

APPLICATION FOR PERMIT

RECEIVED

have examined this application TO APPROPRIATE PUBLIC WATERS OF THE STATE OF WASHINGTON

DEC 30 1992

is:  not an "action"  SURFACE WATER  GROUND WATER

DEPT. OF ECOLOGY

categorically exempt. \$10.00 MINIMUM STATUTORY EXAMINATION FEE REQUIRED WITH APPLICATION

1/8/93 *Shula Baker* SIGNATURE (GRAY BOXES FOR OFFICE USE ONLY)

APPLICATION NO. <i>26842</i>	W.R.I.A. <i>1</i>	COUNTY <i>Whatcom</i>	PRIORITY DATE <i>12.30.92</i>	TIME	ACCEPTED <i>SB</i>
APPLICANT'S NAME - PLEASE PRINT <b>RADER, LYLE &amp; SUE dba RADER FARMS</b>				Bus. Tel. <i>354-6574</i>	Home Tel. <i>354-1698</i>
ADDRESS (STREET) <b>1270 E. Badger</b>				(CITY) <b>Lynden</b>	(STATE) <b>WA</b>
				(ZIP CODE) <b>98264</b>	Other Tel. <i>354-3366 Atty</i>

DATE & PLACE OF INCORPORATION IF APPLICANT IS A CORPORATION

1. SOURCE OF SUPPLY

IF SURFACE WATER	IF GROUND WATER
SOURCE (NAME OF STREAM, LAKE, SPRING, ETC.) (IF UNNAMED, SO STATE)	SOURCE (WELL, TUNNEL, INFILTRATION TRENCH, ETC.)
TRIBUTARY	SIZE AND DEPTH
	<i>4 wells in same aquifer</i>
	<i>3' Diam. 30' Deep</i>
	<i>3' Diam. 30' Deep</i>

2. USE

USE TO WHICH WATER IS TO BE APPLIED (DOMESTIC SUPPLY, IRRIGATION, MINING, MANUFACTURING, ETC.)  
**Raspberry irrigation & other crops if rotated.**

ENTER QUANTITY OF WATER REQUESTED USING UNITS OF:	CUBIC FEET PER SECOND (CFS)	OR	GALLONS PER MINUTE (GPM)	ACRE FEET PER YEAR
			<i>250</i>	<i>700</i>

TIMES DURING YEAR WATER WILL BE REQUIRED  
**June, July, and August as required to irrigate berries/crops.**

*per applicant per publication see letter May 21, 1993*

IF IRRIGATION, NUMBER OF ACRES <b>50 acres</b>	IF DOMESTIC USE, NUMBER OF UNITS BY TYPE, E.G. 1-HOME, i-MOBILE HOME, 2-CAMPSITES, ETC.	IF MUNICIPAL USE, ESTIMATED POPULATION 20 YEARS FROM TODAY
DATE PROJECT WAS OR WILL BE STARTED	DATE PROJECT WAS OR WILL BE COMPLETED	

3. LOCATION OF POINT OF DIVERSION/WITHDRAWAL

3A. IF IN PLATTED PROPERTY

LOT	BLOCK	OF (GIVE NAME OF PLAT OR ADDITION)	SECTION	TOWN	RANGE	ALSO, PLEASE ENCLOSE A COPY OF THE PLAT AND MARK THE POINT(S) OF WITHDRAWAL OR DIVERSION

3B. IF NOT IN PLATTED PROPERTY

ON ACCOMPANYING SECTION MAPS, ACCURATELY MARK AND IDENTIFY EACH POINT OF DIVERSION. SHOW NORTH-SOUTH AND EAST-WEST DISTANCES FROM NEAREST SECTION CORNER OR PROPERTY CORNER

ALSO, ENTER BELOW THE DISTANCES FROM THE NEAREST SECTION OR PROPERTY CORNER TO THE DIVERSION OR WITHDRAWAL.

