

CURT SMITCH
Director



STATE OF WASHINGTON
DEPARTMENT OF WILDLIFE

600 Capitol Way North • Olympia, Washington 98501-1091 • (206) 753-5700

Date 14 APRIL 1992

Department of Ecology
Water Resources Section
Southwest Region
7272 Cleanwater Lane
Olympia, Washington 98504

5228379
5228380

Water Right Application # 5228381
Applied for by WILLIAMS, RAY
Water _____
WRIA # 2A
Amount .67, 1.31, 1.68 cfs

The waters to be affected by this water right application:

- support anadromous fish
- support resident fish
- support no fish
- based on site-specific knowledge
- based on experience with this type of water

The Department of Wildlife has reviewed the above referenced water right application and submits the following recommendations:

- This is a second response after field investigation following a hold request.
- WDOE has adopted minimum flows and stream closures for this WRIA. Water rights should be subject to adopted minimum flows and closures as stated in WAC 173-5_____.
- Deny:
- Deny: According to WDW policy (POL-3200 5. Diversion From Very Small Streams to be Discouraged), "Any diversion from very small streams (less than five feet wide between toes of banks) is detrimental to fish habitat at any flows except floods. The Department will discourage any diversion from very small streams which support fish."
- Deny: This water right, if granted, would adversely impact wetlands in violation of Executive Order 90-04.
- Minimum flow: All diversions shall cease when the flow of _____ as measured at _____ is less than _____ cfs during _____ and _____ cfs during _____.
- This is based on _____.
- This water right, if issued, should be subject to existing low flow on _____ . If that existing low flow is not clearly defined as to point of measurement and specific number of cfs, then please notify us so that we may recommend specifics.

- Single domestic water rights normally do not exceed 0.02 cfs. If this water right is issued, we request that it be limited to no more than 0.02 cfs.
- Please HOLD pending investigation to determine minimum flow needed. We will be able to provide site-specific minimum flow recommendations by ___/___/___ after field investigations are completed.
- Please HOLD pending completion of IFIM study which should be conducted by applicant following Instream Flow Study Guidelines available from Department of Wildlife.
- Screening criteria: Maximum approach velocity 0.40 ft/sec, 1/8 inch mesh.
- Hydraulic Project Approval required.
- Spring is important wildlife habitat. We request that WDOE establish conditions to minimize impact to wildlife habitat. Please call us if we can assist.
- No comments.
- Other:

Thank you for the opportunity to review and comment.

Sincerely,



Constance Iten
Habitat Biologist

CI:mjf

CHRISTINE O. GREGG
Director



STATE OF WASHINGTON
DEPARTMENT OF ECOLOGY

7272 Cleanwater Lane, LU-17 • Olympia, Washington 98504-6811 • (206) 753-2357

March 31, 1992

RAY WILLIAMS
HC 62 BOX 400
GRAYLAND WA 98547-9723

Re: Surface Water Application No. S 2-28380

Dear Mr. Williams:

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. In some cases it is also necessary for us to await approval of the Departments of Fisheries and Wildlife before issuing permits.

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

SF:ra(12B)

Affidavit of Publication

66 FEB 23 AM '92

County of Pacific

ss

State of Washington

Meredith Nicholson

being first duly sworn on oath deposes and says that he is the Publisher of *The Willapa Harbor Herald*, a weekly newspaper, that said newspaper is a legal newspaper and has been approved as a legal newspaper by order of the Superior Court of Pacific County, which is the county of its publications. That the annexed is a true copy of Notice of Application To Appropriate Public Waters/Application No. S228380 as it was published in regular issues (and not in supplement form) of said newspaper once a week for a period of two consecutive weeks, commencing on the 11th day of March 1992, ending on the 18th day of March 1992, both dates inclusive and that such newspaper was regularly distributed to its subscribers during all of said publications for the sum of \$47.51, which amount has been paid in full at the rate of \$5.50 per column inch for the first insertion, \$4.50 per column inch for each subsequent insertion.



Subscribed and sworn to before me this 18th day of March, 1992.



