

T-14251

Regular

T-14251

Name Willamette Tree Whole Sale
C/O Ray Gannon
 Address 13989 SE 139th
Clackamas OR 97015

DESCRIPTION OF WATER RIGHT(S)

Name of Stream A Well, Well

Trib. of Willamette River

Use Irrigation County Marion

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

Name of ditch _____

App# G15089 Per # G14804 Cert # 40295 PR Date 1-29-1970

App# G7781 Per # G7240 Cert # 50713 PR Date 2-22-1977

App# _____ Per # _____ Cert # _____ PR Date _____

App# _____ Per # _____ Cert # _____ PR Date _____

App# _____ Per # _____ Cert # _____ PR Date _____

App# _____ Per # _____ Cert # _____ PR Date _____

App# _____ Per # _____ Cert # _____ PR Date _____

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App# _____ Per # _____ Cert # _____ PR Date _____

App# _____ Per # _____ Cert # _____ PR Date _____

App# _____ Per # _____ Cert # _____ PR Date _____

App# _____ Per # _____ Cert # _____ PR Date _____

App# _____ Per # _____ Cert # _____ PR Date _____

FEES PAID

Date	Amount	Receipt #
5-22-2023	\$125.00	140766
5-22-2023	\$3,270.00	140775

FEES REFUNDED

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

Change in POA APOA
 Date Filed 5/22/2023
 Initial notice date 5-30-2023
 DPD issued date _____
 PD issued date 3/7/2025
 PD notice date 3/11/2025
 Date of FO 5/7/2025 Vol 134 Page 614-619

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

Assignments: _____

Irrigation District _____

Agent Doann Hamilton

CWRE _____

CC's list Marion County Planning Dept

☐ - Oversized map - Location _____

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 # 144784

INVOICE # _____

RECEIVED FROM: Williamette Tree
BY: Wholesale Inc

APPLICATION
PERMIT
TRANSFER T-14251

CASH: ☐ CHECK: # X 35699 OTHER: (IDENTIFY) ☐

TOTAL REC'D \$ 888.38

1083 TREASURY 4170 WRD MISC CASH ACCT

0407 COPIES 46118 \$
0207 OTHER: (IDENTIFY) Newspaper Notice \$ 888.38
0243 I/S Lease _____ 0244 Muni Water Mgmt. Plan _____ 0245 Cons. Water _____

4270 WRD OPERATING ACCT

MISCELLANEOUS

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

WATER RIGHTS:

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

WELL CONSTRUCTION

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

OTHER (IDENTIFY) _____

0536 TREASURY 0437 WELL CONST. START FEE

0211 WELL CONST START FEE \$ CARD#
0210 MONITORING WELLS \$ CARD#
OTHER (IDENTIFY) _____

0607 TREASURY 0467 HYDRO ACTIVITY LIC NUMBER

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

TREASURY OTHER / RDX

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

RECEIPT: 144784

DATED: 2-27-25 BY: [Signature]

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

Columbia Bank/Bus C for T-14251 notice

Received
FEB 27 2025
OWRD

Williamette Tree Wholesale Inc
Oregon Water Resources Department
Office Expense: Licenses & Permit Fees newspaper notice of water rights transfer

2/21/2025

25699
888.38

888.38



Oregon

PO Box 631824 Cincinnati, OH 45263-1824

GANNETT

AFFIDAVIT OF PUBLICATION

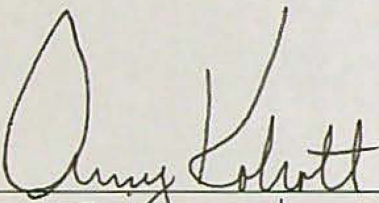
TACS-PN
Tacs-Pn
Oregon Dept Of Water Resources
725 Summer ST NE # A
Salem OR 97301-1266

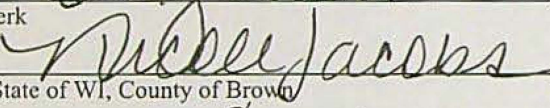
STATE OF WISCONSIN, COUNTY OF BROWN

The Statesman Journal, of general circulation as defined by Sections 193.010 to 193.110, Oregon revised Statutes; printed and Published in Salem in Marion County, Oregon; and that this Public Notices is printed copy of which is hereby annexed was Published in said newspapers in the issue:

03/12/2025, 03/19/2025

and that the fees charged are legal.
Sworn to and subscribed before on 03/19/2025



Legal Clerk


Notary, State of WI, County of Brown
8-21-26

My commission expires

Publication Cost:	\$740.32	
Tax Amount:	\$0.00	
Payment Cost:	\$740.32	
Order No:	11115777	# of Copies:
Customer No:	1124180	1
PO #:		

THIS IS NOT AN INVOICE!

Please do not use this form for payment remittance.

NICOLE JACOBS
Notary Public
State of Wisconsin

**PUBLIC NOTICE
Notice of Preliminary
Determination for
Water Right Transfer T-
14251**

T-14251 filed by Willamette Tree Wholesale, c/o Ray Gannon, 13989 SE 139th Ave, Clackamas, OR 97015, proposes a change in point of appropriation under Certificate 40295, and additional points of appropriations under Certificate 50713. Certificate 40295 allows the use of 0.38 cubic foot per second (cfs) from a well in Sec. 13, T6S, R3W, WM for irrigation in Sec. 13, T6S, R3W, WM. The applicant proposes to move the point of appropriation within Sec. 13, T6S, R3W, WM; Certificate 50713 allows the use of 0.85 cfs from a well in Sec. 13, T6S, R3W, WM for irrigation and supplemental irrigation in Sec. 13, T6S, R3W, WM. The applicant proposes additional points of appropriation within Sec. 13, T6S, R3W, WM. The Water Resources Department proposes to approve the transfer, based on the requirements of ORS Chapter 540 and OAR 690-380-5000.

Any person may file, jointly or severally, a protest or standing statement within 30 days after the last date of newspaper publication of this notice, 03/19/2025. Call (503) 986-0935 to obtain additional information. If no protests are filed, the Department will issue a final order consistent with the preliminary determination.
Statesman Journal
03/12, 03/19/2025

Received

MAY 27 2025

OWRD



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

May 7, 2025

Ray Gannon
3491 Brooklake Rd NE
Salem, OR 97303

REFERENCE: Transfer Application T-14251

Enclosed is a copy of the final order approving your water right transfer application.

The time allowed to complete the transfer is specified in the final order. YOU SHOULD GIVE PARTICULAR ATTENTION TO THE TIME LIMIT. The water right for any portion of the authorized change in character of use or change in place of use NOT carried out within the time allowed will be lost.

An extension of the time limit can be allowed only upon a showing that diligent effort has been made to complete the actual change(s) within the time allowed.

You are required to hire a Certified Water Rights Examiner (CWRE) to complete a Claim of Beneficial Use report and map which must be submitted to this Department within one year of the date you complete the change(s) or within one year of the completion date authorized in the transfer final order, whichever occurs first.

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

Sincerely,

David V. Jones Jr
Water Rights Services Support
Transfers and Conservation Section

cc: Gregory J. Wacker, Watermaster Dist. # 16 (via email)
Doann Hamilton, Agent
Marion County Planning Dept, Local Government

Enclosure

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

In the Matter of Transfer Application)	FINAL ORDER APPROVING A CHANGE IN
T-14251, Marion County)	POINT OF APPROPRIATION AND
)	ADDITIONAL POINTS OF APPROPRIATION

Authority

Oregon Revised Statutes (ORS) 537.705 and 540.505 to 540.580 establish the process in which a water right holder may submit a request to transfer the point of appropriation, place of use, or character of use authorized under an existing water right. Oregon Administrative Rules (OAR) Chapter 690, Division 380 implement the statutes and provides the Department's procedures and criteria for evaluating transfer applications.

Applicant

WILLAMETTE TREE WHOLESale
C/O RAY GANNON
3491 BROOKLAKE RD NE
SALEM, OR 97303

Findings of Fact

1. On May 22, 2023, Willamette Tree Wholesale c/o Ray Gannon filed an application to change the point of appropriation under Certificate 40295, and for additional points of appropriation under Certificate 50713. The Department assigned the application number T-14251.
2. Notice of the application for transfer was published on May 30, 2023, pursuant to OAR 690-380-4000. No comments were filed in response to the notice.
3. On December 9, 2024, the Department mailed a copy of the draft Preliminary Determination proposing to approve Transfer Application T-14251 to the applicant. The draft Preliminary Determination cover letter set forth a deadline of January 9, 2025, for the applicant to respond. The applicant requested that the Department proceed with issuance of a Preliminary Determination and provided the necessary information to demonstrate that the applicant is authorized to pursue the transfer.

This final order is subject to judicial review by the Court of Appeals under ORS 183.482. Any petition for judicial review must be filed within the 60-day time period specified by ORS 183.482(1). Pursuant to ORS 536.075 and OAR 137-003-0675, you may petition for judicial review or petition the Director for reconsideration of this order. A petition for reconsideration may be granted or denied by the Director, and if no action is taken within 60 days following the date the petition was filed, the petition shall be deemed denied.

4. On March 7, 2025, the Department issued a Preliminary Determination proposing to approve Transfer T-14251 and mailed a copy to the applicant. Additionally, notice of the Preliminary Determination for the transfer application was published on the Department's weekly notice on March 11, 2025, and in the Statesman Journal newspaper on March 12 and 19, 2025, pursuant to ORS 540.520 and OAR 690-380-4020. No protests were filed in response to the notices.
5. The portion of the first right to be transferred is as follows:

Certificate: 40295 in the name of WILLIAM S. DOWNER (perfected under Permit G-4804)

Use: IRRIGATION OF 30.6 ACRES

Priority Date: JANUARY 29, 1970

Rate: 0.38 CUBIC FOOT PER SECOND

Limit/Duty: The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, shall be limited to ONE-EIGHTIETH of one cubic foot per second per acre, or its equivalent for each acre irrigated and shall be further limited to a diversion of not to exceed 2.5 acre-feet per acre for each acre irrigated during the irrigation season of each year.

Source: A WELL, a tributary of WILLAMETTE RIVER

Authorized Point of Appropriation:

Twp	Rng	Mer	Sec	Q-Q	DLC	Measured Distances
6 S	3 W	WM	13	SE NW	66	WELL - 990 FEET SOUTH AND 880 FEET EAST FROM THE NW CORNER OF DLC 66

Authorized Place of Use:

IRRIGATION						
Twp	Rng	Mer	Sec	Q-Q	DLC	Acres
6 S	3 W	WM	13	NW NE	63	11.6
6 S	3 W	WM	13	SW NE	66	9.0
6 S	3 W	WM	13	NE NW	63	5.0
6 S	3 W	WM	13	SE NW	66	5.0
Total						30.6

6. Transfer Application T-14251 proposes to move the authorized point of appropriation (POA) with approximate distances from the authorized points of appropriation in mile (mi.) and direction from the existing point of appropriation to:

Twp	Rng	Mer	Sec	Q-Q	DLC	Measured Distances	Distance and direction from the authorized POA
6 S	3 W	WM	13	NE NE	63	WELL 3 – 1410 FEET NORTH AND 650 FEET WEST FROM THE E1/4 CORNER OF SECTION 13	0.46 mi. NE
6 S	3 W	WM	13	SW NE	66	WELL 4 – 1110 FEET NORTH AND 2190 FEET WEST FROM THE E1/4 CORNER OF SECTION 13	0.18 mi. NE
6 S	3 W	WM	13	SE NE	66	WELL 2 – 1320 FEET NORTH AND 650 FEET WEST FROM THE E ¼ CORNER OF SECTION 13	0.45 mi. NE

7. The portion of the second right to be transferred is as follows:

Certificate: 50713 in the name of HOMER L. GOULET (perfected under Permit G-7240)

Use: IRRIGATION OF 43.1 ACRES AND SUPPLEMENTAL IRRIGATION OF 41.0 ACRES

Priority Date: FEBRUARY 22, 1977

Rate: 0.85 CUBIC FOOT PER SECOND (CFS), BEING 0.85 CFS FROM WELL 2

Limit/Duty: The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, shall be limited to ONE-EIGHTIETH of one cubic foot per second per acre, or its equivalent for each acre irrigated and shall be further limited to a diversion of not to exceed 2.5 acre-feet per acre for each acre irrigated during the irrigation season of each year.

Source: WELL 2, a tributary of WILLAMETTE RIVER

Authorized Points of Appropriation:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
6 S	3 W	WM	13	SE NE	WELL 2 - 1320 FEET NORTH AND 650 FEET WEST FROM THE E1/4 CORNER OF SECTION 13

Authorized Place of Use:

IRRIGATION						
Twp	Rng	Mer	Sec	Q-Q	DLC	Acres
6 S	3 W	WM	13	NE NE	63	29.1
6 S	3 W	WM	13	NW NE	63	14.0
Total						43.1

SUPPLEMENTAL IRRIGATION						
Twp	Rng	Mer	Sec	Q-Q	DLC	Acres
6 S	3 W	WM	13	SW NE	66	20.0
6 S	3 W	WM	13	SE NE	66	20.0
6 S	3 W	WM	13	NE SE	66	0.5

SUPPLEMENTAL IRRIGATION						
Twp	Rng	Mer	Sec	Q-Q	DLC	Acres
6 S	3 W	WM	13	NW SE	66	0.5
Total						41.0

8. Transfer Application T-14251 proposes two additional points of appropriation (APOA) with approximate distances from the authorized points of appropriation in mile (mi.) and direction from the existing point of appropriation to:

Twp	Rng	Mer	Sec	Q-Q	DLC	Measured Distances	Distance and direction from the authorized POA
6 S	3 W	WM	13	NE NE	63	WELL 3 – 1410 FEET NORTH AND 650 FEET WEST FROM THE E1/4 CORNER OF SECTION 13	0.46 mi. NE
6 S	3 W	WM	13	SW NE	66	WELL 4 – 1110 FEET NORTH AND 2190 FEET WEST FROM THE E1/4 CORNER OF SECTION 13	0.18 mi. NE

Transfer Review Criteria [OAR 690-380-0100(14), 690-380-4010(2) and OAR 690-380-2110(2)]

9. Water has been used within the last five years according to the terms and conditions of the rights. There is no information in the record that would demonstrate that the rights are subject to forfeiture under ORS 540.610.
10. A water delivery system sufficient to use the full amount of water allowed under the existing rights was present within the five-year period prior to submittal of Transfer Application T-14251.
11. The water rights are subject to transfer as defined in ORS 540.505(4) and OAR 690-380-0100(14).
12. The proposed points of appropriation develop groundwater from the same aquifer as the authorized points of appropriation, as required by OAR 690-380-2110(2).
13. The proposed changes, as conditioned, would not result in enlargement of the rights.
14. The proposed change, as conditioned, would not result in injury to other existing water rights.
15. All other application requirements are met.

Conclusions of Law

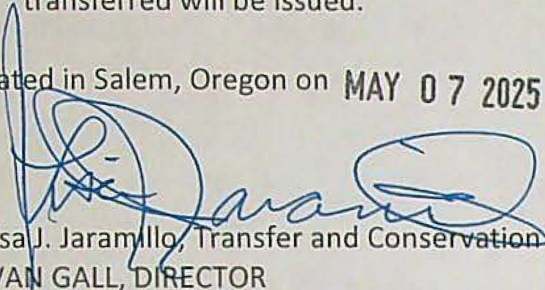
The change in point of appropriation and additional points of appropriation proposed in Transfer Application T-14251 are consistent with the requirements of ORS 537.705 and 540.505 to 540.580 and OAR 690-380-5000.