LOCATED WITHIN (SMALLEST LEGAL SUBDIVISION) <b>Whatcom County, Washington</b>	SECTION <b>10</b>	TOWNSHIP N. <b>40</b>	RANGE (E. OR W.) W.M. <b>3</b>	COUNTY <b>Whatcom</b>
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Located 1 mile northeast of Lynden *Well #1 NW SW 4 Well #2 SW 4 SW 4*

4. DO YOU OWN THE LAND ON WHICH THIS SOURCE IS LOCATED. IF NOT, INSERT NAME & ADDRESS OF OWNER  
Yes

5. LEGAL DESCRIPTION OF PROPERTY ON WHICH WATER IS TO BE USED

ATTACH A COPY OF THE LEGAL DESCRIPTION OF THE PROPERTY (ON WHICH THE WATER WILL BE USED) TAKEN FROM A REAL ESTATE CONTRACT, PROPERTY DEED OR TITLE INSURANCE POLICY. OR, COPY CAREFULLY IN THE SPACE BELOW.

See copy annexed.

WHAT IS YOUR INTEREST IN THE PROPERTY ON WHICH THE WATER IS TO BE USED (PROPERTY OWNER, LESSEE, CONTRACT PURCHASER, ETC.)

Fee Simple owner.

ARE THERE ANY EXISTING WATER RIGHTS RELATED TO THE LAND ON WHICH THE WATER IS TO BE USED (INCLUDING WATER PROVIDED BY IRRIGATION DISTRICTS OR DITCH COMPANIES.)

YES  NO

IF YES, FROM WHAT SOURCE (i.e. SURFACE OR GROUND WATER) AND UNDER WHAT AUTHORITY

6. DESCRIPTION OF SYSTEM PROPOSED OR INSTALLED

(FOR EXAMPLE: SIZE OF PUMP, CAPACITY OF PUMP, PUMP MOTOR HORSE POWER, PIPE DIAMETER, NUMBER OF SPRINKLERS, ETC.)

Two wells on adjoining property also owned by applicant.

Six inch buried lines.

Pump - 30hp on one well - other not hooked up.

Drip/tape system is installed; will be activated

in the spring.

REMARKS

7.

8.

COMPLETE THIS SECTION ONLY IF THIS APPLICATION INCLUDES IRRIGATION AS A USE

IN ORDER TO IMPLEMENT THE PROVISIONS OF INITIATIVE MEASURE NUMBER 59, THE FAMILY FARM WATER ACT WHICH WAS PASSED BY THE VOTERS ON NOVEMBER 3, 1977, WE MUST ASK THE FOLLOWING QUESTIONS:

DOES THE TOTAL NUMBER OF ACRES IN WHICH YOU HAVE CONTROLLING INTEREST IN THE STATE OF WASHINGTON EXCEED 2000 ACRES FOR THE FOLLOWING THREE CATEGORIES:

- 1. LANDS THAT ARE BEING IRRIGATED UNDER WATER RIGHTS ACQUIRED AFTER DECEMBER 8, 1977. YES  NO
- 2. LANDS THAT MAY BE IRRIGATED UNDER APPLICATIONS NOW ON FILE WITH THE DEPARTMENT OF ECOLOGY. YES  NO
- 3. LANDS THAT MAY BE IRRIGATED UNDER THIS APPLICATION. YES  NO

IF 10 ACRE-FEET OR MORE OF WATER IS TO BE STORED AND/OR IF THE WATER DEPTH WILL BE 10 FEET OR MORE AT THE DEEPEST POINT, A STORAGE PERMIT MUST BE FILED IN ADDITION TO THIS PERMIT. THESE FORMS CAN BE SECURED, TOGETHER WITH INSTRUCTIONS, FROM THE DEPARTMENT OF ECOLOGY.

SIGNATURES

Lyle Rader  
LEGAL LANDOWNERS NAME  
(PLEASE PRINT)  
Sue Rader.

*Lyle Rader*  
APPLICANT'S SIGNATURE  
*Sue Rader*  
same  
LEGAL LANDOWNER'S SIGNATURE (OWNER OF PROPERTY DESCRIBED IN ITEM NUMBER 5)  
Rader Farms  
1270 E Badger Rd  
LEGAL LANDOWNER'S ADDRESS  
Leynden, Wa 98264.