Notary Public in and for
State of Washington
Residing at Raymond, Washington

SEAL

NOTICE OF APPLICATION TO APPROPRIATE PUBLIC WATERS

TAKE NOTICE:

That Ray Williams of Grayland, Washington on 12/29/91 under Application No. S228380 filed for permit to appropriate public waters, subject to existing rights, from Sump Tributary to small ditch in the amount of 1.34 cubic feet per second as needed year round each year, for frost control and irrigation during irrigation season. The source of the proposed appropriation is located within NE 1/4 SW 1/4 of Section 29, Township 15 N., Range 11W W.M., in Pacific 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 (30) days from March 18, 1992.

Dept. of Ecology
LU-11
P.O. Box 47775
Olympia, WA 98504-7775
(Publish: Mar. 11 & 18, 1992)

affidavit OK
3/30/92
SF

CHRISTINE O. GREGOIRE
Director



STATE OF WASHINGTON
DEPARTMENT OF ECOLOGY

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

February 12, 1992

Ray Williams
HC 62 Box 400
Grayland, Washington 98547-9723

Re: Surface Water Application No. S 2-28380

Dear Mr. Williams:

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 the County or Counties in which the storage, diversion, and use is to be made and in other newspapers as directed. 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,

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

Sheri Fox
Water Resources

SF:th
Enclosures



STATE OF WASHINGTON
DEPARTMENT OF ECOLOGY

NOTICE OF APPLICATION TO APPROPRIATE PUBLIC WATERS

TAKE NOTICE:

That Ray Williams
of Grayland Washington on 12/29/91 under
Application No. S 228380 filed for permit to appropriate public waters, subject to existing rights,
from Sump Tributary to small ditch
in the amount of 1.34 cubic feet per second as needed year round
each year, for frost control and irrigation during irrigation season

The source of the proposed appropriation is located within NE 1/4 SW 1/4

of Section 29, Township 15 N., Range 11W W.M., in Pacific 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

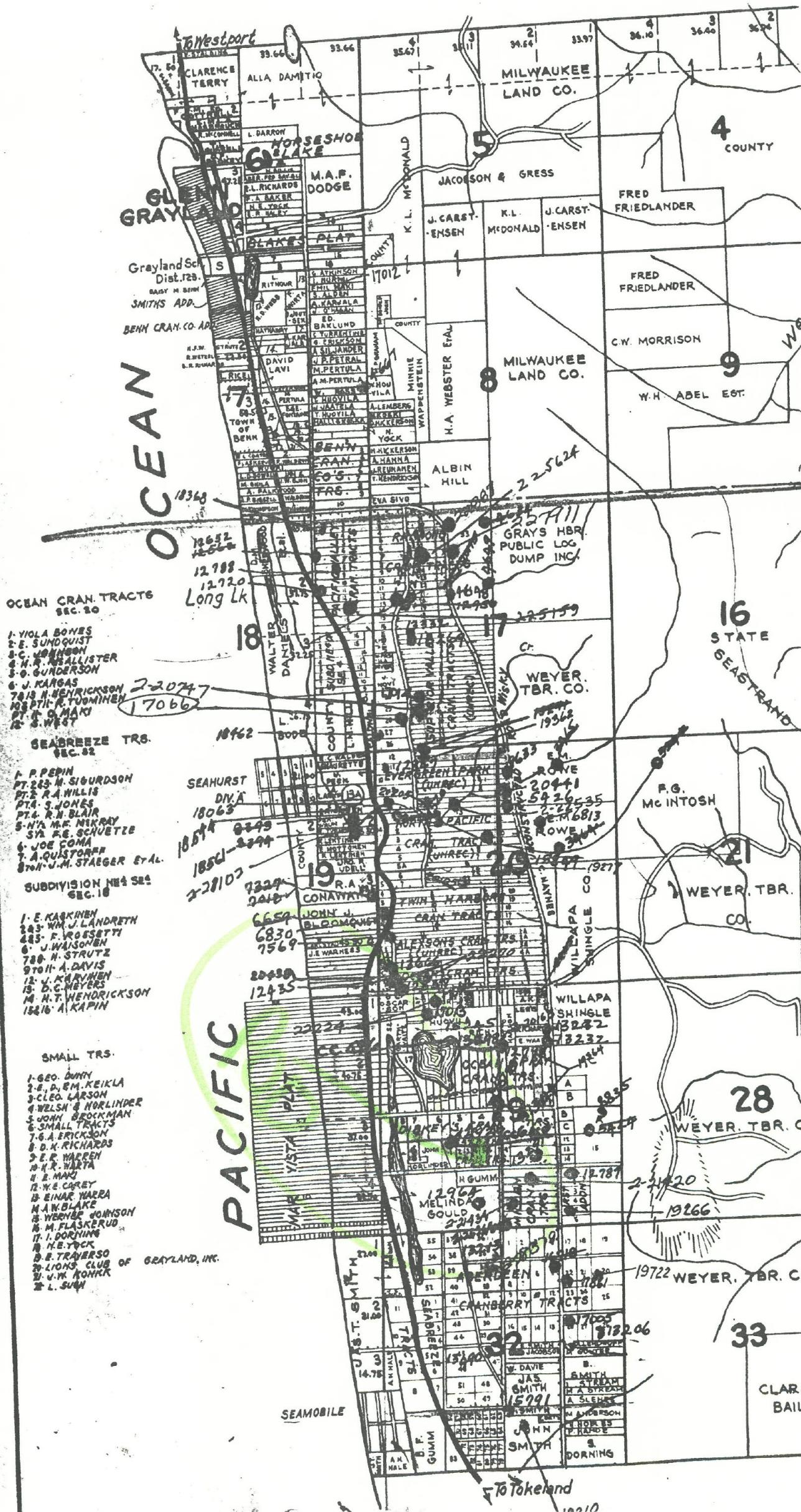
(Last date of publication to be entered above by publisher)

