

T-7952 Kraemer

T-7952

Name HAROLD & ANNE KRAEMER

By _____

Address 133.18 DOMINIC RD NE

MT. ANGEL, OR 97362

503-845-2489

Change in POA

OTC Date filed 3/9/98

Date of hearing _____

Place of hearing _____

✓ Date of order 5/21/98 Vol. 52, page 516

Date for application of water 10-1-99

Proof mailed _____

Proof received _____

Certificate issued _____ Vol. _____, page _____

RR 75455

DESCRIPTION OF WATER RIGHT

Name of stream Well

Trib. of Zollner Creek County of Marion

Use Irrigation

Quantity of water _____ No. of acres _____

Name of ditch _____

Date of priority 9-13-1968

In name of Carl Ertlet

_____ Adjudication, Vol. _____, page _____

App. No. G 4595 Per. No. G 4320 Cert. No. 40111

Certificate cancelled _____

Notation made on record by _____

in DB

10-8-00 G

CBA not received yet

FEEES PAID

Date	Amount	Receipt No.
<u>3-9-98</u>	<u>200.⁰⁰</u>	<u>19537</u>
TOTAL . . .		
	Cert. Fee	

FEEES REFUNDED

Date	Amount	Check No.

REMARKS

No ID / Donald R. Buell CWRE # 26

PW 3-17-98

INTEROFFICE MEMO

WATER
RESOURCES
DEPARTMENT

TO: TRANSFER SECTION DATE: 4/29/98

FROM: ~~WATERMASTER, DISTRICT #~~ _____
GROUNDWATER SECTION
(SIGNATURE) Marcia Norton

SUBJECT: WATER RIGHT TRANSFER # 7952

A change in: POU POD POA USE of water.

In the name(s) of Harold & Anne Kraemer

In my opinion (assuming the right is valid), the proposed change

MAY BE MADE WITHOUT INJURY right. WOULD RESULT IN INJURY to an existing water right. *provided the new well does not penetrate the basalts (less than 280 feet deep)*

*The approval of this transfer application would result in injury to other water rights because _____

The existing right may not be valid because _____

Headgate notices HAVE HAVE NOT Been issued for diversion from the source(s) which serve(s) this right.

If for change in point of diversion, is there any intervening point(s) for diversion between the authorized and proposed points of diversion? (Yes or No) _____

In my opinion, the order approving the subject transfer application should include the following in regard to the appropriator installing suitable measuring devices in the diversion works:

- _____ (1) PRIOR to the diverting of water at the new point of diversion . . .
- _____ (2) WHEN IN the judgement of the watermaster it becomes necessary . . .

The enclosed copy of the transfer application and map(s) is for your records.

T-7952



Commerce Building
158 12th Street NE
Salem, OR 97310-0210
(503) 378-3739
FAX (503) 378-8130

COPY

RECEIVED RECEIVED

T-7952

State of Oregon MAR 09 1998

FEB 18 1998

WATER RESOURCES DEPARTMENT
APPLICATION FOR TRANSFER OF WATER RIGHT
SALEM, OREGON

Applicant: HAROLD AND ANNE KRAEMER
Mailing Address: 13381 DOMINIC RD. NE
MT. ANGEL OR 97362 845-2489
City or town State Zip Phone
Type of change: IN POINT OF APPROPRIATION
(In point of diversion; place of use; use heretofore made of the water)

1. WATER RIGHT

- A) Is the water right in your name? NO If not, list name below:
(Yes, No) CARL ERTZEL
- B) Was the water right determined by a court decree? NO
(Yes, No)
1. If yes, list the title of the proceedings: -
2. Certificate No: -
- C) Was the water right acquired by a water permit? YES
(Yes, No)
1. If yes, list the Permit No: G-4320
2. Certificate No: 4011
- D) Date of priority right: SEP. 13, 1968
- E) What are your reasons for the proposed changes? ESTABLISH POINT OF APPROPRIATION ON LAND OWNED BY US.
- F) The water will be completely applied to the proposed use on or before: OCT 1, 1999

2. LOCATION OF AUTHORIZED USE

- A) What is the source of water (river, stream, well)? A. WELL
- B) Describe the authorized point of diversion:
- | Location in Reference to Survey Corner | 1/4, 1/4 of Section | Section | Township | Range |
|--|----------------------|----------|-----------|-----------|
| <u>2670 FT. N. AND 2660 FT. W. FROM SE COR SEC 3</u> | <u>SE 1/4 NW 1/4</u> | <u>3</u> | <u>6S</u> | <u>1W</u> |
- C) What is the name of the ditch used? -
- D) What is the use to which the water is applied? IRRIGATION

E) Give the location of the authorized area irrigated or place of use other than for irrigation:

Township	Range	Section	1/4, 1/4 of Section	No. of acres irrigated
<u>6S</u>	<u>1W</u>	<u>3</u>	<u>SW 1/4 NE 1/4</u>	<u>13.2</u>
			<u>SE 1/4 NW 1/4</u>	<u>29.9</u>

- F) Is the land within an irrigation district? Yes - No X
If Yes, which district? -
- G) County MARION

3. LOCATION OF PROPOSED USE:

NOTE: Answer question A only if the application is for a change in the point of diversion.

- A) Describe the proposed point of diversion: APPROPRIATION
- | Location in Reference to Survey Corner | 1/4, 1/4 of Section | Section | Township | Range |
|--|----------------------|----------|-----------|-----------|
| <u>3480 FT. N. AND 2220 FT. W. FROM SE COR. SEC. 3</u> | <u>SW 1/4 NE 1/4</u> | <u>3</u> | <u>6S</u> | <u>1W</u> |

NOTE: Answer questions B, C, D, and E only if the application is for a change in use or place of use.

B) Are the lands from which you propose to transfer your water right free of all encumbrances? _____
(Yes, No)

C) If no, give the description below of existing encumbrances:

Encumbrance	Held by	Amount

D) What is the use to which the water will be applied? _____

E) Give the proposed location of the area irrigated, or place of use if other than for irrigation:

Township	Range	Section	1/4, 1/4 of Section	No. of acres irrigated

4. EXHIBITS

The following exhibits shall be attached to and made part of the application:

- A) A map prepared by a Certified Water Right Examiner showing the location of the present and proposed points of diversion, the authorized and proposed places of use and, if any, lands from the existing right that would not be subject to transfer.
- B) A copy of the current recorded deed to the subject lands.
- C) Affidavits from any other landowners or encumbrance holders with interest in the original water right stating that they have no objection to the proposed transfer.
- D) Evidence that the water has been used within the last five years.

5. NAME AND ADDRESS OF RECEIVING LANDOWNER(S) IF OTHER THAN APPLICANT:

6. REMARKS; LAND HAS BEEN IRRIGATED IN PAST FIVE YEARS

I (we) HAROLD AND ANNE KRAEMER, applicant(s), hereby swear that I (we) have read the above application for transfer of water right and that the statements made are true and correct. Dated and signed this 11th day of FEBRUARY, 19 98.

Harold Kraemer
(Signature)
Anne Kraemer
(Signature)



Subscribed and sworn to before me

(Notarial Seal)

Dee Ann Bradford
Notary Public for Oregon

My commission expires: _____

RECEIVED

FEB 18 1998

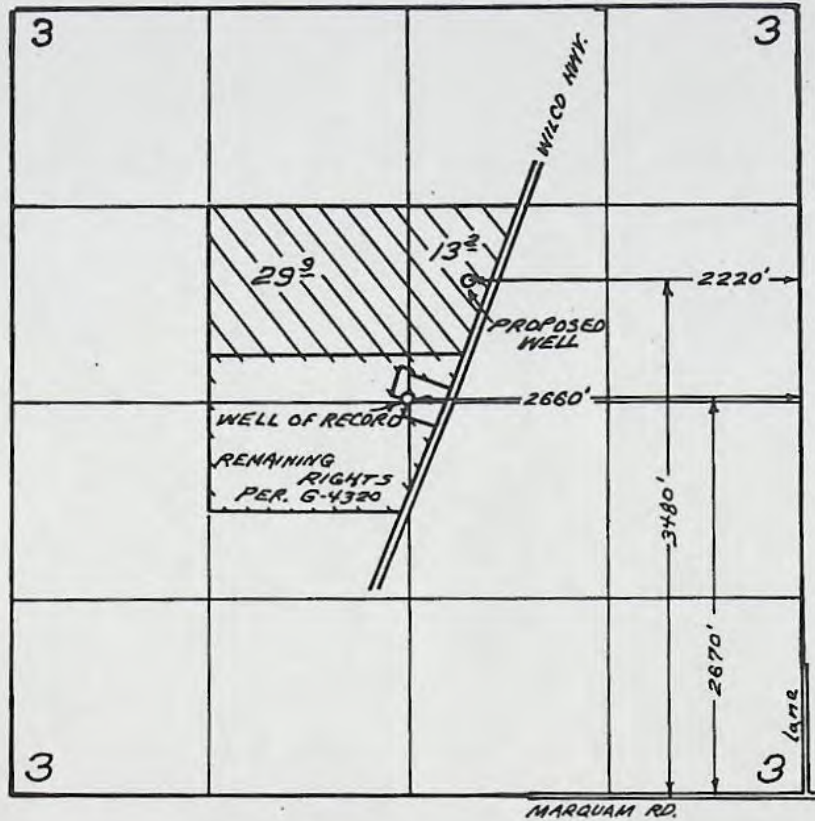
WATER RESOURCES DEPT.
SALEM, OREGON

TOWNSHIP 6 SOUTH, RANGE 1 WEST, ~~W.M.~~

RECEIVED

MAR 05 1998

WATER RESOURCES DEPT.
SALEM, OREGON



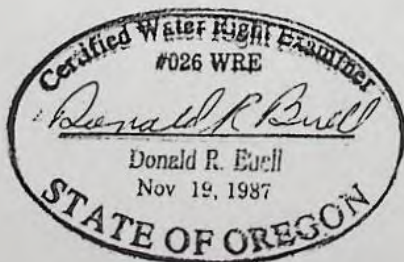
1" = 1320'

T-7952

MAP TO ACCOMPANY
TRANSFER APPLICATION
IN THE NAME OF

KRAEMER FARMS

TRANS. No. _____



THIS MAP WAS PREPARED FOR THE PURPOSE OF IDENTIFYING THE LOCATION OF A WATER RIGHT ONLY AND IS NOT INTENDED TO PROVIDE LEGAL DIMENSIONS OR LOCATION OF PROPERTY OWNERSHIP LINES.

