

Temporary

T-14462

Name Butsch Properties, LLCAddress 15234 Butsch Lane NEMt. Angel, OR 973624Bfarms@mtangel.netChange in POU, A POADate Filed 5/15/2024Initial notice date 5/28/2024

DPD issued date _____

PD issued date _____

PD notice date _____

Date of FO 5/25/2025 Vol 134 Page 141-146

C-Date _____

COBU due date _____

COBU Received date _____

Certificate issued _____

DESCRIPTION OF WATER RIGHT(S)

Name of Stream A wellTrib. of Mill CreekUse IrrigationCounty Marion

Quantity of water (CFS) _____

No. of Acres _____

Name of ditch _____

App# G-3769Per # G-3555Cert # 42109PR Date 1/11/1967App# G-9233Per # G-8563Cert # 55124PR Date 5/7/1979

App# _____

Per # _____

Cert # _____

PR Date _____

App# _____

Per # _____

Cert # _____

PR Date _____

App# _____

Per # _____

Cert # _____

PR Date _____

FEES PAID

Date

Amount

Receipt #

5-15-24\$ 1,383.33142917

FEES REFUNDED

Date

Amount

Receipt #

Assignments: _____

Irrigation District _____

Agent Jeanne Boatwrightjeanne@boatwrightengr.com

CWRE _____

CC's list Marion County☐ - Oversized map - Location _____

WATER RIGHT TRANSFER COVER SHEET

Transfer: T-14462

Transfer Specialist: Scott

Transfer Type: Temporary Transfer

DROUGHT? ☐

Applicant: Butsch Properties, LLC 15234 Butsch Lane NE Mount Angel, OR 97362	Agent: Jeanne Boatwright 2613 12th St. SE Salem, OR 97302	Receiving Landowner:
Current Landowner if other than Applicant:	CWRE:	Irrigation District:
Affected Local Gov'ts: Marion Countyplanning Dept	Affected Tribal Gov't:	BOR Notified (date):

Water Rights Affected

File Marked	App. File # or Decree Name	Permit	Certificate
<input type="checkbox"/>			
<input type="checkbox"/>			
<input type="checkbox"/>			

Key Dates & Initial Actions (Support Staff)

Rec'd: May 15, 2024	Proposed Action(s): ADDITIONAL POINT OF APPROPRIATION; PLACE OF USE	
Fees Pd: 1383.39	Acknowledgement Letter Sent <input checked="" type="checkbox"/>	Basin: 2 Willamette
Initial Public Notice: 5/28/2024	County sent cc: of Ack Letter <input checked="" type="checkbox"/>	County: MARION
WM District: 16 Gregory J. Wacker	WM Review request sent:	WM Review date received:
Groundwater	GW Review sent:	GW Review date received:

Peer Review:

Document	Drafted	Peer Review	Coordinator	Changes Made	Signature Bin	Signature Date
FO	Date: <u>12/12/24</u> Initials: <u>Scott</u>	Date: <u>3-6-25</u> Initials: <u>ARUA</u>	Date: <u>3-7-25</u> Initials: <u>Coney</u>	Date: <u>3-14-25</u> Initials: <u>Scott</u>	Date: _____ No. of docs for sig: <u>1</u> WM Sheet <input checked="" type="checkbox"/>	Date: <u>3/25/2025</u>

Special Issues: _____

Special Order Volume: Vol. 134 Pages 141-146



Oregon

Tina Kotek, Governor

Water Resources Department

North Mall Office Building

725 Summer St NE, Suite A

Salem, OR 97301

Phone 503 986-0900

Fax 503 986-0904

www.oregon.gov/owrd

March 25, 2025

Butsch Properties LLC
15234 Butsch Lane NE
Mount Angel, OR 97362

REFERENCE: District Temporary Transfer Application T-14462

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

The temporary change shall be effective at the **beginning of the 2024 irrigation season**. The use shall revert to the original authorized place of use at the **end of the 2028 irrigation season**.

If you have any questions related to the approval of this temporary transfer, you may contact your caseworker, Scott Grew, by telephone at (503) 986-0890 or by e-mail at Scott.a.grew@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)
Jeanne Boatwright, Agent
Marion County

Enclosure

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

In the Matter of Transfer Application)	FINAL ORDER APPROVING A TEMPORARY
T-14462, Marion County)	CHANGE IN PLACES OF USE AND
)	ADDITIONAL POINTS OF APPROPRIATION

Authority

Oregon Revised Statute (ORS) 537.705 and 540.505 to 540.580 establish the process in which a water right holder may submit a request to temporarily transfer the place of use and, if necessary to convey the water to the temporary place of use, the point of appropriation authorized under an existing water right. Oregon Administrative Rule (OAR) Chapter 690, Division 380 implements the statutes and provides the Department's procedures and criteria for evaluating transfer applications.

Applicant

BUTSCH PROPERTIES LLC
15234 BUTSCH LANE NE
MOUNT ANGEL, OR 97362

Findings of Fact

1. On May 15, 2024, Butsch Properties LLC filed an application to temporarily change the place of use and add additional points of appropriation to serve the proposed place of use under Certificates 42109 and 55124 for a period of 5 years. The Department assigned the application number T-14462.

2. Notice of the application for transfer was published on May 28, 2024, pursuant to OAR 690-380-4000.

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

Certificate: 42109 in the name of SHADY OAK RANCH INC. (perfected under Permit G-3555)

Use: IRRIGATION of 38.1 ACRES

Priority Date: JANUARY 11, 1967

Rate: 0.47 CUBIC FOOT PER SECOND

This is a final order in other than a 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 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.

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

Source: A WELL, a tributary of MILL CREEK

Authorized Point of Appropriation:

Twp	Rng	Mer	Sec	Q-Q	DLC	Measured Distances
4 S	1 W	WM	27	NW NW	76	1340 FEET NORTH AND 1450 FEET WEST FROM THE CENTER OF SECTION 27

Authorized Place of Use:

IRRIGATION							
Twp	Rng	Mer	Sec	Q-Q	GLot	DLC	Acres
4 S	1 W	WM	27	NE NW	3		2.6
4 S	1 W	WM	27	NE NW		76	3.5
4 S	1 W	WM	27	NW NW		76	30.7
4 S	1 W	WM	28	NE NE		76	1.3
						Total	38.1

4. Temporary Transfer Application T-14462 proposes to temporarily change the place of use of the right to:

IRRIGATION						
Twp	Rng	Mer	Sec	Q-Q	DLC	Acres
4 S	1 W	WM	21	SE SE	50	20.8
4 S	1 W	WM	22	SW SW	50	0.6
4 S	1 W	WM	28	NE NE	50	0.7
4 S	1 W	WM	32	NE SW	56	15.0
4 S	1 W	WM	32	NW SW	56	0.9
4 S	1 W	WM	32	NW SE	56	0.1
					Total	38.1

5. Additional points of appropriation are necessary to convey the water to the proposed temporary place of use. Temporary Transfer Application T-14462 proposes two additional points of appropriation with approximate distances as described below:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances	Distance from Existing Well in Miles (mi.)
4 S	1 W	WM	22	SW SW	WELL A - 440 FEET NORTH AND 850 FEET EAST FROM THE SW CORNER OF SECTION 22	0.3 mi. N
4 S	1 W	WM	32	NW SE	WELL B - 995 FEET SOUTH AND 2270 FEET WEST FROM THE E ¼ CORNER OF SECTION 32	2.2 mi. SW

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

Certificate: 55124 in the name of JAMES BUTSCH (perfected under Permit G-8563)
Use: IRRIGATION of 7.6 ACRES AND SUPPLEMENTAL IRRIGATION OF 38.1 ACRES
Priority Date: MAY 7, 1979
Rate: 0.57 CUBIC FEET PER SECOND CFS; BEING 0.09 CFS FROM WELL #1 WITH ANY DEFICIENCY TO BE MADE UP FROM WELL #2 AND 0.48 CFS FROM WELL #2.
Limit/Duty: The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, shall be limited to ONE-EIGHTIETH of one cubic foot per second, per acre, or its equivalent for each acre irrigated, and shall be further limited to a diversion of not to exceed 2.5 acre-feet per acre for each acre irrigated during the irrigation season of each year, provided the available supply of any prior right existing for the same land and shall not exceed the limitation allow herein.
Source: WELLS #1 AND #2 a tributary of MILL CREEK

Authorized Points of Appropriation:

Twp	Rng	Mer	Sec	Q-Q	DLC	Measured Distances
4 S	1 W	WM	27	NW NW	76	WELL #1 - 1340 FEET NORTH AND 1450 FEET WEST FROM THE C1/4 CORNER OF SECTION 27
4 S	1 W	WM	28	SW NE	76	WELL #2 - 430 FEET NORTH AND 1200 FEET EAST FROM THE C1/4 CORNER OF SECTION 28

Authorized Place of Use

IRRIGATION PRIMARY WELL 1 WITH ANY DEFICIENCY FROM WELL 2						
Twp	Rng	Mer	Sec	Q-Q	DLC	Acres
4 S	1 W	WM	28	NE NE	76	4.3
4 S	1 W	WM	28	SE NE	76	3.3
					Total	7.6

SUPPLEMENTAL IRRIGATION WELL 2							
Twp	Rng	Mer	Sec	Q-Q	GLot	DLC	Acres
4 S	1 W	WM	27	NE NW		76	3.5
4 S	1 W	WM	27	NE NW	3		2.6
4 S	1 W	WM	27	NW NW		76	32.0
						Total	38.1

7. Temporary Transfer Application T-14462 proposes to temporarily change the place of use of the right to:

IRRIGATION						
Twp	Rng	Mer	Sec	Q-Q	DLC	Acres
4 S	1 W	WM	32	NE SW	56	1.4
4 S	1 W	WM	32	NE SE	56	6.2
					Total	7.6

SUPPLEMENTAL IRRIGATION						
Twp	Rng	Mer	Sec	Q-Q	DLC	Acres
4 S	1 W	WM	21	SE SE	50	20.8
4 S	1 W	WM	22	SW SW	50	0.6
4 S	1 W	WM	28	NE NE	50	0.7
4 S	1 W	WM	32	NE SW	56	15.0
4 S	1 W	WM	32	NW SW	56	0.9
4 S	1 W	WM	32	NW SE	56	0.1
					Total	38.1

8. Additional points of appropriation are necessary to convey the water to the proposed temporary place of use. Temporary Transfer Application T-14462 proposes two additional points of appropriation with approximate distances as described below:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances	Distance from Existing Well in Miles (mi.)
4 S	1 W	WM	22	SW SW	WELL A - 440 FEET NORTH AND 850 FEET EAST FROM THE SW CORNER OF SECTION 22	0.3 mi. N
4 S	1 W	WM	32	NW SE	WELL B - 995 FEET SOUTH AND 2270 FEET WEST FROM THE E ¼ CORNER OF SECTION 32	2.2 mi. SW

Temporary Transfer Review Criteria

9. Water has been used within the last five years according to the terms and conditions of the rights. There is no evidence available that would demonstrate that the rights are subject to forfeiture under ORS 540.610.
10. A pump, pipeline, and sprinkler system sufficient to use the full amount of water allowed under the existing rights are present.
11. The proposed changes would prevent the lands from which the water right is removed during the period of the temporary transfer from receiving water under the transferred rights, as required by ORS 540.523(7).
12. The proposed changes would not result in injury to other water rights. This finding is made through an abbreviated review recognizing that the transfer may be revoked under ORS 540.523(5) if the Department later finds that the transfer is causing injury to any existing water right.

Conclusions of Law

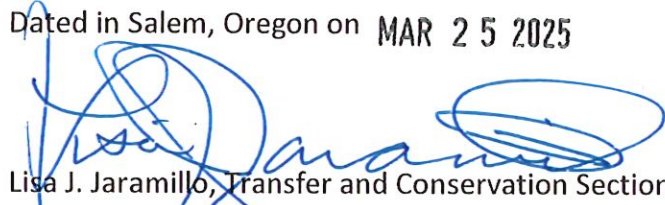
The temporary change in places of use and additional points of appropriation to serve the temporary place of use proposed in Temporary Transfer Application T-14462 are consistent with the requirements of ORS 540.523 and OAR 690-380-8000.

