

# Interlocal Agreement between the City of Lacey and the City of Olympia for Water Rights Mitigation

THIS AGREEMENT is made and entered into this 10/13 day of October, 2008, by and between, the City of Olympia, a Washington municipal corporation ("Olympia"), and the City of Lacey, a Washington municipal corporation ("Lacey"), collectively referred to herein as "the Parties."

WHEREAS Olympia and Lacey are expanding Group A water purveyors in the State of Washington, and

WHEREAS Olympia and Lacey have planned under the Growth Management Act to accommodate future population growth within a defined boundary known as the Urban Growth Area, and

WHEREAS Lacey has submitted water right applications G2-29165, 2226 acre-feet per year (afy) (12/16/94); G2-29304, 1000 afy (9/20/95); G2-30249, 600 afy (04/28/05); G2-30248, 1066 afy (05/03/05); G2-30250, 1000 afy (05/06/05); and G2-30251, 1500 afy (05/06/05) to meet, in part, its Growth Management responsibilities to accommodate this future population, and

WHEREAS Olympia has applied to transfer its McAllister Springs water rights certificates 8030, 25 cubic feet per second (cfs) (09/15/95) and S2- 01105, 5.33 cfs, (09/15/95), and Abbott Springs water right permit 10191, 10 cfs (09/15/95) to a new well field known as McAllister Wellfield in order to secure a more protected source of water supply and accommodate future population growth, and

WHEREAS Olympia and Lacey's water right applications listed above are for withdrawing groundwater from a common hydrogeographic area, and

WHEREAS Olympia and Lacey have used the best available science to quantify predicted impacts from these water right applications to surface water, and

WHEREAS Olympia and Lacey must develop mitigation plans to submit to the Department of Ecology to mitigate these predicted impacts, and

WHEREAS Olympia and Lacey have agreed that it is mutually beneficial to jointly mitigate some of said predicted impacts to existing water resources and senior water right holders,

NOW, THEREFORE, it is hereby agreed between the parties as follows:

- 1) Lacey and Olympia will work together in a cooperative manner for the purpose of mitigating predicted impacts to water resources in the development of new water rights and resulting groundwater withdrawals. This generally means that the two cities will develop mitigation plans which complement one another, share drafts of these plans, and jointly work on mitigation projects where feasible and practical.
  
- 2) Lacey and Olympia will work together in a cooperative manner for the purpose of mitigating predicted impacts in the Woodland Creek basin resulting from exercising the water rights covered under Lacey and Olympia's water right applications identified above and shown in Attachments D and E. In general, after discussions with the Washington State Department of Ecology (DOE), the Washington State Department of Fish and Wildlife (WFW), the Nisqually Indian Tribe and the Squaxin Island Indian Tribe, the Parties will mitigate predicted impacts to Hicks Lake, Pattison Lake, Long Lake (collectively referred to as the "Tri-Lakes") and Woodland Creek by infiltrating Class A reclaimed water at a location or locations downstream from the outlet of Long Lake. If possible and practical, these location(s) would be upstream of the point where Woodland Creek passes beneath Martin Way. The total amount of mitigation for both Olympia and Lacey would be based on maximum annual predicted impacts as listed in Attachment "B".
  - a) Lacey agrees to design, obtain the necessary permits and construct all necessary facilities to infiltrate Class A reclaimed water to mitigate the predicted impacts of both Olympia's and Lacey's water right applications on Woodland Creek and the Tri-Lakes as defined in Attachment B.. Lacey shall submit the proposed pre-design and design, including any associated cost estimates, to Olympia for its review and approval before proceeding to the design and construction phases, respectively. Olympia will use best efforts to review and provide comments on the proposed pre-design and design within sixty (60) days of receipt. Final approval from Olympia will be provided in writing to Lacey after completion of any necessary amendments to the pre-design or design.
  
  - b) The Cities will jointly pay for the pre-design, design and construction of said reclaimed water infiltration facility(ies) and all infrastructure needed to convey reclaimed water to the facility(ies), and property acquisition, if needed, for siting the facility(ies). The Parties will pay a pro-rata share of costs based on predicted depletions as defined in Attachment B. The proceeds of any grants or other donations for the project obtained by either Lacey or Olympia will be deducted from the project costs before the cost

shares are calculated. Olympia will reimburse Lacey based on invoices setting forth in detail actual costs incurred. Olympia will pay undisputed items within thirty (30) days of receipt of invoices from Lacey.

- c) The source of reclaimed water will be the Martin Way Reclaimed Water Plant owned by the LOTT Alliance. The parties will use their respective shares of reclaimed water from the Martin Way Reclaimed Water Plant to mitigate their respective predicted impacts to the Tri-Lakes and Woodland Creek.
- d) Lacey and Olympia will share the cost of operation and maintenance of mitigation facility(ies) based on the same pro-rata basis outlined in paragraph 2(b). Lacey will be responsible for operating and maintaining the facilities in order to ensure on-going compliance with all related water right conditions. The details of the operation and maintenance responsibilities and oversight, as well as cost tracking, payment and other administrative issues will be addressed in a separate agreement to be negotiated by the Cities before the reclaimed water infiltration facilities are made operational.
- e) The ownership of the reclaimed water infiltration facilities will be held jointly by the Parties. Any property purchased by both Parties for the facility as provided under paragraph 2(b) will be jointly owned by both Parties. Property used for the reclaimed water infiltration facility(ies) that is not jointly purchased will not be considered jointly owned by the Parties as a result of this agreement.
- f) The Parties intend to create the ability for the reclaimed water infiltration facility to be expanded in the future to provide additional mitigation as needed. When requested by either party, the Parties agree to enter into good faith negotiations to reach agreement on the conditions of any facility expansion.
- g) As additional mitigation for Lacey and Olympia's respective water right applications, Lacey and Olympia agree to purchase or obtain easements for certain land along Woodland Creek as defined in Attachment "A" that will increase the riparian boundary protection for the Creek. Lacey and Olympia will both maintain an ownership interest in the lands and/or easements to be acquired. Lacey will perform necessary activities to acquire such land or easements defined in Attachment "A". If the Parties determine that condemnation action is necessary to acquire the identified properties, the Parties agree to enter into good faith negotiations to

outline the terms of a joint condemnation action. Olympia and Lacey agree to share the costs of such land or easement acquisition including administrative and legal costs based on the same pro-rata basis outlined in paragraph 2(b).

- h) The Cities will jointly develop consistent language on the proposed joint mitigation for Woodland Creek and Tri-Lakes (including reclaimed water infiltration and land/conservation easement acquisition) in their respective Mitigation Plans submitted to the Washington State Department of Ecology (Ecology).
  - i) All actions necessary to implement the Woodland Creek and Tri-Lakes mitigation as defined in paragraph 2 must be completed by Lacey no later than the date upon which Olympia has reduced its withdrawals from McAllister Springs by at least 5 cfs.
  - j) Olympia's mitigation requirement for Woodland Creek is not expected to require Olympia's full allocation of reclaimed water from the Martin Way Reclaimed Water Plant. At its discretion, Olympia may allow Lacey to utilize the unused portion of Olympia's allocation for water rights mitigation in Woodland Creek, until capacity at the Martin Way Reclaimed Water Plant is expanded beyond its current capacity of 2 million gallons per day. The terms of Lacey's temporary use of Olympia's allocation of reclaimed water will be addressed in a separate agreement.
- 3) The Olympia McAllister Wellfield Numerical Groundwater model predicts that Lacey's six water right applications found in Attachment D will have impacts to Olympia's senior water rights at McAllister Springs, as outlined in Attachment C. It is therefore agreed as follows:
- a) Olympia agrees not to protest or appeal Lacey's groundwater right permit G2-29304 for an additional 1000 AFY and 400 gallons per minute (gpm) for Lacey's Evergreen Estates well or Lacey's groundwater right permit G2-30249 for an additional 600 AFY for Lacey's Betti Well if the mitigation conditions outlined in this subsection 3(a) are included in the final water right permit conditions imposed by Ecology. Lacey agrees that its mitigation plan for permits G2-29304 and G2-30249 will provide that Lacey will eliminate its maximum summer (June through September) impacts to McAllister Creek and Olympia's senior water rights at McAllister Springs by restricting monthly pumping of the Evergreen Estates well to current levels, defined as the volumes used in the model baseline for the Evergreen Estates well for the months of June through September as outlined in Attachment 'F'. This mitigation requirement for the predicted impacts to McAllister

Springs will be in place until Olympia reduces its withdrawals from McAllister Springs by at least 5 cfs as a result of Olympia transferring its water withdrawals to the McAllister Wellfield. Lacey shall provide pumping records documenting this mitigation to Olympia on a monthly basis during this mitigation timeframe. If Olympia's application to transfer its McAllister Springs water rights to a new wellfield known as McAllister Wellfield is denied or not finally approved substantially in the form requested by Olympia, Lacey shall, in lieu of restricting the monthly pumping of the Evergreen Estates well, deed to Olympia within six (6) months sufficient water rights to fully mitigate the effect on McAllister Springs of the exercise by Lacey of the rights granted under permits G2-29304 and G2-30249. The total water rights to be deeded for such purpose will be 106.18 afy (Betti Well mitigation 14.48 afy plus Evergreen Estates mitigation 90.70 afy equals 106.18 afy). The Parties agree to negotiate in good faith the selection of the water rights to be deeded to Olympia. The main factors the Parties will consider in the selection of the water rights will be: 1) avoiding the need to change or transfer a water right through the Department of Ecology process; 2) the relative ease and viability of a water right change or transfer if such application is needed; 3) avoiding or minimizing any requirement for providing mitigation in the change or transfer application; and 4) minimizing cost and expense by the Parties.

- b) Olympia agrees not to protest or appeal Lacey's groundwater right permit G2-30248 for an additional 1066 AFY from Lacey's Hawks Prairie Well #2, if the mitigation conditions outlined in this subsection 3(b) are included in the final water right permit conditions imposed by Ecology. Lacey agrees that its mitigation plan for permit G2-30248 will provide that Lacey will compensate Olympia for impacts to Olympia's senior water rights at McAllister Springs by paying Olympia for an additional 30,240 gallons per day of peak capacity (July through October) through an amendment of the Intergovernmental Agreement for Sale of Water between City of Olympia and City of Lacey dated May 1, 2007. This mitigation requirement for the predicted impacts to McAllister Springs will be in place when the Hawks Prairie Well #2 is in operation, and until Olympia reduces its withdrawals from McAllister Springs by at least 5 cfs as a result of Olympia transferring its water withdrawals from McAllister Springs to the McAllister Wellfield. If Olympia's application to transfer its McAllister Springs water rights to a new wellfield known as McAllister Wellfield is denied or not finally approved substantially in the form requested by Olympia, Lacey shall, in lieu of the purchase of water, deed to Olympia within six (6) months sufficient water rights to fully mitigate the effect on McAllister Springs of the

exercise by Lacey of the rights granted under permit G2-32048. The total water rights to be deeded for such purpose will be 24.14 afy. The Parties agree to negotiate in good faith the selection of the water rights to be deeded to Olympia. The main factors the Parties will consider in the selection of the water rights will be: 1) avoiding the need to change or transfer a water right through the Department of Ecology process; 2) the relative ease and viability of a water right change or transfer if such application is needed; 3) avoiding or minimizing any requirement for providing mitigation in the change or transfer application; and 4) minimizing cost and expense by the Parties.

- c) Olympia agrees not to protest or appeal Lacey's groundwater right permit G2-30251 for an additional 1500 AFY from Lacey's Marvin Road Well, if the mitigation conditions outlined in this subsection 3(c) are included in the final water right permit conditions imposed by Ecology. Lacey agrees that its mitigation plan for permit G2-30251 will provide that Lacey will compensate Olympia for impacts to Olympia's senior water rights at McAllister Springs by paying Olympia for an additional 38,880 gallons per day of peak capacity (July through October) through an amendment of the Intergovernmental Agreement for Sale of Water between City of Olympia and City of Lacey dated May 1, 2007. This mitigation requirement for the predicted impacts to McAllister Springs will be implemented by Lacey when the Marvin Road Well is in operation, and until Olympia reduces its withdrawals from McAllister Springs by at least 5 cfs as a result of Olympia transferring its water withdrawals from McAllister Springs to the McAllister Wellfield. If Olympia's application to transfer its McAllister Springs water rights to a new wellfield known as McAllister Wellfield is denied or not finally approved substantially in the form requested by Olympia, Lacey shall, in lieu of the purchase of water, deed to Olympia within six (6) months sufficient water rights to fully mitigate the effect on McAllister Springs of the exercise by Lacey of the rights granted under permit G2-32051. The total water rights to be deeded for such purpose will be 28.96 afy. The Parties agree to negotiate in good faith the selection of the water rights to be deeded to Olympia. The main factors the Parties will consider in the selection of the water rights will be: 1) avoiding the need to change or transfer a water right through the Department of Ecology process; 2) the relative ease and viability of a water right change or transfer if such application is needed; 3) avoiding or minimizing any requirement for providing mitigation in the change or transfer application; and 4) minimizing cost and expense by the Parties.
- d) After Ecology's final approval and the completion of any appeals of Olympia's water right transfer applications for McAllister Springs

and Abbott Springs, Olympia agrees not to protest or appeal Lacey's water right applications G2-29165, 2226 afy (12/16/94) Madrona; and G2-30250, 1000 afy (05/03/05) Meridian Campus, or permits issued under these application numbers.

- 4) Lacey agrees not to protest or appeal Olympia's transfer of water rights from McAllister Springs 8030 (25 cfs) and S2- 01105 (5.33 cfs) and Abbott Springs 10191 (10 cfs) to the new McAllister well field.
- 5) This agreement is effective upon execution, and shall remain in effect as long as any mitigation requirements covered in this agreement are applicable, unless terminated or modified by mutual agreement of the Parties.
- 6) Olympia may terminate this agreement in the event that the applications to transfer water right certificates 8030 and S2- 01105 and water right permit 10191 have not been finally approved (i.e., all appeals successfully resolved and beyond the time for any further appeal) substantially in the form and content as requested by Olympia by September 15, 2009.
- 7) Lacey may terminate this agreement in the event that the applications to transfer water right applications G2-29165, G2-29304, G2-30249, G2-30250, G2-30251 and G2-30248 have not been approved (i.e., all appeals successfully resolved and beyond the time for any further appeal) substantially in the form and content as requested by Lacey by September 15, 2009.
- 8) Before either party terminates the agreement pursuant to paragraph 6 or 7 above, the Parties agree to meet and confer in good faith to modify or amend this agreement.
- 9) The Parties agree to the following Dispute Resolution Process:
  - a) Step One – Negotiation. In the event of a dispute concerning any matter pertaining to this Agreement, the Parties involved shall attempt to adjust their differences by informal negotiation. The Party perceiving a dispute or disagreement persisting after informal attempts at resolution shall notify the other Parties in writing of the general nature of the issues. The letter shall be identified as a formal request for negotiation and shall propose a date for representatives of the Parties to meet. The other Parties shall respond in writing within ten (10) business days. The response shall succinctly and directly set out that Party's view of the issues or state that there is no disagreement. The Parties shall accept the date to meet or shall propose an alternate meeting date not more than ten (10) business days later than the date

proposed by the Party initiating dispute resolution. The representatives of the Parties shall meet in an effort to resolve the dispute. If a resolution is reached the resolution shall be memorialized in a memorandum signed by all Parties which shall become an addendum to this Agreement. Each Party will bear the cost of its own attorneys, consultants, and other Step One expenses. Negotiation under this provision shall not exceed 90 days. If a resolution is not reached within 90 days, the Parties shall proceed to mediation.

- b) Step Two – Mediation. If the dispute has not been resolved by negotiation within ninety (90) days of the initial letter proposing negotiation, any Party may demand mediation. The mediator shall be chosen by agreement. Each Party will bear the cost of its own attorneys, consultants, and other Step Two expenses. The parties to the mediation will share the cost of the mediator. A successful mediation shall result in a memorandum agreement which shall become an addendum to this Agreement. Mediation under this provision shall not exceed 90 days. If the mediation is not successful within 90 days, the Parties may proceed to litigation.
- c) Step Three – Litigation. Unless otherwise agreed by the Parties in writing, Step One and Step Two must be exhausted as a condition precedent to filing of any legal action. A Party may initiate an action without exhausting Steps One or Two if the statute of limitations is about to expire and the Parties cannot reach a tolling agreement, or if either Party determines the public health, safety, or welfare is threatened.

#### 10) General Conditions

- a) No separate legal entity is created by this agreement.
- b) No joint organization whatsoever is created.
- c) No common budget is to be established.
- d) This agreement shall be recorded with the Thurston County Auditor's Office prior to being effective.
- e) Each party shall be responsible for its own finances and for its own personal or real property.
- f) All lawsuits whatsoever in regards to this agreement shall be brought in Thurston County Superior Court. The governing law shall be the laws of Washington State.



g) The Contract Administrator for Olympia shall be the Director of Water Resources of the City of Olympia, Department of Public Works. The Contract Administrator for Lacey shall be Water Resources Manager of the City of Lacey, Department of Public Works.

h) All notices with regard to this agreement shall be sent in addition to any other legal requirement to:

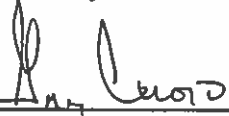
City of Olympia:

Department of Public Works  
Attn: Director of Water Resources  
Re: Mitigation Agreement with City of Lacey  
P. O. Box 1967  
Olympia WA, 98507


City of Lacey:

Water Resources Manager  
City of Lacey, Department of Public Works  
P.O. Box 3400  
Lacey, WA 98509

City of Lacey:

  
\_\_\_\_\_  
By: Greg J. Cuoio  
Its: City Manager

City of Olympia:

  
\_\_\_\_\_  
By: Doug Mah  
Its: Mayor

Approved as to form:

  
\_\_\_\_\_  
Kenneth R. Ahlf, City Attorney

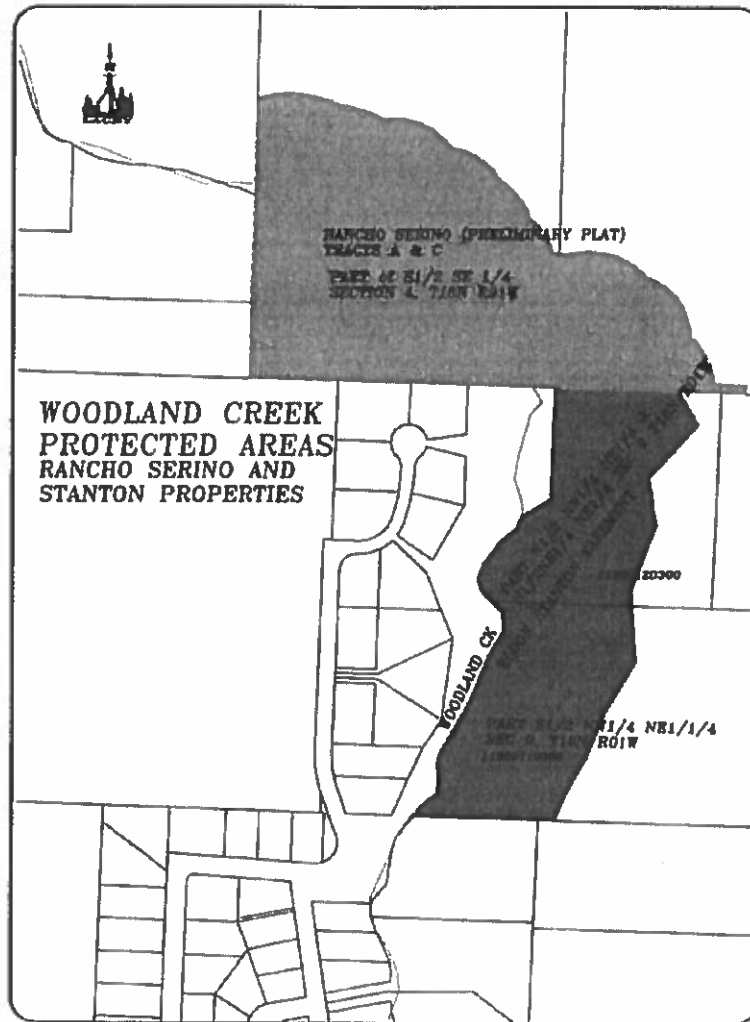
Approved as to form:

  
\_\_\_\_\_  
Tom Morrill, City Attorney

# Attachment 'A'

## Woodland Creek Buffer Property Acquisition List

<u>Property Name</u>	<u>Acreage</u>
1. Rancho Serino Wetland and Buffer	19.6 acres
2. Eldon Stanton Easement	12.65 acres



**Attachment 'B'**  
**Calculation of Mitigation Quantities for Woodland Creek/Tri-Lakes and Pro-Rata Share of Costs**

<b>PARTY</b>	<b>WATER BODY</b>	<b>MAXIMUM ANNUAL IMPACTS (CFS)</b>	<b>MITIGATION QUANTITY (CFS)</b>	<b>PRO RATA SHARE OF COSTS</b>
City of Lacey <sup>1</sup>	Woodland Creek	0.22	1.245	78.3%
	Tri-Lakes/Wetlands	0.61		
	Total Combined	0.83		
City of Olympia <sup>2</sup>	Woodland Creek	0.03	0.345	21.7%
	Tri-Lakes/Wetlands	0.20		
	Total Combined	0.23		

<sup>1</sup> Reflects City of Lacey water right applications G2-29304 (Evergreen Estates Well); G2-30249 (Betti Well); G2-29165 (Madrona Wellfield); G2-30248 (Hawks Prairie Well #2); G2-30250 (Meridian Campus); G2-30251 (Marvin Road)

<sup>2</sup> Reflects City of Olympia water right change applications 8030 and S2- 01105 (McAllister Springs) and 10191 (Abbott Springs)

## Attachment 'C'

### Impacts to McAllister Springs from Lacey's Water Right Applications As predicted by the McAllister Numerical Model

<b>Application</b>	<b>Max Summer Impact (cfs)</b>	<b>% of groundwater inflow</b>
<b>G2-29165</b>	<b>0.29</b>	<b>1.1</b>
<b>G2-29304</b>	<b>0.19</b>	<b>0.7</b>
<b>G2-30249</b>	<b>0.03</b>	<b>0.1</b>
<b>G2-30248</b>	<b>0.05</b>	<b>0.2</b>
<b>G2-30250</b>	<b>0.05</b>	<b>0.2</b>
<b>G2-30251</b>	<b>0.06</b>	<b>0.2</b>

Application G2-29165 was amended by letter in 2005; current quantities and point of withdrawal are shown in this Affidavit of Publication.

