid hereby confirmed is restricted to the lands or place of use as provided in Sections 6 and 7, Chapter 122, Laws of 1929.

Witness my hand and signature of the State Supervisor of Water Resources at the City of Olympia, Washington, this 13th day of August, 1965.



4



STATE OF WASHINGTON
DEPARTMENT OF ECOLOGY

P.O. Box 47775 • Olympia, Washington 98504-7775 • (360) 407-6300

January 12, 1996

Millard E. Caudill
4012 NE 152nd Avenue
Vancouver, Washington 98682-8235

Dear Mr. Caudill:

Re: Surface Water Right Application No. S 2-29215

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

Enclosed is a 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.

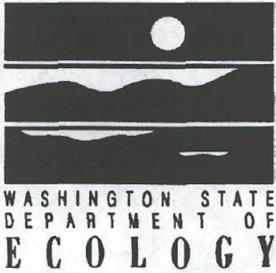
You should mail or deliver the enclosed notice to a newspaper regarding publication as soon as possible. When you receive the affidavit of publication form the newspaper, please forward it to this office promptly.

Sincerely,

Sheri Carroll
Shorelands & Water Resources

SC:th
Enclosures





**STATE OF WASHINGTON
DEPARTMENT OF ECOLOGY**

NOTICE OF APPLICATION TO APPROPRIATE PUBLIC WATERS

TAKE NOTICE:

That Millard Caudill of Vancouver, Washington on April 27, 1995, under Application No. S2-29215 filed for permit to appropriate public waters, subject to existing rights, from an unnamed spring in the amount of .04 cubic feet per second as needed year round each year, for single domestic supply and commercial bottled water. The source of the proposed appropriation is located within NE $\frac{1}{4}$ NW $\frac{1}{4}$ Section 11, Township 1 N., Range 5 E.W.M., in Skamania 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
P.O. Box 47775
Olympia, WA 98504-7775





STATE OF WASHINGTON
DEPARTMENT OF ECOLOGY

PO Box 47775 • Olympia, Washington 98504-7775 • (206) 407-6300

May 5, 1995

Dear Water Right Applicant:

We have received your application for water rights. Your application has been assigned the following number S 2-29215. Please refer to this number in future correspondence.

As you may recall, the 1993 Washington State Legislature passed legislation intended to enhance the Department of Ecology's program for water right decisions. The bill created a Water Rights Fees Task Force to examine the process for making water right decisions, recommend efficiency measures, and develop new water right decisions. Half of the programs funding for water right decisions during the second portion of the biennium was expected to be generated from new fees. Unfortunately, the task force recommendations on increased fees did not pass the 1994 legislature and Ecology was forced to cut 35 staff.

With help from staff and representatives of the many water interests, we have examined priorities for our program. Rendering water right decisions is listed among our new priorities. However, due to specific language in the budget, staffing devoted to this activity has been cut significantly. Effective May 1, 1994, our top priority is to water right applications needed for emergencies concerning public health or safety, as designated by Department of Health. Priority also will be given to requests for water right changes, transfers, and short-term authorizations for public projects, such as road-building. Decisions on other water right applications will be delayed, probably for several years.

This means that the majority of new water right applications and many applications for change will continue to await decisions. You will be notified when we are ready to work on your application. Your priority date will be maintained during this waiting period.

Please review the attached Focus Sheet for other priorities and more details. If you still have questions, please call the person listed on the attached sheet. To better manage the use of staff time, we have set the following office hours:

Telephone Calls

Mondays and Wednesday
8:00 am to 4:00 pm

Walk-Ins

Tuesdays and Thursdays
8:00 am to 12:00 (noon)

Our limited staff will respond to your questions and concerns as soon as possible. Special appointments can be arranged as necessary.

Sincerely,

Gale Blomstrom
Water Resources Supervisor

GB:th
Enclosure





STATE OF WASHINGTON
DEPARTMENT OF ECOLOGY

PO Box 47775 • Olympia, Washington 98504-7775 • (206) 407-6300

May 5, 1995

Mr. Gene Caudill
4012 NE 152nd Avenue
Vancouver, Washington 98682

Dear Mr. Caudill:

After speaking with you on the phone the other day regarding your application for water rights in Skamania County, I realized I incorrectly informed you about the watershed study for Skamania County. Watershed No. 28 is one that was originally scheduled for assessment, but because of lack of funding in the program, it has been delayed.

I apologize for the misinformation. I have processed your application, issued it a priority date and assigned it a water right number. The Department will inform you when it is time to do an investigation and report of examination on your application.

If you have any questions regarding this matter, please call me in Olympia at (360) 407-0240.

Sincerely,

Steve Fox
Water Resources

SF:ch
Enclosure

