

Permit amendment

Name Cameron BuckAddress 17728 Butteville Rd
Woodburn Oregon 97071
Cam@cascaadetrees.comChange in APDADate Filed 5/18/2020Initial notice date 6/2/2020

DPD issued date _____

PD issued date _____

PD notice date _____

Date of FO 11/10/2021 Vol 122 Page 48-50

C-Date _____

COBU due date _____

COBU Received date _____

Certificate issued _____

Assignments: _____

Irrigation District _____

Agent eric urstadt encurstadt@hotmail.com

CWRE _____

CC's list marion county Planning

DESCRIPTION OF WATER RIGHT(s)

Name of Stream wellTrib. of Senecal Creek BasinUse nursery County marion

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

Name of ditch _____

App# G-17602 Per # G17077 Cert # _____ PR Date 7/14/2017

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

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

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

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

FEES PAID		
Date	Amount	Receipt #
5-18-2020	\$1,570.00	132546

FEES REFUNDED		
Date	Amount	Receipt #



Oregon
Kate Brown, Governor

Water Resources Department
725 Summer St NE, Suite A
Salem, OR 97301
(503) 986-0900
Fax (503) 986-0904

November 10, 2021

CAMERON BUCK
17728 BUTTEVILLE RD NE
WOODBURN, OR 97071

REFERENCE: Permit Amendment Application T-13445

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

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

If you have any questions related to the approval of this temporary transfer, you may contact your caseworker, Corey Courchane by telephone at (503) 979-3917 or by e-mail at Corey.A.Courchane@oregon.gov.

Sincerely,

Julie C. Baustian
Water Rights Services Support
Transfers and Conservation Section

cc: Gregory J. Wacker, Watermaster Dist. # 16 (via email)
Marion County Planning Department
Eric Anthony Urstadt, Agent

Enclosure

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

In the Matter of Permit Amendment	)	FINAL ORDER
T-13445, Marion County	)	APPROVING ADDITIONAL POINTS OF
	)	APPROPRIATION

Authority

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

Applicant

CAMERON BUCK
17728 BUTTEVILLE RD NE
WOODBURN, OR 97071

Findings of Fact

1. On May 18, 2020, CAMERON BUCK filed an application for additional points of appropriation under Permit G-17077. The Department assigned the application number T-13445.
2. On October 16, 2013, the Department approved an assignment of the permit from CAMERON BUCK to WALTER C. BUCK, DAVID F. BUCK, AND NORTHWEST FARM CREDIT SERVICES, FLCA.
3. On November 1, 2019, the Department approved an extension of time for complete application of water to October 1, 2025.
4. Notice of the application for the permit amendment was published in the Department's weekly notice on June 2, 2020, pursuant to ORS 540.520(5). No comments were filed in response to the notice.
5. On June 19, 2020, the Department contacted the applicant by written correspondence to notify the applicant and the applicant's agent of a deficiency in the application. The application was not signed by all holder of Permit G-17077, as is required by ORS 537.211(4). The Department requested that the deficiency be resolved by July 20, 2020.

This is a final order in other than contested case. This order is subject to judicial review under ORS 183.484. Any petition for judicial review must be filed within the 60 day time period specified by ORS 183.484(2). Pursuant to ORS 536.075 and OAR 137-004-0080 and OAR 690-01-0005 you may either petition for judicial review or petition the Director for reconsideration of this order. A petition for reconsideration may be granted or denied by the Director, and if no action is taken within 60 days following the date the petition was filed, the petition shall be deemed denied.

6. On June 26, 2020, the applicant's agent submitted Affidavits of Consent from a Deeded Landowner, signed by the other permit holders, granting consent to the permit amendment and resolving the deficiency.
7. Permit Amendment Application T-13445 proposes additional points of appropriation as follows:

Twp	Rng	Mer	Sec	Q-Q	DLC	Measured Distances	Approximate distance from original point of appropriation in feet (ft.)
5 S	2 W	WM	22	SE SW	42	WELL 2 - 1165 FEET SOUTH AND 570 FEET WEST FROM THE NE CORNER OF DLC 42	227.6 ft.
5 S	2 W	WM	22	SE SW	42	WELL 3 - 1680 FEET SOUTH AND 410 FEET WEST FROM THE NE CORNER OF DLC 42	331.5 ft.

