



State of Oregon
Water Resources Department
 725 Summer Street NE, Suite A
 Salem, Oregon 97301-1266
 (503) 986-0900

Application for Groundwater Registration Modification

Part 1 of 5 – Minimum Requirements Checklist

This Groundwater Registration Modification application will be returned if Parts 1 through 4 and all required attachments are not completed and included.
 For questions, please call (503) 986-0900, and ask for Transfer Section.

Check all included with this application (N/A = Not Applicable)

- Part 1 – Completed Minimum Requirements Checklist. ✓
- Part 2 – Completed Application Map Checklist. ✓
- Part 3 – Completed Applicant Information and Signature. ✓
- Part 4 – Completed Groundwater Registration Modification Application – Groundwater Registration Information. (Only one Groundwater registration per application, unless the Groundwater registrations to be modified are layered). ✓
- Completed Groundwater Registration Modification Application Map (Does not have to be prepared by a Certified Water Right Examiner). ✓
- Groundwater registration modification fees – Amount enclosed: \$ **1250.00**. (\$875.00 for a place of use change only; \$1,250.00 for any other change or combination).
- Attachments:**
- N/A Request for Assignment Form and statutory fee. This form needs to be completed if the applicant owns the land to which the registration is appurtenant and is **not** the registration certificate holder of record. The Request for Assignment Form is available at <https://www.oregon.gov/OWRD/Forms/Pages/default.aspx>.
 Assignment is not needed for any person or entity who can demonstrate authorization to request recognition of a modification (e.g. legal representative, power of attorney, agent, etc.) **or** the applicant is named on the certificate of registration, or has been assigned to the certificate of registration.
- N/A Oregon Water Resources Department’s Land Use Information Form with approval and signature (or signed land use form receipt stub) from each local land use authority in which water is to be diverted, conveyed, and/or used. Not required if water is to be diverted, conveyed, and/or used **only on federal lands or if all of the following apply: a) a change in place of use only, b) no structural changes, c) the use of water is for irrigation only, and d) the use is located within an irrigation district or an exclusive farm use zone.**
- N/A Water Well Report/Well Log for changes in point(s) of appropriation (well(s)) or additional point(s) of appropriation.

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(For Staff Use Only)

WE ARE RETURNING YOUR APPLICATION FOR THE FOLLOWING REASON(S):

<input type="checkbox"/> Application fee not enclosed/insufficient	<input type="checkbox"/> Map not included or incomplete
<input type="checkbox"/> Land Use Form not enclosed or incomplete	<input type="checkbox"/> Assignment Form and fee not enclosed/insufficient
<input type="checkbox"/> Additional signature(s) required	<input type="checkbox"/> Part _____ is incomplete
Other/Explanation _____	
Staff: _____ 503-986-0 _____	Date: ____ / ____ / ____

Part 2 of 4 – Groundwater Registration Modification Map Checklist

Your Groundwater Registration Modification application will be returned if any of the map requirements listed below are not met.

Please be sure that the map you submit includes all the items listed below and meets the requirements of OAR 690-380-3100, however, the map does not have to be prepared by a Certified Water Right Examiner. Check all boxes that apply.

- Permanent quality printed with dark ink on good quality paper.
- The size of the map can be 8½ x 11 inches, 8½ x 14 inches, 11 x 17 inches, or up to 30 x 30 inches. For 30 x 30 inch maps, one extra copy is required.
- A north arrow, a legend, and scale.
- The scale of the map must be: 1 inch = 400 feet, 1 inch = 1,320 feet, the scale of the county assessor map if the scale is not smaller than 1 inch = 1,320 feet, or a scale that has been pre-approved by the Department.
- Township, Range, Section, ¼ ¼, DLC, Government Lot, and other recognized public land survey lines.
- Tax lot boundaries (property lines) are required. Tax lot numbers are recommended.
- Major physical features including rivers and creeks showing direction of flow, lakes and reservoirs, roads and railroads.
- Major water delivery system features from the point(s) of appropriation such as main pipelines, canals, and ditches.
- Existing place of use that includes hachuring, priority date, and use including number of acres in each quarter-quarter section, government lot, or in each quarter-quarter section as projected within government lots, donation land claims, or other recognized public land survey subdivisions. If less than the entirety of the registration is being changed, a separate hachuring is needed for the portion of the registration left unchanged.
- N/A If you are proposing a modification in place of use, show the proposed place of use with hachuring including priority date and use including number of acres in each quarter-quarter section, government lot, or in each quarter-quarter section as projected within government lots, donation land claims, or other recognized public land survey subdivisions.
- Existing point(s) of appropriation with distance and bearing or coordinates from a recognized survey corner.
- N/A If you are proposing a modification in point(s) of appropriation, show the proposed location and label it clearly with distance and bearing or coordinates. If GPS coordinates are used, latitude-longitude coordinates may be expressed as either degrees-minutes-seconds with at least one digit after the decimal (example – 42°32'15.5") or degrees-decimal with five or more digits after the decimal (example – 42.53764°).

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Part 3 of 4 – Applicant Information and Signature

Applicant Information

APPLICANT/BUSINESS NAME Blue Sky Farm		PHONE NO. (503) 931-1421	ADDITIONAL CONTACT NO. N/A
ADDRESS 17728 Butteville Rd NE			FAX NO. N/A
CITY Woodburn	STATE OR	ZIP 97071	E-MAIL N/A
BY PROVIDING AN E-MAIL ADDRESS, CONSENT IS GIVEN TO RECEIVE ALL CORRESPONDENCE FROM THE DEPARTMENT ELECTRONICALLY. COPIES OF THE FINAL ORDER DOCUMENTS WILL ALSO BE MAILED.			

Agent Information – The agent is authorized to represent the applicant in all matters relating to this application

APPLICANT/BUSINESS NAME Aspen Rural Land Consulting c/o Eric Urstadt		PHONE NO. 971.250.1520	ADDITIONAL CONTACT NO. 503.647.1919
ADDRESS 39290 NW Murtaugh Road			FAX NO. N/A
CITY North Plains	STATE OR	ZIP 97133	E-MAIL N/A
BY PROVIDING AN E-MAIL ADDRESS, CONSENT IS GIVEN TO RECEIVE ALL CORRESPONDENCE FROM THE DEPARTMENT ELECTRONICALLY. COPIES OF THE FINAL ORDER DOCUMENTS WILL ALSO BE MAILED.			
Please send copies of correspondence cam@cascadetrees.com and ericurstadt@hotmail.com			

Explain in your own words what you propose to accomplish with this modification; and why:
This application is being done to add a new well, and adjust the Place of Use, both for a portion of the right.

If you need additional space, continue on a separate piece of paper and attach to the application as "Attachment 1".

Check this box if this project is fully or partially funded by the American Recovery and Reinvestment Act. (Federal stimulus dollars)

(Check one box)

- By signing this application, I (we) understand that, upon receipt of the draft preliminary determination and prior to Department approval of the Groundwater modification, I (we) will be required to provide landownership information and evidence that I am authorized to pursue the modification as identified in OAR 690-382-0400(16)(a); **OR**
- I (we) affirm the applicant is a municipality as defined in ORS 540.510(3)(b) and that the right is in the name of the municipality or a predecessor; **OR**
- I (we) affirm that the applicant is an entity with the authority to condemn property and is acquiring the property to which the Groundwater registration proposed for modification is appurtenant by condemnation and have attached supporting documentation.

