

## Permit Amendment

T-14228

RA

Name Exit 282A Development Company, LLC

## DESCRIPTION OF WATER RIGHT(S)

Address 1205 SW Fairfax Pl.  
Portland, OR 97225  
chrismaleti@gmail.comName of Stream A WellTrib. of Deer Creek Basin ; Unnamed StreamUse IrrigationCounty Clackamas

Quantity of water (CFS) \_\_\_\_\_

No. of Acres \_\_\_\_\_

Name of ditch \_\_\_\_\_

App# G-9327Per # G-18781Cert # —PR Date 7/25/1979

App# \_\_\_\_\_

Per # \_\_\_\_\_

Cert # \_\_\_\_\_

PR Date \_\_\_\_\_

App# \_\_\_\_\_

Per # \_\_\_\_\_

Cert # \_\_\_\_\_

PR Date \_\_\_\_\_

App# \_\_\_\_\_

Per # \_\_\_\_\_

Cert # \_\_\_\_\_

PR Date \_\_\_\_\_

App# \_\_\_\_\_

Per # \_\_\_\_\_

Cert # \_\_\_\_\_

PR Date \_\_\_\_\_

Change in POU, POADate Filed 4-24-2023Initial notice date 5-2-2023

DPD issued date \_\_\_\_\_

PD issued date \_\_\_\_\_

PD notice date \_\_\_\_\_

Date of FO 11/13/2024 Vol 133 Page 346-348

C-Date \_\_\_\_\_

COBU due date \_\_\_\_\_

COBU Received date \_\_\_\_\_

Certificate issued \_\_\_\_\_

## FEES PAID

Date	Amount	Receipt #
4-24-2023	\$3750.00	140566
5-8-2023	\$125.00	140660
5-30-2023	\$1,302.13	140817
9-23-2024	\$60.00	143871

## FEES REFUNDED

Date	Amount	Receipt #

Assignments: \_\_\_\_\_

Irrigation District \_\_\_\_\_

Agent GSI Water Solutions, Inc. : Zach Pike-Urlacher - zpikewurlacher@gsiws.com

CWRE \_\_\_\_\_

CC's list Clackamas County☐ - Oversized map - Location \_\_\_\_\_





# Oregon

Tina Kotek, Governor

## Water Resources Department

North Mall Office Building

725 Summer St NE, Suite A

Salem, OR 97301

Phone 503 986-0900

Fax 503 986-0904

November 13, 2024

Exit 282A Development Co., LLC  
1205 SW Fairfax Place  
Portland, OR 97225

REFERENCE: Permit Amendment Application T-14228

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

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

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

Sincerely,

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

cc: Gregory J. Wacker, Watermaster Dist. # 16 (via email)  
Zach Pike-Urlacher, Agent  
Clackamas County Planning Department, Local Government  
Enclosure



BEFORE THE WATER RESOURCES DEPARTMENT  
OF THE  
STATE OF OREGON

In the Matter of Permit Amendment	)	FINAL ORDER APPROVING A CHANGE IN
T-14228, Clackamas County	)	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**

EXIT 282A DEVELOPMENT CO. LLC  
1205 SW FAIRFAX PLACE  
PORTLAND, OR 97225

**Findings of Fact**

1. On April 24, 2023, EXIT 282A DEVELOPMENT CO. LLC, filed an application to change the points of appropriation and to change the place of use under Permit G-18781. The Department assigned the application number T-14228.
2. Notice of the application for the permit amendment was published in the Department's weekly notice on May 2, 2023, and in the Wilsonville Spokesman newspaper on October 3 and 10, 2024, pursuant to ORS 540.520(5).
3. Permit Amendment Application T-14228 proposes to move the authorized points of appropriation to the following approximate distances from the existing points of appropriation to:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances	Distance from Authorized Points of Appropriation
3 S	1 W	WM	35	SW NE	WELL 4B – 1015 FEET NORTH AND 1080 FEET EAST FROM THE CENTER CORNER OF SECTION 35	Well 1 – 3000 FEET NE Well 2 – 1624 FEET NE
3 S	1 W	WM	35	SE NW	WELL 4A – 90 FEET NORTH AND 1220 FEET WEST FROM THE CENTER CORNER OF SECTION 35	Well 1 – 1578 FEET NW Well 2 – 863 FEET SW
3 S	1 W	WM	35	NW SE	WELL 3 – 410 FEET SOUTH AND 1350 FEET WEST FROM THE EAST 1/4 CORNER OF SECTION 35	Well 1 – 2206 FEET NE Well 2 – 2015 FEET SE

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-14228 also proposes to change the place of use of the permit to:

IRRIGATION						
Twp	Rng	Mer	Sec	Tax Lot	Q-Q	Acres
3 S	1 W	WM	35	580	SW NE	10.0
3 S	1 W	WM	35	570	SW NE	12.1
3 S	1 W	WM	35	500	SE NW	17.7
3 S	1 W	WM	35	1802	NE SW	28.7
3 S	1 W	WM	35	570	NW SE	10.6
3 S	1 W	WM	35	1802	NW SE	19.5
3 S	1 W	WM	35	1860	NW SE	0.2
3 S	1 W	WM	35	1870	NW SE	0.2
Total						99.0

#### ***Permit Amendment Review Criteria***

5. The changes would not result in injury to other water rights.
6. The proposed place of use is owned and/or controlled by the permit holder.
7. The changes do not enlarge the permit.
8. The changes do not alter any other terms of the permit.
9. The proposed place of use is contiguous to the authorized place of use.

#### **Conclusions of Law**

The change in points of appropriation and change in place of use proposed by Permit Amendment Application T-14228 is consistent with the requirements of ORS 537.211.

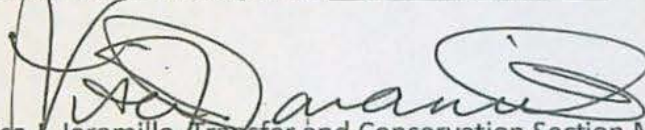
#### **Now, therefore, it is ORDERED:**

1. The change in points of appropriation and change in place of use proposed by Permit Amendment Application T-14228 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 G-18900, in the name of EXIT 282A DEVELOPMENT CO. LLC, is issued to replace Permit G-18781, and incorporates the amendments approved by this order. Permit G-18781, in the name of EXIT 282A DEVELOPMENT CO. LLC, is no longer of any force or effect.
4. The quantity of water diverted at the new points of appropriation (Well 3, Well 4a, and Well 4b) shall not exceed the quantity of water lawfully available at the original points of appropriation (Well 1 and Well 2).



5. Water use measurement conditions:
- a. Before water use may begin under this order, the water user shall install a totalizing flow meter, or, with prior approval of the Director, another suitable measuring device, at each point of appropriation (new and existing).
  - b. The water user shall maintain the meters or measuring devices in good working order.
  - c. The water user shall allow the Watermaster access to the meters or measuring devices; provided however, where the meters or measuring devices are located within a private structure, the Watermaster shall request access upon reasonable notice.
6. Water shall be acquired from the same aquifer as the original points of appropriation (Well 1 and Well 2).
7. The former place of use shall no longer be irrigated as part of this permit.
8. All other terms and conditions of Permit G-18900 remain the same.

Dated in Salem, Oregon on NOV 13 2024



Lisa J. Jaramillo, Transfer and Conservation Section Manager, for  
IVAN GALL, DIRECTOR

Oregon Water Resources Department

Mailing Date: NOV 14 2024



STATE OF OREGON

COUNTY OF CLACKAMAS

PERMIT TO APPROPRIATE THE PUBLIC WATERS

THIS PERMIT IS HEREBY ISSUED TO:

EXIT 282A DEVELOPMENT CO. LLC  
1205 SW FAIRFAX PLACE  
PORTLAND, OR 97225

This superseding permit is issued to describe changes in Point of Appropriation and Place of Use proposed under Permit Amendment Application T-14228 approved by Special Order Volume 133, Page 346, entered on NOV 13 2024, to describe an extension of time approved May 21, 2024 and Split a Permit T-13841 approved by Special Order Volume 127, Page 56, entered on November 23, 2022. This permit supersedes Permit G-18781.

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

APPLICATION FILE NUMBER: G-17230

SOURCE OF WATER: 3 WELLS

PURPOSE OR USE: IRRIGATION OF 99.0 ACRES

MAXIMUM RATE: 1.24 CUBIC FEET PER SECOND (CFS) FROM WELLS NO. 3, 4A and 4B

DATE OF PRIORITY: JULY 25, 1979

The right herein granted is limited to the amount of water which can be applied to beneficial use and shall not exceed 1.24 cubic feet per second measured at the point of diversion from the well or source of appropriation, or its equivalent in case of rotation with other water users from 3 wells; being 0.74 cfs from Well No. 3, 4a and 4b and 0.50 cfs from Well No. 3, 4a and 4b.

WELL LOCATIONS:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
3 S	1 W	WM	35	SW NE	WELL 4B – 1015 FEET NORTH AND 1080 FEET EAST FROM THE CENTER CORNER OF SECTION 35
3 S	1 W	WM	35	SE NW	WELL 4A – 90 FEET NORTH AND 1220 FEET WEST FROM THE CENTER CORNER OF SECTION 35
3 S	1 W	WM	35	NW SE	WELL 3 – 410 FEET SOUTH AND 1350 FEET WEST FROM THE EAST 1/4 CORNER OF SECTION 35



The use to which this water is to be applied is irrigation. If for irrigation this appropriation shall be limited to 1/80<sup>th</sup> of one cubic foot per second or its equivalent for each acre irrigated and shall be further limited to a diversion of not to exceed 2.5 acre feet per acre for each acre irrigated during the irrigation season of each year; and shall be subject to such reasonable rotation system as may be ordered by the proper state officer.

**AUTHORIZED PLACE OF USE:**

IRRIGATION						
Twp	Rng	Mer	Sec	Tax Lot	Q-Q	Acres
3 S	1 W	WM	35	580	SW NE	10.0
3 S	1 W	WM	35	570	SW NE	12.1
3 S	1 W	WM	35	500	SE NW	17.7
3 S	1 W	WM	35	1802	NE SW	28.7
3 S	1 W	WM	35	570	NW SE	10.6
3 S	1 W	WM	35	1802	NW SE	19.5
3 S	1 W	WM	35	1860	NW SE	0.2
3 S	1 W	WM	35	1870	NW SE	0.2
Total						99.0

**Permit Amendment T-14228 Conditions:**

The quantity of water diverted at the new points of appropriation (Well 3, Well 4a, and Well 4b) shall not exceed the quantity of water lawfully available at the original points of appropriation (Well 1 and Well 2).

**Water use measurement conditions:**

- a. Before water use may begin under this order, the water user shall install a totalizing flow meter, or, with prior approval of the Director, another suitable measuring device, at each point of appropriation (new and existing).
- b. The water user shall maintain the meters or measuring devices in good working order.
- c. The water user shall allow the Watermaster access to the meters or measuring devices; provided however, where the meters or measuring devices are located within a private structure, the Watermaster shall request access upon reasonable notice.