*Dept of Ecology
24-11
P.O. Box 47775
Olympia WA 98504-7775*



CHAS. F. MEYER & CO. INC.
111 50 TENTH AVENUE, TACOMA, WASHINGTON
1020 THIRD AVENUE, SEATTLE, WASHINGTON
212 SWETLAND BLDG., PORTLAND, OREGON

TOWNSHIP GRAYS HBR



OCEAN CRAN. TRACTS
SEC. 20

- 1. VIOLA BONES
- 2. E. SUNDQUIST
- 3. C. JOHNSON
- 4. H. A. BALLISTER
- 5. O. GUNDERSON
- 6. J. KARGAS
- 7. 1919 H. BENRICKSON
- 8. 103 PT. K. TOONINEN
- 9. T. G. MAKI
- 10. S. WEST

SEABREEZE TRS.
SEC. 22

- 1. P. PERIN
- PT. 245 M. SIGURDSON
- PT. 2 R. A. WILLIS
- PT. 4 J. JONES
- PT. 4 R. M. BLAIR
- 5. H. M. MURRAY
- 5 1/2 R. E. SCHUTZ
- 6. JOE COMA
- 7. A. QUASTORFF
- 8. W. J. M. STAEGER ET AL.

SUBDIVISION NE 1/4 SEC.
SEC. 18

- 1. E. KASKINEN
- 243. WM. J. LANDRETH
- 443. F. ROSETTI
- 6. J. WALSONEN
- 780. H. STRUTZ
- 970 H. A. DAVIS
- 12. J. KARKINEN
- 13. D. G. MEYERS
- 14. H. T. HENDRICKSON
- 15216. A. KAPIN

SMALL TRS.