I understand that prior to Department approval of the groundwater registration modification, I may be required to submit payment to the Department for publication of a notice in a newspaper with general circulation in the area where the groundwater registration is located, once per week for two consecutive weeks. If more than one qualifying newspaper is available, I suggest publishing the notice in the following paper: _____.

I (we) affirm that the information contained in this application is true and accurate.

Applicant Signature

Cam Buck,
Print Name (and Title if applicable)

7/12/2019
Date

Applicant Signature

Print Name (and Title if applicable)

Date

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Is the applicant the sole owner of the land on which the Groundwater registration modification or portion thereof, is located? Yes No *If NO, include signatures of all deeded landowners (and mailing*

and/or e-mail addresses if different than the applicant's) or attach affidavits of consent (and mailing and/or e-mail addresses) from all landowners or individuals/entities to which the Groundwater registration has been conveyed.

- **50% owner: William A. Brown Testamentary Trust "B"; the affidavit of consent for the trustee is attached in Attachment "E"; deeds are in Attachment "F".**
- **50% owner: Nina E. Brown Testamentary Trust "B"; the affidavit of consent for the trustee is attached in Attachment "E"; deeds are in Attachment "F".**

and/or e-mail addresses if different than the applicant's) or attach affidavits of consent (and mailing and/or e-mail addresses) from all landowners or individuals/entities to which the Groundwater registration has been conveyed.

The assignment by proof for the portions being transferred (along with a map of the portions being assigned) are in attachment D. The deeds are in attachment F. The co-owners are listed below.

- **50% owner: William A. Brown Testamentary Trust "B"; the affidavit of consent for the trustee is attached in Attachment "E"; deeds are in Attachment "F".**
- **50% owner: Nina E. Brown Testamentary Trust "B"; the affidavit of consent for the trustee is attached in Attachment "E"; deeds are in Attachment "F".**

The consent to transfer forms are in attachment E.

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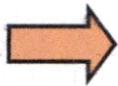
Check the appropriate box, if applicable:

Check here if the Groundwater registration proposed for modification is or will be located within or served by an irrigation or other water district.

IRRIGATION DISTRICT NAME None known	ADDRESS	
CITY	STATE	ZIP

Check here if water for the Groundwater registration is supplied under a water service agreement or other contract with a federal agency or other entity.

ENTITY NAME None known	ADDRESS	
CITY	STATE	ZIP



To meet State Land Use Consistency Requirements, you must list all local governments (each county, city, municipal corporation, or tribal government) within whose jurisdiction water will be diverted, conveyed or used.

ENTITY NAME Marion County	ADDRESS 5155 Silverton Road NE	
CITY Salem	STATE OR	ZIP 97305

ENTITY NAME	ADDRESS	
CITY	STATE	ZIP

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Part 4 of 4 – Groundwater Registration Information

Please use a separate Part 4 for each registration being modified. See instructions on page 5, to copy and paste additional Part 4s, or to add additional rows to tables within the form.

Table 1. Location of Authorized and Proposed Point(s) of Appropriation (POA)

(Note: If the POA name is not specified in the registration, assign it a name or number here.)

POA Name or Number	Is this POA Authorized by the registration or is it Proposed?	OWRD Well Log ID# (or Well ID Tag # L-___)	Twp		Rng		Sec	¼ ¼		Tax Lot, DLC or Gov't Lot	Measured Distances (from a recognized survey corner)
Well #2, original well	<input checked="" type="checkbox"/> Authorized <input type="checkbox"/> Proposed	MARI 1405	4	S	2	W	36	SW	NW	700	S35°E 1950' from NW S36*
Well #3	<input type="checkbox"/> Authorized <input checked="" type="checkbox"/> Proposed	N/A	4	S	2	W	36	SE	NW	700	S35°45'E & 2240' from NW S36
	<input type="checkbox"/> Authorized <input type="checkbox"/> Proposed										
	<input type="checkbox"/> Authorized <input type="checkbox"/> Proposed										

*per well log

Check all type(s) of modifications(s) proposed below (modification “CODES” are provided in parentheses):

- | | |
|--|--|
| <input checked="" type="checkbox"/> Place of Use (POU) | <input type="checkbox"/> Point of Appropriation (well) (POA) |
| <input type="checkbox"/> Character of Use (USE) | <input checked="" type="checkbox"/> Additional Point of Appropriation (APOA) |

Will all of the proposed changes affect the entire Groundwater registration?

- Yes Complete only the proposed (“to” lands) section of Table 2 on the next page. Use the “CODES” listed above to describe the proposed changes.
- No Complete all of Table 2 to describe the portion of the registration to be changed.

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Please use and attach additional pages of Table 2 as needed.
See page 5 for instructions.

Do you have questions about how to fill-out the tables?
Contact the Department at 503-986-0900 and ask for Transfer

Table 2. Description of Modifications to Registration GR-1202 (Certificate # GR-1162)

List only the part of the registration that will be modified. For the acreage in each 1/4, list the modification proposed. If more than one modification, specify the acreage associated with each modification. If more than one POA, specify the acreage associated with each POA.

AUTHORIZED (the "from" or "off" lands) The listing that appears in the registration BEFORE PROPOSED CHANGES List only that part or portion of the groundwater registration that will be changed.												Proposed Changes (see "CODES" from previous page)	PROPOSED (the "to" or "on" lands) The listing as it would appear AFTER PROPOSED CHANGES are made.										
Twp	Rng	Sec	1/4	Tax Lot	Gvt Lot or DLC	Acre	Type of USE listed on Certificate	POA(s) (name or number from Table 1)	Priority Date	Twp	Rng		Sec	1/4	Tax Lot	Gvt Lot or DLC	Acre	New Type of USE	POA(s) to be used (from Table 1)	Priority Date			
4	S	2	W 35	NE NE	700	82	21.312	Irrig	Well #2	1947	APOA/POU	4	S	2	W 35	NE NE	700	82	14.6	Irrig	Well #2	1947	
4	S	2	W 35	SE NE	700	82	23.631	Irrig	Well #2	1947	APOA/POU	4	S	2	W 35	SE NE	700	82	22.8	Irrig	Well #2	1947	
4	S	2	W 35	NE SE	700	82	4.500	Irrig	Well #2	1947	APOA/POU	4	S	2	W 35	NE SE	700	82	4.7	Irrig	Well #2	1947	
											APOA/POU	4	S	2	W 35	NE SE	100*	90	10.7	Irrig	Well #2	1947	
4	S	2	W 36	NW NE	700	82	3.271	Irrig	Well #2	1947													
4	S	2	W 36	SW NE	700	82	6.714	Irrig	Well #2	1947	APOA/POU	4	S	2	W 36	NW NE	700	82	3.7	Irrig	Well #2	1947	
4	S	2	W 36	NE NW	700	82	12.258	Irrig	Well #2	1947	APOA/POU	4	S	2	W 36	SW NE	700	82	6.5	Irrig	Well #2	1947	
4	S	2	W 36	NW NW	700	82	21.840	Irrig	Well #2	1947	APOA/POU	4	S	2	W 36	NE NW	700	82	14.085	Irrig	Well #2	1947	
4	S	2	W 36	SW NW	700	82	40.000	Irrig	Well #2	1947	APOA/POU	4	S	2	W 36	NW NW	700	82	20.5	Irrig	Well #2	1947	
4	S	2	W 36	SE NW	700	82	38.969	Irrig	Well #2	1947	APOA/POU	4	S	2	W 36	SW NW	700	82	36.5	Irrig	Well #2	1947	
4	S	2	W 36	NE SW	700	82	21.177	Irrig	Well #2	1947	APOA/POU	4	S	2	W 36	SE NW	700	82	34.5	Irrig	Well #2	1947	
4	S	2	W 36	NW SW	700	82	24.213	Irrig	Well #2	1947	APOA/POU	4	S	2	W 36	NE SW	700	82	21.9	Irrig	Well #2	1947	
											APOA/POU	4	S	2	W 36	NW SW	700	82	18.7	Irrig	Well #2	1947	
											APOA/POU	4	S	2	W 36	NW SW	100*	90	3.3	Irrig	Well #2	1947	
											APOA/POU	4	S	2	W 36	NW SW	200*	90	4.8	Irrig	Well #2	1947	
											APOA/POU	4	S	2	W 36	SW SW	200*	90	0.6	Irrig	Well #2	1947	
TOTAL ACRES						217.885							TOTAL ACRES						217.885				

