

T-10959

GR-MOD

T-10959

Name Kraemer farmsAddress 13318 Dominic Rd
Silverton OR 97362
503-845-2489Change in POU/POADate Filed 10-1-09Initial notice date 10-20-09

DPD issued date _____

PD issued date _____

PD notice date _____

Date of FO 9-20-10 Vol 81 Page 929

C-Date _____

COBU due date _____

COBU Received date _____

Certificate issued _____

DESCRIPTION OF WATER RIGHT(s)

Name of Stream wellTrib. of pudding RiverUse IR/Domestic County Marion

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

Name of ditch _____

App # GR-243 Per # GR-219 Cert # _____ PR Date 1950

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

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

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

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

FEES PAID		
Date	Amount	Receipt #
10-1-09	500.00	98059

FEES REFUNDED		
Date	Amount	Receipt#

Assignments: _____

Irrigation District noneAgent Greg or Maria KupillasCWRE same as agentCC's list LO: Glen Goschie: 7365 Meridian Rd NE, Silverton OR 97381☐ - Oversized map - Location _____



Oregon

Theodore R. Kulongoski, Governor

Water Resources Department

North Mall Office Building
725 Summer Street NE, Suite A
Salem, OR 97301-1271
503-986-0900
FAX 503-986-0904

September 21, 2010

KRAEMER FARMS
13318 DOMINIC RD NE
MOUNT ANGEL OR 97362

REFERENCE: Ground Water Registration Modification Application T-10959

Enclosed is a copy of the final order approving recognition of your Ground Water Registration Modification application.

If you have any questions related to the approval of this application, you may contact me by telephone at (503)986-0883 or by e-mail at Sarah.A.Henderson@wrд.state.or.us.

Sincerely,

Sarah Henderson
Executive Support
Field Services Division

cc: Watermaster Dist. # 16
Malia Kupillas, Agent

Enclosure

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

In the Matter of Ground Water	)	FINAL ORDER
Registration Modification Application	)	APPROVING RECOGNITION OF A
T-10959, Marion County	)	MODIFICATION IN POINT OF
	)	APPROPRIATION AND A
	)	MODIFICATION IN PLACE OF USE

Authority

ORS 537.610, 537.705 and 540.505 to 540.580 establish the process in which the holder of a certificate of registration may submit a request for recognition of modifications to the place of use, character of use or point of appropriation under a ground water certificate of registration.

OAR Chapter 690, Divisions 382 and 380 implement the statutes and provide the Department's procedures and criteria for evaluating ground water registration modification applications.

Applicant

KRAEMER FARMS
13318 DOMINIC RD NE
MT ANGEL OR 97362

Findings of Fact

Background

1. On October 1, 2009, KRAEMER FARMS filed a ground water registration modification application to modify the point of appropriation *and* place of use under Registration Application GR-243 (Certificate of Registration GR-219). The Department assigned the application number T-10959.
2. On October 1, 2010, Registration Application GR-219 (Certificate of Registration GR-243) was assigned from ERNEST WESTENDORF to GLENN GOSCHIE.

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

3. The portion of the ground water registration to be modified is as follows:

Registration: Application GR-243 (Certificate of Registration GR-219), in the name of
ERNEST WESTENDORF (*assigned to GLENN GOSCHIE*)

Use: IRRIGATION OF 35.0 ACRES

Tentative

Priority Date: FEBRUARY 1950

Quantity: 100 GALLONS PER MINUTE

Duty: ± 50 ACRE FEET/ACRE

Source: A WELL within the BOCHSLER CREEK BASIN

Original Point of Appropriation:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
6 S	1 E	WM	6	SW SW	790 FEET NORTH AND 420 FEET EAST FROM THE SW CORNER OF SECTION 6

Original Place of Use:

IRRIGATION					
Twp	Rng	Mer	Sec	Q-Q	Acres
6 S	1 E	WM	6	SW SW	35.0

4. Ground Water Registration Modification Application T-10959 proposes to modify the location of the original point of appropriation approximately 1.25 miles southeast from the original well to:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
6 S	1 E	WM	7	NE SE	WELL (MARI 5572) - 1540 FEET NORTH AND 110 FEET WEST FROM THE SW CORNER OF SECTION 6

5. Ground Water Registration Modification Application T-10959 proposes to modify the place of use under the ground water registration to:

IRRIGATION					
Twp	Rng	Mer	Sec	Q-Q	Acres
6 S	1 E	WM	17	SW NE	24.7
6 S	1 E	WM	17	SE NE	9.4
6 S	1 E	WM	17	NE SE	0.6
6 S	1 E	WM	17	NW SE	0.3

6. Notice of the application for ground water registration modification was published on October 20, 2009, pursuant to OAR 690-382-0600. No comments were filed in response to the notice.

7. On March 31, 2010, the Department e-mailed a copy of the draft Preliminary Determination proposing to approve Groundwater Registration Modification Application T-10959 to the applicant's agent. The draft Preliminary Determination cover letter set forth a deadline of May 3, 2010, for the applicant to respond. The applicant requested that the Department proceed with issuance of a Preliminary Determination and provided the necessary information to demonstrate that the applicant is authorized to pursue the Groundwater Registration Modification.
8. On May 21, 2010, the Department issued a Preliminary Determination proposing to approve Groundwater Registration Modification Application T-10959 and mailed a copy to the applicant. Additionally, notice of the Preliminary Determination for the Groundwater Registration Modification application was published on the Department's weekly notice on May 25, 2010, and in the Silverton Appeal-Tribune newspaper on July 28, August 4 and 11, 2010, pursuant to ORS 540.520 and OAR 690-380-4020. No protests were filed in response to the notice.

Review Criteria for Ground Water Registration Modification Applications [OAR 690-382-0700(2)]

9. There were other water rights existing upon the "from" land, Certificates 83084, 83085, and 76326. Transfer Application 6948 was filed April 6, 1993 to remove all existing rights (Cert. 83084, 83085, and GR-219) off the land. However, at that time there was no legal process to change the place of use of Ground Water Registrations. Transfer Application T-6948 has been delayed until the Ground Water Registration Modification process was initiated. Certificate 76326 confirms a primary irrigation right that was applied for on the land after T-6948 was filed. Because of the delay in processing of the transfer, Certificate 76326 was not intended to be layered with any existing water right on the "from" land. The Department finds that the proposed modifications would not result in enlargement of the ground water registration.
10. The proposed modifications would not result in a state Scenic Waterway not receiving previously available water during periods in which streamflows are less than the quantities determined by the Department to be necessary to meet the requirements of ORS 390.835.
11. The proposed modifications would not result in injury to other water rights.

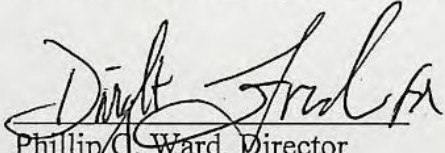
Conclusions of Law

The modification in point of appropriation and modification in place of use proposed in Ground Water Registration Modification T-10959 are consistent with the requirements of ORS 537.610, 537.705, 540.505 to 540.580 and OAR 690-382-1000.

Now, therefore, it is ORDERED:

1. The modifications to Registration Application GR-243 (Certificate of Registration GR-219) proposed in Ground Water Registration Modification Application T-10959 are recognized. Recognition of the modifications shall not be construed as a final determination of the right to appropriate ground water under the certificate of registration or modification. Such a determination will occur in an adjudication proceeding under ORS 537.670 to 537.695.
2. The use of the water is restricted to beneficial use at the place of use described, and is subject to all other conditions and limitations contained in Registration Application GR-243 (Certificate of Registration GR-219) and any related decree.
3. Water shall be acquired from the same aquifer (alluvial) as the original point of appropriation.
4. Water shall no longer be appropriated from the original point of appropriation as part of this ground water certificate of registration.
5. The quantity of water diverted at the new shall not exceed the quantity of water lawfully available at the original point of appropriation.
6. The former place of use of the modified ground water registration shall no longer receive water as part of the ground water certificate of registration.
7. 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.
 - b. The water user shall maintain the meter or measuring device in good working order.
 - c. The water user shall allow the Watermaster access to the meter or measuring device; provided however, where the meter or measuring device are located within a private structure, the Watermaster shall request access upon reasonable notice.

Dated at Salem, Oregon this 20 day of September 2010.


Phillip C. Ward, Director

Mailing Date: SEP 22 2010

Water Right Transfer Cover Sheet

Transfer T-10959

Transfer Specialist: _____

Transfer Type: GR Modification

Applicant Name/Address: KRAEMER FARMS 13318 DOMINIC RD NE MOUNT ANGEL OR 97362	Agent Name/Address: Malia Kupillas	Rec Landowner Name/Address:
CWRE Name/Number:	Irr. District Name/Address:	Affected Gov'ts Name/Address:
Commentors: Name/Address:		Current Landowner Name/Address:

Water Rights Affected

Records Marked	Records Copied	App File No. or Decree Name	Permit No.	Certificate No.	RR/CR Needed	RR/CR Nos.
☐	☐	GR-243	GR-219		☐ Yes ☐ No	

Key Dates & Initial Actions

Rec'd: October 1, 2009	Proposed Action(s): place of use, point of appropriation	
Fees Pd: 500.00	WM District: 16	ODFW District:
Initial Notice: October 20, 2009	WM Review sent:	ODFW Review sent:
Acknowledgement Letter Sent ☐	GW Review sent:	

Processing Dates & Actions

Deficiency Contacts: _____

Newspaper Pub Affid Due: _____

☐ not required

DPD Mailed: _____

Affid of Pub Rec'd: _____

☐ ODFW contact sheet sent with DPD, or ☐ N/A

Last Day Published: _____

PD Mailed: _____

Affidavit Reminder Sent: _____

PD Weekly Notice: _____

Reminder Deadline: _____

Preliminary Determination

☐ Electronic Files uploaded

☐ Preliminary Determination

☐ PD Cover letter

☐ Fee Refund Due

☐ PD Notice

☐ Remaining Rights

☐ File Assigned/ ModPod updated

DPD Review (Optional)	PD Review (Salem)	Final Order Review (Salem)
Reviewer: _____ Date: _____ Coordinator: _____ Date: _____	Reviewer: <u>PKS</u> Date: <u>9/21/10</u> Coordinator: _____ Date: _____	Reviewer: <u>PKS</u> Date: <u>9/20/10</u> Coordinator: _____ Date: _____
Comments/Special Issues: Change in POA and POU to accompany T-6948		

Special Order Volume: Vol 81 Pages 929

Final Order Signature Date: 9-20-10

Notice of FO email'd to processors Kelly

Kelly Starnes

From: Malia Kupillas [phg@bctonline.com]
Sent: Thursday, May 20, 2010 1:29 PM
To: Kelly Starnes
Subject: RE: Kraemer transfers T-6948, 8115, and 10959

Hi Kelly:

I have looked at the draft PD's and the look okay. I also called Ray Stafford and told him that I had looked at them. He was happy to go with my review. I guess that means these area print. Hurray. Main farm furball should reach the top of the pile in a week if God is willing.

Malia R. Kupillas, R.G., C.W.R.E.
Pacific Hydro-Geology Inc.
503.632.5016 ext. 11

From: Kelly Starnes [mailto:starnepk@wrdd.state.or.us]
Sent: Wednesday, May 12, 2010 8:58 AM
To: Malia Kupillas
Subject: Kraemer transfers T-6948, 8115, and 10959

Hi Malia -

Have you had a chance to look at the draft PD's for Kraemer Farms (T-6948, 8115, and 10959)? The reports of ownership you sent in are good, now all I need a written or e-mail agreement to the dPDs and we can get onto issue the PDs.

Thanks!

Kelly

Kelly Starnes, NW Region Transfer Specialist
Oregon Water Resources Department
725 Summer St NE Suite A
Salem OR 97301-1271
Telephone: 503-986-0886 Fax: 503-986-0903
E-mail: Patrick.K.STARNES@wrdd.state.or.us

Please Note: Under Oregon Law, messages to and from this e-mail address may be available to the public.

No virus found in this incoming message.
Checked by AVG - www.avg.com
Version: 9.0.819 / Virus Database: 271.1.1/2869 - Release Date: 05/11/10 23:26:00

5/20/2010



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

Application for Permit Amendment or Ground Water Registration Modification

Please type or print legibly in dark ink. If your application is incomplete or inaccurate, we will return it to you. If any requested information does not apply to your application, insert "N/A" to indicate Not Applicable. As you complete this form, please refer to notes and guidance included on the application. A summary of review criteria and procedures that are generally applicable to these applications is available at www.wrd.state.or.us/OWRD/PUBS/forms.shtml.

1. TYPE OF APPLICATION

Please check **one** of the following:

- ☐ Permit Amendment ☒ Ground Water Registration Modification

2. APPLICANT INFORMATION

Name: Kraemer Farms

First

Last

Address: 13318 Dominic Rd.

COPY

Silverton, Oregon 97362

City

State

Zip

Phone: 503.845.2489

Home

Work

Other

Fax: _____ E-Mail address: _____

3. AGENT INFORMATION

(The agent listed is authorized to represent the applicant in all matters relating to this application.)

Name: Greg or Malia Kupillas

First

Last

Address: 18487 S. Valley Vista Rd.

RECEIVED

CCT 01 2009

Mulino, Oregon 97042

City

State

Zip

Phone: 503.632.5016

Home

Work

Other

Fax: 503.632.5983 E-Mail address: phg@bctonline.com

▪ If an agent is listed above, please check **one** of the following:

- ☐ Please send all correspondence to Agent. Send *copies* of correspondence to Applicant; **or**
☒ Please send all correspondence to Applicant. Send *copies* of correspondence to Agent.

Permit Amendments

- If you propose to amend multiple permits under this application, a separate set of pages 3 through 7 must be provided for each permit. (**NOTE:** Concurrent changes to a water right must be filed separately on a transfer application.)

Ground Water Registration Modifications

- You may propose modification of only one ground water registration per application, unless in accordance with OAR 690-382-0300(2), the ground water registrations to be modified are layered. (**NOTE:** Concurrent changes to a water right must be filed separately on a transfer application.)

4. TYPE OF AMENDMENT OR MODIFICATION PROPOSED

Please check **all** of the following that apply:

Point of Diversion or Appropriation	Place of Use	Character of Use
☒ Change (The old point of diversion or appropriation will <u>not</u> be used for the portion of the water right affected by the amendment or modification.) ☐ Additional (Both the old <u>and</u> new points of diversion or appropriation will be used for the portion of the water right affected by the amendment or modification.) <i>Not Available for Ground Water Registrations</i> ☐ Surface Water to Ground Water (A new point of appropriation will be used <u>instead of</u> the old point of diversion. The old point of diversion will <u>not</u> be used.)	☒ All of the Permit or Registration will be exercised at a different location than currently authorized (Use of water at the current authorized location will be discontinued.) ☐ Only a portion of the Permit or Registration will be exercised at a different location than currently authorized (Use of water at a <u>portion</u> of the current authorized location will be discontinued.) RECEIVED OCT 01 2009 WATER RESOURCES DEPT SALEM, OREGON	<i>Not Available for Permit Amendments</i> Change existing authorized use to the following proposed <u>new use</u>: COPY ☐ Irrigation ☐ Municipal ☐ Quasi-municipal ☐ Commercial ☐ Industrial ☐ Domestic (indicate number of households): _____ ☐ Other _____

- Reason(s) for amendment/modification(s): Water right transfer T-6948 was submitted but has not been processed because of conflicts with the "To" land. There was no mechanism available at the time T-6948 was submitted to move GR- 243/GR-219 with the other overlying water right. Therefore, this form is submitted to allow the GR to move as a part of the original transfer.

T 10959

5. CURRENT PERMIT OR REGISTRATION INFORMATION

Permit or Registration to be Amended/Modified (check and complete one of the following):

☐ Permit to be Amended:	Permit Number _____	Current Completion Date of Permit _____
☒ Ground Water Registration to be Modified:	GR-243/GR-219 Ground Water Registration Number	NOTE: Concurrent changes to a water right must be filed separately on a transfer application.

- Name on Permit or Registration: Ernest Westendorf
- County: Marion
- Authorized Use(s) to be affected by this Amendment/Modification: Irrigation of 38.43 acres
- Priority Date(s): June 1950 was when water was first used for beneficial use.

If there are multiple Priority Dates identified on the Permit or Registration, any information provided on pages 4 through 7 must identify which priority date is associated with each of the authorized and proposed points of diversion or appropriation and places of use.

- All Source(s) of Water to be affected by this Amendment/Modification: A well

Tributary to: Pudding River

If there are multiple Sources listed on the Permit or Registration, any information provided on pages 4 through 7 must identify which source is associated with each of the authorized and proposed points of diversion or appropriation and places of use.

For an application proposing a Change in Place of Use or Character of Use:

- Are there any other "Layered" Water Rights, Permits, or Ground Water Registrations issued for **Irrigation** purposes that are appurtenant to the same place of use as the Permit or Registration being Amended/Modified? ☒ Yes ☐ No ☐ N/A -No Change in Use or Place of Use

If "Yes", pursuant to ORS 540.510, OAR 690-380-2240 and OAR 690-382-0200, the other "layered" water uses subject to transfer **must either change concurrently or be cancelled**, except as provided in OAR 690-380-2240(5).

- Remarks: See Transfer T-6948 for the transfer of the other "layered" water rights

RECEIVED

OCT 01 2009

WATER RESOURCES DEPT

SALEM, OREGON
Last Updated: 10/30/2006

Permit Amendment or GW Modification/3

FS

- The following information **must be provided only** for those points of diversion or appropriation that **are involved in the permit amendment or ground water registration modification (i.e., list only the portion of the permit/registration you propose to amend/modify.)** Attach additional pages as necessary.

Government lot and donation land claim numbers must be included in the tables below **only** if the information is reflected on the existing permit or ground water registration.

Location of Existing Authorized Point(s) of Diversion or Appropriation to be Changed:

(i.e., the allowed point(s) of diversion/appropriation that will be affected by the proposed amendment/modification, the "FROM" point(s) of diversion/appropriation)

If Ground Water, OWRD Well Log ID No. (or Well ID Tag No. L-)	Source and Priority Date	Township	Range	Mer	Sec	¼ ¼	Tax Lot, DLC or Gov't Lot	Survey Coordinates (coordinates from a recognized survey corner)
MARI 5552	A well/June 1950	6 S	1 E	WM	6	SW SW	TL 6 1E 6 1400	420 ft E. and 790 ft. N. from SW Corner, Sec. 6

- Does the permit/registration being amended/modified involve a ground water source(s)?

☒ Yes ☐ No (Surface water source only.)

COPY

If "Yes", for each authorized point of appropriation (well) involved, you must either:

- A. Supply a copy of the well log(s) for each point of appropriation that is **clearly labeled** and associated with the corresponding well in the table above and on the accompanying application map. **See MARI 5552 that is attached.**

(NOTE: You may search for well logs on the Department's website at: www.wrd.state.or.us)

or

- B. If a well log is **not** available, you must describe the construction of the authorized point of appropriation by completing the table below. Attach additional copies as necessary.

Construction of Existing Authorized Point(s) of Appropriation – (Only needed if no well log is available.)

Wells in this listing must be **clearly tied** to corresponding well location(s) described in the table above and shown on the accompanying application map.

OWRD Well No. as identified in table above	Diameter	Type and size of casing	No. of feet of casing	Intervals casing is perforated (in feet)	Seal depth	Est. depth to water	Est. depth to water bearing stratum	Type of access port or measuring device	Total well depth
MARI 5552									
		10959							

- Government lot and donation land claim numbers must be included in the tables below only if the information is reflected on the existing permit or ground water registration.*

(i.e., the allowed lands that will be affected by the proposed amendment/modification, the "FROM" lands)

[illegible]

COPY

RECEIVED

OCT 01 2009

WATER RESOURCES DEPT
SALEM, OREGON
Last Updated: 10/30/2006

Permit Amendment or GW Modification/5

FS

6. PROPOSED PERMIT AMENDMENT OR REGISTRATION MODIFICATION

- Describe proposed changes to the permit or registration involving point(s) of diversion and/or appropriation. Survey coordinates described below should accurately correspond to the points shown on the accompanying application map. Attach additional pages as necessary.

Location of Proposed Point(s) of Diversion or Appropriation: (i.e., the "TO" point(s) of diversion/appropriation)

(NOTE: Complete this table only if a Change in Point of Diversion or Appropriation is being proposed.)

Source	Township	Range	Mer	Sec.	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Survey Coordinates (coordinates from a recognized survey corner)
MARI 5572	6	1E	WM	7	NE SE	TL 6 1E 7 1900	1,540 ft. N. and 110 ft W. from SW corner Section 8.

- If there are proposed point(s) of appropriation (wells) listed in the table above, are the well(s) already constructed? ☒ Yes ☐ No ☐ N/A - No proposed well(s) listed above

If "Yes", attach and clearly label the corresponding well log(s) for each proposed well. If well log(s) are not available, describe the construction of the well(s) using the table below.

(NOTE: You may search for well logs on the Department's website at: www.wrd.state.or.us)

If "No", describe the anticipated construction for the proposed well(s) in the following table:

COPY

Construction of Proposed Point(s) of Appropriation or Well(s):

Well numbers in this listing must be clearly tied to corresponding well location(s) described in the table above and shown on the accompanying application map.

Well already built? (Yes/No)	If an existing well, OWRD Well Log ID No. (or Well ID Tag No. L-)	Diameter	Type and size of casing	No. of feet of casing	Intervals casing is perforated (in feet)	Seal depth	Est. depth to water	Est. depth to water bearing stratum	Type of access port or measuring device	Total well depth
Yes	MARI 5572									
	I 10959									

RECEIVED

OCT 01 2009

WATER RESOURCES DEPT
SALEM, OREGON

- Describe proposed changes to the permit or registration involving place of use. Information described below should accurately correspond to the proposed place of use shown on the accompanying application map. Attach additional pages as necessary.

