

T-14561

Permit Amendment

RA

T-14561

Name Orchard Heights Water AssociationAddress 4350 Orchard Heights Rd. NW
Salem, OR 97304
meltzerfam@gmail.comChange in APOA
Date Filed 11/13/2024
Initial notice date 11/26/2024
DPD issued date _____
PD issued date _____
PD notice date _____
Date of FO 8/8/2025 Vol 135 Page 301-304C-Date Extended C-Date 10/1/2032
COBU due date _____
COBU Received date _____
Certificate issued _____Assignments: _____

Irrigation District _____

Agent Ryan Dougherty
rdougherty@summitwr.comCWRE _____
CC's list Polk County Planning Department☐ - Oversized map - Location _____

DESCRIPTION OF WATER RIGHT(S)

Name of Stream A well
Trib. of Winslow Gulch
Use Group Domestic County Polk
Quantity of water (CFS) _____ No. of Acres _____
Name of ditch _____
App# G-10455 Per # G-10394 Cert # _____ PR Date 6-16-1982
App# _____ Per # _____ Cert # _____ PR Date _____
App# _____ Per # _____ Cert # _____ PR Date _____
App# _____ Per # _____ Cert # _____ PR Date _____
App# _____ Per # _____ Cert # _____ PR Date _____

FEES PAID

Date	Amount	Receipt #
<u>11-13-24</u>	<u>1,840.00</u>	<u>144172</u>
<u>11-13-24</u>	<u>\$125.00</u>	<u>144173</u>
<u>11-26-24</u>	<u>\$2,002.95</u>	<u>144267</u>

FEES REFUNDED

Date	Amount	Receipt #



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

August 8, 2025

Orchard Heights Water Association
4350 Orchard Heights Rd NW
Salem, OR 97304

REFERENCE: Permit Amendment Application T-14561

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

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

If you have any questions related to the approval of this permit amendment, you may contact your caseworker, Dante Luongo, by telephone at (971) 304-5006 or by e-mail at Dante.j.luongo@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)
Ryan Dougherty, Agent
Polk County Planning Department, Local Government

Enclosure

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

In the Matter of Permit Amendment)	FINAL ORDER
T-14561, Polk County)	APPROVING AN ADDITIONAL POINT OF
)	APPROPRIATION

Authority

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

Applicant

ORCHARD HEIGHTS WATER ASSOCIATION
4350 ORCHARD HEIGHTS ROAD NW
SALEM, OR 97304

Findings of Fact

1. On November 13, 2024, Orchard Heights Water Association filed an application for an additional point of appropriation under Permit G-10394. The Department assigned the application number T-14561.
2. On March 1, 2024, the Department approved an extension of time for complete application of water to October 1, 2032.
3. Notice of the application for the permit amendment was published in the Department's weekly notice on November 26, 2024, and in the Statesman Journal newspaper on March July 8 and 15, 2025, pursuant to ORS 540.520(5).

4. The Permit to be amended is as follows:

Permit:	G-10394 in the name of ORCHARD HEIGHTS WATER ASSOCIATION
Use:	GROUP DOMESTIC FOR 175 FAMILIES INCLUDING THE IRRIGATION OF NOT TO EXCEED ONE-HALF ACRE LAWN AND NONCOMMERCIAL GARDEN FOR EACH FAMILY
Priority Date:	JUNE 16, 1982
Quantity:	0.33 CUBIC FOOT PER SECOND
Source:	A WELL

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

Authorized Point of Appropriation:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
7 S	4 W	WM	13	NW NE	WELL 3 - 1150 FEET SOUTH AND 1700 FEET WEST FROM THE NE CORNER OF SECTION 13

Authorized Place of Use:

GROUP DOMESTIC FOR 175 FAMILIES INCLUDING ONE-HALF ACRE LAWN AND NONCOMMERCIAL GARDEN IRRIGATION FOR EACH FAMILY				
Twp	Rng	Mer	Sec	Q-Q
7 S	3 W	WM	16	NE SW
7 S	3 W	WM	16	NW SW
7 S	3 W	WM	17	NW NE
7 S	3 W	WM	17	SW NE
7 S	3 W	WM	17	NE NW
7 S	3 W	WM	17	NE SW
7 S	3 W	WM	17	NW SW
7 S	3 W	WM	17	SE SW
7 S	3 W	WM	17	NE SE
7 S	3 W	WM	17	NW SE
7 S	3 W	WM	17	SW SE
7 S	3 W	WM	18	NE NW
7 S	3 W	WM	18	NW NW
7 S	3 W	WM	18	SW NW
7 S	3 W	WM	18	SE NW
7 S	3 W	WM	18	NE SW
7 S	3 W	WM	18	NW SW
7 S	3 W	WM	18	SW SW
7 S	3 W	WM	18	NE SE
7 S	3 W	WM	18	NW SE
7 S	3 W	WM	20	NW NE
7 S	3 W	WM	20	NE NW
7 S	4 W	WM	13	NE NE
7 S	4 W	WM	13	NW NE
7 S	4 W	WM	13	NE NW
7 S	4 W	WM	13	NW NW
7 S	4 W	WM	13	NW SW
7 S	4 W	WM	13	SW SW
7 S	4 W	WM	13	SE SW
7 S	4 W	WM	13	SW SE
7 S	4 W	WM	13	SE SE
7 S	4 W	WM	14	NE NE

5. Permit Amendment Application T-14561 proposes an additional point of appropriation located:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances	Approximate Distance from Authorized Point of Appropriation
7 S	4 W	WM	13	SW SE	WELL #4 - 155 FEET NORTH AND 1870 FEET WEST FROM THE SE CORNER OF SECTION 13	4,000 FEET SOUTH

Permit Amendment Review Criteria

6. The change would not result in injury to other water rights.
7. The change, as conditioned, does not enlarge the permit.
8. The change does not alter any other terms of the permit.

Conclusions of Law


The additional point of appropriation proposed by Permit Amendment Application T-14561 is consistent with the requirements of ORS 537.211.

Now, therefore, it is ORDERED:

1. The additional point of appropriation proposed by Permit Amendment Application T-14561 is approved.
2. Approval of this permit amendment application does not constitute nor grant legal access onto or through another person's property for purposes of accessing the new point of appropriation.
3. Permit G-18942, in the name of Orchard Heights Water Association, is issued to replace Permit G-10394, and incorporates the amendments approved by this order, and the extension of time. Permit G-10394, in the name of Orchard Heights Water Association, is no longer of any force or effect.
4. The combined quantity of water diverted at the new additional point of appropriation (WELL 4), together with that diverted at the original point of appropriation (WELL 3), shall not exceed the quantity of water lawfully available at the original point of appropriation (WELL 3).
5. Water shall be acquired from the same aquifer as the original point of appropriation.

6. All other terms and conditions of Permit G-10394 remain the same.

Dated in Salem, Oregon on **AUG 08 2025**



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

Mailing Date: **AUG 09 2025**

STATE OF OREGON

COUNTY OF POLK

PERMIT TO APPROPRIATE THE PUBLIC WATERS

THIS PERMIT IS HEREBY ISSUED TO

ORCHARD HEIGHTS WATER ASSOCIATION
4530 ORCHARD HEIGHTS RD NW
SALEM, OREGON 97304

This superseding permit is issued to describe an amendment for an additional point of appropriation proposed under Permit Amendment Application T-14561 and approved by Special Order Vol. 135, Page 301, entered AUG 08 2025, 2025, and to describe the Extension of Time for complete application of water approved March 1, 2024. This permit supersedes Permit G-10394.

SUBJECT TO EXISTING RIGHTS and the following limitations and conditions:

SOURCE OF WATER: WELL 3 AND WELL 4

PURPOSE: GROUP DOMESTIC FOR 175 FAMILIES INCLUDING THE IRRIGATION OF NOT TO EXCEED ONE-HALF ACRE LAWN AND NONCOMMERCIAL GARDEN FOR EACH FAMILY

DATE OF PRIORITY: June 16, 1982

The wells are to be LOCATED:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
7 S	4 W	WM	13	NW NE	WELL 3 - 1150 FEET SOUTH AND 1700 FEET WEST FROM THE NE CORNER OF SECTION 13
7 S	4 W	WM	13	SW SE	WELL 4 - 155 FEET NORTH AND 1870 FEET WEST FROM THE SE CORNER OF SECTION 13

and is limited to the amount of water which can be applied to beneficial use and shall not exceed 0.33 cubic foot per second measured at the appropriation points from the wells, or its equivalent in case of rotation with other water users.

Authorized Place of Use:

GROUP DOMESTIC FOR 175 FAMILIES INCLUDING ONE-HALF ACRE LAWN AND NONCOMMERCIAL GARDEN IRRIGATION FOR EACH FAMILY				
Twp	Rng	Mer	Sec	Q-Q
7 S	3 W	WM	16	NE SW
7 S	3 W	WM	16	NW SW

GROUP DOMESTIC FOR 175 FAMILIES INCLUDING ONE-HALF ACRE LAWN AND NONCOMMERCIAL GARDEN IRRIGATION FOR EACH FAMILY				
Twp	Rng	Mer	Sec	Q-Q
7 S	3 W	WM	17	NW NE
7 S	3 W	WM	17	SW NE
7 S	3 W	WM	17	NE NW
7 S	3 W	WM	17	NE SW
7 S	3 W	WM	17	NW SW
7 S	3 W	WM	17	SE SW
7 S	3 W	WM	17	NE SE
7 S	3 W	WM	17	NW SE
7 S	3 W	WM	17	SW SE
7 S	3 W	WM	18	NE NW
7 S	3 W	WM	18	NW NW
7 S	3 W	WM	18	SW NW
7 S	3 W	WM	18	SE NW
7 S	3 W	WM	18	NE SW
7 S	3 W	WM	18	NW SW
7 S	3 W	WM	18	SW SW
7 S	3 W	WM	18	NE SE
7 S	3 W	WM	18	NW SE
7 S	3 W	WM	20	NW NE
7 S	3 W	WM	20	NE NW
7 S	4 W	WM	13	NE NE
7 S	4 W	WM	13	NW NE
7 S	4 W	WM	13	NE NW
7 S	4 W	WM	13	NW NW
7 S	4 W	WM	13	NW SW
7 S	4 W	WM	13	SW SW
7 S	4 W	WM	13	SE SW
7 S	4 W	WM	13	SW SE
7 S	4 W	WM	13	SE SE
7 S	4 W	WM	14	NE NE

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

The works constructed shall include an airline and pressure gauge or an access port for measuring line, adequate to determine water level elevation in the well at all times. The permittee shall install and maintain a weir, meter, or other suitable measuring device, and shall keep a complete record of the amount of ground water withdrawn.

Permit Amendment T-14561 Conditions:

The combined quantity of water diverted at the new additional point of appropriation (WELL 4), together with that diverted at the original point of appropriation (WELL 3), shall not exceed the quantity of water lawfully available at the original point of appropriation (WELL 3).

Water shall be acquired from the same aquifer as the original point of appropriation.

Extension of Time Conditions

1. **Development Limitation**

The use of water under permit G-10394 is limited to no more than 0.254 cubic foot per second. No additional rate of appropriation may be developed under permit G-10394.

