

**Application for Water Right  
Temporary or Drought Temporary Transfer  
Part 1 of 5 – Minimum Requirements Checklist**



Oregon Water Resources Department  
725 Summer Street NE, Suite A  
Salem, Oregon 97301-1266  
(503) 986-0900  
www.oregon.gov/OWRD

**This temporary transfer application will be returned if Parts 1 through 5 and all required attachments are not completed and included.**  
For questions, please call (503) 986-0900, and ask for Transfer-Section.

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**FOR ALL TEMPORARY TRANSFER APPLICATIONS**

**AUG 01 2022**

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

- Part 1 – Completed Minimum Requirements Checklist.
  - Part 2 – Completed Temporary Transfer Application Map Checklist.
  - Part 3 – Application Fee, payable by check to the Oregon Water Resources Department, and completed Fee Worksheet, page 3. Try the online fee calculator at: [http://apps.wrd.state.or.us/apps/misc/wrd fee calculator](http://apps.wrd.state.or.us/apps/misc/wrd_fee_calculator).
  - Part 4 – Completed Applicant Information and Signature.
  - Part 5 – Information about Transferred Water Rights: **How many water rights are to be transferred? 1 List them here: Certificates 38363**
- Please include a separate Part 5 for each water right. (See instructions on page 6)
- N/A For standard Temporary Transfer (one to five years) **Begin Year: 2022 End Year: 2027.**
  - N/A Temporary Drought Transfer (Only in counties where the Governor has declared drought)

**Attachments:**

- Completed Temporary Transfer Application Map.
- Completed Evidence of Use Affidavit and supporting documentation.
- Current recorded deed for the land **from** which the authorized place of use is temporarily being moved.
- N/A Affidavit(s) of Consent from Landowner(s) (if the applicant does not own the land upon which the water right is located.)
- N/A Supplemental Form D – For water rights served by or issued in the name of a district. Complete when the temporary transfer applicant is not the district.
- N/A Oregon Water Resources Department’s Land Use Information Form with approval and signature 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 (if necessary to convey water to the proposed place of use).

**(For Staff Use Only)**

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

\_\_\_ Application fee not enclosed/insufficient      \_\_\_ Map not included or incomplete

\_\_\_ Land Use Form not enclosed or incomplete

\_\_\_ Additional signature(s) required      \_\_\_ Part \_\_\_ is incomplete

Other/Explanation \_\_\_\_\_

Staff: \_\_\_\_\_ Phone: \_\_\_\_\_ Date: \_\_\_\_/\_\_\_\_/\_\_\_\_

Your temporary transfer application will be returned if any of the map requirements listed below are not met. **OWRD**

Please be sure that the temporary transfer application map you submit includes all the required items and matches the existing water right map. Check all boxes that apply.

- N/A If more than three water rights are involved, separate maps are needed for each water right.
- 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 Final Proof/Claim of Beneficial Use Map (the map used when the permit was certificated); 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 diversion/appropriation such as main pipelines, canals, and ditches.
- Existing place of use that includes separate hachuring for each water right, 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 water right is being changed, a separate hachuring is needed for lands left unchanged.
- N/A Proposed temporary place of use that includes separate hachuring for each water right, 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 diversion or well(s) with distance and bearing or coordinates from a recognized survey corner. This information can be found in your water right certificate or permit.
- N/A If you are proposing a change in point(s) of diversion or well(s) to convey water to the new temporary place of use, 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°).

**Part 3 of 5 – Fee Worksheet**

<b>FEE WORKSHEET for TEMPORARY (not drought) TRANSFERS</b>			
1	Base Fee (includes temporary change to one water right for up to 1 cfs)	1	\$950.00
2	Number of water rights included in transfer: <u>1</u> (2a) Subtract 1 from the number in 3a above: <u>0</u> (2b) <i>If only one water right this will be 0</i> Multiply line 2b by \$310.00 and enter » » » » » » » » » »	2	\$0
3	Do you propose to change the place of use for a non-irrigation use? <input checked="checked" type="checkbox"/> No: enter 0 on line 3 » » » » » » » » » » » » » » » » <input type="checkbox"/> Yes: enter the cfs for the portions of the rights to be transferred: _____ (3a) Subtract 1.0 from the number in 3a above: _____ (3b) If 3b is 0, enter 0 on line 3 » » » » » » » » » » » » » » » » If 3b is greater than 0, round up to the nearest whole number: _____ (3c) and multiply 4c by \$210.00, then enter on line 3	3	RECEIVED AUG 01 2022 OWRD
4	Do you propose to change the place of use for an irrigation use? <input type="checkbox"/> No: enter 0 on line 4 » » » » » » » » » » » » » » » » <input checked="checked" type="checkbox"/> Yes: enter the number of acres in the footprint of the place of use for the portions of the rights to be transferred: <u>64.9</u> (4a) Multiply the number of acres in 4a above by \$2.70 and enter on line 4 » »	4	\$175.23
5	Add entries on lines 1 through 4 above » » » » » » » » » » Subtotal:	5	\$1,125.23
6	Is this transfer: <input type="checkbox"/> necessary to complete a project funded by the Oregon Watershed Enhancement Board (OWEB) under ORS 541.932? <input type="checkbox"/> endorsed in writing by ODFW as a change that will result in a net benefit to fish and wildlife habitat? If one or more boxes is checked, multiply line 5 by 0.5 and enter on line 6 » If no box is applicable, enter 0 on line 7 » » » » » » » » » » » » »	6	\$0
7	Subtract line 6 from line 5 » » » » » » » » » » » » <b>Transfer Fee:</b>	7	<b>\$1,125.23</b>

<b>FEE WORKSHEET for TEMPORARY DROUGHT TRANSFERS</b>			
1	Base Fee (includes drought application and recording fee for up to 1 cfs)	1	\$200.00
2	Enter the cfs for the portions of the rights to be transferred (see example below*): _____ (2a) Subtract 1.0 from the number in 2a above: _____ (2b) If 2b is 0, enter 0 on line 2 » » » » » » » » » » » » » » » » If 2b is greater than 0, round up to the nearest whole number: _____ (2c) and multiply 2c by \$50, then enter on line 2 » » » » » » » » »	2	
3	Add entries on lines 1 through 2 above » » » » » » » » » » <b>Transfer Fee:</b>	3	NA

*\*Example for Line 2a calculation to transfer 45.0 acres of Primary Certificate 12345 (total 1.25 cfs for 100 acres) and 45.0 acres of Supplemental Certificate 87654 (1/80 cfs per acre) on the same land:*

- Divide total authorized cfs by total acres in the water right (*for C12345, 1.25 cfs ÷ 100 ac*); then multiply by the number of acres to be transferred to get the transfer cfs (*x 45 ac = 0.56 cfs*).
- If the water right certificate does not list total cfs, but identifies the allowable use as 1/40 or 1/80 of a cfs per acre; multiply number of acres proposed for change by either 0.025 (1/40) or 0.0125 (1/80). (*For C87654, 45.0 ac x 0.0125 cfs/ac = 0.56 cfs*)
- Add cfs for the portions of water rights on all the land included in the transfer; however **do not count cfs for supplemental rights on acreage for which you have already calculated the cfs fee for the primary right on the same land**. The fee should be assessed only once for each "on the ground" acre included in the transfer. (*In this example, blank 2a would be only 0.56 cfs, since both rights serve the same 45.0 acres. Blank 2b would be 0 and Line 2 would then also become 0*).

