

Report of Examination Routing Slip

File No./Location: 1:DM/Cost recovery/Arista/Backfill/Menke

Letter No: _____

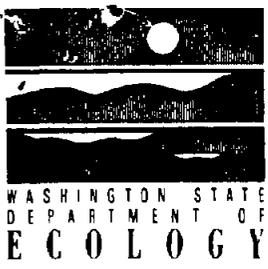
Fee: _____

	<u>Initial</u>	<u>Date</u>
Author	_____	_____
Hydrogeologist	_____	_____
Lead Review	_____	_____
Second Review	_____	_____
Proof Review	_____	_____
Signed by Author	_____	_____
Section Supervisors Approval and Sig.	_____	_____
Tracking	_____	_____

Mail Copies of Report To Following Parties:

Enclosure: (list)

Mailed Originals and cc's _____



APPLICATION FOR PERMIT

TO APPROPRIATE PUBLIC WATERS OF THE STATE OF WASHINGTON

SURFACE WATER GROUND WATER

\$10.00 MINIMUM STATUTORY EXAMINATION FEE REQUIRED WITH APPLICATION

(GRAY BOXES FOR OFFICE USE ONLY)

APPLICATION NO G 228365	W.R.I.A. 36	COUNTY LEWIS	PRIORITY DATE 10/20/91	TIME 9:30	ACCEPTED JPH
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APPLICANT'S NAME — PLEASE PRINT
BRIAN MENCKE

Bus. Tel. **206-985-8046**
Home Tel. **206-785-3987**
Other Tel. _____

ADDRESS (STREET) (CITY) (STATE) (ZIP CODE)
814 KING RD. Winlock WA. 98596-9735

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.)
TRIBUTARY	WELL SIZE AND DEPTH

2. USE

USE TO WHICH WATER IS TO BE APPLIED (DOMESTIC SUPPLY, IRRIGATION, MINING, MANUFACTURING, ETC.)
Fish Propagation

ENTER QUANTITY OF WATER REQUESTED USING UNITS OF: CUBIC FEET PER SECOND (CFS) **OR** GALLONS PER MINUTE (GPM) **2500 GPM** ACRE FEET PER YEAR

45 needed near Round
TIMES DURING YEAR WATER WILL BE REQUIRED
ALL TIMES SUMMERS ONLY

IF IRRIGATION, NUMBER OF ACRES	IF DOMESTIC USE, NUMBER OF UNITS BY TYPE, E.G. 1-HOME, MOBILE HOME, 2-CAMPSITES, ETC.	IF MUNICIPAL USE, ESTIMATED POPULATION 20 YEARS FROM TODAY
DATE PROJECT WAS OR WILL BE STARTED SUMMER 91 - SUMMER 92	DATE PROJECT WAS OR WILL BE COMPLETED SUMMER 92 1993	

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)	SECTION	TOWNSHIP N.	RANGE (E. OR W.) W.M.	COUNTY
NE 1/4 SE 1/4	2627	13 N	R-3 E	LEWIS

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.

LEGAL DESCRIPTION:

PARCEL "A": The Northeast quarter of the Southwest quarter of Section 26, Township 13 North, Range 3 East of W. M., in Lewis County, Washington, EXCEPT that part of the North 3/4 thereof lying Northerly of the Tilton River; and EXCEPT beginning at a point on the East line of said Subdivision 30 feet North of the Southeast corner thereof; thence West 50 feet; thence North parallel with said East line to the Tilton River; thence Easterly along said River to the East line of said Subdivision; thence South to the point of beginning. ALSO the South half of the Northwest quarter of the Southwest quarter of Section 26; ALSO the South quarter of the West half of the Northeast quarter of the Northwest quarter of the Southwest quarter of said Section 26; ALSO the South quarter of the East half of the Northwest quarter of the Northwest quarter of the Southwest quarter of said Section 26; AND: The North half of the Southwest quarter of the Southwest quarter of said Section 26; EXCEPT that portion thereof conveyed to the State of Washington for channel change of the Tilton River by instrument recorded May 23, 1939 in Volume 236 of deeds, page 183. ALSO that part of the North half of the Southeast quarter of Section 27, Township 13 North, Range 3 East, W. M. in Lewis County, Washington, lying Northerly of the Tilton River; EXCEPT beginning at a point on the East line thereof 300 feet South of the Northeast corner; thence Westerly to a point 500 feet South of the Northeast corner of the Northeast quarter of the Southeast quarter of said Section; thence Westerly to a point on the West line of said North half of the Southeast quarter 450 feet South of the Northwest corner thereof; thence North to said Northwest corner; thence East to the Northeast corner of said North half of the Southeast quarter; thence South to the point of beginning; and EXCEPT right of way for Secondary State Highway No. 3-E.	PARCEL "B": That part of the Southeast quarter of the Southwest quarter of Section 26, Township 13 North, Range 3 East, W. M., in Lewis County, Washington lying Northerly of Secondary State Highway No. 3-E lying Westerly of a line described as follows: Beginning at a point on the South line of said Southeast quarter 1071.17 feet South 89°30'35" West of the South quarter corner of said section; thence North 08°2'5" West 1220.57 feet; thence North 44°37'55" East 142 feet more or less to the North line of the Southeast quarter of the Southwest quarter. EXCEPTING THEREFROM a parcel of land deeded to the State of Washington October 1, 1949 under Auditor's File No. 344340, in Volume 246 of deeds, page 327. ALSO EXCEPTING THEREFROM a parcel of land deeded to Charles Lolan recorded November 30, 1970 under Auditor's File No. 749819, in Volume 37 of official records, page 130.
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VOL. 210 PAGE 708

SEPA

APPLICATION

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

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.) *To Power* 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.)

*NOT DETERMINED - PROBABLY 3 OR 4 - 10 HORSE PUMPS
SINGLE PHASE*

7. 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

Brian Mencke
APPLICANT'S SIGNATURE

BRIAN MENCKE
LEGAL LANDOWNERS NAME
(PLEASE PRINT)

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

LEGAL LANDOWNER'S ADDRESS

FOR OFFICE USE ONLY

STATE OF WASHINGTON }
DEPARATMENT 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.....

4.6 22 13
SCHEDULE "A"

LEGAL DESCRIPTION:

PARCEL "A":

The Northeast quarter of the Southwest quarter of Section 26, Township 13 North, Range 3 East of W. M., in Lewis County, Washington, EXCEPT that part of the North 3/4 thereof lying Northerly of the Tilton River; and EXCEPT beginning at a point on the East line of said Subdivision 30 feet North of the Southeast corner thereof; thence West 50 feet; thence North parallel with said East line to the Tilton River; thence Easterly along said River to the East line of said Subdivision; thence South to the point of beginning.

ALSO the South half of the Northwest quarter of the Southwest quarter of Section 26;

ALSO the South quarter of the West half of the Northeast quarter of the Northwest quarter of the Southwest quarter of said Section 26;

ALSO the South quarter of the East half of the Northwest quarter of the Northwest quarter of the Southwest quarter of said Section 26;

AND:

The North half of the Southwest quarter of the Southwest quarter of said Section 26; EXCEPT that portion thereof conveyed to the State of Washington for channel change of the Tilton River by instrument recorded May 23, 1939 in Volume 236 of deeds, page 183.

ALSO that part of the North half of the Southeast quarter of Section 27, Township 13 North, Range 3 East, W. M. in Lewis County, Washington, lying Northerly of the Tilton River; EXCEPT Beginning at a point on the East line thereof 300 feet South of the Northeast corner; thence Westerly to a point 500 feet South of the Northwest corner of the Northeast quarter of the Southeast quarter of said Section; thence Westerly to a point on the West line of said North half of the Southeast quarter 450 feet South of the Northwest corner thereof; thence North to said Northwest corner; thence East to the Northeast corner of said North half of the Southeast quarter; thence South to the point of beginning; and EXCEPT right of way for Secondary State Highway No. 5-K.

