

**WHEN RECORDED RETURN TO:**

ANTHONY CLARKE & ROSEMARY FOGGIA  
392 SNOWBERRY LANE  
WASHOUGAL, WA 98671

Skamania County, WA  
 Total: \$260.50  
 WRCERT  
 Pgs=8

**2023-001479**

10/11/2023 02:22 PM

Request of: ANTHONY CLARKE &amp; ROSEMARY FOGGIA

00017040202300014790080082

Please print or type information **Washington State Recorder's Cover Sheet** (RCW 65.04)**DOCUMENT TITLE(S)** (or transaction contained therein) (all areas applicable to your document must be filled in)AMENDED CERTIFICATE OF WATER RIGHTS**REFERENCE NUMBER(S)** of Documents assigned or released:☐ Additional numbers on page \_\_\_\_ of document.**GRANTOR(S):**1. STATE OF WA. DEPT. OF GEOLOGY

3. \_\_\_\_\_

4. \_\_\_\_\_

☐ Additional names on page \_\_\_\_ of document.**GRANTEE(S):**1. ANTHONY AND ROSEMARY CLARKE3. FOGGIA

4. \_\_\_\_\_

SKAMANIA COUNTY REAL ESTATE EXCISE TAX
N/A
OCT 11 2023
PAID N/A M. M. MASHAN SKAMANIA COUNTY TREASURER

☐ Additional names on page \_\_\_\_ of document.**LEGAL DESCRIPTION** (Abbreviated: i.e. Lot, Block, Plat or Section, Township, Range, Quarter):SEE ATTACHED☐ Complete legal on page \_\_\_\_ of document.**Assessor's Property Tax Parcel #**

01060660032200    01060660032300  
01060660032400

☐ Additional parcel numbers on page \_\_\_\_ of document.

The Auditor/Recorder will rely on the information provided on this form. The staff will not read the document to verify the accuracy or completeness of the indexing information.

"I am signing below and paying an additional \$50.00 recording fee (as provided in RCW 36.18.010 and referred to as an emergency nonstandard document), because this document does not meet margin and formatting requirements. Furthermore, I hereby understand that the recording process may cover up or otherwise obscure some part of the text of the original document as a result of this request."

Anthony Clarke

Signature of Requesting Party

Note to Submitter: Do NOT sign above nor pay additional \$50 fee if the document meets margin/formatting requirements.

Antony Clarke & Rosemary Foggia  
392 Snowberry Lane  
Washougal, WA 98671

**DOCUMENT TITLE:** AMENDED CERTIFICATE OF WATER RIGHTS

**REFERENCE NUMBER:** S2-21800 C, Recording reference No. of original certificate unknown

**GRANTOR**

STATE OF WASHINGTON  
DEPARTMENT OF ECOLOGY  
SOUTHWEST REGION OFFICE  
300 DESMOND DRIVE SE  
LACEY, WA 98503  
360-407-0278

**GRANTEE**

Antony Clarke & Rosemary Foggia  
392 Snowberry Lane  
Washougal, WA 98671

**LEGAL DESCRIPTION**

Source Name	Parcel	Township	Range	Sec	QQ Q
Unnamed Spring	01060600032200	1 N	06 E	6	SE NW
Place of Use					
	01060600032300	1 N	06 E	6	SW NE
	01060600032400	1 N	06 E	6	SW NE

**ADDITIONAL LEGAL IS ON PAGE 2 OF ATTACHED DOCUMENT**

**Skamania County Parcel 0106060032300:**

Being a portion of the Southeast one-quarter of the Northwest one-quarter and the Southwest one-quarter of the Northeast one-quarter of Section 6, Township 1 North, Range 6 East, Willamette Meridian, Skamania County, Washington described as follows:

BEGINNING at a 5/8" Iron Rod marking the Northeast corner of the Southeast one-quarter of the Southeast one-quarter of the Northwest one-quarter of Section 6 as shown in Survey Recorded under Skamania County Auditor's File no. 2013000797;