Additional remarks: Acres were rounded to tenths of an acre where possible, yet certificate acres to the thousandth of an acres were kept constant as needed. *TAXLOT 100 is in tax map of Section 35(D), taxlot 200 is in tax map of Section 36(C).

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Groundwater Registration # GR-1202 (Certificate # GR-1162)

For a modification in place of use or character of use:

Are there other water right certificates, water use permits, or Groundwater registrations associated with the "from" or "to" lands? Yes No

If YES, list the other certificate, water use permit, or other Groundwater registration numbers:

CERT. 71716



Pursuant to OAR 690-382-0200, any "layered" water use, such as an irrigation right that is supplemental to a primary irrigation right proposed for transfer, must be concurrently transferred with the registration or be cancelled. Any change to a water right must be filed separately in a transfer application. Any change to a water use permit must be filed separately with a permit amendment. Any modification to a Groundwater registration on the "to" lands must be filed separately with a Groundwater registration modification.

For modifications in point(s) of appropriation (well(s) or additional point(s) of appropriation:

- Well log(s) are attached for each well that are clearly labeled and associated with the corresponding well(s) in Table 1 above and on the accompanying application map.

(Tip: You may search for well logs on the Department's web page at:

http://apps.wrd.state.or.us/apps/gw/well_log/)

AND/OR

- Describe the construction of the authorized and proposed well(s) in Table 3 for any wells that do not have a well log. For *proposed wells not yet constructed or built*, provide "a best estimate" for each requested information element in the table. The Department recommends you consult a licensed well driller, geologist, or certified water right examiner to assist with assembling the information necessary to complete Table 3.

Table 3. Construction of Point(s) of Appropriation

Any well(s) in this listing must be clearly tied to corresponding well(s) described in Table 1 and shown on the accompanying application map. Failure to provide adequate information is likely to delay the processing of your modification application until it is received. The information is necessary for the department to assess whether the proposed well(s) will access the same source aquifer as the authorized point(s) of appropriation (POA). The Department is prohibited by law from approving POA changes that do not access the same source aquifer.

Proposed or Authorized POA Name or Number	Is well already built? (Yes or No)	If an existing well, OWRD Well ID Tag No. L-___	Total well depth, feet	Casing Diameter, inches	Casing Intervals (feet)	Seal depth(s) (intervals)	Perforated or screened intervals (in feet)	Static water level of completed well (in feet)	Source aquifer (sand, gravel, basalt, etc.)	Well - specific rate (cfs or gpm). If less than full rate of water right
Well #2	Yes	MARI 1405	132	12	unknown	unknown	unknown	20	Quaternary-Late Tertiary Sediment Aquifers	700 GPM*
Well #3	No	N/A	300'	12	unknown	unknown	unknown	20	Quaternary-Late Tertiary Sediment Aquifers	700 GPM

*Note: the current well is no longer producing this rate for extended periods of time.

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E-1/2

Application for Water Right Transfer

Consent by Deeded Landowner



Oregon Water Resources Department
725 Summer Street NE, Suite A
Salem, Oregon 97301-1266
(503) 986-0900
www.wrd.state.or.us

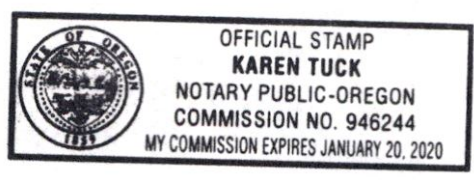
State of Oregon)
)ss
County of Marion)

I, Kevin Smith in my capacity as trustee of Nina E. Brown Testamentary Trust "B",
mailing address PO BOX 506, ST. PAUL, OR 97002,
telephone number 503-537-7211, duly sworn depose and say that I, consent to the proposed
change(s) to Water Right Certificate Number GR-1202
described in a Transfer Application (T-unknown) submitted by Blue Sky Farm,
(transfer number, if known)
on the property in tax lot number(s) 700, Section 36, Township 4, South, Range 3 West, W.M.,
located at 8866 HUNT LN NE, 97002.
(site address)

Kevin Smith Trustee
Signature of Affiant

6-24-19
Date

Subscribed and Sworn to before me this 24 day of June, 2019.



Karen Tuck
Notary Public for Oregon

My commission expires January 20, 2020.

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E-2/2

Application for Water Right Transfer

Consent by Deeded Landowner



Oregon Water Resources Department
725 Summer Street NE, Suite A
Salem, Oregon 97301-1266
(503) 986-0900
www.wrd.state.or.us

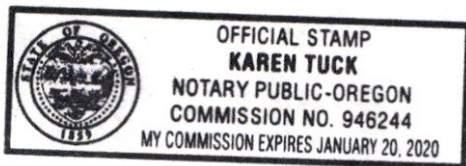
State of Oregon)
County of Marion)ss
)

I, Kevin Smith in my capacity as trustee of William A. Brown Testamentary Trust "B",
mailing address PO BOX 506, ST. PAUL, OR 97002,
telephone number 503-537-7211, duly sworn depose and say that I, consent to the proposed
change(s) to Water Right Certificate Number GR-1202
described in a Transfer Application (T-unknown) submitted by Blue Sky Farm,
(transfer number, if known)
on the property in tax lot number(s) 700, Section 36, Township 4, South, Range 3 West, W.M.,
located at 8866 HUNT LN NE, 97002.
(site address)

