

I have examined this application as required by SEPA and find that it is: not appropriate public waters of the state of Washington

APPLICATION FOR PERMIT

categorical SURFACE WATER GROUND WATER

4/23/93

\$10.00 MINIMUM STATUTORY EXAMINATION FEE REQUIRED WITH APPLICATION

(GRAY BOXES FOR OFFICE USE ONLY)

APPLICATION NO. 5127082	W.R.I.A. 1	COUNTY Whatcom	RECEIVED APR 22 1993	PRIORITY DATE 4/22/93	TIME	ACCEPTED SB
APPLICANT'S NAME - PLEASE PRINT Marvin D. Enfield			DEPT. OF ECOLOGY		Bus. Tel. (206) 354-3019 Home Tel. (206) 354-0398 Other Tel. (206) 354-5579	
ADDRESS (STREET) 1064 Birch Bay Lynden Rd, Lynden, WA 98264		(CITY)	(STATE)	(ZIP CODE)		

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) Bertrand Creek	SOURCE (WELL, TUNNEL, INFILTRATION TRENCH, ETC.)
TRIBUTARY	SIZE AND DEPTH

2. USE

USE TO WHICH WATER IS TO BE APPLIED (DOMESTIC SUPPLY, IRRIGATION, MINING, MANUFACTURING, ETC.)
Irrigation

ENTER QUANTITY OF WATER REQUESTED USING UNITS OF: 3	CUBIC FEET PER SECOND (CFS)	OR	GALLONS PER MINUTE (GPM)	ACRE FEET PER YEAR
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TIMES DURING YEAR WATER WILL BE REQUIRED
April 30 - October 1

IF IRRIGATION, NUMBER OF ACRES 280	IF DOMESTIC USE, NUMBER OF UNITS BY TYPE, E.G. 1-HOME, 1-MOBILE HOME, 2-CAMPSITES, ETC.	IF MUNICIPAL USE, ESTIMATED POPULATION 20 YEARS FROM TODAY
DATE PROJECT WAS OR WILL BE STARTED 1985	DATE PROJECT WAS OR WILL BE COMPLETED 1985	

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
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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.
200' S., 200' E. from the N.E. Corner of the S.W. 1/4 of the S.E. 1/4, Sec. 22

LOCATED WITHIN (SMALLEST LEGAL SUBDIVISION) W. 1/2 of the S.E. 1/4 of the S.E. 1/4	SECTION 22	TOWNSHIP N. 40N	RANGE (E. OR W.) W.M. 2E	COUNTY Whatcom
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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 attached legal descriptions

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

Property 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

Various surface and ground water sources, Water rights of the Department of Ecology

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.)

40 Hp Pump, 8" mainline

APR 5 8 4A
1977

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

Marvin D. Enfield

LEGAL LANDOWNERS NAME (PLEASE PRINT)

Marvin D. Enfield
APPLICANT'S SIGNATURE

Marvin D. Enfield
LEGAL LANDOWNER'S SIGNATURE (OWNER OF PROPERTY DESCRIBED IN ITEM NUMBER 5)

1064 Birch Bay Lynden Rd, Lynden, WA 98264

LEGAL LANDOWNER'S ADDRESS

FOR OFFICE USE ONLY

STATE OF WASHINGTON }
DEPARTMENT 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:

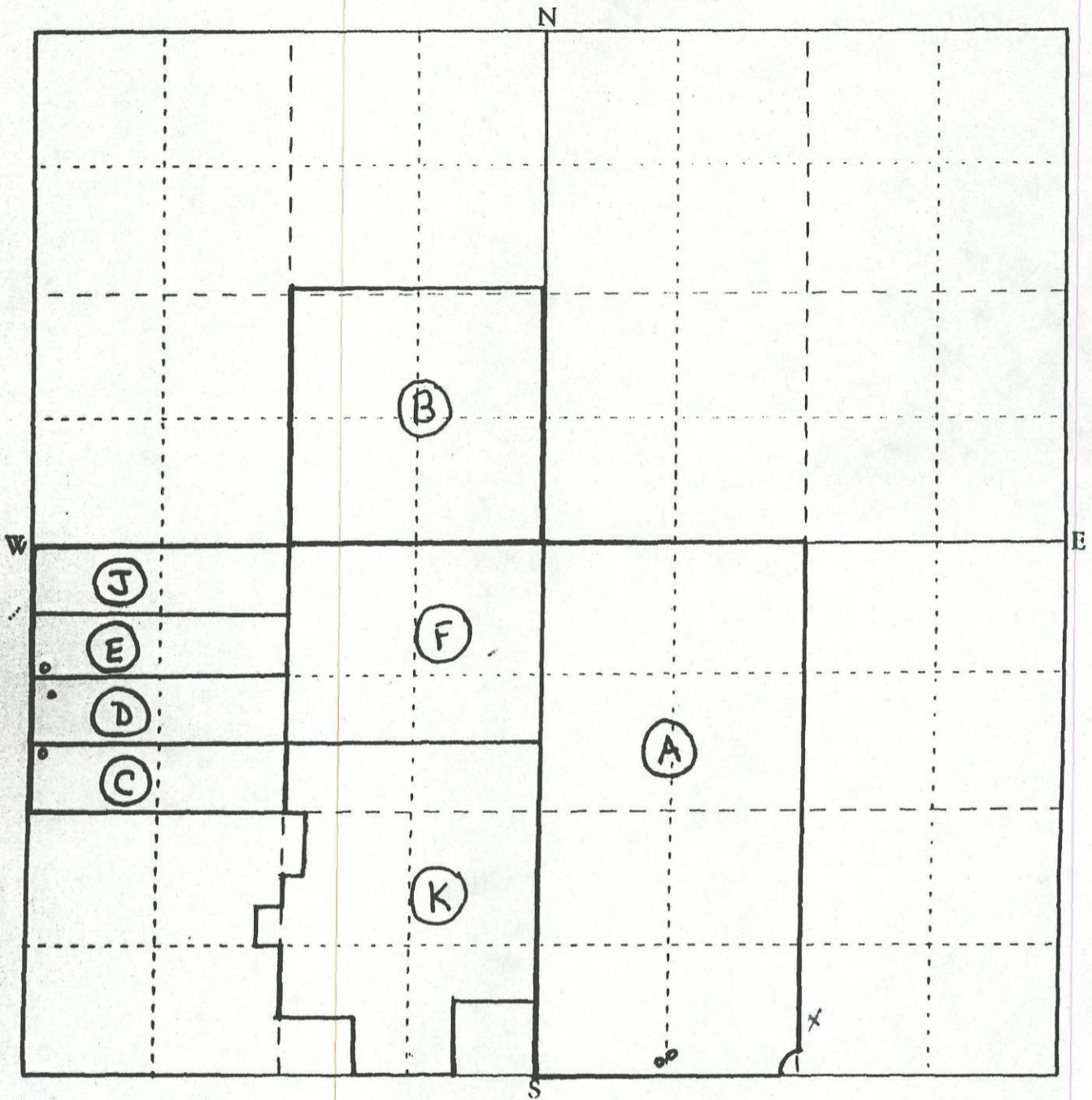
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In order to retain its priority date, this application must be returned to the Department of Ecology, with corrections, on or before, 19.....

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

SECTION MAP

Sec. 22 Twp. 40 N. R. 2 East of W.M.



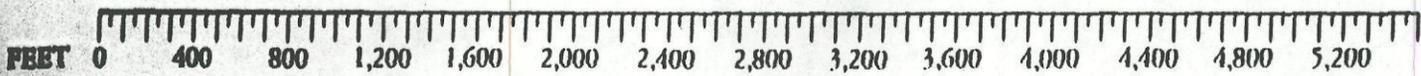
Scale: 1 inch = 800 feet (each small square = 10 acres)

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.

