

Permit Amendment

RA

T-13852

Name G & F Sester Family LLC
Attn: Ted Sester
 Address 33255 SE Auburn drive
Gresham OR

Change in POD POA
 Date Filed 10/25/2021
 Initial notice date 11/9/2021
 DPD issued date _____
 PD issued date _____
 PD notice date _____
 Date of FO _____ Vol _____ Page _____

C-Date _____
 COBU due date _____
 COBU Received date _____
 Certificate issued _____

DESCRIPTION OF WATER RIGHT(S)

Name of Stream Well
 Trib. of North fork Beaver Creek
 Use Irrigation SE County Multnomah
 Quantity of water (CFS) _____ No. of Acres _____
 Name of ditch _____
 App# G110012 Per # G15758 Cert # _____ PR Date 5/21/2003
 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>10-25-2021</u>	<u>\$3,340.00</u>	<u>1366098</u>
<u>5-30-2023</u>	<u>\$125.00</u>	<u>140819</u>
<u>7-26-2023</u>	<u>\$1,790.82</u>	<u>141254</u>

FEES REFUNDED		
Date	Amount	Receipt #

Assignments: _____

Irrigation District _____

Agent GSI Water Solutions - Ted Sester

CWRE _____

CC's list Multnomah County land use

☐ - Oversized map - Location _____

Permit Amendment Checklist

Transfer: T- 13852

Transfer Specialist: *Scott*

Transfer Type: Permit Amendment

RA

Applicant Name/Address/email: G AND F SESTER FAMILY LLC 33205 SE OXBOW DR GRESHAM, OR 97080	Agent Name/Address/email: TED RESSLER 55 SW YAMHILL ST. SUITE 300 PORTLAND, OR 97204	Rec Landowner Name/Address:
CWRE Name/Number:	Irr. District Name/Address:	Affected Gov'ts Name/Address: Multnomah County Planning Department
Commentor(s): Name/Address:	Current Landowner Name/Address (if different than applicant):	

Permit(s) Affected

Records Marked	Records Copied	App File No. or Decree Name	Permit No.	Superseding Permit No.
<input type="checkbox"/>	<input type="checkbox"/>	G-16012	G-15758	

Key Dates & Initial Actions

Rec'd: October 25, 2021	Proposed Action(s): POINT OF APPROPRIATION; PLACE OF USE
Fees Pd: 3340.00	WM District: ODFW District:
Initial Notice: November 9, 2021	ODFW Review sent: _____
Acknowledgement Letter Sent: _____	Review sent: _____

*SEND WHEN PD GOES OUT
→ T-13853*

Processing Dates & Actions

Deficiency Contact(s): _____

Draft Mailed: _____

If yes, date rec'd okay from agent/a

☐ ODFW contact sheet sent; need?

☐ WM measurement sheet sent; ne

Yes ☐ or No ☐

Final Order

Draft F.O. & Draft Permit

6/5/24 Joan Draft FO

6/14/24 Sarah

7/9/24 Scott 7/19/24 Scott

7/19/24 Lisa

Final Order & Superseding Permit Review (Salem)

Reviewer: *10/4/23*

Date: *Arta*

Coordinator: *PCS*

Date: *4/16/24*

Signature Bin Date: _____

work with reg app T-13853

Special Order Volume: Vol: _____, Pages _____ Final Order Signature Date: _____

Notice of FO e-mailed to processors: _____

Permit Amendment Checklist

Transfer: T- 13852

Transfer Specialist: *Scott*

Transfer Type: Permit Amendment

RA

Applicant Name/Address/email: G AND F SESTER FAMILY LLC 33205 SE OXBOW DR GRESHAM, OR 97080	Agent Name/Address/email: TED RESSLER 55 SW YAMHILL ST. SUITE 300 PORTLAND, OR 97204	Rec Landowner Name/Address:
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Commentor(s): Name/Address:	Current Landowner Name/Address (if different than applicant):	

Permit(s) Affected

Records Marked	Records Copied	App File No. or Decree Name	Permit No.	Superseding Permit No.
<input type="checkbox"/>	<input type="checkbox"/>	G-16012	G-15758	

Key Dates & Initial Actions

Rec'd: October 25, 2021	Proposed Action(s): POINT OF APPROPRIATION; PLACE OF USE	
Fees Pd: 3340.00	WM District:20	ODFW District:
Initial Notice: November 9, 2021	WM Review sent: Done:	ODFW Review sent: Done:
Acknowledgement Letter Sent: <input checked="" type="checkbox"/> Date:		GW Review sent: Done:

Processing Dates & Actions

Deficiency Contact(s): _____

Draft Mailed: _____

If yes, date rec'd okay from agent/applicant: _____

☐ ODFW contact sheet sent; need? Yes ☐ or No ☐

☐ WM measurement sheet sent; need?

Yes ☐ or No ☐

The Gresham Outlook
Newspaper: _____

☐ not required

Date quote requested: _____

Request for news \$ sent: _____

News \$ received: _____

Request to publish sent to newspaper: _____

Affidavit of publication received: _____

Dates of publication: _____

Final Order

to PR: 9-29-23

<p>Draft Order & Superseding Permit Review (Optional)</p> <p>Reviewer: _____</p> <p>Date: _____</p> <p>Coordinator: _____</p> <p>Date: _____</p> <p>Signature Bin Date: _____</p>	<p>Final Order & Superseding Permit Review (Salem)</p> <p>Reviewer: <i>10/4/23</i></p> <p>Date: <i>Arta</i></p> <p>Coordinator: <i>PCS</i></p> <p>Date: <i>4/16/24</i></p> <p>Signature Bin Date: _____</p>
<p>Comments/Special Issues: _____</p> <p><i>work with reg app T-13853</i></p>	

Special Order Volume: Vol: _____, Pages _____ Final Order Signature Date: _____

Notice of FO e-mailed to processors: _____

Application

PR CW

- ☐ ☐ The type of change is clearly indicated.
- ☐ ☐ The application is appropriately signed.
- ☐ ☐ Appropriate fees were paid. N/A ☐ If overpayment, Refund Request submitted _____
- ☐ ☐ Land use form matches affected tax lots and is signed by proper official. (from ALL affected Govt's) _____
- ☐ ☐ N/A Ditch company, district, and/or BOR, sent a copy of the application and map, if appropriate.
- ☐ ☐ All required attachments received.
- ☐ ☐ Check application file and WRIS for assignment(s) and/or extension(s). _____

Application Map

PR CW

- ☐ ☐ The map size and scale are accurate and appropriate per OAR 690-380-3100(1)(b)(c)&(d).
- ☐ ☐ All authorized and proposed POD's/POA's and POU are properly described on the map.
- ☐ ☐ The POD/POA location description(s) on the map match the PA application and permit descriptions.
- ☐ ☐ Map acres (to, from and rr, if applicable) match Table 2 on the PA application and as applicable, on the permit
- ☐ ☐ Have permit map(s).

Determining the "From" and "To" Lands (make working copy of application and permit(s))

PR CW

- ☐ ☐ Only the authorized POD's/POA's and/or POU's to be transferred are listed (Tables 1 & 2).
- ☐ ☐ PA application and permit tabulations (acreage) match. (Mark on appl. and permit copies and note corrections needed)
- ☐ ☐ ALL Mark on permit the acreage and amount of water being transferred.

Permit Ownership

- ☐ ☐ The applicant(s) is/are the holder(s) of the permit.
- ☐ ☐ All holders of the permit have signed the application or
- ☐ ☐ N/A If necessary, there is a notarized, signed statement of consent from permit holders other than applicant.
- ☐ ☐ N/A If necessary, the permit has been assigned to permit amendment applicant.

Evaluation Materials

- | | | | |
|---|-------------------------------------|--|--|
| <input type="checkbox"/> Application complete | <input type="checkbox"/> Permit | <input type="checkbox"/> Land Use form | <input type="checkbox"/> N/A Plat card |
| <input type="checkbox"/> Amendment Map | <input type="checkbox"/> Permit Map | <input type="checkbox"/> Fees paid | <input type="checkbox"/> N/A Well logs |

Reviews/comments/conditions received? ☐ ☐ Watermaster ☐ ☐ N/A ODFW ☐ ☐ N/A GW

N/A Headgate ☐ When in the judgment ☐ Prior to diverting ☐ Existing and maintain

N/A Measuring Devices ☐ When in the judgment ☐ Prior to diverting ☐ Existing and maintain

Type of device, if applicable: _____ totalizing flow meter: at new at existing and new

Injury: ☐ Yes ☐ No

Enlargement: ☐ Yes ☐ No

Conditions to avoid enlargement/injury –

ODFW conditions: _____

GW Conditions: _____

GREW Scott A * WRD

From: GREW Scott A * WRD
Sent: Monday, March 31, 2025 12:24 PM
To: JARAMILLO Lisa J * WRD
Cc: GREW Scott A * WRD
Subject: decline permit amendment draft
Attachments: T-13852-ord-permit-amendment-REVISED-DRAFT-FO-2.docx

Hello Lisa,

Here is my draft with the included language. Let me know if this looks logical.

It has not been officially peer reviewed or policy review because of the nature of this change. I did have Arla look at it before sending it to you.

Thank you!
Scott

Scott Grew
Transfer Specialist
Oregon Water Resources Department
503-986-0890

GREW Scott A * WRD

From: ORLOWSKI Dennis R * WRD
Sent: Thursday, August 22, 2024 3:16 PM
To: Ressler, Ted; GREW Scott A * WRD
Cc: FERREIRA Gabriela R * WRD
Subject: RE: Draft Final Order Permit Amendment T-13852

Scott and Ted,

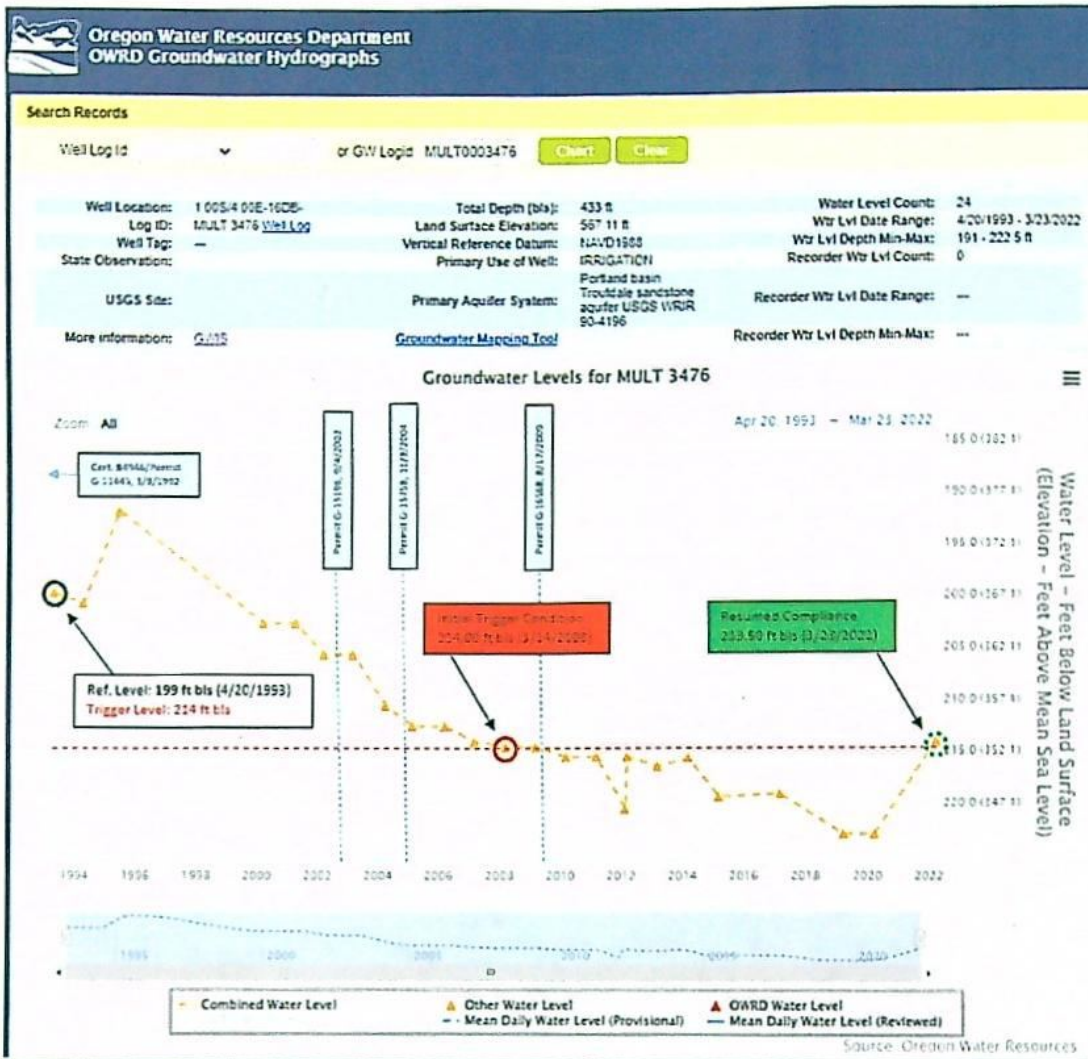
Apologies for my delayed response, but I just returned from vacation yesterday and still catching up. Ted, you are correct (mostly) in both instances.

- For Well 1 (MULT 3476), the 214.00 ft bls trigger level was first exceeded on 3/14/2008 (not 4/6/2004, and not 3/8/2008 (minor date discrepancy for the latter)). But then as of the 3/23/2022 measurement it had recovered to *just above* the trigger level at 213.50 ft bls. That 2022 reading was the most recent measurement I had when completing the T-13852 review (excerpted hydrographs below are from that review). However, I just noticed that the reported 4/10/2024 level is down again, to 220.5 ft bls, which is *below* the 214.00 ft bls trigger level for MULT 3476.
- For Ekstrom Well 1 (MULT 55482), yes, I did set its reference level for use *under T-13852 ONLY* at the first reported measurement *after* issuance of permit G-15758 (dated 11/3/2004), which was the 3/21/2005 measurement at 276.00 ft bls.

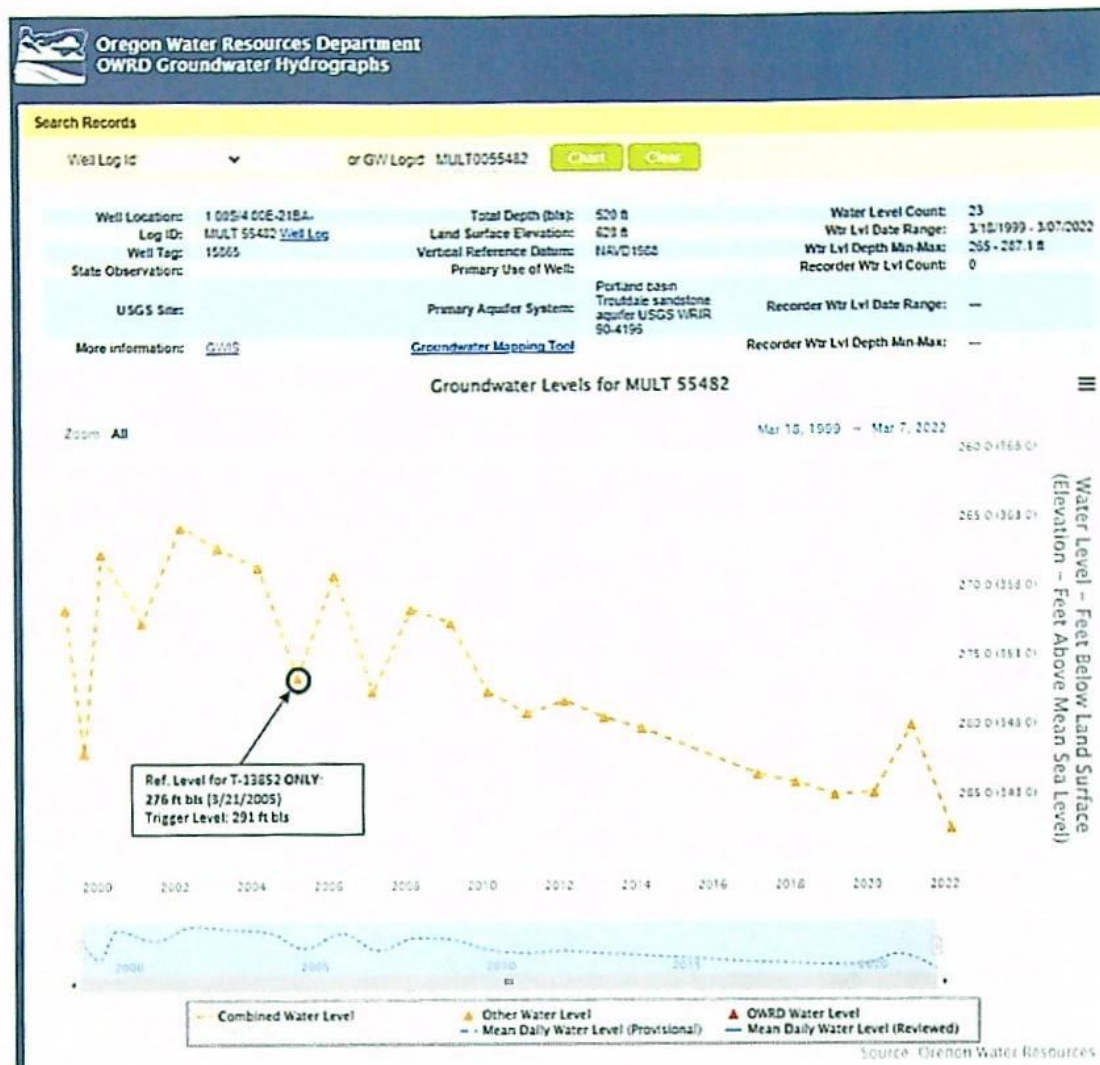
Please let me know if you still have any other questions or comments.

Dennis

Hydrograph, Authorized From-POA MULT 3476 (Well 1)



Hydrograph, Proposed To-POA MULT 55482 (Ekstrom Well 1)



From: Ressler, Ted <tressler@summitwr.com>
Sent: Tuesday, August 13, 2024 11:13 AM
To: GREW Scott A * WRD <Scott.A.GREW@water.oregon.gov>
Cc: ORLOWSKI Dennis R * WRD <Dennis.R.ORLOWSKI@water.oregon.gov>
Subject: RE: Draft Final Order Permit Amendment T-13852

Hi Scott

Thanks for sharing the draft order and superseding permit. I've looked these over and had two questions, which might need to be addressed by Dennis so I am keeping him copied.

Draft FO

- **Page 3, FOF #12.** This finding states that the trigger depth for Well 1 is 214 ft BLS (12-b) and that the trigger depth was exceed in April 6, 2004 (12). Based on the reported SWLs on file for Well 1, the reported SWL on 4/6/2004 was 210 ft BLS, which is above the trigger depth. The first SWL that met/exceeded the trigger depth was the reported SWL on 3/8/2008 (214 ft BLS).

Draft superseding permit

- **Page 3, Permit Amendment T-13852 condition #5.** Confirming that the reference SWL established for Ekstrom Well 1 (MULT 55482), being 276 ft BLS, was established by the first reported SWL (measured on 3/21/2005) following issuance of Permit G-15758 (issued 11/3/2004).

Thanks
Ted

Theodore R. Ressler, RG, CWRE, PG
Hydrogeologist and Water Resources Consultant

Summit Water Resources, LLC
a Geo-Logic Company
4784 SE 17th Avenue, Suite 111, Portland, OR 97202
Office: 503-967-7050 | Mobile: 503.701.4535
tressler@summitwr.com | [bio](#) | [LinkedIn](#)

www.summitwr.com | www.geo-logic.com

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From: GREW Scott A * WRD <Scott.A.GREW@water.oregon.gov>
Sent: Monday, July 29, 2024 9:43 AM
To: Ressler, Ted <tressler@summitwr.com>
Cc: ORLOWSKI Dennis R * WRD <Dennis.R.ORLOWSKI@water.oregon.gov>; GREW Scott A * WRD <Scott.A.GREW@water.oregon.gov>
Subject: Draft Final Order Permit Amendment T-13852

Ted,

Here is a Draft Version of the Final Order and Permit for Permit Amendment T-13852.

Best,
Scott

Scott Grew
Transfer Specialist
Oregon Water Resources Department
503-986-0890

CAUTION: This email originated from outside the organization. Do not click links or open attachments unless you recognize the sender and know the content is safe.

GREW Scott A * WRD

From: Ressler, Ted <tressler@summitwr.com>
Sent: Tuesday, August 13, 2024 11:13 AM
To: GREW Scott A * WRD
Cc: ORLOWSKI Dennis R * WRD
Subject: RE: Draft Final Order Permit Amendment T-13852

Hi Scott

Thanks for sharing the draft order and superseding permit. I've looked these over and had two questions, which might need to be addressed by Dennis so I am keeping him copied.

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Draft superseding permit

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Thanks
Ted

Theodore R. Ressler, RG, CWRE, PG
Hydrogeologist and Water Resources Consultant

Summit Water Resources, LLC
a Geo-Logic Company
4784 SE 17th Avenue, Suite 111, Portland, OR 97202
Office: 503-967-7050 | Mobile: 503.701.4535
tressler@summitwr.com | [bio](#) | [LinkedIn](#)

www.summitwr.com | www.geo-logic.com

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From: GREW Scott A * WRD <Scott.A.GREW@water.oregon.gov>
Sent: Monday, July 29, 2024 9:43 AM

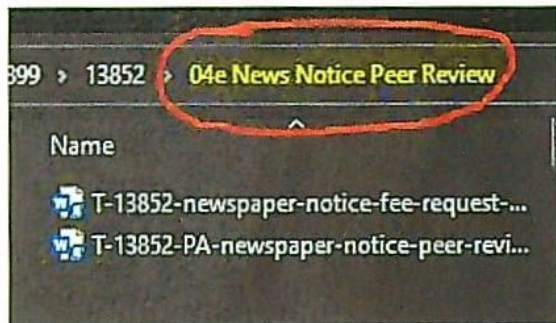
GREW Scott A * WRD

From: GREW Scott A * WRD
Sent: Wednesday, July 31, 2024 9:36 AM
To: COURCHANE Corey A * WRD; HENDERSON Sarah A * WRD
Cc: GREW Scott A * WRD
Subject: Coordinator Review request for T-13852 Notice and Letter

Hello Corey and Sarah,

I had Joan peer review for me this permit amendment public notice and fee request only.
I have this permit amendment out as a draft Final Order at the request of the agent.

Note it is in it's own folder. 04e News Notice Peer Review



Thank you,
Scott

Scott Grew
Transfer Specialist
Oregon Water Resources Department
503-986-0890

BEFORE THE WATER RESOURCES DEPARTMENT
OF THE
STATE OF OREGON

In the Matter of Permit Amendment
T-13852, Multnomah County

)
)
)
)
)

DRAFT

FINAL ORDER APPROVING A CHANGE IN
POINTS OF APPROPRIATION AND A
CHANGE IN PLACE OF USE

Authority

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

Applicant

G AND F SESTER FAMILY LLC
ATTN: TED SESTER
33205 SE OXBOW DR
GRESHAM, OR 97080

Findings of Fact

1. On October 25, 2021, G and F Sester Family LLC filed an application to change the points of appropriation and places of use for the primary irrigation use under Permit G-15758. The Department assigned the application number T-13852.
2. On July 22, 2016, the Department approved an extension of time for complete application of water to October 1, 2028.
3. Notice of the application for the permit amendment was published in the Department's weekly notice on November 9, 2021, and in the Gresham Outlook newspaper on _____, 2024, pursuant to ORS 540.520(5).

This is a final order in other than contested case. This order is subject to judicial review under ORS 183.484. Any petition for judicial review must be filed within the 60 day time period specified by ORS 183.484(2). Pursuant to ORS 536.075 and OAR 137-004-0080 you may either petition for judicial review or petition the Director for reconsideration of this order. A petition for reconsideration may be granted or denied by the Director, and if no action is taken within 60 days following the date the petition was filed, the petition shall be deemed denied.

4. Permit Amendment Application T-13852 proposes to move the authorized points of appropriation for primary irrigation use with approximate distances as described below:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances	Distance from Authorized Well in Miles (mi.)
1 S	4 E	WM	21	NW NE	EKSTROM WELL 2 - 325 FEET SOUTH AND 2740 FEET EAST FROM THE NW CORNER OF SECTION 21	Well #1 - 0.4 Well #2 - 0.6 Well #3 - 0.5 Well #4 - 0.8
1 S	4 E	WM	21	NE NW	EKSTROM WELL 1 - 135 FEET SOUTH AND 1648 FEET EAST FROM THE NW CORNER OF SECTION 21	Well #1 - 0.3 Well #2 - 0.4 Well #3 - 0.3 Well #4 - 0.7

5. Permit Amendment Application T-13852 also proposes to change the place of use of the permit to:

PRIMARY IRRIGATION						
Twp	Rng	Mer	Sec	Q-Q	Acres	Proposed POAs
1 S	4 E	WM	21	NW NE	17.4	EKSTROM WELLS 1 AND 2
1 S	4 E	WM	21	SW NE	17.1	EKSTROM WELLS 1 AND 2
Total					34.5	

Permit Amendment Review Criteria

6. The changes would not result in injury to other water rights.
7. The proposed place of use is owned and/or controlled by the permit holder.
8. The proposed place of use is contiguous to the authorized place of use.
9. The changes do not enlarge the permit.
10. The changes do not alter any other terms of the permit, including static water level measurement and decline conditions.
11. The decline conditions described by Permit G-15758 are as follows:
 1. Use of water from the well, as allowed herein, shall be regulated if the well displays:
 - a. An average water level decline of three or more feet per year for five consecutive years; or
 - b. A total water level decline of fifteen or more feet; or
 - c. A hydraulic interference decline of fifteen or more feet in any neighboring well providing water for senior exempt uses or wells covered by prior water rights.

