

December 12, 1997

Notes on G2-28591
Boyd Real Estate

Meet with Tim Tweet and Kevin Boyd yesterday to discuss their pending applications in WRIA 11. We discussed the reasons that water right permitting can take a long time.

They wanted to know specifically, what they could do to speed the process along – especially, once we got to their application.

I made them a "to do" list that included providing us upfront with SEPA determination information, documentation of other county approvals, including plat approvals w/ # of lots. I told them they should contact the Dept. of Health to find out what's involved in getting a public water system approved. I also told them that a hydrological assessment of the site's ground water system may be necessary. I discouraged them from drilling – but suggested that they may want to be in contact with a hydrogeologist to discuss future studies.

May 8, 1997

Notes to file G2-28591
Boyd Enterprises
Jill Walsh

Spoke with Tim Sweet regarding his Tanawax Lake project. He is thinking about putting in 50 homes instead of 117, also he wants to consider putting in a larger public system to supply the entire lake - apparently, some of the homes surrounding the lake have marginal wells.

He wanted to know if doing that would be advantageous to his getting a permit. I said yes it likely would for existing homes that would abandon their old wells, but it wouldn't help for new homes - which is what he really wants to do anyway. I told him work was underway in WRIA 11, but I didn't know what our decisions was going to be in the Nisqually. We discussed the possibility that Ecology would deny his application, and what sorts of acceptable mitigation we might look at.

I gave him the phone number for DTCED - if he wanted to pursue community oriented funding.

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

Boyd Real Estate Investment Inc.
3801 Wallingford Avenue N
Seattle, Washington 98103-9765

Dear Sir or Madame:

Re: Ground Water Application No. G 2-28591

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)

NOTICE OF APPLICATION TO APPROPRIATE PUBLIC WATERS

TAKE NOTICE:

That Boyd Real Estate Investments, Inc.
Seattle
of Mercer Island, Washington on August 18, 1992 under
Application No. 6228591 filed for permit to appropriate public waters, subject to existing rights,
from well
in the amount of 100 gallons per minute as needed year round
each year, for multiple domestic supply

The source of the proposed appropriation is located within SE 1/4 NE 1/4
of Section 23, Township 17 N., Range 4E W.M., in Pierce 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)

* Notice must be published once a week for two consecutive weeks.

DEPARTMENT OF ECOLOGY
POST OFFICE 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

August 20, 1992

Boyd Real Estate
5335 90th SE
Mercer Island, Washington 98040-4713

Dear Kevin, Mark and Bill:

Re: Ground Water Application No. G 2-28591

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

Enclosed is an 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 with the news clipping from the newspaper, please forward the original to this office promptly.

Since your application is for service of more than one residence, it is considered a public water supply. Public water supply systems are required to be approved by either the local health department or the Department of Social and Health Services (DSHS), depending upon system size. If you have not already done so, I suggest that you contact your local Health Department or Department of Social and Health Services, Water Supply and Waste Section, Olympia, Washington, for further information.

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.

