

Application for Permanent Water Right Transfer

Part 1 of 5 – Minimum Requirements Checklist

This 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. **RECEIVED**

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

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- Part 1 – Completed Minimum Requirements Checklist.
- Part 2 – Completed 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 new online fee calculator at: http://apps.wrd.state.or.us/apps/misc/wrd_fee_calculator.
- Part 4 – Completed Applicant Information and Signature.
- Part 5 – Information about Water Rights to be Transferred: **How many water rights are to be transferred? 1 List them here: [Certificate 96891 \(See Attachment A\)](#)**
 Please include a separate Part 5 for each water right. (See instructions on page 6)
NOTE: A separate transfer application is required for each water right unless the criteria in OAR 690-380-3220 are met.

Attachments:

- Completed Transfer Application Map. ([See Attachment B](#))
- Completed Evidence of Use Affidavit and supporting documentation. ([See Attachment C](#))
- N/A Affidavit(s) of Consent from Landowner(s) (if the applicant does not own the land the water right is on.)
- N/A Supplemental Form D – For water rights served by or issued in the name of an irrigation district. Complete when the transfer applicant is not the irrigation 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. ([See Attachment D](#))
- N/A Water Well Report/Well Log for changes in point(s) of appropriation (well(s)) or additional point(s) of appropriation. ([See Attachment E](#))
- N/A Geologist Report for a change from a surface water point of diversion to a ground water point of appropriation (well), if the proposed well is more than 500’ from the surface water source and more than 1000’ upstream or downstream from the point of diversion. See OAR 690-380-2130 for requirements and applicability.

(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"/> Evidence of Use Form not enclosed or incomplete
<input type="checkbox"/> Additional signature(s) required	<input type="checkbox"/> Part _____ is incomplete

Other/Explanation _____

Staff: _____ 503- _____ Date: **14/3/18**

Part 2 of 5 – Transfer Application Map

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

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

- N/A Certified Water Right Examiner (CWRE) Stamp and Original Signature. For a list of CWREs, see http://apps.wrd.state.or.us/apps/wr/cwre_license_view/. CWRE stamp and signature are not required for substitutions.
- 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 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), 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 4 of 5 – Applicant Information and Signature

Applicant Information

APPLICANT/BUSINESS NAME City of Scappoose, Attn: Dave Sukau		PHONE NO. 503-543-8404	ADDITIONAL CONTACT NO.
ADDRESS 33568 E Columbia Ave.			FAX NO.
CITY Scappoose	STATE OR	ZIP 97056	E-MAIL dsukau@cityofscappoose.org
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 GSI Water Solutions, Attn: Robyn Cook		PHONE NO. 971-200-8505	ADDITIONAL CONTACT NO.
ADDRESS 650 NE Holladay Street, Suite 900			FAX NO.
CITY Portland	STATE OR	ZIP 97323	E-MAIL rcook@gsiws.com
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:
The City is proposing to add an additional well, Dutch Canyon Well E (DC-3) to their groundwater Certificate 96891. The place and character of use will not change.

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

Check One Box

- By signing this application, I understand that, upon receipt of the draft preliminary determination and prior to Department approval of the transfer, I will be required to provide landownership information and evidence that I am authorized to pursue the transfer as identified in OAR 690-380-4010(5); OR
 - I 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 affirm the applicant is an entity with the authority to condemn property and is acquiring by condemnation the property to which the water right proposed for transfer is appurtenant and have supporting documentation. **By my signature below, I confirm that I understand:**
- Prior to Department approval of the transfer application, 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 water right 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 newspaper: **The St. Helens Chronicle.**
 - Amendments to the application may only be made in response to the Department’s Draft Preliminary Determination (DPD). The applicant will have a period of at least 30 days to amend the application to address any issues identified by the Department in the DPD, or to withdraw the application. Note that amendments may be subject to additional fees, pursuant to ORS 536.050.
 - Failure to complete an approved change in place of use and/or change in character of use, will result in loss of the water right (OAR 690-380-6010).
 - Refunds may only be granted upon request and, as set forth in ORS 536.050(4)(a), if the Director determines that a refund of all or part of a fee is appropriate in the interests of fairness to the public or necessary to correct an error of the Department.