THENCE North 88° 46' 55" West, along the North line of the Southeast one-quarter of the Southeast one-quarter of the Northwest one-quarter of Section 6 (Survey no. 2013000797) for a distance of 43.01 feet to a 5/8" Iron Rod marking the Southeast corner of the Medlin Tract as described under Book 67, of Deeds, Page 345, Skamania County Records;

THENCE North 01° 21' 57" East, along the East line of said Medlin Tract and the Northerly Extension thereof, for a distance of 832.69 feet to the center of the Bonneville Power Association Easement as shown in said survey;

THENCE North 71° 51' 45" East, along the centerline of the Bonneville Power Easement for a distance of 239.82 feet to that line established by Superior Court Case, Judgment no. 4879-C dated January 17, 1974, show in said survey;

THENCE South 25° 47' 39" East, along said Superior Court Case line, for a distance of 672.19 feet to the Northerly corner of the Clarke Tract as described under Auditor's File no. 2004154653, Skamania County Records'

THENCE South 37° 18' 08" West, along the Northwesterly line of said Clarke Tract, for a distance of 337.14 feet;

THENCE South 01° 03' 10" West, along the West line of said Clarke Tract, for a distance of 40.00 feet to the South line of the Northwest one-quarter of the Southwest one-quarter of the Northeast one-quarter of Section 6 as shown Survey Auditors File no. 2013000797;

THENCE North 88° 56' 50" West, along the South line of the Northwest one-quarter of the Southwest one-quarter of the Northeast one-quarter of Section 6, for a distance of 292.25 feet;

Contains Approximately 8.0 Acres

**Skamania County Parcel 01060600032400:**

Being a portion of the Southwest one-quarter of the Northeast one-quarter of Section 6, Township 1 North, Range 6 East, Willamette Meridian, Skamania County, Washington described as follows;

BEGINNING at a 5/8" Iron Rod marking the Northeast corner of the Southeast one-quarter of the Southeast one-quarter of the Northwest one-quarter of Section 6 as shown in Survey Recorded under Skamania County Auditor's File no. 2013000797;

THENCE South 88° 46' 50" East, along the South line of the Northwest one-quarter of the Southwest one-quarter of the Northeast one-quarter of Section 6 as shown Survey Auditor's File no. 2013000797 to the Southwest corner of the Clarke Tract as described

in the Skamania County Auditor's File no. 204154653 and the **TRUE POINT OF BEGINNING**.

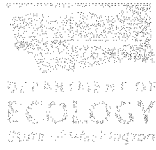
THENCE North 01° 03' 10" East, along the West line of Clarke Tract, for a distance of 40.00 feet;

THENCE North 37° 18' 00" East, along the Northerly line of said Clarke Tract, for a distance of 337.14 feet to the Northeast corner thereof, being on that line established by Superior Court Case Judgment no. 4879-C dated Jan 17, 1974;

THENCE South 25° 47' 39" East, along said Superior Court Case line, for a distance of 349.56 feet to the South line of the Northwest one-quarter of the Southwest one-quarter of the Northeast one-quarter of Section 6;

THENCE North 88° 56' 50" West, along the said South line, for a distance of 357.22 feet and the **TRUE POINT OF BEGINNING**.

Contains Approximately 1.37 Acres



# STATE OF WASHINGTON

## AMENDED CERTIFICATE OF WATER RIGHT

Amends Certificate No. S2-21800 C dated May 19, 1975



This is to certify that the herein named applicant has made proof to the satisfaction of the Department of Ecology of a right to the use of the public waters of the State of Washington as herein defined, and under and specifically subject to the provisions contained in the Permit issued by the Department of Ecology, and that said right to the use of said waters has been perfected in accordance with the laws of the State of Washington, and is hereby confirmed by the Department of Ecology and entered of record as shown, but is limited to an amount actually beneficially used.