Legal # 1947

# Affidavit of Publication

STATE OF WASHINGTON  
County of Thurston County

ss.

The undersigned being first duly sworn on oath deposed and says:  
That she is the Principal Clerk of The Olympian which is a legal newspaper printed and published in the city of Olympia, Thurston County, Washington: of general circulation in said City, County and State;

that the **Notice of Application to Appropriate Public Waters**

In the case of **Application No. G2-29165 -- City of Lacey**

of which the attached is a printed copy, was published in said newspaper:

On the	30th	day of	August	2005
the	6th	day of	September	2005
the		day of		2005
the		day of		2005
the		day of		2005
the		day of		2005

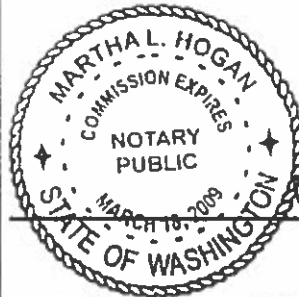
that the said newspaper was generally circulated during all of said time, and has been published for more than six months prior to the dates of the publication of this legal document, and that said notice was published in the newspaper proper and not in supplement form.

The amount of fee charged for this publication **\$174.00**

*Louise Nelson*  
Principal Clerk

Subscribed and sworn to me this 6th day of

September 2005



*Martha L. Hogan*  
Notary Public in and for the State of Washington  
Residing at Olympia, Thurston County, Washington

The Olympian has been appointed as a legal newspaper by order of the Superior Court of the State of Washington for Thurston County, dated July 10, 1941, in the county in which said newspaper is published in accordance with RCW 65.16.020 and RCW 63.16.040.

Note - The above affidavit and fee is in compliance with RCW 63.16.030 and Sec. 3, Chapter 34, Laws of 1977.

ATTACHMENT D  
APPLICATION FOR PERMIT

*Pa 10-14012*

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. <i>G2-29165</i>	W.R.I.A. <i>13</i>	COUNTY <i>Thurston</i>	PRIORITY DATE <i>11-94</i>	TIME <i>5:58</i>	ACCEPTED <i>[Signature]</i>
APPLICANT'S NAME - PLEASE PRINT <i>City of Lacey</i>					Bus. Tel. (206) 438-2648
					Home Tel.
					Other Tel.

ADDRESS (STREET) *.O. Box 'B'* (CITY) *Lacey* (STATE) *WA* (ZIP CODE) *98503-0507*

DATE & PLACE OF INCORPORATION IF APPLICANT IS A CORPORATION

SOURCE OF SUPPLY

IF SURFACE WATER SOURCE (NAME OF STREAM, LAKE, SPRING, ETC.) (IF APPLICABLE) (SO STATE) <i>as required by SEPA and find that</i>	IF GROUND WATER SOURCE (WELL, TUNNEL, INFILTRATION TRENCH, ETC.) <i>Well(s) 2 wells TW2</i>
TRIBUTARY <input type="checkbox"/> is <input checked="" type="checkbox"/> not an "action". <i>RP categorically exempt.</i>	SIZE AND DEPTH <i>[Circled]</i>
DATE <i>1/3/95</i>	REMARKS
SIGNATURE <i>[Signature]</i>	USE

USE TO WHICH WATER IS TO BE APPLIED (DOMESTIC SUPPLY, IRRIGATION, MINING, MANUFACTURING, ETC.)  
*Municipal supply*

QUANTITY OF WATER USED USING UNITS OF: CUBIC FEET PER SECOND (CFS) <i>OR</i> GALLONS PER MINUTE (GPM) <i>2000 to 5000</i>	ACRE FEET PER YEAR <i>2226</i> <i>6,600 (Primary) and 5000</i> (Supplemental) to all existing as well as any new water rights
TIMES DURING YEAR WATER WILL BE REQUIRED <i>Year round</i>	<i>2,200 gpm</i> <i>2-296 telcos.</i> <i>w/ Cullen Wilo</i>

IF IRRIGATION, NUMBER OF ACRES	IF DOMESTIC USE, NUMBER OF UNITS BY TYPE, E.G. 1-HOME, 1-MOBILE HOME, 2-CAMPSITES, ETC.	IF MUNICIPAL USE, ESTIMATED POPULATION 20 YEARS FROM TODAY <i>52,900 - 20 year projection</i>
DATE PROJECT WAS OR WILL BE STARTED <i>1995</i>	DATE PROJECT WAS OR WILL BE COMPLETED <i>approximately 2015</i>	

I. LOCATION OF POINT OF DIVERSION/WITHDRAWAL *projection*

A. 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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B. 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

See Appendix A (maps) attached hereto for locations

ALSO, ENTER BELOW THE DISTANCES FROM THE NEAREST SECTION OR PROPERTY CORNER TO THE DIVERSION OR WITHDRAWAL

LOCATED WITHIN (SMALLEST LEGAL SUBDIVISION) <i>NE 1/4 See [Signature]</i>	SECTION <i>24</i>	TOWNSHIP N. <i>18</i>	RANGE (E OR W) W.M. <i>1 W</i>	COUNTY <i>Thurston</i>
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OWN THE LAND ON WHICH THIS SOURCE IS LOCATED. IF NOT, INSERT NAME & ADDRESS OF OWNER  
Lands or easements will be acquired by applicant necessary to site wells.

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.

Area served by the City of Lacey water utility (present and future service area) and area served by other water purveyors in north Thurston County with which wholesale or exchange

*1.61 wgs*

WHAT IS YOUR INTEREST IN THE PROPERTY (PROPERTY OWNER, LEASE CONTRACT PURCHASER, ETC.)  
Municipality

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.)  YES  NO

5. FROM WHAT SOURCE (i.e. SURFACE OR GROUND WATER) AND UNDER WHAT AUTHORITY  
Exempt wells, expanding and non-expanding water purveyors holding water rights, irrigators  
holding water rights (all groundwater)

DESCRIPTION OF SYSTEM PROPOSED OR INSTALLED

FOR EXAMPLE: SIZE OF PUMP, CAPACITY OF PUMP, PUMP MOTOR HORSE POWER, PIPE DIAMETER, NUMBER OF SPRINKLERS, ETC.

Typical well will be about 300 feet deep (sea level aquifer) and will normally be capable of producing 800 GPM or more.

REMARKS

~~Intent is to integrate all new wells with water right sufficient to meet demands through year 2015 consistent with DOH requirements. Desirable to have integrated water system withdrawal capacity for all wells for system flexibility. (See accompanying letter for application)~~

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 MARCH 3, 1977, WE MUST ASK THE FOLLOWING QUESTIONS:

BASED ON 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

*Cory A. Cull*  
APPLICANT'S SIGNATURE  
WATER RESOURCE MGR, CITY OF LACEY

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 }  
DEPARTMENT 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: .....

Application G2-29304 was amended by letter in 2005; current quantities and point of withdrawal are shown in this Affidavit of Publication.

Legal # 1946

# Affidavit of Publication

STATE OF WASHINGTON  
County of Thurston County

ss.

The undersigned being first duly sworn on oath deposed and says: That she is the Principal Clerk of The Olympian which is a legal newspaper printed and published in the city of Olympia, Thurston County, Washington: of general circulation in said City, County and State;

that the **Notice of Application to Appropriate Public Waters**  
In the case of **Application No. G2-29304 -- City of Lacey**

of which the attached is a printed copy, was published in said newspaper:

On the	30th	day of	August	2005
the	6th	day of	September	2005
the		day of		2005
the		day of		2005
the		day of		2005
the		day of		2005

that the said newspaper was generally circulated during all of said time, and has been published for more than six months prior to the dates of the publication of this legal document, and that said notice was published in the newspaper proper and not in supplement form.

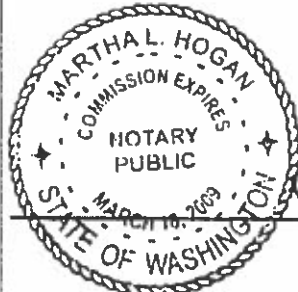
The amount of fee charged for this publication **\$178.10**

Legal #1946  
STATE OF WASHINGTON  
DEPARTMENT OF ECOLOGY  
AMENDED  
NOTICE OF APPLICATION  
TO APPROPRIATE  
PUBLIC WATERS  
TAKE NOTICE:  
That City of Lacey, on September 20, 1995, under Application No. G2-29304 filed for a permit to appropriate public waters, subject to existing rights, from a well (Evergreen Estates Well) in the amount of 400 gallons per minute, 1000 acre feet per year as needed year round each year for municipal supply. The source of the proposed appropriation is located within the NE1/4NW1/4 of Section 25, T. 18 N., R. 1 W.W.M., of Thurston Co., WA.  
Protests of objections to approval of this application must include a detailed statement of the basis for objections; protests must be accompanied by a fifty dollar (\$50.00) recording fee and filed with the Department of Ecology, at the address shown below, within thirty (30) days from:  
September 2, 2005  
Department of Ecology, SWRO  
P.O. Box 47775  
Olympia, WA 98504-7775  
Publish: August 30,  
September 6, 2005

*Lou Nelson*  
Principal Clerk

Subscribed and sworn to me this 6th day of

September 2005



*Martha L. Hogan*  
Notary Public in and for the State of Washington  
Residing at Olympia, Thurston County, Washington

The Olympian has been appointed as a legal newspaper by order of the Superior Court of the State of Washington for Thurston County, dated July 10, 1941, in the county in which said newspaper is published in accordance with RCW 65.16 020 and RCW 63 16.040.

Note - The above affidavit and fee is in compliance with RCW 63.16.030 and Sec. 3, Chapter 34, Laws of 1977.





**Section 5. GENERAL WATER SYSTEM INFORMATION**

- A. Name of system, if named: CITY OF LACEY
- B. Briefly describe your proposed water system. (See instructions.)  
 SERVICE AREA INCLUDES THE BULK OF THE UGMA FOR THE CITY OF LACEY. THE SERVICE SYSTEM CURRENTLY SERVES A POPULATION OF 34,000. IT IS PROJECTED THAT THE SERVICE POPULATION WILL BE APPROXIMATELY 40,000 BY THE YEAR 2000.
- 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: 13,000 Type of connection VARIOUS  
 (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. WE ARE THE APPROVED SYSTEM.

**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? APPROVAL PENDING  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? APPROVAL PENDING -DOH HAS REVIEWED  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)  
 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)
- I. Is the combined acreage greater than 2000 acres?  YES  NO

**Section 8. WATER STORAGE**

Will you be using a dam, dike, or other structure to retain or store water?

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.

SOUTH ON MERIDIAN RD  
WEST ON 58TH

**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):

MUNICIPAL WATER SYSTEM

MR. & MRS. ROMANO

9220 58TH AVE. SE

OLYMPIA, WA 98503

B. Does the applicant own the land on which the water source is located?  YES  NO  
If no, submit a copy of agreement: CURRENTLY WORKING WITH LANDOWNER TO FORGE AGREEMENT.  
COPY WILL BE PROVIDED WHEN EXECUTED.

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.

  
C.J. GREBBIN

Applicant (or authorized representative)

15 SEP 95  
Date

SAME

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

Date

0418

For Ecology Use  
 Fee Paid \_\_\_\_\_  
 Date \_\_\_\_\_

# State of Washington Application for a Water Right

Please follow the attached instructions to avoid unnecessary delays.

## Section 1. APPLICANT - PERSON, ORGANIZATION, OR WATER SYSTEM

Name City of Lacey Home Tel: ( ) \_\_\_\_\_  
 Mailing Address P.O. Box 3400 Work Tel: ( 360 ) 438-2649  
 City Lacey State WA Zip+4 98504 FAX: ( 360 ) 456-7799

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

Same as above

Name Dennis Ritter Home Tel: ( ) \_\_\_\_\_  
 Mailing Address P.O. Box 3400 Work Tel: ( 360 ) 438-2649  
 City Lacey State WA Zip+4 98504 FAX: ( 360 ) 456-7799  
 Relationship to applicant Public Works Director

Name Charles B. Roe, Jr., Perkins Coie LLP and Home Tel: ( ) \_\_\_\_\_  
 Mailing Address 111 Market Street NE, Suite 200 Work Tel: ( 360 ) 956-3300  
 City Olympia State WA Zip+4 98501 FAX: ( 360 ) 956-1208

## Section 3. STATEMENT OF INTENT

The applicant requests a permit to use not more than 800 (  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 Municipal Supply. A "LEGAL" DESCRIPTION OF THE PLACE OF USE IS SET FORTH ON APPENDIX A ATTACHED. (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: 1,066

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 Related to reservation of groundwater set forth in WAC 173-191-070 (Hawks Prairie source area).

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>1</u> well, sometimes known as Lacey Well No. 31 (or Hawks Prairie Well No. 2).
Number of diversions: _____	
Source flows into (name of body of water):	Size & depth of well(s): Proposed well will be 16" diameter and approximately 600 feet below ground surface.

### LOCATION

Enter the north-south and east-west distances in feet from the point of diversion or withdrawal to the nearest section corner: Approximately 200 feet east, and 2,200 north, of the southwest corner of Section 35 (not surveyed).

¼ of	¼ of	Section	Township	Range(E/W)	County	If location of source is platted, complete below:

**Section 5. GENERAL WATER SYSTEM INFORMATION**

A. Name of system, if named: City of Lacey Municipal Water Supply System

B. Briefly describe your proposed water system. (See instructions.)

The Lacey Water Department is now in the process of expanding its municipal water system which currently serves approximately 60,000 residents, and is anticipated to serve 135,000 residents plus commercial at full build out of Lacey's urban growth area. The system consists of water withdrawal, conveyance, and treatment elements.

C. Do you already have any water rights or claims associated with this property or system?  YES  NO  
PROVIDE DOCUMENTATION. SEE APPENDIX B – all listed therein are valid municipal use water rights owned by the applicant.

**Section 6. DOMESTIC / PUBLIC WATER SUPPLY SYSTEM INFORMATION**  
(Completed for all domestic/public supply uses.)

A. Number of "connections" requested: approximately 2,041 Type of connection: Municipal water customers, e.g., homes, apartment, recreational, etc.

B. Are you within the area of an approved water system? N/A  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.* Comment: Applicant operates the system.

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? 09/03/03 Please attach the current approved version of your plan.  
See comment on last page hereof.

D. Do you have an approved conservation plan?  YES  NO  
If yes, when was it approved? 09/03/03 Please attach the current approved version of your plan.  
See comment on last page hereof.

**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 \_\_\_\_\_

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?  YES  NO

**Section 8. WATER STORAGE**

Will you be using a dam, dike, or other structure to retain or store water?  YES  NO Other structures, i.e., seven above-ground storage tanks.

*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 point of withdrawal project site.

From Ecology Headquarters on Desmond Drive, drive east on Martin Way. Turn left onto Marvin Road. Follow Marvin Road over highway, through roundabouts. There is a gated gravel drive on the east side of Marvin Road just north of 40<sup>th</sup> Ct NE. After passing through the gate, there is a fenced area on the left that encloses a large standpipe reservoir and a wellhouse.

**Section 10. REQUIRED MAP**

A. A map of the project, i.e., place of withdrawal and associated documents, is attached and marked Appendix C. (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):

The City of Lacey operates a municipal water system related to a water service area that has been approved by the WA Department of Health. That service area is consistent with the North Thurston County Coordinated Water System Plan.

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

See Appendix D.

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.

Virgil G. Clarkson  
Virgil Clarkson, Mayor  
Applicant (or authorized representative)

May 2, 2005  
Date

N/A  
Landowner for place of use (if same as applicant, write "same")

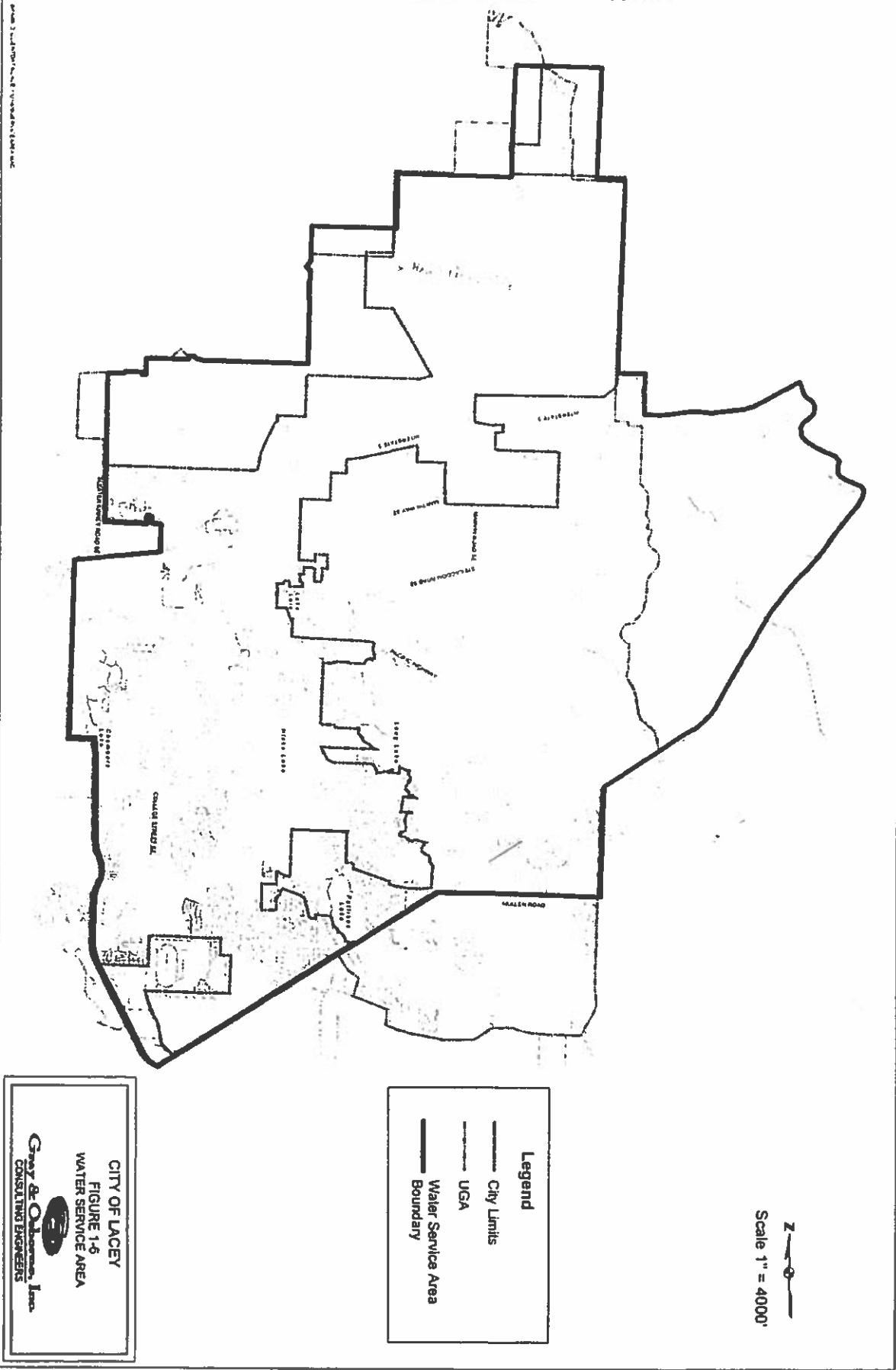
\_\_\_\_\_  
Date

**Use this page to continue your answers to any questions on the application. Please indicate section number before answer.**

Comment relating to Sections C and D: The current water system plan, including approved conservation plan, is presently on file with the Department. See Application of City of Lacey filed with the Department of Ecology on April 28, 2005. Please refer to that plan which is set forth in "disc" form.




