

TS-121253

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JUL 27 2012

WASH. UT. & TP. COM



COMMERCIAL FERRY APPLICATION

1300 S. Evergreen Park Drive SW
P.O. Box 47250
Olympia, WA 98504-7250
Phone: 360-664-1222
Fax: 360-586-1181
TTY: 360-586-8203
or
1-800-416-5289
E-mail: transportation@wutc.wa.gov

Application is made in accordance with RCW 81.84 for a Certificate of Public Convenience and Necessity to operate vessels in furnishing Passenger Ferry Service.

\$200.00 APPLICATION FEE MUST ACCOMPANY THIS APPLICATION

Complete this application in its entirety, adding additional sheets if necessary.

FOR OFFICIAL USE ONLY		
RECEPTION NO. <u>039376</u>	MAP _____	DATE REC'D <u>7/30/12</u>
AMOUNT \$ <u>200 -</u>	INSURANCE _____	ID NO. <u>M44159</u>
(111-0268-0216-02)	SAFETY INSP. CERT. _____	DOCKET NO. _____
ID# <u>1397</u>	TARIFF _____	
	TIME SCHEDULE _____	
	SHIPPER SUPPORT _____	

INDICATE TYPE OF APPLICATION: (Only one type per application)		INDICATE TYPE OF SERVICE APPLYING FOR:	
<input type="checkbox"/>	Original Certificate	<input type="checkbox"/>	
<input checked="" type="checkbox"/>	Extension of Authority <u>BC-64619</u>	<input checked="" type="checkbox"/>	Certificated commercial ferry - including launch service
<input type="checkbox"/>	Transfer all Authority	<input type="checkbox"/>	Launch Service only
<input type="checkbox"/>	Transfer a Portion of Authority	<input type="checkbox"/>	
<input type="checkbox"/>	Temporary Certificate	<input type="checkbox"/>	

1. Name of Applicant SEAN MCNAMARA
(must be individual, partners of a partnership or corporation)

2. Trade Name, if applicable BELLINGHAM WATER TAXI

3. Physical Address 1028 17TH STREET BELLINGHAM, WA

4. Mailing Address "SAME" 98225

Telephone Number (360) 393-5753 Fax Number () _____

Acquisition of Control

UBI # 602166027

Email bellinghamwatertaxi@gmail.com

List names and addresses of all persons having an interest in the business. If a CORPORATION, gives names and addresses of two principal officers, noting their titles, and indicate in which state incorporated. If a PARTNERSHIP, attach a certified copy of the partnership agreement, which sets forth the responsibility of the interested individuals.

N/A

5. List the territory in which you wish to operate: (attach additional sheet if necessary)

SAN JUAN ISLANDS, WASHINGTON

6 Attach a map which shows in detail the proposed routes, clearly showing beginning, ending, and intermediate points to be served. Also show the routes of other carriers giving similar service into the same or neighboring territory (if known to applicant).

7. Will an attorney be representing you at the hearing? Yes No

If yes, give specific attorney's name _____

Telephone Number () _____ Address _____

8. Attach a copy of the tariff you propose using. The tariff must contain proposed fares and rates to be assessed for service and the rules and regulations governing same. The tariff must comply with WAC 480-51-080 and the rules in the Commission's Tariff Circular No. 6 (WAC 480-149).

9. Attach a copy of the time schedule you propose using. The schedule must show routes, trips, times, points served, distances and available facilities. The time schedule must comply with WAC 480-51-090 of the Commission's Laws and Rules Relating to Commercial Ferry Service.

