

have examined this application required by SWCA and find that is: not an "action".

APPLICATION FOR PERMIT TO APPROPRIATE PUBLIC WATERS OF THE STATE OF WASHINGTON

categorically SURFACE WATER GROUND WATER

12/13/93 *Chula Baker*
 \$10.00 MINIMUM STATUTORY EXAMINATION FEE REQUIRED WITH APPLICATION

DATE SIGNATURE (GRAY BOXES FOR OFFICE USE ONLY)

APPLICATION NO. **Cl-27360** W.R.I.A. **1** COUNTY **Whatcom** PRIORITY DATE **4/17/93** TIME **RECEIVED** ACCEPTED **SB**

APPLICANT'S NAME - PLEASE PRINT **MAY THOMAS** Bus. Tel. Home Tel. **734-3046** Other Tel.

ADDRESS (STREET) (CITY) (STATE) (ZIP CODE)
1111 E. Illinois Bellingham WA 98226

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) SOURCE (WELL, TUNNEL, INFILTRATION TRENCH, ETC.)
Well

TRIBUTARY SIZE AND DEPTH
28' deep, 3' in diameter

2. USE

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

ENTER QUANTITY OF WATER REQUESTED USING UNITS OF: CUBIC FEET PER SECOND (CFS) **OR** GALLONS PER MINUTE (GPM) **250 GPM** ACRE FEET PER YEAR **50**

TIMES DURING YEAR WATER WILL BE REQUIRED
During irrigation season

IF IRRIGATION, NUMBER OF ACRES 50.5	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 Well is in place	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 **Not on platted property**

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

LOCATED WITHIN (SMALLEST LEGAL SUBDIVISION)	SECTION	TOWNSHIP N.	RANGE (E. OR W.) W.M.	COUNTY
NW 1/4	2,3,&4	40N	3 East W.M	Whatcom

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 Exhibit A

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

Well under authority of certificate record no. 10, page #4, 5, 59-A (see certificate of ground water right copy annexed hereto).

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.)

The applicant presently has a water right described on the certificate of ground water right a copy of which is annexed. That water right was for some reason taken out to cover only 25 acres from an existing well. The applicant in fact owns 50.5 acres and this application is to merely extend the use of the well to the entire 50.5 acres rather than the 25 which was specified in the original application and certificate.

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

May Thomas
APPLICANT'S SIGNATURE

May Thomas
LEGAL LANDOWNERS NAME
(PLEASE PRINT)

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

1111 E. Illinois Bellingham
LEGAL LANDOWNER'S ADDRESS 98226

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:

.....
.....

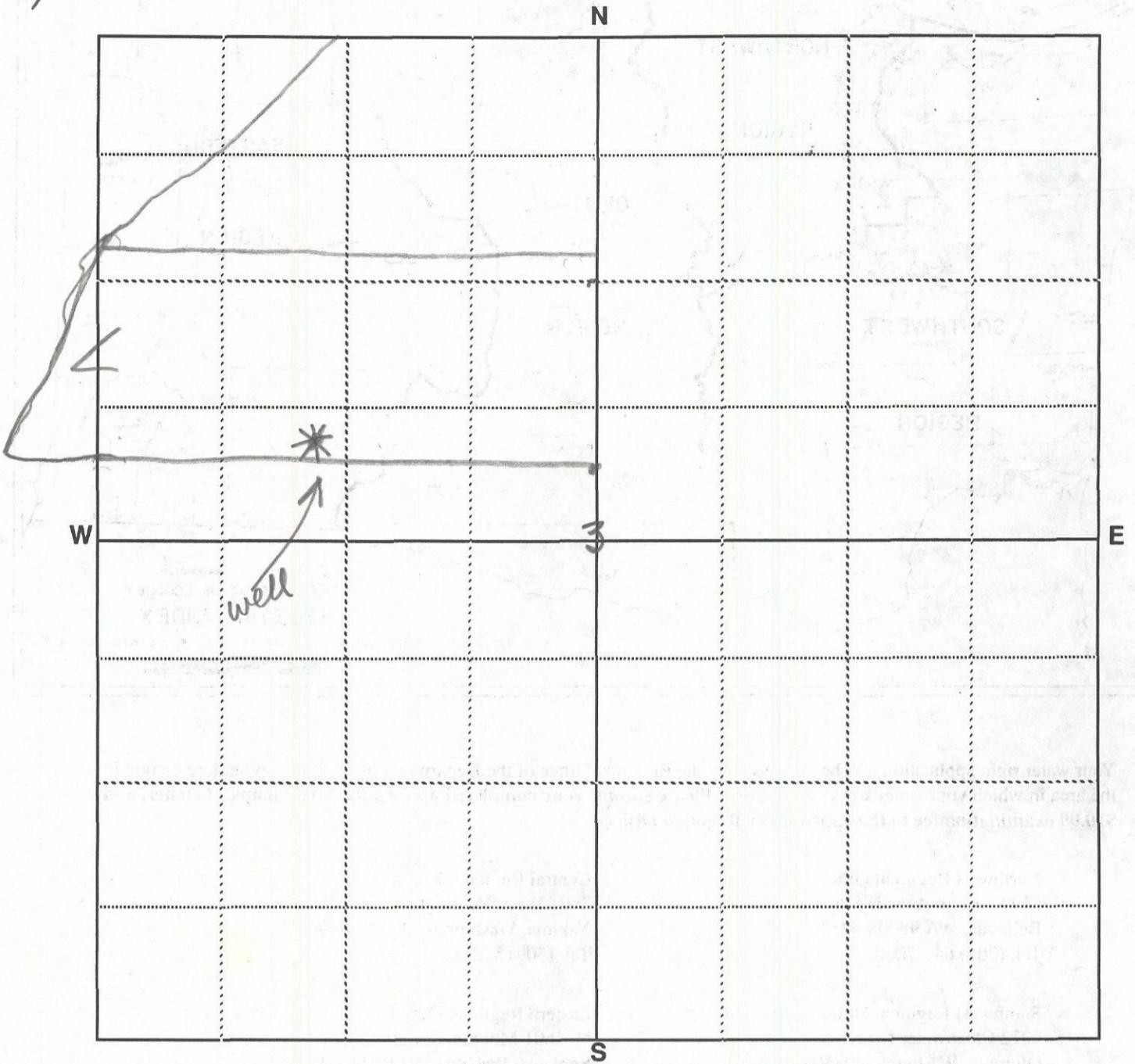
In order to retain its priority date, this application must be returned to the Department of Ecology, with corrections, on or before, 19.....