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




 Applicant signature

Alexandra Rains, City Manager

Print Name (and Title if applicable)

7/13/23

Date

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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 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 water right(s) were conveyed.*

Check the following boxes that apply:

- The applicant is responsible for completion of change(s). Notices and correspondence should continue to be sent to the applicant.
- The receiving landowner will be responsible for completing the proposed change(s) after the final order is issued. Copies of notices and correspondence should be sent to this landowner.
- Both the receiving landowner and applicant will be responsible for completion of change(s). Copies of notices and correspondence should be sent to this landowner and the applicant.

At this time, are the lands in this transfer application in the process of being sold? Yes No

If YES, and you know who the new landowner will be, please complete the receiving landowner information table below. If you do not know who the new landowner will be, then a request for assignment will have to be filed for at a later date.

If a property sells, the certificated water right(s) located on the land belong to the new owner, unless a sale agreement or other document states otherwise. For more information see:

https://www.oregon.gov/owrd/WRDFormsPDF/Transfer_Property_Transactions.pdf

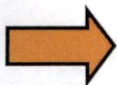
RECEIVING LANDOWNER NAME N/A			PHONE NO.	ADDITIONAL CONTACT NO.
ADDRESS				FAX NO. RECEIVED
CITY	STATE	ZIP	E-MAIL	SEP 01 2023
Describe any special ownership circumstances:				OWRD
The confirming Certificate shall be issued in the name of: <input type="checkbox"/> Applicant <input type="checkbox"/> Receiving Landowner				

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. **(Tip: Complete and attach Supplemental Form D.)**

IRRIGATION DISTRICT NAME N/A	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 N/A	ADDRESS	
CITY	STATE	ZIP



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

ENTITY NAME City of Scappoose	ADDRESS 33568 E Columbia Ave.	
CITY Scappoose	STATE OR	ZIP 97056

Part 5 of 5 – Water Right Information

CERTIFICATE # 96891

Description of Water Delivery System

System capacity: 0.89 cubic feet per second (cfs) OR
 _____ gallons per minute (gpm)

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. Groundwater is pumped from two existing wells using turbine and submersible pumps. The water is transmitted through approximately 100 feet of 8-inch diameter pipe, then through 3,300 feet of 12-inch diameter pipe. It then ties into the 12-inch diameter supply line, and flows 5,700 feet to the Keys Road Treatment Plant. From there, water is distributed throughout the Municipal drinking water system.

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)
Dutch Canyon Well 1	<input checked="" type="checkbox"/> Authorized <input type="checkbox"/> Proposed	COLU 100	3	N	2	W	13	NE	SW	TL 2200	1465 feet North and 1815 feet East from SW corner, Section 13
Dutch Canyon Well 2	<input checked="" type="checkbox"/> Authorized <input type="checkbox"/> Proposed	COLU 55512 L-112736	3	N	2	W	13	NE	SW		1455 feet North and 1895 feet East from SW corner, Section 13
DC-3	<input type="checkbox"/> Authorized <input checked="" type="checkbox"/> Proposed	N/A	3	N	2	W	13	NE	SW		1,425 feet North and 1,855 feet East from the SW corner, Section 13

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

- | | |
|--|--|
| <input type="checkbox"/> Place of Use (POU) | <input type="checkbox"/> Supplemental Use to Primary Use (S to P) |
| <input type="checkbox"/> Character of Use (USE) | <input type="checkbox"/> Point of Appropriation/Well (POA) |
| <input type="checkbox"/> Point of Diversion (POD) | <input checked="" type="checkbox"/> Additional Point of Appropriation (APOA) |
| <input type="checkbox"/> Additional Point of Diversion (APOD) | <input type="checkbox"/> Substitution (SUB) |
| <input type="checkbox"/> Surface Water POD to Ground Water POA (SW/GW) | <input type="checkbox"/> Government Action POD (GOV) |

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

- Yes Complete only the Proposed ("to" or "on" 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.

Table 2. Description of Changes to Water Right Certificate # 96891

List the change proposed for the acreage in each ¼ ¼. If more than one change is proposed, specify the acreage associated with each change.
 If there is more than one POD/POA involved in the proposed changes, specify the acreage associated with each POD/POA.