Water shall be acquired from the same aquifer as the original points of appropriation (Well 1 and Well 2).

The former place of use shall no longer be irrigated as part of this permit.

**Extension of Time Conditions:**

**Checkpoint Condition**

The permit holder must submit a completed Progress Report Form to the Department by October 1, 2024.



- 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.

**Original Permit Conditions:**

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

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

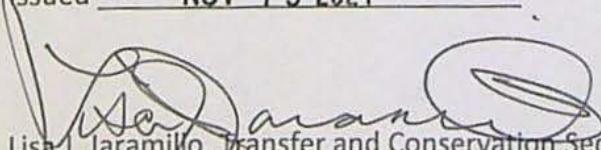
The permittee shall install and maintain a weir, meter or other suitable measuring device and shall keep a complete record of the amount of groundwater withdrawn.

**STANDARD CONDITIONS**

The original permit was issued January 9, 1980. Actual construction was to begin on or before January 9, 1981. Completion of construction of the well was to be completed on or before October 1, 1981. Complete application of the water to the proposed use was to be made on or before October 1, 1982. By Extension of Time Final Order approved May 21, 2021, the deadline for complete application of water was extended to on or before October 1, 2027.

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

Issued NOV 13 2024

  
Lisa J. Jaramillo, Transfer and Conservation Section Manager, for  
IVAN GALL, DIRECTOR  
Oregon Water Resources Department



RECEIPT # 143871

INVOICE #

RECEIVED FROM: GSI  
BY: Water Solutions, Inc.  
CASH: ☐ CHECK: # 27049 OTHER: (IDENTIFY) ☐  
APPLICATION: ☐ PERMIT: ☐ TRANSFER: ☐  
TOTAL REC'D \$ 60.00

1083 TREASURY 4170 WRD MISC CASH ACCT  
0407 COPIES 46118 \$  
0207 OTHER: (IDENTIFY) Newspaper Notice \$ 60.00  
0243 I/S Lease 0244 Muni Water Mgmt. Plan 0245 Cons. Water

4270 WRD OPERATING ACCT  
MISCELLANEOUS  
0407 COPY & TAPE FEES \$  
0410 RESEARCH FEES \$  
0408 MISC REVENUE: (IDENTIFY) \$  
TC162 DEPOSIT LIAB. (IDENTIFY) \$  
0240 EXTENSION OF TIME \$  
WATER RIGHTS:  
0201 SURFACE WATER EXAM FEE 0202 \$  
0203 GROUND WATER EXAM FEE 0204 \$  
0205 TRANSFER EXAM FEE \$  
WELL CONSTRUCTION  
0218 WELL DRILL CONSTRUCTOR EXAM FEE 0219 \$  
LANDOWNER'S PERMIT EXAM FEE 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 # 143871

INVOICE #

RECEIVED FROM: GSI  
BY: Water Solutions, Inc.  
CASH: ☐ CHECK: # 27049 OTHER: (IDENTIFY) ☐  
APPLICATION: ☐ PERMIT: ☐ TRANSFER: ☐  
TOTAL REC'D \$ 60.00

1083 TREASURY 4170 WRD MISC CASH ACCT  
0407 COPIES 46118 \$  
0207 OTHER: (IDENTIFY) Newspaper Notice \$ 60.00  
0243 I/S Lease 0244 Muni Water Mgmt. Plan 0245 Cons. Water

4270 WRD OPERATING ACCT  
MISCELLANEOUS  
0407 COPY & TAPE FEES \$  
0410 RESEARCH FEES \$  
0408 MISC REVENUE: (IDENTIFY) \$  
TC162 DEPOSIT LIAB. (IDENTIFY) \$  
0240 EXTENSION OF TIME \$  
WATER RIGHTS:  
0201 SURFACE WATER EXAM FEE 0202 \$  
0203 GROUND WATER EXAM FEE 0204 \$  
0205 TRANSFER EXAM FEE \$  
WELL CONSTRUCTION  
0218 WELL DRILL CONSTRUCTOR EXAM FEE 0219 \$  
LANDOWNER'S PERMIT EXAM FEE 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  
SEP 23 2024  
OWRD

Invoice Number	Date	Voucher	Amount	Discounts	Previous Pay	Net Amount
T-14228 Notice	9/13/2024	0024676	60.00			
Oregon Water Resources Department						
Beneficial Checking 11		00275	60.00			
		TOTAL	60.00			
						60.00
						60.00





**Carpenter Media Group  
OREGON**

NEW MAILING ADDRESS - P.O. Box 45, West Linn, Oregon 97068

P.O. Box 45 West Linn, OR 97068  
Phone: 503-684-0360 Fax: 503-620-3433  
E-mail: [legals@commnewspapers.com](mailto:legals@commnewspapers.com)

### AFFIDAVIT OF PUBLICATION

State of Oregon, County of Clackamas, ss I,  
Kristine Humphries, being first duly sworn,  
depose and say that I am the Principal Clerk  
of the Wilsonville Spokesman, a newspaper  
of general circulation, published in Clack-  
amas County, Oregon, as defined by ORS  
193.010 and 193.020, that

**SEE EXHIBIT A**

**Ad#: 338572**

**Owner: Oregon Water Resources Depart-  
ment**

**Description: Notice of Permit Amendment  
T 14228**

A copy of which is hereto annexed, was  
published in the entire issue of said  
newspaper for 2 week(s) in the  
following issue:

**10/03/2024, 10/10/2024**

Kristine Humphries (Principal Clerk)

Subscribed and sworn to before me this  
10/10/2024.

NOTARY PUBLIC FOR OREGON

**Received**

**OCT 21 2024**

**OWRD**

Acct #: 149038  
**Attn: ELYSE D. RICHMAN**  
OREGON WATER RESOURCES DEPARTMENT  
725 SUMMER STREET SE, SUITE A  
SALEM, OR 97301



OFFICIAL STAMP  
DESERI KIM CERRUTI  
NOTARY PUBLIC - OREGON  
COMMISSION NO. 1014575  
MY COMMISSION EXPIRES JULY 18, 2025



## EXHIBIT A

### Notice of Permit Amendment T-14228

T-14228 filed by Exit 282A Development Co. LLC, 1205 SW Fairfax Pl Portland, OR 97225, proposes changes in point of appropriation and place of use under Permit G-18781. The permit allows the use of 1.24 cubic feet per second from 2 Wells Sect. 35, T3S, R1W, W.M. for irrigation in Sect. 35. The applicant proposes to move the points of appropriation in Sect. 35, T3S, R1W, W.M. and to change the place of use to Sect. 35, T3S, R1W, W.M. The Water Resources Department has concluded that the proposed permit amendment appears to be consistent with the requirements of ORS 537.211. The last date of newspaper publication is October 10, 2024.  
Published Oct. 3 & 10, 2024.

WS338572

Received  
OCT 21 2024  
OWRD





# Oregon

Tina Kotek, Governor

Received  
SEP 23 2024  
OWRD

Water Resources Department  
North Mall Office Building  
725 Summer St NE, Suite A  
Salem, OR 97301  
Phone 503 986-0900  
Fax 503 986-0904

September 11, 2024

VIA E-MAIL

**Applicant**

EXIT 282A DEVELOPMENT CO. LLC  
1205 SW FIARFAX PL  
PORTLAND, OR 97225

SUBJECT: Permit Amendment Application T-14228

Your Permit Amendment application requires publication of a notice for two consecutive weeks in a newspaper with general circulation in the area where the permit is located. The Department will publish the notice in the Wilsonville Spokesman newspaper upon receiving your payment for the notice.

At this time you need to:

1. Submit a check for **\$60.00** (to cover cost\* of publication of the notice), made out to the Oregon Water Resources Department.
2. Write **"for T-14228 NOTICE"** on the front of your check, and
3. Submit it with the tracking stub at the bottom of this letter.

**\*PLEASE NOTE:** As outlined in OAR 690-380-4020(3), publication costs include both the direct cost of the notice and indirect processing costs (not to exceed 20% of the direct costs) for processing.

Mail the check to 725 Summer St. NE, Suite A, Salem, OR 97301-1266, no later than **October 11, 2024**.

Upon receipt of your check, processing will continue on the permit amendment application. If we do not receive payment for newspaper notice by **October 11, 2024**, a Final Order may be issued denying the application as incomplete.

Please don't hesitate to contact me at [Stacy.H.Phillips@water.oregon.gov](mailto:Stacy.H.Phillips@water.oregon.gov).

Sincerely,

*Stacy H. Phillips*

Permit Amendment Specialist  
Transfer and Conservation Section

X-----  
**Attached** is a check for **\$60.00** Newspaper Notice for Permit Amendment T-14228

- made out to Oregon Water Resources Department (or OWRD)
- "for T-14228 NOTICE" written on front of check

Mail to: Oregon Water Resources Department  
725 Summer St. NE, Suite A  
Salem, OR 97301-1266

Caseworker: Stacy Phillips



**PERMIT AMENDMENT COVER SHEET**

Transfer: T-14228

Permit Amendment Specialist: Stacy

Transfer Type: Permit Amendment Transfer

Reimbursement Authority? ☒

<b>Applicant:</b> EXIT 282A DEVELOPMENT CO. LLC 1205 SW FIARFAX PLACE PORTLAND, OR 97225	<b>Agent:</b> GSI WATER SOLUTIONS INC 1600 SW WESTERN AVE, STE 240 CORVALLIS, OR 97333	<b>CWRE:</b>
<b>Irrigation District:</b>	<b>Affected Local Gov'ts:</b> County Of Clackamas	<b>Affected Tribal Gov't:</b>
<b>BOR Notified (date):</b>		

**Permit(s) Affected**

File Marked	App. File # or Decree Name	Permit Number	Superseding Permit Number
<input type="checkbox"/>	G-9327	G-18781	G-18900
<input type="checkbox"/>			
<input type="checkbox"/>			

**Key Dates & Initial Actions (Support Staff)**

Rec'd: April 24, 2023	Proposed Action(s): POINT OF APPROPRIATION; PLACE OF USE	
Fees Pd: 3750.00	Acknowledgement Letter Sent <input checked="" type="checkbox"/>	Basin: 2 Willamette
Initial Public Notice: <u>May 2, 2023</u>	County sent cc: of Ack Letter <input checked="" type="checkbox"/>	County: CLACKAMAS
WM District: 16 Gregory J. Wacker	WM Review request sent:	WM Review date received: <u>5-27-23</u>
ODFW District:	ODFW Review sent:	ODFW Review date received:
Groundwater	GW Review sent:	GW Review date received: <u>9-18-23</u>

**Caseworker Actions: Newspaper Notice and other:**

Newspaper notice needed: <input type="checkbox"/>	Name of Newspaper: <u>Wilsonville Spokesman</u>		
Newspaper notice sent to coordinator:	Newspaper notice quote requested (NRS1):		
Request for news \$ sent:	News \$ received:		
Affidavit of publication received:	Last day of publication:		
Extension of Time? <input type="checkbox"/>	Assignment? <input type="checkbox"/>	Previous Permit Amendments? <input type="checkbox"/>	WMCP? <input type="checkbox"/>

**Peer Review:**

Document	Drafted	Peer Review	Coordinator	Changes Made	Signature Bin	Signature Date
FO	Date: _____ Initials: _____	Date: _____ Initials: _____	Date: _____ Initials: _____	Date: _____ Initials: _____ Data Review Date: _____	Date: _____ WM Sheet <input type="checkbox"/> ODFW Sheet: <input type="checkbox"/> No. of docs for sig: _____	Date: _____

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

Special Order Volume: Vol. \_\_\_\_\_ Pages \_\_\_\_\_





# Oregon

Tina Kotek, Governor

## Water Resources Department

North Mall Office Building

725 Summer St NE, Suite A

Salem, OR 97301

Phone 503 986-0900

Fax 503 986-0904

September 11, 2024

VIA E-MAIL

### Applicant

EXIT 282A DEVELOPMENT CO. LLC

1205 SW FIARFAX PL

PORTLAND, OR 97225

SUBJECT: Permit Amendment Application T-14228

Your Permit Amendment application requires publication of a notice for two consecutive weeks in a newspaper with general circulation in the area where the permit is located. The Department will publish the notice in the Wilsonville Spokesman newspaper upon receiving your payment for the notice.