We are returning your application for the following reason(s):	
<input type="checkbox"/> Examination fee was not enclosed	APPLICANT PLEASE RETURN TO CASHIER, PO BOX 5128, LACEY, WA 98509-5128
<input type="checkbox"/> Section number(s) _____ is/are incomplete	
Explanation:	
Please provide the additional information requested above and return your application by _____ (date).	

Ecology staff \_\_\_\_\_ Date \_\_\_\_\_




  
 Scale 1" = 4000'

**Legend**

-  City Limits
-  UGA
-  Water Service Area Boundary

CITY OF LACEY  
 FIGURE 1-6  
 WATER SERVICE AREA  
  
 Gray & Olson, Inc.  
 CONSULTING ENGINEERS

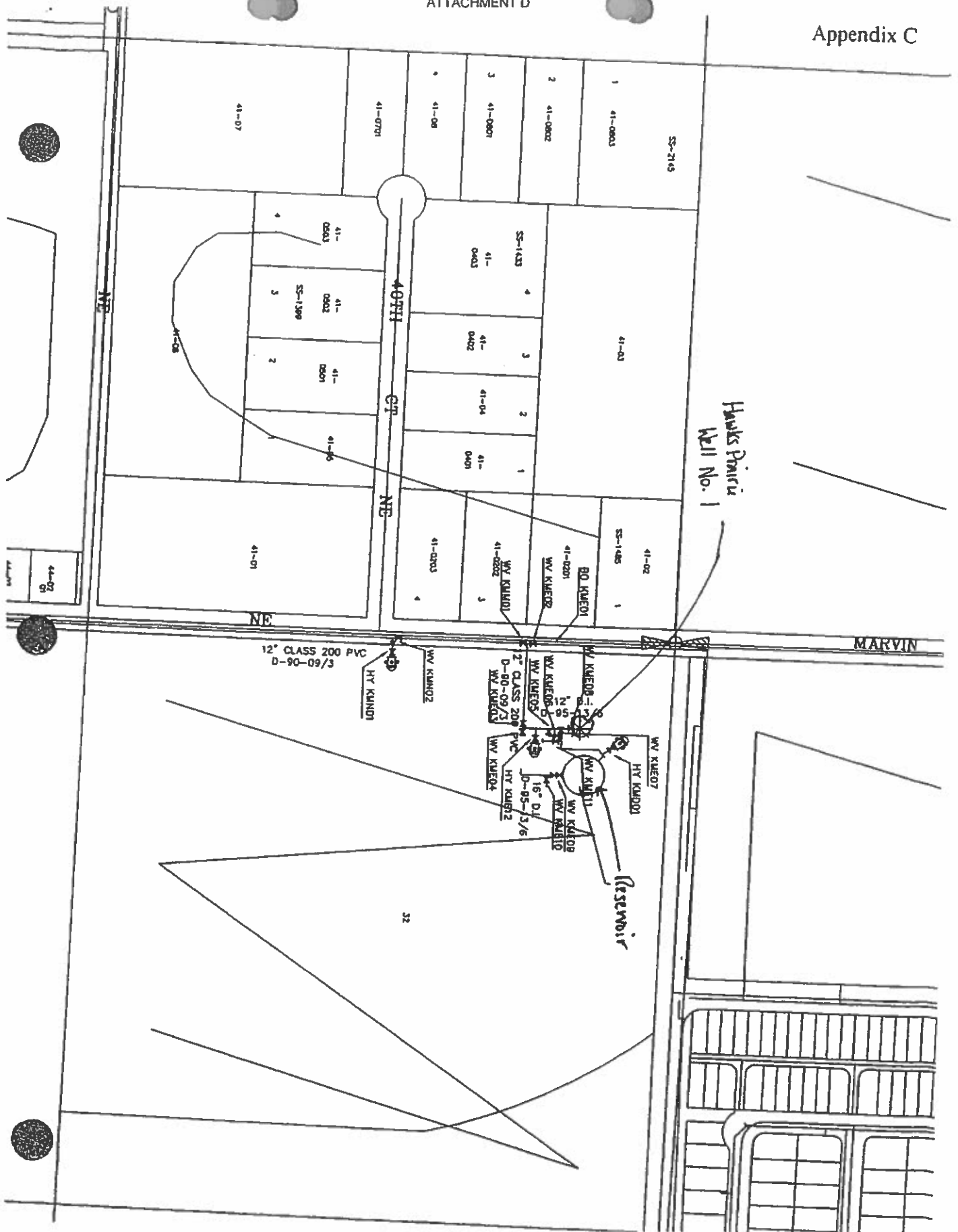


Lacey Service Area Description

Service area served by the City of Lacey is within all or part of: (1) sections 25, 34, 35, and 36, T. 19 N., R. 01 W.; (2) sections 7, 16, 17, 18, 19, 20, and 30, T. 18 N., R. 01 E.; (3) sections 1, 2, 3, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 20, 21, 22, 23, 24, 25, 26, 27, 28, 29, 32, 33, 34, 35, 36, T. 18 N., R. 01 W., and (4) sections 3, 4, 5, T. 17 N., R. 01 W.

**City of Lacey  
Water Right Numbers**

C-4578-A  
G2-20880C  
C-5655-A  
C-7450-A  
C-55-A  
G2-23191C  
G2-27373P  
G2-24351C  
G2-25779C  
G2-25778C  
G2-20883C  
G2-23743C  
G2-26685P  
C-1288-A  
C-1777-A  
C-3718-A  
C-3654-A  
C-3823-A  
C-6320-A  
G2-20879  
G2-25778B  
G2-20878C  
G2-26623B  
G2-27372P  
G2-25802C  
G2-27371P  
G2-23963C  
G2-24547C  
G2-20104C  
G2-20882C  
G2-27007P



Hawks Prairie Well No. 1

Reservoir

12" CLASS 200 PVC D-90-09/3

32

40TH

CT

NE

MARVIN

44-02  
01

## WELL SITE AND WATER STORAGE RESERVOIR EASEMENT

THIS INDENTURE, made this 21 day of June, 1990, between Founders Group, Inc., hereinafter called the Grantor, and the City of Lacey, a Municipal Corporation, hereinafter called the Grantee.

## WITNESSETH:

That in consideration of \$1.00 and other good and valuable consideration, receipt of which is hereby acknowledged, the Grantor hereby grants and conveys to the Grantee, its successors and assigns, a perpetual easement for a well site and water reservoir over, under, upon and through a portion of that certain real property situate and being in the County of Thurston, State of Washington, more particularly described as follows, to-wit:

Parcel:

The northwest 1/4 of the southwest 1/4 of Section 35, T. 19 N., R. 1 W., W.M.

Permanent Easement:

A portion of the above described parcel being described as follows:

Commencing at the 1/4 corner common to Sections 34 and 35, T. 19 N., R. 1 W., W.M. and running thence S 1°40'08" W along the line common to said sections, said line being the Basis of Bearings for this description, 91.29 feet; thence S 87°55'43" E 105.09 feet to the True Point of Beginning for this description; thence continuing S 87°55'43" E 308.71 feet; thence S 2°04'17" W 208.71 feet; thence N 87°55'43" W 308.71 feet; thence N 2°04'17" E 208.71 feet to the True Point of Beginning.

Together with the right to enter upon, over and along said real property herinbefore described, from time to time, to construct, inspect, repair, alter, modify, replace, remove, and update to present and future technological standards, said well site and water storage reservoir. The Grantor shall not place or construct a building or other structure on the easement right of way.

The permanent rights herein granted to the Grantee shall continue in force until such time as the Grantee, its successors or assigns, shall permanently abandon the same and upon such removal or abandonment, all rights hereby granted shall terminate.

THURSTON COUNTY

OLYMPIA, WA

07/20/96 2:51 PM

REQUEST OF: CITY OF L

Sam S. Reed, AUDITOR

BY: TONI, DEPUTY

\$9.00 EAS

1

Vol: 1749 Page: 15  
 Easement No: 1935320000  
 File No: 9007205155

05/25/1990  
 HPWELL.DOC

IN WITNESS WHEREOF, this instrument has been executed the day and year first above written.

*Sylvia J. McMurry*  
Secretary

STATE OF WASHINGTON )  
County of ~~Thurston~~ <sup>King</sup> )

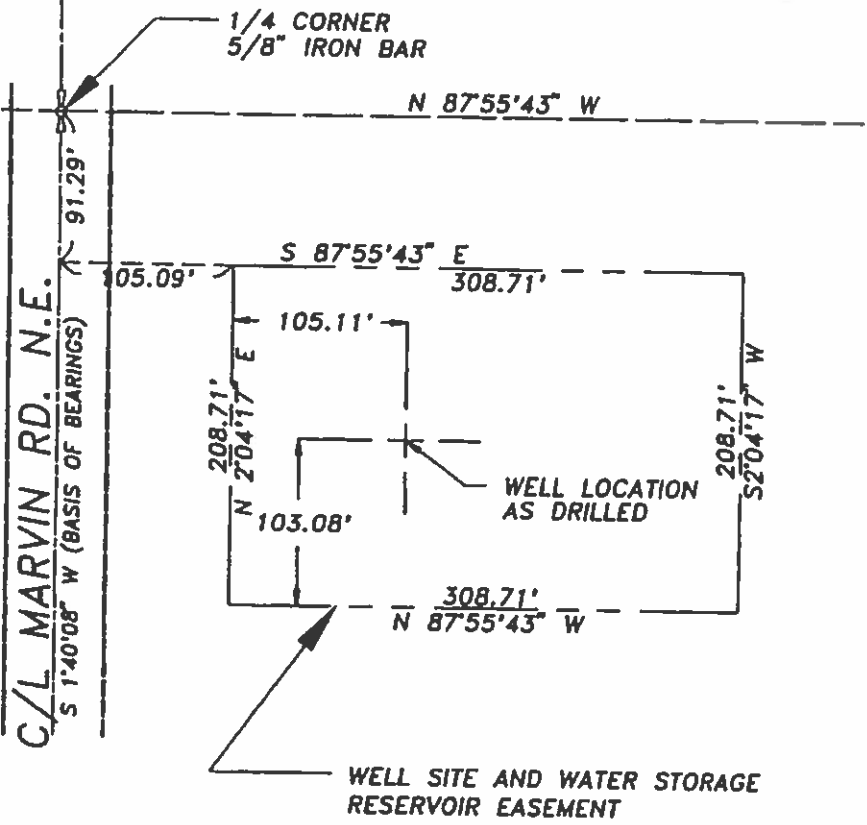
On this day personally appeared before me Sylvia J. McMurry to be known to be the individual(s) described in and who executed the within and foregoing instrument, and acknowledged that she (he) signed the same as her (his) free and voluntary act and deed, for the uses and purposes therein mentioned.

GIVEN under my hand and official seal this 21st day of June, 1990.



*Steve W. McEwen*  
Notary Public in and for the State of Washington, residing at Emmish

Vol: 1749 Page: 16  
File No: 9007200155



SCALE  
1" = 100'  
T.19N., R.1W., W.M.  
NW1/4 SW1/4  
SECTION  
35

BASIS OF BEARINGS:  
BRACY & THOMAS,  
LAND SURVEYORS,  
BOUNDARY SURVEY  
#6518 DATED 1/27/87  
FOR THE FOUNDERS GROUP

Vol: 1749 Page: 17  
File No: 9007200155

EASEMENT NUMBER: 11935320000 .C			
CITY OF LACEY, WASHINGTON DEPT. OF PUBLIC WORKS			
GRANTOR: FOUNDERS GROUP, INC. PURPOSE: WELL SITE AND WATER STORAGE RESERVOIR			
APPROVED <i>Brian F. Barnett</i> 5/25/90 DIRECTOR OF PUBLIC WORKS		DATE	
DES RB	DWN P.D.M.	CKD MH	DATE 4/6/90

MARVINQC.DWG



**Section 5. GENERAL WATER SYSTEM INFORMATION**

A. Name of system, if named: City of Lacey Municipal Water Supply System

B. Briefly describe your proposed water system. **(See instructions.)**

The Lacey Water Department is now in the process of expanding its municipal water system which currently serves approximately 60,000 residents, and is anticipated to serve 135,000 residents plus commercial at full build out of Lacey's urban growth area. The system consists of water withdrawal, conveyance, and treatment elements.

C. Do you already have any water rights or claims associated with this property or system?  YES  NO  
 PROVIDE DOCUMENTATION. SEE APPENDIX B – all listed therein are valid municipal use water rights owned by the applicant.

**Section 6. DOMESTIC / PUBLIC WATER SUPPLY SYSTEM INFORMATION**  
*(Completed for all domestic/public supply uses.)*

A. Number of "connections" requested: approximately 1,224 Type of connection: Municipal water customers, e.g., homes, apartment, recreational, etc.

B. Are you within the area of an approved water system? N/A  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.* Comment: Applicant operates the system.

**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? 09/03/03 Please attach the current approved version of your plan.  
**See Appendix C, attached.**

D. Do you have an approved conservation plan?  YES  NO  
 If yes, when was it approved? 09/03/03 Please attach the current approved version of your plan.  
**See Appendix C, Chapter 7.**

**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 \_\_\_\_\_

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



**Section 8. WATER STORAGE**

Will you be using a dam, dike, or other structure to retain or store water?  YES  NO Other structures, i.e., seven above-ground storage tanks.

*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 point of withdrawal project site.

From Ecology's Headquarters on Desmond Drive, drive east on Martin Way and turn left onto Marvin Road. Cross over I-5, and continue north on Marvin Road through both roundabouts. Just past 29<sup>th</sup> Ave NE there is a gate drive on the east side of Marvin Road that is the access road into the site (see attached project site map marked Appendix E).

**Section 10. REQUIRED MAP**

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

A map of the applicant's service area, which includes the City of Lacey and portions of Thurston County is attached, marked Appendix A. *ERRATA 5/4/05, See also Appendix F.*

**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):

The City of Lacey operates a municipal water system related to a water service area that has been approved by the WA Department of Health. That service area is consistent with the North Thurston County Coordinated Water System Plan.

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

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 storing purposes. Even though I may have been assisted in the preparation of the above application by employees of the Department of Ecology, all responsibility for the accuracy of the information rests with me.

Virgil Clarkson  
Virgil Clarkson, Mayor  
Applicant (or authorized representative)

4/28/05  
Date

Use this page to continue your answers to any questions on the application. Please indicate section number before answer.

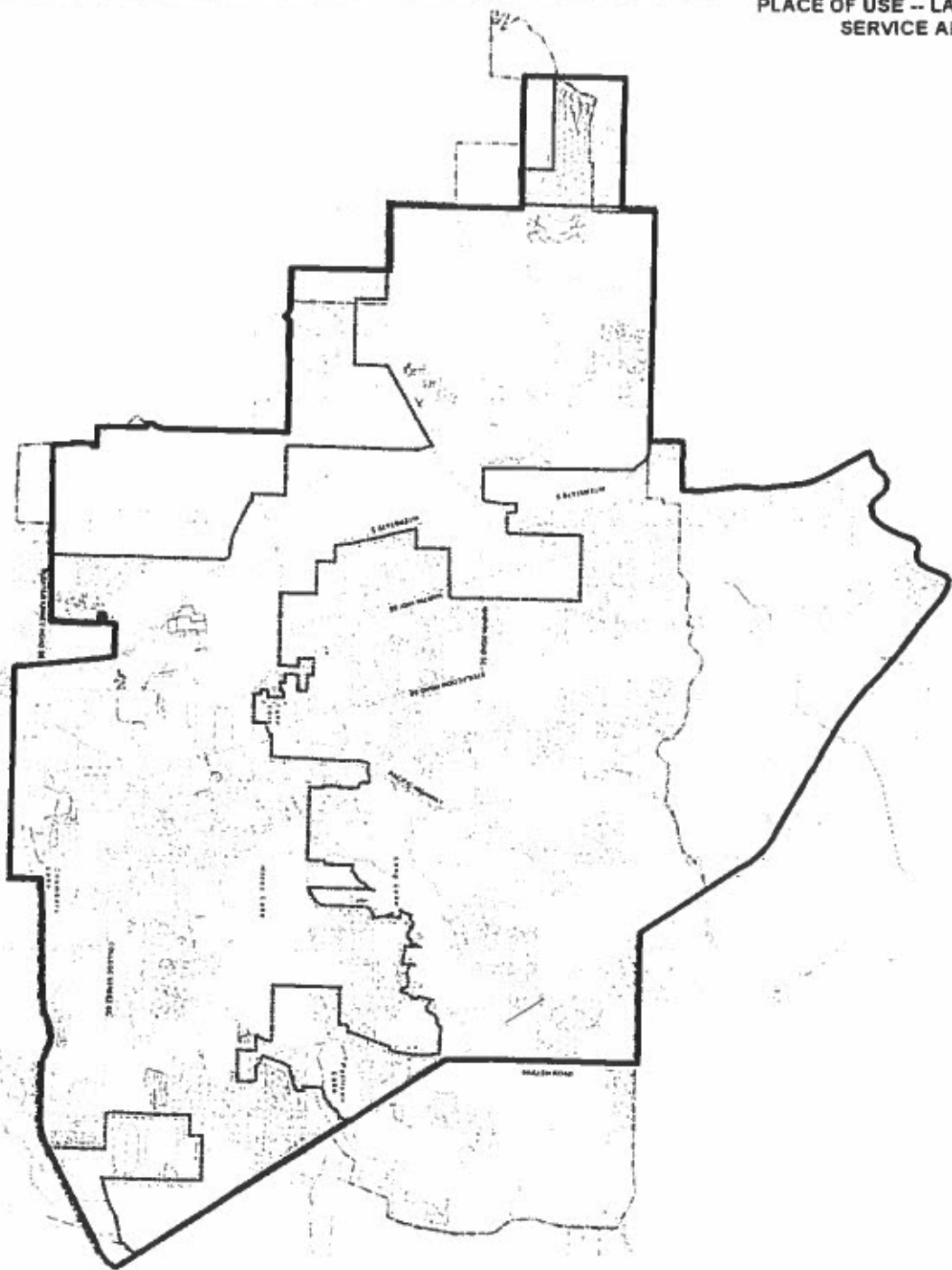
Comment related to Section 3, supra. The water right applied for requests authority to withdraw 1,000 gallons per minute ("gpm"). Please note that the water right evidenced by Permit No. G2-27007P, also owned by applicant, also authorizes the withdrawal of 1,000 gpm at the same point of withdrawal ("pow"). When the two rights are exercised simultaneously, the applicant intends to withdraw no more than 1,000 gpm even though each of the water rights authorizes 1,000 gpm withdrawals. In other words, while the applicant ability to withdraw in total acre-feet the amount of the two water rights when added together is 1,068.3 afy, the instantaneous withdrawal right shall not exceed 1,000 gpm when both water rights are exercised.