Now, therefore, it is ORDERED:

1. The temporary change in place of use and additional points of appropriation to serve the temporary place of use proposed in Temporary Transfer Application T-14462 are approved.
2. The former place of use **shall not** be irrigated as part of these water rights during the 2024, 2025, 2026, 2027 and 2028 irrigation seasons.
3. The use shall revert to the authorized place of use at the end of the 2028 irrigation season. The authorization to use the temporary points of appropriation shall be terminated concurrently.
4. The approval of this temporary transfer may be revoked or modified if the Department finds the changes cause injury to any existing water right.
5. The quantity of water diverted at the proposed temporary additional points of appropriation, together with that diverted at the original points of appropriation, shall not exceed the quantity of water lawfully available at the original points of appropriation.
6. A subsequent application for permanent transfer of Certificates 42109 and 55124 shall be subject to a full and complete review to determine consistency with the requirements of OAR Chapter 690, Division 380. Approval of this temporary transfer does not establish a precedent for approval of a subsequent application filed for a permanent transfer.
7. The use of water at the temporary place of use authorized by this transfer shall be in accordance with the terms and conditions of Certificates 42109 and 55124.
8. The time during which water is used under this approved temporary transfer does not apply toward a finding of forfeiture under ORS 540.610.
9. Water use measurement conditions:
 - a. Before water use may begin under this order, the water user shall install a totalizing flow meter, or, with prior approval of the Director, another suitable measuring device, at each point of appropriation (new and existing).
 - b. The water user shall maintain the meters or measuring devices in good working order.
 - c. The water user shall allow the Watermaster access to the meters or measuring devices; provided however, where the meters or measuring devices are located within a private structure, the Watermaster shall request access upon reasonable notice.

10. The use of the remaining water rights described by Certificates 42109 and 55124 shall continue to be in accordance with the terms and conditions of Certificates 42109 and 55124.

Dated in Salem, Oregon on MAR 25 2025



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

Mailing Date: MAR 26 2025

Groundwater Transfer Review Summary Form

Transfer/PA # T- 14462 (temp)

GW Reviewer James Hootsmans Date Review Completed: 6/11/2024

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 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: Temporary Transfer

Application: T-14462

Applicant Name: Butsch Properties LLC

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

Reviewer(s): James Hootsmans

Date of Review: 6/11/2024

Date Returned to WRSD: 6/11/2024

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: This proposed temporary transfer pertains to two certificates, 42109 and 55124. Certificate 42109 is for irrigation of 72.6 acres using a single POA (MARI 800) pumping at a maximum instantaneous rate of 0.89 cfs (400 gpm). Certificate 55124 is for primary irrigation of 93.9 acres and supplemental irrigation of 72.6 acres from two POAs (MARI 800 and MARI 824), with a combined total maximum rate of 2.09 cfs (938 gpm), limited to 0.31 cfs from MARI 800 and 1.78 cfs from MARI 824.

This proposed transfer intends to temporarily shift irrigation pumping to nearby parcels and To-POAs (existing wells) as follows:

- Certificate 42109:
 - Authorized From-POA: MARI 800 ("Well 1")
 - Proposed To-POAs: MARI 678 ("Well A") and MARI 17912 ("Well B")
- Certificate 55124:
 - Authorized From-POAs: MARI 800 ("Well 1") and MARI 824 ("Well 2")
 - Proposed To-POAs: MARI 678 ("Well A") and MARI 17912 ("Well B")

Proposed To-POA MARI 678 is also the authorized POA for certificate 58997 (irrigation, 48.3 acres, maximum 0.6 cfs (~270 gpm)).

2. Will the proposed POA develop the same aquifer (source) as the existing authorized POA?
☒ Yes ☐ No Comments: The authorized From-POAs and proposed To-POAs all obtain groundwater from water-bearing sand and gravel deposits of the Willamette Aquifer.
3. a) Is there more than one source developed under the right (e.g., basalt and alluvium)?
☐ Yes ☒ No _____
- b) If yes, estimate the portion of the right supplied by each of the sources and describe any limitations that will need to be placed on the proposed change (rate, duty, etc.): _____
4. a) Will this proposed change, at its maximum allowed rate of use, likely result in an increase in interference with **another ground water right**?
☒ Yes ☐ No Comments: Relative to the two authorized From-POAs (MARI 800/Well 1 and MARI 824/Well 2), proposed To-POA MARI 17912/Well B is much nearer to several existing water rights, and thus its use under this proposed transfer would likely result in an increase in interference with those rights.
- 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: Proposed To-POA MARI 17912/Well B is located approximately 1.75 miles southwest of the nearest authorized From-POA MARI 824/Well 2. At that relatively great distance, pumping of MARI 824 would have no influence on existing wells located much nearer to MARI 17912. Thus all potential impacts to existing users would be due solely to pumping of MARI 17912 (i.e., there would not be a "net" impact).
The POU area proposed for irrigation by MARI 17912 is 16.0 acres on Cert 42109, which equates to a maximum instantaneous pumping rate of 0.2 cfs (~90 gpm). The POU area proposed for irrigation by MARI 17912 is 23.6 acres on Cert 55124 (16 acres overlap with Cert 42109), which equates to a maximum instantaneous pumping rate of 0.295 cfs (~132 gpm). Therefore, the combined maximum instantaneous pumping rate is 0.495 cfs (~222 gpm). The nearest known well that might be affected appears to be domestic well MARI 908, located approximately 600 ft from MARI 17912.
Drawdown estimates made using the Theis distance-drawdown relationship indicate that perhaps 3 to 20 ft of additional interference drawdown might be expected at MARI 908. MARI 908 is a relatively shallow well, with a total depth of 137 ft. However, static groundwater levels in the area are estimated to be from 20-30 ft bgs, thus providing a maximum drawdown of about 90-100 ft in MARI 908, depending on its pump intake depth. With these estimated conditions, it is unlikely that perhaps up to 20 feet of additional drawdown will prevent MARI 908 and other nearby groundwater rights from receiving water to which they are legally entitled.
5. a) Will this proposed change, at its maximum allowed rate of use, likely result in an increase in interference with **another surface water source**?
☐ Yes ☒ No Comments: Both authorized From-POAs are nearer to Mill Creek than both proposed To-POAs, and thus the proposed change will likely not result in an increase in stream interference.
- b) If yes, at its maximum allowed rate of use, what is the expected change in degree of interference with any **surface water sources** resulting from the proposed change?

Stream: _____

☐ Minimal ☐ Significant

Stream: _____

☐ Minimal ☐ Significant

Provide context for minimal/significant impact: _____

6. For SW-GW transfers, will the proposed change in point of diversion affect the surface water source similarly (as per OAR 690-380-2130) to the authorized point of diversion specified in the water use subject to transfer?
☐ Yes ☐ No Comments: _____
7. What conditions or other changes in the application are necessary to address any potential issues identified above: _____
8. Any additional comments: _____

[illegible]

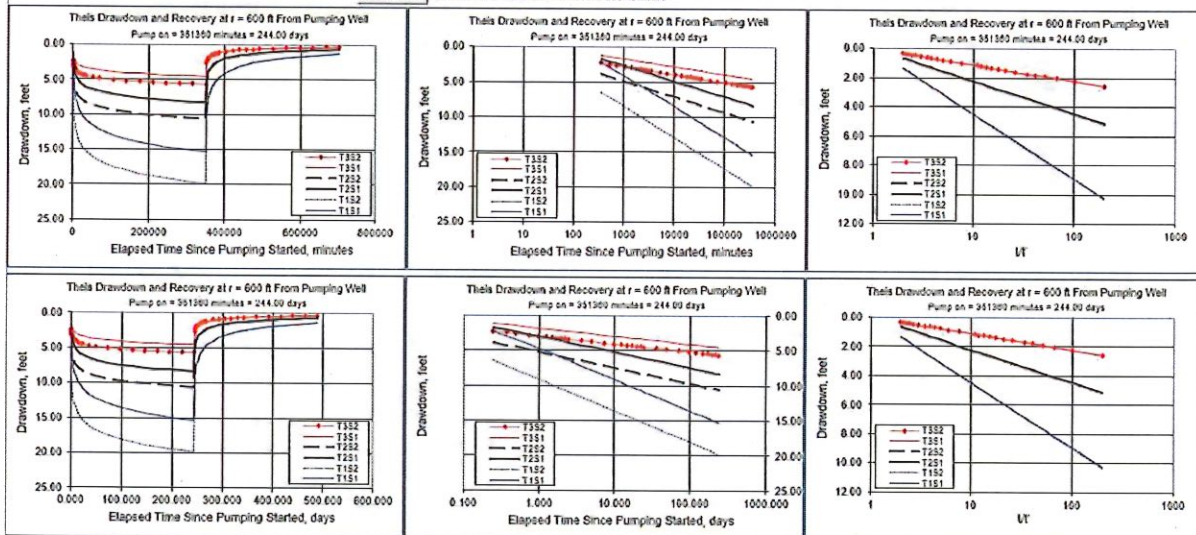
Theis drawdown analysis: proposed To-POA MARI 17912/Well B to MARI 908, combined flow from Cert 42109 and 55124

Theis Time-Drawdown Worksheet v.3.09

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

Input Data:	Var Name	Scenario 1	Scenario 2	Scenario 3	Units
Total pumping time	t		244		d
Radial distance from pumped well	r		600.00		ft
Pumping rate	Q		222.0		gpm
Hydraulic conductivity	K	50	100	200	ft/day
Aquifer thickness	b		35		ft
Storage	S		0.00100		
Storage	S_2		0.00010		
Transmissivity Conversions	T_{d2pd}	1.756	3.550	7.600	d2day
	T_{d2pm}	1.2153	2.4305	4.8511	d2min
	T_{gpd2ft}	13.093	26.185	52.353	gpd2ft

Recalculate Use the Recalculate button if recalculation is set to manual



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-14462

Review Due Date: 06/21/2024

Applicant Name: Butsch Properties LLC

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

Reviewer(s): G. Wacker

Date of Review: 05/30/2024

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- 14462



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



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



at each new point of diversion/appropriation.

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

Watermaster name: **Greg Wacker**District: **16**Address: **725 Summer St NE Ste A**City/State/Zip: **Salem, OR 97301**Phone: **971-719-6262**Email: **gregory.j.wacker@water.oregon.gov**

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

Approval of an Alternate Measurement Device

T-

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

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

 Watermaster signature

 District

 Date

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

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



Oregon

Tina Kotek, Governor

Water Resources Department

North Mall Office Building

725 Summer St NE, Suite A

Salem, OR 97301

Phone 503 986-0900

Fax 503 986-0904

May 22, 2024

Butsch Properties, LLC
15234 Butsch Lane NE
Mount Angel, OR 97362

Reference: Application T-14462

On May 15, 2024, the Department received your water right Temporary Transfer Application. The application was accompanied by \$1383.39. Receipt number 142917 is enclosed.

By copy of this letter, we are asking the Watermaster for a report regarding the potential for injury to existing water rights which may be caused by the requested change.

Except as provided under ORS 540.510(3) for municipalities, you may not **temporarily** use water at the new place of use or from the new point of appropriation until a final order approving the temporary transfer application has been issued by the Department. Additionally, pursuant to OAR 690-380-8010, the lands from which an irrigation water right is to be temporarily transferred and the land to which the right is to be temporarily transferred may not both receive water during the same season. If the temporary transfer is approved during an irrigation season and water has already been used at the currently authorized location during that season, then the temporary transfer will not take effect until the following season.

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

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

Cc: Watermaster Dist. #16, Gregory J. Wacker (via email)
Jeanne Boatwright, Agent
Marion County Planning Department, Local Government