3 Miles West on the Birch Bay Lynden Rd of Lynden.

Detach here

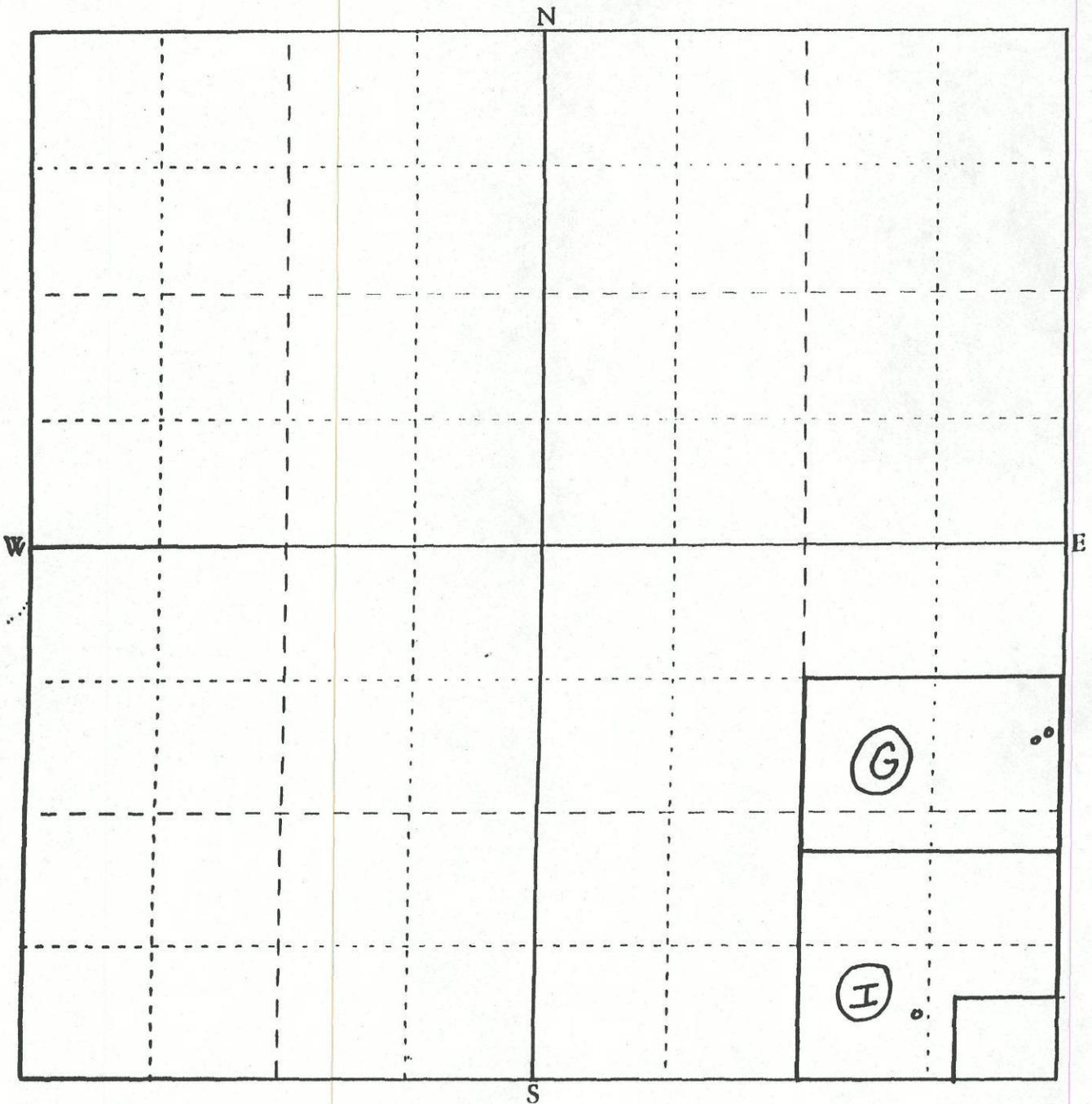
Fold along scale



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.

SECTION MAP

Sec. 21 Twp. 40 N. R. 2 East of W.M.



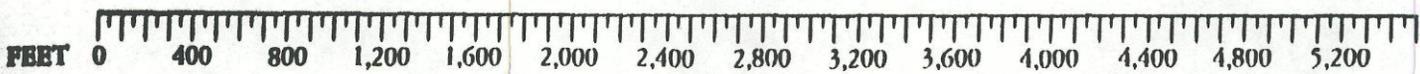
Scale: 1 inch = 800 feet (each small square = 10 acres)