AUTHORIZED (the "from" or "off" lands)										PROPOSED (the "to" or "on" lands)																
The listing that appears on the certificate BEFORE PROPOSED CHANGES										The listing as it would appear AFTER PROPOSED CHANGES																
List only that part or portion of the water right that will be changed.										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	Proposed Changes (see "CODES" from previous page)	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						
EXAMPLE																										
2	S	9	E	15	NE	NW	100		15.0	Irrigation	POD #1 POD #2	1901	POU/POD	2	S	9	E	1	NW	NW	500	1	10.0		POD #5	1901
														2	S	9	E	2	SW	NW	500		5.0		POD #6	1901
TOTAL ACRES:										TOTAL ACRES:																
										APOA																
										Entire Scappoose Service Area (See Map in Attachment B)																
										Municipal																
										DC-1, DC-2, DC-3																
										4/30/1979																

Additional remarks: **The City is proposing to add an additional point of appropriation, Well DC-3, to Certificate 96891. The place and character of use will not change.**

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For Place of Use or Character of Use Changes N/A

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: _____.



Pursuant to ORS 540.510, any "layered" water use such as an irrigation right that is supplemental to a primary right proposed for transfer must be included in the transfer or be cancelled. Any change to a ground water registration must be filed separately in a ground water registration modification application.

For Substitution (ground water supplemental irrigation will be substituted for surface water primary irrigation) N/A

Ground water supplemental Permit or Certificate # _____;
Surface water primary Certificate # _____.

For a change from Supplemental Irrigation Use to Primary Irrigation Use N/A

Identify the primary certificate to be cancelled. Certificate # _____

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

- Well log(s) are attached 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

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 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
DC-3	Yes	N/A	228'	12"	0-228'	0-80'	190-220'	N/A	Sand and gravel	

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Attachment A

Certificate 96891

Application for a Permanent Water Right Transfer

City of Scappoose

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STATE OF OREGON
 COUNTY OF COLUMBIA
 CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

CITY OF SCAPPOOSE
 33568 E COLUMBIA AVE
 SCAPPOOSE OR 97056

confirms the right to the use of water perfected under the terms of Permit G-8615. The amount of water used to which this right is entitled is limited to the amount used beneficially, and shall not exceed the amount specified, or its equivalent in the case of rotation, measured at the well(s). The specific limits and conditions of the use are listed below.

SOURCE OF WATER: TWO WELLS IN SOUTH SCAPPOOSE CREEK BASIN

PURPOSE OR USE: MUNICIPAL USE

MAXIMUM RATE: 0.89 CUBIC FOOT PER SECOND

DATE OF PRIORITY: APRIL 30, 1979

The wells are located as follows:

Twp	Rng	Mer	Sec	Q-Q	GLot	Measured Distances
3 N	2 W	WM	13	NE SW	3	DUTCH CANYON WELL 1 (DC-1) - ORIGINAL - 1465 FEET NORTH AND 1815 FEET EAST FROM SW CORNER, SECTION 13
3 N	2 W	WM	13	NE SW	3	DUTCH CANYON WELL 2 (DC-2) - ADDITIONAL - 1455 FEET NORTH AND 1895 FEET EAST FROM SW CORNER, SECTION 13

A description of the place of use is as follows:

Twp	Rng	Mer	Sec	Q-Q
3 N	1 W	WM	7	NE SW
3 N	1 W	WM	7	NW SW
3 N	1 W	WM	7	SE SW
3 N	2 W	WM	1	SW SW
3 N	2 W	WM	1	SE SW
3 N	2 W	WM	2	SW SE
3 N	2 W	WM	2	SE SE
3 N	2 W	WM	11	NE NE
3 N	2 W	WM	11	NW NE
3 N	2 W	WM	11	SE NE
3 N	2 W	WM	11	NE NW
3 N	2 W	WM	11	NE SE
3 N	2 W	WM	11	NW SE
3 N	2 W	WM	11	SE SE

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NOTICE OF RIGHT TO PETITION FOR RECONSIDERATION OR JUDICIAL REVIEW

This is an order in other than a contested case. This order is subject to judicial review under ORS 183.482. Any petition for judicial review must be filed within the 60-day time period specified by ORS 183.482. Pursuant to ORS 183.482, ORS 536.075 and OAR 137-003-0675, you may petition for judicial review and petition the Director for reconsideration of this order. A petition for reconsideration may be granted or denied by the Director, and if no action is taken within 60 days following the date the petition was filed, the petition shall be deemed denied.

