



State of Washington
Application for a Water Right Permit

SURFACE WATER GROUND WATER
 Permanent Temporary Short Term

For Ecology Use
 (Date Stamp)
 '07 OCT -4 18:13
 DEPT. OF ECOLOGY
 FISCAL & BUDGET

Follow the attached instructions. Attach additional sheets as necessary.

A NON-REFUNDABLE **MINIMUM FEE** OF \$50.00 PAYABLE TO THE DEPARTMENT OF ECOLOGY MUST ACCOMPANY THIS APPLICATION.

Section 1. APPLICANT

Applicant/Business Name: Kerry and Darlene Kaplanchuk	Phone No: (604) 220-9907	Other No:
Address: 23290 128 th Ave.,		
City: Maple Ridge	State: B.C.	Zip: V2X 4S1
Email Address (optional):		

Contact Name (if different from above): Bradley Swanson	Phone No: (360) 734-6390	Other No:
Relationship to Applicant: Agent for applicant		
Address: 900 Dupont St.		
City: Bellingham	State: WA	Zip: 98225
Email Address (optional): bds@belcherswanson.com		

Section 2. STATEMENT OF INTENT

Briefly describe the purpose of your proposed project: This project proposes to withdraw water from Lake Whatcom for beneficial use at two single family residences to be constructed on properties adjacent to Lake Whatcom.

Anticipated length of time to complete your project: 2 months

Water Use List all purposes for which water will be applied to a beneficial use and list quantity required for each.

Purpose(s) of Use	Rate (check one box only)		Acre-Feet per Year (AF/YR) (If known)	Period of Use (Continuously or Seasonal)
	<input type="checkbox"/> Cubic Feet per Second (CFS)	<input checked="" type="checkbox"/> Gallons per Minute (GPM)		
Single family residence	25 GPM	0.056 cfs	0.90 AF/YR	continuously
Single family residence	25 GPM		0.90 AF/YR	continuously
TOTAL:	50 GPM	0.111 cfs	1.80 AF/YR	

Short Term/Temporary Water Use

Is this a request for a short term project (less than four months and non-recurring)? YES NO

Is this request for a temporary permit? YES NO

For Ecology Use	APPLICATION NO: <u>SI-28520</u>	SEPA: Exempt/Not Exempt
	Fee Paid: <u>10/4/07</u> Check No: _____	ECY Coding: 001-001-WR1-0285-000011
Date Returned _____	By _____	Priority Date <u>10/4/07</u> By <u>[Signature]</u> WRIA: <u>1</u>

If yes to either question above, indicate the dates that the water will be needed:

FROM: ____/____/____ TO: ____/____/____

For Ecology Use	APPLICATION NO: _____	SEPA: Exempt/Not Exempt		
	Fee Paid: _____	Check No: _____	ECY Coding: 001-001-WR1-0285-000011	
Date Returned _____	By _____	Priority Date _____	By _____	WRIA: _____

Section 3. POINT OF DIVERSION OR WITHDRAWAL

Complete A or B, and C below

<p>A.) If Surface Water Source</p> <p><input type="checkbox"/> Spring <input type="checkbox"/> Creek <input type="checkbox"/> River <input checked="" type="checkbox"/> Lake <input type="checkbox"/> Other: _____</p> <p>Source Name: <u>Lake Whatcom</u></p> <p>Tributary to: <u>Whatcom Creek/Bellingham Bay</u></p> <p>Number of proposed diversion points: <u>1</u></p> <p>Do you have an existing diversion? <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO</p>	<p>B.) If Ground Water Source</p> <p><input type="checkbox"/> Well(s) <input type="checkbox"/> Other: _____</p> <p>Well diameter & depth: _____</p> <p>Number of proposed points of withdrawal: _____</p> <p>Do you have an existing well? <input type="checkbox"/> YES <input type="checkbox"/> NO</p> <p>If available, attach Water Well Report and pump test.</p> <p>Well Tag ID No. _____</p>
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C.) Point of Diversion/Withdrawal – Legal Description