AND that part of the Southeast quarter of the Southeast quarter of said Section 27, lying Northerly of the Tilton River.

PARCEL "B":

That part of the Southeast quarter of the Southwest quarter of Section 26, Township 13 North, Range 3 East, W. M., in Lewis County, Washington lying Northerly of Secondary State Highway No. 5-K lying Westerly of a line described as follows: Beginning at a point on the South line of said Southeast quarter 1071.17 feet South 89°30'35" West of the South quarter corner of said section; thence North 08°2'5" West 1220.57 feet; thence North 44°57'55" East 142 feet more or less to the North line of the Southeast quarter of the Southwest quarter. EXCEPTING THEREFROM a parcel of land deeded to the State of Washington October 1, 1940 under Auditor's File No. 344340, in Volume 246 of deeds, page 327. ALSO EXCEPTING THEREFROM a parcel of land deeded to Charles Lotan recorded November 30, 1970 under Auditor's File No. 749819, in Volume 37 of official records, page 130.

CHRISTINE O. GREGOIRE
Director



STATE OF WASHINGTON
DEPARTMENT OF ECOLOGY

7272 Cleanwater Lane, LU-11 • Olympia, Washington 98504-6811 • (206) 753-2353

October 5, 1992

Brian Mencke
814 King Road
Winlock, Washington 98596-9735

Dear Mr. Mencke:

Re: Ground Water Application No. G 2-28365

We acknowledge receipt of your affidavit of publication of notice in connection with the above-numbered application.

The water codes require that no action be taken toward issuance of a permit earlier than thirty (30) days after the last date of publication. This period of time is allowed for filing any protests or objections.

A site investigation will be made by this office before we issue a permit decision. In light of our water right backlog, we estimate it will be about 18 months after receipt of your application before we are able to conduct the site investigation.

Sincerely,

A handwritten signature in cursive script that reads "Sheri Fox".

Sheri Fox
Water Resources

SF10(12A)

CHRISTINE O. GREGOIRE
Director



STATE OF WASHINGTON
DEPARTMENT OF ECOLOGY

7272 Cleanwater Lane, LU-11 • Olympia, Washington 98504-6811 • (206) 753-2353

September 24, 1992

CERTIFIED

Brian Mencke
814 King Road
Winlock, Washington 98596

Dear MR. Mencke:

Re: Ground Water Application No. G 2-28365

On January 13, 1992, this office sent a notice to you for publication in a newspaper within Lewis County.

We have not received the necessary Affidavit of Publication and, therefore, cannot continue to process your application.

If you do not reply within sixty (60) days of receipt of this letter, we shall assume you are no longer interested in the application and it will be cancelled.

Sincerely,

A handwritten signature in cursive script that reads "Sheri Fox".

Sheri Fox
Water Resources

SF:th

PLEASE NOTIFY OF ADDRESS CHANGE

P 469 204 124
RECEIPT FOR CERTIFIED MAIL
 NO INSURANCE COVERAGE PROVIDED
 NOT FOR INTERNATIONAL MAIL
 (See Reverse)

P.O. 1989-234-555

Sent to	BRIAN MENCKE
Street and No.	G 2-28365
P.O., State and ZIP Code	G 2-28365

SENDER: Complete items 1 and 2 when additional services are desired, and complete items 3 and 4.
 Put your address in the "RETURN TO" Space on the reverse side. Failure to do this will prevent this card from being returned to you. The return receipt fee will provide you the name of the person delivered to and the date of delivery. For additional fees the following services are available. Consult postmaster for fees and check box(es) for additional service(s) requested.