Now, therefore it is ORDERED:

1. The change in point of appropriation and additional points of appropriation proposed in Transfer Application T-14251 are approved.
2. The right to the use of the water is restricted to beneficial use at the place of use described and is subject to all other conditions and limitations contained in Certificates 40295, 50713, and any related decree.
3. Approval of this transfer application does not constitute nor grant legal access onto or through another person's property for purposes of accessing the new points of appropriation.
4. Water right Certificates 40295 and 50713 are cancelled. New certificates will be issued describing those portions of the rights not affected by this transfer.
5. Under Certificate 40295, the quantity of water diverted at the new points of appropriation (Wells 2, 3, and 4), shall not exceed the quantity of water lawfully available at the original point of appropriation (Well).
6. Under Certificate 50713, the quantity of water diverted at the new additional points of appropriation (Well 3 and Well 4), together with that diverted at the original point of appropriation (Well 2), shall not exceed the quantity of water lawfully available at the original point of appropriation (Well 2).
7. Water shall be acquired from the same aquifer (water source) as the original points of appropriation.
8. 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.
9. Full beneficial use of the water shall be made, consistent with the terms of this order, on or before **October 1, 2026**. A Claim of Beneficial Use prepared by a Certified Water Right Examiner shall be submitted by the applicant to the Department within one year after the deadline for completion of the changes and full beneficial use of the water.

10. After satisfactory proof of beneficial use is received, new certificates confirming the rights transferred will be issued.

Dated in Salem, Oregon on **MAY 07 2025**



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

Mailing date: **MAY 08 2025**

STATE OF OREGON

COUNTY OF MARION

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

HOMER L. GOULET
10612 WHEATLAND RD
GERVAIS, OR 97026

confirms the right to use the waters of TWO WELLS a tributary of WILLAMETTE RIVER for IRRIGATION of 69.9 ACRES.

This right was perfected under Permit G-7240. The date of priority is FEBRUARY 22, 1977. The amount of water to which this right is entitled is limited to an amount actually beneficially used for said purposes, and shall not exceed 0.70 cubic foot per second, being 0.55 from WELL 1 and 0.15 from WELL 2 or its equivalent in case of rotation, measured at the point of diversion from the wells.

The wells are located as follows:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
6 S	3 W	WM	13	SE NE	WELL 2 - 1320 FEET NORTH AND 650 FEET WEST FROM THE E1/4 CORNER OF SECTION 13
6 S	3 W	WM	13	NE SE	WELL 1 - 650 FEET SOUTH AND 1250 FEET WEST FROM THE E1/4 CORNER OF SECTION 13

The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, shall be limited to ONE-EIGHTIETH of one cubic foot per second per acre, or its equivalent for each acre irrigated and shall be further limited to a diversion of not to exceed 2.5 acre-feet per acre for each acre irrigated during the irrigation season of each year; and shall conform to such reasonable rotation system as may be ordered by the proper state officer.

A description of the place of use to which this right is appurtenant is as follows:

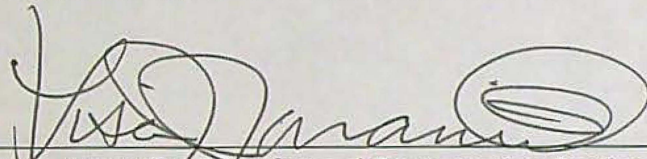
IRRIGATION							
Twp	Rng	Mer	Sec	Q-Q	DLC	Acres	Well
6 S	3 W	WM	13	SW SW		23.0	1
6 S	3 W	WM	13	SE SW		7.0	1
6 S	3 W	WM	14	SE SE		14.0	1
6 S	2 W	WM	18	NW NW	63	22.0	2
6 S	3 W	WM	13	NE NE	63	3.9	2
Total						69.9	

This certificate describes that portion of water right Certificate 50713, State Record of Water Right Certificates, NOT modified by the provisions of an order of the Water Resources Director entered MAY 07 2025, approving Transfer Application T-14251.

The issuance of this superseding certificate does not confirm the status of the water right in regard to the provisions of ORS 540.610 pertaining to forfeiture or abandonment.

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

WITNESS the signature of the Water Resources Director, affixed MAY 07 2025.

A handwritten signature in black ink, appearing to read "Lisa J. Jaramillo", is written over a horizontal line.

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

STATE OF OREGON

COUNTY OF MARION

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

WILLIAM S. DOWNER
9700 RIVER RD NE
SALEM, OR 97305

confirms the right to use the waters of a WELL a tributary of WILLAMETTE RIVER for IRRIGATION of 27.4 ACRES.

This right was perfected under Permit G-4804. The date of priority is JANUARY 29, 1970. The amount of water to which this right is entitled is limited to an amount actually used beneficially and shall not exceed 0.35 CUBIC FOOT PER SECOND or its equivalent in case of rotation, measured at the point of diversion from the stream.

The point of diversion is located in the:

Twp	Rng	Mer	Sec	Q-Q	DLC	Measured Distances
6 S	3 W	WM	13	SE NW	66	990 FEET SOUTH AND 880 FEET EAST FROM NW THE CORNER OF DLC 66

The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, shall be limited to ONE-EIGHTIETH of one cubic foot per second per acre, or its equivalent for each acre irrigated, and shall be further limited to a diversion of not to exceed 2.5 acre-feet per acre for each acre irrigated during the irrigation season of each year, and shall conform to such reasonable rotation system as may be ordered by the proper state officer.

A description of the place of use to which this right is appurtenant is as follows:

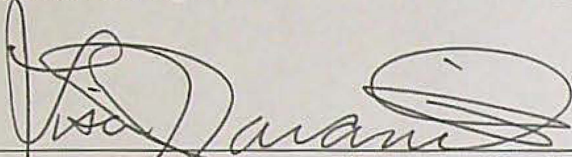
IRRIGATION						
Twp	Rng	Mer	Sec	Q-Q	DLC	Acres
6 S	3 W	WM	13	SE NW	66	27.4

This certificate describes that portion of water right Certificate 40295, State Record of Water Right Certificates, NOT modified by the provisions of an order of the Water Resources Director entered MAY 07 2025, approving Transfer Application T-14251.

The issuance of this superseding certificate does not confirm the status of the water right in regard to the provisions of ORS 540.610 pertaining to forfeiture or abandonment.

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

WITNESS the signature of the Water Resources Director, affixed MAY 07 2025.

A handwritten signature in black ink, appearing to read "Lisa J. Jaramillo", written over a horizontal line.

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

WATER RIGHT TRANSFER COVER SHEET

Transfer: T-14251

Transfer Specialist: *Low*

Transfer Type: Regular Transfer

Reimbursement Authority? ☐

Applicant: RAY GANNON 13989 SE 139TH AVE CLACKAMAS, OR 97015	Agent: DOANN HAMILTON 18487 S VALLEY VISTA RD MULINO, OR 97042-8741	Receiving Landowner:
Current Landowner if other than Applicant:	CWRE:	Irrigation District:
Affected Local Gov'ts: Marion Countyplanning Dept	Affected Tribal Gov't:	BOR Notified (date):

Water Rights Affected

File Marked	App. File # or Decree Name	Permit	Certificate	RR/CR Needed	RR/CR Nos.
<input type="checkbox"/>	G5089	G4804	40295	<input type="checkbox"/> Yes <input type="checkbox"/> No	
<input type="checkbox"/>	G7781	G7240	50713	<input type="checkbox"/> Yes <input type="checkbox"/> No	
<input type="checkbox"/>				<input type="checkbox"/> Yes <input type="checkbox"/> No	

Key Dates & Initial Actions (Support Staff)

Rec'd: May 26, 2023	Proposed Action(s): POINT OF APPROPRIATION	
Fees Pd: UNAVAILABLE	Acknowledgement Letter Sent <input type="checkbox"/>	Basin: 2 Willamette
Initial Public Notice:	County sent cc: of Ack Letter <input type="checkbox"/>	County: MARION
WM District: 16 Gregory J. Wacker	WM Review request sent:	WM Review date received:
ODFW District:	ODFW Review sent:	ODFW Review date received:
Groundwater	GW Review sent:	GW Review date received:

Caseworker Actions: Newspaper & PD Notice:

Newspaper notice needed: <input type="checkbox"/>	Name of Newspaper:
Newspaper notice sent to coordinator:	Newspaper notice quote requested (NRS1):
Request for news \$ sent:	News \$ received:
Affidavit of publication received:	Last day of publication:

Peer Review:

Document	Drafted	Peer Review	Coordinator	Changes Made	Signature Bin	Signature Date
DPD	Date: _____ Initials: _____	Date: _____ Initials: _____	Date: _____ Initials: _____	Date: _____ Initials: _____	CW Sent: _____ WM Sheet <input type="checkbox"/> ODFW Sheet: <input type="checkbox"/>	N/A
PD	Date: _____ Initials: _____	Date: _____ Initials: _____	Date: _____ Initials: _____	Date: _____ Initials: _____ Data Review Date: _____	Date: _____	Date: 5/7/2025
FO	Date: 3/13/25 Initials: <i>Low</i>	Date: 3/14/25 Initials: <i>Scott</i>	Date: _____ Initials: CC	Date: _____ Initials: <i>JB</i>	Date: 4/21 No. of docs for sig: 3	Date: 5/7/2025

Special Issues:

needs affect from Stabesman found

Special Order Volume: Vol. 134 Pages 614-619



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

www.oregon.gov/owrd

March 7, 2025

VIA CERTIFIED MAIL AND E-MAIL

WILLAMETTE TREE WHOLESAL
C/O RAY GANNON
3491 BROOKLAKE RD NE
SALEM, OR 97303

SUBJECT: Water Right Transfer Application T-14251

Please find enclosed the Preliminary Determination indicating that, based on the information available, the Department intends to approve application T-14251. This document is an intermediate step in the approval process; water may not be used legally as proposed in the transfer application until a Final Order has been issued by the Department. Please read this entire letter carefully to determine your responsibility for additional action.

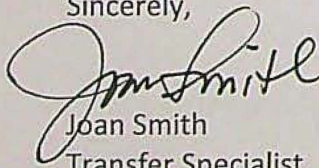
A public notice is being published in the Department's weekly publication and in the Statesman Journal newspaper, simultaneously with issuance of the Preliminary Determination. The notice initiates a period in which any person may file either a protest opposing the decision proposed by the Department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

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

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

Please don't hesitate to contact me at 503-986-0892 or Joan.M.Smith@water.oregon.gov, if I may be of assistance.

Sincerely,



Joan Smith

Transfer Specialist

Transfer and Conservation Section

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

In the Matter of Transfer Application)	PRELIMINARY DETERMINATION
T-14251, Marion County)	PROPOSING APPROVAL OF A CHANGE IN
)	POINT OF APPROPRIATION AND FOR
)	ADDITIONAL POINTS OF APPROPRIATION

Authority

Oregon Revised Statutes (ORS) 537.705 and 540.505 to 540.580 establish the process in which a water right holder may submit a request to transfer the point of appropriation, place of use, or character of use authorized under an existing water right. Oregon Administrative Rules (OAR) Chapter 690, Division 380 implement the statutes and provides the Department's procedures and criteria for evaluating transfer applications.

Applicant

WILLAMETTE TREE WHOLESale
C/O RAY GANNON
3491 BROOKLAKE RD NE
SALEM, OR 97303

Findings of Fact

1. On May 22, 2023, Willamette Tree Wholesale c/o Ray Gannon filed an application to change the point of appropriation under Certificate 40295, and for additional points of appropriation under Certificate 50713. The Department assigned the application number T-14251.
2. Notice of the application for transfer was published on May 30, 2023, pursuant to OAR 690-380-4000. No comments were filed in response to the notice.
3. On December 9, 2024, the Department mailed a copy of the draft Preliminary Determination proposing to approve Transfer Application T-14251 to the applicant. The draft Preliminary Determination cover letter set forth a deadline of January 9, 2025, for the applicant to respond. The applicant requested that the Department proceed with issuance of a Preliminary Determination and provided the necessary information to demonstrate that the applicant is authorized to pursue the transfer.

Pursuant to OAR 690-380-4030, any person may file a protest or standing statement within 30 days after the last date of publication of the newspaper notice or the Department's weekly notice as prescribed by OAR 690-380-4020, whichever is later, of this preliminary determination.

4. The portion of the first right to be transferred is as follows:

Certificate: 40295 in the name of WILLIAM S. DOWNER (perfected under Permit G-4804)
Use: IRRIGATION OF 30.6 ACRES
Priority Date: JANUARY 29, 1970
Rate: 0.38 CUBIC FOOT PER SECOND
Limit/Duty: The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, shall be limited to ONE-EIGHTIETH of one cubic foot per second per acre, or its equivalent for each acre irrigated and shall be further limited to a diversion of not to exceed 2.5 acre-feet per acre for each acre irrigated during the irrigation season of each year.
Source: A WELL, a tributary of WILLAMETTE RIVER

Authorized Point of Appropriation:

Twp	Rng	Mer	Sec	Q-Q	DLC	Measured Distances
6 S	3 W	WM	13	SE NW	66	WELL - 990 FEET SOUTH AND 880 FEET EAST FROM THE NW CORNER OF DLC 66

Authorized Place of Use:

IRRIGATION						
Twp	Rng	Mer	Sec	Q-Q	DLC	Acres
6 S	3 W	WM	13	NW NE	63	11.6
6 S	3 W	WM	13	SW NE	66	9.0
6 S	3 W	WM	13	NE NW	63	5.0
6 S	3 W	WM	13	SE NW	66	5.0
Total						30.6

5. Transfer Application T-14251 proposes to move the authorized point of appropriation (POA) with approximate distances from the authorized points of appropriation in mile (mi.) and direction from the existing point of appropriation to:

Twp	Rng	Mer	Sec	Q-Q	DLC	Measured Distances	Distance and direction from the authorized POA
6 S	3 W	WM	13	NE NE	63	WELL 3 – 1410 FEET NORTH AND 650 FEET WEST FROM THE E1/4 CORNER OF SECTION 13	0.46 mi. NE
6 S	3 W	WM	13	SW NE	66	WELL 4 – 1110 FEET NORTH AND 2190 FEET WEST FROM THE E1/4 CORNER OF SECTION 13	0.18 mi. NE
6 S	3 W	WM	13	SE NE	66	WELL 2 – 1320 FEET NORTH AND 650 FEET WEST FROM THE E 1/4 CORNER OF SECTION 13	0.45 mi. NE

6. The portion of the second right to be transferred is as follows:

Certificate: 50713 in the name of HOMER L. GOULET (perfected under Permit G-7240)
Use: IRRIGATION OF 43.1 ACRES AND SUPPLEMENTAL IRRIGATION OF 41.0 ACRES
Priority Date: FEBRUARY 22, 1977
Rate: 0.85 CUBIC FOOT PER SECOND (CFS), BEING 0.85 CFS FROM WELL 2
Limit/Duty: The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, shall be limited to ONE-EIGHTIETH of one cubic foot per second per acre, or its equivalent for each acre irrigated and shall be further limited to a diversion of not to exceed 2.5 acre-feet per acre for each acre irrigated during the irrigation season of each year.
Source: WELL 2, a tributary of WILLAMETTE RIVER

Authorized Points of Appropriation:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
6 S	3 W	WM	13	SE NE	WELL 2 - 1320 FEET NORTH AND 650 FEET WEST FROM THE E1/4 CORNER OF SECTION 13

Authorized Place of Use:

IRRIGATION						
Twp	Rng	Mer	Sec	Q-Q	DLC	Acres
6 S	3 W	WM	13	NE NE	63	29.1
6 S	3 W	WM	13	NW NE	63	14.0
Total						43.1

SUPPLEMENTAL IRRIGATION						
Twp	Rng	Mer	Sec	Q-Q	DLC	Acres
6 S	3 W	WM	13	SW NE	66	20.0
6 S	3 W	WM	13	SE NE	66	20.0
6 S	3 W	WM	13	NE SE	66	0.5
6 S	3 W	WM	13	NW SE	66	0.5
Total						41.0

7. Transfer Application T-14251 proposes two additional points of appropriation (APOA) with approximate distances from the authorized points of appropriation in mile (mi.) and direction from the existing point of appropriation to:

Twp	Rng	Mer	Sec	Q-Q	DLC	Measured Distances	Distance and direction from the authorized POA
6 S	3 W	WM	13	NE NE	63	WELL 3 - 1410 FEET NORTH AND 650 FEET WEST FROM THE E1/4 CORNER OF SECTION 13	0.46 mi. NE
6 S	3 W	WM	13	SW NE	66	WELL 4 - 1110 FEET NORTH AND 2190 FEET WEST FROM THE E1/4 CORNER OF SECTION 13	0.18 mi. NE

Transfer Review Criteria [OAR 690-380-0100(14), 690-380-4010(2) and OAR 690-380-2110(2)]

8. Water has been used within the last five years according to the terms and conditions of the rights. There is no information in the record that would demonstrate that the rights are subject to forfeiture under ORS 540.610.
9. A water delivery system sufficient to use the full amount of water allowed under the existing rights was present within the five-year period prior to submittal of Transfer Application T-14251.
10. The water rights are subject to transfer as defined in ORS 540.505(4) and OAR 690-380-0100(14).
11. The proposed points of appropriation develop groundwater from the same aquifer as the authorized points of appropriation, as required by OAR 690-380-2110(2).
12. The proposed changes, as conditioned, would not result in enlargement of the rights.
13. The proposed change, as conditioned, would not result in injury to other existing water rights.
14. All other application requirements are met.