- 1. GEO. DUNN
- 2. E. D. M. KEIKLA
- 3. CLEO. LARSON
- 4. WELSH & NORLINDER
- 5. JOHN BROCKMAN
- 6. SMALL TRACTS
- 7. G. A. ERICKSON
- 8. D. M. RICHARDS
- 9. R. WARREN
- 10. H. R. WILTA
- 11. E. MAKI
- 12. W. E. CAREY
- 13. EINAR WARRA
- 14. W. BLAKE
- 15. WERNER JOHNSON
- 16. M. FLASKERUD
- 17. I. DORNING
- 18. E. YOCK
- 19. E. TRAVERSO
- 20. LIONS CLUB OF GRAYLAND, INC.
- 21. U. M. KONIK
- 22. L. SUW

PACIFIC

SEAMOBILE

To Tokeland

19210

N 1/2 NW SW

DIBKEYS

CRANBERRY

TRACTS

5 1/2 NW SW
1885 TAX 52

WESTERN
RAILWAY
TRACTS

CRANBERRY

TRACTS

SW SW

The X is the location
of the sump

The O is the location
of the well

SE SW

WILLÉN

CRANBERRY

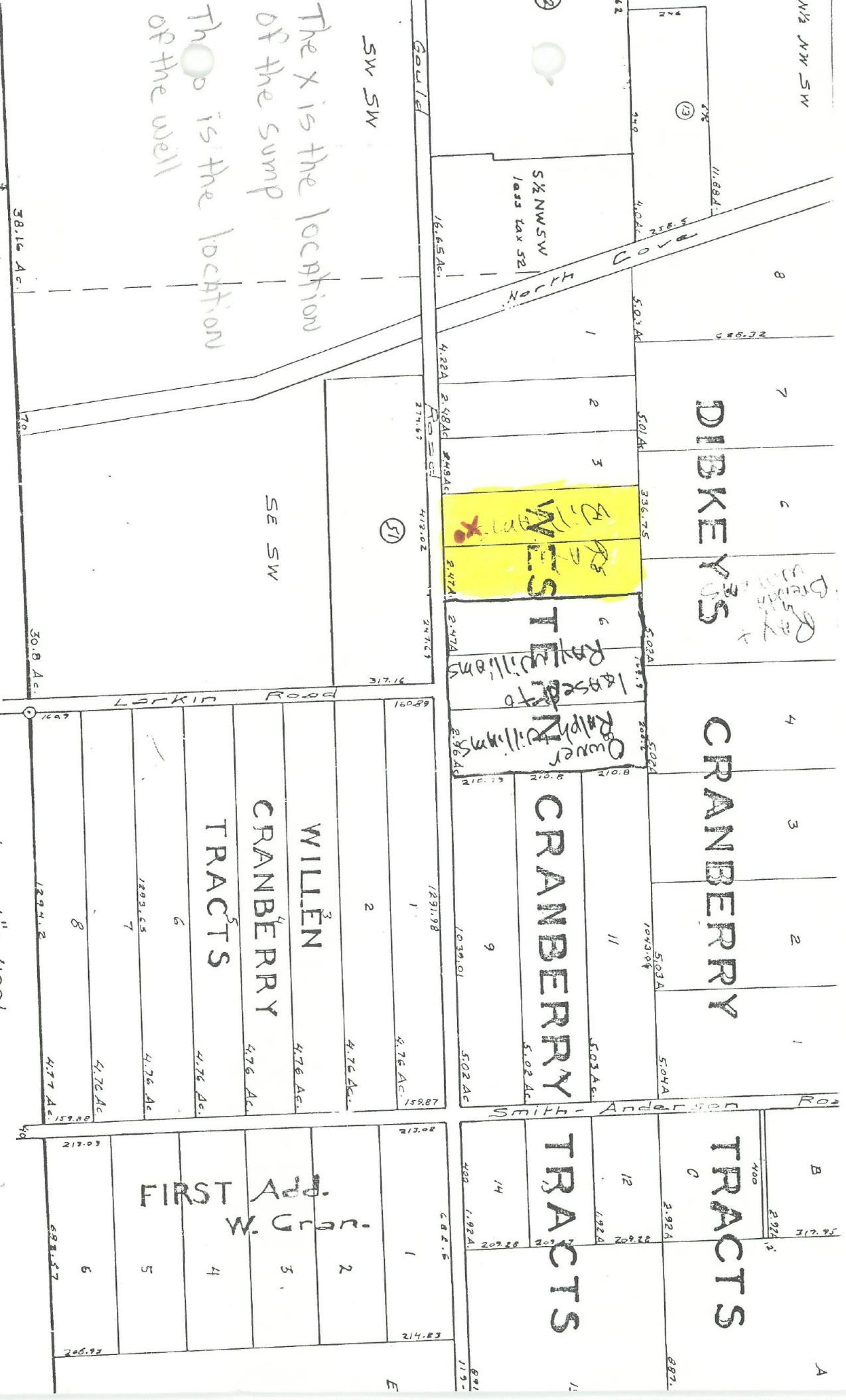
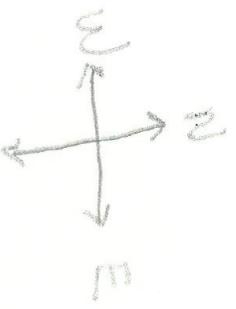
TRACTS