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Part 4 of 5 – Applicant Information and Signature

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Applicant Information

APPLICANT/BUSINESS NAME <b>Bruce Ernst</b>			PHONE NO. <b>(503) 633-8366</b>	ADDITIONAL CONTACT NO.
ADDRESS <b>PO Box 460</b>			FAX NO.	
CITY <b>Saint Paul</b>	STATE <b>OR</b>	ZIP <b>97137</b>	E-MAIL <b>acct@ernstnursery.com</b>	
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.

AGENT/BUSINESS NAME <b>Doann Hamilton / Pacific Hydro-Geology, Inc.</b>			PHONE NO. <b>(503) 632-5016</b>	ADDITIONAL CONTACT NO. <b>(503) 349-6946 (cell)</b>
ADDRESS <b>18487 S. Valley Vista Road</b>			FAX NO. <b>(503) 632-5983</b>	
CITY <b>Mulino</b>	STATE <b>OR</b>	ZIP <b>97042</b>	E-MAIL <b>phgdmh@gmail.com</b>	
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.				

Explain in your own words what you propose to accomplish with this transfer application and why:

**We had a previous temporary transfer T-12435 using Certificate 34191 which expired and we need to renew. However, we are also in the process of applying for a permanent transfer application for Certificate 34191, so we cannot re-apply using this water right. We recently purchased TL 1700 with water right Certificate 38363 and will use this water right for the transfer while we determine how we will utilize this water right in the future.**

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

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

*Bruce Ernst*  
Applicant signature

*Bruce Ernst owner*  
Print Name (and Title if applicable)

*6-16-22*  
Date

Applicant signature

Print Name (and Title if applicable)

Date

Is the applicant the sole owner of the land on which the water right, or portion thereof, proposed for transfer is located?  Yes  No

If NO, include signatures of all landowners (and mailing and/or e-mail addresses if different than the applicant's) or attach affidavits of consent from all landowners or individuals/entities (and mailing and/or e-mail addresses) to which the water right(s) has been conveyed.

Check here if any of the water rights proposed for transfer are or will be located within or served by an irrigation or other water district. (NOTE: If this box is checked, you must complete and attach Supplemental Form D.)

DISTRICT NAME <b>NA</b>	ADDRESS	
CITY	STATE	ZIP

Check here if water for any of the rights supplied under a water service agreement or other contract for stored water with a federal agency or other entity.

ENTITY NAME <b>NA</b>	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 and/or used.

ENTITY NAME <b>Marion County Planning Division</b>	ADDRESS <b>5155 Silverton Road NE</b>	
CITY <b>Salem</b>	STATE <b>Oregon</b>	ZIP <b>97305</b>

ENTITY NAME	ADDRESS	
CITY	STATE	ZIP

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**Part 5 of 5 – Water Right Information**

Please use a separate Part 5 for each water right being changed. See instructions on page 6, to copy and paste additional Part 5s, or to add rows to tables within the form.

**Water Right Certificate # 38363**

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**Description of Water Delivery System**

**AUG 01 2022**

System capacity: 0.67 cubic feet per second (cfs) OR  
 \_\_\_\_\_ gallons per minute (gpm)

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Describe the current water delivery system or the system that was in place at some time within the last five years. Include information on the pumps, canals, pipelines, and sprinklers used to divert, convey, and apply the water at the authorized place of use. **Water is pumped from the authorized Well (MARI 1132) using a submersible 30 Hp pump to convey water through portable mainlines that supply portable laterals with impact sprinklers.**

**Table 1. Location of Authorized and Proposed Point(s) of Diversion (POD) or Appropriation (POA)**  
 (Note: If the POD/POA name is not specified on the certificate, assign it a name or number here.)

POD/POA Name or Number	Is this POD/POA Authorized on the Certificate or is it Proposed?	If POA, 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 Cert 38363	<input checked="" type="checkbox"/> Authorized <input type="checkbox"/> Proposed	MARI 1132	4 S	2 W	9	NE	NE	DLC 70	2,330 feet south and 1,090 feet west from the NE corner, DLC 70.
Well 2	<input type="checkbox"/> Authorized <input checked="" type="checkbox"/> Proposed	MARI 51725	4 S	2 W	4	SW	SE	DLC 70	635 feet south and 1,000 feet east from the NW corner, DLC 70.
Well 3	<input type="checkbox"/> Authorized <input checked="" type="checkbox"/> Proposed	MARI 68592	4 S	2 W	4	SW	SE	DLC 70	1,200 feet south and 1,905 feet east from the NW corner, DLC 70.

**Check all type(s) of temporary change(s) proposed below (change "CODES" are provided in parentheses):**

- Place of Use (POU)  Appropriation/Well (POA)
- Point of Diversion (POD)  Additional Point of Appropriation (APOA)
- Additional Point of Diversion (APOD)

**Check all type(s) of temporary change(s) due to drought proposed below (change "CODES" are provided in parentheses):**

- Place of Use (POU)  Point of Appropriation/Well (POA)
- Character of Use (USE)  Additional Point of Appropriation (APOA)
- Point of Diversion (POD)  Additional Point of Diversion (APOD)

**Will all of the proposed changes affect the entire water right?**

- 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 water right to be changed.

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Please use and attach additional pages of Table 2 as needed.  
See page 6 for instructions.

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

**Table 2. Description of Temporary Changes to Water Right Certificate # 38363**

List only the part of the right that will be changed. For the acreage in each ¼ ¼, list the change proposed. If more than one change, specify the acreage associated with each change. If more than one POD/POA, specify the acreage associated with each POD/POA.

