

RECEIVED

JUN 01 1995

DEPT. OF ECOLOGY

\$10.00 MINIMUM STATUTORY EXAMINATION FEE REQUIRED WITH APPLICATION

(GRAY BOXES FOR OFFICE USE ONLY)

DEPT. OF ECOLOGY

I have examined this application as required by SARA and find that it is: not an "action"

FEE PAID \$10.00

APPLICATION FOR PERMIT

categorically exempt.

TO APPROPRIATE PUBLIC WATERS OF THE STATE OF WASHINGTON

SURFACE WATERS GROUND WATER

RECEIVED

JUN - 1 1995

APPLICATION NO. <u>6-27624</u>	W.R.I.A. <u>1</u>	COUNTY <u>Whatcom</u>	PRIORITY DATE <u>6-1-95</u>	TIME	ACCEPTED <u>JB</u>
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APPLICANT'S NAME - PLEASE PRINT DEAN STUART RUSSELL

Bus. Tel. (360) 733-5381
Home Tel. (360) 384-5191
Other Tel. _____

ADDRESS (STREET) 5879 SHANNON AVE. (CITY) FERNDALE (STATE) WASHINGTON (ZIP CODE) 98248

DATE & PLACE OF INCORPORATION IF APPLICANT IS A CORPORATION _____

1. SOURCE OF SUPPLY

IF SURFACE WATER SOURCE (NAME OF STREAM, LAKE, SPRING, ETC.) (IF UNNAMED, SO STATE) _____

IF GROUND WATER SOURCE (WELL, TUNNEL, INFILTRATION TRENCH, ETC.) WELL

TRIBUTARY _____

SIZE AND DEPTH 172 FEET DEEP, 15 GALLONS PER MINUTE

2. USE

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

ENTER QUANTITY OF WATER REQUESTED USING UNITS OF: CUBIC FEET PER SECOND (CFS) _____ OR GALLONS PER MINUTE (GPM) (15) ACRE FEET PER YEAR (1,800,000 MAX)

Multiple domestic supply - year round as needed

TIMES DURING YEAR WATER WILL BE REQUIRED YEARLY - FAMILY USES

IF IRRIGATION, NUMBER OF ACRES NONE

IF DOMESTIC USE, NUMBER OF UNITS BY TYPE, E.G. 1-HOME, 1-MOBILE HOME, 2-CAMPSITES, ETC. (1) HOME

IF MUNICIPAL USE, ESTIMATED POPULATION 20 YEARS FROM TODAY _____

DATE PROJECT WAS OR WILL BE STARTED _____ DATE PROJECT WAS OR WILL BE COMPLETED 7/15/93 COMPLETION

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 ATTACHED SHEET

ALSO, ENTER BELOW THE DISTANCES FROM THE NEAREST SECTION OR PROPERTY CORNER TO THE DIVERSION OR WITHDRAWAL. 200'

LOCATED WITHIN (SMALLEST LEGAL SUBDIVISION) <u>SEE ATTACHED SHEET (TRACT B)</u>	SECTION <u>26</u>	TOWNSHIP N. <u>39</u>	RANGE (E. OR W.) W.M. <u>1 EAST</u>	COUNTY <u>WHATCOM</u>
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SW 4 per title

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 SHEETS"

FEE PAID

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

(PROPERTY OWNER - NEW RESIDENCE)

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.)

- 1. SIZE OF PUMP ^{3 (horsepower)} 1.5 HP
- 2. PUMP MOTOR HORSEPOWER ~~1.5 HP~~ 1.5 HP
- 3. PIPE DIAMETER 1" PIPE DIAMETER
- 4. NUMBER OF SPRINKLER ~~(1)~~ (2) MAXIMUM
- 5. CAPACITY OF PUMP 15 GALLONS P/MIN

7. REMARKS

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

DEAN STUART RUSSELL

LEGAL LANDOWNERS NAME (PLEASE PRINT)

Dean Russell

APPLICANT'S SIGNATURE

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

5879 SHANNON AVE. PERDUE, WA.

LEGAL LANDOWNER'S ADDRESS

98248

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.....