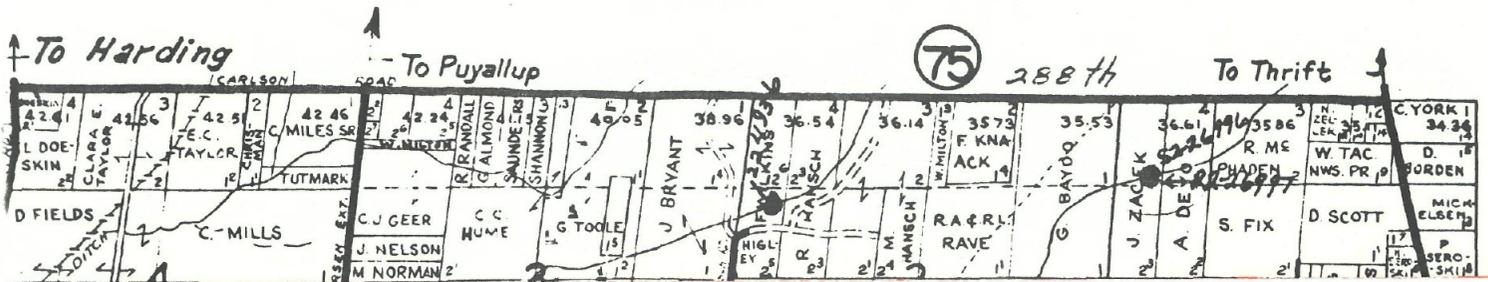
Sincerely,

Sheri Fox

Sheri Fox
Water Resources

SF:pz(Enclosure)

TOWNSHIP 17N., RANGE 4 E. W.M. PIERCE COUNTY



AFFIDAVIT OF PUBLICATION

STATE OF WASHINGTON }
County of Pierce } ss.

Tamara Duncan, being first duly sworn, on oath, says: that she is the legal clerk of THE MORNING NEWS TRIBUNE, a daily newspaper published in Tacoma, Pierce County, Washington, and of general circulation in said state, and having a daily circulation of over 143,700 copies. That said newspaper is now and at all of the times hereinafter mentioned was a legal newspaper as defined by the laws of this State, duly approved by the Superior Court of Pierce County, Washington.

That the Advertisement, of which the attached is a printed copy as it was published in the regular issues of said newspaper, was published once each

week for two consecutive weeks commencing on the 11th day of September, 1922, and ending on the 18th day of September, 1922.

That the full amount of the fee charged for said publication was the sum of \$113.52****.

Subscribed to and sworn before me on this 21st day of September, 1922.

Jamario
Mary E. Dalesky
Notary Public in and for the State of Washington,
Residing at Tacoma, Pierce County, Washington