Parcel No.	¼	¼	Section	Township	Range	County
370421 009427 0000 and 370421 009433 0000	NW	NW	21	37N	4E	Whatcom
Lot(s)	Block(s)		Subdivision			
6 and 7			Cedar Shores on Lake Whatcom			

If known, enter the distances in feet from the point of diversion or withdrawal to the nearest section corner:

_____ Feet (North/ South) and _____ feet (East/ West)
 from the (NW SW NE SE _____) corner of Section _____.

Parcel No.	¼	¼	Section	Township	Range	County
Lot(s)	Block(s)		Subdivision			

If known, enter the distances in feet from the point of diversion or withdrawal to the nearest section corner:

_____ feet (North/ South) and _____ feet (East/ West)
 from the (NW SW NE SE _____) corner of Section _____.

NOTE: If more than two points of diversion/withdrawal attach additional information on a separate sheet of paper.

Do you own the land on which the proposed point of diversion/withdrawal is located? YES NO
 If no, do you have legal authority to make this application for use of another's land? YES NO
 Provide the owner name(s), address, and phone number: _____

Section 4. PLACE OF USE

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 it carefully in the space below.

See Exhibit A, attached

¼	¼	Section	Twp.	Range	County	Parcel No.	
NW	NW	21	37N	4E	Whatcom	370421 009427 0000 and 370421 009433 0000	

Do you own all the lands on which the proposed place of use is located? YES NO.

If no, do you have legal authority to make this application for use of another's land? YES NO
 Provide owner name(s), address, and phone number: _____

Are there any other water rights or claims associated with this property or water system? YES NO
 If yes, provide the water right and/or claim numbers: _____

Attach a map of your project showing the point of diversion/withdrawal and place of use. If platted property, be sure to include a complete copy of the plat map. SEE EXHIBITS "B" & "C"

Section 5. WATER SYSTEM DESCRIPTION

Describe your proposed water system (include type and size of devices used to divert or withdraw water from source): The water system to be constructed shall consist of a 2 inch diameter schedule 80 PVC pipe, a 1 1/2 horse power submersible and a 70 gallon bladder tank. From the bladder tank, water will be routed to the residences. The depth of the intake will be between 30 and 40 feet deep.

Section 6. DOMESTIC WATER SUPPLY SYSTEM INFORMATION

Complete A or B, and C below

A.) Domestic Water Systems only	B.) Municipal Water Systems only <i>(defined under RCW 90.03.015)</i>
Projected number of connections to be served: <u>2</u>	Present population to be served water: _____
Type of connections: <u>single family residences (homes)</u> <i>(e.g., home, recreational cabin)</i>	Estimate future population to be served: _____ (20 year projection)

C.) Water System Planning

Do you have a Water System Plan approved by the Washington State Department of Health, Drinking Water Division? YES NO

If yes, date plan was approved ____/____/____ Water System Number: _____

Name of water system: _____

Are you within the service area of an existing water system? YES NO

If yes, explain why you are unable to connect to the system: The Whatcom County Coordinated Water System Plan indicates that this property is within Whatcom County Water District #10's service area and that Whatcom County Water District #10 is the entity responsible for serving this property with water. However, Whatcom County Water District #10's water system infrastructure is at least one mile from the property. Further, there is no proposed extension of that system in the foreseeable future.

Section 7. IRRIGATION/STOCKWATER/OTHER FARM USES

Irrigation

Total number of acres requested to be irrigated under this application = _____ ACRES

NOTE: Outline the area to be irrigated on your attached map.

Stockwater

List number and kind of stock: _____

Is the proposed project for a dairy farm? YES NO

Other Proposed Farm Uses

Describe all proposed uses: _____

Family Farm Water Act (RCW 90.66):

Calculate 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, and
- Acreage proposed to be irrigated under other pending application(s).