**First American Title
INSURANCE COMPANY**

This Space Reserved For Recorder's Use:

Filed for Record at Request of
First American Title Company

AFTER RECORDING MAIL TO:

Name DEAN RUSSELL

Address 3729 MERIDIAN STREET

City, State, Zip BELLINGHAM, WA 98225

18251/53184
JV

WHATCOM COUNTY
BELLINGHAM, WA
06/04/93 4:04 PM
REQUEST OF: /EMT
Shirley Forslof, AUDITOR
BY: LR, DEPUTY
\$7.00 DEED
Vol: 322 Page: 265
File No: 930604248

Statutory Warranty Deed

THE GRANTOR RICHARD A. BAILEY, as his separate property

for and in consideration of TEN DOLLARS AND OTHER GOOD AND VALUABLE CONSIDERATION
in hand paid, conveys and warrants to DEAN RUSSELL and THERESIA RUSSELL, husband and wife

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

A TRACT OF LAND IN THE NORTHWEST QUARTER OF THE SOUTHWEST QUARTER OF SECTION 26,
TOWNSHIP 39 NORTH, RANGE 1 EAST OF W.M., DESCRIBED AS FOLLOWS:

COMMENCING AT A POINT SOUTH 00 43'06" WEST A DISTANCE OF 328.35 FEET FROM THE
WEST QUARTER CORNER OF SECTION 26, TOWNSHIP 39 NORTH, RANGE 1 EAST; THENCE SOUTH
89 23'29" EAST A DISTANCE OF 660.00 FEET; THENCE SOUTH 00 49'06" WEST A DISTANCE
OF 326.83 FEET; THENCE NORTH 89 31'37" WEST A DISTANCE OF 660.01 FEET; THENCE
NORTH 00 43'06" EAST A DISTANCE OF 328.40 FEET TO THE POINT OF BEGINNING. LESS
ELDER ROAD. 326

SITUATE IN COUNTY OF WHATCOM, STATE OF WASHINGTON 326

SUBJECT TO: Protective Covenants and/or Easements recorded under Auditor's File
No. 900522141; Protective Covenants and/or Easements recorded under Auditor's
File No. 920218197.

Dated this 01 day of June, 1993

By Richard A. Bailey
RICHARD A. BAILEY

By _____

STATE OF WASHINGTON }
COUNTY OF Whatcomish } ss

CERTIFICATE OF EXEMPTION
WCC 21.12.030-2
THE LAND DIVISION DESCRIBED IN THIS
DOCUMENT IS EXEMPT FROM THE WHATCOM
COUNTY SUBDIVISION REGULATIONS, AS OF
E93F-03
3 JUNE 1993
DAY MONTH YEAR Larry Stoner
FOR WHATCOM COUNTY

I certify that I know or have satisfactory evidence that RICHARD A. BAILEY
is the person who appeared before me, and said person acknowledged that
he signed this instrument and acknowledged it to be his free and voluntary act for the uses and purposes
mentioned in this instrument.

Dated: June 3, 1993



Michelle Hansen
Notary Public in and for the State of Washington
Residing at Whatcomish
My appointment expires: 1/19/96

21557x EX 6/07/93 Paid \$596.70

TOWNSHIP 39 NORTH, RANGE 1 EAST, W.M.

AS ROAD - COUNTY ROAD No. 21 - 40 FT ROW

89°15'20"E 1318.62

as Rd

20.00 FEET

S 89°15'20"E 658.67

TRACT DESCRIPTIONS:

NOTE: TRACT ACREAGE INCLUDES ROAD RIGHT OF WAY (ROW).

TRACT "A":

COMMENCING AT THE WEST 1/4 CORNER OF SECTION 26, TOWNSHIP 39 NORTH RANGE 1 EAST, W.M., SAID CORNER BEING THE TRUE POINT OF BEGINNING THENCE S 89°15'20"E ALONG THE EAST-WEST CENTERLINE OF SAID SECTION A DISTANCE OF 660.00 FEET; THENCE S 00°43'06"W A DISTANCE OF 326.83 FEET; THENCE N 89°23'29"W A DISTANCE OF 660.00 FEET; THENCE N 00°43'06"E A DISTANCE OF 328.40 FEET TO THE WEST 1/4 CORNER OF SECTION 26 AND THE TRUE POINT OF BEGINNING; LESS ROADS.

TRACT "B":

BEGINNING AT A POINT S 00°43'06"W A DISTANCE OF 328.35 FEET FROM THE WEST 1/4 CORNER OF SECTION 26, TOWNSHIP 39 NORTH, RANGE 1 EAST; THENCE S 89°23'29"E A DISTANCE OF 660.00 FEET; THENCE S 00°43'06"W A DISTANCE OF 326.83 FEET; THENCE N 89°31'37"W A DISTANCE OF 660.01 FEET; THENCE N 00°43'06"E A DISTANCE OF 328.40 FEET TO THE POINT OF BEGINNING; LESS ROAD.