12. Well 1 (MULT 3476) of Permit G-15758 has triggered decline condition (1)(b) of Permit G-15758 for a total of 10 years since April 6, 2004.
 - a) The reference static water level for MULT 3476 (Well 1) has been set at 199.00 feet below land surface (ft bls) for Permit G-15758.
 - b) The trigger depth for decline condition (1)(b) for MULT 3476 (Well 1) is 214.00 ft bls.
 - c) The most recent static water level measurement, taken on April 17, 2023, reports the static water level for MULT 3476 (Well 1) at 131.50 ft bls. The 2023 measurement in MULT 3476 came up 82.00 feet since 2022 and is deemed unreliable until a confirmation measurement is made.
13. Well 3 (MULT 67819) of Permit G-15758 has triggered decline condition (1)(b) of Permit G-15758.
 - a) The reference static water level for MULT 67819 (Well 3) has been set at 317.00 feet below land surface (ft bls) for Permit G-15758.
 - b) The trigger depth for decline condition (1)(b) for MULT 67819 (Well 3) is 332.00 ft bls.
 - c) The most recent static water level measurement, taken on April 17, 2023, reports the static water level for MULT 67819 (Well 3) at 384.00 ft bls.
14. The Department established a reference Static Water Level (SWL) of 276.00 ft bls for Ekstrom Well 1 (MULT 55482) for its use authorized by permit G-15768. This reference level will be used as the basis for evaluating decline conditions associated *only* with its use authorized by permit G-15768 superseding permit number **SUPERSEDING PERMIT NUMBER**.
15. A reference water level will also be established in proposed POA Ekstrom Well 2 for similar purposes after it is completed.
16. Water may not be used from Ekstrom Well 1 (MULT 55482), if at any time the SWL declines below 291.00 ft bls. Water may not be appropriated under this permit until the SWL recovers.

Conclusions of Law

The change in points of appropriation and change in place of use proposed by Permit Amendment Application T-13852 is consistent with the requirements of ORS 537.211.

Now, therefore, it is ORDERED:

1. The change in points of appropriation and change in place of use proposed by Permit Amendment Application T-13852 are approved.
2. Approval of this permit amendment application does not constitute nor grant legal access onto or through another person's property for purposes of accessing the new points of appropriation and the new place of use.
3. Permit [SUPERSEDING PERMIT NUMBER], in the name of G AND F SESTER FAMILY LLC, is issued to replace Permit G-15758, and incorporates the amendments approved by this order and an extension of time. Permit G-15758, in the name of G AND F SESTER FAMILY LLC, is no longer of any force or effect.
4. The quantity of water diverted at the new points of appropriation (Ekstrom Well 1 and Ekstrom Well 2) for primary irrigation shall not exceed the quantity of water lawfully available at the original points of appropriation (Wells #1, #2, #3 and #4) for primary irrigation.
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 with the exception that water rights issued to the Bureau of Reclamation or an irrigation district (or similar entity) are not subject to this condition.
 - b. The water user shall maintain the meters or measuring devices in good working order.
 - c. The water user shall allow the Watermaster access to the meters or measuring devices; provided however, where the meters or measuring devices are located within a private structure, the Watermaster shall request access upon reasonable notice.
6. Use of water from the proposed wells, as allowed herein, shall be regulated if the well displays:
 - a. An average water level decline of three feet or more per year for five consecutive years; or
 - b. A total water level decline of fifteen feet or more; or
 - c. A hydraulic interference decline of fifteen feet or more in any neighboring well providing water for senior exempt uses or wells covered by prior water rights.
7. Water shall be acquired from the same aquifer as the original points of appropriation.
8. The former place of use shall no longer be irrigated as part of this permit.

9. All other terms and conditions of Permit **SUPERSEDING PERMIT NUMBER** remain the same.

Dated in Salem, Oregon on

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

Mailing Date:

STATE OF OREGON
COUNTY OF MULTNOMAH
PERMIT TO APPROPRIATE THE PUBLIC WATERS

THIS PERMIT IS HEREBY ISSUED TO

G AND F SESTER FAMILY LLC
33205 SE OXBOW DR
GRESHAM, OR 97080

This superseding permit is issued to describe an amendment for a change in points of appropriation and a change in place of use proposed under Permit Amendment Application T-13852 and approved by Special Order Vol. 131, Page _____, entered _____, and to describe an extension of time for complete application of water approved July 22, 2016. This permit supersedes Permit G-15758.

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

APPLICATION FILE NUMBER: G-16012

SOURCE OF WATER: WELL 1, WELL 2, WELL 3, WELL 4 (SUPPLEMENTAL IRRIGATION ONLY); EKSTROM WELL 1 AND EKSTROM WELL 2 (PRIMARY IRRIGATION ONLY) IN NORTH FORK BEAVER CREEK BASIN.

PURPOSE OR USE: IRRIGATION USE ON 334.85 ACRES, BEING PRIMARY IRRIGATION ON 34.5 ACRES AND SUPPLEMENTAL IRRIGATION ON 300.35 ACRES

MAXIMUM RATE: 1.11 CUBIC FEET PER SECOND (CFS), BEING 0.43 CFS FOR PRIMARY IRRIGATION FROM EKSTROM WELL 1 AND EKSTROM WELL 2 AND 0.68 CFS FOR SUPPLEMENTAL IRRIGATION FROM WELL #1, WELL #2, WELL #3, AND WELL #4.

PERIOD OF USE: MARCH 1 THROUGH OCTOBER 31

DATE OF PRIORITY: MAY 21, 2003

WELL LOCATIONS:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
1 S	4 E	WM	16	NW SE	WELL #1 - 1070 FEET SOUTH AND 50 FEET EAST FROM THE C1/4 CORNER OF SECTION 16
1 S	4 E	WM	16	NE SE	WELL #2 - 1140 FEET SOUTH AND 1415 FEET EAST FROM THE C1/4 CORNER OF SECTION 16
1 S	4 E	WM	16	SE SE	WELL #3 - 2175 FEET SOUTH AND 1415 FEET EAST FROM THE C1/4 CORNER OF SECTION 16

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
1 S	4 E	WM	16	SW NE	WELL #4 - 600 FEET NORTH AND 1200 FEET EAST FROM THE C1/4 CORNER OF SECTION 16
1 S	4 E	WM	21	NW NE	EKSTROM WELL 2 - 325 FEET SOUTH AND 2740 FEET EAST FROM THE NW CORNER OF SECTION 21
1 S	4 E	WM	21	NE NW	EKSTROM WELL 1 - 135 FEET SOUTH AND 1648 FEET EAST FROM THE NW CORNER OF SECTION 21

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

THE PLACE OF USE IS LOCATED AS FOLLOWS:

PRIMARY IRRIGATION						
Twp	Rng	Mer	Sec	Q-Q	Acres	Authorized Wells
1 S	4 E	WM	21	NW NE	17.4	Ekstrom Wells 1 and 2
1 S	4 E	WM	21	SW NE	17.1	Ekstrom Wells 1 and 2
Total					34.5	

SUPPLEMENTAL IRRIGATION						
Twp	Rng	Mer	Sec	Q-Q	Acres	Authorized Wells
1 S	4 E	WM	16	NW NE	20.00	Wells #1,#2,#3 and #4
1 S	4 E	WM	16	SW NE	24.75	Wells #1,#2,#3 and #4
1 S	4 E	WM	16	NE NW	20.00	Wells #1,#2,#3 and #4
1 S	4 E	WM	16	NW NW	18.00	Wells #1,#2,#3 and #4
1 S	4 E	WM	16	SW NW	18.75	Wells #1,#2,#3 and #4
1 S	4 E	WM	16	SE NW	19.50	Wells #1,#2,#3 and #4
1 S	4 E	WM	16	NE SW	38.50	Wells #1,#2,#3 and #4
1 S	4 E	WM	16	SE SW	38.50	Wells #1,#2,#3 and #4
1 S	4 E	WM	16	NE SE	37.60	Wells #1,#2,#3 and #4
1 S	4 E	WM	16	NW SE	36.50	Wells #1,#2,#3 and #4
1 S	4 E	WM	16	SW SE	8.00	Wells #1,#2,#3 and #4
1 S	4 E	WM	16	SE SE	20.25	Wells #1,#2,#3 and #4
Total					300.35	

PERMIT AMENDMENT T-13852 CONDITIONS

1. The quantity of water diverted at the new points of appropriation (Ekstrom Well 1 and Ekstrom Well 2) for primary irrigation shall not exceed the quantity of water lawfully available at the original points of appropriation (Wells #1, #2, #3 and #4) for primary irrigation.
2. Water shall be acquired from the same aquifer as the original points of appropriation.
3. The former place of use shall no longer be irrigated as part of this permit.
4. Water use measurement conditions:

- a. Before water use may begin under this order, the water user shall install a totalizing flow meter, or, with prior approval of the Director, another suitable measuring device, at each point of appropriation with the exception that water rights issued to the Bureau of Reclamation or an irrigation district (or similar entity) are not subject to this condition.
 - b. The water user shall maintain the meters or measuring devices in good working order.
 - c. The water user shall allow the Watermaster access to the meters or measuring devices; provided however, where the meters or measuring devices are located within a private structure, the Watermaster shall request access upon reasonable notice.
- 5. The Department has established a reference Static Water Level (SWL) of 276.00 feet below land surface (ft bls) for Ekstrom Well 1 (MULT 55482) for its use authorized by this and any other subsequent permit issued under Groundwater Application G-16012. This reference level will be used as the basis for evaluating decline conditions.
- 6. The Department has established a reference Static Water Level (SWL) of 199.0 ft bls (4/20/1993) for Well 1 (MULT 3476) for its use authorized by this and any other subsequent permit issued under Groundwater Application G-16012. This reference level is used as the basis for evaluating decline conditions.
- 7. The Department has established a reference Static Water Level (SWL) of 317.00 ft bls (4/6/2004) for Well 3 (MULT 67819) for its use authorized by this and any other subsequent permit issued under Groundwater Application G-16012. This reference level is used as the basis for evaluating decline conditions.
- 8. A reference water level will also be established in proposed POA Ekstrom Well 2 for similar purposes after it is completed.
- 9. Use of water from the well, as allowed herein, shall be regulated if the well displays:
 - a) An average water level decline of three or more feet per year for five consecutive years; or
 - b) A total water level decline of fifteen or more feet; or
 - c) A hydraulic interference decline of fifteen or more feet in any neighboring well providing water for senior exempt uses or wells covered by prior rights.

EXTENSION OF TIME CONDITIONS

1. Checkpoint Condition

The permit holder must submit a completed Progress Report Form to the Department by October 1, 2020 and 2025.

- (a) At each checkpoint, the permit holder shall submit and the Department shall review evidence of the permit holder's diligence towards completion of the project and compliance with terms and conditions of the permit and extension. If, after this review, the Department determines the permit holder has not been diligent in developing and perfecting the water use permit, or complied with all terms and conditions, the Department shall modify or further condition the permit or extension to ensure future compliance, or begin cancellation proceedings on the undeveloped portion of the permit pursuant to ORS 537.260 or 537.410, or require submission of a final proof survey pursuant to ORS 537.250;
- (b) The Department shall provide notice of receipt of progress reports in its weekly notice and shall allow a 30 day comment period for each report. The Department shall provide notice of its determination to anyone who submitted comments.

Water Use Condition

The extension of time for Application G-16012, Permit G-15758, therefore, is approved subject to conditions contained herein. The deadline for applying water to full beneficial use within the terms and conditions of the permit is extended from October 1, 2009 to October 1, 2028.

ORIGINAL PERMIT CONDITIONS

Measurement, recording and reporting conditions:

- A. Before water use may begin under this permit, the permittee shall install a meter or other suitable measuring device as approved by the Director. The permittee shall maintain the meter or measuring device in good working order, shall keep a complete record of the amount of water used each month and shall submit a report which includes the recorded water use measurements to the Department annually or more frequently as may be required by the Director. Further, the Director may require the permittee to report general water use information, including the place and nature of use of water under the permit.
- B. The permittee 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.

Use of water under authority of this permit may be regulated if analysis of data available after the permit is issued discloses that the appropriation will measurably reduce the surface water flows necessary to maintain the free-flowing character of a scenic waterway in quantities necessary for recreation, fish and wildlife in effect as of the priority date of the right or as those quantities may be subsequently reduced.

The well(s) shall produce groundwater only from the Deep Troutdale groundwater reservoir between approximately 300 feet and 500 feet below land surface.

- 1) Use of water from the well, as allowed herein, shall be regulated if the well displays:
 - a) An average water level decline of three or more feet per year for five consecutive years; or
 - b) A total water level decline of fifteen or more feet; or
 - c) A hydraulic interference decline of fifteen or more feet in any neighboring well providing water for senior exempt uses or wells covered by prior rights.
- 2) The permittee/appropriator shall install a meter or other measuring device suitable to the Director, and shall keep a complete record of water uses.
- 3) The permittee/appropriator shall be responsible for complying with each of the following requirements for measuring water levels in the well.
 - a) Use of water from a new well shall not begin until the initial water level in the well has been measured. A measurement of initial water level shall be made at the time a pump is installed, but before pumping begins.
 - b) In addition to the measurement required in subsection (a) of this section, a water level measurement shall be made each year at the time of spring high water during the period March 15 through April 15.
 - c) All water level measurements shall be made by a qualified individual. Qualified individuals include certified water rights examiners, licensed water well drillers, registered geologists, registered professional engineers, registered land surveyors, licensed well constructor, pump installer licensed by the Construction Contractors Board, or the permittee/appropriator.
 - d) Any qualified individual measuring a well shall use standard methods of procedure and equipment designed for the purpose of well measurement. The equipment used shall be well suited to the conditions of construction at the well. A list of standard methods of procedure and suitable equipment shall be available from the Department.
 - e) The permittee/appropriator shall submit a record of the measurement to the Department on a form available from the Department. The record of measurement shall include both measurements and calculations, shall include a certification as to their accuracy signed by the individual making the measurements, and shall be received not later than 30 days from the date of measurement. The Department shall determine when any of the declines cited in section (1) are evidenced by the well measurement required in section (3).

STANDARD CONDITIONS

If the number, location, or construction of any well deviates from that proposed in the permit application or permit conditions, the conclusions of the Proposed Final Order and Final Order

under which this permit was granted may be revised, conditions may be appropriately revised, or this permit may not be valid.

If substantial interference with a senior water right occurs due to withdrawal of water from any well listed on this permit, then use of water from the well (s) shall be discontinued or reduced and/or the schedule of withdrawal shall be regulated until or unless the Department approves or implements an alternative administrative action to mitigate the interference. The Department encourages junior and senior appropriators to jointly develop plans to mitigate interferences.

The wells shall be constructed 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.

Where two or more water users agree among themselves as to the manner of rotation in the use of water and such agreement is placed in writing and filed by such water users with the watermaster, and such rotation system does not infringe upon such prior rights of any water user not a party to such rotation plan, the watermaster shall distribute the water according to such agreement.

Prior to receiving a certificate of water right, the permit holder shall submit the results of a pump test meeting the department's standards, to the Water Resources Department. The Director may require water level or pump test results every ten years thereafter.

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

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

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

The Director finds that the proposed use(s) of water described by this permit, as conditioned, will not impair or be detrimental to the public interest.

The original completion date of the permit was October 1, 2009. By Extension of Time Final Order dated July 22, 2016, the completion date of the permit was extended to October 1 2028. If the water is not completely applied before this date, and the permittee wishes to continue development under the permit, the permittee must submit an application for extension of time, which may be approved based upon the merit of the application.

Within one year after complete application of water to the proposed use, the permittee shall submit a claim of beneficial use, which includes a map and report, prepared by a Certified Water Rights Examiner (CWRE).

Issued _____

Lisa J. Jaramillo, Transfer and Conservation Section Manager
DOUGLAS E. WOODCOCK, Acting Director
Oregon Water Resources Department

ASSIGNMENT OF PERMIT: Pursuant to ORS 537.220, this permit may be assigned to a party other than the permittee named hereon, if the land the permit is associated with changes ownership, or if the permittee is an organization whose name changes as a result of sale or merger. Request for Assignment forms are available from the Oregon Water Resources Department website at <http://www.wrd.state.or.us/>, or may be requested from the Department at 503-986-0801 or Water Right Application Section, Oregon Water Resources Department, 725 Summer St NE Ste A, Salem OR 97301-1271.

MAILING ADDRESS CHANGES: If the mailing address of the permittee named hereon changes, it is important that the Oregon Water Resources Department be informed of the change. Address changes must be submitted in writing with the permittee's signature to Water Right Application Section, Oregon Water Resources Department, 725 Summer St NE Ste A, Salem OR 97301-1271.

REAL ESTATE TRANSACTIONS: Pursuant to ORS 537.330, in any transaction for the conveyance of real estate that includes any portion of the lands described in this permit, the seller of the real estate shall, upon accepting an offer to purchase that real estate, also inform the purchaser in writing whether any permit, transfer approval order, or certificate evidencing the water right is available and that the seller will deliver any permit, transfer approval order or certificate to the purchaser at closing, if the permit, transfer approval order or certificate is available.

CULTURAL RESOURCES PROTECTION LAWS: Permittees involved in ground-disturbing activities should be aware of federal and state cultural resources protection laws. ORS 358.920 prohibits the excavation, injury, destruction or alteration of an archeological site or object, or removal of archeological objects from public and private lands without an archeological permit issued by the State Historic Preservation Office. 16 USC 470, Section 106, National Historic Preservation Act of 1966 requires a federal agency, prior to any undertaking to take into account the effect of the undertaking that is included on or eligible for inclusion in the National Register. For further information, contact the State Historic Preservation Office at 503-378-4168, extension 232.

GREW Scott A * WRD

From: GREW Scott A * WRD
Sent: Monday, July 29, 2024 9:43 AM
To: Ressler, Ted
Cc: ORLOWSKI Dennis R * WRD; GREW Scott A * WRD
Subject: Draft Final Order Permit Amendment T-13852
Attachments: T-13852-G-15758-G-XXXXX-DRAFT-Permit.pdf; T-13852-ord-permit-amendment-DRAFT-FO.pdf

Ted,

Here is a Draft Version of the Final Order and Permit for Permit Amendment T-13852.

Best,
Scott

Scott Grew
Transfer Specialist
Oregon Water Resources Department
503-986-0890

GREW Scott A * WRD

From: Ressler, Ted <tressler@summitwr.com>
Sent: Friday, April 26, 2024 10:32 AM
To: GREW Scott A * WRD
Subject: RE: Permit amendment T-13852 and Transfer T-13853

Hi Scott

Thanks for the update and for the copy of the groundwater review.

Would it be possible to see a draft of the superseding permit resulting from PA T-13852 (and the associated partial diminution)? Since these two transactions are linked and involve a "flip-flop" of lands, I would like to the opportunity to review all of the draft documents.

Thanks
Ted

From: GREW Scott A * WRD <Scott.A.GREW@water.oregon.gov>
Sent: Wednesday, April 24, 2024 2:47 PM
To: Ressler, Ted <tressler@summitwr.com>
Cc: GREW Scott A * WRD <Scott.A.GREW@water.oregon.gov>
Subject: RE: Permit amendment T-13852 and Transfer T-13853

Hello Ted,

Thank you for your message.

I recently received back Transfer T-13853 from peer review and will be getting the DPD out shortly. Permit Amendment T-13852 won't be issued until T-13853 is ready to issue the FO (after PDP and PD).

Attached is the GW review for T-13852.

Best,

Scott Grew
Transfer Specialist
Oregon Water Resources Department
503-986-0890

From: Ressler, Ted <tressler@summitwr.com>
Sent: Tuesday, April 23, 2024 7:58 AM
To: GREW Scott A * WRD <Scott.A.GREW@water.oregon.gov>
Subject: Permit amendment T-13852 and Transfer T-13853

Hi Scott

I hope all is well with you. I'm writing to check on the status of T-13852 and T-13853. Based on WRIS, it appears that all reviews for these have been completed; the last of which was the GW Review for T-13852. Can you provide an update of where these applications are in your queue, and if possible, an estimate of when the reviews might be completed?

Also, would it be possible to get the GW Review for T-13852 posted to WRIS?

Thanks

Ted

Theodore R. Ressler, RG, CWRE, PG

Hydrogeologist and Water Resources Consultant

Summit Water Resources, LLC

a Geo-Logic Company

4784 SE 17th Avenue, Suite 111, Portland, OR 97202

Office: 503-967-7050 | Mobile: 503.701.4535

tressler@summitwr.com

www.summitwr.com | www.geo-logic.com

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Groundwater Transfer Review Summary Form

Transfer/PA # T- 13852

GW Reviewer Dennis Orlowski Date Review Completed: February 28, 2024 (supersedes previous March 2, 2023 review)

NOTE: groundwater level data from the authorized and proposed POA wells, in addition to other area wells completed in the same aquifer system, indicate steadily-declining levels over the past 20-plus years. The implications of steadily-declining groundwater levels in the POA wells, along with a recommendation to account for those declines, are discussed further in Section 7 of this review.

Summary of Same Source Review:

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

Summary of Injury Review:

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

Summary of GW-SW Transfer Similarity Review:

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

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

OREGON



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-13852

Applicant Name: G and F Sester Family LLC

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

Reviewer(s): Dennis Orłowski

Date of Review: February 28, 2024

Date Reviewed by GW Mgr. and Returned to WRSD: _____

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: (Note: this February 28, 2024 review supersedes a previous review completed on March 2, 2023).

Proposed transfer relates to permit G-15758, which is for irrigation of 334.85 acres (primary 34.5 acres, supplemental 300.35 acres, Mar 1-Oct 31). Permit G-15758 authorizes the use of up to four POA, with a total combined maximum instantaneous pumping rate of 1.11 cfs (~498 gpm) (primary 0.43 cfs (~193 gpm), supplemental 0.68 cfs (~305 gpm)).

OWRD records show that existing wells are associated with two of the four authorized POA: MULT 3476 ("Well 1") and MULT 67819 ("Well 3"). Wells have not yet been installed at the two remaining authorized POA locations, "Well 2" and "Well 4".

MULT 3476 ("Well 1") is also an authorized POA for three additional groundwater rights:

- Certificate 84946: nursery use 80.0 acres, maximum rate 0.67 cfs, year-round
- Permit G-15196: nursery use 300.35 acres, maximum rate 0.67 cfs, year-round
- Permit G-16568: primary irrigation 54.6 acres, maximum rate 0.68 cfs, 3/1 to 10/31

MULT 67819 ("Well 3") is also an authorized POA for two additional groundwater rights:

- Permit G-15196: nursery use 300.35 acres, maximum rate 0.67 cfs, year-round
- Permit G-16568: primary irrigation 54.6 acres, maximum rate 0.68 cfs, 3/1 to 10/31

The purpose of this transfer application is to: (1) modify the existing POU for the 34.5 acre portion of permit G-15758 that authorizes primary irrigation, and (2) change two of the four authorized POA locations for the same 34.5 acre primary irrigation portion to the following new POA locations:

- Ekstrom Well 1 (MULT 55482)
- Ekstrom Well 2 (not yet installed)

Proposed To-POA MULT 55482 is also the only authorized POA for certificate 89728, which is for nursery use on 28.4 acres, limited to a maximum instantaneous pumping rate of 0.5 cfs (~224 gpm).

Note: groundwater level data from the authorized and proposed POA wells, in addition to other area wells completed in the Deep Troutdale aquifer, indicate steadily-declining levels over the past 20-plus years. The implications of steadily-declining groundwater levels in the POA wells, along with a recommendation to account for those declines, are discussed further in Section 7 of this review.

2. Will the proposed POA develop the same aquifer (source) as the existing authorized POA?
☒ Yes ☐ No Comments: The From-POA and To-POA develop (or will develop) the Deep Troutdale aquifer (equivalent to the "Troutdale Sandstone Aquifer" as designated by the USGS and others). The Deep Troutdale aquifer in this area consists of ~200-250 ft of gravel, sand, conglomerate, and coarse-grained sandstone with beds of fine to medium sand and silt. The aquifer is overlain by a confining unit ("Confining Unit 1") consisting of ~50-100 ft of primarily fine to medium sand, silt, and clay (Swanson and others, 1993).
3. a) Is there more than one source developed under the right (e.g., basalt and alluvium)?
☐ Yes ☒ No _____
- 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.): Not applicable.
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 nearest groundwater right potentially affected by the proposed use is a POA for permit G-15183, which has a senior priority date of May 8, 2001. No well records are on file for that permitted POA location; however, the permit stipulates that the single POA will be completed in the Deep Troutdale aquifer between ~350-550 ft bls. Compared to the currently-authorized POA locations, a proposed To-POA location is significantly nearer to the permit G-15183 POA location, and thus the proposed change will likely result in an increase in interference with that groundwater right.
- 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: Authorized From-POA MULT 3476 (Well 1) is approximately 2,900 feet from the permit G-15183 POA location; proposed To-POA MULT 55482 (Ekstrom Well 1) is about 1,020 feet from that same location. Therefore, the proposed To-POA MULT 55482 location is about 1,880 feet nearer to the permit G-15183 POA location.

To evaluate the potential additional interference with the nearby POA for permit G-15183, a Theis (1935) drawdown analysis was completed. Aquifer parameters used for the analysis were derived from regional data and studies (Pumping Test Reports; McFarland and Morgan, 1996; Swanson et al., 1993).

To provide a conservative analysis, it was assumed that authorized From-POA MULT 3476 would be pumped non-stop at the maximum authorized rate for the 34.5-acre primary irrigation portion (0.43 cfs, ~193 gpm) up to the associated duty, which would be reached within approximately 101 days of pumping (note: additional pumping rate allocations authorized for MULT 3476 (Well 1) by its other water rights were not included for this analysis. Not stacking those additional authorized rates results in this comparative interference analysis being even more conservative; this is because with less interference drawdown imposed by MULT 3476 on nearby wells, the resulting *net difference* when compared to the proposed change (increased pumping rate at MULT 55482) is effectively greater).

Pumping at the proposed To-POA MULT 55482 location was simulated at 0.93 cfs (~417 gpm), which is the combined total for the rate currently authorized for it by certificate 89728 (0.5 cfs), plus the associated maximum rate authorized by permit G-15758 (0.43 cfs).

Results of the Theis comparative analysis indicate that interference with the permit G-15183 POA could range from about 36 to 66 feet based on these conservative pumping scenarios. Using pumping water level estimates for the affected G-15183 POA (based on a specific capacity value derived from pumping test data from MULT 3476), and assuming the G-15183 POA well would be completed to 550 ft bls (fully penetrating the Deep Troutdale aquifer), it was determined that sufficient available drawdown would be available in the G-15183 POA well; this is despite the relatively-large amount of additional drawdown (~36-66 feet) predicted under these conservative scenarios. Therefore, it is not likely that the proposed use will result in the G-15183 POA or another similar groundwater right from receiving the water to which it is legally entitled.