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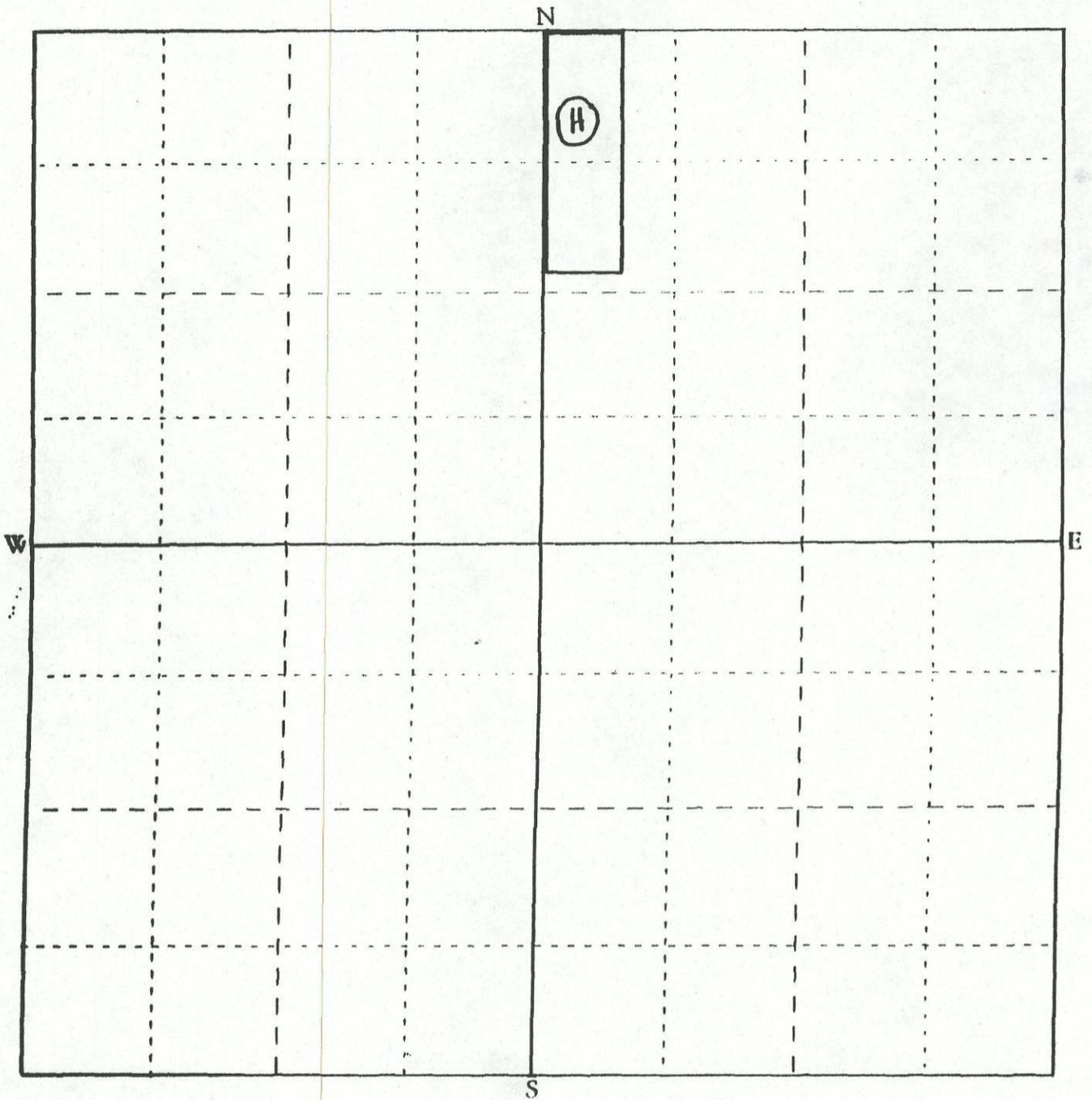
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SECTION MAP

Sec. 27 Twp. 40 N. R. 2 East of W.M.



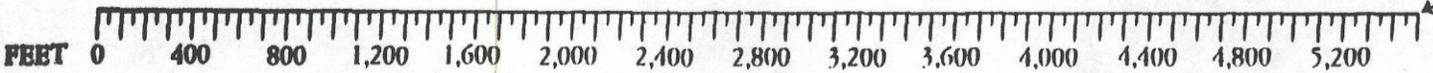
Scale: 1 inch = 800 feet (each small square = 10 acres)

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.

3 Miles West on the Birch Bay Lynden Rd. of Lynden

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.

Note A

Legal Descriptions:

(A) The West half of the Southeast quarter, except one acre in the Southeast corner Southerly of creek, Section 22, Township 40 North, Range 2 East of W.M., Subject to power line easement.

(B) The Southeast quarter of the Northwest quarter of Section 22, Township 40 North, Range 2 East of W.M., situate in Whatcom County, Washington, also beginning at the Northwest corner of the Southeast quarter of the Northwest quarter of Section 22, Township 40 North, Range 2 East of W.M.; thence North 44 feet; thence East 1320 feet more or less to a point on the East line of the Northeast corner of the Southeast quarter of the Northwest quarter; thence South 38 feet to the Northeast corner of the Southeast quarter of the Northwest quarter; thence West 1320 feet more or less to the point of beginning; situate in Whatcom County, Washington.