RECEIVED

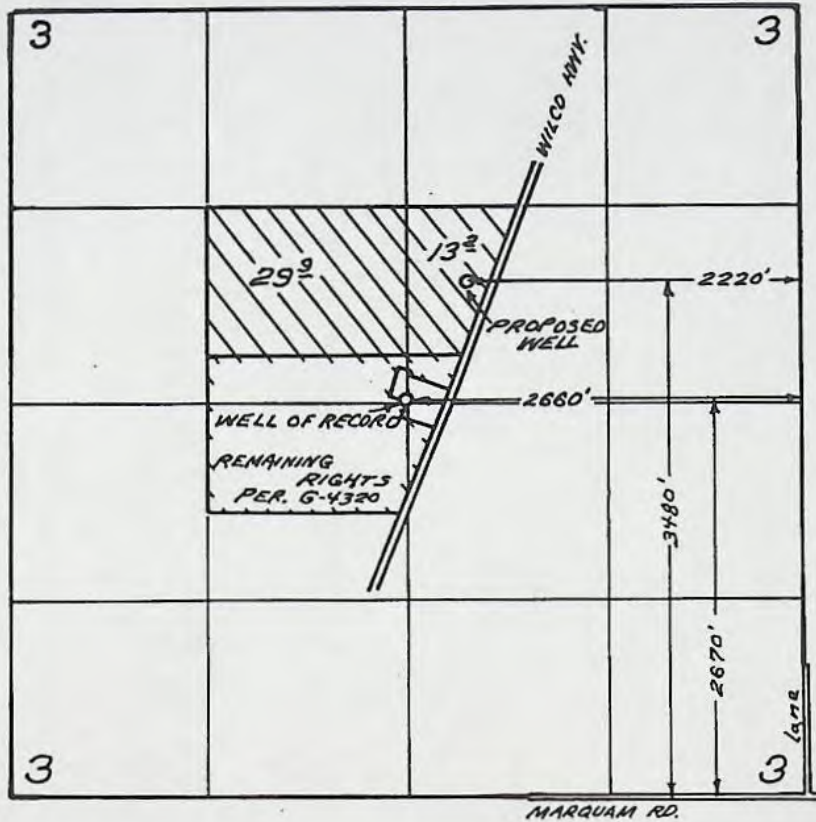
FEB 18 1998

TOWNSHIP 6 SOUTH, RANGE 1 WEST, ~~W.M.~~ WATER RESOURCES DEPT. SALEM, OREGON

RECEIVED

MAR 05 1998

WATER RESOURCES DEPT. SALEM, OREGON

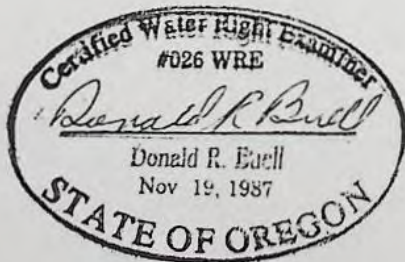


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COPY

T-7952

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WATER RESOURCES DEPARTMENT
APPLICATION FOR TRANSFER OF WATER RIGHT
SALEM, OREGON

RECEIVED

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MAR 09 1998

FEB 18 1998

WATER RESOURCES DEPT.
SALEM, OREGON

Applicant: HAROLD AND ANNE KRAEMER
Mailing Address: 1338^{1/2} DOMINIC RD. NE
MT. ANGEL OR 97362 845-2489
City or town State Zip Phone
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5. NAME AND ADDRESS OF RECEIVING LANDOWNER(S) IF OTHER THAN APPLICANT: _____

6. REMARKS: LAND HAS BEEN IRRIGATED IN PAST FIVE YEARS

I (we) HAROLD AND ANNE KRAEMER, applicant(s), hereby swear that I (we) have read the above application for transfer of water right and that the statements made are true and correct. Dated and signed this 11th day of FEBRUARY, 19 98.

Harold Kraemer
(Signature)
Anne Kraemer
(Signature)



Subscribed and sworn to before me

(Notarial Seal)

Dee Ann Bradford
Notary Public for Oregon

My commission expires: _____

SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

Harold & Anne Kraemer
13318 Dominic Road NE
Mount Angel, Oregon 97362

2. Article Number (Copy from service label)

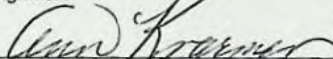
P 56302

COMPLETE THIS SECTION ON DELIVERY

A. Received by (Please Print Clearly) B. Date of Delivery

Anne Kraemer 7-3-00

C. Signature

 X 
 Agent
 Addressee
D. Is delivery address different from item 1? YesIf YES, enter delivery address below: No

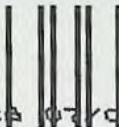
3. Service Type

-
- Certified Mail
-
- Express Mail
-
-
- Registered
-
- Return Receipt for Merchandise
-
-
- Insured Mail
-
- C.O.D.

4. Restricted Delivery? (Extra Fee)

 Yes

UNITED STATES POSTAL SERVICE

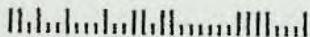


SALEM OR 97301 21:28 07/03/00

First-Class Mail
Postage & Fees Paid
USPS
Permit No. G-10

• Sender: Please print your name, address, and ZIP+4 in this box •

**Water Resources Dept
Commerce Building
158 12th Street NE
Salem OR 97301-4172**





Oregon

John A. Kitzhaber, M.D., Governor

Water Resources Department

Commerce Building
158 12th Street NE
Salem, OR 97301-4172
(503) 378-3739
FAX (503) 378-8130

July 1, 2000

Harold & Anne Kraemer
13318 Dominic Road NE
Mount Angel, Oregon 97362

REFERENCE: Transfer 7952

This letter is in regard to your water use Transfer 7952. As we pointed out to you in our letter of October 8, 1999, your claim of beneficial use must be received in this office by October 1, 2000.

Oregon Administrative Rule 690-14-190 states: "The claim of beneficial use shall be submitted to the Department within one year after the use was reported..as being complete...Failure to comply with this section shall cause the Director to initiate permit cancellation proceedings as provided by ORS 537.260."

The "claim" consists of a site report and map of the developed use prepared by a Certified Water Rights Examiner, which accompany a request from the permittee for issuance of a certificate of water right.

You are hereby notified that unless your claim is received in 90 days, by October 1, 2000, your transfer may be canceled without further notice.

If you have any questions, please contact me at extension 275 at the number above, or toll-free 1-800-624-3199

Sincerely,

BERNADETTE WILLIAMS
Transfer Coordinator

BW:gjt

cc: Bill Ferber, Watermaster 16
Donald Buell, CWRE

CERTIFIED MAIL - RETURN RECEIPT REQUESTED



RECEIVED

FEB 18 1998

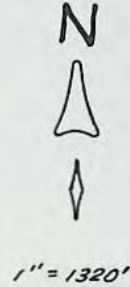
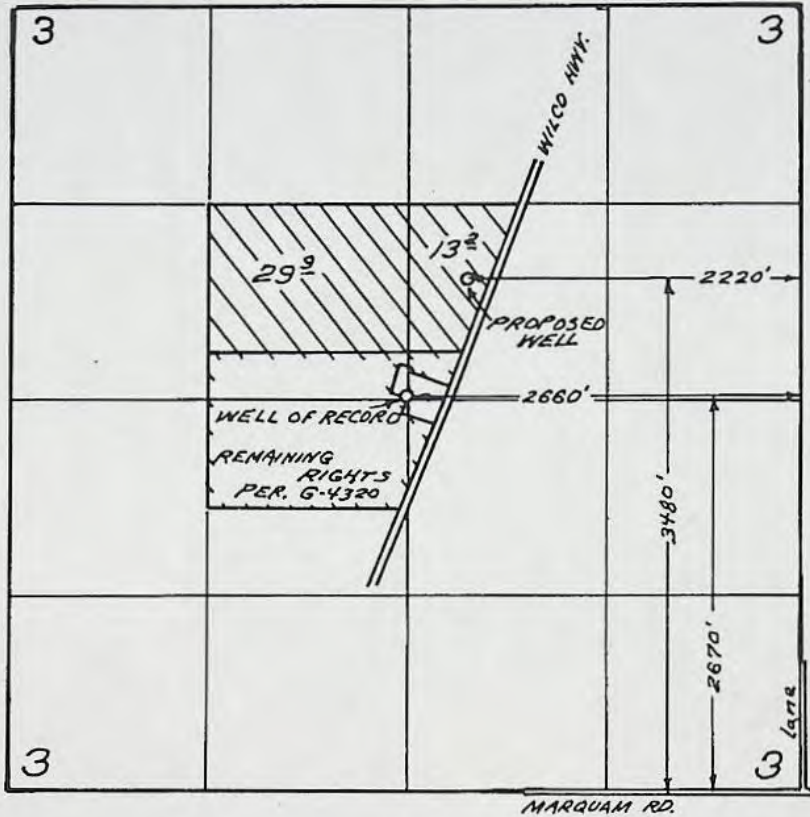
TOWNSHIP 6 SOUTH, RANGE 1 WEST, W.M.

WATER RESOURCES DEPT.
SALEM, OREGON

RECEIVED

MAR 09 1998

WATER RESOURCES
SALEM, OREGON

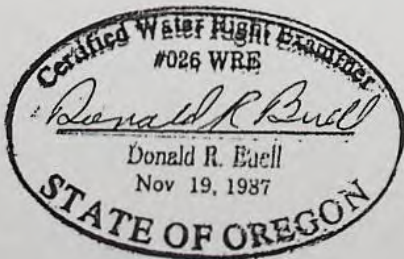


T-7952

MAP TO ACCOMPANY
TRANSFER APPLICATION
IN THE NAME OF

KRAEMER FARMS

TRANS. No. _____



THIS MAP WAS PREPARED FOR THE PURPOSE OF IDENTIFYING THE LOCATION OF A WATER RIGHT ONLY AND IS NOT INTENDED TO PROVIDE LEGAL DIMENSIONS OR LOCATION OF PROPERTY OWNERSHIP LINES.