FOR OFFICE USE ONLY

STATE OF WASHINGTON }  
DEPARATMENT OF ECOLOGY }

ss.

This is to certify that I have examined this application together with the accompanying maps and data, and am returning it for correction or completion as follows: .....

In order to retain its priority date, this application must be returned to the Department of Ecology, with corrections, on or before ....., 19.....

Witness my hand this..... day of ....., 19.....



# Chicago Title Insurance Company

FILED FOR RECORD AT REQUEST OF

*WHAT*

1618002

WHEN RECORDED RETURN TO

Name JAMES A. WYNSTRA, Attorney at Law  
506 W. Grover St., Suite 101  
 Address P.O. Box 409  
 City, State, Zip Lynden, WA 98264-0409

THIS SPACE PROVIDED FOR RECORDER'S USE:  
 RECORDED  
 WHATCOM LAND TITLE CO.  
 OCT 21 4 08 PM '88  
 VOL 84  
 REC'D  
 S FOR  
 WHATCOM

## Statutory Warranty Deed

THE GRANTOR DELTA WATER ASSOCIATION, a Washington Corporation

for and in consideration of ten dollars and other good and valuable consideration

LYLE RADER and SUE RADER, husband and wife, as to an undivided 80% interest;  
 in hand paid, conveys and warrants to BRAD LYLE RADER, as his separate property, as to an undivided 10% interest;  
 and JULIE CHRISTINE RADER, as her separate property, as to an undivided 10% interest  
 the following described real estate, situated in the County of Whatcom, State of Washington:

THE NORTH 150 FEET OF THE EAST 150 FEET OF THE SOUTHWEST QUARTER OF THE SOUTHEAST QUARTER OF THE SOUTHEAST QUARTER, AND THE EAST 16 FEET OF THE SOUTHWEST QUARTER OF THE SOUTHEAST QUARTER OF THE SOUTHEAST QUARTER, EXCEPT RIGHT OF WAY FOR EAST BADGER ROAD NO. 408 LYING ALONG THE SOUTH LINE THEREOF, IN SECTION 9, TOWNSHIP 40 NORTH, RANGE 3 EAST OF W.M.

SITUATE IN WHATCOM COUNTY, WASHINGTON.

SUBJECT TO: (1) COVENANTS, CONDITIONS AND RESTRICTIONS CONTAINED IN INSTRUMENT RECORDED FEBRUARY 23, 1955, UNDER WHATCOM COUNTY AUDITOR'S FILE NO. 790377; & (2) EASEMENT AS GRANTED BY INSTRUMENT RECORDED NOVEMBER 4, 1954, UNDER WHATCOM COUNTY AUDITOR'S FILE NO. 783957.

Grantor also releases and terminates herewith all of Grantors' right, title and interest in the above described real estate and other adjoining real estate arising under that certain easement recorded under Auditor File Number 784651.

Dated October 17, 1988

DELTA WATER ASSOCIATION

By: *Dennis DeBoer*  
 Dennis DeBoer, President

By: *Jonathon Hayter*  
 Jonathon Hayter, Secretary

STATE OF WASHINGTON }  
 COUNTY OF What } ss.

On this day personally appeared before me  
 \_\_\_\_\_  
 to me known to be the individual described in and who executed the within and foregoing instrument, and acknowledged that \_\_\_\_\_ signed the same as \_\_\_\_\_ free and voluntary act and deed, for the uses and purposes therein mentioned.

GIVEN under my hand and official seal this \_\_\_\_\_ day of \_\_\_\_\_, 19\_\_\_\_

Notary Public in and for the State of Washington, residing at \_\_\_\_\_

STATE OF WASHINGTON }  
 COUNTY OF WHATCOM } ss.

On this \_\_\_\_\_ day of October, 1988  
 before me, the undersigned, a Notary Public in and for the State of Washington, duly commissioned and sworn, personally appeared  
DENNIS DeBOER  
 and JONATHON HAYTER  
 to me known to be the \_\_\_\_\_ President and \_\_\_\_\_ Secretary, respectively, of DELTA WATER ASSOCIATION  
 the corporation that executed the foregoing instrument, and acknowledged the said instrument to be the free and voluntary act and deed of said corporation, for the uses and purposes therein mentioned, and on oath stated that they are authorized to execute the said instrument and that the seal affixed is the corporate seal of said corporation.