Determination and Proposed Action

The change in point of appropriation and additional points of appropriation proposed in Transfer Application T-14251 appear to be consistent with the requirements of ORS 537.705 and 540.505 to 540.580 and OAR 690-380-5000. If protests are not filed pursuant to OAR 690-380-4030, the application will be approved.

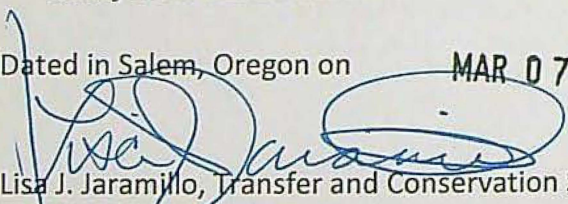
If Transfer Application T-14251 is approved, the final order will include the following:

1. *The change in point of appropriation and additional points of appropriation proposed in Transfer Application T-14251 are approved.*
2. *The right to the use of the water is restricted to beneficial use at the place of use described and is subject to all other conditions and limitations contained in Certificates 40295, 50713, and any related decree.*
3. *Approval of this transfer application does not constitute nor grant legal access onto or through another person's property for purposes of accessing the new points of appropriation.*
4. *Water right Certificates 40295 and 50713 are cancelled. New certificates will be issued describing those portions of the rights not affected by this transfer.*

5. Under Certificate 40295, the quantity of water diverted at the new points of appropriation (Wells 2, 3, and 4), shall not exceed the quantity of water lawfully available at the original point of appropriation (Well).
6. Under Certificate 50713, the quantity of water diverted at the new additional points of appropriation (Well 3 and Well 4), together with that diverted at the original point of appropriation (Well 2), shall not exceed the quantity of water lawfully available at the original point of appropriation (Well 2).
7. Water shall be acquired from the same aquifer (water source) as the original points of appropriation.
8. 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.
9. Full beneficial use of the water shall be made, consistent with the terms of this order, on or before **October 1, 2026**. A Claim of Beneficial Use prepared by a Certified Water Right Examiner shall be submitted by the applicant to the Department within one year after the deadline for completion of the changes and full beneficial use of the water.
10. After satisfactory proof of beneficial use is received, new certificates confirming the rights transferred will be issued.

Dated in Salem, Oregon on

MAR 07 2025


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

This Preliminary Determination was prepared by Joan Smith. If you have questions regarding the information in this document, you may contact me at Joan.M.Smith@water.oregon.gov

Protests

Under the provisions of ORS 540.520(6) & (7) and OAR 690-380-4030, within 30 days after the last date of publication of the newspaper notice or the Department's weekly notice as prescribed by OAR 690-380-4020, whichever is later, any person may file, jointly or severally, a protest expressing opposition of approval of the transfer application and disagreement with this Preliminary Determination or a standing statement in support of this Preliminary Determination. If this Preliminary Determination determines that a change in point of diversion or appropriation would result in injury, the applicant may file a notification of intent to pursue approval of the transfer under OAR 690-380-5030 to 690-380-5050. Protests and standing statements must be received by the Water Resources Department within 30 days after the last date of publication of the newspaper notice or the Department's weekly notice as prescribed by OAR 690-380-4020, whichever is later.

Protests must be in writing and received in hard copy form with the appropriate statutory protest filing fee; protests cannot be filed by electronic mail. [OAR 690-002-0025(3) and 690-380-0100(9)]. The protest must include the following:

- The person's name, address, and telephone number;
- All reasonably ascertainable issues and all reasonably available arguments supporting the person's position by the close of the protest period. Failure to raise a reasonably ascertainable issue in a protest or failure to provide sufficient specificity to afford the Department an opportunity to respond to the issue may preclude consideration of the issue during the hearing;
- If you are the applicant, a protest fee of \$480 required by ORS 536.050; and
- If you are not the applicant, a protest fee of \$950 required by ORS 536.050 and proof of service of the protest upon the applicant.

Requests for Standing

Under the provisions of OAR 690-380-4030(5), the Department shall provide to persons who have filed standing statements as defined under OAR 690-380-0100(11) notice of any differences between the Department's Preliminary Determination and the Final Order, notice of a hearing on the application under OAR 137-003-0535, and an opportunity to request limited party status or party status in the hearing.

Requests for standing must be received in the Water Resources Department no later than 30 days after the last date of publication of the newspaper notice or the Department's weekly notice as prescribed by OAR 690-380-4020, whichever is later. Requests for standing must be in writing, and must include the following:

- The requester's name, mailing address and telephone number;
- If the requester is representing a group, association or other organization, the name, address and telephone number of the represented group;
- A statement that the requester supports the preliminary determination as issued.

After the protest period has ended, the Director will either issue a Final Order or schedule a contested case hearing. The contested case hearing will be scheduled only if a protest has been filed under OAR 690-380-4030. In accordance with OAR 690-380-4200, notice and conduct of the hearing shall:

- Be under the applicable provisions of ORS 183.310 to 183.550, pertaining to contested cases, and the hearing shall be held in the area where the rights are located unless all parties stipulate otherwise; and
- If a protest has asserted that a water right to be transferred has been forfeited through non-use, include the notice and procedures described in OAR 690-017-0500 to 690-017-0900.

If after hearing the Department issues a proposed Final Order finding that a change in point of diversion or appropriation will result in injury, the applicant may file a notification of intent to pursue approval of the transfer under OAR 690-380-5030 to 690-380-5050 within 15 days of receipt of the proposed order. Notwithstanding 690-002-0175, if the applicant files a notification of intent to pursue approval of the transfer under 690-380-5030 to 690-380-5050, the deadline for filing exceptions to the proposed order shall be 30 days after the Department provides notice to the parties that the transfer does not meet the requirements of 690-380-5030 to 690-380-5050.

If you do not request a hearing within 30 days after the close of the protest period, or if you withdraw a request for a hearing, notify the Department or the administrative law judge that you will not appear, or fail to appear at a scheduled hearing, the Director may issue a final order by default. If the Director issues a Final Order by default, the Department designates the relevant portions of its files on this matter, including all materials that you have submitted relating to this matter, as the record for purpose of proving a *prima facie* case upon default.

You may be represented by an attorney at the hearing. Legal aid organizations may be able to assist a party with limited financial resources. Generally, partnerships, corporations, associations, governmental subdivisions, or public or private organizations are represented by an attorney. However, consistent with OAR 690-002-0020 and OAR 690-137-0555, an agency representative may represent partnerships, corporations, associations, governmental subdivisions or public, or private organizations if the Department determines that appearance of a person by an authorized representative will not hinder the orderly and timely development of the record in this case.

Notice Regarding Servicemembers: Active-duty servicemembers have a right to stay proceedings under the federal Servicemembers Civil Relief Act. 50 U.S.C. App. §§501-597b. For more information contact the Oregon State Bar at 800-452-8260, the Oregon Military Department at 971-355-4127, or the nearest United States Armed Forces Legal Assistance Office through <http://legalassistance.law.af.mil>.

If you have questions about how to file a protest or if you have previously filed a protest and you want to know the status, please contact Will Davidson at 503-507-2749.

If you have questions about the Department or any of its programs, please contact our Water Resources Customer Service Group at 503-986-0900.

Address any correspondence to: Oregon Water Resources Department, Transfer and Conservation Section, 725 Summer Street NE, Suite A, Salem OR 97301-1266.

Application for Water Right Transfer



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

Consent by Deeded Landowner

State of Oregon)
County of Marion)ss
)

Received
DEC 23 2024
OWRD

I Marguerite Gannon in my/our capacity as co-owner,

mailing address 27011 SW Petes Mountain Rd, West Linn, OR 97068,

telephone number _____, duly sworn depose and say that I

consent to the proposed change(s) to Water Right Certificate Number 40295 and 50713

described in a Water Right Transfer Application (T-14251),
(transfer number, if known)

submitted by Ray Gannon

on the property in tax lot number(s) 400, 500 and 600, Section 13 Township 6 South
Range 3 West, W.M.,

located at No site address
(site address)

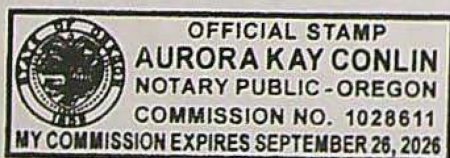
Marguerite Gannon
Signature of Affiant

12/17/2024
Date

Signature of Affiant

Date

Subscribed and Sworn to before me this 17 day of December, 2024.



Aurora Kay Conlin
Notary Public for Oregon

My commission expires 9/26/26

Received
DEC 23 2024
OWRD

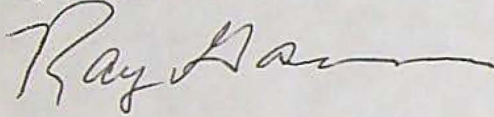
December 18, 2024

To Whom It May Concern at Oregon Water Resources Department,

I, Ray Gannon, approve the preliminary determination on the water rights transfer for certificate numbers 40295 and 50713 as described in a Water Right Transfer Application (T-14251) in reference to tax lot numbers 400, 500, and 600, Section 13 Township 6 South range 3 West, W.M.

Thank you,

Ray Gannon

A handwritten signature in black ink, appearing to read "Ray Gannon", with a long horizontal flourish extending to the right.

(503) 781-6304

Treman3157@aol.com

Groundwater Transfer Review Summary Form

Transfer/PA # T- 14251

GW Reviewer Dennis Orlowski Date Review Completed: December 22, 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-14251

Applicant Name: Willamette Tree Wholesale Inc.

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

Reviewer(s): Dennis Orłowski

Date of Review: 12/22/2023

Date Reviewed by GW Mgr. and Returned to WRSD: 12/22/2023

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

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

Basic description of the changes proposed in this transfer: This proposed changes relates to certificate 40295 (primary irrigation of 58.0 acres, single authorized POA (MARI 4898)) and certificate 50713 (primary irrigation of 113.0 acres, supplemental 41.0 acres, two authorized POA (MARI 4880 and MARI 4897)). The POA and POU locations are in the French Prairie region about 3-4 miles due north of the Salem-Keizer area. MARI 4880 is also the authorized POA for irrigation claim GR 3046.

This application proposes the following changes:

Certificate 40295: change POA to three existing wells (MARI 4897, MARI 70766, MARI 4888) for irrigation of a 30.6 acre portion of the authorized POU.

Certificate 50713: add two APOA (existing wells MARI 4888, MARI 70766) for irrigation of an 84.1 acre portion of the authorized POU.

Note: concurrently-submitted application T-14252 is related to this application; T-14252 is a proposed modification to GR 3046 (irrigation of 138.2 acres, maximum pumping rate 1.2254 cfs (550 gpm)) to change its authorized POA MARI 4880 to two new POA, MARI 70766 and MARI 4888, for irrigation of a 40.0 acre portion of the POU registered under GR 3046.

1. Will the proposed POA develop the same aquifer (source) as the existing authorized POA?
☒ Yes ☐ No Comments: All authorized and proposed POA range in depth from 140 to 257 feet deep, and obtain groundwater from confined sand and gravel deposits of the Willamette Aquifer system (Gannett and Caldwell, 1998; Conlon and others, 2005).
2. 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
3. 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: Certificate 40295 (yes): relative to the authorized POA location (MARI 4898), the locations for two of the three proposed POA (MARI 4897, MARI 70766) 4888) are relatively nearer by about 2300 feet to MARI 4199, a domestic use well. Therefore the proposed change will likely result in an increase in interference with MARI 4199.
- Certificate 50713 (no): relative to the authorized POA locations (MARI 4880, MARI 4897), the locations for the two proposed APOA (MARI 4888, MARI 70766) are not appreciably relatively nearer to any known groundwater right.
- b) If yes, would this proposed change, at its maximum allowed rate of use, likely result in another groundwater right not receiving the water to which it is legally entitled?
☐ Yes ☒ No If yes, explain: Certificate 40295: none of the area's wells fully penetrate the alluvial aquifer system in this area, estimated to be about 500-700 feet thick (Gannett and Caldwell, 1998), and thus are not subject to injury determinations (the nearest potentially-affected well MARI 4199 is only 147 feet deep, and other nearby wells MARI 4227 and MARI 4222 are even shallower at 85 and 86 feet deep, respectively).
- Nonetheless, a Theis distance-drawdown analysis was completed to estimate the net additional drawdown at the MARI 4199 location potentially caused by the proposed use (i.e., increased pumping specifically at the MARI 70766 and MARI 4897 locations). The results of the Theis analysis, using very conservative operational parameters (24/7 pumping for 160 days), indicate that perhaps ~2 to 10 feet of additional drawdown might be experienced in MARI 4199; despite its relatively-shallow depth, this amount of additional drawdown should be able to be accommodated in MARI 4199 and other similarly-completed (and not fully penetrating) wells. Furthermore, performance of wells in this area indicate a very prolific Willamette Aquifer system that should help mitigate any potential well interference effects not identified in this review (e.g., notably high specific capacity value and reported well yield for nearby MARI 58798).
4. 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: All authorized and proposed POA locations range from ~1.2 to 1.5 miles to the nearest perennial stream reach (Patterson Creek). Although proposed POA MARI 70766 (nearest) is about 2100 ft nearer to this stream relative to authorized POA MARI 4880 (farthest), the large overall distances suggest that it is not likely the proposed use will result in an increase in interference with this surface water source.