Permit Amendment Review Criteria

8. The change would not result in injury to other water rights.
9. The change does not enlarge the permit.
10. The change does not alter any other terms of the permit.

Conclusions of Law

The additional points of appropriation proposed by Permit Amendment Application T-13445 are consistent with the requirements of ORS 537.211.

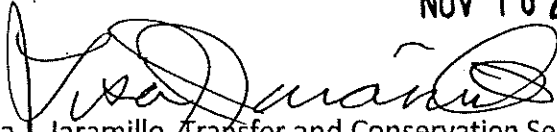
Now, therefore, it is ORDERED:

1. The additional points of appropriation proposed by Permit Amendment Application T-13445 are approved.
2. Permit G-18727, in the name of WALTER C. BUCK, DAVID F. BUCK, AND NORTHWEST FARM CREDIT SERVICES, FLCA, is issued to replace Permit G-17077, and incorporates the amendments approved by this order, the extension of time, and the assignment. Permit G-17077, in the name of WALTER C. BUCK, DAVID F. BUCK, AND NORTHWEST FARM CREDIT SERVICES, FLCA, is no longer of any force or effect.
3. The combined quantity of water diverted at the new additional points of appropriation (Wells 2 and 3), together with that diverted at the old point of appropriation (Well 1), shall not exceed the quantity of water lawfully available at the original point of appropriation (Well 1).

4. Water shall be acquired from the same aquifer as the original point of appropriation.
5. All other terms and conditions of Permit G-18727 remain the same.

Dated in Salem, Oregon on

NOV 10 2021



Lisa J. Jaramillo, Transfer and Conservation Section Manager, for
THOMAS M BYLER, DIRECTOR
Oregon Water Resources Department

Mailing Date:

NOV 11 2021

STATE OF OREGON

COUNTY OF MARION

PERMIT TO APPROPRIATE THE PUBLIC WATERS

THIS PERMIT IS HEREBY ISSUED TO

WALTER C. BUCK DAVID F. BUCK
17728 BUTTEVILLE RD NE 21333 FRENCH PRAIRIE RD
WOODBURN, OR 97071-8437 ST. PAUL, OR 97137

NORTHWEST FARM CREDIT SERVICES, FLCA
PO BOX 13309
SALEM, OR 97309

This superseding permit is issued to describe an amendment for additional points of appropriation proposed under Permit Amendment Application T-13445 and approved by Special Order Vol. 122, Page 48, entered November 10, 2021, and to describe an extension of time for complete application of water approved November 1, 2019, and an assignment approved October 16, 2013. This permit supersedes Permit G-17077.

The specific limits and conditions of the use are listed below.

APPLICATION FILE NUMBER: G-17602

SOURCE OF WATER: WELLS 1, 2, AND 3 IN SENECALE CREEK BASIN

PURPOSE OR USE: NURSERY USES ON 100.0 ACRES

MAXIMUM RATE/VOLUME: 2.5 CUBIC FEET PER SECOND

PERIOD OF USE: YEAR ROUND

DATE OF PRIORITY: DECEMBER 4, 2012

WELL LOCATIONS:

Twp	Rng	Mer	Sec	Q-Q	DLC	Measured Distances
5 S	2 W	WM	22	SE SW	42	WELL 1 - 430 FEET NORTH AND 50 FEET WEST FROM THE S1/4 CORNER OF SECTION 22
5 S	2 W	WM	22	SE SW	42	WELL 2 - 1165 FEET SOUTH AND 570 FEET WEST FROM THE NE CORNER OF DLC 42
5 S	2 W	WM	22	SE SW	42	WELL 3 - 1680 FEET SOUTH AND 410 FEET WEST FROM THE NE CORNER OF DLC 42

