

RECEIVED

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FEE PAID

7083  
\$10.00



DEPT OF ECOLOGY

# 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 MARK WALKER or ASSIGNS; TALAGON TRAILS Home Tel: (425) 867-3264  
 Mailing Address 2822 140th Ave NE Work Tel: (425) 466-2021  
 City Bellevue State WA Zip+4 98005 + 1822 FAX: (425) 484-4422

## Section 2. CONTACT - PERSON TO CALL ABOUT THE APPLICATION

Same as above

Name \_\_\_\_\_ Home Tel: (\_\_\_\_) \_\_\_\_ - \_\_\_\_  
 Mailing Address \_\_\_\_\_ Work Tel: (\_\_\_\_) \_\_\_\_ - \_\_\_\_  
 City \_\_\_\_\_ State \_\_\_\_\_ Zip+4 \_\_\_\_\_ + \_\_\_\_\_ FAX: (\_\_\_\_) \_\_\_\_ - \_\_\_\_  
 Relationship to applicant \_\_\_\_\_

## Section 3. STATEMENT OF INTENT

The applicant requests a permit to use not more than 51 ( 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 Domestic / Public Supply. 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: 17.02 acre/feet

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.:	A permit is desired for <u>7-20</u> well(s).
Number of diversions: _____	
Source flows into (name of body of water):	Size & depth of well(s): <u>TBD</u>

LOCATION								
Enter the north-south and east-west distances in feet from the point of diversion or withdrawal to the nearest section corner: <i>referring to a attached legal description -</i>								
¼ of	¼ of	Section	Township	Range(E/W)	County	If location of source is platted, complete below:		
						Lot	Block	Subdivision
<i>NW</i>	<i>NE</i>	<i>35</i>	<i>28N</i>	<i>8E</i>	<i>Snohomish</i>	-	-	-

For Ecology Use \_\_\_\_\_ Date Received: \_\_\_\_\_ Priority Date: *7/11/05*

SEPA:  Exempt/Not Exempt FERC License # \_\_\_\_\_ Dept. Of Health # \_\_\_\_\_

Date Accepted As Complete *7/11/05* By *db* Date Returned \_\_\_\_\_ By \_\_\_\_\_ WRIA: *7*

**Section 5. GENERAL WATER SYSTEM INFORMATION**

- A. Name of system, if named: \_\_\_\_\_
- B. Briefly describe your proposed water system. (See instructions.)
- A) Group system for over 7 parcels - requires water right possibility of 2-3 wells. Storage at top of hill. Well at bases.*
  - B) Project for less group well - no water right*
  - C) Shared wells - no water right - project ≤ 7*
- 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: *19* Type of connection *Homes*  
 (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, as amended by Chapter 237, Laws of 2001)  
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 6000 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? Storage tank  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.

E on SR2 through startup. Left on Lk. Kellog Road to  
132nd St. SE. Left on 132nd past gate at end of county  
maintained road.

**Section 10. REQUIRED MAP**

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

**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):

3 parcels - 41.15 acres. 1 parcel purchased, 2 pending under contract.  
Pending Parcels - Steven + Roxanne Mc Kinney, 36120 132nd St SE  
Sultan, WA 98294

B. Does the applicant own the land on which the water source is located?  YES  NO  
If no, submit a copy of agreement:

Yes, 1 parcel, 2 parcels under contract pending  
Adjacent land to N also source possibility per owner Charles Meyer.

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.

Mark Walker  
Applicant (or authorized representative)

7/1/05  
Date

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

11 Jul 05  
Date

**Section 10. REQUIRED MAP**

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

**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):

*3 parcels - 4.15 acres. 1 parcel purchased, 2 pending under contract.  
Pending Parcels - Steve + Roxanne Mc Kinnon, 36120 132nd St SE  
Sultan, WA 98294*

B. Does the applicant own the land on which the water source is located?  YES  NO  
If no, submit a copy of agreement:

*Yes, 1 parcel, 2 parcels under contract pending  
Adjacent land to N also source possibility per owner Charles Meyer.*

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.

