

## Permit amendment

T-13954

Name Aaron lakeAddress 84735 Parkway road  
Pleasant Hill Or 97455Change in PGADate Filed 3/28/2022Initial notice date 4/5/2022

DPD issued date

PD issued date

PD notice date

Date of FO 3/1/2024 Vol 129 Page 847-848

C-Date

COBU due date

COBU Received date

Certificate issued

## DESCRIPTION OF WATER RIGHT(S)

Name of Stream WellTrib. of rattlesnake Creek BasinUse Irrigation County lane

Quantity of water (CFS) No. of Acres

Name of ditch

App# G-185316 Per # G18207 Cert # — PR Date 7/10/2021

App# Per # Cert # PR Date

App# Per # Cert # PR Date

App# Per # Cert # PR Date

App# Per # Cert # PR Date

| FEES PAID        |                  |               |
|------------------|------------------|---------------|
| Date             | Amount           | Receipt #     |
| <u>3-28-2022</u> | <u>\$1840.00</u> | <u>137776</u> |
| <u>1-23-2024</u> | <u>\$75.62</u>   | <u>142286</u> |

| FEES REFUNDED |        |           |
|---------------|--------|-----------|
| Date          | Amount | Receipt # |
|               |        |           |
|               |        |           |
|               |        |           |
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|               |        |           |
|               |        |           |
|               |        |           |
|               |        |           |
|               |        |           |

Assignments:

Irrigation District

Agent Michael Gelardi - mike@gelardilaw.com

CWRE

CC's list lane county☐ - Oversized map - Location



# Oregon

Tina Kotek, Governor

## Water Resources Department

North Mall Office Building

725 Summer St NE, Suite A

Salem, OR 97301

Phone 503 986-0900

Fax 503 986-0904

March 1, 2024

Aaron Lake  
84735 Parkway Rd  
Pleasant Hill, OR 97455

REFERENCE: Permit Amendment Application T-13954

Enclosed is a copy of the order approving your Permit Amendment application.

Also enclosed is a superseding permit that incorporates the amendments approved by the final order contained herein. Please read this document and abide by the requirements.

If you have any questions related to the approval of this permit amendment, you may contact your caseworker, Stacy Phillips, by telephone at (503) 979-9948 or by e-mail at [Stacy.h.phillips@water.oregon.gov](mailto:Stacy.h.phillips@water.oregon.gov).

Sincerely,

Elyse D. Richman  
Water Rights Services Support  
Transfers and Conservation Section

cc: Lanaya F. Blakely, Watermaster Dist. # 2 (via email)  
Michael Gelardi, Agent  
Lane County, Local Government

Enclosure

In the Matter of Permit Amendment ) FINAL ORDER APPROVING A CHANGE IN  
T-13954, Lane County ) POINT OF APPROPRIATION

Oregon Revised Statute (ORS) 537.211 establishes the process in which a water right permit holder may submit a request to change the point of appropriation and/or place of use authorized under an existing water right permit.

AARON LAKE  
84735 PARKWAY RD  
PLEASANT HILL, OR 97455

1. On March 28, 2022, AARON LAKE filed an application to change a point of appropriation under Permit G-18207. The Department assigned the application number T-13954.
2. Notice of the application for the permit amendment was published in the Department's weekly notice on April 5, 2022, and in the Eugene Register Guard newspaper on January 30, and February 6, 2024, pursuant to ORS 540.520(5).
3. Permit Amendment Application T-13954 proposes to move the authorized point of appropriation to the following:

| Tw   | Rng | Mer | Sec | Q-Q   | Measured Distance of Proposed POA                                            | Distance from Authorized POA                                                     |
|------|-----|-----|-----|-------|------------------------------------------------------------------------------|----------------------------------------------------------------------------------|
| 18 S | 2 W | WM  | 34  | NE NE | WELL 4-A – 780 FEET SOUTH AND 290 FEET WEST FROM THE NE CORNER OF SECTION 34 | WELL 2 – 0.06 Miles West<br>WELL 3 – 0.15 Miles West<br>WELL 4 – 0.26 Miles West |

4. The change would not result in injury to other water rights.
5. The change does not enlarge the permit.

This is a final order in other than contested case. This order is subject to judicial review under ORS 183.484. Any petition for judicial review must be filed within the 60 day time period specified by ORS 183.484(2). Pursuant to ORS 536.075 and OAR 137-004-0080 you may either petition for judicial review or 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.

6. The change does not alter any other terms of the permit.

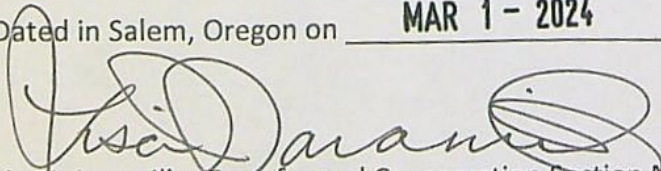
### Conclusions of Law

The change in point of appropriation proposed by Permit Amendment Application T-13954 is consistent with the requirements of ORS 537.211.

### Now, therefore, it is ORDERED:

1. The change in point of appropriation proposed by Permit Amendment Application T-13954 is approved.
2. Approval of this permit amendment application does not constitute nor grant legal access onto or through another person's property for purposes of accessing the new point of appropriation.
3. Permit G-18890, in the name of AARON LAKE, is issued to replace Permit G-18207, and incorporates the amendments approved by this order. Permit G-18207, in the name of AARON LAKE, is no longer of any force or effect.
4. The quantity of water diverted at the new point of appropriation (Well 4-A) shall not exceed the quantity of water lawfully available at the original point of appropriation (Well 4).
5. Water use measurement conditions:
  - a. Before water use may begin under this order, the water user shall install a totalizing flow meter, or, with prior approval of the Director, another suitable measuring device, at each point of appropriation (new and existing).
  - b. The water user shall maintain the meters or measuring devices in good working order.
  - c. 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.
6. Water shall be acquired from the same aquifer as the original point of appropriation (Well 4).
7. All other terms and conditions of Permit G-18890 remain the same.

Dated in Salem, Oregon on MAR 1 - 2024

  
Lisa J. Jaramillo, Transfer and Conservation Section Manager, for  
DOUGLAS E. WOODCOCK, ACTING DIRECTOR  
Oregon Water Resources Department

Mailing Date: MAR 4 - 2024

STATE OF OREGON

COUNTY OF LANE

PERMIT TO APPROPRIATE THE PUBLIC WATERS

THIS PERMIT IS HEREBY ISSUED TO

AARON LAKE  
84735 PARKWAY RD  
PLEASANT HILL OR 97455

This superseding permit is issued to describe an amendment for a change in point of appropriation proposed under Permit Amendment Application T-13954 and approved by Special Order Vol. 129, Page 847, entered MAR 1 - 2024. This permit supersedes Permit G-18207.

The specific limits and conditions of the use are listed below.

APPLICATION FILE NUMBER: G-18536

SOURCE OF WATER: WELL 2 (LANE 15957), WELL 3, AND WELL 4-A IN RATTLESNAKE CREEK BASIN

PURPOSE OR USE: IRRIGATION OF 28.7 ACRES

MAXIMUM RATE: 0.36 CUBIC FOOT PER SECOND

PERIOD OF USE: MARCH 1 THROUGH OCTOBER 31

DATE OF PRIORITY: JULY 10, 2017

WELL LOCATION:

| Twp  | Rng | Mer | Sec | Q-Q   | Measured Distances                                                                     |
|------|-----|-----|-----|-------|----------------------------------------------------------------------------------------|
| 18 S | 2 W | WM  | 34  | NE NE | WELL 4-A - 780 FEET SOUTH AND 290 FEET WEST FROM THE NE CORNER OF SECTION 34           |
| 18 S | 2 W | WM  | 35  | NW NW | WELL 2 (LANE 15957) - 670 FEET SOUTH AND 40 FEET EAST FROM THE NW CORNER OF SECTION 35 |
| 18 S | 2 W | WM  | 35  | NW NW | WELL 3 - 870 FEET SOUTH AND 510 FEET EAST FROM THE NW CORNER OF SECTION 35             |

The amount of water used for irrigation under this right, together with the amount secured under any other right existing for the same lands, is limited to a diversion of ONE-EIGHTIETH of one cubic foot per second and 2.5 acre-feet for each acre irrigated during the irrigation season of each year.

THE PLACE OF USE IS LOCATED AS FOLLOWS:

| IRRIGATION |     |     |     |       |       |
|------------|-----|-----|-----|-------|-------|
| Twp        | Rng | Mer | Sec | Q-Q   | Acres |
| 18 S       | 2 W | WM  | 34  | NE NE | 8.9   |
| 18 S       | 2 W | WM  | 35  | NW NW | 19.8  |
| Total      |     |     |     |       | 28.7  |

**Permit Amendment T-13954 Conditions:**

The quantity of water diverted at the new point of appropriation (Well 4-A) shall not exceed the quantity of water lawfully available at the original point of appropriation (Well 4).

Water use measurement conditions:

- a. Before water use may begin under this order, the water user shall install a totalizing flow meter, or, with prior approval of the Director, another suitable measuring device, at each point of appropriation (new and existing).
- b. The water user shall maintain the meters or measuring devices in good working order.
- c. 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.

Water shall be acquired from the same aquifer as the original point of appropriation (Well 4).

**Original Permit Conditions:**

**1. Measurement Devices, and Recording/Reporting of Annual Water Use Conditions:**

- A. Before water use may begin under this permit, the permittee shall install a totalizing flow meter at each point of appropriation. The permittee shall maintain the device in good working order.
- B. The permittee shall allow the watermaster access to the device; provided however, where any device is located within a private structure, the watermaster shall request access upon reasonable notice.
- C. The permittee shall keep a complete record of the volume of water used each month, and shall submit an annual report which includes the recorded water-use measurements to the Department annually, or more frequently as may be required by the Director. Further, the Director may require the permittee to report general water-use information, including the place and nature of use of water under the permit.
- D. The Director may provide an opportunity for the permittee to submit alternative measuring and reporting procedures for review and approval.

## 2. Static Water Level Condition:

The Department requires the water user to obtain, from a qualified individual (see below), and report annual static water levels for each well on the permit. The static water level shall be measured in the month of March. Reports shall be submitted to the Department within 30 days of measurement.

The permittee shall report an initial March static water-level measurement once well construction is complete and annual measurements thereafter. Annual measurements are required whether or not the well is used. The first annual measurement will establish a reference level against which future measurements will be compared. However, the Director may establish the reference level based on an analysis of other water-level data. The Director may require the user to obtain and report additional water levels each year if more data are needed to evaluate the aquifer system.

All measurements shall be made by a certified water rights examiner, registered professional geologist, registered professional engineer, licensed well constructor or pump installer licensed by the Construction Contractors Board. Measurements shall be submitted on forms provided by, or specified by, the Department. Measurements shall be made with equipment that is accurate to at least the standards specified in OAR 690-217-0045. The Department requires the individual performing the measurement to:

- A. Associate each measurement with an owner's well name or number and a Department well log ID; and
- B. Report water levels to at least the nearest tenth of a foot as depth-to-water below ground surface; and
- C. Specify the method of measurement; and
- D. Certify the accuracy of all measurements and calculations reported to the Department.

The water user shall discontinue use of, or reduce the rate or volume of withdrawal from, the well(s) if any of the following events occur:

- A. Annual water-level measurements reveal an average water-level decline of three or more feet per year for five consecutive years; or
- B. Annual water-level measurements reveal a water-level decline of 15 or more feet in fewer than five consecutive years; or
- C. Annual water-level measurements reveal a water-level decline of 25 or more feet; or
- D. Hydraulic interference leads to a decline of 25 or more feet in any neighboring well with senior priority.

The period of restricted use shall continue until the water level rises above the decline level which triggered the action or the Department determines, based on the permittee's and/or the Department's data and analysis, that no action is necessary because the aquifer in question can sustain the observed declines without adversely impacting the resource or causing substantial interference with senior water rights. The water user shall not allow excessive decline, as defined in Commission rules, to occur within the aquifer as a result of use under this permit. If more than one well is involved, the water user may submit an alternative measurement and reporting plan for review and approval by the Department.

3. **Groundwater production shall only be from the alluvial groundwater reservoir.**

4. **Well Identification Tag Condition:**

Prior to using water from any well listed on this permit, the permittee shall ensure that the well has been assigned an OWRD Well Identification Number (Well ID tag), which shall be permanently attached to the well. The Well ID shall be used as a reference in any correspondence regarding the well, including any reports of water use, water level, or pump test data.