We are returning your application for the following reason(s):	
____ Examination fee was not enclosed	APPLICANT PLEASE RETURN TO CASHIER, PO BOX 5128, LACEY, WA 98509-5128
____ Section number(s) _____ is/are incomplete	APPLICANT PLEASE RETURN TO THE APPROPRIATE REGIONAL OFFICE
Explanation:	
Please provide the additional information requested above and return your application by _____ (date).	

\_\_\_\_\_\_ logy staff \_\_\_\_\_ Date \_\_\_\_\_

APPENDIX A  
CITY OF LACEY  
PLACE OF USE -- LACEY WATER  
SERVICE AREA

Water 2000/01/01/02/03/04/05/06/07/08/09/10/11/12/13/14/15/16/17/18/19/20/21/22/23/24/25/26/27/28/29/30/31/32/33/34/35/36/37/38/39/40/41/42/43/44/45/46/47/48/49/50/51/52/53/54/55/56/57/58/59/60/61/62/63/64/65/66/67/68/69/70/71/72/73/74/75/76/77/78/79/80/81/82/83/84/85/86/87/88/89/90/91/92/93/94/95/96/97/98/99/100



Scale 1" = 4000'

**Legend**

- City Limits
- ... UGA
- Water Service Area Boundary

CITY OF LACEY  
FIGURE 1-8  
WATER SERVICE AREA

**Gray & Oberthur, Inc.**  
CONSULTING ENGINEERS

Lacey Service Area Description

Service area served by the City of Lacey is within all or part of: (1) sections 25, 34, 35, and 36, T. 19 N., R. 01 W.; (2) sections 7, 16, 17, 18, 19, 20, and 30, T. 18 N., R. 01 E.; (3) sections 1, 2, 3, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 20, 21, 22, 23, 24, 25, 26, 27, 28, 29, 32, 33, 34, 35, 36, T. 18 N., R. 01 W., and (4) sections 3, 4, 5, T. 17 N., R. 01 W.

**City of Lacey  
Water Right Numbers**

C-4578-A  
G2-20880C  
C-5655-A  
C-7450-A  
C-55-A  
G2-23191C  
G2-27373P  
G2-24351C  
G2-25779C  
G2-25778C  
G2-20883C  
G2-23743C  
G2-26685P  
C-1288-A  
C-1777-A  
C-3718-A  
C-3654-A  
C-3823-A  
C-6320-A  
G2-20879  
G2-25778B  
G2-20878C  
G2-26623B  
G2-27372P  
G2-25802C  
G2-27371P  
G2-23963C  
G2-24547C  
G2-20104C  
G2-20882C  
G2-27007P

DR:  
ITY MAYOR:  
COUNCIL:

VIRGIL CLARKSON  
NANCY PETERSON  
ANN BURGMAN  
JOHN DARBY  
MARY DEAN  
TOM NELSON  
GRAEME SACKRISON  
GREG J. CUOIO  
KENNETH R. AHLF  
DENNIS E. RITTER P.E.  
ROGER SCHOESSEL P.E.

MANAGER:  
ATTORNEY:  
OTOR OF PUBLIC WORKS  
ENGINEER:

INGRESS, EGRESS & UTILITY EASEMENT:

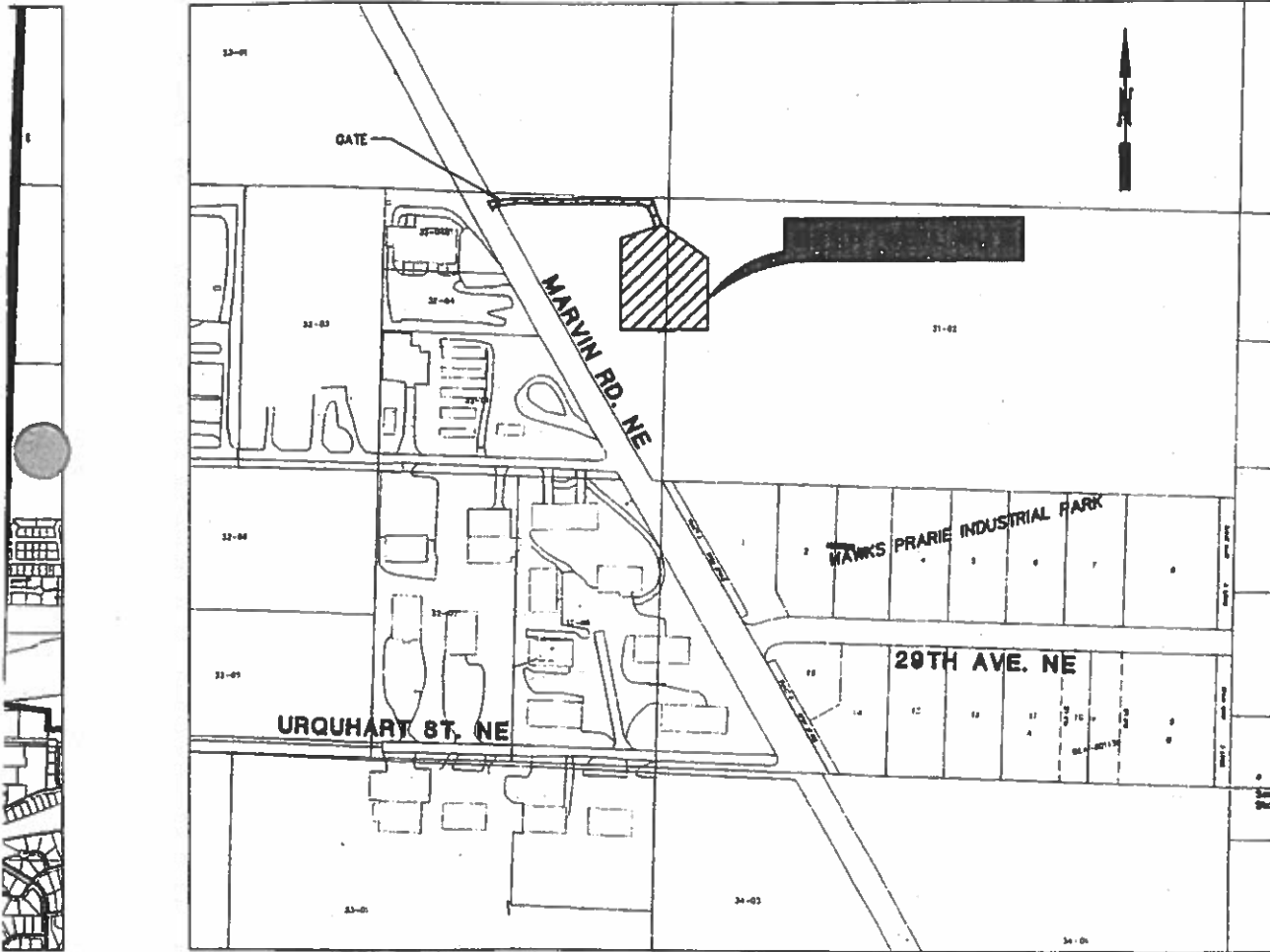
A STRIP OF LAND 20 FEET WIDE, THE CENTER LINE OF WHICH IS DESCRIBED AS FOLLOWS:

COMMENCING AT THE NORTHEAST CORNER OF THE NORTHWEST QUARTER OF THE SOUTHWEST QUARTER OF SECTION 2, TOWNSHIP 18 NORTH, RANGE 1 WEST, W.M.; THENCE, ALONG THE NORTH LINE OF SAID NORTHWEST QUARTER N80°18'19" W FOR A DISTANCE OF 413.84 FEET TO THE EASTERLY MARGIN OF MARV ROAD NORTHEAST; THENCE, ALONG SAID MARGIN S 29°23'40" E FOR A DISTANCE OF 32.16 FEET TO THE POINT OF BEGINNING; THENCE N70°19'08" E FOR A DISTANCE OF 44.84 FEET; THENCE S 80°33'30" E FOR A DISTANCE OF 200.15 FEET; THENCE S68°40'05" E FOR A DISTANCE OF 107.13 FEET; THENCE S21°17'38" E FOR A DISTANCE OF 89.04 FEET AND TERMINUS OF THIS CENTER LINE.

THE SIDELINES OF SAID 20 FOOT EASEMENT TO BE EXTENDED OR SHORTENED TO MEET AT ANGLE POINTS AND TO TERMINATE AT THE SAID EASTERLY MARGIN OF MARVIN ROAD NORTHEAST.

CONTAINING 8224 SQ. FT. OR 0.19 ACRES

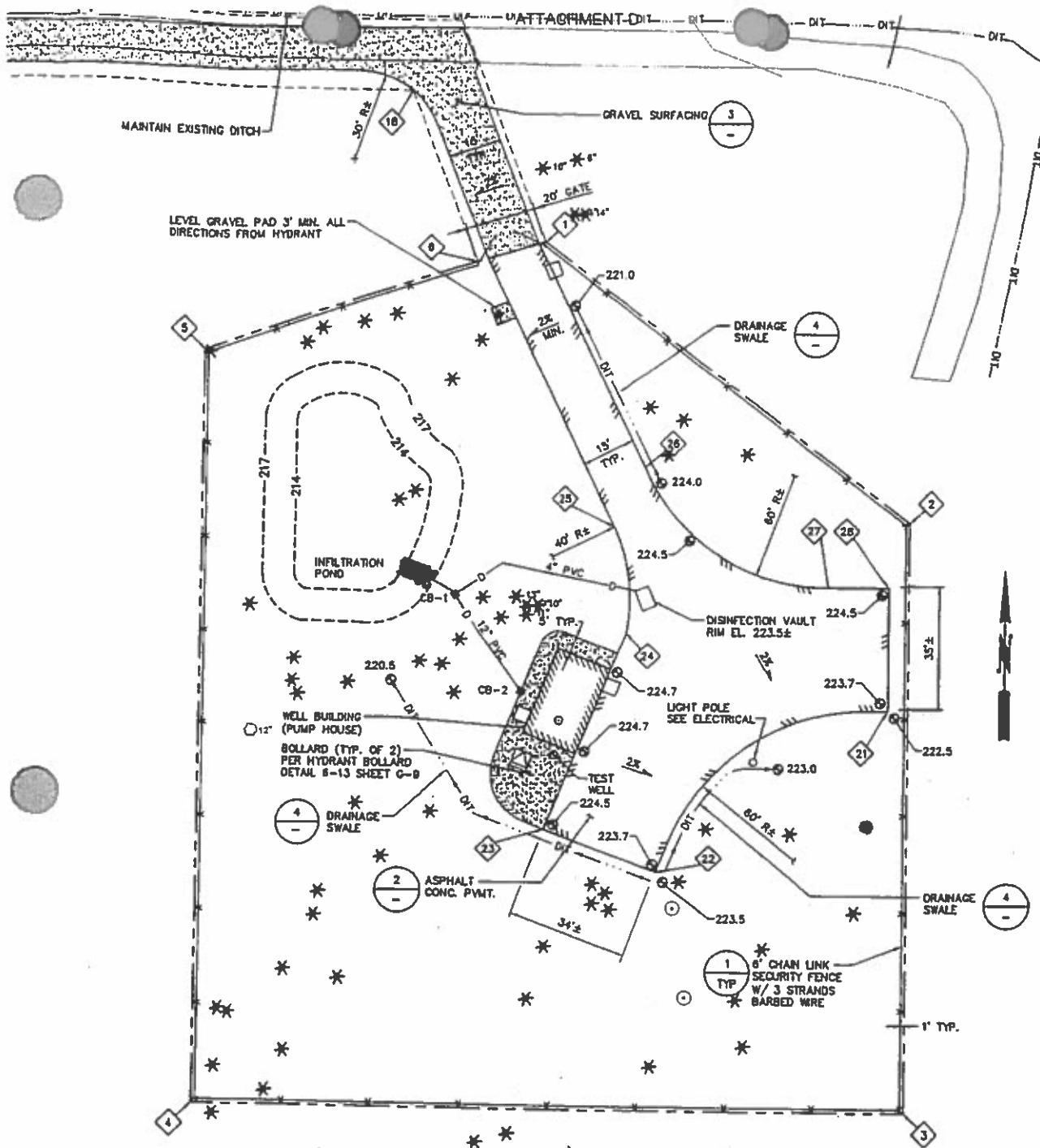
(DESCRIPTION PREPARED UNDER THE DIRECTION OF LAWRENCE J. HOLT PLS 11958 C 08/02/2004).



PROJECT SITE MAP  
SCALE=1"=200'

SOURCE NO. 29

APPRO  
BY: DJR

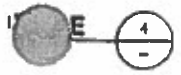
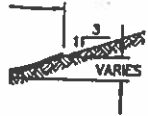


INDICATES STRUCTURE OR SURFACE FEATURE.  
SEE SHEET C-2 FOR LOCATION AND DESCRIPTION.

NOTE:  
SEE SHEET C-3 FOR SEEDING, FERTILIZING AND MULCHING  
REQUIREMENTS.

**BETTI WELL - SITE PLAN AND RESTORATION PLAN**

SCALE: 1"=20'



DATE: JAN. 2005



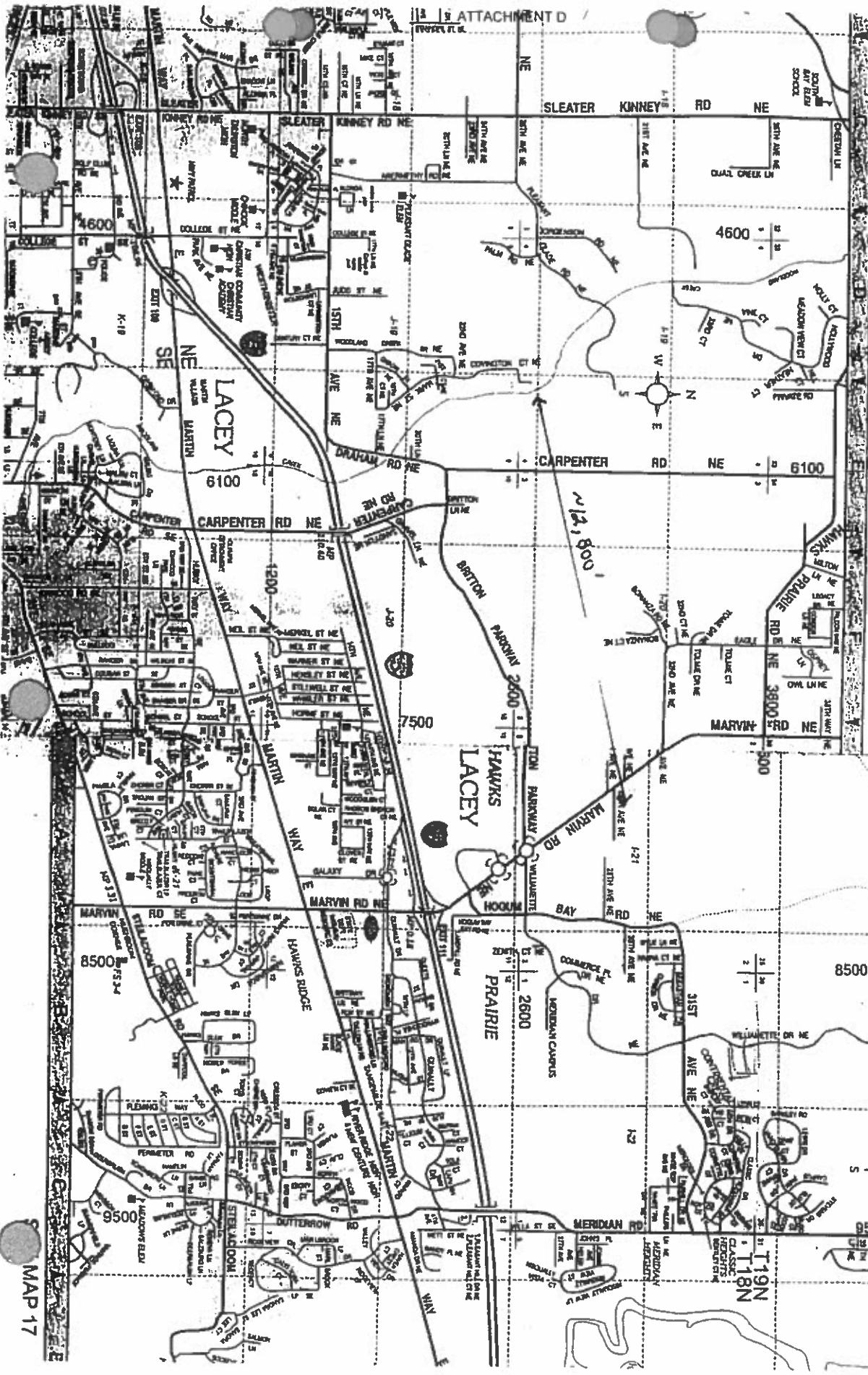
LACEY CONTRACT PW 2005-03

**CITY OF LACEY**  
MUNICIPAL UTILITY

APPROVAL FOR CONSTRUCTION  
BY: *[Signature]*  
DIRECTOR OF PUBLIC WORKS  
DATE: 2/2/05

DRA  
SHEET  
OF  
JOB P  
DWG:

SEE MAP 07



13

SEE MAP 08

MAP 17



Application G2-30250 was amended by letter in 2005; current quantities and point of withdrawal are shown in this Affidavit of Publication.

Legal # 1945

# Affidavit of Publication

STATE OF WASHINGTON  
County of Thurston County

ss.

The undersigned being first duly sworn on oath deposed and says:  
That she is the Principal Clerk of The Olympian which is a legal newspaper printed and published in the city of Olympia, Thurston County, Washington: of general circulation in said City, County and State;

that the **Notice of Application to Appropriate Public Waters**

In the case of **Application No. G2-30250 -- City of Lacey**

of which the attached is a printed copy, was published in said newspaper:

On the	30th	day of	August	2005
the	6th	day of	September	2005
the		day of		2005
the		day of		2005
the		day of		2005
the		day of		2005

that the said newspaper was generally circulated during all of said time, and has been published for more than six months prior to the dates of the publication of this legal document, and that said notice was published in the newspaper proper and not in supplement form.

The amount of fee charged for this publication **\$174.00**

Legal #1945  
STATE OF WASHINGTON  
DEPARTMENT OF ECOLOGY  
AMENDED  
NOTICE OF APPLICATION  
TO APPROPRIATE  
PUBLIC WATERS

TAKE NOTICE:  
That City of Lacey, on May 3, 2005, under Application No. G2-30250 filed for a permit to appropriate public waters, subject to existing rights, from a well (Lacey Well 30) in the amount of 800 gallons per minute, 1000 acre feet per year as needed year round each year for municipal supply. The source of the proposed appropriation is located within the NE1/4NW1/4 of Section 1, T. 18 N., R. 1 W.W.M., of Thurston Co., WA.