*Mark Walker*  
Applicant (or authorized representative)

*7/1/05*  
Date

Landowner for place of use (if same as applicant, write "same")  
*see next page*

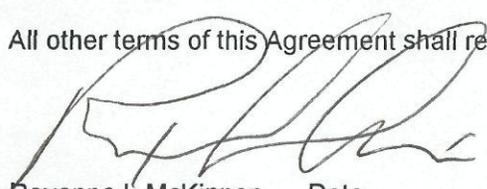
Date

ADDENDUM TO LISTING REAL ESTATE SALES AGREEMENT

Regarding the property, parcel number 28083500200100, and the agreement between Steve A & Roxanne L McKinnon, husband and wife (Seller) and Mark Walker (Buyer)

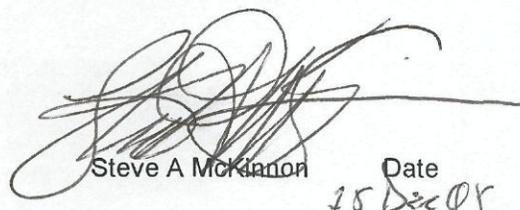
- 1) Seller and Buyer agree to extend the INVESTIGATION AND FEASIBILITY STUDY CONTINGENCY as in the agreement to expire on or before March 15, 2006
- 2) In consideration of said extension and an ingress/egress easement across lot # 28083500202300 (location to be mutually agreed upon by both parties), the Earnest Money shall be deemed non-refundable and shall be due and payable directly to Seller immediately. Said non-refundable earnest Money may be applied to purchase and sale agreement in effect for either lot #28083500200100 or 28083500202300.
- 3) Closing shall continue to be as detailed in paragraph 7 of the Vacant Land Purchase and Sale Agreement referenced herein.
- 4) Current balance of earnest money as of December 15<sup>th</sup>, 2005 is \$7,500. An additional \$2,500 earnest money will be deposited with seller within 90 days.
- 5) Buyer may allow right to trespass and drill for the determination of water rights and/or wells on either property and may grant the Dept of Ecology and any associated well drilling contractors, hydrologists, engineers, surveyors, health dept, county, and associated workers access for this express purpose. Buyer shall maintain liability coverage while working on property that McKinnon's hold title. Any workers shall present liability coverage to the McKinnon's and/or sign liability waiver to hold McKinnon's harmless.

All other terms of this Agreement shall remain unchanged.