Is the combined acreage under existing rights greater than 6000 acres? YES NO

Do you have a controlling interest in a Family Farm Development Permit? YES NO

If yes, enter Permit No: _____

Section 8. OTHER WATER USES

Hydropower

Indicate total feet of head _____ and proposed capacity in kilowatts: _____

Describe works: _____

Indicate all uses to which power is to be applied: _____

FERC License No: _____

Mining/Industrial Use

Describe use, method of supplying and utilizing water: _____

Other Use

Section 9. WATER STORAGE

Will you be using a dam, dike, or other structure to retain or store water? YES NO

Are you proposing to store more than 10 acre-feet of water? YES NO

Will the water depth be 10 feet or more? YES NO

If you answered yes to any of the above questions, please describe: As stated above, a 70 gallon bladder tank will be used in the withdrawal system. This is to minimize the use of the submerisble pump. Technically this is a "structure to retain or store water", but it is only nominal storage related to withdrawal of the water from the lake.

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 complete an Application for Permit to Construct a Reservoir and a Dam Construction Permit and Application.

Section 10. DRIVING DIRECTIONS

Provide detailed driving directions to the project site: Take I-5 north from Seattle. Take I-5 exit 240 (Alger). Turn right onto Lake Samish Road. Follow Lake Samish Road to the flashing red light. Go straight through the flashing red light and Lake Samish Road becomes Alger Cain Lake Road. Alger Cain Lake Road comes Cain Lake Road. Stay left at the fork and continue on Cain Lake Road. Cain Lake Road becomes Lake Whatcom Blvd. The property is on your right hand side at the address stated below.

Site Address: 1250 Lake Whatcom Boulevard, Sedro Woolley, WA 98284 and 1256 Lake Whatcom Boulevard, Sedro Woolley, WA 98284

Section 11. REQUIRED SIGNATURES

I certify that the information provided in this application 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 the employees of the Department of Ecology may have assisted me in the preparation of the above application, all responsibility for the accuracy of the information rests with me, the applicant.

<u>Bradley D. Swanson</u> Print Name (Applicant or authorized representative)	<u>[Signature]</u> Signature	<u>09/29/07</u> Date
<u>Kerry Kaplanchuk</u> Print Name (Landowner of Place of Use)	<u>[Signature]</u> Signature	<u>Sept 29, 07</u> Date
<u>Darlene Kaplanchuk</u> Print Name (Landowner of Place of Use)	<u>[Signature]</u> Signature	<u>Sept 29, 07</u> Date
_____ Print Name (Landowner of Place of Use)	_____ Signature	_____ Date

Submit your application to: DEPARTMENT OF ECOLOGY
CASHIERING SECTION
PO BOX 5128
LACEY WA 98509-5128

Please check the region in which your proposed project is located.
 Southwest Northwest Central Eastern

Below is a map of the State of Washington, with outlines of the four Ecology regional offices. If you have questions about your application, contact the Water Resources program at the regional office in which your project is located.



Southwest Regional Office: 360-407-6300

Northwest Regional Office: 425-649-7000

Central Regional Office: 509-575-2490

Eastern Regional Office: 509-329-3400

If you need this document in an alternate format, please call the Water Resources Program at 360-407-6600. Persons with hearing loss can call 711 for Washington Relay Service. Persons with a speech disability can call 877-833-6341



State of Washington INSTRUCTIONS for the Application for a Water Right Permit

Please read these instructions carefully. Be accurate and complete in filling out your application, as the information you provide is very important in processing your application. Be sure to attach your fees, maps, and any additional information related to the water uses you are proposing.

If you need assistance, please contact the regional office in which your project will be located. A map of the Ecology regions is on the back page of the application. If your answers to any questions are longer than the space provided, you may attach additional sheets as necessary.

Check Boxes

Check the appropriate box for Surface or Ground Water.

Check the appropriate box for Permanent, Temporary, or Short Term use (duration of 4 months or less).

Application Fee

- A minimum fee of \$50.00 is required for each new application for a water right permit.
- No fees are required for applications to be processed under a Cost Reimbursement contract.
- No fees are required for Emergency Drought Applications (only when a drought is declared).

If additional fees are required, Ecology will send you a letter requesting those fees. If you are unsure of the appropriate fee amount, contact your regional office for more information, or visit our website:

<http://www.ecy.wa.gov/programs/wr/rights/wr_fees.html>.