AUTHORIZED (the "from" or "off" lands) The listing that appears on the Certificate BEFORE PROPOSED CHANGES List only that part or portion of the water right 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	¼ ¼	Tax Lot	Gvt Lot or DLC	Acres	Type of USE listed on Certificate	POD(s) or POA(s) (name or number from Table 1)	Priority Date	Twp		Rng	Sec	¼ ¼	Tax Lot	Gvt Lot or DLC	Acres	New Type of USE	POD(s)/ POA(s) to be used (from Table 1)	Priority Date				
4	S	2	W 3	NW SW	1700	DLC 70	5.9	IR	Authorized Well	5-9-1966	POU, APOA	4	S	2	W 4	SE SE	100	DLC 70	4.4	IR	Authorized Well, Wells 2 & 3	5-9- 1966		
4	S	2	W 3	SW SW	1700	DLC 70	27.7	IR	Authorized Well	5-9-1966	POU, APOA	4	S	2	W 9	NE NE	100	DLC 70	24.1	IR	Authorized Well, Wells 2 & 3	5-9- 1966		
4	S	2	W 4	NE SE	1700	DLC 70	3.0	IR	Authorized Well	5-9-1966	POU, APOA	4	S	2	W 9	NW NE	100	DLC 70	19.6	IR	Authorized Well, Wells 2 & 3	5-9- 1966		
4	S	2	W 4	SE SE	1700	DLC 70	13.9	IR	Authorized Well	5-9-1966	POU, APOA	4	S	2	W 9	SW NE	100	DLC 70	8.2	IR	Authorized Well, Wells 2 & 3	5-9- 1966		
4	S	2	W 9	NE NE	1700	DLC 70	2.9	IR	Authorized Well	5-9-1966	POU, APOA	4	S	2	W 9	SW NE	100	Lot 2	0.1	IR	Authorized Well, Wells 2 & 3	5-9- 1966		
4	S	2	W 10	NW NW	1700	DLC 70	11.5	IR	Authorized Well	5-9-1966	POU, APOA	4	S	2	W 9	SE NE	100	DLC 70	5.7	IR	Authorized Well, Wells 2 & 3	5-9- 1966		
												4	S	2	W 9	NE NW	100	DLC 70	1.1	IR	Authorized Well, Wells 2 & 3	5-9- 1966		
												4	S	2	W 10	NW NW	100	DLC 70	0.2	IR	Authorized Well, Wells 2 & 3	5-9- 1966		
												4	S	2	W 10	SW NW	100	DLC 70	1.5	IR	Authorized Well, Wells 2 & 3	5-9- 1966		
TOTAL ACRES							64.9																TOTAL ACRES	64.9

Additional remarks: None

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**For Place of Use Changes**

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

If YES, list the certificate, water use permit, or ground water registration numbers: NA

Pursuant to ORS 540.525, any “layered” water use such as an irrigation right that is supplemental to a primary right proposed for temporary transfer can be included in the transfer or remain unused on the authorized place of use. If the primary water right does not revert soon enough to allow use of the supplemental right within five years, the supplemental right shall become subject to cancellation for nonuse under ORS 540.610.

**If a change in point(s) of appropriation (well(s)) or additional point(s) of appropriation is necessary to convey the water to the new temporary place of use you must provide:**

- Well log(s) for each authorized and proposed well(s) 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/Default.aspx](http://apps.wrd.state.or.us/apps/gw/well_log/Default.aspx))

**AND/OR**

- Describe the construction of the authorized and proposed well(s) in Table 3 below for any well that does not have a well log. For a *proposed well(s) 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 the information will delay the processing of your transfer 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	Casing Diameter	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
Authorized Well	Yes	MARI 1132	See Well Log MARI 1132							Not less than full rate of water right
Well 2	Yes	MARI 51725	See Well Log MARI 51725							
Well 3	Yes	MARI 68592	See Well Log MARI 68592							

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# Application for Water Right Transfer

## Evidence of Use Affidavit



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

Please print legibly or type. Be as specific as possible. Attach additional pages if you need more spacing.  
 Supporting documentation must be attached.

State of Oregon )  
 ) ss

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County of MARION

AUG 01 2022

I, BRUCE ERNST, in my capacity as OWNER / OPERATOR,

mailing address PO BOX 460, ST. PAUL, OR 97137

OWRD

telephone number (503) 633-8366, being first duly sworn depose and say:

1. My knowledge of the exercise or status of the water right is based on (check one):

- Personal observation                       Professional expertise

2. I attest that:

Water was used during the previous five years on the entire place of use for Certificate # \_\_\_\_\_; OR

My knowledge is specific to the use of water at the following locations within the last five years:

Certificate #	Township		Range		Mer	Sec	¼ ¼		Gov't Lot or DLC	Acres (if applicable)
38363	4	S	2	W	WM	3	NW	SW	DLC 70	5.9
38363	4	S	2	W	WM	3	SW	SW	DLC 70	27.7
38363	4	S	2	W	WM	4	NE	SE	DLC 70	3.0
38363	4	S	2	W	WM	4	SE	SE	DLC 70	13.9
38363	4	S	2	W	WM	9	NE	NE	DLC 70	2.9
38363	4	S	2	W	WM	10	NW	NW	DLC 70	11.5

OR

- Confirming Certificate # \_\_\_\_\_ has been issued within the past five years; OR
- Part or all of the water right was leased instream at some time within the last five years. The instream lease number is: \_\_\_\_\_ (Note: If the entire right proposed for transfer was not leased, additional evidence of use is needed for the portion not leased instream.); OR
- The water right is not subject to forfeiture and documentation that a presumption of forfeiture for non-use would be rebutted under ORS 540.610(2) is attached.
- Water has been used at the actual current point of diversion or appropriation for more than 10 years for Certificate # \_\_\_\_\_ (For Historic POD/POA Transfers)

(continues on reverse side)

3. The water right was used for: (e.g., crops, pasture, etc.): HAZELNUT TREES

4. I understand that if I do not attach one or more of the documents shown in the table below to support the above statements, my application will be considered incomplete.

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Brian W Ernst

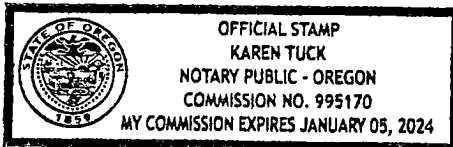
6-16-22

Signature of Affiant

Date

**OWRD**

Signed and sworn to (or affirmed) before me this 16 day of June, 2022.



Karen Tuck

Notary Public for Oregon

My Commission Expires: January 5, 2024

Supporting Documents	Examples
<input type="checkbox"/> Copy of a water right certificate that has been issued within the last five years. (not a remaining right certificate)	Copy of <b>confirming</b> water right certificate that shows issue date
<input type="checkbox"/> Copies of receipts from sales of irrigated crops or for expenditures related to use of water	<ul style="list-style-type: none"> <li>• Power usage records for pumps associated with irrigation use</li> <li>• Fertilizer or seed bills related to irrigated crops</li> <li>• Farmers Co-op sales receipt</li> </ul>
<input type="checkbox"/> Records such as FSA crop reports, irrigation district records, NRCS farm management plan, or records of other water suppliers	<ul style="list-style-type: none"> <li>• District assessment records for water delivered</li> <li>• Crop reports submitted under a federal loan agreement</li> <li>• Beneficial use reports from district</li> <li>• IRS Farm Usage Deduction Report</li> <li>• Agricultural Stabilization Plan</li> <li>• CREP Report</li> </ul>
<input checked="" type="checkbox"/> Aerial photos containing sufficient detail to establish location and date of photograph	<p>Multiple photos can be submitted to resolve different areas of a water right. If the photograph does not print with a "date stamp" or without the source being identified, the date of the photograph and source should be added.</p> <p>Sources for aerial photos: OSU – <a href="http://www.oregonexplorer.info/imagery">www.oregonexplorer.info/imagery</a> OWRD – <a href="http://www.wrd.state.or.us">www.wrd.state.or.us</a> Google Earth – <a href="http://earth.google.com">earth.google.com</a> TerraServer – <a href="http://www.terra-server.com">www.terra-server.com</a></p>
<input type="checkbox"/> Approved Lease establishing beneficial use within the last 5 years	Copy of instream lease or lease number

