

RECEIVED  
SEP 16 1996  
DEPT. OF ECOLOGY

APPLICATION FOR PERMIT

\$10.00  
FEE PAID  
9/16/96

I have examined this application to appropriate public waters of the State of Washington as required by SEPA and find that it is  SURFACE WATER  GROUND WATER as required by SEPA and find that it is  not an "action".  categorically exempt.  
\$10.00 MINIMUM STATUTORY EXAMINATION FEE REQUIRED WITH APPLICATION (GRAY BOXES FOR OFFICE USE ONLY)

APPLICATION NO. <b>Col. 27763</b>	W.R.I.A. COUNTY <b>Whatcom</b>	PRIORITY DATE <b>9-16-96</b>	TIME	ACCEPTED <i>[Signature]</i>
APPLICANT'S NAME - PLEASE PRINT <b>Curt Maberry</b>				Bus. Tel. (360) 354-4504 Home Tel. (360) 354-7059 Other Tel. (360) 354-4318

ADDRESS (STREET) **729 Loomis Trail Rd.** (CITY) **Lynden** (STATE) **WA** (ZIP CODE) **98264**

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.) <b>Infiltration Trench</b>
TRIBUTARY	SIZE AND DEPTH <b>6' deep 20' wide 2000' long</b>

2. USE

USE TO WHICH WATER IS TO BE APPLIED (DOMESTIC SUPPLY, IRRIGATION, MINING, MANUFACTURING, ETC.)  
**irrigation and harvesting and frost protection**

ENTER QUANTITY OF WATER REQUESTED USING UNITS OF:	CUBIC FEET PER SECOND (CFS)	OR	GALLONS PER MINUTE (GPM) <b>1500 gpm</b>	ACRE FEET PER YEAR <b>150</b>
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TIMES DURING YEAR WATER WILL BE REQUIRED  
**all year**

IF IRRIGATION, NUMBER OF ACRES <b>70</b>	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 <b>July 1996</b>	DATE PROJECT WAS OR WILL BE COMPLETED <b>October 1997</b>	

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.

LOCATED WITHIN (SMALLEST LEGAL SUBDIVISION) <b>S<math>\frac{1}{2}</math> of NW<math>\frac{1}{4}</math></b>	SECTION <b>28</b>	TOWNSHIP N. <b>40N</b>	RANGE (E. OR W.) W.M. <b>2 E. W.M.</b>	COUNTY <b>Whatcom</b>
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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.

The S $\frac{1}{2}$  of the NW $\frac{1}{4}$  of Sec.28, Town.40N, Range 2E of W.M. Except the N 255' of the East 854' of the SE $\frac{1}{4}$  of NW $\frac{1}{2}$  of said Sec.28 and also excepting the following described tract: Beginning at a point 150' South of the NW corner of the said S $\frac{1}{2}$  of the NW $\frac{1}{4}$ , thence South 400', thence East 545', thence North parallel with Enterprise Road 400', thence West 545' to the point of beginning. Except the Enterprise Road situate in Whatcom County, Washington.

PAID

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.)

A 40 hp pump will be used at west diversion point and a 7 1/2 hp pump will be used at east diversion point. A 6" mainline will be used to move water from east diversion to west diversion and a 10" mainline from west diversion north where water will be collected in a poly lined water retention pond for frost, irrigation and harvesting needs. An 6" main line will service the bogs and the lateral lines will be 2" and have 100 sprinklers.

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

Curtis E Maberry  
LEGAL LANDOWNERS NAME  
(PLEASE PRINT)

Curtis E Maberry  
APPLICANT'S SIGNATURE

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

729 Loomis Trail Rd. Lynden  
LEGAL LANDOWNER'S ADDRESS  
Wash. 98264

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: .....

.....  
.....