Enclosure

Received by OWRD

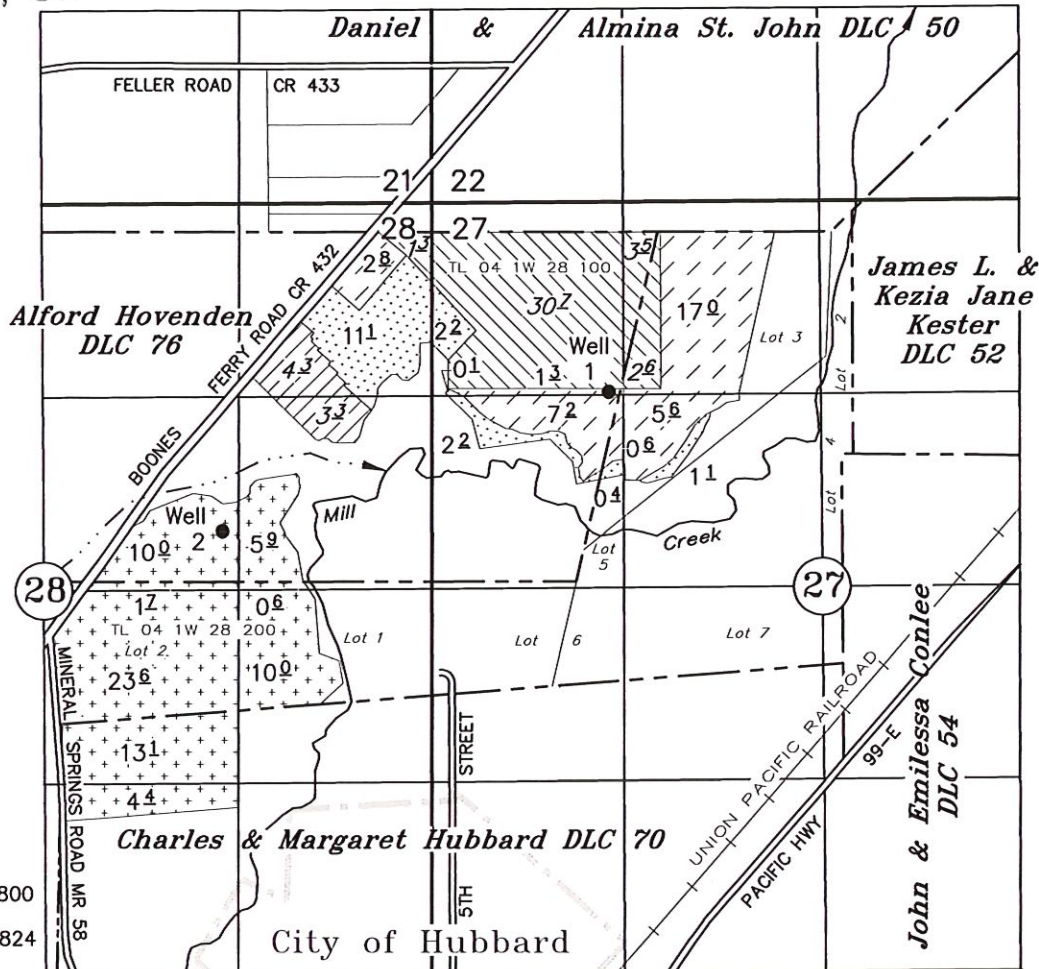
MAY 15 2024

Salem, OR

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

MARION COUNTY, OREGON






Page 1 of 3
FROM LANDS & FROM POA



WELL 1 - MARI 800

WELL 2 - MARI 824

AUTHORIZED WELL 1: 1340' N & 1450' W FROM CENTER SECTION 27
AUTHORIZED WELL 2: 430' N & 1200' E FROM CENTER SECTION 28

-  "FROM" PRIMARY WELL 1 (G-3555, CERTIFICATE 42109) AND SUPPLEMENTAL WELL 2 (G-8563, CERTIFICATE 55124)
-  "FROM" PRIMARY WELL 1 WITH ANY DEFICIENCY FROM WELL 2 (G-8563, CERTIFICATE 55124)
-  "REMAINING" PRIMARY WELL 1 (G-3555, CERTIFICATE 42109) AND SUPPLEMENTAL WELL 2 (G-8563, CERTIFICATE 55124)
-  "REMAINING" PRIMARY WELL 1 WITH ANY DEFICIENCY FROM WELL 2 (G-8563, CERTIFICATE 55124)
-  "REMAINING" PRIMARY WELL 2 (G-8563, CERTIFICATE 55124)

APPLICATION TO TRANSFER A WATER RIGHT

TEMPORARY

Permit No. G-3555 G-8563 Transfer No. T-13208

Butsch Properties LLC

MARCH 29, 2024



NOTE: This map is not intended to provide legal dimensions or locations of property ownership lines.

SCALE 1" = 1320'

RENEWAL DATE: 12-31-25

14462 -

Received by OWRD

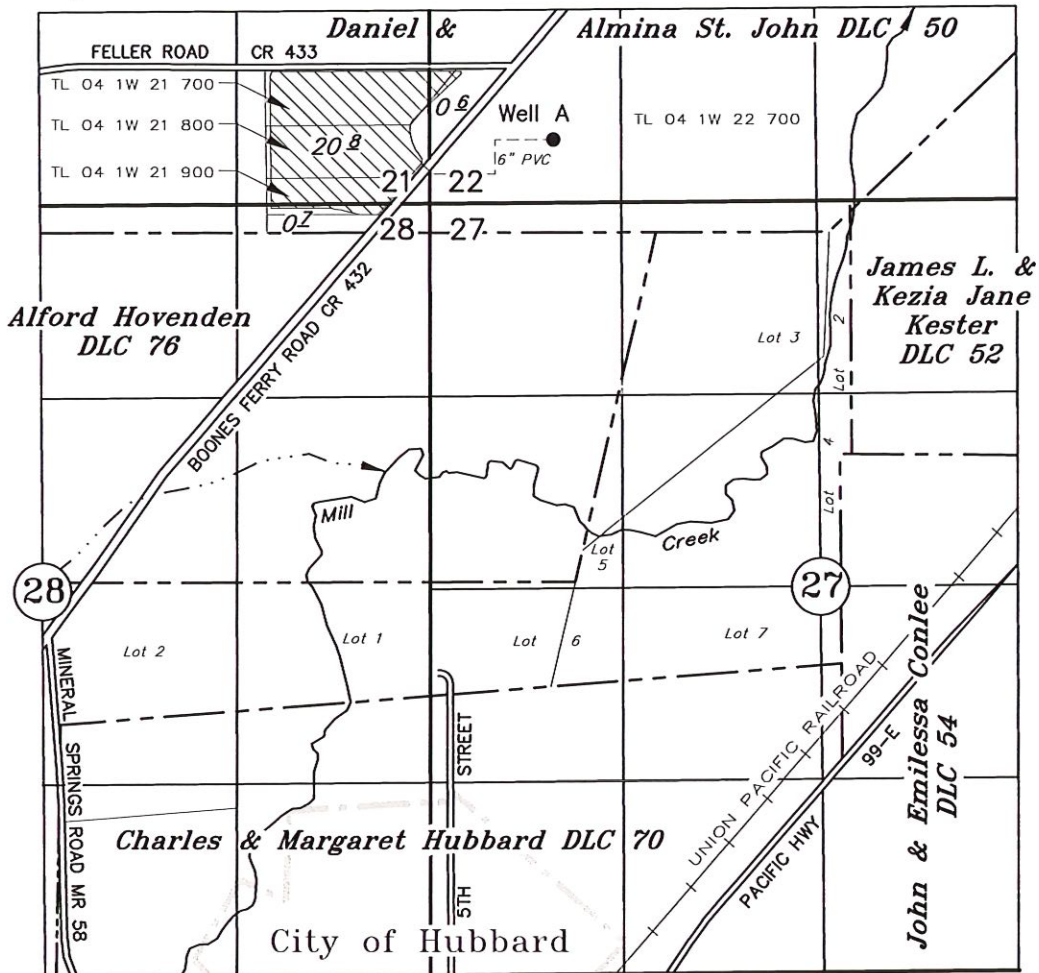
MAY 15 2024

Salem, OR

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

MARION COUNTY, OREGON

Page 2 of 3
TO LANDS & TO POA



PROPOSED ADDITIONAL POA, WELL A (MARI 678): 440' N & 850' E FROM SW CORNER SECTION 22



"TO" LAND, NEW POA - MARI 678

RIGHTS TRANSFERRED = PRIMARY WELL 1 (MARI 800)(G-3555, CERTIFICATE 42109) AND
SUPPLEMENTAL WELL 2 (MARI 824) (G-8563, CERTIFICATE 55124)

APPLICATION TO TRANSFER A WATER RIGHT

TEMPORARY

Permit No. G-3555
G-8563 Transfer No. T-13208

Butsch Properties LLC

MARCH 29, 2024

SCALE 1" = 1320'

NOTE: This map is not intended to
provide legal dimensions or locations
of property ownership lines.



RENEWAL DATE: 12-31-25

14462 -

Received by OWRD

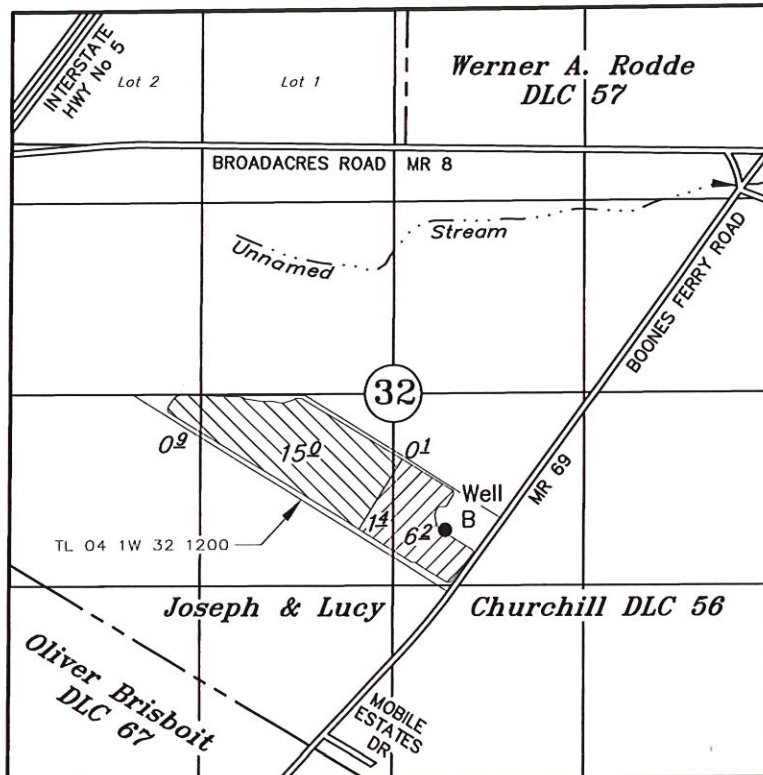
MAY 15 2024

Salem, OR

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

MARION COUNTY, OREGON

Page 3 of 3
TO LANDS & TO POA



PROPOSED ADDITIONAL POA, WELL B (MARI 17912): 945' S & 2270' W FROM E 1/4 CORNER SECTION 32



"TO" LAND, NEW POA - MARI 17912

RIGHTS TRANSFERRED = PRIMARY WELL 1 (MARI 800)(G-3555, CERTIFICATE 42109) AND
SUPPLEMENTAL WELL 2 (MARI 824) (G-8563, CERTIFICATE 55124)



"TO" LAND, NEW POA - MARI 17912

RIGHT TRANSFERRED = PRIMARY WELL 1 (MARI 800) WITH ANY DEFICIENCY FROM WELL 2 (MARI 824)
(G-8563, CERTIFICATE 55124)

APPLICATION TO TRANSFER A WATER RIGHT

TEMPORARY

Permit No. G-3555
G-8563 Transfer No. T-13208

Butsch Properties LLC

MARCH 29, 2024

SCALE 1" = 1320'



RENEWAL DATE: 12-31-25

NOTE: This map is not intended to
provide legal dimensions or locations
of property ownership lines.

14462 -

Application for Water Right
Temporary or Drought Temporary Transfer
Part 1 of 5 – Minimum Requirements Checklist



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

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

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

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FOR ALL TEMPORARY TRANSFER APPLICATIONS

MAY 15 2024

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

Salem, OR

- ☒ Part 1 – Completed Minimum Requirements Checklist.
- ☒ Part 2 – Completed Temporary Transfer Application Map Checklist.
- ☒ Part 3 – Application Fee, payable by check to the Oregon Water Resources Department, and completed Fee Worksheet, page 3. Try the 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 Transferred Water Rights: **How many water rights are to be transferred? 2** List them here: **42109 & 55124**
Please include a separate Part 5 for each water right. (See instructions on page 6)
- ☒ ☐ N/A For standard Temporary Transfer (one to five years) **Begin Year: 2024 End Year: 2028.**
- ☐ ☐ N/A Temporary Drought Transfer (Only in counties where the Governor has declared drought)

Attachments:

- ☒ Completed Temporary Transfer Application Map.
- ☒ Completed Evidence of Use Affidavit and supporting documentation.
- ☒ Current recorded deed for the land **from** which the authorized place of use is temporarily being moved.
- ☐ ☒ N/A Affidavit(s) of Consent from Landowner(s) (if the applicant does not own the land upon which the water right is located.)
- ☐ ☒ N/A Supplemental Form D – For water rights served by or issued in the name of a district. Complete when the temporary transfer applicant is not the district.
- ☒ ☐ N/A Oregon Water Resources Department's Land Use Information Form with approval and signature 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 (if necessary to convey water to the proposed place of use).