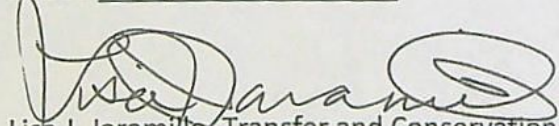
#### **STANDARD CONDITIONS**

1. Failure to comply with any of the provisions of this permit may result in action including, but not limited to, restrictions on the use, civil penalties, or cancellation of the permit.
2. If the number, location, source, or construction of any well deviates from that proposed in the permit application or required by permit conditions, this permit may be subject to cancellation, unless the Department authorizes the change in writing.
3. If substantial interference with surface water or a senior water right occurs due to withdrawal of water from any well listed on this permit, then use of water from the well(s) shall be discontinued or reduced and/or the schedule of withdrawal shall be regulated until or unless the Department approves or implements an alternative administrative action to mitigate the interference. The Department encourages junior and senior appropriators to jointly develop plans to mitigate interferences.
4. The well(s) shall be constructed and maintained in accordance with the General Standards for the Construction and Maintenance of Water Supply Wells in Oregon. The works shall be equipped with a usable access port adequate to determine water-level elevation in the well at all times.
5. Where two or more water users agree among themselves as to the manner of rotation in the use of water and such agreement is placed in writing and filed by such water users with the watermaster, and such rotation system does not infringe upon such prior rights of any water user not a party to such rotation plan, the watermaster shall distribute the water according to such agreement.
6. Prior to receiving a certificate of water right, the permit holder shall submit to the Water Resources Department the results of a pump test meeting the Department's standards for each point of

appropriation (well), unless an exemption has been obtained in writing under OAR 690-217. The Director may require water-level or pump-test data every ten years thereafter.

7. This permit is for the beneficial use of water without waste. The water user is advised that new regulations may require the use of best practical technologies or conservation practices to achieve this end.
8. By law, the land use associated with this water use must be in compliance with statewide land-use goals and any local acknowledged land-use plan.
9. The original permit was issued May 1, 2019. Construction of the well shall begin within five years of the date of permit issuance, May 1, 2024. The deadline to begin construction may not be extended. This permit is subject to cancellation proceedings if the construction deadline to begin is missed.
10. The original permit was issued May 1, 2019. Complete application of the water to the use shall be made on or before May 1, 2024. If beneficial use of permitted water has not been made before this date, the permittee may submit an application for extension of time, which may be approved based upon the merit of the application.
11. Within one year after complete application of water to the proposed use, the permittee shall submit a claim of beneficial use, which includes a map and report, prepared by a Certified Water Rights Examiner.

Issued MAR 1 - 2024



Lisa J. Jaramillo, Transfer and Conservation Section Manager, for  
DOUGLAS E. WOODCOCK, ACTING DIRECTOR  
Oregon Water Resources Department

# WATER RIGHT TRANSFER COVER SHEET

Transfer: T- 13954

Transfer Specialist: Stacy

Transfer Type: Permit Amendment Transfer

|                                                                                                               |  |                                                                                                                         |  |
|---------------------------------------------------------------------------------------------------------------|--|-------------------------------------------------------------------------------------------------------------------------|--|
| <b>Applicant:</b><br>AARON LAKE<br>84735 PARKWAY RD<br>PLEASANT HILL, OR 97455<br>Email: _____ Phone: _____   |  | <b>Agent:</b> <input type="checkbox"/> N/A<br>MICHAEL GELARDI PO BOX 8529 COBURG, OR 97408<br>Email: _____ Phone: _____ |  |
| <b>Irrigation District:</b> <input type="checkbox"/> N/A<br>Email: _____                                      |  | <b>CWRE:</b> <input type="checkbox"/> N/A<br>Email: _____                                                               |  |
| <b>Affected Local Gov'ts:</b> <input type="checkbox"/> N/A<br>Lane County Planning Department<br>Email: _____ |  | <b>Affected Tribal Gov't:</b> <input type="checkbox"/> N/A<br>UNAVAILABLE<br>Email: _____                               |  |
| <b>Current Landowner if other than Applicant:</b> <input type="checkbox"/> N/A<br>Email: _____                |  | <b>Receiving Landowner:</b> <input type="checkbox"/> N/A<br>Email: _____                                                |  |

## Water Rights Affected

| File Marked              | App. File # or Decree Name | Permit | Certificate                 | RR/CR Needed                                             | Superseding Permit RR/CR Nos. |
|--------------------------|----------------------------|--------|-----------------------------|----------------------------------------------------------|-------------------------------|
| <input type="checkbox"/> | <u>G-18536</u>             | G18207 | <u>                    </u> | <input type="checkbox"/> Yes <input type="checkbox"/> No | <u>G-18890</u>                |
| <input type="checkbox"/> |                            |        |                             | <input type="checkbox"/> Yes <input type="checkbox"/> No |                               |
| <input type="checkbox"/> |                            |        |                             | <input type="checkbox"/> Yes <input type="checkbox"/> No |                               |

## Key Dates & Initial Actions:

|                                                                 |                                                   |                                              |
|-----------------------------------------------------------------|---------------------------------------------------|----------------------------------------------|
| Rec'd: March 28, 2022                                           | Proposed Action(s): POINT OF APPROPRIATION        |                                              |
| Fees Pd: 1840.00                                                | WM District: 2                                    | ODFW District:                               |
| Initial Public Notice: UNAVAILABLE                              | WM Review sent:                                   | ODFW Review sent:                            |
| Acknowledgement Letter Sent <input checked="" type="checkbox"/> |                                                   | GW Review sent: <input type="checkbox"/> N/A |
| County sent cc: of Ack Letter <input type="checkbox"/>          | BOR notified (date): <input type="checkbox"/> N/A |                                              |
| Newspaper quote requested: <u>1-11-2024</u>                     | Request for news \$ sent: <u>1-16-2024</u>        | News \$ received: <u>1-23-2024</u>           |
| Request to publish sent: <u>1-26-2024</u>                       | Affidavit of publication received:                | Last day of publication:                     |

| Document | Drafted                                    | Peer Review                         | Changes Made                   | Coordinator                         | Changes Made                   | Signature Bin        | Signature Date      |
|----------|--------------------------------------------|-------------------------------------|--------------------------------|-------------------------------------|--------------------------------|----------------------|---------------------|
| DPD      | Date: _____<br>Initials: _____             | Date: _____<br>Initials: _____      | Date: _____<br>Initials: _____ | Date: _____<br>Initials: _____      | Date: _____<br>Initials: _____ | CW Sent: _____       | N/A                 |
| PD       | Date: _____<br>Initials: _____             | Date: _____<br>Initials: _____      | Date: _____<br>Initials: _____ | Date: _____<br>Initials: _____      | Date: _____<br>Initials: _____ | Date: _____          | Date: _____         |
| FO       | Date: <u>1-3-24</u><br>Initials: <u>SP</u> | Date: _____<br>Initials: <u>AJD</u> | Date: _____<br>Initials: _____ | Date: _____<br>Initials: <u>PKS</u> | Date: _____<br>Initials: _____ | Date: <u>2-14-24</u> | Date: <u>3/1/24</u> |

\$ 1j 2-27-24

Special Issues: \_\_\_\_\_

Special Order Volume: Vol. 129 Pages 847-848

STATE OF OREGON  
WATER RESOURCES DEPARTMENT

RECEIPT # **142286**

725 Summer St. N.E. Ste. A  
SALEM, OR 97301-4172  
(503) 986-0900 / (503) 986-0904 (fax)

INVOICE # \_\_\_\_\_

RECEIVED FROM: AM Enterprises, LLC  
BY: \_\_\_\_\_

|             |                |
|-------------|----------------|
| APPLICATION |                |
| PERMIT      |                |
| TRANSFER    | <u>T-13954</u> |

CASH: ☐ CHECK: # 880 OTHER: (IDENTIFY) ☐

TOTAL REC'D \$ 75.62

**1083 TREASURY 4170 WRD MISC CASH ACCT**

0407 COPIES 46118 \$  
0207 OTHER: (IDENTIFY) Newspaper Notice \$ 75.62

0243 I/S Lease \_\_\_\_\_ 0244 Muni Water Mgmt. Plan \_\_\_\_\_ 0245 Cons. Water \_\_\_\_\_

**4270 WRD OPERATING ACCT**

MISCELLANEOUS

|       |                          |    |
|-------|--------------------------|----|
| 0407  | COPY & TAPE FEES         | \$ |
| 0410  | RESEARCH FEES            | \$ |
| 0408  | MISC REVENUE: (IDENTIFY) | \$ |
| TC162 | DEPOSIT LIAB. (IDENTIFY) | \$ |
| 0240  | EXTENSION OF TIME        | \$ |

WATER RIGHTS:

|      |               |          |      |            |
|------|---------------|----------|------|------------|
| 0201 | SURFACE WATER | EXAM FEE | 0202 | RECORD FEE |
| 0203 | GROUND WATER  | \$       | 0204 | \$         |
| 0205 | TRANSFER      | \$       |      |            |

WELL CONSTRUCTION

|      |                        |          |      |             |
|------|------------------------|----------|------|-------------|
| 0218 | WELL DRILL CONSTRUCTOR | EXAM FEE | 0219 | LICENSE FEE |
|      | LANDOWNER'S PERMIT     | \$       | 0220 | \$          |

OTHER (IDENTIFY) \_\_\_\_\_

**0536 TREASURY 0437 WELL CONST. START FEE**

|      |                      |    |       |
|------|----------------------|----|-------|
| 0211 | WELL CONST START FEE | \$ | CARD# |
| 0210 | MONITORING WELLS     | \$ | CARD# |

OTHER (IDENTIFY) \_\_\_\_\_

**0607 TREASURY 0467 HYDRO ACTIVITY LIC NUMBER**

|      |                            |    |
|------|----------------------------|----|
| 0233 | POWER LICENSE FEE (FW/WRD) | \$ |
| 0231 | HYDRO LICENSE FEE (FW/WRD) | \$ |
|      | HYDRO APPLICATION          | \$ |

**TREASURY OTHER / RDX**

FUND \_\_\_\_\_ TITLE \_\_\_\_\_

OBJ. CODE \_\_\_\_\_ VENDOR # \_\_\_\_\_

DESCRIPTION \_\_\_\_\_ \$

RECEIPT: **142286**

DATED 1-23-2024 BY: [Signature]

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STATE OF OREGON  
WATER RESOURCES DEPARTMENT

RECEIPT # **142286**

725 Summer St. N.E. Ste. A  
SALEM, OR 97301-4172  
(503) 986-0900 / (503) 986-0904 (fax)

INVOICE # \_\_\_\_\_

RECEIVED FROM: AM Enterprises, LLC  
BY: \_\_\_\_\_

|             |                |
|-------------|----------------|
| APPLICATION |                |
| PERMIT      |                |
| TRANSFER    | <u>T-13954</u> |

CASH: ☐ CHECK: # 880 OTHER: (IDENTIFY) ☐

TOTAL REC'D \$ 75.62

**1083 TREASURY 4170 WRD MISC CASH ACCT**

0407 COPIES 46118 \$  
0207 OTHER: (IDENTIFY) Newspaper Notice \$ 75.62

0243 I/S Lease \_\_\_\_\_ 0244 Muni Water Mgmt. Plan \_\_\_\_\_ 0245 Cons. Water \_\_\_\_\_

**4270 WRD OPERATING ACCT**

MISCELLANEOUS

|       |                          |    |
|-------|--------------------------|----|
| 0407  | COPY & TAPE FEES         | \$ |
| 0410  | RESEARCH FEES            | \$ |
| 0408  | MISC REVENUE: (IDENTIFY) | \$ |
| TC162 | DEPOSIT LIAB. (IDENTIFY) | \$ |
| 0240  | EXTENSION OF TIME        | \$ |

WATER RIGHTS:

|      |               |          |      |            |
|------|---------------|----------|------|------------|
| 0201 | SURFACE WATER | EXAM FEE | 0202 | RECORD FEE |
| 0203 | GROUND WATER  | \$       | 0204 | \$         |
| 0205 | TRANSFER      | \$       |      |            |

WELL CONSTRUCTION

|      |                        |          |      |             |
|------|------------------------|----------|------|-------------|
| 0218 | WELL DRILL CONSTRUCTOR | EXAM FEE | 0219 | LICENSE FEE |
|      | LANDOWNER'S PERMIT     | \$       | 0220 | \$          |

