

T-12344

T-12344

GR-MOD

Name Wendy Yu ZhenAddress 12226 S.E. Verlie St.
Happy Valley, OR 97086Change in POU, PortDate Filed 4-18-16

Initial notice date _____

DPD issued date _____

PD issued date 7-14-17PD notice date 7-18-17Date of FO 8-28-17 Vol 105 Page 671

C-Date _____

COBU due date _____

COBU Received date _____

Certificate issued _____

DESCRIPTION OF WATER RIGHT(s)

Name of Stream A WellTrib. of Unnamed StreamUse _____ County Clackamas um 20

Quantity of water (CFS) _____ No. of Acres _____

Name of ditch _____

App # GR-1401 Per # _____ Cert # GR-1439 PR Date 1952

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>4-18-16</u>	<u>\$1,250.00</u>	<u>119533</u>

FEES REFUNDED

Date	Amount	Receipt#
------	--------	----------

Assignments: _____

Irrigation District _____

Agent J.H. (Jim) Greenman, PE, PLS, CWRE
2895 Beaver Cr. Rd. Ste. 101

CWRE _____

CC's list _____

☐ - Oversized map - Location _____



Oregon

Kate Brown, Governor

September 1, 2017

Water Resources Department

North Mall Office Building

725 Summer St NE, Suite A

Salem, OR 97301

Phone (503) 986-0900

Fax (503) 986-0904

www.wrd.state.or.us

WENDY YU ZHEN
12226 SE VERLIE ST
HAPPY VALLEY, OR 97086

REFERENCE: Ground Water Registration Modification Application T-12344

Enclosed is a copy of the final order approving recognition of your Ground Water Registration Modification application.

If you have any questions related to the approval of this application, you may contact your caseworker, Joan Smith, by telephone at (503) 986-0892 or by e-mail at Joan.M.Smith@oregon.gov.

Sincerely,

Marissa Andrews

Water Right Services Support

cc: Amy J. Kim, Watermaster Dist. # 20 (via email)
J H. Greenman, Agent
Landowners (other or receiving)

Enclosure

BEFORE THE WATER RESOURCES DEPARTMENT
OF THE
STATE OF OREGON

In the Matter of Ground Water	)	FINAL ORDER APPROVING THE
Registration Modification Application	)	RECOGNITION OF MODIFICATIONS
T-12344, Clackamas County	)	IN POINT OF APPROPRIATION AND
	)	PLACE OF USE

Authority

Oregon Revised Statutes (ORS) 537.610, 537.705 and 540.505 to 540.580 establish the process in which the holder of a certificate of registration may submit a request for recognition of modifications to the place of use, character of use or point of appropriation under a ground water certificate of registration.

Oregon Administrative Rules (OAR) Chapter 690, Divisions 382 and 380 implement the statutes and provide the Department's procedures and criteria for evaluating ground water registration modification applications.

Applicant

WENDY YU ZHEN
12226 SE VERLIE ST
HAPPY VALLEY, OR 97086

Findings of Fact

1. On April 18, 2016, WENDY YU ZHEN filed a ground water registration modification application to modify the point of appropriation and place of use change under Registration Application GR-1401 (Certificate of Registration GR-1439). The Department assigned the application number T-12344.
2. Notice of the application for ground water registration modification was published on April 19, 2016, and October 18, 2016, pursuant to OAR 690-382-0600. No comments were filed in response to the notice.
3. On April 19, 2016, GR-1401(Certificate of Registration GR-1439) was assigned to Wendy Yu Zhen.
4. On February 14, 2017, the Department requested that new application pages and a new map be submitted to describe more accurately the requested changes.
5. On February 20, 2017, the applicants' agent submitted a corrected map and application pages.
6. On April 14, 2017, the applicant's agent submitted an amended application and map removing all the acres in tax lot 1400 from the application.

This final order is subject to judicial review by the Court of Appeals under ORS 183.482. Any petition for judicial review must be filed within the 60-day time period specified by ORS 183.482(1). Pursuant to ORS 536.075 and OAR 137-003-0675, you may 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.

7. On March 15, 2017, the Department sent a copy of the draft Preliminary Determination proposing to approve Groundwater Registration Modification Application T-12344 to the applicant. The draft Preliminary Determination cover letter set forth a deadline of April 15, 2017, for the applicant to respond. The applicant amended the application, requested that the Department proceed with issuance of a Preliminary Determination, and provided the necessary information to demonstrate that the applicant is authorized to pursue the Groundwater Registration Modification.
8. On July 14, 2017, the Department issued a Preliminary Determination proposing to approve Groundwater Registration Modification Application T-12344 and sent a copy to the applicant. Additionally, notice of the Preliminary Determination for the Groundwater Registration Modification application was published on the Department's weekly notice on July 18, 2017, pursuant to ORS 540.520 and OAR 690-380-4020. No protests were filed in response to the notice.
9. The portion of the ground water registration to be modified is as follows:

Registration: GR-1401 (Certificate of Registration GR-1439), in the name of ERNEST BLASER (assigned to Wendy Yu Zhen)

Use: IRRIGATION of 6.35 ACRES

Tentative

Priority Date: MARCH 31, 1952

Quantity: 26.93 GALLONS PER MINUTE (0.06 Cubic Foot per Second (CFS))

Source: A WELL within the UNNAMED STREAM BASIN

Original Point of Appropriation:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
1 S	4 E	WM	29	SE SW	1060 FEET NORTH AND 1040 FEET WEST FROM THE S1/4 CORNER OF SECTION 29

Original Place of Use:

Twp	Rng	Mer	Sec	Q-Q	Acres
1 S	4 E	WM	29	SE SW	6.35

10. Ground Water Registration Modification Application T-12344 proposes to modify the location of the original point of appropriation approximately 700 feet from the original well to:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
1 S	4 E	WM	29	SE SW	1210 FEET NORTH AND 220 FEET WEST FROM THE S 1/4 CORNER OF SECTION 29

11. Ground Water Registration Modification Application T-12344 proposes to modify the place of use under the ground water registration to:

Twp	Rng	Mer	Sec	Q-Q	Tax lot	Acres
1 S	4 E	WM	29	SE SW	1300	6.35

Review Criteria for Ground Water Registration Modification Applications [OAR 690-382-0700(2)]

12. The proposed modifications would not result in enlargement of the ground water registration.
13. The proposed modifications would not result in a state Scenic Waterway not receiving previously available water during periods in which streamflows are less than the quantities determined by the Department to be necessary to meet the requirements of ORS 390.835.
14. The proposed modifications would not result in injury to other water rights.

Determination and Proposed Action

The modification in point of appropriation and modification in place of use proposed in Ground Water Registration Modification T-12344 is consistent with the requirements of ORS 537.610, 537.705, 540.505 to 540.580 and OAR 690-382-1000.

Now, therefore, it is ORDERED:

1. The modifications to Registration Application GR-1401(Certificate of Registration GR-1439) proposed in Ground Water Registration Modification Application T-12344 are recognized. Recognition of the modifications shall not be construed as a final determination of the right to appropriate ground water under the certificate of registration or modification. Such a determination will occur in an adjudication proceeding under ORS 537.670 to 537.695.
2. The use of the water is restricted to beneficial use at the place of use described, and is subject to all other conditions and limitations contained in Registration Application GR-1401 (Certificate of Registration GR-1439) and any related decree.
3. Water shall be acquired from the same aquifer (water source) as the original point of appropriation.
4. Water shall no longer be appropriated from the original point of appropriation as part of this ground water certificate of registration.
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 meter or measuring device in good working order.
 - c. The water user shall allow the Watermaster access to the meter or measuring device; provided however, where the meter or measuring device is located within a private structure, the Watermaster shall request access upon reasonable notice.
6. The quantity of water diverted at the new point of appropriation, shall not exceed the quantity of water lawfully available at the original point of appropriation.

7. The former place of use of the modified ground water registration shall no longer receive water as part of the ground water certificate of registration.

Dated at Salem, Oregon this 28 day of August 2017


Dwight French, Water Right Services Administrator, for
Thomas M. Byler, Director
Oregon Water Resources Department

Mailing date: .SEP 01 2017

Water Right Transfer Cover Sheet

Transfer T-12344

Transfer Specialist: km

Transfer Type: GR Modification

Applicant Name/Address: WENDY YU ZHEN 12226 SE VERLIE ST HAPPY VALLEY, OR 97086	Agent Name/Address: J.H. GREENMAN 2895 BEAVERCREEK RD. OREGON CITY, OR 97045	Rec Landowner Name/Address:
CWRE Name/Number:	Irr. District Name/Address:	Affected Gov'ts Name/Address: Clackamas County Planning Department
Commentors: Name/Address:		Current Landowner Name/Address:

Water Rights Affected

Records Marked	Records Copied	App File No. or Decree Name	Permit No.	Certificate No.	RR/CR Needed	RR/CR Nos.
☐	☐	GR-1401		GR-1439	☐ Yes ☐ No	
☐	☐				☐ Yes ☐ No	
☐	☐				☐ Yes ☐ No	

Key Dates & Initial Actions

Rec'd: April 18, 2016	Proposed Action(s): point of appropriation; place of use	
Fees Pd: 1250.00	WM District: 20	ODFW District: <u>N/A</u>
Initial Notice: April 26, 2016	WM Review sent: 4/20/2016	ODFW Review sent: <u>N/A</u>
Acknowledgement Letter Sent ☒	GW Review sent: 4/20/2016	

Processing Dates & Actions

Deficiency Contacts: _____

DPD Mailed: _____

☐ ODFW contact sheet sent with DPD, or ☐ N/A

☐ WM measurement contact sheet sent, or ☐ N/A

PD Signed: 7-14-17

PD Weekly Notice: 7-18-17

Newspaper quote requested: _____

☒ not required

Request for news \$ sent: _____

News \$ received: _____

Request to publish sent to newspaper: _____

Affidavit of publication received: _____

DPD Review (Optional)	PD Review (Salem)	Final Order Review (Salem)
Reviewer: <u>Sarah</u>	Reviewer: <u>Samh</u>	Reviewer: <u>Aria</u>
Date: <u>3-14-17</u>	Date: <u>5-24-17</u>	Date: <u>8/7/17</u>
Coordinator: _____	Coordinator: _____	Coordinator: _____
Date: _____	Date: _____	Date: _____
Comments/Special Issues: <u>Final ORDER - 8-19-17</u>		

Special Order Volume: Vol 105 Pages 671 Final Order Signature Date: 8-28-17
 Notice of FO email'd to processors _____

el

T-12344

Please e-mail the
Agent asap - after
the order has been
entered.

Thank you!

FYI:

he's got a nervous client

Email Agent when
online!

Done ✓



Oregon

Kate Brown, 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
www.wrd.state.or.us

July 14, 2017

WENDY YU ZHEN
12226 SE VERLIE ST
HAPPY VALLEY, OR 97086

SUBJECT: Ground Water Registration Modification T-12344

Please find enclosed the Preliminary Determination indicating that, based on the information available, the Department intends to approve application T-12344. This document is an intermediate step in the approval process; water may not be used legally as proposed in the ground water registration modification application until a Final Order has been issued by the Department. Please read this entire letter carefully to determine your responsibility for additional action.

A public notice is being published in the Department's weekly publication, simultaneously with issuance of the Preliminary Determination. The notice initiates a period in which any person may file either a protest opposing the decision proposed by the Department in the Preliminary Determination or a standing statement supporting the Department's decision. The protest period will end 30 days after the last date of publication.

If no protest is filed, the Department will issue a Final Order consistent with the Preliminary Determination. You should receive a copy of the Final Order about 30 days after the close of the protest period.

If a protest is filed, the application may be referred to a contested case proceeding. A contested case provides an opportunity for the proponents and opponents of the decision proposed in the Preliminary Determination to present information and arguments supporting their position in a quasi-judicial proceeding.

Please do not hesitate to contact me at 503-986-0892 or Joan.M.Smith@oregon.gov if I may be of assistance.

Sincerely,

Joan Smith
Groundwater Registration Modification Specialist
Transfer and Conservation Section

cc: Groundwater Modification T-12344
Amy Kim, District 20 Watermaster (*via e-mail*)
J.H. Greenman, Agent for the applicant (*via e-mail*)

encs

**BEFORE THE WATER RESOURCES DEPARTMENT
OF THE
STATE OF OREGON**

In the Matter of Ground Water	)	PRELIMINARY DETERMINATION
Registration Modification Application	)	PROPOSING APPROVAL OF
T-12344, Clackamas County	)	RECOGNITION OF MODIFICATIONS
	)	IN POINT OF APPROPRIATION AND
	)	PLACE OF USE

Authority

Oregon Revised Statutes (ORS) 537.610, 537.705 and 540.505 to 540.580 establish the process in which the holder of a certificate of registration may submit a request for recognition of modifications to the place of use, character of use or point of appropriation under a ground water certificate of registration.

Oregon Administrative Rules (OAR) Chapter 690, Divisions 382 and 380 implement the statutes and provide the Department's procedures and criteria for evaluating ground water registration modification applications.

Applicant

WENDY YU ZHEN
12226 SE VERLIE ST
HAPPY VALLEY, OR 97086

Findings of Fact

1. On April 18, 2016, WENDY YU ZHEN filed a ground water registration modification application to modify the point of appropriation and place of use change under Registration Application GR-1401 (Certificate of Registration GR-1439). The Department assigned the application number T-12344.
2. Notice of the application for ground water registration modification was published on April 18, 2016, and October 26, 2016, pursuant to OAR 690-382-0600. No comments were filed in response to the notice.
3. On April 18, 2016, GR-1401(Certificate of Registration GR-1439) was assigned to Wendy Yu Zhen.
4. On February 14, 2017, the Department requested that new application pages and a new map be submitted to describe more accurately the requested changes.
5. On February 20, 2017, the applicants' agent submitted a corrected map and application pages.
6. On April 14, 2017, the applicant's agent submitted an amended application and map removing all the acres in tax lot 1400 from the application.

Pursuant to OAR 690-380-4030, any person may file a protest or standing statement within 30 days after the last date of publication of notice of this preliminary determination.
--

7. On March 15, 2017, the Department sent a copy of the draft Preliminary Determination proposing to approve Groundwater Registration Modification Application T-12344 to the applicant. The draft Preliminary Determination cover letter set forth a deadline of April 15, 2017, for the applicant to respond. The applicant amended the application, requested that the Department proceed with issuance of a Preliminary Determination, and provided the necessary information to demonstrate that the applicant is authorized to pursue the Groundwater Registration Modification.

8. The portion of the ground water registration to be modified is as follows:

Registration: GR-1401 (Certificate of Registration GR-1439), in the name of ERNEST BLASER (assigned to Wendy Yu Zhen)

Use: IRRIGATION of 6.35 ACRES

Tentative

Priority Date: MARCH 31, 1952

Quantity: 26.93 GALLONS PER MINUTE (0.06 Cubic Foot per Second (CFS))

Source: A WELL within the UNNAMED STREAM BASIN

Original Point of Appropriation:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
1 S	4 E	WM	29	SE SW	1060 FEET NORTH AND 1040 FEET WEST FROM THE S 1/4 CORNER OF SECTION 29

Original Place of Use:

Twp	Rng	Mer	Sec	Q-Q	Acres
1 S	4 E	WM	29	SE SW	6.35

9. Ground Water Registration Modification Application T-12344 proposes to modify the location of the original point of appropriation approximately 700 feet from the original well to:

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Review Criteria for Ground Water Registration Modification Applications [OAR 690-382-0700(2)]

11. The proposed modifications would not result in enlargement of the ground water registration.
12. The proposed modifications would not result in a state Scenic Waterway not receiving previously available water during periods in which streamflows are less than the quantities determined by the Department to be necessary to meet the requirements of ORS 390.835.
13. The proposed modifications would not result in injury to other water rights.

Determination and Proposed Action

The modification in point of appropriation and modification in place of use proposed in Ground Water Registration Modification T-12344 appear to be consistent with the requirements of ORS 537.610, 537.705, 540.505 to 540.580 and OAR 690-382-1000. If protests are not filed pursuant to OAR 690-382-0900, the modification will be approved.

If Ground Water Registration Modification T-12344 is approved, the final order will include the following:

- 1. The modifications to Registration Application GR-1401 (Certificate of Registration GR-1439) proposed in Ground Water Registration Modification Application T-12344 are recognized. Recognition of the modifications shall not be construed as a final determination of the right to appropriate ground water under the certificate of registration or modification. Such a determination will occur in an adjudication proceeding under ORS 537.670 to 537.695.*
- 2. The use of the water is restricted to beneficial use at the place of use described, and is subject to all other conditions and limitations contained in Registration Application GR-1401 (Certificate of Registration GR-1439) and any related decree.*
- 3. Water shall be acquired from the same aquifer (water source) as the original point of appropriation.*
- 4. Water shall no longer be appropriated from the original point of appropriation as part of this ground water certificate of registration.*
- 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 device in good working order.*
 - c. The water user shall allow the Watermaster access to the meters or measuring device; provided however, where the meter or measuring device is located within a private structure, the Watermaster shall request access upon reasonable notice.*
- 6. The quantity of water diverted at the new point of appropriation, shall not exceed the quantity of water lawfully available at the original point of appropriation.*
- 7. The former place of use of the modified ground water registration shall no longer receive water as part of the ground water certificate of registration.*

Dated at Salem, Oregon this 14 day of July 2017


Dwight French, Water Right Services Administrator, for
Thomas M. Byler, Director
Oregon Water Resources Department

This Preliminary Determination was prepared by Joan Smith. If you have questions about the information in this document, you may reach me at 503-986-0892 or Joan.M.Smith@oregon.gov

Protests should be addressed to the attention of Water Rights Services Division, Water Resources Department, 725 Summer St. NE, Suite A, Salem, OR 97301-1266.

Notice Regarding Service Members: Active duty service members have a right to stay proceedings under the federal Service Members Civil Relief Act, 50 U.S.C. App. §§501-597b. You may contact the Oregon State Bar or the Oregon Military Department for more information. The toll-free telephone number for the Oregon State Bar is: 1 (800) 452-8260. The toll-free telephone number of the Oregon Military Department is: 1 (800) 452-7500. The Internet address for the United States Armed Forces Legal Assistance Legal Services Locator website is: <http://legalassistance.law.af.mil>

**Notice of Preliminary Determination for
Groundwater Registration Modification T-12344**

T-12344 filed by Wendy Yu Zhen, 12226 SE Verlie St Happy Valley, OR 97086, proposes a point of appropriation and place of use changes under Registration Application GR-1401 (Certificate of Registration GR-1439). The registration allows the use of 0.06 cfs from a well in Sec.29, T1S, R4E, WM. for irrigation in Sec. 29. The applicant proposes to move the point of appropriation and to change the place of use within the same section. The Water Resources Department proposes to approve the modification, based on the requirements of ORS Chapter 540 and OAR 690-382-1000.

Any person may file, jointly or severally, a protest or standing statement within 30 days after the last date of newspaper publication of this notice, MM/DD/YEAR. Call (503) 986-0807 to obtain additional information. If no protests are filed, the Department will issue a final order consistent with the preliminary determination.

SMITH Joan M * WRD

From: Jim Greenman <jimg@hrs-engrs.com>
Sent: Thursday, July 13, 2017 4:23 PM
To: SMITH Joan M * WRD
Cc: 'Wendy Zhen'
Subject: RE: Ground Water Registration Modification T-12344
Attachments: Vesting Deed.pdf; Map.pdf; EPRE.pdf

Ms. Smith:

Attached is what Chicago Title Co. sends me as a "title report". Hope it will suffice. Presuming this is satisfactory, how close to a permit are we?

Jim Greenman
Haner, Ross & Sporseen, P.C.
2895 Beavercreek Road, Suite 101
Oregon City, OR 97045
Office: 503-657-1384
Mobile: 503-970-3769

From: SMITH Joan M * WRD [<mailto:Joan.M.Smith@oregon.gov>]
Sent: Friday, 30 June, 2017 13:10
To: Jim Greenman <jimg@hrs-engrs.com>
Subject: RE: Ground Water Registration Modification T-12344

Jim, I'm going to need a title report for this application. My lead pointed out that it is required by rule. Sorry. Good news is that you can e-mail it or have the title company e-mail it to me.

Thanks
Joan Smith

From: Jim Greenman [<mailto:jimg@hrs-engrs.com>]
Sent: Tuesday, May 23, 2017 8:10 AM
To: SMITH Joan M * WRD
Cc: 'Wendy Zhen'
Subject: Ground Water Registration Modification T-12344

Ms. Smith:

Please find attached the latest vesting deed and the LLC incorporation papers that, together, indicate Wendy Zhen as owner of the tract described in T-12344.

J. H. (Jim) Greenman, PE, PLS, CWRE
Haner, Ross & Sporseen, P.C.
2895 Beavercreek Road, Suite 101
Oregon City, OR 97045
Office: 503-657-1384
Mobile: 503-970-3769



1433 SW 6th Avenue
(503)646-4444

OWNERSHIP AND ENCUMBRANCES REPORT WITH GENERAL INDEX LIENS
Informational Report of Ownership and Monetary and Non-Monetary Encumbrances

To ("Customer"): Haner, Ross & Sporseen, P.C.
2895 Beavercreek Road, Suite 101
Oregon City, OR 97045

Customer Ref.: 10061 SE Orient Drive
Order No.: 472517003963
Effective Date: June 27, 2017 at 08:00 AM
Charge: \$250.00

The information contained in this report is furnished by Chicago Title Company of Oregon (the "Company") as a real property information service based on the records and indices maintained by the Company for the county identified below. THIS IS NOT TITLE INSURANCE OR A PRELIMINARY TITLE REPORT FOR, OR COMMITMENT FOR, TITLE INSURANCE. No examination has been made of the title to the herein described property, other than as specifically set forth herein. Liability for any loss arising from errors and/or omissions is limited to the lesser of the charge or the actual loss, and the Company will have no greater liability by reason of this report. THIS REPORT IS SUBJECT TO THE LIMITATIONS OF LIABILITY STATED BELOW, WHICH LIMITATIONS OF LIABILITY ARE A PART OF THIS REPORT.

THIS REPORT INCLUDES MONETARY AND NON-MONETARY ENCUMBRANCES.

Part One - Ownership and Property Description

Owner. The apparent vested owner of property ("the Property") as of the Effective Date is:

Peaceful Property, LLC, an Oregon limited liability company

Premises. The Property is:

(a) Street Address:

10061 SE Orient Drive, Boring, OR 97009

(b) Legal Description:

SEE EXHIBIT "A" ATTACHED HERETO AND MADE A PART HEREOF

Part Two - Encumbrances

Encumbrances. As of the Effective Date, the Property appears subject to the following monetary and non-monetary encumbrances of record, not necessarily listed in order of priority, including liens specific to the subject property and general index liens (liens that are not property specific but affect any real property of the named person in the same county):

EXCEPTIONS

1. Property taxes, which are a lien not yet due and payable, including any assessments collected with taxes to be levied for the fiscal year 2017-2018.

