

# NOTICE OF INTENT TO OBTAIN CUSTODY

## VESSEL *Isabella of Witche's Bones & Whale Skins* with Washington Registration# WN8468U

The Washington State Parks and Recreation Commission (State Parks) has declared the vessel *{Isabella of Witche's Bones & Whale Skins, registration information as above}*, as derelict.

State Parks intends to take custody of the vessel on **July 5<sup>th</sup>, 2017 (Custody Date)**. After taking custody, State Parks may use or dispose of it without further notice. The owner is responsible for all related costs.

### In order to keep the vessel, before the Custody Date, the owner must:

- Move it to an anchorage area or moorage facility that authorizes the vessel, **or**
- Remove the vessel from the water.

If the owner wants to reclaim the vessel after State Parks has custody, or wants to challenge State Park's decision to take custody, the owner must file a written appeal with the Pollution Control Hearings Board (PCHB) and serve a copy on State Parks. Addresses are in the boxes below:

<b>Pollution Control Hearings Board</b> (send one original and one copy) <b>Physical address:</b> 1111 Israel Road SW Tumwater, WA 98501 <b>Mailing address:</b> PO Box 40903 Olympia, WA 98504-0903 <b>Phone:</b> 360-664-9160	<b>Washington State Parks and Recreation Commission</b> 1111 Israel Road SW Olympia, WA 98504-2650
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The appeal must include the following information:

- A copy of this notice or a copy of the notification letter to the owner.
- Your name and address (mailing and legal, if different) and, if applicable, the name and address of your representative.
- A daytime phone number.
- A brief statement why you are appealing.
- A statement of what you want the Pollution Control Hearings Board to do.
- Your signature or that of your representative. This signature certifies that the content of the appeal is true.

See [www.eho.wa.gov/Documents/Pamphlet\\_PCHB.pdf](http://www.eho.wa.gov/Documents/Pamphlet_PCHB.pdf) or call the PCHB at the number above with appeal questions.

The owner may submit the appeal immediately, but the PCHB must receive it no later than **August 4<sup>th</sup>, 2017 (Appeal Date)**. **The owner waives the right to a hearing if the PCHB does not receive an appeal on or before the Appeal Date. The owner is then liable for any costs incurred by State Parks in responding to the vessel.** These costs may include all administrative costs incurred by State Parks, removal and disposal costs, and costs associated with environmental damages directly or indirectly caused by the vessel. If there is a law suit, the successful party is may receive reasonable attorneys' fees and costs.

State Parks also may pursue any other remedies available under law. For example, State Parks may take temporary possession of the vessel under the circumstances described in the Revised Code of Washington (RCW) 79.100.040(3).

State Parks is taking this action under the authority of Chapter 79.100 RCW. You can find a copy of this law online at <http://apps.leg.wa.gov/RCW/default.aspx?cite=79.100>, or by contacting State Parks. **For more information regarding this action, contact State Parks (360) 385-3701.**