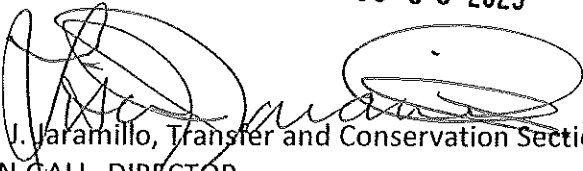
2. **Checkpoint Condition**

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

Original Permit Conditions

The original permit was issued July 19, 1984. Actual construction was to begin before July 19, 1985, one year from issuance of the original permit. By Extension of Time Final order dated March 1, 2024, the deadline for completing construction and for complete application of water to use was extended to October 1, 2032.

Dated in Salem, Oregon on **AUG 08 2025**


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

TRANSFER COVER SHEET

Transfer: T-14561

GR Application #: GR-

File Assigned- Transfer Specialist:

Transfer Type: Permit Amendment Transfer

Reimbursement Authority? ☒

Applicant: Orchard Heights Water Ass. 4350 Orchard Heights NW Salem, OR 97304	Receiving Landowner: 	CWRE UNAVAILABLE Agent: Ryan Dougherty 4784 SE 17th Ave, Suite 111 Portland, OR 97202
Interested Parties: BOR (date): _____ Tribal Gov't: _____ Gov'ts: Polk County Planning Department County: POLK	Irrigation District: Check area of interest on map <input type="checkbox"/>	Additional Contact Information:

Key Dates & Initial Actions (Support Staff)

Type of change(s) proposed- attach additional review checklists as necessary

ADDITIONAL POINT OF APPROPRIATION

If change is Historic or Substitution, application will go directly to Final Order. Add'l questions on last page for Historic and Gov't Action.

Fees Pd:	\$1840.00	WM Review request date sent - WM District: 16	11/19/2024
Received Date:	November 13, 2024	WM Review - date received:	
Acknowledgement Letter Sent Date:	11/19/2024	GW Review - date sent:	11/19/2024
County sent cc: of Ack Letter Date:	11/19/2024	GW Review - date received:	
Initial Public Notice Date:	11/26/2024	ODFW Review - date sent: ODFW District:	
Comments Received:	Yes <input type="checkbox"/> No: <input type="checkbox"/>	ODFW Review - date received:	

Water Rights Affected

File Marked	No.	App. File # or Decree Name	Permit	Certificate	RR/CR Needed	RR/CR Nos.
<input type="checkbox"/>	1	G-10455	G-10394		<input type="checkbox"/> Yes <input type="checkbox"/> No	
<input type="checkbox"/>	2				<input type="checkbox"/> Yes <input type="checkbox"/> No	
<input type="checkbox"/>	3				<input type="checkbox"/> Yes <input type="checkbox"/> No	

I have confirmed that the information on this document is correct (or has been corrected): initials

Caseworker Actions:

Assigned in WRIS:	DPD Workflow updated:	WRIS Notes:
PD and RR sent to Data Entry:	Certified mail date:	
Newspaper notice needed: Yes <input type="checkbox"/> No: <input type="checkbox"/>	Name of Newspaper:	
PD notice email coordinator:	PD notice Request Date:	Amount Due: \$
		Received date:
Last day of publication:	Affidavit received:	

DOCUMENT	Drafted		Peer Review		Policy Review		Changes		ODFW contact info: <input type="checkbox"/> included NA: <input type="checkbox"/>	
	Date	initials	Date	initials	Date	initials	Date	initials	WM contact info: <input type="checkbox"/> included NA: <input type="checkbox"/>	
DPD									Number of Docs for signature: 2	
NOTICE									Date in Signature bin	Signature date
PD										
FO	2-05-25	AZ	2-6-25	AD	3-12-25	SH	3-13-25	AZ	7-31-25	
RR	11	11	11	11	11	11	11	11	7-31-25	8/8/2025
Special Issues:										

PERMANENT TRANSFER APPLICATION CHECKLIST

☐ RA

Transfer #: T-1456114561

CW	PR	Coord	
<input type="checkbox"/>	<input type="checkbox"/>		Save all certificates in electronic "T" folder and highlight Priority Date, Rate, Use and Limit/Duty paragraph
<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> Supplemental checklist for transfers w/in a District (S:\groups\wr\TACS\WRISApps Templates\Transfer Checklists\SUPP_Within District Processing Checklist 9-5-2019) If this is a Living Certificate – check with Ann Reece See Supplemental Language document for language

Transfer Application Review and Deficiencies

CW	PR	Coord			
<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Are all applicants/agents listed in WRIS with email addresses, if available?	<input type="checkbox"/> Yes	<input type="checkbox"/> No
<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Have all permit/certificates been entered in WRIS under Transfer #?	<input type="checkbox"/> Yes	<input type="checkbox"/> No
<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Were timely Public Comments received? (if yes, enter commenter names/email on mailing list)	<input type="checkbox"/> Yes	<input type="checkbox"/> No
Add finding for any comments received (see Supplemental Language document)					

Groundwater Modification Application Review and Deficiencies

CW	PR	Coord	<input type="checkbox"/> N/A		
<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>		If for a Groundwater Modification, were there any assignments? All GR Mod applicants must be the holder of record.	<input type="checkbox"/> Yes <input type="checkbox"/> No
<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>		Are there any past GR Modifications and/or letters documenting changes to the GR These must be accounted for in the GR Mod Order.	<input type="checkbox"/> Yes <input type="checkbox"/> No

Review "From" and "To" Lands and/or POD/POA

CW	PR	Coord			
<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>		Are only the authorized POD(s)/POA(s)/POU listed on the "from" map?	<input type="checkbox"/> Yes <input type="checkbox"/> No
<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>		Does the "from" map match the certificate map? If No, what is different?	<input type="checkbox"/> Yes <input type="checkbox"/> No
<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>		Compare FROM POU in application (Table 2) with certificate. Mark certificate with acres being xferred, any RR acres and any acres being cancelled.	
<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>		Compare TO POU in Table 2 with the TO Lands on map (for accuracy)	
<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>		Are any of the "from" lands being cancelled/diminished?	<input type="checkbox"/> Yes <input type="checkbox"/> No
<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>		If Yes, were cancellation/diminution affidavits submitted? (see findings and additional authority in Supplemental Language doc)	<input type="checkbox"/> Yes <input type="checkbox"/> No
<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>		Are any instream water rights affected? If Yes, Cert # (If Yes, check criteria for injury-upstream POD move, moving closer to SW, or return flows affected)	<input type="checkbox"/> Yes <input type="checkbox"/> No

Layered/Supplemental Rights

CW	PR	Coord	<input type="checkbox"/> N/A		
<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>		Are there any layered irrigation rights?	<input type="checkbox"/> Yes <input type="checkbox"/> No
<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>		If Yes, were they included in application? If No, they must move with the primary, to a "like" primary, or they will be cancelled though the transfer process	<input type="checkbox"/> Yes <input type="checkbox"/> No

<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Layered right(s) Cert:	
<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Are any supplemental rights being transferred? (<i>verify that it is actually a supplemental right</i>)	<input type="checkbox"/> Yes <input type="checkbox"/> No
<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	If Yes, are they being transferred to a "like" primary (i.e. similar reliability)?	<input type="checkbox"/> Yes <input type="checkbox"/> No
<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Notes:	

Transfer Review Criteria				
CW	PR	Coord		
<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Validity of the right – Has the right been used in the last 5 years and is not subject to forfeiture?	<input type="checkbox"/> Yes <input type="checkbox"/> No
<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> Evidence of use and supporting documentation <input type="checkbox"/> Confirming (not a remaining right) cert issued within the last 5 years <input type="checkbox"/> Rebuttal to forfeiture (ORS 540.610)	
<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Ready, Willing and Able – <input type="checkbox"/> Current delivery system sufficiently described in application. Does delivery system have capacity to fully divert and use the authorized rate/duty of the right?	<input type="checkbox"/> Yes <input type="checkbox"/> No
<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Would the proposed transfer result in enlargement? If Yes, why? What conditions, if any, will avoid?	<input type="checkbox"/> Yes <input type="checkbox"/> No
<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Would the proposed transfer result in injury? If Yes, why? What conditions, if any, will avoid?	<input type="checkbox"/> Yes <input type="checkbox"/> No
<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	If injury, has WM or GW provided a list of injured water right holders? <input type="checkbox"/> N/A	<input type="checkbox"/> Yes <input type="checkbox"/> No
<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	If POD/POA/APOD/APOA change, will it be from the same source? <i>If No, deny per OAR 690-380-2110(2)</i> <input type="checkbox"/> N/A	<input type="checkbox"/> Yes <input type="checkbox"/> No
<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Notes:	

Draft Preliminary Determination and Cover Letter – 12 pt. Calibri font			
CW	PR	Coord	
<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Prepare ModPod workareas
<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Prepare DPD (<i>save as T-XXXXX-dpd-approve/deny (where XXXXX is the transfer number)</i>)
<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Prepare DPD Cover letter (<i>save as T-XXXXX-dpd-cov</i>)
<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Prepare Public Notice <input type="checkbox"/> and/or <input type="checkbox"/> newspaper notice (<i>if required</i>) (<i>save as T-XXXXX-pd-notice</i>)
<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Prepare Remaining Right(s) (<i>if applicable</i>). Send with DPD, cover letter and notice for peer review.

Issue Draft Preliminary Determination	
CW	
<input type="checkbox"/>	Copy DPD and cover letter for paper file
<input type="checkbox"/>	Save DPD and cover letter as PDF
<input type="checkbox"/>	Mail/email to applicant/agent/WM
<input type="checkbox"/>	Add workflow item "Draft PD Issued"

Report of Ownership Information (ROI)				
CW	PR	Coord		
<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Does legal description in ROI/Deed match "from" lands?	<input type="checkbox"/> Yes <input type="checkbox"/> No
<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Have all owners on the ROI/Deed signed the application?	<input type="checkbox"/> Yes <input type="checkbox"/> No
<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Has a notarized statement of consent been submitted? (if applicable) <input type="checkbox"/> N/A	<input type="checkbox"/> Yes <input type="checkbox"/> No

Newspaper Notice (if required)				
CW	PR	Coord		
<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> N/A	
<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Prepare/send letter to applicant/agent regarding newspaper notice cost	<input type="checkbox"/> Yes <input type="checkbox"/> No

<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	TACS Support delivered receipted funds to caseworker	<input type="checkbox"/> Yes	<input type="checkbox"/> No
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Preliminary Determination and Cover Letter Preparation					
CW	PR	Coord	See cheat sheet at (S:\groups\wr\TACS\6. Transfers\Procedures\DPD to PD Conversion 12-8-2016) for more detailed instructions		
<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Was application amended after DPD was issued? - Make sure amended pages were scanned to WRIS (see support staff) and make sure you mark amended (replaced) pages with SUPERSEDED. Also make findings in PD.		<input type="checkbox"/> Yes <input type="checkbox"/> No
<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	If Yes, what was amended?		
<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Did amendment change outcome from denial to approval? <i>If Yes, make findings in PD.</i>		<input type="checkbox"/> Yes <input type="checkbox"/> No
<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> If POD/POA changes or changes in "from" lands – re-review required from WM <input type="checkbox"/> If POA changes – re-review required from GW		
<i>Note: If POD was amended and changed from a downstream move to upstream within an ISWR reach – Consent to Injury may be required.</i>					
<input type="checkbox"/>	Save DPD as a new document (T-XXXXX-pd-approve/deny.doc) – 12 pt. Calibri font				
<input type="checkbox"/>	Remove "Draft" from document				
<input type="checkbox"/>	Unhide hidden findings (cntrl-A, select Font, uncheck "hidden" box) and add dates				
<input type="checkbox"/>	If application was amended, add finding including date of amendment				
<input type="checkbox"/>	Change language resulting from any amendments in response to the DPD, including language under Determination and Proposed Action				
<input type="checkbox"/>	Unhide appeal (protest) language at the end of the document				
<input type="checkbox"/>	Prepare PD Cover Letter (save as T-XXXXX-pd-cov)				
<input type="checkbox"/>	Check email address(s) for accuracy				
<input type="checkbox"/>	Notes:				
<input type="checkbox"/>	Send to caseworker/coordinator for Peer Review				

Data Center Review of PD			
CW	PR	Coord	
<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Email PD and RR(s)(with new cert numbers) to Data* for review – indicate if file is RA *email address is in key
<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Data Center will send notification that file is complete
<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Make any necessary changes to PD or prepare Revised DPD (if substantive changes)

Issue Preliminary Determination	
CW	
<input type="checkbox"/>	Print PD and put in Manager's box for signature and issuance (support will print cover letter)
<input type="checkbox"/>	Add workflow notes

Protest			
CW	PR	Coord	
<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Have protests been received? <input type="checkbox"/> Yes <input type="checkbox"/> No IF YES, STOP! Coordinate with Protest section.