10. List vessels which are owned (unless otherwise stated) and will be used in the proposed service
(Attach additional sheet if needed)

Name	Passenger Freight or Ferry Type	Power	Passenger Capacity	Freight Capacity	Owned, Leased, other?
<i>*Vessel to be leased/purchased upon approval.</i>					

11. List the docks which will be used in the proposed service. (List all facilities giving names, location, description, value if owned, and any other information of value showing the proposed service)

** See attached*

12. Complete the following financial statement:

FINANCIAL STATEMENT

Cash on hand and in bank	\$ <u>40,000</u>	Notes payable	\$ <u>10,000</u>
Notes receivable	_____	Accounts payable	_____
Accounts receivable	_____	Other liabilities:	_____
Stocks in other companies	<u>58,000</u>	<u>Credit</u>	_____
Vessels (listed above)	_____	_____	_____
Bonds	_____	_____	_____
Docks (listed above)	_____	_____	_____
Machinery, tools, etc.	_____	_____	_____
Real estate (listed below)	_____	_____	_____
Other assets (listed below)	_____	_____	_____
Total	\$ <u>98,000</u>	Total	\$ <u>10,000</u>

a. List all Real Estate as to location and value (List here only such property as cannot be listed under item 10)

_____	\$ _____
_____	\$ _____
_____	\$ _____

b. List total "Other Assets" mentioned above:

_____	\$ _____
_____	\$ _____
_____	\$ _____

13. List conditions that exist which would justify the granting of a Certificate of Public Convenience and Necessity:

there is no service being provided.

14. List names and addresses of all persons, firms, or corporations now furnishing similar service between any of the points or along any portion of the route proposed to be served:

None -

15. State applicant's prior experience, if any, in providing commercial ferry service:

See attached

16. All applicants must attach separate sheets containing the following information:

- a. Pro forma financial statement of operations (projections of incomes and expenses for first year operations).
- b. Ridership and revenue forecasts.
- c. The cost of service for the proposed operation.
- d. An estimate of the cost of the assets to be used in providing service.
- e. Certificate from United States Coast Guard on inspection.
- f. Evidence of proper insurance as required by WAC 480-51-070.

17. If certificate is granted, carrier will begin operations within 360 days of that grant.

If this is an application for a temporary certificate you must:

18. If this is a transfer application, you must:


- Complete attachment A.
- If this application is for transfer of a portion of certificated authority, attach document clearly showing authority to be transferred and a document clearly showing the authority to be retained.
- Attach proof of insurance
- Attach statements from potential customers showing immediate and urgent need for service.
- Attach proof that all vessels to be operated under the temporary are inspected and found to be safe and seaworthy.

If this is an acquisition of control of the stock, you must:

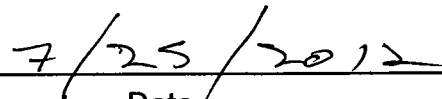
The applicant certifies he/she is familiar with the provisions of Chapter 81.84 RCW and Chapter 480-51 WAC, Laws and Rules of the Washington Utilities and Transportation Commission, governing the operation of vessels and ferries upon the waters of the state of Washington. Applicant further certifies that vessels operated under Certificates of Public Convenience and Necessity are in no way released from the necessity of observing all Federal and State laws providing for the registration of vessels, the observance of navigation and maritime rules and regulations, and other matters subject to Federal or State enactments.

Applicant affirms that its operations shall be at all times within the provisions of such acts, and requests the Washington Utilities and Transportation Commission to make its order granting a Certificate of Public Convenience and Necessity as provided in Chapter 81.84 RCW and Chapter 48051 WAC.

The applicant swears or affirms that he/she has read the foregoing application and knows the contents, that the same is true of his/her own knowledge, except as to matters which are therein stated on information or belief, and as to those matters he/she believes them to be true.



Signature of Applicant



Date

WASHINGTON STATE UTILITIES AND TRANSPORTATION COMMISSION

1300 S EVERGREEN PARK DRIVE SW, PO BOX 47250

OLYMPIA, WA 98504-7250

(360) 664-1222

This certificate authorizes the following operations under the provisions of RCW Title 81:

McNamara, Sean
d/b/a Bellingham Water Taxi
PO Box 1528
Haines, AK 99827

Cert No.
BC-64619

PASSENGER AND FREIGHT SERVICE

Between: Bellingham and Obstruction Pass.

In conjunction with the above authority, flag stops at Orcas Landing and Brandt's Landing on Orcas Island, Eliza, Sinclair, Blakely, and Lopez Islands.

Excluding freight service between Orcas Island - San Juan Island, Orcas Island - Lopez Island, and Lopez Island - San Juan Island.

Pursuant to RCW 47.60.121 (3), waiver of the ten-mile restriction is granted.