At this time you need to:

1. Submit a check for **\$60.00** (to cover cost\* of publication of the notice), made out to the Oregon Water Resources Department.
2. Write **"for T-14228 NOTICE"** on the front of your check, and
3. Submit it with the tracking stub at the bottom of this letter.

**\*PLEASE NOTE:** As outlined in OAR 690-380-4020(3), publication costs include both the direct cost of the notice and indirect processing costs (not to exceed 20% of the direct costs) for processing.

Mail the check to 725 Summer St. NE, Suite A, Salem, OR 97301-1266, **no later than October 11, 2024.**

Upon receipt of your check, processing will continue on the permit amendment application. If we do not receive payment for newspaper notice by October 11, 2024, a Final Order may be issued denying the application as incomplete.

Please don't hesitate to contact me at [Stacy.H.Phillips@water.oregon.gov](mailto:Stacy.H.Phillips@water.oregon.gov).

Sincerely,

*Stacy H. Phillips*

Permit Amendment Specialist

Transfer and Conservation Section

X-----

Attached is a check for **\$60.00** Newspaper Notice for Permit Amendment T-14228

- made out to Oregon Water Resources Department (or OWRD)
- "for T-14228 NOTICE" written on front of check

Mail to: Oregon Water Resources Department  
725 Summer St. NE, Suite A  
Salem, OR 97301-1266

Caseworker: Stacy Phillips



## Watermaster Review Form: Water Right Transfer



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

Transfer Application: T-14228

Review Due Date: 05/27/2023

Applicant Name: Exit 282A Development Co. LLC

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

Reviewer(s): G. Wacker

Date of Review: 05/08/2023

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-14228



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



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



at each new point of diversion/appropriation.

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

Watermaster name: Greg Wacker

District: 16

Address: 725 Summer St NE Ste A

City/State/Zip: Salem, OR 97301

Phone: 971-719-6262

Email: gregory.j.wacker@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- 14228

GW Reviewer Gabriela Ferreira / Dennis Orlowski Date Review Completed: September 18, 2023

### Summary of Same Source Review:

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

### Summary of Injury Review:

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

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

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

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





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

## Ground Water Review Form:

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

Application: T-13706

Applicant Name: Exit 282A Development Company, LLC

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

Reviewer(s): Gabriela Ferreira / Dennis Orlowski

Date of Review: September 18, 2023

Date Reviewed by GW Mgr. and Returned to WRSD: JTI 12/28/23

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: The proposed transfer modifies POAs authorized under Permit G-18781. Permit G-18781 has a priority date of July 25, 1979 for irrigation of 99.0 acres by the currently authorized POAs (CLAC 8769, Well 1; and CLAC 8774, Well 2) and maximum combined rate of 1.24 cfs (0.74 cfs from Well 1 and 0.50 from Well 2).

The proposed transfer would replace the authorized POAs with CLAC 8770 (Well 3) and another to-be-constructed POA (either Well 4a or Well 4b). The transfer would also modify the POU by 6.2 acres.

2. Will the proposed POA develop the same aquifer (source) as the existing authorized POA?  
☒ Yes ☐ No Comments: Depth to bedrock (Columbia River Basalt) near the POAs is approximately 800 to 850 feet below land surface (bls). The authorized POAs (CLAC 8769 and CLAC 8774) obtain groundwater from the alluvial aquifer system, more specifically the Willamette silt or Willamette aquifer as described by Gannett and Caldwell (1998). CLAC 8770 and the proposed construction for Well 4a/4b would similarly develop the Willamette silt and/or Willamette aquifer, which are considered to be part of a single alluvial aquifer system within this area of the Willamette Basin.



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.): N/A
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: Several wells were identified near the proposed POAs that could be affected by the proposed change, including CLAC 53863, CLAC 8783, CLAC 8808, and CLAC 8784. The currently authorized POAs, CLAC 8769 and CLAC 8774, are completed to depths of 170 and 203 feet bls respectively. The proposed POA CLAC 8770 is completed to a depth of 205 feet bls and proposed construction for Well 4a and Well 4b would also be completed to 205 feet bls. Therefore, the POAs and nearby wells that will likely be affected by the proposed use do not fully penetrate the sedimentary aquifer in this area, which the USGS estimates at ~800-850 feet thick (Gannett and Caldwell, 1998). Consequently, injury due to the proposed change would not be found because the potentially-affected well(s) do not fully penetrate the shared aquifer (OAR 690-008-0001(8)(c)).
- 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: N/A
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: An unnamed tributary to the Pudding River is approximately 4,500 to 5,000 feet southeast of the authorized POAs, CLAC 8769 and CLAC 8774. The nearest proposed POA, CLAC 8770, is located 3,200 feet from the unnamed tributary to Pudding River. Based on the reduced intervening distances, the proposed change would likely result in an increase in interference with this unnamed tributary to the Pudding River.
- 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: Unnamed Tributary to the Pudding River ☒ Minimal ☐ Significant

Provide context for minimal/significant impact: The Hunt 2003 analytical stream depletion model was used to estimate interference at the unnamed tributary to the Pudding River caused by pumping the proposed and authorized POAs to estimate the maximum anticipated interference, based on proximity and similar hydrologic conditions. Model parameters are derived from nearby pumping tests (CLAC 18450, CLAC 8758, CLAC 53111, and CLAC 8770) and published values (Freeze and Cherry, 1979). Due to the thickness of fine-grained sediments between the bottom of the streambed for the Pudding River and associated tributaries and the top of the water-bearing zones tapped by the proposed APOAs, and the distance from the stream, the change in degree of interference due to the proposed transfer is estimated to be minimal.



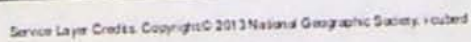
6. For SW-GW transfers, will the proposed change in point of diversion affect the surface water source similarly (as per OAR 690-380-2130) to the authorized point of diversion specified in the water use subject to transfer?  
☐ Yes ☐ No Comments: Not applicable.
7. What conditions or other changes in the application are necessary to address any potential issues identified above: None.
8. Any additional comments: None.

References:

- Freeze, R.A. and Cherry, J.A., 1979, Groundwater, Prentice Hall, Englewood Cliffs, New Jersey, 604 p.
- Gannett, M.W. and Caldwell, R., 1998, *Geologic framework of the Willamette Lowland aquifer system, Oregon and Washington*, Professional Paper 1424-A, 32 p: U. S. Geological Survey, Reston, VA.
- Hunt, B., 2003, Unsteady stream depletion when pumping from semiconfined aquifer: Journal of Hydrologic Engineering, January/February, Vol 8, p. 12-19.



T-14228 Exit 282A Development Co., LLC





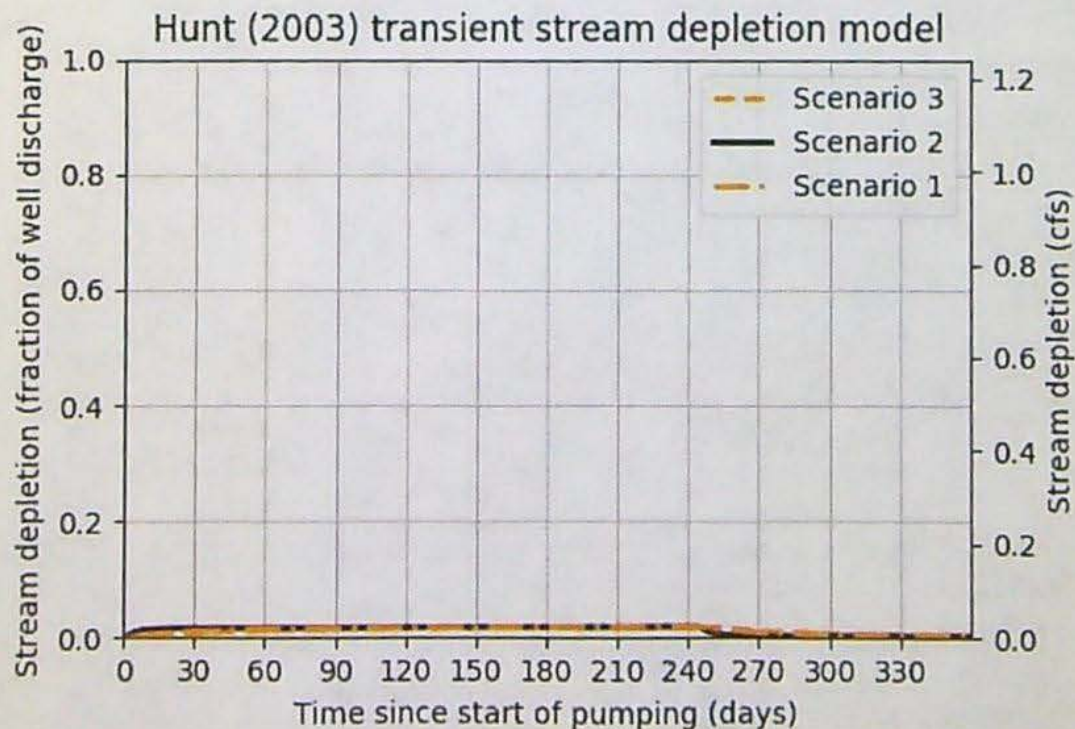
## Hunt 2003 Stream Depletion Model: From-POA (CLAC 8769) Interference with Unnamed Tributary to Pudding River

Application type:	T
Application number:	14228
Well number:	1
Stream Number:	1
Pumping rate (cfs):	1.24
Pumping duration (days):	244.0

Parameter	Symbol	Scenario 1	Scenario 2	Scenario 3	Units
Distance from well to stream	a	4500	4500	4500	ft
Aquifer transmissivity	T	2500	3500	4500	ft <sup>2</sup> /day
Aquifer storativity	S	0.005	0.001	0.01	-
Aquitard vertical hydraulic conductivity	Kva	0.01	0.01	0.01	ft/day
Aquitard saturated thickness	ba	50	50	50	ft
Aquitard thickness below stream	babs	15	15	15	ft
Aquitard specific yield	Sya	0.2	0.2	0.2	-