Tax Identification No.: 00152881
2. The Land has been classified as Farm land, as disclosed by the tax roll. If the Land becomes disqualified, said Land may be subject to additional taxes and/or penalties.
3. Rights of the public to any portion of the Land lying within the area commonly known as roads and/or highways.
4. Well Agreement, including the terms and provisions thereof

Recording Date: November 19, 1993
Recording No.: 93-86745
5. A deed of trust to secure an indebtedness in the amount shown below,

Amount: \$215,800.00
Dated: January 20, 2015
Trustor/Grantor: Wendy Chen
Trustee: First American Title Insurance Company of Oregon
Beneficiary: Mortgage Electronic Registration Systems, Inc. as nominee for Umpqua Bank
Loan No.: 8501215052/MIN 1000458-10000076329-9
Recording Date: January 22, 2015
Recording No.: 2015-003484
6. An unrecorded lease with certain terms, covenants, conditions and provisions set forth therein, disclosed of record by Memorandum of Farm Lease:

Dated: June 1, 2016
Lessor: Wendy Yu Zhen, Trustee of the Wendy Yu Zhen Revocable Living Trust, created on May 20, 2015
Lessee: Hans Nelson & Sons Nursery, Inc., an Oregon corporation
Recording Date: June 1, 2016
Recording No: 2016-035412
7. The Company will require the following documents for review prior to the issuance of any title insurance predicated upon a conveyance or encumbrance from the entity named below.

Limited Liability Company: Peaceful Property, LLC
 - a. A copy of its operating agreement, if any, and any and all amendments, supplements and/or modifications thereto, certified by the appropriate manager or member.
 - b. If a domestic Limited Liability Company, a copy of its Articles of Organization and all amendment thereto with the appropriate filing stamps.

c. If the Limited Liability Company is member-managed a full and complete current list of members certified by the appropriate manager or member.

d. A current dated certificate of good standing from the proper governmental authority of the state in which the entity was created

e. If less than all members, or managers, as appropriate, will be executing the closing documents, furnish evidence of the authority of those signing.

The Company reserves the right to add additional items or make further requirements after review of the requested documentation.

Note: Property taxes for the fiscal year shown below are paid in full.

Fiscal Year:	2016-2017
Amount:	\$1,476.56
Levy Code:	026-008
Account No.:	00152881
Map No.:	14E29C 01300

Prior to close of escrow, please contact the Tax Collector's Office to confirm all amounts owing, including current fiscal year taxes, supplemental taxes, escaped assessments and any delinquencies.

End of Reported Information

There will be additional charges for additional information or copies. For questions or additional requests, contact:

Kevin Kimball
503-469-4168
Kevin.Kimball@TitleGroup.FNTG.com

Chicago Title Company of Oregon
1433 SW 6th Avenue
Portland, OR 97201

EXHIBIT "A"
Legal Description

The North one-half of the North one-half of the Southeast one-quarter of the Southwest one-quarter of Section 29,
Township 1 South, Range 4 East of the Willamette Meridian, in the County of Clackamas and State of Oregon.

LIMITATIONS OF LIABILITY

"CUSTOMER" REFERS TO THE RECIPIENT OF THIS REPORT.

CUSTOMER EXPRESSLY AGREES AND ACKNOWLEDGES THAT IT IS EXTREMELY DIFFICULT, IF NOT IMPOSSIBLE, TO DETERMINE THE EXTENT OF LOSS WHICH COULD ARISE FROM ERRORS OR OMISSIONS IN, OR THE COMPANY'S NEGLIGENCE IN PRODUCING, THE REQUESTED REPORT, HEREIN "THE REPORT." CUSTOMER RECOGNIZES THAT THE FEE CHARGED IS NOMINAL IN RELATION TO THE POTENTIAL LIABILITY WHICH COULD ARISE FROM SUCH ERRORS OR OMISSIONS OR NEGLIGENCE. THEREFORE, CUSTOMER UNDERSTANDS THAT THE COMPANY IS NOT WILLING TO PROCEED IN THE PREPARATION AND ISSUANCE OF THE REPORT UNLESS THE COMPANY'S LIABILITY IS STRICTLY LIMITED. CUSTOMER AGREES WITH THE PROPRIETY OF SUCH LIMITATION AND AGREES TO BE BOUND BY ITS TERMS

THE LIMITATIONS ARE AS FOLLOWS AND THE LIMITATIONS WILL SURVIVE THE CONTRACT:

ONLY MATTERS IDENTIFIED IN THIS REPORT AS THE SUBJECT OF THE REPORT ARE WITHIN ITS SCOPE. ALL OTHER MATTERS ARE OUTSIDE THE SCOPE OF THE REPORT.

CUSTOMER AGREES, AS PART OF THE CONSIDERATION FOR THE ISSUANCE OF THE REPORT AND TO THE FULLEST EXTENT PERMITTED BY LAW, TO LIMIT THE LIABILITY OF THE COMPANY, ITS LICENSORS, AGENTS, SUPPLIERS, RESELLERS, SERVICE PROVIDERS, CONTENT PROVIDERS AND ALL OTHER SUBSCRIBERS OR SUPPLIERS, SUBSIDIARIES, AFFILIATES, EMPLOYEES, AND SUBCONTRACTORS FOR ANY AND ALL CLAIMS, LIABILITIES, CAUSES OF ACTION, LOSSES, COSTS, DAMAGES AND EXPENSES OF ANY NATURE WHATSOEVER, INCLUDING ATTORNEY'S FEES, HOWEVER ALLEGED OR ARISING, INCLUDING BUT NOT LIMITED TO THOSE ARISING FROM BREACH OF CONTRACT, NEGLIGENCE, THE COMPANY'S OWN FAULT AND/OR NEGLIGENCE, ERRORS, OMISSIONS, STRICT LIABILITY, BREACH OF WARRANTY, EQUITY, THE COMMON LAW, STATUTE OR ANY OTHER THEORY OF RECOVERY, OR FROM ANY PERSON'S USE, MISUSE, OR INABILITY TO USE THE REPORT OR ANY OF THE MATERIALS CONTAINED THEREIN OR PRODUCED, **SO THAT THE TOTAL AGGREGATE LIABILITY OF THE COMPANY AND ITS AGENTS, SUBSIDIARIES, AFFILIATES, EMPLOYEES, AND SUBCONTRACTORS SHALL NOT IN ANY EVENT EXCEED THE COMPANY'S TOTAL FEE FOR THE REPORT.**

CUSTOMER AGREES THAT THE FOREGOING LIMITATION ON LIABILITY IS A TERM MATERIAL TO THE PRICE THE CUSTOMER IS PAYING, WHICH PRICE IS LOWER THAN WOULD OTHERWISE BE OFFERED TO THE CUSTOMER WITHOUT SAID TERM. CUSTOMER RECOGNIZES THAT THE COMPANY WOULD NOT ISSUE THE REPORT BUT FOR THIS CUSTOMER AGREEMENT, AS PART OF THE CONSIDERATION GIVEN FOR THE REPORT, TO THE FOREGOING LIMITATION OF LIABILITY AND THAT ANY SUCH LIABILITY IS CONDITIONED AND PREDICATED UPON THE FULL AND TIMELY PAYMENT OF THE COMPANY'S INVOICE FOR THE REPORT.

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NO THIRD PARTY IS PERMITTED TO USE OR RELY UPON THE INFORMATION SET FORTH IN THE REPORT, AND NO LIABILITY TO ANY THIRD PARTY IS UNDERTAKEN BY THE COMPANY.

CUSTOMER AGREES THAT, TO THE FULLEST EXTENT PERMITTED BY LAW, IN NO EVENT WILL THE COMPANY, ITS LICENSORS, AGENTS, SUPPLIERS, RESELLERS, SERVICE PROVIDERS, CONTENT PROVIDERS, AND ALL OTHER SUBSCRIBERS OR SUPPLIERS, SUBSIDIARIES, AFFILIATES, EMPLOYEES AND SUBCONTRACTORS BE LIABLE FOR CONSEQUENTIAL, INCIDENTAL, INDIRECT, PUNITIVE, EXEMPLARY, OR SPECIAL DAMAGES, OR LOSS OF PROFITS, REVENUE, INCOME, SAVINGS, DATA, BUSINESS, OPPORTUNITY, OR GOODWILL, PAIN AND SUFFERING, EMOTIONAL DISTRESS, NON-OPERATION OR INCREASED EXPENSE OF OPERATION, BUSINESS INTERRUPTION OR DELAY, COST OF CAPITAL, OR COST OF REPLACEMENT PRODUCTS OR SERVICES, REGARDLESS OF WHETHER SUCH LIABILITY IS BASED ON BREACH OF CONTRACT, TORT, NEGLIGENCE, THE COMPANY'S OWN FAULT AND/OR NEGLIGENCE, STRICT LIABILITY, BREACH OF WARRANTIES, FAILURE OF ESSENTIAL PURPOSE, OR OTHERWISE AND WHETHER CAUSED BY NEGLIGENCE, ERRORS, OMISSIONS, STRICT LIABILITY, BREACH OF CONTRACT, BREACH OF WARRANTY, THE COMPANY'S OWN FAULT AND/OR NEGLIGENCE OR ANY OTHER CAUSE WHATSOEVER, AND EVEN IF THE COMPANY HAS BEEN ADVISED OF THE LIKELIHOOD OF SUCH DAMAGES OR KNEW OR SHOULD HAVE KNOWN OF THE POSSIBILITY FOR SUCH DAMAGES.

END OF THE LIMITATIONS OF LIABILITY



\$53.00

When recorded return to:
Send all tax statements to:
Wendy Yu Zhen
12226 SE Verlie Street
Happy Valley, OR 97086

02044653201700276890010016
D-D Cnt=1 Stn=54 COUNTER2
\$5.00 \$16.00 \$22.00 \$10.00

04/24/2017 03:59:31 PM

Trustee's Statutory Warranty Deed

WENDY YU ZHEN, Trustee of the Wendy Yu Zhen Revocable Living Trust created on May 20, 2015, Grantor, hereby bargains, sells and conveys to PEACEFUL PROPERTY, LLC, an Oregon Limited Liability Company, Grantee, the following described real property free and clear of encumbrances created or suffered by the Grantor except as specifically set forth below:

THE NORTH ONE-HALF OF THE NORTH ONE-HALF OF THE SOUTHEAST ONE-QUARTER OF THE SOUTHWEST ONE-QUARTER OF SECTION 29, TOWNSHIP 1 SOUTH, RANGE 4 EAST OF WILLAMETTE MERIDIAN IN THE COUNTY OF CLACKAMAS, STATE OF OREGON.

APN 00152881. The consideration for this conveyance is: \$0.

BEFORE SIGNING OR ACCEPTING THIS INSTRUMENT, THE PERSON TRANSFERRING FEE TITLE SHOULD INQUIRE ABOUT THE PERSON'S RIGHTS, IF ANY, UNDER ORS 195.300, 195.301 AND 195.305 TO 195.336 AND SECTIONS 5 TO 11, CHAPTER 424, OREGON LAWS 2007, SECTIONS 2 TO 9 AND 17, CHAPTER 855, OREGON LAWS 2009, AND SECTIONS 2 TO 7, CHAPTER 8, OREGON LAWS 2010. THIS INSTRUMENT DOES NOT ALLOW USE OF THE PROPERTY DESCRIBED IN THIS INSTRUMENT IN VIOLATION OF APPLICABLE LAND USE LAWS AND REGULATIONS. BEFORE SIGNING OR ACCEPTING THIS INSTRUMENT, THE PERSON ACQUIRING FEE TITLE TO THE PROPERTY SHOULD CHECK WITH THE APPROPRIATE CITY OR COUNTY PLANNING DEPARTMENT TO VERIFY THAT THE UNIT OF LAND BEING TRANSFERRED IS A LAWFULLY ESTABLISHED LOT OR PARCEL, AS DEFINED IN ORS 92.010 OR 215.010, TO VERIFY THE APPROVED USES OF THE LOT OR PARCEL, TO DETERMINE ANY LIMITS ON LAWSUITS AGAINST FARMING OR FOREST PRACTICES, AS DEFINED IN ORS 30.930, AND TO INQUIRE ABOUT THE RIGHTS OF NEIGHBORING PROPERTY OWNERS, IF ANY, UNDER ORS 195.300, 195.301 AND 195.305 TO 195.336 AND SECTIONS 5 TO 11, CHAPTER 424, OREGON LAWS 2007, SECTIONS 2 TO 9 AND 17, CHAPTER 855, OREGON LAWS 2009, AND SECTIONS 2 TO 7, CHAPTER 8, OREGON LAWS 2010.

Dated: April 24th, 2017.

Wendy Yu Zhen, Trustee

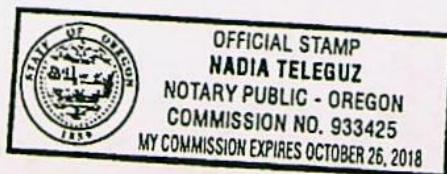
STATE OF OREGON)

) ss.

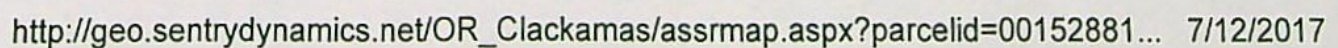
COUNTY OF CLACKAMAS)

On April 24th, 2017, before the undersigned, an Oregon Notary Public, personally appeared WENDY YU ZHEN, in her capacity as Trustee of the Wendy Yu Zhen Revocable Living Trust, to me known to be the individual described in and who executed the within and foregoing instrument, and acknowledged that she signed the same as her free and voluntary act and deed.

GIVEN under my hand and official seal.



Notary Public - State of Oregon
Printed Name: Nadia Teleguz
My Commission Expires: 10/26/2018





\$53.00

02044653201700276890010016

04/24/2017 03:59:31 PM

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Dated: April 24th, 2017.

Wendy Yu Zhen, Trustee

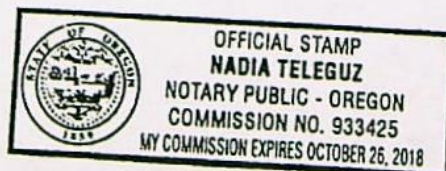
STATE OF OREGON)

) ss.

COUNTY OF CLACKAMAS)

On April 24th, 2017, before the undersigned, an Oregon Notary Public, personally appeared WENDY YU ZHEN, in her capacity as Trustee of the Wendy Yu Zhen Revocable Living Trust, to me known to be the individual described in and who executed the within and foregoing instrument, and acknowledged that she signed the same as her free and voluntary act and deed.

GIVEN under my hand and official seal.



Notary Public - State of Oregon
Printed Name: Nadia Teleguz
My Commission Expires: 10/26/2018



1433 SW 6th Avenue
(503)646-4444

OWNERSHIP AND ENCUMBRANCES REPORT WITH GENERAL INDEX LIENS
Informational Report of Ownership and Monetary and Non-Monetary Encumbrances

To ("Customer"): Haner, Ross & Sporseen, P.C.
2895 Beavercreek Road, Suite 101
Oregon City, OR 97045

Customer Ref.: 10061 SE Orient Drive
Order No.: 472517003963
Effective Date: June 27, 2017 at 08:00 AM
Charge: \$250.00

The information contained in this report is furnished by Chicago Title Company of Oregon (the "Company") as a real property information service based on the records and indices maintained by the Company for the county identified below. THIS IS NOT TITLE INSURANCE OR A PRELIMINARY TITLE REPORT FOR, OR COMMITMENT FOR, TITLE INSURANCE. No examination has been made of the title to the herein described property, other than as specifically set forth herein. Liability for any loss arising from errors and/or omissions is limited to the lesser of the charge or the actual loss, and the Company will have no greater liability by reason of this report. THIS REPORT IS SUBJECT TO THE LIMITATIONS OF LIABILITY STATED BELOW, WHICH LIMITATIONS OF LIABILITY ARE A PART OF THIS REPORT.

THIS REPORT INCLUDES MONETARY AND NON-MONETARY ENCUMBRANCES.

Part One - Ownership and Property Description

Owner. The apparent vested owner of property ("the Property") as of the Effective Date is:

Peaceful Property, LLC, an Oregon limited liability company

Premises. The Property is:

(a) Street Address:

10061 SE Orient Drive, Boring, OR 97009

(b) Legal Description:

SEE EXHIBIT "A" ATTACHED HERETO AND MADE A PART HEREOF

Part Two - Encumbrances

Encumbrances. As of the Effective Date, the Property appears subject to the following monetary and non-monetary encumbrances of record, not necessarily listed in order of priority, including liens specific to the subject property and general index liens (liens that are not property specific but affect any real property of the named person in the same county):

EXCEPTIONS

1. Property taxes, which are a lien not yet due and payable, including any assessments collected with taxes to be levied for the fiscal year 2017-2018.

Tax Identification No.: 00152881
2. The Land has been classified as Farm land, as disclosed by the tax roll. If the Land becomes disqualified, said Land may be subject to additional taxes and/or penalties.
3. Rights of the public to any portion of the Land lying within the area commonly known as roads and/or highways.
4. Well Agreement, including the terms and provisions thereof

Recording Date: November 19, 1993
Recording No.: 93-86745
5. A deed of trust to secure an indebtedness in the amount shown below,

Amount: \$215,800.00
Dated: January 20, 2015
Trustor/Grantor: Wendy Chen
Trustee: First American Title Insurance Company of Oregon
Beneficiary: Mortgage Electronic Registration Systems, Inc. as nominee for Umpqua Bank
Loan No.: 8501215052/MIN 1000458-10000076329-9
Recording Date: January 22, 2015
Recording No.: 2015-003484
6. An unrecorded lease with certain terms, covenants, conditions and provisions set forth therein, disclosed of record by Memorandum of Farm Lease:

Dated: June 1, 2016
Lessor: Wendy Yu Zhen, Trustee of the Wendy Yu Zhen Revocable Living Trust, created on May 20, 2015
Lessee: Hans Nelson & Sons Nursery, Inc., an Oregon corporation
Recording Date: June 1, 2016
Recording No: 2016-035412
7. The Company will require the following documents for review prior to the issuance of any title insurance predicated upon a conveyance or encumbrance from the entity named below.

Limited Liability Company: Peaceful Property, LLC
 - a. A copy of its operating agreement, if any, and any and all amendments, supplements and/or modifications thereto, certified by the appropriate manager or member.
 - b. If a domestic Limited Liability Company, a copy of its Articles of Organization and all amendment thereto with the appropriate filing stamps.

c. If the Limited Liability Company is member-managed a full and complete current list of members certified by the appropriate manager or member.

d. A current dated certificate of good standing from the proper governmental authority of the state in which the entity was created

e. If less than all members, or managers, as appropriate, will be executing the closing documents, furnish evidence of the authority of those signing.

The Company reserves the right to add additional items or make further requirements after review of the requested documentation.

Note: Property taxes for the fiscal year shown below are paid in full.

Fiscal Year:	2016-2017
Amount:	\$1,476.56
Levy Code:	026-008
Account No.:	00152881
Map No.:	14E29C 01300

Prior to close of escrow, please contact the Tax Collector's Office to confirm all amounts owing, including current fiscal year taxes, supplemental taxes, escaped assessments and any delinquencies.

End of Reported Information

There will be additional charges for additional information or copies. For questions or additional requests, contact:

Kevin Kimball
503-469-4168
Kevin.Kimball@TitleGroup.FNTG.com

Chicago Title Company of Oregon
1433 SW 6th Avenue
Portland, OR 97201

EXHIBIT "A"
Legal Description

The North one-half of the North one-half of the Southeast one-quarter of the Southwest one-quarter of Section 29,
Township 1 South, Range 4 East of the Willamette Meridian, in the County of Clackamas and State of Oregon.

LIMITATIONS OF LIABILITY

"CUSTOMER" REFERS TO THE RECIPIENT OF THIS REPORT.