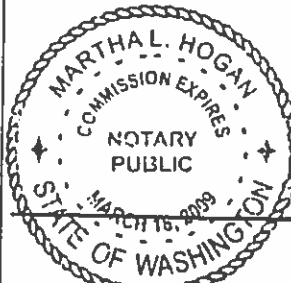
Protests of objections to approval of this application must include a detailed statement of the basis for objections; protests must be accompanied by a fifty dollar (\$50.00) recording fee and filed with the Department of Ecology, at the address shown below, within thirty (30) days from: September 2, 2005  
Department of Ecology, SWRO  
P.O. Box 47775  
Olympia, WA 98504-7775

Publish: August 30,  
September 6, 2005

*Lenny Nelson*  
Principal Clerk

Subscribed and sworn to me this 10th day of

September 2005



*Martha L. Hogan*  
Notary Public in and for the State of Washington  
Residing at Olympia, Thurston County, Washington

The Olympian has been appointed as a legal newspaper by order of the Superior Court of the State of Washington for Thurston County, dated July 10, 1998, in the county in which said newspaper is published in accordance with RCW 65.16.020 and RCW 63.16.040.

Note - The above affidavit and fee is in compliance with RCW 63.16.030 and Sec. 3, Chapter 34, Laws of 1977.

For Ecology Use  
 Fee Paid \_\_\_\_\_  
 Date \_\_\_\_\_

# State of Washington Application for a Water Right

Please follow the attached instructions to avoid unnecessary delays.

## Section 1. APPLICANT - PERSON, ORGANIZATION, OR WATER SYSTEM

Name City of Lacey Home Tel: ( ) \_\_\_\_\_  
 Mailing Address P.O. Box 3400 Work Tel: ( 360 ) 438-2649  
 City Lacey State WA Zip+4 98504 FAX: ( 360 ) 456-7799

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

Same as above

Name Dennis Ritter Home Tel: ( ) \_\_\_\_\_  
 Mailing Address P.O. Box 3400 Work Tel: ( 360 ) 438-2649  
 City Lacey State WA Zip+4 98504 FAX: ( 360 ) 456-7799  
 Relationship to applicant Public Works Director

Name Charles B. Roe, Jr. Perkins Coie LLP and \_\_\_\_\_  
 Mailing Address 111 Market Street NE, Suite 200 Home Tel: ( ) \_\_\_\_\_  
 City Olympia State WA Zip+4 98501 Work Tel: ( 360 ) 956-3300  
 FAX: ( 360 ) 956-1208

## Section 3. STATEMENT OF INTENT

The applicant requests a permit to use not more than 800 (  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 Municipal Supply. A "LEGAL" DESCRIPTION OF THE PLACE OF USE IS SET FORTH ON APPENDIX A ATTACHED. (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: 1.066 ~~1,000~~ see letter dated 8/17/04 to Tom Wanger

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 Related to reservation of groundwater set forth in WAC 173-191-070 (Hawks Prairie source area).

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>1</u> well, sometimes known as Lacey Well No. 30 (or Meridian Campus Well)
Number of diversions: _____	
Source flows into (name of body of water):	Size & depth of well(s): Proposed well will be 16" diameter and approximately 550 feet below ground surface.

### CAUTION

Enter the north-south and east-west distances in feet from the point of diversion or withdrawal to the nearest section corner: Approximately 1,050 - 1,150 feet south, and 1,500 feet - 1,900 feet east of the NW corner of section 1 (not surveyed).

1/4 of	1/4 of	Section	Township	Range(E/W)	County	If location of source is platted, complete below:

**Section 5. GENERAL WATER SYSTEM INFORMATION**

A. Name of system, if named: City of Lacey Municipal Water Supply System

B. Briefly describe your proposed water system. (See instructions.)

The Lacey Water Department is now in the process of expanding its municipal water system which currently serves approximately 60,000 residents, and is anticipated to serve 135,000 residents plus commercial at full build out of Lacey's urban growth area. The system consists of water withdrawal, conveyance, and treatment elements

C. Do you already have any water rights or claims associated with this property or system?  YES  NO  
 PROVIDE DOCUMENTATION. SEE APPENDIX B - all listed therein are valid municipal use water rights owned by the applicant.

**Section 6. DOMESTIC / PUBLIC WATER SUPPLY SYSTEM INFORMATION**  
 (Completed for all domestic/public supply uses.)

A. Number of "connections" requested: approximately 2,041 Type of connection: Municipal water customers, e.g., homes, apartment, recreational, etc.

B. Are you within the area of an approved water system? N/A  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.* Comment: Applicant operates the system.

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? 09/03/03 Please attach the current approved version of your plan.  
 See comment on last page hereof.

D. Do you have an approved conservation plan?  YES  NO  
 If yes, when was it approved? 09/03/03 Please attach the current approved version of your plan.  
 See comment on last page hereof.

**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 \_\_\_\_\_

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

**Section 8. WATER STORAGE**

Will you be using a dam, dike, or other structure to retain or store water?  YES  NO Other structures, i.e., seven above-ground storage tanks.

*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 point of withdrawal project site.

From Ecology Headquarters on Desmond Drive, drive east on Martin Way. Turn left onto Meridian Road. Turn left on 31<sup>st</sup> Ave NE, and turn right onto Willamette Drive. The future park location is north of 31<sup>st</sup> Ave NE on the east side of the road.

**Section 10. REQUIRED MAP**

A map of the project, i.e., place of withdrawal and associated documents, is attached and marked Appendix C. (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):

The City of Lacey operates a municipal water system related to a water service area that has been approved by the WA Department of Health. That service area is consistent with the North Thurston County Coordinated Water System Plan.

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

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.

  
Virgil Clarkson, Mayor  
Applicant (or authorized representative)

May 2, 2005  
Date

N/A  
Landowner for place of use (if same as applicant, write "same")

Date

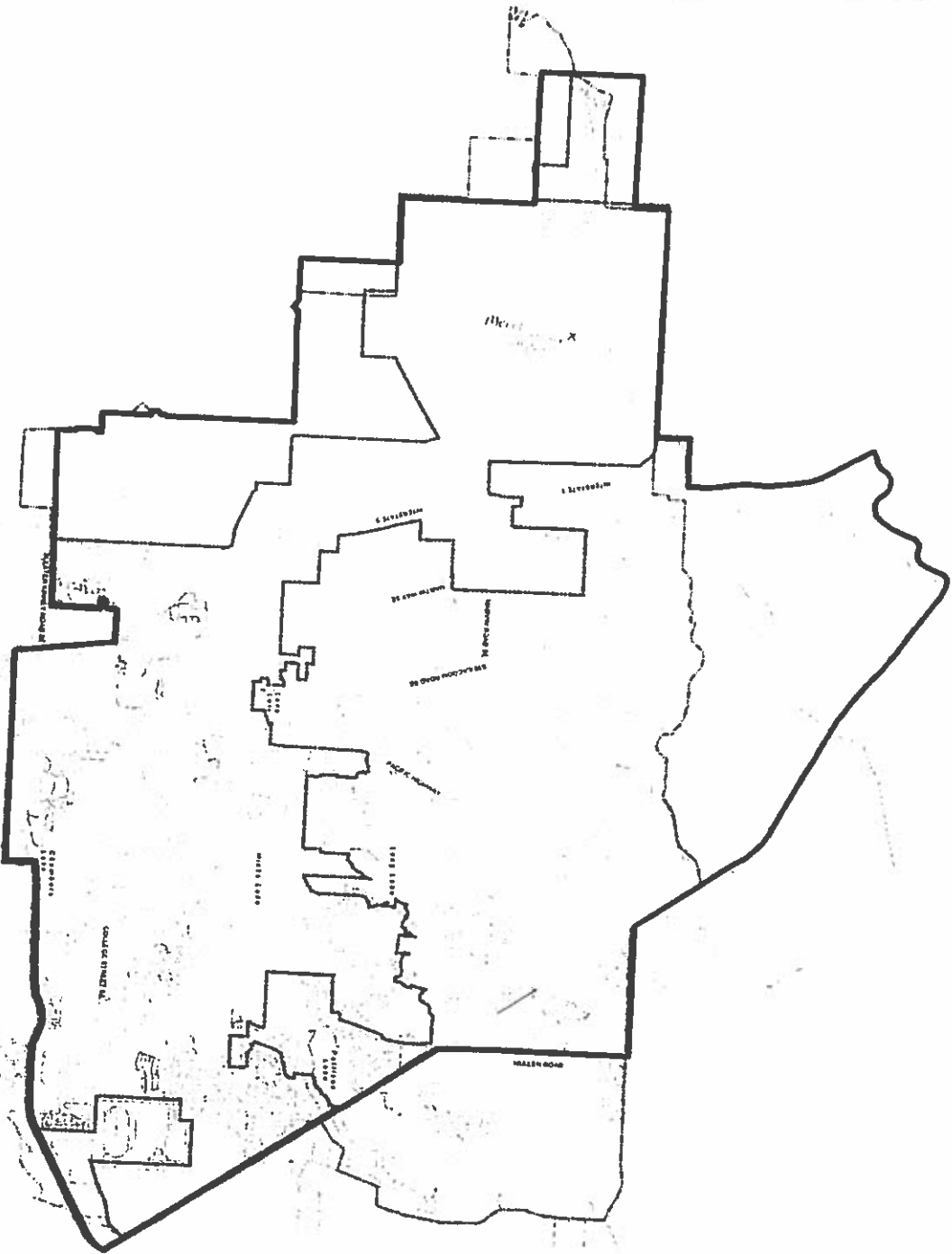
Use this page to continue your answers to any questions on the application. Please indicate section number before answer.

Comment relating to Sections C and D: The current water system plan, including approved conservation plan, is presently on file with the Department. See Application of City of Lacey filed with the Department of Ecology on April 28, 2005. Please refer to that plan which is set forth in "disc" form.

We are returning your application for the following reason(s):	
<input type="checkbox"/> Examination fee was not enclosed	APPLICANT PLEASE RETURN TO CASHIER, PO BOX 5128, LACEY, WA 98509-5128
<input type="checkbox"/> Section number(s) _____ is/are incomplete	APPLICANT PLEASE RETURN TO THE APPROPRIATE REGIONAL OFFICE
Explanation:	
Please provide the additional information requested above and return your application by _____ (date).	




Ecology staff \_\_\_\_\_ Date \_\_\_\_\_

Figure 1-8: City of Lacey Water Service Area




  
 Scale 1" = 4000'

**Legend**

-  City Limits
-  UGA
-  Water Service Area Boundary

**CITY OF LACEY**  
**FIGURE 1-8**  
**WATER SERVICE AREA**  
  
**Gray & O'Connell, Inc.**  
 CONSULTING ENGINEERS

### Lacey Service Area Description

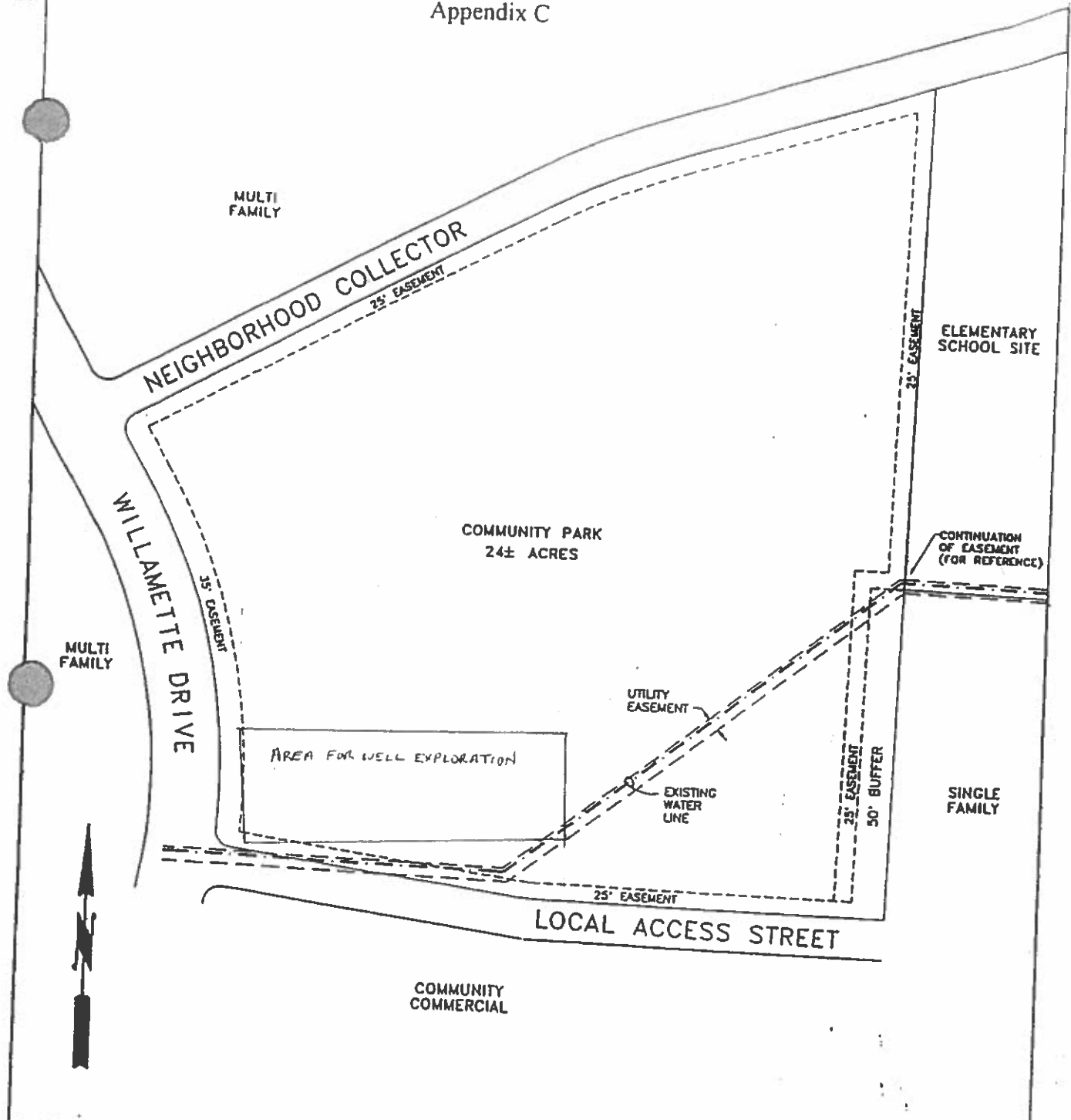
Service area served by the City of Lacey is within all or part of: (1) sections 25, 34, 35, and 36, T. 19 N., R. 01 W.; (2) sections 7, 16, 17, 18, 19, 20, and 30, T. 18 N., R. 01 E.; (3) sections 1, 2, 3, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 20, 21, 22, 23, 24, 25, 26, 27, 28, 29, 32, 33, 34, 35, 36, T. 18 N., R. 01 W., and (4) sections 3, 4, 5, T. 17 N., R. 01 W.

**City of Lacey  
Water Right Numbers**

C-4578-A  
G2-20880C  
C-5655-A  
C-7450-A  
C-55-A  
G2-23191C  
G2-27373P  
G2-24351C  
G2-25779C  
G2-25778C  
G2-20883C  
G2-23743C  
G2-26685P  
C-1288-A  
C-1777-A  
C-3718-A  
C-3654-A  
C-3823-A  
C-6320-A  
G2-20879  
G2-25778B  
G2-20878C  
G2-26623B  
G2-27372P  
G2-25802C  
G2-27371P  
G2-23963C  
G2-24547C  
G2-20104C  
G2-20882C  
G2-27007P



Appendix C



**Richard Corothers Associates**

Planning / Civil Engineering / Surveying / Landscape Architecture  
 814 East Pike Street, Seattle, WA 98122 206/324-3500 FAX 328-1880  
 4315-6th Ave. SE, Ft. Lacey, WA 98503 206/493-0140 FAX 493-0180

JOB NO.	1-91101
DATE	05/10/93
DESIGNED	FJW
DRAFTED	SAD
CHECKED	FJW
SCALE	1" = 200'



**COMMUNITY PARK  
 MERIDIAN CAMPUS**  
 Lacey, Washington

A Planned Community By  
 Weyerhaeuser / Vicwood Partnership

Application G2-30251 was amended by letter in 2005; current quantities and point of withdrawal are shown in this Affidavit of Publication.

Legal # 4100

# Affidavit of Publication

STATE OF WASHINGTON  
County of Thurston County

ss.

Legal #4100

STATE OF WASHINGTON  
DEPARTMENT OF ECOLOGY  
AMENDED NOTICE OF APPLICATION TO  
APPROPRIATE PUBLIC WATERS

**TAKE NOTICE:**

That City of Lacey, Washington on May 6, 2005, under Application No. G2-30251 filed for a permit to appropriate public waters, subject to existing rights, from Well #32 (Marvin Road Well) in the amount of 1000 gallons per minute as needed year round each year for municipal supply. The source of the proposed appropriation is located within the SE1/4 NE1/4, Section 34, T. 19 N., R. 1 W.W.M., of Thurston County, Washington.

Protests or objections to approval of this application must include a detailed statement of the basis for objections and are subject to public disclosure. Protests must be accompanied by a fifty dollar (\$50.00) recording fee and filed with the Department of Ecology, at the address shown below, within thirty (3) days from February 22, 2007.

Department of Ecology, SWRD  
PO Box 47775  
Olympia, Washington 98504-7775

Publish: February 22, March 1, 2007

The undersigned being first duly sworn on oath deposed and says: That she is the Principal Clerk of The Olympian which is a legal newspaper printed and published in the city of Olympia, Thurston County, Washington: of general circulation in said City, County and State;

that the **Notice of Application to Appropriate Public Waters**  
In the case of **Application No. G2-30251 -- City of Lacey**

of which the attached is a printed copy, was published in said newspaper:

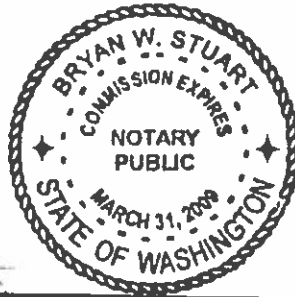
On the	22nd	day of	February	2007
the	1st	day of	March	2007
the		day of		2007
the		day of		2007
the		day of		2007
the		day of		2007

that the said newspaper was generally circulated during all of said time, and has been published for more than six months prior to the dates of the publication of this legal document, and that said notice was published in the newspaper proper and not in supplement form.

The amount of fee charged for this publication **\$233.60**

*Suey Nelson*  
Principal Clerk

Subscribed and sworn to me this 1st day of March 2007



*Bryan W. Stuart*

Notary Public in and for the State of Washington  
Residing at Olympia, Thurston County, Washington

The Olympian has been appointed as a legal newspaper by order of the Superior Court of the State of Washington for Thurston County, dated July 10, 2001, in the county in which said newspaper is published in accordance with RCW 65.16.020 and RCW 63.16.040.

Note - The above affidavit and fee is in compliance with RCW 63.16.030 and Sec. 3, Chapter 34, Laws of 1977.

For Ecology Use  
 Fee Paid \_\_\_\_\_  
 Date \_\_\_\_\_

# State of Washington Application for a Water Right

Please follow the attached instructions to avoid unnecessary delays. 7309

## Section 1. APPLICANT - PERSON, ORGANIZATION, OR WATER SYSTEM

Name City of Lacey Home Tel: ( ) \_\_\_\_\_  
 Mailing Address P.O. Box 3400 Work Tel: (360) 438-2649  
 City Lacey State WA Zip+4 98509 FAX: (360) 456-7799

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

Same as above

Name Dennis Ritter Home Tel: ( ) \_\_\_\_\_  
 Mailing Address P.O. Box 3400 Work Tel: (360) 438-2649  
 City Lacey State WA Zip+4 98509 FAX: (360) 456-7799  
 Relationship to applicant Public Works Director

and  
 Name Charles B. Roe, Jr., Perkins Coie LLP Home Tel: ( ) \_\_\_\_\_  
 Mailing Address 111 Market Street NE, Suite 200 Work Tel: (360) 956-3300  
 City Olympia State WA Zip+4 98501 FAX: (360) 956-1208

## Section 3. STATEMENT OF INTENT

The applicant requests a permit to use not more than 1,000 (  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 Municipal Supply. A "LEGAL" DESCRIPTION OF THE PLACE OF USE IS SET FORTH ON APPENDIX A ATTACHED. (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: 1,500

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>one</u> well, to be known as <u>Lacey Well No. 32 (also known as Marvin Road Well)</u> .
Number of diversions: _____	
Source flows into (name of body of water):	Size & depth of well(s): <u>Proposed well will be 16" diameter and approximately 500 feet below ground surface.</u>

## LOCATION

Enter the north-south and east-west distances in feet from the point of diversion or withdrawal to the nearest section corner: Approximately 0 - 500 feet west, and 1,300 - 2,600 feet south, of the southeast corner of section 34 (not surveyed).