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

Department of Ecology

SECTION MAP

4/ Sec. 3/4 Twp. 40 N. R. 3E

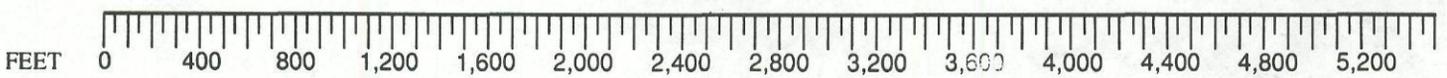


Scale: 1 inch = 800 feet (each small square = 10 acres)

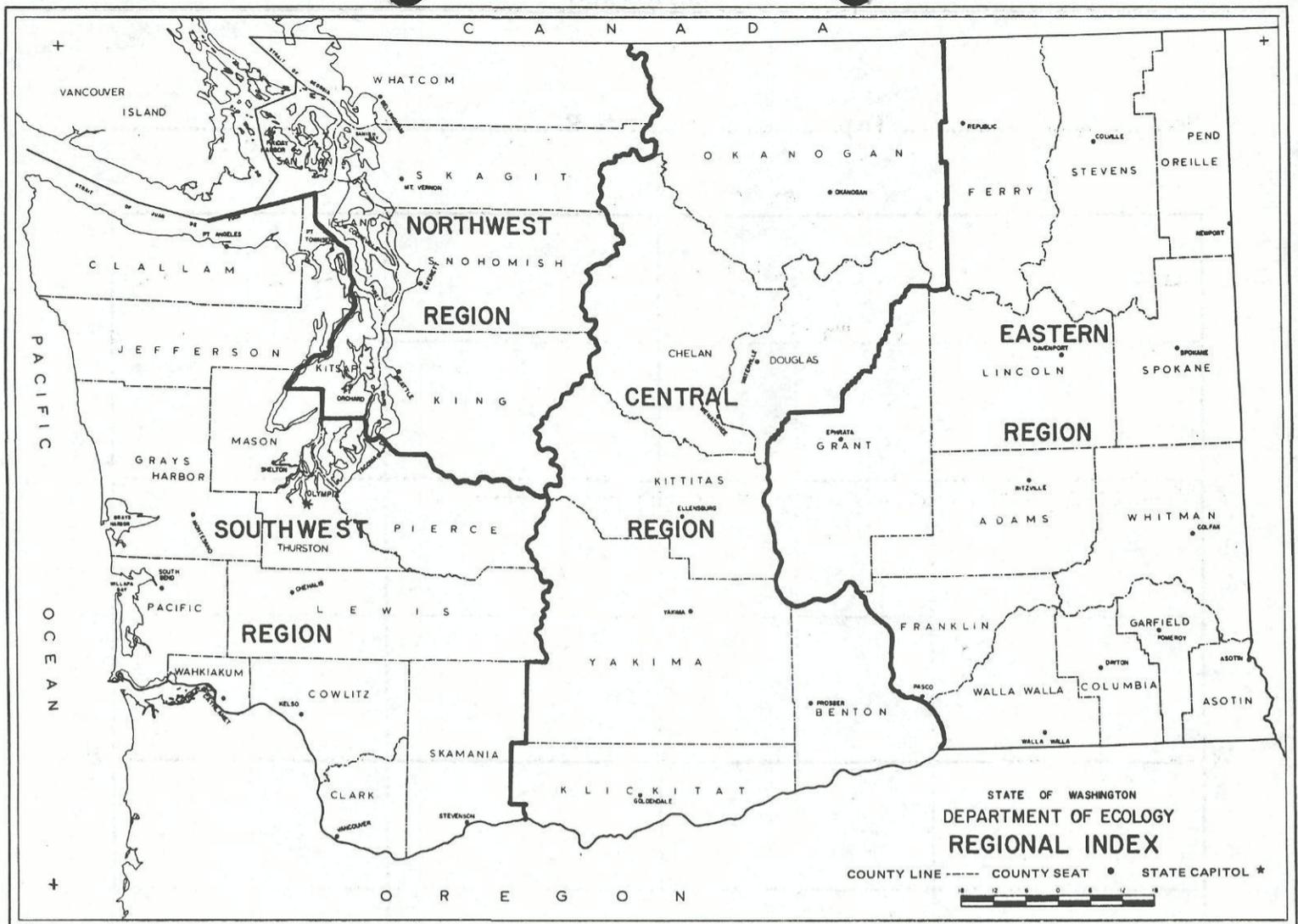
Show by a cross (X) the location of point of diversion (surface water source) or point of withdrawal (ground water source). For ground water applications, show by a circle (O) the locations of other wells or works within a quarter of a mile. Indicate traveling directions from nearest town in space below.