FIRST Add.
W. Cran.

TRACTS

Scale: 1" = 400'

Sec 29 Twp 15 N, R 11 W





FECO TITLE INSURANCE COMPANY

FILED
AT THE COUNTY CLERK'S OFFICE

THIS SPACE RESERVED FOR RECORDER'S USE

83 FEB 14 P 3:48

Pacific Title Co
RECORDER & RECORDS
COUNTY OF PACIFIC



Filed for Record at Request of

NAME Ray I. Williams

ADDRESS P.O. Box 403

CITY AND STATE Grayland, Washington 98547

51782
WARRANTY
FULFILLMENT
DEED

THE GRANTOR'S Laurence Miller and Ruth Miller, husband and wife
for and in consideration of Ten dollars and other valuable considerations,
in hand paid, conveys and warrants to Ray I. Williams, a single man

the following described real estate, situated in the County of Pacific, State of Washington:

Tracts 4 and 5 of Western Cranberry Tracts as recorded in Plat Book "F", page 8, records of Pacific County, State of Washington.

Subject to: Rights, restrictions, and easements of record.

Excise paid 11/21/79 Number 16025

This deed is given in fulfillment of that certain real estate contract between the parties hereto, dated October 1, 1979, and conditioned for the conveyance of the above described property, and the covenants of warranty herein contained shall not apply to any title, interest or encumbrance arising by, through or under the purchaser in said contract, and shall not apply to any taxes, assessments or other charges levied, assessed or becoming due subsequent to the date of said contract.

Dated October 26, 1979

Laurence Miller
(Individual)
Ruth Miller
(Individual)

This is to certify that transaction for the sum of \$ 150.00 on within instrument No. 16025 Date 11/21/79 MV 2-14-83 Ross Nelson, Pacific County Treasurer

By _____ (President)
By _____ (Secretary)

STATE OF WASHINGTON } ss.
COUNTY OF Grays Harbor

On this day personally appeared before me Laurence Miller and Ruth Miller

to me known to be the individual described in and who executed the within and foregoing instrument, and acknowl-

STATE OF WASHINGTON } ss.
COUNTY OF _____

On this _____ day of _____, 19 __, before me, the undersigned, a Notary Public in and for the State of Washington, duly commissioned and sworn, personally appeared _____