Please make checks or money orders payable to the “Department of Ecology.” Cash cannot be accepted. ALL FEES ARE NONREFUNDABLE.

Section 1. APPLICANT

Enter the name of the person, organization, or water system for which the water right permit is requested. For instance, if the permit is required for a community water system, enter the name of the system (e.g. Green Acres Water Works). Enter a mailing address, including zip, daytime telephone, an alternate or cell phone number, and an Email address (if you have one).

Provide the name of a contact person (if different from above) to call in case we have questions about the application or proposed project. Describe the relationship of the contact person to the applicant, e.g. "consultant," "water systems engineer," "realtor," "chair of community well organization," etc.

Section 2. STATEMENT OF INTENT

Provide a brief description of the purpose of your proposed project and the anticipated length of time to complete the project.

Water Use

List the purpose(s) for which you are proposing to use the water (**see examples of purposes below**). Check the appropriate box to indicate if the rate you have provided is measured in cubic feet per second or gallons per minute. For each purpose provide the maximum rate at which water is proposed to be taken from the water source. If known, provide the maximum quantity to be used for the purposes in acre-feet per year. Provide period of use (months) in which the water will be used for each purpose. Total the water needs for each purpose of use and write the total within the space provided.

Short Term/Temporary Water Use

If this application is being submitted for a short term (less than four months – see Policy 1037) or temporary water use (see Policy 1035), check the appropriate box and indicate the dates the water will be needed.

For more information on Water Resources Program Policies, contact your regional office or visit our website: http://www.ecy.wa.gov/programs/wr/rules/pol_pro.html#wradminpolicy.

Examples of purpose(s)

Be sure that you include ALL uses that you propose, not just the major use of water. Some examples are:

- Dairy
- Domestic-Multiple
- Domestic-Single
- Dust Control
- Fish Propagation
- Frost Protection
- Heat Exchange
- Hydropower
- Industrial/Manufacturing/Commercial
- Irrigation
- Mining
- Municipal
- Stockwater
- Other (describe)

Section 3. POINT OF DIVERSION OR WITHDRAWAL

Complete A or B, and C

A.) If Surface Water Source

Check the appropriate box if you plan to divert water from a spring, creek, river, lake, or other (describe). Enter the source name, e.g. "Wenatchee River." If the source feeds another body of surface water, give the name of the body of water to which the source is a tributary, e.g. "Columbia River." Enter the number of proposed diversion points. Check the appropriate box if you have an existing diversion.

B.) If Ground Water Source

Check the appropriate box if you plan to withdraw water from a well or other ground water system (describe). Enter the diameter, depth, and the number of proposed points of withdrawal (wells). Check the appropriate box if you have an existing well. If the well has been constructed, attach a Water Well Report. If you have already done a pump test, attach a copy of the pump test results. Provide the Well Tag ID number, if available.

C.) Point of Diversion/Withdrawal Location – Legal Description

Enter the parcel number, quarter-quarter ($\frac{1}{4}$), section, township, range and county in which each point of diversion or withdrawal is located. If the location has been platted (subdivided), enter the lot, block, and subdivision name. You can generally obtain this information from a legal description or plat of the property, or from your county assessor's office. If there are more than two points of diversion or withdrawal, attach additional information on a separate sheet of paper.

If known, enter the distances in feet from the nearest section corner to each point of diversion or withdrawal (e.g. 420 feet south and 150 feet west from the Northeast Corner of Section 12). You can obtain this information by measuring the distance on a USGS map, other map drawn to scale, or by measurement on the ground.

Check if you own the land containing the proposed point of diversion/withdrawal. If you don't own the land, provide the owner's name(s), address, and phone number. Please check whether you have legal authority to make this application for use of another's land.

Section 4. PLACE OF USE

Attach a legal description of the lands where you propose to use the water or copy it carefully in the space provided. You can usually obtain a legal description from a survey, county assessor's office, real estate contract, title insurance policy, or property deed. Also include the tax parcel number(s) if available.