9-3-97

T7952



Oregon

John A. Kitzhaber, M.D., Governor

Water Resources Department

Commerce Building
158 12th Street NE
Salem, OR 97310-0210
(503) 378-3739
FAX (503) 378-8130

October 8, 1999

Harold & Anne Kraemer
13318 Dominic Road NE
Mount Angel, Oregon 97362

REFERENCE FILE: T-7952

The date for the completion of your transfer was October 1, 1999.

If the project was completed, you should submit a final proof survey of the completed change. If you were unable to complete the project within the time allowed, you may wish to request an extension of the time limits. A form will be furnished upon request.

In order to obtain a certificate of water right, you are required by law to hire a certified water right examiner to conduct the final proof survey of the completed change. This must be done within one year after the use was completed or within one year after the beneficial use date allowed in the order, whichever occurs first. Accordingly, the claim of beneficial use must be received in this office on or before **October 1, 2000**.

Upon receipt of the map and claim of beneficial use, the information will be reviewed and a brief field inspection may be conducted by a representative of this office. Following that, a proposed certificate of water right will be mailed to you for a review.

If you are no longer interested in the project, please let us know. We will provide forms for you to authorize the cancellation of the right.

If you have any questions; please contact me at extension 275 at 503-378-3739 or toll-free 1-800-624-3199.

Sincerely,

LARRY H. NUNN
Transfer Section

LHN:hw

cc: Bill Ferber, Watermaster
Donald Buell, CWRE



Wells listed on Groundwater Rights in OWRD WRIS pt.of.div database

Current as of 02/06/1999.

TRSQQ	County	Log #	Total Depth	application	permit	cert_num	pod_num	status	name_other
6.00S 1.00W 3SEW	MARI	3013	285 G	4595 G	4320	40111	1	C	
6.00S 1.00W 3SEW	MARI	3013	285 T	7952 G	4320	75655	1	V	
6.00S 1.00W 3SWE	MARI	3013	0 T	7952 CG	4320	0	1	V	KRAEMER, ANNE
6.00S 1.00W 3SEW	MARI	3013	285 T	7952 CG	4320	0	99	T	KRAEMER, ANNE

Not yet drilled. See attached page.

STATE OF OREGON
COUNTY OF MARION
CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

CARL ERTELT
ROUTE 1, BOX 197
MT. ANGEL, OREGON 97362

confirms the right to use the waters of A WELL in the ZOLLNER CREEK BASIN for IRRIGATION OF 34.7 ACRES.

This right was perfected under Permit G-4320. The date of priority is SEPTEMBER 13, 1968. The amount of water to which this right is entitled is limited to an amount actually beneficially used and shall not exceed 0.32 CUBIC FOOT PER SECOND or its equivalent in case of rotation, measured at the well.

The well is located as follows:

SE $\frac{1}{4}$ NW $\frac{1}{4}$, SECTION 3, T 6 S, R 1 W, W.M.; 2670 FEET NORTH AND 2660 FEET WEST FROM THE SE CORNER OF SECTION 3.

The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, is limited to a diversion of ONE-EIGHTIETH of one cubic foot per second, or its equivalent for each acre irrigated and shall be further limited to a diversion of not to exceed 2 $\frac{1}{2}$ acre-feet per acre for each acre irrigated during the irrigation season of each year.

The use shall conform to such reasonable rotation system as may be ordered by the proper state officer.

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

SW $\frac{1}{4}$ NE $\frac{1}{4}$ 1.3 ACRES
SE $\frac{1}{4}$ NW $\frac{1}{4}$ 9.9 ACRES
NE $\frac{1}{4}$ SW $\frac{1}{4}$ 22.2 ACRES
NW $\frac{1}{4}$ SE $\frac{1}{4}$ 1.3 ACRES

SECTION 3

TOWNSHIP 6 SOUTH, RANGE 1 WEST, W.M.

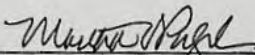
The well shall be maintained in accordance with the General Standards for the Construction and Maintenance of Water Wells in Oregon.

This certificate describes that portion of the water right confirmed by Certificate 40111, State Record of Water Right Certificates, NOT modified by the provisions of an order of the Water Resources Director entered MAY 21 1998, approving Transfer Application 7952

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

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

WITNESS the signature of the Water Resources Director,
affixed 5/21/98.


Martha O. Page, Director

Recorded in State Record of Water Right Certificates numbered 75655.

T-7952.PKS

STATE OF OREGON
COUNTY OF MARION
CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

CARL ERTELT
ROUTE 1, BOX 197
MT. ANGEL, OREGON 97362

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SECTION 3
TOWNSHIP 6 SOUTH, RANGE 1 WEST, W.M.

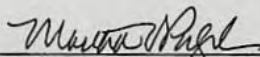
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T-7952.PKS



Oregon

John A. Kitzhaber, M.D., Governor

Water Resources Department

Commerce Building
158 12th Street NE
Salem, OR 97310-0210
(503) 378-3739
FAX (503) 378-8130

June 1, 1998

HAROLD & ANNE KRAEMER
13318 DOMINIC RD NE
MT ANGEL OR 97362

REFERENCE: File T-7952

Enclosed is a copy of the order approving your water right transfer application T-7952.

A time to complete the transfer is given in the order. A form for reporting completion is enclosed for your convenience.

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

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

You have the requirement to hire a Certified Water Right Examiner (CWRE) to complete a Claim of Beneficial Use report and map which must be submitted to this department within one year of the completion date authorized in the transfer. A list of CWRE's will be sent to you when we receive your notice that the project is complete and beneficial use of the water has been made.

Sincerely,

LARRY H. NUNN
Water Rights Specialist

LHN:jh

Enclosures

cc: Bill Ferber, Watermaster
Donald Buell, CWRE

STATE OF OREGON

COUNTY OF MARION

ORDER APPROVING A CHANGE IN POINT OF APPROPRIATION

Pursuant to ORS 537.705, after notice was given and no objections were filed, and finding that no injury to existing water rights would result, this order approves, as conditioned or limited herein, TRANSFER 7952 submitted by

HAROLD AND ANNE KRAEMER
13318 DOMINIC ROAD NE
MT. ANGEL, OREGON 97362.

The right to be modified, as evidenced by a PORTION of Certificate 40111, was perfected under Permit G-4320 with a date of priority of SEPTEMBER 13, 1968. The right allows the use of A WELL, in the ZOLLNER CREEK BASIN, for IRRIGATION OF 43.1 ACRES. The amount of water to which this right is entitled is limited to an amount actually beneficially used and shall not exceed 0.39 cubic foot per second, if available at the original well; SE $\frac{1}{4}$ NW $\frac{1}{4}$, SECTION 3, T 6 S, R 1 W, W.M.; 2670 FEET NORTH AND 2660 FEET WEST FROM THE SE CORNER OF SECTION 3, or its equivalent in case of rotation, measured at the well.

The amount of water used for irrigation, together with the amount secured under any other right existing on the same lands, is 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 $\frac{1}{2}$ acre-feet per acre for each acre irrigated during the irrigation season of each year.

The use shall conform to any reasonable rotation system ordered by the proper state officer.

The authorized place of use is as follows:

SW $\frac{1}{4}$ NE $\frac{1}{4}$ 13.2 ACRES
SE $\frac{1}{4}$ NW $\frac{1}{4}$ 29.9 ACRES
SECTION 3
TOWNSHIP 6 SOUTH, RANGE 1 WEST, W.M.

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

The applicant proposes to change the point of appropriation to:

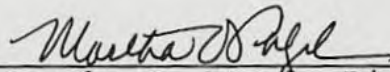
SW $\frac{1}{4}$ NE $\frac{1}{4}$, SECTION 3, T 6 S, R 1 W, W.M.; 3480 FEET NORTH AND 2220 FEET WEST FROM THE SE CORNER OF SECTION 3.

THIS CHANGE TO AN EXISTING WATER RIGHT MAY BE MADE PROVIDED THE FOLLOWING CONDITIONS ARE MET BY THE WATER USER:

1. The proposed change shall be completed on or before October 1, 1999.
2. The quantity of water diverted at the new point of appropriation (well), together with the quantity diverted at the old point of appropriation, shall not exceed the quantity of water lawfully available from the original point of appropriation.
3. The water user shall install an in-line flow meter or other suitable device for measuring and recording the quantity of water used. The type and plans of the measuring device must be approved by the Department prior to beginning construction and shall be installed under the general supervision of the Department.
4. Water shall be acquired from the same aquifer as the original point of appropriation.
5. The proposed well shall not penetrate the basalt aquifer.

Certificate 40111 is cancelled. A new certificate will be issued to confirm that portion of the right NOT involved in this transfer. When satisfactory proof of the completed change is received, a new certificate confirming this water right will be issued.

WITNESS the signature of the Water Resources
Director, affixed 5/21/98.



Martha O. Page, Director

STATE OF OREGON
COUNTY OF MARION
CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

CARL ERTELT
ROUTE 1, BOX 197
MT. ANGEL, OREGON 97362

confirms the right to use the waters of A WELL in the ZOLLNER CREEK BASIN for IRRIGATION OF 34.7 ACRES.

This right was perfected under Permit G-4320. The date of priority is SEPTEMBER 13, 1968. The amount of water to which this right is entitled is limited to an amount actually beneficially used and shall not exceed 0.32 CUBIC FOOT PER SECOND or its equivalent in case of rotation, measured at the well.

The well is located as follows:

SE $\frac{1}{4}$ NW $\frac{1}{4}$, SECTION 3, T 6 S, R 1 W, W.M.; 2670 FEET NORTH AND 2660 FEET WEST FROM THE SE CORNER OF SECTION 3.

The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, is limited to a diversion of ONE-EIGHTIETH of one cubic foot per second, or its equivalent for each acre irrigated and shall be further limited to a diversion of not to exceed 2 $\frac{1}{2}$ acre-feet per acre for each acre irrigated during the irrigation season of each year.

The use shall conform to such reasonable rotation system as may be ordered by the proper state officer.

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

SW $\frac{1}{4}$ NE $\frac{1}{4}$ 1.3 ACRES
SE $\frac{1}{4}$ NW $\frac{1}{4}$ 9.9 ACRES
NE $\frac{1}{4}$ SW $\frac{1}{4}$ 22.2 ACRES
NW $\frac{1}{4}$ SE $\frac{1}{4}$ 1.3 ACRES

SECTION 3
TOWNSHIP 6 SOUTH, RANGE 1 WEST, W.M.