¼ of	¼ of	Section	Township	Range(E/W)	County	If location of source is platted, complete below:		
						Lot	Block	Subdivision
NE	NE							

**Section 5. GENERAL WATER SYSTEM INFORMATION**

- A. Name of system, if named: City of Lacey Municipal Water Supply System
- B. Briefly describe your proposed water system. (See instructions.)  

The Lacey Water Department is now in the process of expanding its municipal water system which currently serves approximately 60,000 residents, and is anticipated to serve 135,000 residents plus commercial at full build out of Lacey's urban growth area. The system consists of water withdrawal, conveyance, and treatment elements.
- C. Do you already have any water rights or claims associated with this property or system?  YES  NO  
 PROVIDE DOCUMENTATION. SEE APPENDIX B – all listed therein are valid municipal use water rights owned by the applicant.

**Section 6. DOMESTIC / PUBLIC WATER SUPPLY SYSTEM INFORMATION**  
*(Completed for all domestic/public supply uses.)*

- A. Number of "connections" requested: approximately 2,041 Type of connection: Municipal water customers, e.g., homes, apartment, recreational, etc.
- B. Are you within the area of an approved water system? N/A  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? 09/03/03 Please attach the current approved version of your plan.  
 See comment on last page hereof.
- D. Do you have an approved conservation plan?  YES  NO  
 If yes, when was it approved? 09/03/03 Please attach the current approved version of your plan.  
 See comment on last page hereof.

**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 \_\_\_\_\_

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

**Section 8. WATER STORAGE**

Will you be using a dam, dike, or other structure to retain or store water?  YES  NO Other structures, i.e., seven above-ground storage tanks.

*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 point of withdrawal project site.

From Ecology Headquarters on Desmond Drive, drive east on Martin Way. Turn left onto Marvin Road. Follow Marvin Road over highway, through roundabouts. The parcel is located between 40<sup>th</sup> Ct NE and 44<sup>th</sup> Ave NE on the west side of Marvin Road.

**Section 10. REQUIRED MAP**

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

A map of the project, i.e., place of withdrawal and associated documents, is attached and marked Appendix C

**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):

The City of Lacey operates a municipal water system related to a water service area that has been approved by the WA Department of Health. That service area is consistent with the North Thurston County Coordinated Water System Plan.

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

See signature of landowner, infra.

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.

  
Virgil Clarkson, Mayor  
Applicant (or authorized representative)

5-6-05  
Date

Landowner of point of withdrawal (if same as applicant, write "same") \_\_\_\_\_

Use this page to continue your answers to any questions on the application. Please indicate section number before answer.

Comment relating to Sections C. and D.: The current water system plan, including approved conservation plan, is presently on file with the Department. See Application of City of Lacey filed with the Department of Ecology on April 28, 2005. Please refer to that plan which is set forth in "disc" form.

We are returning your application for the following reason(s):	
_____ Examination fee was not enclosed	APPLICANT PLEASE RETURN TO CASHIER, PO BOX 5128, LACEY, WA 98509-5128
_____ Section number(s) _____ is/are incomplete	APPLICANT PLEASE RETURN TO THE APPROPRIATE REGIONAL OFFICE
Explanation:	
Please provide the additional information requested above and return your application by _____ (date).	

Ecology staff \_\_\_\_\_ Date \_\_\_\_\_

ATTACHMENT D

Scale 1" = 4000'

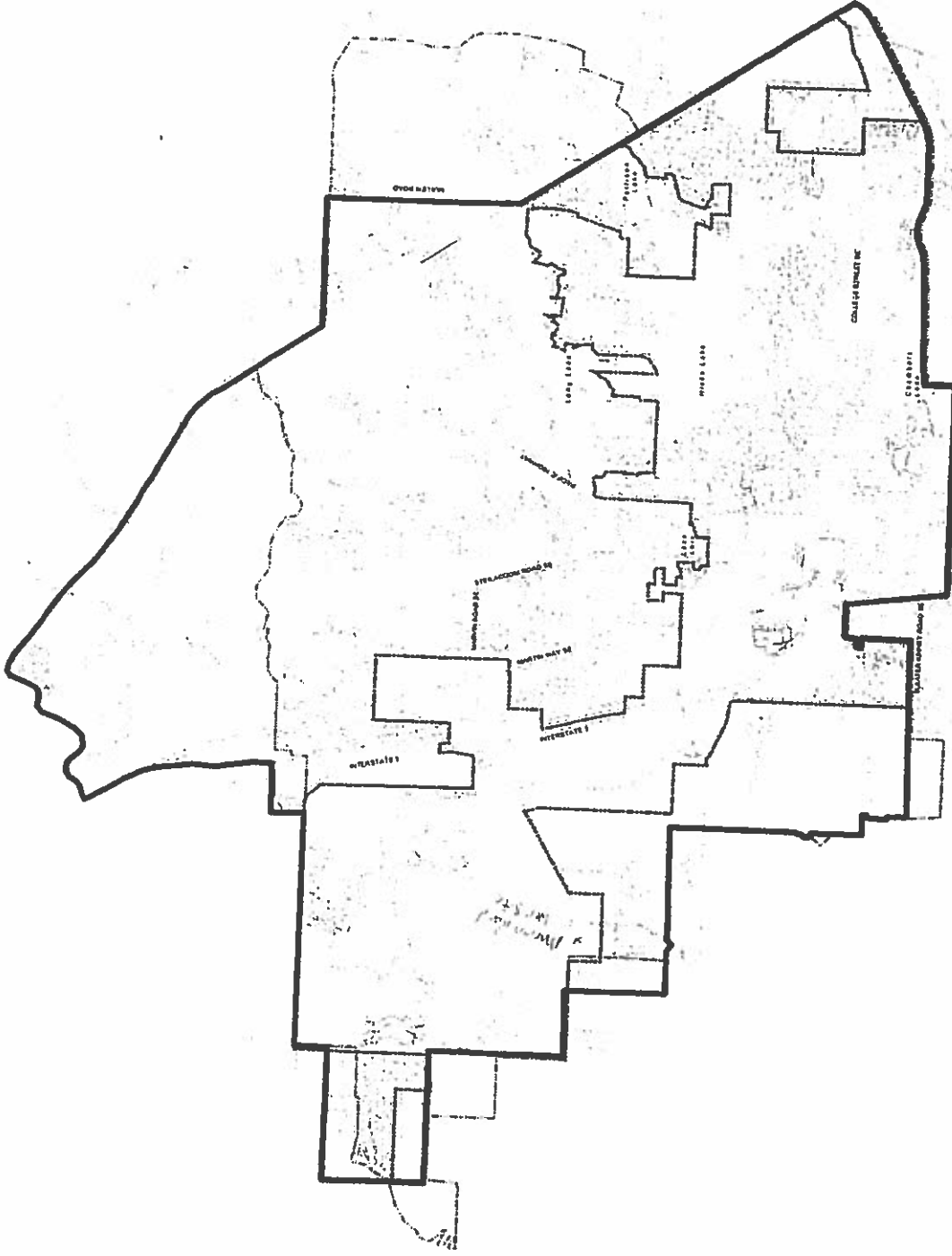
**Legend**

- City Limits
- - - UGA
- Water Service Area
- Boundary

CITY OF LACEY  
 FIGURE 1-8  
 WATER SERVICE AREA



Gray & Olson, Inc.  
 CONSULTING ENGINEERS



DATE: 01/20/11 11:40 AM

## Lacey Service Area Description

Service area served by the City of Lacey is within all or part of: (1) sections 25, 34, 35, and 36, T. 19 N., R. 01 W.; (2) sections 7, 16, 17, 18, 19, 20, and 30, T. 18 N., R. 01 E.; (3) sections 1, 2, 3, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 20, 21, 22, 23, 24, 25, 26, 27, 28, 29, 32, 33, 34, 35, 36, T. 18 N., R. 01 W., and (4) sections 3, 4, 5, T. 17 N., R. 01 W.

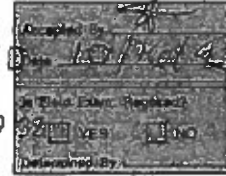


**City of Lacey  
Water Right Numbers**

C-4578-A  
G2-20880C  
C-5655-A  
C-7450-A  
C-55-A  
G2-23191C  
G2-27373P  
G2-24351C  
G2-25779C  
G2-25778C  
G2-20883C  
G2-23743C  
G2-26685P  
C-1288-A  
C-1777-A  
C-3718-A  
C-3654-A  
C-3823-A  
C-6320-A  
G2-20879  
G2-25778B  
G2-20878C  
G2-26623B  
G2-27372P  
G2-25802C  
G2-27371P  
G2-23963C  
G2-24547C  
G2-20104C  
G2-20882C  
G2-27007P

STATE OF WASHINGTON  
DEPARTMENT OF ECOLOGY

RECEIVED



APPLICATION FOR CHANGE OF WATER RIGHT

- PURPOSE
- DIVERSION OR WITHDRAWAL
- PLACE
- ADDITIONAL POINT OF POINTS

95 OCT 16 A9

S.W. REGIONAL UNIT

NAME City of Olympia (Contact Person: Michael Kardas)		Bus. Tel. (360) 753-8740
ADDRESS P.O. Box 1967		Home Tel. N/A
(CITY) Olympia		Other Tel. N/A
(STATE) WA		(ZIP CODE) 98507 - 1967
APPLICATION NUMBER	PERMIT NUMBER 4473	CERTIFICATE NUMBER 8030

DECEDED RIGHT (TITLE OF CASE)  
N/A

APPROPRIATIONS MADE (GIVE DATE IF PRIOR TO JUNE 7, 1917 IF SURFACE WATER, OR JUNE 7, 1945 IF GROUND WATER)  
N/A

IS THE WATER RIGHT RECORDED IN YOUR NAME? IF NO, GIVE NAME RECORDED UNDER  
 YES  NO

1. RIGHT CONSISTS OF

WATERS USED FROM (STREAM, LAKE, WELL, OR TRENCH, ETC.) McAllister Springs	GALLONS PER MINUTE OR CUBIC FEET PER SECOND 25.0 cfs
WATER CURRENTLY USED FOR Municipal Supply and Manufacturing	TIME OF USE Continuously

2. LOCATION OF PRESENT POINT OF DIVERSION OR WITHDRAWAL

ENTER BELOW THE DISTANCES FROM THE NEAREST SECTION OR PROPERTY CORNER TO THE DIVERSION OR WITHDRAWAL.  
North 67°20' east 3480 feet from the southwest corner of Section 19

LOCATED WITHIN (SMALLEST LEGAL SUBDIVISION) NW 1/4 SE 1/4	SECTION 19	TOWNSHIP N. 18	RANGE (E. OR W.) W.M. 1E	COUNTY Thurston
--	---------------	-------------------	-----------------------------	--------------------

IF THIS IS WITHIN THE LIMITS OF A RECORDED PLATTED PROPERTY, COMPLETE THIS SECTION

LOT	BLOCK	OF (GIVE NAME OF PLAT OR ADDITION)
-----	-------	------------------------------------

3. LEGAL DESCRIPTION OF LANDS WATER IS USED ON

City of Olympia and vicinity, Thurston County, WA

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SECTION 19	TOWNSHIP N. 18	RANGE, (E. OR W.) W.M. 1E	COUNTY Thurston
---------------	-------------------	------------------------------	--------------------

(ATTACH SEPARATE SHEET IF NECESSARY)

ARE YOU THE LEGAL OWNER OF THE ABOVE DESCRIBED LANDS IF NO, EXPLAIN YOUR INTEREST  
 YES  NO  
 The City of Olympia is a major purveyor of municipal water supply in the above-described area.

REASONS FOR THE PROPOSED CHANGE

To protect municipal supply from possible hazardous spill on the highway or railroad.

The Springs are downgradient from both facilities; relocation will place supply upgradient from railroad and highway.

A MINIMUM FEE OF \$10.00 MUST ACCOMPANY THIS APPLICATION  
CONTINUE ON REVERSE SIDE

CHANGE

Wria //

CHANGE REQUESTED		
CHANGE WATER USE TO No change of use	TIME OF USE No change	GALLONS PER MINUTE OR CUBIC FEET PER SECOND 25.0 cfs

5. LOCATION OF PROPOSED POINT OF DIVERSION OR WITHDRAWAL

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.  
Approximately 400 feet North of the Southwest corner, NW $\frac{1}{4}$  Sec 29 T18N R1 East

LOCATED WITHIN (SMALLEST LEGAL SUBDIVISION)	SECTION	TOWNSHIP N.	RANGE (E. OR W.) W.M.	COUNTY
SW $\frac{1}{4}$ NW $\frac{1}{4}$	29	18	1E	Thurston

IF THIS IS WITHIN THE LIMITS OF A RECORDED PLATTED PROPERTY, COMPLETE THIS SECTION

LOT	BLOCK	OF (GIVE NAME OF PLAT OR ADDITION)

ARE YOU THE OWNER OF THE LAND ON WHICH THE PROPOSED POINT OF DIVERSION OR WITHDRAWAL IS TO BE LOCATED  
 YES  NO

6. LEGAL DESCRIPTION OF LANDS WATER IS TO BE USED ON

The water service area of the City of Olympia as described in the approved  
City of Olympia Water Comprehensive Plan.

SECTION	TOWNSHIP N.	RANGE, (E. OR W.) W.M.	COUNTY

(ATTACH SEPARATE SHEET IF NECESSARY)

ARE YOU THE LEGAL OWNER OF THE ABOVE DESCRIBED LANDS  YES  NO IF NO, EXPLAIN YOUR INTEREST  
The City of Olympia is a major purveyor

of municipal water supply in the above-described area.