REEL 3780 PAGE 379  
MARION COUNTY  
BILL BURGESS, COUNTY CLERK  
02-04-2016 03:17 pm.  
Control Number 402680 \$ 56.00  
Instrument 2016 00004297

**MAIL TAX STATEMENTS TO:**

Trustee of the Bruce W. Ernst Living Trust  
4406 NE Birdhaven Loop  
Newberg, OR 97128

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**AFTER RECORDING RETURN TO:**

Robert J. Saalfeld, Attorney  
Saalfeld Griggs PC  
PO Box 470  
Salem, OR 97308

**WARRANTY DEED**

*Bruce W. Ernst*, Grantor, conveys to *Bruce W. Ernst, Trustee of the Bruce W. Ernst Living Trust* dated February 2, 2016, and any amendments thereto, Grantee, the following described real property situated in the County of Marion, State of Oregon:

See Attached Exhibit "A"

Grantor covenants that Grantor is seized of an indefeasible estate in the real property described above in fee simple, that Grantor has good right to convey the property, that the property is free from encumbrances except as specifically set forth herein, and that Grantor warrants and will defend the title to the property against all persons who may lawfully claim the same by, through, or under Grantor, provided that the foregoing covenants are limited to the extent of coverage available to Grantor under any applicable standard or extended policies of title insurance, it being the intention of the Grantor to preserve any existing title insurance coverage.

This deed is executed to partially fund a trust of Grantor's, and the true and actual consideration stated in terms of dollars is ZERO.

The following is the notice as required by Oregon law: "BEFORE SIGNING OR ACCEPTING THIS INSTRUMENT, THE PERSON TRANSFERRING FEE TITLE SHOULD INQUIRE ABOUT THE PERSON'S RIGHTS, IF ANY, UNDER ORS 195.300, 195.301 AND 195.305 TO 195.336 AND SECTIONS 5 TO 11, CHAPTER 424, OREGON LAWS 2007, SECTIONS 2 TO 9 AND 17, CHAPTER 855, OREGON LAWS 2009, AND SECTIONS 2 TO 7, CHAPTER 8, OREGON LAWS 2010. THIS INSTRUMENT DOES NOT ALLOW 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 THAT THE UNIT OF LAND BEING TRANSFERRED IS A LAWFULLY ESTABLISHED LOT OR PARCEL, AS DEFINED IN ORS 92.010 OR 215.010, TO VERIFY THE APPROVED USES OF THE LOT OR PARCEL, TO DETERMINE ANY LIMITS ON LAWSUITS AGAINST FARMING OR FOREST PRACTICES, AS DEFINED IN ORS 30.930, AND TO INQUIRE ABOUT THE RIGHTS OF NEIGHBORING PROPERTY OWNERS, IF ANY, UNDER ORS 195.300, 195.301 AND 195.305 TO 195.336 AND SECTIONS 5 TO 11, CHAPTER 424, OREGON LAWS

WARRANTY DEED (80.88 ACRES 6177 Gearin Rd Ne Saint Paul, OR 97137)

PAGE 1 OF 3

(RJS:slc)

4848-7338-2189, v. 1

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2007, SECTIONS 2 TO 9 AND 17, CHAPTER 855, OREGON LAWS 2009, AND SECTIONS 2 TO 7, CHAPTER 8, OREGON LAWS 2010."

WITNESS Grantor's hand this 2nd day of February, 2016.

Bruce W Ernst  
Bruce W. Ernst

RECEIVED

AUG 01 2022

STATE OF OREGON )  
 ) ss.  
COUNTY OF MARION )

OWRD

On this 2nd day of February, 2016, personally appeared the above named **Bruce W. Ernst** and acknowledged the foregoing instrument to be his voluntary act and deed.

Before me:

Savanna Campbell  
Notary Public for Oregon  
My Commission Expires: 1-7-2020

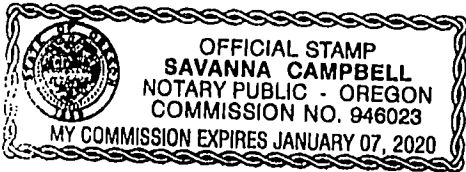


EXHIBIT "A"

OWRD

Beginning at the Northwest corner of the Donation Land Claim of John Gearing in Township 4 South, Range 2 West of the Willamette Meridian, Marion County, State of Oregon; thence North 0 degrees 41' East 1.17 chains along the East line of the Donation Land Claim of Peter Waggoner; thence West 29.872 chains to the West line of Section 4; thence South 0 degrees 28' West 13.634 chains along the West line of Section 4 to the North line of the Donation Land Claim of George Aplin; thence South 51 degrees 02' East 27.557 chains along the North line of the George Aplin Claim to the middle of the County Road leading from St. Paul to Champoeg; thence North 73 degrees 46' East 31.43 chains along the middle of the County Road; then South 8.05 chains; thence East 9.847 chains; thence North 1 degree 13' East 10.03 chains to the middle of the County Road; thence North 81 degrees 02' East 3.53 chains along the middle of the County Road; thence North 1 degree 13' East 17.872 chains to the North line of the Donation Land Claim of John Gearin; thence North 89 degrees West 35.547 chains along the North line of the John Gearin Claim to the place of beginning and being a part of the John Gearin Donation Land Claim No. 70 in Township 4 South, Range 2 West, and Peter Waggoner Donation Land Claim No. 66 in Township 3 South, Range 2 West of the Willamette Meridian in Marion County, Oregon.

Lots  
900  
&  
1100

EXCEPTING THEREFROM all that portion of the above described premises lying West of Highway 219, Film Records for Marion County, Oregon.

ALSO SAVED AND EXCEPT that portion conveyed to the State of Oregon, by and through its Department of Transportation by deed recorded December 16, 1994 in Reel 1211, Page 290 and Reel 1211, Page 291.

RECEIVED

AUG 01 2022

OWRD

**REEL: 3780**

**PAGE: 379**

**February 04, 2016, 03:17 pm.**

CONTROL #: 402680

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: \$ 56.00

BILL BURGESS  
COUNTY CLERK

THIS IS NOT AN INVOICE.