(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: _____ Phone: _____ Date: ____/____/____

Part 2 of 5 – Temporary Transfer Application Map Checklist

Received by OWRD

MAY 15 2024

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

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

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

Part 3 of 5 – Fee Worksheet

FEE WORKSHEET for TEMPORARY (not drought) TRANSFERS			
1	Base Fee (includes temporary change to one water right for up to 1 cfs)	1	\$950.00
2	Number of water rights included in transfer: <u>2 (2a)</u> Subtract 1 from the number in 3a above: <u>1 (2b)</u> <i>If only one water right this will be 0</i> Multiply line 2b by \$310.00 and enter » » » » » » » » » » » » » » » »	2	\$310.00
3	Do you propose to change the place of use for a non-irrigation use? <input checked="" type="checkbox"/> No: enter 0 on line 3 » » » » » » » » » » » » » » » » <input type="checkbox"/> Yes: enter the cfs for the portions of the rights to be transferred: _____ (3a) Subtract 1.0 from the number in 3a above: _____ (3b) If 3b is 0, enter 0 on line 3 » » » » » » » » » » » » » » » » If 3b is greater than 0, round up to the nearest whole number: _____ (3c) and multiply 4c by \$210.00, then enter on line 3	3	\$0.00
4	Do you propose to change the place of use for an irrigation use? <input type="checkbox"/> No: enter 0 on line 4 » » » » » » » » » » » » » » » » <input checked="" type="checkbox"/> Yes: enter the number of acres in the footprint of the place of use for the portions of the rights to be transferred: <u>45.7 (4a)</u> Multiply the number of acres in 4a above by \$2.70 and enter on line 4 » »	4	\$123.39
5	Add entries on lines 1 through 4 above » » » » » » » » » » Subtotal:	5	\$1383.39
6	Is this transfer: <input type="checkbox"/> necessary to complete a project funded by the Oregon Watershed Enhancement Board (OWEB) under ORS 541.932? <input type="checkbox"/> endorsed in writing by ODFW as a change that will result in a net benefit to fish and wildlife habitat? If one or more boxes is checked, multiply line 5 by 0.5 and enter on line 6 » If no box is applicable, enter 0 on line 7 » » » » » » » » » » » » » » » »	6	\$0.00
7	Subtract line 6 from line 5 » » » » » » » » » » » » » » » » Transfer Fee:	7	\$1383.39

FEE WORKSHEET for TEMPORARY DROUGHT TRANSFERS			
1	Base Fee (includes drought application and recording fee for up to 1 cfs)	1	\$200.00
2	Enter the cfs for the portions of the rights to be transferred (see example below*): _____ (2a) Subtract 1.0 from the number in 2a above: _____ (2b) If 2b is 0, enter 0 on line 2 » » » » » » » » » » » » » » » » If 2b is greater than 0, round up to the nearest whole number: _____ (2c) and multiply 2c by \$50, then enter on line 2 » » » » » » » » » »	2	
3	Add entries on lines 1 through 2 above » » » » » » » » » » Transfer Fee:	3	

*Example for Line 2a calculation to transfer 45.0 acres of Primary Certificate 12345 (total 1.25 cfs for 100 acres) and 45.0 acres of Supplemental Certificate 87654 (1/80 cfs per acre) on the same land:

1. Divide total authorized cfs by total acres in the water right (for C12345, $1.25 \text{ cfs} \div 100 \text{ ac}$); then multiply by the number of acres to be transferred to get the transfer cfs ($\times 45 \text{ ac} = 0.56 \text{ cfs}$).
2. If the water right certificate 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 C87654, $45.0 \text{ ac} \times 0.0125 \text{ cfs/ac} = 0.56 \text{ cfs}$)
3. Add cfs for the portions of water rights on all the land included in the transfer; however **do not count cfs for supplemental rights on acreage for which you have already calculated the cfs fee for the primary right on the same land**. The fee should be assessed only once for each "on the ground" acre included in the transfer. (In this example, blank 2a would be only 0.56 cfs, since both rights serve the same 45.0 acres. Blank 2b would be 0 and Line 2 would then also become 0).

Part 4 of 5 – Applicant Information and Signature

Applicant Information

APPLICANT/BUSINESS NAME Butsch Properties LLC			PHONE NO. 503.845.2485	ADDITIONAL CONTACT NO.
ADDRESS 15234 Butsch Lane NE				FAX NO.
CITY Mt. Angel	STATE Oregon	ZIP 97362	E-MAIL 4Bfarms@mtangel.net	
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 Jeanne Boatwright			PHONE NO. 503.363.9225	ADDITIONAL CONTACT NO.
ADDRESS Boatwright Engineering, Inc. 2613 12th Street SE				FAX NO. 503.363.1051
CITY Salem	STATE Oregon	ZIP 97302	E-MAIL jeanne@boatwrightengr.com	
BY PROVIDING AN E-MAIL ADDRESS, CONSENT IS GIVEN TO RECEIVE ALL CORRESPONDENCE FROM THE DEPARTMENT ELECTRONICALLY. COPIES OF THE FINAL ORDER DOCUMENTS WILL ALSO BE MAILED.				

Explain in your own words what you propose to accomplish with this transfer application and why:
We propose to transfer a portion of our water rights, which have not been used this year, to our neighbor's leased farm across Boones Ferry Road and to the northwest. The authorized points of appropriation for the area to be transferred will be transferred to an existing well on land they own immediately north of the authorized place of use.

We propose to transfer another portion of our water rights, which have not been used this year, to our neighbor's leased farm located on the west side of Boones Ferry Road, approximately 2 miles south of our farm. The authorized points of appropriation for the area to be transferred will be transferred to an existing well on that leased farm land.

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

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



Applicant signature

**Lori Pavlicek, manager
Butsch Properties LLC**

Print Name (and Title if applicable)

5/8/2024
Date

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

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

Received by OWRD

MAY 15 2024

Salem, OR

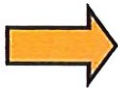
14462 -

☐ Check here if any of the water rights proposed for transfer are or will be located within or served by an irrigation or other water district. (NOTE: If this box is checked, you must complete and attach Supplemental Form D.)

DISTRICT NAME	ADDRESS	
CITY	STATE	ZIP

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

ENTITY NAME	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 and/or used.

ENTITY NAME Marion County	ADDRESS 555 Court Street NE	
CITY Salem	STATE Oregon	ZIP 97301

ENTITY NAME	ADDRESS	
CITY	STATE	ZIP

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Salem, OR

Part 5 of 5 – Water Right Information

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

Water Right Certificate # **42109**

Description of Water Delivery System

Received by OWRD

System capacity: ____ cubic feet per second (cfs) OR

MAY 15 2024

516 gallons per minute (gpm)

Salem, OR

Describe the current water delivery system or the system that was in place at some time within the last five years. Include information on the pumps, canals, pipelines, and sprinklers used to divert, convey, and apply the water at the authorized place of use. **Well 1 - 40 Hp pump, 6" discharge and main transmission line, 70 sprinkler sets, 6 gal nozzles at 70 psi.**

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

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

POD/POA Name or Number	Is this POD/POA Authorized on the Certificate or is it Proposed?	If POA, OWRD Well Log ID# (or Well ID Tag # L-____)	Twp	Rng	Sec	¼	¼	Tax Lot, DLC or Gov't Lot	Measured Distances (from a recognized survey corner)
Well 1	<input checked="" type="checkbox"/> Authorized <input type="checkbox"/> Proposed	MARI 800 No L-TAG	4 S	1 W	27	NW	NW	4.1W 28 100 DLC 76	1340' N & 1450' W of Center of Section 27
Well A	<input type="checkbox"/> Authorized <input checked="" type="checkbox"/> Proposed	MARI 678 No L-TAG	4 S	1 W	22	SW	SW	4.1W 22 700 DLC 50	440' N & 850' E of SW Corner of Section 22
Well B	<input type="checkbox"/> Authorized <input checked="" type="checkbox"/> Proposed	MARI 17912 No L-TAG	4 S	1 W	32	NW	SE	4.1W 32 800 DLC 56	995' S & 2270' W of E ¼ Corner of Section 32

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

- | | |
|---|--|
| <input checked="" type="checkbox"/> Place of Use (POU) | <input type="checkbox"/> 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) | |

Check all type(s) of temporary change(s) due to drought 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"/> Character of Use (USE) | <input type="checkbox"/> Additional Point of Appropriation (APOA) |
| <input type="checkbox"/> Point of Diversion (POD) | <input type="checkbox"/> Additional Point of Diversion (APOD) |

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

- ☐ 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 water right to be changed.

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

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

Table 2. Description of Temporary Changes to Water Right Certificate # 42109

List only the part of the right that will be changed. For the acreage in each ¼ ¼, list the change proposed. If more than one change, specify the acreage associated with each change. If more than one POD/POA, specify the acreage associated with each POD/POA.

AUTHORIZED (the “from” or “off” lands) The listing that appears on the Certificate BEFORE PROPOSED CHANGES List only that part or portion of the water right that will be changed.												Proposed Changes (see “CODES” from previous page)	PROPOSED (the “to” or “on” lands) The listing as it would appear AFTER PROPOSED CHANGES are made.														
Twp	Rng		Sec	¼ ¼		Tax Lot	Gvt Lot or DLC	Acres	Type of USE listed on Certificate	POD(s) or POA(s) (name or number from Table 1)	Priority Date		Twp	Rng		Sec	¼ ¼		Tax Lot	Gvt Lot or DLC	Acres	New Type of USE	POD(s)/ POA(s) to be used (from Table 1)	Priority Date			
4	S	1	W	27	NE	NW	100	3	2.6	Irrigation P	Well 1	1967	POU, APOA	4	S	1	W	21	SE	SE	700 800 900	50	20.8	NA	Well A	1967	
4	S	1	W	27	NE	NW	100	76	3.5	Irrigation P	Well 1	1967	POU, APOA	4	S	1	W	22	SW	SW	700 800	50	0.6	NA	Well A	1967	
4	S	1	W	27	NW	NW	100	76	30.7	Irrigation P	Well 1	1967	POU, APOA	4	S	1	W	28	NE	NE	900	50	0.7	NA	Well A	1967	
4	S	1	W	28	NE	NE	100	76	1.3	Irrigation P	Well 1	1967	POU, APOA	4	S	1	W	32	NE	SW	1200	56	15.0	NA	Well B	1967	
---	---	---	---	---	---	---	---	---	---	---	---	---	POU, APOA	4	S	1	W	32	NW	SW	1200	56	0.9	NA	Well B	1967	
---	---	---	---	---	---	---	---	---	---	---	---	---	POU, APOA	4	S	1	W	32	NW	SE	1200	56	0.1	NA	Well B	1967	
TOTAL ACRES								38.1						TOTAL ACRES								38.1					

Additional remarks: **The transferred water right is being split between two farms.**

Well A has an existing water right on it for 0.6 cfs (270 gpm) (Certificate 58997). At a capacity of 970 gpm, Well A is capable of supplying both the existing water right and the proposed temporary transfer water right (0.28 cfs) (124 gpm) at the same time.

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MAY 15 2024

Salem, OR

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For Place of Use Changes

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

If YES, list the certificate, water use permit, or ground water registration numbers: **55124**

Pursuant to ORS 540.525, any "layered" water use such as an irrigation right that is supplemental to a primary right proposed for temporary transfer can be included in the transfer or remain unused on the authorized place of use. If the primary water right does not revert soon enough to allow use of the supplemental right within five years, the supplemental right shall become subject to cancellation for nonuse under ORS 540.610.

If a change in point(s) of appropriation (well(s)) or additional point(s) of appropriation is necessary to convey the water to the new temporary place of use you must provide:

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

AND/OR

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

Table 3. Construction of Point(s) of Appropriation

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

Proposed or Authorized POA Name or Number	Is well already built? (Yes or No)	If an existing well, OWRD Well ID Tag No. L- ____	Total well depth	Casing Diameter	Casing Intervals (feet)	Seal depth(s) (intervals)	Perforated or screened intervals (in feet)	Static water level of completed well (in feet)	Source aquifer (sand, gravel, basalt, etc.)	Well - specific rate (cfs or gpm). If less than full rate of water right
Well 1	Yes	MARI 800 No L Tag	155'	12"	0-140'	24'	96-101'	46'	Gravel	400 GPM
Well A	Yes	MARI 678 No L-TAG	157'	12"	+1-157	21'	106-126'	39'	Gravel	1100 GPM
Well B	Yes	MARI 17912 No L Tag	190'	8"	+1-190'	20'+	125-148' 181-186'	70'	Sand & Gravel	350 GPM

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MAY 15 2024

Salem, OR

Description of Water Delivery System

MAY 15 2024

System capacity: ____ cubic feet per second (cfs) OR

Salem, OR

516 gpm Well 1, 1069 gpm Well 2 gallons per minute (gpm)

Describe the current water delivery system or the system that was in place at some time within the last five years. Include information on the pumps, canals, pipelines, and sprinklers used to divert, convey, and apply the water at the authorized place of use. **Well 1 - 40 Hp pump, 6" discharge and main transmission line, 70 sprinkler maximum set, 6 gal nozzles at 70 psi.**

Well 2 - 100 Hp pump, 8" discharge and transmission line, 150 sprinklers maximum set, 6 gal nozzles at 80 psi.