Kevin Smith, Trustee
Signature of Affiant

6-24-19
Date

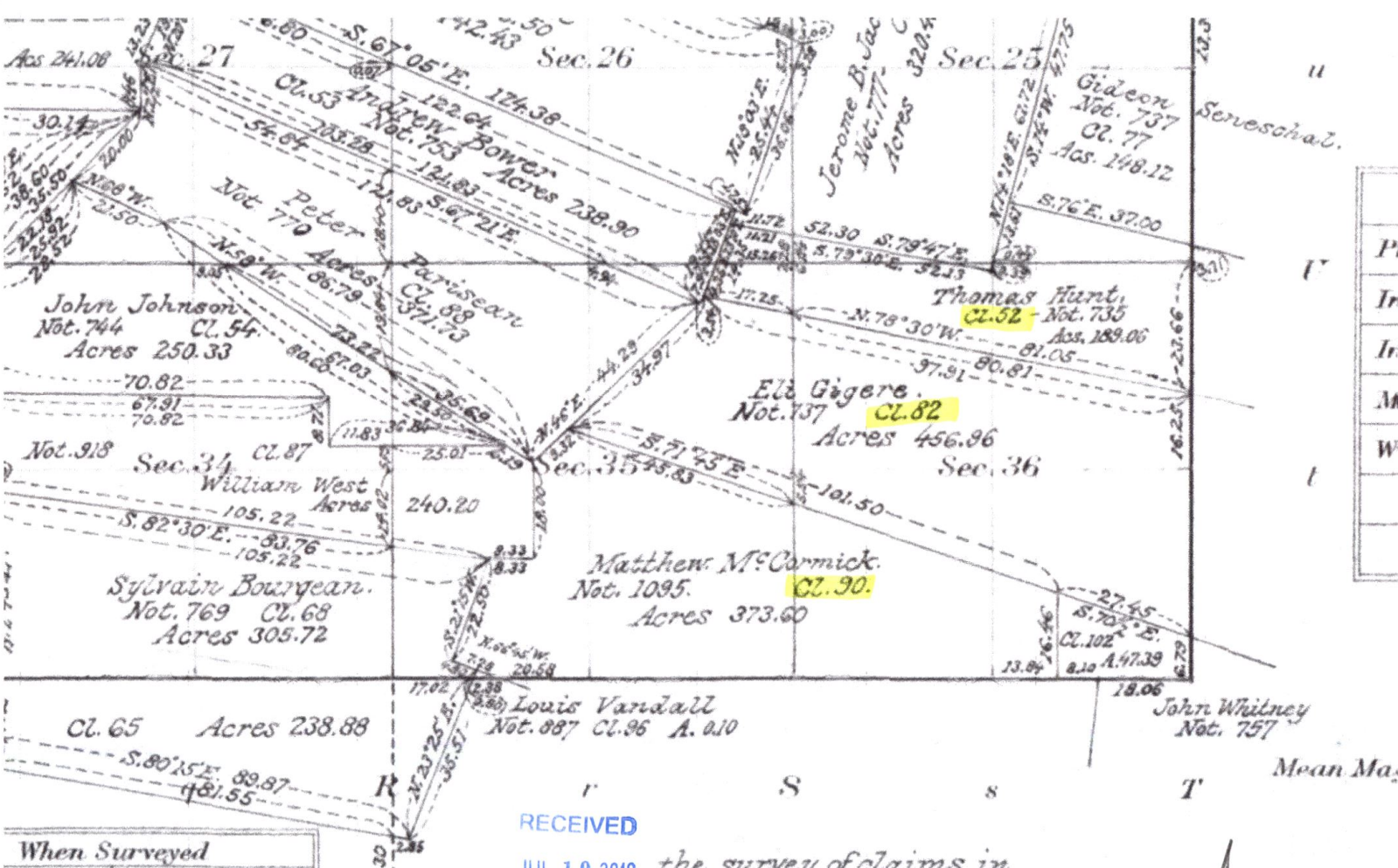
Subscribed and Sworn to before me this 24 day of June, 2019.



Karen Tuck
Notary Public for Oregon

My commission expires January 20, 2020.

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 JUL 19 2019 the survey of claims in
 OWRD

Mean Ma.
 B-1/1

Land Use Information Form



Oregon Water Resources Department
725 Summer Street NE, Suite A
Salem, Oregon 97301-1266
(503) 986-0900
www.wrd.state.or.us

Applicant(s): Blue Sky Farm c/o Cam Buck

Mailing Address: 17728 Butteville Rd NE

City: Woodburn

State: OR

Zip Code: 97071

Daytime Phone: (503) 931-1421

A. Land and Location

Please include the following information for all tax lots where water will be diverted (taken from its source), conveyed (transported), and/or used or developed. Applicants for municipal use, or irrigation uses within irrigation districts may substitute existing and proposed service-area boundaries for the tax-lot information requested below.

Township	Range	Section	1/4 1/4	Tax Lot #	Plan Designation (e.g., Rural Residential/RR-5)	Water to be:			Proposed Land Use:
<u>4S</u>	<u>2W</u>	<u>36</u>	<u>N/A</u>	<u>700</u>	<u>Primer / EFU</u>	<input checked="" type="checkbox"/> Diverted	<input checked="" type="checkbox"/> Conveyed	<input checked="" type="checkbox"/> Used	<u>farming</u>
<u>4S</u>	<u>2W</u>	<u>36C</u>	<u>N/A</u>	<u>200</u>	<u>" / EFU</u>	<input type="checkbox"/> Diverted	<input type="checkbox"/> Conveyed	<input checked="" type="checkbox"/> Used	<u>farming</u>
<u>4S</u>	<u>2W</u>	<u>35D</u>	<u>N/A</u>	<u>100</u>	<u>" / EFU</u>	<input type="checkbox"/> Diverted	<input type="checkbox"/> Conveyed	<input checked="" type="checkbox"/> Used	<u>farming</u>

List all counties and cities where water is proposed to be diverted, conveyed, and/or used or developed:

Marion

B. Description of Proposed Use

Type of application to be filed with the Water Resources Department:

- Permit to Use or Store Water
- Water Right Transfer
- Permit Amendment or Ground Water Registration Modification
- Limited Water Use License
- Allocation of Conserved Water
- Exchange of Water

Source of water: Reservoir/Pond Ground Water Surface Water (name) _____

Estimated quantity of water needed: 700 cubic feet per second gallons per minute acre-feet

Intended use of water: Irrigation Commercial Industrial Domestic for _____ household(s)
 Municipal Quasi-Municipal Instream Other _____

Briefly describe:

The landowner wants to construct a new well because the old well is not performing satisfactorily.

Note to applicant: If the Land Use Information Form cannot be completed while you wait, please have a local government representative sign the receipt at the bottom of the next page and include it with the application filed with the Water Resources Department.

See bottom of Page 3. →

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For Local Government Use Only

The following section must be completed by a planning official from each county and city listed unless the project will be located entirely within the city limits. In that case, only the city planning agency must complete this form. This deals only with the local land-use plan. Do not include approval for activities such as building or grading permits.

Please check the appropriate box below and provide the requested information

Land uses to be served by the proposed water uses (including proposed construction) are allowed outright or are not regulated by your comprehensive plan. Cite applicable ordinance section(s): 17.136.020(A)

Land uses to be served by the proposed water uses (including proposed construction) involve discretionary land-use approvals as listed in the table below. (Please attach documentation of applicable land-use approvals which have already been obtained. Record of Action/land-use decision and accompanying findings are sufficient.) **If approvals have been obtained but all appeal periods have not ended, check "Being pursued."**

Type of Land-Use Approval Needed (e.g., plan amendments, rezones, conditional-use permits, etc.)	Cite Most Significant, Applicable Plan Policies & Ordinance Section References	Land-Use Approval:	
		<input type="checkbox"/> Obtained <input type="checkbox"/> Denied	<input type="checkbox"/> Being Pursued <input type="checkbox"/> Not Being Pursued
		<input type="checkbox"/> Obtained <input type="checkbox"/> Denied	<input type="checkbox"/> Being Pursued <input type="checkbox"/> Not Being Pursued
		<input type="checkbox"/> Obtained <input type="checkbox"/> Denied	<input type="checkbox"/> Being Pursued <input type="checkbox"/> Not Being Pursued
		<input type="checkbox"/> Obtained <input type="checkbox"/> Denied	<input type="checkbox"/> Being Pursued <input type="checkbox"/> Not Being Pursued
		<input type="checkbox"/> Obtained <input type="checkbox"/> Denied	<input type="checkbox"/> Being Pursued <input type="checkbox"/> Not Being Pursued
		<input type="checkbox"/> Obtained <input type="checkbox"/> Denied	<input type="checkbox"/> Being Pursued <input type="checkbox"/> Not Being Pursued

Local governments are invited to express special land-use concerns or make recommendations to the Water Resources Department regarding this proposed use of water below, or on a separate sheet.