TL 1700

RECEIVED

AUG 01 2022

REEL 4332 PAGE 275  
MARION COUNTY  
BILL BURGESS, COUNTY CLERK  
05-11-2020 12:18 pm.  
Control Number 600087 \$ 101.00  
Instrument 2020 00024157

OWRD

MEMORANDUM OF LAND SALE CONTRACT

**Seller DENNIS K. MELCHER and SYLVIA R. MELCHER, Trustee, of the Dennis and Sylvia Melcher Joint Revocable Living Trust, as to an undivided 38.456%; JEFF MELCHER as to an undivided 38.456%; and KAREN BALES as to an undivided 23.088%, and Purchaser BRUCE W. ERNST, Trustee, of the Bruce W. Ernst Living Trust dated February 2, 2016, and any amendments thereto, acknowledge execution of an installment payment contract dated June 1, 2020, for sale and purchase of Seller's interest in land in Marion County, Oregon hereinafter described.**

**Consideration:** The true and actual consideration for this transfer is \$1,900,000.00.

**Tax Statements:** Until a change is requested, all tax statements shall be sent to the following address: Bruce W. Ernst, Trustee, P.O. Box 460, St. Paul, OR 97137.

**After recording, return to:** Sanham Escrow, PO Box 515 Stayton, Or. 97133  
[LEGAL DESCRIPTION]

See Exhibit A attached, which by this reference is made a part hereof.

**SUBJECT TO:**

1. The assessment roll and the tax roll disclose that the within described premises were specially zoned or classified for Farm use. If the land has become or becomes disqualified for such use under the statute, an additional tax or penalty may be imposed.
2. Rights of the public and of governmental bodies in and to that portion of the premises herein described lying below the high water mark of Mission Creek.
3. The rights of the public in and to that portion of the premises herein described lying within the limits of streets, roads, and highways.

[Situs: 6417 Gearin Rd NE, St. Paul, OR 97137.]

This Memorandum is executed for recording in the Marion County Records.

**BEFORE SIGNING OR ACCEPTING THIS INSTRUMENT, THE PERSON TRANSFERRING FEE TITLE SHOULD INQUIRE ABOUT THE PERSON'S RIGHTS, IF ANY, UNDER ORS 195.300, 195.301 AND 195.305 TO 195.336 AND SECTIONS 5 TO 11, CHAPTER 424, OREGON LAWS 2007, SECTIONS 2 TO 9 AND 17, CHAPTER 855, OREGON LAWS 2009 AND SECTIONS 2 TO 7, CHAPTER 8, OREGON LAWS 2010. THIS INSTRUMENT DOES NOT ALLOW USE OF THE PROPERTY DESCRIBED IN THIS**

FIRST AMERICAN TITLE 3452828



AUG 01 2022

OWRD

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 OF COUNTY PLANNING DEPARTMENT TO VERIFY THAT THE UNIT OF LAND BEING TRANSFERRED IS A LAWFULLY ESTABLISHED LOT OR PARCEL, AS DEFINED IN ORS 92.010 OR 215.010, TO VERIFY THE APPROVED USES OF THE LOT OR PARCEL, TO DETERMINE ANY LIMITS ON LAWSUITS AGAINST FARMING OR FOREST PRACTICES, AS DEFINED IN ORS 30.930, AND TO INQUIRE ABOUT THE RIGHTS OF NEIGHBORING PROPERTY OWNERS, IF ANY, UNDER ORS 195.300, 195.301 AND 195.305 TO 195.336 AND SECTIONS 5 TO 11, CHAPTER 424, OREGON LAWS 2007, SECTIONS 2 TO 9 AND 17, CHAPTER 855, OREGON LAWS 2009 AND SECTIONS 2 TO 7, CHAPTER 8, OREGON LAWS 2010.

DATED effective this 8th day of May, 2020.

SELLER:

PURCHASER:

Dennis and Sylvia Melcher Jt. Revocable Living Trust

Bruce W. Ernst Living Trust

By: Dennis K. Melcher, Trustee  
Dennis K. Melcher, Trustee

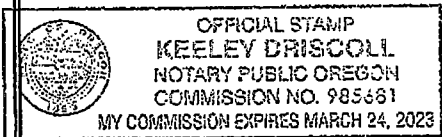
By: Bruce W. Ernst, Trustee  
Bruce W. Ernst, Trustee

Jeff Melcher  
Jeff Melcher

Karen Bales  
Karen Bales

STATE OF OREGON )  
County of Yamhill ) ss.

This instrument was acknowledged before me on this 8th day of May, 2020, by DENNIS K. MELCHER, as Trustee of the Dennis and Sylvia Melcher Joint Revocable Living Trust.



Keeley Driscoll  
NOTARY PUBLIC FOR OREGON  
My Commission Expires: 3-24-23

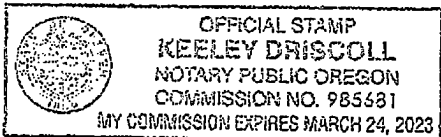
RECEIVED

AUG 01 2022

OWRD

STATE OF OREGON )  
County of Yamhill ) ss.

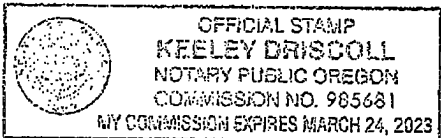
This instrument was acknowledged before me on this 8th day of May, 2020, by JEFF MELCHER.



*Keeley Driscoll*  
NOTARY PUBLIC FOR OREGON  
My Commission Expires: 3-24-23

STATE OF OREGON )  
County of Yamhill ) ss.

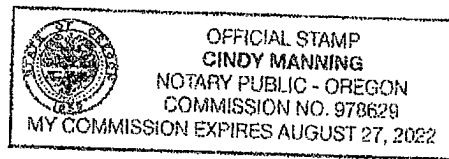
This instrument was acknowledged before me on this 8th day of May, 2020, by KAREN BALES.



*Keeley Driscoll*  
NOTARY PUBLIC FOR OREGON  
My Commission Expires: 3-24-23

STATE OF OREGON )  
County of Yamhill ) ss.

This instrument was acknowledged before me on this 8th day of May, 2020, by BRUCE W. ERNST, as Trustee of the Bruce W. Ernst Living Trust.



*Bruce W. Ernst*  
NOTARY PUBLIC FOR OREGON  
My Commission Expires: 8.27.22

RECEIVED

AUG 01 2022

OWRD

Exhibit "A"

Real property in the County of Marion, State of Oregon, described as follows:

BEGINNING AT THE NORTHEAST CORNER OF THE JOHN GEARIN D. L. C., NO. 70, TOWNSHIP 4 SOUTH, RANGE 2 WEST OF THE WILLAMETTE MERIDIAN, MARION COUNTY, OREGON; THENCE NORTH 89°00' WEST ALONG THE NORTH LINE OF SAID D. L. C. 1890.40 FEET; THENCE SOUTH 1°13' WEST 1179.80 FEET TO A POINT IN THE CENTER OF THE COUNTY ROAD; THENCE NORTH 81°02' EAST ALONG THE CENTER OF SAID COUNTY ROAD 318.00 FEET TO THE POINT OF TERMINUS OF MARION COUNTY ROAD SURVEY NO. 496; THENCE ALONG THE CENTER LINE OF SAID COUNTY ROAD SOUTH 12°17' EAST 1432.30 FEET; THENCE SOUTH 35°17' EAST 140.47 FEET; THENCE SOUTH 52°12' EAST 150.32 FEET; THENCE NORTH 86°33' EAST 339.38 FEET; THENCE SOUTH 88°07' EAST 215.96 FEET; THENCE SOUTH 73°20' EAST 231.00 FEET; THENCE SOUTH 50°25' EAST 289.74 FEET; THENCE SOUTH 67°58' EAST 36.46 FEET TO AN IRON PIPE SET ON THE EAST LINE OF SAID GEARIN D. L. C.; THENCE NORTH 1°13' EAST 2955.00 FEET TO THE PLACE OF BEGINNING.