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.



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.

EXHIBIT A

912960

Statutory Warranty Deed

Johnson & Schoessler

458 Reeds
423
BELLINGHAM TITLE CO.
M
Hawkins

WHATCOM COUNTY TITLE CO.
102 North Commercial St. - Phone
BELLINGHAM, WASHINGTON

WASHINGTON
TITLE INSURANCE
CORPORATION
SEATTLE, WASHINGTON

Mail to *Arthur Schoessler*
Rt 7 Lynden

Send Tax Statement to

912960

12500

Statutory Warranty Deed

Form L88

THE GRANTOR, ARTHUR E. JOHNSON, a bachelor, of Lynden, RFD # 3, Washington,

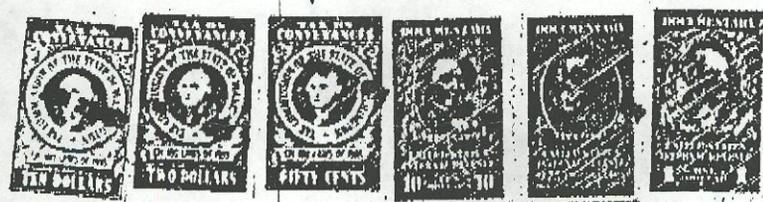
for and in consideration of One dollar and other valuable considerations

in hand paid, conveys and warrants to ARTHUR SCHOESSLER, and BERTHA MAY SCHOESSLER, his wife, of Lynden, RFD # 3, Washington,

the following described real estate, situated in the County of WHATCOM, State of Washington:

The South 10 rods of Government Lots 3 and 4, and the North 36 rods of the South half of the Northwest quarter of Section 3, Township 40 North, Range 3 East of W.M. LESS ROADS.

ALSO all that part of the South 10 rods of Government Lot 1 and of the North 36 rods of the Southeast quarter of the Northeast quarter of Section 4, Township 40 North, Range 3 East of W.M. LYING EASTERLY of the center line of the Fishtrap Creek, LESS ROADS.



Dated this 5th. day of June, 1961.

Arthur E. Johnson (SEAL)

(SEAL)

STATE OF WASHINGTON,
County of WHATCOM

On this day personally appeared before me Arthur E. Johnson, a bachelor,
known to me to be the individual described in and who executed the within and foregoing instrument, and
he signed the same as his free and voluntary act and deed, for the
purpose and purposes therein mentioned.

My hand and official seal this 5th. day of June, 1961.

Arthur Schoessler
Notary Public in and for the State of Washington,
residence at Lynden

EXHIBIT A