OTHER (IDENTIFY) \_\_\_\_\_

**0536 TREASURY 0437 WELL CONST. START FEE**

|      |                      |    |       |
|------|----------------------|----|-------|
| 0211 | WELL CONST START FEE | \$ | CARD# |
| 0210 | MONITORING WELLS     | \$ | CARD# |

OTHER (IDENTIFY) \_\_\_\_\_

**0607 TREASURY 0467 HYDRO ACTIVITY LIC NUMBER**

|      |                            |    |
|------|----------------------------|----|
| 0233 | POWER LICENSE FEE (FW/WRD) | \$ |
| 0231 | HYDRO LICENSE FEE (FW/WRD) | \$ |
|      | HYDRO APPLICATION          | \$ |

**TREASURY OTHER / RDX**

FUND \_\_\_\_\_ TITLE \_\_\_\_\_

OBJ. CODE \_\_\_\_\_ VENDOR # \_\_\_\_\_

DESCRIPTION \_\_\_\_\_ \$

RECEIPT: **142286**

DATED 1-23-2024 BY: [Signature]

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Received

FEB 13 2024

OWRD

**LOCALiQ**

The Register-Guard

PO Box 631824 Cincinnati, OH 45263-1824

**PROOF OF PUBLICATION**

ElyseD Richmond  
TACS-PN  
Oregon Depart. of Water Resources  
725 Summer ST NE # A  
Salem OR 97301-1266

STATE OF WISCONSIN, COUNTY OF BROWN

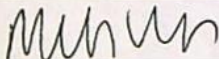
The Register-Guard, a newspaper of general circulation as defined in ORS 193.010 and 193.020; published at Eugene in the State of Oregon, County of Lane; that the printed copy of which is hereto annexed, is publishing in the entire issue of said newspaper in the issues dated:

01/30/2024, 02/06/2024

Sworn to and subscribed before on 02/06/2024



Legal Clerk



Notary, State of WI, County of Brown

8.25.26

My commission expires

Publication Cost: \$63.02

Order No: 9736110

Customer No: 816170

PO #:

# of Copies:

1

**THIS IS NOT AN INVOICE!**

*Please do not use this form for payment remittance.*

MARIAH VERHAGEN  
Notary Public  
State of Wisconsin

**Notice of Permit  
Amendment T-13954**

T-13954 filed by Aaron Lake, 84735 Parkway Rd, Pleasant Hill, OR 97455, proposes a change in point of appropriation under Permit G-18207. The permit allows the use of 0.36 cubic foot per second from wells in Sec. 35, T18S, R2W, WM for irrigation in Sects. 34 and 35, T18S, R2W, WM. The applicant proposes to move a point of appropriation within Sec. 34, T18S, R2W, WM. The Water Resources Department has concluded that the proposed permit amendment appears to be consistent with the requirements of ORS 537.211. The last date of newspaper publication is 02/06/2024

## Watermaster Review Form: Water Right Transfer



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

Transfer Application: T-13954

Review Due Date: 05/05/2022

Applicant Name: Aaron Lake

Proposed Changes: ☐ POU ☐ POD ☒ POA ☐ USE ☐ OTHER

Reviewer(s): L. Blakely

Date of Review: 04/28/2022

1. Do you have evidence that the right has not been used in the last 5 years and that the presumption of forfeiture would not likely be rebuttable? ☐ Yes ☒ No If "Yes", attach evidence (e.g. dated aerial photo showing pavement or building on the land for >5 yrs.)
2. Is there a history of regulation on the source that serves this (or these) right(s) that has involved the transferred right(s) and downstream water rights? ☐ Yes ☒ No Generally characterize the frequency of any regulation or explain why regulation has not occurred:  
  
GW has not been regulated in this area.
3. Have headgate notices been issued for the source that serves the transferred right(s)?  
☐ Yes ☒ No ☐ Records not available.
4. In your estimation, after the proposed change, would distribution of water for the right(s) result in regulation of other water rights that would not have occurred if use under the original right(s) was/were maximized? ☐ Yes ☒ No If "Yes", explain:
5. In your estimation, if the proposed change is approved, are there upstream water rights that would be affected? ☐ Yes ☒ No If "Yes", describe how the rights would be affected and list the rights most affected:

6. Check here ☐ if it appears that downstream water rights benefit from return flows resulting from the current use of the transferred right(s)? If you check the box, generally characterize the locations where the return flows likely occur and list the water rights that benefit most:

☒ N/A

7. For POD changes and instream transfers, check here if there are channel losses between the old and new PODs or within the proposed instream reach? If you check the box, describe and, if possible, estimate the losses:

☒ N/A

8. For instream transfers that propose protection of a reach beyond the mouth of the source stream:

☒ N/A Would the quantity be measureable into the receiving stream consistent with OAR 690-077-0015(8)? ☐ Yes ☐ No

9. For POU changes: ☒ N/A Is it likely the original place of use would continue to receive water from the same source? ☐ Yes ☐ No If "Yes", explain:

10. For POU or USE changes: ☒ N/A In your best judgment, would use of the existing right at "full face value," result in the diversion of more water than can be used beneficially and without waste?

☐ Yes ☐ No If "Yes", explain:

11. For POU changes that involve micro-irrigation: ☒ N/A

a. Has the applicant made changes (absent a transfer) to convert to micro-irrigation within the current place of use boundary of the water right proposed for transfer, and previously demonstrated to the Department through monitoring and site inspections by the Watermaster that the proposed transfer will not result in injury or enlargement?

☐ Yes ☐ No If "Yes", explain:

- b. Has a temporary transfer of this nature been previously filed and approved on the same lands (or portions thereof) as those lands involved in this transfer?

☐ Yes ☐ No If "Yes", answer the following:

- i. Were there any problems with more acres being irrigated (or wetted) than were authorized under the temporary transfer? ☐ Yes ☐ No If "Yes", explain:

- ii. Did the designated areas that were to remain dry (or not wetted) under the temporary transfer actually remain dry? ☐ Yes ☐ No If "No", explain:

- iii. Did the applicant comply with and meet all of the conditions of the temporary transfer? ☐ Yes ☐ No If "No", explain:

- iv. Do you have any other observations regarding the temporary transfer?

☐ Yes ☐ No If "Yes", describe:

- v. Did the applicant demonstrate to the Department through monitoring and site inspections by the Watermaster that neither injury nor enlargement occurred as a result of the temporary transfer? ☐ Yes ☐ No If "No", explain:

- c. To the best of your knowledge, if this transfer is approved, does it appear that:

- i. "Injury" will occur to other water rights that share the same source?

☐ Yes ☐ No If "Yes", explain:

- ii. "Enlargement" of the water right being transferred will occur?

☐ Yes ☐ No If "Yes", explain:

12. Are there other issues not identified through the above questions that should be considered in determining whether the change "can be effected without injury to other rights"?

☐ Yes ☒ No If "Yes", explain:

13. What alternatives may be available for addressing any issues identified above:

14. Do conditions need to be included in the transfer order to avoid enlargement of the right or injury to other rights? ☐ No ☐ Yes, as checked and provided below:

☐ For POU changes that involve micro-irrigation, provide the monitoring and reporting conditions necessary to prevent injury/enlargement:

☐ A Headgate should be required prior to diverting water.

☒ Measurement Devices for POD or POA: (if this condition is selected, also fill in the top sections of Page 4)

*a. Before water use may begin under this order, the water user shall install a totalizing flow meter\*, or, with prior approval of the Director, another suitable measuring device, ☒ at each point of diversion/appropriation (new and existing) OR at each new point of diversion/appropriation ☐ with the exception that water rights issued to the Bureau of Reclamation or an irrigation district (or similar entity) are not subject to this condition.*

*b. The water user shall maintain the meters or measuring devices in good working order.*

*c. 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.*

☐ Reservoir water use measurement: (if this condition is selected, also fill in the top sections of Page 4)

*a. Before water use may begin under this order, the water user shall install staff gages\*, or, with prior approval of the Director, other suitable measuring devices, that measure the entire range and stage between empty and full in each reservoir. Staff gages shall be United States Geological Survey style.*

*b. Before water use may begin under this order, if the reservoir is located in channel, weirs or other suitable measuring devices must be installed upstream and downstream of the reservoir, and, an adjustable outlet valve must be installed. The water user shall maintain such devices in good working order. A written waiver may be obtained, if in the judgment of the Director, the installation of weirs or other suitable measuring devices, or the adjustable outlet valve, will provide no public benefit.*

\* The following alternative device(s) should be substituted for the bold, underlined device in the above selected condition:

☐ Weir  
☐ Parshall Flume  
☐ Other: \_\_\_\_\_

☐ Submerged Orifice  
☐ Flow Restrictor

## Oregon Water Resources Department

## Measurement Condition Information for the Applicant

(To be sent with the Draft Preliminary Determination or Final Order)

Transfer #: T- 13954



In order to avoid enlargement of the right or injury to other rights, a **totalizing flow meter** will be required to be installed **prior to diversion of water**, as a condition of this transfer:



at each point of diversion/appropriation (new and existing) **OR**



at each new point of diversion/appropriation.

For additional information, or to obtain approval of a different type of measurement device, the applicant should contact the area Watermaster:

Watermaster name: Lanaya Blakely

District: 2

Address: 125 E. 8th Ave

City/State/Zip: Eugene, OR 97401

Phone: 541-913-1154

Email: lanaya.f.blakely@water.oregon.gov

**Note:** If a device other than the one specified in the Preliminary Determination or Final Order is approved by the Watermaster, fill out and mail the form below to the Salem office.

\*\*\*\*\*

## Approval of an Alternate Measurement Device

T-

(to be filled out after consultation with the applicant, or after a site visit)

On behalf of the Director, I authorize use of the following suitable alternate measurement device:

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_  
Watermaster signature

\_\_\_\_\_  
District

\_\_\_\_\_  
Date

If this form is used for approval of an alternative measurement device, it must be mailed to:

Oregon Water Resources Department  
725 Summer Street NE, Suite A  
Salem, OR 97301-1266

## Groundwater Transfer Review Summary Form

Transfer/PA # T- 13954

GW Reviewer J. Hootsmans/T. Brown Date Review Completed: 11/15/2023

### Summary of Same Source Review:

- ☐ The proposed change in point of appropriation is not within the same aquifer as per OAR 690-380-2110(2).

### Summary of Injury Review:

- ☐ The proposed transfer will result in another, existing water right not receiving previously available water to which it is legally entitled or result in significant interference with a surface water source as per 690-380-0100(3).

### Summary of GW-SW Transfer Similarity Review:

- ☐ The proposed SW-GW transfer doesn't meet the definition of "similarly" as per OAR 690-380-2130.

*This is only a summary. Documentation is attached and should be read thoroughly to understand the basis for determinations.*



Oregon Water Resources Department  
725 Summer Street NE, Suite A  
Salem, Oregon 97301-1271  
(503) 986-0900  
www.wrd.state.or.us

## Ground Water Review Form:

- ☐ Water Right Transfer  
☒ Permit Amendment  
☐ GR Modification  
☐ Other

Application: T-13954

Applicant Name: Aaron Lake

Proposed Changes: ☒ POA ☐ APOA ☐ SW→GW ☐ RA  
☐ USE ☐ POU ☐ OTHER

Reviewer(s): J. Hootsmans/T. Brown

Date of Review: 11/15/2023

Date Returned to WRSD: 11/15/2023

The information provided in the application is insufficient to evaluate whether the proposed transfer may be approved because:

- ☐ The water well reports provided with the application do not correspond to the water rights affected by the transfer.
- ☐ The application does not include water well reports or a description of the well construction details sufficient to establish the ground water body developed or proposed to be developed.
- ☐ Other \_\_\_\_\_

- 
1. Basic description of the changes proposed in this transfer: The applicant proposes to change one of the Points of Appropriation (POA), From-POA #3 (Well 4) from Permit G-18207 with a proposed To-POA #3, Well 4-A (LANE 78499).
  2. Will the proposed POA develop the same aquifer (source) as the existing authorized POA?  
☒ Yes ☐ No Comments: Proposed to-POA #3 (Well 4-A, LANE 78499) is between Wells 1 and 2 from the original G-18536 application (see Well Location Maps). Well 4-A has similar construction as the already authorized POAs and all POAs target the alluvium as the groundwater source.
  3. a) Is there more than one source developed under the right (e.g., basalt and alluvium)?  
☐ Yes ☒ No All authorized From-POAs and To-POAs are developed or targeted to be developed in alluvium.  
b) If yes, estimate the portion of the right supplied by each of the sources and describe any limitations that will need to be placed on the proposed change (rate, duty, etc.): \_\_\_\_\_
  4. a) Will this proposed change, at its maximum allowed rate of use, likely result in an increase in interference with **another ground water right**?  
☐ Yes ☒ No Comments: Proposed to-POA #3 (Well 4-A, LANE 78499) is between Wells 1 and 2 from the original G-18536 application. Therefore, interference is not expected to increase.

b) If yes, would this proposed change, at its maximum allowed rate of use, likely result in another groundwater right not receiving the water to which it is legally entitled?