PRIORITY DATE	APPLICATION NUMBER	PERMIT NUMBER	CERTIFICATE NUMBER
January 17, 1974	S2-21800	S2-21800 P	S2-21800 C
NAME AND MAILING ADDRESS		SITE ADDRESS (IF DIFFERENT)	
Antony Clarke & Rosemary Foggia 392 Snowberry Lane Washougal, WA 98671		382 & 392 Snowberry Lane Washougal, WA 98671	

### Total Rate and Quantity Authorized for Diversion

DIVERSION RATE (cfs)	ANNUAL QUANTITY (ac-ft/yr)
0.02	1.0

cfs = Cubic Feet per Second; ac-ft/yr = Acre-feet per Year

**Attention:** This water right certificate is being reissued to correct a ministerial error in the location of the point of diversion.

Purpose(s)			
PURPOSE	DIVERSION RATE (cfs)	ANNUAL QUANTITY (ac-ft/yr)	PERIOD OF USE
Domestic	0.02	1.0	continuously
IRRIGATED ACRES		PUBLIC WATER SYSTEM INFORMATION	
NA		WATER SYSTEM NAME and ID	CONNECTIONS
		NA	NA

### SPECIAL REMARKS:

This water right certificate place of use is limited to Skamania County Tax Parcels 01060600032300 & 01060600032400. As noted on the Report of Examination, "If at sometime in the future you wish to serve additional homes, you may at that time make application for the additional water that may be required."

AMENDED CERTIFICATE

**Source Location**

COUNTY	WATERBODY	TRIBUTARY TO	WATER RESOURCE INVENTORY AREA
Skamania	Unnamed Spring	Columbia River	28

SOURCE NAME	PARCEL	WELL TAG	TOWNSHIP	RANGE	SECTION	QQ Q	LATITUDE	LONGITUDE
Unnamed Spring	01060600032200	NA	1N	6E	6	SE NW	45.60201	-122.11968

QQ Q = Quarter Quarter

Datum: NAD83/WGS84

**Place of Use****PARCEL(S)**

01060600032300 &amp; 01060600032400

**LEGAL DESCRIPTION OF THE AUTHORIZED PLACE OF USE****Skamania County Parcel 01060600032300:**

Being a portion of the Southeast one-quarter of the Northwest one-quarter and the Southwest one-quarter of the Northeast one-quarter of Section 6, Township 1 North, Range 6 East, Willamette Meridian, Skamania County, Washington described as follows:

BEGINNING at a 5/8" Iron Rod marking the Northeast corner of the Southeast one-quarter of the Southeast one-quarter of the Northwest one-quarter of Section 6 as shown in Survey Recorded under Skamania County Auditor's File no. 2013000797;

THENCE North 88° 46' 55" West, along the North line of the Southeast one-quarter of the Southeast one-quarter of the Northwest one-quarter of Section 6 (Survey no. 2013000797) for a distance of 43.01 feet to a 5/8" Iron Rod marking the Southeast corner of the Medlin Tract as described under Book 67, of Deeds, Page 345, Skamania County Records;

THENCE North 01° 21' 57" East, along the East line of said Medlin Tract and the Northerly Extension thereof, for a distance of 832.69 feet to the center of the Bonneville Power Association Easement as shown in said survey;

THENCE North 71° 51' 45" East, along the centerline of the Bonneville Power Easement for a distance of 239.82 feet to that line established by Superior Court Case, Judgment no. 4879-C dated January 17, 1974, show in said survey;

THENCE South 25° 47' 39" East, along said Superior Court Case line, for a distance of 672.19 feet to the Northerly corner of the Clarke Tract as described under Auditor's File no. 2004154653, Skamania County Records'

THENCE South 37° 18' 08" West, along the Northwesterly line of said Clarke Tract, for a distance of 337.14 feet;