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

This certificate describes that portion of the water right confirmed by Certificate 40111, State Record of Water Right Certificates, NOT modified by the MAY 21 1998 of an order of the Water Resources Director entered _____, approving Transfer Application 7952

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

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

WITNESS the signature of the Water Resources Director,
affixed 5/21/98


Martha O. Page, Director

Recorded in State Record of Water Right Certificates numbered 75655.

T-7952.PKS

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

RECEIVED
MAY 23 1968

WATER WELL REPORT

3013
MAR 10 1968
T-7952
State Well No. 6/w-3 L

RECEIVED

STATE ENGINEER, SALEM, OREGON (Please type or print)
SALEM OREGON (Do not write above this line)
orig. p.o.a. → G-4595

(1) OWNER:
Name CARL ERTELT
Address RT. 1 - MT ANGELO

(2) TYPE OF WORK (check):
New Well Deepening Reconditioning Abandon
If abandonment, describe material and procedure in Item 12.

(3) TYPE OF WELL: (4) PROPOSED USE (check):
Rotary Driven Domestic Industrial Municipal
Cable Jetted Irrigation Test Well Other
Dug Bored

(5) CASING INSTALLED: Threaded Welded
22" Diam. from 0 ft. to 20 ft. Gage 250
10" Diam. from 0 ft. to 285 ft. Gage 250

(6) PERFORATIONS: Perforated? Yes No.
Type of perforator used _____
Size of perforations in. by in.
perforations from _____ ft. to _____ ft.
perforations from _____ ft. to _____ ft.
perforations from _____ ft. to _____ ft.
perforations from _____ ft. to _____ ft.
perforations from _____ ft. to _____ ft.

(7) SCREENS: Well screen installed? Yes No
Manufacturer's Name JOHNSON
Type IRRIGATOR Model No. 100
Diam. 10" Slot size 100 Set from 46 ft. to 86 ft.
Diam. _____ Slot size _____ Set from _____ ft. to _____ ft.

(8) WATER LEVEL: Completed well.
S level 40 ft. below land surface Date 4/15
Artesian pressure _____ lbs. per square inch Date _____

(9) WELL TESTS: Drawdown is amount water level is lowered below static level
Was a pump test made? Yes No If yes, by whom?
350 gal./min. with 45 ft. drawdown after 3 hrs.
200 " WITH AIR " " 10 "

Ballot test _____ gal./min. with _____ ft. drawdown after _____ hrs.
Artesian flow _____ g.p.m. Date _____
Temperature of water _____ Was a chemical analysis made? Yes No

(10) CONSTRUCTION:
Well seal—Material used CEMENT
Depth of seal 20 ft.
Diameter of well bore to bottom of seal 28 in.
Were any loose strata cemented off? Yes No Depth _____
Was a drive shoe used? Yes No
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: 3/10 to 1/4
Gravel placed from _____ ft. to 285 ft.

(11) LOCATION OF WELL: MAR 10 1968
County MARION Driller's well number _____
Bearing and distance from section or subdivision corner
2650 ft. N. & 2600 ft. W. of S.E. corner
of sec. 3, T. 6 S., R. 1 W.

(12) WELL LOG: Diameter of well below casing 10 1/2"
Depth drilled 285 ft. Depth of completed well 285 ft.
Formation: Describe color, texture, grain size and structure of materials and show thickness and nature of each stratum and aquifer penetrated with at least one entry for each change of formation. Report each change in position of Static Water Level as drilling proceeds. Note drilling rate:

MATERIAL	From	To	SWL
TOR SOIL	0	1	
CLAY BRN.	1	22	
SAND FINE BRN.	22	25	
SMALL SAND & GRALL BALS	27	33	
CLAY SANDY BRN.	27	33	
SAND FINE BRN.	33	40	
LOOSE SAND & GRAVEL	40	82	
MED CONGLOMERATE	82	90	
CLAY GREY	90	187	
CLAY GREY SANDY	187	217	
CLAY GREY STICKY	217	260	
CLAY YELLOW	260	285	
H. BASALT GREY AT	285		

Work started 3/21 1968 Completed 4/15 1968
Date well drilling machine moved off of well 4/15 1968

Drilling Machine Operator's Certification:
This well was constructed under my direct supervision. Materials used and information reported above are true to my best knowledge and belief.
[Signed] C.E. Stadel Date 5/20, 1968
(Drilling Machine Operator)

Drilling Machine Operator's License No. 84

Water Well Contractor's Certification:
This well was drilled under my jurisdiction and this report true to the best of my knowledge and belief.
NAME R. STADELI & SONS
(Person, firm or corporation) (Type or print)
Address RT 3 Box 169, SILVERTON
[Signed] Paul R. Stadel
(Water Well Contractor)
Contractor's License No. 276 Date 5/20, 1968

STATE OF OREGON

COUNTY OF MARION

ORDER APPROVING A CHANGE IN POINT OF APPROPRIATION

Pursuant to ORS 537.705, after notice was given and no objections were filed, and finding that no injury to existing water rights would result, this order approves, as conditioned or limited herein, TRANSFER 7952 submitted by

HAROLD AND ANNE KRAEMER
13318 DOMINIC ROAD NE
MT. ANGEL, OREGON 97362.

The right to be modified, as evidenced by a PORTION of Certificate 40111, was perfected under Permit G-4320 with a date of priority of SEPTEMBER 13, 1968. The right allows the use of A WELL, in the ZOLLNER CREEK BASIN, for IRRIGATION OF 43.1 ACRES. The amount of water to which this right is entitled is limited to an amount actually beneficially used and shall not exceed 0.39 cubic foot per second, if available at the original well; SE $\frac{1}{4}$ NW $\frac{1}{4}$, SECTION 3, T 6 S, R 1 W, W.M.; 2670 FEET NORTH AND 2660 FEET WEST FROM THE SE CORNER OF SECTION 3, or its equivalent in case of rotation, measured at the well.

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The use shall conform to any reasonable rotation system ordered by the proper state officer.

The authorized place of use is as follows:

SW $\frac{1}{4}$ NE $\frac{1}{4}$ 13.2 ACRES
SE $\frac{1}{4}$ NW $\frac{1}{4}$ 29.9 ACRES
SECTION 3
TOWNSHIP 6 SOUTH, RANGE 1 WEST, W.M.

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

The applicant proposes to change the point of appropriation to:

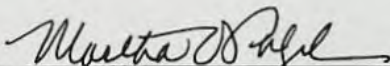
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4. Water shall be acquired from the same aquifer as the original point of appropriation.
5. The proposed well shall not penetrate the basalt aquifer.

Certificate 40111 is cancelled. A new certificate will be issued to confirm that portion of the right NOT involved in this transfer. When satisfactory proof of the completed change is received, a new certificate confirming this water right will be issued.

WITNESS the signature of the Water Resources
Director, affixed 5/21/98.



Martha O. Page, Director

STATE OF OREGON

COUNTY OF MARION

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WITNESS the signature of the Water Resources
Director, affixed 5/21/98.



Martha O. Page, Director

RECEIVED

FEB 18 1998

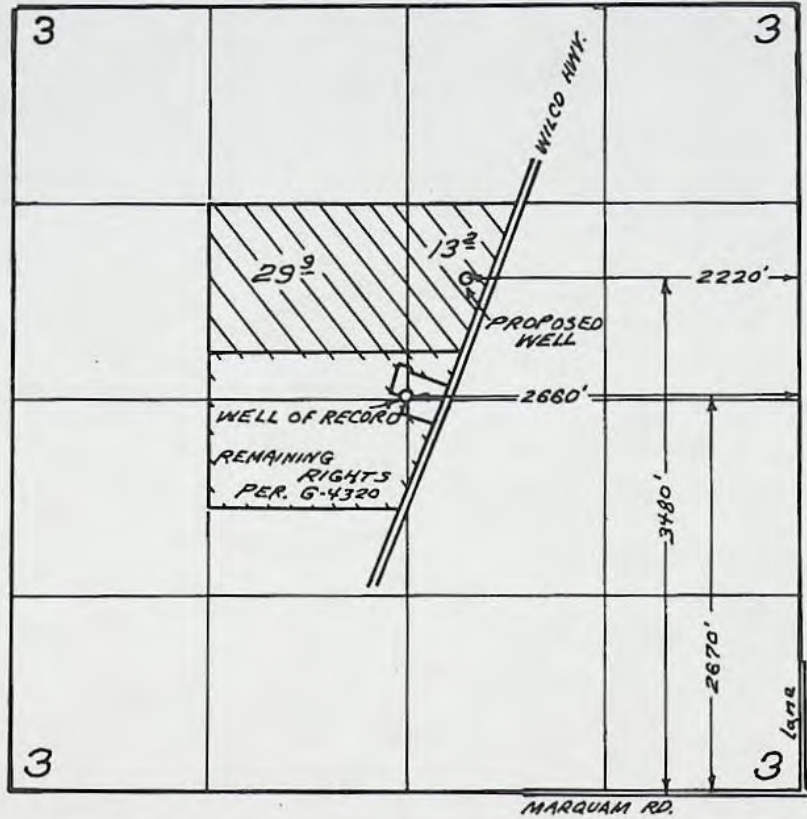
WATER RESOURCES DEPT.
SALEM, OREGON

TOWNSHIP 6 SOUTH, RANGE 1 WEST, W.M.

RECEIVED

MAR 05 1998

WATER RESOURCES DEPT.
SALEM, OREGON



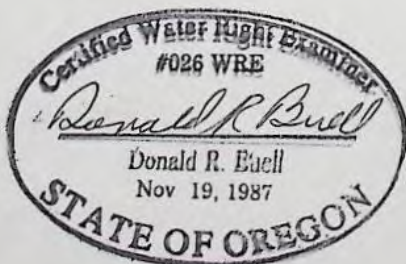
1" = 1320'

T-7952

MAP TO ACCOMPANY
TRANSFER APPLICATION
IN THE NAME OF

KRAEMER FARMS

TRANS. No. _____



THIS MAP WAS PREPARED FOR THE PURPOSE OF IDENTIFYING THE LOCATION OF A WATER RIGHT ONLY AND IS NOT INTENDED TO PROVIDE LEGAL DIMENSIONS OR LOCATION OF PROPERTY OWNERSHIP LINES.