TS-120446

SERVICE DATE

05-31-12

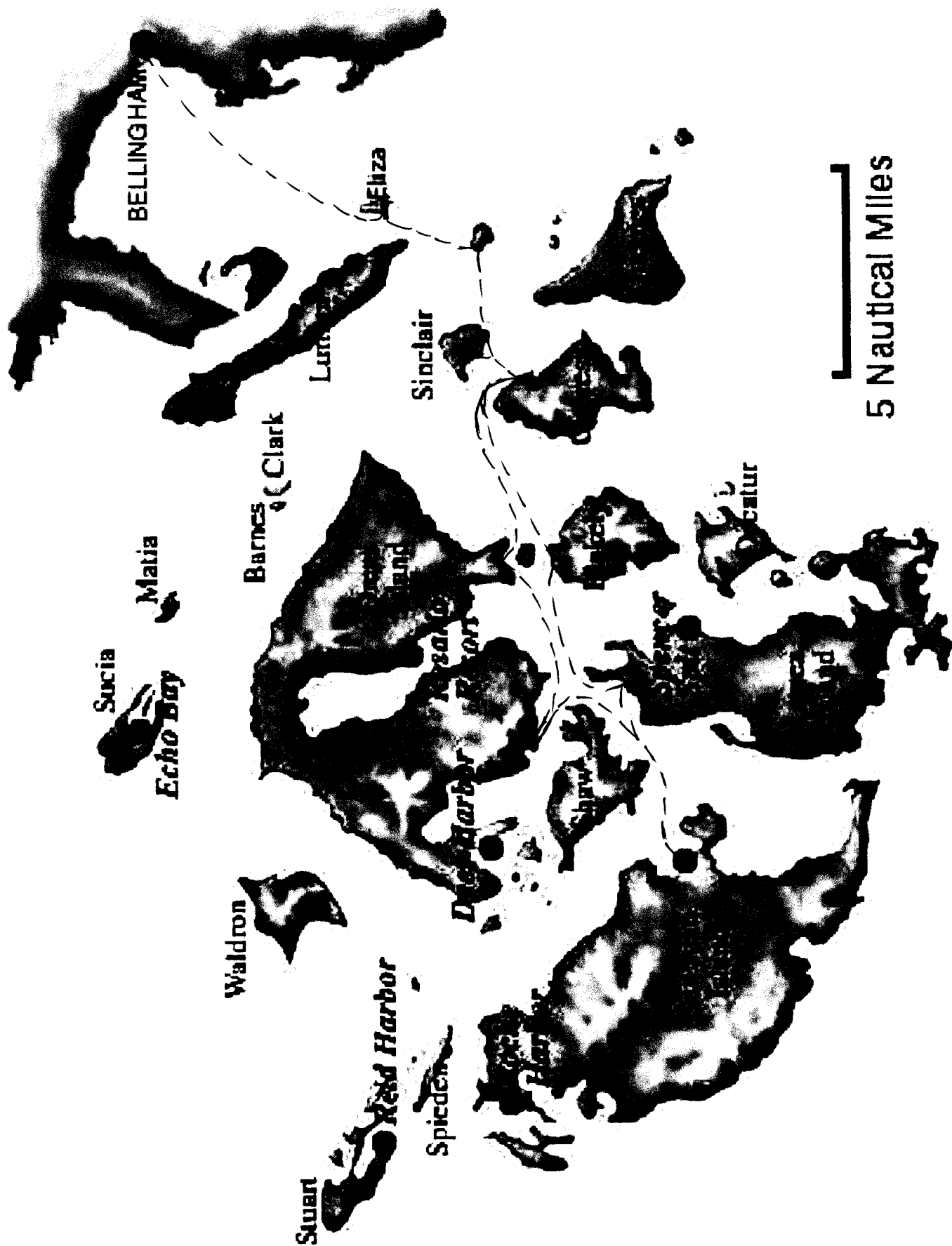
JUN - 4 2012

**WASHINGTON UTILITIES AND TRANSPORTATION
COMMISSION**



By _____

John W. ...