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: Groundwater levels in the Deep Troutdale aquifer at and near the authorized and proposed POAs are more than 150 ft below the estimated surface water elevations for several stream reaches within approximately 4,000 feet of the POAs; therefore, these POAs are not hydraulically connected to those streams.

Farther away, the Troutdale Formation (which includes the Deep Troutdale aquifer) crops out along the walls of the Sandy River valley located east and north of the POA sites. Numerous small creeks and springs originate from or flow over the Troutdale Formation where it outcrops in this area (USGS, 2014; McFarland and Morgan, 1996). These hydraulically-connected perennial reaches are located on the order of 4,000 to 6,000 feet from the two current authorized From-POAs, MULT 3476 (Well 1) and MULT 67819 (Well 3). Because the two proposed To-POAs are located from about 1,600 to 1,900 feet generally south and west from the authorized POAs, *farther away from the Sandy River*, the proposed change will not likely result in an increase in interference with these stream reaches.

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

Stream: _____ ☐ Minimal ☐ Significant

Stream: _____ ☐ Minimal ☐ Significant

Provide context for minimal/significant impact: _____

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

☐ Yes ☐ No Comments: Not applicable.

7. What conditions or other changes in the application are necessary to address any potential issues identified above: Groundwater level data from the authorized and proposed POA wells, in addition to other area wells completed in the Deep Troutdale aquifer, indicate steadily-declining levels over the past 20-plus years. For one group of wells (including MULT 3476, "Well 1"), the total declines have averaged about 20 feet over that time interval; for a few deeper wells, declines over this same general period have been even greater, on the order of approximately 30 to 60 feet (for MULT 56024 and MULT 67819 ("Well 3"), respectively) (see attached hydrograph of area wells).

These declines have led to a current exceedance of permit decline conditions for one of the From-POA; declining water levels are also present in the proposed To-POA MULT 55482. The implications of these exceedances are discussed later in this section.

MULT 3476 and MULT 67819 are authorized POA for all the following nursery and irrigation water rights:

- MULT 3476:
 - Certificate 84946 (permit G-11445, dated 3/9/1992)
 - Permit G-15196 (dated 9/4/2002)
 - Permit G-15758 (dated 11/3/2004) (this review)
 - Permit G-16568 (dated 8/17/2009)
- MULT 67819:
 - Permit G-15196 (dated 9/4/2002)
 - Permit G-15758 (dated 11/3/2004) (this review)
 - Permit G-16568 (dated 8/17/2009)

None of these related water rights contain specific reference water levels for the two wells which are required to evaluate compliance with decline conditions. Instead, each associated permit includes the following related provision: "Use of water from a new well shall not begin until the initial water level in the well has been measured. A measurement of initial water level shall be made at the time a pump is installed, but before pumping begins."

Reference water levels for each of these wells are established next.

Reference Levels – From-POA (MULT 3476 and MULT 67819)

Because reference water levels for MULT 3476 (Well 1) and MULT 67819 (Well 3) had not been previously established for any of the relevant water rights, for both this review and a related permit extension review (permit G-15196) such levels are established below. The selection of these reference water levels is based on a key point stipulated within each permit, which is that the "...use of water..." is not to begin until "...the initial water level in the well has been measured...before pumping begins."

Based on this water level condition language that is common to each of the permits, the earliest applicable static water level for the two wells was selected as the reference level for all subsequent water rights. These reference levels are as follows:

- MULT 3476 Reference Level: 199.00 ft bls (4/20/1993)
- MULT 67819 Reference Level: 317.00 ft bls (4/6/2004)

(Note: a 3/14/2003 static water level measurement for MULT 67819, which is the first spring measurement after its initial permit G-15196 was issued, was not considered as a reference level, deemed "unreliable" because it was anomalously very high (288 ft bls) relative to all other measurements in MULT 67819, and to corresponding measurements in all other nearby wells. Consequently the next spring measurement from 4/6/2004 was selected as a more appropriate reference level for MULT 67819).

These respective reference levels are shown on hydrographs for MULT 3476 and MULT 67819 attached to this review.

Reference Level – To-POA (MULT 55482, Ekstrom Well 1) (T-13852 ONLY)

The water right associated with the proposed To-POA MULT 55482 (permit G-13274/certificate 89728) does not have a stated reference level, but it does have similar language related to establishing a reference water level for that particular water right.

However, this current transfer application does not apply to certificate 89728, but only to its authorized POA (MULT 55482) which is being proposed as a new POA for permit G-15758. Therefore, for this transfer application the effective reference level for To-POA MULT 55482 is set as the first January-April measurement taken after issuance of permit G-15758 (permit date 11/3/2004), as follows:

- MULT 55482 Reference Level: 276.00 ft bls (3/21/2005)

Note: this reference level for MULT 55482 is applicable to only this transfer application T-13852. It is not relevant for evaluating decline conditions for certificate 89728, for which MULT 55482 is the currently-authorized POA.

Reference Level – To-POA (Proposed Ekstrom Well 2) (T-13852 ONLY)

The second proposed POA, "Ekstrom Well 2", has not yet been drilled and thus it lacks the well-specific water level information required to establish a reference level. Therefore, a reference level applicable to this proposed permit amendment T-13852 for "Proposed Ekstrom Well 2" will be established after the well has been completed, and will be incorporated in the future as a condition for T-13852.

Recommended Condition

Permit G-15758 includes the following water level decline condition that is most applicable to this review: (1) "Use of the water from the well, as allowed herein, shall be regulated if the well displays: (b) a total water level decline of fifteen or more feet."

Based on this particular decline condition, and using the reference level established previously, one of the From-POA, MULT 67819 (Well 3) has exceeded its 15-foot decline condition (see relevant hydrograph attached to this review): the condition was initially triggered in March 2008, then subsequently recovered until March 2015, after which levels in MULT 67819 fell far below its decline condition level.

Historic water levels in the existing proposed To-POA, MULT 55482 (Ekstrom Well 1), have also shown an overall decline since it was completed in 1998. Because MULT 55482 will replace the two existing authorized POA for permit G-15758 (if this application is approved), then the reference level established previously in this review for MULT 55482 will be applicable for permit G-15768.

The following provision is thus recommended as a key condition for T-13852 (if approved) for future potential management of the use of wells authorized under permit G-15768:

For MULT 55482 ("Ekstrom Well 1") a reference static water level of 276.00 feet below land surface (ft bls) has been established for its use authorized by permit G-15768. This reference level will be used as the basis for evaluating decline conditions associated only with its use authorized by permit G-15768.

Furthermore, a reference water level will also be established in proposed POA "Ekstrom Well 2" for similar purposes after/if it is completed.

8. None.

9. References

Water rights documents: application T-13852; certificates 84946 and 89728, permits G-12635, G-15623, G-15758, G-16568, G-13274, G-15183, T-8496.

McFarland, W.D., and Morgan, D.S., 1996, Description of the Ground-Water Flow System in the Portland Basin, Oregon and Washington. Water Supply Paper 2470-A, 58 p: U. S. Geological Survey, Reston, VA.

Swanson, R. D., McFarland, W. D., Gonthier, J. B., and Wilkinson, J. M., 1993, A description of hydrogeologic units in the Portland Basin, Oregon and Washington. Water-Resources Investigations Report 90-4196, 56 p.: U. S. Geological Survey, Reston, VA.

Theis, C.V., 1935, The relation between the lowering of the piezometric surface and the rate and duration of discharge of a well using groundwater storage, American Geophysical Union Transactions, vol. 16, p. 519-524.

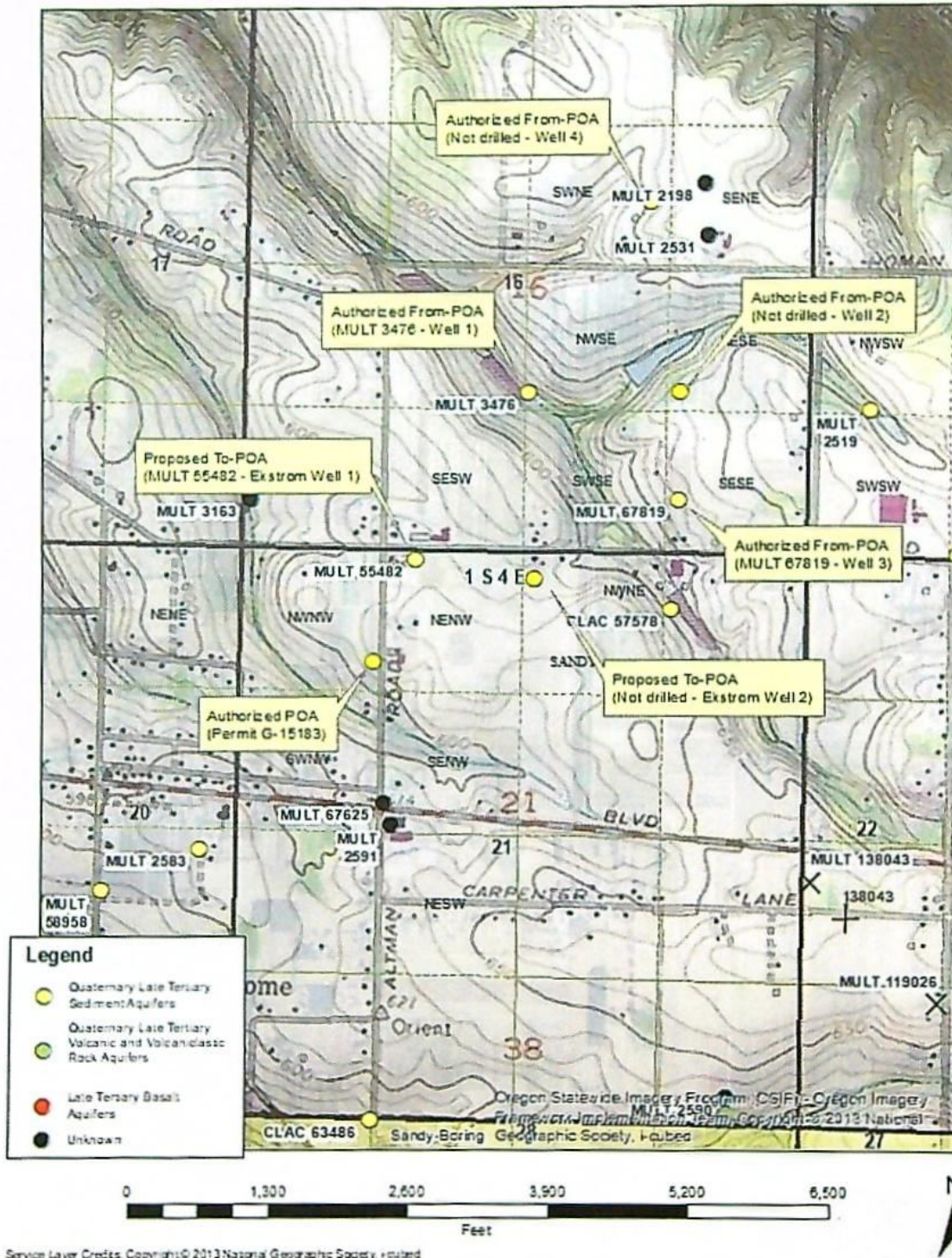
United States Geological Survey, 2014, National Hydrography Dataset (NHD), 1:24,000, U. S. Department of the Interior, Reston, VA.

United States Geological Survey, 2017, *Sandy quadrangle*, Oregon [map], 1:24,000, 7.5 minute topographic series, U.S. Department of the Interior, Reston, VA.

WSI, 2015, OLC Metro, Portland, OR, May 8.

Location Map

Application T-13852, G and F Sester Family LLC
T1S, R4E, Sections 16 and 21

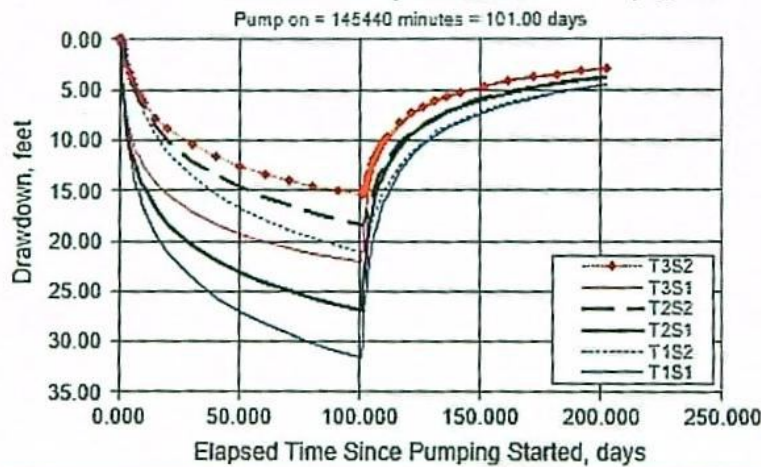


Theis Drawdown Analysis – Authorized From-POA MULT 3476 to Permit G-15183 POA Location

Theis Time-Drawdown Worksheet v.3.00
 Calculates Theis nonequilibrium drawdown and recovery at any arbitrary radial distance, r , from a pumping well for 3 different T values and radial distance, r , from a pumping well for 3 different T values and 2 different S values.
 Written by Karl C. Wozniak September 1992. Last modified December 30, 2014

Input Data:	Var Name	Scenario 1	Scenario 2	Scenario 3	Units	
Total pumping time	t		101		d	
Radial distance from pumped well:	r		2900.00		ft	Q conversions
Pumping rate	Q		0.430		cfs	192.98 gpm
Hydraulic conductivity	K	9.000	11.000	14.000	ft/day	0.43 cfs
Aquifer thickness	b		50		ft	25.80 cfm
Storativity	S_1		0.00010			37,152.00 cfd
	S_2		0.00050			0.85 a/d
Transmissivity Conversions	T_ft2pd	450	550	700	ft2/day	
	T_ft2pm	0.3125	0.3819	0.4851	ft2/min	
	T_gpdpt	3,366	4,114	5,236	gpd/ft	
Recalculate						Use the Recalculate button if recalculation is set to manual

Theis Drawdown and Recovery at $r = 2900$ ft From Pumping Well



Theis Drawdown Analysis – Proposed To-POA MULT 55482 to Permit G-15183 POA Location

Theis Time-Drawdown Worksheet v.3.00

Calculates Theis nonequilibrium drawdown and recovery at any arbitrary radial distance, r , from a pumping well for 3 different T values and radial distance, r , from a pumping well for 3 different T values and 2 different S values.

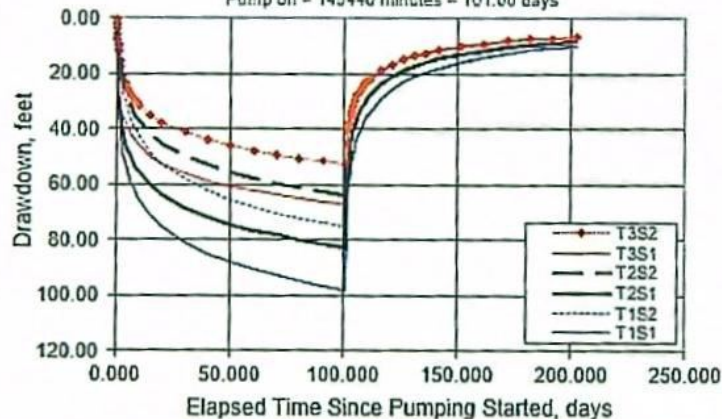
Written by Karl C. Wozniak September 1992. Last modified December 30, 2014

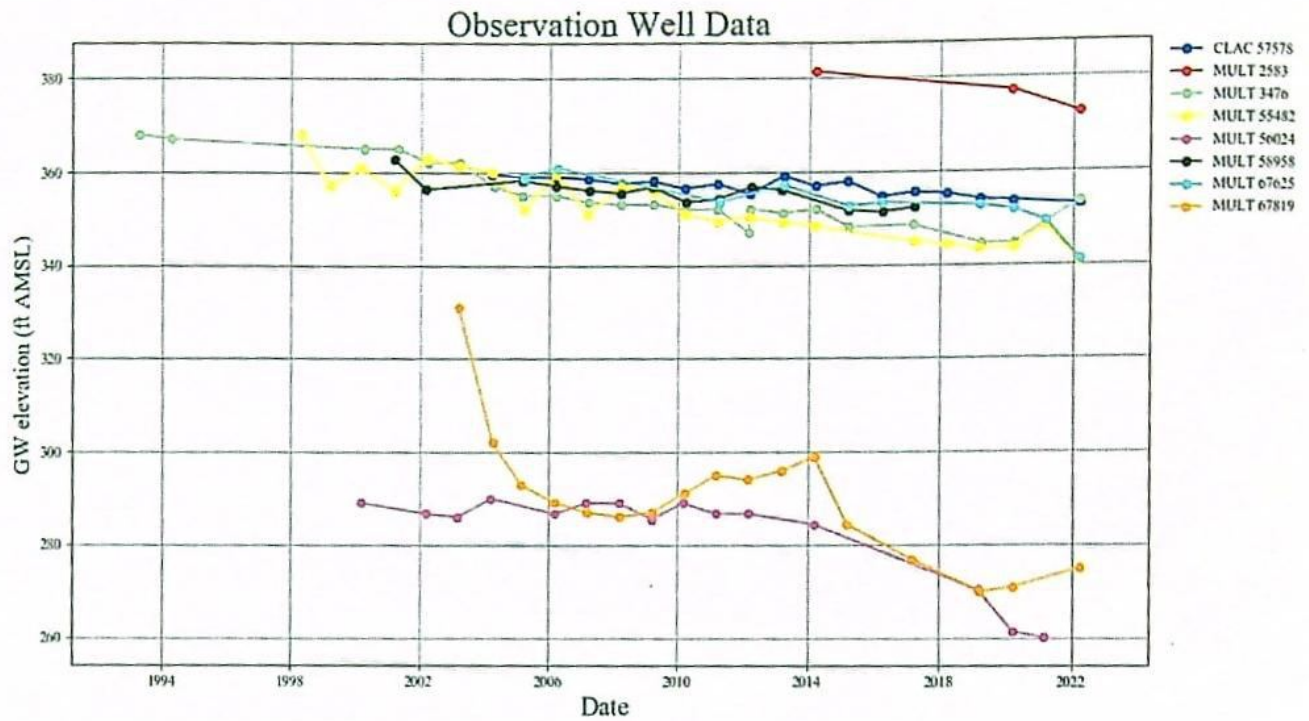
Input Data:	Var Name	Scenario 1	Scenario 2	Scenario 3	Units	
Total pumping time	t		101		c	
Radial distance from pumped well:	r		1020.00		ft	Q conversions
Pumping rate	Q		0.930		cfs	417.38 gpm
Hydraulic conductivity	K	9.000	11.000	14.000	ft/day	0.93 cfs
Aquifer thickness	b		50		ft	55.80 cfm
Storativity	S_1		0.00010			80,352.00 cfd
	S_2		0.00050			1.84 at/d
Transmissivity Conversions	$T_{ft^2/d}$	450	550	700	ft ² /day	
	$T_{ft^2/pm}$	0.3125	0.3819	0.4861	ft ² /min	
	$T_{gpd/ft}$	3,366	4,114	5,236	gpd/ft	

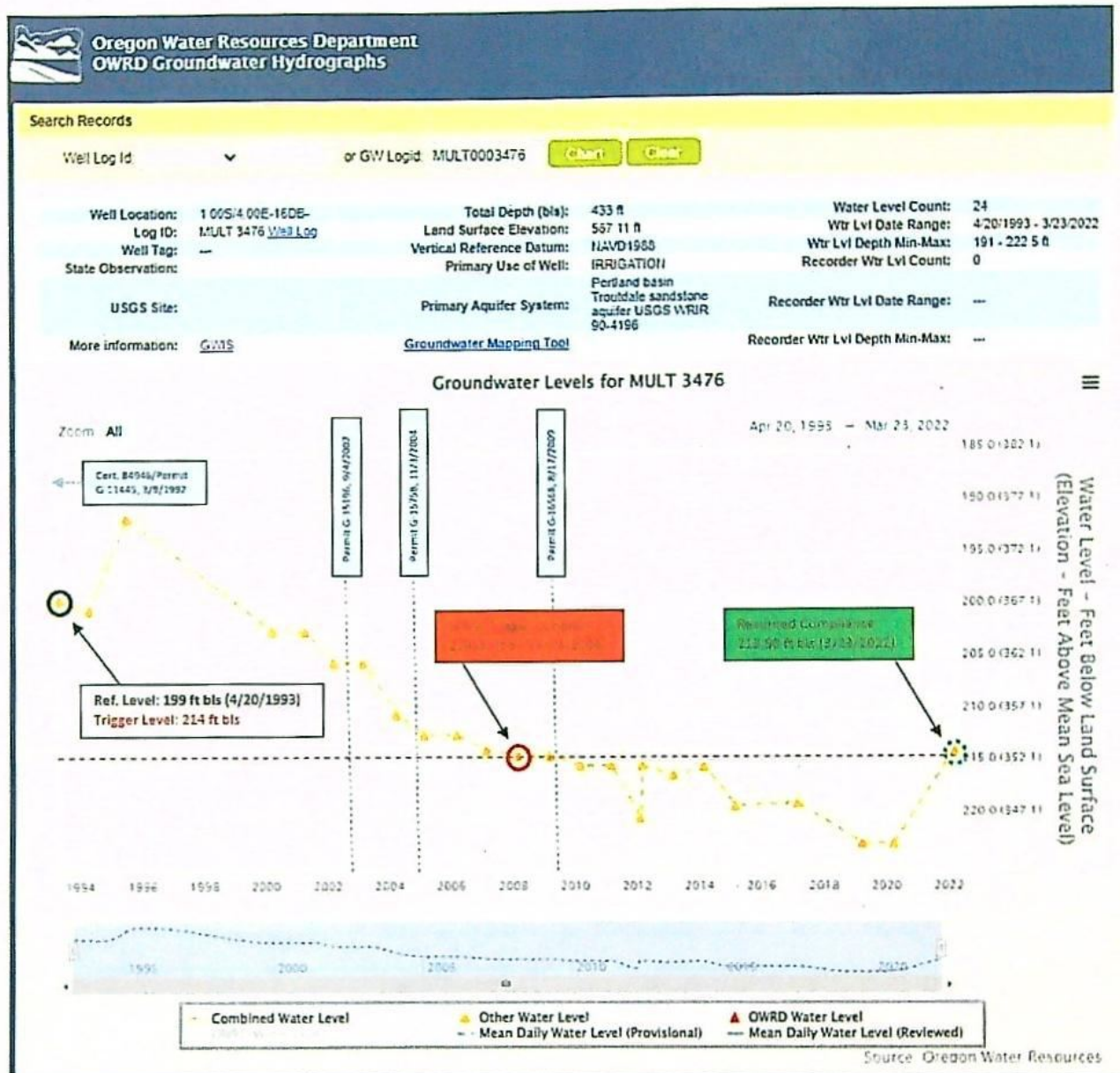
Recalculate Use the Recalculate button if recalculation is set to manual

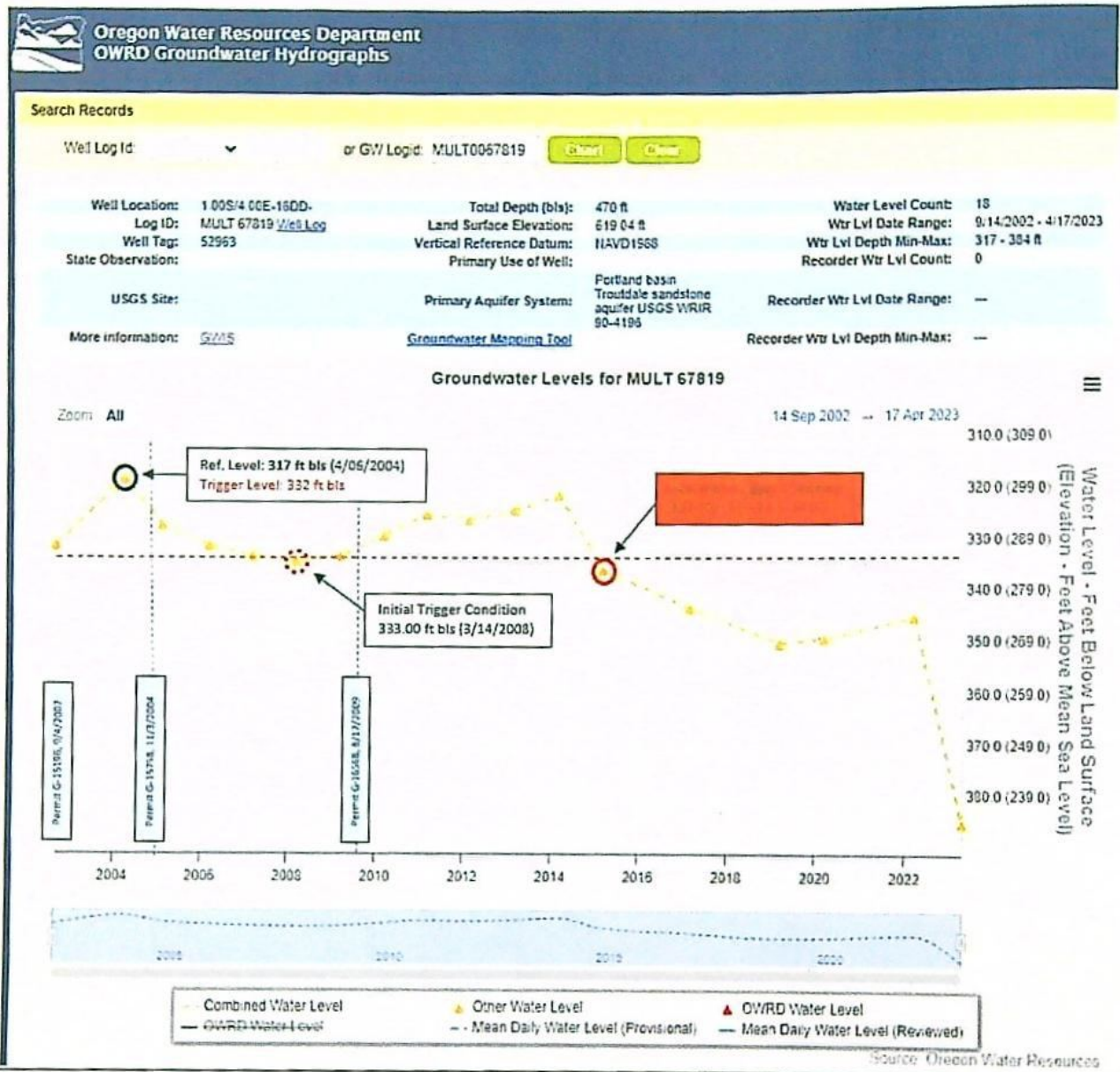
Theis Drawdown and Recovery at $r = 1020$ ft From Pumping Well