Witness my hand and official seal hereto affixed the day and year first above written.

*James Albright*  
 Notary Public in and for the State of Washington,  
 residing at Lynden

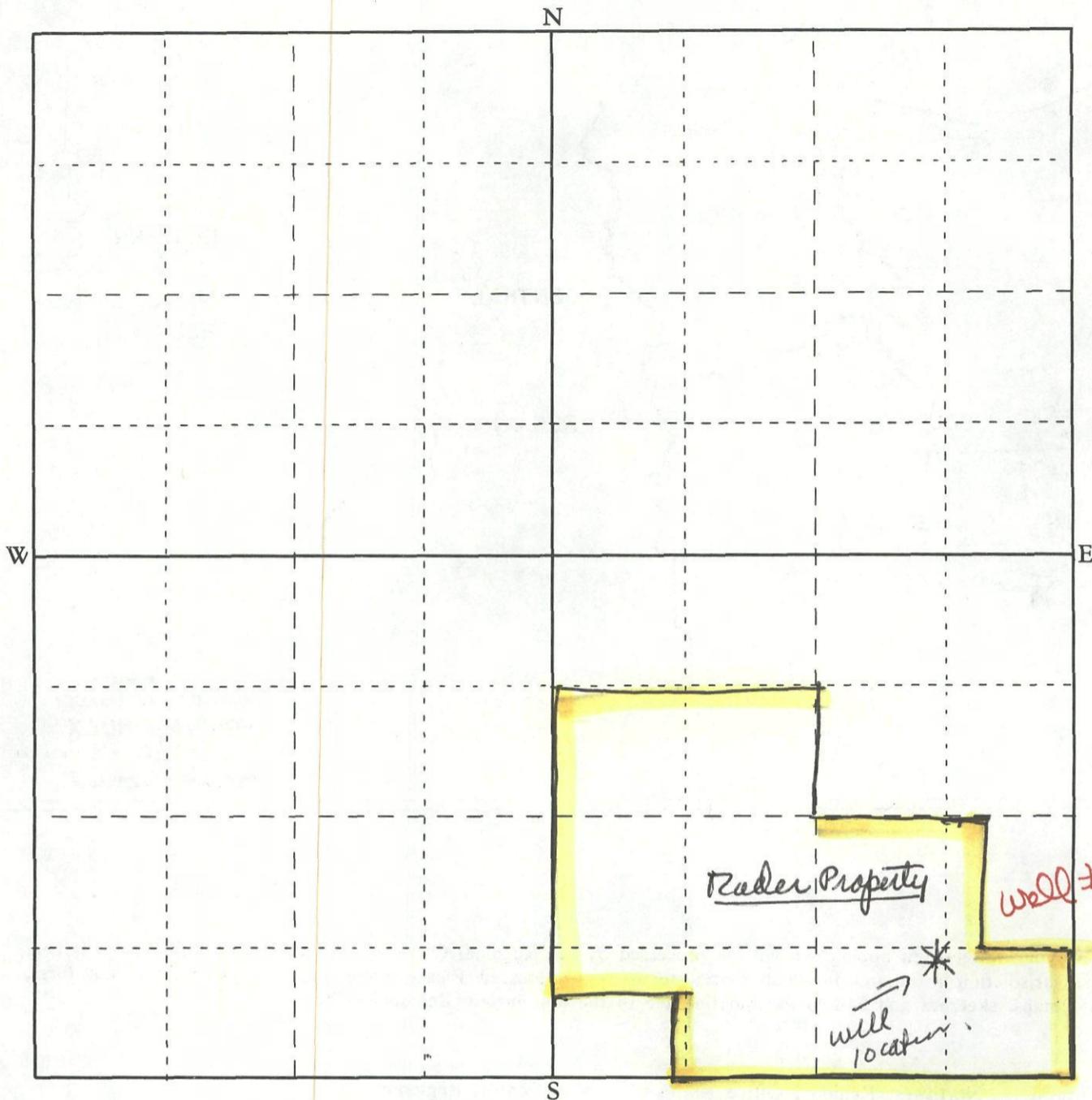
*VOL 84 page 1148*

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SECTION MAP

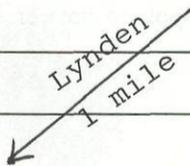
Sec. 9 Twp. 40 N. R. 3E, WM



Scale: 1 inch = 800 feet (each small square = 10 acres)