BELLINGHARBY

Lucia

Sinclair

Barnes & Clark

Sucia

Matia

Echo Bay

Waldron

Stuart

Reid Harbor

Spieden

Duck Harbor

Shaw

Peters

Culter



5 Nautical Miles

11.

Bellingham (Squalicum Harbor, Bellwether Hotel, Bellingham Cruise Terminal),

Orcas Island (Obstruction pass, Orcas landing, Brant's landing)

Eliza, Vendovi, Sinclair, Cypress, San Juan (Friday Harbor), Lopez, Blakely.

15.

Provided Charter water transportation service to the San Juan Islands for 5 years.

15 years experience in the marine industry including;

Commercial fishing from Bering Sea to South Pacific.

Natural history/sightseeing trips in Alaska and BC.

Charters on sail and power vessels throughout west coast.

Presently manage a jet boat tour company in Alaska.

Bellingham Water Taxi

Pro Forma Financial Statement for year 1

Ridership and Revenue Forecast

Destination	Summer Daily Boardings	Winter Daily Boardings	Summer Revenue@ average \$70RT	Winter Revenue@ average \$70RT	Summer Average 5 days per week	Winter Average 2 days per week	Summer Revenue	Winter Revenue	Annual Ridership
Bellingham	6	2	\$420	\$140	100	56	\$42,000	\$7,840	712
Eliza	4	2	\$280	\$140	"	"	\$28,000	\$7,840	512
Sinclair	2	1	\$140	\$70	"	"	\$14,000	\$3,920	256
Cypress	2	1	\$140	\$70	"	"	\$14,000	\$3,920	256
Blakely	4	2	\$280	\$140	"	"	\$28,000	\$7,840	512
Lopez	4	2	\$280	\$140	"	"	\$28,000	\$7,840	512
Orcas	6	2	\$420	\$140	"	"	\$42,000	\$7,840	712
San Juan	10	2	\$700	\$140	"	"	\$70,000	\$7,840	1112
Vendovi	1		\$70		"	"	\$7,000		100
TOTALS	39	14	\$2,730	\$980			\$273,000	\$54,880	4,684

Bellingham Water Taxi
Pro Forma Financial Statement/Year 1

Projected Income and Expenses

<i>Vessel Expenses:</i>	<i>Annual</i>
Loan payment (vessel)	\$60,000
Fuel	\$50,000
Insurance	\$8,000
Repair/Maintenance	\$6,000
Dock Fees	\$5,000
Misc. Supplies	\$1,000
<i>Non-Vessel Expenses:</i>	
Office	\$5,000
Phone	\$1,500
Advertising	\$15,000
Taxes and Licensing	\$3,000
Vehicle expense	\$1,000
Captain	\$65,000
Crew	\$40,000
Total Expenses	\$260,500
Revenue	\$327,880
Profit	\$67,380

Time Schedule

of

Sean McNamara

Certificate Number:

Operating under the trade name:

Bellingham Water Taxi

Providing Commercial Ferry Service in the following described territory:

PASSENGER AND FREIGHT SERVICE

Between: Bellingham and Obstruction Pass and Friday Harbor

In conjunction with the above authority, flag stops at Orcas Landing and Brandt's Landing on Orcas Island, Eliza, Vendovi, Sinclair, Cypress, Blakely, and Lopez Islands.

Excluding freight service between Orcas Island - San Juan Island, Orcas Island - Lopez Island, and Lopez Island - San Juan Island.

Issue Date:4/3/2012

Effective Date:

Issued By:

Sean McNamara/Owner - Bellingham Water Taxi 1028 17th Street Bellingham, WA. 98225
bellinghamwatertaxi@gmail.com 360-393-5753

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Bellingham Water Taxi

Time Schedule:

Between Bellingham, WA. and Obstruction Pass (Orcas Island), and Friday Harbor (San Juan Island). With flag stops: Eliza, Vendovi, Sinclair, Cypress, Lopez, Blakely, Orcas and Brandt's Landing.

Summer Schedule:

Operating daily from May 1, through September 30

Depart Bellingham: 0900 (0.0 Miles)

Flag stops at: Eliza, Vendovi, Sinclair, Cypress, Brandts

Arrive Obstruction Pass: 1000 (15.3 Naut. Miles) Depart Obstruction Pass: 1005

Flag stops at: Orcas Landing, Lopez.