CUSTOMER EXPRESSLY AGREES AND ACKNOWLEDGES THAT IT IS EXTREMELY DIFFICULT, IF NOT IMPOSSIBLE, TO DETERMINE THE EXTENT OF LOSS WHICH COULD ARISE FROM ERRORS OR OMISSIONS IN, OR THE COMPANY'S NEGLIGENCE IN PRODUCING, THE REQUESTED REPORT, HEREIN "THE REPORT." CUSTOMER RECOGNIZES THAT THE FEE CHARGED IS NOMINAL IN RELATION TO THE POTENTIAL LIABILITY WHICH COULD ARISE FROM SUCH ERRORS OR OMISSIONS OR NEGLIGENCE. THEREFORE, CUSTOMER UNDERSTANDS THAT THE COMPANY IS NOT WILLING TO PROCEED IN THE PREPARATION AND ISSUANCE OF THE REPORT UNLESS THE COMPANY'S LIABILITY IS STRICTLY LIMITED. CUSTOMER AGREES WITH THE PROPRIETY OF SUCH LIMITATION AND AGREES TO BE BOUND BY ITS TERMS

THE LIMITATIONS ARE AS FOLLOWS AND THE LIMITATIONS WILL SURVIVE THE CONTRACT:

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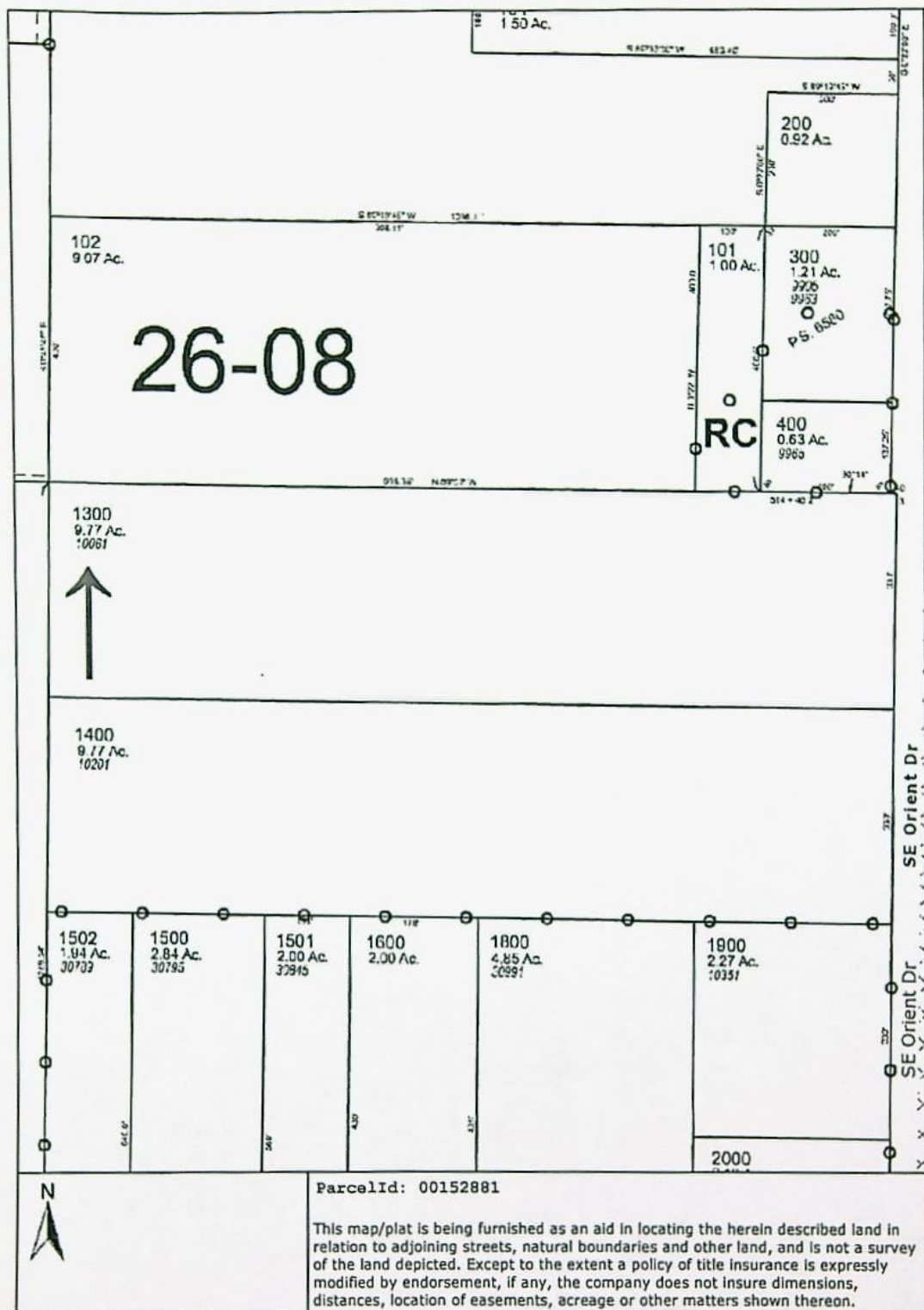
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END OF THE LIMITATIONS OF LIABILITY



SMITH Joan M * WRD

From: Jim Greenman <jimg@hrs-engrs.com>
Sent: Tuesday, May 23, 2017 8:10 AM
To: SMITH Joan M * WRD
Cc: 'Wendy Zhen'
Subject: Ground Water Registration Modification T-12344
Attachments: Peaceful Properties LLC.pdf; 2017-027689.pdf

Ms. Smith:

Please find attached the latest vesting deed and the LLC incorporation papers that, together, indicate Wendy Zhen as owner of the tract described in T-12344.

J. H. (Jim) Greenman, PE, PLS, CWRE
Haner, Ross & Sporseen, P.C.
2895 Beavercreek Road, Suite 101
Oregon City, OR 97045
Office: 503-657-1384
Mobile: 503-970-3769

ARTICLES OF ORGANIZATION



Corporation Division
www.filinginoregon.com

E-FILED
Feb 28, 2017
OREGON SECRETARY OF STATE

REGISTRY NUMBER

129860698

TYPE

DOMESTIC LIMITED LIABILITY COMPANY

1. ENTITY NAME

PEACEFUL PROPERTY, LLC

2. MAILING ADDRESS

12226 SE VERLIE STREET
HAPPY VALLEY OR 97086 USA

3. NAME & ADDRESS OF REGISTERED AGENT

WENDY ZHEN

12226 SE VERLIE STREET
HAPPY VALLEY OR 97086 USA

4. ORGANIZERS

WENDY ZHEN

12226 SE VERLIE STREET
HAPPY VALLEY OR 97086 USA

5. MEMBERS/MANAGERS

MEMBER

WENDY ZHEN

12226 SE VERLIE STREET
HAPPY VALLEY OR 97086 USA

6. DURATION

PERPETUAL

7. MANAGEMENT

This Limited Liability Company will be manager-managed by one or more managers



Corporation Division
www.filinginoregon.com

OREGON SECRETARY OF STATE

By my signature, I declare as an authorized authority, that this filing has been examined by me and is, to the best of my knowledge and belief, true, correct, and complete. Making false statements in this document is against the law and may be penalized by fines, imprisonment, or both.

By typing my name in the electronic signature field, I am agreeing to conduct business electronically with the State of Oregon. I understand that transactions and/or signatures in records may not be denied legal effect solely because they are conducted, executed, or prepared in electronic form and that if a law requires a record or signature to be in writing, an electronic record or signature satisfies that requirement.

ELECTRONIC SIGNATURE

NAME

WENDY ZHEN

TITLE

MEMBER

DATE SIGNED

02-28-2017

**MEMBER JOINDER IN
LLC AGREEMENT
OF
PEACEFUL PROPERTY, LLC**

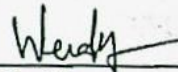
I, Wendy Zhen, acknowledge that I have read the Operating Agreement of Peaceful Property, LLC dated March 1, 2017 (*Agreement*), that I know its contents, and agree to be bound to the Agreement as a Member of the Company with the following Membership Interest in the Company:

Membership Interest in the Company: 100%

I agree that this Membership Interest is irrevocably bound by the Agreement. By signing and delivering this Member Joinder, I make all representations and warranties set forth in the Agreement, effective as of the date of my signature below, and agree to fulfill all duties and obligations imposed on Member under the Agreement. It is my intention to be bound to the Agreement as a signatory and party to the Agreement just as if I was an original signatory and party to the Agreement.

I am aware that the legal, financial, and related matters in the Agreement are complex and that I am free to seek independent professional guidance or counsel with respect to this Member Joinder. I have either sought guidance or counsel or determined that I waive this right after carefully reviewing the Agreement.

Agreed and acknowledged:



Wendy Zhen

2017-027689



\$53.00

02044653201700276890010016

04/24/2017 03:59:31 PM

When recorded return to:
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THE NORTH ONE-HALF OF THE NORTH ONE-HALF OF THE SOUTHEAST ONE-QUARTER OF THE SOUTHWEST ONE-QUARTER OF SECTION 29, TOWNSHIP 1 SOUTH, RANGE 4 EAST OF WILLAMETTE MERIDIAN IN THE COUNTY OF CLACKAMAS, STATE OF OREGON.

APN 00152881. The consideration for this conveyance is: \$0.

BEFORE SIGNING OR ACCEPTING THIS INSTRUMENT, THE PERSON TRANSFERRING FEE TITLE SHOULD INQUIRE ABOUT THE PERSON'S RIGHTS, IF ANY, UNDER ORS 195.300, 195.301 AND 195.305 TO 195.336 AND SECTIONS 5 TO 11, CHAPTER 424, OREGON LAWS 2007, SECTIONS 2 TO 9 AND 17, CHAPTER 855, OREGON LAWS 2009, AND SECTIONS 2 TO 7, CHAPTER 8, OREGON LAWS 2010. THIS INSTRUMENT DOES NOT ALLOW USE OF THE PROPERTY DESCRIBED IN THIS INSTRUMENT IN VIOLATION OF APPLICABLE LAND USE LAWS AND REGULATIONS. BEFORE SIGNING OR ACCEPTING THIS INSTRUMENT, THE PERSON ACQUIRING FEE TITLE TO THE PROPERTY SHOULD CHECK WITH THE APPROPRIATE CITY OR COUNTY PLANNING DEPARTMENT TO VERIFY THAT THE UNIT OF LAND BEING TRANSFERRED IS A LAWFULLY ESTABLISHED LOT OR PARCEL, AS DEFINED IN ORS 92.010 OR 215.010, TO VERIFY THE APPROVED USES OF THE LOT OR PARCEL, TO DETERMINE ANY LIMITS ON LAWSUITS AGAINST FARMING OR FOREST PRACTICES, AS DEFINED IN ORS 30.930, AND TO INQUIRE ABOUT THE RIGHTS OF NEIGHBORING PROPERTY OWNERS, IF ANY, UNDER ORS 195.300, 195.301 AND 195.305 TO 195.336 AND SECTIONS 5 TO 11, CHAPTER 424, OREGON LAWS 2007, SECTIONS 2 TO 9 AND 17, CHAPTER 855, OREGON LAWS 2009, AND SECTIONS 2 TO 7, CHAPTER 8, OREGON LAWS 2010.

Dated: April 24th, 2017.

Wendy Yu Zhen, Trustee

STATE OF OREGON)

) ss.

COUNTY OF CLACKAMAS)

On April 24th, 2017, before the undersigned, an Oregon Notary Public, personally appeared WENDY YU ZHEN, in her capacity as Trustee of the Wendy Yu Zhen Revocable Living Trust, to me known to be the individual described in and who executed the within and foregoing instrument, and acknowledged that she signed the same as her free and voluntary act and deed.

GIVEN under my hand and official seal.



Notary Public - State of Oregon
Printed Name: Nadia Teleguz
My Commission Expires: 10/26/2018



1600 Pioneer Tower
888 SW Fifth Avenue
Portland, Oregon 97204
503.221.1440

Janet E. Neuman
Senior Counsel

Direct Dial: 503.802.5722
Direct Fax: 503.972.7422
janet.neuman@tonkon.com

April 18, 2017

VIA E-MAIL – Joan.M.Smith@oregon.gov

Joan Smith
Transfer Specialist
Oregon Water Resources Department
725 Summer Street NE
Salem, OR 97301-1271

Re: Groundwater Modification Request T-12344

Dear Ms. Smith:

I appreciate your answers to the questions I have been peppering you with pertaining to T-12344, filed with the Department in April of 2016 as an Application for Groundwater Modification for Claim GR 1401. I am writing now to be sure that the Department is aware that my client, Orient Holdings, LLC ("Orient"), does not consent to transfer 2.2 acres of irrigation rights from its property to Ms. Zhen's property as requested in the modification application.

Orient is the current owner of Clackamas County Tax Lot 1400 in the Southeast Quarter of the Southwest Quarter of Section 29, Township 1 South, Range 4 East, also known as 10201 Orient Drive SE, Boring, OR 97009, having just purchased the property in 2016. Tax Lot 1400 is south of and adjacent to Ms. Zhen's property, Tax Lot 1300.

Orient contacted me for assistance last month when CWRE Jim Greenman, Ms. Zhen's consultant, asked Orient to consent to Ms. Zhen's request to transfer 2.2 acres of irrigation under GR 1401 from Orient's property to Ms. Zhen's property. Orient does not consent to giving up any portion of GR 1401 that is appurtenant to its property.

Upon looking into the modification application, I discovered that Ms. Zhen also filed a Request for Assignment of GR 1401 in April of 2016, shortly after filing the Request for Modification. The assignment application requested to assign a portion of GR 1401, originally registered by Ernest Blaser in 1958, to Ms. Zhen. Although WIRS does not contain the map that accompanied the assignment request, I requested and received the map last week from OWRD, and I have attached it to this letter. The map shows that Ms. Zhen requested to assign to herself not only the acreage covered by GR 1401 that is currently included in her Tax Lot 1300, but also 2.2 acres that are appurtenant to Orient's property—the same acreage requested for transfer in

the modification application. As far as I can determine, the previous owner of Tax Lot 1400 did not consent to Ms. Zhen's requested assignment, nor does Orient do so now.

Of course, my client does not object to Ms. Zhen's request to assign to herself the portion of GR 1401 that covers her property (Tax Lot 1300). Nor does Orient object to Ms. Zhen's request to move the POA from one location to another on her property. However, Orient does object to any modification of GR 1401 as it pertains to Tax Lot 1400.

Orient intends to submit its own Request for Assignment of the portion of GR 1401 that applies to Tax Lot 1400. Orient also intends to submit a Request for Modification to add a POA on Tax Lot 1400 to serve GR 1401 and Certificate 87553 which is also appurtenant to Tax Lot 1400.

Thank you for your attention to this matter. Please call if you have any questions.

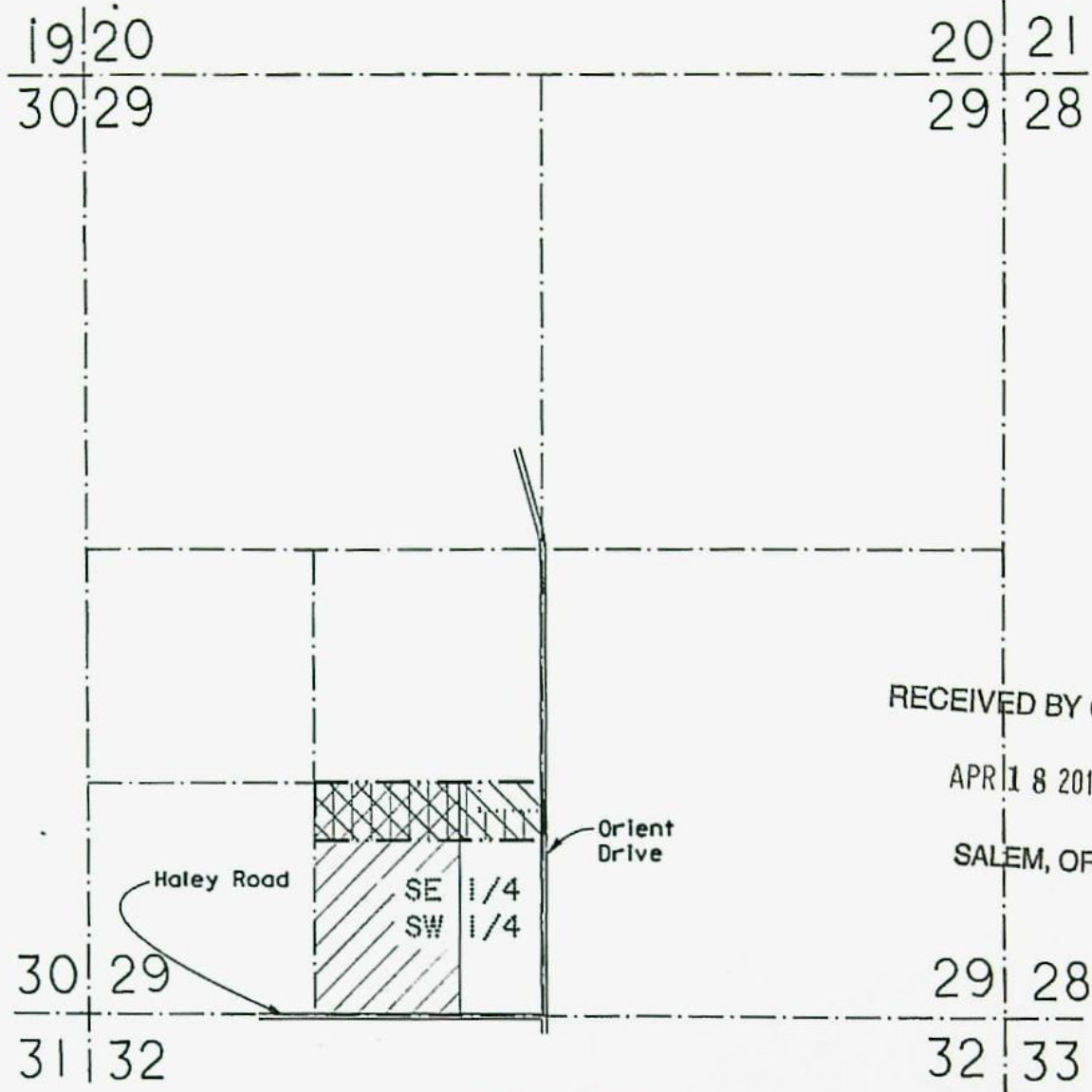
Sincerely,



Janet E. Neuman
Senior Counsel

copies: Jerry Sauter - Jerry.K.Sauter@oregon.gov
Jim Greenman - jimg@hrs-engrs.com
Client

039002/00001/8001695v1



RECEIVED BY OWRD

APR 18 2016

SALEM, OR

SCALE: 1" = 1000'

LEGEND:



25 Acres of Certificate GR-1439



10.00 Acres of Tax Lot 1300
(Deed Record 2015-030203)



8.43 Acres requested for
assignment to Tax Lot 1300

This drawing is an exhibit for a Request for Assignment by Proof of Ownership. It is not a Land Survey. Property lines and/or other lines of occupation shown hereon are not represented by the undersigned to meet accuracy standards of Land Surveys.



TAX LOT 1300, SECT. 29C,
T.1S., R.4E., W.M.

CLACKAMAS COUNTY, OR

CLAIM No. GR-1401

CERTIFICATE No. GR-1439



**HANER, ROSS &
SPORSEEN, INC.**

2895 BEAVERCREEK ROAD
OREGON CITY, OREGON 97045

WENDY YU ZHEN
REQUEST FOR ASSIGNMENT
GROUND WATER REGISTRATION MAP

REV. 0: 2016/04/06

1634

Injury/Enlargement Determination:

● Injury:

→ Ground Water Injury: ☐ Yes ☒ No Conditions: ☐ Yes ☒ No

- Will the change likely result in *substantial interference* with another ground water right? ☐ Yes ☒ No

If Yes... Is it a "junior" ground water right? _____

- Will the change likely result in *significant interference* with a surface water source? ☐ Yes ☐ No

→ Watermaster Injury: ☐ Yes ☒ No Conditions: ☒ Yes ☐ No

- If the change will likely result in *significant interference* with a surface water source (*see above*), will it also result in a reduction of surface water flows available to "junior" rights? ☐ Yes ☒ No (*May need to consult with WM*)

If Yes... List "junior" rights: _____

- Are return flows an issue? ☐ Yes ☒ No

If Yes... Explain: _____

Conditions requested - Measurement devices: ☒ Required prior to use -or- ☐ "When in the judgement..."

☐ Other: _____

● State Scenic Waterway:

- If the change will likely result in *significant interference* with a surface water source (*see GW Review above*)... is there a designated State Scenic Waterway present on the affected stream? ☐ Yes ☒ No

If Yes, identify the affected State Scenic Waterway: _____

If No, the remainder of this section does NOT apply (N/A).

- If the POU is being modified...

does the orig. POU contribute return flows to a designated State Scenic Waterway reach? ☐ Yes ☐ No ☐ N/A

If Yes, will the change result in those return flows no longer contributing or being available to that State Scenic Waterway reach? ☐ Yes ☐ No

- Will the modification result in a State Scenic Waterway NOT receiving previously available water during periods in which streamflows are less than the quantities determined by the Department to be necessary to meet the requirements of ORS 390.835? ☐ Yes ☐ No ☐ N/A

● Enlargement:

☐ Will the "from" lands be able to be dried up? ☒ Yes ☐ No

☐ Are conditions needed to prevent enlargement? ☐ Yes ☒ No

☐ Other: meter

Review Checklist

T-12344

Caseworker: ham

PR Initials _____

File Prep

CW		CW	
☒	File Assigned (computer entry)	☐	Print Tax Lot Map(s)/Ownership info if available on the web
☒	Make Copies App, Map, GW review, (WM Review, ODFW to send to applicant later) Affidavits if applicable	☒	Print: Certs, WR maps, (Tabulations, Sp Or, Air Photos or other helpful info to aid in processing)
☒	Bundle Originals with cover sheet	☐	Check Area of Interest – print if needed
☒	Check for any public comments submitted electronically. Print any comments received. <u>none</u>	☒	Any irrigation districts that need notice based on Area of Interest Check. ☐ Yes ☒ No Note:

APPLICATION/MAP REVIEW

PR	CW		PR	CW	
☐	☒	Appropriately signed	☐	☐	Ditch Company, Irr. Dist. and/or BOR sent copies
☐	☒	Checked WRIS contact address/e-mail for accuracy	☐	☒	Appropriate Fees Paid
☐	☒	Revisit application checklist & Supporting Docs	☐	☐	Overpayment of Fees, Refund Request with FO
☐	☒	Any deficiencies that need to be addressed? ☒ Yes ☐ No Notes: <u>need new maps & consent</u>	☐	☒	Land Use Form matches Tax Lots, is signed by proper official and is APPROVED

DETERMINING THE "FROM" AND "TO" LANDS

PR	CW		PR	CW	
☐	☒	Only the authorized POD's/POA's and POU's to be transferred are listed. <u>corrected map</u>	☐	☒	Application & certificate tabulations match. (Mark on appl. and cert. copies and note corrections needed)
☐	☒	Marked on certificate the acreage being transferred, cancelled and remaining by 1/4 1/4.	☐	☒	Marked on certificate the quantity of water being transferred, cancelled, and remaining
☐	☒	Compare Water Right map to App Map for Accuracy	☐	☒	Check and notate on Plat Card for Conflicts (To and From Lands) N/A if no change in POU or Use

INJURY REVIEWS/COMMENTS/CONDITIONS

PR	CW					
☐	☐	ODFW	☐	Fish Screens	☐	Other:
☐	☒	Ground water				
☐	☒	Watermaster	☐	Headgate	☐	Prior to diverting
☐	☒		☒	Measuring Devices	☒	Prior to diverting
☐	☒	Injury	☐	Yes ☒ No	☐	Enlargement
☐	☐	Conditions to Avoid Enlargement/Injury			☐	Yes ☒ No

DPD

PD

FO

COV

DPD/PD/ FINAL ORDER/COVER LETTER

PR	CW	PR	CW	PR	CW	PR	CW	
☐	☒	☐	☐	☐	☐	☐	☐	UPDATE WRIS APPS FOLDER (FIELD STAFF ONLY)
☐	☒	☐	☐	☐	☐	☐	☐	Check tenses ex...Find & Replace point(s), Right(s) Meter(s), Device(s) Is/Are, Was/Were
☐	☒	☐	☐	☐	☐	☐	☐	Correct address? Add Agent, Receiving Landowner if applicable etc...
☐	☒	☐	☐	☐	☐	☐	☐	Compare "from lands" with marked up Certificate
☐	☒	☐	☐	☐	☐	☐	☐	Compare Authorized POD(s)/POA(s) with marked up Certificate
☐	☒	☐	☐	☐	☐	☐	☐	Add Watermaster conditions (send copy of review to applicant if applicable)
☐	☒	☐	☐	☐	☐	☐	☐	Add Ground water conditions
☐	☒	☐	☐	☐	☐	☐	☐	ODFW recommendations (send copy of review to applicant if applicable)
☐	☒	☐	☐	☐	☐	☐	☐	Hidden findings unveiled?
☐	☒	☐	☐	☐	☐	☐	☐	Add any cancellation language or special situations
☐	☒	☐	☐	☐	☐	☐	☐	Attach supporting documents to cover letter if applicable

OWNERSHIP VERIFICATION

PR	CW		PR	CW	
☐	☐	The deed/ROI matches the "from" lands.	☐	☐	Notarized, signed statement of consent (if applicable)
☐	☐	All owners on the deed/ROI have signed the application.	☐	☐	Compare with current tax lot map.