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

Stream: _____ ☐ Minimal ☐ Significant

Stream: _____ ☐ Minimal ☐ Significant

Provide context for minimal/significant impact: N/A

5. 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: N/A
6. What conditions or other changes in the application are necessary to address any potential issues identified above: None
7. Any additional comments: None

References

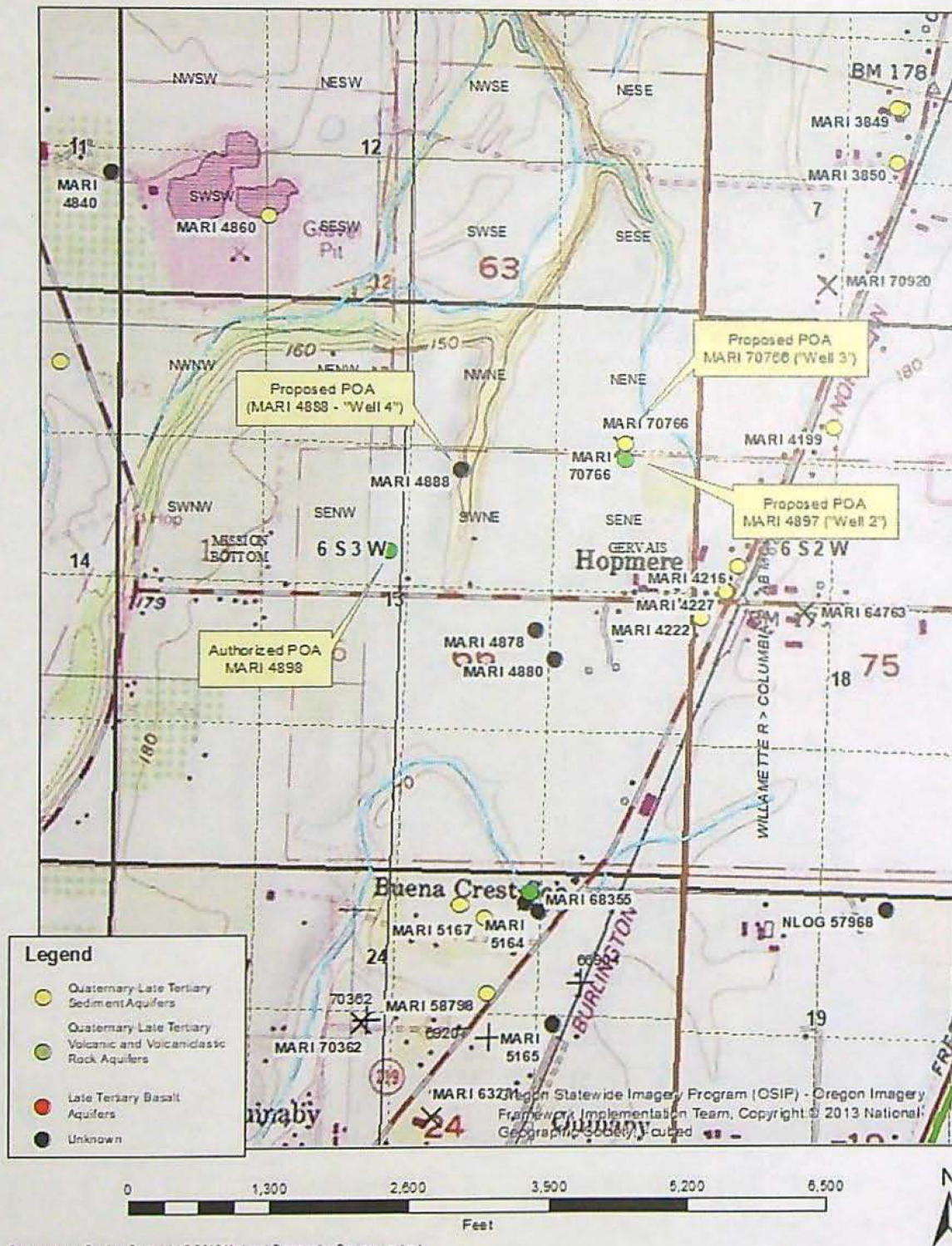
Application file: T-14251; Groundwater Reviews: T-14252, T-12558, T-12416, T-12360, T-12361, G-18430

Conlon, T.D., Wozniak, K.C., Woodcock, D., Herrera, N.B., Fisher, B.J., Morgan, D.S., Lee, K.K., and Hinkle, S.R., 2005, Ground-water hydrology of the Willamette Basin, Oregon: U.S. Geological Survey Scientific Investigations Report 2005-5168.

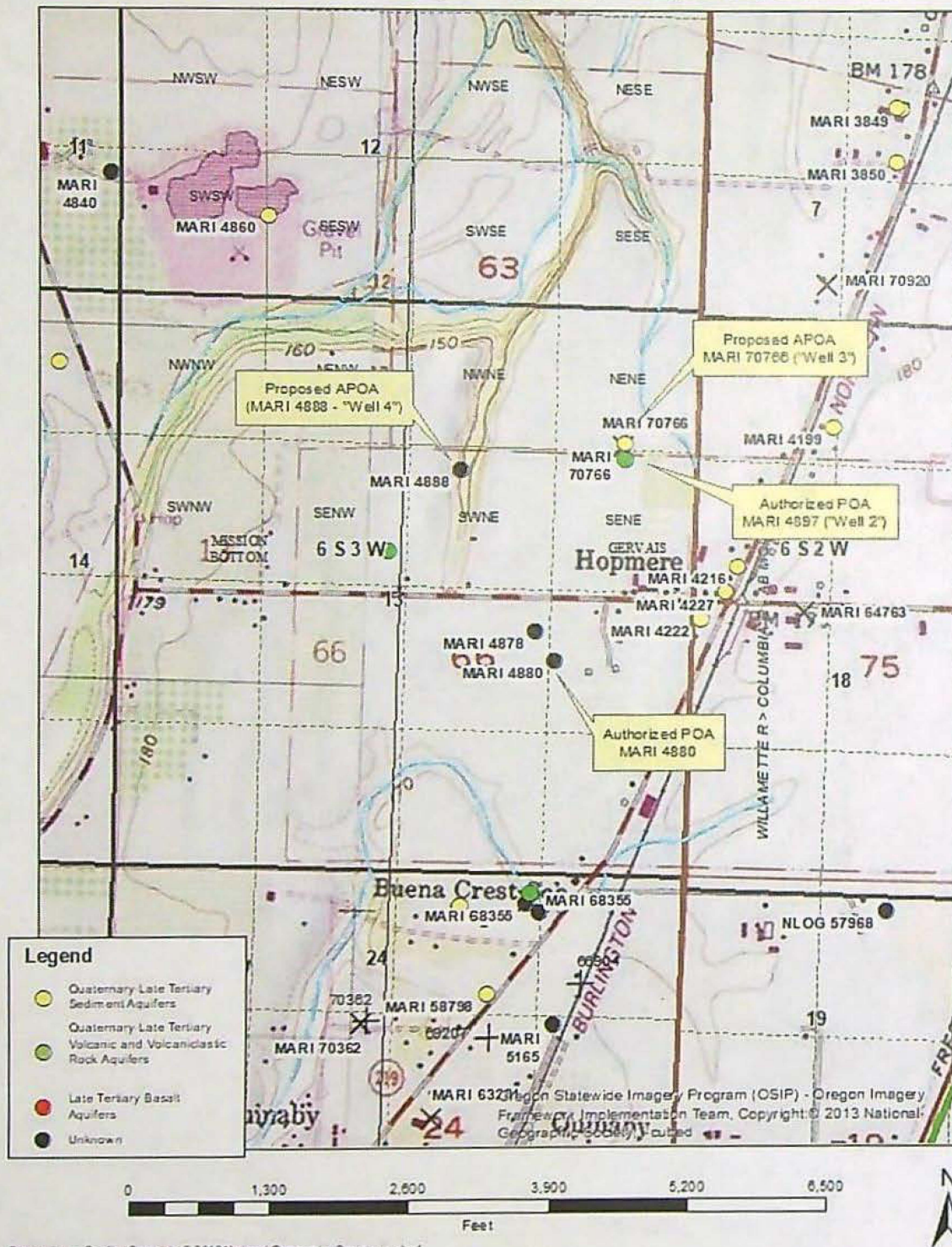
Gannett, M.W. and Caldwell, R., 1998, Geologic framework of the Willamette Lowland aquifer system, Oregon and Washington: U.S. Geological Survey Professional Paper 1424-A, 32 p.

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

**Application T-14251 Willamette Tree Wholesale
Certificate 40295 T6S, R3W, S13**



Application T-14251 Willamette Tree Wholesale
Certificate 50713 T6S, R2W, S13; T6S, R3W, S13 & 14



Theis Analysis: authorized POA (MARI 4898) to MARI 4199

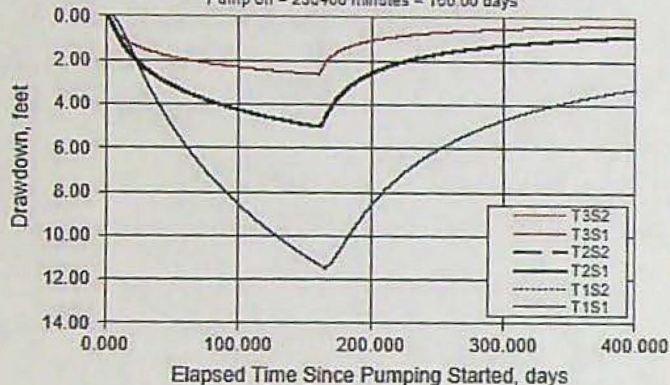
Theis Time-Drawdown Worksheet v.5.00
Calculates Theis nonequilibrium drawdown and recovery at any arbitrary radial distance, r , from a pumping well for 3 different T values and radial distance, r , from a pumping well for 3 different T values and 2 different S values.
Written by Karl C. Wozniak September 1992. Last modified December 17, 2019

Input Data:	Var Name	Scenario 1	Scenario 2	Scenario 3	Units	
Total pumping time	t		160		d	
Radial distance from pumped well:	r		4350		ft	Q conversions
Pumping rate	Q		1.2254		cfs	549.96 gpm
Hydraulic conductivity	K	25	100	250	ft/day	1.23 cfs
Aquifer thickness	b		50		ft	73.52 cfm
Storativity	S_1		0.005			105.874.56 cfd
	S_2		0.005			2.43 at/d
Transmissivity Conversions	T ft ² /d	1250	5000	12500	ft ² /day	
	T ft ² /min	0.868056	3.472222	8.680556	ft ² /min	Recalculate
	T gpd/ft	9350	37400	93500	gpd/ft	

Use the Recalculate button if recalculation is set to manual

Theis Drawdown and Recovery at $r = 4350$ ft From Pumping Well

Pump on = 230400 minutes = 160.00 days



Theis Analysis: proposed POA (MARI 70766) to MARI 4199

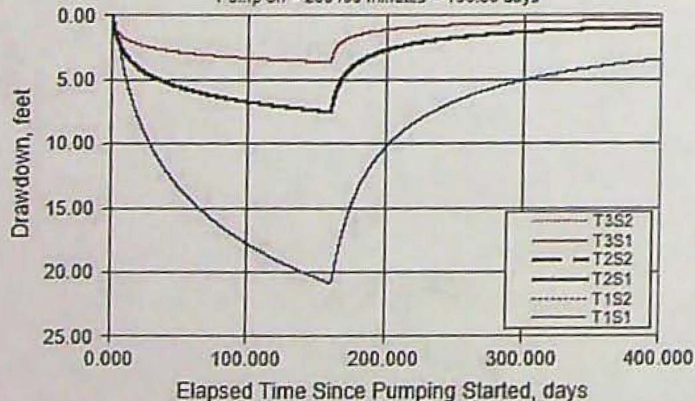
Theis Time-Drawdown Worksheet v.5.00
Calculates Theis nonequilibrium drawdown and recovery at any arbitrary radial distance, r , from a pumping well for 3 different T values and radial distance, r , from a pumping well for 3 different T values and 2 different S values.
Written by Karl C. Wozniak September 1992. Last modified December 17, 2019

Input Data:	Var Name	Scenario 1	Scenario 2	Scenario 3	Units	
Total pumping time	t		160		d	
Radial distance from pumped well:	r		2050		ft	Q conversions
Pumping rate	Q		1.2254		cfs	549.96 gpm
Hydraulic conductivity	K	25	100	250	ft/day	1.23 cfs
Aquifer thickness	b		50		ft	73.52 cfm
Storativity	S_1		0.005			105.874.56 cfd
	S_2		0.005			2.43 at/d
Transmissivity Conversions	T ft ² /d	1250	5000	12500	ft ² /day	
	T ft ² /min	0.868056	3.472222	8.680556	ft ² /min	Recalculate
	T gpd/ft	9350	37400	93500	gpd/ft	

Use the Recalculate button if recalculation is set to manual

Theis Drawdown and Recovery at $r = 2050$ ft From Pumping Well

Pump on = 230400 minutes = 160.00 days





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

May 26, 2023

RAY GANNON 13989 SE 139TH AVE CLACKAMAS, OR 97015

Reference: Application T-14251

On May 26, 2023, the Department received your water right Permanent Transfer Application. The application was accompanied by \$UNAVAILABLE. Receipt number UNAVAILABLE 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 groundwater staff to determine whether the proposed well accesses the same source of water as the original well.

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

Except as provided under ORS 540.510(3) for municipalities, you may not use water from the new point of appropriation until a final order approving the transfer application has been issued by the Department. In order to avoid any possible forfeiture of the water right, you should continue to use the water as described by your existing water right.

If the land is sold before the application is approved, the buyer's consent to the application will be required unless a recorded deed or other legal document clearly established that the water right was not conveyed in the sale.

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

If you have any questions, please contact the Transfer Section at (503) 986-0935.

Cc: Watermaster Dist. #16, Gregory J. Wacker (*via email*)
Doann Hamilton, Agent
Marion County

Enclosure

STATE OF OREGON
WATER RESOURCES DEPARTMENT

RECEIPT # 140775

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

INVOICE # _____

RECEIVED FROM: Willamette Tree Wholesale, Inc.
BY: _____

APPLICATION	
PERMIT	
TRANSFER	T-14251

CASH: ☐ CHECK: # 20665 OTHER: (IDENTIFY) ☐ _____

TOTAL REC'D \$ 3,270.00

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 \$ 3,270.00

WELL CONSTRUCTION

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

OTHER (IDENTIFY) _____

0536 TREASURY 0437 WELL CONST. START FEE

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

OTHER (IDENTIFY) _____

0607 TREASURY 0467 HYDRO ACTIVITY LIC NUMBER

0233 POWER LICENSE FEE (FWWRD) \$ _____
0231 HYDRO LICENSE FEE (FWWRD) \$ _____
HYDRO APPLICATION \$ _____

TREASURY OTHER / RDX

FUND _____ TITLE _____

OBJ. CODE _____ VENDOR # _____

DESCRIPTION _____ \$ _____

RECEIPT: 140775

DATED: 5/10/2013 BY: Lisa D. Miller

Application for Permanent Water Right Transfer



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

Part 1 of 5 – Minimum Requirements Checklist

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

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

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

- ☒ Part 1 – Completed Minimum Requirements Checklist.
- ☒ Part 2 – Completed Transfer Application Map Checklist.
- ☒ Part 3 – Application Fee, payable by check to the Oregon Water Resources Department, and completed Fee Worksheet, page 3. Try the new online fee calculator at:
http://apps.wrd.state.or.us/apps/misc/wrd_fee_calculator.
- ☒ Part 4 – Completed Applicant Information and Signature.
- ☒ Part 5 – Information about Water Rights to be Transferred: **How many water rights are to be transferred? 2** List them here: **Certificate 40295 and 50713:**
Please include a separate Part 5 for each water right. (See instructions on page 6)
NOTE: A separate transfer application is required for each water right unless the criteria in OAR 690-380-3220 are met.

Attachments:

- ☒ Completed Transfer Application Map.
- ☒ Completed Evidence of Use Affidavit and supporting documentation.
- ☐ ☒ N/A Affidavit(s) of Consent from Landowner(s) (if the applicant does not own the land the water right is on.)
- ☐ ☒ N/A Supplemental Form D – For water rights served by or issued in the name of an irrigation district. Complete when the transfer applicant is not the irrigation district.
- ☒ ☐ N/A Oregon Water Resources Department's Land Use Information Form with approval and signature (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' from the surface water source and more than 1000' upstream or downstream from the point of diversion. See OAR 690-380-2130 for requirements and applicability.

(For Staff Use Only)

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

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

Other/Explanation _____

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

Part 2 of 5 – Transfer Application Map

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

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

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

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FEE WORKSHEET for PERMANENT TRANSFER (except Substitution)

FREE WORKSHEET for SUBSTITUTION

QWRD

Part 4 of 5 – Applicant Information and Signature

Applicant Information

APPLICANT/BUSINESS NAME Willamette Tree Wholesale c/o Ray Gannon			PHONE NO. 503-759-3901	ADDITIONAL CONTACT NO. 503-781-6304 cell
ADDRESS 13989 SE 139th				FAX NO.
CITY Clackamas	STATE OR	ZIP 97015	E-MAIL	
BY PROVIDING AN E-MAIL ADDRESS, CONSENT IS GIVEN TO RECEIVE ALL CORRESPONDENCE FROM THE DEPARTMENT ELECTRONICALLY. COPIES OF THE FINAL ORDER DOCUMENTS WILL ALSO BE MAILED.				

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

AGENT/BUSINESS NAME Doann Hamilton / Pacific Hydro-Geology, Inc.			PHONE NO. (503) 632-5016	ADDITIONAL CONTACT NO. (503) 349-6946 (cell)
ADDRESS 18487 S. Valley Vista Road				FAX NO. (503) 632-5983
CITY Mulino	STATE OR	ZIP 97042	E-MAIL phgdmh@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.				