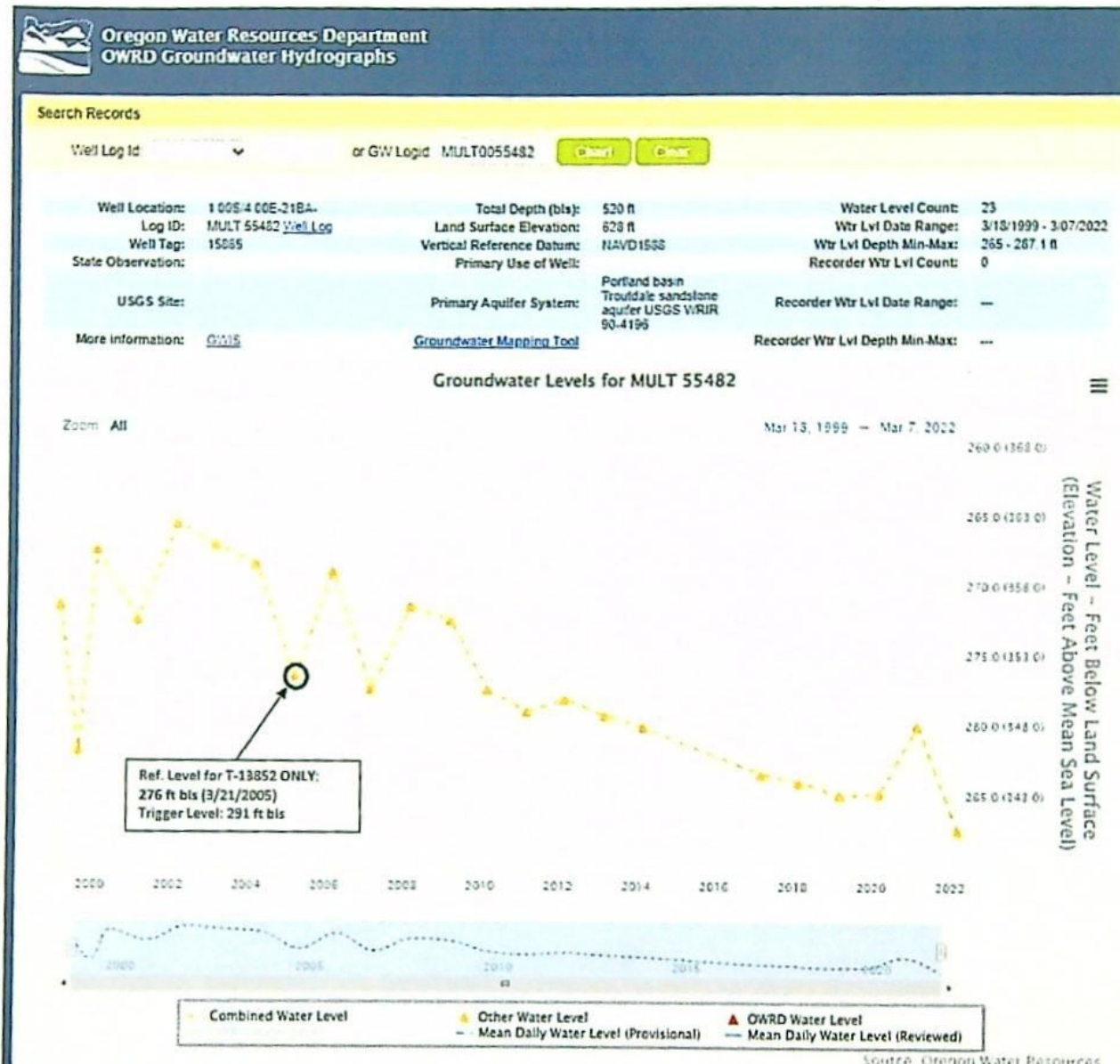
Pump on = 145440 minutes = 101.00 days



Hydrograph, Area Wells

Hydrograph, Authorized From-POA MULT 3476 (Well 1)

Hydrograph, Authorized From-POA MULT 67819 (Well 3)

Hydrograph, Proposed To-POA MULT 55482 (Ekstrom Well 1)

Watermaster Review Form: Water Right Transfer



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

Transfer Application: T-13852

Review Due Date: 12/03/2021

Applicant Name: Sester

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

Reviewer(s): Amy Landvoigt

Date of Review: 01/07/2022

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

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

☒ N/A

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

☒ N/A

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

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

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

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

☐ Yes ☒ No If "Yes", explain:

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

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

☐ Yes ☐ No If "Yes", explain:

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

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

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

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

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

- iv. Do you have any other observations regarding the temporary transfer? ☐ Yes ☐ No If "Yes", describe:

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

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

- i. "Injury" will occur to other water rights that share the same source? ☐ Yes ☐ No If "Yes", explain:

- ii. "Enlargement" of the water right being transferred will occur? ☐ Yes ☐ No If "Yes", explain:

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

☐ Yes ☒ No If "Yes", explain:

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

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

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

☐ A Headgate should be required prior to diverting water.

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

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

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

c. The water user shall allow the Watermaster access to the meters or measuring devices; provided however, where the meters or measuring devices are located within a private structure, the Watermaster shall request access upon reasonable notice.

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

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

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

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

☐ Weir
☐ Parshall Flume
☐ Other: _____

☐ Submerged Orifice
☐ Flow Restrictor

Oregon Water Resources Department

Measurement Condition Information for the Applicant

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

Transfer #: T- 13852



In order to avoid enlargement of the right or injury to other rights, a _____ 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 Landvoigt

District: 20

Address: 10722 SE Highway 212

City/State/Zip: Clackamas, OR 97015

Phone: 503-312-1743

Email: amy.j.landvoigt@water.oregon.gov

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

Approval of an Alternate Measurement Device

T-

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

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

Watermaster signature

District

Date

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

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

Groundwater Transfer Review Summary Form

Transfer/PA # T- 13852

GW Reviewer Dennis Orlowski Date Review Completed: March 2, 2023

NOTE: the same source and injury considerations are favorable for approving this proposed transfer. However, triggered decline conditions in both From-POA and To-POA wells suggests *enlargement* might result from this transfer, as discussed in Section 8 of this review.

Summary of Same Source Review:

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

Summary of Injury Review:

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

Summary of GW-SW Transfer Similarity Review:

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

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



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

Ground Water Review Form:

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

Application: T-13852

Applicant Name: G and F Sester Family LLC

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

Reviewer(s): Dennis Orlowski

Date of Review: March 2, 2023

Date Reviewed by GW Mgr. and Returned to WRSD: JTI 3/23/23

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: Proposed transfer relates to permit G-15758, which is for irrigation of 334.85 acres (primary 34.5 acres, supplemental 300.35 acres, Mar 1-Oct 31). Permit G-15758 authorizes the use of up to four POA, with a total combined maximum instantaneous pumping rate of 1.11 cfs (~498 gpm) (primary 0.43 cfs (~193 gpm), supplemental 0.68 cfs (~305 gpm)).

OWRD records show that existing wells are associated with two of the four authorized POA: MULT 3476 ("Well 1") and MULT 67819 ("Well 3"). Wells have not yet been installed at the two remaining authorized POA locations, "Well 2" and "Well 4".

MULT 3476 ("Well 1") is also an authorized POA for three additional groundwater rights:

- Certificate 84946: nursery use 80.0 acres, maximum rate 0.67 cfs, year-round
- Permit G-15196: nursery use 300.35 acres, maximum rate 0.67 cfs, year-round
- Permit G-16568: primary irrigation 54.6 acres, maximum rate 0.68 cfs, 3/1 to 10/31

MULT 67819 ("Well 3") is also an authorized POA for two additional groundwater rights:

- Permit G-15196: nursery use 300.35 acres, maximum rate 0.67 cfs, year-round
- Permit G-16568: primary irrigation 54.6 acres, maximum rate 0.68 cfs, 3/1 to 10/31

The purpose of this transfer application is to: (1) modify the existing POU for the 34.5 acre portion of permit G-15758 that authorizes primary irrigation, and (2) change two of the four authorized POA locations for the same 34.5 acre primary irrigation portion to the following new POA locations:

- Ekstrom Well 1 (MULT 55482)
- Ekstrom Well 2 (not yet installed)

Proposed To-POA MULT 55482 is also the only authorized POA for certificate 89728, which is for nursery use on 28.4 acres, limited to a maximum instantaneous pumping rate of 0.5 cfs (~224 gpm).

2. Will the proposed POA develop the same aquifer (source) as the existing authorized POA?
☒ Yes ☐ No Comments: The From-POA and To-POA develop (or will develop) the Deep Troutdale aquifer (equivalent to the "Troutdale Sandstone Aquifer" as designated by the USGS and others). The Deep Troutdale aquifer in this area consists of ~200-250 ft of gravel, sand, conglomerate, and coarse-grained sandstone with beds of fine to medium sand and silt. The aquifer is overlain by a confining unit ("Confining Unit 1") consisting of ~50-100 ft of primarily fine to medium sand, silt, and clay (Swanson and others, 1993).
3. a) Is there more than one source developed under the right (e.g., basalt and alluvium)?
☐ Yes ☒ No _____
- 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.): Not applicable.
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 nearest groundwater right potentially affected by the proposed use is a POA for permit G-15183, which has a senior priority date of May 8, 2001. No well records are on file for that permitted POA location; however, the permit stipulates that the single POA will be completed in the Deep Troutdale aquifer between ~350-550 ft bls. Compared to the currently-authorized POA locations, a proposed To-POA location is significantly nearer to the permit G-15183 POA location, and thus the proposed change will likely result in an increase in interference with that groundwater right.
- 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: Authorized From-POA MULT 3476 (Well 1) is approximately 2,900 feet from the permit G-15183 POA location; proposed To-POA MULT 55482 (Ekstrom Well 1) is about 1,020 feet from that same location. Therefore, the proposed To-POA MULT 55482 location is about 1,880 feet nearer to the permit G-15183 POA location.

To evaluate the potential additional interference with the nearby POA for permit G-15183, a Theis (1935) drawdown analysis was completed. Aquifer parameters used for the analysis were derived from regional data and studies (Pumping Test Reports: McFarland and Morgan, 1996; Swanson et al., 1993).

To provide a conservative analysis, it was assumed that authorized From-POA MULT 3476 would be pumped non-stop at the maximum authorized rate for the 34.5-acre primary irrigation portion (0.43 cfs, ~193 gpm) up to the associated duty, which would be reached within approximately 101 days of pumping (note: additional pumping rate allocations authorized for MULT 3476 (Well 1) by its other water rights were not included for this analysis. Not stacking those additional authorized rates results in this comparative interference analysis being even more conservative; this is because with less interference drawdown imposed by MULT 3476 on nearby wells, the resulting *net difference* when compared to the proposed change (increased pumping rate at MULT 55482) is effectively greater).

Pumping at the proposed To-POA MULT 55482 location was simulated at 0.93 cfs (~417 gpm), which is the combined total for the rate currently authorized for it by certificate 89728 (0.5 cfs), plus the associated maximum rate authorized by permit G-15758 (0.43 cfs).

Results of the Theis comparative analysis indicate that interference with the permit G-15183 POA could range from about 36 to 66 feet based on these conservative pumping scenarios. Using pumping water level estimates for the affected G-15183 POA (based on a specific capacity value derived from pumping test data from MULT 3476), and assuming the G-15183 POA well would be completed to 550 ft bls (fully penetrating the Deep Troutdale aquifer), it was determined that sufficient available drawdown would be available in the G-15183 POA well; this is despite the relatively-large amount of additional drawdown (~36-66 feet) predicted under these conservative scenarios. Therefore, it is not likely that the proposed use will result in the G-15183 POA or another similar groundwater right from receiving the water to which it is legally entitled.

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: Groundwater levels in the Deep Troutdale aquifer at and near the authorized and proposed POAs are more than 150 ft below the estimated surface water elevations for several stream reaches within approximately 4,000 feet of the POAs; therefore, these POAs are not hydraulically connected to those streams.

Farther away, the Troutdale Formation (which includes the Deep Troutdale aquifer) crops out along the walls of the Sandy River valley located east and north of the POA sites. Numerous small creeks and springs originate from or flow over the Troutdale Formation where it outcrops in this area (USGS, 2014; McFarland and Morgan, 1996). These hydraulically-connected perennial reaches are located on the order of 4,000 to 6,000 feet from the two current authorized From-POAs, MULT 3476 (Well 1) and MULT 67819 (Well 3). Because the two proposed To-POAs are located from about 1,600 to 1,900 feet generally south and west from the authorized POAs, *farther away from the Sandy River*, the proposed change will not likely result in an increase in interference with these stream reaches.

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

Stream: _____ ☐ Minimal ☐ Significant

Stream: _____ ☐ Minimal ☐ Significant

Provide context for minimal/significant impact: _____

6. For SW-GW transfers, will the proposed change in point of diversion affect the surface water source similarly (as per OAR 690-380-2130) to the authorized point of diversion specified in the water use subject to transfer?
☐ Yes ☐ No Comments: Not applicable.
7. What conditions or other changes in the application are necessary to address any potential issues identified above: None
8. Any additional comments: Groundwater level data from the authorized and proposed POA wells, in addition to other area wells completed in the Deep Troutdale aquifer, indicate steadily-declining levels over the past 20-plus years. For one group of wells (including MULT 3476), the total declines have averaged about 20 feet over that time interval; for a few deeper wells, declines over this same general period have been even greater, on the order of approximately 30 to 60 feet (for MULT 56024 and MULT 67819, respectively) (see attached hydrograph of area wells).

Of immediate related concern for this proposed transfer is that one of the authorized From-POA (MULT 67819, Well 3) and the proposed To-POA (MULT 55482, Ekstrom Well 1) have both triggered decline conditions stipulated in their respective water rights.

The water rights associated with both the authorized and proposed POA do not include specific reference water levels that are required to evaluate decline conditions. Instead, each associated permit includes the following related provision: "Use of water from a new well shall not begin until the initial water level in the well has been measured. A measurement of initial water level shall be made at the time a pump is installed, but before pumping begins." Applying this condition, the reference levels for the two To-POA are thus established as the following, which are measurements made in February 2005, the first non-irrigation season readings available after the permit was issued on November 3, 2004:

- MULT 3476 (Well 1): 212.00 ft bls
- MULT 67819 (Well 3): 326.00 ft bls

The water right associated with the proposed To-POA MULT 55482 (permit G-13274/certificate 89728) has similar language related to establishing a reference water level. Therefore, the related reference level for To-POA MULT 55482 is established as the following from its March 18, 1999 measurement, which is the first non-irrigation season measurement available after the permit was issued on December 15, 1997:

- MULT 55482 (Ekstrom Well 1): 271.00 ft bls

Furthermore, each of the related groundwater rights have the same three water level decline conditions. The most relevant, and most-readily validated, of these conditions is the following: (1) "Use of the water from the well, as allowed herein, shall be regulated if the well displays: (b) a total water level decline of fifteen or more feet."

Referring to attached hydrographs, it can be seen that two of these three wells have exceeded their respective trigger levels for this total 15-ft decline condition. From-POA MULT 3476 has not yet triggered this particular decline condition (trigger level: 227 ft bls). However, the other existing From-POA, MULT 67819, triggered this decline condition as of

its March 8, 2017 measurement (trigger level: 341 ft bls); levels through 2022 have remained below this trigger level.

Proposed To-POA MULT 55482 (Ekstrom Well 1) triggered the 15-foot total decline condition as of its March 7, 2022 measurement.

Because decline conditions have been triggered in both authorized and proposed POA, it appears that this proposed transfer will result in enlargement of permit G-15758. Specifically, one definition of "enlargement" is: "Diverting more water at the new point of diversion or appropriation than is legally available to that right at the original point of diversion or appropriation" (OAR 690-380-0100(2)(d)). From-POA MULT 67819 has exceeded its trigger level for several consecutive years now, which could be interpreted as meaning water is no longer "legally available" to that point of appropriation. Related to this point, the recent trigger level exceedance at To-POA MULT 55482 would be expected to be sustained, or perhaps worsened, if additional pumping at that well is authorized via this proposed transfer. It is also possible that these proposed changes could result in triggering another permit decline condition that is related to causing 15 or more feet of hydraulic interference in neighboring wells.

Given (1) the overall declining groundwater trends in this area and (2) the triggered permit conditions in both authorized and proposed POA, if this proposed transfer is approved, then it is recommended that it contain a provision that allows the proposed use of the To-POA wells *only* if the specific decline conditions for *all* of the From-POA wells have not been triggered. It is understood that a similar provision was included in T-8496 (see related Final Order 59-569 approving T-8496).

References

Water rights documents: application T-13852; certificates 84946 and 89728, permits G-12635, G-15623, G-15758, G-16568, G-13274, G-15183, T-8496.

McFarland, W.D., and Morgan, D.S., 1996, Description of the Ground-Water Flow System in the Portland Basin, Oregon and Washington, Water Supply Paper 2470-A, 58 p; U. S. Geological Survey, Reston, VA.

Swanson, R. D., McFarland, W. D., Gonthier, J. B., and Wilkinson, J. M., 1993, A description of hydrogeologic units in the Portland Basin, Oregon and Washington, Water-Resources Investigations Report 90-4196, 56 p.; U. S. Geological Survey, Reston, VA.

Theis, C.V., 1935, The relation between the lowering of the piezometric surface and the rate and duration of discharge of a well using groundwater storage, American Geophysical Union Transactions, vol. 16, p. 519-524.

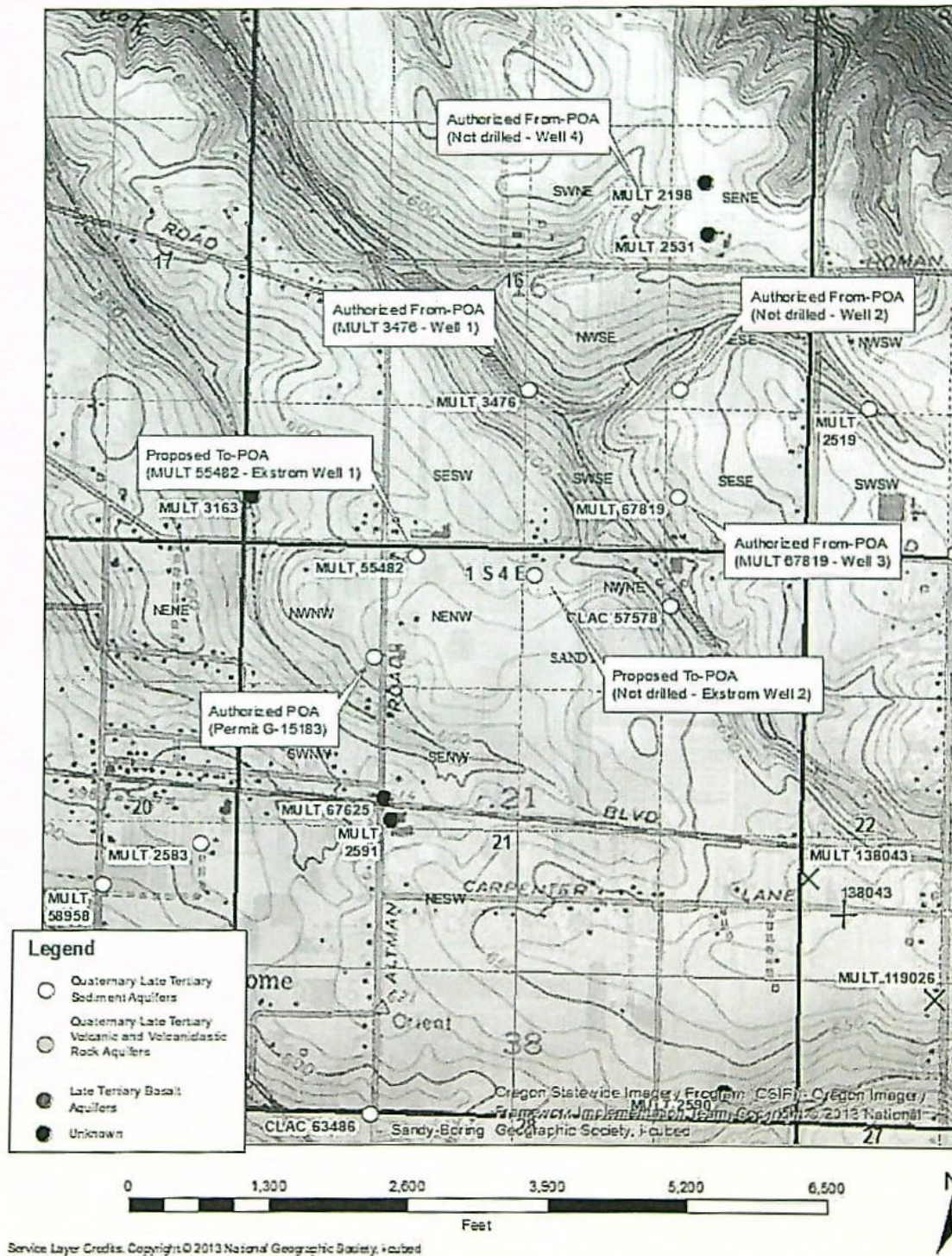
United States Geological Survey, 2014, National Hydrography Dataset (NHD), 1:24,000, U. S. Department of the Interior, Reston, VA.

United States Geological Survey, 2017, *Sandy quadrangle*, Oregon [map], 1:24,000, 7.5 minute topographic series, U.S. Department of the Interior, Reston, VA.

WSI, 2015, OLC Metro, Portland, OR, May 8.

Location Map

Application T-13852, G and F Sester Family LLC
T1S, R4E, Sections 16 and 21



Theis Drawdown Analysis – Authorized From-POA MULT 3476 to Permit G-15183 POA Location

Theis Time-Drawdown Worksheet v.3.00

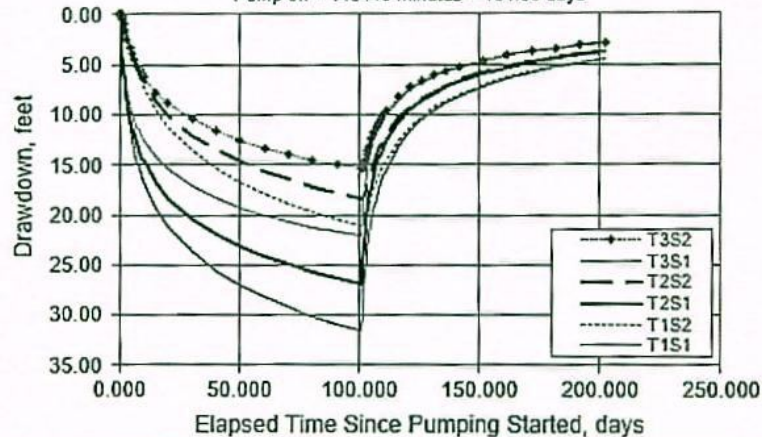
Calculates Theis nonequilibrium drawdown and recovery at any arbitrary radial distance, r , from a pumping well for 3 different T values and radial distance, r , from a pumping well for 3 different T values and 2 different S values.

Written by Karl C. Wozniak September 1992. Last modified December 30, 2014

Input Data:	Var Name	Scenario 1	Scenario 2	Scenario 3	Units	
Total pumping time	t		101		d	
Radial distance from pumped well:	r		2900.00		ft	Q conversions
Pumping rate	Q		0.430		cfs	192.98 gpm
Hydraulic conductivity	K	9.000	11.000	14.000	ft/day	0.43 cfs
Aquifer thickness	b		50		ft	25.80 cfm
Storativity	S_1		0.00010			37,152.00 cfd
	S_2		0.00050			0.85 a/d
Transmissivity Conversions	T_ft2pd	450	550	700	ft2/day	
	T_ft2pm	0.3125	0.3819	0.4861	ft2/min	
	T_gpd/ft	3,366	4,114	5,236	gpd/ft	
Recalculate						Use the Recalculate button if recalculation is set to manual

Theis Drawdown and Recovery at $r = 2900$ ft From Pumping Well

Pump on = 145440 minutes = 101.00 days



Theis Drawdown Analysis – Proposed To-POA MULT 55482 to Permit G-15183 POA**Location****Theis Time-Drawdown Worksheet** v.3.00Calculates Theis nonequilibrium drawdown and recovery at any arbitrary radial distance, r , from a pumping well for 3 different T values and radial distance, r , from a pumping well for 3 different T values and 2 different S values.