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

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

POD/POA Name or Number	Is this POD/POA Authorized on the Certificate or is it Proposed?	If POA, OWRD Well Log ID# (or Well ID Tag # L-__)	Twp		Rng		Sec	¼ ¼		Tax Lot, DLC or Gov't Lot	Measured Distances (from a recognized survey corner)
Well 1	<input checked="" type="checkbox"/> Authorized <input type="checkbox"/> Proposed	MARI 800 No L-TAG	4	S	1	W	27	NW	NW	4.1W 28 100 DLC 76	1340' N & 1450' W of Center of Section 27
Well 2	<input checked="" type="checkbox"/> Authorized <input type="checkbox"/> Proposed	MARI 824 No L-TAG	4	S	1	W	28	SW	NE	4.1W 28 200 DLC 76	430' N & 1200' E of Center of Section 28
Well A	<input type="checkbox"/> Authorized <input checked="" type="checkbox"/> Proposed	MARI 678 No L-TAG	4	S	1	W	22	SW	SW	4.1W 22 700 DLC 50	440' N & 850' E of SW Corner of Section 22
Well B	<input type="checkbox"/> Authorized <input checked="" type="checkbox"/> Proposed	MARI 17912 No L-TAG	4	S	1	W	32	NW	SE	4.1W 32 800 DLC 56	995' S & 2270' W of E ¼ Corner of Section 32

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

- ☒ Place of Use (POU)
 ☐ Appropriation/Well (POA)
 ☐ Point of Diversion (POD)
 ☒ Additional Point of Appropriation (APOA)
 ☐ Additional Point of Diversion (APOD)

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

- ☐ Place of Use (POU)
 ☐ Point of Appropriation/Well (POA)
 ☐ Character of Use (USE)
 ☐ Additional Point of Appropriation (APOA)
 ☐ Point of Diversion (POD)
 ☐ Additional Point of Diversion (APOD)

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

- ☐ 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 water right to be changed.

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

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

Table 2. Description of Temporary Changes to Water Right Certificate # 55124

List only the part of the right that will be changed. For the acreage in each ¼ ¼, list the change proposed. If more than one change, specify the acreage associated with each change. If more than one POD/POA, specify the acreage associated with each POD/POA.

AUTHORIZED (the “from” or “off” lands) The listing that appears on the Certificate BEFORE PROPOSED CHANGES List only that part or portion of the water right that will be changed.													Proposed Changes (see “CODES” from previous page)	PROPOSED (the “to” or “on” lands) The listing as it would appear AFTER PROPOSED CHANGES are made.															
Twp	Rng		Sec	¼ ¼		Tax Lot	Gvt Lot or DLC	Acres	Type of USE listed on Certificate	POD(s) or POA(s) (name or number from Table 1)	Priority Date	Twp		Rng		Sec	¼ ¼		Tax Lot	Gvt Lot or DLC	Acres	New Type of USE	POD(s)/ POA(s) to be used (from Table 1)	Priority Date					
4	S	1	W	27	NE	NW	100	76	3.5	Irrigation S	Well 2	1979	POU, APOA	4	S	1	W	21	SE	SE	700 800 900	50	20.8	NA	Well A	1979			
4	S	1	W	27	NE	NW	100	3	2.6	Irrigation S	Well 2	1979	POU, APOA	4	S	1	W	22	SW	SW	700 800	50	0.6	NA	Well A	1979			
4	S	1	W	27	NW	NW	100	76	30.7	Irrigation S	Well 2	1979	POU, APOA	4	S	1	W	28	NE	NE	900	50	0.7	NA	Well A	1979			
4	S	1	W	27	NW	NW	100	76	1.3	Irrigation S	Well 2	1979	POU, APOA	4	S	1	W	32	NE	SW	1200	56	15.0	NA	Well B	1979			
4	S	1	W	28	NE	NE	100	76	4.3	Irrigation P	Well 1	1979	POU, APOA	4	S	1	W	32	NW	SW	1200	56	0.9	NA	Well B	1979			
4	S	1	W	28	SE	NE	100	76	3.3	Irrigation P	Well 1	1979	POU, APOA	4	S	1	W	32	NW	SE	1200	56	0.1	NA	Well B	1979			
4	S	1	W	28	NE	NE	100	76	4.3	Irrigation Deficiency	Well 2	1979	POU, APOA	4	S	1	W	32	NE	SW	1200	56	1.4	NA	Well B	1979			
4	S	1	W	28	SE	NE	100	76	3.3	Irrigation Deficiency	Well 2	1979	POU, APOA	4	S	1	W	32	NE	SE	1200	56	6.2	NA	Well B	1979			
TOTAL ACRES									45.7						TOTAL ACRES									45.7					

Additional remarks: The transferred water right is being split between two farms. Well A has an existing water right for 0.6cfs (270 gpm) (Certificate 58997). With a capacity of 970 gpm, Well A is capable of supplying both the existing water right and the proposed temporary transfer water right (0.28 cfs) (124 gpm) at the same time.

Information shown in *italics* is primary from Well 1 with any deficiency provided from Well 2.

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14462 -

MAY 15 2024

Water Right Certificate # 55124

For Place of Use Changes

Salem, OR

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

If YES, list the certificate, water use permit, or ground water registration numbers: 42109

Pursuant to ORS 540.525, any "layered" water use such as an irrigation right that is supplemental to a primary right proposed for temporary transfer can be included in the transfer or remain unused on the authorized place of use. If the primary water right does not revert soon enough to allow use of the supplemental right within five years, the supplemental right shall become subject to cancellation for nonuse under ORS 540.610.

If a change in point(s) of appropriation (well(s)) or additional point(s) of appropriation is necessary to convey the water to the new temporary place of use you must provide:

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

AND/OR

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

Table 3. Construction of Point(s) of Appropriation

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

Proposed or Authorized POA Name or Number	Is well already built? (Yes or No)	If an existing well, OWRD Well ID Tag No. L-___	Total well depth	Casing Diameter	Casing Interval s (feet)	Seal depth(s) (intervals)	Perforated or screened intervals (in feet)	Static water level of completed well (in feet)	Source aquifer (sand, gravel, basalt, etc.)	Well -specific rate (cfs or gpm). If less than full rate of water right
Well 1	Yes	MARI 800 No L-Tag	155'	12"	0-140'	24'	96-101'	46'	Gravel	400 GPM
Well 2	Yes	MARI 824 No L-Tag	200.5'	16"	+2.8- 226.5'	26.5'	130.5- 206.42'	37.08'	Sand & Gravel	2400 GPM
Well B	Yes	MARI 17912 No L-Tag	190'	8"	+1-190'	20'+	125-148' 181-186'	70'	Sand & Gravel	350 GPM

Application for Water Right Transfer Evidence of Use Affidavit



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

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

State of Oregon)
) ss
County of **Marion**)

Received by OWRD

MAY 15 2024

I, **Norm Wiesner**, in my capacity as **Farm Manager, 4B Farms**,
mailing address **15234 Butsch Lane Mt. Angel, Oregon 97362**
telephone number **503.845.2485**, being first duly sworn depose and say:

Salem, OR

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

☒ Personal observation ☐ Professional expertise

2. I attest that:

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

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

Certificate #	Township		Range		Mer	Sec	¼ ¼		Gov't Lot or DLC	Acres (if applicable)
42109	4	S	1	W	WM	27	NE	NW	3	2.6
42109	4	S	1	W	WM	27	NE	NW	76	3.5
42109	4	S	1	W	WM	27	NW	NW	76	30.7
42109	4	S	1	W	WM	28	NE	NE	76	1.3

OR

- ☐ Confirming Certificate # _____ has been issued within the past five years; OR
- ☐ Part or all of the water right was leased instream at some time within the last five years. The instream lease number is: _____ (Note: If the entire right proposed for transfer was not leased, additional evidence of use is needed for the portion not leased instream.); OR
- ☐ The water right is not subject to forfeiture and documentation that a presumption of forfeiture for non-use would be rebutted under ORS 540.610(2) is attached.
- ☐ Water has been used at the actual current point of diversion or appropriation for more than 10 years for Certificate # _____ (For Historic POD/POA Transfers)

(continues on reverse side)

3. The water right was used for: (e.g., crops, pasture, etc.): **Filbert Orchard**

4. I understand that if I do not attach one or more of the documents shown in the table below to support the above statements, my application will be considered incomplete.

Thomas Wilson
Signature of Affiant

May 8th, 2024
Date

Signed and sworn to (or affirmed) before me this 8 day of May, 2024.



Kattie L. Ackley
Notary Public for Oregon

My Commission Expires: *March 14, 2026*

Supporting Documents	Examples
<input type="checkbox"/> Copy of a water right certificate that has been issued within the last five years. (not a remaining right certificate)	Copy of confirming water right certificate that shows issue date
<input checked="" type="checkbox"/> Copies of receipts from sales of irrigated crops or for expenditures related to use of water PGE Bill for Well 1	<ul style="list-style-type: none">• Power usage records for pumps associated with irrigation use• Fertilizer or seed bills related to irrigated crops• Farmers Co-op sales receipt
<input type="checkbox"/> Records such as FSA crop reports, irrigation district records, NRCS farm management plan, or records of other water suppliers	<ul style="list-style-type: none">• District assessment records for water delivered• Crop reports submitted under a federal loan agreement• Beneficial use reports from district• IRS Farm Usage Deduction Report• Agricultural Stabilization Plan• CREP Report
<input type="checkbox"/> Aerial photos containing sufficient detail to establish location and date of photograph Received by OWRD MAY 15 2024 Salem, OR	Multiple photos can be submitted to resolve different areas of a water right. If the photograph does not print with a "date stamp" or without the source being identified, the date of the photograph and source should be added. Sources for aerial photos: OSU – www.oregonexplorer.info/imagery OWRD – www.wrd.state.or.us Google Earth – earth.google.com TerraServer – www.terraserver.com
<input type="checkbox"/> Approved Lease establishing beneficial use within the last 5 years	Copy of instream lease or lease number

WELL #1



(503)228-6322 or 1-800-542-8818
portlandgeneral.com

Account # [REDACTED]

Service Address:
4-B FARMS INC
19601 BOONES FERRY RD NE
HUBBARD, OR 97032-9673

Previous Amount Due	3.19
Payments	3.19 CR
Balance Forward	0.00
Current Charges	40.74

Cycle: 20

AMOUNT DUE \$40.74
Due date for current bill 06/14/23

This month's charges (Turn over for details)

Meter # 31075294AB, Schedule 47	
Energy Charges (14 kWh)	39.76
Adjustments	0.37
	<hr/> 40.13
Total Taxes and Fees	0.61
	<hr/> 40.74
Current Energy Charges	

Thank you for your payment.

Your energy use

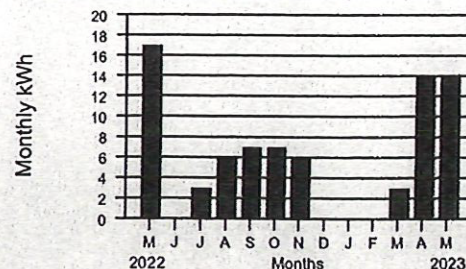
Meter # 31075294AB
Schedule 47

Service Period	Meter Reading
05/26/23	119
04/27/23	105
29 days of service	14 kWh

PAID 6-6-23
DATE:
CK #: 49510
AMOUNT: 115.86

Period Ending	Avg Daily Temperature*	Monthly kWh	Monthly Cost
May 2023	60	14	40.74
May 2022	54	17	41.26

*Temperature source: Aurora Municipal Airport



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Salem, OR

14462 -

Application for Water Right Transfer Evidence of Use Affidavit



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

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

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) ss
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Salem, OR

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Certificate # _____; **OR**

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

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55124	4	S	1	W	WM	28	NE	NE	76	1.3
55124	4	S	1	W	WM	28	NW	NW	76	4.3
55124	4	S	1	W	WM	28	SE	NW	76	3.3

OR

- ☐ Confirming Certificate # _____ has been issued within the past five years; **OR**
- ☐ Part or all of the water right was leased instream at some time within the last five years. The instream lease number is: _____ (Note: If the entire right proposed for transfer was not leased, additional evidence of use is needed for the portion not leased instream.); **OR**
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- ☐ Water has been used at the actual current point of diversion or appropriation for more than 10 years for Certificate # _____ (For Historic POD/POA Transfers)

(continues on reverse side)

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Yoman H. H. H.
Signature of Affiant

May 8th, 2024
Date

Signed and sworn to (or affirmed) before me this 8 day of May, 2024.