TRACT "C":

BEGINNING AT A POINT S 00°43'06"W A DISTANCE OF 656.70 FEET FROM THE WEST 1/4 CORNER OF SECTION 26, TOWNSHIP 39 NORTH RANGE 1 EAST, THENCE S 89°31'37"E A DISTANCE OF 660.01 FEET; THENCE S 00°43'06"W A DISTANCE OF 326.83 FEET; THENCE N 89°39'46"W A DISTANCE OF 660.01 FEET; THENCE N 00°43'06"E A DISTANCE OF 328.40 FEET TO THE POINT OF BEGINNING; LESS ROAD.

TRACT "D":

BEGINNING AT A POINT S 00°43'06"W A DISTANCE OF 985.05 FEET FROM THE WEST 1/4 CORNER OF SECTION 26, TOWNSHIP 39 NORTH, RANGE 1 EAST, THENCE S 89°39'46"E A DISTANCE OF 660.01 FEET; THENCE S 00°43'06"W A DISTANCE OF 326.83 FEET; THENCE N 89°47'55"W A DISTANCE OF 660.03 FEET; THENCE N 00°43'06"E A DISTANCE OF 328.40 FEET TO THE POINT OF BEGINNING; LESS ROAD.

S 00°43'06"W 306.83

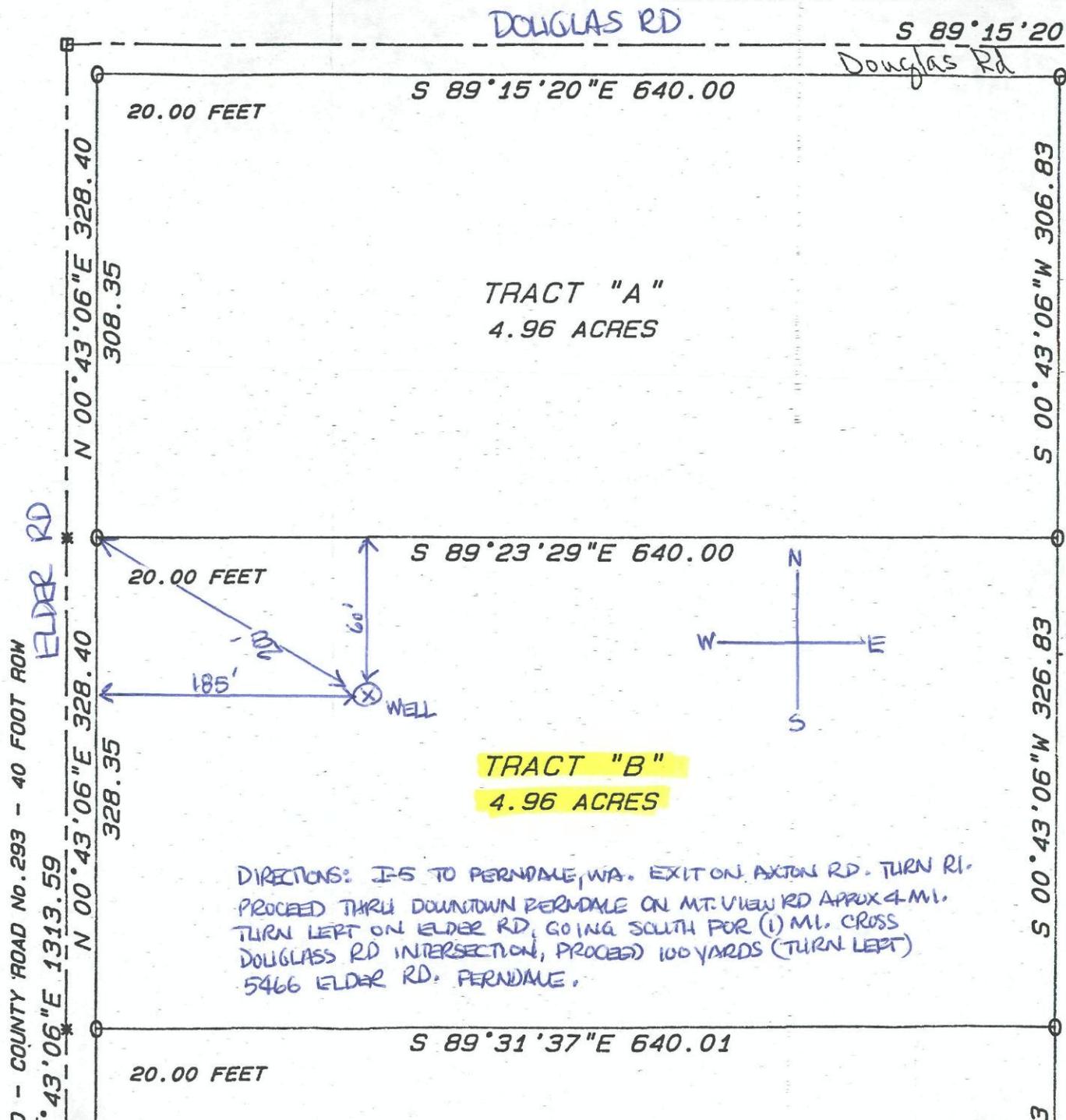
S 00°43'06"W 326.83

83

70°35'22"W 1301.07

SURVEY IN SECTION 26, TOWNSHIP 39 NORTH, RANGE

CENTERLINE OF DOUGLAS ROAD - COUNTY ROAD No. 21 - 40 FT ROW



TRACT "A"
4.96 ACRES

TRACT "B"
4.96 ACRES

DIRECTIONS: I-5 TO PERNDAL, WA. EXIT ON AXTON RD. TURN RI.
PROCEED THRU DOWNTOWN PERNDAL ON MT. VIEW RD APPROX 4 MI.
TURN LEFT ON ELDER RD, GOING SOUTH FOR (1) MI. CROSS
DOUGLASS RD INTERSECTION, PROCEED 100 YARDS (TURN LEFT)
5466 ELDER RD. PERNDAL.

TRACT DESCRIPTIONS:

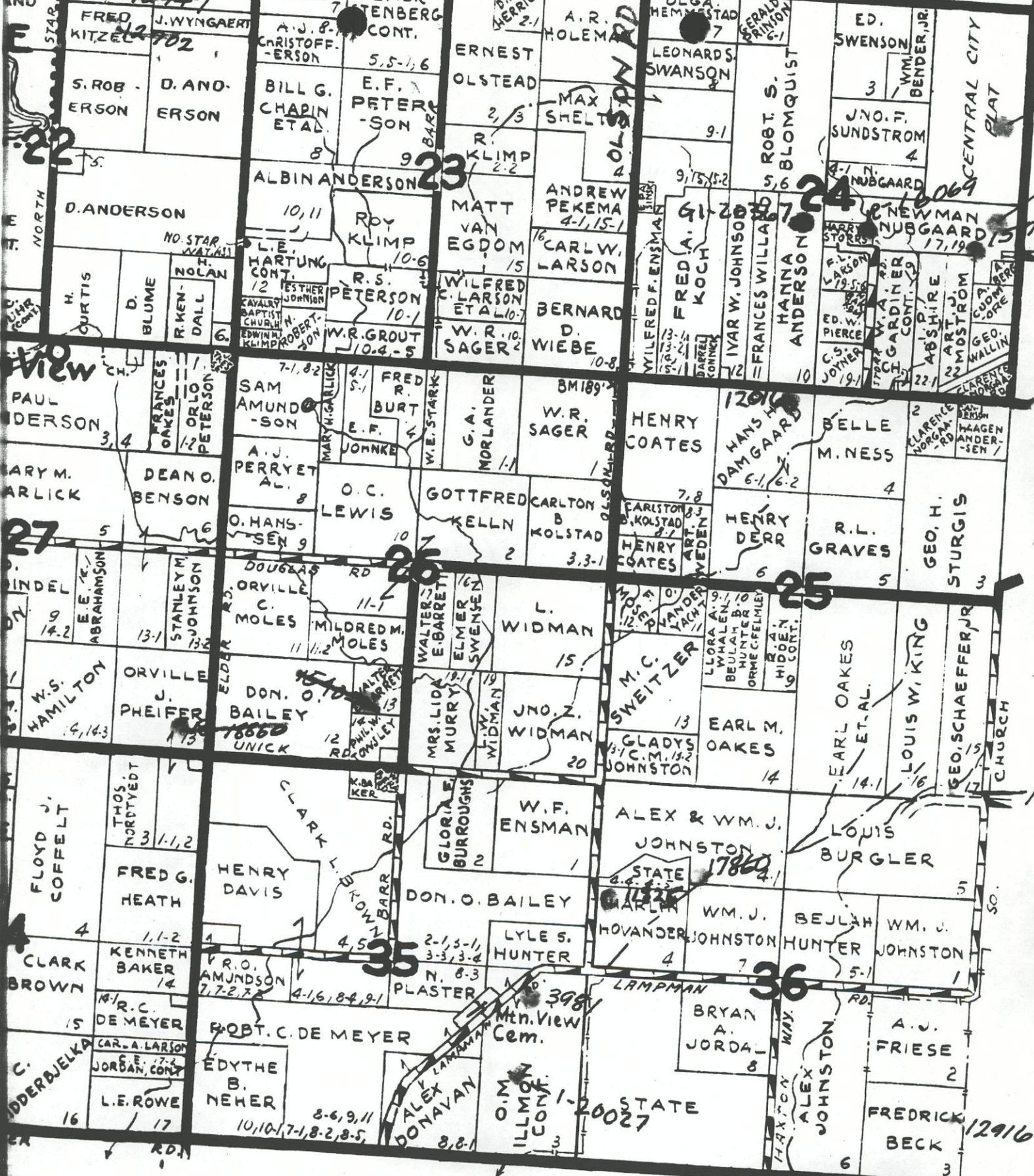
NOTE: TRACT ACREAGE INC

TRACT "A":
COMMENCING AT THE WEST 1/4 CORNER OF SECTION 26, TOWNSHIP 39 NORTH, RANGE 1 EAST, W.M., SAID CORNER THENCE S 89°15'20"E ALONG THE SECTION A DISTANCE OF 660.00 FEET; THENCE N 89°23'29"E A DISTANCE OF 326.83 FEET; THENCE N 00°43'06"E A DISTANCE OF 328.40 FEET TO THE WEST 1/4 CORNER OF SECTION 26 AND THE

TRACT "B": *5 acre tract*
BEGINNING AT A POINT S 00°43'06"W 326.83 FEET FROM THE WEST 1/4 CORNER OF SECTION 26, TOWNSHIP 39 NORTH, RANGE 1 EAST, W.M., SAID POINT THENCE S 89°23'29"E A DISTANCE OF 640.00 FEET; THENCE N 00°43'06"E A DISTANCE OF 328.40 FEET TO THE WEST 1/4 CORNER OF SECTION 26 AND THE

TRACT "C":
BEGINNING AT A POINT S 00°43'06"W 326.83 FEET FROM THE WEST 1/4 CORNER OF SECTION 26, TOWNSHIP 39 NORTH, RANGE 1 EAST, W.M., SAID POINT THENCE S 89°31'37"E A DISTANCE OF 640.01 FEET; THENCE N 00°43'06"E A DISTANCE OF 328.40 FEET TO THE WEST 1/4 CORNER OF SECTION 26 AND THE

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FRED KITZEL
J. WYNGAERT