Final Order

CW	See cheat sheet at (S:\groups\wr\TACS\6. Transfers\Procedures\PD to FO Conversion 12-8-2016) for more detailed instructions
Do not issue Final Order before this date: (protest period end date or 30 days after date of last newspaper publication)	
<input type="checkbox"/>	If application had a newspaper notice, verify that Affidavit of Publication was received. Date:
<input type="checkbox"/>	Save PD as a new document (T-XXXXX-ord-approve (or deny))
<input type="checkbox"/>	Remove "PRELIMINARY DETERMINATION" from document title and replace with "FINAL ORDER." Unhide hidden findings (cntrl-a, select Font, uncheck "hidden" box)
<input type="checkbox"/>	Replace "PROPOSING APPROVAL/DENIAL OF" with APPROVING/DENYING
<input type="checkbox"/>	Replace the "judicial review/reconsideration rights" box in the first page footer for the "Final Order" judicial review language; unhide and add Special Order Volume (support will add page #)
<input type="checkbox"/>	Update the hidden paragraph following the public notice and amendments findings (regarding issuance of PD)
<input type="checkbox"/>	Change "Determination and Proposed Action" to "Conclusions of Law" and update paragraph
<input type="checkbox"/>	Replace "If application T-XXXXX is approved . . ." with Now, therefore, it is ORDERED:"
<input type="checkbox"/>	Select list of conditions below "It is ORDERED" section and turn off Italics. Check numbering (start at "1").
<input type="checkbox"/>	Delete Protest language, Document preparation box, and Notice Regarding Servicemembers; Insert "Mailing Date: _____"
<input type="checkbox"/>	Final Check: All Conclusions of Law are supported by Findings and Transfer Review Criteria

Remaining Rights

CW	PR	Coord	<input type="checkbox"/> N/A
<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Make sure all RR certs have new cert numbers and are entered on the right side of the footer of each RR
<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Update left side of footer to read: T-XXXXX.rr.YYYYYY.ini, where YYYYYY is original cert number and .ini stands for your initials. New certificate should be on the right.
<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Print RR on certificate paper and include with Final Order for signature

Issue Final Order

CW	
<input type="checkbox"/>	Pull "Working Copy" folder from file
<input type="checkbox"/>	Print and put FO and RR in Manager's box for signature (manager will deliver to support for processing and issuance)
Notes:	

**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 # **145510**

INVOICE # _____

RECEIVED FROM: Orchard Heights Water Assoc.
BY: _____

APPLICATION	
PERMIT	
TRANSFER	T-14561

CASH: ☐ CHECK: # 10278 OTHER: (IDENTIFY) ☐

TOTAL REC'D \$ 544.70

1083 TREASURY 4170 WRD MISC CASH ACCT

0407 COPIES 46118 \$ _____
0207 OTHER: (IDENTIFY) Newspaper Notice \$ 544.70

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

4270 WRD OPERATING ACCT

MISCELLANEOUS

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

WATER RIGHTS:

0201	SURFACE WATER	\$	0202	\$
0203	GROUND WATER	\$	0204	\$
0205	TRANSFER	\$		

WELL CONSTRUCTION

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

OTHER (IDENTIFY) _____

0536 TREASURY 0437 WELL CONST. START FEE

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

0607 TREASURY 0467 HYDRO ACTIVITY LIC NUMBER

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

TREASURY OTHER / RDX

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

RECEIPT:

145510

DATED:

6/27/25

BY:

Carol D. Moore



Oregon
GANNETT

PO Box 631824 Cincinnati, OH 45263-1824

AFFIDAVIT OF PUBLICATION

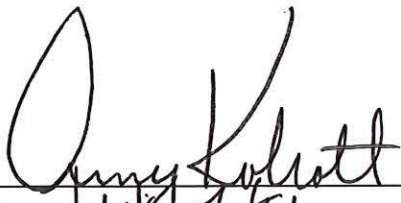
TACS-PN
Tacs-Pn
Oregon Dept Of Water Resources
725 Summer ST NE # A
Salem OR 97301-1266

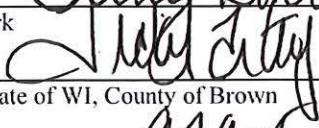
STATE OF WISCONSIN, COUNTY OF BROWN

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:

07/08/2025, 07/15/2025

and that the fees charged are legal.
Sworn to and subscribed before on 07/15/2025



Legal Clerk


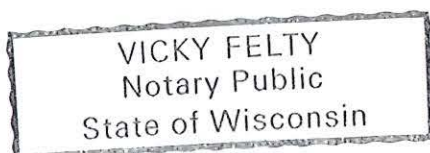
Notary, State of WI, County of Brown
91924

My commission expires

Publication Cost:	\$453.92	
Tax Amount:	\$0.00	
Payment Cost:	\$453.92	
Order No:	11232098	# of Copies:
Customer No:	1124180	1
PO #:		

THIS IS NOT AN INVOICE!

Please do not use this form for payment remittance.



PUBLIC NOTICE Notice of Permit Amendment T-14561

T-14561 filed by Orchard Heights Water Association, 4350 Orchard Heights Road NW, Salem, OR 97304, proposes an additional point of appropriation under Permit G-10394. The permit allows the use of 0.33 cubic foot per second from a well in Sec. 13, T7S, R4W, WM for Group Domestic For 175 Families in Sects. 16, 17, 18, and 20, T7S, R3W, WM and in Sects. 13 and 14, T7S, R4W, WM. The applicant proposes an additional point of appropriation in Sec. 13, T7S, R4W, WM. The Water Resources Department has concluded that the proposed permit amendment appears to be consistent with the requirements of ORS 537.211. The last date of newspaper publication is 07/15/2025.

Statesman Journal
July 8 & 15, 2025

Groundwater Transfer Review Summary Form

Transfer/PA # T- 14561 (RA)

GW Reviewer Travis Brown Date Review Completed: 12/12/2024

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 Water Level Decline Condition Review:

☐ Water levels at the original point(s) of appropriation have exceeded the allowed decline threshold defined by conditions in the originating water right.

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-14561

Applicant Name: Orchard Heights Water Assoc.

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

Reviewer(s): Travis Brown

Date of Review: 12/12/2024

Date Returned to WRSD: 12/12/2024

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

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

-
1. Basic description of the changes proposed in this transfer: Applicant proposes to add an APOA – “Well 4” (not yet constructed) – to Permit G-10394, which originally authorized 0.33 cfs of year-round Group Domestic use from one well – “Well 3” (POLK 1984/1978). However, the most recent Extension of Time Final Order (dated 3/1/2024) limited development to no more than 0.254 cfs. On Page 9 of the application, the applicant requests the full authorized rate of 0.254 cfs for the proposed APOA, but anticipates that the sustainable yield of the APOA is more likely to be 50-75 gpm (0.111-0.167 cfs).
 2. Will the proposed POA develop the same aquifer (source) as the existing authorized POA?
☒ Yes ☐ No Comments: Both the authorized and proposed POA would develop the Columbia River Basalt aquifer system.
 3. a) Is the existing authorized POA subject to a water level decline condition?
☐ Yes ☒ No Comments: Permit G-10394 does not contain any decline conditions.
b) If yes, for each POA identify the reference level, most recent spring-high water level, and whether an applicable permit decline condition has been exceeded: N/A
 4. a) Is there more than one source developed under the right (e.g., basalt and alluvium)?
☐ Yes ☒ No Comments: The authorized POA produces groundwater only from the Columbia River Basalt aquifer system.
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

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

☒ Yes ☐ No Comments: The nearest neighboring well to the proposed APOA is POLK 688, ~1,070 ft north of the APOA and ~2,950 ft south of the authorized POA. Although the deepest water-bearing zone noted in POLK 688 (172-180 ft bls [~609-601 ft msl]) is above the proposed open interval of the APOA, the bottom of POLK 688 (282 ft bls [~499 ft msl]) is coincident with the proposed open interval of the APOA (see attached Well Construction Cross-Section). Furthermore, POLK 688 fully penetrates the basalt aquifer system at its location and extends ~110 ft into the underlying marine sedimentary bedrock, with its noted water bearing zone occurring at the apparent contact between the Columbia River Basalt Winter Water Member (Tgww) and the sedimentary bedrock (Tms). This contact appears to slope downward toward the south as evidenced by the mapped contact at ~700-710 ft msl (~100 ft above the elevation of the noted water-bearing zone in POLK 688) around Croft Reservoir and the much greater mapped thickness of the Columbia River Basalt to the south, with the Ortley Member (Tgo) mapped as present beneath the Winter Water Member around Glenn Creek but absent around Croft Reservoir (Beeson and Tolan, 2001). The sloped basalt-sedimentary contact likely is the result of the basalt having been emplaced upon the eroded and/or structurally-deformed topography of the sedimentary bedrock, since the contact between the Winter Water Member and the Ortley Member of the basalt appears to have a much more even grade and does not slope as steeply or in the same direction as the basalt-sedimentary contact, which is illustrated in the B-B' cross-section by Beeson and Tolan (2001) (attached). The water-bearing zone at the basalt-sedimentary contact in POLK 688 likely resulted from the rapid cooling and fracturing of the basalt as it was emplaced and, therefore, could be expected to exist at most (if not all) locations of basalt-sedimentary bedrock contact. Because of the expected near-ubiquity of the basalt-sedimentary contact water-bearing zone and its differing orientation from the interflow water-bearing zones within the basalt, these two types of water-bearing zones likely intersect at various locations throughout the area of interest. Therefore, hydraulic stresses from pumping groundwater in the basalt interflow water-bearing zones could be expected to propagate into the basalt-sedimentary contact water-bearing zones and vice versa. As such, it is likely that pumping the proposed APOA would likely cause interference with POLK 688 and, due to the proposed APOA's closer proximity to POLK 688 relative to the authorized POA, interference with POLK 688 would likely increase as a result of the proposed change.

- 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: Potential interference with POLK 688 from the proposed APOA was analyzed using the Theis (1935) solution for drawdown in a confined aquifer (see attached Well-to-Well Interference Analysis). Results of the analysis indicate that, while interference with POLK 688 from the proposed APOA may be significant, it will not likely result in injury to POLK 688.