1. Show to whom delivered, date, and addressee's address. (Extra charge)
 2. Restricted Delivery (Extra charge)

3. Article Addressed to: BRIAN MENCKE 814 KING ROAD WINLOCK WA 98596-9735	4. Article Number P 469 204 124 Type of Service: <input type="checkbox"/> Registered <input type="checkbox"/> Insured <input checked="" type="checkbox"/> Certified <input type="checkbox"/> COD <input type="checkbox"/> Express Mail <input type="checkbox"/> Return Receipt for Merchandise
5. Signature - Address X <i>Sheryl Mencke</i>	Always obtain signature of addressee or agent and DATE DELIVERED. 8. Addressee's Address (ONLY if requested and fee paid)
6. Signature - Agent X	
7. Date of Delivery 9/29/92 <i>[Signature]</i>	

PS Form 3811, Mar. 1988 U.S.G.P.O. 1988-212-865 DOMESTIC RETURN RECEIPT

J. GREGG HIRE
Director



STATE OF WASHINGTON
DEPARTMENT OF ECOLOGY

7272 Clearwater Lane LU-11 • Olympia, Washington 98504-6811 • (206) 753-2353

May 5, 1992

BRIAN MENCKE
814 KING RD
WINLOCK WA 98596-9999

Re: Ground Water Application No. G 2-28365

On January 13, 1992, this office sent a notice to you for publication in a newspaper within Lewis County.

We have not received the necessary Affidavit of Publication and, therefore, cannot continue to process your application.

Please reply within thirty (30) days or, if you are no longer interested in the application or obtaining a water right, please sign the statement below and return to this office.

I am no longer interested in processing the Ground Water Application No. G 2-28365 or obtaining a water right and I hereby agree to it being cancelled.

I understand that after the effective date of cancellation, any withdrawal of ground water exceeding 5000 gallons a day and irrigation of more than one-half acre is a violation in accordance with Chapters 90.03 and 90.44 RCW and is subject to enforcement action.

Signature

Sincerely,

A handwritten signature in cursive script that reads "Sheri Fox".

Sheri Fox
Water Resources

SF:th(6AG)

PLEASE NOTIFY OF ADDRESS CHANGE

CHRISTINE O. GREGOIRE
Director



STATE OF WASHINGTON
DEPARTMENT OF ECOLOGY

7272 Cleanwater Lane, LU-11 • Olympia, Washington 98504-6811 • (206) 753-2353

January 13, 1992

Brian Mencke
814 King Road
Winlock, Washington 98596

Re: Ground Water Application No. G 2-28365

Dear Mr. Mencke:

Your application for the appropriation of water has been assigned the above-referenced number. Please refer to this number in future correspondence.

Enclosed is a notice of your application which must be published once a week for two consecutive weeks in a qualified legal newspaper of general circulation in Lewis County. A list of these newspapers in your county is enclosed. The applicant is responsible for the payment of the publication.

Please read the notice carefully to make sure it is correct. Should you find an error, please return the notice to our office for correction.

You should mail or deliver the enclosed notice to a newspaper regarding publication as soon as possible. When you receive the affidavit of publication from the newspaper, please forward it to this office promptly.

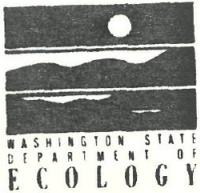
A site investigation will be made by this office before we issue a permit decision.

In light of our water right backlog, we estimate it will be about 18 months after receipt of your application before we are able to conduct the site investigation.

Sincerely,

Sheri Fox
Water Resources

SF:th
Enclosures



STATE OF WASHINGTON
DEPARTMENT OF ECOLOGY

NOTICE OF APPLICATION TO APPROPRIATE PUBLIC WATERS

TAKE NOTICE:

That Brian Mencke
of Winlock, Washington on December 20, 1991 under
Application No. G2-28365 filed for permit to appropriate public waters, subject to existing rights,
from a well
in the amount of 2500 gallons per minute as needed year round
each year, for fish propagation

The source of the proposed appropriation is located within NE 1/4 SE 1/4
of Section 27, Township 13 N., Range 3E W.M., in Lewis County.

