WASHINGTON STATE DEPARTMENT OF ECOLOGY

APPLICATION FOR PERMIT

TO APPROPRIATE PUBLIC WATERS OF THE STATE OF WASHINGTON

☒ SURFACE WATER ☐ GROUND WATER

$10.00 MINIMUM STATUTORY EXAMINATION FEE REQUIRED WITH APPLICATION

(GRAY BOXES FOR OFFICE USE ONLY)

RECEIVED SEP 14 1993 DEPT. OF ECOLOGY

ave examined this application required by SEPA and find that is: ☐ not an "action" ☐ categorically exempt

8/17/93 Sheila Baker
DATE SIGNATURE

APPLICATION NO.	W.R.I.A.	COUNTY	PRIORITY DATE	TIME	ACCEPTED
S1-27314	1	Whatcom	9-14-93		SB

APPLICANT'S NAME — PLEASE PRINT: Marie McElhaney

Bus. Tel.
Home Tel.
Other Tel.

ADDRESS (STREET)	(CITY)	(STATE)	(ZIP CODE)
1315 Birch Bay Lynden Rd.	Ferndale	WA	98248

DATE & PLACE OF INCORPORATION IF APPLICANT IS A CORPORATION: N/A

1. SOURCE OF SUPPLY

IF SURFACE WATER	IF GROUND WATER
SOURCE (NAME OF STREAM, LAKE, SPRING, ETC.) (IF UNNAMED, SO STATE): Unnamed Pond - Springfed	SOURCE (WELL, TUNNEL, INFILTRATION TRENCH, ETC.
TRIBUTARY: None	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: CUBIC FEET PER SECOND (CFS) 0.20 **OR** GALLONS PER MINUTE (GPM) 180 | ACRE FEET PER YEAR

TIMES DURING YEAR WATER WILL BE REQUIRED: May through September

IF IRRIGATION, NUMBER OF ACRES	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
10		

DATE PROJECT WAS OR WILL BE STARTED	DATE PROJECT WAS OR WILL BE COMPLETED
1958	Current use

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: See Section Map

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

LOCATED WITHIN (SMALLEST LEGAL SUBDIVISION)	SECTION	TOWNSHIP N.	RANGE (E. OR W.) W.M.	COUNTY
Delta	28	40	2E	Whatcom

NE 4 NE 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 attached

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

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.

7 ½ h.p. Electric Motor, 180 gallon/min., 18 sprinklers maximum

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

Marie McElhaney
APPLICANT'S SIGNATURE

Marie McElhaney
LEGAL LANDOWNERS NAME (PLEASE PRINT)

Marie McElhaney
LEGAL LANDOWNER'S SIGNATURE (OWNER OF PROPERTY DESCRIBED IN ITEM NUMBER 5)

1315 Birch Bay Lynden Rd Ferndale WA 98248
LEGAL LANDOWNER'S ADDRESS

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*.....