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

☐ Yes ☒ No Comments: The proposed APOA would be further from the nearest presumed point of hydraulic connection with surface water – the exposed contact between the Columbia River Basalt Winter Water Member (Tgww) and the underlying marine sedimentary bedrock (Tms) around Croft Reservoir, along the perennial stream at the bottom of Winslow Gulch. The proposed APOA would be closer than the authorized POA to Glenn Creek, with presumed points of hydraulic connection within the exposed Columbia River Basalt Ortley Member (Tgo) where Glenn Creek is first noted as perennial on the USGS topographic map (SW ¼ of the NW ¼ of Section 19, T7SR3W) or near the exposed contact between the Columbia River Basalt Ortley Member (Tgo) and the underlying marine sedimentary bedrock (Tms) in the NW ¼ of Section 20, T7SR3W. However, Glenn Creek is in the same Water Availability Basin (WAB) as Winslow Gulch, and Winslow Gulch is still closer to the proposed APOA than the perennial reach of Glenn Creek. Therefore, no significant increase in interference with surface water is anticipated from the proposed change.

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

Provide context for minimal/significant impact: N/A

7. 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
8. What conditions or other changes in the application are necessary to address any potential issues identified above: None
9. Any additional comments: The proposed APOA is subject to the special area well construction standards for the Eola Hills Groundwater Limited Area (OAR 690-200-0028(3)).

References

Application File: G-10455 (Permit G-10394), T-14561

Water Well Reports: POLK 298, 387, 688, 1700, 1766, 1782, 1785, 1806, 1962, 1981, 1983, 1984/1978, 51176, 51680, 52802, 54706

Beeson, M.H., and Tolan, T.L., 2001, DRAFT Geologic Map of the Salem West Quadrangle, Oregon [map], 1:24,000, U.S. Geological Survey, Reston, VA.

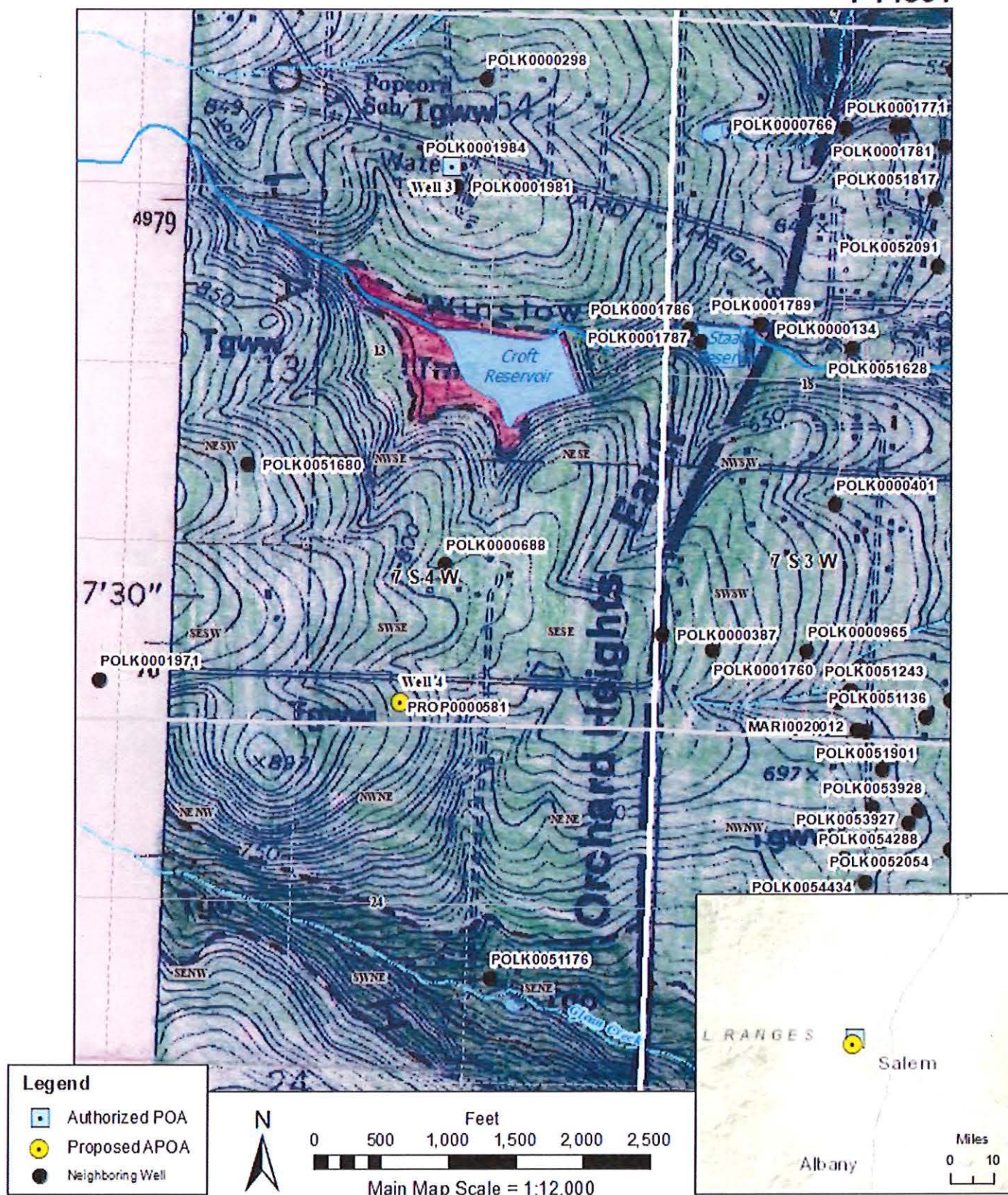
Conlon, T.D., Wozniak, K.C., Woodcock, D., Herrera, N.B., Fisher, B.J., Morgan, D.S., Lee, K.K., and Hinkle, S.R., 2005, Ground-water hydrology of the Willamette Basin, Oregon, Scientific Investigations Report 2005-5168: U. S. Geological Survey, Reston, VA.

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

Vorhis, R.C., 1979. Transmissivity from pumped well data. Well Log, National Water Well Association newsletter, vol. 10, no. 11, Dec. 1979, pg. 50-52.

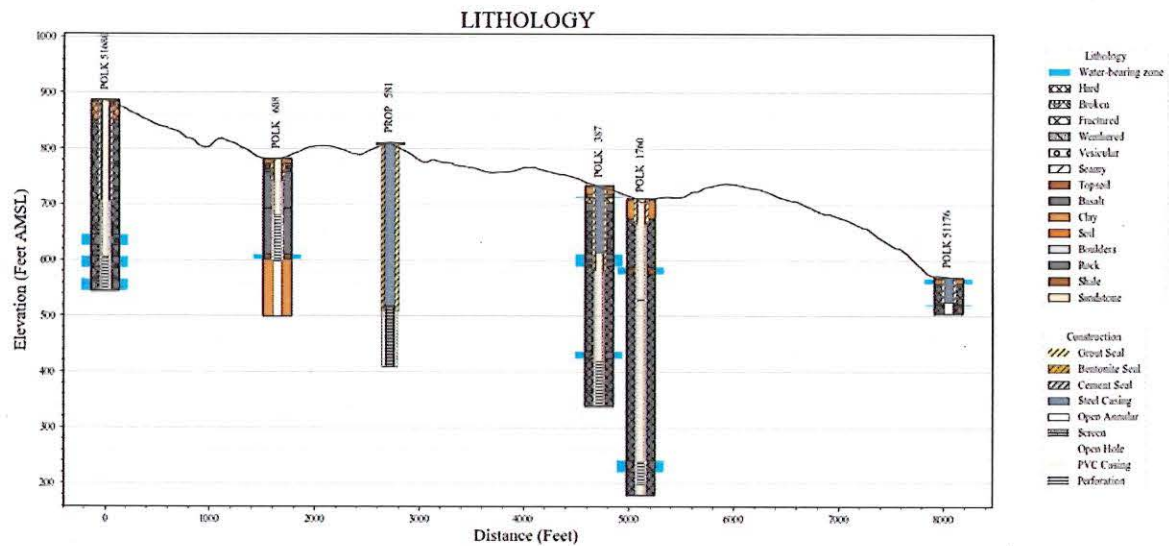
Well Location Map

T-14561

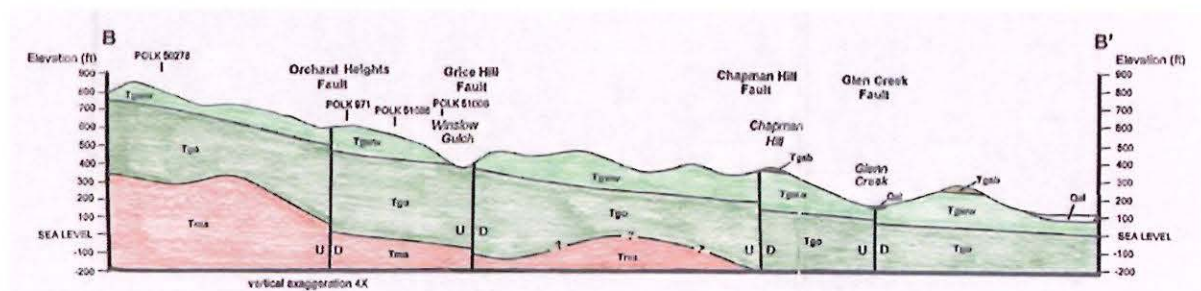


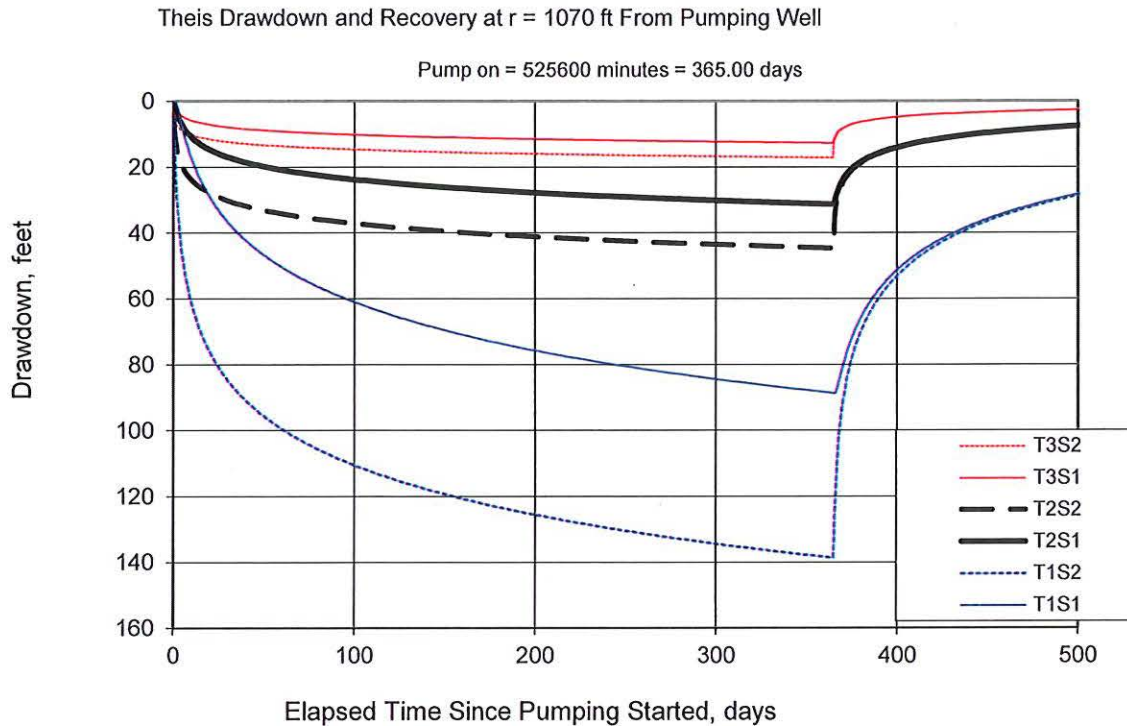
Service Layer Credits. Sources: Esri, HERE, Garmin, Intermap, increment P Corp., GEBCO, USGS, FAO, NPS, NRCAN, GeoBase, IGN, Kadaster NL, Ordnance Survey, Esri Japan, METI, Esri China (Hong Kong), (c) OpenStreetMap contributors, and the GIS User Community