Explain in your own words what you propose to accomplish with this transfer application, and why:
The authorized Well (MARI 4898) on Certificate 40295 is not located on our property and we do not have access to this well. We wish to tie in this property to our existing property to the east along with the associated wells.

The authorized Well 2 (MARI 4897) on Certificate 50713 is not as efficient to supply all the primary areas at the full allowed rate. We wish to add two additional wells to assist the authorized well.

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

Check One Box

- ☒ By signing this application, I understand that, upon receipt of the draft preliminary determination and prior to Department approval of the transfer, I will be required to provide landownership information and evidence that I am authorized to pursue the transfer as identified in OAR 690-380-4010(5); OR
- ☐ I affirm the applicant is a municipality as defined in ORS 540.510(3)(b) and that the right is in the name of the municipality or a predecessor; OR
- ☐ I affirm the applicant is an entity with the authority to condemn property and is acquiring by condemnation the property to which the water right proposed for transfer is appurtenant and have supporting documentation.

By my signature below, I confirm that I understand:

- Prior to Department approval of the transfer application, I may be required to submit payment to the Department for publication of a notice in a newspaper with general circulation in the area where the water right is located, once per week for two consecutive weeks. If more than one qualifying newspaper is available, I suggest publishing the notice in the following newspaper: Statesman Journal.
- Amendments to the application may only be made in response to the Department's Draft Preliminary Determination (DPD). The applicant will have a period of at least 30 days to amend the application to address any issues identified by the Department in the DPD, or to withdraw the application. Note that amendments may be subject to additional fees, pursuant to ORS 536.050.
- Failure to complete an approved change in place of use and/or change in character of use, will result in loss of the water right (OAR 690-380-6010).
- Refunds may only be granted upon request and, as set forth in ORS 536.050(4)(a), if the Director determines that a refund of all or part of a fee is appropriate in the interests of fairness to the public or necessary to correct an error of the Department.

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

→ Raymond Lee Gannon Raymond Lee Gannon 5/5/23
Applicant Signature Print Name (and Title if applicable) Date
Marguerite Lee Gannon Marguerite Lee Gannon 5/5/23
Applicant Signature Print Name (and Title if applicable) Date

Is the applicant the sole owner of the land on which the water right, or portion thereof, proposed for transfer is located? ☒ Yes ☐ No*

*If NO, include signatures of all deeded landowners (and mailing and/or e-mail addresses if different than the applicant's) or attach affidavits of consent (and mailing and/or e-mail addresses) from all landowners or individuals/entities to which the water right(s) were conveyed.

Check the following boxes that apply:

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

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

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

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

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

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

☐ Check here if any of the water rights proposed for transfer are or will be located within or served by an irrigation or other water district. (Tip: Complete and attach Supplemental Form D.)

IRRIGATION DISTRICT NAME NA	ADDRESS		
CITY	STATE	ZIP	

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

ENTITY NAME NA	ADDRESS		
CITY	STATE	ZIP	

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

ENTITY NAME Marion County Planning Division	ADDRESS 5155 Silverton Road NE	
CITY Salem	STATE Oregon	ZIP 97305

Part 5a of 5b – Water Right

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

CERTIFICATE # **40295**

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Description of Water Delivery System

System capacity: **0.73 cfs** cubic feet per second (cfs) OR
_____ gallons per minute (gpm)

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Describe the current water delivery system or the system that was in place at some time within the last five years. Include information on the pumps, canals, pipelines, and sprinklers used to divert, convey, and apply the water at the authorized place of use. **Water was pumped from the authorized well and conveyed through buried mainlines with hydrants where portable handlines with impact sprinklers could be attached.**

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

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

POD/POA Name or Number	Is this POD/POA Authorized on the Certificate or is it Proposed?	If POA, OWRD Well Log ID# (or Well ID Tag # L-____)	Twp	Rng	Sec	¼	¼	Tax Lot, DLC or Gov't Lot	Measured Distances (from a recognized survey corner)
Well	<input checked="" type="checkbox"/> Authorized <input type="checkbox"/> Proposed	MARI 4898	6	S	3	W	13	SE NW	DLC 66 990 feet south and 880 feet east from the NW corner, DLC 66.
Well 2	<input type="checkbox"/> Authorized <input checked="" type="checkbox"/> Proposed	MARI 4897	6	S	3	W	13	SE NE	DLC 66 1,320 feet north and 650 feet west from the E ¼ corner, Section 13.
Well 3	<input type="checkbox"/> Authorized <input checked="" type="checkbox"/> Proposed	MARI 70766	6	S	3	W	13	NE NE	DLC 63 1,410 feet north and 650 feet west from the E ¼ corner, Section 13.
Well 4	<input type="checkbox"/> Authorized <input checked="" type="checkbox"/> Proposed	MARI 4888	6	S	3	W	13	SW NE	DLC 66 1,110 feet north and 2,190 feet west from the E ¼ corner, Section 13.

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

- | | |
|---|---|
| <input type="checkbox"/> Place of Use (POU) | <input type="checkbox"/> Supplemental Use to Primary Use (S to P) |
| <input type="checkbox"/> Character of Use (USE) | <input 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"/> Substitution (SUB) |

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

ENTITY NAME Marion County Planning Division	ADDRESS 5155 Silverton Road NE	
CITY Salem	STATE Oregon	ZIP 97305

Part 5a of 5b – Water Right

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

CERTIFICATE # **40295**

Description of Water Delivery System

System capacity: **0.73 cfs** cubic feet per second (cfs) OR
_____ gallons per minute (gpm)

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Describe the current water delivery system or the system that was in place at some time within the last five years. Include information on the pumps, canals, pipelines, and sprinklers used to divert, convey, and apply the water at the authorized place of use. Water was pumped from the authorized well and conveyed through buried mainlines with hydrants where portable handlines with impact sprinklers could be attached.

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

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

POD/POA Name or Number	Is this POD/POA Authorized on the Certificate or is it Proposed?	If POA, OWRD Well Log ID# (or Well ID Tag # L-___)	Twp	Rng	Sec	¼ ¼	Tax Lot, DLC or Gov't Lot	Measured Distances (from a recognized survey corner)
Well	<input checked="" type="checkbox"/> Authorized <input type="checkbox"/> Proposed	MARI 4898	6 S	3 W	13	SE NW	DLC 66	990 feet south and 880 feet east from the NW corner, DLC 66.
Well 2	<input type="checkbox"/> Authorized <input checked="" type="checkbox"/> Proposed	MARI 4897	6 S	3 W	13	SE NE	DLC 66	1,320 feet north and 650 feet west from the E ¼ corner, Section 13.
Well 3	<input type="checkbox"/> Authorized <input checked="" type="checkbox"/> Proposed	MARI 70766	6 S	3 W	13	NE NE	DLC 63	1,410 feet north and 650 feet west from the E ¼ corner, Section 13.
Well 4	<input type="checkbox"/> Authorized <input checked="" type="checkbox"/> Proposed	MARI 4888	6 S	3 W	13	SW NE	DLC 66	1,110 feet north and 2,190 feet west from the E ¼ corner, Section 13.

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

- | | |
|---|---|
| <input type="checkbox"/> Place of Use (POU) | <input type="checkbox"/> Supplemental Use to Primary Use (S to P) |
| <input type="checkbox"/> Character of Use (USE) | <input 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"/> Substitution (SUB) |

☐ Surface Water POD to Ground Water
POA (SW/GW)

☐ Government Action POD (GOV)

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

☐ Yes Complete only the Proposed ("to" or "on" lands) section of Table 2 on the next page. Use the "CODES" listed above to describe the proposed changes.

☒ No Complete all of Table 2 to describe the portion of the water right to be changed.

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

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

Table 2. Description of Changes to Water Right Certificate # 40295

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

AUTHORIZED (the "from" or "off" lands) The listing that appears on the certificate BEFORE PROPOSED CHANGES List only that part or portion of the water right that will be changed.													Proposed Changes (see "CODES" from previous page)	PROPOSED (the "to" or "on" lands) The listing as it would appear AFTER PROPOSED CHANGES are made.														
Twp	Rng		Sec	¼ ¼		Tax Lot	Gvt Lot or DLC	Acres	Type of USE listed on Certificate	POD(s) or POA(s) (name or number from Table 1)	Priority Date	Twp		Rng		Sec	¼ ¼		Tax Lot	Gvt Lot or DLC	Acres	New Type of USE	POD(s)/ POA(s) to be used (from Table 1)	Priority Date				
6	S	3	W	13	NW	NE	600	DLC 63	11.6	IR	Well	1-29-1970	POA	6	S	3	W	13	NW	NE	600	DLC 63	11.6	IR	Wells 2, 3, & 4	1-29-1970		
6	S	3	W	13	SW	NE	600	DLC 66	9.0	IR	Well	1-29-1970	POA	6	S	3	W	13	SW	NE	600	DLC 66	9.0	IR	Wells 2, 3, & 4	1-29-1970		
6	S	3	W	13	NE	NW	600	DLC 63	5.0	IR	Well	1-29-1970	POA	6	S	3	W	13	NE	NW	600	DLC 63	5.0	IR	Wells 2, 3, & 4	1-29-1970		
6	S	3	W	13	SE	NW	600	DLC 66	5.0	IR	Well	1-29-1970	POA	6	S	3	W	13	SE	NW	600	DLC 66	5.0	IR	Wells 2, 3, & 4	1-29-1970		
TOTAL ACRES:									30.6						TOTAL ACRES:									30.6				

Additional remarks: None.

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For Place of Use or Character of Use Changes - NA

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

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

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

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

Ground water supplemental Permit or Certificate # NA;

Surface water primary Certificate # NA.

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For a change from Supplemental Irrigation Use to Primary Irrigation Use

Identify the primary certificate to be cancelled. Certificate # NA

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

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

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

http://apps.wrd.state.or.us/apps/gw/well_log/Default.aspx

AND/OR

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

Table 3. Construction of Point(s) of Appropriation

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

Proposed or Authorized POA Name or Number	Is well already built? (Yes or No)	If an existing well: OWRD Well ID Tag No. L-_____	Total well depth	Casing Diameter	Casing Intervals (feet)	Seal depth(s) (intervals)	Perforated or screened intervals (in feet)	Static water level of completed well (in feet)	Source aquifer (sand, gravel, basalt, etc.)	Well -specific rate (cfs or gpm). If less than full rate of water right
Well	Yes	MARI 4898	See Well Log MARI 4898							Not less than full rate of water right
Well 2	Yes	MARI 4897	See Well Log MARI 4897							
Well 3	Yes	MARI 70766	See Well Log for MARI 70766							
Well 4	Yes	MARI 4888	See Well Log MARI 4888							

Part 5b of 5b – Water Right

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

CERTIFICATE # 50713

Description of Water Delivery System

System capacity: 1.55 cfs cubic feet per second (cfs) OR
 _____ gallons per minute (gpm)

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Describe the current water delivery system or the system that was in place at sometime within the last five years. Include information on the pumps, canals, pipelines, and sprinklers used to divert, convey, and apply the water at the authorized place of use. Water is conveyed from authorized Well 2 (MARI 4897) using nested 3 and 50 Hp pumps through buried 6-inch mainline to supply 4-inch buried laterals with drip lines attached to irrigate individual plants with drip emitters.

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

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

POD/POA Name or Number	Is this POD/POA Authorized on the Certificate or is it Proposed?	If POA, OWRD Well Log ID# (or Well ID Tag # L-_____)	Twp	Rng	Sec	¼ ¼	Tax Lot, DLC or Gov't Lot	Measured Distances (from a recognized survey corner)
Well 1	<input checked="" type="checkbox"/> Authorized <input type="checkbox"/> Proposed	MARI 4880	6 S	3 W	13	NE SE	DLC 66	650 feet south and 1,250 feet west from the E ¼ corner, Section 13.
Well 2	<input checked="" type="checkbox"/> Authorized <input type="checkbox"/> Proposed	MARI 4897	6 S	3 W	13	SE NE	DLC 66	1,320 feet north and 650 feet west from the E ¼ corner, Section 13.
Well 3	<input type="checkbox"/> Authorized <input checked="" type="checkbox"/> Proposed	MARI 70766	6 S	3 W	13	NE NE	DLC 63	1,410 feet north and 650 feet west from the E ¼ corner, Section 13.
Well 4	<input type="checkbox"/> Authorized <input checked="" type="checkbox"/> Proposed	MARI 4888	6 S	3 W	13	SW NE	DLC 66	1,110 feet north and 2,190 feet west from the E ¼ corner, Section 13.

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

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

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

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

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

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

Table 2. Description of Changes to Water Right Certificate # 50713

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	Type of USE listed on Certificate	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	New Type of USE	POD(s)/ POA(s) to be used (from Table 1)	Priority Date				
6	S	3	W	13	NE	NE	400	DLC 63	29.1	IR	Well 2	2-22-1977	APOA	6	S	3	W	13	NE	NE	400	DLC 63	29.1	IR	Wells 2, 3 & 4	2-22-1977		
6	S	3	W	13	NW	NE	400, 500	DLC 63	14.0	IR	Well 2	2-22-1977	APOA	6	S	3	W	13	NW	NE	400, 500	DLC 63	14.0	IR	Wells 2, 3 & 4	2-22-1977		
6	S	3	W	13	SW	NE	400, 500	DLC 66	20.0	IS	Well 2	2-22-1977	APOA	6	S	3	W	13	SW	NE	400, 500	DLC 66	20.0	IS	Wells 2, 3 & 4	2-22-1977		
6	S	3	W	13	SE	NE	400	DLC 66	20.0	IS	Well 2	2-22-1977	APOA	6	S	3	W	13	SE	NE	400	DLC 66	20.0	IS	Wells 2, 3 & 4	2-22-1977		
6	S	3	W	13	NE	SE	400	DLC 66	0.5	IS	Well 2	2-22-1977	APOA	6	S	3	W	13	NE	SE	400	DLC 66	0.5	IS	Wells 2, 3 & 4	2-22-1977		
6	S	3	W	13	NW	SE	500	DLC 66	0.5	IS	Well 2	2-22-1977	APOA	6	S	3	W	13	NW	SE	500	DLC 66	0.5	IS	Wells 2, 3 & 4	2-22-1977		
TOTAL ACRES:									84.1						TOTAL ACRES:									84.1				

Additional remarks: None.

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For Place of Use or Character of Use Changes - NA

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

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

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

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

Ground water supplemental Permit or Certificate # NA;

Surface water primary Certificate # NA.

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For a change from Supplemental Irrigation Use to Primary Irrigation Use

Identify the primary certificate to be cancelled. Certificate # NA

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

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

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

http://apps.wrd.state.or.us/apps/gw/well_log/Default.aspx

AND/OR

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

Table 3. Construction of Point(s) of Appropriation

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

Proposed or Authorized POA Name or Number	Is well already built? (Yes or No)	If an existing well: OWRD Well ID Tag No. L-____	Total well depth	Casing Diameter	Casing Intervals (feet)	Seal depth(s) (intervals)	Perforated or screened intervals (in feet)	Static water level of completed well (in feet)	Source aquifer (sand, gravel, basalt, etc.)	Well -specific rate (cfs or gpm). If less than full rate of water right
Well 1	Yes	MARI 4880	See Well Log MARI 4880							Not less than full rate of water right
Well 2	Yes	MARI 4897	See Well Log MARI 4897							
Well 3	Yes	MARI 70766	See Well Log for MARI 70766							
Well 4	Yes	MARI 4888	See Well Log MARI 4888							

14251 -

Application for Water Right Transfer Evidence of Use Affidavit



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

Please print legibly or type. Be as specific as possible. Attach additional pages if you need more spacing.
Supporting documentation must be attached.