Check if you own all of the lands on which the proposed place of use is located. If you do not own the lands,

provide the owner's name(s), address and phone number. If this is a community or municipal water system, please include a copy of your current and future service area map.

NOTE: Landowner's signature is required in Section 11.

Check if there are any other water rights or claims associated with this property or water system. If yes, provide the water right and/or claim numbers.

Attach a map of your project showing the point(s) of diversion/withdrawal and place of use. If platted property, be sure to include a complete copy of the plat map.

Section 5. WATER SYSTEM DESCRIPTION

Provide a description of your proposed project, explaining how you will divert, pump, distribute, and store the water, and any conservation measures you may be taking. Include proposed size, capacity, location, and motor horsepower of any pump.

Section 6. DOMESTIC WATER SUPPLY SYSTEM INFORMATION

Complete A or B, and C

A.) Domestic Water Systems

Enter the projected number of connections to be served and the type of connection (e.g. home, recreational cabin).

B.) Municipal Water Systems (as defined under RCW 90.03.015)

Enter the present population to be served water and estimate the future population to be served (20 year projection).

C.) Water System Planning

Check yes if you have a Water System Plan approved by the Washington State Department of Health, Drinking Water Division. Provide the date the plan was approved, as well as the water system number. Enter the name of the water system (e.g. Johnson Point Water Association).

Check yes, if you are within the service area of an existing water system and explain why you are unable to connect to the system.

Section 7. IRRIGATION/STOCKWATER/OTHER FARM USES

Irrigation

Provide the total number of acres of land to be irrigated in the space provided. The number of acres to be irrigated should not include lands within the general irrigation area that may contain buildings, roads, etc. Outline the area to be irrigated on your attached map from Section 4.

Stockwater

Indicate total number of animals receiving stockwater and the type of animal (e.g. goats, chickens, llamas).

Check yes if the proposed project is for a dairy farm.

Other Proposed Farm Uses

Describe all other proposed farm uses (e.g. frost protection, heat control, or harvesting) listed in Section 2 and provide the proposed number of acres of land upon which each purpose would occur. Also note other uses of water on the farm (e.g. cleaning the milking parlor, washing cattle, or for a cooling system) and how much water is needed for each use.

Family Farm Water Act (RCW 90.66)

In order to comply with the Family Farm Water Act, indicate if you have a controlling interest in more than 6,000 acres of irrigation as defined in RCW 90.66.040(3). This includes the number of acres that are irrigated under water rights acquired after December 8, 1977, acreage that would be irrigated under this application, and acreage proposed to be irrigated under other pending applications on file with the Department of Ecology.

Check yes, if the proposed project is over 6,000 acres.

Enter the permit number(s) of any Family Farm Development Permit in which you hold controlling interest.

Section 8. OTHER WATER USES

Hydropower

For hydropower projects, indicate the total feet of head and proposed capacity in kilowatts. Describe the proposed diversion facility, including the bypass reach. Indicate all uses to which power is to be applied. Enter the FERC license number.

Mining/Industrial Use

Describe use, method of supplying and utilizing water.

Other Use

Describe any other use(s) of water.

Section 9. WATER STORAGE

Check the appropriate box for each question.

If you answered yes to any of the questions, your project may require a reservoir permit, or an approval from Ecology's Dam Safety Program. For criteria on reservoir permits contact the regional office in which your project is located.

Section 10. DRIVING DIRECTIONS

Provide detailed driving directions from the nearest town to the project site. If applicable, provide the site address.

Section 11. REQUIRED SIGNATURES

The applicant or authorized representative (e.g. the Public Works Director of a municipality, or the chair of a community water system) AND the landowner(s) of the place of use MUST sign the application.

If you require this document in an alternate format, please call the Water Resources Program at 360-407-6600. Persons with hearing loss can call 711 for Washington Relay Service. Persons with a speech disability can call 877-833-6341.

Exhibit "A"

Parcel A:

Lot 6, Cedar Shores on Lake Whatcom, according to the Plat thereof, Recorded in Volume 9 of Plats, Page 30, records of Whatcom County, Washington.

Situate in Whatcom County, Washington.