Location of Proposed Place of Use: (i.e., the "TO" lands)

(NOTE: Complete this table only if a Change in Place of Use is being proposed.)

[illegible]

COPY

RECEIVED

~~OCT 01 2009~~

WATER RESOURCES DEPT
SALEM, OREGON

T 10959

Remarks: The ground water registration is for 38.43 acres. However, the map with the GR and later water rights for the same quarter quarter indicate only 35 acres are really irrigated.

Therefore, the ground water modification proposes to move all of the irrigated acres (35.0),

7. AFFECTED DISTRICTS AND LOCAL GOVERNMENTS

- Are any of the Permit(s) or Registration(s) proposed for amendment/modification located within or served by an irrigation or other water district? ☐ Yes ☒ No
- Will any of the Permit(s) or Registration(s) be located within or served by an irrigation or other water district after the proposed amendment/modification? ☐ Yes ☒ No
- Is water for any of the Permit(s) or Registration(s) supplied under a water service agreement or other contract for stored water with a federal agency? ☐ Yes ☒ No

If "Yes", for any of the above, list the name and mailing address of the district and/or agency:

- List the name and mailing address of all affected local governments (e.g., county, city, municipal corporation, and tribal governments within whose jurisdiction the right(s) are located).

Marion County Planning Division, P.O. Box 14500, Salem, OR 97309

COPY

8. PERMIT HOLDER OF RECORD

This section is to be completed only for Permit Amendment applications.

☐ *N/A – This is a Ground Water Registration Modification application.*

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

If "No", the applicant must either:

A. *Be assigned as a permit holder of record by submitting a completed **Request for Assignment** form and the required statutory fee for an assignment;*

or

B. *Submit an **Affidavit of Consent** from the permit holder of record that gives permission for the applicant to amend the permit.*

RECEIVED T 10959

OCT 01 2009

East Updated: 10/30/2006
WATER RESOURCES DEPT
SALEM, OREGON

Permit Amendment or GW Modification/8

FS

9. LAND OWNERSHIP

If for a Permit Amendment proposing a Change in Place of Use:

- Does the permit holder of record own or control the land **TO** which the place of use is being moved? ☐ Yes ☐ No

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

- Check one of the following:
 - ☐ The permit holder of record will be responsible for completion of the proposed changes after the final order is issued. All notices and correspondence should be sent to the permit holder of record.
 - ☐ The applicant will remain responsible for completion of changes. Notices and correspondence should continue to be sent to the applicant and applicant's agent.

If for a Ground Water Registration Modification:

- Does the applicant own the lands **FROM** which the registration is being moved? ☐ Yes ☒ No

If "No", provide the following information:

Names of Current Landowner(s): Glen Goschie

First

Last

COPY

Address: 7365 Meridian Rd. NE

Silverton, OR 97381-9741

City

State

Zip

- Does the applicant own the lands **TO** which the registration is being moved? ☒ Yes ☐ No

If "No", provide the following information:

Names of Receiving Landowner(s): _____

First

Last

Address: _____

City

State

Zip

- Check one of the following:
 - ☐ The receiving landowner will be responsible for completion of the proposed changes after the final order is issued. All notices and correspondence should be sent to this landowner.
 - ☒ The applicant will remain responsible for completion of changes. Notices and correspondence should continue to be sent to the applicant and applicant's agent.

RECEIVED

T 10959

OCT 01 2009

10. ATTACHMENTS

Check each of the following attachments included with this application.
The application will be returned if all required attachments are not included.

Map:

- ☒ A map meeting the requirements of OAR 690-380-3100 must be included but need **not** be prepared by a Certified Water Right Examiner.

Land Use Information Form:

- ☒ Enclosed; or
- ☐ Not required if **all** of the following are met:
- ① In EFU zone or irrigation district;
 - ② Change in place of use only;
 - ③ No structural changes needed, including diversion works, delivery facilities, other structures; **and**
 - ④ Irrigation only.

Water Well Reports/Well Logs:

- ☒ The application involves a change in point of appropriation or change from surface water to ground water and copies of all water well reports are attached.
- ☐ Water well reports are not available and a description of construction details including well depth, static water level, and information necessary to establish the ground water body developed or proposed to be developed is attached.
- ☐ N/A. The application does **not** involve a change in point of appropriation or a change from surface water to ground water, so water well reports are **not** required.

Fees:

- ☒ Amount enclosed: \$ 500.0
See the Department's Fee Schedule at www.wrd.state.or.us/OWRD/PUBS/forms.shtml or call (503) 986-0900.

For Permit Amendments Only...

Request for Assignment:

- ☐ Enclosed. The applicant is **NOT** the permit holder of record and needs to be assigned to the permit; **OR** the landowner of the proposed place of use is **NOT** the permit holder of record and needs to be assigned to the permit.
The Request for Assignment form is available online at: www.wrd.state.or.us/OWRD/PUBS/forms.shtml ; or
- ☐ N/A. The applicant is the permit holder of record and owns or controls the proposed place of use; **OR** the applicant is **not** the permit holder of record but **is** supplying an Affidavit of Consent from the permit holder.

Affidavit of Consent:

- ☐ Enclosed. Because the applicant is **NOT** the permit holder of record, an Affidavit of Consent is being supplied that gives permission for the applicant to amend the permit; or
- ☐ N/A. Not required because the applicant is the permit holder of record.

T 10959

RECEIVED

OCT 01 2009

WATER RESOURCES DEPT
SALEM, OREGON

Last Updated: 10/30/2006

Permit Amendment or GW Modification/10

FS

Before submitting your application to the Department, be sure you have:

- Answered each question completely.
- Included all the required attachments.
- Provided original signatures for all named deed holders, or other parties, with an interest in the water right.
- Included a check payable to the Oregon Water Resources Department for the appropriate amount.

11. SIGNATURES

- **For Ground Water Registration Modification Applications only, check the appropriate one and sign the application in the signature box below:**

- ☒ In accordance with OAR 690-382-0400(16)(a), I (we) understand that prior to Department approval of a permanent modification and upon my receipt of a draft Preliminary Determination for the proposed modification, I (we) will be required [pursuant to OAR 690-382-0700(5)] to provide the following landownership information and evidence demonstrating that I (we) are authorized to pursue the modification:

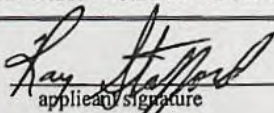
- (a) A report of ownership and lien information that has been prepared by a title company *within the last three months*;
- (b) A copy of written notification of the proposed modification provided by the applicant to all lien holders on the subject lands unless the report of ownership and lien information shows that a water right conveyance agreement has been recorded for the subject lands. *If a water right conveyance agreement has been recorded for the subject lands, a copy of the recorded agreement and a listing of the owner(s) of the lands at the time the agreement was recorded must be submitted; and*
- (c) If the applicant is not both the person named on the ground water registration or the assignee *and* the owner of the lands to which the registration is appurtenant, as identified in the report of ownership and lien information, then either of the following must be provided:

- A) Notarized statements consenting to the modification by all persons, other than the applicant, who are named on the ground water registration or identified as landowners in the report of ownership and lien information or who are authorized representatives of an entity to whom the interest in the water right has been conveyed as identified in a water right conveyance agreement; or
- B) Documentation demonstrating that the applicant is authorized to pursue the modification in the absence of consent of the persons named on the ground water registration or the assignee and the owner of the lands to which the registration is appurtenant.

- ☐ I (we) affirm that the applicant is a municipality, as defined in ORS 540.510(3)(b), and that the right is in the name of the municipality or a predecessor. Therefore, pursuant to OAR 690-382-0400(16)(b), the applicant is NOT required to provide the above described report of ownership and lien information.

- ☐ I (we) affirm that the applicant is an entity with the authority to condemn property and is acquiring the property to which the ground water registration proposed for modification is appurtenant by condemnation. Documentation is provided with this application supporting this statement. Therefore, pursuant to OAR 690-382-0400(16)(c), the applicant is NOT required to provide the above described report of ownership and lien information. (NOTE: Such an entity may only apply for recognition of a modification under this subsection if it has filed a condemnation action to acquire the property and deposited the funds with the court as required by ORS 35.265.)

- **For both Permit Amendment and Ground Water Registration Modification Applications, I (we) affirm that the information contained in this application is true and accurate.**


applicant signature

RAY STAFFORD
name (print)

09-29-2009
date

RECEIVED

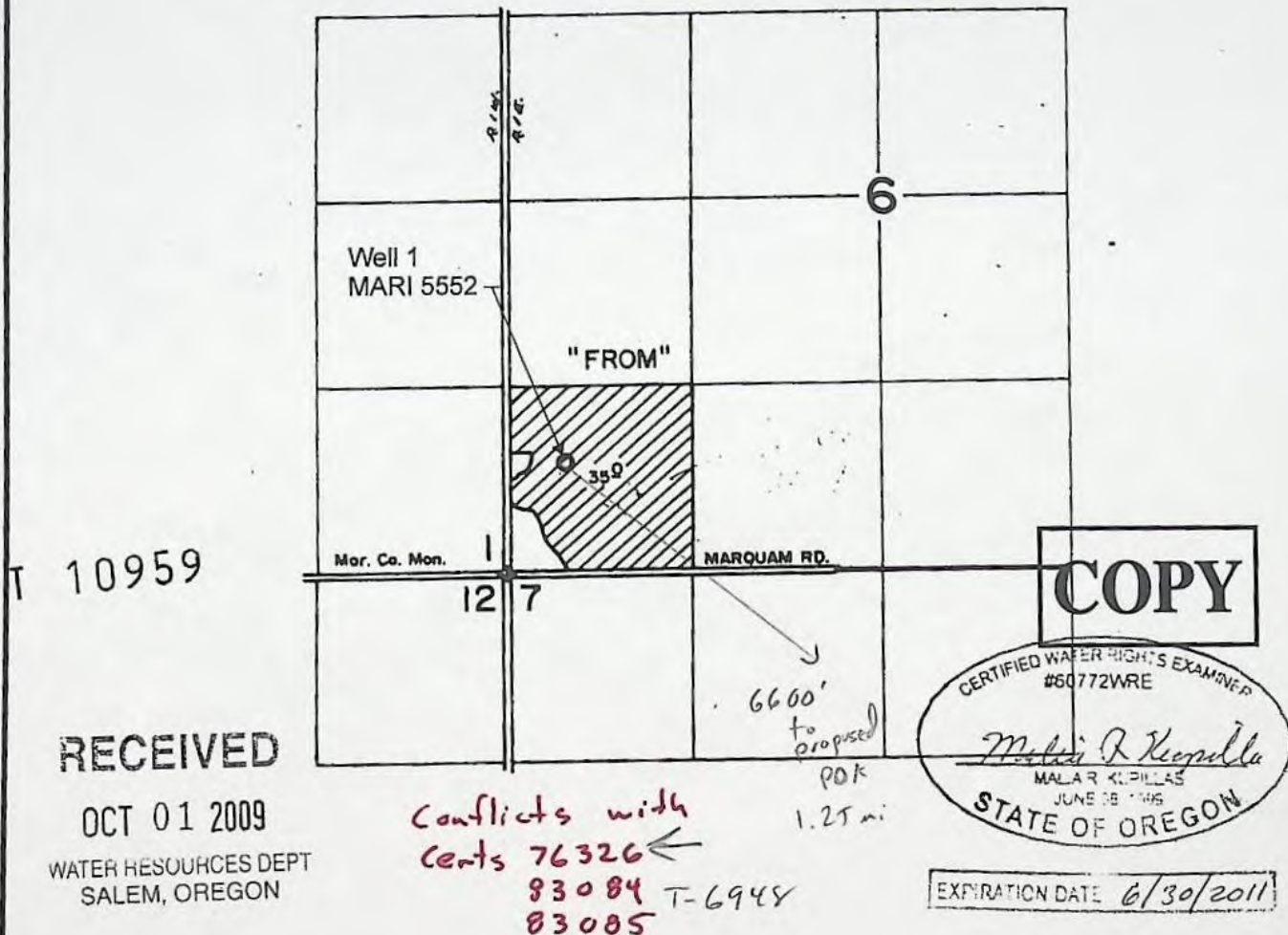
applicant signature

name (print)

date

OCT 01 2009

T.6S. R.1E. Sec. 6, W.M.



Well 1 (MARI 5552) is located 790 feet north and 420 feet east from the SW corner of Section 6.

Area (35.0 Acres) irrigated under Application GR-243, Permit GR-219.

----- Tax lot boundary

Note: This was the map used for T-6948 that transfers the overlying water right. Therefore, this map is also being used to modify GR-243

Scale: 1" = 1,320'



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

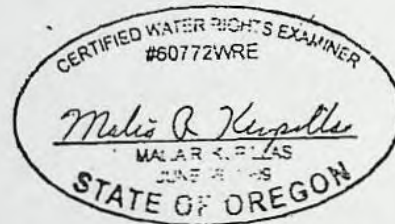
Ground Water Registration Modification
Application GR-243, Permit GR-219

Pacific Hydro-Geology Inc.

Kraemer Farms

3/2005

T.6S. R.1E. Sec. 8 & 17, W.M.



EXPIRATION DATE: 6/30/2011

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.

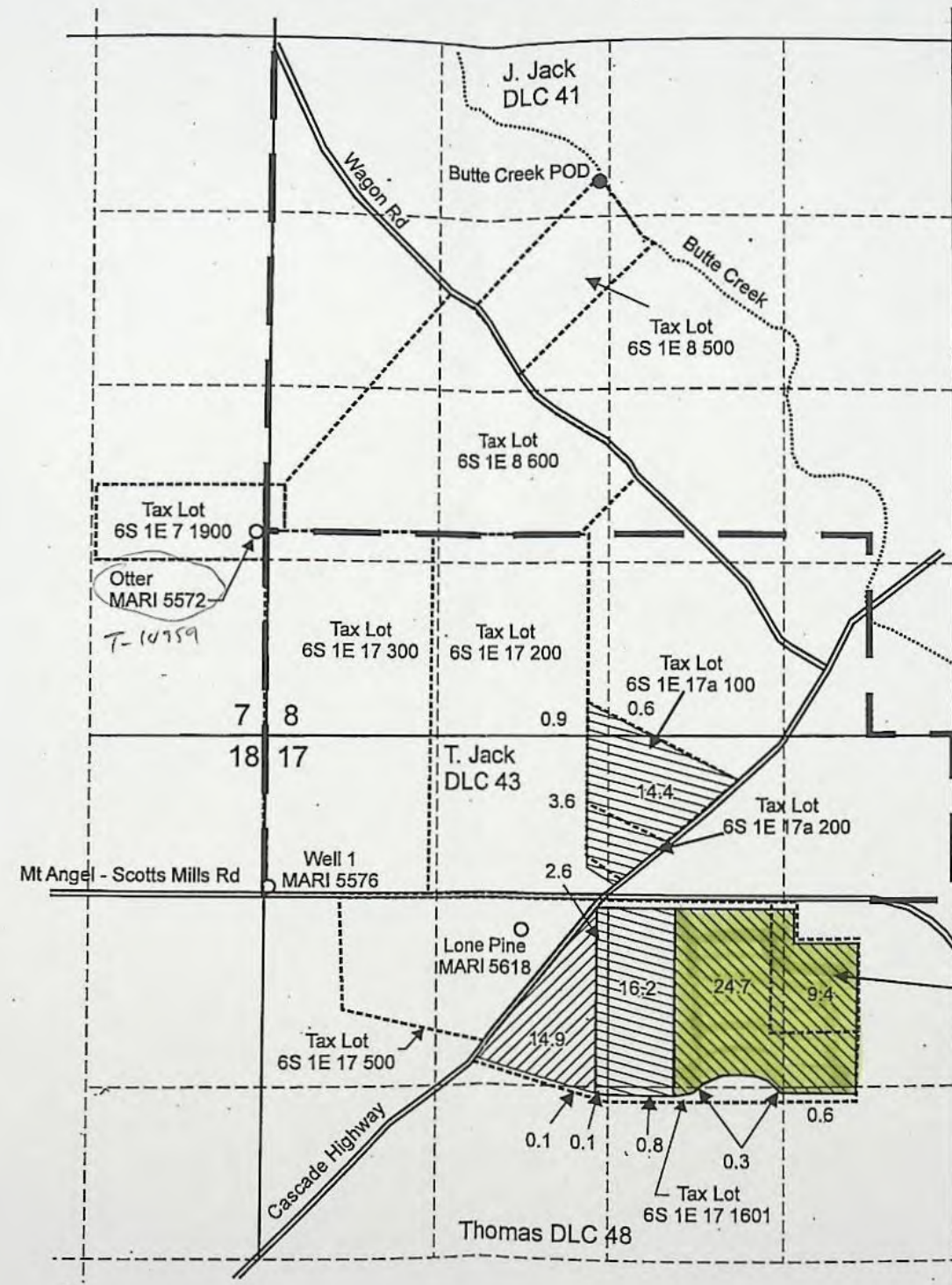
Scale: 1" = 1,320'
0 1,320 Feet

RECEIVED

OCT 01 2009

WATER RESOURCES DEPT
SALEM, OREGON

Pacific Hydro-Geology Inc.



Well 1 (MARI 5576) is located 1140 feet south and 40 feet east from the NW corner of Section 17.

Lone Pine (MARI 5618) is located 1480 feet south and 1980 feet east from the NW corner of Section 17.

Otter Well (MARI 5572) is located 1540 feet north and 110 feet east from the SE corner of Section 7. T-10959

Butte Creek point of diversion is located 1130 feet south and 100 feet west from the N quarter corner of Section 8.

'Existing' Area (15.0 Acres) irrigated under Registration GR-1066 and S-70391/S-53164.

'To' Area (39.2 Acres) irrigated under Certificates 83084 and 83085 (T-8115).

'To' Area (35.0 Acres) irrigated under Registration GR-243 and Certificates 83084 and 83085 (T-6948).

DLC boundary

Tax lot boundary

COPY

conflict
w/
permit S-53164

Revised Transfer Application Map
T-6948 and T-8115

9/2009

Kraemer Farms

Hi Malia –

Please find attached draft preliminary determinations for T-6948, T-8115, and T-10959 for Kraemer Farms. These documents reflect the Department's conclusion that, based on the information currently available, the transfers and GR modification will be approved.

Per our discussion of this morning at the front counter, you will be getting me the report of ownership for the Goschie properties and the appropriate permission statement.

Once the preliminary determination is issued for the GR Modification, a publication period is required. Because the new point of appropriation is more than ¼ mile from the authorized point of appropriation, the applicant is responsible for publishing notice of the modification in a local newspaper having a general circulation in the area of the ground water registration. The notice must be published at least once a week for three consecutive weeks. We will provide a copy of the required notice to you upon issuance of the Preliminary Determination.

Issuance of the Preliminary Determinations will occur shortly after we receive the report of ownership and your written response to the conditions and proposed action in the draft Preliminary Determinations (e-mail is acceptable). If we do not receive your response and the report by **May 3, 2010**, Preliminary Determinations may be issued denying the applications as incomplete.

Please do not hesitate to contact me at if I may be of assistance.

Sincerely,

Kelly

Kelly Starnes, NW Region Transfer Specialist
Oregon Water Resources Department
Telephone: 503-986-0886 Fax: 503-986-0903
E-mail: Patrick.K.STARNES@wrdd.state.or.us

Please Note: Under Oregon Law, messages to and from this e-mail address may be available to the public.

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

In the Matter of Ground Water
Registration Modification Application
T-10959, Marion County

) **D R A F T**
)
) PRELIMINARY DETERMINATION
) PROPOSING TO APPROVE
) RECOGNITION OF A MODIFICATION
) IN POINT OF APPROPRIATION AND
) A MODIFICATION IN PLACE OF USE

Authority

ORS 537.610, 537.705 and 540.505 to 540.580 establish the process in which the holder of a certificate of registration may submit a request for recognition of modifications to the place of use, character of use or point of appropriation under a ground water certificate of registration.

OAR Chapter 690, Divisions 382 and 380 implement the statutes and provide the Department's procedures and criteria for evaluating ground water registration modification applications.

Applicant

KRAEMER FARMS
13318 DOMINIC RD NE
MOUNT ANGEL OR 97362

Findings of Fact

Background

1. On October 1, 2009, KRAEMER FARMS filed a ground water registration modification application to modify the point of appropriation *and* place of use under Registration Application GR-243 (Certificate of Registration GR-219). The Department assigned the application number T-10959.
2. On October 1, 2010, Registration Application GR-219 (Certificate of Registration GR-243) was assigned from ERNEST WESTENDORF to GLENN GOSCHIE.

3. The portion of the ground water registration to be modified is as follows:

Registration: Application GR-243 (Certificate of Registration GR-219), in the name of ERNEST WESTENDORF (*assigned to GLENN GOSCHIE*)

Use: IRRIGATION OF 35.0 ACRES

Tentative

Priority Date: FEBRUARY 1950

Quantity: 100 GALLONS PER MINUTE

Duty: ± 50 ACRE FEET/ACRE

Source: A WELL within the BOCHSLER CREEK BASIN

Original Point of Appropriation:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
6 S	1 E	WM	6	SW SW	790 FEET NORTH AND 420 FEET EAST FROM THE SW CORNER OF SECTION 6

Original Place of Use:

IRRIGATION					
Twp	Rng	Mer	Sec	Q-Q	Acres
6 S	1 E	WM	6	SW SW	35.0

4. Ground Water Registration Modification Application T-10959 proposes to modify the location of the original point of appropriation approximately 1.25 miles southeast from the original well to:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
6 S	1 E	WM	7	NE SE	WELL (MARI 5572) - 1540 FEET NORTH AND 110 FEET WEST FROM THE SW CORNER OF SECTION 6

5. Ground Water Registration Modification Application T-10959 proposes to modify the place of use under the ground water registration to:

IRRIGATION					
Twp	Rng	Mer	Sec	Q-Q	Acres
6 S	1 E	WM	17	SW NE	24.7
6 S	1 E	WM	17	SE NE	9.4
6 S	1 E	WM	17	NE SE	0.6
6 S	1 E	WM	17	NW SE	0.3

6. Notice of the application for ground water registration modification was published on October 20, 2009, pursuant to OAR 690-382-0600. No comments were filed in response to the notice.