THE PLACE OF USE IS LOCATED AS FOLLOWS:

NURSERY USES					
Twp	Rng	Mer	Sec	Q-Q	Acres
5 S	2 W	WM	22	SW SW	5.10
5 S	2 W	WM	22	SE SW	23.70
5 S	2 W	WM	22	SW SE	0.66
5 S	2 W	WM	27	NW NE	0.34
5 S	2 W	WM	27	NE NW	32.50
5 S	2 W	WM	27	NW NW	14.40
5 S	2 W	WM	27	SW NW	16.30
5 S	2 W	WM	27	SE NW	5.30
5 S	2 W	WM	27	NW SW	1.70
Total					100.00

The amount of water used for nursery use under this right, together with the amount secured under any other right existing for the same lands, is limited to 0.15 cubic foot per second per acre and 5.0 acre feet per acre per year. For irrigation of containerized nursery plants, the amount of water diverted under this right, together with the amount secured under any other right existing for the same lands, is limited to one-fortieth of one cubic foot per second and 5.0 acre feet per acre per year. For irrigation of in-ground nursery plants, the amount of water diverted under this right, 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 and 2.5 acre feet per acre per year.

Permit Amendment T-13445 Conditions:

The combined quantity of water diverted at the new additional points of appropriation (Wells 2 and 3), together with that diverted at the old point of appropriation (Well 1), shall not exceed the quantity of water lawfully available at the original point of appropriation (Well 1).

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

Extension of Time Conditions:**Checkpoint Condition**

The permit holder must submit a completed Progress Report Form to the Department by **October 1, 2023**.

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

Existing Permit Conditions:**Measurement, recording and reporting conditions:**

- A. Before water use may begin under this permit, the permittee shall install a totalizing flow meter or other suitable measuring device as approved by the Director at each point of appropriation. The permittee shall maintain the meter or measuring device in good working order.
- B. The permittee shall keep a complete record of the amount of water used each month, and shall submit a report which includes the recorded water use measurements to the Department annually or more frequently as may be required by the Director. Further, the Director may require the permittee to report general water-use information, including the place and nature of use of water under the permit.
- C. The permittee 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.
- D. The Director may provide an opportunity for the permittee to submit alternative measuring and reporting procedures for review and approval.

To monitor the effect of water use from the well(s) authorized under this permit, the Department requires the water user to obtain, from a qualified individual (see below), and report annual static water-level measurements. The static water level shall be measured in the month of March. Reports shall be submitted to the Department within 30 days of measurement.

Measurements must be made according to the following schedule:

Before Use of Water Takes Place**Initial and Annual Static Water Level Measurements**

The Department requires the permittee to report an initial water-level measurement in the month specified above once well construction is complete, and annually thereafter until use of water begins; and

After Use of Water has Begun**Seven Consecutive Annual Static Water Level Measurements**

Following the first year of water use, the user shall report seven consecutive annual static water-level measurements. The first of these seven annual measurements will establish the reference level against which future annual measurements will be compared. Based on an analysis of the data collected, the Director may require the user to obtain and report additional annual static water-level measurements beyond the seven year minimum reporting period. The additional measurements may be required in a different month. If the measurement requirement is stopped, the Director may restart it at any time.

All measurements shall be made by a certified water rights examiner, registered professional geologist, registered professional engineer, licensed well constructor or pump installer licensed by the Construction Contractors Board. Measurements and be submitted to the Department on forms provided by the Department. The Department requires the individual performing the measurement to:

- A. Identify each well with its associated measurement;
- B. Measure and report water levels to the nearest tenth of a foot as depth-to-water below ground surface;
- C. Specify the method used to obtain each well measurement; and
- D. Certify the accuracy of all measurements and calculations reported to the Department.

The water user shall discontinue use of, or reduce the rate or volume of withdrawal from, the well(s) if any of the following events occur:

- A. Annual water-level measurements reveal an average water-level decline of three or more feet per year for five consecutive years; or
- B. Annual water-level measurements reveal a water-level decline of 15 or more feet in fewer than five consecutive years; or
- C. Annual water-level measurements reveal a water-level decline of 25 or more feet; or
- D. Hydraulic interference leads to a decline of 25 or more feet in any neighboring well with senior priority.