State of Oregon)
County of MARION) ss

Notarize

I, RAY GANNON, in my capacity as OWNER AND OPERATOR OF WILLAMETTE TREE WHOLESAL,
mailing address 13989 SE 139TH, CLACKAMAS, OR 97015
telephone number (503) 759-3901, being first duly sworn depose and say:

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1. My knowledge of the exercise or status of the water right is based on (check one):

☒ Personal observation ☐ Professional expertise

2. I attest that:

☐ Water was used during the previous five years on the entire place of use for
Certificate # ____; OR

☒ My knowledge is specific to the use of water at the following locations within the last five years:

Certificate #	Township		Range		Mer	Sec	¼ ¼		Gov't Lot or DLC	Acres (if applicable)
40295	6	S	3	W	WM	13	NW	NE	DLC 63	11.6
40295	6	S	3	W	WM	13	SW	NE	DLC 66	9.0
40295	6	S	3	W	WM	13	NE	NW	DLC 63	5.0
40295	6	S	3	W	WM	13	SE	NW	DLC 66	5.0
50713	6	S	3	W	WM	13	NE	NE	DLC 63	29.1
50713	6	S	3	W	WM	13	NW	NE	DLC 63	14.0
50713	6	S	3	W	WM	13	SW	NE	DLC 66	20.0
50713	6	S	3	W	WM	13	SE	NE	DLC 66	20.0
50713	6	S	3	W	WM	13	NE	SE	DLC 66	0.5
50713	6	S	3	W	WM	13	NW	SE	DLC 66	0.5

OR

- ☐ Confirming Certificate # ____ has been issued within the past five years; OR
☐ Part or all of the water right was leased instream at some time within the last five years. The
instream lease number is: ____ (Note: If the entire right proposed for
transfer was not leased, additional evidence of use is needed for the portion not leased instream.); OR

- ☐ The water right is not subject to forfeiture and documentation that a presumption of forfeiture for non-use would be rebutted under ORS 540.610(2) is attached.
- ☐ Water has been used at the actual current point of diversion or appropriation for more than 10 years for Certificate # _____ (For Historic POD/POA Transfers)

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(continues on reverse side)

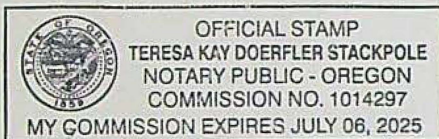
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3. The water right was used for: (e.g., crops, pasture, etc.): NURSERY STOCK
4. I understand that if I do not attach one or more of the documents shown in the table below to support the above statements, my application will be considered incomplete.

Ray L. [Signature]
Signature of Affiant

5/5/23
Date

Signed and sworn to (or affirmed) before me this 5 day of May, 2023.



Teresa Kay Doerfler Stackpole
Notary Public for Oregon

My Commission Expires: 7.6.2025

Supporting Documents	Examples
<input type="checkbox"/> Copy of a water right certificate that has been issued within the last five years. (not a remaining right certificate)	Copy of confirming water right certificate that shows issue date
<input type="checkbox"/> Copies of receipts from sales of irrigated crops or for expenditures related to use of water	<ul style="list-style-type: none"> • Power usage records for pumps associated with irrigation use • Fertilizer or seed bills related to irrigated crops • Farmers Co-op sales receipt
<input type="checkbox"/> Records such as FSA crop reports, irrigation district records, NRCS farm management plan, or records of other water suppliers	<ul style="list-style-type: none"> • District assessment records for water delivered • Crop reports submitted under a federal loan agreement • Beneficial use reports from district • IRS Farm Usage Deduction Report • Agricultural Stabilization Plan • CREP Report
<input checked="" type="checkbox"/> Aerial photos containing sufficient detail to establish location and date of photograph	<p>Multiple photos can be submitted to resolve different areas of a water right.</p> <p>If the photograph does not print with a "date stamp" or without the source being identified, the date of the photograph and source should be added.</p> <p>Sources for aerial photos: OSU - www.oregonexplorer.info/imagery</p>

	OWRD – www.wrd.state.or.us Google Earth – earth.google.com TerraServer – www.terra-server.com
<input type="checkbox"/> Approved Lease establishing beneficial use within the last 5 years	Copy of instream lease or lease number

3270.00

reimbursement
authority
program

125.00

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Land Use Information Form



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

Applicant(s): Willamette Tree Wholesale c/o Ray Gannon

Mailing Address: 13989 SE 139th

City: Clackamas

State: OR

Zip Code: 97015

Daytime Phone: 503-759-3901

A. Land and Location

Please include the following information for all tax lots where water will be diverted (taken from its source), conveyed (transported), and/or used or developed. Applicants for municipal use, or irrigation uses within irrigation districts may substitute existing and proposed service-area boundaries for the tax-lot information requested below.

Township	Range	Section	¼ ¼	Tax Lot #	Plan Designation (e.g., Rural Residential/RR-5)	Water to be:			Proposed Land Use:
<u>6S</u>	<u>3W</u>	<u>13</u>	_____	<u>400</u>	_____	<input checked="" type="checkbox"/> Diverted	<input checked="" type="checkbox"/> Conveyed	<input checked="" type="checkbox"/> Used	<u>Irrigation</u>
<u>6S</u>	<u>3W</u>	<u>13</u>	_____	<u>500</u>	_____	<input type="checkbox"/> Diverted	<input checked="" type="checkbox"/> Conveyed	<input checked="" type="checkbox"/> Used	<u>Irrigation</u>
<u>6S</u>	<u>3W</u>	<u>13</u>	_____	<u>600</u>	_____	<input checked="" type="checkbox"/> Diverted	<input checked="" type="checkbox"/> Conveyed	<input checked="" type="checkbox"/> Used	<u>Irrigation</u>
_____	_____	_____	_____	_____	_____	<input type="checkbox"/> Diverted	<input type="checkbox"/> Conveyed	<input type="checkbox"/> Used	_____

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

Marion 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: 0.69 ☒ 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:

This Land Use Information Form is to accompany a water right transfer application that proposes to change and add point of appropriations (well) for two existing water rights (Certificate 40295 and 50713).

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

See bottom of Page 3. →

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WR / FS

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): Marion County Code 17.136.020(A)
- ☐ 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.

Name: Nicole Inman Title: Associate Planner

Signature: Nicole Inman Phone: 503-588-5038 Date: 5/18/2023

Government Entity: Marion County

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



Receipt for Request for Land Use Information

Applicant name: _____

City or County: _____ Staff contact: _____

Signature: _____ Phone: _____ Date: _____

STATE ENGINEER
Salem, Oregon

Well Record

STATE WELL NO. 6/3W-13J
COUNTY Marion
APPLICATION NO. GR-3046

OWNER: Homer Gouley

MAILING

ADDRESS: Route 2, Box 217

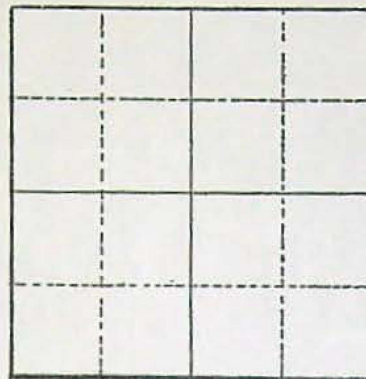
LOCATION OF WELL: Owner's No.

CITY AND

STATE: Salem, Oregon

NE 1/4 SE 1/4 Sec. 13 T. 6 N. S. R. 3 E. W., W.M.

Bearing and distance from section or subdivision
corner 550' S. & 1640' W.



Section

Altitude at well

TYPE OF WELL: Drilled Date Constructed 1952

Depth drilled 140 ft. Depth cased 140 ft.

CASING RECORD:

10-inch

FINISH:

Perforations from 95 to 140

AQUIFERS:

Gravel

WATER LEVEL:

17 feet

PUMPING EQUIPMENT: Type Universal turbine H.P. 40
Capacity 650 G.P.M.

WELL TESTS:

Drawdown 45 ft. after hours Pumping 600 G.P.M.

Drawdown ft. after hours G.P.M.

USE OF WATER Irrigation Temp. 9F. 19

SOURCE OF INFORMATION GR-2852

DRILLER or DIGGER Fred Wymora

ADDITIONAL DATA:

Log X Water Level Measurements Chemical Analysis Aquifer Test

REMARKS:

Gravel

92

140

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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.

WATER WELL REPORT

STATE OF OREGON

(Please type or print)

(Do not write above this line)

STATE ENGINEER

SALEM, OREGON

Permit No. _____

(11) LOCATION OF WELL:

County Marion Driller's well number 13061/4 1/4 Section 15 T. 6 R. 3W W.M.

Bearing and distance from section or subdivision corner

(12) WELL LOG:

Diameter of well below casing

Depth drilled 180 ft. Depth of completed well 180 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
Top Soil	0	2	
Brown Clay	2	45	
Gray Clay	45	60	
Black sand & gray clay	60	80	
Black sand & gravel	80	85	
Gray Clay	85	90	
Brown Sand & Gravel	90	100	
Brown sand & gravel	100	135	
Gray Clay	135	165	
Black Sand	165	175	
Black sand & gravel	175	180	40

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Work started April 8, 1968 Completed May 3, 68 19Date well drilling machine moved off of well May 3, 68 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] Lyle Beckett Date May 3, 68
(Drilling Machine Operator)

Drilling Machine Operator's License No. 151

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 WILLAMETTE DRILLING COMPANY

(Person, firm or corporation)

(Type or print)

Address 7641 35th ave., NE Salem, Oregon 97303

[Signed] Emil D. Beier
(Water Well Contractor)

Contractor's License No. 2 Date May 4, 1968, 19

(USE ADDITIONAL SHEETS IF NECESSARY)

14251-

Amended 4/10/2023

STATE OF OREGON
WATER SUPPLY WELL REPORT

MARI 70766

WELL I.D. LABEL# 144161

Page 1 of 4

START CARD # 1058770

ORIGINAL LOG #

(as required by ORS 537.545 & 537.765 and OAR 690-205-0210)

2/21/2023

(1) LAND OWNER

Owner Well I.D.

First Name RAY AND MARQUERITE Last Name GANNON

Company

Address 27011 SW PETES MOUNTAIN RD.

City WEST LINN State OR Zip 97068

(2) TYPE OF WORK

☒ New Well ☐ Deepening ☐ Conversion☐ Alteration (complete 2a & 10) ☐ Abandonment (complete 5a)

(2a) PRE-ALTERATION

Dia + From To Gauge Stl Plstc Wld Thr

Casing: Material From To Amt sacks/lbs

Seal: Material From To Amt sacks/lbs

(3) DRILL METHOD

☐ Rotary Air ☐ Rotary Mud ☒ Cable ☐ Auger ☐ Cable Mud☐ Reverse Rotary ☐ Other

(4) PROPOSED USE

☐ Domestic ☒ Irrigation ☐ Community☐ Industrial/ Commercial ☐ Livestock ☐ Dewatering☐ Thermal ☐ Injection ☒ Other CERT 50713

(5) BORE HOLE CONSTRUCTION

Special Standard ☐ (Attach copy)

Depth of Completed Well 257.00 ft.

BORE HOLE

Dia	From	To	Material	From	To	Amt	sacks/lbs
20	0	36	Bentonite Chips	0	36	44	S
16	36	257				44	
						Calculated	
						Calculated	

How was seal placed: Method ☐ A ☐ B ☐ C ☐ D ☐ E☒ Other OAR 690-210-0340

Backfill placed from ft. to ft. Material

Filter pack from 176 ft. to 257 ft. Material GRAVEL Size 3/8 8

Explosives used: ☐ Yes Type Amount

(5a) ABANDONMENT USING UNHYDRATED BENTONITE

Proposed Amount

Actual Amount

(6) CASING/LINER

Casing	Liner	Dia	+	From	To	Gauge	Stl	Plstc	Wld	Thr
<input checked="" type="checkbox"/>	<input type="checkbox"/>	16	<input checked="" type="checkbox"/>	2	200	.375	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/>	<input type="checkbox"/>	12	<input type="checkbox"/>	176	257	.250	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/>	<input type="checkbox"/>						<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/>	<input type="checkbox"/>						<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/>	<input type="checkbox"/>						<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Shoe ☐ Inside ☒ Outside ☐ Other Location of shoe(s) 200Temp casing ☐ Yes Dia From + To

(7) PERFORATIONS/SCREENS

Perforations Method

Screens Type v wire

Material stainless steel

Perf/	Casing/Screen	Dia	From	To	Scm/slot	Slot	# of	Tele/
Screen	Casing				width	length	slots	pipe size
<input checked="" type="checkbox"/>	<input type="checkbox"/>	12	202.25	254	.22			
<input type="checkbox"/>	<input type="checkbox"/>							
<input type="checkbox"/>	<input type="checkbox"/>							
<input type="checkbox"/>	<input type="checkbox"/>							

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

☒ Pump ☐ Bailer ☐ Air ☐ Flowing Artesian

Yield gal/min Drawdown Drill stem/Pump depth Duration (hr)

1125	69	157	4

Temperature 54 °F Lab analysis ☐ Yes ByWater quality concerns? ☐ Yes (describe below) TDS amount 73 ppm

From	To	Description	Amount	Units

(9) LOCATION OF WELL (legal description)

County MARION Twp 6.00 S N/S Range 3.00 W E/W WM

Sec 13 NE 1/4 of the NE 1/4 Tax Lot 400

Tax Map Number Lot

Lat " or 45.05352274 DMS or DD

Long " or -122.99201897 DMS or DD

☒ Street address of well ☐ Nearest address

3301 BROOKLAKE RD. NE, SALEM, OR, 97303

(10) STATIC WATER LEVEL

	Date	SWL(psi)	+	SWL(ft)
Existing Well / Pre-Alteration				
Completed Well	1/19/2023			49

Flowing Artesian? ☐ Dry Hole? ☐

WATER BEARING ZONES

Depth water was first found 63.00

SWL Date From To Est Flow SWL(psi) + SWL(ft)

SWL Date	From	To	Est Flow	SWL(psi)	+ SWL(ft)
10/7/2022	63	65			45
10/10/2022	81	87			45
10/13/2022	98	135			46
10/18/2022	140	141			51
10/19/2022	165	177			52

(11) WELL LOG

Ground Elevation

Material	From	To
Gravel	0	0.5
Clay, brown, hard	0.5	12
Clay, brown, medium	12	28
Clay, brown, sandy, hard	28	30
Clay, brown, medium, sticky	30	43
Clay, dark gray, soft, sticky	43	53
Silt, dark greenish gray, sandy, hard	53	62
Gravel and sand, siltbound	62	63
Gravel and sand, black, loose	63	65
Clay, dark gray, soft	65	74
Silt, dark gray, sandy, hard	74	81
Gravel and sand, black	81	87
Clay, dark gray, medium, sticky	87	90
Silt, dark gray, medium	90	98
Gravel, cobbles, brown sand	98	135
Clay, greenish gray, soft, some gravel	135	140
Black sand and gravel	140	141
Clay, greenish gray, hard, sticky	141	154
Silt, gray, medium	154	161

Date Started 10/3/2022

Completed 1/21/2023

(unbonded) Water Well Constructor Certification

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

License Number 1704

Date 1/22/2023

Signed LARRY AMOS (E-filed)

(bonded) Water Well Constructor Certification

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

License Number 783

Date 2/21/2023

Signed IVAN GROSSEN (E-filed)

Contact Info (optional)

ORIGINAL - WATER RESOURCES DEPARTMENT

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

New exempt use wells must be submitted with a map and recording fee.