Review Criteria for Ground Water Registration Modification Applications [OAR 690-382-0700(2)]

7. There were other water rights existing upon the "from" land, Certificates 83084, 83085, and 76326. Transfer Application 6948 was filed April 6, 1993 to remove all existing rights (Cert. 83084, 83085, and GR-219) off the land. However, at that time there was no legal process to change the place of use of Ground Water Registrations. Transfer Application T-6948 has been delayed until the Ground Water Registration Modification process was initiated. Certificate 76326 confirms a primary irrigation right that was applied for on the land after T-6948 was filed. Because of the delay in processing of the transfer, Certificate 76326 was not intended to be layered with any existing water right on the "from" land. The Department finds that the proposed modifications would not result in enlargement of the ground water registration.
8. The proposed modifications would not result in a state Scenic Waterway not receiving previously available water during periods in which streamflows are less than the quantities determined by the Department to be necessary to meet the requirements of ORS 390.835.
9. The proposed modifications would not result in injury to other water rights.

Determination and Proposed Action

The modification in point of appropriation and modification in place of use proposed in Ground Water Registration Modification T-10959 appear to be consistent with the requirements of ORS 537.610, 537.705, 540.505 to 540.580 and OAR 690-382-1000. If protests are not filed pursuant to OAR 690-382-0900, the application will be recognized.

If Ground Water Registration Modification Application T-10959 is recognized, the final order will include the following:

1. *The modifications to Registration Application GR-243 (Certificate of Registration GR-219) proposed in Ground Water Registration Modification Application T-10959 are recognized. Recognition of the modifications shall not be construed as a final determination of the right to appropriate ground water under the certificate of registration or modification. Such a determination will occur in an adjudication proceeding under ORS 537.670 to 537.695.*
2. *The use of the water is restricted to beneficial use at the place of use described, and is subject to all other conditions and limitations contained in Registration Application GR-243 (Certificate of Registration GR-219) and any related decree.*
3. *Water shall be acquired from the same aquifer (alluvial) as the original point of appropriation.*
4. *Water shall no longer be appropriated from the original point of appropriation as part of this ground water certificate of registration.*
5. *The quantity of water diverted at the new shall not exceed the quantity of water lawfully available at the original point of appropriation.*

6. *The former place of use of the modified ground water registration shall no longer receive water as part of the ground water certificate of registration.*
7. *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.*
 - b. *The water user shall maintain the meter or measuring device in good working order.*
 - c. *The water user shall allow the Watermaster access to the meter or measuring device; provided however, where the meter or measuring device are located within a private structure, the Watermaster shall request access upon reasonable notice.*

Dated at Salem, Oregon this ____ day of _____ 2010.

DRAFT

Phillip C. Ward, Director

This draft Preliminary Determination was prepared by Kelly Starnes. If you have questions about the information in this document, you may reach me at 503-986-0886 or Patrick.K.Starnes@wrд.state.or.us.
--

GR-243
REGISTRATION NO.

CERTIFICATE NO. GR-219

Registration Statement

OF CLAIMANT OF RIGHT TO APPROPRIATE GROUND WATER

(Under Chapter 708, Oregon Laws 1955.)

TO THE STATE ENGINEER OF OREGON:

I, Ernest Westendorfof Mt. Angel,County of Marion,State of Oregon, do hereby make application for a certificate of registration as evidence of a right to appropriate ground water.1. Source from which water is withdrawn is Pump Well

(Flowing well, pump well, infiltration trench, or tunnel)

2. Location is: 3 1/2 Mi. E. of Mt. Angel (Property adjoins Lutheran Church property);

(Approximate distance and direction from nearest city or town)

and is more particularly described as follows:

(a) 420 Ft. East & 790 Ft. North of SW corner of Sec. 6, T6S, R1E, W1E.

(Give distance and bearing to corner of section or other legal subdivision)

being within SW 1/4 of SW 1/4 of Sec. 6, Twp. 6S, Rge. 1E

(Smallest legal subdivision)

(N. or S.)

(E. or W.)

or (b) within limits of recorded platted property, town or city:

in Lot _____ Block _____ of _____

(Name of plat or addition)

(If within city or town, give name) _____ County of _____

3. Construction Work was begun on Feb., 1950; was completed on March, 1950

(Date)

(Date)

and the ground water claimed was first used for the purposes set out below on June, 1950

(Date)

since which time the water has been used Continuously

(Continuously or intermittently)

from June 1950 to July 1956

(Date)

(Date)

4. Quantity of water claimed and used is 100 gallons per minute; 50+ acre feet per year.5. Purpose or Purposes for which water is used Irrigation & Domestic

(Domestic, irrigation, municipal, manufacturing, industrial, etc.).

6. Description of Well: Depth 100 feet. Type Drilled

(Dug or drilled)

diameter 6 inches. Elevation of ground at well site 225' 155' feet, mean sea level.

(As near as known)

Depth to water table 90 feet.7. Capacity of Well: 100 g.p.m. with 100 feet drawdown.

_____ g.p.m. with _____ feet drawdown.

Date of test March, 1950

If Flowing Well: Measured discharge _____ g.p.m. on _____

(Date)

Shut-in pressure at ground surface _____ lbs. per sq. in. on _____

(Date)

Water is controlled by _____

(Cap, valve, etc.)

6 inch diameter from 0 to 100 feet
 inch diameter from to feet
 inch diameter from to feet
 inch diameter from to feet

Describe and show depth of shoe, plug, adapter, liner or other details:

No Perforations	from	to
(Number per foot and size of perforations, or describe screen)		
	from	to
	from	to
	from	to
	from	to

10. Log of Well: (Describe each stratum or formation clearly, indicate if water bearing, and give thickness and depth as indicated)

[illegible]

GR-219A

If log of well is not available, give name and address of driller.

Rudolph Stadeli, Silverton, Oregon

11. Infiltration Trench: Covered or open _____

Dimensions: Length _____ ft. Minimum depth _____ ft. Maximum depth _____ ft.

Bottom width _____ ft. Discharge _____ g.p.m. Date of test _____

12. Tunnel: Type of lining _____

Dimensions: _____
(Length, course, and cross section) size

Position of water bearing stratum with reference to portal of tunnel

Log of tunnel: (Preceding table for log of well may be used, if desired. Give footage from portal and character of materials, as pertinent.)

13. Pumping Equipment:

(a) Pump Peerless D.W. Turbine Capacity 100 g.p.m.
(Make, type and size)

(b) Motor 5 HP 1760 RPM Single Phase Vertical
(Type and horsepower)

14. Location of area irrigated or to be irrigated, or place of use if for purposes other than irrigation.

[illegible]

15. If the ground water supply is supplemental to an existing water supply, identification of any application for a permit, permit, certificate or adjudicated right to appropriate water made or held by the registrant.

None

GR-219B

STATE OF OREGON

55

Ernest Medendorp
(Signature of Registrant)

August 7, 1901
H. W. Ham
(City Public)

CERTIFICATE OF REGISTRATION

STATE OF OREGON

County of Marion

This is to certify that the foregoing Registration Statement was received in the office of the State Engineer on the 28th day of August, 1956, at 10 o'clock A.M. and has been duly recorded in said office in Book No. 2 of Registration Statements on page GR-219 C.

Control roll shall be completed by X-X-X-X-X-X-X-X-10-X-X, and the counter roll merely applied to
hereafter on by X-X-X-X-X-X-X-X-10-X-X.

Witness my hand this 23rd day of November 1956

19 56
Lewis J. Stanley
(State Engineer)

By

(Deputy)

A hand-drawn map on a grid. A rectangular area in the upper right is filled with diagonal hatching and labeled 'NW'. A line with an arrow points from the top right towards this area. The number '6' is written near the top right, and '20' is written near the bottom right.

SS

Ernest Westendorf
(Signature of Registrant)

August
Am. W. Har.
(New Public)

SS

Witness my hand this 23rd day of November 1956

19 56
Lewis A. Stanley
(State Engineer)

By

(Deputy)

STATE OF OREGON
COUNTY OF MARION
CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

GOSCHIE FARMS, INC.
7365 MERIDIAN ROAD NE
SILVERTON, OREGON 97381

confirms the right to use the waters of WELLS NO. 'S 1 AND 3 in the BOCHSLER CREEK BASIN for IRRIGATION.

This right was perfected under Permit G-12597. The date of priority is APRIL 27, 1993. The amount of water to which this right is entitled is limited to an amount actually beneficially used and shall not exceed 0.44 CUBIC FOOT PER SECOND FROM WELL NO. 1 WITH ANY DEFICIENCY IN THE SUPPLY TO APPROPRIATED FROM WELL NO. 2, or its equivalent in case of rotation, measured at the wells.

The wells are located as follows:

WELL NO. 1 - NW 1/4 SW 1/4, SECTION 6, TOWNSHIP 6 SOUTH, RANGE 1 EAST, W.M.; 1730 FEET NORTH AND 250 FEET EAST FROM THE SW CORNER OF SECTION 6; AND

WELL NO. 2 - SE 1/4 SW 1/4, SECTION 6, TOWNSHIP 6 SOUTH, RANGE 1 EAST, W.M.; 40 FEET NORTH AND 1955 FEET EAST FROM THE SW CORNER OF SECTION 6.

The amount of water used for irrigation, together with the amount secured under any other right existing for 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 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 1/4 SW 1/4 35.0 ACRES
SECTION 6
TOWNSHIP 6 SOUTH, RANGE 1 EAST, W.M.

Measurement, recording and reporting conditions:

- A. The water user shall maintain the meters or other suitable measuring device in good working order.
- B. The water user shall allow the watermaster access to the meter or measuring device; provided however, where the meter or measuring device is located within a private structure, the watermaster shall request access upon reasonable notice.

- C. The Director may require the water user to keep and maintain a record of the amount (volume) of water used and may require the water user to report water use on a periodic schedule as established by the Director. In addition, the Director may require the water user to report general water use information, the periods of water use and the place and nature of use of water under the right. The Director may provide an opportunity for the water user to submit alternative reporting procedures for review and approval.

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

Failure to comply with any of the provision of this right may result in action including, but not limited to, restrictions on the use, civil penalties, or cancellation of the right.

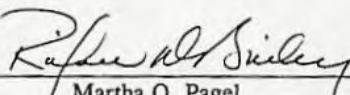
The right to use water for the above purpose is restricted to beneficial use, without waste, on the lands or place of use described. The water user is advised that new regulations may require use of best practical technologies or conservation practices to achieve this end.

By law, the land use associated with this water use must be in compliance with statewide land-use goals and any local acknowledged land-use plan.

The use of water shall be limited when it interferes with any prior surface or ground water rights.

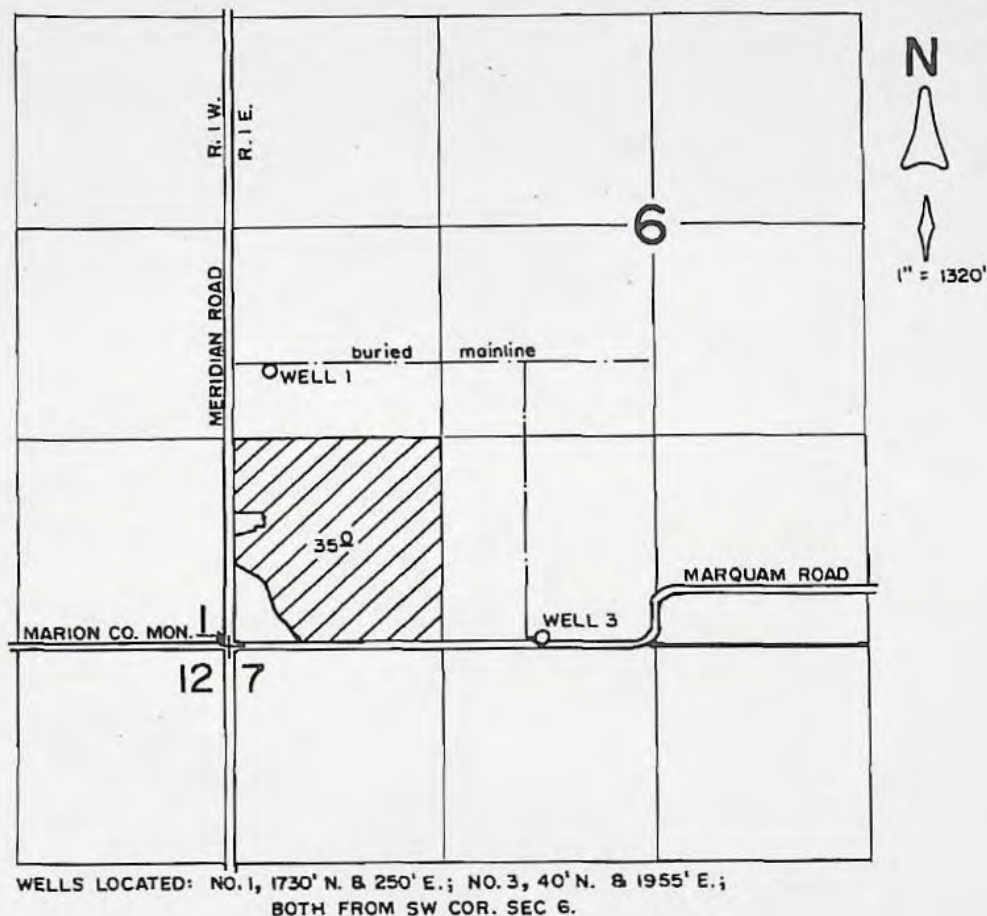
The right to use water for the above purpose is restricted to beneficial use on the lands or place of use described.

WITNESS the signature of the Water Resources Director, affixed OCTOBER 29, 1999.

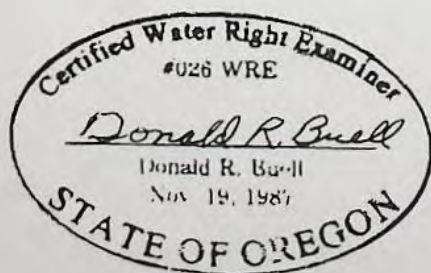

Martha O. Pagel

Recorded in State Record of Water Right Certificates numbered 76326.

Township 6 South, Ranges 1 West & 1 East, W. M.



FINAL PROOF SURVEY
under
Appl. No. G-13378, Per. No. G-12597
in name of
GOSCHIE FARMS, INC.
Apr. 17, 1998



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.

STATE OF OREGON
COUNTY OF MARION
CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

HAROLD KRAEMER
13318 DOMINIC RD NE
MOUNT ANGEL OR 97362

confirms the right to use the waters of TWO WELLS in the BUTTE CREEK BASIN for SUPPLEMENTAL IRRIGATION of 74.2 ACRES.

This right was perfected under Permit G-10144. The date of priority is SEPTEMBER 20, 1983. The amount of water to which this right is entitled is limited to an amount actually used beneficially, and shall not exceed 0.471 CUBIC FOOT PER SECOND or its equivalent in case of rotation, measured at the well.

The well is located as follows:

Twp	Rng	Mer	Sec	Q-Q	Survey Coordinates
6 S	1 E	WM	17	NW NW	1200 FEET SOUTH AND 80 FEET EAST FROM THE NW CORNER OF SECTION 17
6 S	1 E	WM	17	SE NW	1470 FEET SOUTH AND 1990 FEET EAST FROM THE NW CORNER OF SECTION 17

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 2.5 acre-feet per acre for each acre irrigated during the irrigation season of each year. This right is limited to any deficiency in the available supply of any prior right existing for the same land.

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

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

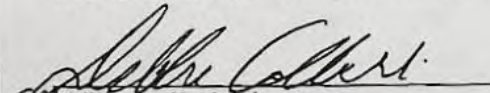
SUPPLEMENTAL IRRIGATION					
Twp	Rng	Mer	Sec	Q-Q	Acres
6 S	1 E	WM	6	SW SW	35.0
6 S	1 E	WM	7	NE NW	4.2
6 S	1 E	WM	7	NW NW	35.0

This certificate describes that portion of the water right confirmed by Certificate 65144, State Record of Water Right Certificates, NOT modified by the provisions of an order of the Water Resources Director entered 7-15-1999, approving Transfer Application T-8169.

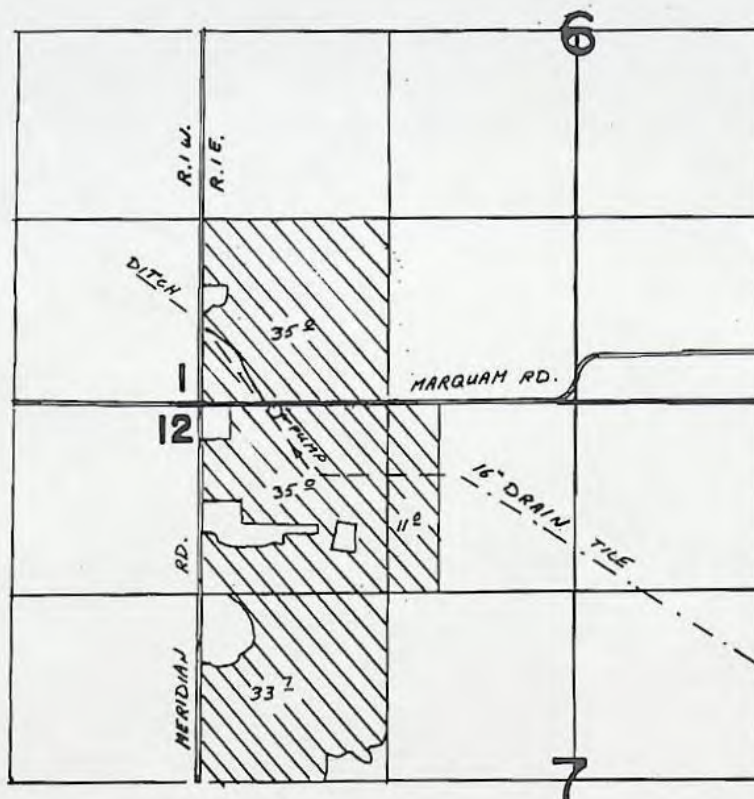
The issuance of this superseding certificate does not confirm the status of the water right in regard to the provisions of ORS 540.610 pertaining to forfeiture or abandonment.

WITNESS the signature of the Water Resources Director, affixed

January 18, 2007

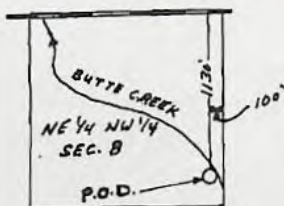

Phillip C. Ward, Director

T. 6 S., R. 1 E. & 1 W., W.M.



N

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



SCALE 1" = 1320'

FINAL PROOF SURVEY

UNDER

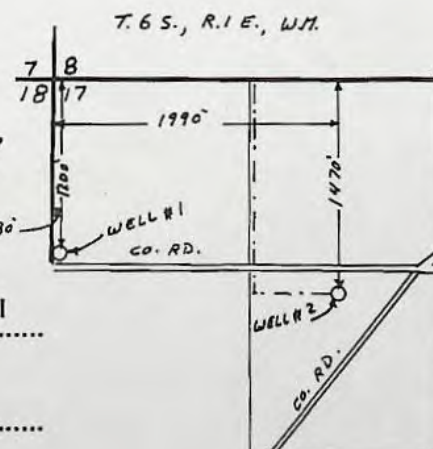
G-10344

G-10144

Application No. 61722 Permit No. 47801
IN NAME OF

HAROLD KRAEMER

Surveyed JUN 6 1988, by Z. SALEH



41047-278-109A
41005-278-144C
5-12-89 Z. f. S.

STATE OF OREGON
COUNTY OF MARION
CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

KRAEMER FARMS
13318 DOMINIC RD NE
MOUNT ANGEL OR 97362

confirms the right to use the waters of BUTTE CREEK, tributary to PUDDING RIVER, for IRRIGATION of 74.2 ACRES.

This right was perfected under Permit S-47801. The date of priority is MAY 26, 1981. The amount of water to which this right is entitled is limited to an amount actually used beneficially, and shall not exceed 0.476 CUBIC FOOT PER SECOND, or its equivalent in case of rotation, measured at the point of diversion, from the source.

The point of diversion is located as follows:

Twp	Rng	Mer	Sec	Q-Q	DLC	Survey Coordinates
6 S	1 E	WM	8	NE NW	41	1130 FEET SOUTH AND 100 FEET WEST FROM THE N1/4 CORNER OF SECTION 8

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 2.5 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. 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. The use confirmed herein may be made only at times when sufficient water is available to satisfy all prior rights, including rights for maintaining instream flows.

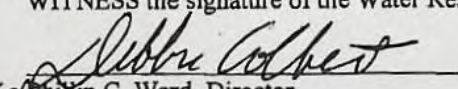
A description of the place of use to which this right is appurtenant is as follows:

IRRIGATION					
Twp	Rng	Mer	Sec	Q-Q	Acres
6 S	1 E	WM	6	SW SW	35.0
6 S	1 E	WM	7	NE NW	4.2
6 S	1 E	WM	7	NW NW	35.0

This certificate describes that portion of the water right confirmed by Certificate 65143, State Record of Water Right Certificates, NOT modified by the provisions of an order of the Water Resources Director entered 7-15-1999, approving Transfer Application T-8169.