Stream depletion for Scenario 2:

Days	10	330	360	30	60	90	120	150	180	210	240
Depletion (%)	1	0	0	2	2	2	2	2	2	2	2





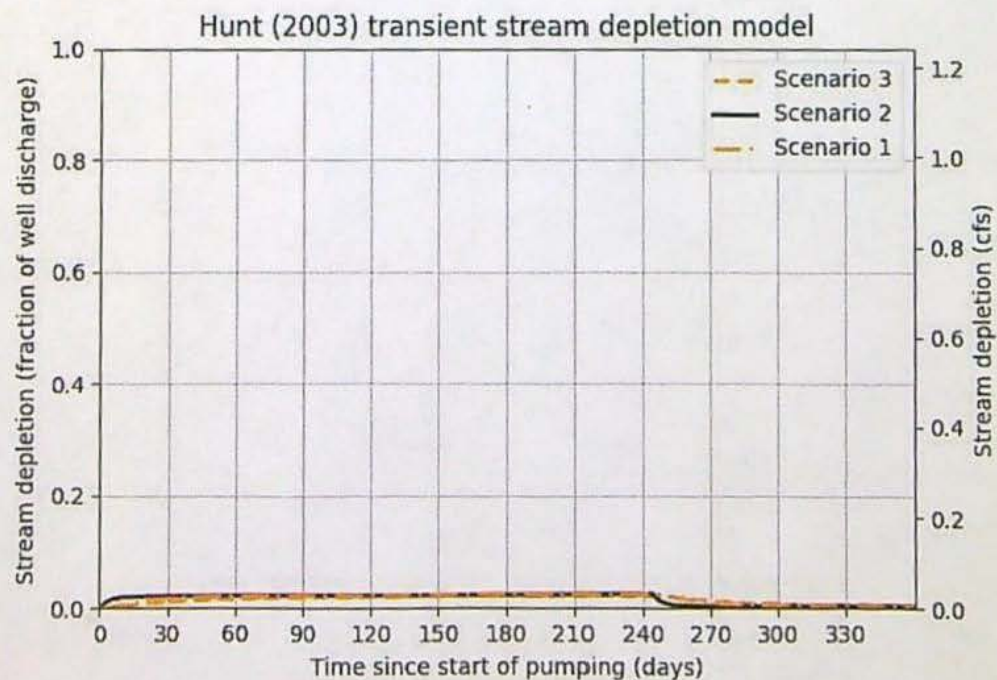
## Hunt 2003 Stream Depletion Model: Proposed To-POA (CLAC 8770) Interference with Unnamed Tributary to Pudding River

Application type:	T
Application number:	14228
Well number:	2
Stream Number:	1
Pumping rate (cfs):	1.24
Pumping duration (days):	244.0
Pumping start month number (3=March)	3.0

Parameter	Symbol	Scenario 1	Scenario 2	Scenario 3	Units
Distance from well to stream	a	3200.0	3200.0	3200.0	ft
Aquifer transmissivity	T	2500.0	3500.0	4500.0	ft <sup>2</sup> /day
Aquifer storativity	S	0.005	0.001	0.01	-
Aquitard vertical hydraulic conductivity	Kva	0.01	0.01	0.01	ft/day
Aquitard saturated thickness	ba	50.0	50.0	50.0	ft
Aquitard thickness below stream	babs	15.0	15.0	15.0	ft
Aquitard specific yield	Sya	0.2	0.2	0.2	-
Stream width	ws	120.0	120.0	120.0	ft

Stream depletion for Scenario 2:

Days	10	330	360	30	60	90	120	150	180	210	240	270	300
Depletion (%)	2	0	0	2	2	2	2	2	2	2	3	0	0
Depletion (cfs)	0.02	0.01	0.01	0.03	0.03	0.03	0.03	0.03	0.03	0.03	0.03	0.01	0.01





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 # 140566

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

RECEIVED FROM: GSI Water Solutions Inc.

BY: \_\_\_\_\_

CASH: ☐ CHECK: # 25890 OTHER: (IDENTIFY) \_\_\_\_\_

APPLICATION \_\_\_\_\_  
PERMIT \_\_\_\_\_  
TRANSFER T-14229

TOTAL REC'D \$3,750.00

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 \$ \_\_\_\_\_ 0202 \$ \_\_\_\_\_

0203 GROUND WATER \$ \_\_\_\_\_ 0204 \$ \_\_\_\_\_

0205 TRANSFER \$ \_\_\_\_\_

WELL CONSTRUCTION

0218 WELL DRILL CONSTRUCTOR \$ \_\_\_\_\_ 0219 \$ \_\_\_\_\_

LANDOWNER'S PERMIT

0220 \$ \_\_\_\_\_

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

0536 TREASURY 0437 WELL CONST. START FEE

0211 WELL CONST START FEE \$ \_\_\_\_\_ CARD# \_\_\_\_\_

0210 MONITORING WELLS \$ \_\_\_\_\_ CARD# \_\_\_\_\_

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

0607 TREASURY 0467 HYDRO ACTIVITY LIC NUMBER

0233 POWER LICENSE FEE (FW/WRD) \$ \_\_\_\_\_

0231 HYDRO LICENSE FEE (FW/WRD) \$ \_\_\_\_\_

HYDRO APPLICATION \$ \_\_\_\_\_

TREASURY OTHER / RDX

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

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

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

RECEIPT: 140566

DATED: 4-24-23 BY: cm. caly

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

GSI WATER SOLUTIONS INC

Check Date: 4/18/2023

025890

Invoice Number	Date	Voucher	Amount	Discounts	Previous Pay	Net Amount
Exit 282 Permit Amend	4/17/2023	0021855	3,750.00			3,750.00
Oregon Water Resources Department						
Beneficial Checking	3	00245	3,750.00			3,750.00
		TOTAL	3,750.00			

RECEIVED  
APR 24 2023  
OWRD



# 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](http://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.

RECEIVED

APR 24 2023

OWRD

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

- ☒ Part 1 – Completed Minimum Requirements Checklist.
- ☒ Part 2 – Completed Application Map Checklist.
- ☒ Part 3 – Application Fee, payable by check to the Oregon Water Resources Department, and completed Fee Worksheet, page 3. Try the new online fee calculator at: [http://apps.wrd.state.or.us/apps/misc/wrd\\_fee\\_calculator](http://apps.wrd.state.or.us/apps/misc/wrd_fee_calculator). **The required fee of \$3,750 is attached.**
- ☒ 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-18781**  
Please include a separate Part 5 for each permit. (See instructions on page 6)
- ☒ Completed Permit Amendment Application Map (Does not have to be prepared by a Certified Water Right Examiner).
- ☐ ☒ N/A Request for Assignment Form and statutory fee. The request for assignment form has to be completed if the applicant is **not** the permit holder of record and needs to be assigned to the permit; **or** the landowner of the proposed place of use is **not** the permit holder of record and needs to be assigned to the permit (the Request for Assignment Form is available online at <https://www.oregon.gov/OWRD/Forms/Pages/default.aspx>). Assignment is not needed if the applicant is the permit holder of record.
- ☐ ☒ N/A Affidavit(s) of Consent are required from all permit holder(s) of record if the permit is not assigned to the applicant **or** other permit holders of record that are not listed as applicants.
- ☒ ☐ N/A Oregon Water Resources Department's Land Use Information Form with approval and signature (or signed land use form receipt stub) from each local land use authority in which water is to be diverted, conveyed, and/or used. Not required if water is to be diverted, conveyed, and/or used only on federal lands or if **all** of the following apply: a) a change in place of use only, b) no structural changes, c) the use of water is for irrigation only, and d) the use is located within an irrigation district or an exclusive farm use zone.
- ☒ ☐ N/A Water Well Report/Well Log for changes in point(s) of appropriation (well(s)) or additional point(s) of appropriation.
- ☐ ☒ N/A Geologist Report for a change from a surface water point of diversion to a ground water point of appropriation (well), if the proposed well is more than 500 feet from the surface water source and more than 1000 feet upstream or downstream from the point of diversion. (ORS 540.531(2) or (3)).

(For Staff Use Only)

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

- |  |   |
|--|---|
| <input type="checkbox"/> Application fee not enclosed/insufficient | <input type="checkbox"/> Map not included or incomplete |
| <input type="checkbox"/> Land Use Form not enclosed or incomplete  |   |
| <input type="checkbox"/> Additional signature(s) required          | <input type="checkbox"/> Part _____ 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.

RECEIVED

APR 24 2023

OWRD

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



## Part 3 of 5 – Fee Worksheet

FEE WORKSHEET for PERMIT AMENDMENT		RECEIVED
1	Base Fee (includes one type of change to one permit for up to 1 cfs)	1 \$1,360
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>		2 \$1,090
Multiply line 2b by \$1090 and enter »		2 \$1,090
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>		3 0
Multiply line 3b by \$610 and enter »		3 0
Do you propose to add or change a well, or change from a surface water POD to a well? <input type="checkbox"/> No: enter 0 <input checked="" type="checkbox"/> Yes: enter \$480 for the 1 <sup>st</sup> well to be added or changed <u>\$480 (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>\$820(4b)</u>		4 \$1,300
Add line 4a to line 4b and enter »		4 \$1,300
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>0.078 (5a)</u> Subtract 1.0 from the number in 5a above: <u>0 (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
Add entries on lines 1 through 5 above » » » » » » » » » » Subtotal:		6 \$3,750
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		7 0
If no box is applicable, enter 0 on line 7 »		7 0
Subtract line 7 from line 6 » <b>Permit Amendment Fee:</b>		8 \$3,750

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

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



# Part 4 of 5 – Applicant Information and Signature

## Applicant Information

APPLICANT/BUSINESS NAME EXIT 282A DEVELOPMENT COMPANY, LLC			PHONE NO. 503-678-4722	ADDITIONAL CONTACT NO.
ADDRESS 1205 SW FAIRFAX PLACE			FAX NO.	
CITY PORTLAND	STATE OR	ZIP 97225	E-MAIL CHRISMALETIS@GMAIL.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.				

RECEIVED

APR 24 2023

**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: ZACH PIKE-URLACHER			PHONE NO. 541-753-0933	ADDITIONAL CONTACT NO.
ADDRESS 1600 SW WESTERN BOULEVARD, SUITE 240			FAX NO.	
CITY CORVALLIS	STATE OR	ZIP 97333	E-MAIL zpikeurlacher@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.				

OWRD

Explain in your own words what you propose to accomplish with this permit amendment; and why:

The Applicant is proposing to change the point of appropriation for Well 1 (0.74 cfs) and Well 2 (0.50 cfs) to Well 3 and to Well 4a or 4b, for a total of not to exceed 1.24 cfs from any of the proposed points of appropriation. The Applicant also proposes to change the place of use of 6.2 acres of the permit.

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.