TL 1700

SAVE AND EXCEPT THAT PORTION CONVEYED TO MARION COUNTY BY DEED RECORDED FEBRUARY 25, 1987, IN REEL 527, PAGE 61.

NOTE: THIS LEGAL DESCRIPTION WAS CREATED PRIOR TO JANUARY 01, 2008.

**REEL: 4332**

**PAGE: 275**

**May 11, 2020, 12:18 pm.**

**RECEIVED**

**AUG 01 2022**

**OWRD**

**CONTROL #: 600087**

**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: \$ 101.00**

**BILL BURGESS  
COUNTY CLERK**

**THIS IS NOT AN INVOICE.**

# Land Use Information Form



Oregon Water Resources Department  
725 Summer Street NE, Suite A  
Salem, Oregon 97301-1266  
(503) 986-0900  
www.oregon.gov/OWRD

**RECEIVED**

**AUG 01 2022**

**OWRD**

Applicant(s): Bruce Ernst

Mailing Address: PO Box 460

City: St. Paul

State: OR

Zip Code: 97137

Daytime Phone: (503) 633-8366

## 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	¼¼	Tax Lot #	Plan Designation (e.g., Rural Residential/RR-5)	Water to be:			Proposed Land Use:
<u>4S</u>	<u>2W</u>	<u>4</u>	_____	<u>1100</u>	<u>EFU</u>	<input checked="" type="checkbox"/> Diverted	<input checked="" type="checkbox"/> Conveyed	<input type="checkbox"/> Used	<u>IR</u>
<u>4S</u>	<u>2W</u>	<u>4</u>	_____	<u>1700</u>	<u>EFU</u>	<input checked="" type="checkbox"/> Diverted	<input checked="" type="checkbox"/> Conveyed	<input type="checkbox"/> Used	<u>IR</u>
<u>4S</u>	<u>2W</u>	<u>9</u>	_____	<u>100</u>	<u>EFU</u>	<input type="checkbox"/> Diverted	<input checked="" type="checkbox"/> Conveyed	<input checked="" type="checkbox"/> Used	<u>IR</u>
_____	_____	_____	_____	_____	_____	<input type="checkbox"/> Diverted	<input type="checkbox"/> Conveyed	<input type="checkbox"/> Used	_____

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

Marion County

## 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: 0.647   
 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:

This Land Use Information Form is to accompany a water right temporary transfer application that proposes to temporarily change the place of use and add two additional points of appropriation for an existing water right (Certificate 38363).



**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. →

# For Local Government Use Only

## OWRD

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): MCC Ch. 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: Sarah Bradford Title: Associate Planner

Signature: [Signature] Phone: 503-566-4173 Date: 7-12-2022

Government Entity: Marion County Planning Division

**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: \_\_\_\_\_

NOTICE TO WATER WELL CONTRACTOR  
The original and first copy of this report are to be filed with the  
STATE ENGINEER, SALEM, OREGON 97310  
within 30 days from the date of well completion.

**RECEIVED**  
DEC 24 1965  
STATE ENGINEER

**RECEIVED**  
JAN 3 1966  
STATE ENGINEER

G 3485  
MARI 1132  
4/2w-9A  
State Well No. \_\_\_\_\_  
State Permit No. \_\_\_\_\_

(1) OWNER: SALEM, OREGON  
Name: Amiel Desmet  
Address: Rt. 1, Box 110  
Aurora, Oregon

(2) LOCATION OF WELL:  
County: Marion Driller's well number: \_\_\_\_\_  
1/4 Section 9 T. 4S R. 2W W.M.  
Bearing and distance from section or subdivision corner

(3) TYPE OF WORK (check):  
New Well  Deepening  Reconditioning  Abandon   
Indonment, describe material and procedure in Item 12.

(4) PROPOSED USE (check):  
Domestic  Industrial  Municipal  Irrigation  Test Well  Other   
(5) TYPE OF WELL:  
Rotary  Driven  Cable  Jetted  Dug  Bored

(6) CASING INSTALLED: Threaded  Welded   
18" Diam. from 0 ft. to 39 ft. Gage 250  
12" Diam. from 0 ft. to 113 ft. Gage \_\_\_\_\_  
" Diam. from \_\_\_\_\_ ft. to \_\_\_\_\_ ft. Gage \_\_\_\_\_

(7) PERFORATIONS: Perforated?  Yes  No  
Type of perforator used torch  
Size of perforations 3/8 in. by 8 in.  
360 perforations from 82 ft. to 112 ft.  
\_\_\_\_\_ perforations from \_\_\_\_\_ ft. to \_\_\_\_\_ ft.  
\_\_\_\_\_ perforations from \_\_\_\_\_ ft. to \_\_\_\_\_ ft.  
\_\_\_\_\_ perforations from \_\_\_\_\_ ft. to \_\_\_\_\_ ft.  
\_\_\_\_\_ perforations from \_\_\_\_\_ ft. to \_\_\_\_\_ ft.

(8) SCREENS: Well screen installed?  Yes  No  
Manufacturer's Name \_\_\_\_\_ Model No. \_\_\_\_\_  
Slot size \_\_\_\_\_ Set from \_\_\_\_\_ ft. to \_\_\_\_\_ ft.  
Diam. \_\_\_\_\_ Slot size \_\_\_\_\_ Set from \_\_\_\_\_ ft. to \_\_\_\_\_ ft.

(9) CONSTRUCTION:  
Well seal—Material used in seal Bentonite  
Depth of seal 39 ft. Was packer used? yes  
Diameter of well bore to bottom of seal 24 in.  
Were any loose strata cemented off?  Yes  No Depth \_\_\_\_\_  
Was a drive shoe used?  Yes  No  
Was well gravel packed?  Yes  No Size of gravel: 3/8 - 3/4  
Gravel placed from 0 ft. to 112 ft.  
Did any strata contain unusable water?  Yes  No  
Type of water? \_\_\_\_\_ depth of strata \_\_\_\_\_  
Method of sealing strata off \_\_\_\_\_

(10) WATER LEVELS:  
Static level 9 ft. below land surface Date \_\_\_\_\_  
Artesian pressure \_\_\_\_\_ lbs. per square inch Date \_\_\_\_\_

(11) WELL TESTS: Drawdown is amount water level is lowered below static level  
Was a pump test made?  Yes  No If yes, by whom?  
Yield: 500 gal./min. with 38 ft. drawdown after 6 hrs.  
" with air lift " "  
" " " "  
Baller test gal./min. with ft. drawdown after hrs.  
Artesian flow g.p.m. Date \_\_\_\_\_  
Temperature of water 54 Was a chemical analysis made?  Yes  No

(12) WELL LOG: Diameter of well below casing 0  
Depth drilled 113 ft. Depth of completed well 113 ft.  
Formation: Describe by color, character, size of material and structure, and show thickness of aquifers and the kind and nature of the material in each stratum penetrated, with at least one entry for each change of formation.