14251 -

WATER SUPPLY WELL REPORT -
continuation page

MARI 70766





















































































WELL I.D. LABEL# L144161

START CARD # 1058770

ORIGINAL LOG #

2/21/2023

(2a) PRE-ALTERATION

Dia	+	From	To	Gauge	Stl	Plstc	Wld	Thrd
								
								
								
								
								
								
								
								
								
								
								
								
								
								
								
								
								
								
								
								
								

Material
From
To
Amt
sacks/lbs

(5) BORE HOLE CONSTRUCTION

BORE HOLE			SEAL			sacks/
Dia	From	To	Material	From	To	lbs
					Calculated	
					Calculated	
					Calculated	
					Calculated	

FILTER PACK			
From	To	Material	Size

(6) CASING/LINER

Casing Liner	Dia	+	From	To	Gauge	Stl	Plstc	Wld	Thrd
--------------	-----	---	------	----	-------	-----	-------	-----	------

(7) PERFORATIONS/SCREENS

[illegible]

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

Yield gal/min	Drawdown	Drill stem/Pump depth	Duration (hr)
---------------	----------	-----------------------	---------------

Water Quality Concerns

[illegible]

(10) STATIC WATER LEVEL

[illegible]

(11) WELL LOG

Material	From	To
Silt,gray,hard,sandy	161	165
Sand,fine,black,dark gray silt	165	175
Sand and gravel,black	175	177.5
Clay, dark greenish gray, hard, dry	177.5	183
Claystone and hard silt, olive gray, bed	183	191.5
Gravel and sand,clay bound	191.5	196
Gravel,sand, cobbles, bedded with clay	196	212
Gravel, sand, cobbles, loose	212	254
Sandy clay, some gravel	254	256
Cemented gravel	256	257

RECEIVED

MAY 22 2023

OVERD

Comments/Remarks

Bottom plate welded at 257'
Lift bar welded at 255.5'
no well drilling took place after static was taken

14251-

WATER WELL CONTRACTOR
Original and first copy of this report
are to be filed with the
RESOURCES DEPARTMENT,
SALEM, OREGON 97310
within 30 days from the date
of well completion.

WATER WELL REPORT

STATE OF OREGON

(Please print or print)
Do not write above this line

State Well No.

State Permit No.

WATER RESOURCES
SALEM, OREGON

(10) LOCATION OF WELL:

(1) OWNER:

Name William S. Downer
Address 9700 River Rd. NE
Brooks, Oregon 97305

(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 ☒
10" Diam. from top ft. to 163 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 Perforator

Size of perforations 3/8 in. by 2 1/2 in.
800 perforations from 110 ft. to 160 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? driller
Yield: 650 gal./min. with 5 ft. drawdown after 2 hrs.
" " " "
" " " "
Baller 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 Portland Cement
Well sealed from land surface to 20 ft.
Diameter of well bore to bottom of seal 17 1/2 in.
Diameter of well bore below seal 10 in. 24 sacks
Number of sacks of cement used in well seal
How was cement grout placed? poured in from the top

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.

(11) WATER LEVEL: Completed well.

Depth at which water was first found 99 ft.
Static level 46 ft. below land surface. Date 7/7/78
Artesian pressure lbs. per square inch. Date

(12) WELL LOG:

Diameter of well below casing

Depth drilled 163 ft. Depth of completed well 163 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
Topsoil	0	2	
Brown Clay	2	42	
Blue Clay	42	76	
Brown Sand and Gravel			
with Brown Clay	76	99	
Brown Sand and Gravel	99	163	

Work started 7/6/78 19 Completed 7/7/78 19
Date well drilling machine moved off of well 7/8/78 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] Dallas & Davis Date 7/8/78, 19____
(Drilling Machine Operator)

Drilling Machine Operator's License No. 752

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 Willamette Drilling Co.
(Person, firm or corporation) (Type or print)

Address 1450 Barnick Rd. NE Salem, OR 97303

[Signed] Dallas & Davis
(Water Well Contractor)

Contractor's License No. 561 Date 7/8/78, 19____

NOTICE TO WATER WELL CONTRACTOR

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

APR 3 1968

WATER WELL REPORT

STATE OF OREGON

STATE ENGINEER, SALEM, OREGON 97310

within 30 days from the date of well completion. (Please type or print) (Do not write above this line)

SALEM OREGON

State Well No.

6/3w-13bdl

State Permit No.

G 5089

(1) OWNER:

Name William DownerAddress 9700 River Road NE Salem, Oregon

(2) TYPE OF WORK (check):

New Well ☒ Deepening ☐ Reconditioning ☐ Abandon ☐

If abandonment, describe material and procedure in Item 12.

(3) TYPE OF WELL:

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

(4) PROPOSED USE (check):

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

(5) CASING INSTALLED:

Threaded ☐ Welded ☒

10" Diam. from top ft. to 140 ft. Gage 250

" Diam. from ft. to ft. Gage

" Diam. from ft. to ft. Gage

(6) PERFORATIONS:

Perforated? ☒ Yes ☐ No.

Type of perforator used

Mills

Size of perforations 2 in. by 3/8 in.

510 perforations from 85 ft. to 139 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 40 ft. below land surface Date 4-1-68

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? Driller

Flow: 400 gal./min. with 43 ft. drawdown after 4 hrs.

500 " 45 " 4 "

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

Artesian flow g.p.m. Date

Temperature of water 55 Was a chemical analysis made? ☐ Yes ☐ No

(10) CONSTRUCTION:

Well seal—Material used Drill cuttings Puddle clay

Depth of seal 20 ft.

Diameter of well bore to bottom of seal 14 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 MarionDriller's well number 12971/4 1/4 Section 13 T. 6S R. 3W W.M.

Bearing and distance from section or subdivision corner

(12) WELL LOG:

Diameter of well below casing

Depth drilled 140 ft. Depth of completed well 140 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
Top Soil	0	2	
Brown Clay	2	40	
Blue Clay	40	75	
Black sand & Gravel	75	85	
Brown sand clay & gravel	85	100	
Brown sand clay & gravel	100	140	40

Work started March 11, 1968 Completed April 1, 1968Date well drilling machine moved off of well April 1, 1968

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] Lyle Bechtold Date 4-2-68, 19
(Drilling Machine Operator)

Drilling Machine Operator's License No. 151

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.

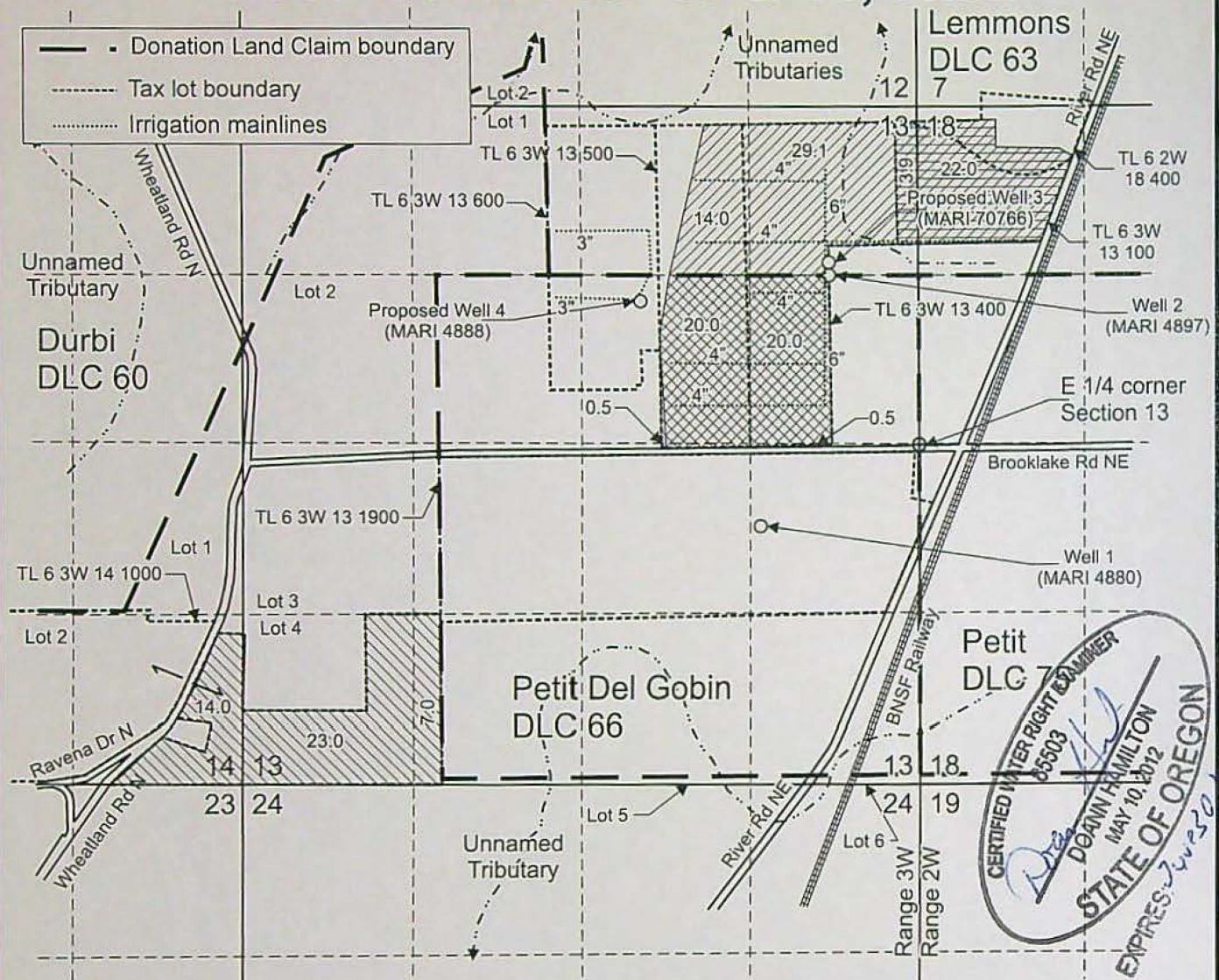
NAME WILLAMETTE DRILLING COMPANY
(Person, firm or corporation) (Type or print)

Address 7641 35th Ave. NE Salem, Oregon



[Signed] Emil O. Beier
(Water Well Contractor)



Contractor's License No. 2 Date 4-2-68

T.6S. R.2W. Section 18 T.6S. R.3W. Sec. 13 & 14, W.M.

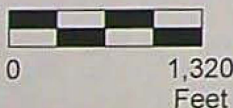


Authorized Well 1 (MARI 4880) is located 650 feet south and 1,250 feet west from the E 1/4 corner, Section 13.
 Authorized Well 2 (MARI 4897) is located 1,320 feet north and 650 feet west from the E 1/4 corner, Section 13.
 Proposed Well 3 (MARI 70766) is located 1,410 feet north and 650 feet west from the E 1/4 corner, Section 13.
 Proposed Well 4 (MARI 4888) is located 1,110 feet north and 2,190 feet west from the E 1/4 corner, Section 13.

 Area (44.0 Acres) primary irrigation under Certificate 50713, priority date 2-22-1977, using Well 1, not affected by this transfer.
 Area (41.0 Acres) supplemental irrigation under Certificate 50713, priority date 2-22-1977, using Well 2, primary GR-3046 using Well 1, affected by this transfer.

 Area (43.1 Acres) primary irrigation under Certificate 50713, priority date 2-22-1977, using Well 2, affected by this transfer
 Area (25.9 Acres) primary irrigation under Certificate 50713, priority date 2-22-1977, using Well 2, not affected by this transfer

Scale: 1" = 1,320'



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

Transfer Application Map
 Certificate 50713
 Willamette Tree
 T.6S. R.2W. Section 18,
 T.6S. R.3W. Sec. 13 & 14, W.M.

Pacific Hydro-Geology Inc.

05/2023

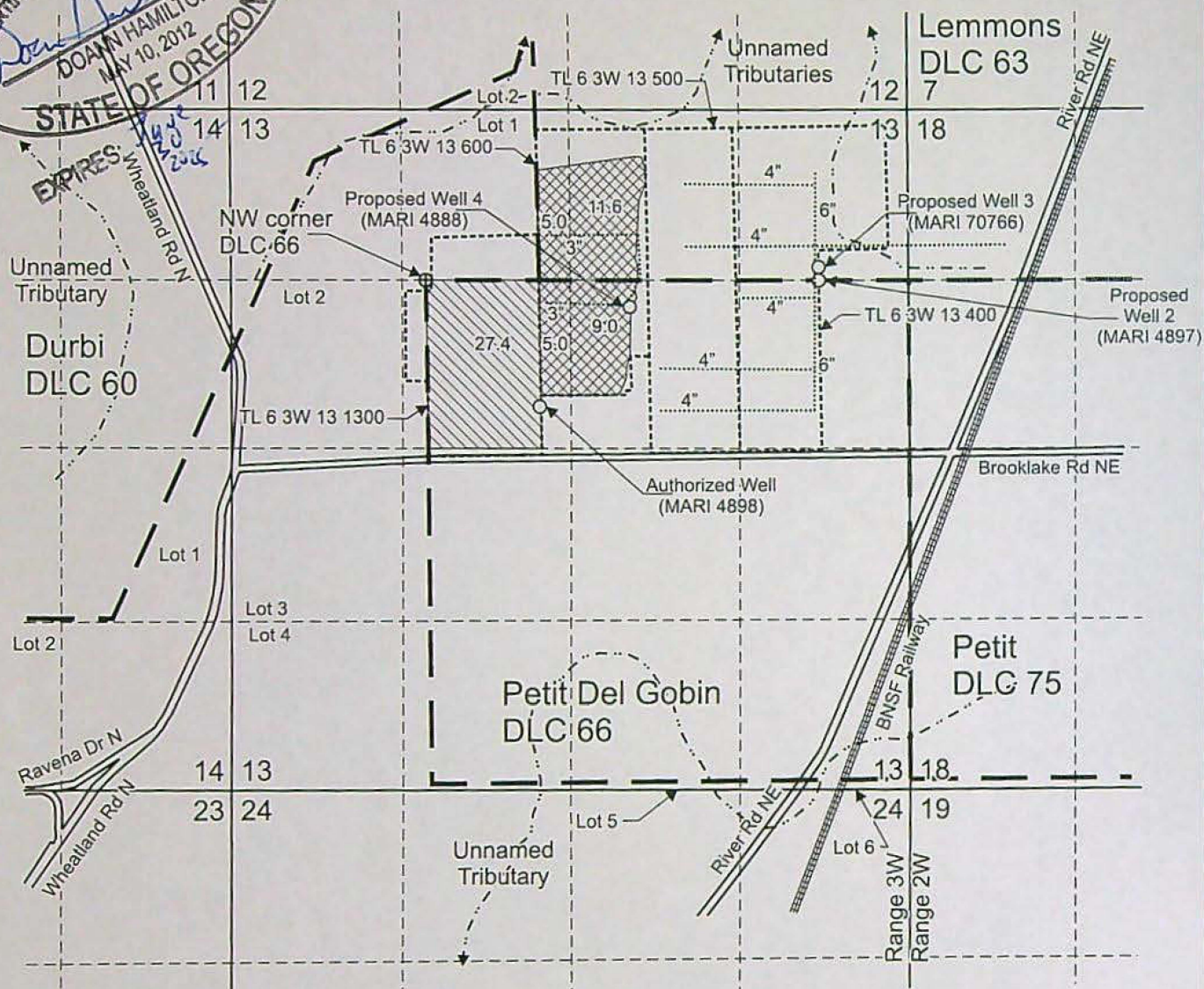
RECEIVED
 MAY 2

14251 -

OV

CERTIFIED WATER RIGHT EXAMINER
85503
[Signature]
DOANN HAMILTON
MAY 10, 2012
STATE OF OREGON
EXPIRES: 5/10/2016

T.6S. R.3W. Section 13, W.M.



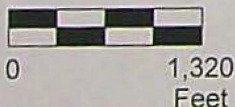
Authorized Well (MARI 4898) is located 990 feet south and 880 feet east from the NW corner, DLC 66.
 Proposed Well 2 (MARI 4897) is located 1,320 feet north and 650 feet west from the E 1/4 corner, Section 13.
 Proposed Well 3 (MARI 70766) is located 1,410 feet north and 650 feet west from the E 1/4 corner, Section 13.
 Proposed Well 4 (MARI 4888) is located 1,110 feet north and 2,190 feet west from the E 1/4 corner, Section 13.

Area (27.4 Acres) irrigated under Certificate 40295, priority date 1-29-1970, not affected by this transfer.

Area (30.6 Acres) irrigated under Certificate 40295, priority date 1-29-1970, affected by this transfer.

----- Tax lot boundary ——— Donation Land Claim boundary Water main line

Scale: 1" = 1,320'



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

Transfer Application Map
Certificate 40295

Willamette Tree Wholesale
T.6S, R.3W. Section 13, W.M.