  
Roxanne L McKinnon      Date

12/15/05  
Mark Walker

  
Date

  
Steve A McKinnon

Date

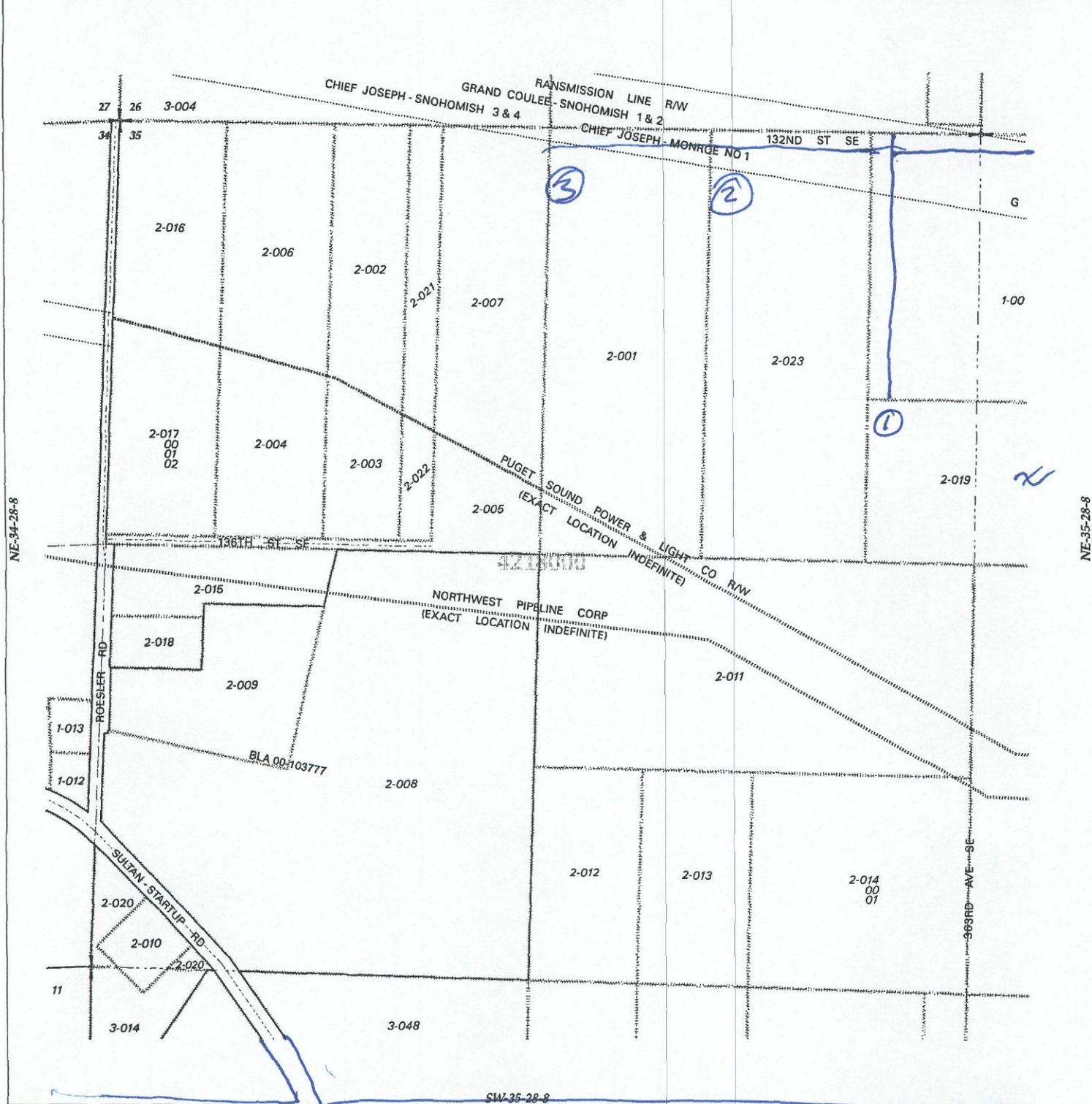
15 Dec 05

QUARTER	SECTION	TOWNSHIP N.W.B.L.	RANGE E.W.M.
NW	35	28	8

A product of the Snohomish County Assessor's Office  
Map produced on January 13, 2005

THIS IS NOT A SURVEY. IT IS A PUBLIC MAP PRODUCED FOR THE PURPOSES OF PROPERTY TAXES. THE COUNTY DOES NOT WARRANT THE ACCURACY OR COMPLETENESS OF THE DATA OR THE INFORMATION CONTAINED HEREIN. THE COUNTY DOES NOT WARRANT THE ACCURACY OR COMPLETENESS OF THE DATA OR THE INFORMATION CONTAINED HEREIN. THE COUNTY DOES NOT WARRANT THE ACCURACY OR COMPLETENESS OF THE DATA OR THE INFORMATION CONTAINED HEREIN. THE COUNTY DOES NOT WARRANT THE ACCURACY OR COMPLETENESS OF THE DATA OR THE INFORMATION CONTAINED HEREIN.