PR	CW	PD PUBLIC NOTICE/NEWSPAPER NOTICE/COVER LETTER
☐	☐	UPDATE WRIS APPS FOLDER (FIELD STAFF ONLY)
☐	☐	Check tenses ex...Find & Replace point(s), Right(s) Meter(s), Device(s) Is/Are, Was/Were
☐	☐	Format matches current template
☐	☐	Content matches PD info?
☐	☐	Spell checked?
☐	☐	Correct address?
☐	☐	Cost Estimate for Newspaper if applicable send email to support staff ☐ 2 weeks ☐ three weeks
☐	☐	Send Letter to Applicant/Agent regarding newspaper notice cost
☐	☐	Have funds been received from Applicant/Agent for newspaper costs?

PR	CW	REMAINING RIGHT CERTIFICATE
☐	☐	UPDATE WRIS APPS FOLDER (FIELD STAFF ONLY)
☐	☐	Check tenses ex...Find & Replace point(s), Right(s) Meter(s), Device(s) Is/Are, Was/Were
☐	☐	Table Format matches current template
☐	☐	Content format matches original certificate
☐	☐	Spell checked?
☐	☐	Name and address matches originating certificate?

CW	CASEWORKER WRAP UP
☐	Organize Working Docs For Peer Review (Remove Duplicates)
☐	Update Computer entry (add postal confirmation receipt number and date file was mailed)
☐	Put file contents on Salem Exchange Folder
☐	Print e-mail and correspondence put it in order of the findings of PD (if applicable)
☐	Has Affidavit of Publication been received? ☐ N/A ☐ Yes--Date for FO: _____ ☐ No—have Codi call newspaper

Record Keeping: DPD Mailed (Date) _____ PD Mailed (Date) _____

COMMENTS:

waiting on consent from deeded land owner

SMITH Joan M * WRD

From: SMITH Joan M * WRD
Sent: Wednesday, March 15, 2017 9:53 AM
To: 'Jim Greenman'; 'wendyzc168@hotmail.com'
Cc: KIM Amy J * WRD
Subject: Draft-Groundwater Registration Modification T-12344
Attachments: 12344-dpd-approve.docm; 12344-dpd-cov-approve.docm; T-12344 WM contact.pdf

Reference: Groundwater Registration Modification T-12344

Your Groundwater Registration Modification is in one of three phases of processing. Enclosed is a draft of our Preliminary Determination regarding Groundwater Registration Modification T-12344. The document reflects the Department's conclusion that, based on the information currently available, the modifications will be approved.

Items needed before the next phase of processing...

1. Please review the draft carefully to see if it accurately reflects the changes you intend to make, and to become familiar with all proposed conditions. **You will need to respond in writing** by the deadline provided below, whether you agree with the proposed action and conditions. Also we will appreciate having you let us know if there are typographical errors that need to be corrected.
2. A report of landownership for the lands to which the water right(s) are appurtenant (the FROM lands) is required. **The report must be prepared by a title company and meet the criteria below.** (*Reports may be called by various names, such as Customer Service Report, Property Analysis Report (PAR), List Pack, Lot Book Report, etc.*)
 - a) The title company's report must either be:
 - i) prepared within 3 months of the draft Preliminary Determination showing current ownership, or
 - ii) prepared within 3 months of recording of a water right conveyance agreement, or
 - iii) prepared at any time, but showing ownership at the time a water right conveyance agreement was recorded.
 - b) The ownership report shall include:
 - i) Date reflected by the ownership information
 - ii) List of owners at that time
 - iii) Legal description of the property where the water right to be transferred is currently located.
 - c) You will need to submit a notarized statement of consent from any landowner listed in the ownership report who is not already included in the transfer application, or other information such as a water right conveyance agreement, if applicable.
3. The approval for the place of use change is contingent upon the consent of the deeded landowner. Please provide an affidavit of consent for the portion of the "from" lands located in tax lot 1400.

Conditions to your GR registration modification...

The Watermaster has required water measurement devices at the new point of appropriation prior to appropriation of water. Enclosed is a contact information sheet to assist you in pursuing additional information or approval of the required or alternate devices.

Please note the proposed date by which all conditions must be met: October 1, 2018. If the required completion date is insufficient to comply with any of the conditions, you may extend the date at no cost to you during this stage of processing. Please let me know by the comment deadline so we can make the proper arrangements to get you the time you need.

What happens next...

Once the preliminary determination is issued a publication period is required. The Department will publish a notice in their weekly publication, which opens a 30-day period in which the transfer can be protested.

Issuance of the Preliminary Determination will occur shortly after we receive:

1. your written response to the conditions and proposed action in the draft Preliminary Determination (e-mail is acceptable); and
2. report of ownership, and affidavits of consent from any landowners shown in the ownership report who have not signed the transfer application;

If we do not receive the items listed above by April 15, 2017, a Preliminary Determination may be issued denying the application as incomplete.

Please do not hesitate to contact me at 503-986-0892 or Joan.M.Smith@oregon.gov if I may be of assistance.

Sincerely,

Joan Smith
Transfer Specialist
Transfer and Conservation Section

cc: Groundwater Modification Application file T-12344
Amy J. Kim, District 20 Watermaster (*via e-mail*)
J H. Greenman, CWRE & Agent for the applicant (*via e-mail*)

**BEFORE THE WATER RESOURCES DEPARTMENT
OF THE
STATE OF OREGON**

In the Matter of Ground Water
Registration Modification Application
T-12344, Clackamas County

) **D R A F T**
)
) PRELIMINARY DETERMINATION
) PROPOSING APPROVAL OF
) RECOGNITION OF MODIFICATIONS
) IN POINT OF APPROPRIATION AND
) PLACE OF USE

Authority

Oregon Revised Statutes (ORS) 537.610, 537.705 and 540.505 to 540.580 establish the process in which the holder of a certificate of registration may submit a request for recognition of modifications to the place of use, character of use or point of appropriation under a ground water certificate of registration.

Oregon Administrative Rules (OAR) Chapter 690, Divisions 382 and 380 implement the statutes and provide the Department's procedures and criteria for evaluating ground water registration modification applications.

Applicant

WENDY YU ZHEN
12226 SE VERLIE ST
HAPPY VALLEY, OR 97086

Findings of Fact

1. On April 18, 2016, WENDY YU ZHEN filed a ground water registration modification application to modify the point of appropriation and place of use change under Registration Application GR-1401 (Certificate of Registration GR-1439). The Department assigned the application number T-12344.
2. Notice of the application for ground water registration modification was published on April 18, 2016, and October 26, 2016, pursuant to OAR 690-382-0600. No comments were filed in response to the notice.
3. On April 18, 2016, GR-1401(Certificate of Registration GR-1439) was assigned to Wendy Yu Zhen.
4. On February 14, 2017, the Department requested that new application pages and a new map be submitted to describe more accurately the requested changes.
5. On February 20, 2017, the applicants' agent submitted a corrected map and application pages.

6. The portion of the ground water registration to be modified is as follows:

Registration: GR-1401 (Certificate of Registration GR-1439), in the name of ERNEST BLASER (assigned to Wendy Yu Zhen)

Use: IRRIGATION of 8.45 ACRES

Tentative

Priority Date: MARCH 31, 1952

Quantity: 34 GALLONS PER MINUTE (0.07 Cubic Foot per Second (CFS))

Source: A WELL within the UNNAMED STREAM BASIN

Original Point of Appropriation:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
1 S	4 E	WM	29	SE SW	1060 FEET NORTH AND 1040 FEET WEST FROM THE S1/4 CORNER OF SECTION 29

Original Place of Use:

Twp	Rng	Mer	Sec	Q-Q	Acres
1 S	4 E	WM	29	SE SW	8.45

7. Ground Water Registration Modification Application T-12344 proposes to modify the location of the original point of appropriation approximately 700 feet from the original well to:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
1 S	4 E	WM	29	SE SW	1210 FEET NORTH AND 220 FEET WEST FROM THE S 1/4 CORNER OF SECTION 29

8. Ground Water Registration Modification Application T-12344 proposes to modify the place of use under the ground water registration to:

Twp	Rng	Mer	Sec	Q-Q	Tax lot	Acres
1 S	4 E	WM	29	SE SW	1300	8.45

Review Criteria for Ground Water Registration Modification Applications [OAR 690-382-0700(2)]

9. The proposed modifications would not result in enlargement of the ground water registration.
10. The proposed modifications would not result in a state Scenic Waterway not receiving previously available water during periods in which streamflows are less than the quantities determined by the Department to be necessary to meet the requirements of ORS 390.835.
11. The proposed modifications would not result in injury to other water rights.

Determination and Proposed Action

The modification in point of appropriation and modification in place of use proposed in Ground Water Registration Modification T-12344 appear to be consistent with the requirements of ORS 537.610, 537.705, 540.505 to 540.580 and OAR 690-382-1000. If protests are not filed pursuant to OAR 690-382-0900, the modification will be approved.

If Ground Water Registration Modification T-12344 is approved, the final order will include the following:

1. *The modifications to Registration Application GR-1401(Certificate of Registration GR-1439) proposed in Ground Water Registration Modification Application T-12344 are recognized. Recognition of the modifications shall not be construed as a final determination of the right to appropriate ground water under the certificate of registration or modification. Such a determination will occur in an adjudication proceeding under ORS 537.670 to 537.695.*
2. *The use of the water is restricted to beneficial use at the place of use described, and is subject to all other conditions and limitations contained in Registration Application GR-1401 (Certificate of Registration GR-1439) and any related decree.*
3. *Water shall be acquired from the same aquifer (water source) as the original point of appropriation.*
4. *Water shall no longer be appropriated from the original point of appropriation as part of this ground water certificate of registration.*
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 device in good working order.*
 - c. *The water user shall allow the Watermaster access to the meters or measuring device; provided however, where the meter or measuring device is located within a private structure, the Watermaster shall request access upon reasonable notice.*
6. *The quantity of water diverted at the new point of appropriation, shall not exceed the quantity of water lawfully available at the original point of appropriation.*
7. *The former place of use of the modified ground water registration shall no longer receive water as part of the ground water certificate of registration.*

Dated at Salem, Oregon this ____ day of _____ 2017

D R A F T

Dwight French, Water Right Services Administrator, for
Thomas M. Byler, Director
Oregon Water Resources Department

This draft Preliminary Determination was prepared by Joan Smith. If you have questions about the information in this document, you may reach me at 503-986-0892 or Joan.M.Smith@ wrd.state.or.us



Oregon
Kate Brown, Governor

Water Resources Department
725 Summer St NE, Suite A
Salem, OR 97301
(503) 986-0900
Fax (503) 986-0904

March 15, 2017

VIA E-MAIL

WENDY YU ZHEN
12226 SE VERLIE ST
HAPPY VALLEY, OR 97086

Reference: Groundwater Registration Modification T-12344

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Please do not hesitate to contact me at 503-986-0892 or Joan.M.Smith@wrd.state.or.us if I may be of assistance.

Sincerely,

Joan Smith
Transfer Specialist
Transfer and Conservation Section

cc: Groundwater Modification Application file T-12344
Amy J. Kim, District 20 Watermaster (*via e-mail*)
J H. Greenman, CWRE & Agent for the applicant (*via e-mail*)

encs

Oregon Water Resources Department

Measurement Condition Information for the Applicant
(to be sent with the Draft Preliminary Determination or Final Order)

Transfer #: T-12344

☒ 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: AMY KIM

District: 20

Address: 10722 SE Highway 212

City/State/Zip: Clackamas, Oregon 97015

Phone: 503-722-1410

Email: amy.j.kim@state.or.us

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

**Ground Water Registration Modification
Processing Log (Division 382)**

Reviewer's Name: Jean Date: _____

GR Modification #T- <u>12344</u>	Type of Change: <u>POA</u> <u>POU</u> USE
Appl No. GR- <u>1401</u>	Certificate of Registration No. GR- <u>1439</u>
GR Holder Name: <u>Wendy Yu Zhen</u> (NOTE: If different than Applicant, will either need an Assignment for the GR or Consent from GR Holder)	
Date filed: <u>4-18-16</u>	Initial Public Notice: <u>4-26-16</u>
County: <u>clackamas</u>	WM District: <u>20</u>
Applicant's Name & Mailing Address: _____ _____ _____	
CWRE (if any) or Agent: _____	

Workflow Maintenance: Has file been assigned to me? Yes ☒ No ☐ (If No, Update Workflow in ModPod)

Check Application

☒ Type of Change indicated clearly? ☒ Yes ☐ No (Only POA, POU or USE allowed for GR Modifications.)

☒ Application signed by all applicants? ☒ Yes ☐ No

☒ Have appropriate fees been paid? ☒ Yes ☐ No _____

- If any fees are to be refunded, generate a Request for Refund memo to be forwarded to WRD Fiscal Section @ FO.

☒ Does the Land Use Form match affected tax lots and is it signed by the proper official? ☒ Yes ☐ No

☒ For a Change in POA, are well logs for authorized & proposed wells attached? ☐ Yes ☐ No

- If well logs are NOT available or if the proposed well is NOT yet constructed, the applicant must provide a description of the authorized or proposed well construction.

Check Application Map (Map is NOT required to be prepared by a CWRE)

☒ Is the size and scale accurate and appropriate as per OAR 690-380-3100(1)(c) &(d)?

☒ Are all authorized and proposed POA's and POU's shown and clearly labeled?

☒ Do the location coordinates for the POA's properly describe the location on the map?

☒ Do the map acres match the tabulation on the GW Registration?

☒ Pull maps for the GW Registration. Does the application map match the GW Registration map?

☒ Pull aerial photos, if needed (and available).

☐ Other: _____

☒ Is Newspaper Notice required? ☐ Yes ☒ No (If Yes... Generate a draft of the notice to include with PD.)

Check Ownership and Review Report of Ownership & Lien Information:

- ☐ Print a copy of the current tax lot map. (You may contact the County Assessor's office to research current ownership info.)
- ☐ Is the applicant the owner of the "from" land? ☐ Yes ☐ No
- ☐ Have all owners signed the application? ☐ Yes ☐ No
 - If No, is there a notarized, signed statement of consent from any landowners other than applicant? ☐ Yes ☐ No
- ☐ Verify agent authority if applicant has not specifically signed a statement authorizing agent to work on his behalf.

The Report of Ownership and Lien Information will be requested at the P.D. stage, once it is submitted you will need to consider the following:

- ☐ Has the Report of Ownership and Lien Information been prepared for the subject parcel of land? ☐ Yes ☐ No
- ☐ Are any other owners of record identified? ☐ Yes ☐ No
 - If Yes, have they consented to the modification?
- ☐ Are any lien holders identified? ☐ Yes ☐ No
- ☐ If lien holders identified, is there a copy of written notification of the transfer to each lien holder? ☐ Yes ☐ No
 - If No, applicant needs to submit a copy of notification to lien holder(s).

Is Application Complete?

- ☒ application form ☒ map ☒ GR registration ☒ land-use form
- ☒ fees paid ☒ well logs ☐ report of ownership & lien (WRD requests @ PD stage)

Reviews/comments received? ☒ Watermaster ☒ Ground Water

Deficiencies to be resolved:

- ☐
- ☐
- ☐

Determining the "From" and "To" Lands (make working copy of application & GW Registration to mark on

- ☒ Are only the authorized POA's and/or POU's to be modified listed? *get better app and map*
- ☒ Do application & GW Registration tabulations match? (check off on A.ppl & GW Regist. copies and note corrections needed)
- ☒ Mark on the GW Registration copy which acreage is being modified and what will remain in each 1/4 1/4.

Print plat card report...

- ☐ Are there any layered irrigation rights that need to transferred concurrently with this GR Mod? _____
- ☐ Are there conflicting rights at the proposed POU? _____
- ☐ Are there any rights that need to be cancelled or diminished to supplemental? _____
 - If Yes, prepare an affidavit and/or incorporate into order.
- ☐ Other: _____

BEFORE THE WATER RESOURCES DEPARTMENT
OF THE
STATE OF OREGON

In the Matter of Ground Water
Registration Modification Application
T-12344, Clackamas County

D R A F T

PRELIMINARY DETERMINATION PROPOSING APPROVAL OF RECOGNITION OF MODIFICATIONS IN POINT OF APPROPRIATION AND PLACE OF USE

Authority

Oregon Revised Statutes (ORS) 537.610, 537.705 and 540.505 to 540.580 establish the process in which the holder of a certificate of registration may submit a request for recognition of modifications to the place of use, character of use or point of appropriation under a ground water certificate of registration.

Oregon Administrative Rules (OAR) Chapter 690, Divisions 382 and 380 implement the statutes and provide the Department's procedures and criteria for evaluating ground water registration modification applications.

Applicant

WENDY YU ZHEN
12226 SE VERLIE ST
HAPPY VALLEY, OR 97086

Findings of Fact

1. On April 18, 2016, WENDY YU ZHEN filed a ground water registration modification application to modify the point of appropriation and place of use change under Registration Application GR-1439 (Certificate of Registration GR-1401). The Department assigned the application number T-12344. *1439*
2. Notice of the application for ground water registration modification was published on ~~October~~ *April* 18, 2016, pursuant to OAR 690-382-0600. No comments were filed in response to the notice. *26 and October 26, 2016*
3. On April 18, 2016, GR-1439 (Certificate of Registration GR-1401) was assigned to Wendy Yu Zhen. *1401* *1439*
4. On February 14, 2017, the Department requested that new application pages and a new map be submitted to accurately describe the requested changes.
5. On February 20, 2017, the applicants' agent submitted a corrected map and application pages.

6. The portion of the ground water registration to be modified is as follows:

Registration: GR-1439 (Certificate of Registration GR-1401), in the name of ERNEST BLASER (assigned to Wendy Yu Zhen) 1439

Use: IRRIGATION of 8.45 ACRES

Tentative

Priority Date: MARCH 31, 1952

Quantity: 34 GALLONS PER MINUTE (0.07 Cubic Foot per Second (CFS))

Source: A WELL within the UNNAMED STREAM BASIN

Original Point of Appropriation:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
1 S	4 E	WM	29	SE SW	1060 FEET NORTH AND 1040 FEET WEST FROM THE S 1/4 CORNER OF SECTION 29

Original Place of Use:

Twp	Rng	Mer	Sec	Q-Q	Acres
1 S	4 E	WM	29	SE SW	8.45

7. Ground Water Registration Modification Application T-12344 proposes to modify the location of the original point of appropriation approximately 700 feet from the original well to:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
1 S	4 E	WM	29	SE SW	1210 1240 FEET NORTH AND 220 FEET WEST FROM THE S 1/4 CORNER OF SECTION 29

8. Ground Water Registration Modification Application T-12344 proposes to modify the place of use under the ground water registration to:

Twp	Rng	Mer	Sec	Q-Q	Tax lot	Acres
1 S	4 E	WM	29	SE SW	1300	8.45

Review Criteria for Ground Water Registration Modification Applications [OAR 690-382-0700(2)]

9. The proposed modifications would not result in enlargement of the ground water registration.
10. The proposed modifications would not result in a state Scenic Waterway not receiving previously available water during periods in which streamflows are less than the quantities determined by the Department to be necessary to meet the requirements of ORS 390.835.
11. The proposed modifications would not result in injury to other water rights.

Determination and Proposed Action

The modification in point of appropriation and modification in place of use proposed in Ground Water Registration Modification T-12344 appear to be consistent with the requirements of ORS 537.610, 537.705, 540.505 to 540.580 and OAR 690-382-1000. If protests are not filed pursuant to OAR 690-382-0900, the modification will be approved.

If Ground Water Registration Modification T-12344 is approved, the final order will include the following:

1. The modifications to Registration Application GR-1439 (Certificate of Registration GR-1401) proposed in Ground Water Registration Modification Application T-12344 are recognized. Recognition of the modifications shall not be construed as a final determination of the right to appropriate ground water under the certificate of registration or modification. Such a determination will occur in an adjudication proceeding under ORS 537.670 to 537.695.
2. The use of the water is restricted to beneficial use at the place of use described, and is subject to all other conditions and limitations contained in Registration Application GR-1439 (Certificate of Registration GR-1401) and any related decree.
3. Water shall be acquired from the same aquifer (water source) as the original point of appropriation.
4. Water shall no longer be appropriated from the original point of appropriation as part of this ground water certificate of registration.
5. Water use measurement conditions:
- 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).
 - The water user shall maintain the meters or measuring device(s) in good working order.
 - The water user shall allow the Watermaster access to the meters or measuring device(s); provided however, where the meter(s) or measuring device(s) are located within a private structure, the Watermaster shall request access upon reasonable notice.
6. The quantity of water diverted at the new point of appropriation, shall not exceed the quantity of water lawfully available at the original point of appropriation.
7. The former place of use of the modified ground water registration shall no longer receive water as part of the ground water certificate of registration.

Dated at Salem, Oregon this ____ day of _____ 2017

D R A F T

Dwight French, Water Right Services Administrator, for
Thomas M. Byler, Director
Oregon Water Resources Department

This draft Preliminary Determination was prepared by Joan Smith. If you have questions about the information in this document, you may reach me at 503-986-0892 or Joan.M.Smith@wrdd.state.or.us



Oregon

Kate Brown, Governor

Water Resources Department
725 Summer St NE, Suite A
Salem, OR 97301
(503) 986-0900
Fax (503) 986-0904

March 10, 2017

VIA E-MAIL

WENDY YU ZHEN
12226 SE VERLIE ST
HAPPY VALLEY, OR 97086

Ground Water Registration Modification T-12344
Reference: ~~Water Right Transfer Application T-12344~~

Ground Water Registration Modification
Your ~~water right~~ transfer is in one of three phases of processing. Enclosed is a draft of our Preliminary Determination regarding ~~Transfer Application T-12344~~. The document reflects the Department's conclusion that, based on the information currently available, the ~~transfer~~ will be approved. *modification*

Items needed before the next phase of processing...

1. Please review the draft carefully to see if it accurately reflects the changes you intend to make, and to become familiar with all proposed conditions. **You will need to respond in writing** by the deadline provided below, whether you agree with the proposed action and conditions. Also we will appreciate having you let us know if there are typographical errors that need to be corrected.
2. A report of landownership for the lands to which the water right(s) are appurtenant (the FROM lands) is required. **The report must be prepared by a title company and meet the criteria below.** (*Reports may be called by various names, such as Customer Service Report, Property Analysis Report (PAR), List Pack, Lot Book Report, etc.*)
 - a) The title company's report must either be:
 - i) prepared within 3 months of the draft Preliminary Determination showing current ownership, or
 - ii) prepared within 3 months of recording of a water right conveyance agreement, or
 - iii) prepared at any time, but showing ownership at the time a water right conveyance agreement was recorded.
 - b) The ownership report shall include:
 - i) Date reflected by the ownership information
 - ii) List of owners at that time
 - iii) Legal description of the property where the water right to be transferred is currently located.
 - c) You will need to submit a notarized statement of consent from any landowner listed in the ownership report who is not already included in the transfer application, or other information such as a water right conveyance agreement, if applicable.
3. The approval for the place of use change is contingent upon the consent of the deeded landowner. Please provide an affidavit of consent for the portion of the "from" lands located in tax lot 1400.