Arrive Friday Harbor: 1030 (12 Naut. Miles) Depart Friday Harbor: 1045

Flag stops at: Blakely, O. Pass, Cypress, Sinclair, Eliza

Arrive Bellingham: 1230 (27.3 Naut. Miles)

Depart Bellingham: 1700 (0.0 Miles)

Flag stops at: Eliza, Vendovi, Sinclair, Cypress, Brandts

Arrive Obstruction Pass: 1800 (15.3 Naut. Miles) Depart Obstruction Pass: 1805

Flag stops at: Orcas Landing, Lopez.

Arrive Friday Harbor: 1830 (12 Naut. Miles) Depart Friday Harbor: 1845

Flag stops at: Blakely, O. Pass, Cypress, Sinclair, Eliza

Arrive Bellingham: 2030 (27.3 Naut. Miles)

Winter Schedule:

Operating 4 days per week (Friday through Monday)

Morning departure/arrival times, and flag stops, same as summer schedule

Depart Bellingham: 1500 (0.0 Miles)

Flag stops at: Eliza, Vendovi, Sinclair, Cypress, Brandts

Arrive Obstruction Pass: 1600 (15.3 Naut. Miles) Depart Obstruction Pass: 1605

Flag stops at: Orcas Landing, Lopez.

Arrive Friday Harbor: 1630 (12 Naut. Miles) Depart Friday Harbor: 1645

Flag stops at: Blakely, O. Pass, Cypress, Sinclair, Eliza

Arrive Bellingham: 1830 (27.3 Naut. Miles)

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Sean McNamara/Owner - Bellingham Water Taxi 1028 17th Street Bellingham, WA. 98225

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Tariff

of

Sean McNamara

Certificate Number:

Operating under the trade name:

Bellingham Water Taxi

Naming Fares and Rates for Commercial Ferry Service

PASSENGER AND FREIGHT SERVICE

Between: Bellingham and Obstruction Pass and Friday Harbor

In conjunction with the above authority flag stops at Orcas Landing and Brandt's Landing on Orcas Island, Eliza, Vendovi, Sinclair, Cypress, Blakely, and Lopez Islands.

Excluding freight service between Orcas Island - San Juan Island, Orcas Island - Lopez Island, and Lopez Island - San Juan Island.

Issue Date: 7/25/2012

Effective Date:

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Sean McNamara/Owner - Bellingham Water Taxi 1028 17th Street Bellingham, WA. 98225
bellinghamwatertaxi@gmail.com 360-393-5753

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Section 1

RULES AND REGULATIONS

Application of Tariff:

REGULAR ROUTES:

Passengers and Freight,

- (1) Between Bellingham, WA and Obstruction Pass (Orcas I.), and Friday Harbor (San Juan I.)
- (2) With Flag Stops: Eliza, Vendovi, Sinclair, Cypress, Lopez, Blakely, Orcas, Brandt's Landings.

ANIMALS:

Dogs, Cats, and other animals are allowed free of charge. Cats must be in a carrier, dogs must be leashed. Service Animals traveling with passengers will be carried free of charge. Animals must be properly harnessed and will not be permitted to occupy a seat, but must lie or stand at the feet of its owner. The owner of the animal is liable for any injury/damage caused by animal while onboard.

APPLICATION OF FARES:

- (1) The Fares authorized herein are Adult One-Way and Round-Trip Fares, and are payable in lawful United States money or its equivalent.
- (2) The Fares authorized herein will apply between any two (2) points in the Continental United States, between points in the United States and Canada, and from all points on the lines of the Issuing Carriers to all points on the lines of the Issuing and Participating Carriers hereto.
- (3) The Fares authorized herein may not be used as Basing Fares to construct Fares to or from points beyond stations on the lines of the Issuing and Participating Carriers named herein.

APPLICATION OF FARES - CHILDREN:

- (1) Children under 6 years of age must be accompanied by an adult passenger.
- (2) Children ages 3 years of age and under, not occupying a seat to the exclusion of other passengers, will be carried free of charge.