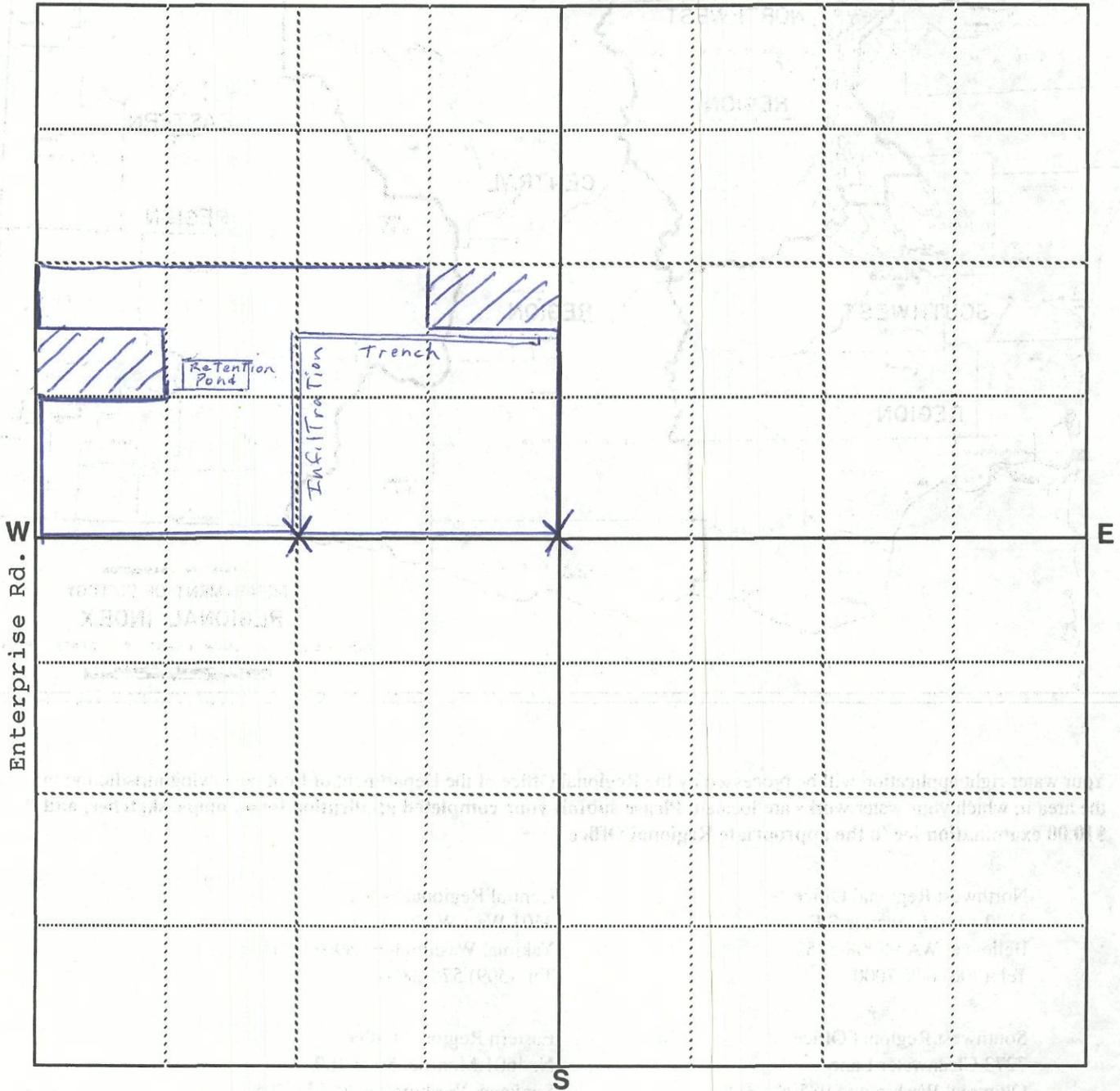
In order to retain its priority date, this application must be returned to the Department of Ecology, with corrections, on or before ....., 19.....

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

SECTION MAP

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

N Lynden Birch Bay Road



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

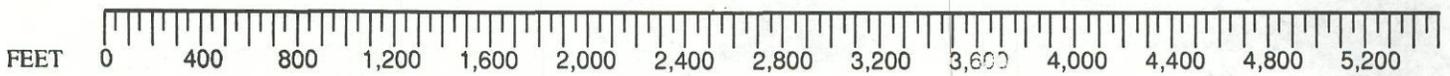
Show by a cross (X) the location of point of diversion (surface water source) or point of withdrawal (ground water source). For ground water applications, show by a circle (O) the locations of other wells or works within a quarter of a mile.