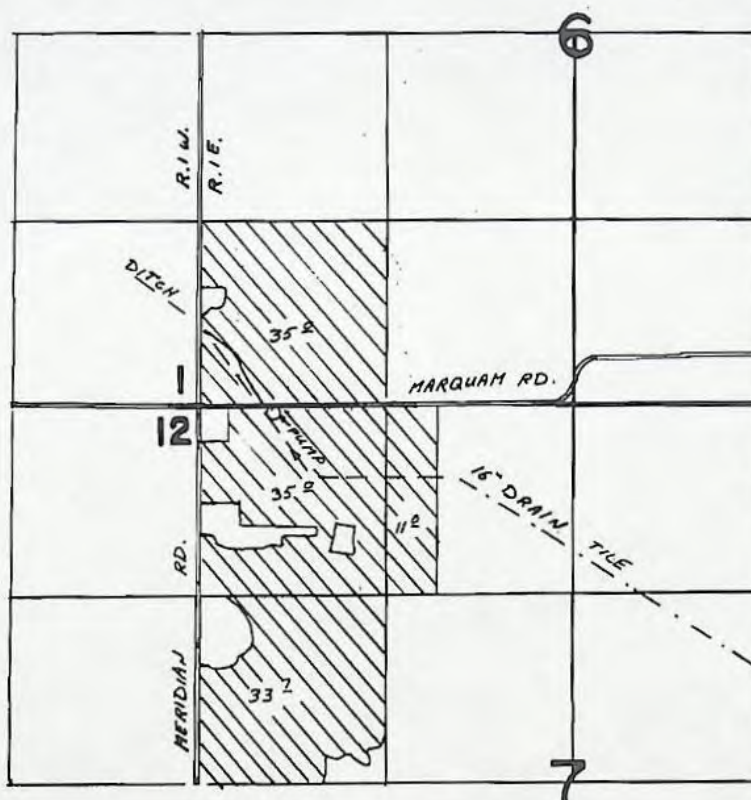
The issuance of this superseding certificate does not confirm the status of the water right in regard to the provisions of ORS 540.610 pertaining to forfeiture or abandonment.

WITNESS the signature of the Water Resources Director, affixed


For Philip C. Ward, Director

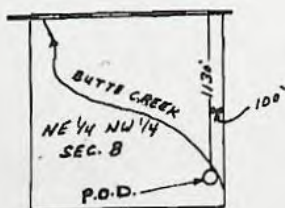
January 18, 2007.

T.6S., R.1E. & 1W., W.M.



N

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



SCALE 1" = 1320'

FINAL PROOF SURVEY

UNDER

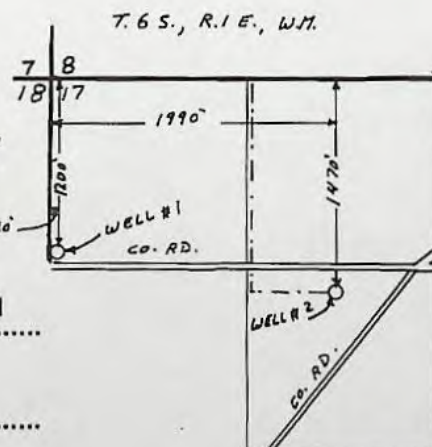
G-10344

G-10144

Application No. 61722 Permit No. 47801
IN NAME OF

HAROLD KRAEMER

Surveyed JUN 6 1988, by Z. SALEH



41047-278-109A
41005-278-144C
5-12-89 Z.f.S.

Water Rights Platcard Report

Meridian: Willamette Township: 6 South Range: 1 East Section: 6 Records per 20 Page: Search New Platcards Maps! Learn about * Mapped by Type * Mapped

Water Right	Claiming Miles	Priority	Use	Use Status	DLC	Gov't Lot	Q(40)	Q(160)	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW	SW
-------------	-------------------	----------	-----	---------------	-----	--------------	-------	--------	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----	----

Acreage Legend:	12.25 Regular acreage	12.25 Acreage is on a canceled right	(12.25) Acreage is part of a transfer and has not been proven up on yet (Inchoate)	[12.25] Acreage has been suspended	* Acreage is not specified
-----------------	-----------------------	---	--	------------------------------------	----------------------------

Meridian: Willamette Township: 6 South Range: 1 East Section: 6 Records per Page: 20 Search New Platcards Maps! [Learn about](#) • [Mapped by Type](#) • [Mapped](#)

	Water Right	Changing Years	Priority	Use	Use Status	DLC	Gov't Lot	QQ(40)	NE NE	NW NE	SW SE	SE NE	NW NW	SW NW	SE SW	NW SW	SW SW	SE SE	NW SE	SW SE	SE SE	Unk Q
Select	Cert:44418 CF RR *		6/11/1954	IRRIGATION														4.75	39.75	13	2.5	
	Additional Info: GEORGE G WHITE App: S29246 Permit: S23008 Cert: 44418																					
Select	Cert:44419 CF RR *		6/29/1967	IRRIGATION																15.3	13.5	
	Additional Info: GEORGE C WHITE App: S43764 Permit: S32150 Cert: 44419																					
Select	Cert:47529 CF *		1/8/1959	IRRIGATION											5.8		33.3					
	Additional Info: HERMAN M GOSCHIE App: G1339 Permit: G1267 Cert: 47529																					
Select	Cert:47942 OR *		7/11/1975	IRRIGATION					25					15								
	Additional Info: AAA FARMS App: S53406 Permit: S39746 Cert: 47942																					
Select	Cert:49137 OR CN		11/24/1976	IRRIGATION	CN										29.5							
	Additional Info: HERMAN M GOSCHIE App: G7591 Permit: G7344 Cert: 49137																					
Select	Cert:54275 RR *		11/24/1976	IRRIGATION											29.5							
	Additional Info: HERMAN M GOSCHIE App: G7591 Permit: G7344 Cert: 54275																					
Select	Cert:55120 OR *		10/30/1985	IRRIGATION											4.7		5.4					
	Additional Info: HERMAN GOSCHIE App: G11447 Permit: G10546 Cert: 55120																					
Select	Cert:55120 OR *		10/30/1985	IRRIGATION		6										36.4						
	Additional Info: HERMAN GOSCHIE App: G11447 Permit: G10546 Cert: 55120																					
Select	Cert:62396 OR CN		5/26/1981	IRRIGATION	CN												35					
	Additional Info: HAROLD KRAEMER App: S61722 Permit: S47801 Cert: 62396																					
Select	Cert:65143 RR CN		5/26/1981	IRRIGATION	CN												35					
	Additional Info: HAROLD KRAEMER App: S61722 Permit: S47801 Cert: 65143																					
Select	Cert:76326 OR *		4/27/1993	IRRIGATION													35					
	Additional Info: GOSCHIE FARMS INC. App: G13378 Permit: G12597 Cert: 76326																					
Select	App:G 15889 WD		12/10/2002	IRRIGATION	WD					41.6												
	Additional Info: JAMES BUTSCH App: G15889																					
Select	Cert:83084 RR *	T6948, T8115	5/26/1981	IRRIGATION													35					
	Additional Info: KRAEMER FARMS App: S61722 Permit: S47801 Cert: 83084																					
Select	Claim:GR 243 *	T10959	2/28/1950	IRRIGATION AND DOMESTIC													38.43					
	Additional Info:																					

ERNEST WESTENDORF Claim: GR243			6.2	23.8	5.5	19.7	4.8												
Select	Permit:G 12127 * Additional Info: LARRY ROSS App: G13055 Permit: G12127	7/30/1992 SUPPLEMENTAL IRRIGATION (Suppl'mtl)																	
Select	Permit:G 12327 * Additional Info: JAMES BUTSCH App: G12409 Permit: G12327	SUPPLEMENTAL IRRIGATION (Suppl'mtl)				5	36.8	38.3	20										
Select	Permit:S 34823 CN Additional Info: LOUIS BERNING App: S46596 Permit: S34823	12/17/1969 SUPPLEMENTAL CN IRRIGATION (Suppl'mtl)						38.3											
Select	Cert:39273 OR CN Additional Info: HERMAN GOSCHIE App: S45055 Permit: S33670 Cert: 39273	6/13/1968 SUPPLEMENTAL CN IRRIGATION (Suppl'mtl)							5.8		33.1								
Select	Cert:49137 OR CN Additional Info: HERMAN M GOSCHIE App: G7591 Permit: G7344 Cert: 49137	11/24/1976 SUPPLEMENTAL CN IRRIGATION (Suppl'mtl)							4.7		5.4								
Select	Cert:52075 OR * Additional Info: ARIE JONGENEEL App: S57694 Permit: S45013 Cert: 52075	7/25/1978 SUPPLEMENTAL IRRIGATION (Suppl'mtl)															5.2	4.8	
1234																			
Acreage Legend: 12.25 Regular acreage 12.25 Acreage is on a canceled right (12.25) Acreage is part of a transfer and has not been proven up on yet [12.25] Acreage has been suspended * Acreage is not specified																			

Water Rights Platcard Report

Meridian: Willamette Township: 6

South Range: 1

East Section: 6

Records
per 20
Page:

Search

New Platcards Maps!
Learn about * Mapped by Type * Mapped

Water Right	Change Xref	Priority	Use	Use Status	DLC	Govt Lot	QQ(40) Q(160)	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Unknown QQ
Select Cert:52078 OR *		7/25/1978	SUPPLEMENTAL IRRIGATION (Suppl'mtl)																				5.2	4.8
Additional Info: ARIE JONGENEEL App: G8906 Permit: G8287 Cert: 52078																								
Select Cert:54273 RR *		6/13/1968	SUPPLEMENTAL IRRIGATION (Suppl'mtl)												5.8			33.1						
Additional Info: HERMAN M GOSCHIE App: S45055 Permit: S33670 Cert: 54273																								
Select Cert:54274 CF *		6/13/1968	SUPPLEMENTAL IRRIGATION (Suppl'mtl)												4.7			5.4						
Additional Info: HERMAN M GOSCHIE App: S45055 Permit: S33670 Cert: 54274																								
Select Cert:55120 OR *		10/30/1985	SUPPLEMENTAL IRRIGATION (Suppl'mtl)												35.3			33.3						
Additional Info: HERMAN GOSCHIE App: G11447 Permit: G10546 Cert: 55120																								
Select Cert:56441 OR CN		5/16/1977	SUPPLEMENTAL IRRIGATION (Suppl'mtl)	CN		4								36.8										
Additional Info: JAMES BUTSCH App: G8135 Permit: G7508 Cert: 56441																								
Select Cert:57859 OR *		4/11/1977	SUPPLEMENTAL IRRIGATION (Suppl'mtl)															34.9	39.9	29.5	25.4			
Additional Info: GEORGE G. WHITE App: G8014 Permit: G7421 Cert: 57859																								
Select Cert:62398 OR CN		9/20/1983	SUPPLEMENTAL IRRIGATION (Suppl'mtl)	CN											35									
Additional Info: HAROLD KRAEMER App: G10344 Permit: G10144 Cert: 62398																								
Select Cert:64871 OR *	T10639	5/13/1980	SUPPLEMENTAL IRRIGATION (Suppl'mtl)						24						15									
Additional Info: HAROLD KRAEMER App: G9731 Permit: G8954 Cert: 64871																								
Select Cert:65144 RR CN		9/20/1983	SUPPLEMENTAL IRRIGATION (Suppl'mtl)	CN											35									
Additional Info: HAROLD KRAEMER App: G10344 Permit: G10144 Cert: 65144																								
Select Cert:67382 RR *		5/16/1977	SUPPLEMENTAL IRRIGATION (Suppl'mtl)			4								36.8										
Additional Info: JAMES BUTSCH App: G8135 Permit: G7508 Cert: 67382																								
Select Cert:72133 OR *		11/15/1990	SUPPLEMENTAL IRRIGATION (Suppl'mtl)												40	36.4		38.7						
Additional Info: GOSCHIE FARMS INC. App: G12296 Permit: G11322 Cert: 72133																								
Select App:G 15889 WD		12/10/2002	SUPPLEMENTAL IRRIGATION (Suppl'mtl)	WD					5					20										
Additional Info: JAMES BUTSCH App: G15889																								
Select App:G 15889 WD		12/10/2002	SUPPLEMENTAL IRRIGATION (Suppl'mtl)	WD		4								36.8										
Additional Info: JAMES BUTSCH App: G15889																								
Select App:G 15889 WD		12/10/2002	SUPPLEMENTAL IRRIGATION (Suppl'mtl)	WD		5								35.4										
Additional Info: JAMES BUTSCH App: G15889																								

Select Permit: G 16103 *	8/6/2004	SUPPLEMENTAL IRRIGATION (Suppl'mtl)				20		20											
Additional Info: JAMES BUTSCH App: G16288 Permit: G16103																			
Select Permit: G 16103 *	8/6/2004	SUPPLEMENTAL IRRIGATION (Suppl'mtl)	4				36.8												
Additional Info: JAMES BUTSCH App: G16288 Permit: G16103																			
Select Permit: G 16103 *	8/6/2004	SUPPLEMENTAL IRRIGATION (Suppl'mtl)	5					38.3											
Additional Info: JAMES BUTSCH App: G16288 Permit: G16103																			
Select Permit: S 54345 *	7/22/2004	SUPPLEMENTAL IRRIGATION (Suppl'mtl)				20		20											
Additional Info: JAMES BUTSCH App: S86055 Permit: S54345																			
Select Permit: S 54345 *	7/22/2004	SUPPLEMENTAL IRRIGATION (Suppl'mtl)	4				36.8												
Additional Info: JAMES BUTSCH App: S86055 Permit: S54345																			
Select Permit: S 54345 *	7/22/2004	SUPPLEMENTAL IRRIGATION (Suppl'mtl)	5					38.3											
Additional Info: JAMES BUTSCH App: S86055 Permit: S54345																			
12.34																			

Acreage Legend: 12.25 Regular acreage

~~12.25~~ Acreage is on a canceled right

(12.25) Acreage is part of a transfer and has not been proven up on yet (inchoate)

[12.25] Acreage has been suspended

* Acreage is not specified

Water Rights Platcard Report

Meridian: Willamette Township: 6 South Range: 1 East Section: 6 Records per 20 Page: Search

New Platcards Maps! Learn about * Mapped by Type * Mapped

Water Right	Changing Years	Priority	Use	Use Status	DLC	Gov't Lot	QQ(40)	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Unknown
Select Cert: 83085 RR * T8119, 16948		9/20/1983	SUPPLEMENTAL IRRIGATION (Suppl'mtl)																					
Additional Info: KRAEMER FARMS App: G10344 Permit: G10144 Cert: 83085																								
1234																								

Acreage Legend: 12.25 Regular acreage ±2.25 Acreage is on a canceled right (12.25) Acreage is part of a transfer and has not been proven up on yet (inchoate) [12.25] Acreage has been suspended * Acreage is not specified

Conflict

Water Rights Platcard Report

Meridian: Willamette Township: 6

South Range: 1

East Section: 17

Records
per 20
Page:

Search

New Platcards Maps!
Learn about * Mapped by Type * Mapped

Water Right	Changing Maps	Priority	Use	Use Status	DLC	Gov't Lot	QQ(40) Q(160)	NE NE	NW NE	SW NE	SE NE	NE NW	NW NW	SW NW	SE NW	NE SW	NW SW	SW SW	SE SW	NE SE	NW SE	SW SE	SE SE	Uo
Select Permit:G 11781 CN Additional Info: DAVID J BIELENBERG App: G12069 Permit: G11781		4/11/1990	IRRIGATION	CN														2-1	4-2			0-1		
Select Permit:G 12009 CN Additional Info: KRAEMER FARMS App: G12141 Permit: G12009		6/11/1990	IRRIGATION	CN										14-2				15-8						
Select Permit:G 12375 CN Additional Info: DAVID J BIELENBERG App: G12069 Permit: G12375		4/11/1990	IRRIGATION	CN														2-1	4-2			0-1		
Select Permit:G 13208 CN Additional Info: MITCHELL TEENEY App: G12718 Permit: G13208		11/29/1991	IRRIGATION	CN						17										10		19-2	22	
Select Permit:G 13676 CN Additional Info: DAVID BIELENBERG App: G12069 Permit: G13676		4/11/1990	IRRIGATION	CN														2-1	4-2			0-1		
Select Permit:G 15047 EX Additional Info: KRAEMER FARMS App: G12141 Permit: G15047		6/11/1990	IRRIGATION	EX										14-2				15-8						
Select Claim:GR 1066 * Additional Info: LESLIE BROWN Claim: GR1066		12/31/1948	IRRIGATION											11		4								
Select Claim:GR 2706 * Additional Info: E L FENNIMORE Claim: GR2706		12/27/1944	IRRIGATION														10							
Select Permit:S 34953 CN Additional Info: DR JOHN JAMES App: S47023 Permit: S34953		6/1/1970	IRRIGATION	CN						0-5														
Select Permit:S 53164 * Additional Info: KRAEMER FARMS App: S70391 Permit: S53164		6/4/1990	IRRIGATION					0.2	5.7	19.6	14.9	2.1			8.2	0.1					3.2			
Select Cert:14372 OR * Additional Info: L R LIMA App: S16018 Permit: S11846 Cert: 14372		8/29/1935	IRRIGATION		1																			
Select Cert:14372 OR * Additional Info: L R LIMA App: S16018 Permit: S11846 Cert: 14372		8/29/1935	IRRIGATION		43																			
Select Cert:14372 OR * Additional Info: L R LIMA App: S16018 Permit: S11846 Cert: 14372		8/29/1935	IRRIGATION		1																			
Select Cert:48480 CF CN Additional Info: HAROLD KRAEMER App: G6663 Permit: G6668 Cert: 48480		T6399 9/18/1974	IRRIGATION	CN	48							2-1	1-6	13-5	15									
Select Cert:48480 CF CN Additional Info: HAROLD KRAEMER App: G6663 Permit: G6668 Cert: 48480		T6399 9/18/1974	IRRIGATION	CN	43								33-1											

[illegible]

Acreage Legend:	12.25 Regular acreage	12.25 Acreage is on a canceled right	(12.25) Acreage is part of a transfer and has not been proven up on yet (Inchoate)	[12.25] Acreage has been suspended	* Acreage is not specified
-----------------	-----------------------	---	--	------------------------------------	----------------------------

Water Rights Platcard Report

Meridian: Willamette Township: 6 South Range: 1 East Section: 17 Records per Page: 20 Search New Platcards Maps! Learn about * Mapped by Type * Mapped

Water Right	Changing Xfers	Priority	Use	Use Status	DLC	Gov't Lot	QQ(40)	NE NE	NW NE	SW NE	SE NE	NE NW	NW NW	SW NW	SE NW	NE SW	NW SW	SW SW	SE SW	NE SE	NW SE	SW SE	SE SE	Unknown QQ	
Select Permit:G 15893 EX		4/11/1990	IRRIGATION	EX													2-1	4-2				0-1			
Additional Info: DAVID BIELENBERG App: G12069 Permit: G15893																									
Select Permit:G 15891 EX		6/11/1990	IRRIGATION	EX										14-2			15-8								
Additional Info: KRAEMER FARMS App: G12141 Permit: G15891																									
Select Cert:81530 OR *	T10658	4/28/1983	IRRIGATION		48												8-4	7-3							
Additional Info: DAVID BIELENBERG App: G10943 Permit: G10100 Cert: 81530																									
Select Permit:G 12009 CN		6/11/1990	SUPPLEMENTAL IRRIGATION (Suppl'mtl)	CN				0-2	5-7	36-9	14-9	2-1				18-7	0-8				3-2				
Additional Info: KRAEMER FARMS App: G12141 Permit: G12009																									
Select Permit:G 15047 EX		6/11/1990	SUPPLEMENTAL IRRIGATION (Suppl'mtl)	EX					3-3			2-1				5									
Additional Info: KRAEMER FARMS App: G12141 Permit: G15047																									
Select Permit:S 53164 *		6/4/1990	SUPPLEMENTAL IRRIGATION (Suppl'mtl)										33.1			10.5	0.7								
Additional Info: KRAEMER FARMS App: S70391 Permit: S53164																									
Select Cert:64871 OR *	T10639	5/13/1980	SUPPLEMENTAL IRRIGATION (Suppl'mtl)		43							31.1	1.6												
Additional Info: HAROLD KRAEMER App: G9731 Permit: G8954 Cert: 64871																									
Select Permit:G 15891 EX		6/11/1990	SUPPLEMENTAL IRRIGATION (Suppl'mtl)	EX					3-3			2-1				5									
Additional Info: KRAEMER FARMS App: G12141 Permit: G15891																									

12

Acreage Legend: 12.25 Regular acreage 12.25 Acreage is on a canceled right (12.25) Acreage is part of a transfer and has not been proven up on yet (Inchoate) [12.25] Acreage has been suspended * Acreage is not specified

AFFIDAVIT CONSENTING TO PROPOSED WATER RIGHT TRANSFER

State of Oregon)
)ss
County of Marion)

APR 09 2010

I/We Glenn Goschie in

my capacity as

owner,

mailing address 10536 Meridian Rd. NE, Mt. Angel, OR 97362,

telephone number 503.932.8115, duly sworn depose and say that

I/We consent to the proposed change(s) to Water Right Certificate Number 83084,

83085, & Certificate of Registration GR-219 as described in Transfer Applications

T-6948, T-8115, and T-10959, on the property located on tax lot number

1400, Section 6, Township 6S (north or south), Range

1E (east or west), W.M.

[Signature]
Signature of Affiant

4/2/10
Date

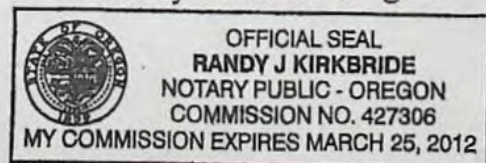
Signature of Affiant

Date

Subscribed and Sworn to before me this 2 day of April, 20010.

Original in
T-6948

[Signature]
Notary Public for Oregon



My commission expires March 25 2012.