☐ Yes ☐ No If yes, explain: \_\_\_\_\_

5. a) Will this proposed change, at its maximum allowed rate of use, likely result in an increase in interference with **another surface water source**?

☐ Yes ☒ No Comments: Proposed to-POA #3 (Well 4-A, LANE 78499) is between Wells 1 and 2 from the original G-18536 application. Therefore, interference is not expected to increase.

b) If yes, at its maximum allowed rate of use, what is the expected change in degree of interference with any **surface water sources** resulting from the proposed change?

Stream: \_\_\_\_\_ ☐ Minimal ☐ Significant

Stream: \_\_\_\_\_ ☐ Minimal ☐ Significant

Provide context for minimal/significant impact: \_\_\_\_\_

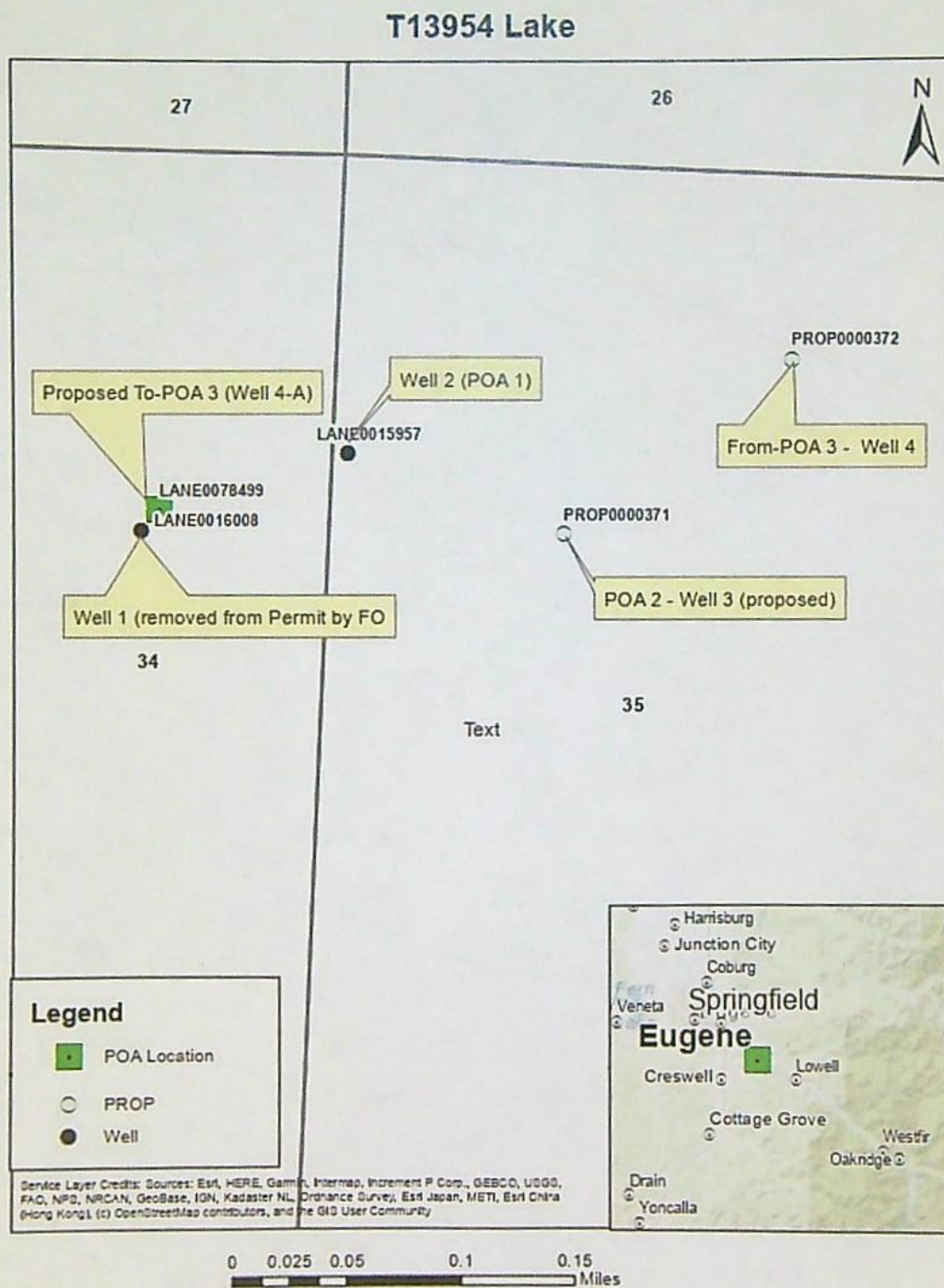
6. For SW-GW transfers, will the proposed change in point of diversion affect the surface water source similarly (as per OAR 690-380-2130) to the authorized point of diversion specified in the water use subject to transfer?

☐ Yes ☐ No Comments: \_\_\_\_\_

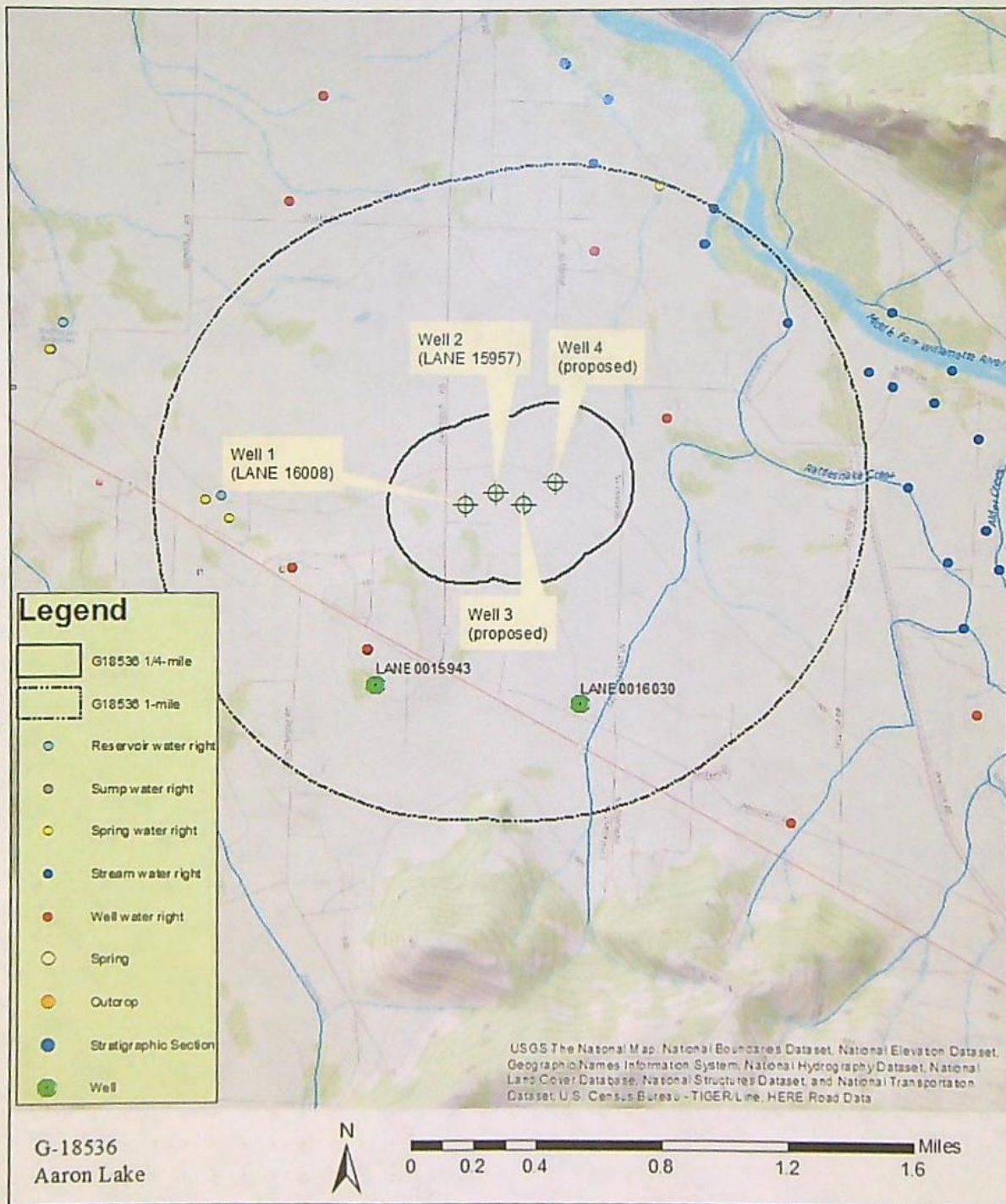
7. What conditions or other changes in the application are necessary to address any potential issues identified above: \_\_\_\_\_

8. Any additional comments: N/A

## Well Location Map



## Well Location Map From G18536 Original Application



GELARDI LAW PC

171 Oregon Water Resources Department

1284

3/24/2022

Invoice Number

Invoice Date

Invoice Amount

Reference

Client

Matter

Code

Bill Amount

G/L Account

G/L Amount

03232022

3/23/2022

\$1,840.00 Permit amendment filing fee

1400-0-0-0

\$1,840.00

RECEIVED

MAR 28 2022

OWRD

Check Total: \$1,840.00

To Reorder call Dynamic Systems @ (800) 782-2346

## STATE OF OREGON

## WATER RESOURCES DEPARTMENT

725 Summer St. N.E. Ste. A

SALEM, OR 97301-4172

(503) 986-0900 / (503) 986-0904 (fax)

RECEIPT # 137776

INVOICE #

RECEIVED FROM:

Gelardi Law PC

BY:

APPLICATION

PERMIT

TRANSFER

1-13954

CASH:

CHECK: #

OTHER: (IDENTIFY)

TOTAL REC'D

\$1,840.00

## 1083 TREASURY 4170 WRD MISC CASH ACCT

0407 COPIES

\$

OTHER: (IDENTIFY)

\$

0243 I/S Lease

0244 Muni Water Mgmt. Plan

0245 Cons. Water

## 4270 WRD OPERATING ACCT

## MISCELLANEOUS

0407 COPY &amp; TAPE FEES

\$

0410 RESEARCH FEES

\$

0408 MISC REVENUE: (IDENTIFY)

\$

TC162 DEPOSIT LIAB. (IDENTIFY)

\$

0240 EXTENSION OF TIME

\$

## WATER RIGHTS:

0201 SURFACE WATER

\$

0202

\$

0203 GROUND WATER

\$

0204

\$

0205 TRANSFER

\$ 1840.00

## WELL CONSTRUCTION

0218 WELL DRILL CONSTRUCTOR

\$

0219

\$

LANDOWNER'S PERMIT

0220

\$

OTHER (IDENTIFY)

## 0536 TREASURY 0437 WELL CONST. START FEE

0211 WELL CONST START FEE

\$

CARD#

0210 MONITORING WELLS

\$

CARD#

OTHER (IDENTIFY)

## 0607 TREASURY 0467 HYDRO ACTIVITY LIC NUMBER

0233 POWER LICENSE FEE (FW/WRD)

\$

0231 HYDRO LICENSE FEE (FW/WRD)

\$

HYDRO APPLICATION

\$

## TREASURY OTHER / RDX

FUND TITLE

OBJ. CODE VENDOR #

DESCRIPTION

\$

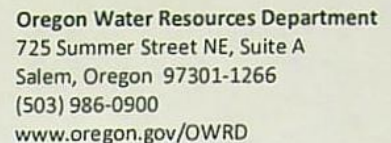
RECEIPT: 137776

DATED: 3.28.2022

BY: Mindy Carlin

Distribution - White Copy - Customer, Yellow Copy - Fiscal, Blue Copy - File, Buff Copy - Fiscal

## Part 1 of 5 – Minimum Requirements Checklist



For questions, please call (503) 986-0900, and ask for Transfer Section.

MAR 28 2022

OWRD

☒ Part 1 – Completed Minimum Requirements Checklist.

☒ Part 2 – Completed 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](http://apps.wrd.state.or.us/apps/misc/wrd_fee_calculator).