Twp	Rng	Mer	Sec	Q-Q
3 N	2 W	WM	12	NE NE
3 N	2 W	WM	12	NW NE
3 N	2 W	WM	12	SW NE
3 N	2 W	WM	12	SE NE
3 N	2 W	WM	12	NE NW
3 N	2 W	WM	12	NW NW
3 N	2 W	WM	12	SW NW
3 N	2 W	WM	12	SE NW
3 N	2 W	WM	12	NE SW
3 N	2 W	WM	12	NW SW
3 N	2 W	WM	12	SW SW
3 N	2 W	WM	12	SE SW
3 N	2 W	WM	12	NE SE
3 N	2 W	WM	12	NW SE
3 N	2 W	WM	12	SW SE
3 N	2 W	WM	12	SE SE
3 N	2 W	WM	13	NE NE
3 N	2 W	WM	13	NW NE
3 N	2 W	WM	13	SW NE
3 N	2 W	WM	13	SE NE
3 N	2 W	WM	13	NE NW
3 N	2 W	WM	13	NW NW
3 N	2 W	WM	13	SW NW
3 N	2 W	WM	13	SE NW
3 N	2 W	WM	13	NE SW
3 N	2 W	WM	13	NW SW
3 N	2 W	WM	13	SW SW
3 N	2 W	WM	13	SE SW
3 N	2 W	WM	13	NW SE
3 N	2 W	WM	13	SW SE
3 N	2 W	WM	14	SE NE
3 N	2 W	WM	14	NE SW
3 N	2 W	WM	14	NW SW
3 N	2 W	WM	14	NE SE
3 N	2 W	WM	14	NW SE
3 N	2 W	WM	24	NW NE

Water use measurement conditions:

- A. The water user shall maintain the totalizing flow meters or other suitable measuring devices as approved by the Director in good working order at each (new and existing) point of appropriation.
- B. The water user shall allow the Watermaster access to the meters or measuring devices; provided however, where the meters or measuring devices are located within a private structure, the Watermaster shall request access upon reasonable notice.

The well shall be maintained in accordance with the General Standards for the Construction and Maintenance of Water Wells in Oregon.

The works shall include an air line or pressure gauge or an access port for measuring line, adequate to determine the water level elevation in the well at all times.

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The water user shall maintain a weir, meter, or other suitable measuring device, and shall keep a complete record of the amount of ground water withdrawn.

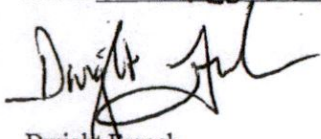
The quantity of water diverted at the new additional point of appropriation, together with that diverted at the original point of appropriation, shall not exceed the quantity of water lawfully available at the original point of appropriation.

Water shall be acquired from the same aquifer (water source) as the original point of appropriation (Dutch Canyon Well).

The right to the use of the water for the above purpose is restricted to beneficial use on the lands or place of use described; however, water may be applied to lands which are not specifically described above, provided the holder of this right complies with ORS 540.510(3).

This certificate is issued to confirm a change in ADDITIONAL POINT OF APPROPRIATION approved by an order of the Water Resources Director entered FEBRUARY 14, 2018, at Special Order Volume 107, Page 696, approving Transfer Application T-12586, supersedes Certificate 91496, State Record of Water Right Certificates.

Issued FEB 17 2023



Dwight Brench
Water Right Services Division Administrator, for
Douglas E. Woodcock, Acting Director
Oregon Water Resources Department

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Attachment B

Application Map

Application for a Permanent Water Right Transfer

City of Scappoose

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Attachment C

Evidence of Use Affidavit
Application for a Permanent Water Right Transfer
City of Scappoose

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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
 County of Columbia)

I, Robyn Cook, in my capacity as certified water rights examiner,

mailing address 650 NE Holladay Street, Suite 900, Portland, OR 97232

telephone number (503)239-8799, 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)

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. Certificate 96891 is a municipal water right and a presumption of forfeiture would be rebutted under ORS 540.610(2)(a) and (b).
- 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)

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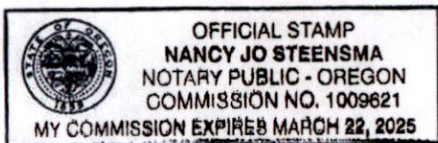
3. The water right was used for: (e.g., crops, pasture, etc.): Municipal use

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.