APR 09 2010



320 Church Street NE Salem, OR 97301
 Phone: 503.581.1431 Fax: 503.316.0406
 Email: salemcs@ameri-title.com

APR 09 2010

PROPERTY PROFILE

Account # : R37392	Ref Parcel # : 061E06 01400
Owner : Goschie Glenn E	R: 01E T:06S S: 06 Q: QQ:
CoOwner :	Stat Class : A64
Site : 10536 Meridian Rd NE Mount Angel 97362	
Mail : 10536 Meridian Rd NE Mount Angel Or 97362	
Land Use : 551 Agr,Farm	Census Tract : 104.00 Block: 1
Subdivision:	Phone :
Legal :	
BldgUse : ROW CROP-CORN,BEANS,BERRIES,ETC	
Zoning : EFU EXCLUSIVE FARM USE	

ASSESSMENT & TAX INFORMATION

Market Total : \$207,390
 Mkt Land : \$42,680
 Mkt Improvmt : \$164,710
 % Improved : 79
 09-10 Taxes : \$2,675.43
 Levy Code : 00400150
 Millage Rate : 13.4161
 M50AssdTotal : \$199,420
 SpecialAssmnt :
 NbrhoodCode : 06E

PROPERTY CHARACTERISTICS

Year Built : 1894	Remodel Yr : 1987
Bedrooms : 4	Bathrooms : 2.00
Stories :	Residence # : 1
TotalFinSF : 2,326	MainFloorSF : 1,246
2nd Floor SF :	2ndFlrFinSF :
2ndFlrUnFinSF :	2ndFlrLCSF :
BsmTotSF : 575	BsmFinSF :
BsmUnFinSF : 575	BsmLCSF :
AtticTotalSF : 1,080	AtticFinSF : 1,080
AtticUnFinSF :	AtticLCSF :
Deck : Yes	DeckSF : 568
Patio : Yes	Patio SF : 486
Porch :	Porch SF :
Garage Type : Garage	
DetGarageSF :	DetGrg2ndFlrSF :
DetGrgAtticSF :	AttGrgSF : 840
BsmGrgSF :	CarportSF :
Lot Acres : 37.46	LotSqFt :
Roof Type : Gable	Roof Material : Composition
DrivewayMat : Concrete	Driveway SF : 676
Heat/Cool : Heat Pump	
Fireplace : Elab-Single	
Fireplace # : 1	

SALE & LOAN INFORMATION

Sale Date : 03/06/2001
 Sale Amount : \$367,500
 Document # : 1756-0191
 Deed Type : Warranty
 Loan Amount :
 Lender :
 Loan Type :
 Interest Type :
 Vesting :
 Title Co :
 Loan Type :

PRIOR SALE INFORMATION

Previous Sale Date :
 Previous Sale Amt :

Mobile Home

Brand :
 Dimensions :

Other Improvements

1. Yard Improvements	Size 1
2. Patio Cover,Roof Ext	270
3. Wood Deck	568
4.	



Property
Information

Tax
Summary

Assessment
History

Improvement
Information

New
Search

Search
Results

Log
Off

Printable
Summary

Search Results for R37392

Owner Name

GOSCHIE, GLENN E
OIP: FARM CREDIT SERVICES

Owner Address

10536 MERIDIAN RD NE
MT ANGEL, OR 97362

Alternate Account Number

1-63394000

Map Tax Lot

061E06 01400

Property ID Number

R37392

Situs Address

10536 MERIDIAN RD NE
MT ANGEL, OR 97362

Neighborhood

CENT.RUR - RURAL, CENT.RUR

Levy Code Area

(MOUNT ANGEL FD) 50 ; 240 ; 312 ; 412 ; 448 ;
460 ; 500 ; 701 ; 501

APR 09 2010

Last Certified Year (2009) Information for R37392

RMV Land Non-LSU	\$0
RMV Land LSU	\$433,620
RMV Improvements	\$164,710
RMV Total	\$598,330
Land LSU	\$42,680
Total Exemptions	\$0
M5 Net Value	\$230,570
M50 Assd Value	\$199,420

Important Information About R37392

If applicable, the described property is receiving special valuation based upon its use. Additional rollback taxes which may become due based on the provisions of the special valuation are not indicated in this listing.

Total Tax Payoff Amount Worksheet

Interest Date

04/08/2010

Tax Summary

Current Property Tax

Property Tax History Summary

Current Year Tax Owed

Total Tax Payoff Amount

\$0.00

\$0.00

Tax Summary

Year	Total Levied	Ad Valorem	Special Assessments	Principal	Interest Due	Date Paid	Total Owed
2009	2,675.43	2,675.43	0.00	0.00	0.00	10/28/09	0.00
2008	2,557.26	2,557.26	0.00	0.00	0.00	10/27/08	0.00
2007	2,491.58	2,491.58	0.00	0.00	0.00	10/23/07	0.00

2006	1,982.81	1,982.81	0.00	0.00	0.00	10/31/06	0.00
2005	2,085.56	2,085.56	0.00	0.00	0.00	10/28/05	0.00
2004	2,016.97	2,016.97	0.00	0.00	0.00	11/03/04	0.00
2003	2,026.19	2,026.19	0.00	0.00	0.00	11/17/03	0.00
2002	1,973.91	1,973.91	0.00	0.00	0.00	11/12/02	0.00
2001	1,936.52	1,936.52	0.00	0.00	0.00	11/08/01	0.00
2000	1,873.62	1,873.62	0.00	0.00	0.00	11/15/00	0.00
1999	1,783.37	1,783.37	0.00	0.00	0.00	11/02/99	0.00
1998	1,717.52	1,717.52	0.00	0.00	0.00	11/15/98	0.00
1997	1,680.78	1,680.78	0.00	0.00	0.00	12/11/97	0.00
1996	2,033.57	2,033.57	0.00	0.00	0.00	11/15/96	0.00
1995	1,923.33	1,923.33	0.00	0.00	0.00	11/15/95	0.00

INFORMATION SUBJECT TO DISCLAIMERS

If you have questions, comments, or suggestions regarding this site,
please send e-mail to the Assessor@co.marion.or.us.

Copyright 2010 © Tyler Technologies. All Rights Reserved.

APR 09 2010

RECORDING REQUESTED BY
FIDELITY NATIONAL TITLE COMPANY OF OREGON

REEL PAGE
1756 191

GRANTOR'S NAME
Gary A Raid and Helen J Raid

GRANTEE'S NAME
Glenn E. Goschie

SEND TAX STATEMENTS TO:
Mr. Glenn E. Goschie
7365 Meridian Rd NE
Silverton, OR 97381

AFTER RECORDING RETURN TO:
Mr. Glenn E. Goschie
7365 Meridian Rd NE
Silverton, OR 97381

Fidelity National Title 300484

SPACE ABOVE THIS LINE FOR RECORDER'S USE

STATUTORY WARRANTY DEED

Gary A Raid and Helen J Raid as tenants by the entirety, Grantor, conveys and warrants to

Glenn E. Goschie, A Single Man, Grantee, the following described real property, free and clear of encumbrances except as specifically set forth below, situated in the County of Marion, State of Oregon,

SEE EXHIBIT ONE ATTACHED HERETO AND MADE A PART HEREOF

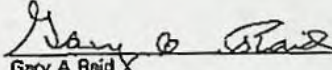
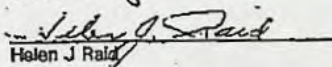
Subject to and excepting:

Covenants, conditions and restrictions of record

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 TRUE AND ACTUAL CONSIDERATION FOR THIS CONVEYANCE IS \$367,500.00 (See ORS 93.030)

DATED: March 6, 2001

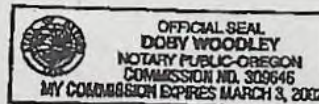

Gary A Raid

Helen J Raid

APR 09 2010

STATE OF OREGON
COUNTY OF Marion

This instrument was acknowledged before me on

March 7, 2001
by Gary A Raid & Helen J. Raid
Doby Woodley
NOTARY PUBLIC FOR OREGON
MY COMMISSION EXPIRES: 3/3/2002



MAR 08 2001

Escrow No. 03-000484-0Y-22
Title Order No. 00300484

EXHIBIT ONE

The Southwest quarter of the Southwest quarter of Section 6, Township 6 South, Range 1 East of the Willamette Meridian, Marion County, Oregon.

SAVE AND EXCEPT that portion conveyed to Deutsche Evangelisch Lutherische Dreieinigkeits Gemeinde of Mt. Angel by deed recorded February 21, 1891 in Volume 47, Page 20, Deed Records for Marion County, Oregon.

APR 09 2010

MAR 08 2001

REEL:1756

PAGE: 191

March 08, 2001, 04:23 pm.

CONTROL #: 28678

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: \$ 31.00

ALAN H DAVIDSON
COUNTY CLERK

THIS IS NOT AN INVOICE.

APR 09 2010

MAR 08 2001

MERIDIAN ROAD NE

APR 09 2010

1320.00

1400

35.55 AC

695.00

1320.00

625.00

1500

2.95 AC

SW COR

J MCPHERSON

LD CL V59 P571

SUBJECT
PROPERTY

820.00

MARQUAM F

1

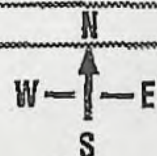
6

500.00

12

7

50



AmeriTitle

320 Church St. N.E.
Salem OR 97301

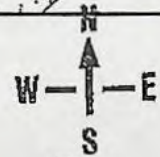
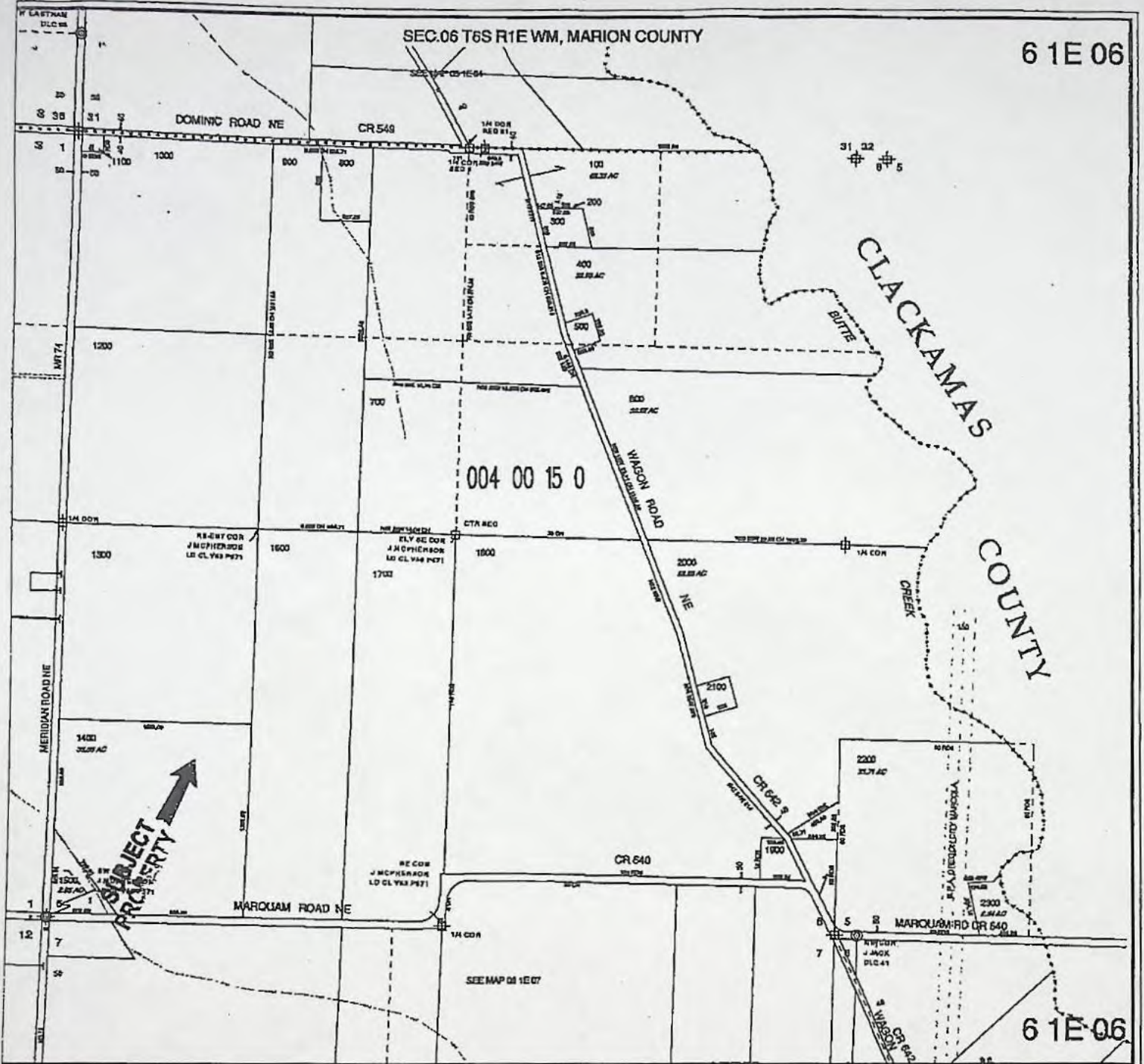
503-1431

THIS MAP IS PROVIDED SOLELY FOR
THE PURPOSE OF ASSISTING IN THE
LOCATION OF THE PROPERTY. THE
COMPANY ASSUMES NO LIABILITY FOR
VARIATIONS, IF ANY, IN DIMENSIONS
OR LOCATIONS ASCERTAINED BY AN
ACTUAL SURVEY.

ORDER NO. _____

SEC.06 T6S R1E WM, MARION COUNTY

6 1 E 06



APR 09 2010

AmeriTitle

320 Church St. N.E.
Salem, OR 97301
584-1434

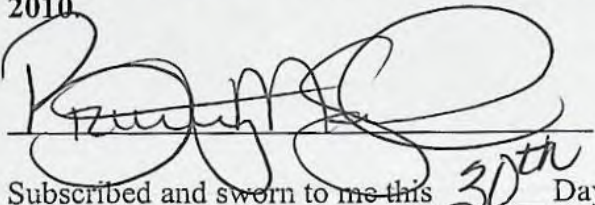
THIS MAP IS PROVIDED SOLELY FOR
THE PURPOSE OF ASSISTING IN THE
LOCATION OF THE PROPERTY. THE
COMPANY ASSUMES NO LIABILITY FOR
VARIATIONS, IF ANY, IN DIMENSIONS
OR LOCATIONS ASCERTAINED BY AN
ACTUAL SURVEY.

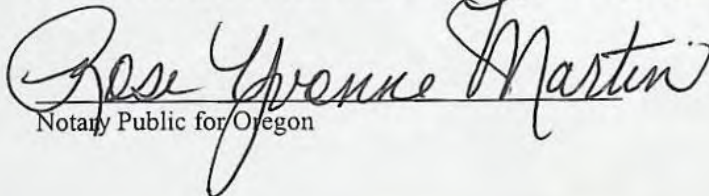
ORDER NO. _____

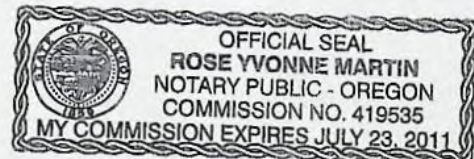
Affidavit of Publication

STATE OF OREGON,
County of Marion, } ss.

I ... **Britney Sullivan** ...being First duly sworn, dispose and say that I am the principal clerk of the **Silverton Appeal-Tribune**, a newspaper of general circulation as defined by Sections 193.010 to 193.110, Oregon revised Statutes; printed and Published at Salem in the aforesaid county and state; that the **Public Notice for PACIFIC HYDRO-GEOLOGY INC. - KRAEMER FARMS WRT (Malia R. Kupillas Ad # 246964)** a printed copy of which is hereby annexed, was published in the entire issue of said newspaper for ... **THREE** ... successive and consecutive times in the following issues - **July 28 and August 4 & 11, 2010**.


Subscribed and sworn to me this 30th Day of August, 2010


Notary Public for Oregon



PUBLIC NOTICE

Notice of Preliminary Determination for Ground Water Registration Modification T-10959

T 10959 filed by Kraemer Farms, 13318 Dominic Road NE, Mt. Angel OR 97362 proposes to modify the point of appropriation and to modify the place of use under Registration Application GR-243 (Certificate of Registration GR-219). The ground water registration claims the use of 100 gallons per minute (tentative priority date February 1950) from a well in Sec. 6, T 6 S, R 1 E, W.M. (Willamette Basin) for irrigation and domestic in Sec. 6. The applicant proposes to modify the location of the original point of appropriation and approximately 1.25 miles southwest to Sec. 7, T 6 S, R 1 E, W.M.) and to change the place of use to Sec. 17, T 6 S, R 1 E, W.M. The Water Resources Department has concluded that the proposed modification appears to be consistent with the requirements of ORS Chapter 537, ORS Chapter 540 and OAR 690-382-1000.

Any person may file, jointly or severally, with the Department a protest or standing statement within 30 days after the date of final publication of notice in the Department's weekly notice or of this newspaper notice, whichever is later. A protest form and additional information on filing protests may be obtained by calling (503) 986-0883. The last date of newspaper publication is **August 11, 2010**. If no protests are filed, the Department will issue a final order consistent with the preliminary determination.

Silverton Appeal July 28 and August 4 & 11, 2010

RECEIVED

SEP 16 2010

WATER RESOURCES DEPT
SALEM, OREGON



Oregon

Theodore R. Kulongoski, Governor

May 24, 2010

KRAEMER FARMS
13318 DOMINIC RD NE
MT ANGEL OR 97362

Water Resources Department

North Mall Office Building
725 Summer Street NE, Suite A
Salem, OR 97301-1266
503-986-0900
FAX 503-986-0904

SUBJECT: Ground Water Registration Modification T-10959

Please find enclosed the Preliminary Determination indicating the Department intends to approve application T-10959. This is an intermediate step in the approval process; water may not be used legally as proposed until a Final Order has been issued by the Department. Please read the letter carefully to determine your responsibility for additional action.

the information available,
intermediate step in the
registration modification
fire letter carefully

A public notice is being published in the Department of the Preliminary Determination. The notice allows either a protest opposing the decision or a standing statement supporting the Department's decision.

issuance
a

Because the new point of appropriation is being established, the applicant is responsible for giving public notice of the registration modification in general circulation in the area of the registration modification for three consecutive weeks. We have prepared the notice and the period to file protests or standing statements is 30 days after the newspaper insert the date of last publication in the project.

ation,
aving a
a week for
or individuals
e have the

After publication, the Department needs to receive an affidavit of publication. Please have the newspaper prepare and mail an original of publication to me at the address shown in the letterhead, by **July 8, 2010**.

ates the notice was
of publication to me at the

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

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

Please do not hesitate to contact me at 503-986-0886 or Patrick.K.Starnes@wrdd.state.or.us if I may be of assistance.

Sincerely,

Kelly Starnes
NW Region Transfer Specialist

cc: GR Modification T-10959
Mike L. McCord, District 16 Watermaster
Malia Kupillas, CWRE/Agent

encs

*Pld Noticed
5-25-10*





Oregon

Theodore R. Kulongoski, Governor

May 24, 2010

KRAEMER FARMS
13318 DOMINIC RD NE
MT ANGEL OR 97362

Water Resources Department

North Mall Office Building
725 Summer Street NE, Suite A
Salem, OR 97301-1266
503-986-0900
FAX 503-986-0904

SUBJECT: Ground Water Registration Modification T-10959

Please find enclosed the Preliminary Determination indicating that, based on the information available, the Department intends to approve application T-10959. This document is an intermediate step in the approval process; water may not be used legally as proposed in the ground water registration modification application until a Final Order has been issued by the Department. Please read this entire letter carefully to determine your responsibility for additional action.

A public notice is being published in the Department's weekly publication simultaneously with issuance of the Preliminary Determination. The notice initiates a 30-day period in which any person may file either a protest opposing the decision proposed by the Department in the Preliminary Determination or a standing statement supporting the Department's decision.

Because the new point of appropriation is more than ¼ mile from the authorized point of appropriation, the applicant is responsible for giving public notice of the modification in a local newspaper having a general circulation in the area of the registration. The notice must be published at least once a week for three consecutive weeks. We have prepared the notice for you (enclosed). The deadline for individuals to file protests or standing statements is 30 days after the date of last publication. Please have the newspaper insert the date of last publication in the proper place.

After publication, the Department needs to receive an affidavit specifying the dates the notice was published. Please have the newspaper prepare and mail an original affidavit of publication to me at the address shown in the letterhead, by **July 8, 2010**.

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

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

Please do not hesitate to contact me at 503-986-0886 or Patrick.K.Starnes@wrdd.state.or.us if I may be of assistance.

Sincerely,

Kelly Starnes
NW Region Transfer Specialist

cc: GR Modification T-10959
Mike L. McCord, District 16 Watermaster
Malia Kupillas, CWRE/Agent

encs



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

In the Matter of Ground Water	)	PRELIMINARY DETERMINATION
Registration Modification Application	)	PROPOSING TO APPROVE
T-10959, Marion County	)	RECOGNITION OF A MODIFICATION
	)	IN POINT OF APPROPRIATION AND
	)	A MODIFICATION IN PLACE OF USE

Authority

ORS 537.610, 537.705 and 540.505 to 540.580 establish the process in which the holder of a certificate of registration may submit a request for recognition of modifications to the place of use, character of use or point of appropriation under a ground water certificate of registration.

OAR Chapter 690, Divisions 382 and 380 implement the statutes and provide the Department's procedures and criteria for evaluating ground water registration modification applications.