Well Construction Cross-Section



Beeson and Tolan (2001) B-B' Cross-Section



Well-to-Well Interference Analysis – APOA to POLK 688

Pumping rate, $Q = 0.254$ cfs [maximum developable rate]

Pumping time, $t_{\text{pump}} = 365$ days [year-round]

Radial distance, $r = 1,070$ ft [approximate distance from proposed APOA to POLK 688]

Transmissivity: $T1 = 80 \text{ ft}^2/\text{day} \mid 300 \text{ ft}^2/\text{day} \mid 900 \text{ ft}^2/\text{day}$ [Estimated from water well report specific capacities via Vorhis (1979) method]

Storativity: $S1 = 0.001 \mid S = 0.0001$ [Conlon et al., 2005]

Estimated Available Water Column in POLK 688 = 256 ft = 26 ft bls [Static Water Level, 11/23/1994] – 282 ft bls [total well depth per water well report]

Watermaster Review Form: Water Right Transfer



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

Transfer Application: T-14561

Review Due Date:

Applicant Name: Orchard Heights Water Association

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

Reviewer(s): Joel Plahn

Date of Review:

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

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

☒ N/A

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

☒ N/A

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

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

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

10. For POU or USE changes: ☒ N/A In your best judgment, would use of the existing right at "full face value," result in the diversion of more water than can be used beneficially and without waste? ☐ Yes ☐ No If "Yes", explain:

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

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

☐ Yes ☐ No If "Yes", explain:

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

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

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

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

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

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

☐ Yes ☐ No If "Yes", describe:

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

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

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

☐ Yes ☐ No If "Yes", explain:

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

☐ Yes ☐ No If "Yes", explain:

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

☐ Yes ☒ No If "Yes", explain:

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

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

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

☐ A Headgate should be required prior to diverting water.

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

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

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

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

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

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

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

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

☐

Weir

☐

Submerged Orifice

☐

Parshall Flume

☐

Flow Restrictor

☐

Other: ____

Oregon Water Resources Department
Measurement Condition Information for the Applicant
(To be sent with the Draft Preliminary Determination or Final Order)

Transfer #: T-

☐ In order to avoid enlargement of the right or injury to other rights, a _____ will
 be required to be installed prior to diversion of water, as a condition of this transfer:
☐ at each point of diversion/appropriation (new and existing) **OR**
☐ at each new point of diversion/appropriation.

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

Watermaster name:

District:

Address:

City/State/Zip:

Phone:

Email:

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

Approval of an Alternate Measurement Device T-
(to be filled out after consultation with the applicant, or after a site visit)

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

 Watermaster signature

 District

 Date

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

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

**STATE OF OREGON
WATER RESOURCES DEPARTMENT**

RECEIPT # **144267**

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

INVOICE # _____

RECEIVED FROM: Orchard Heights Water Assoc.
BY: _____

APPLICATION	
PERMIT	
TRANSFER	<u>T-14561</u>

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

TOTAL REC'D \$ 2,002.95

1083 TREASURY 4170 WRD MISC CASH ACCT

0407 COPIES 47124 R11526-25 \$ _____
0412 OTHER: (IDENTIFY) Transfer R.A. \$ 2,002.95

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

TREASURY OTHER / RDX

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

**RECEIVED
OVER THE COUNTER**

RECEIPT: **144267**

DATED: 11-26-2001 BY: [Signature]

NOV 26 2024

**REIMBURSEMENT AUTHORITY
APPLICANT'S AGREEMENT
Contract Number: R11-526-25**

Salem, OR

This Agreement is between the **Oregon Water Resources Department**, hereafter OWRD, and **Orchard Heights Water Association**, hereafter Applicant, hereafter known together as the parties.

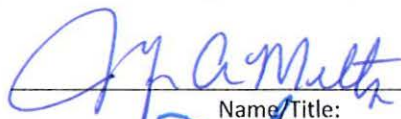
OWRD Information	Applicant's Information	Applicant's Representative
Contact: Lisa Jaramillo	Name: Orchard Height Water Association	Name: Summit Water Resources, LLC
Title: Transfer Advisor/Manager	Contact: Jennifer Meltzer	Contact: Ryan Dougherty, PE, RG, CWRE
Address: 725 Summer Street, NE, Suite A Salem, OR 97301-1266	Address: 4350 Orchard Heights Rd. NW Salem, OR 97304	Address: 4784 SE 17 th Avenue, Ste 111 Portland, OR 97202
Phone: (503) 871-1889	Phone: (503) 589-2193	Phone: (775) 229-5667
Fax: (503) 986-0901	Fax:	Fax:
Email: lisa.j.jaramillo@water.oregon.gov	Email: meltzerfam@gmail.com	Email: rdougherty@summitwr.com

Purpose The purpose of this Agreement is to expedite the processing of the **Transfer Application**. (Application Number: T-14561)

1. **Authority.** The OWRD has been authorized pursuant to ORS 536.055 to enter into a voluntary agreement with any applicant, permittee or regulated entity (collectively Applicant) for expediting or enhancing a regulatory process. In making this agreement, OWRD shall require the applicant to pay the full cost of expedited process.
2. **Restrictions.** Applicant and OWRD agree that this Agreement shall not be construed to restrict in any way the decisions and actions by OWRD. OWRD shall be free to exercise independent judgment consistent with existing laws and regulations.
3. **Effective Date and Duration.** Unless otherwise terminated by non-deposit of funds by the Applicant, this Agreement shall become effective on the date on which both parties have signed the Agreement and the full deposit of the estimated cost of the proposed service.
4. **Consideration.**
 - a. Applicant shall pay OWRD in advance for actual costs incurred by OWRD. The estimated maximum reimbursement payable to OWRD under this Agreement is \$2,002.95. Applicant agrees to pay the full amount of \$2,002.95 to OWRD prior to commencement of any work stated in this Agreement. This payment will be placed in an account administered by OWRD and drawn upon as costs are actually incurred. If the actual cost of performing the work is less than payments received, OWRD will refund the unspent balance. If the actual cost of processing exceeds the estimate, the Applicant can either elect to terminate this Agreement or amend the Agreement to reflect the increase in cost.
 - b. The costs stated in this Agreement do not include the statutory application processing and filing fees.
5. **Confidentiality.** Applicant agrees that any information provided to or acquired by OWRD under this Agreement will be subject to the Oregon Public Records Law and shall be considered public records.
6. **Indemnity.** Applicant shall defend, save, hold harmless, and indemnify the State of Oregon, OWRD, and their officers, employees, and agents from and against all claims, suits, actions, losses, damages, liabilities, costs, and expenses of any nature resulting from or arising out of, or relating to the activities of Applicant or its representatives, officers, employees, contractors, or agents under this Agreement or with respect to the expedited service. The Applicant acknowledges that the Oregon Water Resources Department cannot and does not guarantee a favorable review under the subject regulatory process.


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

For Applicant:

 J. A. Math OTHWA President
Name/Title:

11/26/2024
Date

For OWRD:

 Dwight French – Administrator

11-27-2024
Date

Mail signed Agreement to:

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

Received by OWRD

NOV 26 2024

Salem, OR

**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 # **144173**

INVOICE # _____

RECEIVED FROM: Orchard Heights
BY: Water Assoc.

APPLICATION	
PERMIT	
TRANSFER	<u>T-14861</u>

CASH: ☐ CHECK: # 10149 OTHER: (IDENTIFY) ☐

TOTAL REC'D \$ 125.00

1083 TREASURY 4170 WRD MISC CASH ACCT

0407 COPIES 4712 R 11526-25 \$
0412 OTHER: (IDENTIFY) Transfer R 4 \$ 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:

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 **RECEIVED**
OBJ. CODE _____ VENDOR# **OVER THE COUNTER**
DESCRIPTION _____ \$ _____

RECEIPT: **144173**

DATED: 11-13-24 BY: memiel



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-14561</u>

	Applicant Information	Applicant's Representative/Contact
Name:	<u>Jennifer Meltzer</u>	<u>Ryan Dougherty, PE, RG, CWRE</u>
Address:	<u>Orchard Heights Water Association</u> <u>4350 Orchard Heights Road NW</u> <u>Salem, OR 97304</u>	<u>Summit Water Resources, LLC</u> <u>4784 SE 17th Avenue, Suite 111</u> <u>Portland, OR 97202</u>
Phone:	<u>503-589-2193</u>	<u>775-229-5667</u>
Fax:	<u>-</u>	<u>-</u>
E-Mail Address:	<u>meltzerfam@gmail.com</u>	<u>rdougherty@summitwr.com</u>

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 by OWRD

NOV 13 2024

Salem, OR

Received by OWRD

OCT 02 2024

Salem, OR

I certify that I am the (check one):

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

Name: Jennifer Meltzer – Orchard Heights Water Association

Signature: _____

OWRD USE ONLY: Reimbursement Authority Number: R11-526-23

Application for Permit Amendment Salem, OR

Part 1 of 5 – Minimum Requirements Checklist

NOV 13 2024



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

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

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

Received by OWRD

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

OCT 02 2024

Salem, OR

- ☒ Part 1 – Completed Minimum Requirements Checklist.
- ☒ Part 2 – Completed Application Map Checklist.
- ☒ Part 3 – Application Fee, payable by check to the Oregon Water Resources Department, and completed Fee Worksheet, page 3. Try the new online fee calculator at:
http://apps.wrd.state.or.us/apps/misc/wrd_fee_calculator.
- ☒ Part 4 – Completed Applicant Information and Signature.
- ☒ Part 5 – Information about Permits to be Amended: **Number of permits to be amended: 1**
List the Permits here: G-10394
Please include a separate Part 5 for each permit. (See instructions on page 6)
- ☒ Completed Permit Amendment Application Map (Does not have to be prepared by a Certified Water Right Examiner).
- ☐ ☒ N/A Request for Assignment Form and statutory fee. The request for assignment form has to be completed if the applicant is **not** the permit holder of record and needs to be assigned to the permit; **or** the landowner of the proposed place of use is **not** the permit holder of record and needs to be assigned to the permit (the Request for Assignment Form is available online at <https://www.oregon.gov/OWRD/Forms/Pages/default.aspx>). Assignment is not needed if the applicant is the permit holder of record.
- ☐ ☒ N/A Affidavit(s) of Consent are required from all permit holder(s) of record if the permit is not assigned to the applicant **or** other permit holders of record that are not listed as applicants.
- ☒ ☐ N/A Oregon Water Resources Department's Land Use Information Form with approval and signature (or signed land use form receipt stub) from each local land use authority in which water is to be diverted, conveyed, and/or used. Not required if water is to be diverted, conveyed, and/or used only on federal lands or if **all** of the following apply: a) a change in place of use only, b) no structural changes, c) the use of water is for irrigation only, and d) the use is located within an irrigation district or an exclusive farm use zone.
- ☒ ☐ N/A Water Well Report/Well Log for changes in point(s) of appropriation (well(s)) or additional point(s) of appropriation.
- ☐ ☒ N/A Geologist Report for a change from a surface water point of diversion to a ground water point of appropriation (well), if the proposed well is more than 500 feet from the surface water source and more than 1000 feet upstream or downstream from the point of diversion. (ORS 540.531(2) or (3)).