[Signature]
Signature of Affiant

7/17/2023
Date

Signed and sworn to (or affirmed) before me this 17th day of July, 2023.



[Signature]
Notary Public for Oregon
My Commission Expires: March 22, 2025

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 confirming 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"> • Power usage records for pumps associated with irrigation use • Fertilizer or seed bills related to irrigated crops • Farmers Co-op sales receipt
<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"> • District assessment records for water delivered • Crop reports submitted under a federal loan agreement • Beneficial use reports from district • IRS Farm Usage Deduction Report • Agricultural Stabilization Plan • CREP Report
<input 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 – www.oregonexplorer.info/imagery OWRD – www.wrd.state.or.us Google Earth – earth.google.com TerraServer – www.terra-server.com</p>
<input type="checkbox"/> Approved Lease establishing beneficial use within the last 5 years	Copy of instream lease or lease number
<input checked="" type="checkbox"/> 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.	This is a municipal water right and a presumption of forfeiture would be rebutted under ORS 540.610(2)(a) and (b). See water right Certificate 96891 (Attachment A).

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Attachment D
Land Use Information Form
Application for a Permanent Water Right Transfer
City of Scappoose

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OWRD

14318

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

NOTE TO APPLICANTS

In order for your application to be processed by the Water Resources Department (WRD), this Land Use Information Form must be completed by a local government planning official in the jurisdiction(s) where your water right will be used and developed. The planning official may choose to complete the form while you wait, or return the receipt stub to you. Applications received by WRD without the Land Use Form or the receipt stub will be returned to you. Please be aware that your application will not be approved without land use approval.

This form is NOT required if:

- 1) Water is to be diverted, conveyed, and/or used only on federal lands; **OR**
- 2) The application is for a water right transfer, allocation of conserved water, exchange, permit amendment, or ground water registration modification, and **all** of the following apply:
 - a) The existing and proposed water use is located entirely within lands zoned for exclusive farm-use or within an irrigation district;
 - b) The application involves a change in place of use only;
 - c) The change does not involve the placement or modification of structures, including but not limited to water diversion, impoundment, distribution facilities, water wells and well houses; **and**
 - d) The application involves irrigation water uses only.

NOTE TO LOCAL GOVERNMENTS

The person presenting the attached Land Use Information Form is applying for or modifying a water right. The Water Resources Department (WRD) requires its applicants to obtain land-use information to be sure the water rights do not result in land uses that are incompatible with your comprehensive plan. Please complete the form or detach the receipt stub and return it to the applicant for inclusion in their water right application. You will receive notice once the applicant formally submits his or her request to the WRD. The notice will give more information about WRD's water rights process and provide additional comment opportunities. You will have 30 days from the date of the notice to complete the land-use form and return it to the WRD. If no land-use information is received from you within that 30-day period, the WRD may presume the land use associated with the proposed water right is compatible with your comprehensive plan. Your attention to this request for information is greatly appreciated by the Water Resources Department. If you have any questions concerning this form, please contact the WRD's Customer Service Group at 503-986-0801.

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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

Applicant(s): City of Scappoose, Attn: Darryl Sykes

Mailing Address: 33568 E Columbia Ave.

City: Scappoose

State: OR

Zip Code: 97056

Daytime Phone: 503-543-7146

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	¼ ¼	Tax Lot #	Plan Designation (e.g., Rural Residential/RR-5)	Water to be:			Proposed Land Use:
3 N	2 W	13	SE SW	2200	PL-U	<input checked="" type="checkbox"/> Diverted	<input checked="" type="checkbox"/> Conveyed	<input checked="" type="checkbox"/> Used	Municipal

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

City of Scappoose

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: 0.86 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 Applicant is proposing to add an additional point of appropriation, Dutch Canyon Well 3 (DC-3) to water right Certificate 95891. The location of DC-3 is listed in the above table and shown on the attached map.