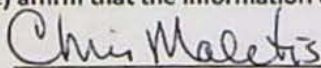
If NO, what are the completion dates of the permit(s)? 10/1/2027

- 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: Wilsonville Spokesman

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

  
Applicant Signature

Chris Maletis, Manager  
Print Name (and Title if applicable)

4-15-2023  
Date



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 <b>N/A</b>	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 <b>N/A</b>	ADDRESS	
CITY	STATE	ZIP



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

ENTITY NAME <b>Clackamas County</b>	ADDRESS <b>150 Beavercreek Road, Room #225</b>	
CITY <b>Oregon City</b>	STATE <b>OR</b>	ZIP <b>97045</b>

ENTITY NAME	ADDRESS	
CITY	STATE	ZIP

ENTITY NAME	ADDRESS	
CITY	STATE	ZIP

RECEIVED

APR 24 2023

OWRD



## 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.

**RECEIVED**

**PERMIT # G-18781**

**APR 24 2023**

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

**OWRD**

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

POD/POA Name or Number	Is this POD/POA Authorized by the permit or is it Proposed?	If POA, OWRD Well Log ID# (or Well ID Tag # L-___)	Twp	Rng	Sec	¼ ¼	Tax Lot, DLC or Gov't Lot	Measured Distances (from a recognized survey corner)
Well 1	<input checked="" type="checkbox"/> Authorized <input type="checkbox"/> Proposed	CLAC 8769	3 S	1 W	35	SE SW	1800	1400 feet South and 700 feet West from the Center corner of Section 35
Well 2	<input checked="" type="checkbox"/> Authorized <input type="checkbox"/> Proposed	CLAC 8774	3 S	1 W	35	SE NW	500	500 feet North and 460 feet West from the Center Corner of Section 35
Well 3	<input type="checkbox"/> Authorized <input checked="" type="checkbox"/> Proposed	CLAC 8770	3 S	1 W	35	NW SE	570	410 feet South and 1350 feet West from E1/4 Corner of Section 35
Well 4a	<input type="checkbox"/> Authorized <input checked="" type="checkbox"/> Proposed	-	3 S	1 W	35	SE NW	500	90 feet North and 1,220 feet West from the Center corner of Section 35
Well 4b	<input type="checkbox"/> Authorized <input checked="" type="checkbox"/> Proposed	-	3 S	1 W	35	SW NE	602	1,015 feet North and 1,080 feet East from the Center Corner of Section 35

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.



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.

RECEIVED

APR 24 2023

OWRD



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-18781**

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	Acre (if applicable)	POD(s) or POA(s) (name or number from Table 1)	Priority Date	Twp	Rng		Sec	¼ ¼	Tax Lot	Gvt Lot or DLC	Acre (if applicable)	POD(s) or POA(s) to be used (from Table 1)	Priority Date						
EXAMPLE																								
2	S	9	E	15	NE	NW	100		15.0	POD #1 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	
3	S	1	W	35	SW	NE	580		10.0	Well 1, Well 2	7/25/ 1979	APOA/POU	3	S	1	W	35	SW	NE	580		10.0	Well 3, Well 4a or 4b	7/25/ 1979
3	S	1	W	35	SW	NE	570		12.1				3	S	1	W	35	SW	NE	570		12.1		
3	S	1	W	35	SE	NW	500		21.1				3	S	1	W	35	SE	NW	500		17.7		
3	S	1	W	35	NE	SW	1802		25.0				3	S	1	W	35	NE	SW	1802		28.7		
3	S	1	W	35	NW	SW	1802		0.3															
3	S	1	W	35	NW	SE	570		10.6				3	S	1	W	35	NW	SE	570		10.6		
3	S	1	W	35	NW	SE	1802		19.5				3	S	1	W	35	NW	SE	1802		19.5		
3	S	1	W	35	NW	SE	1860		0.2				3	S	1	W	35	NW	SE	1860		0.2		
3	S	1	W	35	NW	SE	1870		0.2				3	S	1	W	35	NW	SE	1870		0.2		
TOTAL ACRES									99.0				TOTAL ACRES									99.0		

Additional remarks: \_\_\_\_\_

RECEIVED

APR 24 2023

OWRD



APR 24 2023

OWRD

Permit # G-18781

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: N/A



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

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

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

**AND/OR**

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

**Table 3. Construction of Point(s) of Appropriation**

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

Proposed or Authorized POA Name or Number	Is well already built? (Yes or No)	If an existing well, OWRD Well ID Tag No. L-_____	Total well depth	Casing Diameter	Casing Intervals (feet)	Seal depth(s) (intervals)	Perforated or screened intervals (in feet)	Static water level of completed well (in feet)	Source aquifer (sand, gravel, basalt, etc.)	Well-specific rate (cfs or gpm). If less than full rate of water right
Well 4a	No	-	205ft (est.)	12in (est.)	0-205ft (est.)	0-18ft (est.)	156-188ft (est.)	25ft (est.)	Sand and Gravel	-
Well 4b	No	-	205ft (est.)	12in (est.)	0-205ft (est.)	0-18ft (est.)	156-188ft (est.)	25ft (est.)	Sand and Gravel	-

**\*Well construction based on construction of Well 3 (CLAC 8770)**



STATE OF OREGON

COUNTY OF CLACKAMAS

PERMIT TO APPROPRIATE THE PUBLIC WATERS

THIS PERMIT IS HEREBY ISSUED TO:

EXIT 282A DEVELOPMENT CO. LLC  
24377 NE AIRPORT RD  
AURORA, OR 97002

This superseding permit is issued to describe an extension of time for complete application of water approved May 21, 2021, partial assignments of the Permit confirmed on January 12, 2016 and July 18, 2019 and a change in point of appropriation proposed under Permit Amendment Application T-12491 and a Split a Permit, approved by Special Order Volume 127, Page 50, entered on NOV 23 2022. This permit, together with Permit G-18782 supersedes Permit G-8690.

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

APPLICATION FILE NUMBER: G-17230

SOURCE OF WATER: 2 WELLS

PURPOSE OR USE: IRRIGATION OF 99.0 ACRES

MAXIMUM RATE: 1.24 CUBIC FEET PER SECOND (CFS) BEING 0.74 CFS FROM WELL NO. 1 AND 0.50 CFS FROM WELL NO. 2.

DATE OF PRIORITY: JULY 25, 1979

The right herein granted is limited to the amount of water which can be applied to beneficial use and shall not exceed 1.64 cubic feet per second measured at the point of diversion from the well or source of appropriation, or its equivalent in case of rotation with other water users from 2 wells; being 0.74 cfs from Well No.1 and 0.50 cfs from Well No. 2.

RECEIVED

APR 24 2023

OWRD



**WELL LOCATIONS:**

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
3 S	1 W	WM	35	SE SW	1400 FEET SOUTH AND 700 FEET WEST FROM THE C1/4 CORNER OF SECTION 35
3 S	1 W	WM	35	SE NW	500 FEET NORTH AND 460 FEET WEST FROM THE C1/4 CORNER OF SECTION 35

The use to which this water is to be applied is irrigation. If for irrigation this appropriation shall be limited to 1/80<sup>th</sup> of one cubic foot per second or its equivalent for each acre irrigated and shall be further limited to a diversion of not to exceed 2.5 acre feet per acre for each acre irrigated during the irrigation season of each year; and shall be subject to such reasonable rotation system as may be ordered by the proper state officer.

**Authorized Place of Use:**

IRRIGATION					
Twp	Rng	Mer	Sec	Q-Q	Acres
3 S	1 W	WM	35	SW NE	22.1
3 S	1 W	WM	35	SE NW	21.1
3 S	1 W	WM	35	NE SW	25.0
3 S	1 W	WM	35	NW SW	0.3
3 S	1 W	WM	35	NW SE	30.5
Total					99.0

RECEIVED

APR 24 2023

OWRD

**Original Permit Conditions**

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

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

The permittee shall install and maintain a weir, meter or other suitable measuring device and shall keep a complete record of the amount of groundwater withdrawn.

**Extension of Time Conditions:****Checkpoint Condition**

The permit holder must submit a completed Progress Report Form to the Department by October 1, 2024.

- 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;

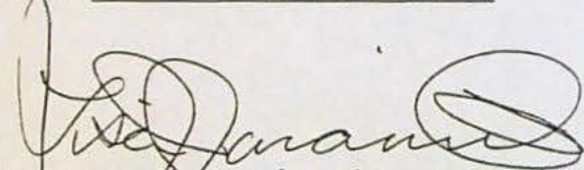
- b. The Department shall provide notice of receipt of progress reports in its weekly notice and shall allow a 30 day comment period for each report. The Department shall provide notice of its determination to anyone who submitted comments.

#### STANDARD CONDITIONS

The original permit was issued January 9, 1980. Actual construction was to begin on or before January 9, 1981. Completion of construction of the well was to be completed on or before October 1, 1981. Complete application of the water to the proposed use was to be made on or before October 1, 1982. By Extension of Time Final Order approved May 21, 2021, the deadline for complete application of water was extended to on or before October 1, 2027.