Written by Karl C. Wozniak September 1992. Last modified December 30, 2014

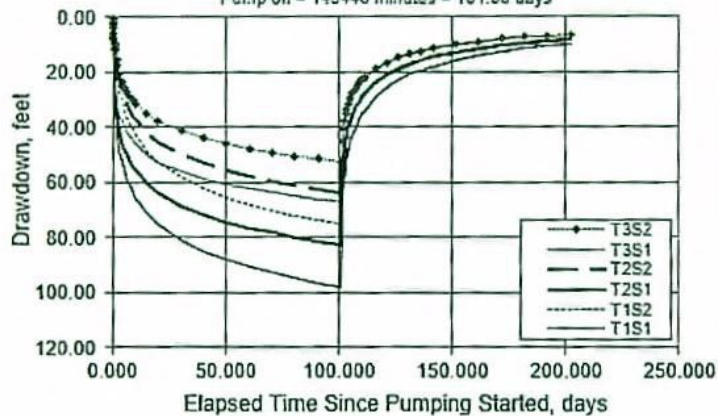
Input Data:	Var Name	Scenario 1	Scenario 2	Scenario 3	Units	
Total pumping time	t		101		d	
Radial distance from pumped well	r		1020.00		ft	Q conversions
Pumping rate	Q		0.930		cfs	417.38 gpm
Hydraulic conductivity	K	9.000	11.000	14.000	ft/day	0.93 cfs
Aquifer thickness	b		50		ft	55.80 cfm
Storability	S_1		0.00010			80,352.00 cfd
	S_2		0.00050			1.84 at/d
Transmissivity Conversions	T ft ² /d	450	550	700	ft ² /day	
	T ft ² /pm	0.3125	0.3819	0.4861	ft ² /min	
	T gpd/ft	3.366	4.114	5.236	gpd/ft	

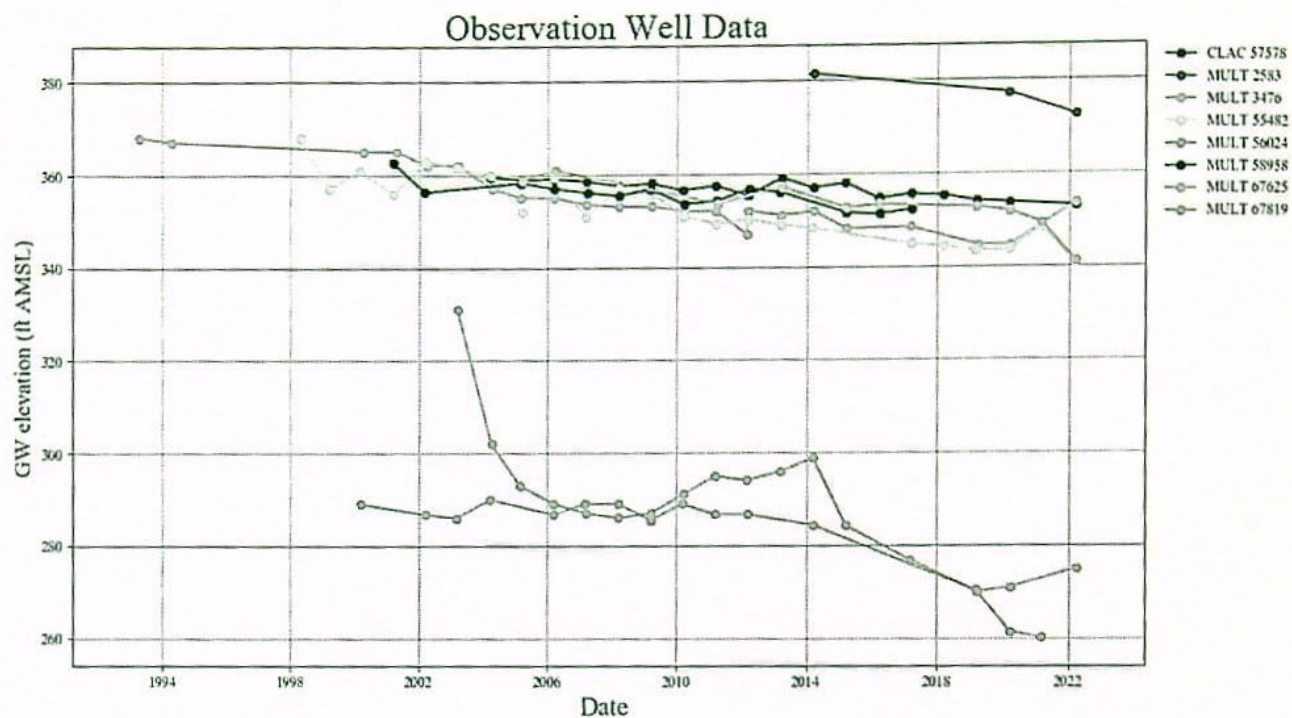
Recalculate

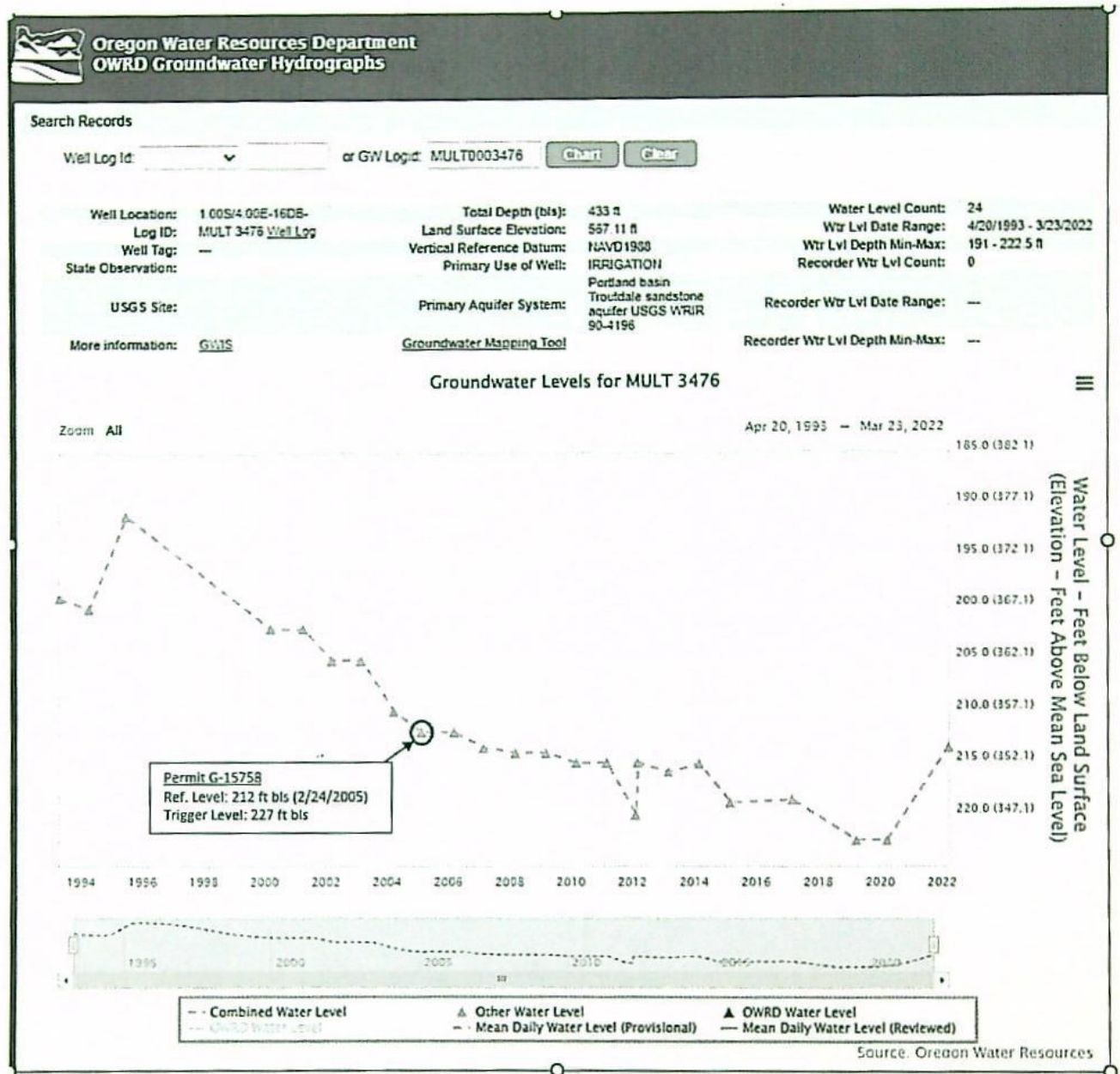
Use the Recalculate button if recalculation is set to manual

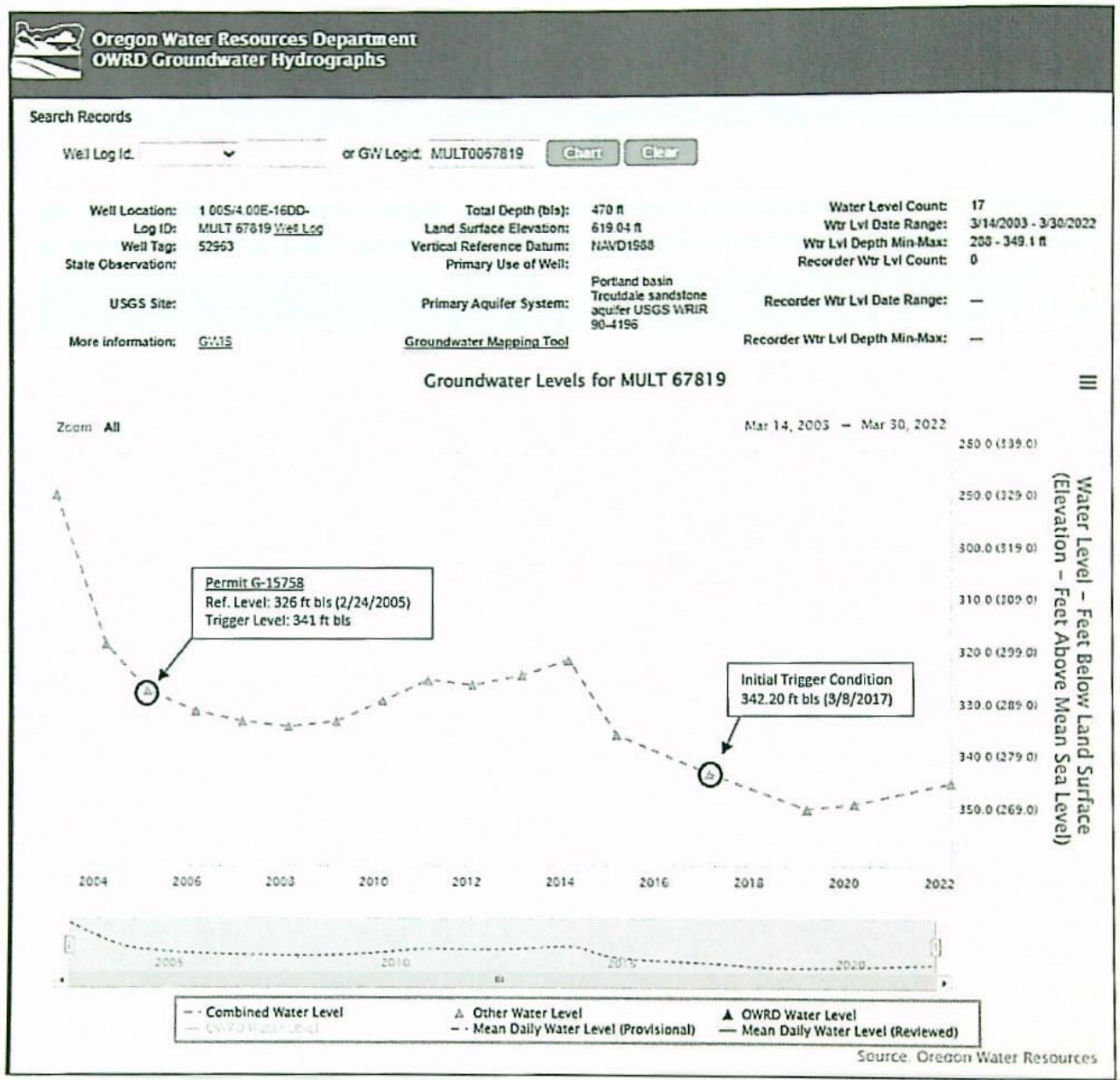
Theis Drawdown and Recovery at $r = 1020$ ft From Pumping Well

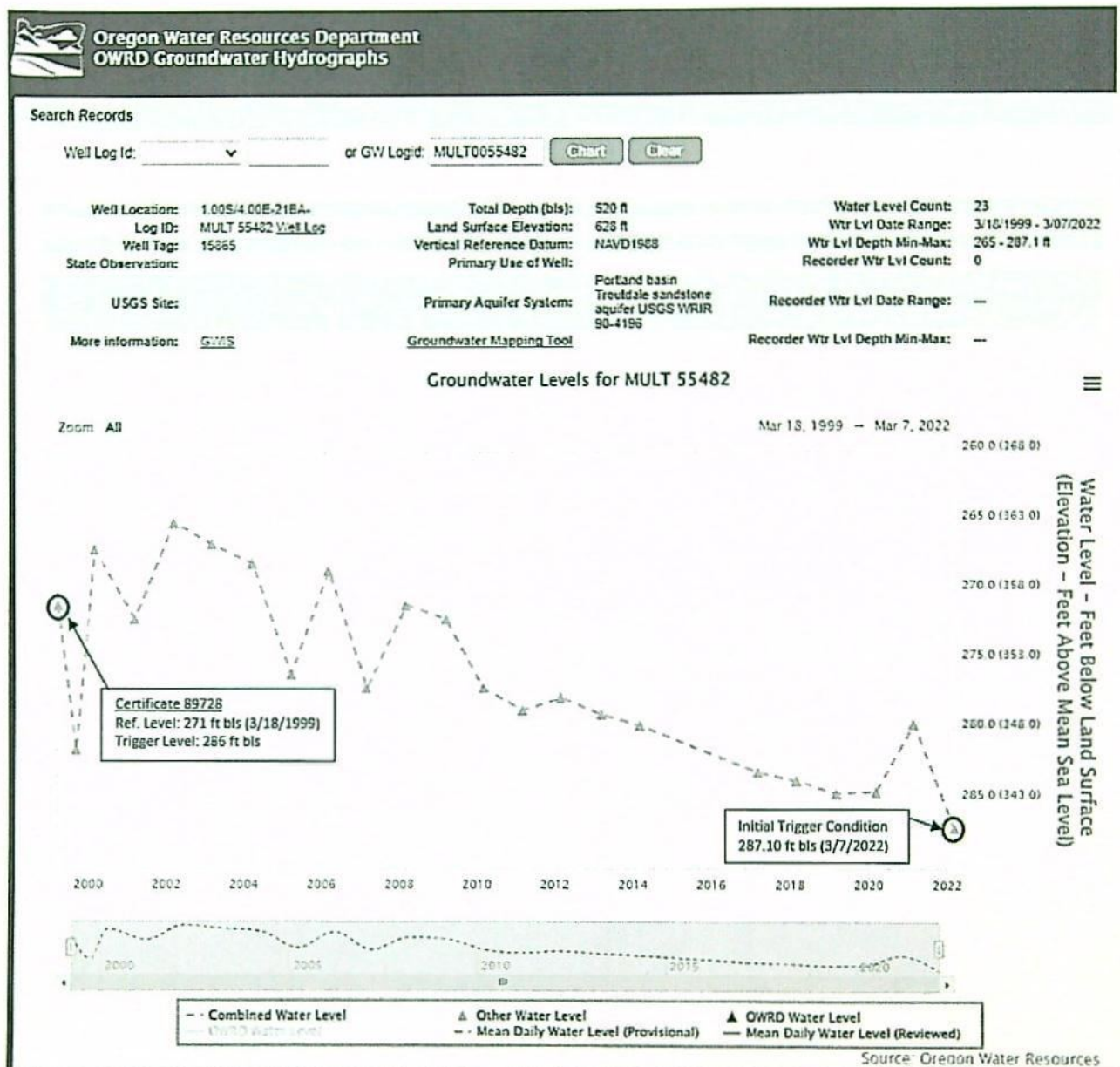
Pump on = 145440 minutes = 101.00 days



Hydrograph, Area Wells

Hydrograph, Authorized From-POA MULT 3476 (Well 1)

Hydrograph. Authorized From-POA MULT 67819 (Well 3)

Hydrograph, Proposed To-POA MULT 55482 (Ekstrom Well 1)

KAMIS Nianila * WRD

From: IVERSON Justin T * WRD
Sent: Thursday, March 23, 2023 12:12 PM
To: WRD_DL_transferreviews
Cc: JARAMILLO Lisa J * WRD; ORLOWSKI Dennis R * WRD
Subject: GW review complete for Transfer T 13852 (Permit Amendment Transfer)
Attachments: T13852_G and F Sester Family LLC.pdf

Importance: High

Attached.

This review includes recommendations for identifying specific water level reference levels as per conditions of the subject permits, and for transfer order language noting triggered permit water level decline conditions, similar to the final order [Approving T-8496](#) . Please work with Dennis if you have any questions re reference levels or recommendations.

Thanks,

Justin Iverson, RG

GROUNDWATER SECTION MANAGER

Oregon Water Resources Department

Cell: 503-302-9728 Justin.T.Iverson@water.oregon.gov

Pronouns: He/Him

Please Note: under Oregon law, messages to and from this e-mail address may be made available to the public

We're hiring [Senior Hydrogeologists](#)! See the full list of OWRD recruitments [here](#). Search for "owrd".

From: wrd_automated_email@oregon.gov <wrd_automated_email@oregon.gov>
Sent: Wednesday, November 3, 2021 6:01 PM
To: WRD_DL_gwreview_basin_3 <WRD_DL_gwreview_basin_3@oregon.gov>
Subject: OWRD: WR Transfer T 13852 (Permit Amendment Transfer) has been submitted for your District or Region. [GWR]
Importance: High

Ground Water Review request for proposed water right transfer T 13852

Oregon Water Resources Department - Automated e-mail notice

Transfer Application Stakeholder(s): ** Applicant ** SESTER, TED; SESTER FARMS INC.

Transfer Type: Permit Amendment Transfer

Notice Number: 1

Transfer Actions:

- POA - Point of Appropriation change
- POU - Place of Use change

Diversion Location:

County	Multnomah
TRSQQ	1.00S 4.00E 16 NWSE
Basin	Sandy
Source	A WELL
Tributary To	NORTH FORK BEAVER CREEK

To view the OWRD Web page for T 13852 please click the following link:

https://apps.wrd.state.or.us/apps/wr/wrinfo/wr_transfer_centric.aspx?transfer_nbr=13852&transfer_char=T

To view the Pending Reviews for your district or region and obtain Review Forms, click the following link.

https://apps.wrd.state.or.us/apps/wr/external_review/gwr_review.aspx?directory_id=134823

In the case of Instream Leases or Allocations of Conserved Water, please direct all reviews and questions about this request to WRD_DL_instreamlease@oregon.gov. All other transfer reviews and questions about this request should be directed to WRD_DL_transferreviews@oregon.gov. T 13852

This message has been generated automatically by an unmonitored email account.
Please do not "reply" to this message. Thank you.

**REIMBURSEMENT AUTHORITY
APPLICANT'S AGREEMENT
Contract Number: R11-446-23**

This Agreement is between the Oregon Water Resources Department, hereafter OWRD, and Sester Farms; Ted Sester, hereafter Applicant, hereafter known together as the parties.

OWRD Information	Applicant's Information	Applicant's Representative
Contact: Kelly Starnes Title: Transfer Advisor Address: 725 Summer Street, NE, Suite A Salem, OR 97301-1266 Phone: 503 979-3511 Fax: 503 986-0901 Email: patrick.k.starnes@water.oregon.gov	Name: Sester Farms Contact: Ted Sester Address: 33205 SE Oxbow Drive Gresham, OR 97080 Phone: (503) 663-4844 Fax: Email: ted@sesterfarms.com	Name: Summit Water Resources, LLC Contact: Theodore Ressler, RG, CWRE Address: 4784 SE 17 th Avenue, Suite 111 Portland, OR 97202 Phone: (503) 967-7050 x204 Fax: Email: tressler@summitwr.com

Purpose The purpose of this Agreement is to expedite the processing of the Transfer Application. (Application Number: T-13852)

1. **Authority.** The OWRD has been authorized pursuant to ORS 536.055 to enter into a voluntary agreement with any applicant, permittee or regulated entity (collectively Applicant) for expediting or enhancing a regulatory process. In making this agreement, OWRD shall require the applicant to pay the full cost of expedited process.
2. **Restrictions.** Applicant and OWRD agree that this Agreement shall not be construed to restrict in any way the decisions and actions by OWRD. OWRD shall be free to exercise independent judgment consistent with existing laws and regulations.
3. **Effective Date and Duration.** Unless otherwise terminated by non-deposit of funds by the Applicant, this Agreement shall become effective on the date on which both parties have signed the Agreement and the full deposit of the estimated cost of the proposed service.
4. **Consideration.**
 - a. Applicant shall pay OWRD in advance for actual costs incurred by OWRD. The estimated maximum reimbursement payable to OWRD under this Agreement is \$1,790.82. Applicant agrees to pay the full amount of \$1,790.82 to OWRD prior to commencement of any work stated in this Agreement. This payment will be placed in an account administered by OWRD and drawn upon as costs are actually incurred. If the actual cost of performing the work is less than payments received, OWRD will refund the unspent balance. If the actual cost of processing exceeds the estimate, the Applicant can either elect to terminate this Agreement or amend the Agreement to reflect the increase in cost.
 - b. The costs stated in this Agreement do not include the statutory application processing and filing fees.
5. **Confidentiality.** Applicant agrees that any information provided to or acquired by OWRD under this Agreement will be subject to the Oregon Public Records Law and shall be considered public records.
6. **Indemnity.** Applicant shall defend, save, hold harmless, and indemnify the State of Oregon, OWRD, and their officers, employees, and agents from and against all claims, suits, actions, losses, damages, liabilities, costs, and expenses of any nature resulting from or arising out of, or relating to the activities of Applicant or its representatives, officers, employees, contractors, or agents under this Agreement or with respect to the expedited service. The Applicant acknowledges that the Oregon Water Resources Department cannot and does not guarantee a favorable review under the subject regulatory process.

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7. **Termination.** Applicant may request to terminate this agreement only in writing at anytime during the process. The Applicant agrees to pay for the work done by OWRD up until the time of the written termination request. OWRD, upon receiving such written termination request from the Applicant, will refund any unspent balance.
8. **Funds Authorized and Available.** By its execution of this Agreement, Applicants certify that sufficient funds are authorized and available to cover the expenditures contemplated by this Agreement.
9. **Duration of Estimate.** The Estimate of Time to completion is **approximately 120 days** once this Agreement has been fully executed and payment of the estimated cost deposited. If the Applicant's Agreement is not received by the Department within thirty (30) days of mailing the Agreement, the Applicant may need to re-apply for a new estimate. NOTE: Any time estimate is approximate; No guarantee of Final Order issuance of a date is certain. Duration estimates do not include any statutory waiting periods.
10. **Completion Date.** OWRD, by the execution of this Agreement does not guarantee the completion date indicated in this Agreement. Completion date is only an estimate and may be affected by the Department's workload, issues arising from the processing of the requested services and Applicant's timely response to requests for additional information.
11. **Captions.** The captions or headings in this Agreement are for the convenience only and in no way define, limit, or describe the scope, or intent, of any provision of this Agreement.
12. **Amendment and Merger.** The terms of this Agreement shall not be waived, altered, modified, supplemented, or amended in any manner whatsoever, except by written instrument signed by both parties. Such waiver, consent, modification or change, if made, shall be effective only in the specific instance and for the specific purpose given. There are no understandings, agreements or representations, oral or written, not specified herein regarding this Agreement.
13. **Signatures.** All parties, by the authorized representative's signature below, hereby acknowledge that they have read this Agreement, understand it and agree to be bound by its terms and conditions.

For Applicant: _____
Name/Title: _____

For OWRD: _____
Dwight French – Administrator

7/21/2023
Date

7/28/2023
Date

Mail signed Agreement to:

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

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OREGON WATER RESOURCES DEPARTMENT
TRANSFER REIMBURSEMENT AUTHORITY
ESTIMATE APPLICATION



ORS 536.055 authorizes the Oregon Water Resources Department to expedite or enhance regulatory processes voluntarily requested under the agreement.
Please contact Transfer Personnel before submitting this request; as the application fee is a non-refundable \$125.00 fee per request. Checks submitted for this application should be separate From Transfer fees.
The purpose of this application is to obtain estimates of the cost and time required to process a Transfer Application Request. There is a non-refundable application fee of \$125.00 per request.

REQUEST	TYPE	FILE NUMBER
<input checked="" type="checkbox"/>	Transfer Application	Transfer Number T-13852

	Applicant Information	Applicant's Representative/Contact
Name:	Ted Sester	Theodore Ressler, RG, CWRE
Address:	Sester Farms 33205 Se Oxbow Drive Gresham, OR 97080	Summit Water Resources, LLC 4784 SE 17 th Avenue, Suite 111 Portland, OR 97202
Phone:	503-663-4844	503-967-7050 x204
Fax:		-
E-Mail Address:	ted@sesterfarms.com	tressler@summitwr.com

I understand the following:

- That upon receipt of my non-refundable application fee of \$ 125.00, OWRD will, within fourteen (14) days, notify me in writing of the estimate of costs and time frame for the expedited service.
- That this fee covers the reimbursement authority staff to evaluate and provide the estimate for processing of the request.
- That OWRD will, within fourteen (14) days, notify me in writing of the estimates of costs and time frame for the expedited service.
- That upon receiving the estimate I may agree or decline to enter into a formal contract to pay the estimated cost in advance to initiate the expedited service.
- An incomplete or inaccurate application may delay the process and increase the cost to process my request.
- Expedited processing does not guarantee a favorable review of my request.
- Send completed Application and payment to:

Oregon Water Resources Department
Transfer Reimbursement Authority Program
725 Summer St. NE, Suite A
Salem, OR 97301-1271

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MAY 30 2023

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I certify that I am the (check one):

☒ Applicant ☐ Applicant's Representative ☐ Other (Please specify) _____

Name: Ted Sester – Sester Farms

Signature: Ted Sester

OWRD USE ONLY: Reimbursement Authority Number: R11- 446 -23



Oregon
Kate Brown, Governor

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

November 3, 2021

G AND F SESTER FAMILY LLC
TED SESTER
33205 SE OXBOW DR
GRESHAM, OR 97080

Reference: Application T-13852

On October 25, 2021, OWRD received your water right Permit Amendment Application. The application was accompanied by \$3340.00. Our receipt number 136698 is enclosed.