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): **SMC 13.04 and SDC 17.78**
- 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

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.

No land use approvals are required. This is an outright permitted use.

Name: Laurie Joseph Title: Community Development Director
 Signature: *Laurie Joseph* Phone: 503-543-7184 Date: 7/14/2023
 Government Entity: City of Scappoose

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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Attachment E

Well Logs:
Dutch Canyon Wells 1 (COLU 100) & 2 (COLU 55512)
Application for a Permanent Water Right Transfer
City of Scappoose

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*Colu
100*

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1) OWNER:
City of Scapoose

Address
Scapoose Oregon 97056

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

3) TYPE OF WELL: (4) PROPOSED USE (check):
Domestic Industrial Municipal
Irrigation Test Well Other

5) CASING INSTALLED:
12" - Diam. from 0 ft to 186 ft. Cage 375
10" - Diam. from 185 ft to 1869 ft. Cage 250

6) PERFORATIONS:
Perforated? Yes No.

Type of perforator used _____
Size of perforations in. by in.
_____ perforations from _____ ft. to _____ ft.
_____ perforations from _____ ft. to _____ ft.
_____ perforations from _____ ft. to _____ ft.

7) SCREENS: Well screen installed? Yes No
Manufacturer's Name Johnson Co.
Stainless Steel Model No. _____
Screen size 12 slot size 50 Set from 186'9" ft. to 206'9" ft.
Screen size 12 slot size 60 Set from 206'9" ft. to 216'9" ft.
Screen size 12 slot size 80 Set from 216'9" ft. to 226'9" ft.

8) WELL TESTS: Drawdown is amount water level is lowered below static level
Was a pump test made? Yes No If yes, by whom? Driller
Flow rate: 500 gal./min. with 72 ft. drawdown after 48 hrs.
_____ gal./min. with _____ ft. drawdown after _____ hrs.
_____ gal./min. with _____ ft. drawdown after _____ hrs.
Artesian flow _____ g.p.m.
Temperature of water _____ Depth artesian flow encountered _____ ft.

9) CONSTRUCTION:
Sealing material used cement
Well sealed from land surface to 45 ft.
Diameter of well bore to bottom of seal 16 in.
Diameter of well bore below seal 12 in.
Number of sacks of cement used in well seal 36 sacks
How was cement grout placed? pressure pumped
Was a drive shoe used? Yes No Plugs _____ Size: location _____ ft.
Do strata contain unusable water? Yes No
Depth of water? _____ depth of strata _____
Method of sealing strata off _____
Is well gravel packed? Yes No Size of gravel: _____
Gravel placed from _____ ft. to _____ ft.

(10) LOCATION OF WELL:
County Columbia Driller's well number JUN 21 1995 78
Section 13 T. 3N R. 2W W.M.
Bearing and distance from section or subdivision corner _____
Dutch Canyon Rd. #2

(11) WATER LEVEL: Completed well
Depth at which water was first found _____ ft.
Static level 61 ft. below land surface Date 10-10-78
Artesian pressure 228 lbs. per square inch

(12) WELL LOG: Diameter of well below casing _____
Depth drilled 228 ft. Depth of completed well 227 ft.
Formation: Describe color, texture, grain size and structure of materials; and show thickness and nature of each stratum and aquifer penetrated, with at least one entry for each change of formation. Report each change in position of Static Water Level and indicate principal water-bearing strata.

MATERIAL	From	To	SWL
Top soil	0	3	
Clay Brwn. sandy	3	11	
Clay brwn.	11	22	
Clay Br. w/gravel	22	60	
Gravel & Sand cemented	60	123	
Sand w/ trace gravel	123	158	
Gravel med sand fine water	158	180	
Gravel w/med sand water	180	227	
Clay Blue	227	228	

Work started Sept. 7 1978 Completed Oct. 10 1978
Date well drilling machine moved off of well 9/25/ 1978

Drilling Machine Operator's Certification:
This well was constructed under my direct supervision. Materials used and information reported above are true to my best knowledge and belief.
(Signed) Donald Drilling Date 11/2, 1978
(Drilling Machine Operator)
Drilling Machine Operator's License No. 888