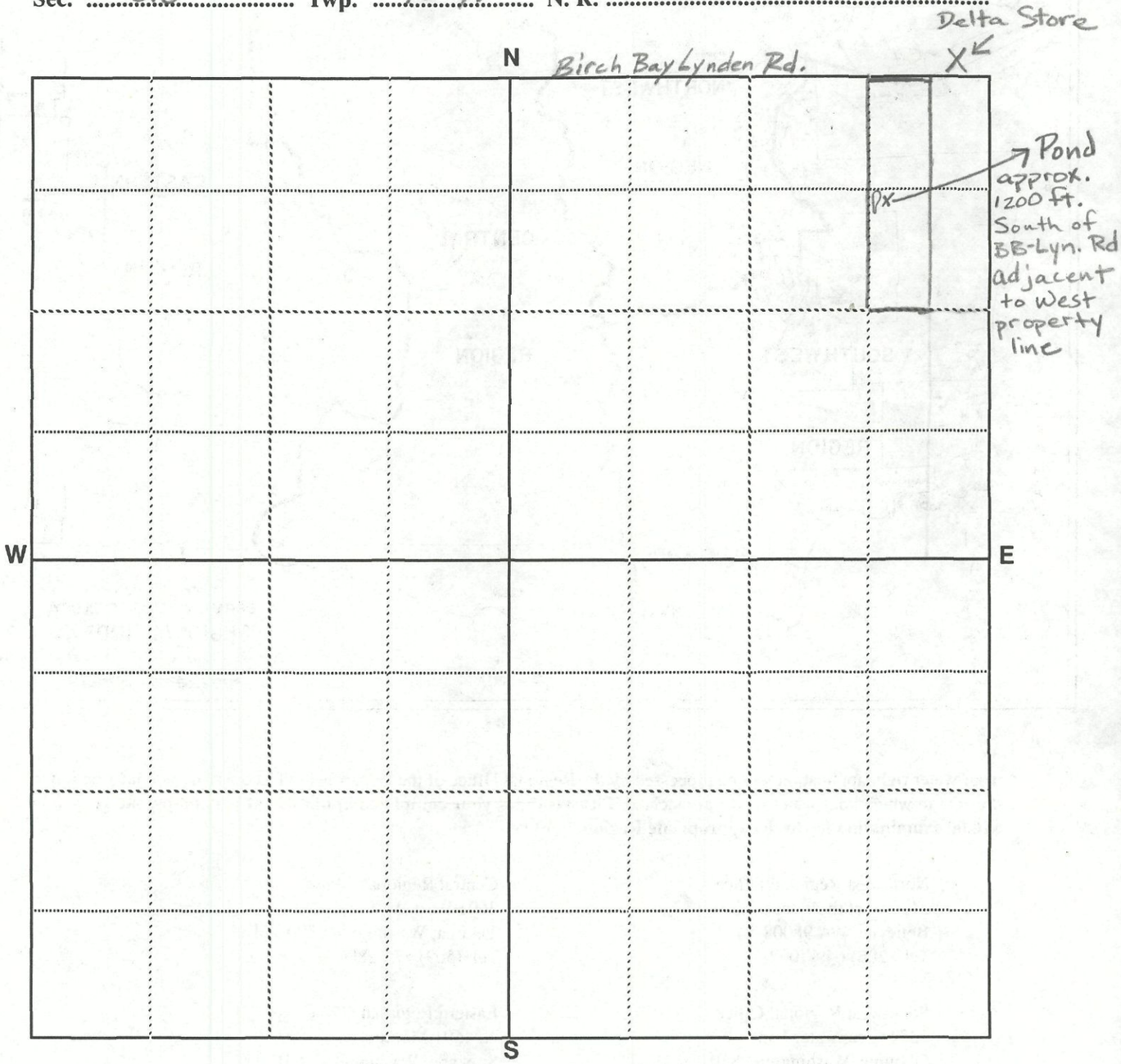
.....
Department of Ecology

ECY 040-1-14
Rev. 8/91 F

SECTION MAP

West Half of the East Half of the N.E. quarter of the N.E. quarter

Sec. 28 Twp. 40 N. N. R. 2 E



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.