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

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

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

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

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

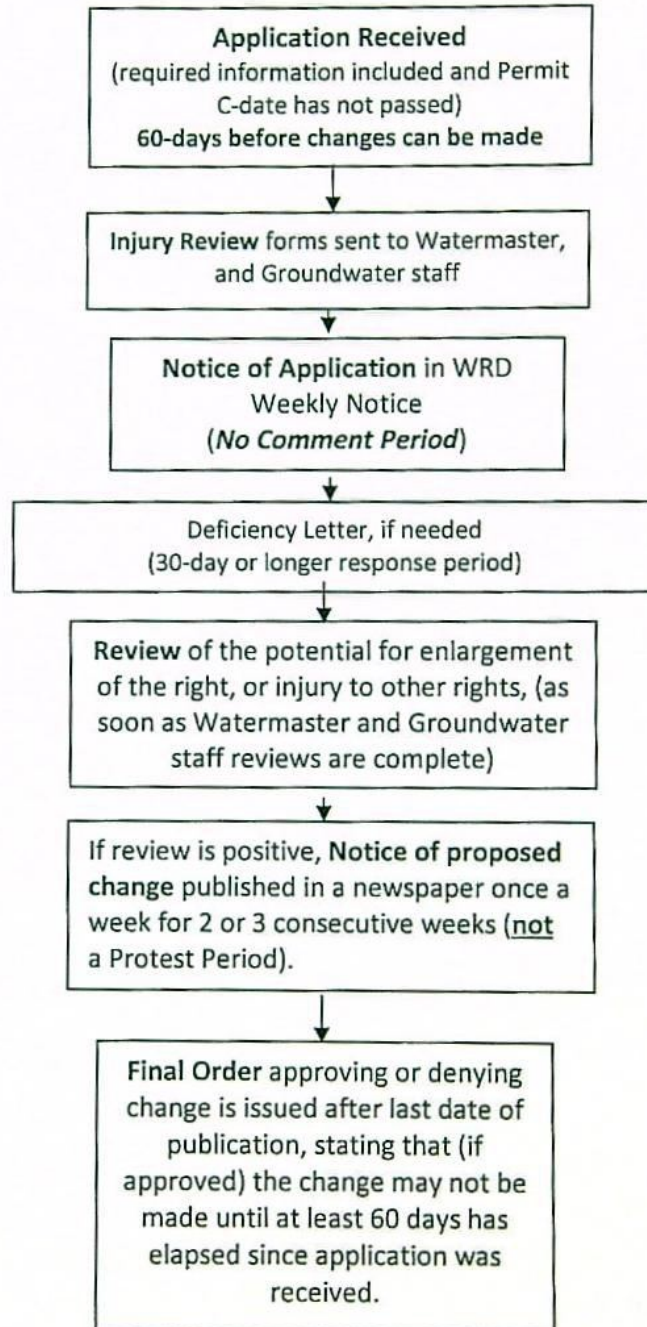
Cc: Watermaster Dist. #20, Amy J. Landvoigt (via email)
Ted Ressler, Agent
Multnomah County Planning Department

Enclosure

Permit Amendment Process

ORS 537.211

Changes: POD/POA, Place of Use



Application for Permit Amendment

Part 1 of 5 – Minimum Requirements Checklist



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

This permit amendment application will be returned if Parts 1 through 5 and
all required attachments are not completed and included.

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

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OCT 25 2021

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

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- ☒ Part 1 – Completed Minimum Requirements Checklist.
- ☒ Part 2 – Completed Application Map Checklist.
- ☒ Part 3 – Application Fee, payable by check to the Oregon Water Resources Department, and completed Fee Worksheet, page 3. Try the new online fee calculator at:
http://apps.wrd.state.or.us/apps/misc/wrd_fee_calculator.
- ☒ Part 4 – Completed Applicant Information and Signature.
- ☒ Part 5 – Information about Permits to be Amended: **Number of permits to be amended: 1**
List the Permits here: G-15758 Attachment A
Please include a separate Part 5 for each permit. (See instructions on page 6)
- ☒ Completed Permit Amendment Application Map (Does not have to be prepared by a Certified Water Right Examiner). **Attachment B**
- ☒ ☐ N/A Request for Assignment Form and statutory fee. The request for assignment form has to be completed if the applicant is **not** the permit holder of record and needs to be assigned to the permit; **or** the landowner of the proposed place of use is **not** the permit holder of record and needs to be assigned to the permit (the Request for Assignment Form is available online at <https://www.oregon.gov/OWRD/Forms/Pages/default.aspx>). Assignment is not needed if the applicant is the permit holder of record. **Attachment C**
- ☐ ☒ N/A Affidavit(s) of Consent are required from all permit holder(s) of record if the permit is not assigned to the applicant **or** other permit holders of record that are not listed as applicants.
- ☒ ☐ N/A Oregon Water Resources Department's Land Use Information Form with approval and signature (or signed land use form receipt stub) from each local land use authority in which water is to be diverted, conveyed, and/or used. Not required if water is to be diverted, conveyed, and/or used only on federal lands or if all of the following apply: a) a change in place of use only, b) no structural changes, c) the use of water is for irrigation only, and d) the use is located within an irrigation district or an exclusive farm use zone. **Attachment D**
- ☒ ☐ N/A Water Well Report/Well Log for changes in point(s) of appropriation (well(s)) or additional point(s) of appropriation. **Attachment E**
- ☐ ☒ N/A Geologist Report for a change from a surface water point of diversion to a ground water point of appropriation (well), if the proposed well is more than 500 feet from the surface water source and more than 1000 feet upstream or downstream from the point of diversion. (ORS 540.531(2) or (3)).

(For Staff Use Only)

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

☐ Application fee not enclosed/insufficient ☐ Map not included or incomplete

☐ Land Use Form not enclosed or incomplete

☐ Additional signature(s) required

☐ Part 13852 is incomplete

Other/Explanation _____

Staff: _____ 503- _____ Date: ____/____/____

Part 2 of 5 – Permit Amendment Map Checklist

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

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

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OCT 25 2021

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

13852

— — —

Part 3 of 5 – Fee Worksheet

FEE WORKSHEET for PERMIT AMENDMENT			
1	Base Fee (includes one type of change to one permit for up to 1 cfs)	RECEIVED OCT 25 2021 OWRD	1 \$1,360
2	Types of change proposed: <input checked="" type="checkbox"/> Place of Use <input checked="" type="checkbox"/> Point of Diversion/Appropriation Number of above boxes checked = <u>2 (2a)</u> Subtract 1 from the number in line 2a = <u>1 (2b)</u> <i>If only one change, this will be 0</i> Multiply line 2b by \$1090 and enter »		2 \$1,090
3	Number of permits included in Permit Amendment <u>1 (3a)</u> Subtract 1 from the number in 3a: <u>0 (3b)</u> <i>If only one permit this will be 0</i> Multiply line 3b by \$610 and enter »		3 0
4	Do you propose to add or change a well, or change from a surface water POD to a well? <input type="checkbox"/> No: enter 0 <input checked="" type="checkbox"/> Yes: enter \$480 for the 1 st well to be added or changed <u>\$480 (4a)</u> Do you propose to add or change additional wells? <input type="checkbox"/> No: enter 0 <input checked="" type="checkbox"/> Yes: multiply the number of additional wells by \$410 <u>\$410 (4b)</u> Add line 4a to line 4b and enter »		4 \$890
5	Do you propose to change the place of use? <input type="checkbox"/> No: enter 0 on line 5 <input checked="" type="checkbox"/> Yes: enter the cfs for the portions of the permits to be amended (see below*): <u>0.43 (5a)</u> Subtract 1.0 from the number in 5a above: <u>-0.57 (5b)</u> If 5b is 0, enter 0 on line 5 » If 5b is greater than 0, round up to the nearest whole number: _____ (5c) and multiply 5c by \$350, then enter on line 5 »		5 0
6	Add entries on lines 1 through 5 above » » » » » » » » » » Subtotal:		6 \$3,340
7	Is this permit amendment: <input type="checkbox"/> necessary to complete a project funded by the Oregon Watershed Enhancement Board (OWEB) under ORS 541.932? <input type="checkbox"/> endorsed in writing by ODFW as a change that will result in a net benefit to fish and wildlife habitat? If one or more boxes is checked, multiply line 6 by 0.5 and enter on line 7 If no box is applicable, enter 0 on line 7 »		7
8	Subtract line 7 from line 6 » » » » » » » » » » » » » » » » Permit Amendment Fee:		8 \$3,340

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

- For irrigation calculate cfs for each permit involved as follows:
 - Divide total authorized cfs by total acres in the permit (for S-12345, $1.25 \text{ cfs} \div 100 \text{ ac}$); then multiply by the number of acres to be changed to get the application cfs ($\times 45 \text{ ac} = 0.56 \text{ cfs}$).
 - If the water right permit does not list total cfs, but identifies the allowable use as 1/40 or 1/80 of a cfs per acre; multiply number of acres proposed for change by either 0.025 (1/40) or 0.0125 (1/80). (For S-87654, $45.0 \text{ ac} \times 0.0125 \text{ cfs/ac} = 0.56 \text{ cfs}$)
- Add cfs for the portions of permits on all the land included in the application; however do not count cfs for supplemental permits on acreage for which you have already calculated the cfs fee for the primary permit on the same land. The fee should be assessed only once for each "on the ground" acre included in the application. (In this example, blank 5a would be only 0.56 cfs, since both permits serve the same 45.0 acres. Blank 5b would be 0 and Line 5 would then also become 0).

13852

TACS

Part 4 of 5 – Applicant Information and Signature

Applicant Information

APPLICANT/BUSINESS NAME G and F Sester Family LLC, Attn: Ted Sester			PHONE NO. 503-663-4844	ADDITIONAL CONTACT NO.
ADDRESS 33205 SE Oxbow Dr.			FAX NO.	
CITY Gresham	STATE OR	ZIP 97080	E-MAIL ted@sesterfarms.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.

AGENT/BUSINESS NAME GSI Water Solutions, Inc. Attn: Theodore Ressler			PHONE NO. 971-200-8509	ADDITIONAL CONTACT NO.
ADDRESS 55 SW Yamhill St., Suite 300			FAX NO.	
CITY Portland	STATE OR	ZIP 97204	E-MAIL tressler@gsiws.com	
BY PROVIDING AN E-MAIL ADDRESS, CONSENT IS GIVEN TO RECEIVE ALL CORRESPONDENCE FROM THE DEPARTMENT ELECTRONICALLY. COPIES OF THE FINAL ORDER DOCUMENTS WILL ALSO BE MAILED.				

Explain in your own words what you propose to accomplish with this permit amendment; and why:
This application proposes two changes to Permit G-15758: (1) Change the place of use for a 34.5-acre portion of the permit which authorizes primary irrigation; (2) Change the points of appropriation for the same 34.5-acre portion of the permit. No changes are proposed for the place of use or points of appropriation authorized for supplemental irrigation.

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

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

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

If NO, include either:

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

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

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

If NO, what are the completion dates of the permit(s)? 10/1/2028

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

By my signature below, I confirm that I understand:

- Prior to Department approval of the permit amendment, I may be required to submit payment to the Department for publication of a notice in a newspaper with general circulation in the area where the permit is located, once per week for two consecutive weeks. If more than one qualifying newspaper is available, I suggest publishing the notice in the following newspaper: The Gresham Outlook

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


Applicant Signature

Ted Sester
Print Name (and Title if applicable)

9/20/2021
Date

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Check one of the following:

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

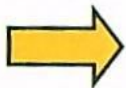
Check the appropriate box, if applicable:

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

IRRIGATION DISTRICT NAME N/A	ADDRESS	
CITY	STATE	ZIP

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

ENTITY NAME N/A	ADDRESS	
CITY	STATE	ZIP



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

ENTITY NAME Multnomah County Land Use Planning Division	ADDRESS 1600 SE 190th Avenue	
CITY Portland	STATE OR	ZIP 97233

ENTITY NAME	ADDRESS	
CITY	STATE	ZIP

ENTITY NAME	ADDRESS	
CITY	STATE	ZIP

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Part 5 of 5 – Water Use Permit Information

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

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PERMIT # G-15758

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

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POD/POA Name or Number	Is this POD/POA Authorized by the permit or is it Proposed?	If POA, OWRD Well Log ID# (or Well ID Tag # L-)	Twp	Rng	Sec	¼ ¼	Tax Lot, DLC or Gov't Lot	Measured Distances (from a recognized survey corner)
Well 1	<input checked="" type="checkbox"/> Authorized <input type="checkbox"/> Proposed	MULT 3476	1 S	4 E	16	NW SE	300	1070 feet South and 50 feet East from C ¼ corner of Section 16
Well 2	<input checked="" type="checkbox"/> Authorized <input type="checkbox"/> Proposed	N/A	1 S	4 E	16	NE SE	400	1140 feet South and 1415 feet East from C ¼ corner of Section 16
Well 3	<input checked="" type="checkbox"/> Authorized <input type="checkbox"/> Proposed	MULT 67819	1 S	4 E	16	SE SE	300	2175 feet South and 1415 feet East from C ¼ corner of Section 16
Well 4	<input checked="" type="checkbox"/> Authorized <input type="checkbox"/> Proposed	N/A	1 S	4 E	16	SW NE	300	600 feet North and 1200 feet East from C ¼ corner of Section 16
Ekstrom Well 1	<input type="checkbox"/> Authorized <input checked="" type="checkbox"/> Proposed	MULT 55482	1 S	4 E	21	NE NW	100	135 feet South and 1648 feet East from NW corner of Section 21
Ekstrom Well 2	<input type="checkbox"/> Authorized <input checked="" type="checkbox"/> Proposed	N/A	1 S	4 E	21	NW NE	900	325 feet South and 2740 feet East from NW corner of Section 21

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

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

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

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

For a change in place of use:

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

☐ Yes ☒ No

If NO, the landowner of the land TO which the place of use is being moved must be assigned to the permit as a permit holder of record by submitting a completed Request for Assignment form and the required statutory fee for an assignment. See Attachment C. The applicant will submit the request for assignment pending favorable findings from the Injury Review for this Permit Amendment.

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

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

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

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

Table 2. Description of Changes to Water Use Permit # G-15758

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

AUTHORIZED (the "from" or "off" lands) The listing that appears on the certificate BEFORE PROPOSED CHANGES List only that part or portion of the water right that will be changed.											Proposed Changes (see "CODES" from previous page)	PROPOSED (the "to" or "on" lands) The listing as it would appear AFTER PROPOSED CHANGES are made.												
Twp	Rng	Sec	¼ ¼	Tax Lot	Gvt Lot or DLC	Acres (if applicable)	POD(s) or POA(s) (name or number from Table 1)	Priority Date	Twp	Rng		Sec	¼ ¼	Tax Lot	Gvt Lot or DLC	Acres (if applicable)	POD(s) or POA(s) to be used (from Table 1)	Priority Date						
EXAMPLE																								
2	S	9	E	15	NE	NW	100		15.0	POD #1 POD #2		POU/POD	2	S	9	E	15	NW	NW	100	1	10.0	POD #5	
"	"	"	"	"	"	"	"	"	EXAMPLE	"		"	2	S	9	E	15	SW	NW	200		5.0	POD #6	
1	S	4	E	16	NW	NE	300 301		19.25	Well 1 Well 2 Well 3 Well 4	5/21/2003	POU/POA	1	S	4	E	21	NW	NE	900 1000		17.4	Ekstrom Well 1, Ekstrom Well 2	5/21/2003
1	S	4	E	16	SW	NE	300		15.25	"	"		1	S	4	E	21	SW	NE	900		17.1	"	"
TOTAL ACRES									34.5	TOTAL ACRES									34.5					

Additional remarks: The applicant proposes to change the place of use and points of appropriation for a 34.5-acre portion of Permit G-15758 authorizing primary irrigation, as shown on the map in Attachment B. No changes are proposed for the portion of the permit authorizing supplemental irrigation, labeled Remaining Lands on the map.


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

If YES, list the other certificate, permit, or ground water registration numbers: "From" Lands: 28123; "To" Lands: 29894, 29896, 32584, and 40150. Certificate 29894 authorizes primary irrigation and Certificates 29896, 32584, and 40150 authorize supplemental irrigation.

 Concurrent with this permit amendment application, a transfer application is being filed to move the portions of the place of use for Certificates 29894, 29896, 32584, and 40150 which coincide with this application's proposed "To" Lands to the location of this application's "From" Lands. The layered portion of Certificate 28123 is being left in place on the "From" Lands, and an affidavit for voluntary partial diminution from primary to supplemental irrigation is included with this application (Attachment F). When the transfer application is approved, Certificate 28123 will then be layered with a different primary irrigation right of similar reliability (Certificate 29894).

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

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

- ☒ Well log(s) are attached for each authorized and proposed well(s) that are clearly labeled and associated with the corresponding well(s) in Table 1 above and on the accompanying application map. (Tip: You may search for well logs on the Department's web page at: http://apps.wrd.state.or.us/apps/gw/well_log/Default.aspx) Attachment E

AND/OR

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

Table 3. Construction of Point(s) of Appropriation

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

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Proposed or Authorized POA Name or Number	Is well already built? (Yes or No)	If an existing well, OWRD Well ID Tag No. L-____	Total well depth	Casing Diameter	Casing Intervals (feet)	Seal depth(s) (intervals)	Perforated or screened intervals (in feet)	Static water level of completed well (in feet)	Source aquifer (sand, gravel, basalt, etc.)	Well - specific rate (cfs or gpm). If less than full rate of water right
Well 2	No	N/A	440'*	8"*	0-440'*	0-284'*	380-430'*	220'*	Deep Troutdale	
Well 4	No	N/A	500'*	8"*	0-500'*	0-280'*	380-490'*	280'*	Deep Troutdale	
Ekstrom Well 2	No	N/A	550'*	10"*	0-210'*	0-210'*	210-550'*	280'	Deep Troutdale	

*Anticipated or estimated

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Attachment A
Permit G-15758

Application for a Permit Amendment—G and F Sester Family LLC

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STATE OF OREGON

COUNTY OF MULTNOMAH

PERMIT TO APPROPRIATE THE PUBLIC WATERS

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THIS PERMIT IS HEREBY ISSUED TO

G AND F SESTER FAMILY LLC
33205 SE OXBOW DR
GRESHAM, OR 97080

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

APPLICATION FILE NUMBER: G-16012

SOURCE OF WATER: WELL 1, WELL 2, WELL 3, AND WELL 4 IN NORTH FORK BEAVER CREEK BASIN

PURPOSE OR USE: IRRIGATION USE ON 334.85 ACRES, BEING PRIMARY IRRIGATION ON 34.5 ACRES AND SUPPLEMENTAL IRRIGATION ON 300.35 ACRES

MAXIMUM RATE: 1.11 CUBIC FEET PER SECOND (CFS), BEING 0.43 CFS FOR PRIMARY IRRIGATION AND 0.68 CFS FOR SUPPLEMENTAL IRRIGATION

PERIOD OF USE: MARCH 1 THROUGH OCTOBER 31

DATE OF PRIORITY: MAY 21, 2003

WELL LOCATIONS:

WELL #1; NW $\frac{1}{4}$ SE $\frac{1}{4}$ SECTION 16, T1S, R4E, W.M.; 1070 FEET SOUTH & 50 FEET EAST FROM C1/4 CORNER, SECTION 16

WELL #2; NE $\frac{1}{4}$ SE $\frac{1}{4}$ SECTION 16, T1S, R4E, W.M.; 1140 FEET SOUTH & 1415 FEET EAST FROM C1/4 CORNER, SECTION 16

WELL #3; SE $\frac{1}{4}$ SE $\frac{1}{4}$ SECTION 16, T1S, R4E, W.M.; 2175 FEET SOUTH & 1415 FEET EAST FROM C1/4 CORNER, SECTION 16

WELL #4; SW $\frac{1}{4}$ NE $\frac{1}{4}$ SECTION 16, T1S, R4E, W.M.; 600 FEET NORTH & 1200 FEET EAST FROM C1/4 CORNER, SECTION 16

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

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THE PLACE OF USE IS LOCATED AS FOLLOWS:

	<u>PRIMARY</u>	<u>SUPPLEMENTAL</u>
NW ¼ NE ¼	19.25 ACRES	20.0 ACRES
SW ¼ NE ¼	15.25 ACRES	24.75 ACRES
NE ¼ NW ¼		20.0 ACRES
NW ¼ NW ¼		18.0 ACRES
SW ¼ NW ¼		18.75 ACRES
SE ¼ NW ¼		19.5 ACRES
NE ¼ SW ¼		38.5 ACRES
SE ¼ SW ¼		38.5 ACRES
NE ¼ SE ¼		37.6 ACRES
NW ¼ SE ¼		36.5 ACRES
SW ¼ SE ¼		8.0 ACRES
SE ¼ SE ¼		20.25 ACRES

SECTION 16
TOWNSHIP 1 SOUTH, RANGE 4 EAST, W.M.

Measurement, recording and reporting conditions:

- A. Before water use may begin under this permit, the permittee shall install a meter or other suitable measuring device as approved by the Director. The permittee shall maintain the meter or measuring device in good working order, shall keep a complete record of the amount of water used each month and shall submit a report which includes the recorded water use measurements to the Department annually or more frequently as may be required by the Director. Further, the Director may require the permittee to report general water use information, including the place and nature of use of water under the permit.
- B. The permittee 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.

Use of water under authority of this permit may be regulated if analysis of data available after the permit is issued discloses that the appropriation will measurably reduce the surface water flows necessary to maintain the free-flowing character of a scenic waterway in quantities necessary for recreation, fish and wildlife in effect as of the priority date of the right or as those quantities may be subsequently reduced.

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Page 3

The well(s) shall produce groundwater only from the Deep Troutdale groundwater reservoir between approximately 300 feet and 500 feet below land surface.

- (1) Use of water from the well, as allowed herein, shall be regulated if the well displays:
 - (a) An average water level decline of three or more feet per year for five consecutive years; or
 - (b) A total water level decline of fifteen or more feet; or
 - (c) A hydraulic interference decline of fifteen or more feet in any neighboring well providing water for senior exempt uses or wells covered by prior rights.
- (2) The permittee/appropriator shall install a meter or other measuring device suitable to the Director, and shall keep a complete record of water uses.
- (3) The permittee/appropriator shall be responsible for complying with each of the following requirements for measuring water levels in the well.
 - (a) Use of water from a new well shall not begin until the initial water level in the well has been measured. A measurement of initial water level shall be made at the time a pump is installed, but before pumping begins.
 - (b) In addition to the measurement required in subsection (a) of this section, a water level measurement shall be made each year at the time of spring high water during the period March 15 through April 15.
 - (c) All water level measurements shall be made by a qualified individual. Qualified individuals include certified water rights examiners, licensed water well drillers, registered geologists, registered professional engineers, registered land surveyors, licensed well constructor, pump installer licensed by the Construction Contractors Board, or the permittee/appropriator.
 - (d) Any qualified individual measuring a well shall use standard methods of procedure and equipment designed for the purpose of well measurement. The equipment used shall be well suited to the conditions of construction at the well. A list of standard methods of procedure and suitable equipment shall be available from the Department.

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- OWRD** (e) The permittee/appropriator shall submit a record of the measurement to the Department on a form available from the Department. The record of measurement shall include both measurements and calculations, shall include a certification as to their accuracy signed by the individual making the measurements, and shall be received not later than 30 days from the date of measurement. The Department shall determine when any of the declines cited in section (1) are evidenced by the well measurement required in section (3).

STANDARD CONDITIONS

If the number, location, or construction of any well deviates from that proposed in the permit application or permit conditions, the conclusions of the Proposed Final Order and Final Order under which this permit was granted may be revised, conditions may be appropriately revised, or this permit may not be valid.

If substantial interference with a senior water right occurs due to withdrawal of water from any well listed on this permit, then use of water from the well(s) shall be discontinued or reduced and/or the schedule of withdrawal shall be regulated until or unless the Department approves or implements an alternative administrative action to mitigate the interference. The Department encourages junior and senior appropriators to jointly develop plans to mitigate interferences.

The wells shall be constructed 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.

Where two or more water users agree among themselves as to the manner of rotation in the use of water and such agreement is placed in writing and filed by such water users with the watermaster, and such rotation system does not infringe upon such prior rights of any water user not a party to such rotation plan, the watermaster shall distribute the water according to such agreement.

Prior to receiving a certificate of water right, the permit holder shall submit the results of a pump test meeting the department's standards, to the Water Resources Department. The Director may require water level or pump test results every ten years thereafter.

Failure to comply with any of the provisions of this permit may result in action including, but not limited to, restrictions on the

use, civil penalties, or cancellation of the permit.

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

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

The Director finds that the proposed use(s) of water described by this permit, as conditioned, will not impair or be detrimental to the public interest.

Complete application of the water to the use shall be made on or before October 1, 2009. If the water is not completely applied before this date, and the permittee wishes to continue development under the permit, the permittee must submit an application for extension of time, which may be approved based upon the merit of the application.

Within one year after complete application of water to the proposed use, the permittee shall submit a claim of beneficial use, which includes a map and report, prepared by a Certified Water Rights Examiner (CWRE).

Issued November 3, 2004


Phillip C. Ward, Acting Director
Water Resources Department

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ASSIGNMENT OF PERMIT: Pursuant to ORS 537.220, this permit may be assigned to a party other than the permittee named hereon, if the land the permit is associated with changes ownership, or if the permittee is an organization whose name changes as a result of sale or merger. Request for Assignment forms are available from the Oregon Water Resources Department web site at <http://www.wrd.state.or.us/>, or may be requested from the Department at 503-986-0801 or Water Right Application Section, Oregon Water Resources Department, 725 Summer St NE Ste A, Salem OR 97301-1271.

Application G-16012
Basin 3
Huffmaam

Water Resources Department
Volume 2 BEAVER CR MISC

PERMIT G-15758
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MAILING ADDRESS CHANGES: If the mailing address of the permittee named hereon changes, it is important that the Oregon Water Resources Department be informed of the change. Address changes must be submitted in writing with the permittee's signature to Water Right Application Section, Oregon Water Resources Department, 725 Summer St NE Ste A, Salem OR 97301-1271.

REAL ESTATE TRANSACTIONS: Pursuant to ORS 537.330, in any transaction for the conveyance of real estate that includes any portion of the lands described in this permit, the seller of the real estate shall, upon accepting an offer to purchase that real estate, also inform the purchaser in writing whether any permit, transfer approval order, or certificate evidencing the water right is available and that the seller will deliver any permit, transfer approval order or certificate to the purchaser at closing, if the permit, transfer approval order or certificate is available.