Parcel B:

Lot 7 Cedar Shores on Lake Whatcom, according to the Plat thereof, Recorded in Volume 9 of Plats, Page 30 Records of Whatcom County, Washington.

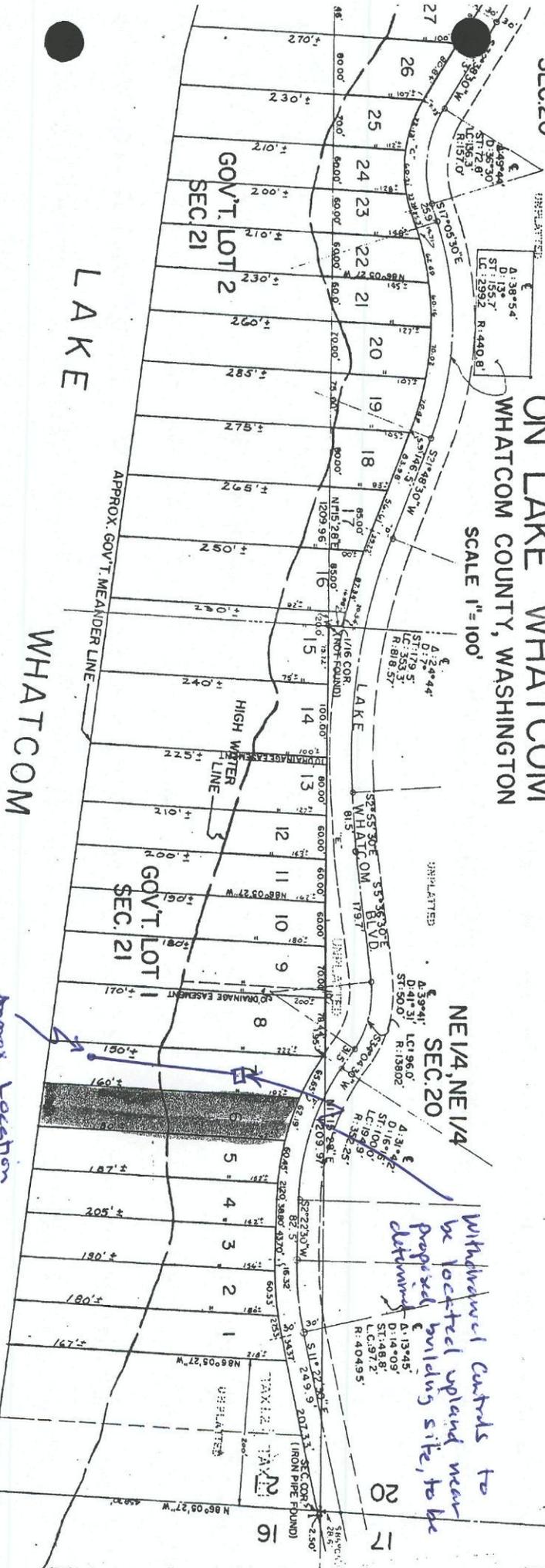
Situate in Whatcom County, Washington.

EXHIBIT B

NE 1/4, NE 1/4
SEC. 20

"CEP'AR SHORES"
ON LAKE WHATCOM
WHATCOM COUNTY, WASHINGTON

SCALE 1" = 100'



TWP 37N, RGE. 4E, W.M.

NOTE: PARKING AREAS DESIGNATED BY LETTERS 'A' THROUGH 'E' ARE ON EAST SIDE OF LAKE WHATCOM BLVD.

Approx. location of withdrawal

Withdrawal controls to be located upland near proposed building site, to be determined

192
4472
1404

UNITED STATES POSTAGE
\$01.310
PB8612701
OCT 01 07
98225
BELLINGHAM WA

FROM

BELCHER SWANSON LAW FIRM, P.L.L.C.
BATTERSBY FIELD PROFESSIONAL BUILDING
900 DUPONT STREET
BELLINGHAM, WASHINGTON 98225-3105

TO

Department of Ecology
Cashingier Section
PO Box 5128
Lacey, WA 98509-5128