



State of Washington Application for a Water Right

Please follow the attached instructions to avoid unnecessary delays.

For Ecology Use
Fee Paid _____
Date _____

Section 1. APPLICANT - PERSON, ORGANIZATION, OR WATER SYSTEM

Name NEUZL FAMILY TRUST Home Tel: (360) 595-2942
 Mailing Address 3704 S. BAY DR Work Tel: () - _____
 City SEASIDE WOODLEY State WA Zip+4 98284 + _____ FAX: () - _____

FEE PAID

12/12/01

Section 2. CONTACT - PERSON TO CALL ABOUT THE APPLICATION

Same as above

Name EDWARD NEUZL Home Tel: (360) 595-2942
 Mailing Address 3704 S. BAY DR Work Tel: () - _____
 City SEASIDE WOODLEY State WA Zip+4 98284 + _____ FAX: () - _____
 Relationship to applicant HEAD OF FAMILY

Section 3. STATEMENT OF INTENT

The applicant requests a permit to use not more than 0.152^{0.152} GAL/MIN (210 GAL/DAY) (gallons per minute or cubic feet per second) from a surface water source or ground water source (check only one) for the purpose(s) of HOUSEHOLD DOMESTIC USE. ATTACH A "LEGAL" DESCRIPTION OF THE PLACE OF USE. (See instructions.) NOTE: A tax parcel number or a plat number is not sufficient.
 Estimate a maximum annual quantity to be used in acre-feet per year: 0.246 acre-feet per year

Check if the water use is proposed for a short-term project. Indicate the period of time that the water will be needed:
 From ___/___/___ to ___/___/___

Section 4. WATER SOURCE

IF SURFACE WATER	IF GROUNDWATER
Name the water source and indicate if stream, spring, lake, etc. If unnamed, write "unnamed spring," "unnamed stream," etc.: <u>LAKE WHATCOM</u>	A permit is desired for _____ well(s).
Number of diversions: <u>1</u>	
Source flows into (name of body of water): <u>WHATCOM CREEK</u>	Size & depth of well(s):

LOCATION
 Enter the north-south and east-west distances in feet from the point of diversion or withdrawal to the nearest section corner:

1/4 of	1/4 of	Section	Township	Range(E/W)	County	If location of source is platted, complete below: <i>SEE DOCUMENT ENCLOSED</i>		
						Lot	Block	Subdivision
		<u>22</u>	<u>37N</u>	<u>4E</u>	<u>WHATCOM</u>	<u>17</u>	<u>PLAT OF FUGUA-FULLIS DEER HAVEN TRACTS</u>	<u>A READING TO THE PLAT THEREOF VOL. 8 OF PLATS, PAGE 9, WHATCOM CO.</u>

For Ecology Use Date Received: 12/12/01 Priority Date: 12/12/01
 SEPA: Exempt/Not Exempt _____ FERC License # _____ Dept. Of Health # _____
 Date Accepted As Complete _____ By _____ Date Returned _____ By _____ WRIA: 1

Appl. No.: S1-28121

Section 5. GENERAL WATER SYSTEM INFORMATION

A. Name of system, if named: _____

B. Briefly describe your proposed water system. (See instructions.)

SUBMERGED PUMP IN LAKE FOR DOMESTIC HOUSEHOLD USE

C. Do you already have any water rights or claims associated with this property or system? YES NO
PROVIDE DOCUMENTATION.

Section 6. DOMESTIC / PUBLIC WATER SUPPLY SYSTEM INFORMATION
(Completed for all domestic/public supply uses.)

A. Number of "connections" requested: 1 Type of connection ONE HOME
(Homes, Apartment, Recreational, etc.)

B. Are you within the area of an approved water system? YES NO
If yes, explain why you are unable to connect to the system. Note: Regional water systems are identified by your County Health Department.

Complete C. and D. only if the proposed water system will have fifteen or more connections.

C. Do you have a current water system plan approved by the Washington State Department of Health? YES NO
If yes, when was it approved? _____ Please attach the current approved version of your plan.

D. Do you have an approved conservation plan? YES NO
If yes, when was it approved? _____ Please attach the current approved version of your plan.

Section 7. IRRIGATION/AGRICULTURAL/FARM INFORMATION
(Complete for all irrigation and agriculture uses.)

A. Total number of acres to be irrigated: _____

B. List total number of acres for other specified agricultural uses:

Use _____ Acres _____
Use _____ Acres _____
Use _____ Acres _____

C. Total number of acres to be covered by this application: _____

D. Family Farm Act (Initiative Measure Number 59, November 3, 1977)
Add up the acreage in which you have a controlling interest, including only:
‡ Acreage irrigated under water rights acquired after December 8, 1977;
‡ Acreage proposed to be irrigated under this application;
‡ Acreage proposed to be irrigated under other pending application(s).

1. Is the combined acreage greater than 2000 acres? YES NO
2. Do you have a controlling interest in a Family Farm Development Permit? YES NO
If yes, enter permit no: _____

E. Farm uses:
Stockwater - Total # of animals _____ Animal type _____ (If dairy cattle, see below)
Dairy - # Milking _____ # Non-milking _____

Section 8. WATER STORAGE

Will you be using a dam, dike, or other structure to retain or store water?