☒ Part 4 – Completed Applicant Information and Signature.

☒ Part 5 – Information about Permits to be Amended: **Number of permits to be amended:** 1  
**List the Permits here:** G-18207  
Please include a separate Part 5 for each permit. (See instructions on page 6)

☒ Completed Permit Amendment Application Map (Does not have to be prepared by a Certified Water Right Examiner).

☐ ☒ N/A Request for Assignment Form and statutory fee. The request for assignment form has to be completed if the applicant is **not** the permit holder of record and needs to be assigned to the permit; **or** the landowner of the proposed place of use is **not** the permit holder of record and needs to be assigned to the permit (the Request for Assignment Form is available online at <https://www.oregon.gov/OWRD/Forms/Pages/default.aspx>). Assignment is not needed if the applicant is the permit holder of record.

☐ ☒ N/A Affidavit(s) of Consent are required from all permit holder(s) of record if the permit is not assigned to the applicant **or** other permit holders of record that are not listed as applicants.

☒ ☐ N/A Oregon Water Resources Department's Land Use Information Form with approval and signature (or signed land use form receipt stub) from each local land use authority in which water is to be diverted, conveyed, and/or used. Not required if water is to be diverted, conveyed, and/or used only on federal lands or if **all** of the following apply: a) a change in place of use only, b) no structural changes, c) the use of water is for irrigation only, and d) the use is located within an irrigation district or an exclusive farm use zone.

☒ ☐ N/A Water Well Report/Well Log for changes in point(s) of appropriation (well(s)) or additional point(s) of appropriation.

☐ ☒ 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 feet from the surface water source and more than 1000 feet upstream or downstream from the point of diversion. (ORS 540.531(2) or (3)).

## Part 2 of 5 – Permit Amendment Map Checklist

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

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

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- ☐ ☒ N/A If **more than three** permits are involved, separate maps for each permit.
- ☒ Permanent quality printed with dark ink on good quality paper.
- ☒ The size of the map can be 8½ x 11 inches, 8½ x 14 inches, 11 x 17 inches, or up to 30 x 30 inches. For 30 x 30 inch maps, one extra copy is required.
- ☒ A north arrow, a legend, and scale.
- ☒ The scale of the map must be: 1 inch = 400 feet, 1 inch = 1,320 feet, the scale of the county assessor map if the scale is not smaller than 1 inch = 1,320 feet, or a scale that has been pre-approved by the Department.
- ☒ Township, Range, Section, ¼ ¼, DLC, Government Lot, and other recognized public land survey lines.
- ☒ Tax lot boundaries (property lines) are required. Tax lot numbers are recommended.
- ☒ Major physical features including rivers and creeks showing direction of flow, lakes and reservoirs, roads, and railroads.
- ☒ Major water delivery system features from the point(s) of diversion/appropriation such as main pipelines, canals, and ditches.
- ☒ Existing place of use that includes separate hachuring for each water use permit, 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 permit is being changed, a separate hachuring is needed for the portion of the permit left unchanged.
- ☐ ☒ N/A If you are proposing a change in place of use, show the proposed place of use with hachuring that includes separate hachuring for each permit, 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 use 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 3 of 5 – Fee Worksheet

| FEE WORKSHEET for PERMIT AMENDMENT |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                            |   |         |
|------------------------------------|--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|---|---------|
| 1                                  | Base Fee (includes one type of change to one permit for up to 1 cfs)                                                                                                                                                                                                                                                                                                                                                                                                                                                                       | 1 | \$1,360 |
|                                    | Types of change proposed:<br><input type="checkbox"/> Place of Use <input checked="" type="checkbox"/> Point of Diversion/Appropriation<br>Number of above boxes checked = <u>1</u> (2a)<br>Subtract 1 from the number in line 2a = <u>0</u> (2b) <i>If only one change, this will be 0</i>                                                                                                                                                                                                                                                |   |         |
| 2                                  | Multiply line 2b by \$1090 and enter » » » » » » » » » » » » » » » » » » » » » »                                                                                                                                                                                                                                                                                                                                                                                                                                                           | 2 | \$0     |
|                                    | Number of permits included in Permit Amendment <u>1</u> (3a)<br>Subtract 1 from the number in 3a: <u>0</u> (3b) <i>If only one permit this will be 0</i>                                                                                                                                                                                                                                                                                                                                                                                   |   |         |
| 3                                  | Multiply line 3b by \$610 and enter » » » » » » » » » » » » » » » » » » » » » »                                                                                                                                                                                                                                                                                                                                                                                                                                                            | 3 | \$0     |
|                                    | Do you propose to add or change a well, or change from a surface water POD to a well?<br><input type="checkbox"/> No: enter 0 <input checked="" type="checkbox"/> Yes: enter \$480 for the 1 <sup>st</sup> well to be added or changed <u>\$480</u> (4a)<br><br>Do you propose to add or change additional wells?<br><input checked="" type="checkbox"/> No: enter 0 <input type="checkbox"/> Yes: multiply the number of additional wells by \$410 _____ (4b)                                                                             |   |         |
| 4                                  | Add line 4a to line 4b and enter » » » » » » » » » » » » » » » » » » » » » »                                                                                                                                                                                                                                                                                                                                                                                                                                                               | 4 | \$480   |
|                                    | Do you propose to change the place of use?<br><input checked="" type="checkbox"/> No: enter 0 on line 5<br><input type="checkbox"/> Yes: enter the cfs for the portions of the permits to be amended (see below*): _____ (5a)<br>Subtract 1.0 from the number in 5a above: _____ (5b)<br>If 5b is 0, enter 0 on line 5 » » » » » » » » » » » » » » » » » » » » » »<br>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 | \$1,840 |
|                                    | Is this permit amendment:<br><input type="checkbox"/> necessary to complete a project funded by the Oregon Watershed Enhancement Board (OWEB) under ORS 541.932?<br><input type="checkbox"/> endorsed in writing by ODFW as a change that will result in a net benefit to fish and wildlife habitat?<br><br>If one or more boxes is checked, multiply line 6 by 0.5 and enter on line 7<br>If no box is applicable, enter 0 on line 7 » » » » » » » » » » » » » » » » » » » » » »                                                          |   |         |
| 7                                  |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                            | 7 | \$0     |
| 8                                  | Subtract line 7 from line 6 » » » » » » » » » » » » » » » » » » » » » » Permit Amendment Fee:                                                                                                                                                                                                                                                                                                                                                                                                                                              | 8 | \$1,840 |

\*Example for Line 5a calculation to transfer 45.0 acres of Primary Permit S-12345 (total 1.25 cfs for 100 acres) and 45.0 acres of Supplemental Permit S-87654 (1/80 cfs per acre) on the same land:

1. For irrigation calculate cfs for each permit involved as follows:
  - a. Divide total authorized cfs by total acres in the permit (*for S-12345,  $1.25 \text{ cfs} \div 100 \text{ ac}$* ); then multiply by the number of acres to be changed to get the application cfs ( *$\times 45 \text{ ac} = 0.56 \text{ cfs}$* ).
  - b. If the water right permit 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 S-87654,  $45.0 \text{ ac} \times 0.0125 \text{ cfs/ac} = 0.56 \text{ cfs}$* )
2. Add cfs for the portions of permits on all the land included in the application; however **do not count cfs for supplemental permits on acreage for which you have already calculated the cfs fee for the primary permit on the same land**. The fee should be assessed only once for each "on the ground" acre included in the application. (*In this example, blank 5a would be only 0.56 cfs, since both permits serve the same 45.0 acres. Blank 5b would be 0 and Line 5 would then also become 0*).

## Part 4 of 5 – Applicant Information and Signature

### Applicant Information

|                                                                                                                                                                             |                    |                     |                                       |                        |
|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------|--------------------|---------------------|---------------------------------------|------------------------|
| APPLICANT/BUSINESS NAME<br><b>Aaron Lake</b>                                                                                                                                |                    |                     | PHONE NO.<br><b>541-214-9127</b>      | ADDITIONAL CONTACT NO. |
| ADDRESS<br><b>84735 Parkway Road</b>                                                                                                                                        |                    |                     | FAX NO.                               |                        |
| CITY<br><b>Pleasant Hill</b>                                                                                                                                                | STATE<br><b>OR</b> | ZIP<br><b>97455</b> | E-MAIL<br><b>amfamfarms@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. |                    |                     |                                       |                        |

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

|                                                                                                                                                                             |                    |                     |                                      |                        |
|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------|--------------------|---------------------|--------------------------------------|------------------------|
| AGENT/BUSINESS NAME<br><b>Michael Gelardi, Gelardi Law P.C.</b>                                                                                                             |                    |                     | PHONE NO.<br><b>541-689-3094</b>     | ADDITIONAL CONTACT NO. |
| ADDRESS<br><b>P.O. Box 8529</b>                                                                                                                                             |                    |                     | FAX NO.                              |                        |
| CITY<br><b>Coburg</b>                                                                                                                                                       | STATE<br><b>OR</b> | ZIP<br><b>97408</b> | E-MAIL<br><b>mike@gelardilaw.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 permit amendment; and why:  
 Applicant proposes to change the location of one out of three of the wells permitted under G-18207. Well 4-A of this amendment will replace Well 4 approved under G-18207.  
 If you need additional space, continue on a separate piece of paper and attach to the application as "Attachment 1".

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

Is the applicant the permit holder of record? ☒ Yes ☐ No

If NO, include either:

- ☐ A completed assignment form (with required statutory assignment fee), assigning all or a portion of the permit to the applicant(s), OR
- ☐ An affidavit of consent from the permit holder(s) of record that gives permission for the applicant to amend the permit.

Has the Completion ("C") Date of the permit(s) in this application expired? ☐ Yes ☒ No

If YES, this application will not be accepted by the Department.

If NO, what are the completion dates of the permit(s)? 5/1/2024

- If the permit completion date expires while the Permit Amendment Application is pending, the Department will not approve the Permit Amendment Application until an Extension of Time Application is approved for the permit.
- You may consider using the Reimbursement Authority process to expedite the processing of this Permit Amendment Application if the completion date of the permit expires within 6 months of the date of filing this application.

By my signature below, I confirm that I understand:

- Prior to Department approval of the permit amendment, 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 permit 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 Register Guard

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

Applicant Signature

Aaron Lake

Print Name (and Title if applicable)

3/24/22

Date

Applicant Signature

Print Name (and Title if applicable)

Date

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ORDER

Check one of the following:

- ☒ The applicant is responsible for completion of change(s). Notices and correspondence should continue to be sent to the applicant.
- ☐ The permit holder(s) of record will be responsible for completing the proposed change(s) after the final order is issued. Copies of notices and correspondence should be sent to the permit holder(s) of record.

Check the appropriate box, if applicable:

- ☐ Check here if any of the permits proposed for amendment are or will be located within or served by an irrigation or other water district.

|                                 |         |     |
|---------------------------------|---------|-----|
| IRRIGATION DISTRICT NAME<br>N/A | ADDRESS |     |
| CITY                            | STATE   | ZIP |

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

|                    |         |     |
|--------------------|---------|-----|
| ENTITY NAME<br>N/A | ADDRESS |     |
| CITY               | STATE   | ZIP |



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

|                            |                                                          |              |
|----------------------------|----------------------------------------------------------|--------------|
| ENTITY NAME<br>Lane County | ADDRESS<br>Public Works Department, 3050 N Delta Highway |              |
| CITY<br>Eugene             | STATE<br>OR                                              | ZIP<br>97401 |

|             |         |     |
|-------------|---------|-----|
| ENTITY NAME | ADDRESS |     |
| CITY        | STATE   | ZIP |

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|             |         |     |
|-------------|---------|-----|
| ENTITY NAME | ADDRESS |     |
| CITY        | STATE   | ZIP |

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## Part 5 of 5 – Water Use Permit Information

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

PERMIT # G-18207

**Table 1. Location of Authorized and Proposed Point(s) of Diversion (POD) or Appropriation (POA)**

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

| POD/POA Name or Number  | Is this POD/POA Authorized by the permit 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) |
|-------------------------|-------------------------------------------------------------|----------------------------------------------------|-----|-----|-----|-----|---------------------------|------------------------------------------------------|
| See attached Exhibit A. | <input type="checkbox"/> Authorized                         |                                                    |     |     |     |     |                           |                                                      |
|                         | <input type="checkbox"/> Proposed                           |                                                    |     |     |     |     |                           |                                                      |
|                         | <input type="checkbox"/> Authorized                         |                                                    |     |     |     |     |                           |                                                      |
|                         | <input type="checkbox"/> Proposed                           |                                                    |     |     |     |     |                           |                                                      |
|                         | <input type="checkbox"/> Authorized                         |                                                    |     |     |     |     |                           |                                                      |
|                         | <input type="checkbox"/> Proposed                           |                                                    |     |     |     |     |                           |                                                      |
|                         | <input type="checkbox"/> Authorized                         |                                                    |     |     |     |     |                           |                                                      |
|                         | <input type="checkbox"/> Proposed                           |                                                    |     |     |     |     |                           |                                                      |

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

- |                                                               |                                                                        |
|---------------------------------------------------------------|------------------------------------------------------------------------|
| <input type="checkbox"/> Place of Use (POU)                   | <input checked="" type="checkbox"/> Point of Appropriation/Well (POA)  |
| <input type="checkbox"/> Point of Diversion (POD)             | <input type="checkbox"/> Additional Point of Appropriation (APOA)      |
| <input type="checkbox"/> Additional Point of Diversion (APOD) | <input type="checkbox"/> Surface water POD to Ground Water POA (SW/GW) |

Will all of the proposed changes affect the entire water use permit?