MATERIAL	FROM	TO
Blue clay	5	39 1/2
Blue sand	39 1/2	65
Blue clay	65	74
Blue sand small layer clay	74	112
Clay	112	113

**RECEIVED**  
**AUG 01 2022**  
**OWRD**  
Work started 5-17-65 19 Completed 6-25 1965  
Date well drilling machine moved off of well 19

(13) PUMP:  
Manufacturer's Name none  
Type: \_\_\_\_\_ H.P. \_\_\_\_\_

Water Well Contractor's Certification:  
This well was drilled under my jurisdiction and this report is true to the best of my knowledge and belief.  
NAME Milo Schneider (Person, firm or corporation) (Type or print)  
Address Star Rt., Box 97, St. Paul, Oregon  
Drilling Machine Operator's License No. 212  
[Signed] Milo Schneider (Water Well Contractor)  
Contractor's License No. 387 Date 12-15-65, 19\_\_\_\_

STATE OF OREGON  
WATER SUPPLY WELL REPORT  
(as required by ORS 537.765)

MAK 51727

APR 25 1997

WELL I.D.# \_\_\_\_\_ LO2416

RECEIVED

WATER RESOURCES DEPT.

(START CARD) # 78623

AUG 01 2022

Instructions for completing this report are on the last page of this form.

(1) OWNER: Well Number \_\_\_\_\_

Name Ernst Nursery & Farms  
Address 20863 Riverside Dr. NE  
City St. Paul State OR Zip 97137

(2) TYPE OF WORK  
 New Well  Deepening  Alteration (repair/recondition)  Abandonment

(3) DRILL METHOD:  
 Rotary Air  Rotary Mud  Cable  Auger  
 Other \_\_\_\_\_

(4) PROPOSED USE:  
 Domestic  Community  Industrial  Irrigation  
 Thermal  Injection  Livestock  Other \_\_\_\_\_

(5) BORE HOLE CONSTRUCTION:  
Special Construction approval  Yes  No Depth of Completed Well 347 ft.  
Explosives used  Yes  No Type \_\_\_\_\_ Amount \_\_\_\_\_

HOLE			SEAL			Sacks or pounds	
Diameter	From	To	Material	From	To		
20"	0	40'	holeplug	0	40	40 sacks	
			bentonite				
16"	40	347					

How was seal placed: Method  A  B  C  D  E  
 Other OAD 690-210-340  
Backfill placed from \_\_\_\_\_ ft. to \_\_\_\_\_ ft. Material \_\_\_\_\_  
Gravel placed from \_\_\_\_\_ ft. to \_\_\_\_\_ ft. Size of gravel \_\_\_\_\_

(6) CASING/LINER:

	Diameter	From	To	Gauge	Steel	Plastic	Welded	Threaded
Casing:	16"	+2'	298	375	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Liner:					<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Final location of shoe(s) 298'

(7) PERFORATIONS/SCREENS:

Perforations Method \_\_\_\_\_  
 Screens Type \_\_\_\_\_ Material stainless

From	To	Slot size	Number	Diameter	Tele/pipe size	Casing	Liner	
+3	299'			12"	pipe	<input checked="" type="checkbox"/>	<input type="checkbox"/>	
299	319	.070		12"	screen	<input type="checkbox"/>	<input type="checkbox"/>	
319	339	.080		12"	screen	<input type="checkbox"/>	<input type="checkbox"/>	
339	347'			12"	pipe	<input checked="" type="checkbox"/>	<input type="checkbox"/>	
347	Bottom plate & lift bail							<input type="checkbox"/>

(8) WELL TESTS: Minimum testing time is 1 hour

Yield gal/min	Drawdown	Drill stem at	Time
800	138		6x hr. S

Flowing  Pump  Bailer  Air  Artesian

Temperature of water 54 Depth Artesian Flow Found \_\_\_\_\_

Was a water analysis done?  Yes By whom \_\_\_\_\_

Did any strata contain water not suitable for intended use?  Too little

Salty  Muddy  Odor  Colored  Other \_\_\_\_\_

Depth of strata: \_\_\_\_\_

(9) LOCATION OF WELL by legal description: **OWRD**  
County Marion Latitude \_\_\_\_\_ Longitude \_\_\_\_\_  
Township 4 S N or S Range 2W E or W. WM.  
Section 4 SW 1/4 NE 1/4  
Tax Lot 0110 Lot \_\_\_\_\_ Block \_\_\_\_\_ Subdivision \_\_\_\_\_  
Street Address of Well (or nearest address) 6177 Gearin Rd.  
St. Paul, OR 97137

(10) STATIC WATER LEVEL:  
62' ft. below land surface. Date 4/17/97  
Artesian pressure \_\_\_\_\_ lb. per square inch. Date \_\_\_\_\_

(11) WATER BEARING ZONES:  
Depth at which water was first found 20'

From	To	Estimated Flow Rate	SWL
20	32	20gpm	8'
297'	341'	800 gpm	62'

(12) WELL LOG:  
Ground Elevation \_\_\_\_\_

Material	From	To	SWL
Topsoil	0	1	
Clay brown	1	36	
Clay gray brown	36	46	
Clay silty gray	46	75	
Sand-silt	75	87	
Clay gray	87	115	
Sand & clay gray	115	126	
Clay gray	126	144	
Clay with sand & gravel	144	175	
Clay gray	175	212	
Clay w/sand	212	224	
Clay gray, part sticky	224	276	
Clay w/sand, gravel gray	276	281	
Clay sandy, brown-gray	281	292	
Clay silty brown	292	297	
Sand brown	297	304	62'
Sand black	304	315	62'
Gravel & sand, black	315	341	62'
Clay gray	341	347	

Date started 12/24/96 Completed 4/17/97

(unbonded) Water Well Constructor Certification:  
I certify that the work I performed on the construction, alteration, or abandonment of this well is in compliance with Oregon water supply well construction standards. Materials used and information reported above are true to the best of my knowledge and belief.

Signed Kermit Martin WWC Number 1391  
Date 4/23/97

(bonded) Water Well Constructor Certification:  
I accept responsibility for the construction, alteration, or abandonment work performed on this well during the construction dates reported above. All work performed during this time is in compliance with Oregon water supply well construction standards. This report is true to the best of my knowledge and belief.