YES NO

NOTE: If you will be storing 10 acre-feet or more of water and/or if the water depth will be 10 feet or more at the deepest point, and some portion of the storage will be above grade, you must also apply for a reservoir permit. You can get a reservoir permit application from the Department of Ecology.

Section 9. DRIVING DIRECTIONS

Provide detailed driving instructions to the project site.

IS TO EXIT 240, EAST ON CAIN LAKE Rd to So. Bay Dr.;
EAST ON S. Bay Dr TO 3784 S. Bay Dr.

Section 10. REQUIRED MAP

A. Attach a map of the project. (See instructions.)

enclosed

Section 11. PROPERTY OWNERSHIP

A. Does the applicant own the land on which the water will be used?

YES NO

If no, explain the applicant's interest in the place of use and provide the name(s) and address(es) of the owner(s):

B. Does the applicant own the land on which the water source is located?

YES NO

If no, submit a copy of agreement:

I certify that the information above is true and accurate to the best of my knowledge. I understand that in order to process my application, I grant staff from the Department of Ecology access to the site for inspection and monitoring purposes. Even though I may have been assisted in the preparation of the above application by the employees of the Department of Ecology, all responsibility for the accuracy of the information rests with me.

Applicant (or authorized representative)

Dec 10, 2001

Date

SAME

Landowner for place of use (if same as applicant, write "same")

Date

Use this page to continue your answers to any questions on the application. Please indicate section number before answer.

We are returning your application for the following reason(s):	
Examination fee was not enclosed	APPLICANT PLEASE RETURN TO CASHIER, PO BOX 5128, LACEY, WA 98509-5128
Section number(s) _____ is/are incomplete	APPLICANT PLEASE RETURN TO THE APPROPRIATE REGIONAL OFFICE
Explanation:	
Please provide the additional information requested above and return your application by _____ (date).	

Ecology staff _____ Date _____

Ecology is an Equal Opportunity and Affirmative Action employer.

To receive this document in alternative format, contact the Water Resources Program at (360) 407-6604 (Voice) or (360) 407-6006 (TDD).

DEED OF TRUST

LOAN # 0115015907

THIS DEED OF TRUST is made this 9TH day of APRIL 1983,

among the Grantor, EDWARD F. NEUZIL AND MOLLY H. NEUZIL, HUSBAND AND WIFE
(herein "Borrower"),

TICOR TITLE INSURANCE CO., A CORPORATION
(herein "Trustee), and the Beneficiary,

MT. BAKER MUTUAL SAVINGS BANK a corporation organized and
existing under the laws of WASHINGTON, whose address is
1621 CORNWALL AVENUE, BELLINGHAM, WASHINGTON 98225 (herein "Lender").

BORROWER, in consideration of the indebtedness herein recited and the trust herein created, irrevocably grants and conveys to Trustee, in trust, with power of sale, the following described property located in the County of WHATCOM, State of Washington:

LOT 17, "PLAT OF FUQUA-FOLLIS DEER HAVEN TRACTS", ACCORDING TO THE PLAT THEREOF, RECORDED IN VOLUME 8 OF PLATS, PAGE 9, RECORDS OF WHATCOM COUNTY, WASHINGTON.

which has the address of 3704 SOUTH BAY (Street)
BELLINGHAM, WASHINGTON 98225 (herein "Property Address");
(City) (State and Zip Code)

TOGETHER with all the improvements now or hereafter erected on the property, and all easements, rights, appurtenances, rents (subject however to the rights and authorities given herein to Lender to collect and apply such rents), royalties, mineral, oil and gas rights and profits, water, water rights, and water stock, and all fixtures now or hereafter attached to the property, all of which, including replacements and additions thereto, shall be deemed to be and remain a part of the property covered by this Deed of Trust; and all of the foregoing, together with said property (or the leasehold estate if this Deed of Trust is on a leasehold) are herein referred to as the "Property";

To SECURE to Lender (a) the repayment of the indebtedness evidenced by Borrower's note dated APRIL 9, 1983 (herein "Note"), in the principal sum of EIGHTY NINE THOUSAND AND NO\100--- Dollars, with interest thereon, providing for monthly installments of principal and interest, with the balance of the indebtedness, if not sooner paid, due and payable on SEPTEMBER 1, 2012; the payment of all other sums, with interest thereon, advanced in accordance herewith to protect the security of this Deed of Trust; and the performance of the covenants and agreements of Borrower herein contained; and (b) the repayment of any future advances, with interest thereon, made to Borrower by Lender pursuant to paragraph 21 hereof (herein "Future Advances").

Borrower covenants that Borrower is lawfully seized of the estate hereby conveyed and has the right to grant and convey the Property, that the Property is unencumbered, and that Borrower will warrant and defend generally the title to the Property against all claims and demands, subject to any declarations, easements or restrictions listed in a schedule of exceptions to coverage in any title insurance policy insuring Lender's interest in the Property.