Name: Brandon Reich Title: Senior Planner
 Signature: [Signature] Phone: 503-558-4175 Date: 7-15-19
 Government Entity: Mesa Co

Note to local government representative: Please complete this form or sign the receipt below and return it to the applicant. If you sign the receipt, you will have 30 days from the Water Resources Department's notice date to return the completed Land Use Information Form or WRD may presume the land use associated with the proposed use of water is compatible with local comprehensive plans.

Receipt for Request for Land Use Information

Applicant name: _____
 City or County: _____ Staff contact: _____
 Signature: _____ Phone: _____ Date: _____

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STATE ENGINEER
Salem, Oregon

M 491.1405

Well Record

GR-1162

STATE WELL NO. *4/2W-36E(1)*
COUNTY *Marion*
APPLICATION NO. GR-1202

G-1/1

OWNER: *William A. & Mina Brown*

LOCATION OF WELL: Owner's No. *#2*
CITY AND STATE: *Aurora, Oregon*

MAILING ADDRESS: *Rt. 1, Box 401*

SM 1/4 NW 1/4 Sec. 36 T. 4 S. R. 2 W. W.M.

Bearing and distance from section or subdivision

corner *S. 35° E. 1950'* from NW cor. Sec. 36.

Altitude at well *177 ft.*

TYPE OF WELL: *Drilled* Date Constructed *1947*

Depth drilled *132 ft.* Depth cased *132 ft.*

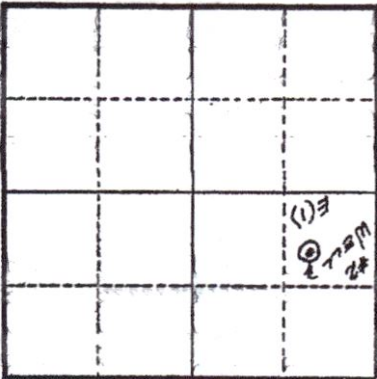
CASING RECORD:

12 inch

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Section *36*

AQUIFERS:

WATER LEVEL: *20 ft.*

PUMPING EQUIPMENT: Type *Pomona turbine* Capacity *200 G.P.M.*

WELL TESTS:

Drawdown	ft. after	90	hours	G.P.M.
Drawdown	ft. after	700	hours	G.P.M.

USE OF WATER: *Irrigation*

SOURCE OF INFORMATION: *G. R. Record*

DRILLER OR DIGGER: *Vernon Coleman*

ADDITIONAL DATA:

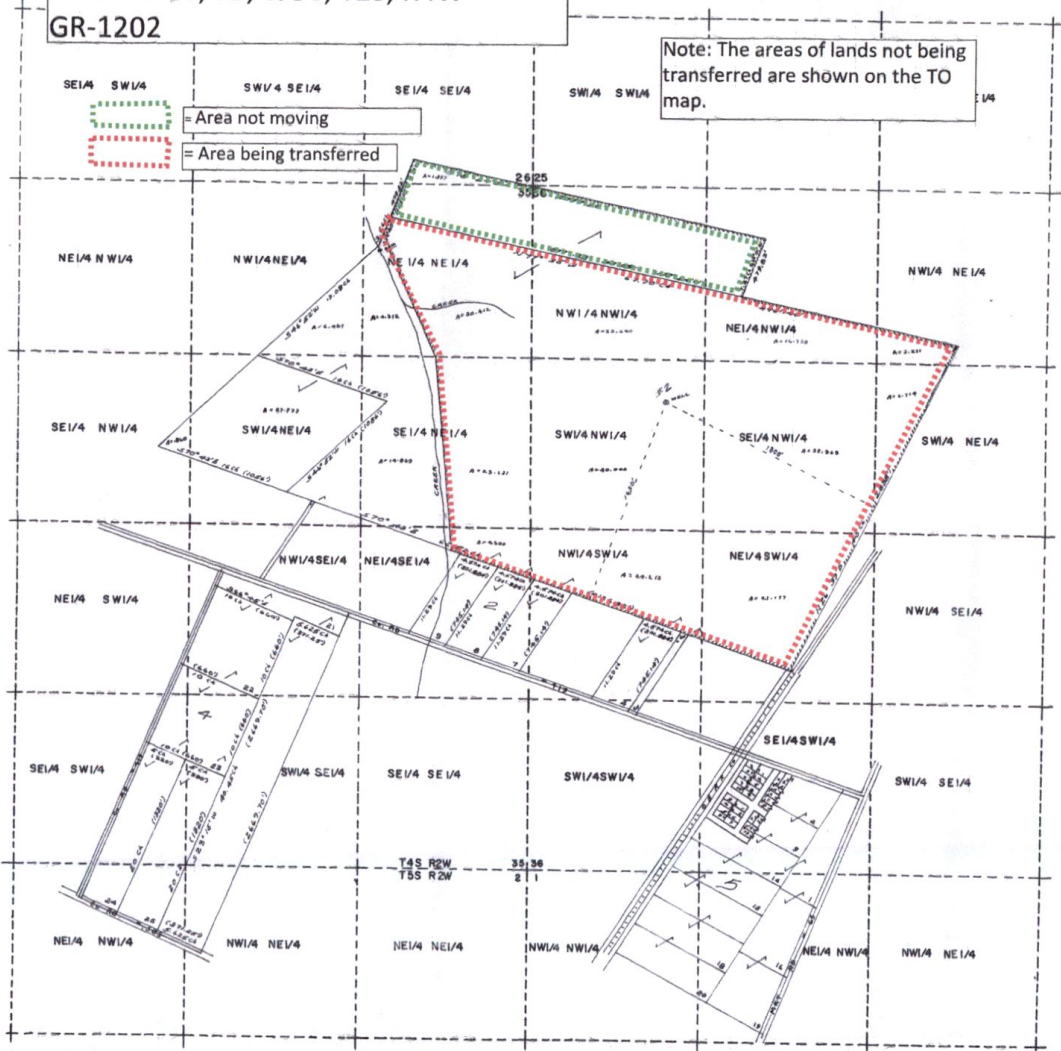
Log *M. A. Water Level Measurements* Chemical Analysis *Aquifer Test*

REMARKS:

Irrigation of 247.178 acres.

Transfer Map - FROM Lands
 Sections 26, 35, & 36, T2S, R4W
 GR-1202

Note: The areas of lands not being transferred are shown on the TO map.