Conditions to your GR registration modification...

The Watermaster has required water measurement devices at the new point of appropriation prior to appropriation of water. Enclosed is a contact information sheet to assist you in pursuing additional information or approval of the required or alternate devices.

Please note the proposed date by which all conditions must be met: October 1, 2018. If the required completion date is insufficient to comply with any of the conditions, you may extend the date at no cost to you during this stage of processing. Please let me know by the comment deadline so we can make the proper arrangements to get you the time you need.

What happens next...

Once the preliminary determination is issued a publication period is required. The Department will publish a notice in their weekly publication, which opens a 30-day period in which the transfer can be protested.

Issuance of the Preliminary Determination will occur shortly after we receive:

1. your written response to the conditions and proposed action in the draft Preliminary Determination (e-mail is acceptable); and
2. report of ownership, and affidavits of consent from any landowners shown in the ownership report who have not signed the transfer application;

If we do not receive the items listed above by April 10, 2017, a Preliminary Determination may be issued denying the application as incomplete.

Please do not hesitate to contact me at 503-986-0892 or Joan.M.Smith@wrdd.state.or.us if I may be of assistance.

Sincerely,

Joan Smith
Transfer Specialist
Transfer and Conservation Section

cc: Transfer Application file T-12344
Amy J. Kim, District 20 Watermaster (via e-mail)
J H. Greenman, CWRE & Agent for the applicant (via e-mail)

encs

SMITH Joan M * WRD

From: Jim Greenman <jimg@hrs-engrs.com>
Sent: Tuesday, April 11, 2017 2:48 PM
To: SMITH Joan M * WRD
Subject: Groundwater Registration Modification T-12344

Ms. Smith:

We have been unsuccessful thus far in arriving at a meet of the minds with Ms. Kiley with regard to her consent to surrender a portion of her share of the water allocated in registration GR-1401. As we have no idea what a successful negotiation would demand and because time is important Ms. Zhen has decided to go forward without the portion of the old right that was to come from the Kiley property. This will result in a reduction in the acreage claimed which, I presume, will require changes to the application and in the exhibit supporting the application. I know a revised exhibit will be required but I would appreciate it if you would please let me know what needs to be changed in the application or if an entire new application need be submitted and if additional fees will be required.

Thank you for looking at this for me.

J. H. (Jim) Greenman, PE, PLS, CWRE
Haner, Ross & Sporseen, P.C.
2895 Beavercreek Road, Suite 101
Oregon City, OR 97045
Office: 503-657-1384
Mobile: 503-970-3769

SMITH Joan M * WRD

From: Jim Greenman <jimg@hrs-engrs.com>
Sent: Friday, April 14, 2017 5:00 PM
To: SMITH Joan M * WRD
Subject: RE: Groundwater Registration Modification T-12344
Attachments: 1634_gr_mod_r3_app.pdf

Ms. Smith:

Attached is a revised map, pages 7 and 8 of the application and a page 7A which contains my explanation of what we are attempting to accomplish.

If you have any questions, as I'm sure you may, please let me know.

Jim Greenman
Haner, Ross & Sporseen, P.C.
2895 Beavercreek Road, Suite 101
Oregon City, OR 97045
Office: 503-657-1384
Mobile: 503-970-3769

From: SMITH Joan M * WRD [mailto:Joan.M.Smith@oregon.gov]
Sent: Thursday, 13 April, 2017 08:23
To: Jim Greenman <jimg@hrs-engrs.com>
Subject: RE: Groundwater Registration Modification T-12344

Jim, I will need an amended map and application, no additional fees. Joan

From: Jim Greenman [mailto:jimg@hrs-engrs.com]
Sent: Tuesday, April 11, 2017 2:48 PM
To: SMITH Joan M * WRD
Subject: Groundwater Registration Modification T-12344

Ms. Smith:

We have been unsuccessful thus far in arriving at a meet of the minds with Ms. Kiley with regard to her consent to surrender a portion of her share of the water allocated in registration GR-1401. As we have no idea what a successful negotiation would demand and because time is important Ms. Zhen has decided to go forward without the portion of the old right that was to come from the Kiley property. This will result in a reduction in the acreage claimed which, I presume, will require changes to the application and in the exhibit supporting the application. I know a revised exhibit will be required but I would appreciate it if you would please let me know what needs to be changed in the application or if an entire new application need be submitted and if additional fees will be required.

Thank you for looking at this for me.

J. H. (Jim) Greenman, PE, PLS, CWRE
Haner, Ross & Sporseen, P.C.
2895 Beavercreek Road, Suite 101
Oregon City, OR 97045

Office: 503-657-1384
Mobile: 503-970-3769

SMITH Joan M * WRD

From: KelleyHamby <Khamby@coid.org>
Sent: Friday, April 14, 2017 2:52 PM
To: SMITH Joan M * WRD; Jeremy giffin
Subject: RE: IL-1573 need additional use information

In response to this latest request for additional information regarding the Puskas' property, 16-14-17 NWNE lot 200, I have only the aerial already submitted and my observations.

I understand Jeremy's comment regarding simply putting water on the ground. If there were additional evidence of this practice elsewhere on the property I would likely be in agreement. However, what I see is a working ranch with over 100 acres of water rights being managed for pasture, hay and livestock. The photo does show an area that is wet, rather than an area of mature vegetation; but it also shows intentionally laid irrigation pipe with evidence of pumped irrigation. I would suggest that this is not an irrigator trying to slip one by, but rather a field in progress. While I do not have any additional proof on hand, I would ask that you look at this again with fresh eyes and see if you don't see what I'm seeing.

Sincerely,

Kelley Hamby

From: SMITH Joan M * WRD [<mailto:Joan.M.Smith@oregon.gov>]
Sent: Friday, April 14, 2017 11:39 AM
To: KelleyHamby <Khamby@coid.org>
Subject: FW: IL-1573 need additional use information

Kelley, Please provide more information on tax lot 200. Thanks Joan

From: GIFFIN Jeremy T * WRD
Sent: Tuesday, April 04, 2017 8:19 AM
To: SMITH Joan M * WRD
Cc: NASHEM William D * WRD
Subject: RE: IL-1573 need additional use information

Joan,

Bill filled this one out so I forwarded it to him to comment. The only one that really gives me grief is tax lot 200, even though they put water on it does not mean they achieved beneficial use. There is a belief out there that if you simply put water on an area one time every five years you have achieved beneficial use however we have always held that you have to grow something for beneficial use of irrigation.

Jeremy

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

Do you have questions about how to fill out this form?
Contact the Department at 503-986-0900.

Table 2. Description of Modifications to Registration GR-1401 (Certificate # GR-1439)

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

AUTHORIZED (the "from" or "off" lands) The listing that appears in the registration BEFORE PROPOSED CHANGES List only that part or portion of the groundwater registration that will be changed.													Proposed Changes (see "CODES" from previous page)	PROPOSED (the "to" or "on" lands) The listing as it would appear AFTER PROPOSED CHANGES are made.								
Twp	Rng			Sec	¼ ¼		Tax Lot	Gvt Lot or DLC	Acres	Type of USE listed on Certificate	POA(s) (name or number from Table 1)	Priority Date		Twp	Rng			Sec	¼ ¼		Tax Lot	Gvt Lot or DLC
EXAMPLE																						
2	S	9	E	15	NE	NW	100		15.0	Irrigation	POD #1 POD #2	1901	POU/POD	2	S	9	E	1	NW	NW	500	1
"	"	"	"	"	"	"	"	"	"	EXAMPLE	"	"	"	2	S	9	E	2	SW	NW	500	
1	S	4	E	29	SE	SW	1300		6.35	Irrigation	#1	1952	POA	1	S	4	E	29	SE	SW	1300	
1	S	4	E	29	SE	SW	1300		2.12	Irrigation	#1	1952	POU	1	S	4	E	29	SE	SW	1300	
TOTAL ACRES									6.35	TOTAL ACRES												

Additional remarks: See attached pg. 7A.

Claim GR-1401
Certificate 65437

Table 2. Description of Modifications to Registration GR-1401

Additional Remarks: (continued)

A portion of Tax Lot 1300 is overlain by two water rights. The earliest in time is claim GR-1401 which provides a rate of 4.00gpm on the western 6.35 Acres of the tax lot. The other is Certificate 65437 which provides a rate of 5.61gpm on the western 6.6 Acres of the tax lot. The priority date of GR-1401 is March 31, 1952, the priority dates of Certificate 65437 are June 26, 1986 for irrigation use during the irrigation season and November 9, 1987 for related nursery uses and irrigation during the period October 1 to December 31 of each year.

The intent of this Application for Ground Water Registration Modification is fourfold. First, and only as it applies to that portion of the above referenced water rights attached to Tax Lot 1300, is to move the Points of Appropriation in both GR-1401 and Certificate 65437 to a point in the SE 1/4 of the SW 1/4 of Section 29, Township 1 South, Range 4 East, W.M.; 1210 feet north and 220 feet west of the South 1/4 Corner, Section 29. Second, to transfer the Point of Use of the western most 2.12 Acres of GR-1401 within Tax Lot 1300 easterly to an area not included in GR-1401, as shown on the attached exhibit. Third, to transfer the Point of Use of 1.61gpm of the western 6.35 Acres of Certificate 65437 to supplement the aforementioned Point of Use transfer of 4gpm from GR-1401. Forth, to transfer the 5.61gpm of the remaining 0.25 Acres of Certificate 65437 to lie contiguously with and immediately westerly of that portion of claim GR-1401 in Tax Lot 1300 not transferred.

Groundwater Registration # GR-1401 (Certificate # GR-1439)

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

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

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

CERTIFICATE 65437



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

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

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

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

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

AND/OR

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

Table 3. Construction of Point(s) of Appropriation

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

Proposed or Authorized POA Name or Number	Is well already built? (Yes or No)	If an existing well, OWRD Well ID Tag No. L-___	Total well depth	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
#1		CLAC-01004	140'	8"	140'	Unk	80'-90', 120'-140'	70'	porous rock, gravel	100 gpm
#2	No		150'	8"	150'	0'-20'				35.62

Present Well Location
1060'N & 1040'W of
S1/4 Cor. Sec.29
per GR-1401

Proposed Well Location
1210'N & 220'W of
S1/4 Cor. Sec.29

Tax Lot 1300

SE 1/4
SW 1/4

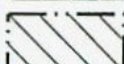
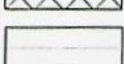
Haley Road

Orient Drive

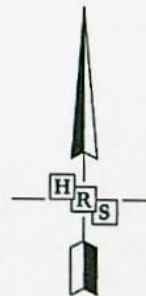
30 29
31 32

SCALE: 1" = 400'

LEGEND:

-  25 Acres of Certificate GR-1439
-  10.00 Acres of Tax Lot 1300
(Deed Record 2015-030203)
-  6.35 Acres of Tax Lot 1300
within Certificate GR-1439
-  2.12 Acres of Certificate GR-1439
transferred from Tax Lot 1300
-  2.12 Acres of Certificate GR-1439
transferred to Tax Lot 1300

This drawing is an exhibit for a Request for Modification of a Ground Water Registration. It is not a Land Survey. Property lines and/or other lines of occupation shown hereon are not represented by the undersigned to meet accuracy standards of Land Surveys.



TAX LOT 1300, SECT. 29C,
T.1S., R.4E., W.M.
CLACKAMAS COUNTY, OR

CLAIM No. GR-1401

CERTIFICATE No. GR-1439



**HANER, ROSS &
SPORSEEN, INC.**

2895 BEAVERCREEK ROAD
OREGON CITY, OREGON 97045

WENDY YU ZHEN
REQUEST FOR MODIFICATION
GROUND WATER REGISTRATION MAP

REV. 6: 2017/04/14

1634

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

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

Additional remarks: See attached pg. 7A.

Claim GR-1401
Certificate 65437

Table 2. Description of Modifications to Registration GR-1401

Additional Remarks: (continued)

A portion of Tax Lot 1300 is overlain by two water rights. The earliest in time is claim GR-1401 which provides a rate of 4.00gpm on the western 6.35 Acres of the tax lot. The other is Certificate 65437 which provides a rate of 5.61gpm on the western 6.6 Acres of the tax lot. The priority date of GR-1401 is March 31, 1952, the priority dates of Certificate 65437 are June 26, 1986 for irrigation use during the irrigation season and November 9, 1987 for related nursery uses and irrigation during the period October 1 to December 31 of each year.

The intent of this Application for Ground Water Registration Modification is fourfold. First, and only as it applies to that portion of the above referenced water rights attached to Tax Lot 1300, is to move the Points of Appropriation in both GR-1401 and Certificate 65437 to a point in the SE 1/4 of the SW 1/4 of Section 29, Township 1 South, Range 4 East, W.M.; 1210 feet north and 220 feet west of the South 1/4 Corner, Section 29. Second, to transfer the Point of Use of the western most 2.12 Acres of GR-1401 within Tax Lot 1300 easterly to an area not included in GR-1401, as shown on the attached exhibit. Third, to transfer the Point of Use of 1.61gpm of the western 6.35 Acres of Certificate 65437 to supplement the aforementioned Point of Use transfer of 4gpm from GR-1401. Forth, to transfer the 5.61gpm of the remaining 0.25 Acres of Certificate 65437 to lie contiguously with and immediately westerly of that portion of claim GR-1401 in Tax Lot 1300 not transferred.

Groundwater Registration # GR-1401 (Certificate # GR-1439)

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

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

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

CERTIFICATE 65437

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

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

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

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

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

AND/OR

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

Table 3. Construction of Point(s) of Appropriation

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

Proposed or Authorized POA Name or Number	Is well already built? (Yes or No)	If an existing well, OWRD Well ID Tag No. L-___	Total well depth	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
#1		CLAC-01004	140'	8"	140'	Unk	80'-90', 120'-140'	70'	porous rock, gravel	100 gpm
#2	No		150'	8"	150'	0'-20'				35.62

Present Well Location
1060'N & 1040'W of
S1/4 Cor. Sec.29
per GR-1401

Proposed Well Location
1210'N & 220'W of
S1/4 Cor. Sec.29

Tax Lot 1300

SE 1/4
SW 1/4

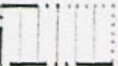
Haley Road

Orient Drive

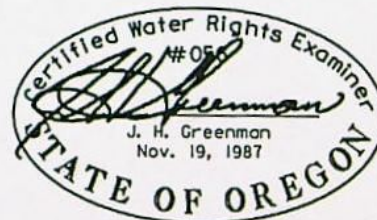
30 29
31 32

SCALE: 1" = 400'

LEGEND:

-  25 Acres of Certificate GR-1439
-  10.00 Acres of Tax Lot 1300
(Deed Record 2015-030203)
-  6.35 Acres of Tax Lot 1300
within Certificate GR-1439
-  2.12 Acres of Certificate GR-1439
transferred from Tax Lot 1300
-  2.12 Acres of Certificate GR-1439
transferred to Tax Lot 1300

This drawing is an exhibit for a Request for Modification of a Ground Water Registration. It is not a Land Survey. Property lines and/or other lines of occupation shown hereon are not represented by the undersigned to meet accuracy standards of Land Surveys.



TAX LOT 1300, SECT. 29C,
T.1S., R.4E., W.M.
CLACKAMAS COUNTY, OR

CLAIM No. GR-1401

CERTIFICATE No. GR-1439



**HANER, ROSS &
SPORSEEN, INC.**
2895 BEAVERCREEK ROAD
OREGON CITY, OREGON 97045

WENDY YU ZHEN
REQUEST FOR MODIFICATION
GROUND WATER REGISTRATION MAP

REV. 6: 2017/04/14

1634

SMITH Joan M * WRD

From: Jim Greenman <jimg@hrs-engrs.com>
Sent: Tuesday, April 11, 2017 2:48 PM
To: SMITH Joan M * WRD
Subject: Groundwater Registration Modification T-12344

Ms. Smith:

We have been unsuccessful thus far in arriving at a meet of the minds with Ms. Kiley with regard to her consent to surrender a portion of her share of the water allocated in registration GR-1401. As we have no idea what a successful negotiation would demand and because time is important Ms. Zhen has decided to go forward without the portion of the old right that was to come from the Kiley property. This will result in a reduction in the acreage claimed which, I presume, will require changes to the application and in the exhibit supporting the application. I know a revised exhibit will be required but I would appreciate it if you would please let me know what needs to be changed in the application or if an entire new application need be submitted and if additional fees will be required.

Thank you for looking at this for me.

J. H. (Jim) Greenman, PE, PLS, CWRE
Haner, Ross & Sporseen, P.C.
2895 Beavercreek Road, Suite 101
Oregon City, OR 97045
Office: 503-657-1384
Mobile: 503-970-3769

SMITH Joan M * WRD

From: Jim Greenman <jimg@hrs-engrs.com>
Sent: Tuesday, April 04, 2017 11:39 AM
To: SMITH Joan M * WRD
Subject: RE: Transfer Application T-12344

Joan:

That would help a lot. I anticipate an adjustment to the acreage because the landowner Ms. Neuman represents does not want to give up her rights to the old ground water registration even though there is a certificate that overlays it. I haven't thought of a reason for her doing so that she would be compelled to find dispositive.

Jim Greenman
Haner, Ross & Sporseen, P.C.
2895 Beavercreek Road, Suite 101
Oregon City, OR 97045
Office: 503-657-1384
Mobile: 503-970-3769

From: SMITH Joan M * WRD [<mailto:Joan.M.Smith@oregon.gov>]
Sent: Tuesday, 04 April, 2017 10:03
To: Jim Greenman <jimg@hrs-engrs.com>
Subject: RE: Transfer Application T-12344

How about 30 days?

From: Jim Greenman [<mailto:jimg@hrs-engrs.com>]
Sent: Monday, April 03, 2017 5:36 PM
To: SMITH Joan M * WRD
Subject: RE: Transfer Application T-12344

Joan:

Yes you do. I'm concerned about the upcoming deadline of April 15. Can we get some relief?

Jim Greenman
Haner, Ross & Sporseen, P.C.
2895 Beavercreek Road, Suite 101
Oregon City, OR 97045
Office: 503-657-1384
Mobile: 503-970-3769

From: SMITH Joan M * WRD [<mailto:Joan.M.Smith@oregon.gov>]
Sent: Monday, 03 April, 2017 11:27
To: Jim Greenman <jimg@hrs-engrs.com>
Subject: Transfer Application T-12344

Jim, Janet Neuman is requesting a copy of the Draft Preliminary determination, do I have your permission to forward her a copy?

Thanks
Joan

RECEIVED
APR 11 1958
STATE ENGINEER
SALEM, OREGON

Registration No. GR - 1401

Certificate No. GR - 1439

Registration Statement

OF CLAIMANT OF RIGHT TO APPROPRIATE GROUND WATER

TO THE STATE ENGINEER OF OREGON:

I, ERNEST BLASER
of Box 80 Boring County of Clatskanie
State of OREGON, do hereby make application for a certificate of registration as evidence
of a right to appropriate ground water.

1. Source from which water is withdrawn is Pump well
(Flowing well, pump well, infiltration trench, or tunnel)
2. Location is: ONE AND ONE-HALF MI NE OF BORING
(Approximate distance and direction from nearest city or town)

and is more particularly described as follows:

(a) 1060 feet North & 1040 feet West from S 1/4 corner Sec. 29
(Give distance and bearing to corner of section or other legal subdivision)

being within SE 1/4 of SW 1/4 of Sec. 29, Twp. 1 S, Rge. 4 E
(Smallest legal subdivision) (or S. 1.) (or N. 1.)

or (b) within limits of recorded platted property, town or city:

In Lot _____, Block _____ of _____
(Name of plat or addition)

County of _____
(If within city or town, give name)

3. Construction Work was begun on March - 52; was completed on April 1952
(Date) (Date)

and the ground water claimed was first used for the purposes set out below on April 1952
(Date)

since which time the water has been used _____
(Continuously or intermittently)

from April 1952 to April 1952
(Date) (Date)

4. Quantity of water claimed and used is 100 gallons per minute; _____ acre
feet per year.

5. Purpose or Purposes for which water is used Domestic & Irrigation
(Domestic, irrigation, municipal, manufacturing, industrial, etc.)

6. Description of Well: Depth 140 feet. Type drilled
(Dug or drilled)

diameter 8" inches. Elevation of ground at well site 550 feet, mean sea level.
(As near as known)

Depth to water table 70 feet.

7. Capacity of Well: 120 g.p.m. with 50 feet drawdown.

60 g.p.m. with 20 feet drawdown.

Date of test April - 1952

If Flowing Well: Measured discharge _____ g.p.m. on _____
(Date)

Shut-in pressure at ground surface _____ lbs. per sq. in. on _____
(Date)

Water is controlled by _____
(Cap, valve, etc.)

size.)

8 inch diameter casing from 0 to 140 feet

inch diameter from to feet

inch diameter from to feet

inch diameter from to feet

Describe and show depth of shoe, plug, adapter, liner or other details:

total cut 4x12 4 cuts around	from 80	to 90
(Number per foot and size of perforations, or describe screen)		
	from 120	to 140
	from	to
	from	to

10. Log of Well: (Describe each stratum or formation clearly, indicate if water bearing, and give thickness and depth as indicated.)

[illegible]

11. Infiltration Trench: Covered or open _____
 Dimensions: Length _____ ft. Minimum depth _____ ft. Maximum depth _____ ft.
 Bottom width _____ ft. Discharge _____ g.p.m. Date of test _____

Dimensions: _____ (Length, course, and cross sectional size)

Position of water bearing stratum with reference to portal of tunnel _____

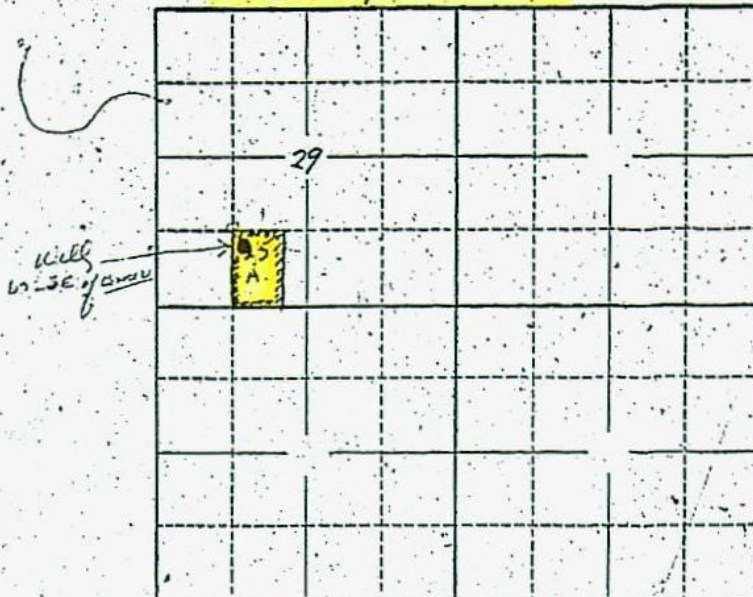
13. Pumping Equipment:

(a) Pump Pacific Capacity 150 g.p.m.
(b) Motor 6 HP S-C MFG. CO.