Pacific Hydro-Geology Inc.

05/2023

REC'D

MAY 2

14251 -

WATER SUPPLY WELL REPORT - Map with location identified must be attached and shall include an approximate scale and north arrow

MARI 70766

2/21/2023

RECEIVED

MAY 22 2023

Map of Hole

OWRD

STATE OF OREGON WELL LOCATION MAP

This map is supplemental to the WATER SUPPLY WELL REPORT

Oregon Water Resources Department

725 Summer St NE, Salem OR 97301
(503)986-0900



LOCATION OF WELL

Latitude: 45.05352274 Datum: WGS84

Longitude: -122.99201897

Township/Range/Section/Quarter-Quarter Section:
WM6.00S3.00W13NENE

Address of Well:

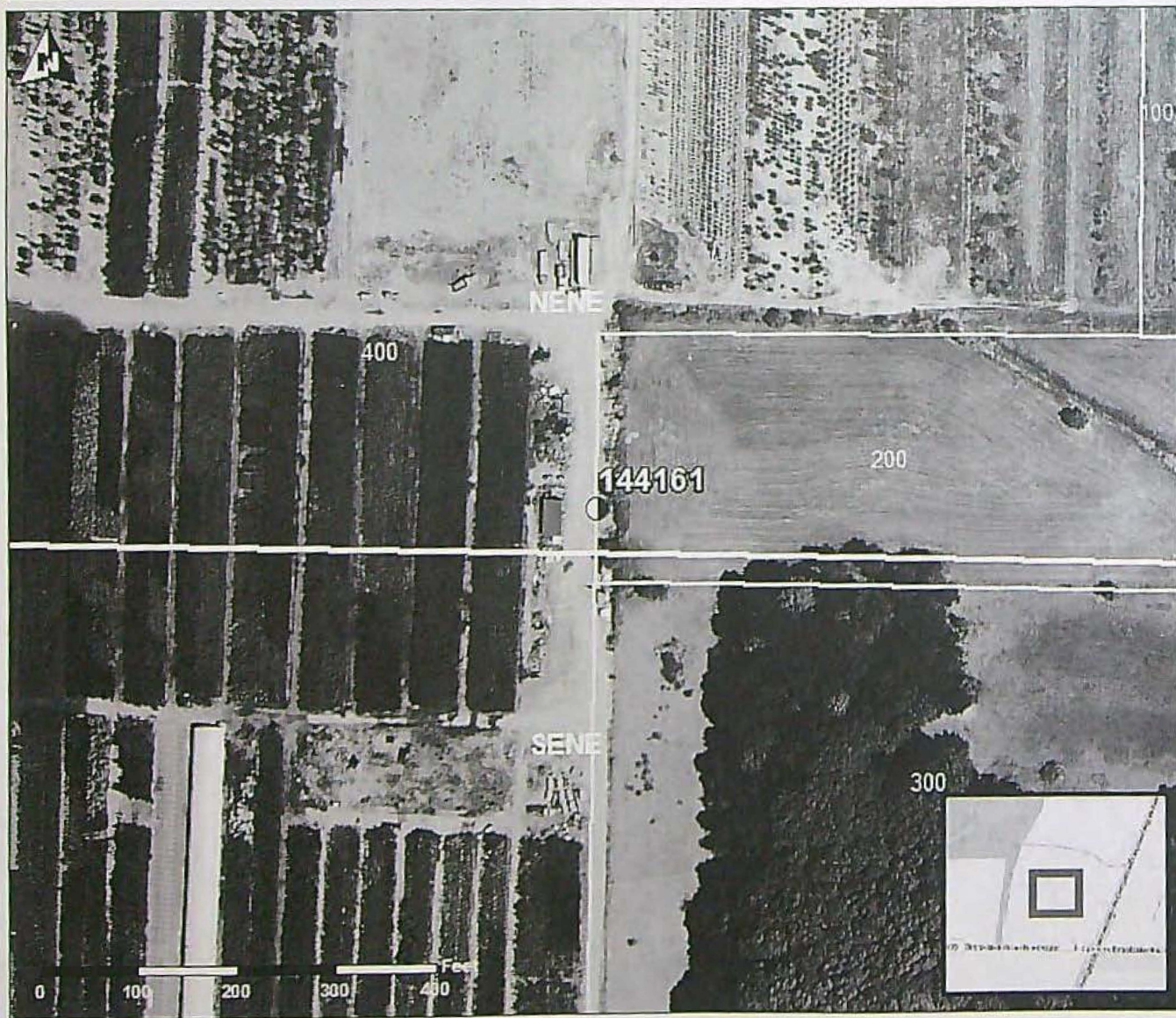
3301 BROOKLAKE RD. NE, SALEM, OR, 97303

Well Label: 144161

Printed: February 9, 2023

DISCLAIMER: This map is intended to represent the approximate location of the well. It is not intended to be construed as survey accurate in any manner.

Provided by well constructor



14251 -

ED
2023



14251 -

PHILLIPS Stacy H * WRD

From: Doann Hamilton <phgdmh@gmail.com>
Sent: Monday, June 05, 2023 2:42 PM
To: PHILLIPS Stacy H * WRD
Cc: phggeek@bctonline.com; STARNES Patrick K * WRD; Ray Gannon
Subject: Re: T-14251 Reimbursement Authority Applicant's Agreement - Action Requested

Categories: RA/Mandatory/Urgent

Hi Stacy

Our client has decided not to proceed with the reimbursement authority

The fee is too high for our client

He will wait the 2-3 years to get this application process

Thank you

Doann

On Fri, Jun 2, 2023 at 2:53 PM PHILLIPS Stacy H * WRD <Stacy.H.PHILLIPS@water.oregon.gov> wrote:

June 2, 2023

Willamette Tree Wholesale

c/o Ray Gannon

13989 SE 139th

Clackamas, OR 97015

RE: Transfer Application T-14251

Dear Willamette Tree Wholesale,

Enclosed is the Reimbursement Authority Applicant Agreement (Agreement) for Transfer T-14251. To commence processing, the Agreement must be signed and accompanied with the full payment of the estimated maximum cost. A copy will be mailed via U.S. Mail to the Applicant.

Current average processing time for transfer applications under Reimbursement Authority (RA) is up to twelve months.

Please read the Agreement thoroughly and follow the instructions to proceed with the expedited RA transfer process. To complete the requested service, please mail the signed contract and a check made out for the full amount of the estimated maximum cost to:

Oregon Water Resources Department

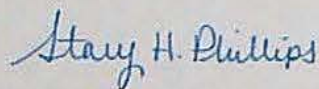
Attention: Stacy Phillips

725 Summer Street NE, Suite A

Salem, Oregon 97301-1266

IMPORTANT: Due to recent staffing changes and training of new staff, Department processes for Reimbursement Authority may be unavoidably delayed.

If you have any questions, please contact me at (503) 986-0898 or via email: stacy.h.phillips@water.oregon.gov.



Sincerely,

Stacy H. Phillips

Natural Resource Specialist

Transfer and Conservation Section

cc: Pacific Hydro-Geology, Inc., via email

STATE OF OREGON
WATER RESOURCES DEPARTMENT

RECEIPT # **140766** 725 Summer St. N.E. Ste. A
SALEM, OR 97301-4172
(503) 986-0900 / (503) 986-0904 (fax)

RECEIVED FROM: Willamette Tree Wholesale, Inc. APPLICATION
BY: Inc. PERMIT
TRANSFER T-14291

CASH: ☐ CHECK: # X 20664 OTHER: (IDENTIFY) ☐
TOTAL REC'D \$ 125.00

1083 TREASURY 4170 WRD MISC CASH ACCT

0407 COPIES 47124 R11443-23 \$
0412 OTHER: (IDENTIFY) Transfer Reimbursement Authority \$ 125.00
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: EXAM FEE RECORD FEE
0201 SURFACE WATER \$ 0202 \$
0203 GROUND WATER \$ 0204 \$
0205 TRANSFER \$
WELL CONSTRUCTION EXAM FEE LICENSE FEE
0218 WELL DRILL CONSTRUCTOR \$ 0219 \$
LANDOWNER'S PERMIT 0220 \$
OTHER (IDENTIFY)

0536 TREASURY 0437 WELL CONST. START FEE

0211 WELL CONST START FEE \$ CARD#
0210 MONITORING WELLS \$ CARD#
OTHER (IDENTIFY)

0607 TREASURY 0467 HYDRO ACTIVITY LIC NUMBER

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

TREASURY OTHER / RDX

FUND TITLE
OBJ. CODE VENDOR #
DESCRIPTION \$

RECEIPT: **140766** DATED: 5/12/2013 BY: Lisa D. Miller

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

STATE OF OREGON
WATER RESOURCES DEPARTMENT

RECEIPT # **140766** 725 Summer St. N.E. Ste. A
SALEM, OR 97301-4172
(503) 986-0900 / (503) 986-0904 (fax)

RECEIVED FROM: Willamette Tree Wholesale, Inc. APPLICATION
BY: Inc. PERMIT
TRANSFER T-14291

CASH: ☐ CHECK: # X 20664 OTHER: (IDENTIFY) ☐
TOTAL REC'D \$ 125.00

1083 TREASURY 4170 WRD MISC CASH ACCT

0407 COPIES 47124 R11443-23 \$
0412 OTHER: (IDENTIFY) Transfer Reimbursement Authority \$ 125.00
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: EXAM FEE RECORD FEE
0201 SURFACE WATER \$ 0202 \$
0203 GROUND WATER \$ 0204 \$
0205 TRANSFER \$
WELL CONSTRUCTION EXAM FEE LICENSE FEE
0218 WELL DRILL CONSTRUCTOR \$ 0219 \$
LANDOWNER'S PERMIT 0220 \$
OTHER (IDENTIFY)

0536 TREASURY 0437 WELL CONST. START FEE

0211 WELL CONST START FEE \$ CARD#
0210 MONITORING WELLS \$ CARD#
OTHER (IDENTIFY)

0607 TREASURY 0467 HYDRO ACTIVITY LIC NUMBER

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

TREASURY OTHER / RDX

FUND TITLE
OBJ. CODE VENDOR #
DESCRIPTION \$

RECEIPT: **140766** DATED: 5/12/2013 BY: Lisa D. Miller

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



OREGON WATER RESOURCES DEPARTMENT
TRANSFER REIMBURSEMENT AUTHORITY
ESTIMATE APPLICATION



ORS 536.055 authorizes the Oregon Water Resources Department to expedite or enhance regulatory processes voluntarily requested under the agreement.

Please contact Transfer Personnel before submitting this request; as the application fee is a non-refundable \$125.00 fee per request. Checks submitted for this application should be separate From Transfer fees.

The purpose of this application is to obtain estimates of the cost and time required to process a Transfer Application Request. There is a non-refundable application fee of \$125.00 per request.

REQUEST	TYPE	FILE NUMBER
<input checked="" type="checkbox"/>	Transfer Application	Transfer Number <u>T-14251 NA</u>

	Applicant Information	Applicant's Representative/Contact
Name:	<u>Willamette Tree Wholesale</u> <u>c/o Ray Gannon</u>	Pacific Hydro-Geology, Inc. c/o Gregory Kupillas
Address:	<u>13989 SE 139th</u> <u>Clackamas, OR 97015</u>	18487 S. Valley Vista Road Mulino, OR 97042
Phone:	<u>503-759-3901</u>	(503) 349-6946 cell
Fax:		(503) 632-5983
E-Mail Address:		phgdmh@gmail.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

RECEIVED

MAY 22 2023

OWRD

I certify that I am the (check one):

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

Name: Gregory E. Kupillas

Signature: [Signature]

OWRD USE ONLY: Reimbursement Authority Number: R11- 443 -23

Permanent Transfer Application Checklist

Check the Certificates in WRIS

Transfer # T- 14251

Checked by <u>Dante</u>	Type of Change(s) Proposed: <u>NO</u> other changes allowed other than those listed	
Date <u>5/25/2023</u>		
Fee Received: \$3270	<input type="checkbox"/> POU <input type="checkbox"/> POD <input type="checkbox"/> APOD <input checked="" type="checkbox"/> POA <input checked="" type="checkbox"/> APOA <input type="checkbox"/> USE	
Calculated Fee: \$3270		How many rights to be Transferred? 2
Deficiencies and Observations:		Certificate #(s) 40295 and 50713

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

- ☒ 1. Is the applicant information complete? Have all the applicants listed at the top of the page signed at the bottom?
If not, what is missing? Whose signature is missing? _____
- ☒ 2. Has the applicant indicated that the place of use is in or near an irrigation district? Have they included a Form D? ☒ N/A.
Name of the District _____
- ☒ 3. Part 5 of application, has the applicant completed the entire page and does the information match the description of the explanation of the reasons on Part 4 of the application?
If not, you may need to contact the applicant or agent? _____
- ☒ 4. For multiple certificates, do each of the certificates listed on Application Page 1 have their own separate completed Part 5 tables 1 & 2? (compare with OAR 690-380-3220-may need to return)
If no, which certificates are missing a separate Part 5, tables 1 & 2? _____
- ☒ 5. Has the map been completed and signed by a CWRE? Does the map meet the requirements?
If not, what is missing? _____. Map waiver included? ☐
- ☒ 6. If a change in point of appropriation, have the well logs been included? ☐ N/A.
- ☒ 7. If a change in place of use within Umatilla County, have the applicant(s) provided a Supplemental Form U? ☒ N/A.
- ☒ 8. Has applicant filled out the Minimum Requirements Checklist (Part 1 of 5)? Is the application complete? If not, what is missing (check Evidence of Use and Land Use)? _____
- ☒ 9. If all boxes on this checklist are checked (with no remaining deficiencies identified), accept the application. Put this check sheet in the transfer folder.

OR:

- ☐ This application is deficient, and **CANNOT** be accepted.
It should be returned and the deficiencies listed in the "staff" section at the bottom of Application Page 1, unless the applicant or agent can resolve the deficiencies within 2-3 days.

Actions taken:

_____ date _____

Permanent Transfer Application Checklist

FEE WORKSHEET for PERMANENT TRANSFER (except Substitution)			
1	Base Fee (includes one type of change to one water right for up to 1 cfs)	1	\$1,360
	Types of change proposed: <input type="checkbox"/> Place of Use <input type="checkbox"/> Character of Use <input type="checkbox"/> Point of Diversion/Appropriation Number of above boxes checked = _____ (2a) Subtract 1 from the number in line 2a = _____ (2b) <i>If only one change, this will be 0</i>		
2	Multiply line 2b by \$930 and enter » » » » » » » » » » » » » » » »	2	0
	Number of water rights included in transfer _____ (3a) Subtract 1 from the number in line 3a above: _____ (3b) <i>If only one water right this will be 0</i>		
3	Multiply line 3b by \$520 and enter » » » » » » » » » » » » » » » »	3	0
	Do you propose to add or change a well, or change from a surface water POD to a well? <input type="checkbox"/> No: enter 0 » <input type="checkbox"/> Yes: enter \$410 »		
4		4	0
	Do you propose to change the place of use or character of use? <input type="checkbox"/> No: enter 0 on line 5 » <input type="checkbox"/> Yes: enter the cfs for the portions of the rights to be transferred (see example below*): _____ (5a) Subtract 1.0 from the number in 5a above: _____ (5b) If 5b is 0 or less, enter 0 on line 5 » If 5b is greater than 0, round up to the nearest whole number: _____ (5c) and multiply 5c by \$350, then enter on line 5 »		
5		5	0
6	Add entries on lines 1 through 5 above » » » » » » » » » » Subtotal:	6	0
	Is this transfer: <input type="checkbox"/> necessary to complete a project funded by the Oregon Watershed Enhancement Board (OWEB) under ORS 541.932? <input type="checkbox"/> endorsed in writing by ODFW as a change that will result in a net benefit to fish and wildlife habitat? If one or more boxes is checked, multiply line 6 by 0.5 and enter on line 7 »		
7	If no box is applicable, enter 0 on line 7 »	7	0
8	Subtract line 7 from line 6 » Transfer Fee:	8	