THENCE South 01° 03' 10" West, along the West line of said Clarke Tract, for a distance of 40.00 feet to the South line of the Northwest one-quarter of the Southwest one-quarter of the Northeast one-quarter of Section 6 as shown Survey Auditors File no. 2013000797;

THENCE North 88° 56' 50" West, along the South line of the Northwest one-quarter of the Southwest one-quarter of the Northeast one-quarter of Section 6, for a distance of 292.25 feet;

**Skamania County Parcel 01060600032400:**

Being a portion of the Southwest one-quarter of the Northeast one-quarter of Section 6, Township 1 North, Range 6 East, Willamette Meridian, Skamania County, Washington described as follows;

BEGINNING at a 5/8" Iron Rod marking the Northeast corner of the Southeast one-quarter of the Southeast one-quarter of the Northwest one-quarter of Section 6 as shown in Survey Recorded under Skamania County Auditor's File no. 2013000797;

THENCE South 88° 46' 50" East, along the South line of the Northwest one-quarter of the Southwest one-quarter of the Northeast one-quarter of Section 6 as shown Survey Auditor's File no. 2013000797 to the Southwest corner of the Clarke Tract as described in the Skamania County Auditor's File no. 204154653 and the **TRUE POINT OF BEGINNING**.

THENCE North 01° 03' 10" East, along the West line of Clarke Tract, for a distance of 40.00 feet;

THENCE North 37° 18' 00" East, along the Northerly line of said Clarke Tract, for a distance of 337.14 feet to the Northeast corner thereof, being on that line established by Superior Court Case Judgment no. 4879-C dated Jan 17, 1974;

THENCE South 25° 47' 39" East, along said Superior Court Case line, for a distance of 349.56 feet to the South line of the Northwest one-quarter of the Southwest one-quarter of the Northeast one-quarter of Section 6;

THENCE North 88° 56' 50" West, along the said South line, for a distance of 357.22 feet and the **TRUE POINT OF BEGINNING**.

## Provisions

### Schedule and Inspections

Department of Ecology personnel, upon presentation of proper credentials, shall have access at reasonable times, to the project location, and to inspect at reasonable times, records of water use, wells, diversions, measuring devices and associated distribution systems for compliance with water law.

### Easement Right-of-Way

The water source and/or transmission facilities are not wholly located upon land owned by the certificate holder. Issuance of this amended certificate by this Department does not convey a right of access to, or other right to use, land which the certificate holder does not legally possess. Obtaining such a right is a private matter between the certificate holder and owner of that land.



### **Fish Screening Criteria**

The intake shall be screened in accordance with Department of Fish and Wildlife screening criteria. See: <http://wdfw.wa.gov/about/contact/general>

### **Amended Superseding Certificate**

This superseding certificate is the result of an administrative action to correction of a ministerial error and shall not be construed as validation as to the extent of the certificate as originally authorized. The amounts provided on the superseding water right reflect that which was originally authorized on the certificate, but is not confirmed by Ecology in the recording of said right. The actual amounts authorized by the superseding certificates are subject to the historic beneficial use of water under water right document.

The Water Resources Act of 1971 specifies certain criteria regarding utilization and management of the water of the State in the best public interest. Issuance of this certificate was based on sufficient waters available, at least during portions of the year. However, it is pointed out to the certificate holder that [their] use of the water may be subject to regulations at certain times, based on the necessity to maintain water quantities sufficient for preservation of natural environment.

**The right to use of the water aforesaid hereby confirmed is restricted to the lands or place of use herein described, except as provided in RCW 90.03.380, 90.03.390, and 90.44.100.**

**This certificate of water right is specifically subject to relinquishment for non-use of water as provided in RCW 90.14.180.**

*Given under my hand and the seal of this office at  
Lacey, Washington, this 5th day of October 2023.*

Laura Watson, Director  
Department of Ecology

DATA REVIEW  
OK/MK



---

Michael J. Gallagher, Section Manager  
Southwest Regional Office  
Water Resources Program