9-3-97

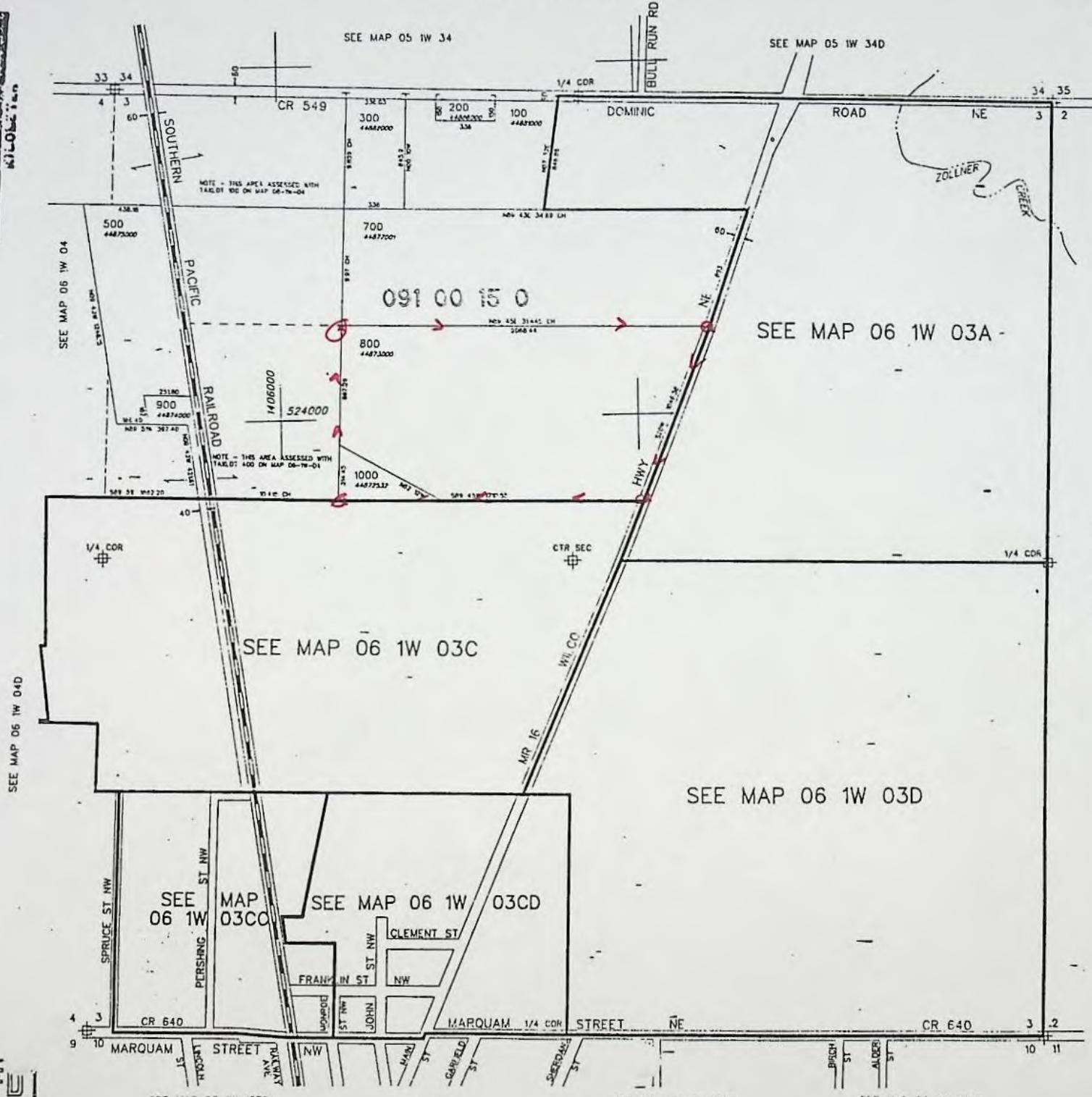
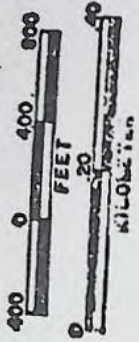
T7952

SEC.03 TWP.6S. RGE.1W. WM
MARION COUNTY, OREGON

MT. ANGEL

6 1w 03

SCALE 1:9600



RECEIVED
FEB 04 1992

MT. ANGEL

WATER RESOURCES DEPARTMENT

INTEROFFICE MEMO

May 19, 1998

To: Martha Pagel, Director
From: Kelly Starnes, Water Right Inspector
Subject: Transfer 7952

The applicants wish to have a point of appropriation on their own land to irrigate their portion of a water right.

Notice of the transfer was published in the department's weekly public notices and no comments/protests were received.

The Watermaster and the Groundwater section have said the change could be made without injury to other water rights. The transfer should be approved.

ok flw

STATE OF OREGON
 COUNTY OF MARION
CERTIFICATE OF WATER RIGHT

This Is to Certify, That CARL ERTELT

97362

of **Route 1, Box 197, Mount Angel**, State of **Oregon**, has made proof to the satisfaction of the STATE ENGINEER of Oregon, of a right to the use of the waters of a well

a tributary of **Zollner Creek (Pudding River)** for the purpose of **irrigation of 77.8 acres**

under Permit No. **G-4320** of the State Engineer, and that said right to the use of said waters has been perfected in accordance with the laws of Oregon; that the priority of the right hereby confirmed dates from **September 13, 1968**

that the amount of water to which such right is entitled and hereby confirmed, for the purposes aforesaid, is limited to an amount actually beneficially used for said purposes, and shall not exceed **0.71 cubic foot per second**

or its equivalent in case of rotation, measured at the point of diversion from the stream. The point of diversion is located in the **SE $\frac{1}{4}$ NW $\frac{1}{4}$, Section 3, T. 6 S., R. 1 W., W. M., 2670 feet North and 2660 feet West from SE Corner, Section 3.**

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 $\frac{1}{2}$ acre feet per acre** for each acre irrigated during the irrigation season of each year,

and shall conform to such reasonable rotation system as may be ordered by the proper state officer.

A description of the place of use under the right hereby confirmed, and to which such right is appurtenant, is as follows:

RR		T
1.3	14.5 acres SW $\frac{1}{4}$ NE $\frac{1}{4}$	13.2
9.9	39.8 acres SE $\frac{1}{4}$ NW $\frac{1}{4}$	29.9
22.2	22.2 acres NE $\frac{1}{4}$ SW $\frac{1}{4}$	
1.3	1.3 acres NW $\frac{1}{4}$ SE $\frac{1}{4}$	
34.7	Section 3	43.1
	T. 6 S., R. 1 W., W. M.	
0.32 cfs		0.39 cfs

$$\frac{0.71}{77.8} = 0.009125$$

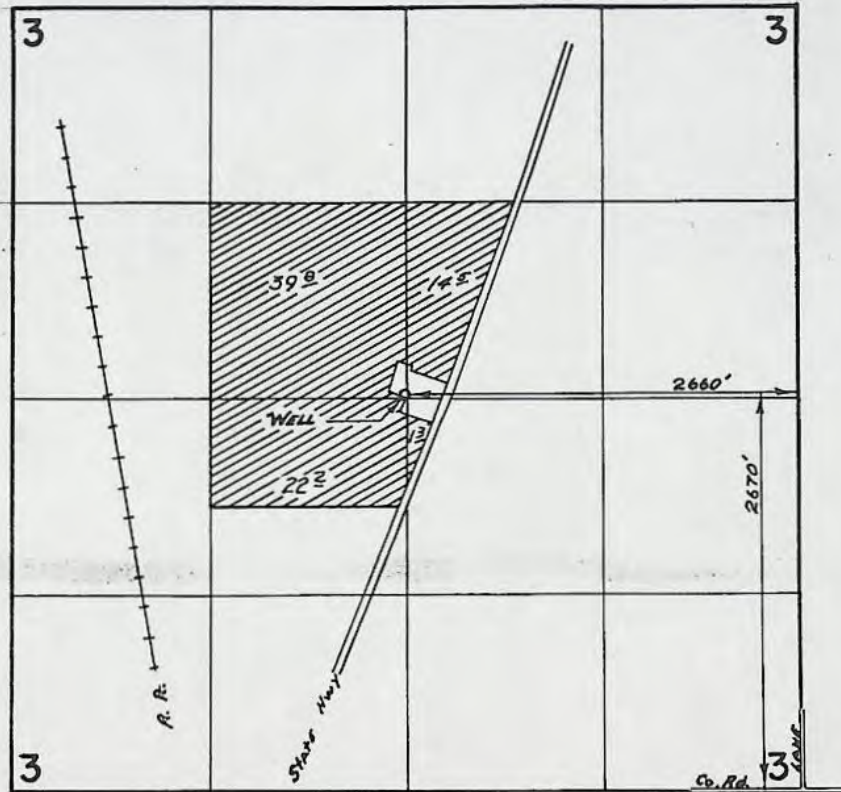
The right to the use of the water for the purposes aforesaid is restricted to the lands or place of use herein described.

WITNESS the signature of the State Engineer, affixed
 this date. **April 25, 1974**

.....**Chris L. Wheeler**.....
 State Engineer

T 7952
 V OC

T. 6 S. R. 1 W. W. M.



FINAL PROOF SURVEY
UNDER

Application No. G-4595 Permit No. G-4320
IN NAME OF

CARL ERTELT

Surveyed JUNE 13 1972, by R. G. MUSKIE

COPY

T-7952

State of Oregon WATER RESOURCES DEPARTMENT APPLICATION FOR TRANSFER OF WATER RIGHT SALEM, OREGON

RECEIVED

RECEIVED

MAR 04 1998

FEB 18 1998

WATER RESOURCES DEPT. SALEM, OREGON

Applicant: HAROLD AND ANNE KRAEMER
Mailing Address: 1338 1/2 DOMINIC RD. NE MT. ANGEL OR 97762 845-2489
Type of change: IN POINT OF APPROPRIATION

1. WATER RIGHT

- A) Is the water right in your name? NO
B) Was the water right determined by a court decree? NO
C) Was the water right acquired by a water permit? YES
D) Date of priority right: SEP. 13, 1968
E) What are your reasons for the proposed changes? ESTABLISH POINT OF APPROPRIATION ON LAND OWNED BY US.
F) The water will be completely applied to the proposed use on or before: OCT 1, 1999

2. LOCATION OF AUTHORIZED USE

- A) What is the source of water (river, stream, well)? A. WELL
B) Describe the authorized point of diversion:
C) What is the name of the ditch used?
D) What is the use to which the water is applied? IRRIGATION

Table with 5 columns: Location in Reference to Survey Corner, 1/4, 1/4 of Section, Section, Township, Range. Row 1: 2670 FT. N. AND 2660 FT. W. FROM SE COR SEC 3, SE 1/4 NW 1/4, 3, 6S, 1W.