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

Issued NOV 23 2022



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

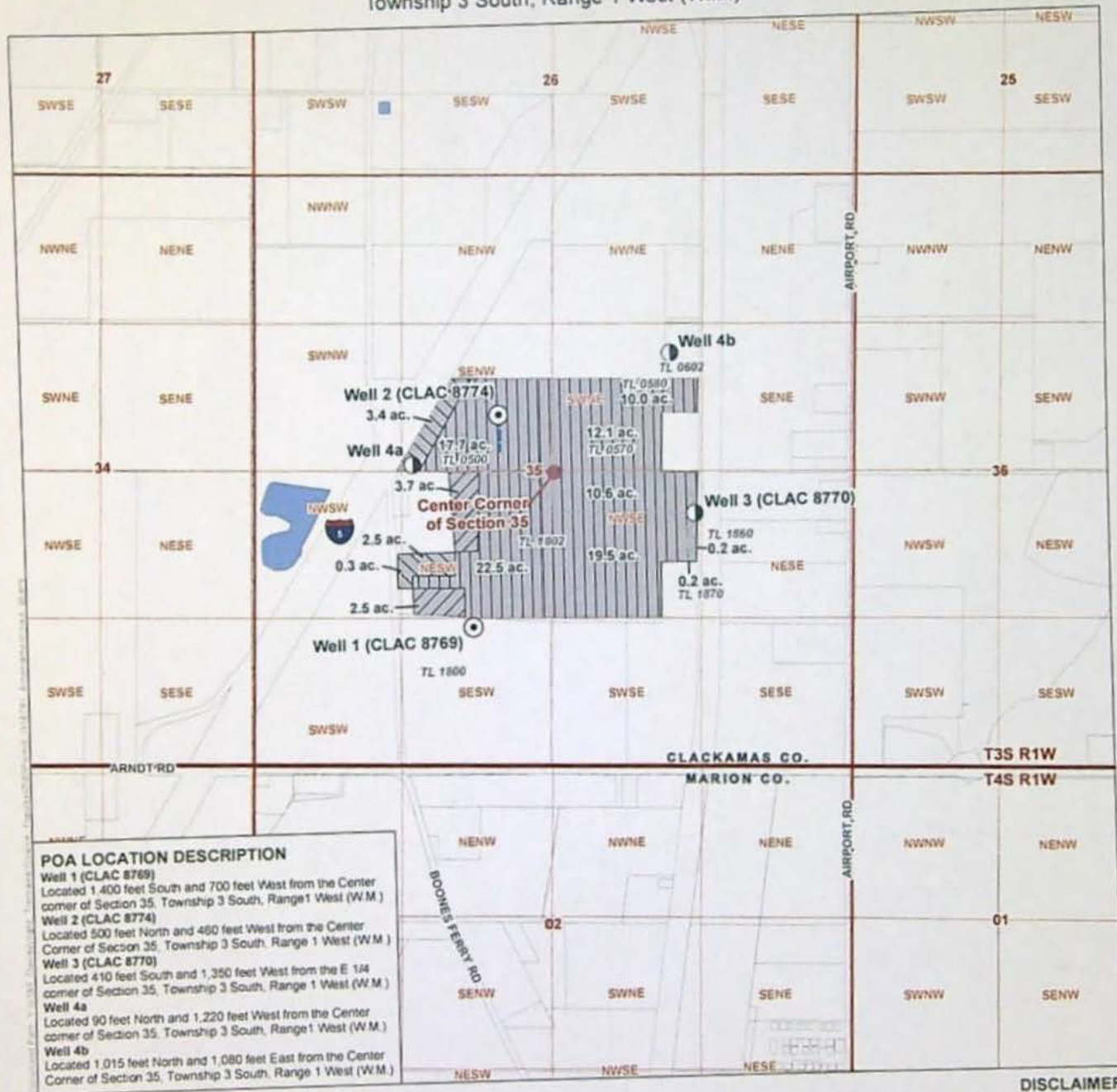
RECEIVED

APR 24 2023

OWRD



**Application for a Permit Amendment  
in the Name of Exit 282A Development Company, LLC  
Permit G-18781  
Clackamas County  
Township 3 South, Range 1 West (W.M.)**



**LEGEND**

- Authorized Point of Appropriation (POA)
- Proposed Point of Appropriation (POA)
- Conveyance
- ▨ From Lands (6.2 ac)
- ▩ To Lands (6.2 ac)
- ▧ Remaining Lands (92.8 ac)
- All Other Features**
- ▭ County Boundary
- ▭ Donation Land Claim (DLC)
- ▭ 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.

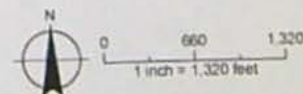
**MAP NOTES**

Date: March 22, 2023  
Data Sources: USGS, BLM, OWRD, OGIC

**RECEIVED**

**APR 24 2023**

**OWRD**





# Land Use Information Form

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

RECEIVED

APR 24 2023

OWRD

Applicant(s): EXIT 282A DEVELOPMENT COMPANY, LLC

Mailing Address: 1205 SW FAIRFAX PLACE

City: PORTLAND

State: OR

Zip Code: 97225

Daytime Phone: 503-678-4722

## 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:
3S	1W	35	SWNE	602	EFU	<input checked="" type="checkbox"/> Diverted <input type="checkbox"/> Conveyed <input type="checkbox"/> Used	Irrigation
3S	1W	35	SWNE	580	EFU	<input type="checkbox"/> Diverted <input type="checkbox"/> Conveyed <input checked="" type="checkbox"/> Used	Irrigation
3S	1W	35	SWNE	570	EFU	<input type="checkbox"/> Diverted <input type="checkbox"/> Conveyed <input checked="" type="checkbox"/> Used	Irrigation
3S	1W	35	SENE	500	EFU	<input checked="" type="checkbox"/> Diverted <input checked="" type="checkbox"/> Conveyed <input checked="" type="checkbox"/> Used	Irrigation
3S	1W	35	NESW	1802	EFU	<input type="checkbox"/> Diverted <input type="checkbox"/> Conveyed <input checked="" type="checkbox"/> Used	Irrigation
3S	1W	35	NWSE	570	EFU	<input type="checkbox"/> Diverted <input type="checkbox"/> Conveyed <input checked="" type="checkbox"/> Used	Irrigation
3S	1W	35	NWSE	1802	EFU	<input type="checkbox"/> Diverted <input type="checkbox"/> Conveyed <input checked="" type="checkbox"/> Used	Irrigation
3S	1W	35	NWSE	1860	EFU	<input checked="" type="checkbox"/> Diverted <input type="checkbox"/> Conveyed <input checked="" type="checkbox"/> Used	Irrigation
3S	1W	35	NWSE	1870	EFU	<input type="checkbox"/> Diverted <input type="checkbox"/> Conveyed <input checked="" type="checkbox"/> Used	Irrigation
3S	1W	35	SESW	1800	EFU	<input checked="" type="checkbox"/> Diverted <input type="checkbox"/> Conveyed <input type="checkbox"/> Used	Irrigation

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

Clackamas County

## B. Description of Proposed Use

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

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

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

Estimated quantity of water needed: 1.24    ☒ cubic feet per second    ☐ gallons per minute    ☐ acre-feet

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

Briefly describe:

The Applicant is proposing to change the place of use and add an existing well (Well 3) and a new well (Well 4a or Well 4b) to water right permit G-18781.



APR 24 2023

OWRD

## 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): Section 401 of the ZDO.
- ☐ 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.

There are no concerns. The properties are outside of the Groundwater limited areas adopted into the Clackamas County Comprehensive Plan. The irrigation use for farmland is an allowed use of the land. Based on the 2022 aerial image and information above, there is no concern with using groundwater for the irrigation of farm use.

Name: Joy Fields Title: Sr. Planner

Signature:  Phone: 503-742-4500 Date: 4/20/23

Government Entity: Clackamas County

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

### Receipt for Request for Land Use Information

Applicant name: EXIT 282A DEVELOPMENT COMPANY, LLC

City or County: Clackamas County Staff contact: Joy Fields; zoninginfo@clackamas.us

Signature:  Phone: 503-742-4500 Date: 4/20/23



# Application for a Permit Amendment in the Name of Exit 282A Development Company, LLC Permit G-18781

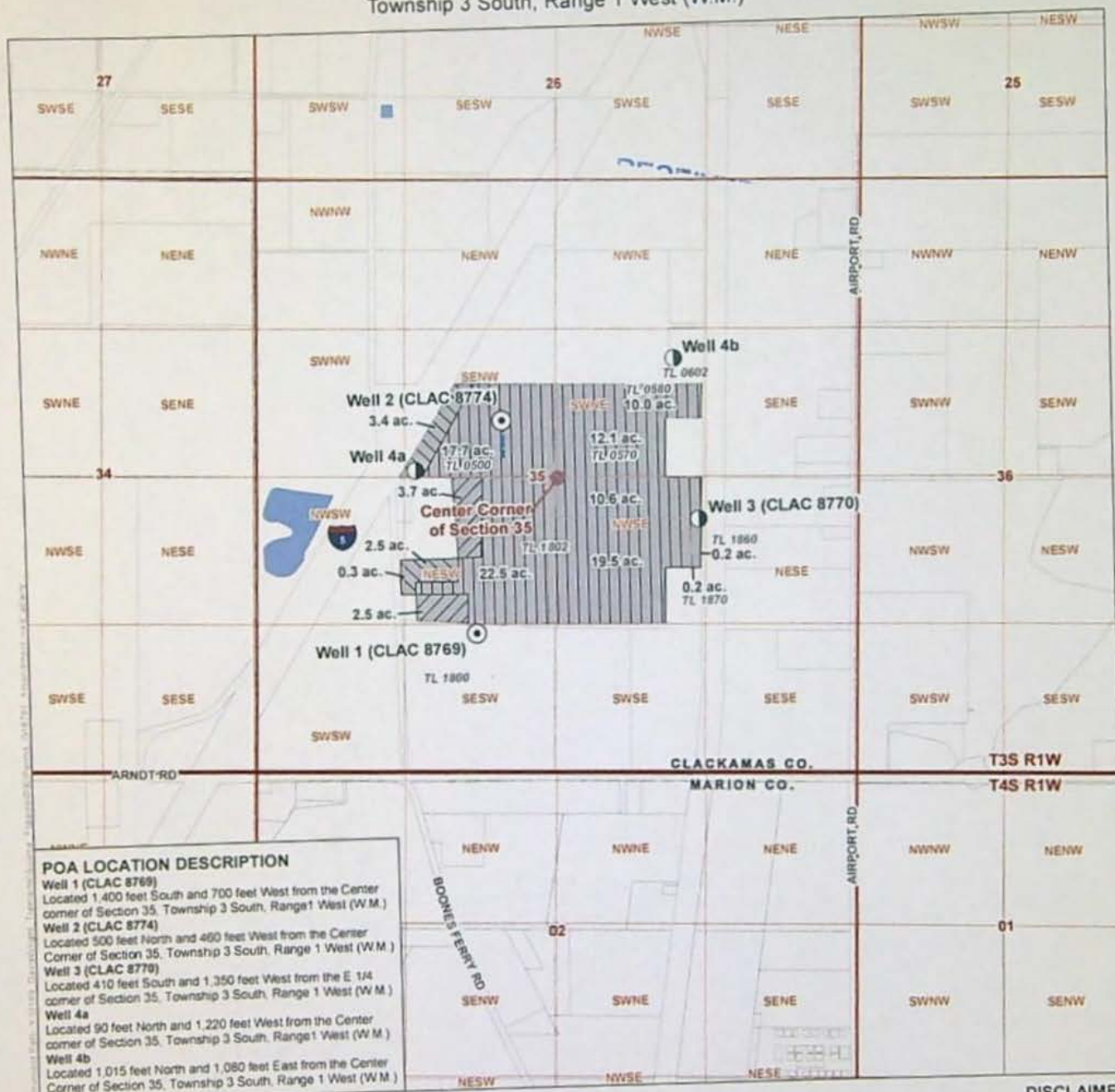
Clackamas County

Township 3 South, Range 1 West (W.M.)

RECEIVED

APR 24 2023

OWRD



## POA LOCATION DESCRIPTION

**Well 1 (CLAC 8769)**  
Located 1,400 feet South and 700 feet West from the Center corner of Section 35. Township 3 South, Range 1 West (W.M.)

**Well 2 (CLAC 8774)**  
Located 500 feet North and 400 feet West from the Center Corner of Section 35. Township 3 South, Range 1 West (W.M.)

**Well 3 (CLAC 8770)**  
Located 410 feet South and 1,350 feet West from the E 1/4 corner of Section 35. Township 3 South, Range 1 West (W.M.)

**Well 4a**  
Located 90 feet North and 1,220 feet West from the Center corner of Section 35. Township 3 South, Range 1 West (W.M.)

**Well 4b**  
Located 1,015 feet North and 1,080 feet East from the Center Corner of Section 35. Township 3 South, Range 1 West (W.M.)