CULTURAL RESOURCES PROTECTION LAWS: Permittees involved in ground-disturbing activities should be aware of federal and state cultural resources protection laws. ORS 358.920 prohibits the excavation, injury, destruction or alteration of an archeological site or object, or removal of archeological objects from public and private lands without an archeological permit issued by the State Historic Preservation Office. 16 USC 470, Section 106, National Historic Preservation Act of 1966 requires a federal agency, prior to any undertaking to take into account the effect of the undertaking that is included on or eligible for inclusion in the National Register. For further information, contact the State Historic Preservation Office at 503-378-4168, extension 232.

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Attachment B
Permit Amendment Application Map
Application for a Permit Amendment—G and F Sester Family LLC

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Attachment C
Request for Assignment
Application for a Permit Amendment—G and F Sester Family LLC

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Request for Assignment



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

If the Department determines that the application is incomplete, fees have not been paid, or the required documents are not acceptable, the application and all fees submitted will be returned to the applicant.

If for multiple rights, a separate form and fee for each right will be required.

I, G and F Sester Family LLC, Attn: Ted Sester
(Name of Current Holder of Record)

33205 SE Oxbow Dr. Gresham OR 97080 503-663-4844
(Mailing Address) (City) (State) (Zip) (Phone #)

- ☐ hereby assign all my interest in and to the entire application/permit/transfer order/limited license/groundwater statement; (example, sold all the land authorized under the right)
- ☒ hereby assign all my interest in and to a portion of application/permit/transfer order/limited license/groundwater statement; (You must include a map showing the portion of the application/permit/transfer order/limited license/groundwater statement to be assigned. Example, sold a portion of the land authorized under the right)
- ☐ hereby assign a portion of my interest in and to the entire application/permit/transfer order/limited license/groundwater statement; (example, adding an additional person)

Application # G-16012; Permit # G-15758; Transfer Order # _____;

Limited License # _____; Groundwater Statement # _____;

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as filed in the office of the Water Resources Director, to:

Shelley L Ekstrom LLC, Attn: James Ekstrom
(Name of New Owner)

3199 SE 302nd Avenue Troutdale OR 97060 503-328-6680
(Mailing Address) (City) (State) (Zip) (Phone #)

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Note: If there are other owners of the property described in the application, permit, transfer order, limited license, or groundwater statement, you must provide a list of all other owners' names and mailing addresses and attach it to this form. Write the initials (first letters) of your first and last names at the spot indicated below.

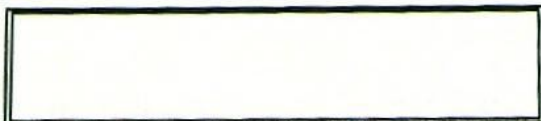
_____ I hereby certify that I have notified all other owners of the property described in this application, permit, transfer order, limited license, or groundwater statement of this Request of Assignment.

Witness my hand this _____ day of _____, 20____.
(Day) (Month) (Year)

Signature of Current Holder of Record _____

Failure to provide any of the required information will result in the return of your application.

DO NOT WRITE IN THIS BOX

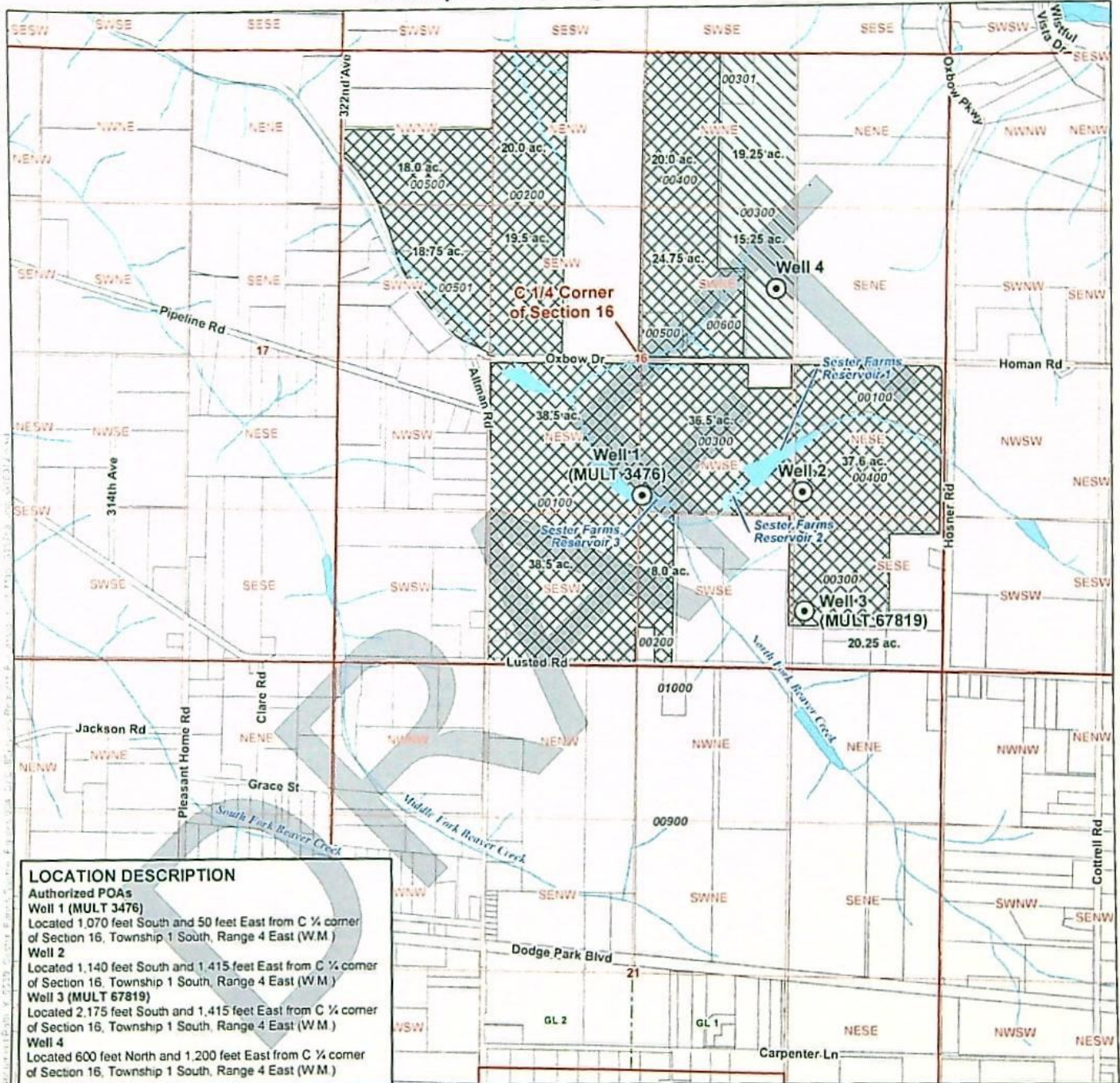


The completed "Request for Assignment" form *must* be submitted to the Department along with the recording fee of \$120.

13852

Request for Assignment Map Permit G-15758 (Application G-16012)

Multnomah County
Township 1 South, Range 4 East (W.M.)



LOCATION DESCRIPTION

Authorized POAs

Well 1 (MULT 3476)

Located 1,070 feet South and 50 feet East from C 1/4 corner of Section 16, Township 1 South, Range 4 East (W.M.)

Well 2

Located 1,140 feet South and 1,415 feet East from C 1/4 corner of Section 16, Township 1 South, Range 4 East (W.M.)

Well 3 (MULT 67819)

Located 2,175 feet South and 1,415 feet East from C 1/4 corner of Section 16, Township 1 South, Range 4 East (W.M.)

Well 4

Located 600 feet North and 1,200 feet East from C 1/4 corner of Section 16, Township 1 South, Range 4 East (W.M.)

LEGEND

- Authorized Well
- Portion to be Assigned to Shelley L Ekstrom LLC (34.5 ac. Primary)
- Portion in the name of G and F Sester Family LLC (300.35 ac. Supplemental)
- Government Lot (GL)

All Other Features

- Tax Lot
- Watercourse
- Waterbody

DISCLAIMER

This map was prepared for the purpose of identifying the location of a water right only and it is not intended to provide legal dimensions or location of property ownership lines.

MAP NOTES

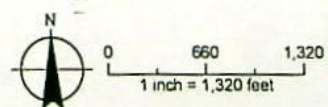
Date: September 13, 2021

Data Sources: BLM, OGIC, USGS, METRO

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OWRD



Well 1: MULT 3476
Well 3: MULT 67819
Ekstrom Well 1: MULT 55482

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Attachment E
Well Logs

Application for a Permit Amendment—G and F Sester Family LLC

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STATE OF OREGON
WATER WELL REPORT
(as required by ORS 537.765) WATER RESOURCES DEPT.
SALEM, OREGON

MAY 24 1993

MULT
3476

1S/4E/16

(START CARD) # 45258

(1) OWNER: Well Number _____

Name SESTER FARM INC.

Address 33205 SE OXBOW

City GRESHAM State OR Zip 97080

(2) TYPE OF WORK:

☒ New Well ☐ Deepen ☐ Recondition ☐ Abandon

(3) DRILL METHOD:

☒ Rotary Air ☐ Rotary Mud ☐ Cable

☐ Other _____

(4) PROPOSED USE:

☐ Domestic ☐ Community ☐ Industrial ☒ Irrigation

☐ Thermal ☐ Injection ☐ Other _____

(5) BORE HOLE CONSTRUCTION:

Special Construction approval ☐ Yes ☒ No Depth of Completed Well 433 ft.

Explosives used ☐ Yes ☒ No Type _____ Amount _____

HOLE			SEAL			Amount sacks or pounds
Diameter	From	To	Material	From	To	
14	0	65	Cement	0	65	43
10	65	284	Cement	244	284	36
8	284	433				

How was seal placed: Method ☐ A ☐ B ☒ C ☐ D ☐ E

☐ Other _____

Backfill placed from _____ ft. to _____ ft. Material _____

Gravel placed from _____ ft. to _____ ft. Size of gravel _____

(6) CASING/LINER:

	Diameter	From	To	Gauge	Steel	Plastic	Welded	Threaded
Casing:	10	+1	65	.250	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
	8	+1	433	.250	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Liner:					<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Final location of shoe(s) 433

(7) PERFORATIONS/SCREENS:

☒ Perforations Method Air Knife

☐ Screens Type _____ Material _____

From	To	Slot size	Number	Diameter	Tel./pipe size	Casing	Liner
380	430	1/8"	1400	8		<input checked="" type="checkbox"/>	<input type="checkbox"/>
						<input type="checkbox"/>	<input type="checkbox"/>
						<input type="checkbox"/>	<input type="checkbox"/>
						<input type="checkbox"/>	<input type="checkbox"/>

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

☐ Pump ☐ Bailer ☒ Air ☐ Flowing

☐ Artesian

Yield gal/min _____ Drawdown _____ Drill stem at _____ Time _____

300+ _____ 400 _____ 4hr.

Temperature of Water 52 Depth Artesian Flow Found _____

Was a water analysis done? ☐ Yes By whom _____

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

☐ Salty ☐ Muddy ☐ Odor ☐ Colored ☐ Other _____

Depth of strata: _____

(9) LOCATION OF WELL by legal description:

County Mult Latitude _____ Longitude _____

Township 1S N or S. Range 4E E or W. WM. _____

Section 16 1/4 _____ 1/4 _____

Tax Lot 11 Lot _____ Block _____ Subdivision _____

Street Address of Well (or nearest address) same as above

Water Right Permit # G11445

(10) STATIC WATER LEVEL:

199 ft. below land surface. Date 4-20-93

Artesian pressure _____ lb. per square inch. Date _____

(11) WATER BEARING ZONES:

Depth at which water was first found 20

From	To	Estimated Flow Rate	SWL
20	40	N/A	6
319	433	300+	199

(12) WELL LOG:

Ground elevation _____

Material	From	To	SWL
top soil	0	6	
sandy clay yellow	6	7	
frac. weathered rock	7	56	6
frac. weathered rock gray	56	87	
frac. rock gray	87	141	
broken rock gray	141	183	
rock gray	183	247	
weathered rock&clay blue	247	319	
cement gravel gray	319	366	
cement gravel&sandstone	366	382	
cccccc			
cement gravel gray	382		199
large 3-8" diam. gravel			
with very little fines		433	
Recom. pump set 399' @ 300 gpm			

Date started 3-9-93 Completed 4-20-93

(unbonded) Water Well Constructor Certification:

I certify that the work I performed on the construction, alteration, or abandonment of this well is in compliance with Oregon well construction standards. Materials used and information reported above are true to my best knowledge and belief.

Signed Arnon K. Edin WWC Number 1547

Date 4-19-93

(bonded) Water Well Constructor Certification:

I accept responsibility for the construction, alteration, or abandonment work performed on this well during the construction dates reported above. All work performed during this time is in compliance with Oregon well construction standards. This report is true to the best of my knowledge and belief.

Signed Arnon K. Edin WWC Number 616

Date 4-19-93

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MULT 67819

State of Oregon
WATER WELL REPORT (as required by ORS 537.765)
WATER RESOURCES DEPT.
SALEM, OREGON

Page 1 of 1

State Well ID L52963
Start Card # 140108

(1) OWNER:
Name SESTER FARM INC.
Address 33205 SE OXBOW
City GRESHAM St OR Zip 97080

(2) TYPE OF WORK: NEW WELL

(3) DRILL METHOD: ROTARY AIR

(4) PROPOSED USE: IRRIGATION

(5) BORE HOLE CONSTRUCTION:
Special Construction Approval NO Depth of Compl. Well 470 ft
Explosives used NO Type Amount
HOLE SEAL
Diam. From To Material From To Amount
14 0 100 CEMENT 0 100 64 SACKS
12 100 280 CEMENT 200 280 36 SACKS
10 280 470

Seal placement method C&SET PLUG&PUSH
Backfill: from ft to ft Material
Gravel: from ft to ft Size

(6) CASING/LINER:
Diam. From To Gauge Material Connection
Casing 10 +1 280 .250 STEEL WELDED
8 0 470 .250 STEEL WELDED
Liner

Final Location of shoe(s) 280' 9.5"/470' 7.5" TUBEX

(7) PERFORATIONS/SCREENS:
[X] Perf. Method AIR KNIFE
[_] Screens Type Material
Slot Tele/pipe
From To Size Number Diam. Size Casing/liner
340 460 1/8X2 1800 CASING

(8) WELL TESTS: Minimum testing time is 1 hour
Test type PUMP
Yield GPM Draw-down Drill stem at Time
160 110 1 hr.
160 110 24 hr.
Temperature of water 51F Depth Artesian Flow Found
Was water analysis done? NO By whom
Reason for water not suitable for use
Depth of strata

(9) LOCATION OF WELL by legal description:
County MULT Lat. ° ' " Long. ° ' "
Township 1 S Range 4 E WM.
Section 16 SE 1/4 SE 1/4
Tax Lot 300 Lot Block Subdivision
Street Address of Well (or nearest Address)
NEAREST TO 33605 LUSTED RD GRESHAM, OR

(10) STATIC WATER LEVEL:
330 ft. below land surface. Date 09/14/02
Artesian pressure lb per square in. Date

(11) WATER BEARING ZONES:
Depth at which water was first found 340
From To Est Flow Rate SWL
340 470 160 GPM 330

(12) WELL LOG:
Material Ground elevation
From To SWL
TOP SOIL 0 2
RED CLAY 2 64
RED CLAY & GRAVEL 64 71
CEMENTED GRAVEL & BOULDERS 71 200
CEMENTED GRAVEL W/SEAMS OF YELLOW CLAY 200 340
FINE BLACK CEMENT GRAVEL 340 395 330
FINE MULTI COLORED CEMENTED GRAVEL 395 460 330
FINE MULTI COLORED CEMENTED GRAVEL WITH 460 470 330
YELLOW SAND

TED PULLIAM WELL DRILLING
9480 S.E. 172nd
Boring, Oregon 97009
Phone 665-3353
Date started 08/27/02 Completed 09/14/02

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AWRD

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

Signed WWC Number
Date

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

Signed WWC Number 616
Date 09/28/02

ORIGINAL & FIRST COPY - WATER RESOURCES DEPARTMENT

SECOND COPY - CONSTRUCTOR

THIRD COPY - CUSTOMER

9809C 10/91

13852

Mult
55482

APR 23 1998

State of Oregon
WATER WELL REPORT (as required by ORS 537.765)

Page 1 of 1

State Well ID L15865
Start Card # 099526
WATER RESOURCES DEPT
SALEM, OREGON

(1) OWNER: Well No. L15865
Name EKSTROM NURSERY
Address 1600 SE 282ND
City GRESHAM St OR Zip 97080

(2) TYPE OF WORK: NEW WELL

(3) DRILL METHOD: ROTARY AIR

(4) PROPOSED USE: IRRIGATION

(5) BORE HOLE CONSTRUCTION:

Special Construction Approval NO Depth of Compl. Well 480 ft
Explosives used NO Type Amount

HOLE			SEAL			
Diam.	From	To	Material	From	To	Amount
14	0	120	CEMENT	0	120	58 SACKS
12	120	208	CEMENT	190	208	36 SACKS
9 5/8	208	420				
7 1/2	420	520				

Seal placement method C

Backfill: from ___ ft to ___ ft Material
Gravel: from ___ ft to ___ ft Size

(6) CASING/LINER:

	Diam.	From	To	Gauge	Material	Connection
Casing	10	+1	208	.250	STEEL	WELDED
	8	0	420	.250	STEEL	WELDED

Liner

Final Location of shoe(s) 208'91/2"; 420'71/2" TUBEX

(7) PERFORATIONS/SCREENS:

[] Perf. Method
[] Screens Type Material

From	To	Slot Size	Number	Diam.	Tele/pipe Size	Casing/liner
------	----	-----------	--------	-------	----------------	--------------

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

Test type AIR

Yield GPM	Draw-down	Drill stem at	Time
250		500	1 hr.

Temperature of water 51F Depth Artesian Flow Found

Was water analysis done? NO By whom

Reason for water not suitable for use

Depth of strata

(9) LOCATION OF WELL by legal description:

County MULT Lat. ° ' " Long. ° ' "
Township 1 S Range 4 E WM.
Section 21 NE 1/4 NW 1/4
Tax Lot 58 Lot Block Subdivision
Street Address of Well (or nearest Address)
CORNER SE ALTMAN & LUSTED ROAD GRESHAM, OR 97080

(10) STATIC WATER LEVEL:

260 ft. below land surface. Date 04/20/98
Artesian pressure ___ lb per square in. Date

(11) WATER BEARING ZONES:

Depth at which water was first found 260		Est Flow Rate	SWL
From	To		
140	160	10-20 GPM	65
420	520	250-300GPM	260

(12) WELL LOG:

Material	Ground elevation		SWL
	From	To	
TOP SOIL	0	2	
RED CLAY	2	63	
LIGHTLY CEMENTED GRAVEL & BOULDERS	63	140	
GRAVEL & BOULDERS	140	160	65
LIGHTLY CEMENTED GRAVEL & BOULDERS	160	420	
LIGHTLY CEMENTED GRAVEL & BOULDERS & BLACK SAND	420	480	260
LIGHTLY CEMENTED GRAVEL & BOULDERS & YELLOW SAND	480	520	260
CAVING 480'-520'			

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OWRD

Date started 04/02/98 Completed 04/20/98

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

Signed _____ WWC Number _____
Date _____

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

Signed *Ed W. Rutledge* WWC Number 616
Date 04/20/98

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Attachment F

Affidavit for Voluntary Partial Diminution of Certificate 28123
Application for a Permit Amendment—G and F Sester Family LLC

13852 - 111

AFFIDAVIT FOR THE VOLUNTARY PARTIAL DIMINUTION OF A WATER RIGHT CERTIFICATE

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OCT 25 2021

OWRD

State of Oregon)
) ss
County of Multnomah)

I/We (or authorized agent), Tim and Lisa Sester,
residing at 33505 SE Oxbow Drive, Gresham, OR 97080,
telephone number 503-663-4844, being first duly sworn depose and say:

1. I/We are the legal owner(s) of the property described as tax lot number 1S4E16A0300, within the SW ¼ NE ¼, Section 16, Township 1 S, Range 4 E, of the Willamette Meridian, in Multnomah County, Oregon, as shown on the attached map and described in the attached deed and legal description and made part of this affidavit;
2. All or a portion of water right certificate number 28123 issued to Andrew William and Anne Sherwood, with a date of priority of 3/12/1956 for use of 0.11 cubic foot per second of water from Nursery irrigation well (MULT 2531) (sources) for the purpose of irrigation of 9.3 acres (uses) is appurtenant to my/our property;
3. The appurtenant water right is/is not located within the boundaries of an irrigation, drainage, water improvement, or water control district, or federal reclamation project (if the right is located within a district or reclamation project, name it here: N/A);
4. If the water right is issued in the name of an irrigation district, then the affiant must have the concurrence of the district to the diminishment of the portion of the water right. (Signature of district manager on the line below documents concurrence of the district.)

N/A

Signature of district manager

Printed Name

Date

5. I/We are requesting partial diminution of water right certificate number 28123 in the amount of 0.07 cubic foot per second of water from Nursery irrigation well (sources) for the irrigation of 6.1 acres at the following locations as listed on the certificate (attach a table if needed):

<u>SW ¼ NE ¼</u>	<u>6.1</u> Acres
<u>¼ ¼</u>	<u> </u> Acres
<u>¼ ¼</u>	<u> </u> Acres
Section <u>16</u>	
Township <u>1 S</u> , Range <u>4 E</u> , WM;	

6. I/we have found a more dependable source of primary water, and therefore request the water right be diminished from a right for primary irrigation to a right for supplemental irrigation on the lands described above in item #5;

AFFIDAVIT FOR THE PARTIAL DIMINUTION OF A WATER RIGHT CERTIFICATE
(CONTINUED)

7. I/We agree that if this change is approved, it is permanent and the right to the use of water from Nursery irrigation well (MULT 2531) (source) cannot be changed back to the primary source unless otherwise provided by law. I/We also agree that so long as there is sufficient water available from the new primary source, I am/we are not entitled to use any water from Nursery irrigation well (MULT 2531) (source) for primary irrigation of these lands.

Jim Sester

Signature of legal owner as listed on deed, or authorized agent

9/20/21

Date

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Signature of legal co-owner as listed on deed
(if applicable)

Date

OWRD

Subscribed and Sworn to Before Me this 20th day of September, 2021

Lizet Dominguez
Notary Public for Oregon



My Commission Expires April 05, 2025

PLEASE ATTACH A LEGIBLE COPY OF :

- 1) A DEED WHICH LISTS LAND OWNERS AND INCLUDES A LEGAL DESCRIPTION OF AFFECTED LANDS, AND
- 2) AN ADJUDICATION MAP, WATER RIGHT FINAL PROOF MAP, OR A TAX LOT MAP WITH THE PORTION OF THE WATER RIGHT AND/OR LANDS TO BE DIMINISHED CLEARLY DRAWN AND IDENTIFIED.
- 3) IF ACTING AS AN AUTHORIZED AGENT, INCLUDE COPY OF POWER OF ATTORNEY OR OTHER DOCUMENTS GRANTING AUTHORITY TO ACT ON BEHALF OF LEGAL OWNER(S) AS LISTED ON THE DEED.

13852

BLS

NO PART OF ANY STEVENS-NESS FORM MAY BE REPRODUCED IN ANY FORM OR BY ANY ELECTRONIC OR MECHANICAL MEANS.



G & F Sester Family LLC
 33295 SE Oxbow Dr
 Gresham, Oregon 97080
 Grantor's Name and Address

Tim Sester and Lisa Sester
 33505 SE Oxbow Dr
 Gresham, Oregon 97080
 Grantor's Name and Address

After recording, return to (Name and Address):
 Tim Sester
 33505 SE Oxbow Dr
 Gresham, OR 97080

Until requested otherwise, send all tax statements to (Name and Address):
 no change

Multnomah County Official Records
 E Murray, Deputy Clerk

2018-062871



\$82.00

02139493201800628710010017

06/14/2018 12:05:36 PM

1R-BAS DEED
 \$5.00 \$11.00 \$50.00 \$5.00

Pg=1 Stn=10 HUNTK

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BARGAIN AND SALE DEED

KNOW ALL BY THESE PRESENTS that G & F Sester Family LLC

hereinafter called grantor, for the consideration hereinafter stated, does hereby grant, bargain, sell and convey unto

Tim Sester and Lisa Sester Husband and Wife

hereinafter called grantee, and unto grantee's heirs, successors and assigns, all of that certain real property, with the tenements, hereditaments and appurtenances thereunto belonging or in any way appertaining, situated in Multnomah County, State of Oregon, described as follows (legal description of property):

Legal Description

The West one-half of the Northeast one-quarter of Section 16, Township 1 South, Range 4 East of the Willamette Meridian; EXCEPT that part of the West one-half of the Northeast one-quarter of said Section 16, conveyed to William H. Sester, et ux, by deed recorded January 6, 1943 in Book 726, Page 586, Deed Records, all in the County of Multnomah and State of Oregon.

ALSO EXCEPTING THEREFROM the following:

Beginning at a point on the South line of the Northeast one-quarter of Section 16, Township 1 South, Range 4 East of the Willamette Meridian, in the County of Multnomah and State of Oregon, that is East 396.00 feet from the Southwest corner of the Northeast one-quarter of said section; thence North parallel with the East line of the West one-half of the West one-half of the Northeast one-quarter a distance of 231.0 feet; thence Northeasterly 370 feet, more or less, to a point in the East line of the West one-half of the West one-half of the Northeast one-quarter that is North 478.5 feet from the South line of said Northeast one-quarter; thence North on the aforesaid East line a distance of 286.5 feet; thence East parallel to the South line of the Northeast one-quarter a distance of 234.0 feet; thence South parallel with the aforesaid East line a distance of 765.0 feet to a point in the South line of the Northeast one-quarter of said section; thence West along said South line, 531.08 feet to the point of beginning.

(IF SPACE INSUFFICIENT, CONTINUE DESCRIPTION ON REVERSE)

To Have and to Hold the same unto grantee and grantee's heirs, successors and assigns forever.

The true and actual consideration paid for this transfer, stated in terms of dollars, is \$ 0. However, the actual consideration consists of or includes other property or value given or promised which is ☐ part of the ☐ the whole (indicate which) consideration. (The sentence between the symbols @, if not applicable, should be deleted. See ORS 93.030.)