Table with 5 columns: Township, Range, Section, 1/4, 1/4 of Section, No. of acres irrigated. Rows: 6S, 1W, 3, SW 1/4 NE 1/4 (13.2), SE 1/4 NW 1/4 (29.9), Total (43.1).

- F) Is the land within an irrigation district? Yes No X
G) County MARION

3. LOCATION OF PROPOSED USE:

NOTE: Answer question A only if the application is for a change in the point of diversion.

- A) Describe the proposed point of diversion: APPROPRIATION
Table with 5 columns: Location in Reference to Survey Corner, 1/4, 1/4 of Section, Section, Township, Range. Row 1: 3480 FT. N. AND 2220 FT. W. FROM SE COR. SEC. 3, SW 1/4 NE 1/4, 3, 6S, 1W.

NOTE: Answer questions B, C, D, and E only if the application is for a change in use or place of use.

B) Are the lands from which you propose to transfer your water right free of all encumbrances? _____ (Yes, No)

C) If no, give the description below of existing encumbrances:

Encumbrance	Held by	Amount

D) What is the use to which the water will be applied? _____

E) Give the proposed location of the area irrigated, or place of use if other than for irrigation:

Township	Range	Section	1/4, 1/4 of Section	No. of acres irrigated

4. EXHIBITS

The following exhibits shall be attached to and made part of the application:

- A) A map prepared by a Certified Water Right Examiner showing the location of the present and proposed points of diversion, the authorized and proposed places of use and, if any, lands from the existing right that would not be subject to transfer.
- B) A copy of the current recorded deed to the subject lands.
- C) Affidavits from any other landowners or encumbrance holders with interest in the original water right stating that they have no objection to the proposed transfer.
- D) Evidence that the water has been used within the last five years.

5. NAME AND ADDRESS OF RECEIVING LANDOWNER(S) IF OTHER THAN APPLICANT:

6. REMARKS; LAND HAS BEEN IRRIGATED IN PAST FIVE YEARS

X(we) HAROLD AND ANNE KRAEMER, applicant(s), hereby swear that I (we) have read the above application for transfer of water right and that the statements made are true and correct. Dated and signed this 11th day of FEBRUARY, 19 98.

Harold Kraemer
(Signature)

Anne Kraemer
(Signature)



Subscribed and sworn to before me

(Notarial Seal)

Dee Ann Bradford
Notary Public for Oregon

My commission expires: _____

RECEIVED

FEB 18 1998

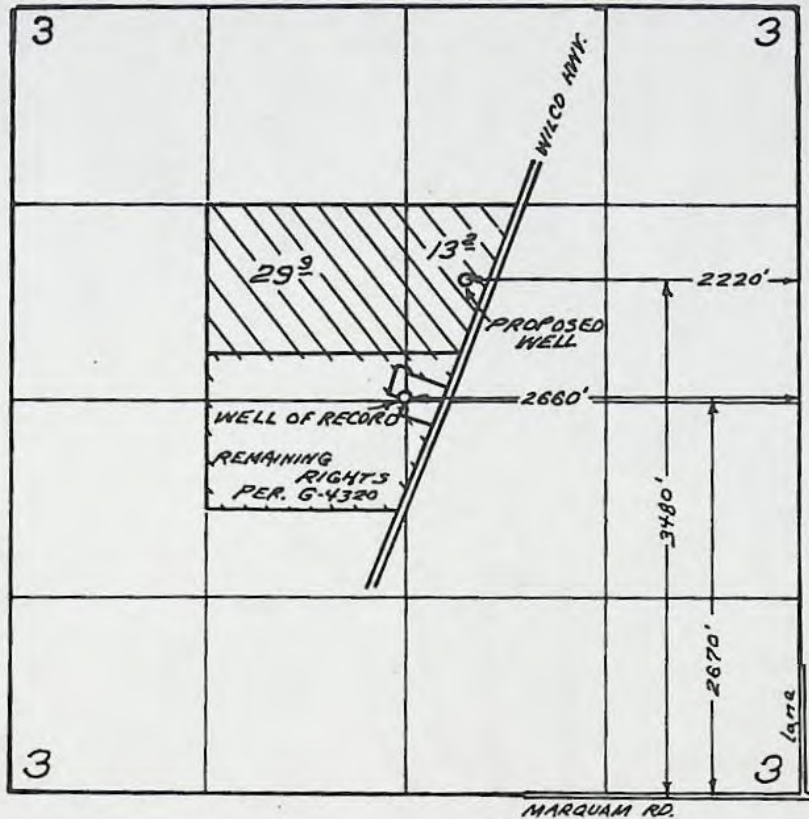
WATER RESOURCES DEPT.
SALEM, OREGON

TOWNSHIP 6 SOUTH, RANGE 1 WEST, ~~W.A.M.~~

RECEIVED

MAR 05 1998

WATER RESOURCES
SALEM, OREGON



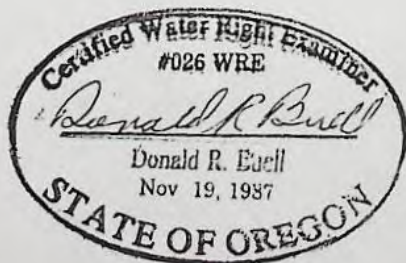
1" = 1320'

T-7952

MAP TO ACCOMPANY
TRANSFER APPLICATION
IN THE NAME OF

KRAEMER FARMS

TRANS. No. _____



THIS MAP WAS PREPARED FOR THE PURPOSE OF IDENTIFYING THE LOCATION OF A WATER RIGHT ONLY AND IS NOT INTENDED TO PROVIDE LEGAL DIMENSIONS OR LOCATION OF PROPERTY OWNERSHIP LINES.

INTEROFFICE MEMO

WATER
RESOURCES
DEPARTMENT

TO: TRANSFER SECTION DATE: 3/31/98

FROM: WATERMASTER, DISTRICT # 66
~~GROUNDWATER SECTION~~
(SIGNATURE) William E. Fisher

SUBJECT: WATER RIGHT TRANSFER # 7952

A change in: POU POD POA USE of water.

In the name(s) of Harold & Anne Kraemer

In my opinion (assuming the right is valid), the proposed change

MAY BE MADE WITHOUT INJURY WOULD RESULT IN INJURY* to an existing water right.

*The approval of this transfer application would result in injury to other water rights because _____

The existing right may not be valid because _____

Headgate notices HAVE HAVE NOT Been issued for diversion from the source(s) which serve(s) this right.

If for change in point of diversion, is there any intervening point(s) for diversion between the authorized and proposed points of diversion? (Yes or No) No

In my opinion, the order approving the subject transfer application should include the following in regard to the appropriator installing suitable measuring devices in the diversion works:

- X (1) PRIOR to the diverting of water at the new point of diversion . . .
- _____ (2) WHEN IN the judgement of the watermaster it becomes necessary . . .

The enclosed copy of the transfer application and map(s) is for your records.



Commerce Building
158 12th Street NE
Salem, OR 97310-0210
(503) 378-3739
FAX (503) 378-8130

INTEROFFICE MEMO

WATER
RESOURCES
DEPARTMENT

TO: TRANSFER SECTION DATE: 4/29/98

FROM: WATERMASTER, DISTRICT # _____
GROUNDWATER SECTION
(SIGNATURE) Marcia Norton

SUBJECT: WATER RIGHT TRANSFER # 7952

A change in: POU POD POA USE of water.

In the name(s) of Harold & Anne Kraemer

In my opinion (assuming the right is valid), the proposed change

MAY BE MADE WITHOUT INJURY right. WOULD RESULT IN INJURY to an existing water right.
provided the new well does not penetrate the basalt (less than 280 feet deep)

*The approval of this transfer application would result in injury to other water rights because _____

The existing right may not be valid because _____

Headgate notices HAVE HAVE NOT Been issued for diversion from the source(s) which serve(s) this right.

If for change in point of diversion, is there any intervening point(s) for diversion between the authorized and proposed points of diversion? (Yes or No) _____

In my opinion, the order approving the subject transfer application should include the following in regard to the appropriator installing suitable measuring devices in the diversion works:

- _____ (1) PRIOR to the diverting of water at the new point of diversion . . .
- _____ (2) WHEN IN the judgement of the watermaster it becomes necessary . . .

The enclosed copy of the transfer application and map(s) is for your records.



Commerce Building
158 12th Street NE
Salem, OR 97310-0210
(503) 378-3739
FAX (503) 378-8130

T-7952

REEL PAGE
821 191
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MAR 0 5 1998

BARGAIN AND SALE DEED

WATER RESOURCES DEPT
SALEM, OREGON

HELEN J. PRINSLOW, LOREEN A. SMITH, CHARLES W. ERTELT and MARJORIE MARY WALKER as Trustee of the Walker Trust, "Grantor," hereby conveys to HAROLD KRAEMER and ANN KRAEMER, husband and wife, with right of survivorship, "Grantee," the property described on the attached Exhibit A to have and to hold unto Grantee and Grantee's heirs, successors and assigns forever.

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.

The true and actual consideration for this transfer is other covenants between the parties.

DATED: December 11, 1990.

Helen J. Prinslow
Helen J. Prinslow

Loreen A. Smith
Loreen A. Smith

Charles W. Ertelt
Charles W. Ertelt

Marjorie Mary Walker, Trustee
Marjorie Mary Walker, Trustee

UNTIL A CHANGE IS REQUESTED ALL TAX STATEMENTS SHALL BE SENT TO THE FOLLOWING ADDRESS:
Harold and Ann Kraemer
13318 Dominic Rd.
Mt. Angel, OR 97132

AFTER RECORDING RETURN TO:

Harold and Ann Kraemer

← same

T-7952

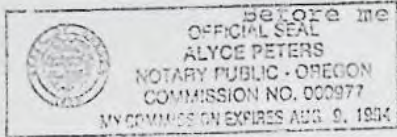
RECEIVED

MAR 0 9 1998

WATER RESOURCES DEPT
SALEM, OREGON

STATE OF OREGON)
) ss. Dec 14, 1990
County of Marion)

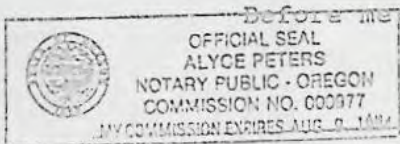
Personally appeared the above named HELEN J. PRINSLOW,
and acknowledged the foregoing instrument to be her voluntary
act and deed.