[illegible]

GR 1439

Township 15 Range 4E W.M.
Sec - 29 North



Locate well and acreage of irrigated land on plat.

Scale: 2" = 1 Mile

STATE OF OREGON

County of Clackamas

ss.

I, Ernest Blaser, being first duly sworn, do hereby certify that I have read the foregoing Registration Statement and that all of the items therein contained are true to the best of my knowledge and belief.

Ernest Blaser
(Signature of Registrant)

Subscribed and sworn to before me this 10th day of April, 1958.

My commission expires NOTARY PUBLIC IN OREGON

(SEAL)

My Commission Expires June 10, 1959.

Eugene H. Allen
(Notary Public)

CERTIFICATE OF REGISTRATION

STATE OF OREGON

County of Marion

ss.

This is to certify that the foregoing Registration Statement was received in the office of the State Engineer on the 11th day of April, 1958, at 8:00 o'clock A. M. and has been duly recorded in said office in Book No. 7 of Registration Statements on page GR-1439.

Witness my hand this 1st day of December, 1958.

Lewis A. Straley
(State Engineer)

By

(Deputy)

GR-1439

STATE OF OREGON
COUNTY OF CLACKAMAS
CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

DAN L NELSON
31020 SE WAYBILL RD
BORING OR 97009-9427

confirms the right to use the waters of A WELL in the Johnson Creek Basin for AGRICULTURE USE AND IRRIGATION of 9.0 ACRES.

This right was perfected under Permit G-11795. The date of priority is AUGUST 18, 1993. The amount of water to which this right is entitled is limited to an amount actually used beneficially, and shall not exceed 0.110 CUBIC FOOT PER SECOND or its equivalent in case of rotation, measured at the well.

The well is located as follows:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
1 S	4 E	WM	29	NE SW	520 FEET SOUTH & 73 FEET WEST FROM C1/4 CORNER, SECTION 29

The amount of water used for agricultural use is limited to a diversion of 0.15 cubic foot per second per acre. For the irrigation of containerized nursery plants, the amount of water diverted is limited to ONE-FORTIETH of one cubic foot per second (or its equivalent) and 5.0 acre feet per acre per year. For the irrigation of in ground nursery plants the amount of water diverted is limited to ONE-EIGHTIETH of one cubic foot per second (or its equivalent) and 2.5 acre feet per acre per year. The use of water for agricultural use may be made at anytime of the year that the use is beneficial. For the irrigation of any other crop, the amount of water diverted is limited to ONE-EIGHTIETH of one cubic foot per second (or its equivalent) and 2.5 acre feet per acre during the irrigation season of each year.

A description of the place of use is as follows:

Twp	Rng	Mer	Sec	Q-Q	Acres
1 S	4 E		29	SE SW	9.0

The well shall be maintained in accordance with the General Standards for the Construction and Maintenance of Water Wells in Oregon. The works shall be equipped with a usable access port, and may also include an air line and pressure gauge adequate to determine water level elevation in the well at all times.

NOTICE OF RIGHT TO PETITION FOR RECONSIDERATION OR JUDICIAL REVIEW

This is an order in other than a contested case. This order is subject to judicial review under ORS 183.484 and ORS 536.075. Any petition for judicial review must be filed within the 60 day time period specified by ORS 183.484(2). Pursuant to ORS 183.484, ORS 536.075 and OAR 137-004-0080, you may petition for judicial review and petition the Director for reconsideration of this order. A petition for reconsideration may be granted or denied by the Director, and if no action is taken within 60 days following the date the petition was filed, the petition shall be deemed denied. In addition, under ORS 537.260 any person with an application, permit or water right certificate subsequent in priority may jointly or severally contest the issuance of the certificate within three months after issuance of the certificate.

Measurement, recording and reporting conditions:

- A. The water user shall maintain the meter or measuring device in good working order.
- B. The water user shall allow the watermaster access to the meter or measuring device; provided however, where the meter or measuring device is located within a private structure, the watermaster shall request access upon reasonable notice.
- C. The Director may require the water user to keep and maintain a record of the amount (volume) of water used and may require the water user to report water use on a periodic schedule as established by the Director. In addition, the Director may require the water user to report general water use information, the periods of water use and the place and nature of use of water under the right. The Director may provide an opportunity for the water user to submit alternative reporting procedures for review and approval.

In the event of a request for a change in point of appropriation, an additional point of appropriation or alternation of the appropriation facility associated with this authorized diversion, the quantity of water allowed herein, together with any other right, shall not exceed the capacity of the facility at the time of perfection of this right.

The water user shall obtain a static water-level measurement for each well during March of each year and report the measurement to the Department within thirty days. The measurement shall be made by a certified water rights examiner, registered professional geologist, certified engineering geologist, professional engineer, a licensed well constructor or pump installer licensed by the Construction Contractors Board. Water levels shall be reported as depth-to-water below ground level and shall be accompanied by supporting calculations. Reports and calculations shall be provided to the Department on form provided by the Department and shall be certified as their accuracy by the individual making the measurements. If a well listed on this right displays a total static water-level decline of 25 or more feet over any period of years, as compared to the reference level, then the water user shall discontinue use of, or reduce the rate or volume of withdrawal from, the well(s). Such action shall be taken until the water level recovers to above the 25-foot decline level or until the Department determines, based on the water user 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 senior water rights. The reference level for water-level declines shall be the second annual measurement taken after water use begins under the terms of this right. The water user shall in no instance allow excessive decline to occur within the aquifer as a result of use under this right.

If substantial interference with a senior water right occurs due to withdrawal of water from any well listed on this right, 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 interference.

The Director may require water level or pump test results every ten years.

Failure to comply with any of the provisions of this right may result in action including, but not limited to, restrictions on the use, civil penalties, or cancellation of the right.

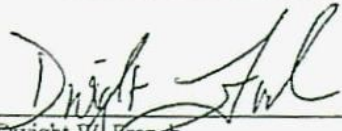
This right is for the beneficial use of water without waste. The water user is advised that new regulations may require the use of best practical technologies or conservation practices to achieve this end.

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.

The right to the use of the water for the above purpose is restricted to beneficial use on the lands or place of use described.

The use of water shall be limited when it interferes with any prior surface or ground water rights.

Issued JUN 22 2012


Dwight W. Preach
Water Right Services Administrator, for
Phillip C. Ward, Director
Water Resources Department



T.1S., R.4E., W.M.

SECTION 29

CENTER SECTION

1/4 CORNER

WAYBILL RD. 3

WELL POINT
6" MAIN 5

5" MAIN 7

THE WELL IS
520' SOUTH
AND
73' WEST
OF THE
C 1/4 CORNER.

ACCESS ROAD 2

4" RISER

TAX LOT
1400
9.0 AC.

BAR No.



30 29

HALEY RD. 2

ORIENT DR. 2

31 32

SCALE 1"=400'

BASIS OF BEARING P.S. # 13956

RECEIVED

FINAL PROOF SURVEY
UNDER

APPLICATION # G-13495 PERMIT # G-11795
IN THE NAME OF
DAN L. NELSON

SURVEYED DEC. 2, 1995 By PATRICK J. HINDS

Transfer Applications: Ground Water Registration Modification

The holder of a ground water certificate of registration may request that the Department recognize a change in point of appropriation, place of use or character of use under the ground water registration. Modifications of ground water registrations are authorized under ORS 537.610(4) and OAR Chapter 382.

The Department seeks public comment on the recently-filed applications for recognition of modifications in ground water registrations listed below. Any person may comment on an application for a ground water registration modification. Comments must be received by the Department on or before November 17, 2016. Any person who provides comments within the comment period will receive a copy of the Department's preliminary determination of whether the application should be recognized after the Department has completed a review of the application and will be provided an opportunity to protest the application and preliminary determination at that time.

Transfer	<u>T-12344</u>
Water Right	Claim: GR 1401
County/Basin	Clackamas / Willamette(2)
Applicant Name	ZHEN, WENDY YU 12226 SE VERLIE ST HAPPY VALLEY, OR 97086
Proposed Change	POINT OF APPROPRIATION, PLACE OF USE
Sources/TRSQ40Q160	A WELL > UNNAMED STREAM / 1.00S 4.00E 29 SESW
Use/Quantity	IRRIGATION / 0.223 CFS
Priority Date	03/31/1952
Transfer	<u>T-12501</u>
Water Right	Claim: GR 3519, Claim: GR 3520, Claim: GR 3521
County/Basin	Josephine / Rogue(15)
Applicant Name	RENDATA INDUSTRIAL PARK LLC 700 MERLIN RD GRANTS PASS, OR 97526
Proposed Change	USE
Sources/TRSQ40Q160	THREE WELLS > LOUSE CREEK / 35.00S 6.00W 21 SWNE
Use/Quantity	INDUSTRIAL/MANUFACTURING USES / 0.089 CFS INDUSTRIAL/MANUFACTURING USES / 0.089 CFS INDUSTRIAL/MANUFACTURING USES / 0.067 CFS
Priority Date	08/31/1951, 12/31/1951, 12/31/1952



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

Watermaster Review Form: Water Right Transfer

Transfer Application: T-12344

Review Due Date: _____

Applicant Name: WENDY YU ZHEN

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

Reviewer(s): Jeana Eastman, Nw Reg Asst Wm, For Amy Kim, Dist #20 Wm Date of Review:
Jun. 8, 2016

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: _____
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. 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: _____
12. What alternatives may be available for addressing any issues identified above: _____
13. 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 below:
- ☐ 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 3)
 - 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.*
 - 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 3)
 - 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 | ☐ Submerged Orifice |
| ☐ Parshall Flume | ☐ Flow Restrictor |
| ☐ Other: _____ | |

Oregon Water Resources Department

Measurement Condition Information for the Applicant
(to be sent with the Draft Preliminary Determination or Final Order)

Transfer #: T-12344

- ☒ 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: AMY KIM

District: 20

Address: 10722 SE Highway 212

City/State/Zip: Clackamas, Oregon 97015

Phone: 503-722-1410

Email: amy.j.kim@state.or.us

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

**Oregon Water Resources Department
Water Rights Information Query**

T-12344

[Main](#)[Help](#)[Return](#)[Contact Us](#)**Contact Information**

(Click to Collapse...)

Current contact information

- AGENT:
HANER ROSS AND SPORSEEN PC
- ▶ J GREENMAN
2895 BEAVERCREEK RD SUITE 101
OREGON CITY, OR 97045
- APPLICANT:
WENDY YU ZHEN
12226 SE VERLIE ST
HAPPY VALLEY, OR 97086
- LOCAL GOVERNMENT:
▶ CLACKAMAS COUNTY PLANNING DEPARTMENT
150 BEAVERCREEK ROAD
OREGON CITY, OR 97045

Transfer Information

(Click to Collapse...)

Status

- ▶ **Type:** GR Modification
- ▶ **Status:** Under Review
- ▶ **Begin Date:** n/a
- ▶ **End Date:** n/a

Proposed Action

- ▶ **Point of Appropriation**
- ▶ **Place of Use**

**All Scanned Documents**

(Click to Collapse...)

Records per page:

<u>Document Type</u>	<u>Document Title</u>	<u>Date</u>	<u>Remarks</u>
Transfer Map	T-12344 Map	4/18/2016	
Application	T-12344 Application	4/18/2016	

Processing History

(Click to Collapse...)

Staff Person Responsible: [JOAN SMITH](#)

Process Step	Date Initiated	Date Completed	Comments
Received	4/18/2016	4/18/2016	
File Assigned	4/20/2016	1/19/2017	
Groundwater Review	4/20/2016	10/17/2016	
Watermaster Review	4/20/2016	6/8/2016	
Transfer Initial Comment Period	4/26/2016	5/27/2016	
Transfer Initial Comment Period	10/18/2016	11/18/2016	
File Assigned	1/19/2017		

Rights this impacts

(Click to Collapse...)

Application	Permit	Certificate	Decree	Claim
Claim:GR 1401 *				GR1401

Results of the transfer

(Click to Collapse...)

n/a

Report Errors with Water Right Data

SMITH Joan M * WRD

From: Jim Greenman <jimg@hrs-engrs.com>
Sent: Monday, February 20, 2017 4:53 PM
To: SMITH Joan M * WRD
Subject: Transfer Application T-12344
Attachments: 1634_gr_mod_r1_app 7.pdf; 1634_gr1439_proof_r3_p1.pdf; 1634_gr1439_r3.pdf

Ms. Smith:

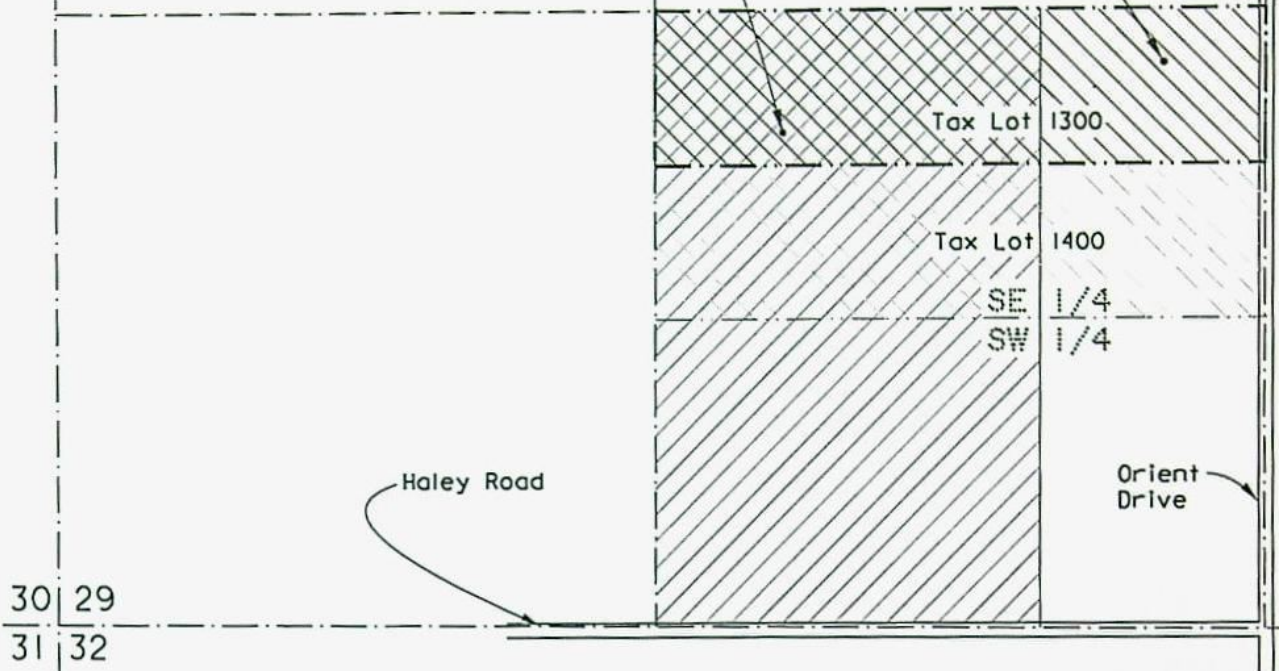
I've attached a completed consent form, a revised page 7 and two exhibits. One exhibit shows only the overlapping rights. I've sent it for your information but which I do not intend to attach to the application. The other one I intend to submit with the consent form. Before I take the consent form and its supporting exhibit to Dan Nelson I'd like to know if you think I've sufficiently addressed the issues you raised. There may be some tidying up as far as acreage amounts and such between the various exhibits and the application which I will take care of after I hear from you.

Thanks for your help

J. H. (Jim) Greenman, PE, PLS, CWRE
Haner, Ross & Sporseen, P.C.
2895 Beavercreek Road, Suite 101
Oregon City, OR 97045
Office: 503-657-1384
Moble: 503-970-3769

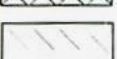
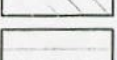
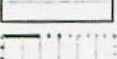
Present Well Location
1060'N & 1040'W of
S1/4 Cor. Sec.29
per GR-1401

Proposed Well Location
1210'N & 220'W of
S1/4 Cor. Sec.29

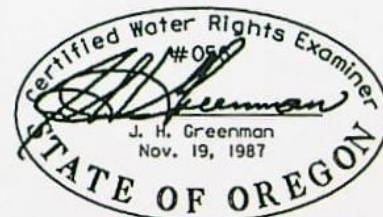
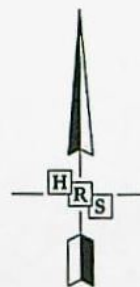


SCALE: 1" = 400'

LEGEND:

-  25 Acres of Certificate GR-1439
-  10.00 Acres of Tax Lot 1300
(Deed Record 2015-030203)
-  6.25 Acres of Tax Lot 1300
within Certificate GR-1439
-  9.00 Acres of Tax Lot 1400
(Deed Record 2015-030203)
within Certificate 87553
-  2.20 Acres of Certificate GR-1439
transferred from Tax Lot 1400
-  2.20 Acres of Certificate GR-1439
transferred to Tax Lot 1300

This drawing is an exhibit for a Water Right Transfer, Consent by Deeded Landowner. It is not a Land Survey. Property lines and/or other lines of occupation shown hereon are not represented by the undersigned to meet accuracy standards of Land Surveys.



TAX LOT 1300, SECT. 29C,
T.1S., R.4E., W.M.

CLACKAMAS COUNTY, OR

CLAIM No. GR-1401

CERTIFICATE No. GR-1439



**HANER, ROSS &
SPORSEEN, INC.**

2895 BEAVERCREEK ROAD
OREGON CITY, OREGON 97045

WENDY YU ZHEN
REQUEST FOR ASSIGNMENT
GROUND WATER REGISTRATION MAP

REV. 3: 2017/02/17

1634

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

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

Table 2. Description of Modifications to Registration GR-1401 (Certificate # GR-1439)

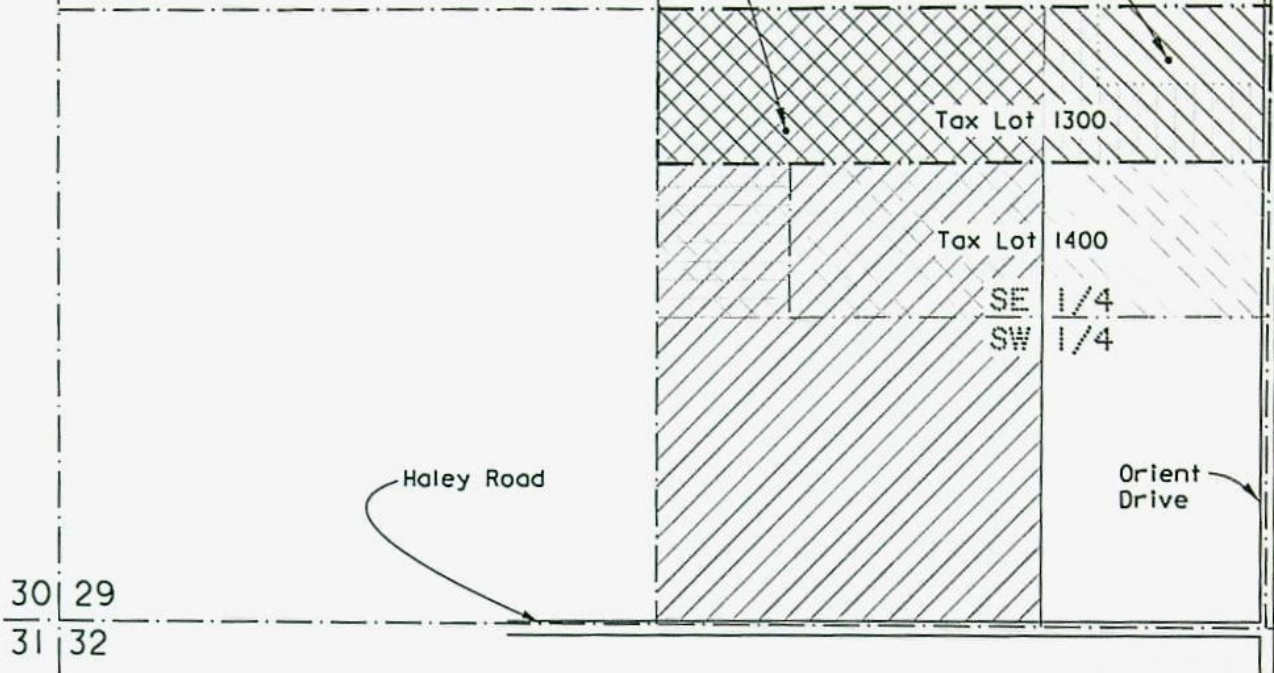
List only the part of the registration that will be modified. For the acreage in each 1/4 1/4, list the modification proposed. If more than one modification, specify the acreage associated with each modification. If more than one POA, specify the acreage associated with each POA.

AUTHORIZED (the "from" or "off" lands) The listing that appears in the registration BEFORE PROPOSED CHANGES List only that part or portion of the groundwater registration that will be changed.													Proposed Changes (see "CODES" from previous page)	PROPOSED (the "to" or "on" lands) The listing as it would appear AFTER PROPOSED CHANGES are made.														
Twp	Rng	Sec	¼ ¼	Tax Lot	Gvt Lot or DLC	Acre	Type of USE listed on Certificate	POA(s) (name or number from Table 1)	Priority Date	Twp	Rng	Sec		¼ ¼	Tax Lot	Gvt Lot or DLC	Acre	New Type of USE	POA(s) to be used (from Table 1)	Priority Date								
EXAMPLE																												
2	S	9	E	15	NE	NW	100		15.0	Irrigation	POD #1 POD #2	1901	POU/POD	2	S	9	E	1	NW	NW	500	1	10.0		POD #5	1901		
"	"	"	"	"	"	"	"	"	"	EXAMPLE	"	"	"	2	S	9	E	2	SW	NW	500		5.0		POD #6	1901		
1	S	4	E	29	SE	SW	1300		6.25	Irrigation	#1	1952	POA	1	S	4	E	29	SE	SW	1300		8.45	Irrigation	#2	1952		
1	S	4	E	29	SE	SW	1400		2.20	Irrigation	#1	1952	POU	1	S	4	E	29	SE	SW	1300		2.20	Irrigation	#2	1952		
TOTAL ACRES									8.45															TOTAL ACRES				8.45

Additional remarks: _____.