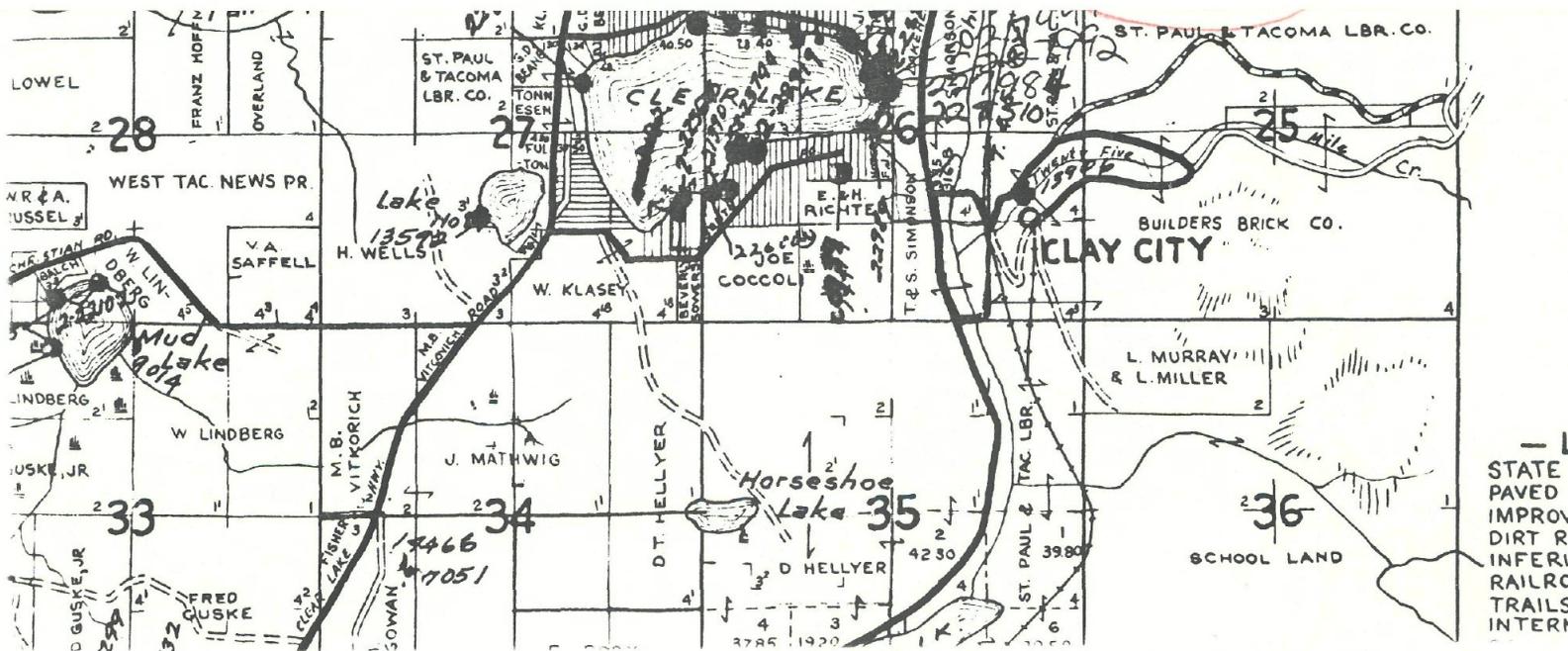


STATE OF WASHINGTON
DEPARTMENT OF
ECOLOGY
NOTICE OF
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PUBLIC WATERS
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Protests or objections to approval of this application must include a detailed statement of the basis for objections: protests must 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 September 18, 1992.
*Notice must be published once a week for two consecutive weeks.
DEPARTMENT OF
ECOLOGY
POST OFFICE BOX 47775
OLYMPIA, WA 98504-7775

*affidavit ok
10/1/92
SF*

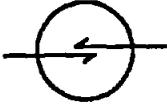
Form 110

Pt. No. 0685



PROGRESSIVE
LAND PLANNING

RESPONSIBLE SOLUTIONS
TO EXPANDING PROBLEMS



August 14, 1992

Ms. Sheri Fox, Water Resources
Department of Ecology
Water Rights Division
Olympia, WA

RE: Boyd Water Rights on Lake Tanwax Property

Dear Ms. Fox;

After discussing the issue with Ms. Windust, I think I have included everything necessary to process a water rights application for a portion of the property my clients have intended to develop.

We originally enclosed three applications for ground and surface water rights. We have decided to apply for only one water right at this time since it is ready to go. You have indicated that you want a plat map yet there is no plat that is now proposed. We can mail you preliminary plats as they are being proposed if you wish.

Enclosed is a check made out to DOE. My apologies for the first check. Also enclosed is a schematic development plan we have had for over a year now; almost 900 acres make up the schematic, of which the land described in this application is part. I am enclosing it so you have some idea of our original plans and where this application fits within that development (outlined in red). I have also enclosed and outlined in red the property within this application as it appears upon the Pierce County Assessor's maps. Legal descriptions accompany the application as obtained from title company.

I hope this satisfies your needs to begin processing the water applications. If not, or you have any questions, please give me a call at 845-9105. Thank you.

Sincerely,

Robert "Doc" Hansen
Principal

1902 So. Meridian, Puyallup, WA 98371

Phone: 845-9105
Fax: 841-0519

PARCEL A:

ATTACHMENT "A"

Government Lots 1 and 2 and the East 1/2 of the Northeast 1/4 of Section 23, Township 17 North, Range 4 East; EXCEPT the following described tract:

Beginning at a stone monument in the East line of Thomas Tanwax Tracts, being the intersection of the East line of said Thomas Tanwax Tracts as per plat recorded in Volume 13 of Plats, page 21, records of Pierce County Auditor and the centerline of the County Road; thence North 10°04'00" East 136.11 feet; thence North 38°02'00" East 407.26 feet; thence North 03°20'00" East 45.55 feet, more or less, to a steel bar marking the Southerly corner of the tract sold to Ralph M. Rurr by contract dated August 14, 1956; thence North on the East line of said Burr Tract, 87.35 feet; thence North 45°00'00" East 8.23 feet; thence North 45°00'00" East 140 feet; thence North 23°30'00" East 75.24 feet; thence North 50°00'00" East 70.27 feet; thence North 45°00'00" West to the shoreline of Tanwax Lake; thence Southwesterly along said shoreline to the West line of said Thomas Tanwax Tracts; thence South along said West line to the point of beginning; AND EXCEPT that portion of Government Lot 1 described as follows:

Beginning at the Government Meander Corner marking the Northwest corner of said Government Lot 1; thence East along the North line of said Government Lot 1, 247 feet; thence South 12°40'00" West 214 feet; thence North 63°22'00" West 248 feet; thence North 12°27'50" East 100 feet to the true point of beginning; AND EXCEPT that portion thereof lying South and East of Lakehead Clay-City County Road;

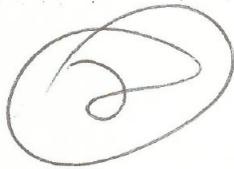
Situate in the County of Pierce, State of Washington;

PARCEL B:

That portion of the West 1/2 of the Southeast 1/4 of Section 23, Township 17 North, Range 4 East, lying North of Holtz County Road;

Situate in the County of Pierce, State of Washington;

These 2
Parcels owned by: Marc A. Bayl
G. Lonnie Tweet
Dorey B. Tweet
Timothy L. Tweet
Lesa F. Tweet



ATTACHMENT 11811 (ALONG WATER)

That Portion of Section 3, Township 17 North, Range 4 East, M., in Pierce County, Washington; Beginning at an iron pipe marking the Northeast corner of said section 23, Township 17 North, Range 4 East, W.M.; Thence North 87°46'39" West, 1723.44 feet to an iron pipe marking the Northwest corner of Government Lot 1 of said Section as shown on Survey performed by Winfield S. Snyder, L.S. 724, dated May 22, 1968; Thence South 18°28'16" West 298.92 to an iron bar set on the Southeast edge of Tanwax Lake being the True Point of Beginning for this description; Thence South 20°01'09" East 272.83 feet to an iron bar set; Thence south 55°53'59" West 211.89 feet to an iron bar situated on the Southeast edge of Tanwax Lake; Thence Northerly and Easterly along the edge of Tanwax Lake to the True Point of Beginning.