Issue Date: 7/25/2012

Effective Date:

Issued By:

Sean McNamara/Owner - Bellingham Water Taxi 1028 17th Street Bellingham, WA. 98225

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RULES AND REGULATIONS: continued.

(3) Children under 6 years of age, will be charged 1/2 of the fare applicable to adults, increased when necessary to make such fares end in "0" or "5". Ages 6+ will be charged full adult fare.

ARTICLES OF UNUSUAL VALUE

The following articles will be accepted in Baggage Service subject to a MAXIMUM Liability of \$250.00 per Adult Ticket or \$125.00 per Child's Ticket and a greater value may NOT be declared on such articles: Antiques, Articles of Extraordinary Value, Heirlooms, Jewelry including Watches, Money, Negotiable Instruments, Valuable Papers including; Manuscripts, Irreplaceable Publications, Documents, Pictures, etc.

ARTICLES NOT ACCEPTED AS BAGGAGE

Articles listed below are classified as "Prohibited" and will not be transported under any circumstances; that is, Passengers will not be permitted to Check the Items in Baggage Service or to carry them on the vessel:

(1) Articles Prohibited by Law:

Acids, Batteries containing Liquid Acids, Cylinders containing Compressed Gases (See NOTE), Combustible Liquids, Explosives, Flammable Films, Fireworks, Flammable Materials, Gases, Hazardous (Dangerous) Articles such as; Poisons, Gases, Radioactive Materials, Flammable Articles.

NOTE: Passengers, who for medical reasons must rely on the use of oxygen in portable oxygen containers, must carry such containers with them on the vessel. No such passenger will be seated in a designated smoking area aboard the vessel.

(2) Other Prohibited Items:

Ammunition, Furniture, Materials which have a disagreeable odor, Phonograph Records, Televisions.

BAGGAGE ALLOWANCE

Baggage, not exceeding 3 pieces nor a total of 75 lbs. for each adult fare and not exceeding 3 pieces nor a total of 35 lbs. on each child's fare will be carried free. Bicycles will be carried for a \$5.00 flat fee.

Issue Date: 7/25/2012

Effective Date:

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RULES AND REGULATIONS: continued.

BAGGAGE, LIABILITY OF CARRIER

In the event of loss or of damage to baggage carrier shall not be held liable for a sum greater than \$250.00 on baggage carried on an adult fare nor more than \$125.00 on baggage carried on a child's fare.

DELAYS, LIMITATION

(1) Carrier will NOT be liable for delays caused by accidents, breakdowns, bad sea conditions, snow storms and any other condition beyond their control, and do NOT guarantee to arrive at, or depart from, any point at a specific time. Carrier will endeavor to maintain the schedule submitted by its agent or employee, but same is not guaranteed.

(2) If conditions over which carrier has no control, such as weather, sea condition, or acts of God, make it in the opinion of the carrier, inadvisable to operate, either from point of origin or at any point enroute the carrier will NOT be liable therefor, or be caused to be held for damage for any reason whatsoever.

FIREARMS

Firearms will NOT be transported as baggage nor personally nor in any way whatsoever.

LOST ARTICLES OR BAGGAGE

Carrier assumes no responsibility for articles lost or misplaced, which are not checked as baggage.

OBJECTIONABLE PERSONS

Carrier reserves the right to refuse to transport a person who is under the influence of intoxicating liquor, or drugs, or who is incapable of taking care of himself or herself, or whose conduct is such, or liable to be such as to make him or her objectionable to other passengers.

OPERATIONS, SEASONAL

Operations are seasonal in character and are subject to weather conditions. Carrier reserves the right to issue or honor tickets ONLY when service is being operated.

Issue Date: 7/25/2012

Effective Date:

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Sean McNamara/Owner - Bellingham Water Taxi 1028 17th Street Bellingham, WA. 98225

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RULES AND REGULATIONS: continued.