Show by a cross (X) the location of point of diversion (surface water source) or point of withdrawal (ground water source): For ground water applications, show by a circle (O) the locations of other wells or works within a quarter of a mile. Indicate traveling directions from nearest town in space below.

The site is about one (1) mile northeast of Lynden City limit.

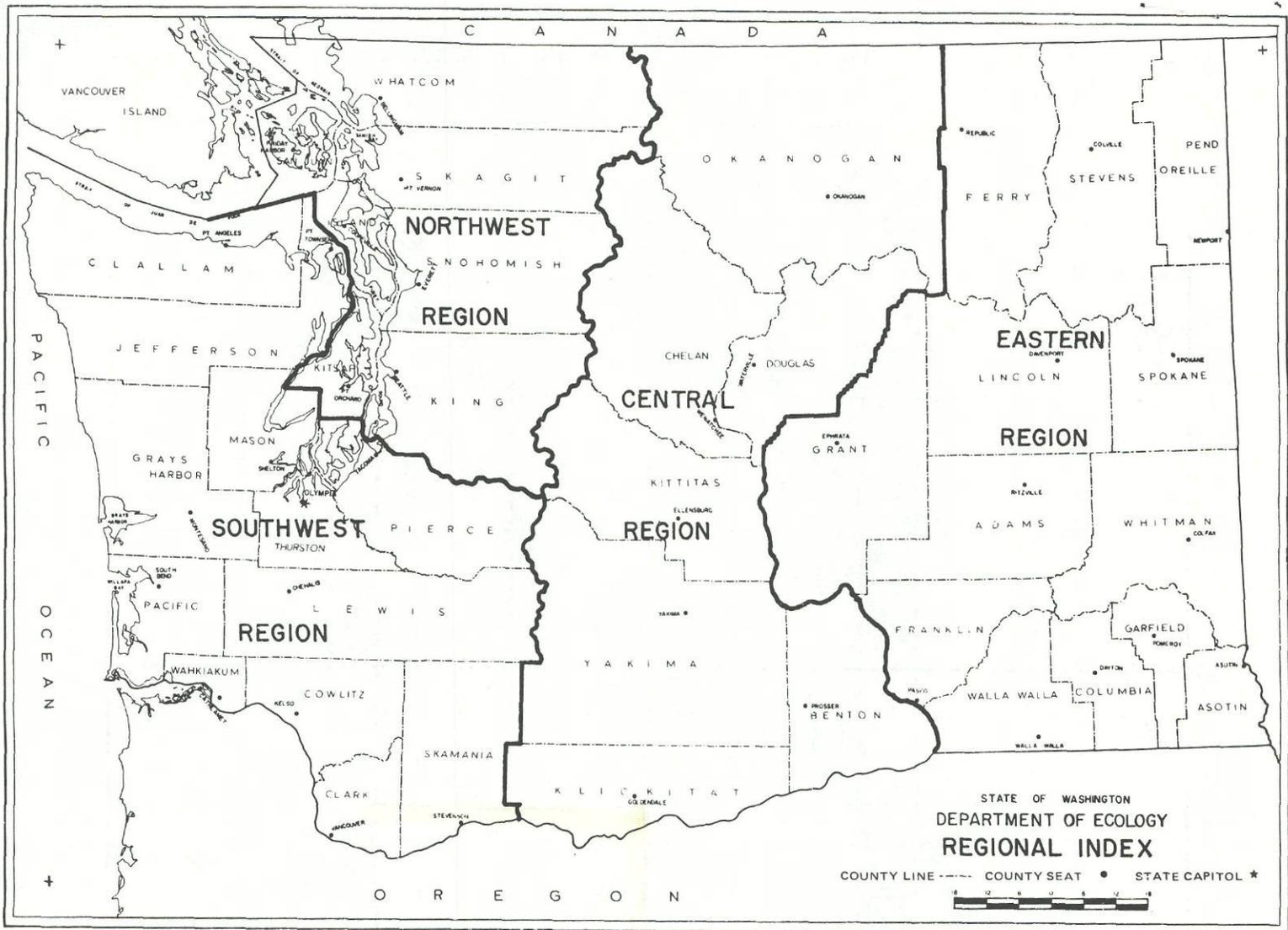


Detach here

Fold along scale



Detach this scale at the perforation, fold excess paper under or cut off excess by cutting along the scale line. This scale corresponds to the SECTION MAP above. You can read feet directly from this scale to outline property and locate points of diversion or withdrawal on the SECTION MAP. Enclose this map along with the application and \$10.00 examination fee.