- ☐ 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 permit to be changed.

For a change in place of use:

Does the permit holder of record own or control the land TO which the place of use is being moved?

☐ Yes ☐ No

If NO, the landowner of the land TO which the place of use is being moved must be assigned to the permit as a permit holder of record by submitting a completed Request for Assignment form and the required statutory fee for an assignment.

Is the proposed place of use contiguous to the authorized place of use? ☐ Yes ☐ No

The permitted place of use can be moved only to lands that are contiguous to the authorized place of use **unless** the change to non-contiguous lands is in furtherance of mitigation or conservation efforts undertaken for the purposes of benefiting a species listed as sensitive, threatened, or endangered under ORS 496.171 to 496.192 or the federal Endangered Species Act of 1973 (16 U.S.C. 1531 to 1544), as determined by the listing agency. Contiguous land being either adjacent land or land separated from the land to which a permit is authorized by roads, utility corridors, irrigation ditches or publicly owned rights of way.

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

**Table 2. Description of Changes to Water Use Permit #** G-18207

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)<br>The listing that appears on the certificate BEFORE PROPOSED CHANGES<br>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)<br>The listing as it would appear AFTER PROPOSED CHANGES are made. |         |     |         |                |                      |                                            |               |    |     |   |      |        |  |
|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-----|-----|-----|---------|----------------|----------------------|------------------------------------------------|---------------|---------|---------------------------------------------------|------------------------------------------------------------------------------------------------------|---------|-----|---------|----------------|----------------------|--------------------------------------------|---------------|----|-----|---|------|--------|--|
| Twp                                                                                                                                                                                      | Rng | Sec | ¼ ¼ | Tax Lot | Gvt Lot or DLC | Acre (if applicable) | POD(s) or POA(s) (name or number from Table 1) | Priority Date | Twp     |                                                   | Rng                                                                                                  | Sec     | ¼ ¼ | Tax Lot | Gvt Lot or DLC | Acre (if applicable) | POD(s) or POA(s) to be used (from Table 1) | Priority Date |    |     |   |      |        |  |
| EXAMPLE                                                                                                                                                                                  |     |     |     |         |                |                      |                                                |               |         |                                                   |                                                                                                      |         |     |         |                |                      |                                            |               |    |     |   |      |        |  |
| 2                                                                                                                                                                                        | S   | 9   | E   | 15      | NE             | NW                   | 100                                            |               | 15.0    | POD #1<br>POD #2                                  |                                                                                                      | POU/POD | 2   | S       | 9              | E                    | 15                                         | NW            | NW | 100 | 1 | 10.0 | POD #5 |  |
| "                                                                                                                                                                                        | "   | "   | "   | "       | "              | "                    | "                                              | "             | EXAMPLE | "                                                 |                                                                                                      | "       | 2   | S       | 9              | E                    | 15                                         | SW            | NW | 200 |   | 5.0  | POD #6 |  |
|                                                                                                                                                                                          |     |     |     |         |                |                      |                                                |               |         |                                                   |                                                                                                      |         |     |         |                |                      |                                            |               |    |     |   |      |        |  |
|                                                                                                                                                                                          |     |     |     |         |                |                      |                                                |               |         |                                                   |                                                                                                      |         |     |         |                |                      |                                            |               |    |     |   |      |        |  |
|                                                                                                                                                                                          |     |     |     |         |                |                      |                                                |               |         |                                                   |                                                                                                      |         |     |         |                |                      |                                            |               |    |     |   |      |        |  |
|                                                                                                                                                                                          |     |     |     |         |                |                      |                                                |               |         |                                                   |                                                                                                      |         |     |         |                |                      |                                            |               |    |     |   |      |        |  |
|                                                                                                                                                                                          |     |     |     |         |                |                      |                                                |               |         |                                                   |                                                                                                      |         |     |         |                |                      |                                            |               |    |     |   |      |        |  |
|                                                                                                                                                                                          |     |     |     |         |                |                      |                                                |               |         |                                                   |                                                                                                      |         |     |         |                |                      |                                            |               |    |     |   |      |        |  |
|                                                                                                                                                                                          |     |     |     |         |                |                      |                                                |               |         |                                                   |                                                                                                      |         |     |         |                |                      |                                            |               |    |     |   |      |        |  |
|                                                                                                                                                                                          |     |     |     |         |                |                      |                                                |               |         |                                                   |                                                                                                      |         |     |         |                |                      |                                            |               |    |     |   |      |        |  |
|                                                                                                                                                                                          |     |     |     |         |                |                      |                                                |               |         |                                                   |                                                                                                      |         |     |         |                |                      |                                            |               |    |     |   |      |        |  |
|                                                                                                                                                                                          |     |     |     |         |                |                      |                                                |               |         |                                                   |                                                                                                      |         |     |         |                |                      |                                            |               |    |     |   |      |        |  |
| TOTAL ACRES                                                                                                                                                                              |     |     |     |         |                |                      |                                                |               |         |                                                   | TOTAL ACRES                                                                                          |         |     |         |                |                      |                                            |               |    |     |   |      |        |  |

Additional remarks: No changes to POU

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Are there other water rights certificates, water use permits or ground water registrations associated with the "from" or "to" lands? ☐ Yes ☒ No

If YES, list the other certificate, permit, or ground water registration numbers: \_\_\_\_\_



If the permit(s) are for irrigation or supplemental irrigation use, other water rights existing on the same land for irrigation that are subject to transfer must either change concurrently or be cancelled. Any change to a water right certificate or ground water registration must be filed separately in a water right transfer application or ground water registration modification application, respectively.

**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](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 |
|-------------------------------------------|------------------------------------|----------------------------------------------------|------------------|-----------------|-------------------------|---------------------------|--------------------------------------------|------------------------------------------------|---------------------------------------------|--------------------------------------------------------------------------|
| See attached Exhibit A.                   |                                    |                                                    |                  |                 |                         |                           |                                            |                                                |                                             |                                                                          |
|                                           |                                    |                                                    |                  |                 |                         |                           |                                            |                                                |                                             |                                                                          |
|                                           |                                    |                                                    |                  |                 |                         |                           |                                            |                                                |                                             |                                                                          |
|                                           |                                    |                                                    |                  |                 |                         |                           |                                            |                                                |                                             |                                                                          |

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EXHIBIT A

TABLES FOR PERMIT AMENDMENT APPLICATION

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ATTACHMENT TO PERMIT AMENDMENT APPLICATION FOR PERMIT # G-18207

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

| POD/POA Name or Number | Is this POD/POA Authorized by the permit 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 2                 | Authorized                                                  | Lane 15957                                       | 18 S | 2 W | 35  | NW NW | 2500                      | 670 feet south and 40 feet east from NW corner, Section 35    |
| Well 3                 | Authorized                                                  | N/A – not yet drilled                            | 18 S | 2 W | 35  | NW NW | 2500                      | 870 feet south and 510 feet east from NW corner, Section 35   |
| Well 4                 | Authorized                                                  | N/A – not drilled, replaced by 4-A               | 18 S | 2 W | 35  | NW NW | 2500                      | 470 feet south and 1,040 feet east from NW corner, Section 35 |
| Well 4-A               | Proposed                                                    | Lane 78499                                       | 18 S | 2 W | 34  | NW NW | 2500                      | 780 feet south and 290 feet west from NE corner, Section 34   |

Table 3. Construction of Point(s) of Appropriation

| 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 |
|-------------------------------------------|------------------------------------|--------------------------------------------------|------------------------------------------|-----------------|-------------------------|---------------------------|--------------------------------------------|------------------------------------------------|---------------------------------------------|--------------------------------------------------------------------------|
| Well 2                                    | Yes                                | L-134033                                         | See attached well log labeled "Well 2"   |                 |                         |                           |                                            |                                                |                                             |                                                                          |
| Well 3                                    | No                                 | N/A                                              | N/A                                      | N/A             | N/A                     | N/A                       | N/A                                        | N/A                                            | N/A                                         | N/A                                                                      |
| Well 4                                    | No                                 | N/A                                              | N/A                                      | N/A             | N/A                     | N/A                       | N/A                                        | N/A                                            | N/A                                         | N/A                                                                      |
| Well 4-A                                  | Yes                                | L-144557                                         | See attached well log labeled "Well 4-A" |                 |                         |                           |                                            |                                                |                                             |                                                                          |

ATTACHMENT TO PERMIT AMENDMENT APPLICATION FOR PERMIT # G-18207

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EXHIBIT B

SITE PLAN

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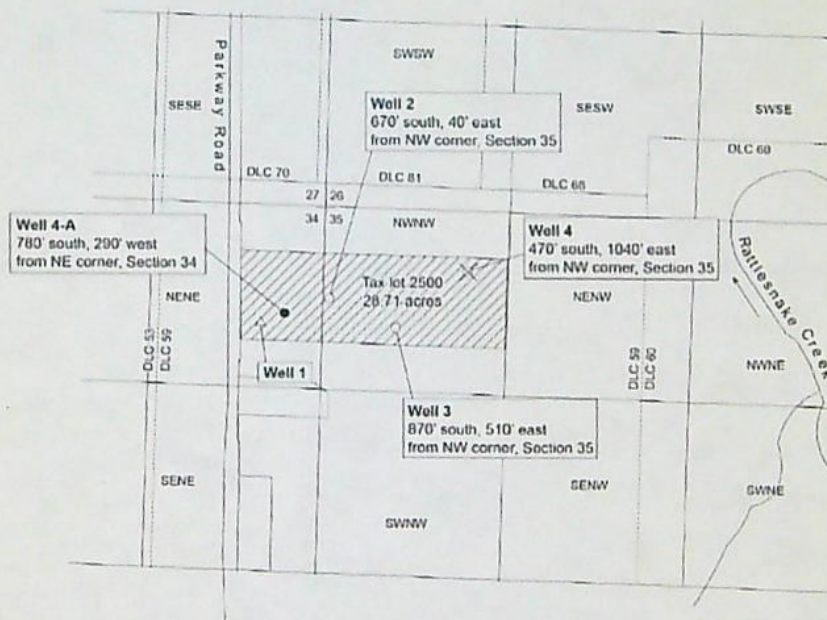
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SITE PLAN

GROUNDWATER PERMIT AMENDMENT APPLICATION

Sections 34 and 35 in T18S, R2W, W.M.

Lane County, Oregon



March 8, 2022

Scale: 1 inch = 1320 Feet

- △ Existing domestic well
- G-18207 permitted well - no proposed change
- ⊗ G-18207 permitted well - proposed change
- Proposed well
- ▨ Existing place of use - no proposed change
- Section line
- Donation Land Claim boundary

North

Aaron Lake  
84735 Parkway Road  
Pleasant Hill, Oregon 97455

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EXHIBIT C

LAND USE COMPATIBILITY STATEMENT DOCUMENTS

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Explanation of Documents in this Exhibit

Applicant secured a Land Use Compatibility Statement from Lane County in 2017 for WRD permit application G-18536 (permit G-18207). Applicant has requested that Lane County reissue this LUCS in conjunction with the instant application to amend G-18207. As documented in this Exhibit A, Lane County required Applicant to file a new "Type I" application, declined to complete WRD's LUCS form over the counter, and declined to sign the receipt portion of WRD's LUCS form. County planning staff explain in the attached correspondence that they have taken this course of action in an effort to avoid WRD's requirement that the county complete the LUCS in 30 days.