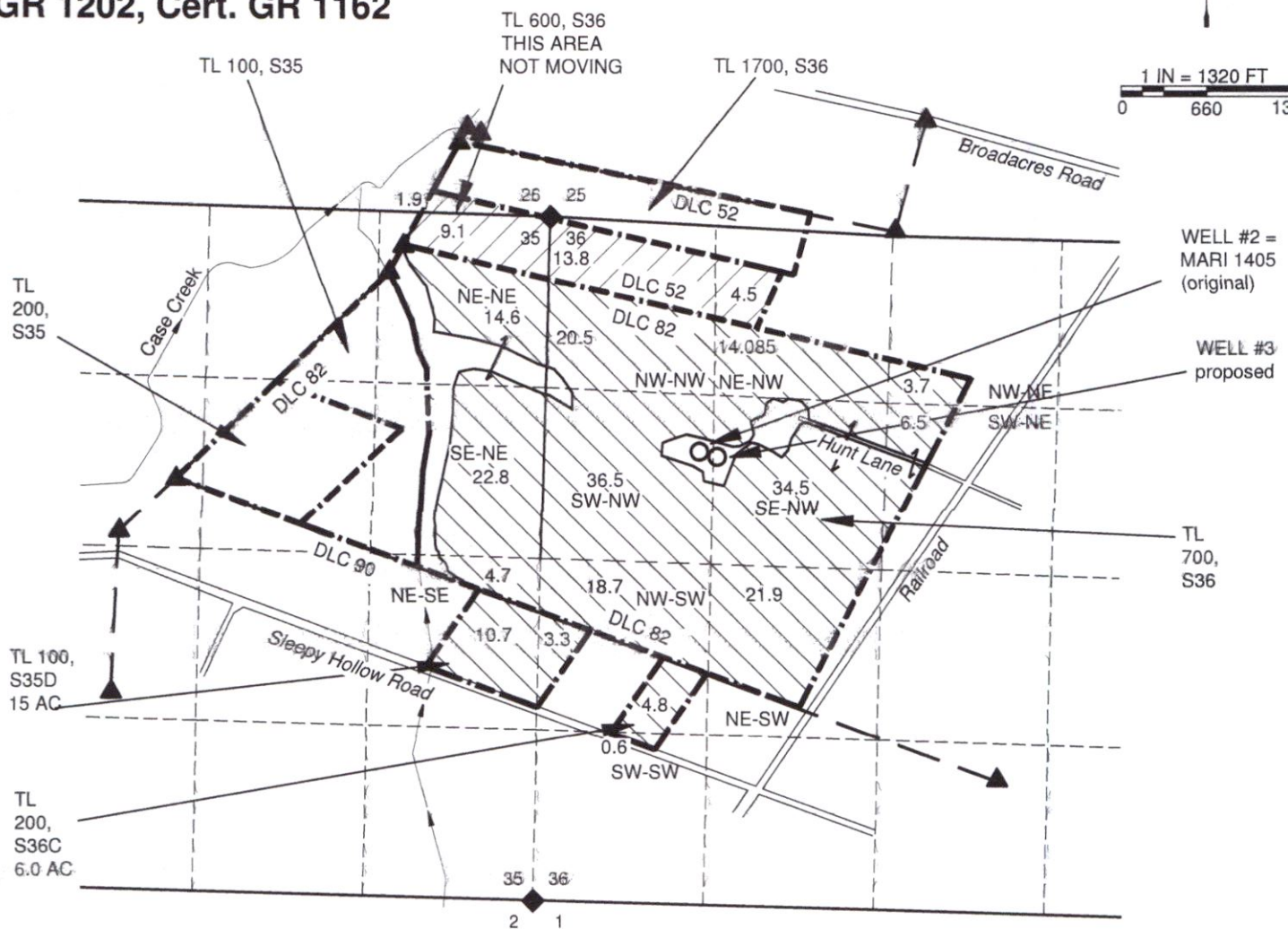
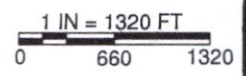


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Map For Groundwater Registration Modification

Section 26, 35, & 36, T2S, R4W, Marion County

GR 1202, Cert. GR 1162



NOTES:
THIS MAP IS NOT INTENDED TO PROVIDE LEGAL DIMENSIONS OR LOCATIONS OF PROPERTY OWNERSHIP LINES.
-QUARTER-QUARTER AND DONATION LAND CLAIM (DLC) LINES ARE BASED ON THE TAX ASSESSOR MAP FOR SECTIONS 35 & 36, T4S, R2W. THE PROPERTY LINES ARE ALSO BASED ON SAID TAX MAP EXCEPT FOR THE WESTERN BOUNDARY OF TAX LOT 700, WHICH IS BASED ON THE CENTERLINE OF THE CREEK (PER DEED) AS DETERMINED FROM A 2018 AERIAL PHOTO.
-THE ORIGINAL WATER RIGHT BOUNDARY IS BASED ON AN ASSESSORY MAP FOR GR-1202, ADJUSTED TO THE TAX LOT BOUNDARY PER THE TAX MAP.
-WATER CONVEYANCE LINES SHALL BE ALL WITHIN THE PROPERTY AND THEREFORE ARE NOT SHOWN.

LOCATIONS OF POA'S
WELL #2 S35°E 1950' (per GR 1202)
WELL #3 S35°45'E & 2240'
both from NW S36

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- LEGEND**
- ▲ DONATION LAND CLAIM (DLC) CORNER
 - ◆ SECTION CORNER
 - POINT OF DIVERSION (WELL)
 - STREAM OR SURFACE DRAINAGE
 - TAX LOT LINE
 - SECTION LINE
 - - - QUARTER-QUARTER LINE
 - - - DLC LINES



MAP BY:
ASPEN RURAL LAND CONSULTING
ERIC URSTADT, PE, PLS
971-250-1520
Jul 2019
BlueSky-Brown2C

CERTIFICATION OF TRUSTS

1. The NINA E. BROWN TESTAMENTARY TRUSTS A and B were established at the close of probate of the Will of Nina E. Brown, being Marion County Circuit Court Case No. 04C 17744, by General Judgment of Distribution dated March 9, 2006 (The Nina E. Brown Testamentary Trust "A"; and The Nina E. Brown Testamentary Trust "B").

2. The currently acting Trustee of The Nina E. Brown Testamentary Trust "A" and The Nina E. Brown Testamentary Trust "B" is Kevin E. Smith, whose mailing address is Kevin E. Smith, Trustee, P.O. Box 506, St. Paul, OR 97137, being the successor Trustee named in the Will to follow Marian Nina Bell who died February 29, 2016.

3. The trust powers include all those trust powers contained in the Uniform Trust Code as set forth in set forth in the Oregon Revised Statutes pertaining to testamentary trusts.

4. The Trust is irrevocable and may not be modified or amended.

5. The Trusts' taxpayer identification numbers are:

The Nina E. Brown Testamentary Trust "A": 20-6674220

The Nina E. Brown Testamentary Trust "B": 20-6674234

7. Trust assets should be taken in the name of Kevin E. Smith, Trustee, or his successors in trust, under The Nina E. Brown Testamentary Trust "A"; or, under The Nina E. Brown Testamentary Trust "B", as appropriate.

8. The Trust has not been revoked, modified, or amended in any manner that would cause the representations contained in this certification to be incorrect.

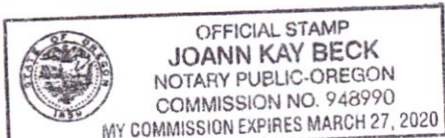
David F. Buck, of Woodburn, Oregon, and Gregory T. Brown, of Woodburn, Oregon, are named as successor Co-Trustees under the Trusts, and shall become Co-Trustees in the event of death, resignation, or incapacity of Kevin E. Smith. If either of them fails to qualify or ceases to act as trustee, then the other is named as successor sole Trustee.

Kevin E. Smith

Kevin E. Smith, Trustee

STATE OF OREGON)
) ss.
County of Marion)

The foregoing instrument was acknowledged before me this 24 day of July, 2019, by Kevin E. Smith, as Trustee.