Alyce Peters
Notary Public for Oregon
My commission expires: 8/9/94

STATE OF OREGON)
) ss. Dec 14, 1990
County of Marion)

Personally appeared the above named LOREEN A. SMITH, and
acknowledged the foregoing instrument to be her voluntary act
and deed.



Alyce Peters
Notary Public for Oregon
My commission expires: 8-9-94

STATE OF OREGON)
) ss. 12-14, 1990
County of Marion)

Personally appeared the above named CHARLES W. ERTELT,
and acknowledged the foregoing instrument to be his voluntary
act and deed.

Before me:

Saunders L. Overfield
Notary Public for Oregon
My commission expires:



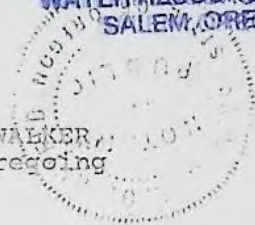
T-7952

RECEIVED

MAR 09 1998

STATE OF OREGON)
) ss. 12-14, 1990
County of Marion)

WATER RESOURCES DIV.
SALEM, OREGON



Personally appeared the above named MARJORIE MARY WALKER, Trustee of the Walker Trust, and acknowledged the foregoing instrument to be her voluntary act and deed.

Before me:

Ann Marie H. Woodford
Notary Public for Oregon
My commission expires: 12-14-1998

T-7952

EXHIBIT A

RECEIVED

MAR 0 9 1998

All water rights owned by Grantor which are appurtenant to or which Grantor has used for the benefit of the following described property:

WATER RESOURCES DEPT
SALEM, OREGON

Beginning at the Northwest corner of the Southeast quarter of the Northwest quarter of Section 3 in Township 6 South, Range 1 West of the Willamette Meridian in Marion County, Oregon; thence North 89°45' East along the North lines of the Southeast quarter of the Northwest quarter and the Southwest quarter of the Northeast quarter, a distance of 2068.44 feet (31.34 chains) to the center line of Market Road 16; thence South 20° West along said road center line, a distance of 1046.38 feet; thence South 89°45' West 1710.55 feet to a point on the West line of the Southeast quarter of the Northwest quarter of said Section, said point also being the Southeast corner of that property described in deed to Norbert J. Schmitz recorded in Reel 792, Page 135, Deed Records for Marion County, Oregon; thence North along the West line of said Southeast quarter to the Northwest quarter, a distance of 981.71 feet to the point of beginning.

STATE OF OREGON

REEL PAGE
821 191

County of Marion

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

DEC 17 12 20 PM '90

ALAN H. DAVIDSON
MARION COUNTY CLERK

Fee \$ 50.⁰⁰

Hand Returned

BY TK

T-7952

RECEIVED

MAR 09 1998

WATER RESOURCES DEPT.
SALEM, OREGON



Oregon Water Resources Department
Land Use Information Form

This information is needed to determine compatibility with local comprehensive plans as required by ORS 197.180. The Water Resources Department will use this and other information to evaluate the water use application. DO NOT fill out this form if water is to be diverted, conveyed, or used only on federal lands.

To Be Completed By Applicant

The following section includes information about proposed water use. This section must be completed by the individual or group that is filing an application for a water right with the Water Resources Department.

A. Applicant

Name: Kraemer Farms
Address: 13318 Dominic Rd NE
City: Mt. Angel State: OR Zip: 97322 Day Phone: 845-2487

B. Land and Location

Please provide information as requested below for all tax lots on or through which water will be diverted, conveyed, or used. Check "diverted" if water is diverted (taken) from its source on tax lot, "conveyed" if water is conveyed (transported) on tax lot, and "used" if water will be put to beneficial use on tax lot. More than one box may be checked. (Attach extra sheets as necessary.) 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.

Tax Lot I.D.	Plan Designation (e.g. Rural Residential/RR-5)	Water to be: (check all that apply)		
	<u>EFU/Primary Ag</u>	<input type="checkbox"/> Diverted	<input type="checkbox"/> Conveyed	<input checked="" type="checkbox"/> Used
		<input type="checkbox"/> Diverted	<input type="checkbox"/> Conveyed	<input type="checkbox"/> Used
		<input type="checkbox"/> Diverted	<input type="checkbox"/> Conveyed	<input type="checkbox"/> Used

List counties and cities where water is proposed to be diverted, conveyed, or used. _____

C. Description of Water Use

Indicate what the water will be used for. Include the beneficial use (found in the instruction booklet for your water right application) and use the space below to describe the key characteristics of the project.

Beneficial Use(s): Water Nursery Stock
Briefly describe: Supplemental irrigation
Also for Frost protection. Watering
Containerized nursery plants

D. Source

Indicate the source for the proposed water use:

Reservoir/Pond Ground Water Surface Water _____ (source)

E. Quantity

Indicate the estimated quantity of water the use will require:

400 CFS GPM Acre-Feet

Application No. 814650
Permit No.

RECEIVED

DEC 19 1997

WATER RESOURCES DEPT.
SALEM, OREGON

Receipt for Request for Land Use Information

State of Oregon
Water Resources Department
Commerce Bldg.
158 12th St. NE
Salem, OR 97310-0210
(503)378-8455

RECEIVED

MAR 09 1998

WATER RESOURCES DEPT.
SALEM, OREGON

T-7952

For Local Government Use Only

The following section must be completed by a planning official from each county and city listed unless your project will be located entirely within the city limits. In this case, only the city planning agency must complete this form. Please request additional forms as needed or feel free to copy.

A. Allowed Use

Check the appropriate box below and provide requested information.

- Land uses to be served by proposed water uses (including proposed construction) are allowed outright or are not regulated by your comprehensive plan. Cite applicable ordinance section(s): 136.020. Go to section B "Approval" below
- Land uses to be served by proposed water uses (including proposed construction) involve discretionary land use approvals as listed in the table below.

Type of Land Use Approval Needed (e.g. plan amendments, rezones, conditional use permits, etc.)	Cite Most Significant, Applicable Plan Policies & Ordinance Section References	Check the item that applies: 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

Note: Please attach documentation of applicable local land use approvals which have already been obtained. (Record of Action plus accompanying findings is sufficient.)

B. Approval

Please provide printed name and written signature.

Name: Joe Fennimore Date: 12/19/97
 Title: Assoc. PLANNER Phone: (503) 584-5098
 Signature: [Handwritten Signature]

C. Additional Comments

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

Note: If this form cannot be completed while the applicant waits, sign and detach the receipt stub as instructed below. You will have 30 days from the Water Resources Department's notice date to return the completed Land Use Information Form or WRD will presume the land use associated with the proposed water right is compatible with local comprehensive plans. (See attached letter.)

Receipt for Request for Land Use Information

Name of water right applicant: _____

This receipt must be signed by a local government representative and returned to the applicant at the time they present this form. This receipt must be included in the application for a water right permit if the local government cannot provide the requested land use information while the applicant waits.

City or County: _____

Staff contact: _____ Phone: _____

RECEIVED

DEC 19 1997

WATER RESOURCES DEPT.
SALEM, OREGON

TRANSFER CHECK OFF LIST

T-7952

TRANSFER FILE #

DATE RECEIVED

DATE MONEY SLIPPED

DATE RECEIPTED

VALID WATER RIGHT? Yes No

TEMP ALT AC _____ (GARY) IRR DIST _____ (GARY) PERM AMEND _____ (KELLY) DIV 15 or Temp Div15 (LARRY)

FOLDER FILLED OUT* 3-11-98

INDEX CARD 3-11-98

ENTERED IN DB 3-13-98

TYPE BLACK BOOK 3-13-98 (And color code)

RECORD MONEY/RECEIPT # 3-11-98

CONTENTS MARKED 3-11-98

COLOR CODED Yes

4 COPIES MADE & STAMPED 3-11-98

CERTIFICATE MARKED 3-11-98

CERTIFICATE COPIED 3-11-98

FINAL PROOF MAP COPIED 3-13-98

PULL APPLICATIONS 3-13-98

APP FOLDER MARKED 3-13-98

PERMIT MARKED

PERMIT COPIED

PERMIT MAP COPIED

DECREE MARKED

DECREE COPIED

ADJUDICATION MAP COPIED

ENTRIES CHECKED 3-13-98 CHECKED BY Larry INIT FOLDER

PUBLIC NOTICE DATE 3-17-98 (PREPARED & COPIED)

LETTER SENT 3-16-98 Irrigation District _____ (copy of app & map)

COPY TO WM 3-16-98

BLUE FORM TO WM 3-16-98 Orange form for Permit Amend/Yellow for Temp

COPY TO GW 3-16-98 POA, APOA, or [SW TO GW ONLY(as POD)]

BLUE FORM TO GW 3-16-98 Orange form for Permit Amend/Yellow for Temp

COPY TO CWRE 3-16-98

LETTER TO ODFW _____ ALL Surface water POU/USE (POD and APOD FISH SCREENS)

*SHRINK DATA IF THERE ARE MANY FILES INVOLVED AND TAPE TO FOLDER



KRAEMER FARMS

13318 Dominic Road N.E.
Mt. Angel, Oregon 97362

Phone (503) 845-2489
FAX 845-6474

Kelly Starnes
Water Right Inspector
Water Resources Dept.
158 12th ST. N.E.
Salem, ORE 97310-0210

RECEIVED

MAY 18 1998

WATER RESOURCES DEPT.
SALEM, OREGON

Reference: Water Right Transfer Application 7952.

Currently we are irrigating this farm with the original well. We use a portable six inch mainline through the middle of the field running north and south. Then we run three inch lateral lines both ways off the mainline. Normally we run 60 sprinklers at a time with 6gpm heads. We are planning to drill another well on our property to irrigate this farm. This change in point of appropriation is for the new (proposed) well.

Thank you
Ray Stafford

RAY STAFFORD Partner
Kraemer Farms.