Given this situation, Applicant requests that WRD proceed to process Applicant's permit amendment application based on the 2017 LUCS and the other documents included in this Exhibit C. Applicant's farm use is outright permitted on Applicant's Exclusive Farm Use-zoned property under state law (ORS 215.203(1)), which the county acknowledged in 2017. There is therefore no question of land use compatibility in this application and WRD should not allow the county's internal process to delay WRD's processing of this permit amendment.

Thank you for your attention to this matter.

13954



## LAND MANAGEMENT DIVISION

Date Received:

**TYPE I APPLICATION**  
**Zoning Determination Application**

PUBLIC WORKS DEPARTMENT 3050 N. DELTA HWY, EUGENE OR 97401 Planning: 682-3577

For Office Use Only: FILE #

FEE:

Applicant (print name): Michael Gelardi, Gelardi Law P.C.

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Mailing address: P.O. Box 8529, Coburg, OR 97408

MAR 28 2022

Phone: 541-689-3094

Email: mike@gelardilaw.com

Applicant Signature:

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## PROPERTY LOCATION

18-02-35-00-2500

Assessor's Map and Tax Lot

84735 Parkway Road, Pleasant Hill, OR 97455

Site address

The Zoning Determination Application (ZD) is the form used when a customer needs a written response from the Planning Program, including State permit sign-offs. It is intended to assist customers who have a question that can not be answered in 10 minutes by the Planner at the front desk.

In the space below, write the question/request you have for the Planner. Attach additional pages if necessary.

Applicant requests that the county reissue its 2017 Land Use Compatibility Statement (LUCS) to Oregon Water Resources Department (WRD) for an irrigation water right permit for farm use on this EFU property. The WRD LUCS form is attached. The LUCS was previously issued through 509-PA17-05575. Applicant is applying to WRD to amend the water right permit to move the location of a well associated with the permit. The new well is on the same property recognized by the 2017 LUCS and there is no change to the acreage being irrigated.

13954 Version 08/2019



<http://www.lanecounty.org>

## TRANSACTION RECEIPT

RECEIPT NO: LC22001626  
TRANSACTION DATE: 03/22/2022  
CASHIER: JGRYZIEC

LAND MANAGEMENT DIVISION  
3050 N. Delta Hwy  
Eugene, OR 97408  
541-682-4055

[lm.d.information@lanecountyor.gov](mailto:lm.d.information@lanecountyor.gov)

RECORD NO: 509-PA22-05184

RECORD TYPE: Type I NA

SITE ADDRESS: 84735 PARKWAY RD, Pleasant Hill, OR 97455

PARCEL: 1802350002500

APPLICANT: Michael Gelardi, Gelardi Law P.C.

DESCRIPTION OF WORK: Type I Application Zoning Determination Application

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### FEE ITEMIZATION FOR 509-PA22-05184

| FEE ITEM DESCRIPTION                                             | ACCOUNT CODE       | AMOUNT PAID |
|------------------------------------------------------------------|--------------------|-------------|
| Type I General Zoning Determination - Simple                     | 570-3628010-426520 | \$110.00    |
| LMD Administrative Fee (15% of applicable fees)                  | 570-3628040-466605 | \$16.50     |
| Long Range Planning Surcharge (13% of applicable fees)           | 570-3628015-466606 | \$14.30     |
| LMD Technology Assessment (2% with \$100 max of applicable fees) | 570-3628042-466604 | \$2.20      |
| TOTAL PAID:                                                      |                    | \$143.00    |

### PAYMENT SUMMARY FOR 509-PA22-05184

| PAYMENT TYPE        | PAYOR           | COMMENTS | AMOUNT PAID |
|---------------------|-----------------|----------|-------------|
| Credit Card (CSC) 2 | Michael Gelardi |          | \$143.00    |

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## Megan Pyle

---

**From:** CARSLEY Taylor H <Taylor.CARSLEY@lanecountyor.gov>  
**Sent:** Wednesday, March 23, 2022 12:17 PM  
**To:** Michael Gelardi  
**Cc:** Megan Pyle; BELL Amber R  
**Subject:** RE: 509-PA22-05184: LUCS procedure

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Hi Mike,

As I explained yesterday to Megan, the process established by the Land Management Division is to intake state LUCS forms needing signature through a Type I Zoning Determination application. These are routed to a staff person for further review and signature. I recognize that this Zoning Determination appears non-complex in nature, which is why the lesser fee for a "simple" application was charged.

I declined to sign the receipt at the bottom of LUCS form because it unnecessarily obligates the County to sign within 30 days (note on the form copied below), which is likely to occur but not necessarily feasible given current application volume and service obligations. While we strive to expedite simple LUCS signoffs, Type I actions may take longer than 30 days. In an effort to the best customer service under the circumstances, I did leave notes in our permit tracking software to advise the staff that will be assigned to the ZD that Megan requested this be expedited, and to notify the applicant when assigned.

*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.*

I trust this addresses your request. Thank you.

Taylor

**Taylor Carsley, Planner**

Lane County Land Management Division  
3050 North Delta Highway, Eugene, OR 97408  
541-682-6765  
[taylor.carsley@lanecountyor.gov](mailto:taylor.carsley@lanecountyor.gov) | [www.lanecounty.org/planning](http://www.lanecounty.org/planning)

**From:** Michael Gelardi <mike@gelardilaw.com>  
**Sent:** Tuesday, March 22, 2022 4:06 PM  
**To:** CARSLEY Taylor H <Taylor.CARSLEY@lanecountyor.gov>  
**Cc:** Megan Pyle <megan@gelardilaw.com>  
**Subject:** 509-PA22-05184: LUCS procedure

EXTERNAL [A]

Taylor, this email is to confirm your interaction with my colleague Megan at the county Customer Service Center this afternoon.

Megan brought in a Land Use Compatibility Statement (LUCS) from the Water Resources Department (WRD) regarding an irrigation water right permit amendment associated with farm use on EFU zoned land. As you know, farm use is outright permitted on EFU land. The LUCS form asks you to check a box acknowledging this so that WRD may process our application.

The completed WRD form we provided includes the coordinates of the property, and Megan provided a map of the proposed change in the water right, as well as the county's prior 2017 LUCS for this water right. We paid a fee and completed the county's additional "Type I" form to make a formal application for the new LUCS.

I understand that you declined to complete the LUCS form and indicated that the county no longer provides over the counter service for LUCS forms. Megan then asked you to sign the receipt at the bottom of WRD's LUCS form as required by WRD, which you also declined to do.

Please confirm that this summary is accurate. We will report the situation to the state.

Thank you.

Mike

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Michael Gelardi, Attorney  
541-689-3094 | [gelardilaw.com](http://gelardilaw.com)

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Date Received: JUN 30 2017

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## LAND MANAGEMENT DIVISION

# LAND USE APPLICATION - ADMINISTRATIVE

## Land Use Compatibility Statement

PUBLIC WORKS DEPARTMENT 3050 N. DELTA HWY, EUGENE OR 97401 Planning: 682-3577

For Office Use Only: FILE #

509-PA17-05575 FEE: \$130.00 MW

Applicant (print name): Steven R. Bruce for Aaron Lake

Mailing address: 1626 Victorian Way Eugene OR 97401

Phone: (503) 319-8926 Email: stw@skookumwater.com

Applicant Signature: [Signature] R Bruce

## PROPERTY LOCATION

1802350002500

| Township                                  | Range | Section | Taxlot | Subdivision/partition | lot/parcel | block |
|-------------------------------------------|-------|---------|--------|-----------------------|------------|-------|
| 84735 Parkway Road Pleasant Hill OR 97455 |       |         |        |                       |            |       |

Site address

The Land Use Compatibility Statement (LUCS) is the form used when a customer needs a written response from the Planning Program, including State permit sign-offs. It is intended to assist customers who have a question that can not be answered in 10 minutes by the Planner at the front desk.

In the space below, write the question/request you have for the Planner. Attach additional pages if necessary.

Land Use Approval Needed for an Oregon Water Resources  
Department Groundwater Use Permit Application

Version 1/2013

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EXHIBIT D  
WELL LOGS

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OWRD

13954 2

The original and first copy of this report are to be filed with the

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SEP 1 - 1972  
WATER WELL REPORT

Well 2 - page 1 of 2

STATE ENGINEER, SALEM, OREGON  
within 30 days from the date of well completion.

STATE OF OREGON  
STATE ENGINEER  
SALEM, OREGON  
(Do not write above this line)

State Well No.

185/2W-34

State Permit No.

LANE 15957

## (1) OWNER:

Name Herman KildalAddress Jasper RdPleasant Hill, Oregon

## (2) TYPE OF WORK (check):

New Well ☒ Deepening ☐ Reconditioning ☐ Abandon ☐

If abandonment, describe material and procedure in Item 12.

## (3) TYPE OF WELL:

Rotary ☐ Driven ☐Cable ☒ Jetted ☐Dug ☐ Bored ☐

## (4) PROPOSED USE (check):

Domestic ☐ Industrial ☐ Municipal ☐Irrigation ☒ Test Well ☐ Other ☐

## (5) CASING INSTALLED:

6" Diam. from 0 ft. to 90 ft. Gage 250

" Diam. from ft. to ft. Gage

" Diam. from ft. to ft. Gage

## (6) PERFORATIONS:

Perforated? ☒ Yes ☐ No.Type of perforator used MILLSSize of perforations 1/2 in. by 4 in.

240 perforations from 30 ft. to 90 ft.

perforations from ft. to ft.

perforations from ft. to ft.

## (7) SCREENS:

Well screen installed? ☐ Yes ☒ No

Manufacturer's Name

Type Model No.

Diam. Slot size Set from ft. to ft.

Diam. Slot size Set from ft. to 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? Ramsey-Waite

Yield: 70 gal./min. with 73 ft. drawdown after 10 hrs.

" " " "

" " " "

Bailer test gal./min. with ft. drawdown after hrs.

Artesian flow g.p.m.

Temperature of water Depth artesian flow encountered ft.

## (9) CONSTRUCTION:

Well seal—Material used cement grout

Well sealed from land surface to 20 ft.

Diameter of well bore to bottom of seal 10 in.

Diameter of well bore below seal 6 in.

Number of sacks of cement used in well seal 8 sacks

Number of sacks of bentonite used in well seal sacks

Brand name of bentonite

Number of pounds of bentonite per 100 gallons

of water lbs./100 gals.

Was a drive shoe used? ☒ Yes ☐ No Plugs Size: location ft.Did any strata contain unusable water? ☐ Yes ☒ No

Type of water? depth of strata

Method of sealing strata off

Was well gravel packed? ☐ Yes ☒ No Size of gravel: ft.

Gravel placed from ft. to ft.

## (10) LOCATION OF WELL:

County Lane Driller's well number

1/4 1/4 Section 34 T. 188 R. 2W W.M.

Bearing and distance from section or subdivision corner

## (11) WATER LEVEL: Completed well.

Depth at which water was first found 42 ft.

Static level 17 ft. below land surface. Date 7-30-72

Artesian pressure lbs. per square inch. Date

## (12) WELL LOG:

Diameter of well below casing 6"

Depth drilled 92 ft. Depth of completed well 92 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'   | 2' |     |
| brown sandy clay & boulders | 2    | 42 |     |
| boulders-black              | 42   | 47 |     |
| gray cong                   | 47   | 70 |     |
| fine black sand & gravel    | 70   | 74 |     |
| yellow clay & gravel & sand | 74   | 81 |     |
| yellow sandy clay           | 81   | 84 |     |
| coarse black sand           | 84   | 92 |     |

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Work started 7-20-72 19 Completed 8-17-72 19

Date well drilling machine moved off of well 8-18-72 19

## 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] Robert H. Smith Date 8-22-72, 19

(Drilling Machine Operator)

Drilling Machine Operator's License No. 652

## 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 CASEY JONES WELL DRILLING CO. INC.

(Person, firm or corporation)

(Type or print)

Address Rt 8 Box 695 Pleasant Hill, Ore[Signed] Casey Jones

(Water Well Contractor)

Contractor's License No. 558 Date 4-22-72



LANE 15957

Well 2 - page 2 of 2

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

# Application for Well ID Number

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MAY 07 2019

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*Do not complete if the well already has a Well Identification Number.*

## I. OWNER INFORMATION

Current Owner Name (please print): Aaron Lake

Mailing Address: 84735 Parkway Road

City, State, Zip: Pleasant Hill, OR 97455

Mail Well ID to: ☒ SAME AS ABOVE ☐ In Care Of (C/O)

Name &amp; Address:

City, State, Zip:

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## II. WELL LOCATION INFORMATION (Please fill out as completely as possible)

Township: 18s (North / South) Range: 2W (East / West) Section: 35 1/4 of the 1/4

Tax Lot (usually last 3-5 numbers of Tax Map #): 2500 County LANE

GPS Coordinates: Latitude: 43.96606807 Longitude: -122.90579582

Street Address of Well: City: 84735 PARKWAY RD, PLEASANT HILL

If the property had a different street address in the past:

## III. GENERAL WELL INFORMATION (Please fill out as completely as possible, AND attach copy of Well Report, if available)

Use of Well (domestic, irrigation, commercial, industrial, monitoring): Irrigation

Date Well Constructed (or property built): 8/17/1972 Total Well Depth: 92 Casing Diameter: 6"

Owner at time the well was constructed (if known): herman kildall Well Report # (if known): LANE 15957

Other Information:

SUBMITTED BY (please print): Aaron Lake

PHONE: 541-214-9127 EMAIL &amp;/or FAX: amfamfarms@gmail.com

Send application to: Oregon Water Resources Department 725 Summer St NE, Suite A, Salem, Oregon 97301; or fax to (503) 986-0902.  
Applications are processed in the order they are received, and Well ID Numbers are mailed within 4-5 business days.