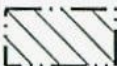
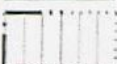
Present Well Location
1060'N & 1040'W of
S1/4 Cor. Sec.29
per GR-1401

Proposed Well Location
1210'N & 220'W of
S1/4 Cor. Sec.29

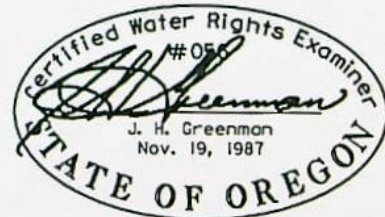
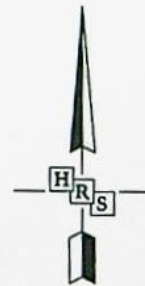


SCALE: 1" = 400'

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TAX LOT 1300, SECT. 29C,
T.1S., R.4E., W.M.

CLACKAMAS COUNTY, OR

CLAIM No. GR-1401

CERTIFICATE No. GR-1439



**HANER, ROSS &
SPORSEEN, INC.**

2895 BEAVERCREEK ROAD
OREGON CITY, OREGON 97045

WENDY YU ZHEN
REQUEST FOR ASSIGNMENT
GROUND WATER REGISTRATION MAP

REV. 3: 2017/02/17

1634

SMITH Joan M * WRD

From: Jim Greenman <jimg@hrs-engrs.com>
Sent: Monday, February 20, 2017 4:53 PM
To: SMITH Joan M * WRD
Subject: Transfer Application T-12344
Attachments: 1634_gr_mod_r1_app 7.pdf; 1634_gr1439_proof_r3_p1.pdf; 1634_gr1439_r3.pdf

Ms. Smith:

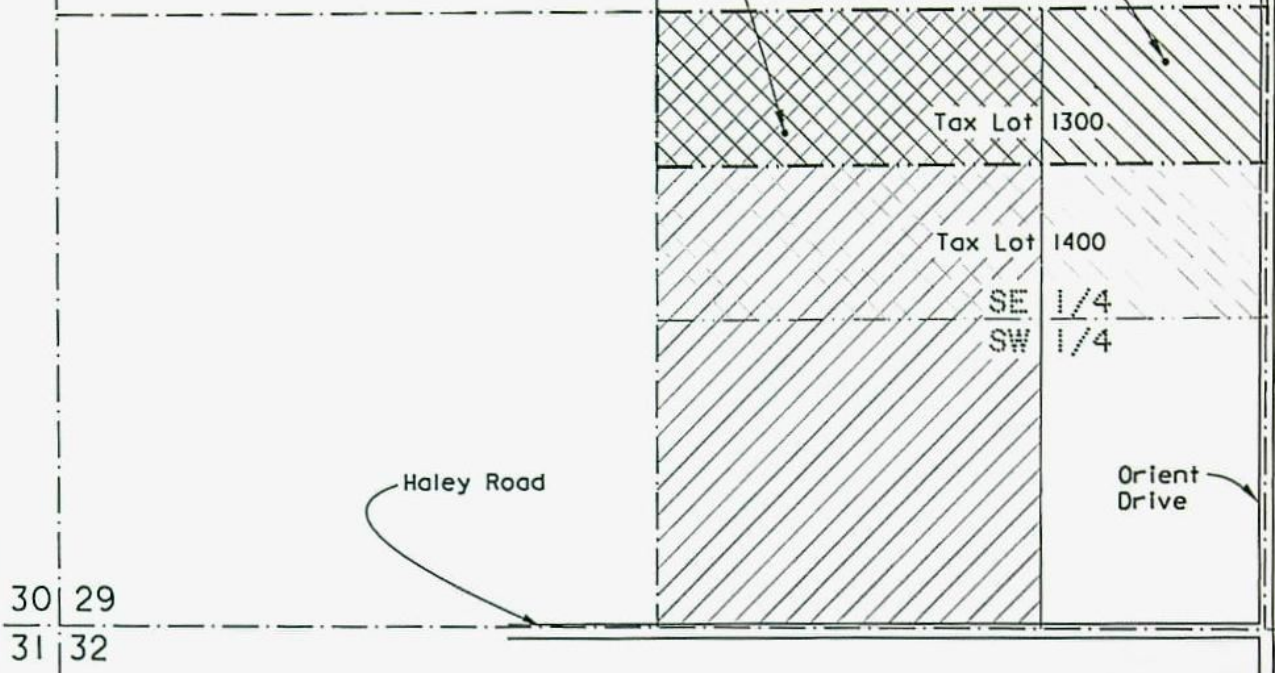
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Thanks for your help

J. H. (Jim) Greenman, PE, PLS, CWRE
Haner, Ross & Sporseen, P.C.
2895 Beaver Creek Road, Suite 101
Oregon City, OR 97045
Office: 503-657-1384
Mobile: 503-970-3769

Present Well Location
1060'N & 1040'W of
S1/4 Cor. Sec.29
per GR-1401

Proposed Well Location
1210'N & 220'W of
S1/4 Cor. Sec.29

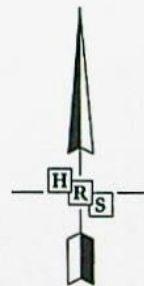


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T.1S., R.4E., W.M.

CLACKAMAS COUNTY, OR

CLAIM No. GR-1401

CERTIFICATE No. GR-1439



**HANER, ROSS &
SPORSEEN, INC.**

2895 BEAVERCREEK ROAD
OREGON CITY, OREGON 97045

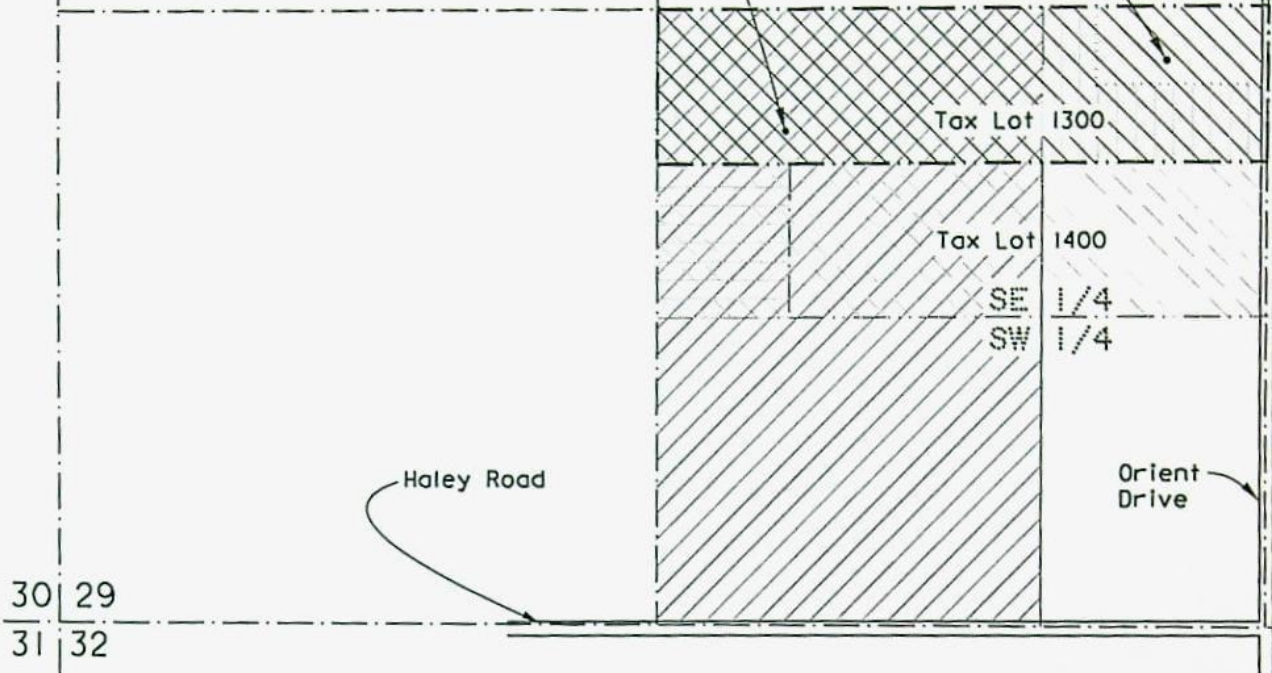
WENDY YU ZHEN
REQUEST FOR ASSIGNMENT
GROUND WATER REGISTRATION MAP

REV. 3: 2017/02/17

1634

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1060'N & 1040'W of
S1/4 Cor. Sec.29
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Proposed Well Location
1210'N & 220'W of
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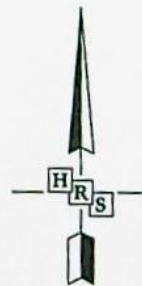


SCALE: 1" = 400'

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TAX LOT 1300, SECT. 29C,
T.1S., R.4E., W.M.

CLACKAMAS COUNTY, OR

CLAIM No. GR-1401

CERTIFICATE No. GR-1439



**HANER, ROSS &
SPORSEEN, INC.**

2895 BEAVERCREEK ROAD
OREGON CITY, OREGON 97045

WENDY YU ZHEN
REQUEST FOR ASSIGNMENT
GROUND WATER REGISTRATION MAP

REV. 3: 2017/02/17

1634

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"	"	"	"	"	"	"	"	"	EXAMPLE	"	"	"	2	S	9	E 2	SW	NW	500		5.0		POD #6	1901		
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TOTAL ACRES						8.45																				
																	TOTAL ACRES	8.45								

Additional remarks: _____.

SMITH Joan M * WRD

From: Jim Greenman <jimg@hrs-engrs.com>
Sent: Wednesday, February 22, 2017 9:00 AM
To: SMITH Joan M * WRD
Subject: FW: Transfer Application T-12344
Attachments: 1634_consent_form.pdf

Ms. Smith:

I just noticed I had failed to include a completed (unsigned) consent form. When I have heard from you I will take this to Mr. Nelson for his signature.

Jim Greenman
Haner, Ross & Sporseen, P.C.
2895 Beavercreek Road, Suite 101
Oregon City, OR 97045
Office: 503-657-1384
Moble: 503-970-3769

From: Jim Greenman [<mailto:jimg@hrs-engrs.com>]
Sent: Monday, 20 February, 2017 16:53
To: 'joan.m.smith@oregon.gov' <joan.m.smith@oregon.gov>
Subject: Transfer Application T-12344

Ms. Smith:

I've attached a completed consent form, a revised page 7 and two exhibits. One exhibit shows only the overlapping rights. I've sent it for your information but which I do not intend to attach to the application. The other one I intend to submit with the consent form. Before I take the consent form and its supporting exhibit to Dan Nelson I'd like to know if you think I've sufficiently addressed the issues you raised. There may be some tidying up as far as acreage amounts and such between the various exhibits and the application which I will take care of after I hear from you.

Thanks for your help

J. H. (Jim) Greenman, PE, PLS, CWRE
Haner, Ross & Sporseen, P.C.
2895 Beavercreek Road, Suite 101
Oregon City, OR 97045
Office: 503-657-1384
Moble: 503-970-3769

Application for Water Right
Transfer
Consent by Deeded Landowner



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

State of Oregon)
County of Clackamas)ss
)

I/We Dan L. Nelson in my capacity
as owner of Tax Lot 1400, Assessor's Map 1 4 E 29C,
mailing address 31020 SE Waybill Road,
telephone number 503-663-3348, duly sworn depose and say that I/We
consent to the proposed change(s) to Water Right Certificate Number GR-1439
described in a Transfer Application (T-12344) submitted by Wendy Zhen,
(transfer number, if known)
on the property in tax lot number 1400, Section 29, Township 1 South
(north or south), Range 4 East (east or west), W.M., located at 10201 Orient Drive
(site address)
Boring, OR 97009.

Signature of Affiant

Date

Signature of Affiant

Date

Subscribed and Sworn to before me this ____ day of _____, 201__.

Notary Public for Oregon

My commission expires _____.

STATE OF OREGON
COUNTY OF CLACKAMAS
CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

DAN LEWIS NELSON
30737 SOUTHEAST WAYBILL ROAD
BORING, OREGON 97009

confirms the right to use the waters of A WELL in the SANDY BASIN for the purpose of IRRIGATION AND RELATED NURSERY USES ON 81.0 ACRES, TO INCLUDE WATER FOR CHEMICAL APPLICATION, TEMPERATURE CONTROL, HUMIDITY CONTROL, SOIL MOISTURE CONTROL FOR DIGGING AND BALLING PLANTS AND IRRIGATION DURING THE IRRIGATION SEASON AND DURING THE PERIOD OCTOBER 1 TO DECEMBER 1 OF EACH YEAR WHEN WATER CAN BE PUT TO BENEFICIAL USE FOR IMMEDIATE CROP GROWTH OR TO RAISE THE SOIL MOISTURE PROFILE TO BE UTILIZED FOR PLANT GROWTH.

The right has been perfected under Permit G-10783. The date of priority is JUNE 26, 1986 FOR IRRIGATION USE DURING THE IRRIGATION SEASON AND NOVEMBER 9, 1987 FOR RELATED NURSERY USES AND IRRIGATION DURING THE PERIOD OCTOBER 1 TO DECEMBER 31 OF EACH YEAR. The right is limited to not more than 0.92 CUBIC FOOT PER SECOND or its equivalent in case of rotation, measured at the well.

The well is located as follows:

NE 1/4 SW 1/4, SECTION 29, TOWNSHIP 1 SOUTH, RANGE 4 EAST,
W.M.; 520 FEET SOUTH AND 90 FEET WEST FROM CENTER 1/4 CORNER, SECTION 29.

The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, shall be limited to ONE-EIGHTIETH of one cubic foot per second per acre, or its equivalent for each acre irrigated and shall be further limited to a diversion of not to exceed 1.0 acre-foot per acre for each acre irrigated during the period from October 1 to December 31 of each year. The right allowed herein, together with the amount secured under any other right existing for the same lands shall not exceed 2.5 acre-feet for each acre irrigated in any one year. The right shall be further limited to appropriation of water only to the extent that it does not impair or substantially interfere with prior surface water rights, as well as ground water rights of others.

The right shall conform to such reasonable rotation system as may be ordered by the proper state officer.

A description of the place of use under the right, and to which such right is appurtenant, is as follows:

SEE NEXT PAGE

SE 1/4 NW 1/4	26.0 ACRES
NE 1/4 SW 1/4	33.0 ACRES
SE 1/4 SW 1/4	6.6 ACRES
NW 1/4 SE 1/4	8.9 ACRES
SW 1/4 SE 1/4	6.5 ACRES

SECTION 29

TOWNSHIP 1 SOUTH, RANGE 4 EAST, W. M.

The right to the use of the water for the above purpose is restricted to beneficial use on the lands or place of use described.

WITNESS the signature of the Water Resources Director, affixed
MARCH 18, 1991.

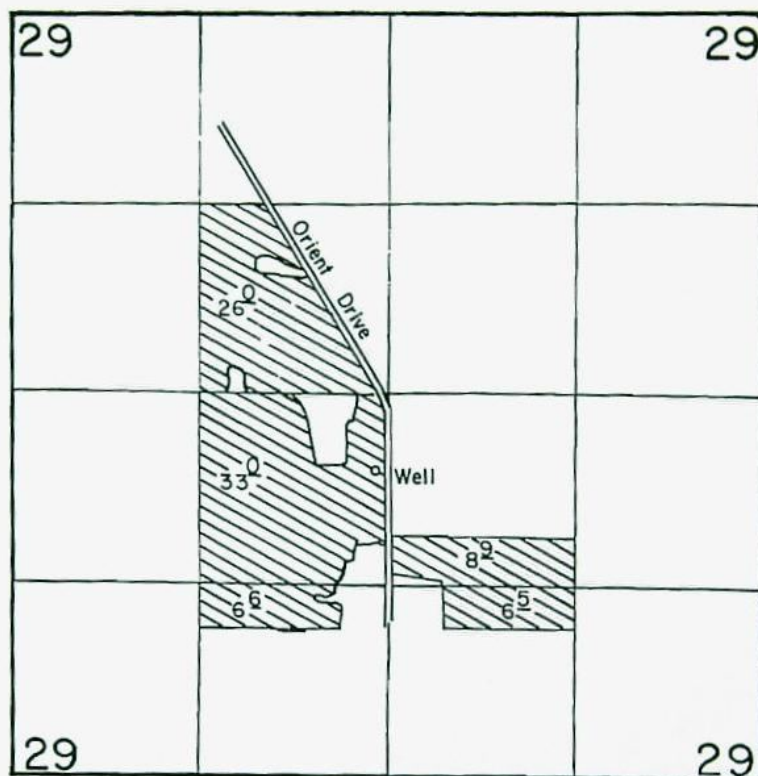
/s/ WILLIAM H. YOUNG

William H. Young

Recorded in State Record of Water Right Certificates numbered 65437.

G-11545.TMW

T. 1 S., R. 4 E., W.M.



Well Loc. : 520' S. & 90' W. from C-1/4 Cor. Sec. 29.

Scale : 1" = 1320'

FINAL PROOF SURVEY
UNDER

Application No. G-11545 Permit No. G-10783..
IN NAME OF

.....DAN LEWIS NELSON.....

Surveyed Nov. 3... 1989, by T. Warren.....

4-1005-278-53A
4/11/90 TMW

19|20
30|29

20|21
29|28

Present Well Location
1060'N & 1040'W of
S1/4 Cor. Sec.29
per GR-1401

Proposed Well Location
1210'N & 220'W of
S1/4 Cor. Sec.29

RECEIVED BY OWRD

APR 18 2016

SALEM, OR

Haley Road

Orient
Drive

SE 1/4
SW 1/4

30|29
31|32

29|28
32|33

SCALE: 1" = 1000'

LEGEND:



25 Acres of Certificate GR-1439

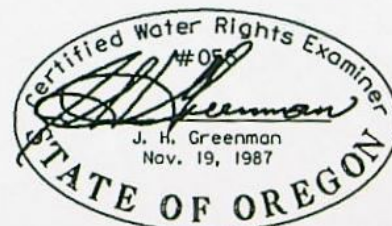


10.00 Acres of Tax Lot 1300
(Deed Record 2015-030203)



8.43 Acres requested for
assignment to Tax Lot 1300

This drawing is an exhibit for a Request for Modification
of a Ground Water Registration. It is not a Land Survey.
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shown hereon are not represented by the undersigned
to meet accuracy standards of Land Surveys.



TAX LOT 1300, SECT. 29C,
T.1S., R.4E., W.M.

CLACKAMAS COUNTY, OR

CLAIM No. GR-1401

CERTIFICATE No. GR-1439



HANER, ROSS &
SPORSEEN, INC.

2895 BEAVERCREEK ROAD
OREGON CITY, OREGON 97045

WENDY YU ZHEN
REQUEST FOR MODIFICATION
GROUND WATER REGISTRATION MAP

REV. 0: 2016/04/06

1634

1 12344



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-12344

Applicant Name: Wendy Yu Zhen

Proposed Changes: ☒ POA
☐ USE

☐ APOA
☒ POU

☐ SW→GW
☐ OTHER

☐ RA

Reviewer(s): Phillip I. Marcy

Date of Review: 10/17/2016

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 construct a new POA well at different location on the property, and move a portion of the authorized place of use.
2. Will the proposed POA develop the same aquifer (source) as the existing authorized POA?
☒ Yes ☐ No Comments: The proposed well construction is similar in depth to the existing POA well (CLAC 1004), though construction details are not given.
3. a) Is there more than one source developed under the right (e.g., basalt and alluvium)?
☐ Yes ☒ No The authorized POA well likely produces from a combination of rubbly lavas and cinders of the Boring Lava Field.
- 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: The proposed POA well is closer to nearby certificated GW right 65434 (750' vs. 1300') than the authorized POA well, CLAC 1004. However, the well-specific rate given for the proposed POA is 33.72 GPM, versus the authorized rate for the existing POA (100 GPM). This lowered rate corresponds to the change in acreage irrigated under this proposed transfer.
- 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: NA

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: The proposed POA location is not significantly closer to any surface water source than the existing, authorized POA well.
- 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: NA ☐ Minimal ☐ Significant
Stream: NA ☐ Minimal ☐ Significant
Provide context for minimal/significant impact: NA
6. What conditions or other changes in the application are necessary to address any potential issues identified above: If this transfer is approved, the proposed POA well shall be constructed to produce groundwater from porous rock and gravels at similar elevations as the authorized POA well (~420-478' AMSL). The well shall not be constructed to produce from above cohesive rock, and shall be continuously cased and continuously sealed at least five feet into solid rock above the water-bearing zone within the well.
7. Any additional comments: _____





Oregon

Kate Brown, 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

www.wrd.state.or.us

April 21, 2016

WENDY YU ZHEN
12226 SE VERLIE ST
HAPPY VALLEY, OR 97086

Reference: Application T- 12344

On April 18, 2016, we received your water right Transfer application. The application was accompanied by \$1250.00. Our receipt number 119533 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.

Your application will be examined to determine whether additional information is needed. We will notify you if further information or corrections to the application or map are required.

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.

You may not use water for in the new place of use or from the new point of appropriation until a final order approving recognition of the ground water registration modification application has been issued by the Department. If the land is sold before the modification is approved, the buyer's consent to the modification will be required unless a recorded deed or other legal document clearly established that the ground water registration was not conveyed in the sale.

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) 986-0807.