(For Staff Use Only)

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

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

Other/Explanation _____

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

Part 2 of 5 – Permit Amendment Map Checklist

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

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

- ☐ ☒ N/A If **more than three** permits are involved, separate maps for each permit. Received by OWRD
OCT 02 2024
- ☒ 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. Received by OWRD
NOV 13 2024
- ☒ A north arrow, a legend, and scale. Salem, OR
- ☒ The scale of the map must be: 1 inch = 400 feet, 1 inch = 1,320 feet, the scale of the county assessor map if the scale is not smaller than 1 inch = 1,320 feet, or a scale that has been pre-approved by the Department.
- ☒ Township, Range, Section, ¼ ¼, DLC, Government Lot, and other recognized public land survey lines.
- ☒ Tax lot boundaries (property lines) are required. Tax lot numbers are recommended.
- ☒ Major physical features including rivers and creeks showing direction of flow, lakes and reservoirs, roads, and railroads.
- ☒ Major water delivery system features from the point(s) of diversion/appropriation such as main pipelines, canals, and ditches.
- ☒ Existing place of use that includes separate hachuring for each water use permit, priority date, and use including number of acres in each quarter-quarter section, government lot, or in each quarter-quarter section as projected within government lots, donation land claims, or other recognized public land survey subdivisions. If less than the entirety of the permit is being changed, a separate hachuring is needed for the portion of the permit left unchanged.
- ☐ ☒ N/A If you are proposing a change in place of use, show the proposed place of use with hachuring that includes separate hachuring for each permit, priority date, and use including number of acres in each quarter-quarter section, government lot, or in each quarter-quarter section as projected within government lots, donation land claims, or other recognized public land survey subdivisions.
- ☒ Existing point(s) of diversion or well(s) with distance and bearing or coordinates from a recognized survey corner. This information can be found in your water use permit.
- ☒ ☐ N/A If you are proposing a change in point(s) of diversion or well(s), show the proposed location and label it clearly with distance and bearing or coordinates. If GPS coordinates are used, latitude-longitude coordinates may be expressed as either degrees-minutes-seconds with at least one digit after the decimal (example – 42°32'15.5") or degrees-decimal with five or more digits after the decimal (example – 42.53764°).

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Part 3 of 5 – Fee Worksheet

Salem, OR FEE WORKSHEET for PERMIT AMENDMENT			
1	Base Fee (includes one type of change to one permit for up to 1 cfs)	Received by OWRD	1 \$1,360
	Types of change proposed: <input type="checkbox"/> Place of Use <input checked="" type="checkbox"/> Point of Diversion/Appropriation Number of above boxes checked = <u>1 (2a)</u> Subtract 1 from the number in line 2a = <u>0 (2b)</u> <i>If only one change, this will be 0</i>	OCT 02 2024 Salem, OR	
2	Multiply line 2b by \$1090 and enter »		2 \$0
3	Number of permits included in Permit Amendment <u>1 (3a)</u> Subtract 1 from the number in 3a: <u>0 (3b)</u> <i>If only one permit this will be 0</i> Multiply line 3b by \$610 and enter »		3 \$0
4	Do you propose to add or change a well, or change from a surface water POD to a well? <input type="checkbox"/> No: enter 0 <input checked="" type="checkbox"/> Yes: enter \$480 for the 1 st well to be added or changed <u>\$480 (4a)</u> Do you propose to add or change additional wells? <input checked="" type="checkbox"/> No: enter 0 <input type="checkbox"/> Yes: multiply the number of additional wells by \$410 _____ (4b) Add line 4a to line 4b and enter »		4 \$480
5	Do you propose to change the place of use? <input checked="" type="checkbox"/> No: enter 0 on line 5 <input type="checkbox"/> Yes: enter the cfs for the portions of the permits to be amended (see below*): _____ (5a) Subtract 1.0 from the number in 5a above: _____ (5b) If 5b is 0, enter 0 on line 5 » If 5b is greater than 0, round up to the nearest whole number: _____ (5c) and multiply 5c by \$350, then enter on line 5 »		5 \$0
6	Add entries on lines 1 through 5 above » » » » » » » » » » Subtotal:		6 \$1,840
7	Is this permit amendment: <input type="checkbox"/> necessary to complete a project funded by the Oregon Watershed Enhancement Board (OWEB) under ORS 541.932? <input type="checkbox"/> endorsed in writing by ODFW as a change that will result in a net benefit to fish and wildlife habitat? If one or more boxes is checked, multiply line 6 by 0.5 and enter on line 7 If no box is applicable, enter 0 on line 7 »		7 \$0
8	Subtract line 7 from line 6 » Permit Amendment Fee:		8 \$1,840

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

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

Part 4 of 5 – Applicant Information and Signature

Applicant Information

APPLICANT/BUSINESS NAME Orchard Heights Water Association		PHONE NO. 503-428-8703	Received by OWRD ADDITIONAL CONTACT NO. - OCT 02 2024
ADDRESS 4350 Orchard Heights Road NW		FAX NO. -	
CITY Salem	STATE OR	ZIP 97304	E-MAIL meltzerfam@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.			

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

AGENT/BUSINESS NAME RYAN DOUGHERTY, PE, RG, CWRE / SUMMIT WATER RESOURCES LLC		PHONE NO. 775-229-5667	ADDITIONAL CONTACT NO. -
ADDRESS 4784 SE 17th Avenue, Suite 111		FAX NO. -	
CITY Portland	STATE OR	ZIP 97202	E-MAIL rdougherty@summitwr.com
BY PROVIDING AN E-MAIL ADDRESS, CONSENT IS GIVEN TO RECEIVE ALL CORRESPONDENCE FROM THE DEPARTMENT ELECTRONICALLY. COPIES OF THE FINAL ORDER DOCUMENTS WILL ALSO BE MAILED.			

Explain in your own words what you propose to accomplish with this permit amendment; and why:
 The Orchard Heights Water Association (Association) is submitting a permit amendment application to add a new well (Well #4) to the Association's existing groundwater permit (G-10394) to more efficiently use the authorized capacity of permit G-10394 to reliably provide drinking water to the Association's customers. The proposed point of appropriation is located within the same Groundwater Limited Area (Eola Hills Groundwater Limited Area) and will produce groundwater from the same aquifer. No additional use of water is associated with this permit amendment beyond the current authorized capacity of permit G-10394 (0.254 cubic feet per second, as limited by the most recent approved extension of time).

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

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

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

If NO, include either:

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

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

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

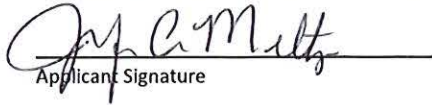
If NO, what are the completion dates of the permit(s)? 10/1/2032

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

By my signature below, I confirm that I understand:

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

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


Applicant Signature

Jennifer Meltzer, Board President
Print Name (and Title if applicable)

9/26/2024
Date

Applicant Signature

Print Name (and Title if applicable)

Date

Check one of the following:

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

Check the appropriate box, if applicable:

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

IRRIGATION DISTRICT NAME	ADDRESS	
CITY	STATE	ZIP

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

ENTITY NAME	ADDRESS	
CITY	STATE	ZIP

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

ENTITY NAME Polk County	ADDRESS 850 Main Street	
CITY Dallas	STATE OR	ZIP 97338

ENTITY NAME	ADDRESS	
CITY	STATE	ZIP

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Part 5 of 5 – Water Use Permit Information

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

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PERMIT # G-10394

Salem, OR

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

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

POD/POA Name or Number	Is this POD/POA Authorized by the permit or is it Proposed?	If POA, OWRD Well Log ID# (or Well ID Tag # L-___)	Twp	Rng	Sec	¼ ¼	Tax Lot, DLC or Gov't Lot	Measured Distances (from a recognized survey corner)
Well #4	<input type="checkbox"/> Authorized <input checked="" type="checkbox"/> Proposed	NA, (NOT YET CONSTRUCTED)	7 S	4 W	13	SW SE	100	155 feet North and 1870 feet West from the SE corner of Section 13, T7S, R4W (W.M.)
Well #3	<input checked="" type="checkbox"/> Authorized <input type="checkbox"/> Proposed	POLK-1987/1978	7 S	4 W	13	NW NE	1600, DLC 64	1150 feet South and 1700 feet West from the NE corner of Section 13, T7S, R4W (W.M.)

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"/> 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"/> Surface water POD to Ground Water POA (SW/GW) |

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

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

- ☐ No Complete all of Table 2 to describe the portion of the permit to be changed.

For a change in place of use:

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

- ☐ Yes ☐ No **NA, no change in POU is proposed**

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

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

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

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

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

Table 2. Description of Changes to Water Use Permit # G-10394

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

AUTHORIZED (the "from" or "off" lands) The listing that appears on the certificate BEFORE PROPOSED CHANGES List only that part or portion of the water right that will be changed.									Proposed Changes (see "CODES" from previous page)	PROPOSED (the "to" or "on" lands) The listing as it would appear AFTER PROPOSED CHANGES are made.									
Twp	Rng	Sec	¼ ¼	Tax Lot	Gvt Lot or DLC	Acre (if applicable)	POD(s) or POA(s) (name or number from Table 1)	Priority Date		Twp	Rng	Sec	¼ ¼	Tax Lot	Gvt Lot or DLC	Acre (if applicable)	POD(s) or POA(s) to be used (from Table 1)	Priority Date	
									APOA	7	S	3	W	16	NW	SW		Well #3, Well #4	6/16/1982
										7	S	3	W	16	NE	SW			
										7	S	3	W	17	NE	NW			
										7	S	3	W	17	NW	NE			
										7	S	3	W	17	SW	NE			
										7	S	3	W	17	NW	SW			
										7	S	3	W	17	NE	SW			
										7	S	3	W	17	NW	SE			
										7	S	3	W	17	NE	SE			
										7	S	3	W	17	SE	SW			
										7	S	3	W	17	SW	SE			
										7	S	3	W	18	NW	NW			
										7	S	3	W	18	NE	NW			
										7	S	3	W	18	SW	NW			
										7	S	3	W	18	SE	NW			
										7	S	3	W	18	NW	SW			
										7	S	3	W	18	NE	SW			
										7	S	3	W	18	NW	SE			
										7	S	3	W	18	NE	SE			
										7	S	3	W	18	SW	SW			
									7	S	3	W	20	NE	NW				
									7	S	3	W	20	NW	NE				

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										APOA	7	S	3	W	13	NW	NW				Well #3, Well #4	6/16/1982
											7	S	3	W	13	NE	NW					
											7	S	3	W	13	NW	NE					
											7	S	3	W	13	NE	NE					
											7	S	3	W	13	NW	SW					
											7	S	3	W	13	SW	SW					
											7	S	3	W	13	SE	SW					
											7	S	3	W	13	SW	SE					
											7	S	3	W	13	SE	SE					
											7	S	3	W	14	NE	NE					
TOTAL ACRES															TOTAL ACRES				NA			

Additional remarks: **The applicant is requesting to add an additional point of appropriation. No changes to the places of use or designated beneficial use are requested.**

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Are there other water rights certificates, water use permits or ground water registrations associated with the "from" or "to" lands? ☒ Yes ☐ No However, the rights are for quasi-municipal use and do not layer

If YES, list the other certificate, permit, or ground water registration numbers: CERTIFICATE 45205, CERTIFICATE 83546, CERTIFICATE 45211



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

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

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

Well log for authorized/existing Well #3 is provided in Attachment 3

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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.