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 S. & M. Drilling & Supply Inc.
(Person, firm or corporation) (Type or print)
Address 399 se Walnut St. Canby, Oregon 9701
(Signed) Walter Mace
(Water Well Contractor)
Contractor's License No. 497 Date 11/2, 1978

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SALEM, OREGON

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

WELL I.D. LABEL# L 112736 START CARD # 1035471 ORIGINAL LOG #

(1) LAND OWNER Owner Well I.D. First Name Last Name Company City of Scappoose Address 33568 East Columbia Ave City Scappoose State OR Zip 97056

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

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

(3) DRILL METHOD [] Rotary Air [] Rotary Mud [] Cable [] Auger [] Cable Mud [X] Reverse Rotary [] Other

(4) PROPOSED USE [] Domestic [] Irrigation [X] Community [] Industrial/ Commercial [] Livestock [] Dewatering [] Thermal [] Injection [] Other

(5) BORE HOLE CONSTRUCTION Special Standard [] (Attach copy) Depth of Completed Well 230 ft.

Table with columns: Dia, From, To, Material, From, To, Amt, Sacks/lbs. Rows include Bentonite Chips and Cement.

How was seal placed: Method [] A [] B [X] C [] D [] E [X] Other B-Chips poured dry Backfill placed from 45 ft. to 107 ft. Material Pea gravel/sgr sand Filter pack from 175 ft. to 230 ft. Material Silica sand Size 8/16 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 Stl Plstc Wld Thrd Shoe [] Inside [] Outside [] Other Location of shoe(s) Temp casing [X] Yes Dia 24 From 0 To 45

(7) PERFORATIONS/SCREENS Perforations Method Screens Type V-Wire Material 304 SS Perf/S Casing/ Screen Screen Liner Dia From To Scrn/slot Slot # of length slots pipe size

(8) WELL TESTS: Minimum testing time is 1 hour [X] Pump [] Bailer [] Air [] Flowing Artesian Yield gal/min Drawdown Drill stem/Pump depth Duration (hr)

Temperature 57 °F Lab analysis [] Yes By Water quality concerns? [] Yes (describe below) TDS amount From To Description Amount Units

(9) LOCATION OF WELL (legal description) County COLUMBIA Twp 3 N N/S Range 2 W E/W WM Sec 13 NE 1/4 of the SW 1/4 Tax Lot 2200 Tax Map Number Lot Lat Long Street address of well Nearest address

Just W of SW Dutch Canyon Rd and SW Old Portland Rd Int, Scappoose OR

(10) STATIC WATER LEVEL Date SWL(psi) + SWL(ft) Existing Well / Pre-Alteration Completed Well 10-17-2017 58.2 Flowing Artesian? Dry Hole?

Table with columns: SWL Date, From, To, Est Flow, SWL(psi), + SWL(ft). Row: 10-17-2017, 58.2, 225, 300, 58.2

(11) WELL LOG Ground Elevation 78 Material From To Top soil 0 2 Silty clay brown 2 15 Sand and gravel 15 28 Cemented sand and gravel grey 28 51 Sand and gravel grey non cemented 51 58 Silty sand grey 58 65 Silty sand small traces of gravel grey 65 78 cemented sand and gravel grey 78 101 Cemented sand and gravel grey loose 101 104 Cemented sand and gravel grey 104 147 Cemented sand and gravel silty brown 147 159 Cemented sand and gravel brown 159 168 Sand and gravel silty brown 168 173 Cemented sand and gravel grey 173 176 Silty sand grey 176 179 Sand and gravel grey w/ brown silt 179 225 Clay grey 225 230

Date Started 07-28-2017 Completed 12-13-2017

(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. License Number 1523 Date 12-29-2017

Signed [Signature] SEP 16 2019

(bonded) Water Well Constructor Certification I accept responsibility for the construction, deepening, alteration, or abandonment work performed on this well during the construction. License Number 1523 Date 12-29-2017

Signed [Signature] SEP 01 2023

Permanent Transfer Application Checklist

Check the Certificates in WRIS

Transfer # T- **14318**

Checked by- <u>Jean</u>	Type of Change(s) <i>mark the proposed Changes</i>	Substitution	Supplemental to Primary	POU	POD	APOD
Date- <u>9/5/2023</u>		Gov Action	Surface to Ground	POA	APOA	USE
Fee Received:						
Calculated Fee:		How many rights to be Transferred? <u>1</u>				
		Certificate# <u>96891</u>				
Additional Observations: _____						

If OK, check box; if not, fill in.