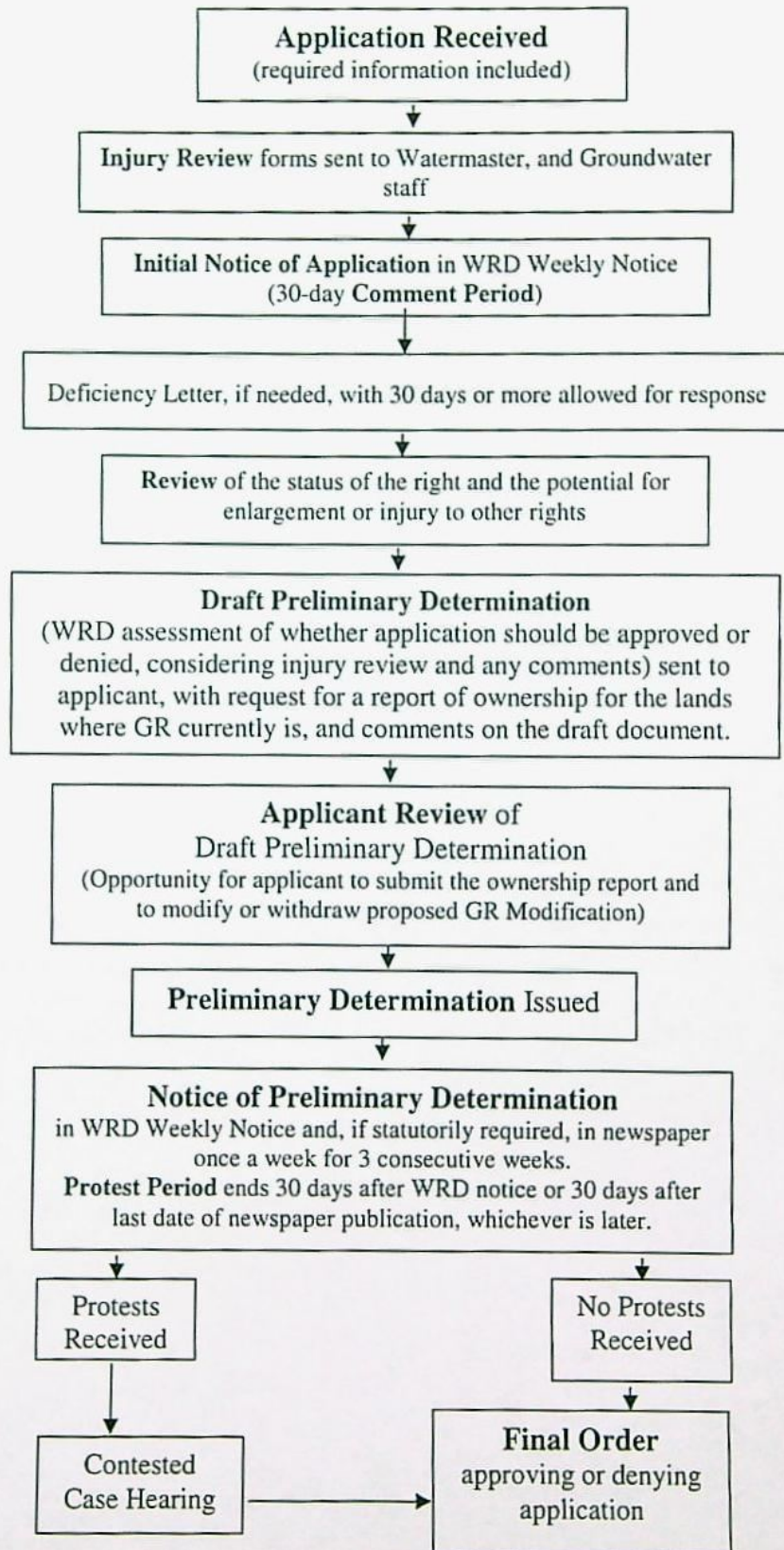
Cc: Watermaster Dist. #20 (via email)
J.H. Greenman, Agent
Landowners (other or receiving)

Enclosure



Groundwater Registration Modification Process

OAR 690 Division 382



Transfer Applications: Ground Water Registration Modification

The holder of a ground water certificate of registration may request that the Department recognize a change in point of appropriation, place of use or character of use under the ground water registration. Modifications of ground water registrations are authorized under ORS 537.610(4) and OAR Chapter 382.

The Department seeks public comment on the recently-filed applications for recognition of modifications in ground water registrations listed below. Any person may comment on an application for a ground water registration modification. Comments must be received by the Department on or before [30DAYDEADLINE]. Any person who provides comments within the comment period will receive a copy of the Department's preliminary determination of whether the application should be recognized after the Department has completed a review of the application and will be provided an opportunity to protest the application and preliminary determination at that time.

Transfer	<u>T-12344</u>
Water Right	Claim:GR 1439
County/Basin	Multnomah / Willamette(2)
Applicant Name	ZHEN, WENDY YU 12226 SE VERLIE ST HAPPY VALLEY, OR 97086
Proposed Change	POINT OF APPROPRIATION,PLACE OF USE
Sources/TRSQ40Q160	WELL 2 > ARATA CREEK / 1.00N 3.00E 27 SENE
Use/Quantity	IRRIGATION AND DOMESTIC / 0.446 CFS
Priority Date	12/31/1939

**STATE OF OREGON
WATER RESOURCES DEPARTMENT**

RECEIPT # **119533**

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

INVOICE # _____

RECEIVED FROM: Wendy Yu Zhen Revocable
BY: Trust, Wendy Yu Zhen

APPLICATION	
PERMIT	
TRANSFER	T-12344

CASH: ☐ CHECK: # 101 OTHER: (IDENTIFY) ☐

TOTAL REC'D \$ 1,250.00

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 & 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 \$
0203 GROUND WATER	\$	0204 \$
0205 TRANSFER	\$ <u>1,250.00</u>	
WELL CONSTRUCTION		
0218 WELL DRILL CONSTRUCTOR	EXAM FEE \$	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: **119533**

DATED: 4-18-16 BY: Carlos O. Turner

Groundwater Registration Modification (GR Mod) Application Checklist

Checked by Jeffrey

Date 19-Apr-16

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

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

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

- ☐ a) A written statement from the GR claim holder, consenting to the proposed GR Mod Application; *OR*
- ☒ b) A concurrent "Request for Assignment" to move the GR claim into the GR Mod applicant's name (if the GR Mod applicant now owns property); *OR*
- ☐ c) A concurrent "Request for Assignment" to move the GR claim into the name of a third party (who now owns the property), and a written statement from that third party consenting to the proposed GR Mod Application.

If not, what is missing? _____

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

If not, what is missing? _____

- ☒ 3. Are fees included and correct?

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

- If application proposes ONLY a change in place of use = \$775.00
- If application proposes any other change or combination of changes = \$1,125.00

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

If not, whose signature is missing? _____

- ☒ 5. Is the GR claim shown by WRIS as non-cancelled?

If the GR claim has been cancelled, we **CANNOT** accept the application.

- ☒ 6. If all #1-#5 boxes on this checklist are checked (with no remaining deficiencies identified), accept the application and assign it a numbered transfer folder. 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.



HANER, ROSS & SPORSEEN, P.C.

2895 Beavercreek Rd. – Oregon City, OR 97045

Office – 503.657.1384 Fax: 503.657.1387

Defining and Designing Land and Water Resources

TRANSMITTAL

April 12, 2016

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APR 18 2016

SALEM, OR

State of Oregon Water Resources Department
725 Summer Street N.E., Suite A
Salem, OR 97301-1266

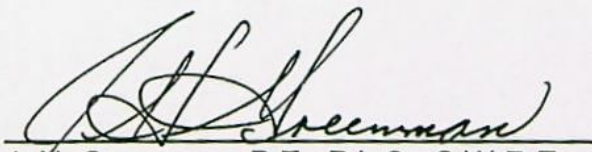
Re: Ground Water Registration Claim GR-1401 Modification

No. of Copies	Description	Dated
1	Ground Water Registration Modification Application	N/A
1	Exhibit for Registration Modification Application	2016/04/10
1	Request for Assignment (by Proof of Ownership)	N/A
1	Statutory Warranty Deed 2015-030203	2015/05/21
1	Exhibit for Assignment	2016/04/10
1	Land Use Information Form	2016/04/11
1	Check in amount of \$1,325.00	

Remarks:

Please provide copies of communications regarding the status of this application and assignment to the undersigned as well as to the applicant.

Haner, Ross & Sporseen, P.C.


J. H. Greenman, P.E., P.L.S., C.W.R.E.

Cc: W. Zhen

T 12344



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

Application for Ground Water Registration Modification

Part 1 of 5 – Minimum Requirements Checklist

**This Ground Water Registration Modification application will be returned if
Parts 1 through 4 and all required attachments are not completed and included.**

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

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

- ☒ Part 1 – Completed Minimum Requirements Checklist. APR 18 2016
- ☒ Part 2 – Completed Application Map Checklist. SALEM, OR
- ☐ Part 3 – Completed Applicant Information and Signature.
- ☒ Part 4 – Completed Ground Water Registration Modification Application – Ground Water Registration Information. (Only one ground water registration per application, **unless** the ground water registrations to be modified are layered).
- ☒ Completed Ground Water Registration Modification Application Map (Does not have to be prepared by a Certified Water Right Examiner).
- ☐ Ground water registration modification fees – Amount enclosed: \$ _____.
(\$875.00 for a place of use change only; \$1,250 for any other change or combination).

Attachments:

- ☒ ☐ N/A Request for Assignment Form and statutory fee. This form needs to be completed if the applicant owns the land to which the registration is appurtenant and is **not** the registration certificate holder of record. The Request for Assignment Form is available at http://www.oregon.gov/owrd/pubs/docs/forms/req_assign_8_21_09.pdf, or http://www.oregon.gov/owrd/pubs/docs/forms/req_assign_8_09.pdf. Assignment is not needed for any person or entity who can demonstrate authorization to request recognition of a modification (e.g. legal representative, power of attorney, agent, etc.) **or** the applicant is named on the certificate of registration, or has been assigned to the certificate of registration.
- ☒ ☐ N/A Land Use Information Form with approval and signature (or signed land use form receipt stub). Land use form not required if any of the following apply:
- ☐ Water is to be diverted, conveyed, and/or used only on federal lands.
 - ☐ 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.

(For Staff Use Only)

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

- | | |
|--|--|
| ☐ Application fee not enclosed/insufficient | ☐ Map not included or incomplete |
| ☐ Land Use Form not enclosed or incomplete | ☐ Assignment Form and fee not enclosed/insufficient |
| ☐ Additional signature(s) required | ☐ Part ____ is incomplete |

Other/Explanation _____

Staff: _____ 503-986-0 _____

Date: ____ / ____ / ____

Part 2 of 4 – Ground Water Registration Modification Map Checklist

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

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

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

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APR 18 2016

Part 3 of 4 – Applicant Information and Signature

Applicant Information

APPLICANT/BUSINESS NAME Wendy Yu Zhen		PHONE NO. 503-381-8603	ADDITIONAL CONTACT NO.
ADDRESS 12226 S. E. Verlie Street		FAX NO.	
CITY Happy Valley	STATE OR	ZIP 97086	E-MAIL wendyzc168@hotmail.com
BY PROVIDING AN E-MAIL ADDRESS, CONSENT IS GIVEN TO RECEIVE ALL CORRESPONDENCE FROM THE DEPARTMENT ELECTRONICALLY. COPIES OF THE FINAL ORDER DOCUMENTS WILL ALSO BE MAILED.			

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

APPLICANT/BUSINESS NAME J. H. (Jim) Greenman, PE, PLS, CWRE		PHONE NO. 503-657-1384	ADDITIONAL CONTACT NO. 503-970-3769
ADDRESS Haner, Ross & Sporseen, PC, 2895 Beaver Creek Road, Ste. 101		FAX NO.	
CITY Oregon City	STATE OR	ZIP 97045	E-MAIL jimg@hrs-engrs.com
BY PROVIDING AN E-MAIL ADDRESS, CONSENT IS GIVEN TO RECEIVE ALL CORRESPONDENCE FROM THE DEPARTMENT ELECTRONICALLY. COPIES OF THE FINAL ORDER DOCUMENTS WILL ALSO BE MAILED.			

Explain in your own words what you propose to accomplish with this modification; and why:
Move the point of appropriation and move a portion of the place of use.

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

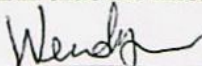
☐ Check this box if this project is fully or partially funded by the American Recovery and Reinvestment Act. (Federal stimulus dollars)

(Check one box)

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

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

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


Applicant Signature

Wendy Yu Zhen
Print Name (and Title if applicable)

4/13/2016
Date

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APR 18 2016

Applicant Signature

Print Name (and Title if applicable)

Date

SALEM, OR

Is the applicant the sole owner of the land on which the ground water registration modification, or portion thereof, is located? ☐ Yes ☐ No If NO, include signatures of all deeded landowners (and mailing and/or e-mail addresses if different than the applicant's) or attach affidavits of consent (and mailing and/or e-mail addresses) from all landowners or individuals/entities to which the ground water registration has been conveyed.

Check the appropriate box, if applicable:

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

IRRIGATION DISTRICT NAME	ADDRESS	
CITY	STATE	ZIP

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

ENTITY NAME	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 Planning & Zoning Division, Clackamas County	ADDRESS 150 Beavercreek Road	
CITY Oregon City	STATE OR	ZIP 97045

ENTITY NAME	ADDRESS	
CITY	STATE	ZIP

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APR 18 2016

SALEM, OR

T 12344

Part 4 of 4 – Ground Water Registration Information

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

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

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

POA Name or Number	Is this POA Authorized by the registration or is it Proposed?	OWRD Well Log ID# (or Well ID Tag # L-___)	Twp	Rng	Sec	¼ ¼	Tax Lot, DLC or Gov't Lot	Measured Distances (from a recognized survey corner)
#1	☒ Authorized ☐ Proposed	CLAC-01004	1 S	4 E	29	SE SW	1300	1060' N. & 1040' W. of S1/4 Cor., S29
#2	☐ Authorized ☒ Proposed		1 S	4 E	29	SE SW	1300	1210' N. & 220' W. of S1/4 Cor., S29
	☐ Authorized ☐ Proposed							
	☐ Authorized ☐ Proposed							

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

- | | |
|---|--|
| ☒ Place of Use (POU)
☐ Character of Use (USE) | ☒ Point of Appropriation (well) (POA)
☐ Additional Point of Appropriation (APOA) |
|---|--|

Will all of the proposed changes affect the entire ground water registration?

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

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SALEM, OR

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

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

Table 2. Description of Modifications to Registration GR-1401 (Certificate # GR-1439)

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

AUTHORIZED (the "from" or "off" lands) The listing that appears in the registration BEFORE PROPOSED CHANGES List only that part or portion of the groundwater registration that will be changed.											Proposed Changes (see "CODES" from previous page)	PROPOSED (the "to" or "on" lands) The listing as it would appear AFTER PROPOSED CHANGES are made.																			
Twp	Rng	Sec	$\frac{1}{4}$	$\frac{1}{4}$	Tax Lot	Gvt Lot or DLC	Acres	Type of USE listed on Certificate	POA(s) (name or number from Table 1)	Priority Date		Twp	Rng	Sec	$\frac{1}{4}$	$\frac{1}{4}$	Tax Lot	Gvt Lot or DLC	Acres	New Type of USE	POA(s) to be used (from Table 1)	Priority Date									
EXAMPLE																															
2	S	9	E	15	NE	NW	100		15.0	Irrigation	POD #1 POD #2	1901	POU/POD	2	S	9	E	1	NW	NW	500	1	10.0		POD #5	1901					
"	"	"	"	"	"	"	"	"	"	EXAMPLE	"	"	"	2	S	9	E	2	SW	NW	500		5.0		POD #6	1901					
1	S	4	E	29	SE	SW	Unk		25	Irrigation	#1	1952	POD/POU	1	S	4	E	29	SE	SW	1300		8.43	Irrigation	#2	1952					
TOTAL ACRES								25															TOTAL ACRES								8.43

Additional remarks: _____.

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TACS

APR 18 2016

SALEM, OR

T 12344

Groundwater Registration # GR-1401 (Certificate # GR-1439)

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

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

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

CERTIFICATE 87553



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

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

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

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

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

AND/OR

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

Table 3. Construction of Point(s) of Appropriation

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

Proposed or Authorized POA Name or Number	Is well already built? (Yes or No)	If an existing well, OWRD Well ID Tag No. L-___	Total well depth	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
#1		CLAC-01004	140'	8"	140'	Unk	80'-90', 120'-140'	70'	porous rock, gravel	100 gpm
#2	No		150'	8"	150'	0'-20'				33.72

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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.wrd.state.or.us

Applicant(s): Wendy Yu Zhen

Mailing Address: 12226 S. E. Verlie Street

City: Happy Valley

State: OR

Zip Code: 97086

Daytime Phone: 503-381-8603

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:
<u>1 South</u>	<u>4 East</u>	<u>29</u>	<u>SESW</u>	<u>1300</u>	<u>EFU</u>	☒ Diverted	☐ Conveyed	☒ Used	<u>Ag. Irrigation</u>
_____	_____	_____	_____	_____	_____	☐ Diverted	☐ Conveyed	☐ Used	_____
_____	_____	_____	_____	_____	_____	☐ Diverted	☐ Conveyed	☐ Used	_____
_____	_____	_____	_____	_____	_____	☐ Diverted	☐ Conveyed	☐ Used	_____

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

Clackamas

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: 50 ☐ 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:

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

Type of Land-Use Approval Needed (e.g., plan amendments, rezones, conditional-use permits, etc.)	Cite Most Significant, Applicable Plan Policies & Ordinance Section References	Land-Use Approval:	
		☐ Obtained ☐ Denied	☐ Being Pursued ☐ Not Being Pursued
		☐ Obtained ☐ Denied	☐ Being Pursued ☐ Not Being Pursued
		☐ Obtained ☐ Denied	☐ Being Pursued ☐ Not Being Pursued
		☐ Obtained ☐ Denied	☐ Being Pursued ☐ Not Being Pursued
		☐ Obtained ☐ Denied	☐ Being Pursued ☐ 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: Scott Hoelscher Title: Senior Planner
 Signature: Scott Hoelscher Phone: 503-742-4524 Date: 4/11/16
 Government Entity: Clackamas County

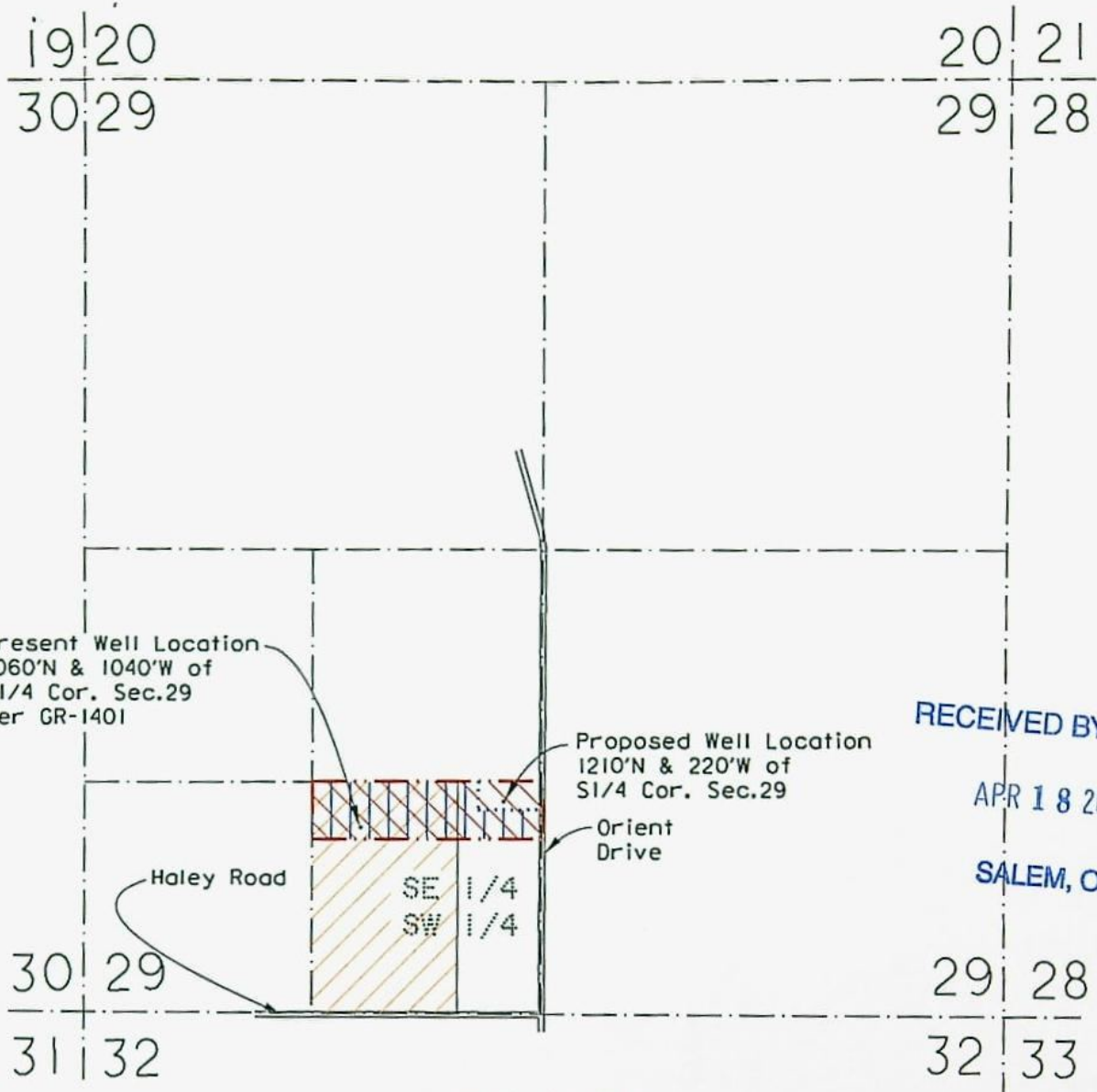
Note to local government representative: Please complete this form or sign the receipt below and return it to the applicant. If you sign the receipt, you will have 30 days from the Water Resources Department's notice date to return the completed Land Use Information Form or WRD may presume the land use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

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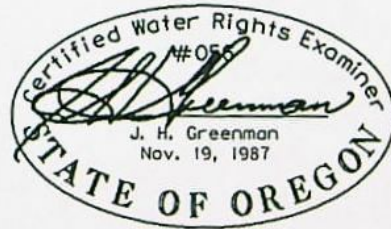
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APR 18 2016
SALEM, OR

SCALE: 1" = 1000'

LEGEND:

-  25 Acres of Certificate GR-1439
-  10.00 Acres of Tax Lot 1300 (Deed Record 2015-030203)
-  8.43 Acres requested for assignment to Tax Lot 1300

This drawing is an exhibit for a Request for Assignment by Proof of Ownership. It is not a Land Survey. Property lines and/or other lines of occupation shown hereon are not represented by the undersigned to meet accuracy standards of Land Surveys.



TAX LOT 1300, SECT. 29C,
T.1S., R.4E., W.M.
CLACKAMAS COUNTY, OR
CLAIM No. GR-1401
CERTIFICATE No. GR-1439



**HANER, ROSS &
SPORSEEN, INC.**
2895 BEAVERCREEK ROAD
OREGON CITY, OREGON 97045

WENDY YU ZHEN

REQUEST FOR ASSIGNMENT
GROUND WATER REGISTRATION MAP

REV. 0: 2016/04/06

File I:\hrs_1634\1634_dgn\1634_gr1401_proof_r2.dgn jhg 15/04/10