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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 #4	No	NA	200-400 feet ¹	10-inches ¹	200-400 feet ¹	200-400 feet ¹	200-400 feet ¹	200-400 feet ¹	Basalt	0.254 cfs ²

Notes:

¹ Final well design and construction will be determined during drilling and will conform to the special area standards for the construction, conversion, and maintenance of water supply wells for the Eola Hills Groundwater Limited Area (OAR 690-200-0028[3]), unless testing data indicates that a special standard request for a larger open interval (more than 100 feet) is justified. The anticipated drilling and testing approach includes drilling a test borehole to 400 feet and then performing static and dynamic spinner testing to 1) identify the most productive 100 foot interval, and 2) determine whether encountered water bearing zones represent a single aquifer. A final well design will then be developed in consultation with OWRD following review of testing data (prior to well construction).

² The full authorized rate of Permit G-10394 (0.254 cfs or 114 gpm) is listed on Table 3 above, however, based on review of the local hydrogeologic setting it is likely that the well's sustainable yield will be between 50-75 gpm. Routine operation of the well will likely follow a 12-hours on / 12-hours off cycle, similar to Orchard Heights' existing wells.

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

Application for Extension of Time

Received by OWRD

OCT 02 2024

Salem, OR

In the Matter of the Application for an Extension of Time
for Permit G-10394, Water Right Application G-10455, in
the name of Orchard Heights Water Association

)
)
)

**FINAL
ORDER**

Permit Information

Application: G-10455
Permit: G-10394
Basin: 0 – Middle Willamette / Watermaster District 22
Date of Priority: June 16, 1982
Source of Water: well
Purpose or Use: group domestic for 175 families including the irrigation of not to exceed
one-half acre noncommercial garden for each family
Maximum Rate: 0.33 cubic foot per second (cfs)

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

Appeal Rights

This 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.

Application History

Permit G-10394 was issued by the Department on July 19, 1984. The permit specified actual construction of the well to begin by July 19, 1985, completion of construction by October 1, 1985 and complete application of water to beneficial use by October 1, 1986. On October 21, 2022, Orchard Heights Water Association submitted an Application for Extension of Time for Permit G-10394. In accordance with OAR 690-315-0050(2), on January 2, 2024, the Department issued a Proposed Final Order proposing to extend the time to complete construction to October 1, 2032, and the time to fully apply water to beneficial use to October 1, 2032. The protest period closed February 16, 2024, in accordance with OAR 690-315-0060(1). No protest was filed.

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FINDINGS OF FACT

The Department adopts and incorporates by reference the findings of fact in the Proposed Final Order dated January 2, 2024.

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

LIMITATIONS AND CONDITIONS

1. **Development Limitation**

The use of water under Permit G-10394 is limited to no more than 0.254 cfs. No additional rate of appropriation may be developed under Permit G-10394

2. **Checkpoint Condition**

The permit holder must submit a completed Progress Report Form to the Department by **October 1, 2028. A form will be enclosed with your Final Order.**

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

CONCLUSION OF LAW

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

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Salem, OR

continued on following page

ORDER

The extension of time for Application G-10455, Permit G-10394, therefore, is approved subject to conditions contained herein. The deadline for completing construction is extended from October 1, 1985, to October 1, 2032. The deadline for applying water to full beneficial use within the terms and conditions of the permit is extended from October 1, 1986, to October 1, 2032.

DATED: March 1, 2024



Dwight French
Water Right Services Division Administrator, for
Doug Woodcock, Acting Director
Oregon Water Resources Department

-
- If you have any questions about statements contained in this document, please contact the Permit Extension Specialist at (503) 979-3213.
 - If you have other questions about the Department or any of its programs, please contact our Water Resources Customer Service Group at (503) 986-0900
-

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WATER WELL REPORT
STATE OF OREGON

300' 320' 545'
non-infiltrable
POLK 1981

RECEIVED

JUN 9 1981

State Well No.

2514W-13a

State Permit No.

WATER RESOURCES DEPT
SALEM, OREGON

(1) OWNER:

Name Orchard Heights Water District
Address 1483 Doaks Ferry Road N.W.
City Salem State 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 Air ☒ Driven ☐ Domestic ☐ Industrial ☐ Municipal ☒
Rotary Mud ☐ Dug ☐ Irrigation ☐ Test Well ☐ Other ☐
Bored ☐ Thermal: Withdrawal ☐ Reinjection ☐

(4) PROPOSED USE (check):

(5) CASING INSTALLED: Steel ☒ Plastic ☐
Threaded ☐ Welded ☒
10" Diam. from +2.0 ft. to 214 ft. Gauge .250
" Diam. from ft. to ft. Gauge

LINER INSTALLED:

8" Diam. from 0 ft. to 545 ft. Gauge .188 & .250

(6) PERFORATIONS:

Perforated? ☐ Yes ☒ No

Type of perforator used

Size of perforations in. by in.
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) WELL TESTS:

Drawdown is amount water level is lowered below static level

Was a pump test made? ☐ Yes ☐ No If yes, by whom?
gal/min. with ft. drawdown after hrs.

Air test 65 gal/min. with drill stem at 583 ft. 4 hrs.

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

Artesian flow g.p.m.

Temperature of water Depth artesian flow encountered ft.

(9) CONSTRUCTION:

Special standards: Yes ☐ No ☒

Well seal—Material used Cement grout

Well sealed from land surface to 205 ft.

Diameter of well bore to bottom of seal 14" to 33"; 10" to 205'

Diameter of well bore below seal 10 in.

Number of sacks of cement used in well seal 65 sacks

How was cement grout placed? Pumped to bottom of

annulus

Was pump installed? No Type HP Depth ft.

Was a drive shoe used? ☐ Yes ☒ No Plugs Size: location ft.

Did any strata contain unusable water? ☐ Yes ☒ No

Type of Water? depth of strata

Method of sealing strata off

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

Gravel placed from ft. to ft.

(10) LOCATION OF WELL:

County Polk Driller's well number
NW ¼ NE ¼ Section 13 T. 75 R. 4W W.M.
Tax Lot # Lot Blk Subdivision

Address at well location:

(11) WATER LEVEL: Completed well.

Depth at which water was first found 65 ft.
Static level 440 ft. below land surface. Date 5-28-81
Artesian pressure lbs. per square inch. Date

(12) WELL LOG:

Diameter of well below casing 10"-545; 8"-583

Depth drilled 583 ft. Depth of completed well 583 ft.

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

MATERIAL	From	To	SWL
Top Soil	0	2	
Red-brown Clay	2	8	
Brown clay	8	26	
Weathered basalt	26	28	
Basalt black	28	65	
Weathered basalt	65	106	
Basalt black	106	126	
Weathered basalt	126	133	
Basalt, black	133	148	
Fractured basalt	148	155	
Basalt, black	155	205	
Fractured basalt	205	214	
Basalt black	214	265	
Fractured basalt	265	278	
Basalt, black	278	405	
Basalt, grey	405	482	
Basalt, black	482	550	
Basalt, Vesicular	550	583	

Work started 4-21 1981 Completed 5-28 1981
Date well drilling machine moved off of well 5-29 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) David Danneberg Date 6-8, 1981
(Drilling Machine Operator)

Drilling Machine Operator's License No. 883

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 AQUA-TECH Well Construction Inc.

(Person, firm or corporation) (Type or print)

Address 2745 - 19th Ave. S.E., Salem

(Signed) David Beach

(Water Well Contractor)

Contractor's License No. 696 Date June 8, 1981

NOTICE TO WATER WELL CONTRACTOR
The original and first copy of this report are to be filed with the

WATER RESOURCES DEPARTMENT,
SALEM, OREGON 97310
within 30 days from the date of well completion.

SP*12658-690

* State Permit No.

SP® 12658-690

RECEIVED
JUL 13 1983
WATER RESOURCES DEPT.
SALEM, OREGON

1. Background: In 1981 the Orchard Heights Water Association (OHWA) contracted with AQUA-TECH Well Construction Inc. (AQUA-TECH) for the construction of a water well to be located at 4350 Orchard Heights Road N.W., Salem, Ore. 97304. Work started 21 April 81 and was completed 28 May 81. See enclosure #1 for the official drilling report. Water of approximately 30 GPM was encountered at 265 feet through 278 feet. OHWA informed the contractor that we did not want to pump the water nor did we want to be involved with cascading water. The contractor stated that he would install three shale packers and that should take care of the problem. The packers were installed at 300', 320', and at 545'. They were secured to the steel well liner by stainless steel clamps. Evidently the packers did not remain in position in that the Oregon Water Resources Department conducted a salt conductivity test that indicated water was passing from upper elevation to approximately the 550 foot lower elevation. Water Resources informed OHWA that the flow must be stopped if OHWA was to receive approved permit to appropriate water.

2. Proposed Correction and Work to be Eld Upon:

- a. Remove 8" liner from well.
- b. Install gravel and sand packer material from 583' up to approximately 410'. Install at 410' a 5' cement plug.
- c. Pump neat cement grout from 405' up to approximately 210'; approximately 160 sacks.
- d. Let cement set a minimum of 72 hours.
- e. Drill out cement, clean out plug material, chase hole to 583'.
- f. Reinstall 8" liner, clean out liner and hole to 583' and develop well for 1 hour.

3. General Comment:

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Salem, OR

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NOV 13 2024

Salem, OR

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

Received by OWRD

NAME Orchard Heights Water Association		NOV 13 2024		PHONE 503-589-2193	
MAILING ADDRESS 4350 Orchard Heights Road NW				Salem, OR	
CITY Salem	STATE OR	ZIP 97304	EMAIL meltzerfam@gmail.com		

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OCT 02 2024

Salem, OR

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.

Well	Township	Range	Section	XX	Tax Lot #	Plan Designation (e.g., Rural Residential/RR-5)	Water to be:	Proposed Land Use:
Authorized Well #3	7S	4W	13	NWNE	1600	EFU	<input checked="" type="checkbox"/> Diverted <input checked="" type="checkbox"/> Conveyed <input checked="" type="checkbox"/> Used	Group Domestic
Proposed Well #4	7S	4W	24	SWSE	100	EFU	<input checked="" type="checkbox"/> Diverted <input checked="" type="checkbox"/> Conveyed <input checked="" type="checkbox"/> Used	

See attached map for service area boundary

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

Polk County

NOTE: A separate Land Use Information Form must be completed and submitted for each county and city, as applicable.

B. Description of Proposed Use

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

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

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

Estimated quantity of water needed: 0 ☒ cubic feet per second ☐ gallons per minute ☐ acre-feet

Intended use of water: ☐ Irrigation ☐ Commercial ☐ Industrial ☒ Domestic for 175 household(s)
☐ Municipal ☐ Quasi-Municipal ☐ Instream ☐ Other _____

Briefly describe:

The Orchard Heights Water Association (Association) is submitting a permit amendment application to add a new well (Well #4) to the Association's existing groundwater permit (G-10394) to more efficiently use the authorized capacity of permit G-10394 to reliably provide drinking water to the Association's customers. No additional use of water is associated with this permit amendment beyond the current authorized capacity of permit G-10394 (0.254 cubic feet per second).