145,000.00

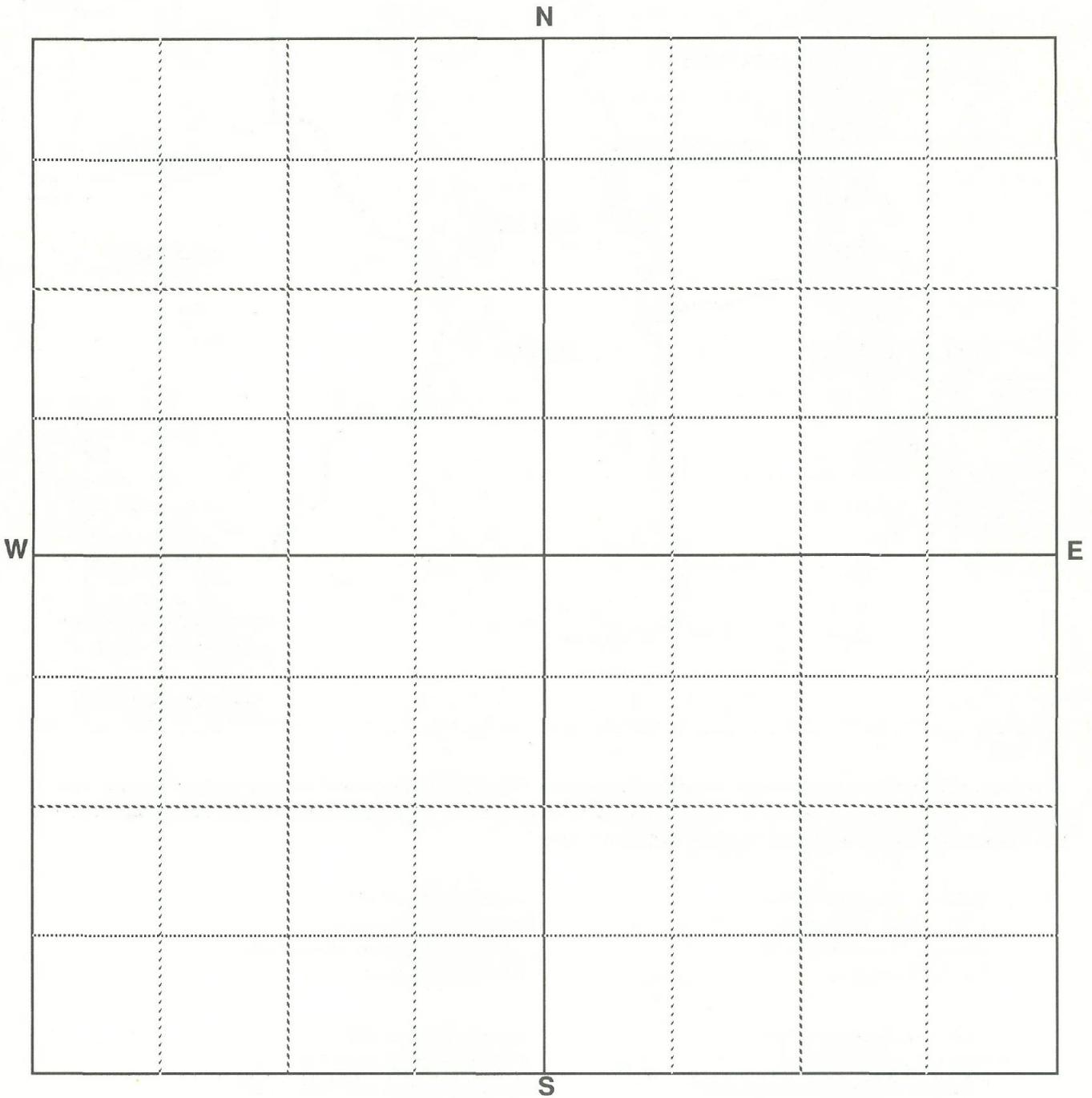
21870

SECTION MAP

S 27380

Western Cranberry Tracts 4+5

Sec. 20 Twp. 15 N N. R. 11 W



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

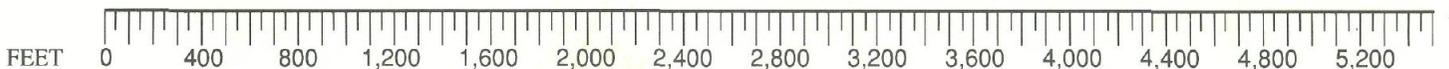
Show by a cross (X) the location of point of diversion (surface water source) or point of withdrawal (ground water source). For ground water applications, show by a circle (O) the locations of other wells or works within a quarter of a mile.

Indicate traveling directions from nearest town in space below.

From Olympia take highway to Aberdeen then Highway to Westport and Grayland. Go through Grayland towards Tokeland about 3 1/2 miles pass Grayland. You will pass a Harbor Community bank building to the left 1 mile more take left onto Gould road. Property will be first white warehouse on left after going over small bridge. Phone 267-1654 before coming and I will meet you to guide you

Detach here

Fold along scale



Detach this scale at the performance, 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.