## LEGEND

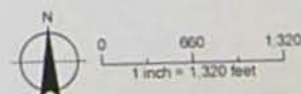
- Authorized Point of Appropriation (POA)
- Proposed Point of Appropriation (POA)
- Conveyance
- ▨ From Lands (6.2 ac)
- ▨ To Lands (6.2 ac)
- ▨ Remaining Lands (92.8 ac)
- All Other Features**
- County Boundary
- Donation Land Claim (DLC)
- Tax Lot
- Watercourse
- Waterbody

## 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: March 22, 2023  
Data Sources: USGS, BLM, OWRD, OGIC





## NOTICE TO WATER WELL CONTRACTOR

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

STATE ENGINEER, SALEM, OREGON 97310

within 30 days from the date  
of well completion.

## CLAW WATER WELL REPORT

STATE OF OREGON

(Please type or print)

(Do not write above this line)

RECEIVED

APR 18 1974

State Well No. 35/1W-35

STATE ENGINEER

SALEM, OREGON

## (1) OWNER:

Name Earl Stroller  
Address Rt. 2 Box 121  
Aurora, Oregon

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

New Well ☒ Deepening ☐ Reconditioning ☐ Abandon ☐

If abandonment, describe material and procedure in Item 12.

## (3) TYPE OF WELL:

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

## (4) PROPOSED USE (check):

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

## CASING INSTALLED:

Threaded ☐ Welded ☒  
" Diam. from 0 ft. to 170 ft. Gage .250  
" Diam. from \_\_\_\_\_ ft. to \_\_\_\_\_ ft. Gage \_\_\_\_\_  
" Diam. from \_\_\_\_\_ ft. to \_\_\_\_\_ ft. Gage \_\_\_\_\_

## PERFORATIONS:

Perforated? ☒ Yes ☐ No.

Type of perforator used Mills Knife  
Size of perforations 3/8 in. by 3 1/4 in.  
180 perforations from 137 ft. to 148 ft.  
perforations from \_\_\_\_\_ ft. to \_\_\_\_\_ ft.  
perforations from \_\_\_\_\_ ft. to \_\_\_\_\_ ft.

## (7) SCREENS:

Well screen installed? ☐ Yes ☒ No

Manufacturer's Name \_\_\_\_\_  
Type \_\_\_\_\_ Model No. \_\_\_\_\_  
Diam. \_\_\_\_\_ Slot size \_\_\_\_\_ Set from \_\_\_\_\_ ft. to \_\_\_\_\_ ft.  
Diam. \_\_\_\_\_ Slot size \_\_\_\_\_ Set from \_\_\_\_\_ ft. to \_\_\_\_\_ ft.

## (8) WELL TESTS:

Drawdown is amount water level is lowered below static level

Was a pump test made? ☒ Yes ☐ No If yes, by whom? DrillerYield: 220 gal./min. with 91 ft. drawdown after 2 hrs.

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

Artesian flow \_\_\_\_\_ g.p.m.

Temperature of water \_\_\_\_\_ Depth artesian flow encountered \_\_\_\_\_ ft.

## (9) CONSTRUCTION:

Well seal—Material used CementWell sealed from land surface to 19 ft.Diameter of well bore to bottom of seal 12 in.Diameter of well bore below seal 8 in.

Number of sacks of cement used in well seal \_\_\_\_\_

Number of sacks of bentonite used in well seal \_\_\_\_\_ sacks

Brand name of bentonite \_\_\_\_\_

Number of pounds of bentonite per 100 gallons \_\_\_\_\_

of water \_\_\_\_\_ lbs./100 gals.

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

Type of water? \_\_\_\_\_ depth of strata \_\_\_\_\_

Method of sealing strata off \_\_\_\_\_

Was well gravel packed? ☐ Yes ☒ No Size of gravel: \_\_\_\_\_

Gravel placed from \_\_\_\_\_ ft. to \_\_\_\_\_ ft.

## (10) LOCATION OF WELL:

County Clackamas Driller's well number \_\_\_\_\_  
1/4 1/4 Section 35 T. 3S R. 1W W.M.

Bearing and distance from section or subdivision corner \_\_\_\_\_

## (11) WATER LEVEL: Completed well.

Depth at which water was first found 53 ft.Static level 59 ft. below land surface. Date 4-12-74

Artesian pressure \_\_\_\_\_ lbs. per square inch. Date \_\_\_\_\_

## (12) WELL LOG:

Diameter of well below casing \_\_\_\_\_ 8

Depth drilled 170 ft. Depth of completed well 170 ft.

Formation: Describe color, texture, grain size and structure of materials;  
and show thickness and nature of each stratum and aquifer penetrated,  
with at least one entry for each change of formation. Report each change in  
position of Static Water Level and indicate principal water-bearing strata.

MATERIAL	From	To	SWL
Top soil	0	2	
Clay brown	2	27	
Sand clay brown fine	27	28	
Clay blue	28	39	
Clay sand blue fine	39	53	
Sand black fine	53	61	
Sand clay black fine	61	91	
Clay blue	91	110	
Clay brown	110	125	
Clay sand blue black fine	125	130	
Sand black fine	130	135	
Gravel med.	135	150	
Sand clay black med.	150	151	
Sand fine	151	166	
Clay sand blue black fine	166	170	

Work started 4-6 1974 Completed 4-12 1974Date well drilling machine moved off of well 4-12 1974

## Drilling Machine Operator's Certification:

This well was constructed under my direct supervision.  
Materials used and information reported above are true to my  
best knowledge and belief.

[Signed] William D. Christenson Jr. Date 4-12, 1974

(Drilling Machine Operator)

Drilling Machine Operator's License No. 837

## Water Well Contractor's Certification:

This well was drilled under my jurisdiction and this report is  
true to the best of my knowledge and belief.

Name William D. Christenson Jr.

(Person, firm or corporation)

(Type or print)

Address P.O. Box 343 Hubbard, Oregon[Signed] William D. Christenson Jr.

(Water Well Contractor)

Contractor's License No. 511 Date 4-12

(USE ADDITIONAL SHEETS IF NECESSARY)

SP-46



## NOTICE TO WATER WELL CONTRACTOR

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

STATE ENGINEER, SALEM, OREGON 97310  
within 30 days from the date  
of well completion.

RECEIVED  
JUN 30 1970  
STATE ENGINEER  
SALEM, OREGON

## WATER WELL REPORT

State Well No. 31W-35

State Permit No.

## (1) OWNER:

Name Jim Langden

Address Rte 2 Box 274 Aurora, Oregon

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

New Well ☒ Deepening ☐ Reconditioning ☐ Abandon ☐

If abandonment, describe material and procedure in Item 12.

## (3) TYPE OF WELL:

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

## (4) PROPOSED USE (check):

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

## CASING INSTALLED:

Threaded ☐ Welded ☒  
12" Diam. from 0 ft. to 203 ft. Gage 1/4"  
" Diam. from ft. to ft. Gage  
" Diam. from ft. to ft. Gage

## PERFORATIONS:

Perforated? ☒ Yes ☐ No.

Type of perforator used Torch

Size of perforations 3/8 in. by 8 in.  
400 perforations from 147 ft. to 197 ft.  
perforations from ft. to ft.  
perforations from ft. to ft.  
perforations from ft. to ft.  
perforations from ft. to ft.

## (7) SCREENS:

Well screen installed? ☐ Yes ☒ No

Manufacturer's Name  
Type Model No.  
Diam. Slot size Set from ft. to ft.  
Diam. Slot size Set from ft. to ft.

## (8) WATER LEVEL: Completed well.

Static level 68 ft. below land surface Date 6/10/70  
Artesian pressure lbs. per square inch Date

## (9) WELL TESTS:

Drawdown is amount water level is lowered below static level

Was a pump test made? ☒ Yes ☐ No If yes, by whom?

Yield: 325 gal./min. with 100 ft. drawdown after 3 hrs.

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

Artesian flow g.p.m. Date

Temperature of water Was a chemical analysis made? ☐ Yes ☒ No

## (10) CONSTRUCTION:

Well seal—Material used Bentonite

Depth of seal 30 ft.

Diameter of well bore to bottom of seal 16 in.

Were any loose strata cemented off? ☐ Yes ☒ No DepthWas a drive shoe used? ☐ Yes ☒ NoDid any strata contain unusable water? ☐ Yes ☒ No

Type of water? depth of strata

Method of sealing strata off

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

Gravel placed from ft. to ft.

## (11) LOCATION OF WELL:

County Clackamas Driller's well number

1/4 1/4 Section 35 T. 3S R. 1W W.M.

Bearing and distance from section or subdivision corner

## (12) WELL LOG:

Diameter of well below casing

Depth drilled 203 ft. Depth of completed well 203 ft.

Formation: Describe color, texture, grain size and structure of materials;  
and show thickness and nature of each stratum and aquifer penetrated,  
with at least one entry for each change of formation. Report each change  
in position of Static Water Level as drilling proceeds. Note drilling rates.

MATERIAL	From	To	SWL
Soil	0	3	
Brown sandy Clay	3	124	
Sand	124	146	
Sand & gravel (red)	146	158	
Gravel & clay streaks	158	200	
Blue sandy clay	200	203	

Work started 5/11/70 19 Completed 6/10/70 19

Date well drilling machine moved off of well 6/10/70 19

## Drilling Machine Operator's Certification:

This well was constructed under my direct supervision. Materials used and information reported above are true to my best knowledge and belief.

[Signed] John T. Miller Date June 15, 1970  
(Drilling Machine Operator)

Drilling Machine Operator's License No. 277

## Water Well Contractor's Certification:

This well was drilled under my jurisdiction and this report is true to the best of my knowledge and belief.

NAME John Truman Miller

(Person, firm or corporation)

(Type or print)

Address P.O. Box 342 Hubbard, Oregon 97032

[Signed] John T. Miller Date June 15, 1970  
(Water Well Contractor)

Contractor's License No. 26 Date June 15, 1970

(USE ADDITIONAL SHEETS IF NECESSARY)









RECEIVED

APR 24 2023

OWRD

April 13, 2023

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

RE - Exit 282A Development Company, LLC - Permit Amendment Application (G-18781)

Dear Kelly:

GSI Water Solutions, Inc. (GSI) is submitting the enclosed permit amendment application for Permit G-18781 on behalf of Exit 282A Development Company, LLC (Applicant). The Applicant is proposing to change the point of appropriation for Well 1 (0.74 cfs) and Well 2 (0.50 cfs) to Well 3 and to Well 4a or 4b, for a total of not to exceed 1.24 cfs from any of the proposed points of appropriation. The Applicant also proposes to change the place of use of 6.2 acres of the permit.

The permit amendment application and a check in the amount of \$3,750 for the application fee are enclosed. If you have any questions regarding this application, you can reach me at 541-753-0933.

Sincerely,

A handwritten signature in blue ink that reads "Zach Pike-Urlacher".