Kattie L. Ackley
Notary Public for Oregon

My Commission Expires: *March 14, 2026*

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<input type="checkbox"/> Records such as FSA crop reports, irrigation district records, NRCS farm management plan, or records of other water suppliers	<ul style="list-style-type: none">● District assessment records for water delivered● Crop reports submitted under a federal loan agreement● Beneficial use reports from district● IRS Farm Usage Deduction Report● Agricultural Stabilization Plan● CREP Report
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<input type="checkbox"/> Approved Lease establishing beneficial use within the last 5 years	Copy of instream lease or lease number



(503)228-6322 or 1-800-542-8818
portlandgeneral.com

Account # ~~XXXXXXXXXX~~

Previous Amount Due 3.19
Payments 3.19 CR
Balance Forward 0.00
Current Charges 40.74

Service Address:
4-B FARMS INC
19601 BOONES FERRY RD NE
HUBBARD, OR 97032-9673

Cycle: 20

AMOUNT DUE \$40.74
Due date for current bill 06/14/23

This month's charges (Turn over for details)

Meter # 31075294AB, Schedule 47
Energy Charges (14 kWh) 39.76
Adjustments 0.37
Total Taxes and Fees 40.13
Current Energy Charges 40.74

Thank you for your payment.

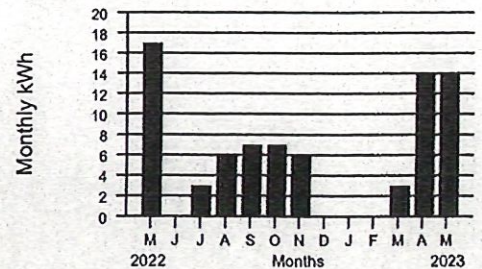
Your energy use

Meter # 31075294AB
Schedule 47
Service Period Meter Reading
05/26/23 119
04/27/23 105
29 days of service 14 kWh

PAID 6-6-23
DATE: 6-6-23
CK #: 49510
AMOUNT: \$115.86

Period Ending	Avg Daily Temperature*	Monthly kWh	Monthly Cost
May 2023	60	14	40.74
May 2022	54	17	41.26

*Temperature source: Aurora Municipal Airport



Received by OWRD

MAY 15 2024

Salem, OR

14462 -



(503)228-6322 or 1-800-542-8818
portlandgeneral.com

WELL #2

Account # ~~500000000~~

Service Address:
4-B FARMS INC
19102 BOONES FERRY RD NE
HUBBARD, OR 97032

Previous Amount Due	660.49
Payments	660.49 CR
Balance Forward	0.00
Current Charges	661.44

Cycle: 20

AMOUNT DUE \$661.44
Due date for current bill 08/14/23

This month's charges (Turn over for details)

Meter # 31063215AB, Schedule 49	
Energy Charges (3071 kWh)	580.93
Adjustments	67.88
	<hr/>
Total Taxes and Fees	648.81
	12.63
	<hr/>
Current Energy Charges	661.44

Thank you for your payment.

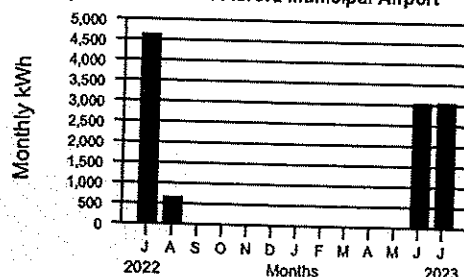
Your energy use

Meter # 31063215AB
Schedule 49

Service Period	Meter Reading
07/27/23	43555
06/27/23	40484
30 days of service	3071 kWh

Period Ending	Avg Daily Temperature*	Monthly kWh	Monthly Cost
Jul 2023	71	3071	661.44
Jul 2022	69	4646	888.88

*Temperature source: Aurora Municipal Airport



Received by OWRD

MAY 15 2024

Salem, OR

14462 -

DEED

JAMES F. BUTSCH and DONNA M. BUTSCH, as tenants in common and not as tenants by the entirety, hereinafter called the Grantor, conveys to BUTSCH PROPERTIES, LLC, an Oregon limited liability company, hereinafter called the Grantee, the following described real property.

This deed is executed and delivered unto Grantee limited liability company as a contribution to the capital of such company and no monetary consideration has been paid to Grantor.

The real property is situated in the county of Marion, and state of Oregon, and is described as follows:

Parcel 1: Commencing at a point in the center of the County Road 40.09 chains West and South 9°30' West 5.25 chains of the Northeast corner of the Southeast Quarter of the Southeast Quarter of Section 21, Township 6 South, Range 1 West of the Willamette Meridian; thence West 18.80 chains; thence South 34.91 chains; thence South 89° East 15.86 chains to the middle of the County Road; thence meandering said road North 3°30' East 11.30 chains; thence North 1° East 8.25 chains; thence North 9°30' East 16.41 chains to the place of beginning. (6887 Mount Angel Highway NE, Silverton, Oregon - Tax Account No. 45952-000)

EXCEPTING all roads and highways.

Parcel 2: Commencing at the Northeast corner of Section 1, Township 6 South, Range 1 West of the Willamette Meridian, Marion County, Oregon; thence running West 100 rods; thence South 160 rods; thence East 100 rods; thence North 160 rods to the place of beginning and containing 100 acres of land, more or less. The same being a part of the Northeast quarter of Section 1, Township 6 South, Range 1 West of the Willamette Meridian, Marion County, Oregon. (15234 Butsch Lane NE, Mt. Angel, Oregon - Tax Account No. 44762-000)

Parcel 3: Beginning at the intersection of Market Road No. 58 and Boone's Ferry Road (County Road No. 432) as monumented by the Marion County Surveyor in March 1966, said point being 624.94 feet North 5°53'00" West from the Northwest corner of the Charles Hubbard Donation Land Claim No. 70, as monumented by the Marion County Surveyor in March 1966, and being in Section 28, Township 4 South, Range 1 West of the Willamette Meridian, Marion County, Oregon, and running thence North 37°27'03" East along the center line of County Road No. 432, 488.05 feet to a County Monument; thence North 36°56'00" East along the center line of County Road No. 432, 614.46 feet; thence South 55°57'10" East 159.02 feet; thence North 88°18'56" East 367.93 feet; thence North 8°37'10" West 220.44 feet to an iron rod; thence South 88°22'46" East 177.82 feet to an iron rod; thence North 54°58'17" East 218.78 feet to an iron rod; thence South 85°21'49" East 216.49 feet to an iron rod; thence North 64°51'56" East 160.49 feet to an iron rod; thence South 69°34'07" East 181.97 feet to an iron rod; thence South 44°05'28" East 103.06 feet to an iron rod; thence South 28°13'26" West 185.94 feet to an iron rod; thence South 9°07'40" West to the center of Mill Creek; thence in a Westerly and Southerly direction along

TL
4.1. 28
200

MAIL TAX STATEMENTS TO:
Butsch Properties, LLC
15234 Butsch Lane NE
Mt. Angel, OR 97362-9732

✓ AFTER RECORDING RETURN TO:
Daniel A. Ritter, P.C.
530 Center Street NE, Suite 700
Salem, OR 97301-3740

Received by OWRD

MAY 15 2024

Salem, OR 14462

the center of Mill Creek to the North line of the Charles Hubbard Donation Land Claim No. 70; thence South 87°12'20" West along said North line to an iron pipe at the Northwest corner of a tract of land described in Volume 246, page 569, Deed Records for Marion County, Oregon; thence South 1°01'50" West along the West line of said tract 658.59 feet to an iron pipe; thence South 87°11'46" West 1220.76 feet to an iron pipe in Market Road No. 58; thence North 1°09'21" East 58.10 feet to a Marion County monument in the center line of Market Road No. 58; thence North 2°32' West 1224.39 feet to the point of beginning. (Tax Account No. 41070-001)

SAVE AND EXCEPT therefrom land described in a deed recorded in Volume 10, page 661, Deed Records for Marion County, Oregon.

ALSO SAVE AND EXCEPT therefrom a tract of land described in Volume 138, page 590, Deed Records of Marion County, Oregon.

ALSO SAVE AND EXCEPT therefrom all roads and rights of way.

Parcel 4: Lots 23 and 24, CLOVERDALE, Marion County, Oregon. (Tax Account No. 70830-090)

SUBJECT TO right of the public in and to that portion of the above described property included in the public roads on the West line of said Lot 24 and on the North line of both of said Lots.

Parcel 5: The tract of land situate in the Charles Rondeau Donation Land Claim No. 47, Sections 33 and 34, Township 5 South, Range 2 West of the Willamette Meridian, Marion County, Oregon, which is more particularly described as follows:

Beginning at a 1½ inch iron pipe marking the Northwest corner of the Charles Rondeau Donation Land Claim No. 47, in Township 5 South, Range 2 West of the Willamette Meridian, Marion County, Oregon, said 1½ inch pipe also marking the Northwest corner of that tract of land conveyed to J. and E. Carskadon by deed recorded in Volume 467, page 388, Marion County Record of Deeds; and running thence from this the true point of beginning, South 84°01'55" East 5062.81 feet along the Northerly boundary line of said Rondeau Donation Land Claim and the Northerly boundary line of said Carskadon Tract to a ¾ inch iron rod with an aluminum cap on a line parallel to that portion of the Westerly right of way line of U.S. Highway 99 East, Northerly of a 34,417.47 foot radius curve said ¾ inch iron rod being 939.85 feet Westerly (measured along the North line of said Donation Land Claim) from an iron pipe set on the Westerly line of said Highway; thence South 38°27' West 1077.74 feet parallel to said portion of the Westerly highway right of way line to a ¾ inch iron rod with an aluminum cap; thence South 83°37'58" East 937.62 feet parallel to the Southerly boundary line of said Carskadon Tract as surveyed on March 23, 1968, to a ¾ inch iron rod with an aluminum cap on said Westerly right of way line of U.S. Highway 99 East said right of way line being the arc of a 34,417.47 foot radius curve to the right; thence Southwesterly along the arc of said curve right to a ¾ inch iron rod, the long chord bears South 37°56' West 1.43 feet; thence continuing along said Westerly highway right of way line South 37°56' West 298.57 feet to a ¾ inch iron rod with an aluminum cap; thence North 83°37' West 5300.91 feet to a ¾ inch iron rod with an aluminum cap on the Westerly boundary line of said Rondeau Donation Land Claim; thence North 07°53'15" East 1133.88 feet along said Westerly boundary line to the point of beginning. (Tax Account No. 44563-000)

SAVE AND EXCEPT a strip of land 120.00 feet in width bearing South 40°39'09" West, lying within the above described tract, said strip being the Southern Pacific Railroad, including, but not limited to, those tracts described in Deeds recorded in Volume 10, page 800; Volume 12, page 201; Volume 23, page 109; Volume 92, page 582; and Volume 127, page 570, Deed Records, Marion County, Oregon.

Parcel 6: Beginning at a County Monument marking the intersection of the North line of the Alford Hovenden Donation Land Claim No. 76 in Township 4 South, Range 1 West of the Willamette Meridian in Marion County, Oregon, with the center line of Boone's Ferry Road, and running thence South 88°26'19" East along the North line of said Hovenden Donation Land Claim 1945.68 feet to an iron rod marking the Northeast corner of said Hovenden Donation Land Claim; thence South 88°26'19" East along the North lines of Lots 3 and 2 of Section 27 in said Township and Range 1186.58 feet to a 2" x 2" steel H beam marking the most Westerly Northwest corner of James Kester Donation Land Claim No. 52 in said Township and Range; thence South 3°58'10" West along the West line of said Kester Donation Land Claim 773.52 feet to an iron rod; thence South 52°56'41" West 2097.21 feet to an iron rod on the East line of the above mentioned Hovenden Donation Land Claim, said point being 347.16 feet North 14°39'52" East from the Southeast corner of said Hovenden Donation Land Claim; thence North 14°39'52" East along the East line of said Hovenden Donation Land Claim to the center of Mill Creek; thence in a Westerly direction along the center of Mill Creek to its intersection with a ditch or intermittent creek that flows into Mill Creek from the North, the survey notes of the meander of this section of Mill Creek being filed at the Marion County Surveyor's Office; thence North 9°07'40" East to an iron rod; thence North 28°13'26" East 185.94 feet to an iron rod; thence North 44°05'28" West 103.06 feet to an iron rod; thence North 69°34'07" West 181.97 feet to an iron rod; thence South 64°51'56" West 160.49 feet to an iron rod; thence North 85°21'49" West 216.49 feet to an iron rod; thence South 54°58'17" West 218.78 feet to an iron rod; thence North 88°22'46" West 177.82 feet to an iron rod; thence South 8°37'10" East 220.44 feet; thence South 88°18'56" West 367.93 feet; thence North 55°57'10" West 159.02 feet to a railroad spike set in the center of Boone's Ferry Road; thence along the center of Boone's Ferry Road, North 36°56'00" East 239.21 feet to an iron rod; and continuing along the center of Boone's Ferry Road, North 42°48'33" East 2199.31 feet to the point of beginning. (Tax Account No. 41075-255)

TL
4-1-28
100

SAVE AND EXCEPT therefrom lands described in Volume 10, page 661, Deed Records for Marion County, Oregon.

ALSO SAVE AND EXCEPT all roads and rights of way.

This parcel contains approximately 164 acres, including road rights of way.