Applicant

KRAEMER FARMS
13318 DOMINIC RD NE
MT ANGEL OR 97362

Findings of Fact

Background

1. On October 1, 2009, KRAEMER FARMS filed a ground water registration modification application to modify the point of appropriation *and* place of use under Registration Application GR-243 (Certificate of Registration GR-219). The Department assigned the application number T-10959.
2. On October 1, 2010, Registration Application GR-219 (Certificate of Registration GR-243) was assigned from ERNEST WESTENDORF to GLENN GOSCHIE.
3. The portion of the ground water registration to be modified is as follows:

Registration: Application GR-243 (Certificate of Registration GR-219), in the name of ERNEST WESTENDORF (*assigned to GLENN GOSCHIE*)

Use: IRRIGATION OF 35.0 ACRES

Tentative

Priority Date: FEBRUARY 1950

Quantity: 100 GALLONS PER MINUTE

Duty: ±50 ACRE FEET/ACRE

Source: A WELL within the BOCHSLER CREEK BASIN

Pursuant to OAR 690-382-0900, any person may file a protest or standing statement within 30 days after the last date of publication of notice of this preliminary determination.

Original Point of Appropriation:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
6 S	1 E	WM	6	SW SW	790 FEET NORTH AND 420 FEET EAST FROM THE SW CORNER OF SECTION 6

Original Place of Use:

IRRIGATION					
Twp	Rng	Mer	Sec	Q-Q	Acres
6 S	1 E	WM	6	SW SW	35.0

4. Ground Water Registration Modification Application T-10959 proposes to modify the location of the original point of appropriation approximately 1.25 miles southeast from the original well to:

Twp	Rng	Mer	Sec	Q-Q	Measured Distances
6 S	1 E	WM	7	NE SE	WELL (MARI 5572) - 1540 FEET NORTH AND 110 FEET WEST FROM THE SW CORNER OF SECTION 6

5. Ground Water Registration Modification Application T-10959 proposes to modify the place of use under the ground water registration to:

IRRIGATION					
Twp	Rng	Mer	Sec	Q-Q	Acres
6 S	1 E	WM	17	SW NE	24.7
6 S	1 E	WM	17	SE NE	9.4
6 S	1 E	WM	17	NE SE	0.6
6 S	1 E	WM	17	NW SE	0.3

6. Notice of the application for ground water registration modification was published on October 20, 2009, pursuant to OAR 690-382-0600. No comments were filed in response to the notice.
7. On March 31, 2010, the Department e-mailed a copy of the draft Preliminary Determination proposing to approve Groundwater Registration Modification Application T-10959 to the applicant's agent. The draft Preliminary Determination cover letter set forth a deadline of May 3, 2010, for the applicant to respond. The applicant requested that the Department proceed with issuance of a Preliminary Determination and provided the necessary information to demonstrate that the applicant is authorized to pursue the Groundwater Registration Modification.

Review Criteria for Ground Water Registration Modification Applications [OAR 690-382-0700(2)]

8. There were other water rights existing upon the "from" land, Certificates 83084, 83085, and 76326. Transfer Application 6948 was filed April 6, 1993 to remove all existing rights (Cert. 83084, 83085, and GR-219) off the land. However, at that time there was no legal process to change the place of use of Ground Water Registrations. Transfer Application T-6948 has been delayed until the Ground Water Registration Modification process was initiated. Certificate 76326 confirms a primary irrigation right that was applied for on the

land after T-6948 was filed. Because of the delay in processing of the transfer, Certificate 76326 was not intended to be layered with any existing water right on the "from" land. The Department finds that the proposed modifications would not result in enlargement of the ground water registration.

9. The proposed modifications would not result in a state Scenic Waterway not receiving previously available water during periods in which streamflows are less than the quantities determined by the Department to be necessary to meet the requirements of ORS 390.835.
10. The proposed modifications would not result in injury to other water rights.

Determination and Proposed Action

The modification in point of appropriation and modification in place of use proposed in Ground Water Registration Modification T-10959 appear to be consistent with the requirements of ORS 537.610, 537.705, 540.505 to 540.580 and OAR 690-382-1000. If protests are not filed pursuant to OAR 690-382-0900, the application will be recognized.

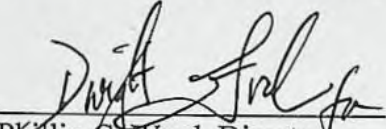
If Ground Water Registration Modification Application T-10959 is recognized, the final order will include the following:

1. *The modifications to Registration Application GR-243 (Certificate of Registration GR-219) proposed in Ground Water Registration Modification Application T-10959 are recognized. Recognition of the modifications shall not be construed as a final determination of the right to appropriate ground water under the certificate of registration or modification. Such a determination will occur in an adjudication proceeding under ORS 537.670 to 537.695.*
2. *The use of the water is restricted to beneficial use at the place of use described, and is subject to all other conditions and limitations contained in Registration Application GR-243 (Certificate of Registration GR-219) and any related decree.*
3. *Water shall be acquired from the same aquifer (alluvial) as the original point of appropriation.*
4. *Water shall no longer be appropriated from the original point of appropriation as part of this ground water certificate of registration.*
5. *The quantity of water diverted at the new shall not exceed the quantity of water lawfully available at the original point of appropriation.*
6. *The former place of use of the modified ground water registration shall no longer receive water as part of the ground water certificate of registration.*
7. *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.*

b. The water user shall maintain the meter or measuring device in good working order.

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

Dated at Salem, Oregon this 21 day of MAY 2010.


Phillip C. Ward, Director

This Preliminary Determination was prepared by Kelly Starnes. If you have questions about the information in this document, you may reach me at 503-986-0886 or Patrick.K.Starnes@wrdd.state.or.us.

**Notice of Preliminary Determination for
Ground Water Registration Modification T-10959**

T-10959 filed by Kraemer Farms, 13318 Dominic Road NE, Mt. Angel OR 97362 proposes to modify the point of appropriation and to modify the place of use under Registration Application GR-243 (Certificate of Registration GR-219). The ground water registration claims the use of 100 gallons per minute (tentative priority date February 1950) from a well in Sec. 6, T 6 S, R 1 E, W.M. (Willamette Basin) for irrigation and domestic in Sec. 6. The applicant proposes to modify the location of the original point of appropriation and approximately 1.25 miles southwest to Sec. 7, T 6 S, R 1 E, W.M.) and to change the place of use to Sec. 17, T 6 S, R 1 E, W.M. The Water Resources Department has concluded that the proposed modification appears to be consistent with the requirements of ORS Chapter 537, ORS Chapter 540 and OAR 690-382-1000.

Any person may file, jointly or severally, with the Department a protest or standing statement within 30 days after the date of final publication of notice in the Department's weekly notice or of this newspaper notice, whichever is later. A protest form and additional information on filing protests may be obtained by calling (503) 986-0883. The last date of newspaper publication is ***[DATE OF LAST PUBLICATION]***. If no protests are filed, the Department will issue a final order consistent with the preliminary determination.



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

Watermaster Review Form: Water Right Transfer

Transfer Application: T-10959

Review Due Date: _____

Applicant Name: Kraemer Farms

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

Reviewer(s): MLM

Date of Review: Nov. 5, 2009

1. Do you have information suggesting that the water rights may be subject to forfeiture?
☐ Yes ☒ No If "Yes", describe the information and indicate if you intend to file a cancellation affidavit or if you need additional time to determine if a cancellation affidavit should be filed: _____
2. Is there a history of regulation on the source that serves the right proposed for transfer that has involved the right and downstream water rights? ☐ Yes ☒ No Generally characterize the frequency of any regulation or explain why regulation has not occurred: _____
3. Check here if it appears that downstream water rights benefit from return flows resulting from the current use of the right? ☐ If you check the box, generally characterize the locations where the return flows likely occur and list the water rights that benefit most: _____
4. Are there upstream water rights that would be affected by the proposed change?
☐ Yes ☒ No If "Yes", describe how the rights would be affected and list the rights most affected: _____
5. 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: _____
6. Would distribution of water for the right after the proposed change result in regulation of other water rights that would not have occurred if use of the existing right was maximized?
☐ Yes ☒ No If "Yes", explain: _____
7. For POU changes, would the original place of use continue to receive water from the same source? ☐ Yes ☒ No ☐ N/A If "Yes", explain: _____
8. For POU or USE changes, 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: _____
9. Are there other issues not identified through the above questions? ☐ Yes ☒ No If "Yes", explain: _____
10. What alternatives may be available for addressing any issues identified above: _____

11. Have headgate notices been issued for the source that serves the right? ☐ Yes ☒ No

12. The checked water control and measurement conditions should be included in the transfer:

Headgates: ☐ NA	☐ Present and should be maintained.	☒ Should be required prior to diverting water.	☐ May be required in the future.
---	--	--	---

Measurement Devices:

☐ The water user shall maintain and operate the existing measurement device and shall make such improvements as may be required by the Department.

Surface Water Diversion or Groundwater Point of Appropriation:

☐ The Director may require the water user to install a totalizing flow meter or other suitable measuring devices at each point of diversion/appropriation. If the Director notifies the water user to install totalizing flow meters or other measuring devices, the water user shall install such devices specified by the Director within the period allowed in the notice. Once installed, the water user shall maintain the meters or measuring devices in good working order and shall allow the Watermaster access to the meters or measuring devices.

☒ **Water use measurement conditions:** (if this condition is selected, also fill in the top sections of page 3)

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

Reservoirs:

☐ The Director may require the water user to install staff gages or 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. Additionally, if the reservoir is located in-channel, weirs or other suitable measuring devices may be required upstream and downstream of the reservoir, and an adjustable outlet valve may be required. If the Director notifies the water user to install adjustable outlet valves, staff gages, weirs, or other suitable measuring devices, the water user shall install such devices specified by the Director within the period allowed in the notice. Once installed, the water user shall maintain the devices in good working order and shall allow the Watermaster access to the devices.

☐ **Water use measurement conditions:** (if this condition is selected, also fill in the top sections of page 3)

- 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.
- 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	☐ Other: _____
☐ Parshall Flume	☐ Flow Restrictor	

Oregon Water Resources Department**Measurement Condition Information for the Applicant**
(to be sent with the Draft Preliminary Determination or Final Order)Transfer #: T-10959

☒ A totalizing flow meter will be required to be installed **prior to diversion of water** at the proposed point(s) of diversion or appropriation as a condition of this transfer.

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

Watermaster name: Mike McCordDistrict: 16Address: 725 Summer Street NE Ste. ACity/State/Zip: Salem, OR 97301Phone: 503 986-0889Email: mike.l.mccord@wrđ.state.or.us

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

Ground Water Review Form:

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

Application: T-10959

Applicant Name: Kraemer Farms

Proposed Changes: ☒ POA
☐ USE

☐ APOA
☒ POU

☐ SW→GW
☐ OTHER

☐ RA

Reviewer(s): J. Hackett

Date of Review: 12/09/2009

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

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

-
- Basic description of the changes proposed in this transfer: This transfer proposes a change in POA and POU to Groundwater Registration 243.
 - Will the proposed POA develop the same aquifer (source) as the existing authorized POA?
☒ Yes ☐ No Comments: The authorized POA on GR 243 (MARI 5552) is 100 feet deep and produces from the alluvial aquifer system. The proposed new POA (MARI 5572) is 141 feet deep and also produces from the alluvial aquifer system.
 - 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.): _____
 - a) Will this proposed change, at its maximum allowed rate of use, likely result in an increase in interference with **another ground water right**?
☒ Yes ☐ No Comments: The new POA will be located closer to several groundwater rights, so interference with these rights will likely increase, although the magnitude of increase should not be substantial.
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: _____

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: The new POA is not located significantly closer to local streams.

- 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

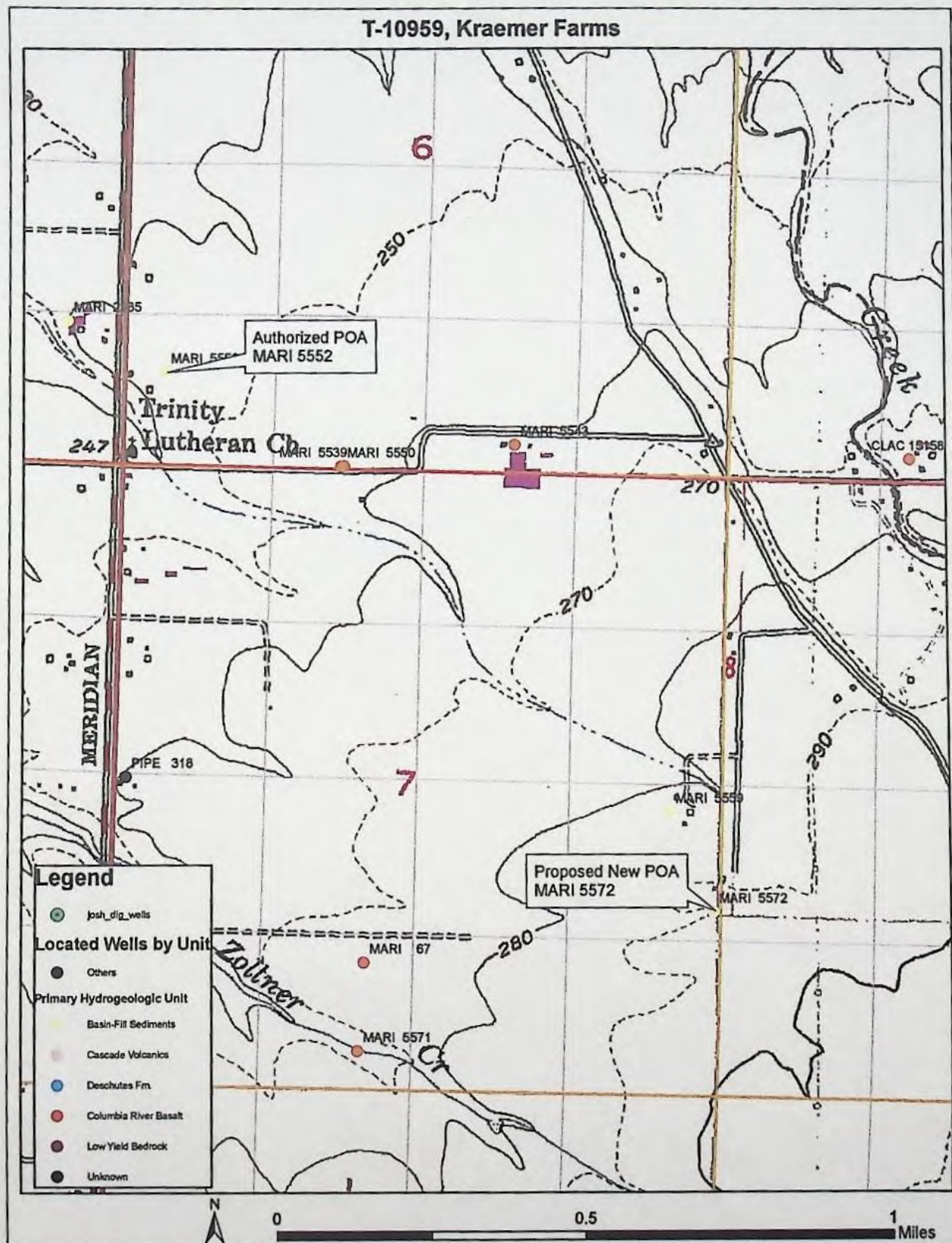
Stream: _____

☐ Minimal ☐ Significant

Provide context for minimal/significant impact: _____

6. What conditions or other changes in the application are necessary to address any potential issues identified above: _____
7. Any additional comments: _____

Well Location Map



Indicate in this column whether or not the item is satisfied.

Ground Water Registration Modification Application – OAR 690-382

Completeness Checklist

Applicant's Name: Kraemer Farms (Last revised: April 27, 2007)

GR to be Modified: Application No. GR- 243 Certificate No. GR- 219

Name on GR File: Westendorf Ernest

Section A – Who may Submit a GR Modification?

A GR Modification may only be filed by one of the following persons: [OAR 690-382-0300]

- ☐ 1) the person named on the GR file;
- ☐ 2) the person to whom the GR file has been assigned;
- ☐ 3) the owner of the land to which the GR is appurtenant provided the application is accompanied by a Request for Assignment application; or
- ☐ 4) any other person or entity who can demonstrate they are authorized to request the GR Modification (e.g., legal representative, power of attorney, agent, etc. for one of the above.)

Does the applicant fall into one of the above criteria? YES NO

If "NO", the GR Modification cannot be accepted. RETURN the application and, if necessary, include a Request for Assignment application.

Section B – Type of Change

Is the proposed change(s) allowed under the Ground Water Registration Modification process? YES NO --- Type of Change Proposed: POA POU USE [OAR 690-382-0010]

OK NOTE: Only POA, POU or USE changes are allowed on GR Modifications.

If the application proposes a change other than those listed above, RETURN the application & fee to the applicant.

Section C – Fees

Have the appropriate fees been paid? (Stat. Authority: ORS 537.610)

Total Required Fees: 500

Fee Schedule – OAR 690-382-0400(18)

Total Fees Paid: _____

- ☐ \$350 - Examination of an application to ONLY change the POU under a Ground Water Registration

Fees Due (if any): _____

-OR-

- ☒ \$500 - Examination of all other applications to modify a Ground Water Registration

Refund Due (if any): _____

NOTE: For a POA modification...if the applicant abandons the original well identified in the claim according to well construction standards within one year of the Department's recognition of the modification, the application may request a refund of \$100 of the fee paid under OAR 690-382-0400(18)(b).

If the applicant has NOT submitted the total fees required, RETURN the application & deficient fee to the applicant.

Section D – Completeness

Indicate in this column whether an item is incomplete, and if so, identify the deficiency.	Is the Ground Water Registration Modification application complete? [OAR 690-382-0400] All required elements necessary for a complete GR Modification application are listed below. Indicate whether or not the applicant has answered and/or supplied attachments to adequately address each of the following items. If any one of the items is deficient, then the application is incomplete. <i>NOTE: For reference, the application page number upon which each item is requested is identified.</i> <i>If the application is NOT complete, RETURN the application & fee to the applicant.</i>
OK	Applicant's name, mailing address and contact information. (Page 1)
OK	Agent's name, mailing address and contact information, if applicable. (Page 1)
OK	Are multiple Ground Water Registrations being amended? YES NO (Pages 2 & 3) If YES..... a <u>separate</u> application must be submitted for <u>each</u> Ground Water Registration, <u>unless</u> the Ground Water Registrations to be modified are <u>layered</u> [refer to OAR 690-382-0300(2)].
OK	The type of change (modification) being proposed: POA POU USE (Page 2)
OK	Reason for the Ground Water Registration modification. (Page 2)
OK	Current Ground Water Registration information – registration number, use, priority date, source(s), etc. (Page 3)
OK	If for a change in POU, are there any other “layered” irrigation rights, permits, or Ground Water Registrations appurtenant to the same place of use as the Ground Water Registration proposed to be modified? YES NO (Page 3) If YES..... the other “layered” water uses subject to transfer, permits or other ground water registrations must either change concurrently or be cancelled, except as provided in OAR 690-382-0200(5).
OK	Location description of the authorized POA to be modified. (Page 4) <i>NOTE: Ensure that the location coordinates listed in the application match the point and location coordinates illustrated on the application map.</i>
OK	For the authorized POA, the applicant must either: (Page 4) <u>X</u> 1) supply a copy of the well log(s), <u>or</u> _____ 2) if well logs are not available, describe the construction of the well(s) in the table provided on page 4 of the application.
350	Location description of the existing authorized POU and associated acres (if applicable). (Page 5) <i>NOTE: Ensure that the location and number of acres listed per ¼ ¼ in the application match those illustrated on the application map.</i>
OK	Location description of the proposed POA. (Page 6) <i>NOTE: Ensure that the proposed location coordinates listed in the application match the proposed point and location coordinates illustrated on the application map.</i>
OK	For the proposed POA, the applicant must either: (Page 6) <u>X</u> 1) supply a copy of the well log(s), <u>or</u> _____ 2) if well logs are not available <u>or</u> the well is not yet constructed, describe the construction of the well(s) in the table provided on page 6 of the application.

OK	Location description of the proposed POU and associated acres (if applicable). (Page 7) NOTE: Ensure that the location and number of acres listed per ¼ ¼ in the application match those illustrated on the application map.
None	Affected districts and local governments. (Page 8) If within a district/local government jurisdiction, ensure that name & mailing address is provided.
OK	Is the applicant the owner of the land "FROM" which the Ground Water Registration is being moved? YES NO (Page 9) If NO..... the applicant must provide the name and mailing address of the current landowner.
OK	Is the applicant the owner of the land "TO" which the Ground Water Registration is being moved? YES NO (Page 9) If NO..... the applicant must provide the name and mailing address of the "receiving" landowner and indicate who (applicant or receiving landowner) will be responsible for completing the change(s).
OK	Map..... (OAR 690-380-3100, except NOT required to be prepared by a CWRE). (Page 10) ☐ north arrow ☐ size & scale ☐ other: _____ ☐ authorized acreage per ¼ ¼ matches the ground water registration ☐ authorized POA and POU (clearly shown, labeled & matches application listing) ☐ point plotted for the authorized POA agrees with location coordinates ☐ proposed POA and/or POU (clearly shown, labeled & matches application "proposed" listing) ☐ location coordinates accurately describe the point identified as the proposed POA
OK	Land Use form, if applicable. (Page 10) NOTE: May not be needed if the modification meets all four requirements outlined in OAR 690-382-0400(12).
OK	Signature(s) of applicant(s): (Page 11) All applicants listed on page 1 of the application must sign the application.
WRD Completeness Reviewer's Name: <u>Sarah Henderson</u> Date: <u>10-1-09</u>	

NOTE: A Report of Ownership and Lien Information will be requested from the applicant at the time a Draft Preliminary Determination is mailed, unless applicant is an entity meeting OAR 690-382-0400(16)(b) or (c).



Oregon

Theodore R. Kulongoski, Governor

Water Resources Department

North Mall Office Building
725 Summer Street NE, Suite A
Salem, OR 97301-1266
503-986-0900
FAX 503-986-0904

October 9, 2009

Pacific Hydro-Geology, Inc.
18477 S. Valley Vista Road
Mulino, Oregon 97042

Reference: Application GR- 243, Certificate of Registration GR-219

The assignment by proof from Ernest Westendorf to Glenn Goschie has been recorded in the records of the Water Resources Department.