S. ROBERSON
D. ANDERSON
D. ANDERSON
H. CURTIS
D. BLUME
R. KENDALL
H. NOLAN

ELMER TENBERG CONT.
A.J. CHRISTOFF-ERSON
BILL G. CHAPIN ETAL.
E.F. PETERSON-SON
ALBIN ANDERSON
ROY KLIMP
MATT VAN EGDOM
ANDREW PEKEMA
CARL W. LARSON
WILFRED C. LARSON ETAL.
BERNARD D. WIEBE
W.R. SAGER

ERNEST OLSTEAD
MAX SHELTON
R. KLIMP
MATT VAN EGDOM
ANDREW PEKEMA
CARL W. LARSON
WILFRED C. LARSON ETAL.
BERNARD D. WIEBE
W.R. SAGER

ED. SWENSON
JNO. F. SUNDBLUM
HANNAN ANDERSON
FRANCES WILLARD
HANNAN ANDERSON
HANS H. DAMGAARD
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GEO. H. STURGIS

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THOS. NORBYED
FRED G. HEATH
KENNETH BAKER
R.C. DE MEYER
CAR. A. LARSON
JORDAN, CONY
L.E. ROWE

SAM AMUNDSON
A.J. PERRYET AL.
O.C. LEWIS
GOTTFRED CARLTON
KELLN
L. WIDMAN
MRS. LIDA MURRY
WIDMAN
JNO. Z. WIDMAN
GLADYS JOHNSTON
ALEX & WM. J. JOHNSTON
STATE
HOVANDER JOHNSTON
WM. J. HUNTER
WM. J. JOHNSTON
BRYAN A. JORDAN
ALEX JOHNSTON
A.J. FRIESE
FREDRICK BECK

HENRY COATES
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540