Grantor covenants that Grantor is seized of an indefeasible estate in the real property described above in fee simple, that Grantor has the right to convey the property, that the property is free from encumbrances except as specifically set forth herein, and that Grantor warrants and will defend the title to the property against all persons who may lawfully claim the same by, through, or under Grantor, provided that the foregoing covenants are limited to the extent of coverage available to Grantor under any applicable standard or extended policies of title insurance, it being the intention of the Grantor to preserve any existing title insurance coverage.

The following is the notice as required by Oregon law: "THIS INSTRUMENT WILL NOT ALLOW USE OF THE PROPERTY DESCRIBED IN THIS INSTRUMENT IN VIOLATION OF

APPLICABLE LAND USE LAWS AND REGULATIONS. BEFORE SIGNING OR ACCEPTING THIS INSTRUMENT, THE PERSON ACQUIRING FEE TITLE TO THE PROPERTY SHOULD CHECK WITH THE APPROPRIATE CITY OR COUNTY PLANNING DEPARTMENT TO VERIFY APPROVED USES AND TO DETERMINE ANY LIMITS ON LAWSUITS AGAINST FARMING OR FOREST PRACTICES AS DEFINED IN ORS 30.930."

The foregoing language is included for the purpose of compliance with Oregon statutory requirements only and is not intended to affect the rights and obligations of the parties to this transaction.

In construing this deed and where the context so requires, the singular includes the plural.

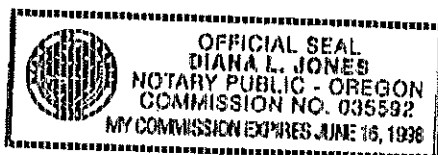
WITNESS Grantor's hand this 27 day of March, 1998.

James F. Butsch
James F. Butsch

Donna M. Butsch
Donna M. Butsch

STATE OF OREGON)
) ss.
County of Marion

On this 27th day of March, 1998, before me personally appeared the above named JAMES F. BUTSCH and DONNA M. BUTSCH and acknowledged the foregoing instrument to be their voluntary act and deed.



Diana L. Jones
Notary Public of Oregon
My Commission Expires: 6/16/98

REEL:1474

PAGE: 506

March 30, 1998 , 04:15P

CONTROL #: 1474506

State of Oregon
County of Marion

I hereby certify that the attached
instrument was received and duly
recorded by me in Marion County
records:

FEE: \$50.00

ALAN H DAVIDSON
COUNTY CLERK

Received by OWRD

MAY 15 2024

Salem, OR

14462 -

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

MAY 15 2024

Salem, OR

NAME Butsch Properties LLC			PHONE 503.845.2485		
MAILING ADDRESS 15234 Butsch Lane					
CITY Mt. Angel		STATE Oregon	ZIP 97362	EMAIL 4Bfarms@mtangel.net	

A. Land and Location

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

Township	Range	Section	¼ ¼	Tax Lot #	Plan Designation (e.g., Rural Residential/RR-5)	Water to be:			Proposed Land Use:
4S	1W	21	SE-SE	41W 21 700, 800 & 900	AG/EFU	<input type="checkbox"/> Diverted	<input checked="" type="checkbox"/> Conveyed	<input checked="" type="checkbox"/> Used	Farming
4S	1W	22	SW-SW	41W 21 700 & 800	AG/EFU	<input type="checkbox"/> Diverted	<input checked="" type="checkbox"/> Conveyed	<input checked="" type="checkbox"/> Used	Farming
4S	1W	22	SW-SW	41W 22 700	AG/EFU	<input checked="" type="checkbox"/> Diverted	<input checked="" type="checkbox"/> Conveyed	<input type="checkbox"/> Used	Farming
4S	1W	28	NE-NE	41W 21 900	AG/EFU	<input type="checkbox"/> Diverted	<input checked="" type="checkbox"/> Conveyed	<input checked="" type="checkbox"/> Used	Farming
4S	1W	32	NE-SW	41W 32 1200	AG/EFU	<input type="checkbox"/> Diverted	<input checked="" type="checkbox"/> Conveyed	<input checked="" type="checkbox"/> Used	Farming
4S	1W	32	NW-SW	41W 32 1200	AG/EFU	<input type="checkbox"/> Diverted	<input checked="" type="checkbox"/> Conveyed	<input checked="" type="checkbox"/> Used	Farming
4S	1W	32	NW-SE	41W 32 1200	AG/EFU	<input checked="" type="checkbox"/> Diverted	<input checked="" type="checkbox"/> Conveyed	<input checked="" type="checkbox"/> Used	Farming

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

Marion 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: **0.57** ☒ cubic feet per second ☐ gallons per minute ☐ acre-feet

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

Briefly describe:

A temporary transfer of water rights from one farm to two farms that are under a separate ownership.

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 2 ➔

For Local Government Use Only

The following section must be completed by a planning official from each county and city listed unless the project will be located entirely within the city limits. In that case, only the city planning agency must complete this form. This deals only with the local land use plan. Do not include approval for activities such as building or grading permits.

Please check the appropriate box below and provide the requested information

- ☒ Land uses to be served by the proposed water use(s), including proposed construction, are allowed outright or are not regulated by your comprehensive plan. Cite applicable ordinance section(s): MCC 17.136.020
- ☐ 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:	
		<input type="checkbox"/> Obtained <input type="checkbox"/> Denied	<input type="checkbox"/> Being Pursued <input type="checkbox"/> Not Being Pursued
		<input type="checkbox"/> Obtained <input type="checkbox"/> Denied	<input type="checkbox"/> Being Pursued <input type="checkbox"/> Not Being Pursued
		<input type="checkbox"/> Obtained <input type="checkbox"/> Denied	<input type="checkbox"/> Being Pursued <input type="checkbox"/> Not Being Pursued
		<input type="checkbox"/> Obtained <input type="checkbox"/> Denied	<input type="checkbox"/> Being Pursued <input type="checkbox"/> Not Being Pursued

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

Name: Alexander Seifer Title: Assistant Planner

Signature:  Date: 5/13/2024

Governmental Entity: Marion County Planning Department Phone: 503.588.5038

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: _____ Received by OWRD

Staff Name: _____ Title: _____ MAY 15 2024

Staff Signature: _____ Date: _____ Salem, OR

Governmental Entity: _____ Phone: _____

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

RECEIVED

OCT 9 1978

WATER WELL REPORT

STATE OF OREGON

(Please type or print)

State Well No.

State Permit No.

WATER RESOURCES DEPT.

not write above this line

SALEM, OREGON

WELL A

(1) OWNER:

Name Paul Daily
Address Rte 2 Box 13 Aurora, Oregon 97002

(2) TYPE OF WORK (check):

New Well ☒ Deepening ☐ Reconditioning ☐ Abandon ☐

If abandonment, describe material and procedure in Item 12.

(3) TYPE OF WELL:

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

(4) PROPOSED USE (check):

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

CASING INSTALLED:

Threaded ☐ Welded ☒
2" Diam. from +1 ft. to 157 ft. Gage 1/4
" Diam. from _____ ft. to _____ ft. Gage _____
" Diam. from _____ ft. to _____ ft. Gage _____

PERFORATIONS:

Perforated? ☒ Yes ☐ No.

Type of perforator used Pre-perforated pipe

Size of perforations 2 1/2 in. by 3/16 in.
960 perforations from 106 ft. to 126 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 32

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

Yield: 1100 gal./min. with 75 ft. drawdown after 8 hrs.

1000 " 68 " 8 "

800 " 45 " 8 "

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

Artesian flow _____ g.p.m.

Temperature of water _____ Depth artesian flow encountered _____ ft.

(9) CONSTRUCTION:

Well seal—Material used Cement

Well sealed from land surface to 21 ft.

Diameter of well bore to bottom of seal 26 in.

Diameter of well bore below seal 22 in.

Number of sacks of cement used in well seal 45 sacks

How was cement grout placed? pumped

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: 3/4

Gravel placed from _____ ft. to _____ ft.

(10) LOCATION OF WELL:

County Marian Driller's well number _____
1/4 1/4 Section 22 T4S R. 1W W.M.

Bearing and distance from section or subdivision corner _____

(11) WATER LEVEL: Completed well.

Depth at which water was first found 68 ft.

Static level 39 ft. below land surface. Date 9/12/78

Artesian pressure _____ lbs. per square inch. Date _____

(12) WELL LOG:

Diameter of well below casing _____

Depth drilled 157 ft. Depth of completed well 157 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
Surface	0	3	
Brown clay	3	29	
Blue sandy clay	29	68	
Black sand	68	78	
Blue clay	78	90	
Sand & gravel	90	93	
Sand	93	98	
Gravel	98	145	
Blue sandy clay	145	157	

Received by OWRD

MAY 15 2024

Salem, OR

Work started Aug 25 1978 Completed Sept 12 1978

Date well drilling machine moved off of well Sept 14 1978

Drilling Machine Operator's Certification:

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

[Signed] John T. Miller Date Oct 2, 1978
(Drilling Machine Operator)

Drilling Machine Operator's License No. 26

Water Well Contractor's Certification:

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

Name John T. Miller
(Person, firm or corporation) (Type or print)

Address 1780 Tomlin Woodburn, Ore 97071

[Signed] John T. Miller
(Water Well Contractor)

Contractor's License No. 277 Date Oct 2, 1978

(USE ADDITIONAL SHEETS IF NECESSARY)

SP*45656-119

14462 -

RECEIVED

STATE OF OREGON
WATER WELL REPORT
(as required by ORS 537.765)

MAR 1
17912

JUN 29 1992

WELL B

(START CARD) # W 36769

45/1W/32CA
W 36769

(1) OWNER:

Name Wesley Toran
Address 828 Par Rd
City Woodburn State Ore Zip 97071

(2) TYPE OF WORK:

☒ New Well ☐ Deepen ☐ Recondition ☐ Abandon

(3) DRILL METHOD

☐ Rotary Air ☐ Rotary Mud ☒ Cable
☐ Other

(4) PROPOSED USE:

☒ Domestic ☐ Community ☐ Industrial ☒ Irrigation
☐ Thermal ☐ Injection ☐ Other

(5) BORE HOLE CONSTRUCTION:

Special Construction approval Yes ☐ No ☒ Depth of Completed Well 190 ft.
Explosives used ☐ Yes ☒ No ☐ Type _____ Amount _____

HOLE			SEAL			Amount sacks or pounds
Diameter	From	To	Material	From	To	
12+	0	20	Cement	0	20+	27 Sacks
8	20	190				

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

☐ Other Tremmi

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

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

(6) CASING/LINER:

	Diameter	From	To	Gauge	Steel	Plastic	Welded	Threaded
Casing:	8	41	190	250	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
					<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
					<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
					<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Liner:					<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
					<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Final location of sheets 190

(7) PERFORATIONS/SCREENS:

☒ Perforations Method Star Drive Down
☐ Screens Type _____ Material _____

From	To	Slot size	Number	Diameter	Tele/pipe size	Casing	Liner
125	148	3/16	288	8		<input checked="" type="checkbox"/>	<input type="checkbox"/>
181	186	1/2	75	8		<input checked="" type="checkbox"/>	<input type="checkbox"/>
						<input type="checkbox"/>	<input type="checkbox"/>
						<input type="checkbox"/>	<input type="checkbox"/>
						<input type="checkbox"/>	<input type="checkbox"/>

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

☐ Pump ☐ Bailer ☒ Air ☐ Flowing
☐ Artesian

Yield gal/min	Drawdown	Drill stem at	Time
350+	—	188	6 hr. +

Temperature of water 53° Depth Artesian Flow Found _____

Was a water analysis done? ☐ Yes By whom _____

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

☐ Salty ☐ Muddy ☐ Odor ☐ Colored ☐ Other Sandy

Depth of strata: 100-120 - 154-179

WATER RESOURCES DEPT.
Salem, ORE (9)

LOCATION OF WELL by legal description:

County Marion Latitude _____ Longitude _____
Township 4S N or S, Range 1W E or W, WM.
Section 32 NE 1/4 SW 1/4
Tax Lot 41169-1000 Block _____ Subdivision _____
Street Address of Well (or nearest address) 17811 Boonin Ferry Rd. Hubbard Ore 97032

(10) STATIC WATER LEVEL:

70 ft. below land surface. Date 6-24-92
Artesian pressure _____ lb. per square inch. Date _____

(11) WATER BEARING ZONES:

Depth at which water was first found Surface water 18 ft

From	To	Estimated Flow Rate	SWL
120	152	300 +	70
180	182	100 +	70

(12) WELL LOG:

Material	From	To	SWL
Top + Brown Silty Clay	0	14	
Light Brown Clay	14	31	
Blue clay silty	31	33	
Blue clay sticky	33	61	
Blue silty clay	61	78	
Fine Sand	78	91	
Dark Blue Clay	91	100	
Dark sand fine	100	120	
Sand & gravel	120	134	70
Cement gravel	134	140	
Sand & gravel	140	152	70
Fine sand	152	154	
Fine sand and very little gravel	154	179	
Loose gravel & coarse sand	179	182	70
Dark clay stone	182	190	

Received by OWRD

MAY 15 2024

Salem, OR

Date started 6-10-92 Completed 6-24-92

(unbonded) Water Well Constructor Certification:

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

Signed _____ WWC Number _____
Date _____

(bonded) Water Well Constructor Certification:

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

Signed John W Beck WWC Number 449
Date 6-25-92

14462 -

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

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

RECEIVED
MAY 11 1966
STATE ENGINEER
SALEM, OREGON

WATER WELL REPORT

G-3769

State Well No. 4/1w-27D

State Permit No.