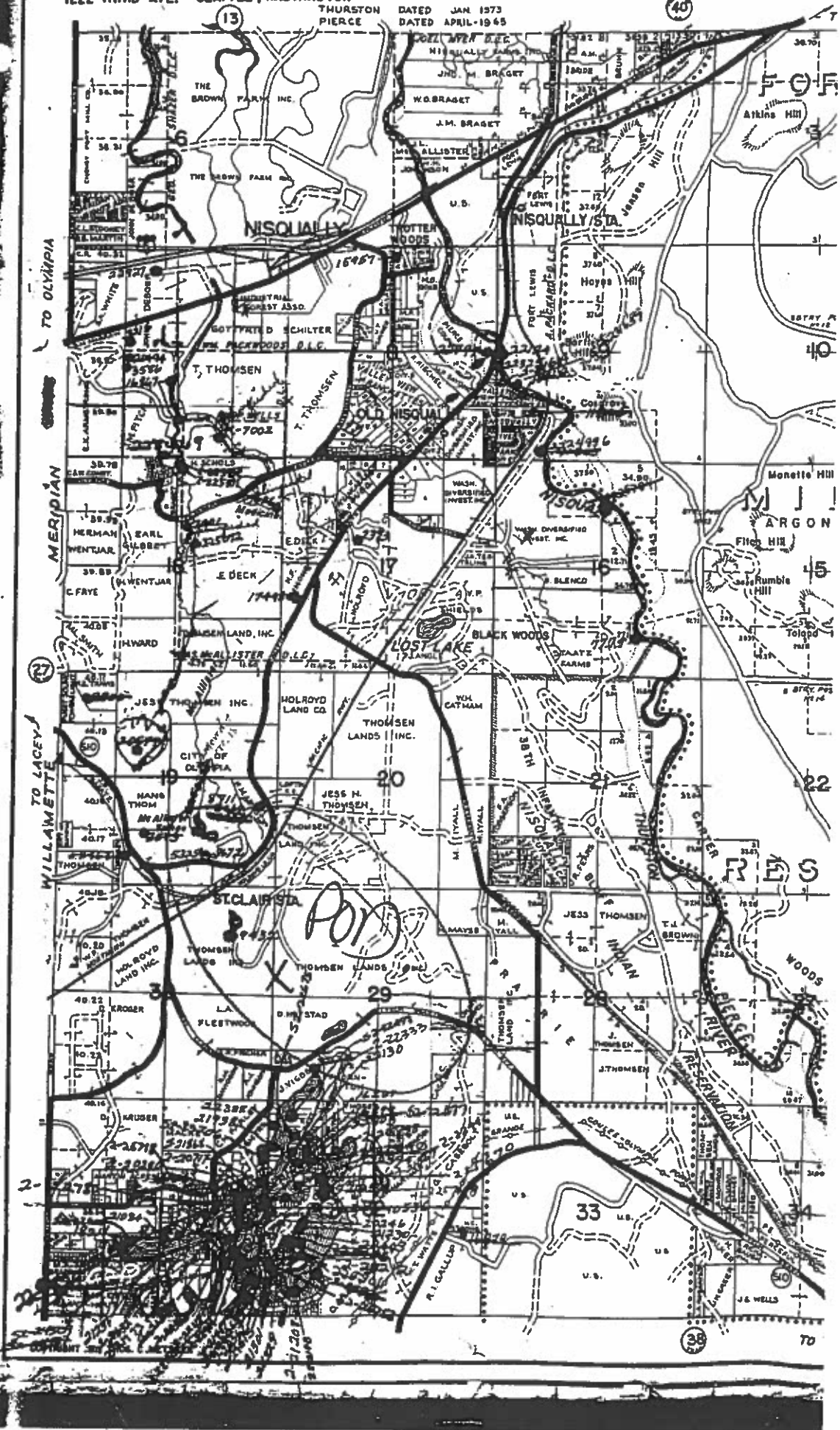
City Engineer  
City of Olympia

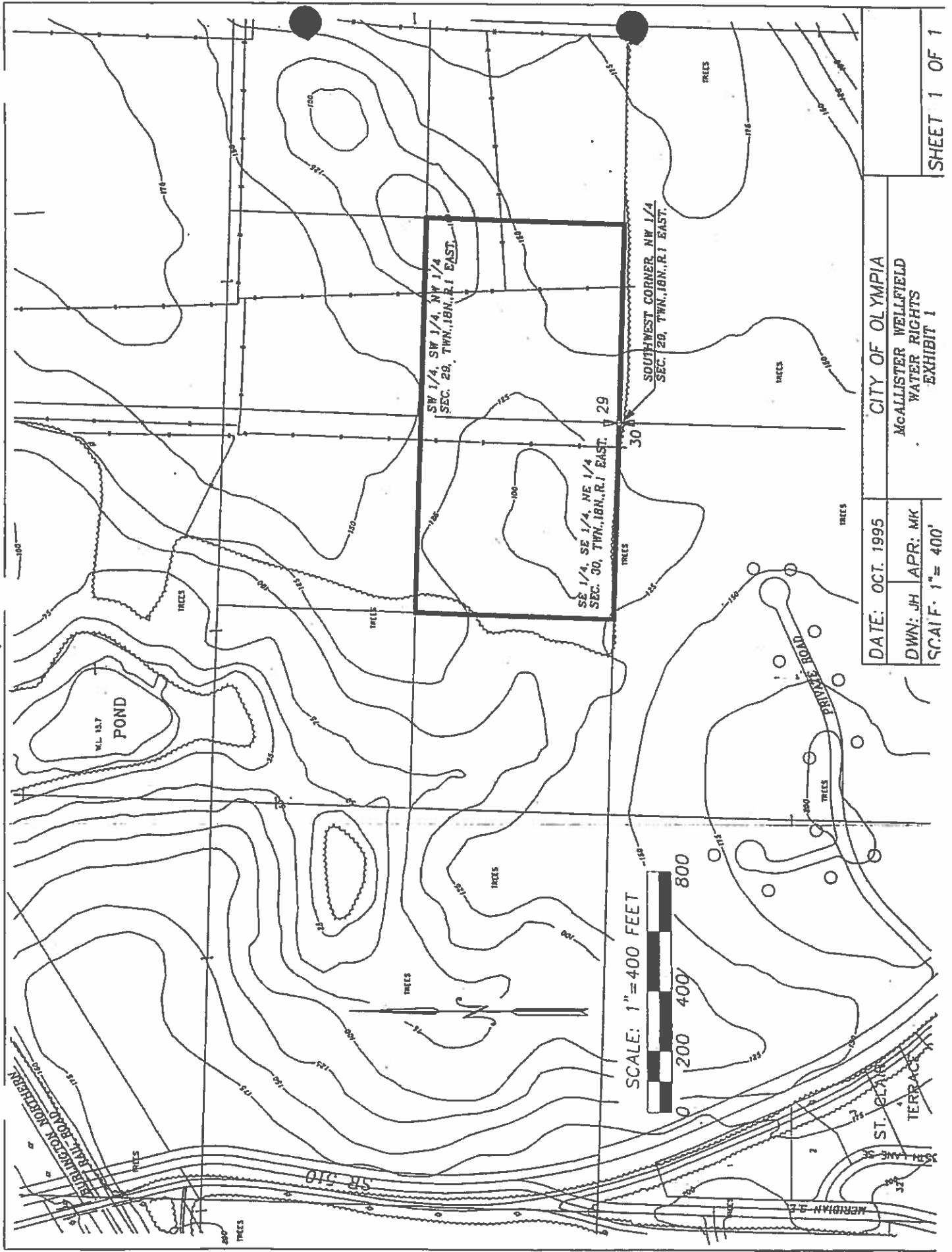
APPLICANT'S SIGNATURE

111 SOUTH 10TH ST. TACOMA, WASHINGTON  
1222 THIRD AVE. SEATTLE, WASHINGTON

Attachment PIERCE 8

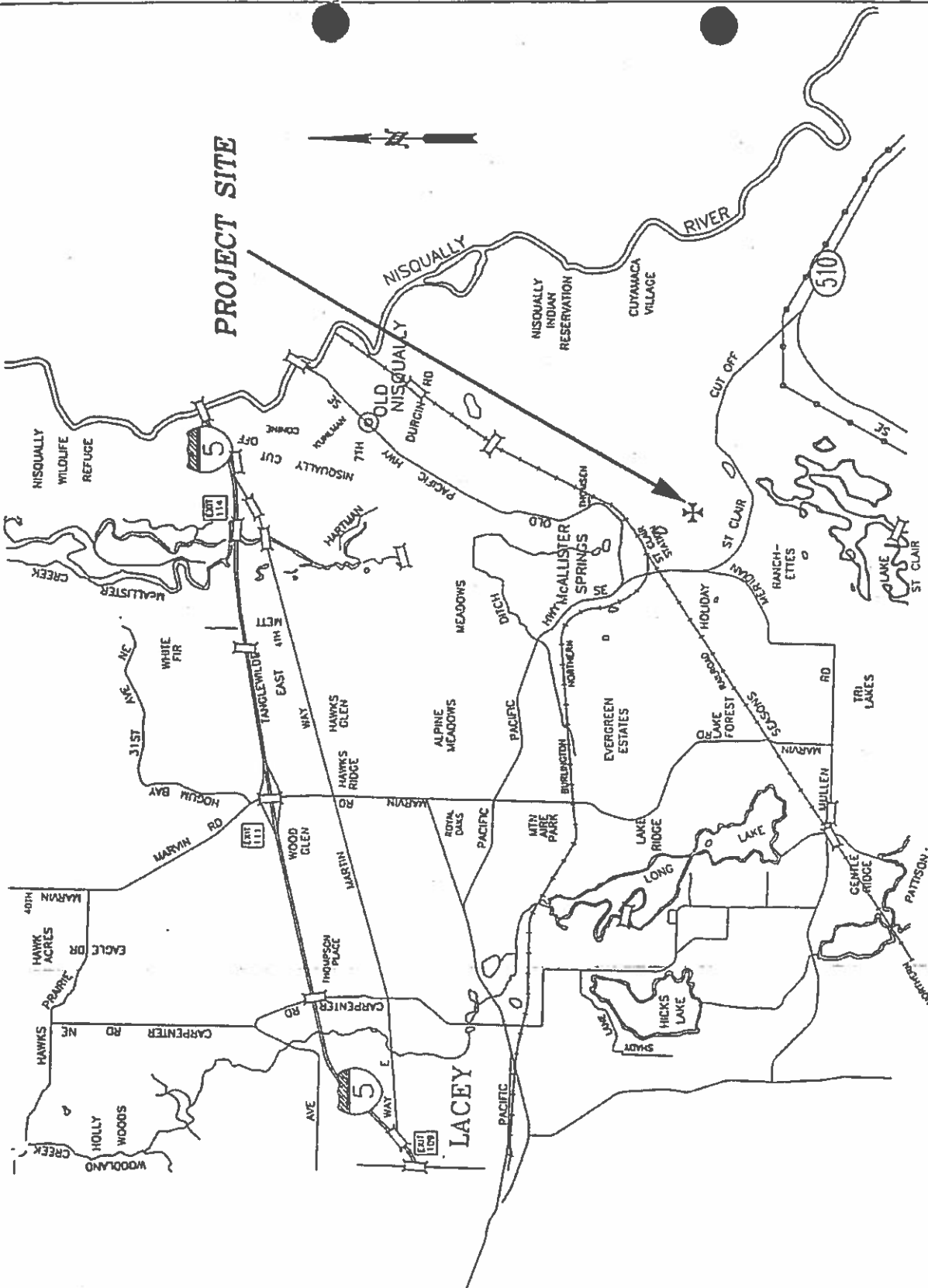
THURSTON PIERCE DATED JAN 1973  
DATED APRIL 1965





DATE: OCT. 1995  
 DWN: JH APR: MK  
 SCALE: 1" = 400'

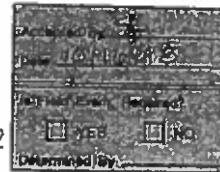
CITY OF OLYMPIA  
 McALLISTER WELLFIELD  
 WATER RIGHTS  
 EXHIBIT 1



# VICINITY MAP

DATE: OCT. 1995		CITY OF OLYMPIA	
DWN: JH APR: MK		McALLISTER WELLFIELD	
SCALE: NTS		VICINITY MAP	
		SHEET 1 OF 1	

STATE OF WASHINGTON  
DEPARTMENT OF ECOLOGY



APPLICATION FOR CHANGE OF WATER RIGHT

PURPOSE  DIVERSION OR WITHDRAWAL  PLACE  ADDITIONAL POINT OR POINTS

NAME: City of Olympia (Contact Person: Michael Kardas)  
 ADDRESS: P.O. Box 1967, Olympia, WA, 98507  
 APPLICATION NUMBER: 8672, PERMIT NUMBER: 6337, CERTIFICATE NUMBER: S 2-01105 C  
 DECEASED RIGHT (TITLE OF CASE): N/A  
 APPROPRIATIONS MADE (GIVE DATE IF PRIOR TO JUNE 7, 1917 IF SURFACE WATER, OR JUNE 7, 1945 IF GROUND WATER): N/A  
 IS THE WATER RIGHT RECORDED IN YOUR NAME?  YES  NO

1. RIGHT CONSISTS OF  
 WATERS USED FROM (STREAM, LAKE, WELL, OR TRENCH, ETC.): McAllister Springs  
 GALLONS PER MINUTE OR CUBIC FEET PER SECOND: 5.33 cubic feet per second  
 WATER CURRENTLY USED FOR: municipal supply  
 TIME OF USE: continuously

2. LOCATION OF PRESENT POINT OF DIVERSION OR WITHDRAWAL  
 DISTANCE FROM THE NEAREST SECTION OR PROPERTY CORNER TO THE DIVERSION OR WITHDRAWAL: 67°20' east 3480 feet from the southwest corner of Section 19  
 LOCATED WITHIN (SMALLEST LEGAL SUBDIVISION): NW 1/4 SE 1/4  
 SECTION: 19, TOWNSHIP N: 18, RANGE (E OR W.) W.M.: 1E, COUNTY: Thurston

IF THIS IS WITHIN THE LIMITS OF A RECORDED PLATTED PROPERTY, COMPLETE THIS SECTION  
 LOT: , BLOCK: , OF (GIVE NAME OF PLAT OR ADDITION):

3. LEGAL DESCRIPTION OF LANDS WATER IS USED ON  
 Area served by the City of Olympia

SECTION: , TOWNSHIP N.: , RANGE (E. OR W.) W.M.: , COUNTY:   
 (ATTACH SEPARATE SHEET IF NECESSARY)  
 ARE YOU THE LEGAL OWNER OF THE ABOVE DESCRIBED LANDS?  YES  NO  
 IF NO, EXPLAIN YOUR INTEREST: The City of Olympia is a major purveyor of municipal water supply in the above-described area.

REASONS FOR THE PROPOSED CHANGE  
 To protect municipal supply from possible hazardous spills on the highway or railroad.  
 The Springs are downgradient from both facilities; relocation will place supply upgradient from railroad and highway.

A MINIMUM FEE OF \$10.00 MUST ACCOMPANY THIS APPLICATION

CONTINUE ON REVERSE SIDE

CHANGE

WR10 11

STATE OF WASHINGTON  
DEPARTMENT OF ECOLOGY

Attachment E

Accepted by: <i>[Signature]</i>
Date: <i>2/21/95</i>
Checked by: <i>[Signature]</i>
YES <input type="checkbox"/> NO <input type="checkbox"/>
Dispersed by:

RECEIVED

APPLICATION FOR CHANGE OF WATER RIGHT

- PURPOSE  DIVERSION OR WITHDRAWAL  
 PLACE  ADDITIONAL POINT OR POINTS

NAME: City of Olympia (Contact Person: Michael Kardas)  
 ADDRESS: P.O. Box 1967 (CITY) Olympia (STATE) WA (ZIP CODE) 98507  
 APPLICATION NUMBER: 13460 PERMIT NUMBER: 10191 CERTIFICATE NUMBER: \_\_\_\_\_  
 DECREED RIGHT (TITLE OF CASE): N/A  
 APPROPRIATIONS MADE (GIVE DATE IF PRIOR TO JUNE 7, 1917 IF SURFACE WATER, OR JUNE 7, 1945 IF GROUND WATER): N/A  
 IS THE WATER RIGHT RECORDED IN YOUR NAME?  YES  NO IF NO, GIVE NAME RECORDED UNDER: \_\_\_\_\_

1. RIGHT CONSISTS OF  
 WATERS USED FROM (STREAM, LAKE, WELL, OR TRENCH, ETC.): Unnamed Springs (Abbot) GALLONS PER MINUTE OR CUBIC FEET PER SECOND: 10 cubic feet per second  
 WATER CURRENTLY USED FOR: Municipal supply TIME OF USE: Continuously  
 2. LOCATION OF PRESENT POINT OF DIVERSION OR WITHDRAWAL  
 ENTER BELOW THE DISTANCES FROM THE NEAREST SECTION OR PROPERTY CORNER TO THE DIVERSION OR WITHDRAWAL:  
North 69°35' east 5218 feet from Southwest corner Sec. 19 T18N R1 E WM  
 LOCATED WITHIN (SMALLEST LEGAL SUBDIVISION): NE 1/4 SE 1/4 SECTION: 19 TOWNSHIP N.: 18 RANGE (E. OR W.) W.M.: 1E COUNTY: Thurston  
 IF THIS IS WITHIN THE LIMITS OF A RECORDED PLATTED PROPERTY, COMPLETE THIS SECTION

LOT	BLOCK	OF (GIVE NAME OF PLAT OR ADDITION)

3. LEGAL DESCRIPTION OF LANDS WATER IS PROPOSED TO BE USED ON  
City of Olympia water service area.

SECTION	TOWNSHIP N.	RANGE (E. OR W.) W.M.	COUNTY
			<u>Thurston</u>

(ATTACH SEPARATE SHEET IF NECESSARY)  
 ARE YOU THE LEGAL OWNER OF THE ABOVE DESCRIBED LANDS?  YES  NO IF NO, EXPLAIN YOUR INTEREST:  
The City of Olympia is a major purveyor of municipal water supply in the above-described area.

REASONS FOR THE PROPOSED CHANGE  
To protect municipal supply from possible hazardous spills on the highway or railroad. The springs are downgradient from both facilities, relocation will place supply upgradient from railroad and highway.

A MINIMUM FEE OF \$10.00 MUST ACCOMPANY THIS APPLICATION  
 CONTINUE ON REVERSE SIDE

CHANGE

*WRIC 11*



4. CHANGE REQUESTED

CHANGE WATER USE TO No change TIME OF USE No change GALLONS PER MINUTE OR CUBIC FEET PER 5E' 10 cubic feet per second

5. LOCATION OF PROPOSED POINT OF DIVERSION OR WITHDRAWAL

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.

Approximately 400 feet north of Southwest corner NW 1/4 Sec. 29 T18N R1 East SECTION 29 TOWNSHIP N. 18 RANGE (E. OR W.) W.M. 1E COUNTY Thurston

IF THIS IS WITHIN THE LIMITS OF A RECORDED PLATTED PROPERTY, COMPLETE THIS SECTION LOT BLOCK OF (GIVE NAME OF PLAT OR ADDITION)

ARE YOU THE OWNER OF THE LAND ON WHICH THE PROPOSED POINT OF DIVERSION OR WITHDRAWAL IS TO BE LOCATED [ ] YES [X] NO

6. LEGAL DESCRIPTION OF LANDS WATER IS TO BE USED ON

The City of Olympia water service area.

SECTION TOWNSHIP N. RANGE, (E. OR W.) W.M. COUNTY

(ATTACH SEPARATE SHEET IF NECESSARY) ARE YOU THE LEGAL OWNER OF THE ABOVE DESCRIBED LANDS IF NO, EXPLAIN YOUR INTEREST [ ] YES [X] NO

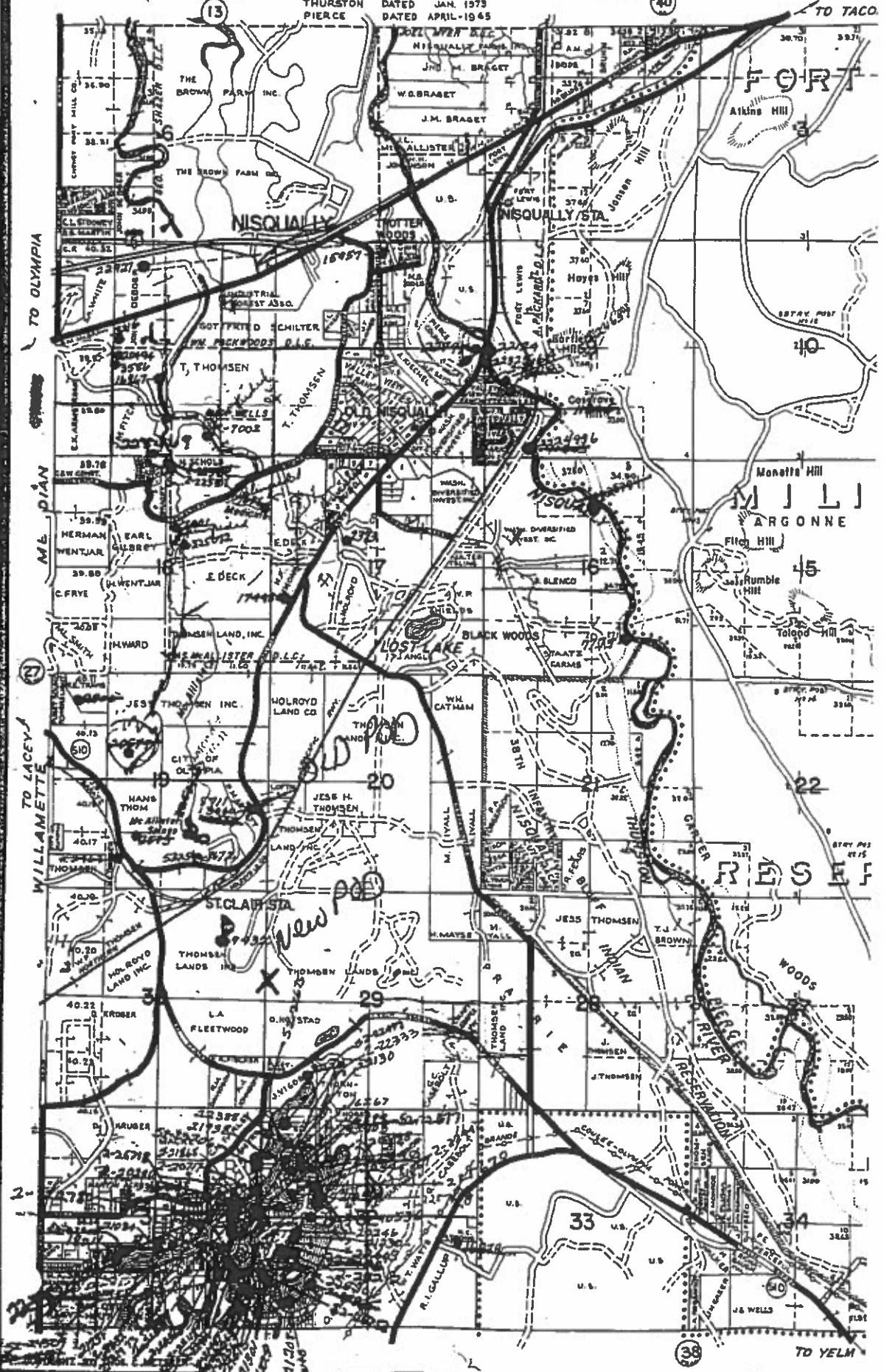
The City of Olympia is a major purveyor of municipal water supply in the above-described area.