Joann K Beck
Notary Public for Oregon
My Commission Expires: 03-27-2020

Received by OWRD

CERTIFICATION OF TRUSTS

1. The WILLIAM A. BROWN TESTAMENTARY TRUSTS A and B were established at the close of probate of the Will of William A. Brown Brown, being Marion County Circuit Court Case No. 93C 11182, by Final Account and Petition for Decree of Final Distribution dated December 12, 1994 (The William A. Brown Testamentary Trust "A"; and The William A. Brown Testamentary Trust "B").

2. The currently acting Trustee of The William A. Brown Testamentary Trust "A" and The William A. Brown Testamentary Trust "B" is Kevin E. Smith, whose mailing address is Kevin E. Smith, Trustee, P.O. Box 506, St. Paul, OR 97137, being the successor Trustee named in the Will to follow Marian Nina Bell who died February 29, 2016.

3. The trust powers include all those trust powers contained in the Uniform Trust Code as set forth in set forth in the Oregon Revised Statutes pertaining to testamentary trusts.

4. The Trust is irrevocable and may not be modified or amended.

5. The Trusts' taxpayer identification numbers are:

The William A. Brown Testamentary Trust "A": 33-6349373

The William A. Brown Testamentary Trust "B": 93-6289241

7. Trust assets should be taken in the name of Kevin E. Smith, Trustee, or his successors in trust, under The William A. Brown Testamentary Trust "A"; or, under The William A. Brown Testamentary Trust "B", as appropriate.

8. The Trust has not been revoked, modified, or amended in any manner that would cause the representations contained in this certification to be incorrect.

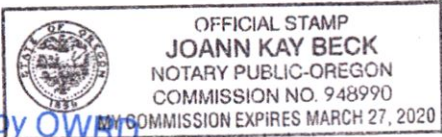
David F. Buck, of Woodburn, Oregon, and Gregory T. Brown, of Woodburn, Oregon, are named as successor Co-Trustees under the Trusts, and shall become Co-Trustees in the event of death, resignation, or incapacity of Kevin E. Smith. If either of them fails to qualify or ceases to act as trustee, then the other is named as successor sole Trustee.

Kevin E. Smith
Kevin E. Smith, Trustee

STATE OF OREGON)
) ss.
County of Marion)

The foregoing instrument was acknowledged before me this 24 day of July, 2019, by Kevin E. Smith, as Trustee.

Joann K. Beck
Notary Public for Oregon
My Commission Expires: 03-27-2020



Received by OWB

JUL 25 2019

Salem, OR

2006 F-1/9

NINA BROWN TRUST - 50%

Reel 2624 Page 21

DEED OF PERSONAL REPRESENTATIVE

MARIAN BELL, the duly appointed, qualified and acting Personal Representative of the ESTATE OF NINA E. BROWN, deceased, conveys to MARIAN NINA BELL and PATRICIA ANN SMITH, Trustees of the Nina E. Brown Testamentary Trust "B", the real property hereinafter described situated in Marion County, Oregon:

Consideration: The true and actual consideration for this conveyance is NONE - Estate Distribution Deed.

Tax Statements: Until a change is requested, all tax statements shall be sent to the following address: Marian Nina Bell and Patricia Ann Smith, 18466 Butteville Rd. N.E., Aurora, OR 97002.

After Recording, Return to: JoAnn K. Beck, 330 N. Third Street, Woodburn, OR 97071.

[LEGAL DESCRIPTION]

An undivided one-half interest in the following property:

Please see Exhibit "A" attached hereto and by this reference is incorporated herein.

THIS INSTRUMENT WILL NOT ALLOW THE USE OF THE PROPERTY DESCRIBED IN THIS INSTRUMENT IN VIOLATION OF APPLICABLE LAND USE LAWS AND REGULATIONS. BEFORE SIGNING OR ACCEPTING THIS INSTRUMENT, THE PERSON ACQUIRING FEE TITLE TO THE PROPERTY SHOULD CHECK WITH THE APPROPRIATE CITY OR COUNTY PLANNING DEPARTMENT TO VERIFY USES AND TO DETERMINE ANY LIMITS ON LAWSUITS AGAINST FARMING OR FOREST PRACTICES AS DEFINED IN ORS 30.390.

DATED: March 14, 2006.

Estate of Nina E. Brown

By: Marian Bell, Personal Representative

STATE OF OREGON)
County of Marion) :ss.

On the 14 day of March, 2006, personally appeared the above named Marian Bell and acknowledged the above instrument to be her act and deed as Personal Representative of the Nina E. Brown Estate.



JoAnn K Beck, Notary Public for Oregon, My Commission Expires: 04-11-08

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EXHIBIT A

All of decedents interest in an approximately 221.0 acre tract lying East of the Waterway described as follows:

Beginning at a point on the Southerly line, which is South 70 degrees 43' East 16.00 chains from the Southwest corner of the Donation Land Claim of the Heirs-in-law of Eli Gigere and Victoire Gigere, widow, Number 82, in Township 4 South, Range 2 West of the Willamette Meridian, Marion County, Oregon; thence along the Southerly line of said DLC South 70 degrees 43' East 62.52 chains to a steel bar; thence North 26 degrees 39' East 43.00 chains to the Northerly line of said DLC; thence along the Northerly line of said DLC North 77 degrees 35' West 67.90 chains to the Northwest corner of said DLC; thence along the Westerly line of said DLC South 24 degrees 40' West 3.56 chains to a steel bar; thence along the Westerly line of said DLC South 46 degrees 52' West 19.08 chains; thence South 70 degrees 43' East 16.00 chains; thence South 46 degrees 52' West 16.00 chains to the place of beginning.

Together with: Perpetual right-of-way as described in deed from James B. Hunt and wife to Thomas J. Hunt, dated Jan. 23, 1889 and recorded at page 599, book 29, Deed Records for Marion County, Oregon, and as further described in deed from Thomas J. Hunt, unmarried, to Jacob Miller, dated Oct. 30, 1899, and recorded at page 633, book 59, Deed Records for Marion County, Oregon.

Save and Except: The following portion of the above described tract, said portion being more particularly described as follows, to-wit:

Beginning at a point in the South line of the Eli Gigere Donation Land Claim No. 82, in Section 35, Township 4 South, Range 2 West of the Willamette Meridian, Marion County, Oregon, said point being the Southeasterly corner of that certain tract of land conveyed to Marian N. Thompson and Vernon A. Thompson by deed recorded in Reel 40, Page 887, Deed Records for Marion County, Oregon, said point also being 1056.00 feet South 71 degrees 49' 44" East (Record = South 70 degrees 43' East) from the Southwest corner of said Eli Gigere Donation Land Claim; and running thence South 71 degrees 49' 44" East (Record = South 70 degrees 43' East), along said South line of the Eli Gigere Donation Land Claim, a distance of 1,002.00 feet to a point in the centerline of a stream; thence Northerly, and downstream, along said centerline of the stream and resulting waterway, a distance of 2,320 feet, more or less, to a point in the Westerly line of the aforesaid Eli Gigere Donation Land Claim, said point being 9.00 feet North 24 degrees 40' East from the Re-entrant corner in said West line of the claim; thence South 24 degrees 40' West 9.00 feet to the re-entrant corner in the Westerly line of the Eli Gigere Donation Land Claim; thence South 45 degrees 47' 51" West (Record = South 46 degrees 52' West) a distance of 1,256.69 feet (Record =

F-3/9

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1,259.28 feet) to the Northwesterly corner of the aforesaid Thompson Tract; thence South 71 degrees 49' 44" East (Record = South 70 degrees 43' East), along the Northerly line of said Thompson Tract, a distance of 1056.00 feet to the Northeasterly corner thereof; thence South 45 degrees 47' 51" West (Record = South 46 degrees 52' West), along the Easterly line of said Thompson Tract, a distance of 1056.00 feet to the point of beginning.