For Official Use Only by the Oregon Water Resources Department:

Received Date:

5-7-19

Well Report Number:

LANE 15957

Well Identification #:

L-134033

Received Time: May 6, 2019 5:04PM No. 0534

Well ID Number 2

13954

WCC

|                    |        |
|--------------------|--------|
| WELL I.D. LABEL# 1 | 144557 |
| START CARD #       | 217148 |
| ORIGINAL LOG #     |        |

THIS REPORT MUST BE SUBMITTED TO THE WATER RESOURCES DEPARTMENT WITHIN 30 DAYS OF COMPLETION OF WORK Form Version: 0.95

# Land Use Information Form



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

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## 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.

# Land Use Information Form



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

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Applicant: Aaron Lake  
First Last

Mailing Address: 84735 Parkway Rd

Pleasant Hill OR 97455 Daytime Phone: (541) 214-9127  
City State Zip

## 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: |
|----------|-------|---------|-------|-----------|-------------------------------------------------|-------------------------------------------------------------------------------------------------------------------------|--------------------|
| 18 S     | 2 W   | 35      | NW NW | 2500      | EFU (E25)                                       | <input checked="" type="checkbox"/> Diverted <input type="checkbox"/> Conveyed <input checked="" type="checkbox"/> Used | Irrigation         |
| 18 S     | 2 W   | 34      | NE NE | 2500      | EFU (E25)                                       | <input checked="" type="checkbox"/> Diverted <input type="checkbox"/> Conveyed <input checked="" type="checkbox"/> Used | Irrigation         |
|          |       |         |       |           |                                                 | <input type="checkbox"/> Diverted <input type="checkbox"/> Conveyed <input type="checkbox"/> Used                       |                    |
|          |       |         |       |           |                                                 | <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:

Lane County, Oregon

## 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: .36 ☒ 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:

Irrigation of up to 28.7 acres from groundwater for a farm.

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): lane code ch. 16.212(3)(2) for farm use.
- ☐ 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<br>(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<br><input type="checkbox"/> Denied | <input type="checkbox"/> Being Pursued<br><input type="checkbox"/> Not Being Pursued |
|                                                                                                     |                                                                                | <input type="checkbox"/> Obtained<br><input type="checkbox"/> Denied | <input type="checkbox"/> Being Pursued<br><input type="checkbox"/> Not Being Pursued |
|                                                                                                     |                                                                                | <input type="checkbox"/> Obtained<br><input type="checkbox"/> Denied | <input type="checkbox"/> Being Pursued<br><input type="checkbox"/> Not Being Pursued |
|                                                                                                     |                                                                                | <input type="checkbox"/> Obtained<br><input type="checkbox"/> Denied | <input type="checkbox"/> Being Pursued<br><input type="checkbox"/> Not Being Pursued |
|                                                                                                     |                                                                                | <input type="checkbox"/> Obtained<br><input type="checkbox"/> Denied | <input type="checkbox"/> Being Pursued<br><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.

Property reference on p. 2 of this form pertains to one tax lot, identified as 18-02-35-00-02500 on County records. Assessor's map depicts section line 34 in addition - hence reference on p. 2. Lane County has not reviewed proposed uses on property 18-02-34-00-02500 as part of this request.

Name: MARGA WITZIG Title: PLANNER  
 Signature: [Signature] Phone: 541-682-8924 Date: 06.30.2017  
 Government Entity: LANE COUNTY

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

# 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](http://www.oregon.gov/OWRD)

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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): Aaron Lake

Mailing Address: 84735 Parkway Road

City: Pleasant Hill State: OR Zip Code: 97455 Daytime Phone: 541-214-9127

## 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.

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|----------|-------|---------|-------|-----------|-------------------------------------------------|-------------------------------------------------------------------------------------------------------------------------|--------------------|
| 18 S     | 2 W   | 35      | NW NW | 2500      | E25                                             | <input checked="" type="checkbox"/> Diverted <input type="checkbox"/> Conveyed <input checked="" type="checkbox"/> Used | irrigation         |
| 18 S     | 2 W   | 34      | NE NE | 2500      | E25                                             | <input checked="" type="checkbox"/> Diverted <input type="checkbox"/> Conveyed <input checked="" type="checkbox"/> Used | irrigation         |
|          |       |         |       |           |                                                 | <input type="checkbox"/> Diverted <input type="checkbox"/> Conveyed <input type="checkbox"/> Used                       |                    |
|          |       |         |       |           |                                                 | <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:

Lane County

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## 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: 0.36 ☒ 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:

Amendment of groundwater permit G-18207 to relocate Well 4, approved by that permit. The amended well location is on the same map and tax lot as the previously approved well location. The property is zoned Exclusive Farm Use and the well is for farm use.

**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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**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):
- ☐ 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<br>(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<br><input type="checkbox"/> Denied | <input type="checkbox"/> Being Pursued<br><input type="checkbox"/> Not Being Pursued |
|                                                                                                     |                                                                                | <input type="checkbox"/> Obtained<br><input type="checkbox"/> Denied | <input type="checkbox"/> Being Pursued<br><input type="checkbox"/> Not Being Pursued |
|                                                                                                     |                                                                                | <input type="checkbox"/> Obtained<br><input type="checkbox"/> Denied | <input type="checkbox"/> Being Pursued<br><input type="checkbox"/> Not Being Pursued |
|                                                                                                     |                                                                                | <input type="checkbox"/> Obtained<br><input type="checkbox"/> Denied | <input type="checkbox"/> Being Pursued<br><input type="checkbox"/> Not Being Pursued |
|                                                                                                     |                                                                                | <input type="checkbox"/> Obtained<br><input type="checkbox"/> Denied | <input type="checkbox"/> Being Pursued<br><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: \_\_\_\_\_ Title: \_\_\_\_\_

Signature: \_\_\_\_\_ Phone: \_\_\_\_\_ Date: \_\_\_\_\_

Government Entity: \_\_\_\_\_

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



**Oregon**  
Kate Brown, Governor

**Water Resources Department**

725 Summer St NE, Suite A

Salem, OR 97301

(503) 986-0900

Fax (503) 986-0904

April 5, 2022

AARON LAKE  
84735 PARKWAY RD  
PLEASANT HILL, OR 97455

Reference: Application T-13954

On March 28, 2022, OWRD received your water right Permit Amendment Application. The application was accompanied by \$1840.00. Our receipt number 137776 is enclosed.

By copy of this letter, we are asking the Watermaster for a report regarding the potential for injury to existing water rights which may be caused by the requested change. A review form will also be sent to our groundwater staff to determine whether the proposed well accesses the same source of water as the original well.

This application may require publication of a notice for two consecutive weeks in a newspaper with general circulation in the area where the water right is located. If it is determined that newspaper notice will be required, the Department will prepare the notice and notify you of the cost. You will be responsible for submitting payment to the Department prior to publication of the notice.

Except as provided under ORS 540.510(3) for municipalities, you may not use water from the new point of appropriation until a final order approving the application has been issued by the Department.

Refer to the following page for a chart showing the steps and expected timelines for the processing of your application.

If you have any questions, please contact the Transfer Section at (503) 979-9931.

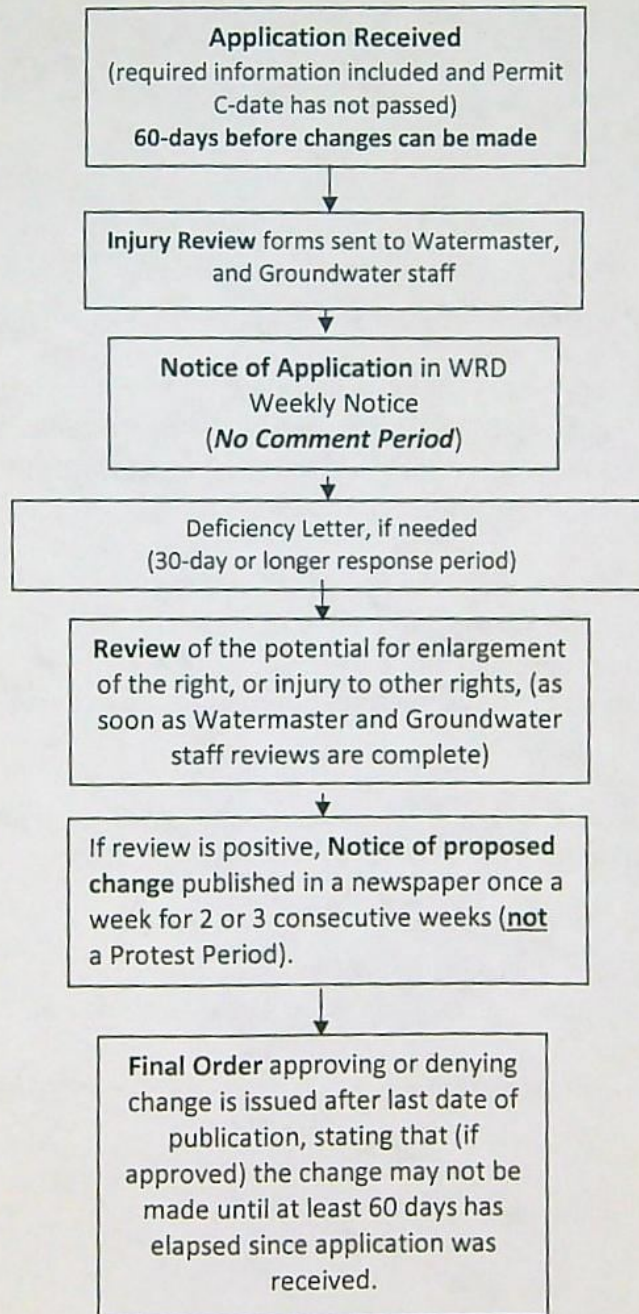
Cc: Watermaster Dist. #2, Lanaya F. Blakely (via email)  
Lane County Planning Department  
Michael Gelardi, Agent

Enclosure

## Permit Amendment Process

ORS 537.211

Changes: POD/POA, Place of Use



# Permit Amendment Application Checklist

Checked by Aula

Date 3/30/22

App # G-18536

Permit # G-18207

## Permit Amendments are authorized for changes in POD/POA, APOD/APOA, or POU.

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

- ☒ 1. Is the name of the Permit Amendment applicant the same as the Water Right Permit holder(s) of record?

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

- \_\_\_ a) An affidavit of consent from all Permit holder(s) or the other Permit holders that have not signed the Permit Amendment application form, consenting to the proposed Permit Amendment application; OR,  
\_\_\_ b) A completed Request for Assignment form (and statutory fee) to move all (or portion) of the permit into the Permit Amendment applicant's name.

If not, what is missing? \_\_\_\_\_

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

If not, what is missing? \_\_\_\_\_

- ☒ 3. Are fees included and correct? Fee Paid: 1840

If not, the correct fee would be: \_\_\_\_\_, so the amount missing is: \_\_\_\_\_

- ☒ 4. Part 4 of application: Have all the applicants listed at the top of the page signed at the bottom?

If not, whose signature is missing? \_\_\_\_\_

- ☒ 5. Are the Permit completion date(s) current?

If the Permit completion date has expired, we **CANNOT** accept the application.

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

If #1, #2, #3, #4 or #5 on this checklist is deficient, the application **CANNOT** be accepted.

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