1. Is the applicant information complete? Have all the applicants listed at the top of the page signed at the bottom?
If not, what is missing? Whose signature is missing? _____
2. Has the applicant indicated that the place of use is in or near an irrigation district? Have they included a Form D? N/A.
Name of the District _____
3. Part 5 of application, have the applicants completed the entire page and does the information match the description of the explanation of the reasons on Part 4 of the application?
If not, you may need to contact the applicant or agent? _____
4. For multiple certificates do each of the certificates listed on Application Page 1 have their own separate completed Part 5 tables 1 & 2?
If no, which certificates are missing a separate Part 5 tables 1 & 2? _____
5. Has the map been completed and signed by a CWRE? Does the map meet the requirements?
If not, what is missing? _____. Map waiver included?
6. If a change in point of appropriation, have the well logs been included? N/A.
7. If a change in place of use within Umatilla County, have the applicant(s) provided a Supplemental Form U? N/A.
8. If all boxes on this checklist are checked (with no remaining deficiencies identified), accept the application. Put this check sheet in the transfer folder.

OR:

This application is deficient, and **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.

Actions taken:

_____ date _____

14318

Permanent Transfer Application Checklist

FEE WORKSHEET for PERMANENT TRANSFER (except Substitution)			
1	Base Fee (includes one type of change to one water right for up to 1 cfs)	1	\$1,160
	Types of change proposed: <input type="checkbox"/> Place of Use <input type="checkbox"/> Character of Use <input type="checkbox"/> Point of Diversion/Appropriation Number of above boxes checked = _____ (2a) Subtract 1 from the number in line 2a = _____ (2b) <i>if only one change, this will be 0</i>		
2	Multiply line 2b by \$930 and enter » » » » » » » » » » » » » » » »	2	0
	Number of water rights included in transfer _____ (3a) Subtract 1 from the number in 3a above: _____ (3b) <i>if only one water right this will be 0</i>		
3	Multiply line 3b by \$520 and enter » » » » » » » » » » » » » » » »	3	0
	Do you propose to add or change a well, or change from a surface water POD to a well? <input type="checkbox"/> No: enter 0 » <input type="checkbox"/> Yes: enter \$410 »		
4		4	0
	Do you propose to change the place of use or character of use? <input type="checkbox"/> No: enter 0 on line 5 » <input type="checkbox"/> Yes: enter the cfs for the portions of the rights to be transferred (see example below*): _____ (5a) Subtract 1.0 from the number in 5a above: _____ (5b) If 5b is 0 or less, enter 0 on line 5 » If 5b is greater than 0, round up to the nearest whole number: _____ (5c) and multiply 5c by \$350, then enter on line 5 » » » » » » » » » »		
5		5	0
6	Add entries on lines 1 through 5 above » » » » » » » » » » Subtotal:	6	0
	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 6 by 0.5 and enter on line 7 »		
7	If no box is applicable, enter 0 on line 7 »	7	0
8	Subtract line 7 from line 6 » Transfer Fee:	8	



August 22, 2023

Kelly Starnes
Oregon Water Resources Department
725 Summer Street NE, Suite A
Salem, OR 97301

Goes w/ 141543

RE: Transfer Application for Certificate 96891 and Request for Reimbursement

Dear Kelly:

On behalf of the water right holder (the City of Scappoose), please find enclosed a transfer application to add a well, Dutch Canyon Well 3 (DC-3) to 96891. Certificate 96891 authorizes the appropriation of 0.89 cubic feet per section (cfs) of groundwater for municipal use. The City would like to use Reimbursement Authority processing for the transfer application. A Reimbursement Authority (RA) Estimate Application is enclosed.

If you have any questions regarding the enclosed transfer application, please call me at 503-239-8799.

Respectfully Submitted,

A handwritten signature in blue ink that reads "Robyn Cook".

Robyn Cook, RG, CWRE
GSI Water Solutions, Inc.

Enclosures:

- Transfer Application for Certificate 96891
- Certificate Reimbursement Authority Estimate Application
- Checks for application fee (\$1,840) and RA application fee (\$125).

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