(C) The South half of the South half of the Northwest quarter of the Southwest quarter, Section 22, Township 40 North, Range 2 East of W.M., except county road #367.

(D) The North half of the South half of the Northwest quarter of the Southwest quarter, Section 22, Township 40 North, Range 2 East of W.M., except county road #367.

(E) The South half of the North half of the Northwest quarter of the Southwest quarter of Section 22, Township 40 North, Range 2 East of W.M., except county road # 367.

(F) The North 30 acres of the Northeast quarter of the Southwest quarter in Section 22, and the East 20 feet of the Southeast quarter of the Southeast quarter of the Northeast quarter of the Southwest quarter of said Section 22 and the East 20 feet of the East half of the Southeast quarter of the Southwest quarter, of said Section 22, all in Township 40 North, Range 2 East of W.M.

(G) A tract of land consisting of 18 acres, more or less; The North 66 feet of the Southeast quarter of the Southeast quarter and all of the Northeast quarter of the Southeast quarter in Section 21, Township 40 North, Range 2 East of W.M., except the North 20 acres of said Northeast quarter of the Southeast quarter and Except beginning at the Southeast corner of the North 20 acres of said quarter quarter section; thence West 297 feet; thence South 110 feet; thence East 297 feet to the section line; thence North 110 feet to the point of beginning except roads, situate in Whatcom County, Washington, and except commencing at the Southeast corner of the North 20 acres of said Northeast quarter of the Southeast quarter, thence South 230 feet to the true point of beginning; thence West 317 feet; thence South 206 feet; thence East 317 feet to the East line of said section; thence North 206 feet to the true point of beginning, less roads.

(H) Lot 1, "Maberry Short Plat", according to the plat thereof, recorded in book 3 of plats, page 149, records of Whatcom County, Washington.

(I) The South half of the Southeast quarter of the Southeast quarter, section 21, Township 40 North, Range 2 East of W.M., except the East 520 feet of the South 500 feet thereof, and except Birch Bay Lynden Road along the South line thereof and Bob Hall road along the East line thereof; situate in Whatcom County, Washington; Also, Commencing at a point 663 feet North of the Southeast corner of Section 21, Township 40 North, Range 2 East of W.M., running thence North 595 feet, more or less to a point 4 rods South of the Northeast corner of said Southeast quarter of the Southeast quarter; thence West 80 Rods; thence South 595 feet, more or less, to a point 665 feet North of the South line of said section; thence East 80 rods to the point of beginning, except right of way for Bob Hall road lying along the East line thereof; except that portion of the two parcels listed as follows: commencing on the North line of Bob Hall road 30 feet South of the Northeast corner of the second parcel listed above; thence continuing South along the West line of Bob Hall Road 733 feet; Thence West along the South line of the first parcel listed above 299.5 feet; thence North parallel to the West line of bob Hall road 728 feet; thence east 299.5 feet to the point of beginning.

(J) The North one half of the North one half of the Northwest quarter of the Southwest quarter of Section 22, Township 40 North, Range 2 East of W.M., less roads

(K) The East 130' of the South 290' of the North one half of the Southwest quarter of the Southwest quarter of Section 22, Township 40 North, Range 2 East of W.M., also, the West one half of the Southeast quarter of the Southwest quarter of Section 22, Township 40 North, Range 2 East of W.M., except the West 100' of the North 310' thereof, also except the West 400' of the South 300', less roads; also, the South one half of the South one half of the Northeast quarter of the Southwest quarter of Section 22, Township 40 North, Range 2 East of W.M., except the East 20' thereof, also, the East one half of the Southeast quarter of the Southwest quarter of Section 22, Township 40 North, Range 2 East of W.M., except the East 20' and except the East 427' of the South 22 1/2 rods thereof.

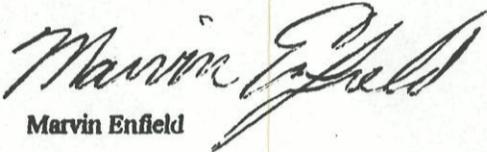
Note B

Marvin Enfield is the legal owner of the following properties listed on Note "A" (the attached legal descriptions): A,B,C,D,E,F,G,H,and I.

Johanna Enfield (Marvin Enfield's Mother) is the legal owner of the following properties listed on Note "A" (the attached legal descriptions): J and K.

Marvin Enfield farms all of the properties listed, therefore he is requesting the water rights on all of the properties to support his farming activities.

Johanna Enfield agrees with and supports the application of the water rights.


Marvin Enfield


Johanna Enfield