SW-26-28-8

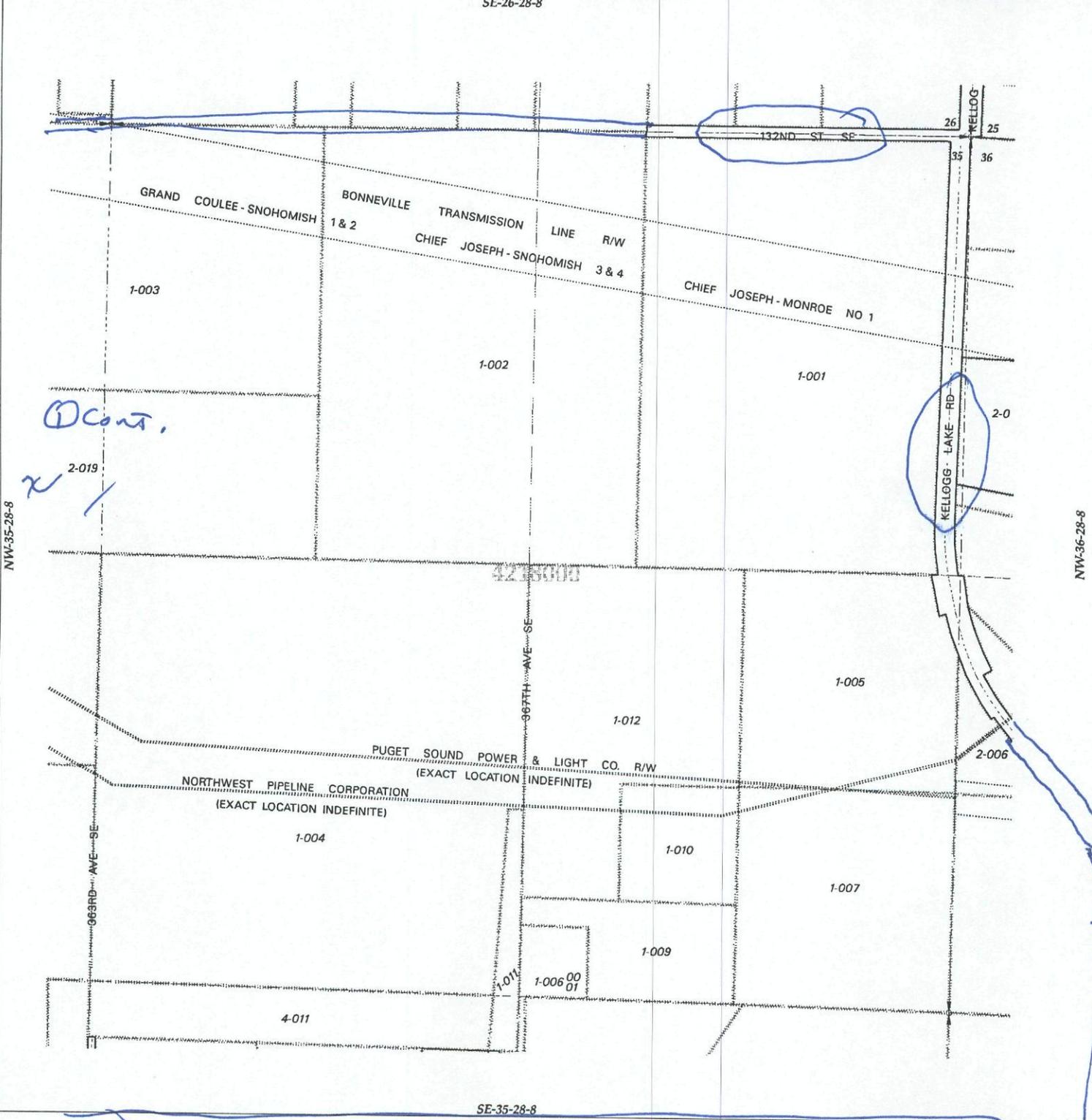


SW-35-28-8

W SR 2 E

QUARTER <b>NE</b>	SECTION <b>35</b>	TOWNSHIP N.W.B.L. <b>28</b>	RANGE E.W.M. <b>8</b>	 A product of the Snohomish County Assessor's Office Map produced on January 18, 2004
<small>THIS IS NOT A SURVEY. IT IS A GIS PARCEL MAP BASED ON THE LOCATION OF PROPERTY OWNERS. SNOHOMISH COUNTY DOES NOT GUARANTEE THE ACCURACY, COMPLETENESS OR QUALITY OF DATA. SNOHOMISH COUNTY SHALL NOT BE RESPONSIBLE FOR ANY AND ALL DAMAGES, LOSS OR LIABILITY ARISING FROM ANY USE OF THIS MAP. PARCEL MAPS ARE THE PROPERTY OF SNOHOMISH COUNTY AND SHOULD BE CONSULTED WITH THE SNOHOMISH COUNTY ASSESSOR.</small>				

SE-26-28-8



SE-35-28-8

SR2

Startup

NW-35-28-8

NTW-36-28-8

12/16/05

Dan Swenson  
WA Dept of Ecology  
3190 160th AVE SE  
Bellevue, WA 98008

Dear Mr. Swenson,

Please expedite my application  
through the cost reimbursement program,

Mark Waller  
2822 140th AVE NE  
Bellevue, WA 98005  
425 466-2071