Indicate traveling directions from nearest town in space below.

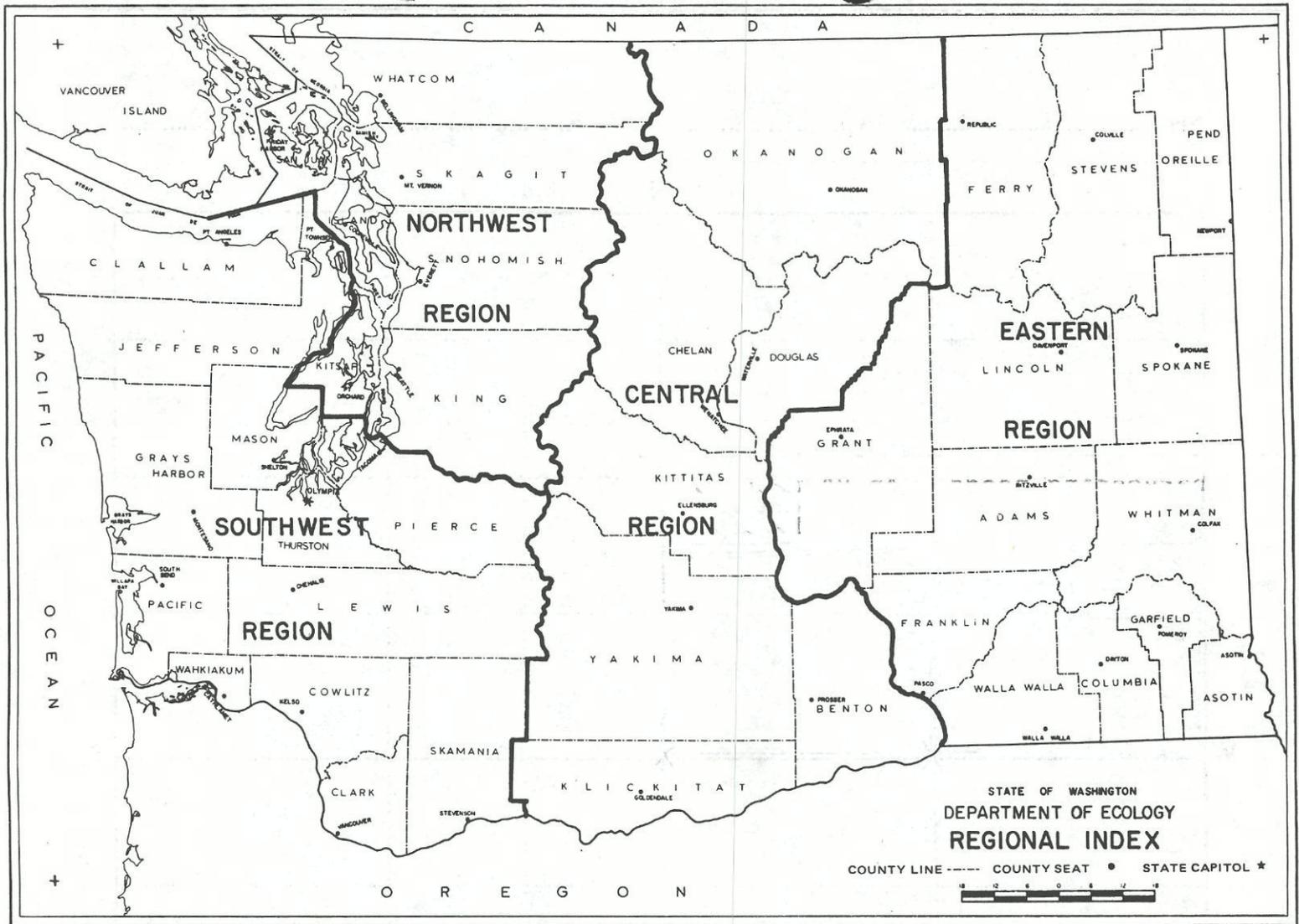
From Guide Meridian - Lynden Birch Bay Rd. corner - 4 miles west  
 on Lynden Birch Bay Rd. to Enterprise Rd. Go 1/2 mile south on  
 Enterprise Road.

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  
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.