Signed Ivan Gossen WWC Number 783  
Date 4/21/97



# MARI 68592

**STATE OF OREGON**  
**WATER SUPPLY WELL REPORT**  
 (as required by ORS 537.765 & OAR 690-205-0210)

**WELL I.D. LABEL# I** 132853  
**START CARD #** 215109  
**ORIGINAL LOG #**

**(1) LAND OWNER** Owner Well I.D. \_\_\_\_\_  
 First Name Bruce Last Name Ernst  
 Company Ernst Nursery & Farms  
 Address PO Box 460  
 City St. Paul State OR Zip 97137

**(2) TYPE OF WORK**  New Well  Deepening  Conversion  
 Alteration (complete 2a & 10)  Abandonment (complete 5a)

**(2a) PRE-ALTERATION**  
 Dia + From To Gauge Std Plstc Wld Thrd  
 Casing:          
 Material From To Amt sacks/lbs  
 Seal: \_\_\_\_\_

**(3) DRILL METHOD**  
 Rotary Air  Rotary Mud  Cable  Auger  Cable Mud  
 Reverse Rotary  Other \_\_\_\_\_

**(4) PROPOSED USE**  Domestic  Irrigation  Community  
 Industrial/ Commercial  Livestock  Dewatering  
 Thermal  Injection  Other \_\_\_\_\_

**(5) BORE HOLE CONSTRUCTION** Special Standard  (Attach copy)  
 Depth of Completed Well 95 ft.

BORE HOLE			SEAL			sacks/lbs	
Dia	From	To	Material	From	To	Amt	lbs
16	0	34	Bentonite Chips	0	34	34	S
12	34	95				Calculated	26
						Calculated	

How was seal placed: Method  A  B  C  D  E  
 Other 690-210-0340  
 Backfill placed from \_\_\_\_\_ ft. to \_\_\_\_\_ ft. Material \_\_\_\_\_  
 Filter pack from \_\_\_\_\_ ft. to \_\_\_\_\_ ft. Material \_\_\_\_\_ Size \_\_\_\_\_  
 Explosives used:  Yes Type \_\_\_\_\_ Amount \_\_\_\_\_

**(5a) ABANDONMENT USING UNHYDRATED BENTONITE**  
 Proposed Amount Pounds Actual Amount Pounds

**(6) CASING/LINER**  
 Casing Liner Dia + From To Gauge Std Plstc Wld Thrd  
  12 + 1.5 58.14 .25     
  10 + 2.96 95 .25     
 Shoe  Inside  Outside  Other Location of shoe(s) 58.14  
 Temp casing  Yes Dia \_\_\_\_\_ From \_\_\_\_\_ To \_\_\_\_\_

**(7) PERFORATIONS/SCREENS**  
 Perforations Method \_\_\_\_\_  
 Screens Type V-wire Material stainless steel  

Perf/S	Casing/Screen	Dia	From	To	Scrn/slot width	Slot length	# of slots	Tele/pipe size
Screen		10	69.75	90	.08			10

**(8) WELL TESTS: Minimum testing time is 1 hour**  
 Pump  Bailer  Air  Flowing Artesian  

Yield gal/min	Drawdown	Drill stem/Pump depth	Duration (hr)
200	48.5		4

Temperature 53 °F Lab analysis  Yes By \_\_\_\_\_  
 Water quality concerns?  Yes (describe below) TDS amount 87  

From	To	Description	Amount	Units

**(9) LOCATION OF WELL (legal description)**  
 County MARION Twp 4 S N/S Range 2 W E/W WM  
 Sec 4 SW 1/4 of the SE 1/4 Tax Lot 1100  
 Tax Map Number \_\_\_\_\_ Lot \_\_\_\_\_  
 Lat \_\_\_\_\_ " or \_\_\_\_\_ DMS or DD  
 Long \_\_\_\_\_ " or \_\_\_\_\_ DMS or DD  
 Street address of well  Nearest address

6180 Gearin Road NE, St. Paul, OR 97137

**(10) STATIC WATER LEVEL**  

Date	SWL(psi)	+ SWL(ft)
Existing Well / Pre-Alteration		
Completed Well	03-21-2019	

 Flowing Artesian?  Dry Hole?   
 WATER BEARING ZONES Depth water was first found 76

SWL-Date	From	To	Est Flow	SWL(psi)	+ SWL(ft)
09-28-2018	76	90			21

**(11) WELL LOG** Ground Elevation \_\_\_\_\_

Material	From	To
Clay, brown	0	5
Silt, brown	5	19
Silt, greenish gray	19	32
Clay, greenish gray, sand	32	38
Clay, greenish gray	38	42
Clay, gray	42	52
Sand, black, silt, dark gray	52	76
Sand, black, silt, layers, dark gray	76	90
Clay, dark greenish gray	90	93
Clay, blueish gray.	93	95

RECEIVED  
JUN 26 2019  
OVRD  
AUG 01 2022  
OVRD

Date Started 09-28-2018 Completed 03-19-2019

**(unbonded) Water Well Constructor Certification**  
 I certify that the work I performed on the construction, deepening, alteration, or abandonment of this well is in compliance with Oregon water supply well construction standards. Materials used and information reported above are true to the best of my knowledge and belief.  
 License Number 1704 Date 04-12-2019  
 Signed \_\_\_\_\_

**(bonded) Water Well Constructor Certification**  
 I accept responsibility for the construction, deepening, alteration, or abandonment work performed on this well during the construction dates reported above. All work performed during this time is in compliance with Oregon water supply well construction standards. This report is true to the best of my knowledge and belief.  
 License Number 783 Date 04-12-2019  
 Signed *Chris Drosser*  
 Contact Info (optional) \_\_\_\_\_

(2a) PRE-ALTERATION

Table with columns: Dia, +, From, To, Gauge, Stl, Plstc, Wld, Thrd. Includes a diagram of a pipe section and a table for material logging.

(5) BORE HOLE CONSTRUCTION

Table with columns: BORE HOLE (Dia, From, To) and SEAL (Material, From, To, Amt, sacks/lbs). Includes rows for 'Calculated' entries.

FILTER PACK

Table with columns: From, To, Material, Size

(6) CASING/LINER

Table with columns: Casing Liner, Dia, +, From, To, Gauge, Stl, Plstc, Wld, Thrd. Includes a diagram of a casing section.

(7) PERFORATIONS/SCREENS

Table with columns: Perf/S creen, Casing/ Screen Liner, Dia, From, To, Scrm/slot width, Slot length, # of slots, Tele/ pipe size

(8) WELL TESTS: Minimum testing time is 1 hour

Table with columns: Yield gal/min, Drawdown, Drill stem/Pump depth, Duration (hr)

Water Quality Concerns

Table with columns: From, To, Description, Amount, Units

(10) STATIC WATER LEVEL

Table with columns: SWL Date, From, To, Est Flow, SWL(psi), +, SWL(ft)

(11) WELL LOG

Large table for well log with columns: Material, From, To. Contains stamps: RECEIVED, AUG 01 2022, OWRD, RECEIVED, JUN 26 2019, OWRD.

Comments/Remarks

Bottom plate at 95 feet  
Lifting bale 93.5 feet