In construing this instrument, where the context so requires, the singular includes the plural, and all grammatical changes shall be made so that this instrument shall apply equally to businesses, other entities and to individuals.

IN WITNESS WHEREOF, grantor has executed this instrument on June 13, 2018; any signature on behalf of a business or other entity is made with the authority of that entity.

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.

Tim Sester Member
Lisa Sester member

STATE OF OREGON, County of Multnomah ss.This instrument was acknowledged before me on June 13, 2018

by

This instrument was acknowledged before me on
 by Tim Sester & Lisa Sester
 as Members
 of G & F Sester Family LLC

Notary Public for Oregon

My commission expires

11/26/21

13852

**Oregon Water Resources Department
Water Right Services Division**

Application for Extension of Time

In the Matter of the Application for an Extension of Time)	
for Permit G-15758, Water Right Application G-16012, in the)	FINAL ORDER
name of G and F Sester Family, LLC)	

Permit Information

Application:	G-16012
Permit:	G-15758
Basin:	3 – Sandy / Watermaster District 20
Date of Priority:	May 21, 2003
Source of Water:	Well 1, Well 2, Well 3, and Well 4 in North Fork Beaver Creek Basin
Purpose of Use:	Irrigation use on 334.85 acres, being primary irrigation on 34.5 acres and supplemental irrigation on 300.35 acres
Maximum Rate:	1.11 cubic feet per second (cfs), being 0.43 cfs for primary irrigation and 0.68 cfs for supplemental irrigation

This Extension of Time request is being processed in accordance with Oregon Revised Statute 537.630 and 539.010(5), and Oregon Administrative Rule Chapter 690, Division 315.

Appeal Rights

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

Application History

Permit G-15758 was issued by the Department on November 3, 2004. The permit called for complete application of water to beneficial use by October 1, 2009. On February 8, 2016, Sester Farms, Inc submitted an Application for Extension of Time for Permit G-15758. In accordance with OAR 690-315-0050(2), on May 31, 2016, the Department issued a Proposed Final Order proposing to extend the time to fully apply water to beneficial use to October 1, 2028. The protest period closed July 15, 2016, in accordance with OAR 690-315-0060(1). No protest was filed.

FINDINGS OF FACT

The Department adopts and incorporates by reference the findings of fact in the Proposed Final Order dated May 31, 2016.

At time of issuance of the Proposed Final Order the Department concluded that, based on the factors demonstrated by the applicant, any comments received, and information within the file, the permit may be extended subject to the following conditions:

CONDITIONS

1. Checkpoint Condition

The permit holder must submit a completed Progress Report Form to the Department by **October 1, 2020 and 2025. A form is enclosed with this Final Order.**

- (a) At each checkpoint, the permit holder shall submit and the Department shall review evidence of the permit holder's diligence towards completion of the project and compliance with terms and conditions of the permit and extension. If, after this review, the Department determines the permit holder has not been diligent in developing and perfecting the water use permit, or complied with all terms and conditions, the Department shall modify or further condition the permit or extension to ensure future compliance, or begin cancellation proceedings on the undeveloped portion of the permit pursuant to ORS 537.260 or 537.410, or require submission of a final proof survey pursuant to ORS 537.250;
- (b) The Department shall provide notice of receipt of progress reports in its weekly notice and shall allow a 30 day comment period for each report. The Department shall provide notice of its determination to anyone who submitted comments.

CONCLUSION OF LAW

The applicant has demonstrated good cause for the permit extension pursuant to ORS 537.630, 539.010(5) and OAR 690-315-0040(2).

ORDER

The extension of time for Application G-16012, Permit G-15758, therefore, is approved subject to conditions contained herein. The deadline for applying water to full beneficial use within the terms and conditions of the permit is extended from October 1, 2009 to October 1, 2028.

DATED: July 22, 2016



Dwight French

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

-
- If you have any questions about statements contained in this document, please contact the Permit Extension Specialist at (503) 986-0825.
 - If you have other questions about the Department or any of its programs, please contact our Water Resources Customer Service Group at (503) 986-0900
-



October 22, 2021

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

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OCT 25 2021

OWRD

RE: Application for a Permit Amendment involving Permit G-15758
Application for a Permanent Water Right Transfer involving Certificates 29894, 29896,
32584, 40150

Dear Kelly:

On behalf of the water right holder, please find enclosed:

- Application for a Permit Amendment involving Permit G-15758 and accompanying check in the amount of \$3,340 for payment of the permit amendment fee, and
- Application for a Permanent Water Right Transfer involving Certificates 29894, 29896, 32584, and 40150 and accompanying check in the amount of \$3,190 for payment of the transfer fee.

The place of use changes requested in the permit amendment and transfer involve the same lands; therefore, the Department's review of the two transactions will need to be sequenced. Specifically, the "From" lands for the permit amendment will be the "To" lands for the transfer; and the "From" lands for the transfer will be the "To" lands for the permit amendment.

Please note that included with the permit amendment application is a voluntary partial diminution of water right (Certificate 28123) that is currently layered with Permit G-15758 on the "From" lands. The layered portion of Certificate 28123 is being left in place and will become layered with a different primary irrigation right of similar reliability following approval of the transfer application (Certificate 29894 will be the primary right layered with Certificate 28123 in place of Permit G-15758).

In addition, please note that the "To" lands for the permit amendment are not currently under the control of the permit holder. A draft Request for Assignment for the portion of Permit G-15758 involved in the permit amendment is included with the application (Attachment C); the final signed Request for Assignment will be filed with the Department pending a favorable Injury Review for the permit amendment application (the objective is to not proceed with the assignment unless the Department intends to approve the permit amendment).

13852 - - -

October 22, 2021

If you have any questions regarding the enclosed application, you can reach me at (971) 200-8509.
Please copy me on any correspondence regarding this application.

Sincerely,



Theodore R. Ressler, RG, CWRE
GSI Water Solutions, Inc.

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OCT 25 2021

OWRD

Enclosures: Application for a Permit Amendment
 Check #24008 in the amount of \$3,340
 Application for a Permanent Water Right Transfer
 Check #24009 in the amount of \$3,190

CC: Ted Sester – Sester Farms
 Jim Ekstrom – Ekstrom & Schmidt Nursery

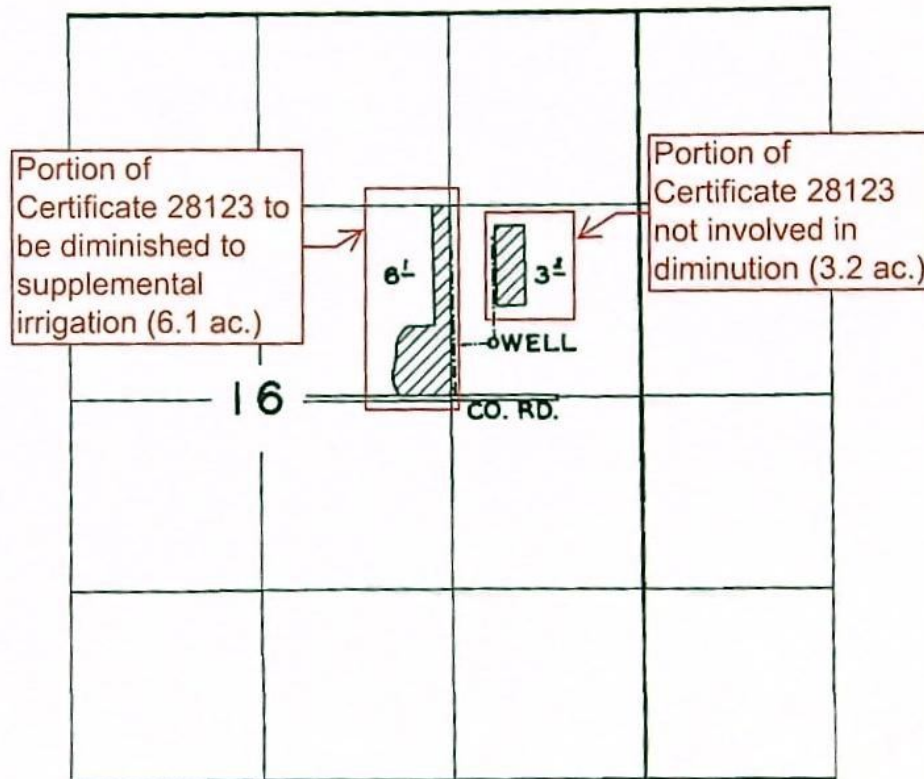
13852

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

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OWRD



FINAL PROOF SURVEY
UNDER

Application No. G.265 Permit No. G.202
IN NAME OF

ANDREW WILLIAM & ANNE SHERWOOD

Surveyed MAY 9 1960, by C. O. BARTELS

13852

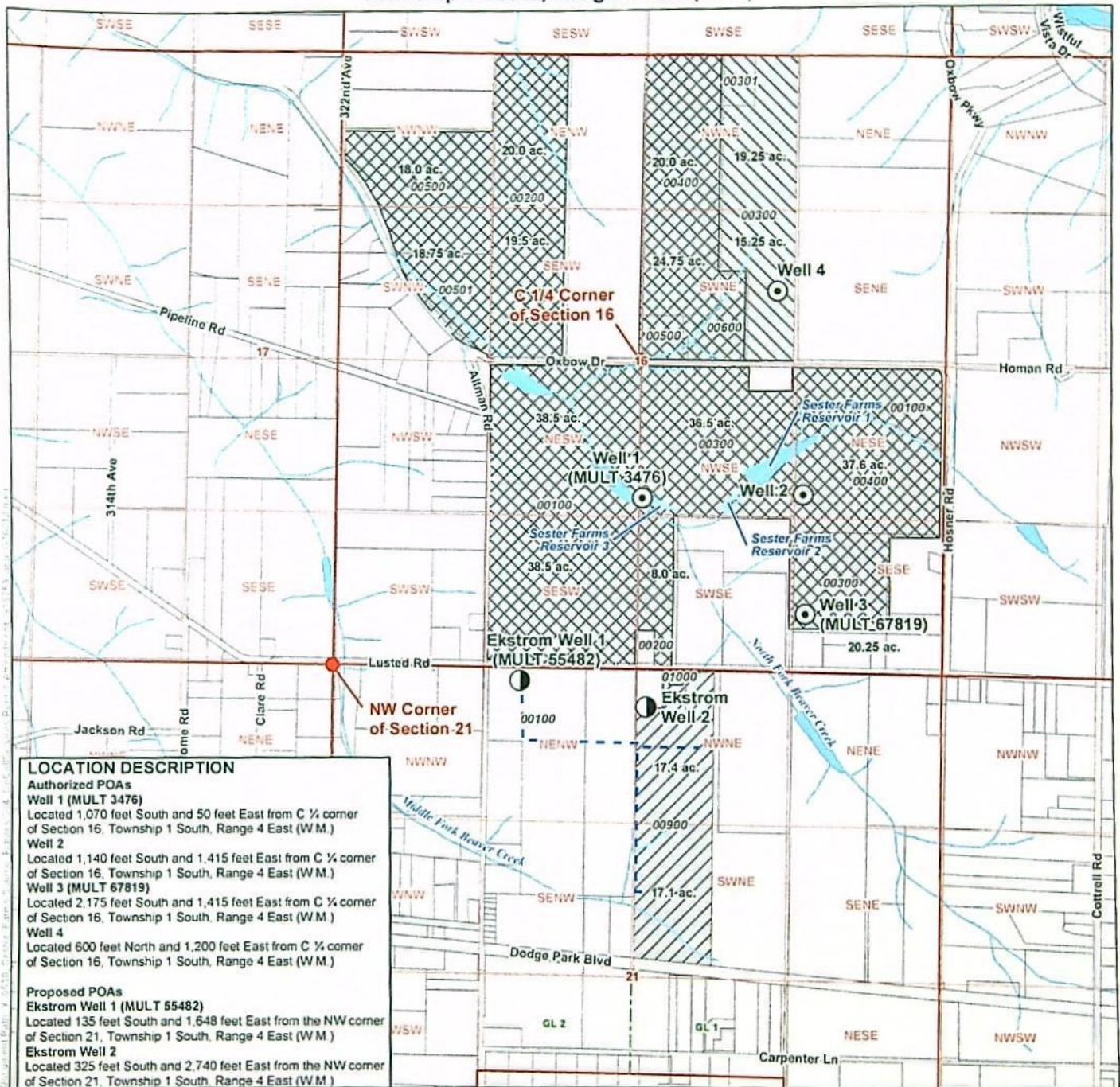
Permit Amendment Application Map Permit G-15758 (Application G-16012)

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Multnomah County
Township 1 South, Range 4 East (W.M.)

OWRD



LOCATION DESCRIPTION

Authorized POAs

Well 1 (MULT 3476)

Located 1,070 feet South and 50 feet East from C 1/4 corner of Section 16, Township 1 South, Range 4 East (W.M.)

Well 2

Located 1,140 feet South and 1,415 feet East from C 1/4 corner of Section 16, Township 1 South, Range 4 East (W.M.)

Well 3 (MULT 67819)

Located 2,175 feet South and 1,415 feet East from C 1/4 corner of Section 16, Township 1 South, Range 4 East (W.M.)

Well 4

Located 600 feet North and 1,200 feet East from C 1/4 corner of Section 16, Township 1 South, Range 4 East (W.M.)

Proposed POAs

Ekstrom Well 1 (MULT 55482)

Located 135 feet South and 1,648 feet East from the NW corner of Section 21, Township 1 South, Range 4 East (W.M.)

Ekstrom Well 2

Located 325 feet South and 2,740 feet East from the NW corner of Section 21, Township 1 South, Range 4 East (W.M.)

LEGEND



Authorized Well



Proposed Well



Water Main



TO Lands (34.5 ac. Primary)



FROM Lands (34.5 ac. Primary)



REMAINING Lands (300.35 ac. Supplemental)



Government Lot (GL)

All Other Features



Tax Lot



Watercourse



Waterbody

DISCLAIMER

This map was prepared for the purpose of identifying the location of a water right only and it is not intended to provide legal dimensions or location of property ownership lines.

MAP NOTES

Date: September 13, 2021

Data Sources: BLM, OGIC, USGS, METRO

13852



0 660 1,320
1 inch = 1,320 feet



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Attachment D

Land Use Information Form

Application for a Permit Amendment—G and F Sester Family LLC

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

Paid: 8-Oct-2021 9:43:38 PDT

Method: Check

Fees: LUCS \$111.00

Total: \$111.00

NOTE TO APPLICANTS

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

This form is NOT required if:

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

NOTE TO LOCAL GOVERNMENTS

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

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Land Use Information Form



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

Applicant(s): G and F Sester Family LLC, Attn: Ted Sester

Mailing Address: 33205 SE Oxbow Dr.

City: Gresham

State: OR

Zip Code: 97080

Daytime Phone: 503-663-4844

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>1S</u>	<u>4E</u>	<u>21</u>	<u>NWNE</u>	<u>1000, 900</u>	<u>MUA20</u>	<input checked="" type="checkbox"/> Diverted	<input checked="" type="checkbox"/> Conveyed	<input checked="" type="checkbox"/> Used	<u>Irrigation</u>
<u>1S</u>	<u>4E</u>	<u>21</u>	<u>SWNE</u>	<u>900</u>	<u>MUA20</u>	<input type="checkbox"/> Diverted	<input checked="" type="checkbox"/> Conveyed	<input checked="" type="checkbox"/> Used	<u>Irrigation</u>
<u>1S</u>	<u>4E</u>	<u>21</u>	<u>NENW</u>	<u>100</u>	<u>MUA20</u>	<input checked="" type="checkbox"/> Diverted	<input checked="" type="checkbox"/> Conveyed	<input type="checkbox"/> Used	<u>Irrigation</u>

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

Multnomah County

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B. Description of Proposed Use

OWRD

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

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

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

Estimated quantity of water needed: 0.43 ☒ cubic feet per second ☐ gallons per minute ☐ acre-feet

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

Briefly describe:

The applicant is proposing two changes to Permit G-15758: (1) Move the place of use for a 34.5-acre portion of the permit; (2) Change the points of appropriation for this 34.5-acre portion to two wells closer to the new location where 34.5 acres will be irrigated.

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

See bottom of Page 3. →

For Local Government Use Only

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:	
		<input type="checkbox"/> Obtained <input type="checkbox"/> Denied	<input type="checkbox"/> Being Pursued <input type="checkbox"/> Not Being Pursued
		<input type="checkbox"/> Obtained <input type="checkbox"/> Denied	<input type="checkbox"/> Being Pursued <input type="checkbox"/> Not Being Pursued
		<input type="checkbox"/> Obtained <input type="checkbox"/> Denied	<input type="checkbox"/> Being Pursued <input type="checkbox"/> Not Being Pursued
		<input type="checkbox"/> Obtained <input type="checkbox"/> Denied	<input type="checkbox"/> Being Pursued <input type="checkbox"/> Not Being Pursued
		<input type="checkbox"/> Obtained <input type="checkbox"/> Denied	<input type="checkbox"/> Being Pursued <input type="checkbox"/> Not Being Pursued

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

All three tax lots are zoned Multiple Use Agriculture. The Growing of Nursery Stock or non-mj crops is an Allowed Use in the zone.

Name: Lisa Estrin Title: Senior Planner

Signature: Lisa Estrin Digitally signed by Lisa Estrin Phone: 503.988.0167 Date: 10/8/21

Government Entity: Multnomah County Land Use Planning

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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.

WRD

Receipt for Request for Land Use Information

Applicant name: _____

City or County: _____ Staff contact: _____

Signature: _____ Phone: _____ Date: _____

Permit Amendment Application Checklist

Checked by Corey C

Date 10/27/21

App # 6-16012

Permit # 6-15758

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

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

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

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

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

If not, what is missing? _____

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

If not, what is missing? _____

- ☒ 3. Are fees included and correct? Fee Paid: \$ 3,340

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

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

If not, whose signature is missing? _____

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

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

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

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

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

**STATE OF OREGON
WATER RESOURCES DEPARTMENT**

725 Summer St. N.E. Ste. A

SALEM, OR 97301-4172

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

RECEIPT # **141254**

INVOICE # _____

RECEIVED FROM: Sester Farm Inc.

BY: _____

APPLICATION	
PERMIT	
TRANSFER	<u>7-13852</u>

CASH: ☐ CHECK: # 21428 OTHER: (IDENTIFY) ☐ _____

TOTAL REC'D \$ 1,790.82

1083 TREASURY 4170 WRD MISC CASH ACCT

0407 COPIES 47124 K1144623 \$ _____
0412 OTHER: (IDENTIFY) Transfer Reimbursement \$ 1,790.82
Authority

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

4270 WRD OPERATING ACCT

MISCELLANEOUS ~~47124~~

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

WATER RIGHTS:

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

WELL CONSTRUCTION

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

OTHER (IDENTIFY) _____

0536 TREASURY 0437 WELL CONST. START FEE

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

OTHER (IDENTIFY) _____

0607 TREASURY 0467 HYDRO ACTIVITY LIC NUMBER

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

TREASURY OTHER / RDX

FUND _____ TITLE _____
 OBJ. CODE _____ VENDOR # _____
 DESCRIPTION _____ \$ _____

**RECEIVED
OVER THE COUNTER**

RECEIPT: **141254**

DATED: 7-26-2023 BY: mcally

Sester Farms Inc.

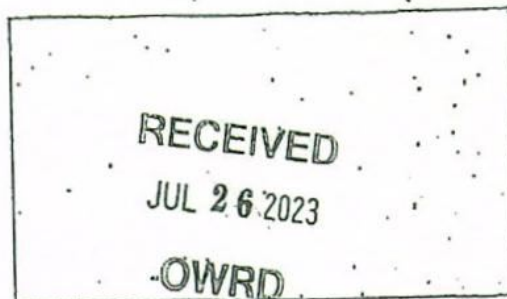
21428

Oregon Water Resources

Date	Type	Reference	Original Amt.	Balance Due	7/24/2023 Discount	Payment
7/24/2023	Bill	R11-446-23	1,790.82	1,790.82		1,790.82
					Check Amount	1,790.82

Cash - Mechanics Ch Contract Number: R11-446-23

1,790.82



Date Received (Date Stamp Here)

OWRD Over-the-Counter Submission Receipt

Applicant Name(s) & Address: Sester Farms
33205 SE Oxbow Dr Gresham OR 97030

Transaction Type: RA

Fees Received: \$ 1790.82

☐ Cash

☒ Check

Check No.

21428

Name(s) on Check:

Sester Farms Inc

Thank you for your submission. Oregon Water Resources Department (Department) staff will review your submittal as soon as possible.

If your submission is determined to be complete, you will receive a receipt for the fees paid and an acknowledgement letter stating your submittal is complete.

If determined to be incomplete, your submission and the accompanying fees will be returned with an explanation of deficiencies that must be addressed in order for the submittal to be accepted.

If you have any questions, please feel free to contact the Department's Customer Service staff at 503-986-0801 or 503-986-0810.

Sincerely,

OWRD Customer Service Staff

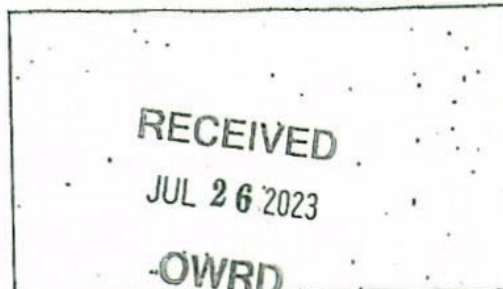
Submission received by:

Corie Lowman

(Name of OWRD staff)

Instructions for OWRD staff:

- Complete this Submission Receipt and make two (2) copies. Place one copy with the check/cash; and place the other copy with the submission (i.e., the application or other document).
- Date-stamp all pages. (NOTE: Do not stamp check.)
- Give this original Submission Receipt to the applicant.
- Record Submission Receipt information on the "RECEIVED OVER THE COUNTER" log sheet.
- Fold and put one copy of the Submission Receipt with check/cash into the Safe slot. Place the other copy of the Submission Receipt with submission (application/other document) in the top drawer of filing cabinet.



Date Received (Date Stamp Here)

OWRD Over-the-Counter Submission Receipt

Applicant Name(s) & Address:

Sister Farms
33205 SE Oxbow Dr. Gresham OR 97030

Transaction Type:

RA

Fees Received: \$

1790.82

☐ Cash

☒ Check;

Check No.

21428

Name(s) on Check:

Sister Farms Inc.

Thank you for your submission. Oregon Water Resources Department (Department) staff will review your submittal as soon as possible.

If your submission is determined to be complete, you will receive a receipt for the fees paid and an acknowledgement letter stating your submittal is complete.

If determined to be incomplete, your submission and the accompanying fees will be returned with an explanation of deficiencies that must be addressed in order for the submittal to be accepted.

If you have any questions, please feel free to contact the Department's Customer Service staff at 503-986-0801 or 503-986-0810.

Sincerely,

OWRD Customer Service Staff

Submission received by:

Corie Cornien

(Name of OWRD staff)

Instructions for OWRD staff:

- Complete this Submission Receipt and make two (2) copies. Place one copy with the check/cash; and place the other copy with the submission (i.e., the application or other document).
- Date-stamp all pages. (NOTE: Do not stamp check.)
- Give this original Submission Receipt to the applicant.
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**STATE OF OREGON
WATER RESOURCES DEPARTMENT**

725 Summer St. N.E. Ste. A

SALEM, OR 97301-4172

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

RECEIPT # **140819**

INVOICE # _____

RECEIVED FROM: Jester Farms Inc.

BY: _____

APPLICATION	
PERMIT	
TRANSFER	<u>T-13852</u>

CASH: ☐ CHECK: # 21244 OTHER: (IDENTIFY) ☐ _____

TOTAL REC'D \$ 125.00

1083 TREASURY 4170 WRD MISC CASH ACCT

0407 COPIES 47124 R 11446 23 \$ _____
1412 OTHER: (IDENTIFY) Transf. Reimbursement \$ 125.00
Authority
 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:

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

WELL CONSTRUCTION

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

OTHER (IDENTIFY) _____

0536 TREASURY 0437 WELL CONST. START FEE

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

OTHER (IDENTIFY) _____

0607 TREASURY 0467 HYDRO ACTIVITY LIC NUMBER

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

TREASURY OTHER / RDX

FUND _____ TITLE _____

OBJ. CODE _____ VENDOR # _____

DESCRIPTION _____ \$ _____

RECEIPT:

140819

DATED:

5-30-23

BY:

113

Sester Farms Inc.

State of Oregon Water Resources Dept
IT Expenses CATEGORY:88250 · Consu

5/26/2023

21244
125.00

RECEIVED

MAY 30 2023

OWRD

Cash - Mechanics Ch

125.00

**STATE OF OREGON
WATER RESOURCES DEPARTMENT**

725 Summer St. N.E. Ste. A

SALEM, OR 97301-4172

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

RECEIPT # **136698**

INVOICE # _____

RECEIVED FROM: GSI Water Solutions, Inc.

BY: _____

CASH: ☐ CHECK # 24008 OTHER: (IDENTIFY) ☐

APPLICATION	
PERMIT	
TRANSFER	<u>1-13852</u>

TOTAL REC'D \$ 3,340.00

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	RECORD FEE
0203 GROUND WATER	\$	0204	\$

0205 TRANSFER \$ 3,340.00

WELL CONSTRUCTION

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

OTHER (IDENTIFY) _____

0536 TREASURY 0437 WELL CONST. START FEE

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

OTHER (IDENTIFY) _____

0607 TREASURY 0467 HYDRO ACTIVITY LIC NUMBER

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

TREASURY OTHER / RDX

FUND _____ TITLE _____

OBJ. CODE _____ VENDOR # _____

DESCRIPTION _____ \$ _____

RECEIPT: **136698**

DATED: 10-25-2021 BY: Mindy Gordon

GSI WATER SOLUTIONS, INC.

Check Date: 9/29/2021

024008

Invoice Number	Date	Voucher	Amount	Discounts	Previous Pay	Net Amount
Permit G-15758	9/27/2021	0018886	3,340.00			3,340.00
Oregon Water Resources Department						
Key Bank 8460 - GSI Water 10		245				
TOTAL			3,340.00			3,340.00

RECEIVED

OCT 25 2021

OWRD