Zach Pike-Urlacher  
Water Resources Consultant

Enclosures: Permit Amendment Application  
Check in amount of \$3,750

cc: Chris Maletis, Exit 282A Development Company, LLC



STATE OF OREGON  
WATER RESOURCES DEPARTMENT

RECEIPT # **140817**

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

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

RECEIVED FROM: 652 Water Solutions Inc.  
BY: \_\_\_\_\_

CASH: ☐ CHECK: # 2604 OTHER: (IDENTIFY) ☐

APPLICATION \_\_\_\_\_  
PERMIT \_\_\_\_\_  
TRANSFER T-14228

TOTAL REC'D \$1,302.13

**1083 TREASURY 4170 WRD MISC CASH ACCT**

0407 COPIES 47124 R 11442-23 \$ \_\_\_\_\_  
0412 OTHER: (IDENTIFY) Transfer Reimbursement Authority \$1,302.13

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 \$ \_\_\_\_\_ RECORD FEE \$ \_\_\_\_\_  
0203 GROUND WATER \$ \_\_\_\_\_ 0204 \$ \_\_\_\_\_

**WELL CONSTRUCTION**

0218 WELL DRILL CONSTRUCTOR EXAM FEE \$ \_\_\_\_\_ 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: **140817**

DATED: 5-30-23 BY: [Signature]

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

OWRD

MAY 30 2023

RECEIVED

OWRD

MAY 30 2023

RECEIVED

Invoice Number	Date	Voucher	Amount	Discounts	Previous Pay	Net Amount
RA Agreement ext 282	5/17/2023	0022062	1,302.13			1,302.13
Oregon Water Resources Department						
Beneficial Checking	12	00245	1,302.13			1,302.13
		TOTAL				

Check Date: 5/24/2023

026011

GSI WATER SOLUTIONS INC



**REIMBURSEMENT AUTHORITY  
APPLICANT'S AGREEMENT**  
Contract Number: R11-442-23

RECEIVED

MAY 30 2023

OWRD

This Agreement is between the **Oregon Water Resources Department**, hereafter OWRD, and **Exit 282A Development Company, LLC**, hereafter Applicant, hereafter known together as the parties.

OWRD Information	Applicant's Information	Applicant's Representative
Contact: Kelly Starnes	Name: Exit 282A Development Company, LLC	Name: GSI Water Solutions, Inc.
Title: Transfer Advisor	Contact: Chris Maletis	Contact: Adam Sussman
Address: 725 Summer Street, NE, Suite A Salem, OR 97301-1266	Address: 1205 SW Fairfax Place Portland, OR 97225	Address: 1600 SW Western Blvd, Ste 240 Corvallis, OR 97333
Phone: 503 979-3511	Phone: (503) 678-4722	Phone: (541) 753-0933
Fax: 503 986-0901	Fax:	Fax:
Email: <a href="mailto:patrick.k.starnes@water.oregon.gov">patrick.k.starnes@water.oregon.gov</a>	Email: <a href="mailto:chrismaletis@gmail.com">chrismaletis@gmail.com</a>	Email: <a href="mailto:asussman@gsiws.com">asussman@gsiws.com</a>

**Purpose** The purpose of this Agreement is to expedite the processing of the **Transfer Application**. (**Application Number: T-14228**)

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 **\$1,302.13**. Applicant agrees to pay the full amount of **\$1,302.13** 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.



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: Chir Melatis / manager  
Name/Title:

For OWRD: Dwight French  
Dwight French - Administrator

5-17-2023  
Date

6-2-2023  
Date

Mail signed Agreement to:

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

Received by OWRD

MAY 30 2023

Salem, OR



STATE OF OREGON  
WATER RESOURCES DEPARTMENT

RECEIPT # **140660**

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

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

RECEIVED FROM: GSI  
BY: Water Solutions, Inc.

APPLICATION \_\_\_\_\_  
PERMIT \_\_\_\_\_  
TRANSFER T-14228

CASH: ☐ CHECK: # 25950 OTHER: (IDENTIFY) \_\_\_\_\_

TOTAL REC'D \$ 125.00

**1083 TREASURY 4170 WRD MISC CASH ACCT**

0407 COPIES 47124 R11442-23 \$ \_\_\_\_\_  
0412 OTHER: (IDENTIFY) Transfer 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:**

0201 SURFACE WATER EXAM FEE \$ \_\_\_\_\_ RECORD FEE \$ \_\_\_\_\_  
0203 GROUND WATER \$ \_\_\_\_\_ 0204 \$ \_\_\_\_\_

0205 TRANSFER EXAM FEE \$ \_\_\_\_\_

**WELL CONSTRUCTION**

0218 WELL DRILL CONSTRUCTOR EXAM FEE \$ \_\_\_\_\_ 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: **140660** DATED: 5-8-23 BY: mcally

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

GSI WATER SOLUTIONS INC

Check Date: 5/3/2023

Invoice Number	Date	Voucher	Amount	Discounts	Previous Pay	Net Amount
RA_Exit 282	5/2/2023	0021954	125.00			125.00
Oregon Water Resources Department			125.00			125.00
Beneficial Checking 15		00245				
TOTAL			125.00			125.00

RECEIVED  
MAY 08 2023  
OWRD

025955





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"/>	Permit Amendment	Transfer Number T-14228

	Applicant Information	Applicant's Representative/Contact
Name:	Exit 282A Development Company, LLC ATTN: Chris Maletis	GSI Water Solutions, Inc. ATTN: Adam Sussman
Address:	1205 SW Fairfax Place Portland, OR, 97225	1600 SW Western Boulevard, Suite 240 Corvallis, OR, 97333
Phone:	503-678-4722	541-753-0933
Fax:		
E-Mail Address:	chrismaletis@gmail.com	asussman@gsiws.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

I certify that I am the (check one):

☐ Applicant ☒ Applicant's Representative ☐ Other (Please specify) \_\_\_\_\_

Name: Adam Sussman

Signature: \_\_\_\_\_

RECEIVED

MAY 08 2023

OWRD

R11-442-23





# Oregon

Tina Kotek, Governor

## Water Resources Department

North Mall Office Building

725 Summer St NE, Suite A

Salem, OR 97301

Phone 503 986-0900

Fax 503 986-0904

April 28, 2023

EXIT 282A DEVELOPMENT CO. LLC  
1205 SW FIARFAX PLACE  
PORTLAND, OR 97225

Reference: Application T-14228

On April 24, 2023, OWRD received your water right Permit Amendment Application. The application was accompanied by \$3,750.00. Our receipt number 140566 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) 986-0935.

Cc: Watermaster Dist. #16, Gregory J. Wacker (via email)  
Zach Pike-urlacher, Agent  
Clackamas County

Enclosure



## Permit Amendment Application Intake Checklist

Permit Amendment # T- 14228

Reviewer <u>Stacy</u> Date _____	Type of Change(s) Proposed: <input checked="" type="checkbox"/> POU <input type="checkbox"/> POD <input type="checkbox"/> APOD <input checked="" type="checkbox"/> POA <input type="checkbox"/> APOA <input type="checkbox"/> SW to GW
Calculated Fee \$ _____ Use fee calculator on back of this form	Fee Received \$ <u>3750.00</u>
Permit: <u>G-18781</u> Permit: _____ Permit: _____	Completion Date: <u>10-1-2027</u> Completion Date: _____ Completion Date: _____
Check <u>ALL</u> Permits in WRIS to confirm completion date is not expired	
Notes:	

Application:			
1.	<input checked="" type="checkbox"/> YES <input type="checkbox"/> NO		Have <u>ALL</u> of the applicant's signed and dated the application? If no, whose signature is missing?
2.	<input checked="" type="checkbox"/> YES <input type="checkbox"/> NO		Part 5 of application: Does the information match the description of the explanation on Part 4 of the application?
3.	<input checked="" type="checkbox"/> YES <input type="checkbox"/> NO <input type="checkbox"/> N/A		For multiple permits: Each permit proposed for transfer has their own separate completed Part 5, Tables 1 & 2? If no, which permit(s) are missing separate Part 5, Tables 1 & 2?

Map Requirements:			
4.	<input checked="" type="checkbox"/> YES <input type="checkbox"/> NO		Map included & to scale? (Separate map for each permit if more than 3 permits)
5.	<input type="checkbox"/> YES <input type="checkbox"/> NO <input checked="" type="checkbox"/> N/A		Map Waiver? The map waiver must be issued by the Department
Notes:			

Attachments:			
6.	<input type="checkbox"/> YES <input checked="" type="checkbox"/> NO		Has the Permit Completion Date expired? (If yes, we cannot accept)
7.	<input checked="" type="checkbox"/> YES <input type="checkbox"/> NO <input type="checkbox"/> N/A		Land Use Form included and signed by the County?
8.	<input type="checkbox"/> YES <input type="checkbox"/> NO <input checked="" type="checkbox"/> N/A		Consent Form included, signed, & notarized (for applicants who are not a permit holder of record)?
9.	<input checked="" type="checkbox"/> YES <input type="checkbox"/> NO <input type="checkbox"/> N/A		For changes in POA/APOA – are the well logs included?
10.	<input type="checkbox"/> YES <input type="checkbox"/> NO <input checked="" type="checkbox"/> N/A		For change in POU within Umatilla County, Supplemental Form U included?

<input checked="" type="checkbox"/>	Application complete: no deficiencies identified, assign a T-number and put this checklist in T-folder.
<input type="checkbox"/>	Application DEFICIENT: DO NOT accept - return to applicant with letter explaining deficiencies identified.



## Permit Amendment Application Intake Checklist

FEE WORKSHEET for PERMIT AMENDMENT			
1	Base Fee (includes one type of change to one permit for up to 1 cfs)	1	\$1,360
	Types of change proposed: <input type="checkbox"/> Place of Use <input type="checkbox"/> Point of Diversion/Appropriation Number of above boxes checked = _____ (2a) Subtract 1 from the number in line 2a = _____ (2b) <i>If only one change, this will be 0</i> Multiply line 2b by \$1090 and enter » » » » » » » » » » » » » » »	2	
3	Number of permits included in Permit Amendment _____ (3a) Subtract 1 from the number in 3a above: _____ (3b) <i>If only one permit, this will be 0</i> Multiply line 3b by \$610 and enter » » » » » » » » » » » » » » »	3	
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 type="checkbox"/> Yes: enter \$480 for the 1st well to be added or changed _____ (4a) Do you propose to add or change additional wells? <input type="checkbox"/> No: enter 0 <input type="checkbox"/> Yes: multiply the number of additional wells by \$410 _____ (4b) Add line 4a to line 4b and enter » » » » » » » » » » » » » » »	4	
5	Do you propose to change the place of use? <input type="checkbox"/> No: enter 0 on line 5 » <input type="checkbox"/> Yes: enter the cfs for the portions of the permits to be amended (see example below*): _____ (5a) Subtract 1.0 from the number in 5a above: _____ (5b) If 5b is 0 or less, enter 0 on line 5 » » » » » » » » » » » » » » » If 5b is greater than 0, round up to the nearest whole number: _____ (5c) Multiply 5c by \$410, then enter on line 5 » » » » » » » » » » » » » » »	5	
6	Add entries on lines 1 through 5 above » » » » » » » » » » Subtotal:	6	
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	