[Signature] APPLICANT'S SIGNATURE City Engineer City of Olympia

111 SOUTH 10TH ST TACOMA WA  
 1222 THIRD AVE. SEATTLE WA

PIERCE & THURSTON  
 ENGINEERS & ARCHITECTS

THURSTON  
 DATED JAN. 1973  
 DATED APRIL-1945



TO OLYMPIA

ME DIAN

TO LACEY

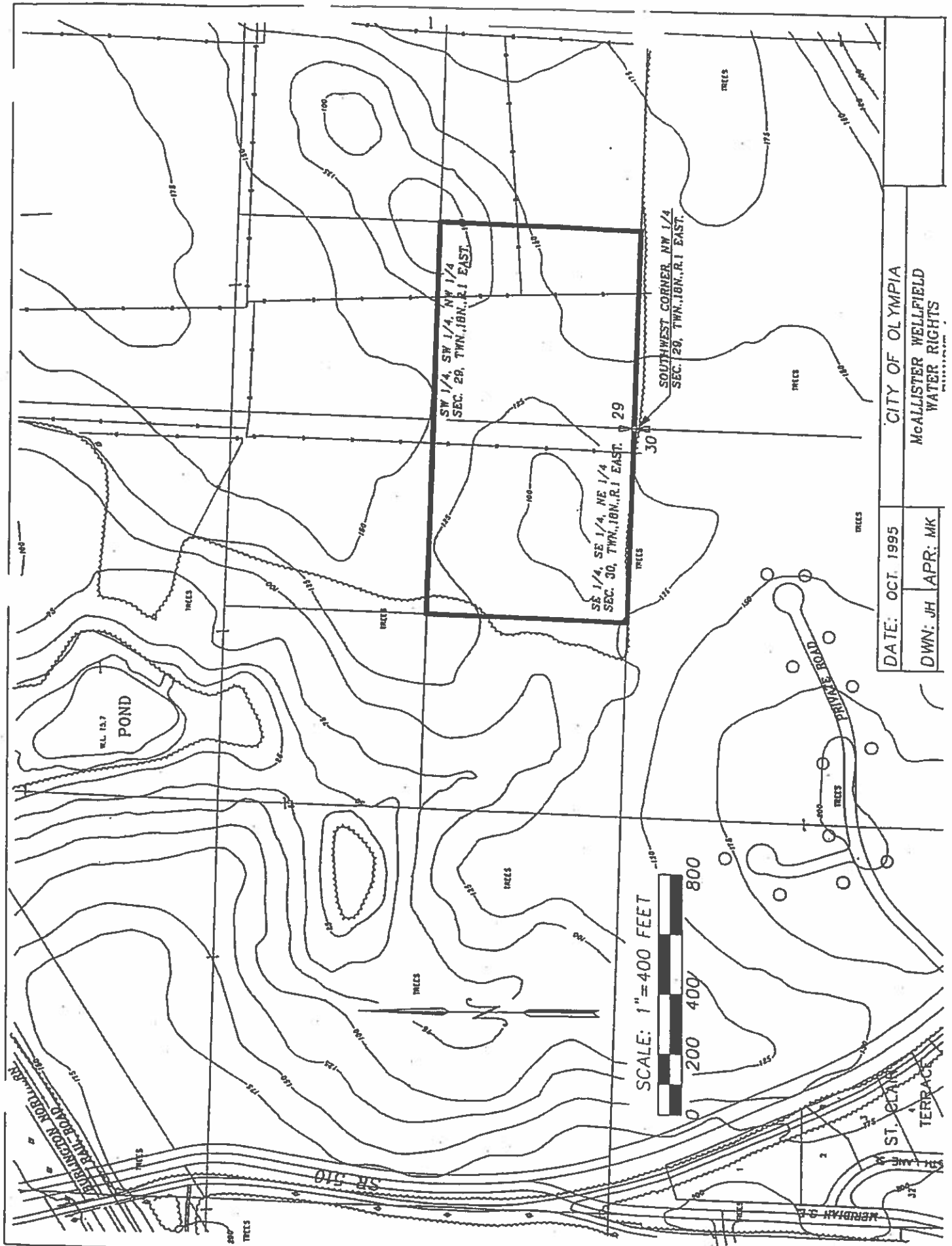
2-

TO TACO

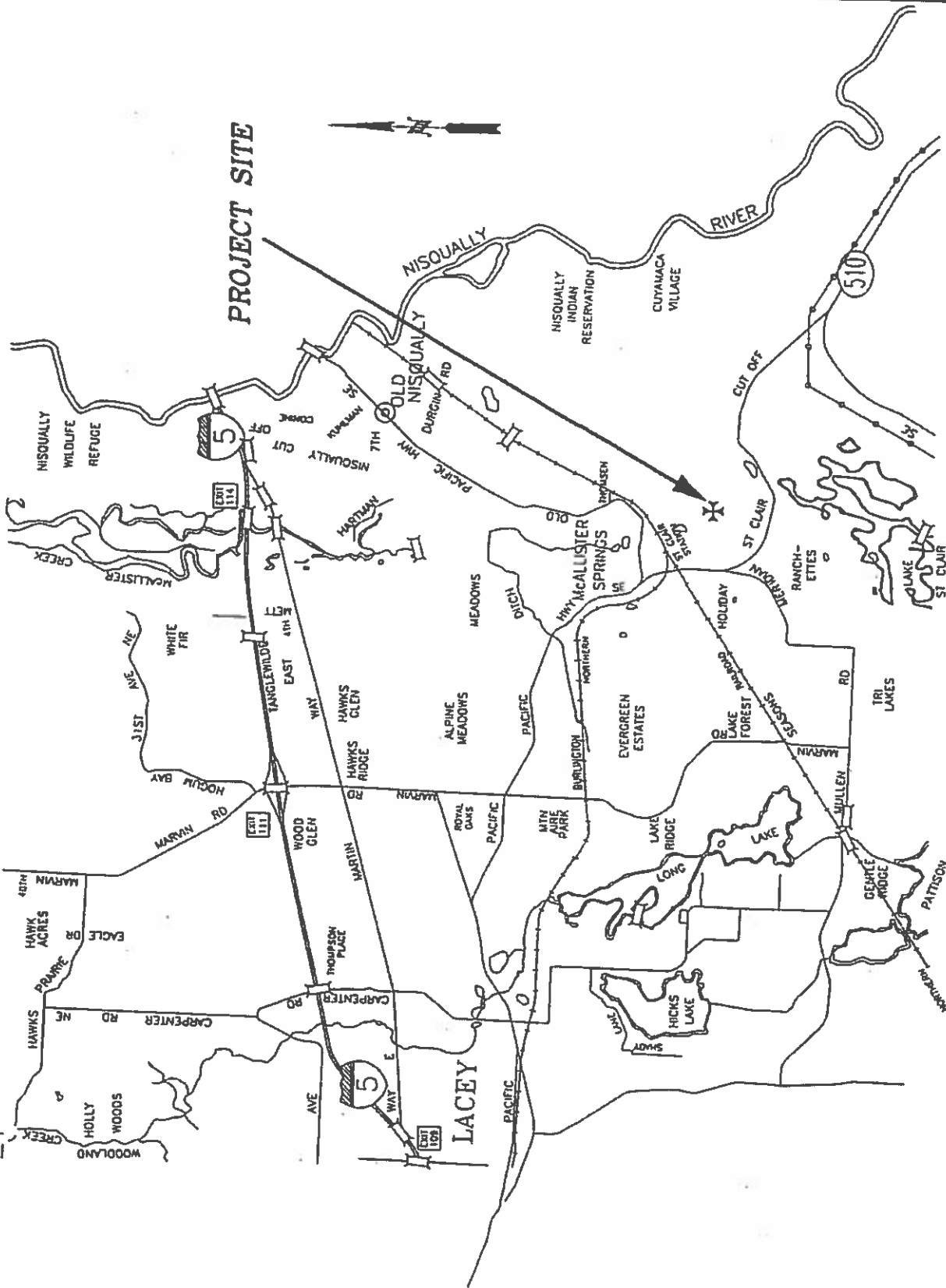
TO YELM

New P.O.

38



DATE: OCT. 1995  
DWN: JH APR: MK  
CITY OF OLYMPIA  
McALLISTER WELLFIELD  
WATER RIGHTS



# VICINITY MAP

CITY OF OLYMPIA	
MCCALLISTER WELLFIELD	
VICINITY MAP	
DATE: OCT. 1995	DWN: JH APR: MK

CHANGE REQUESTED

CHANGE WATER USE TO No change	TIME OF USE No change	GALLONS PER MINUTE OR CUBIC FEET PER SECOND 5.33 cubic feet per second
----------------------------------	--------------------------	---

5. LOCATION OF PROPOSED POINT OF DIVERSION OR WITHDRAWAL

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

Approximately 400 feet north of the Southwest corner, NW 1/4 Sec. 29 T18N R1 East

LOCATED WITHIN (SMALLEST LEGAL SUBDIVISION) SW 1/4 NW 1/4	SECTION 29	TOWNSHIP N. 18	RANGE (E. OR W.) W.M. 1E	COUNTY Thurston
--	---------------	-------------------	-----------------------------	--------------------

IF THIS IS WITHIN THE LIMITS OF A RECORDED PLATTED PROPERTY, COMPLETE THIS SECTION

LOT	BLOCK	OF (GIVE NAME OF PLAT OR ADDITION)
-----	-------	------------------------------------

ARE YOU THE OWNER OF THE LAND ON WHICH THE PROPOSED POINT OF DIVERSION OR WITHDRAWAL IS TO BE LOCATED

YES  NO

6. LEGAL DESCRIPTION OF LANDS WATER IS TO BE USED ON

The water service area of the City of Olympia as described in the approved City of Olympia Water Comprehensive Plan.

SECTION	TOWNSHIP N.	RANGE, (E. OR W.) W.M.	COUNTY
---------	-------------	------------------------	--------

(ATTACH SEPARATE SHEET IF NECESSARY)

ARE YOU THE LEGAL OWNER OF THE ABOVE DESCRIBED LANDS  YES  NO IF NO, EXPLAIN YOUR INTEREST

The City of Olympia is a major purveyor

of municipal water supply in the above-described area.

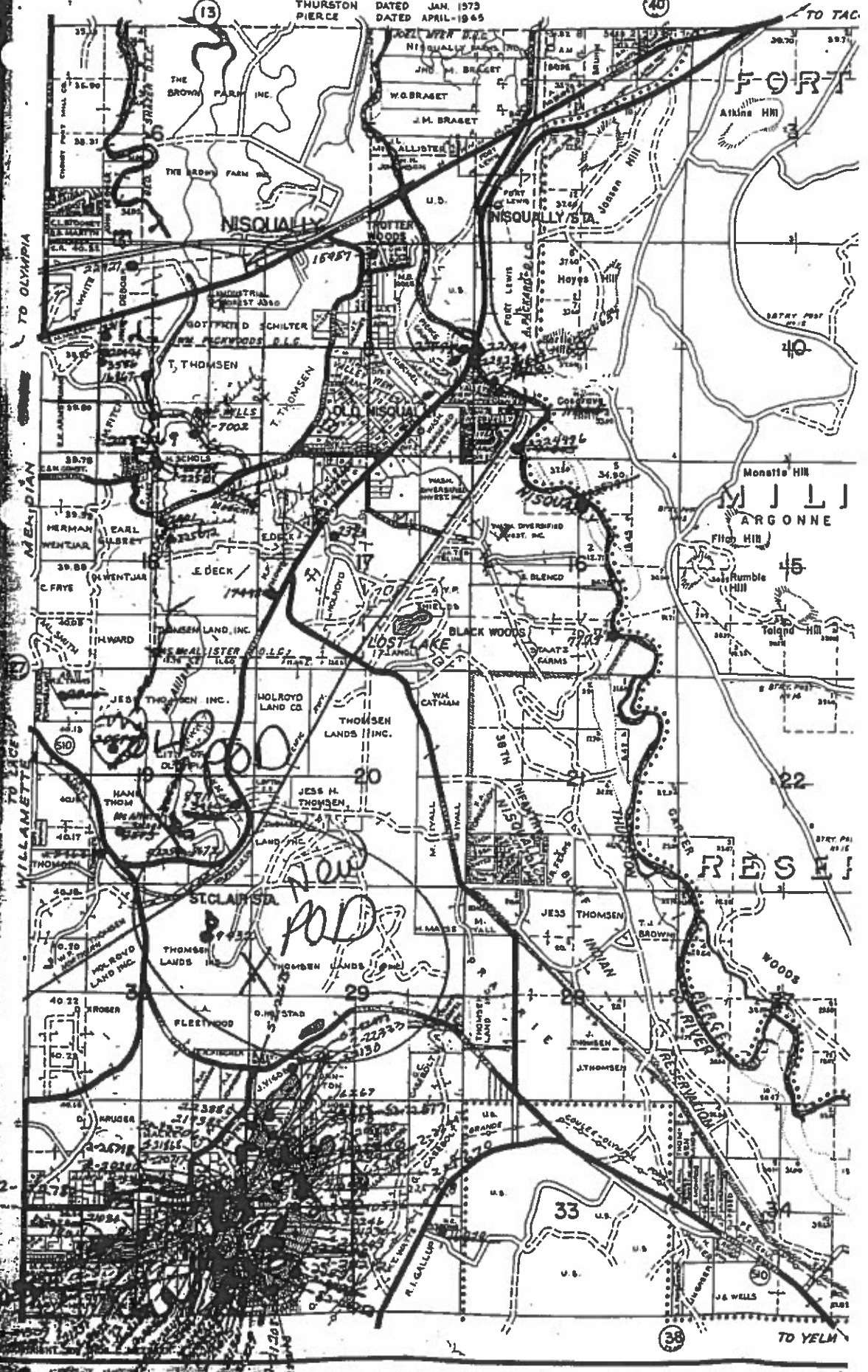
City Engineer  
City of Olympia

APPLICANT'S SIGNATURE

111 SOUTH 10 TH ST TACOMA, WASHINGTON  
1222 THIRD AVE. SEATTLE, WASHINGTON

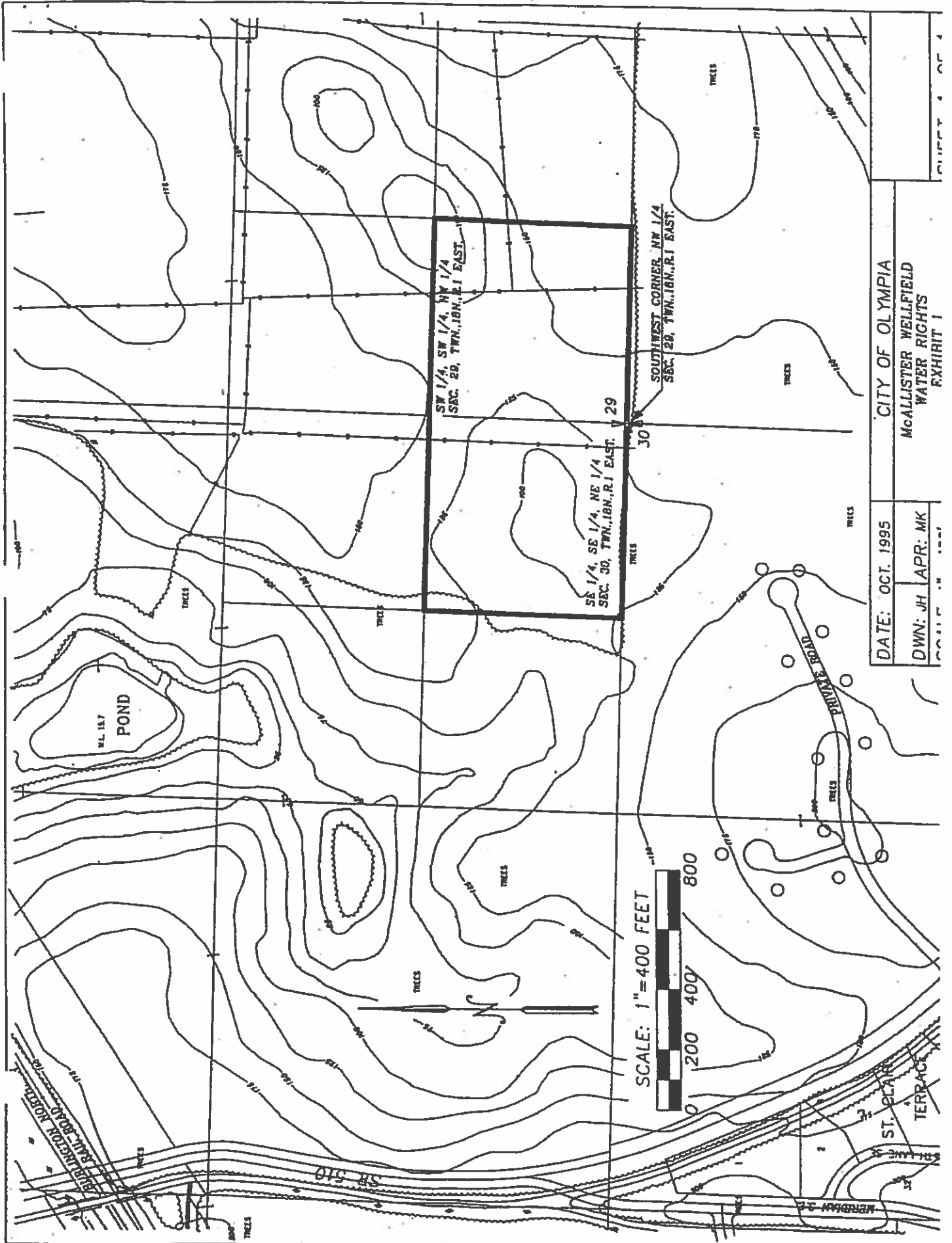
Attachment E  
PIERCE & THURSTON

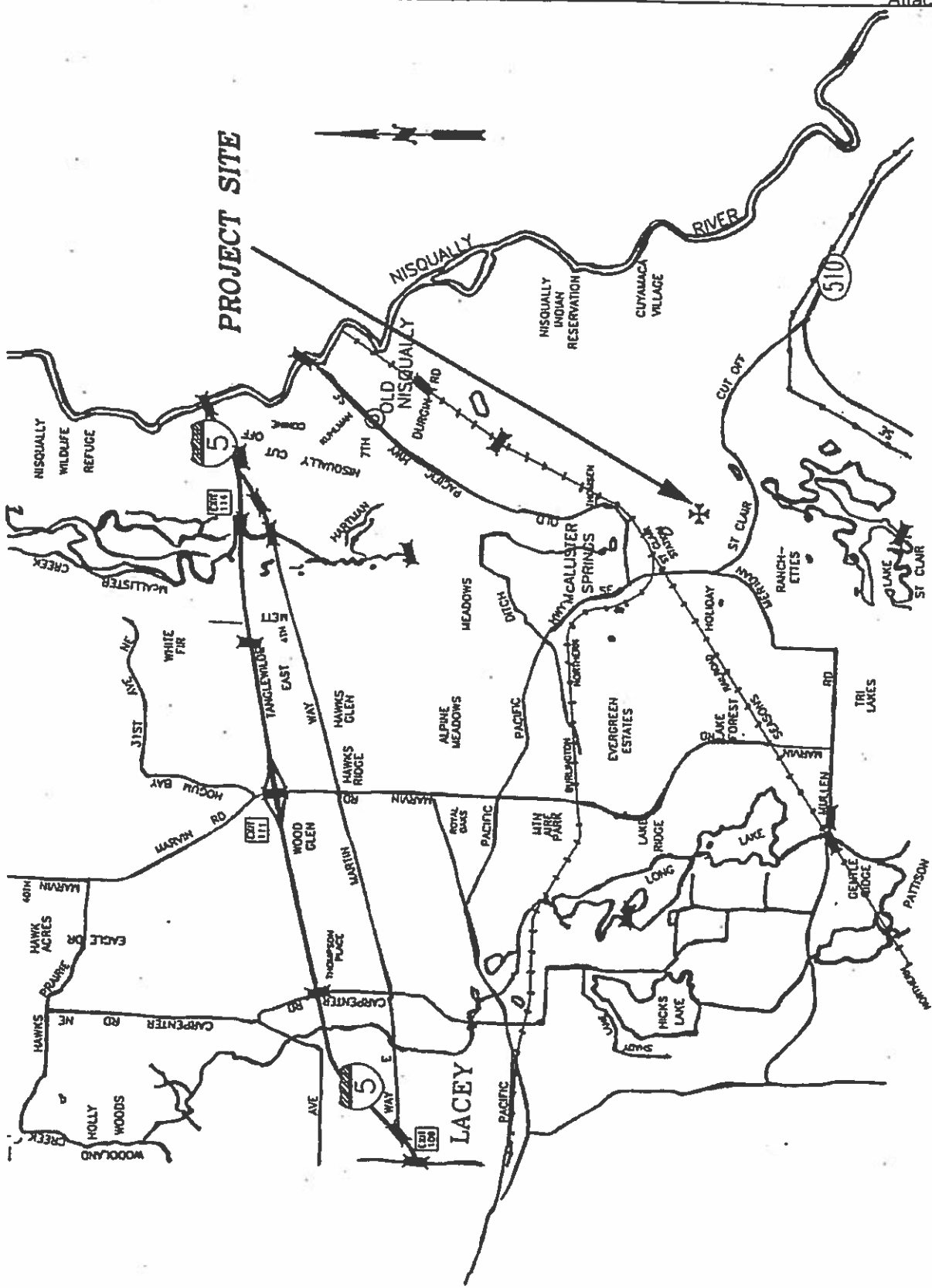
THURSTON  
PIERCE DATED JAN. 1973  
DATED APRIL 19 65



TO OLYMPIA  
MEADIAN  
WILLAMETTE  
TO RICE  
TO YELM

TO TAC.  
40  
45  
22  
33  
38  
TO YELM





# V I C I N I T Y   M A P

DATE: OCT. 1995		CITY OF OLYMPIA	
V: JH		APR: MK	
SCALE: NTS		McALLISTER WELLFIELD VICINITY MAP	
		SHEET 1 OF 1	



**Attachment 'E'**  
**Water Right Applications for City of Olympia**

**Attachment 'F'**

**Lacey's Evergreen Estates Well Monthly Production Used in Model  
Baseline**

<b>Month</b>	<b>Gallons/Baseline</b>
<b>June</b>	<b>11,318,400</b>
<b>July</b>	<b>18,114,912</b>
<b>August</b>	<b>20,704,032</b>
<b>September</b>	<b>13,422,240</b>