Your water right application will be processed by the Regional Office of the Department of Ecology having jurisdiction in the area in which your water works are located. **Please submit your completed application form, maps, sketches and \$10.00 examination fee to the appropriate Regional Office.**

**Northwest Regional Office**  
4350 150th Avenue N.E.  
Redmond, Washington 98502-5301  
Tel. (206) 885-1900

**Central Regional Office**  
3601 West Washington  
Yakima, Washington 98903-1164  
Tel. (509) 575-2491

**Southwest Regional Office**  
7272 Cleanwater Lane  
Olympia, Washington 98504-6811  
Tel. (206) 753-2353

**Eastern Regional Office**  
N. 4601 Monroe, Suite 100  
Spokane, Washington 99205-1295  
Tel. (509) 456-2926

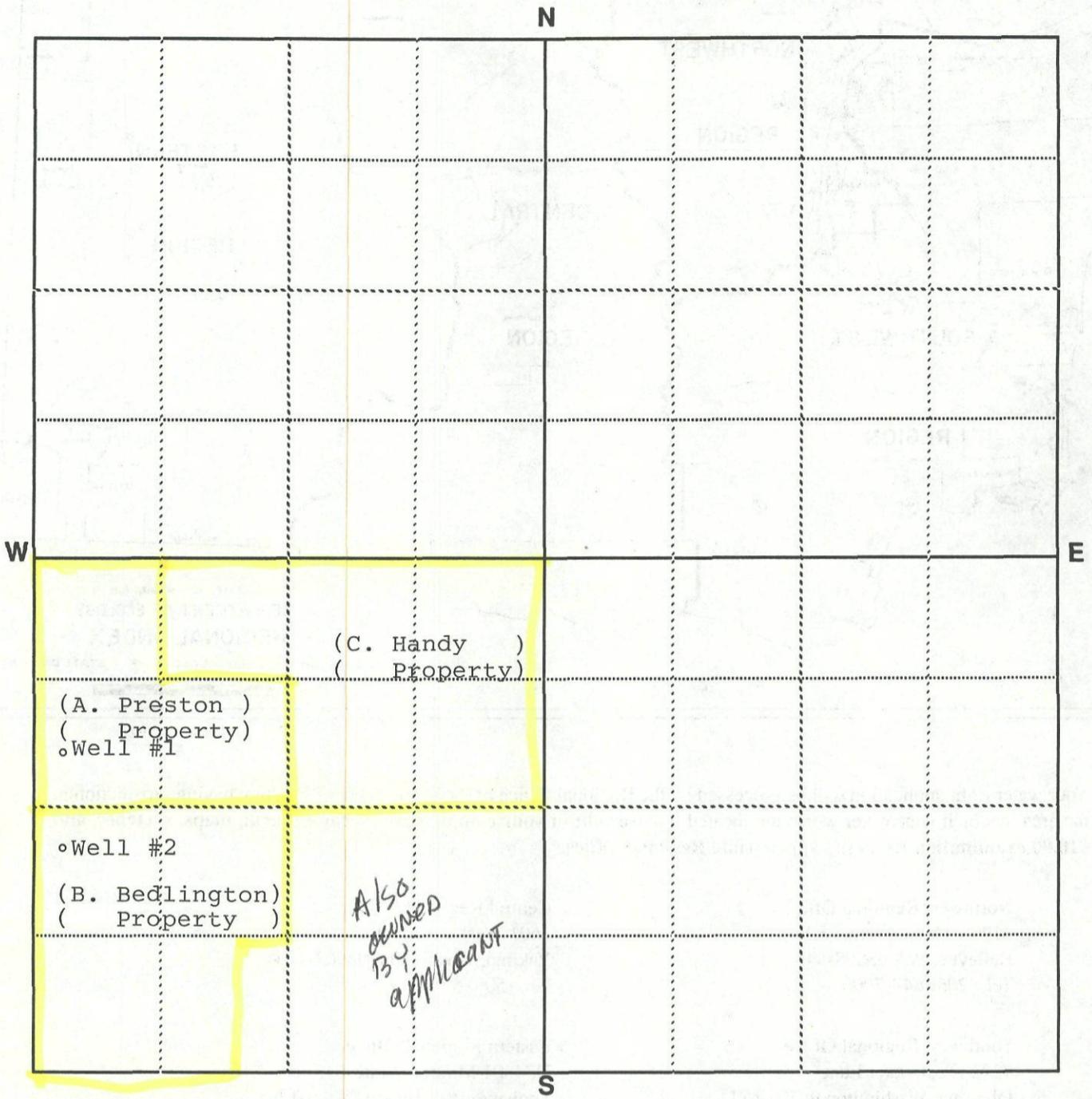
The appropriate Regional Office will be happy to answer any further questions you may have.