RESERVATIONS

- (1) Reservations for specific seats will not be made.
- (2) Reservations must be made in advance, guaranteed by credit card and or prepayment by cash or check and confirmed otherwise carriage cannot be guaranteed.
- (3) Carrier reserves full control and discretion as to the seating of passengers and reserves the right to change such seating at any time during the trip.
- (4) Carrier reserves the right, whenever operating conditions require, to transfer passengers from one vessel to another or to another mode of transportation as it sees fit, enroute.
- (5) Immediate transportation cannot be guaranteed, being subject in all cases to limitations of carrying capacity and to conditions beyond the companies control. In the event of their being insufficient carrying capacity on any schedule, carrier reserves the right to accommodate passengers on the earliest possible schedule.

TICKETS, LOST OR STOLEN

Carrier party to this tariff will not be responsible in the case of tickets lost by passengers, nor will the money paid therefor be refunded. Carrier, at its discretion, may, replace such lost tickets to passengers, on a stand by basis, for the original transportation date only.

TICKETS, REDEMPTION OF

Tickets sold under the authority of this tariff will be redeemed to the original purchaser by the issuing carrier at the carrier's principal office, as follows:

- (1) Unused tickets will be redeemed at the purchase price. Unused portions of round trip or commutation tickets will be redeemed by charging the regular fare or fares for the portion or portions used and refunding the balance of the purchase price.
- (2) A totally unused ticket will be refunded to the original purchaser at the fare paid ONLY if canceled 48 hours prior to scheduled departure.
- (3) Tickets are non-transferable, unless otherwise provided herein, and if presented for passage or refund by any person other than the original purchaser or authorized holder, will be void and may be confiscated by the agent or other authorized employee of the carrier.

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RULES AND REGULATIONS: continued.

TICKETS, TIME LIMIT

Tickets sold under the authority will be valid only on the date specified at time of purchase.
Tickets may be used on a "stand by" basis prior to the specified date and shall be void thereafter.

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Section 2

SCHEDULE OF ONE WAY AND ROUND-TRIP PASSENGER FARES

Fares are in United States dollars and cents per each adult passenger.

- (1) Between Bellingham, WA and Obstruction Pass (Orcas Island), and Friday Harbor (San Juan Island), with Flag stops Blakely, Lopez, Orcas Landing:

Round Trip	70.00	Friday Harbor Round Trip	80.00
One Way	40.00	One Way	45.00

- (2) Flag Stops Eliza, Vendovi, Sinclair, Cypress:

Round Trip	60.00
One Way	35.00

- (3) Flag Stop Brandt's Landing:

Round Trip	110.00
One Way	60.00

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Section 3

EXPRESS RATES AND RULES

RATES:

Between Bellingham and Orcas Island \$10.00

RULES:

- (1) Above rates apply to packages weighing up to but not exceeding 25 pounds. Packages exceeding that weight will be charged \$1.00 for each additional 5 pounds or fraction thereof. Packages shall not exceed 100 pounds in weight.
- (2) Shipments must be wrapped securely and properly for safe and convenient handling.
- (3) Express will be handled with reasonable dispatch, but company does not guarantee to carry on any particular trip.
- (4) See Section 1, Articles Not Accepted As Baggage, for prohibited items.
- (5) No C.O.D. or freight collect shipments will be accepted.
- (6) Bicycles will be charged a flat \$5.00 fee.

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BELLINGHAM WATER TAXI

1028 17th Street
Bellingham, Washington 98225

360.393.5753
bellinghamwatertaxi@gmail.com

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JUL 2 / 2012

WASH. UT. & TP. COMM

July 25, 2012

David Danner, Executive Director and Secretary
Washington Utilities and Transportation Commission
Attention: License services and Penny Ingram
PO Box 47250
1300 S. Evergreen Park Dr. SW
Olympia, Wa 98504-7250

Dear Mr. Danner,

As of June 4, 2012 Bellingham Water Taxi was issued Commercial Ferry Certificate number BC-64619. It was purchased/tranfered from Certificate BC-10. The owner of BC-10 has voluntarily cancelled this authority. I would like to extend the authority of BC-64619 to provide service to San Juan, Cypress, and Vendovi Islands.

Attached is the following: Application for Extension of Authority, Tariff and Time Schedule.

Thank you and please feel free to contact me with any questions.

Sincerely yours,

Sean McNamara