Our records have been changed accordingly and the original request is enclosed. Receipt number 98059 covering the recording fee of \$75 has already been returned to you.

Sincerely,

Jerry Sauter
Water Rights Program Analyst

Enclosure:

cc: Watermaster 16
Glenn Goschie
Data Center, OWRD (Complete Copy of Assignment Request)
Hydrographics
Sarah Henderson - for Transfers
File

T 10959





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

Request for Assignment By Proof of Ownership (If Water Right Holder is Not Available)

If for multiple rights, a separate form and fee for each right will be required.

I, Glenn Goschie

(Name of Party Requesting Assignment)

10536 Meridian Rd N.E.

(Mailing Address)

Mt. Angel

(City)

OR 97362

(State) (Zip)

503.932.8115

(Phone #)

☒ hereby request assignment of application/permit/transfer/license/GR Certificate of Registration;

☐ hereby request assignment of a portion of application/permit/transfer/license/GR Certificate of Registration; (You must include a map showing the portion of the application/permit/transfer/license/GR Certificate of Registration to be assigned.)

I have attached proof of ownership that may include but not be limited to: a copy of the deed to the land, a copy of a land sales contract, a court order or decree, documentation of survivorship of property held jointly. The Department cannot accept a copy of a tax statement.

Application # _____; Permit # _____; Transfer# _____

-OR-

License # _____ GR Statement # _____; GR Certificate of Registration # GR-243/GR-219

Ernest Westendorf

(Name of Holder of Record)

Unknown

(Mailing Address)

OR

(City) (State) (Zip)

(Phone #)

Note: You are required to furnish proof acceptable to the Department that notice of the assignment has been given or attempted for each identified property owner not a party to the assignment. ORS 537.220(2) Failure to submit this proof will result in the return of your request. (Proof may include but not be limited to: a copy of returned certified mailing, copy of a Death Certificate, or a court order.)

- 1) I certify that I am the current owner of the property described in this application, Permit, transfer, license or GR Certificate of Registration.
- 2) I have the legal right to request assignment under OAR 690-310-0280 and 690-320-0060.
- 3) I have not been able to contact the owner(s) of record for the above referenced application or water right.
- 4) I further certify that the information provided herein is true and correct to the best of my knowledge.

Witness my hand this 5 day of October 2009.

Party Requesting Assignment _____

Party Requesting Assignment _____

DO NOT WRITE IN THIS BOX

- This certifies assignment and record change at Oregon Water Resources Department effective 8:00a.m. on date of receipt at Salem, Oregon.
- Fee receipt # 9859
- For Director by Jerry Sauter, Program Analyst in Water Rights Division

The completed "Request for Assignment" form must be submitted to the Department along with the recording fee of \$75.

RECEIVED

OCT 09 2009

WATER RESOURCES DEPT
SALEM, OREGON

ASBY/607X
By Proof
10.9.2009

1 10959



Oregon

Theodore R. Kulongoski, Governor

Water Resources Department

North Mall Office Building
725 Summer Street NE, Suite A
Salem, OR 97301-1266
503-986-0900
FAX 503-986-0904

October 20, 2009

KRAEMER FARMS
13318 DOMINIC RD NE
MT ANGEL OR 97362

Reference: Application T- 10959

On October 1, 2009, we received your water right Transfer application. The application was accompanied by \$500.00. Our receipt number 98059 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.

Your application will be examined to determine whether additional information is needed. We will notify you if further information or corrections to the application or map are required.

You may not use water for the new use, in the new place of use or from the new point of appropriation until a final order approving recognition of the ground water registration modification application has been issued by the Department. If the land is sold before the modification is approved, the buyer's consent to the modification will be required unless a recorded deed or other legal document clearly established that the ground water registration was not conveyed in the sale.

If you have any questions, please contact the Transfer Section at (503)986-0883.

cc: Watermaster Dist. #16 (via e-mail)
Groundwater (via e-mail)
Greg Kupillas, Agent
Glen Goschie

enclosure

DPD Drafted.
Waiting on
WM & GW
Reviews

work w/
7-6448
8115
ke

10-21-2009



Oregon

Theodore R. Kulongoski, Governor

Water Resources Department

725 Summer Street NE, Suite A

Salem, OR 97301-1271

503-986-0900

FAX 503-986-0904

Notice of Application for Water Right Transfer, Temporary Transfer, or Permit Amendment 10/20/09

The Department seeks comment on the recently-filed application listed below. Any person may comment on the application. Comments must be received by the Department within 30 days of the date of this notice. The Director may presume that the transfer would be allowed by, and compatible with comprehensive plans unless an affected local government informs the Director otherwise within 30 days of this notice.

County: MARION
Transfer: 10959
Water Right: CERT GR-219
Priority Date: 1950
Name: KRAEMER FARMS
Address: 13318 DOMINIC RD SILVERTON OR 97362
Change: POU/POA
Source: WELL
Authorized POA: T6S R1E 6
Proposed POA: T6S R1E 7
Authorized POU: T6S R1E 6
Proposed POU: T6S R1E 17

The holder of a water right may apply to permanently change an existing water use subject to transfer. A transfer application may involve any of the following changes: Point of diversion or appropriation (POD; POA); Additional point of diversion or appropriation (APOD; APOA); Historic POD (HIST); Place of use (POU); Character of use (USE); Instream (ISWR); Substitution (SUB); or Exchange (EXCH).

The holder of a water right subject to transfer may request to temporarily change the place of use of the water for up to 5 years and, if necessary to convey the water, to temporarily change the point of diversion or appropriation.

The holder of a water right permit may apply to change a point of diversion (POD) or appropriation (POA) or to change the place of use (POU).

Any person who provides comments within the comment period will receive a copy of the Department's preliminary determination of whether the application should be approved or rejected after the Department has completed a review of the application and will be provided an opportunity to protest the application and preliminary determination at that time. Comments should be sent to the Transfers Section at the Department's Salem office.

ORIGINALS

Transfer Application and Map

Amendments/Revisions to Appl & Map

Receipt

Deed or Lot Book Report

Notarized Consent

Evidence of Use Affidavit

Land Use Information Form

Lien Holder Notification *(if applicable)*

Report of Ownership and Lien Info *(if applicable)*

&

Other Supporting Documentation



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

Application for Permit Amendment or Ground Water Registration Modification

Please type or print legibly in dark ink. If your application is incomplete or inaccurate, we will return it to you. If any requested information does not apply to your application, insert "N/A" to indicate Not Applicable. As you complete this form, please refer to notes and guidance included on the application. A summary of review criteria and procedures that are generally applicable to these applications is available at www.wrd.state.or.us/OWRD/PUBS/forms.shtml.

1. TYPE OF APPLICATION

Please check **one** of the following:

☐ Permit Amendment ☒ Ground Water Registration Modification

2. APPLICANT INFORMATION

Name: Kraemer Farms
First Last

Address: 13318 Dominic Rd.

Silverton, Oregon 97362
City State Zip

Phone: 503.845.2489
Home Work Other

Fax: _____ E-Mail address: _____

3. AGENT INFORMATION

(The agent listed is authorized to represent the applicant in all matters relating to this application.)

Name: Greg or Malia Kupillas
First Last

Address: 18487 S. Valley Vista Rd.

Mulino, Oregon 97042
City State Zip

Phone: 503.632.5016
Home Work Other

Fax: 503.632.5983 E-Mail address: phg@bctonline.com

- If an agent is listed above, please check **one** of the following:
- ☐ Please send all correspondence to Agent. Send *copies* of correspondence to Applicant; **or**
- ☒ Please send all correspondence to Applicant. Send *copies* of correspondence to Agent.

RECEIVED

OCT 01 2009

WATER RESOURCES DEPT
SALEM, OREGON

Permit Amendments

- If you propose to amend multiple permits under this application, a separate set of pages 3 through 7 must be provided for each permit. (**NOTE:** Concurrent changes to a water right must be filed separately on a transfer application.)

Ground Water Registration Modifications

- You may propose modification of only one ground water registration per application, unless in accordance with OAR 690-382-0300(2), the ground water registrations to be modified are layered. (**NOTE:** Concurrent changes to a water right must be filed separately on a transfer application.)

4. TYPE OF AMENDMENT OR MODIFICATION PROPOSED

Please check **all** of the following that apply:

Point of Diversion or Appropriation	Place of Use	Character of Use
☒ Change (The old point of diversion or appropriation will <u>not</u> be used for the portion of the water right affected by the amendment or modification.) ☐ Additional (Both the old <u>and</u> new points of diversion or appropriation will be used for the portion of the water right affected by the amendment or modification.) <i>Not Available for Ground Water Registrations</i> ☐ Surface Water to Ground Water (A new point of appropriation will be used <u>instead of</u> the old point of diversion. The old point of diversion will <u>not</u> be used.)	☒ All of the Permit or Registration will be exercised at a different location than currently authorized (Use of water at the current authorized location will be discontinued.) ☐ Only a portion of the Permit or Registration will be exercised at a different location than currently authorized (Use of water at a <u>portion</u> of the current authorized location will be discontinued.) RECEIVED OCT 01 2009 WATER RESOURCES DEPT SALEM, OREGON	<i>Not Available for Permit Amendments</i> Change existing authorized use to the following proposed <u>new</u> use: ☐ Irrigation ☐ Municipal ☐ Quasi-municipal ☐ Commercial ☐ Industrial ☐ Domestic (indicate number of households): _____ ☐ Other _____

- Reason(s) for amendment/modification(s): Water right transfer T-6948 was submitted but has not been processed because of conflicts with the "To" land. There was no mechanism available at the time T-6948 was submitted to move GR- 243/GR-219 with the other overlying water right. Therefore, this form is submitted to allow the GR to move as a part of the original transfer.

T 10959

5. CURRENT PERMIT OR REGISTRATION INFORMATION

Permit or Registration to be Amended/Modified (check and complete one of the following):

☐ Permit to be Amended:	Permit Number _____	Current Completion Date of Permit _____
☒ Ground Water Registration to be Modified:	GR-243/GR-219 Ground Water Registration Number	NOTE: Concurrent changes to a water right must be filed separately on a transfer application.

- Name on Permit or Registration: Ernest Westendorf
- County: Marion
- Authorized Use(s) to be affected by this Amendment/Modification: Irrigation of 38.43 acres
- Priority Date(s): June 1950 was when water was first used for beneficial use.

If there are multiple Priority Dates identified on the Permit or Registration, any information provided on pages 4 through 7 must identify which priority date is associated with each of the authorized and proposed points of diversion or appropriation and places of use.

- All Source(s) of Water to be affected by this Amendment/Modification: A well

Tributary to: Pudding River

If there are multiple Sources listed on the Permit or Registration, any information provided on pages 4 through 7 must identify which source is associated with each of the authorized and proposed points of diversion or appropriation and places of use.

For an application proposing a Change in Place of Use or Character of Use:

- Are there any other "Layered" Water Rights, Permits, or Ground Water Registrations issued for Irrigation purposes that are appurtenant to the same place of use as the Permit or Registration being Amended/Modified? ☒ Yes ☐ No ☐ N/A -No Change in Use or Place of Use

If "Yes", pursuant to ORS 540.510, OAR 690-380-2240 and OAR 690-382-0200, the other "layered" water uses subject to transfer must either change concurrently or be cancelled, except as provided in OAR 690-380-2240(5).

- Remarks: See Transfer T-6948 for the transfer of the other "layered" water rights

RECEIVED

OCT 01 2009

WATER RESOURCES DEPT
SALEM, OREGON
Last Updated: 10/30/2006

Permit Amendment or GW Modification/3

FS

- The following information **must be provided** only for those points of diversion or appropriation that **are involved in the permit amendment or ground water registration modification (i.e., list only the portion of the permit/registration you propose to amend/modify.)**
Attach additional pages as necessary.

Government lot and donation land claim numbers must be included in the tables below **only** if the information is reflected on the existing permit or ground water registration.

Location of Existing Authorized Point(s) of Diversion or Appropriation to be Changed:

(i.e., the allowed point(s) of diversion/appropriation that will be affected by the proposed amendment/modification, the "FROM" point(s) of diversion/appropriation)

If Ground Water, OWRD Well Log ID No. (or Well ID Tag No. L-____)	Source and Priority Date	Township	Range	Mer	Sec	¼ ¼	Tax Lot, DLC or Gov't Lot	Survey Coordinates (coordinates from a recognized survey corner)
MARI 5552	A well/June 1950	6 S	1 E	WM	6	SW SW	TL 6 1E 6 1400	420 ft E. and 790 ft. N. from SW Corner, Sec. 6

- Does the permit/registration being amended/modified involve a ground water source(s)?
☒ Yes ☐ No (Surface water source only.)

If "Yes", for each authorized point of appropriation (well) involved, you must either:

- Supply a copy of the well log(s) for each point of appropriation that is **clearly labeled** and associated with the corresponding well in the table above and on the accompanying application map. **See MARI 5552 that is attached.**

(NOTE: You may search for well logs on the Department's website at: www.wrd.state.or.us)

or

- If a well log is **not** available, you must describe the construction of the authorized point of appropriation by completing the table below. Attach additional copies as necessary.

Construction of Existing Authorized Point(s) of Appropriation – (Only needed if no well log is available.)

Wells in this listing must be **clearly tied** to corresponding well location(s) described in the table above and shown on the accompanying application map.

OWRD Well No. as identified in table above	Diameter	Type and size of casing	No. of feet of casing	Intervals casing is perforated (in feet)	Seal depth	Est. depth to water	Est. depth to water bearing stratum	Type of access port or measuring device	Total well depth
MARI 5552									
		10959							

- Government lot and donation land claim numbers must be included in the tables below only if the information is reflected on the existing permit or ground water registration.*

(i.e., the allowed lands that will be affected by the proposed amendment/modification, the "FROM" lands)

[illegible]

RECEIVED

OCT 01 2009

WATER RESOURCES DEPT
SALEM, OREGON
Last Updated: 10/30/2006

Permit Amendment or GW Modification/5

FS

6. PROPOSED PERMIT AMENDMENT OR REGISTRATION MODIFICATION

- Describe proposed changes to the permit or registration involving point(s) of diversion and/or appropriation. Survey coordinates described below should accurately correspond to the points shown on the accompanying application map. Attach additional pages as necessary.

Location of Proposed Point(s) of Diversion or Appropriation: (i.e., the "TO" point(s) of diversion/appropriation)

(NOTE: Complete this table only if a Change in Point of Diversion or Appropriation is being proposed.)

Source	Township	Range	Mer	Sec	¼ ¼ Section	Tax Lot, DLC or Gov't Lot	Survey Coordinates (coordinates from a recognized survey corner)
MARI 5572	6	1E	WM	7	NE SE	TL 6 1E 7 1900	1,540 ft. N. and 110 ft W. from SW corner Section 8.

- If there are proposed point(s) of appropriation (wells) listed in the table above, are the well(s) already constructed? ☒ Yes ☐ No ☐ N/A - No proposed well(s) listed above.

If "Yes", attach and **clearly label** the corresponding well log(s) for each proposed well, or if well log(s) are **not** available, describe the construction of the well(s) using the table below.

(NOTE: You may search for well logs on the Department's website at: www.wrd.state.or.us)

If "No", describe the anticipated construction for the proposed well(s) in the following table:

Construction of Proposed Point(s) of Appropriation or Well(s):

Well numbers in this listing must be clearly tied to corresponding well location(s) described in the table above and shown on the accompanying application map.

Well already built? (Yes/No)	If an existing well, OWRD Well Log ID No. (or Well ID Tag No. L-)	Diameter	Type and size of casing	No. of feet of casing	Intervals casing is perforated (in feet)	Seal depth	Est. depth to water	Est. depth to water bearing stratum	Type of access port or measuring device	Total well depth
Yes	MARI 5572									
	1 10959									

RECEIVED

OCT 01 2009

WATER RESOURCES DEPT
SALEM, OREGON

7. AFFECTED DISTRICTS AND LOCAL GOVERNMENTS

- Are any of the Permit(s) or Registration(s) proposed for amendment/modification located within or served by an irrigation or other water district? ☐ Yes ☒ No
- Will any of the Permit(s) or Registration(s) be located within or served by an irrigation or other water district after the proposed amendment/modification? ☐ Yes ☒ No
- Is water for any of the Permit(s) or Registration(s) supplied under a water service agreement or other contract for stored water with a federal agency? ☐ Yes ☒ No

If "Yes", for any of the above, list the name and mailing address of the district and/or agency:

- List the name and mailing address of all affected local governments (e.g., county, city, municipal corporation, and tribal governments within whose jurisdiction the right(s) are located).

Marion County Planning Division, P.O. Box 14500, Salem, OR 97309

8. PERMIT HOLDER OF RECORD

This section is to be completed only for Permit Amendment applications.

☐ *N/A – This is a Ground Water Registration Modification application.*

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

If "No", the applicant must either:

A. *Be assigned as a permit holder of record by submitting a completed **Request for Assignment** form and the required statutory fee for an assignment;*

or

B. *Submit an **Affidavit of Consent** from the permit holder of record that gives permission for the applicant to amend the permit.*

RECEIVED T 10959

OCT 01 2009

WATER RESOURCES DEPT
SALEM, OREGON

Permit Amendment or GW Modification/8

FS

9. LAND OWNERSHIP

If for a Permit Amendment proposing a Change in Place of Use:

- Does the permit holder of record own or control the land **TO** which the place of use is being moved? ☐ Yes ☐ No

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

- Check one of the following:
 - ☐ The permit holder of record will be responsible for completion of the proposed changes after the final order is issued. All notices and correspondence should be sent to the permit holder of record.
 - ☐ The applicant will remain responsible for completion of changes. Notices and correspondence should continue to be sent to the applicant and applicant's agent.

If for a Ground Water Registration Modification:

- Does the applicant own the lands **FROM** which the registration is being moved? ☐ Yes ☒ No

If "No", provide the following information:

Names of Current Landowner(s): Glen Goschie

First

Last

Address: 7365 Meridian Rd. NE

Silverton, OR 97381-9741

City

State

Zip

- Does the applicant own the lands **TO** which the registration is being moved? ☒ Yes ☐ No

If "No", provide the following information:

Names of Receiving Landowner(s): _____

First

Last

Address: _____

City

State

Zip

- Check one of the following:
 - ☐ The receiving landowner will be responsible for completion of the proposed changes after the final order is issued. All notices and correspondence should be sent to this landowner.
 - ☒ The applicant will remain responsible for completion of changes. Notices and correspondence should continue to be sent to the applicant and applicant's agent.

RECEIVED

OCT 01 2009

T 10959

10. ATTACHMENTS

Check each of the following attachments included with this application.
The application will be returned if all required attachments are not included.

Map:

- ☒ A map meeting the requirements of OAR 690-380-3100 must be included but need **not** be prepared by a Certified Water Right Examiner.

Land Use Information Form:

- ☒ Enclosed; or
- ☐ Not required if all of the following are met:
- ① In EFU zone or irrigation district;
 - ② Change in place of use only;
 - ③ No structural changes needed, including diversion works, delivery facilities, other structures; and
 - ④ Irrigation only.

Water Well Reports/Well Logs:

- ☒ The application involves a change in point of appropriation or change from surface water to ground water and copies of all water well reports are attached.
- ☐ Water well reports are not available and a description of construction details including well depth, static water level, and information necessary to establish the ground water body developed or proposed to be developed is attached.
- ☐ N/A. The application does **not** involve a change in point of appropriation or a change from surface water to ground water, so water well reports are **not** required.

Fees:

- ☒ Amount enclosed: \$ 500.0
See the Department's Fee Schedule at www.wrd.state.or.us/OWRD/PUBS/forms.shtml or call (503) 986-0900.

For Permit Amendments Only...

Request for Assignment:

- ☐ Enclosed. The applicant is **NOT** the permit holder of record and needs to be assigned to the permit; OR the landowner of the proposed place of use is **NOT** the permit holder of record and needs to be assigned to the permit.
The Request for Assignment form is available online at: www.wrd.state.or.us/OWRD/PUBS/forms.shtml ; or
- ☐ N/A. The applicant is the permit holder of record and owns or controls the proposed place of use; OR the applicant is **not** the permit holder of record but is supplying an Affidavit of Consent from the permit holder.

Affidavit of Consent:

- ☐ Enclosed. Because the applicant is **NOT** the permit holder of record, an Affidavit of Consent is being supplied that gives permission for the applicant to amend the permit; or
- ☐ N/A. Not required because the applicant is the permit holder of record.

T 10959

RECEIVED

OCT 01 2009

WATER RESOURCES DEPT
SALEM, OREGON

Last Updated: 10/30/2006

Permit Amendment or GW Modification/10

FS

Before submitting your application to the Department, be sure you have:

- Answered each question completely.
- Included all the required attachments.
- Provided original signatures for all named deed holders, or other parties, with an interest in the water right.
- Included a check payable to the Oregon Water Resources Department for the appropriate amount.

11. SIGNATURES

- ***For Ground Water Registration Modification Applications only, check the appropriate one and sign the application in the signature box below:***

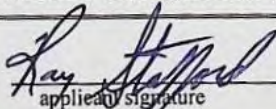
☒ In accordance with OAR 690-382-0400(16)(a), I (we) understand that prior to Department approval of a permanent modification and upon my receipt of a draft Preliminary Determination for the proposed modification, I (we) will be required [pursuant to OAR 690-382-0700(5)] to provide the following landownership information and evidence demonstrating that I (we) are authorized to pursue the modification:

- (a) A report of ownership and lien information that has been prepared by a title company *within the last three months*;
- (b) A copy of written notification of the proposed modification provided by the applicant to all lien holders on the subject lands unless the report of ownership and lien information shows that a water right conveyance agreement has been recorded for the subject lands. *If a water right conveyance agreement has been recorded for the subject lands, a copy of the recorded agreement and a listing of the owner(s) of the lands at the time the agreement was recorded must be submitted; and*
- (c) If the applicant is not both the person named on the ground water registration or the assignee *and* the owner of the lands to which the registration is appurtenant, as identified in the report of ownership and lien information, then either of the following must be provided:
- A) Notarized statements consenting to the modification by all persons, other than the applicant, who are named on the ground water registration or identified as landowners in the report of ownership and lien information or who are authorized representatives of an entity to whom the interest in the water right has been conveyed as identified in a water right conveyance agreement; or
- B) Documentation demonstrating that the applicant is authorized to pursue the modification in the absence of consent of the persons named on the ground water registration or the assignee and the owner of the lands to which the registration is appurtenant.