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REEL:2624

PAGE: 21

March 23, 2006, 12:15 pm.

CONTROL #: 163516

State of Oregon
County of Marion

I hereby certify that the attached instrument was received and duly recorded by me in Marion County records:

FEE: \$ 36.00

BILL BURGESS
COUNTY CLERK

THIS IS NOT AN INVOICE.

F-5/9

1994

EST. W. BROWN →

W. BROWN TRUST

After Recording Return to:
ALAN J. BELL, P.C.
P. O. Box 497
Stayton, OR 97383

SEND TAX STATEMENTS TO:
MARIAN NINA BELL
18466 Butteville Road NE
Aurora, OR 97002

PERSONAL REPRESENTATIVES' DEED

THIS INDENTURE made this 22nd day of December, 1994, by and between MARIAN NINA BELL, the duly appointed, qualified and acting personal representative of the estate of WILLIAM A. BROWN, deceased, hereinafter called the first party, and NINA E. BROWN, for her life, and upon her death the remainder (to) MARIAN NINA BELL and PATRICIA ANN SMITH, as the current trustees of the WILLIAM A. BROWN TESTAMENTARY TRUST "B" hereinafter called the second party; WITNESSETH:

For value received and the consideration of \$ 259,119.00, the receipt whereof hereby is acknowledged, MARIAN NINA BROWN has granted, bargained, sold and conveyed, and by these presents does grant, bargain, sell and convey unto NINA E. BROWN, for her life, and upon her death the remainder to MARIAN NINA BELL and PATRICIA ANN SMITH, as the current trustees of the WILLIAM A. BROWN TESTAMENTARY TRUST "B", their successors-in-interest and assigns all the estate's right and interest of the said deceased at the time of decedent's death, and all the right, title and interest that the said estate of said deceased by operation of the law or otherwise may have thereafter acquired in that certain real property situate in the County of Marion, State of Oregon, described as follows, to-wit:

Real property described in Exhibit A hereunto attached and by this reference incorporated herein as though fully set forth.

TO HAVE AND TO HOLD the same unto the second party's heirs, successors-in-interest and assigns forever.

THIS INSTRUMENT WILL NOT BE VALID UNLESS THE APPLICABLE LAND USE LAWS AND ORDINANCES ARE OBSERVED IN SIGNING OR ACCEPTING THIS INSTRUMENT. THE COUNTY DEPARTMENT OF LAND ACQUIRING FEE TITLE TO THE PROPERTY DESCRIBED HEREIN WITH THE APPROPRIATE CITY OR COUNTY DEPARTMENT TO VERIFY APPROVED UNDER THE APPLICABLE LAWS.

Trustees:
Marian Nina Bell
Patricia Ann Smith

Deed 93-2011-Brown

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IN WITNESS WHEREOF, the said first party has executed this instrument.

Marian Nina Bell
Marian Nina Bell
PERSONAL REPRESENTATIVE
OF THE ESTATE OF WILLIAM A.
BROWN, Deceased

STATE OF OREGON,
County of Marion.

This instrument was acknowledged before me on December 22,
1994 by **MARIAN NINA BELL**.

Shirley Helen Tringas
Notary Public for Oregon



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Deed 93-2011-Brown

EXHIBIT A

All of decedents interest in an approximately 221.0 acre tract lying East of the Waterway described as follows:

Beginning at a point on the Southerly line, which is South 70 degrees 43' East 16.00 chains from the Southwest corner of the Donation Land Claim of the Heirs-in-law of Eli Gigere and Victoire Gigere, widow, Number 82, in Township 4 South, Range 2 West of the Willamette Meridian, Marion County, Oregon; thence along the Southerly line of said DLC South 70 degrees 43' East 62.52 chains to a steel bar; thence North 26 degrees 39' East 43.00 chains to the Northerly line of said DLC; thence along the Northerly line of said DLC North 77 degrees 35' West 67.90 chains to the Northwest corner of said DLC; thence along the Westerly line of said DLC South 24 degrees 40' West 3.56 chains to a steel bar; thence along the Westerly line of said DLC South 46 degrees 52' West 19.08 chains; thence South 70 degrees 43' East 16.00 chains; thence South 46 degrees 52' West 16.00 chains to the place of beginning.

Together with: Perpetual right-of-way as described in deed from James B. Hunt and wife to Thomas J. Hunt, dated Jan. 23, 1889 and recorded at page 599, book 29, Deed Records for Marion County, Oregon, and as further described in deed from Thomas J. Hunt, unmarried, to Jacob Miller, dated Oct. 30, 1899, and recorded at page 633, book 59, Deed Records for Marion County, Oregon.

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F-8/9

1,259.28 feet) to the Northwesterly corner of the aforesaid Thompson Tract; thence South 71 degrees 49' 44" East (Record = South 70 degrees 43' East), along the Northerly line of said Thompson Tract, a distance of 1056.00 feet to the Northeasterly corner thereof; thence South 45 degrees 47' 51" West (Record = South 46 degrees 52' West), along the Easterly line of said Thompson Tract, a distance of 1056.00 feet to the point of beginning.

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F-9/9

REEL:1212

PAGE: 236

December 22, 1994 , 12:16P

CONTROL #: 1212236

State of Oregon
County of Marion

I hereby certify that the attached
instrument was received and duly
recorded by me in Marion County
records:

FEE: \$50.00

ALAN H DAVIDSON
COUNTY CLERK

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Groundwater Registration Modification (GR Mod) Application Checklist

Checked by Ann R Date 7-22-19

(If OK, check box to left; if not, fill in the blank)

1. Is the name of the GR Mod applicant(s) the same as the GR claim holder(s) of record?

If not, one of the following must be included with the application:

- a) A written statement from the GR claim holder, consenting to the proposed GR Mod Application (if the GR claim holder(s) of record is the current property owner), **OR**.
- b) A concurrent "Request for Assignment" to move the GR claim into the GR Mod applicant's name must be submitted (if the GR Mod applicant(s) is the current property owner), **OR**
- c) A concurrent "Request for Assignment" to move the GR claim into the name of a third party (who now owns the property) must be submitted, **and** the third party will need to provide a written statement consenting to the proposed GR Mod Application.

If not, what is missing? _____

2. Page 1 of application: Are all attachments that have been checked actually included?

If not, what is missing? _____

3. Are fees included and correct?

If not, the correct fee would be: \$ 1350, so the ~~amount missing~~ ^{overpayment} is: 75⁰⁰

- If application proposes ONLY a change in place of use = \$875.00
- If application proposes any other change or combination of changes = \$1,250.00

1250 GR
100 Assign
1350
refund requested.

4. Page 3 of application: Have all the applicants listed at the top of the page signed at the bottom?

If not, whose signature is missing? _____

5. If all #1-#4 boxes on this checklist are checked (with no remaining deficiencies identified), accept the application. Put this check sheet in the transfer folder.

If #1, #2, #3, or #4 on this checklist is deficient, the application CANNOT be accepted.

It should be returned and the **deficiencies listed in the "staff" section at the bottom of Application Page 1**, unless the applicant or agent can resolve the deficiencies within 2-3 days.

Not eligible for R.A.

1250 GR
100 Assign
1350 Due

pd 1425

overpayment of \$75