C. HANDY PARCEL LEGAL DESCRIPTION:

THE NORTHEAST QUARTER OF THE SOUTHWEST QUARTER AND  
THE NORTHEAST QUARTER OF THE NORTHWEST QUARTER OF THE  
SOUTHWEST QUARTER OF SECTION 10, TOWNSHIP 40 NORTH, RANGE 3  
EAST OF W.M. SITUATE OF WHATCOM COUNTY, WASHINGTON.

SECTION MAP

Sec. 10 Twp. 40 N. R. 3



Scale: 1 inch = 800 feet (each small square = 10 acres)

Show by a cross (X) the location of point of diversion (surface water source) or point of withdrawal (ground water source). For ground water applications, show by a circle (O) the locations of other wells or works within a quarter of a mile. Indicate traveling directions from nearest town in space below.

Applicant owns three adjoining properties shown above.

Wells are on A. (Preston) Property Well #1, and

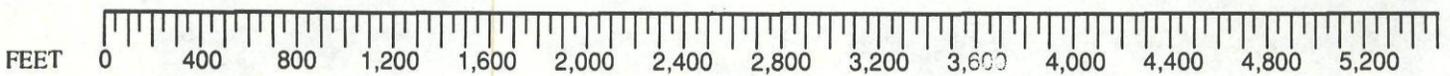
B. (Bedlington) Property Well #2.

This application is for water rights with respect to

C. (Handy Property). All 3 properties are serviced by an integrated underground drip irrigation system.

Detach here

Fold along scale



Detach this scale at the performance, fold excess paper under or cut off excess by cutting along the scale line. This scale corresponds to the SECTION MAP above. You can read feet directly from this scale to outline property and locate points of diversion or withdrawal on the SECTION MAP. Enclose this map along with the application and \$10.00 examination fee.



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Northwest Regional Office  
 3190 - 160th Avenue S.E.  
 Bellevue, WA 98008-5452  
 Tel. (206) 649-7000

Central Regional Office  
 3601 West Washington  
 Yakima, Washington 98903-1164  
 Tel. (509) 575-2800

Southwest Regional Office  
 7272 Cleanwater Lane  
 Olympia, Washington 98504-6811  
 Tel. (206) 586-6380

Eastern Regional Office  
 N. 4601 Monroe, Suite 100  
 Spokane, Washington 99205-1295  
 Tel. (509) 456-2926

The appropriate Regional Office will be happy to answer any further questions you may have.