☐ I (we) affirm that the applicant is a municipality, as defined in ORS 540.510(3)(b), and that the right is in the name of the municipality or a predecessor. Therefore, pursuant to OAR 690-382-0400(16)(b), the applicant is NOT required to provide the above described report of ownership and lien information.

☐ I (we) affirm that the applicant is an entity with the authority to condemn property and is acquiring the property to which the ground water registration proposed for modification is appurtenant by condemnation. Documentation is provided with this application supporting this statement. Therefore, pursuant to OAR 690-382-0400(16)(c), the applicant is NOT required to provide the above described report of ownership and lien information. (NOTE: Such an entity may only apply for recognition of a modification under this subsection if it has filed a condemnation action to acquire the property and deposited the funds with the court as required by ORS 35.265.)

- ***For both Permit Amendment and Ground Water Registration Modification Applications, I (we) affirm that the information contained in this application is true and accurate.***


applicant signature

RAY STAFFORD
name (print)

09-29-2009
date

RECEIVED

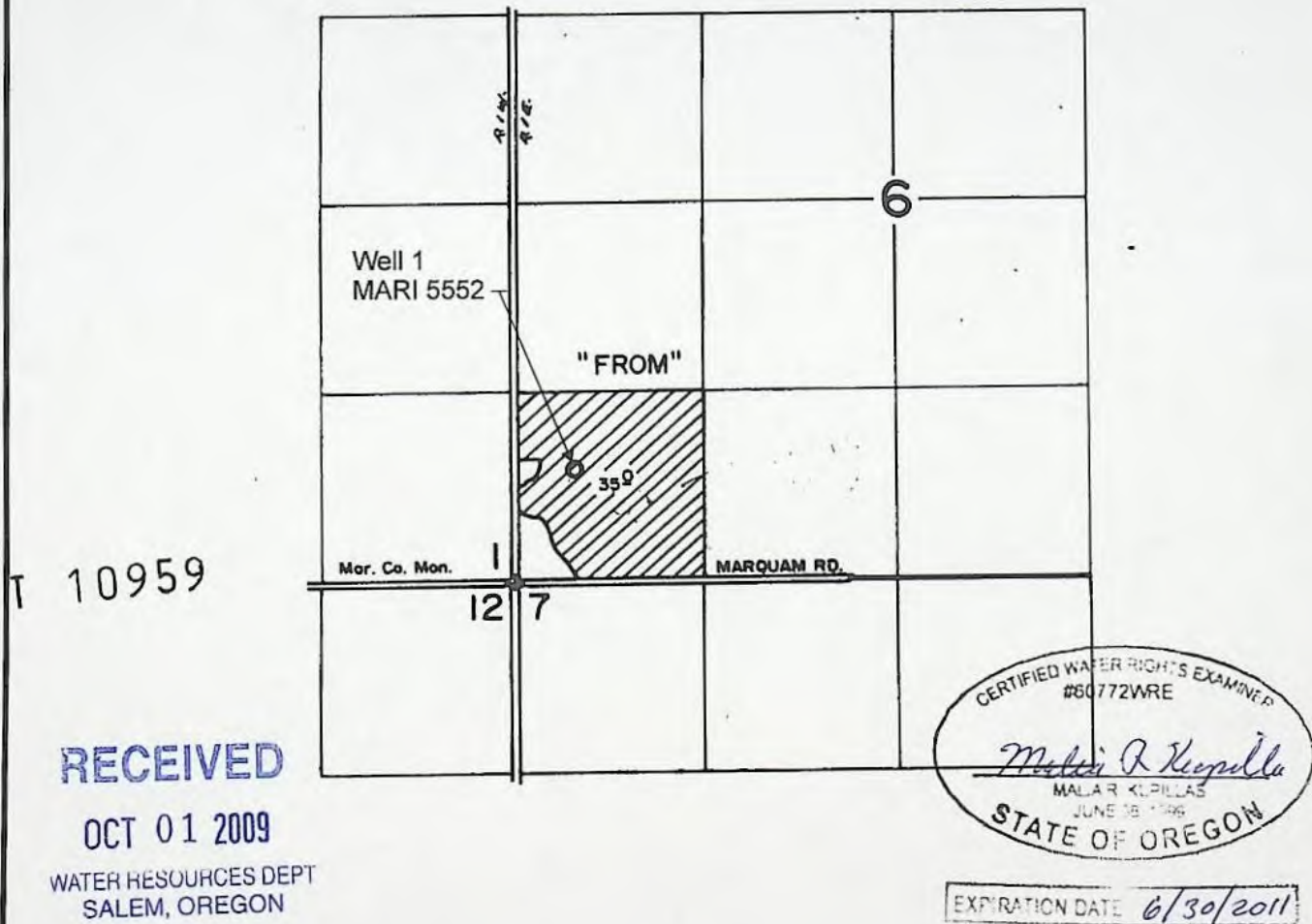
applicant signature

name (print)

date

OCT 01 2009

T.6S. R.1E. Sec. 6, W.M.



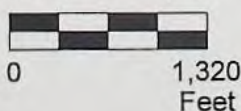
Well 1 (MARI 5552) is located 790 feet north and 420 feet east from the SW corner of Section 6.

 Area (35.0 Acres) irrigated under Application GR-243, Permit GR-219.

----- Tax lot boundary

Note: This was the map used for T-6948 that transfers the overlying water right. Therefore, this map is also being used to modify GR-243

Scale: 1" = 1,320'



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



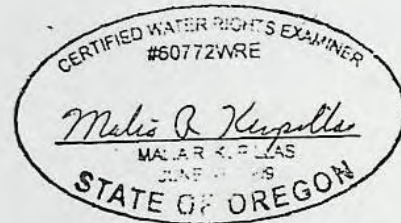
Ground Water Registration Modification
Application GR-243, Permit GR-219

Pacific Hydro-Geology Inc.

Kraemer Farms

3/2005

T.6S. R.1E. Sec. 8 & 17, W.M.



EXPIRATION DATE: 6/30/2011

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.

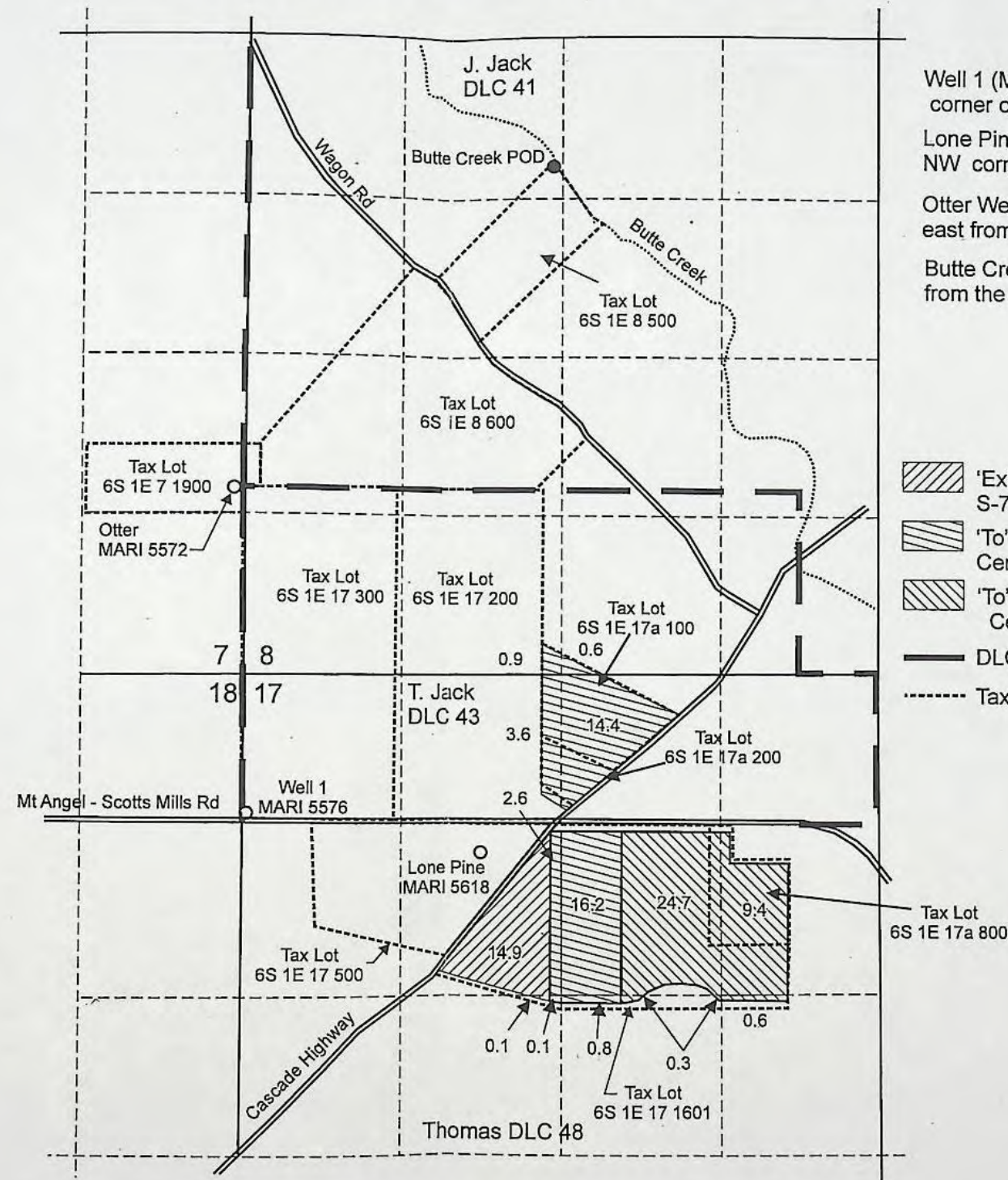
Scale: 1" = 1,320'
0 1,320 Feet

RECEIVED

OCT 01 2009

WATER RESOURCES DEPT
SALEM, OREGON

Pacific Hydro-Geology Inc.



Well 1 (MARI 5576) is located 1140 feet south and 40 feet east from the NW corner of Section 17.

Lone Pine (MARI 5618) is located 1480 feet south and 1980 feet east from the NW corner of Section 17.

Otter Well (MARI 5572) is located 1540 feet north and 110 feet east from the SE corner of Section 7.

Butte Creek point of diversion is located 1130 feet south and 100 feet west from the N quarter corner of Section 8.

- 'Existing' Area (15.0 Acres) irrigated under Registration GR-1066 and S-70391/S-53164.
- 'To' Area (39.2 Acres) irrigated under Certificates 83084 and 83085 (T-8115).
- 'To' Area (35.0 Acres) irrigated under Registration GR-243 and Certificates 83084 and 83085 (T-6948).
- DLC boundary
- Tax lot boundary



Revised Transfer Application Map
T-6948 and T-8115

9/2009

Kraemer Farms

WATER WELL REPORT
STATE OF OREGON

State Well No. 61-7R
(also in 5)
State Permit No. _____

(1) OWNER:

Name Joe Otter
Address Rte. 1, Box 31
Mt. Angel, Oregon

(2) LOCATION OF WELL:

County Marion Owner's number, if any—
1/4 1/4 Section T. R. W.M.
Bearing and distance from section or subdivision corner
26700 ft. west & 9375 ft. south of N.E.
corner of T.6-S., R.1-E.

TYPE OF WORK (check):

New Well ☒ Deepening ☐ Reconditioning ☐ Abandon ☐
If abandonment, describe material and procedure in Item 11.

(4) PROPOSED USE (check):

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

(5) TYPE OF WELL:

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

(6) CASING INSTALLED:

Threaded ☐ Welded ☒
8" Diam. from 0 ft. to 142 ft. Gage 1 wall
" Diam. from _____ ft. to _____ ft. Gage _____
" Diam. from _____ ft. to _____ ft. Gage _____

(7) PERFORATIONS:

Perforated? ☒ Yes ☐ No
Type of perforator used Mills Perforator
SIZE of perforations 2 in. by 3 in.
24 perforations from 62 ft. to 68 ft.
24 perforations from 136 ft. to 141 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 _____
Type _____ Model No. _____
Diam. _____ Slot size _____ Set from _____ ft. to _____ ft.
Diam. _____ Slot size _____ Set from _____ ft. to _____ ft.

CONSTRUCTION:

Was well gravel packed? ☐ Yes ☒ No Size of gravel: _____
Gravel placed from _____ ft. to _____ ft.
Was a surface seal provided? ☒ Yes ☐ No To what depth? 12 ft.
Material used in seal—Puddled clay
Did any strata contain unusable water? ☐ Yes ☒ No
Type of water? XX Depth of strata XX
Method of sealing strata off XX

(10) WATER LEVELS:

Static level 11 ft. below land surface Date July 15, 57
Artesian pressure _____ lbs. per square inch Date _____
Log Accepted by: _____

[Signed] _____ Date _____, 19____
(Owner)

(11) WELL TESTS:

Drawdown is amount water level is lowered below static level & Sons
Was a pump test made? ☒ Yes ☐ No If yes, by whom? R. Stadel
Yield: _____ gal./min. with _____ ft. drawdown after 7 hrs.
" 75 " 103 " " " " " " " " " " " "

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

Artesian flow XX g.p.m. Date XX

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

(12) WELL LOG:

Diameter of well 8 inches.
Depth drilled 141 ft. Depth of completed well 141 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
Top soil-brown	0	3
Loam-brown	3	12
Cobblestones & clay-brown	12	34
Cement gravel-grey	34	64
Cement gravel-grey (water?).	64	65
Cement gravel-grey	65	76
Packed sand with small amount of clay-grey	76	131
Sand & gravel-grey (water).	131	141

Work started June 29, 19 57 Completed July 15 19 57

(13) PUMP:

Manufacturer's Name _____
Type: _____ H.P. _____

Well Driller's Statement:

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

NAME R. Stadel & Sons
(Person, firm, or corporation) (Type or print)
Address Rte. 3, Box 177A, Silverton, Oregon
Driller's well number _____
[Signed] R. Stadel
(Well Driller)
License No. 84 Date July, 19 57

(USE ADDITIONAL SHEETS IF NECESSARY)

RECEIVED

OCT 01 2009

WATER RESOURCES DEPT
SALEM, OREGON

T 10959

STATE ENGINEER
Salem, Oregon

Well Record

STATE WELL NO. 6/1-6N(1)
COUNTY Marion
APPLICATION NO. GR-243

OWNER: Ernest Westendorf

MAILING

ADDRESS:

LOCATION OF WELL: Owner's No.

CITY AND

STATE: Mt. Angel, Oregon

SW $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 6 T. 6 S., R. 1 E., W.M.

Bearing and distance from section or subdivision

corner 420 feet East and 790 feet North

from SW Corner, Section 6

Altitude at well 155 feet interpolated

TYPE OF WELL: Drilled Date Constructed Feb., 1950

Depth drilled 100 feet Depth cased 100 feet

CASING RECORD:

6-inch casing set from 0 to 100 feet

FINISH:

none

AQUIFERS:

unknown

WATER LEVEL:

90 feet below land surface (questionable)

PUMPING EQUIPMENT: Type Peerless Turbine H.P. 5
Capacity 100 G.P.M.

WELL TESTS:

Drawdown 100 ft. after hours pumping 100 G.P.M.

Drawdown ft. after hours G.P.M.

USE OF WATER Irrigation 38.43 Temp. °F., 19.

SOURCE OF INFORMATION GR-219

DRILLER or DIGGER R. Stadel, Silverton, Oregon

ADDITIONAL DATA:

Log no Water Level Measurements Chemical Analysis Aquifer Test

REMARKS:

RECEIVED

OCT 01 2009

WATER RESOURCES DEPT
SALEM, OREGON

T 10959



Oregon Water Resources Department Land Use Information Form

THIS FORM IS NOT REQUIRED IF: 1) water is to be diverted, conveyed, and/or used only on federal lands; or 2) the application is for a water-right transfer, allocation of conserved water, exchange, permit amendment, or ground water registration modification, and all of the following apply: a) only the place of use is proposed for change, b) there are no structural changes, c) the use of water is for irrigation, and d) the use is located in an irrigation district or exclusive farm-use zone.

Applicant Name: Kraemer Farms
First Last
Mailing Address: 13318 Dominic Rd
Mt. Angel OR 97362 Daytime Phone: 503.845.2489
City State Zip

A. Land and Location

Please include the following information for all tax lots where water will be diverted (taken from its source), conveyed (transported), or used. 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:
See	Table				Prime Ag/EFU	☐ Diverted ☐ Conveyed ☐ Used	
						☐ Diverted ☐ Conveyed ☐ Used	
						☐ Diverted ☐ Conveyed ☐ Used	
						☐ Diverted ☐ Conveyed ☐ Used	

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

Marion County

B. Description of Proposed Use

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

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

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

Estimated quantity of water needed: 100 ☐ 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 ground water registration is being modified to follow a transfer that was submitted earlier.

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

RECEIVED

OCT 01 2009

WATER RESOURCES DEPT
SALEM, OREGON

Receipt for Request for Land Use Information

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

T 10959

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 proposed water uses (including proposed construction) are allowed outright or are not regulated by your comprehensive plan. Cite applicable ordinance section(s): 136.020
- ☐ Land uses to be served by proposed water uses (including proposed construction) involve discretionary land-use approvals as listed in the table below. (Please attach documentation of applicable land-use approvals which have already been obtained. Record of Action/land-use decision and accompanying findings are sufficient.)
- If approvals have been obtained but all appeal periods have not ended, check "Being pursued".**

Type of Land-Use Approval Needed (e.g. plan amendments, rezones, conditional-use permits, etc.)	Cite Most Significant, Applicable Plan Policies & Ordinance Section References	Land-Use Approval:	
		☐ Obtained ☐ Denied	☐ Being pursued ☐ Not being pursued
		☐ Obtained ☐ Denied	☐ Being pursued ☐ Not being pursued
		☐ Obtained ☐ Denied	☐ Being pursued ☐ Not being pursued
		☐ Obtained ☐ Denied	☐ Being pursued ☐ Not being pursued
		☐ Obtained ☐ Denied	☐ Being pursued ☐ Not being pursued

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

Name: David Epling Title: Senior Planner

Signature: [Signature] Phone: 503-586-5038 Date: 10/1/09

Government Entity: Marion County

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

RECEIVED

OCT 01 2009

Receipt for Request for Land Use Information

WATER RESOURCES DEPT
SALEM, OREGON

Applicant Name: _____

City or County: _____ Staff Contact: _____

Signature: T 10959 Phone: _____ Date: _____

Name **Kramer Farms**
 Street **13318 Dominic Rd**
 State, City, Zip Code **Mount Angel, OR 97362**

Oregon Water Resources Department
 Land Use Information Form

WATER RESOURCES DEPT
 SALEM, OREGON

OCT 01 2009

RECEIVED

T 10959

Land and Location Table

Township	Range	Section	1/4 1/4	Tax Lot #	Plan Designation (e.g., Rural Residential/RR-5)	Water to be: (check all that apply)			Proposed Land Use
						X Diverted	X Conveyed	___ Used	
6 S	1 E	7		6 1E 7 1900	EFU	X Diverted	X Conveyed	___ Used	Irrigation
6 S	1 E	17		6 1E 17 300	EFU	___ Diverted	X Conveyed	___ Used	Irrigation
6 S	1 E	17		6 1E 17 200	EFU	___ Diverted	X Conveyed	___ Used	Irrigation
6 S	1 E	17		6 1E 17 500	EFU	___ Diverted	X Conveyed	___ Used	Irrigation
6 S	1 E	17		6 1E 17 1601	EFU	___ Diverted	X Conveyed	X Used	Irrigation
						___ Diverted	___ Conveyed	___ Used	
						___ Diverted	___ Conveyed	___ Used	

**STATE OF OREGON
WATER RESOURCES DEPARTMENT**

RECEIPT # **98059**

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

INVOICE # _____

RECEIVED FROM: Pacific Hydro-Geology Inc
BY: _____

APPLICATION	6R243
PERMIT	
TRANSFER	T-10954

CASH: ☐ CHECK:# 3604 OTHER: (IDENTIFY) ☐

TOTAL REC'D \$ 575.00

1083 TREASURY 4170 WRD MISC CASH ACCT

0407 COPIES	\$
OTHER: (IDENTIFY)	\$
0243 I/S Lease	0244 Muni Water Mgmt. Plan
0245 Cons. Water	

4270 WRD OPERATING ACCT

MISCELLANEOUS

0407 COPY & TAPE FEES	\$
0410 RESEARCH FEES	\$
0408 MISC REVENUE: (IDENTIFY)	\$ 75.00
TC162 DEPOSIT LIAB. (IDENTIFY)	\$
0240 EXTENSION OF TIME	\$

**RECEIVED
OVER THE COUNTER**
4610 1/15/11
1/16/11

WATER RIGHTS:

0201 SURFACE WATER	EXAM FEE	0202	RECORD FEE
0203 GROUND WATER	\$	0204	\$
0205 TRANSFER	\$ 500.00		\$

WELL CONSTRUCTION

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

OTHER (IDENTIFY) _____

0536 TREASURY 0437 WELL CONST. START FEE

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

0607 TREASURY 0467 HYDRO ACTIVITY LIC NUMBER

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

TREASURY OTHER / RDX

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

RECEIPT: **98059**

DATED: 10-1-09 BY: 22