~~PARCEL
owned
by
Kevin G. B.~~

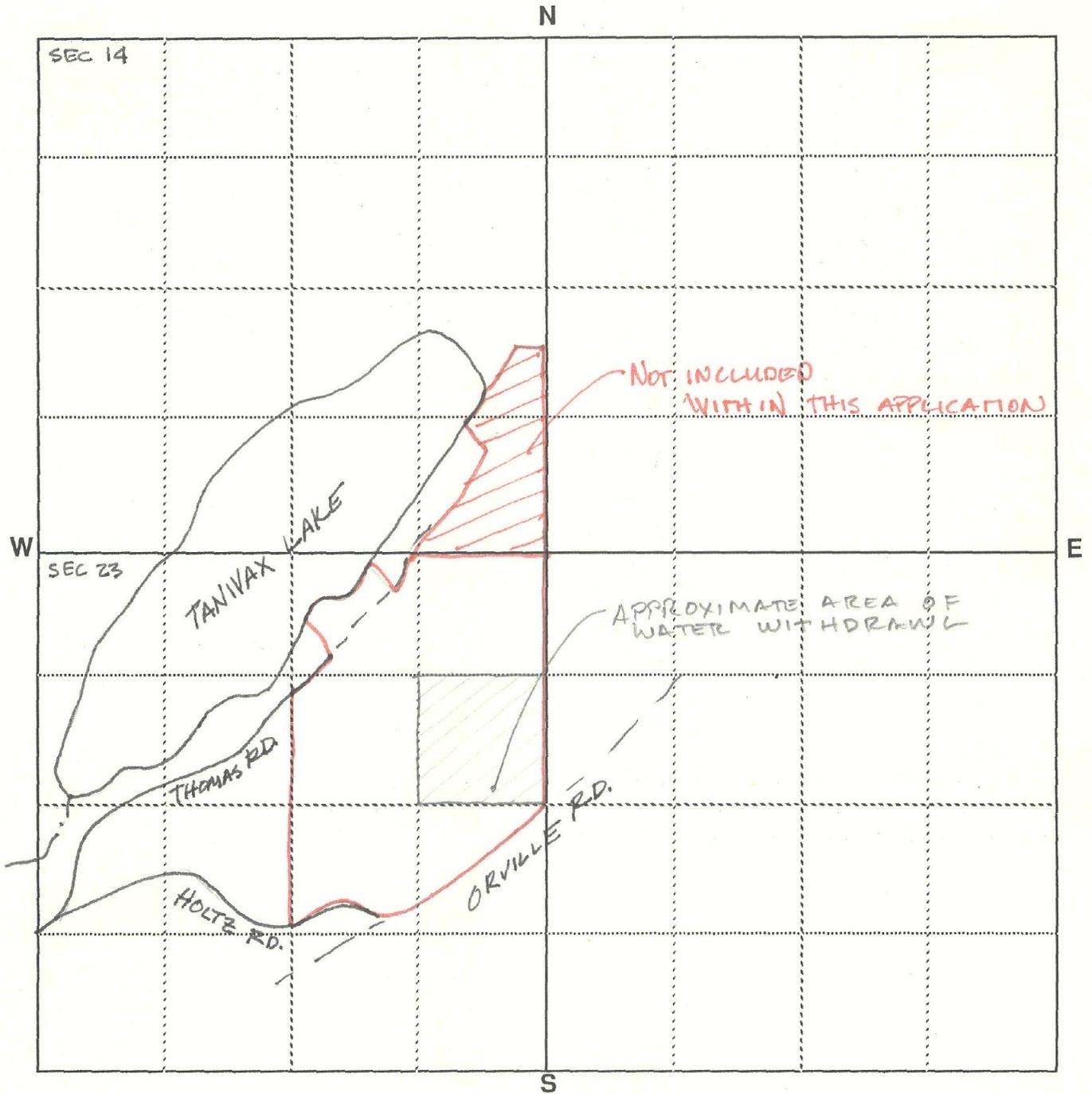
ADDRESS: 33616 Thomas Road, Eatonville, Washington 98328; Tax Account No. 04-17-23-1-013.

This Parcel owned by
Kevin G. Boyd

①

SECTION MAP

Sec. 14 & 23 Twp. 17 N. R. 4 E 1/4 M



Scale: 1 inch = ³²⁰⁰800 feet (each small square = ⁴⁰10 acres)

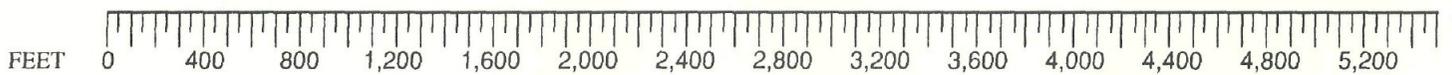
Show by a cross (X) the location of point of diversion (surface water source) or point of withdrawal (ground water source). For ground water applications, show by a circle (O) the locations of other wells or works within a quarter of a mile.

Indicate traveling directions from nearest town in space below.

TRAVEL SOUTH ON ST. RT. 161 FROM FUYALLUP ; TO THOMAS RD
TURN EAST AND FOLLOW RD TO SITE

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.