Oregon

John A. Kitzhaber, M.D., Governor

RECEIVED

MAY 18 1998

**WATER RESOURCES DEPT.
SALEM, OREGON**

Water Resources Department

Commerce Building
158 12th Street NE
Salem, OR 97310-0210
(503) 378-3739
FAX (503) 378-8130

May 4, 1998

Harold and Anne Kraemer
13381 Dominic Road NE
Mt. Angel, Oregon 97362

Reference: Water Right Transfer Application 7952

I am processing your water right transfer application for a change in point of appropriation (well) for Permit G-4320, Certificate 40111 (in the name of Carl Ertelt).

I will need a written description of the current water delivery system and an estimate of its capacity. This would be the system from the authorized well that is being used to irrigate the water right, not the system from the proposed well.

Please send the requested information to me, Kelly Starnes, within thirty days. If you have any questions, please call me at (800)-624-3199, ext. 309.

Sincerely,

Kelly Starnes
Water Right Inspector

cc: Don Buell, CWRE



Oregon

John A. Kitzhaber, M.D., Governor

Water Resources Department

Commerce Building
158 12th Street NE
Salem, OR 97310-0210
(503) 378-3739
FAX (503) 378-8130

May 4, 1998

Harold and Anne Kraemer
13381 Dominic Road NE
Mt. Angel, Oregon 97362

Reference: Water Right Transfer Application 7952

I am processing your water right transfer application for a change in point of appropriation (well) for Permit G-4320, Certificate 40111 (in the name of Carl Ertelt).

I will need a written description of the current water delivery system and an estimate of its capacity. This would be the system from the authorized well that is being used to irrigate the water right, not the system from the proposed well.

Please send the requested information to me, Kelly Starnes, within thirty days. If you have any questions, please call me at (800)-624-3199, ext. 309.

Sincerely,

Kelly Starnes
Water Right Inspector

cc: Don Buell, CWRE



Oregon

John A. Kitzhaber, M.D., Governor

Water Resources Department

Commerce Building
158 12th Street NE
Salem, OR 97310-0210
(503) 378-3739
FAX (503) 378-8130

March 16, 1998

Harold & Anne Kraemer
13381 Dominic Rd. NE
Mt. Angel, OR 97362

REFERENCE: Transfer 7952

On 03-09-98 we received your water right transfer application requesting a change in POA for use of water from a well. The application was accompanied by \$ 200.00. Our receipt 19537 was given at that time.

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

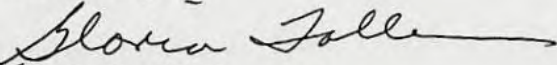
Your application will be examined to determine if additional information is needed. You will be contacted following this examination. If you have a specific reason why your application should be examined ahead of other applications, please send us a letter describing your reason. We may be able to examine your application ahead of others.

You may not use water from the new point of appropriation until the transfer application has been approved. In order to avoid any possible forfeiture of the water right, you should continue to use the water as described by your existing water right.

We will notify you if additional information or corrections to the application or map are required.

If you have any questions, please call the Transfer Section, (800) 624-3199 or (503) 378-3739.

Sincerely,

for 
LARRY H. NUNN
Water Rights Specialist

LHN:gjt

cc: Watermaster #16, Bill Ferber
CWRE #26, Donald R. Buell
Groundwater

enclosure

County: MARION
Transfer: 7952
Certificate: 40111
Priority Date: 9/13/1968
Name: HAROLD & ANNE KRAEMER
Address: 13381 DOMINIC RD NE, MT ANGEL 97362
Change: POA
Source: WELL
Authorized POA: 6S 1W 03 SENW
Proposed POA: 6S 1W 03 SWNE

**STATE OF OREGON
WATER RESOURCES DEPARTMENT**

RECEIPT # **19537**

158 12TH ST. N.E.
SALEM, OR 97310-0210
378-8455 / 378-8130 (FAX)

INVOICE # _____

RECEIVED FROM: Kraemer Farms
BY: _____

APPLICATION	
PERMIT	
TRANSFER	7952

CASH: CHECK: # KL-155 OTHER: (IDENTIFY)

TOTAL REC'D \$ 200.00

0417 WRD MISC CASH ACCT

ADJUDICATIONS
PUBLICATIONS / MAPS
OTHER: (IDENTIFY)
OTHER: (IDENTIFY)

**RECEIVED
OVER THE COUNTER**

\$
\$
\$
\$

REDUCTION OF EXPENSE

CASH ACCT.

\$

PCA AND OBJECT CLASS

VOUCHER #

0427 WRD OPERATING ACCT

PCA 66111

MISCELLANEOUS
0407 COPY & TAPE FEES
0410 RESEARCH FEES
0408 MISC REVENUE: (IDENTIFY)
(New) TC165 DEPOSIT LIAB. (IDENTIFY)

\$
\$
\$
\$

(Existing) TC168

WATER RIGHTS:
0201 SURFACE WATER
0203 GROUND WATER
0205 TRANSFER
WELL CONSTRUCTION
0218 WELL DRILL CONSTRUCTOR
LANDOWNER'S PERMIT

EXAM FEE
\$
\$
\$ <u>200.00</u>
EXAM FEE
\$

0202
0204
0206
0219
0220

RECORD FEE
\$
\$
\$
LICENSE FEE
\$
\$

OTHER (IDENTIFY)

0437 WELL CONST. START FEE

0211 WELL CONST START FEE
0210 MONITORING WELLS

\$
\$

CARD #
CARD #

OTHER (IDENTIFY)

0539 LOTTERY PROCEEDS

1302 LOTTERY PROCEEDS

\$

0467 HYDRO ACTIVITY

0233 POWER LICENSE FEE (FW/WRD)
0231 HYDRO LICENSE FEE (FW/WRD)

LIC NUMBER

\$
\$

HRDRO APPLICATION

\$

RECEIPT # **19537**

DATED: 3-9-98

BY: D. Beaswell

T-7952

RECEIVED

RECEIVED

State of Oregon

MAR 09 1998

FEB 18 1998

WATER RESOURCES DEPARTMENT

WATER RESOURCES DEPT.
SALEM, OREGON

APPLICATION FOR TRANSFER OF WATER RIGHT

Applicant: HAROLD AND ANNE KRAEMER

Mailing Address: 13381 DOMINIC RD. NE

MT. ANGEL City or town OR State 97362 Zip 845-2489 Phone

Type of change: IN POINT OF APPROPRIATION
(In point of diversion: place of use; use heretofore made of the water)

1. WATER RIGHT

A) Is the water right in your name? NO If not, list name below:
(Yes, No)

CARL ERTOLT

B) Was the water right determined by a court decree? NO
(Yes, No)

1. If yes, list the title of the proceedings: -

2. Certificate No: -

C) Was the water right acquired by a water permit? YES
(Yes, No)

1. If yes, list the Permit No: G-4320

2. Certificate No: 40111

D) Date of priority right: SEP. 13, 1968

E) What are your reasons for the proposed changes? ESTABLISH POINT OF APPROPRIATION ON LAND OWNED BY US.

F) The water will be completely applied to the proposed use on or before: SEP 1, 1999

2. LOCATION OF AUTHORIZED USE

A) What is the source of water (river, stream, well)? A. WELL

B) Describe the authorized point of diversion:

Location in Reference to Survey Corner	1/4,1/4 of Section	Section	Township	Range
<u>2670 FT. N. AND 2660 FT. W. FROM SE COR SEC 3</u>	<u>SE 1/4 NW 1/4</u>	<u>3</u>	<u>6S</u>	<u>1W</u>

C) What is the name of the ditch used? -

D) What is the use to which the water is applied? IRRIGATION

E) Give the location of the authorized area irrigated or place of use other than for irrigation:

Township	Range	Section	1/4,1/4 of Section	No. of acres irrigated
<u>6S</u>	<u>1W</u>	<u>3</u>	<u>SW 1/4 NE 1/4</u>	<u>13.2</u>
			<u>SE 1/4 NW 1/4</u>	<u>29.9</u>

F) Is the land within an irrigation district? Yes ___ No X
If Yes, which district? -

G) County MARION

3. LOCATION OF PROPOSED USE:

NOTE: Answer question A only if the application is for a change in the point of diversion.

A) Describe the proposed point of diversion: APPROPRIATION

Location in Reference to Survey Corner	1/4,1/4 of Section	Section	Township	Range
<u>3480 FT. N. AND 2220 FT. W. FROM SE COR. SEC. 3</u>	<u>SW 1/4 NE 1/4</u>	<u>3</u>	<u>6S</u>	<u>1W</u>

NOTE: Answer questions B, C, D, and E only if the application is for a change in use or place of use.

B) Are the lands from which you propose to transfer your water right free of all encumbrances? _____ (Yes, No)

C) If no, give the description below of existing encumbrances:

Encumbrance	Held by	Amount

D) What is the use to which the water will be applied? _____

E) Give the proposed location of the area irrigated, or place of use if other than for irrigation:

Township	Range	Section	1/4, 1/4 of Section	No. of acres irrigated

4. EXHIBITS

The following exhibits shall be attached to and made part of the application:

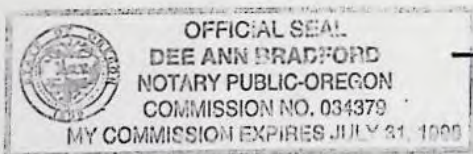
- A) A map prepared by a Certified Water Right Examiner showing the location of the present and proposed points of diversion, the authorized and proposed places of use and, if any, lands from the existing right that would not be subject to transfer.
- B) A copy of the current recorded deed to the subject lands.
- C) Affidavits from any other landowners or encumbrance holders with interest in the original water right stating that they have no objection to the proposed transfer.
- D) Evidence that the water has been used within the last five years.

5. NAME AND ADDRESS OF RECEIVING LANDOWNER(S) IF OTHER THAN APPLICANT:

6. REMARKS: LAND HAS BEEN IRRIGATED IN PAST FIVE YEARS

X (we) HAROLD AND ANNE KRAEMER, applicant(s), hereby swear that I (we) have read the above application for transfer of water right and that the statements made are true and correct. Dated and signed this 11th day of FEBRUARY, 19 98.

Harold Kraemer
(Signature)
Anne Kraemer
(Signature)



Subscribed and sworn to before me

Dee Ann Bradford
Notary Public for Oregon

(Notarial Seal)

My commission expires: _____