Protests or objections to approval of this application must include a detailed statement of the basis for objections; protests must be accompanied by a two dollar (\$2.00) recording fee and filed with the Department of Ecology, at the address shown below, within thirty (30) days from

(Last date of publication to be entered above by publisher)

Dept of Ecology
LU-11
P.O. Box 47775
Olympia wa 98504-7775

NOTICE



CHRISTINE O GREGOIRE
Director



STATE OF WASHINGTON
DEPARTMENT OF ECOLOGY

7272 Cleanwater Lane, LU-11 • Olympia, Washington 98504-6811 • (206) 753-2353

January 13, 1992

Brian Mencke
814 King Road
Winlock, Washington 98596-9735

Re: Ground Water Application No. G 2-28365

Dear Mr. Mencke:

Your proposal requires that an environmental checklist be completed to comply with the State Environmental Policy Act of 1971. We are enclosing a copy of this checklist to be completed by you and returned to this office.

Further processing of your application cannot be done until we receive this document.

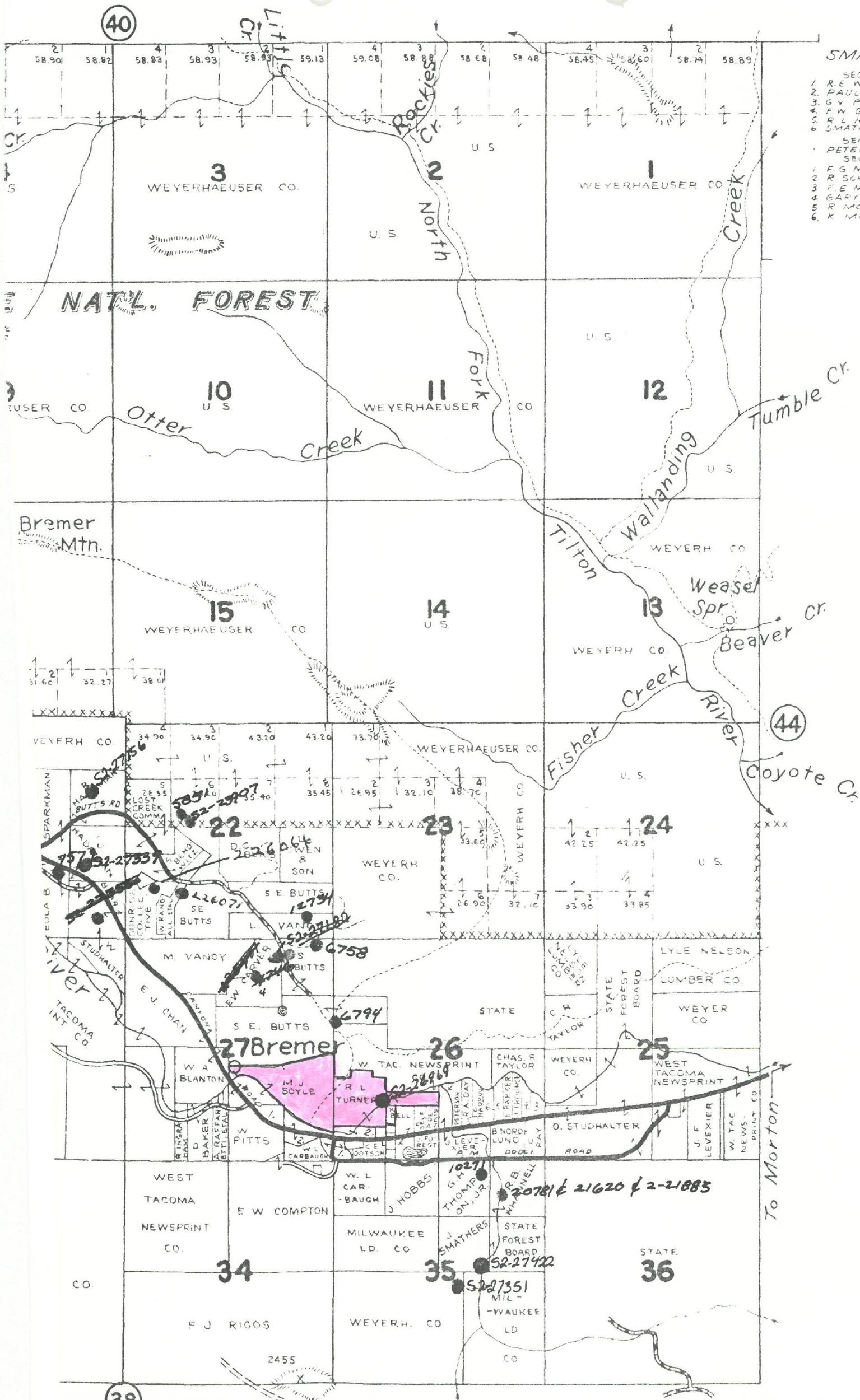
Sincerely,

A handwritten signature in cursive script that reads "Sheri Fox".

Sheri Fox
Water Resources

SF:th
Enclosure

40



- SMALL**
- SECTION 1
 1. R. E. WILLIAMS
 2. PAUL E. ...
 3. G. V. PAYNE
 4. F. W. GEHRM
 5. R. L. HELST
 6. SMATHERS
- SECTION 2
 1. PETER K. ...
 SECTION 3
 1. F. G. MILLER
 2. R. SCHROEDER
 3. F. E. MIMLA
 4. GARY GRUBBS
 5. R. MCLAUGHLIN
 6. K. MCCALL

44

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27 Bremer

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To Morton

20781 & 21620 & 2-21885

52-2742

52-27351

MILWAUKEE LD CO

STATE FOREST BOARD

WYERH. CO

LD CO

AFFIDAVIT OF PUBLICATION

STATE OF WASHINGTON) SS
COUNTY OF LEWIS)

The undersigned, on oath states that he is an authorized representative of The Journal, a weekly newspaper, which newspaper is a legal newspaper of general circulation and it is now and has been for more than six months prior to the date of publication hereinafter referred to, published in the English language continuously as a weekly newspaper in Morton, Lewis County, Washington, and it is now and during all of said time was printed in an office maintained at the aforesaid place of publication of this newspaper.