Note to applicant: For new water right applications only, if the Land Use Information Form cannot be completed while you wait, please have a local government representative sign the receipt on the bottom of page 4 and include it with the application filed with the Oregon Water Resources Department.

See Page 4 →

NOV 13 2024

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.

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Please check the appropriate box below and provide the requested information

- ☐ Land uses to be served by the proposed water use(s), including proposed construction, are allowed outright or are not regulated by your comprehensive plan. Cite applicable ordinance section(s): _____
- ☒ Land uses to be served by the proposed water use(s), 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:	
"Utility Facility Necessary for Public Service"	PCZO 36.040(u)	<input type="checkbox"/> Obtained <input type="checkbox"/> Denied	<input checked="" 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 Oregon Water Resources Department regarding this proposed use of water in the box below or on a separate sheet.

A land use application has been submitted, but the decision has not been issued. Planning File LD 24-24

Name: Sidney Muller Title: Planning Manager
 Signature: [Signature] Date: 9-17-24
 Governmental Entity: Polk County Phone: 503-623-9237

Receipt Acknowledging Request for Land Use Information**Note to Local Government Representative:**

Please complete this form and return it to the applicant. For new water right applications only, if you are unable to complete this form while the applicant waits, you may complete this receipt and return it to the applicant. If you sign the receipt, you will have 30 days from the date of OWRD's Public Notice of the application to submit the completed Land Use Information Form to Oregon Water Resources Department. Please note while OWRD can accept a signed receipt as part of intake for an application for a new permit to use or store water, a completed Land Use Information Form is required for all other applications.

Applicant Name: _____

Staff Name: _____ Title: _____

Staff Signature: _____ Date: _____

Governmental Entity: _____ Phone: _____



September 23, 2024

Transfer Applications
Oregon Water Resources Department
725 Summer Street NE, Suite A
Salem, Oregon 97301-1271

Received by OWRD

OCT 02 2024

Salem, OR

Subject: Application for a Permit Amendment
Permit G-10394, Orchard Heights Water Association

Transfer Applications Staff:

On behalf of the permittee, please find enclosed an application for a permit amendment for Permit G-10394 (Application G-10455). Please also find enclosed a check in the amount of \$1,840 for payment of the permit amendment fee, and a check in the amount of \$125 for payment of the Reimbursement Authority estimate fee.

If you have any questions regarding the enclosed permit amendment application, please call me at 775-229-5667. Please copy me on any correspondence regarding this application.

Respectfully submitted,

Ryan Dougherty, PE, RG, CWRE
Summit Water Resources, LLC.

Received by OWRD

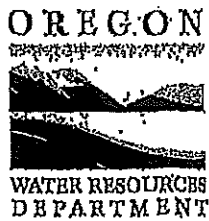
NOV 13 2024

Salem, OR

Cc: Jennifer Meltzer, Doug Priest, Don Lovas – Orchard Heights Water Association

Enclosures:

- Reimbursement Authority Estimate Application
- Application for a Permit Amendment for Permit G-10394, including the following attachments:
 - Attachment 1: Map
 - Attachment 2: Water Right
 - Attachment 3: Well Logs
 - Attachment 4: Land Use Information Form
 - Attachment 5: Fees



Received by OWRD

NOV 26 2024

Salem, OR

Date Received (Date Stamp Here)

OWRD Over-the-Counter Submission Receipt

Applicant Name(s) & Address: Orchard Height Water Association
4350 Orchard Heights Rd, NW Salem OR 97304

Transaction Type: RA

Fees Received: \$ 2002.95

☐ Cash

☒ Check

Check No.

10176

Name(s) on Check:

Same as above

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

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

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

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

Sincerely,

OWRD Customer Service Staff

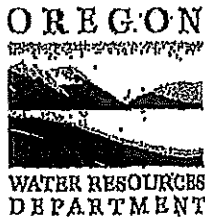
Submission received by:

Corie Lowman

(Name of OWRD staff)

Instructions for OWRD staff:

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



Received by OWRD

NOV 13 2024

Salem, OR

Date Received (Date Stamp Here)

OWRD Over-the-Counter Submission Receipt

Applicant Name(s) & Address: Orchard Height Water Association
4350 Orchard Heights Rd NW Salem 97304

Transaction Type: Transfer - PA + RA REQUEST

Fees Received: \$ ~~1840⁰⁰~~ + 125⁰⁰

☐ Cash

☒ Check:

Check No. 10148

10149

Name(s) on Check: Orchard Heights Water Assoc

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

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

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

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

Sincerely,

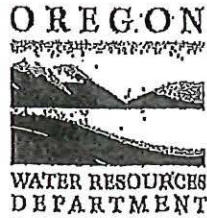
OWRD Customer Service Staff

Submission received by: C. Holmes

(Name of OWRD staff)

Instructions for OWRD staff:

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



Received by OWRD

OCT 02 2024

Salem, OR

Date Received (Date Stamp Here)

OWRD Over-the-Counter Submission Receipt

Applicant Name(s) & Address: Orchard Heights Water Association

4350 Orchard Heights Road NW Salem OR 97304

Transaction Type: Transfer RA

Fees Received: \$ 1840.00

☐ Cash

☒ Check

Check No.

10148

Name(s) on Check:

Same as Above

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

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

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

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

Sincerely,

OWRD Customer Service Staff

Received by OWRD

NOV 13 2024

Salem, OR

Submission received by:

Nick Delee

(Name of OWRD staff)

Instructions for OWRD staff:

- Complete this Submission Receipt and make two (2) copies. Place one copy with the check/cash; and place the other copy with the submission (i.e., the application or other document).
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Permit Amendment Application Intake Checklist

Permit Amendment # T-14560

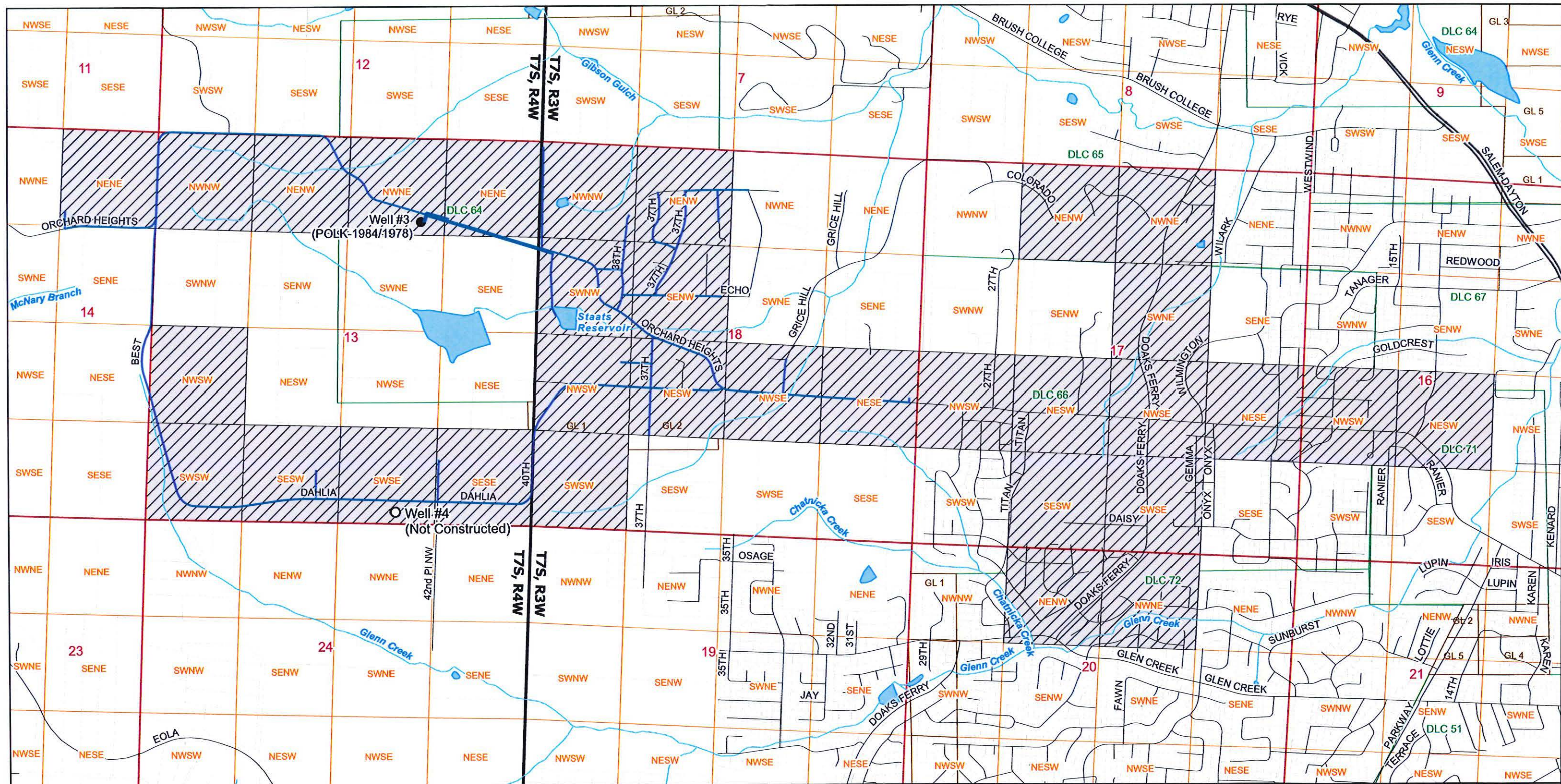
Reviewer Dante Date 11-14-24	Type of Change(s) Proposed: <input type="checkbox"/> POU <input type="checkbox"/> POD <input type="checkbox"/> APOD <input type="checkbox"/> POA <input checked="" type="checkbox"/> APOA <input type="checkbox"/> SW to GW
Calculated Fee \$ Use fee calculator on back of this form	Fee Received \$
Permit: G-10394 Completion Date: October 1, 2032 Permit: Completion Date: Permit: Completion Date:	Check <u>ALL</u> Permits in WRIS to confirm completion date is not expired
Notes: Land Use is BEING PURSUED	

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

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

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

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



LEGEND

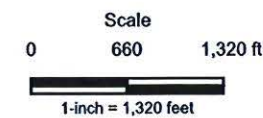
- Mainline (Approximate)
- Authorized Point of Appropriation (POA)
- Proposed POA
- Authorized Place of Use
- Sections
- Quarter Quarter Sections
- Donation Land Claims (DLCs)
- Government Lots (GLs)
- Parcel Lines
- Waterbody
- Watercourse
- Roads

POA Location Descriptions

Well #3 (POLK-1984/1978): 1150 feet South and 1700 feet West from the NE corner of Section 13

Well #4 (Not Constructed): 155 feet North and 1870 feet West from the SE corner of Section 13

Date: 11/4/2024
Data Sources: OWRD, USGS, BLM, Polk County
Disclaimer: 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.



Received by WRL

NOV 13 2024

Salem, OR

Received by OWRD

NOV 13 2024

Salem, OR

Application for a Permit Amendment
Permit G-10394, Application G-10455

A Water Right in the Name of the
Orchard Heights Water Association
Township 7S, Range 3W, Sections 16, 17, 18, 20
Township 7S, Range 4W, Sections 13, 14 (W.M.)
Polk County