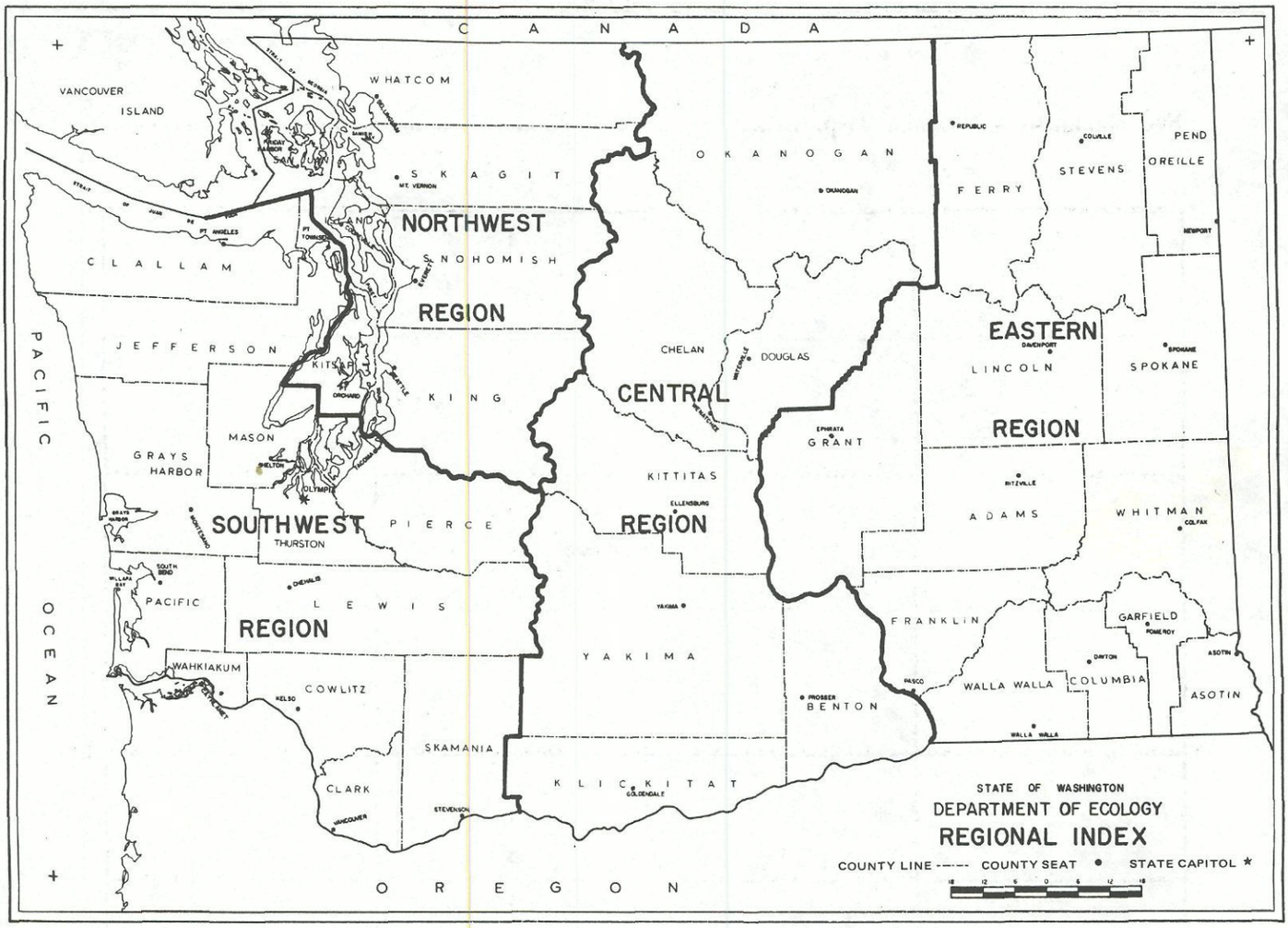
From Lynden - South on Guide Meridian to Lynden Birch Bay Road. West on Lyn-B.B. Road 3 miles to Delta Store. Property is on south side of Lynden Birch Bay Road across from the Delta Store.

Detach here

Fold along scale

FEET 0 400 800 1,200 1,600 2,000 2,400 2,800 3,200 3,600 4,000 4,400 4,800 5,200

Detach this scale at the performation, 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
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.

SECURITY TITLE INSURANCE COMPANY
OF WASHINGTON
1109 SECOND AVENUE · SEATTLE, WASHINGTON 98101 · MAIN 3-0870

THIS SPACE RESERVED FOR RECORDER'S USE

RECORDED
SAFECO TITLE INS. CO.
8:30 A. M.
NOV 26 1979
VOL. 506 PAGE 394
REQUEST OF
JOAN OGDEN, AUDITOR
WHATCOM COUNTY, WASH.
DEPUTY

Filed for Record at Request of

NAME Richard J. Waters

ADDRESS 521 BNB Building

CITY AND STATE Bellingham, Wa. 98225

1342738

26286

STATUTORY WARRANTY DEED

13944

THE GRANTOR CLARENCE POSTHUMUS, Executor of THE ESTATE OF MAGGIE POSTHUMUS, DECEASED

for and in consideration of Thirty-four Thousand Two Hundred Sixty-five ($34,265.00) DOLLARS

in hand paid, conveys and warrants to MARIE McELHANEY, as her separate property

as Grantee, the following described real estate, situated in the County of Whatcom, State of Washington:

West half of the East half of the Northeast quarter of the Northeast quarter of Section 28, Township 40 North, Range 2 East of W.M., situated in Whatcom County, Washington. Less roads.

1342738

State of Washington Conveyance Tax
REVENUE 34.50

Dated this 13th day of November, 1979.

ESTATE OF MAGGIE POSTHUMUS, DECEASED (SEAL)

By: Clarence Posthumus (SEAL)
Clarence Posthumus, Executor

STATE OF WASHINGTON
County of Whatcom } ss.

On this 13th day of November, 1979, before me, the undersigned, a Notary Public in and for the State of Washington, duly commissioned and sworn, personally appeared CLARENCE POSTHUMUS

to me known to be the individual described in and who executed the foregoing instrument, and acknowledged to me that he signed and sealed this said instrument as his free and voluntary act and deed for the uses and purposes therein mentioned

GIVEN under my hand and official seal this 13th day of November, 1979.

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

TL-1 3/67