The notice in the exact form annexed, was published in regular issues of The Journal, which was regularly distributed to its subscribers during the below stated period. The annexed notice, a

Application to appropriate Public Waters

was published on June 17 & 24, 1992

The amount of the fee charged for the foregoing publication is the sum of \$ 32.26

Pam Davis

Subscribed and sworn to before me this 1 day of July 1992

Frank D. DeVaul

Notary Public in and for the State of Washington
Residing at Morton.

NOTICE OF APPLICATION TO APPROPRIATE PUBLIC WATERS

State of Washington, Department of Ecology. TAKE NOTICE: That Brian Mencke of Winlock, Washington on December 20, 1991 under Application No. G228365 filed for permit to appropriate public waters, subject to existing rights, from a well in the amount of 2,500 gallons per minute as needed year round each year, for fish propagation. The source of the proposed appropriation is located within NE 1/4 SE 1/4 of Section 27, Township 13 N., Range 3E W.M., in Lewis County. Protest or objections to approval of this application must include a detailed statement of the basis for objections: protests must be accompanied by a two dollar (\$2.00) recording fee and filed with the Department of Ecology, at the address shown below within thirty (30) days from June 24, 1992. Dept. of Ecology, LU-11, P.O. Box 47775, Olympia, WA 98504-7775.

Published in The Morton Journal June 17 & 24, 1992

*affidavit OK
10/5/92
SF*

G 228365

4.6 22 13
SCHEDULE "A"

LEGAL DESCRIPTION:

PARCEL "A":

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ALSO the South quarter of the West half of the Northeast quarter of the Northwest quarter of the Southwest quarter of said Section 26;
ALSO the South quarter of the East half of the Northwest quarter of the Northwest quarter of the Southwest quarter of said Section 26;
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AND that part of the Southeast quarter of the Southeast quarter of said Section 27, lying Northerly of the Tilton River.

PARCEL "B":

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