(1) OWNER:

Name Shady Oak Ranch, Inc.

Address 1737 N E Broadway
Portland, Oregon

(2) LOCATION OF WELL:

County Marian Driller's well number
1/4 1/4 Section 27 T. 1W R. 4S W.M.

Bearing and distance from section or subdivision corner

(3) TYPE OF WORK (check):

New Well ☒ Deepening ☐ Reconditioning ☐ Abandon ☐
If abandonment, describe material and procedure in Item 12.

(4) PROPOSED USE (check):

Domestic ☐ Industrial ☐ Municipal ☐ Rotary ☐ Driven ☐
Irrigation ☒ Test Well ☐ Other ☐ Cable ☒ Jetted ☐
Dug ☐ Bored ☐

(5) TYPE OF WELL:

(6) CASING INSTALLED:

Threaded ☐ Welded ☒
12" Diam. from 0 ft. to 140 ft. Gage 1/4"
" Diam. from ft. to ft. Gage
" Diam. from ft. to ft. Gage

(7) PERFORATIONS:

Perforated? ☒ Yes ☐ No

Type of perforator used Millknife

Size of perforations 3/8 in. by 3 in.
124 perforations from 96 ft. to 101 ft.
perforations from ft. to ft.
perforations from ft. to ft.
perforations from ft. to ft.
perforations from ft. to ft.

(8) SCREENS:

Well screen installed? ☐ Yes ☒ No

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

(9) CONSTRUCTION:

Well seal—Material used in seal Puddled Mud
Depth of seal 24 ft. Was a packer used? no
Diameter of well bore to bottom of seal 15 1/2 in.
Were any loose strata cemented off? ☐ Yes ☒ No Depth
Was a drive shoe used? ☐ Yes ☒ No
Was well gravel packed? ☐ Yes ☒ No Size of gravel:
Gravel placed from ft. to ft.
Did any strata contain unusable water? ☐ Yes ☒ No
Type of water? depth of strata
Method of sealing strata off

(10) WATER LEVELS:

Static level 46 ft. below land surface Date 4/22/66
Artesian pressure lbs. per square inch Date

(11) WELL TESTS:

Drawdown is amount water level is
lowered below static level

Was a pump test made? ☒ Yes ☐ No If yes, by whom? driller
Yield: 400 gal./min. with 50 ft. drawdown after 8 hrs.

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

Artesian flow g.p.m. Date

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

(12) WELL LOG:

Diameter of well below casing 12

Depth drilled 155 ft. Depth of completed well 155 ft.

Formation: Describe by color, character, size of material and structure, and
show thickness of aquifers and the kind and nature of the material in each
stratum penetrated, with at least one entry for each change of formation.

MATERIAL	FROM	TO
Soil	0	3
Brown sandy clay	3	78
Brown sand	78	96
Broken gravel	96	101
Green clay and sand	101	121
Sticky blue clay	121	128
Blue sandy clay	128	134
Sand	134	138
Sticky green clay	138	147
Sandy grey clay	147	155

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MAY 15 2024

Salem, OR

Work started March 31 19 66 Completed April 22 19 66
Date well drilling machine moved off of well April 22 19 66

(13) PUMP:

Manufacturer's Name
Type: H.P.

Water Well Contractor's Certification:

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

NAME John Truman Miller
(Person, firm or corporation) (Type or print)
Address P O Box 42 Hubbard, Oregon

Drilling Machine Operator's License No. 26

[Signed] John Truman Miller
(Water Well Contractor)

Contractor's License No. 277 Date April 26 19 66

(USE ADDITIONAL SHEETS IF NECESSARY)

RECEIVED

James B. Borch

#7812

JUN 28 1978

WATER RESOURCES DEPT.

SALEM, OREGON

Material	From	To	x
Top soil, brown	0	4	
Clay, brown	4	56	
Clay, blue-green	56	61	
Clay, green fine sandy	61	70	
Clay, black	70	72	
Clay, black w/ some pea gravel & fine sand	72	74	
Pea gravel & sand, fine & clay, black	74	75	
Sand, black medium coarse	75	82	
Clay, green fine sandy	82	86	
Clay, green w/ coarse sand & pea gravel	86	88	
Sand, black medium coarse	88	89	
Sand, black cement w/ some clay, gray	89	91'6"	
Sand, black & pea gravel loosely cemented	91'6"	96	
Sand, coarse & pea gravel cemented loosely	96	102	
Gravel & sand, coarse up to 5"	102	117	
Clay, dark brown fine sandy w/ wood	117	118	
Clay, black medium sandy	118	119'6"	
Sand, medium blue w/ some gravel	119'6"	129	
Gravel & sand, black medium coarse	129	137	
Sand, coarse & gravel	137	142	
Gravel & coarse sand	142	158	
Gravel & sand w/ wood	158	160	
Gravel & sand cemented somewhat w/ wood	160	162	
Gravel & sand loose	162	184	
Clay, green fine sandy	184	186	
Clay, gray & pea gravel	186	187	
Sand & pea gravel, medium coarse	187	195	
Wood & sand, some cemented medium coarse	195	200	
Clay & wood, gray	200	202	
Sand, coarse & wood	202	204	
Clay, grayish-brown	204	207	
Clay, blue-green	207	210	
Clay, green dry hard	210	220	
Clay, green medium sandy dry	220	225	

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Salem, OR

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WATER RESOURCES
SALEM, OREGON DEPT

SCHNEIDER EQUIPMENT INC.
21881 RIVER ROAD N.E.
ST. PAUL, OREGON 97137
(503) 633-2666

James Butsch
Well Test

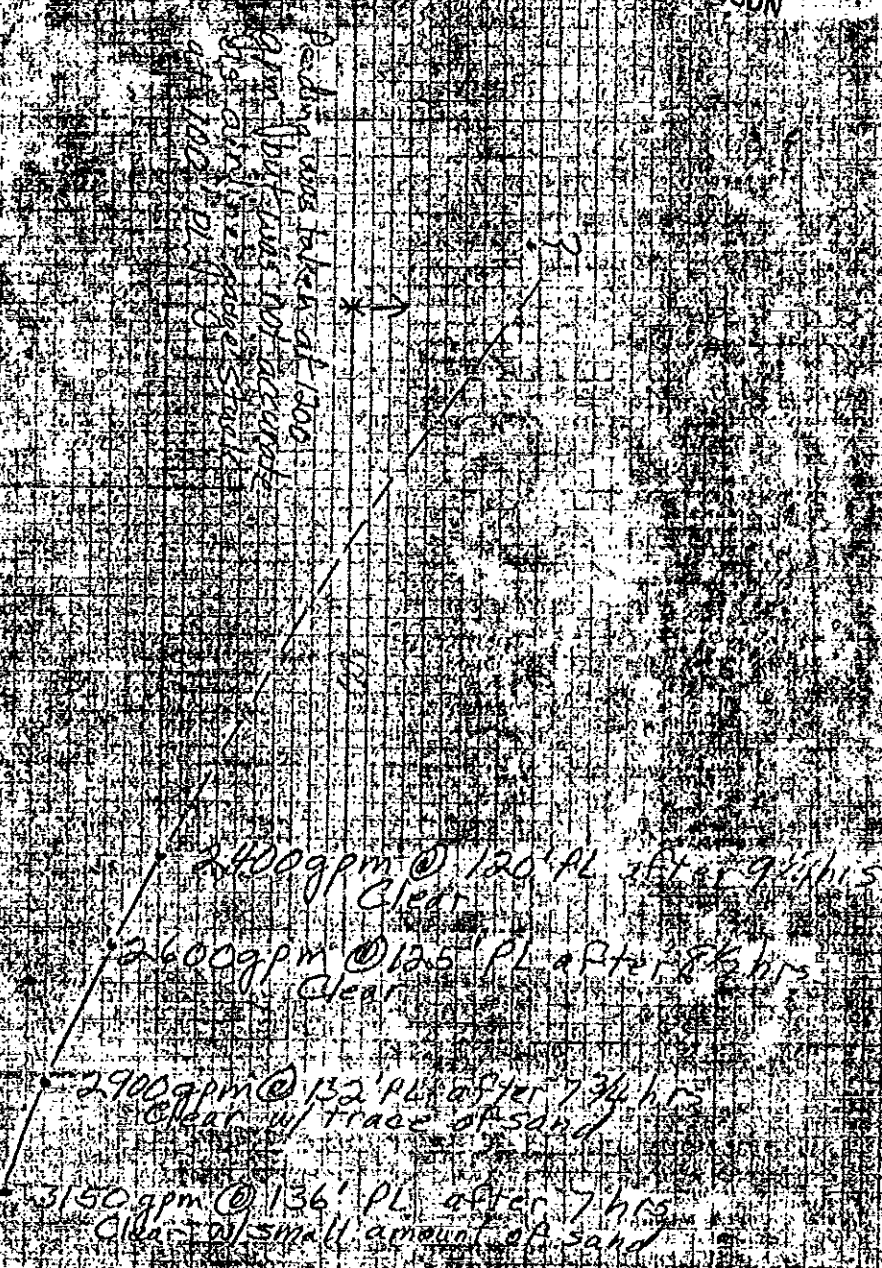
6/13/78

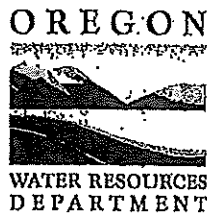
NO
Salem, OR

MAY 15 1978

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Received by OWRD

MAY 15 2024

Salem, OR

Date Received (Date Stamp Here)

OWRD Over-the-Counter Submission Receipt

Applicant Name(s) & Address: Butsch Properties LLC
15234 Butsch Lane NE Mt. Angel OR 97362
Transaction Type: Transfer
Fees Received: \$ 1383.39

☐ Cash ☒ Check: Check No. 51414
Name(s) on Check: 4 B Farms, Inc

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

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

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

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

Sincerely,
OWRD Customer Service Staff

Submission received by: Nick Reece
(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.

Temporary Transfer Application Intake Checklist

Transfer # T-

14462

Reviewer <u>Scott</u>	Type of Change(s) Proposed: <u>MUST INCLUDE A CHANGE IN PLACE OF USE</u>		
Date <u>5-20-24</u>	<input checked="" type="checkbox"/> POU	<input type="checkbox"/> POU/POD	<input type="checkbox"/> POU/APOD
	<input type="checkbox"/> POU/POA	<input checked="" type="checkbox"/> POU/APOA	
Calculated Fee \$		Fee Received \$	
Certificate(s): <u>42109 + 55124</u>		Check <u>ALL</u> Certs in WRIS to confirm they are not cancelled	
For multiple certificates, does application meet requirement of OAR 690-380-3220? If no, why? Use the flow chart for multiple Certs			<input checked="" type="checkbox"/> YES <input type="checkbox"/> NO <input type="checkbox"/> N/A
Notes:			

Application: OAR 690-380-3000; OAR 690-380-3220

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

Map Requirements: OAR 690-380-3100

4.	<input checked="" type="checkbox"/> YES <input type="checkbox"/> NO	Map included and meets mapping requirements?
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: OAR 690-380-3000

6.	<input checked="" type="checkbox"/> YES <input type="checkbox"/> NO	Evidence of Use included, signed, & notarized w/supporting documentation?
	<input checked="" type="checkbox"/> YES <input type="checkbox"/> NO	Current recorded deed for the land from which the authorized place of use is temporarily being moved included?
	<input type="checkbox"/> YES <input type="checkbox"/> NO <input checked="" type="checkbox"/> N/A	Affidavit of Consent from Landowner(s) described on the deed?
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	District: Place of use is in <u>or</u> near an irrigation district? If Yes, is Form D included? Name of the District
9.	<input checked="" type="checkbox"/> YES <input type="checkbox"/> NO <input type="checkbox"/> N/A	For changes in POA/APOA – are the well logs included?
10.	<input type="checkbox"/> YES <input type="checkbox"/> NO <input checked="" type="checkbox"/> N/A	For change in POU within Umatilla County, Supplemental Form U included?

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