The period of restricted use shall continue until the water level rises above the decline level which triggered the action or the Department determines, based on the permittee's and/or the Department's data and analysis, that no action is necessary because the aquifer in question can sustain the observed declines without adversely impacting the resource or causing substantial interference with senior water rights. The water user shall not allow excessive decline, as defined in Commission rules, to occur within the aquifer as a result of use under this permit. If more than one well is involved, the water user may submit an alternative measurement and reporting plan for review and approval by the Department.

Prior to using water from any well listed on this permit, the permittee shall ensure that the well has been assigned an OWRD Well Identification Number (Well ID tag), which shall be permanently attached to the well. The Well ID shall be used as a reference in any correspondence regarding the well, including any reports of water use, water level, or pump test data.

STANDARD CONDITIONS

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

If the number, location, source, or construction of any well deviates from that proposed in the permit application or required by permit conditions, this permit may be subject to cancellation, unless the Department authorizes the change in writing.

If substantial interference with a senior surface or ground water right occurs due to withdrawal of water from the well(s) listed on this permit, then use of water from such well(s) shall be discontinued or reduced or the schedule of withdrawal shall be regulated until the Department approves or implements an alternative administrative action to mitigate such interference.

The well(s) shall be constructed in accordance with the General Standards for the Construction and Maintenance of Water Wells in Oregon. The works shall be equipped with a usable access port, and may also include an air line and pressure gauge adequate to determine water level elevation in the well at all times.

If the riparian area is disturbed in the process of developing a point of diversion, the permittee shall be responsible for restoration and enhancement of such riparian area in accordance with ODFW's Fish and Wildlife Habitat Mitigation Policy OAR 635-415. For purposes of mitigation, the ODFW Fish and Wildlife Habitat Mitigation Goals and Standards, OAR 635-415, shall be followed.

The use may be restricted if the quality of downstream waters decreases to the point that those waters no longer meet state or federal water quality standards due to reduced flows.

Where two or more water users agree among themselves as to the manner of rotation in the use of water and such agreement is placed in writing and filed by such water users with the watermaster, and such rotation system does not infringe upon such prior rights of any water user not a party to such rotation plan, the watermaster shall distribute the water according to such agreement.

Prior to receiving a certificate of water right, the permit holder shall submit to the Water Resources Department the results of a pump test meeting the Department's standards for each point of appropriation (well), unless an exemption has been obtained in writing under OAR 690-217. The Director may require water-level or pump-test data every ten years thereafter.

The permit is for the beneficial use of water without waste. The water user is advised that new regulations may require the use of best practical technologies or conservation practices to achieve this end.

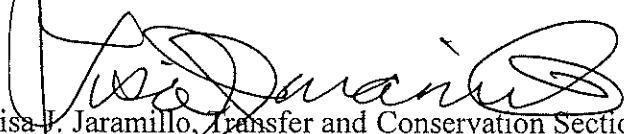
By law, the land use associated with this water use must be in compliance with statewide land-use goals and any local acknowledged land-use plan.

Completion of construction and application of the water to the use was to be made within five years of the date of permit issuance, being October 4, 2018. By Extension of Time Final Order dated November 1, 2019, complete application of the water to the use is to be made on or before October 1, 2025. If beneficial use of permitted water has not been made before this date, the permittee may submit an application for extension of time, which may be approved based upon the merit of the application.

Within one year after making beneficial use of water, the permittee shall submit a claim of beneficial use, which includes a map and report, prepared by a Certified Water Rights Examiner.

NOV 10 2021

Signed _____;

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

Lisa J. Jaramillo, Transfer and Conservation Section Manager, for
THOMAS M. BYLER, DIRECTOR
Oregon Water Resources Department

Permit Amendment Checklist

Transfer: T- 13445

Transfer Specialist:

Covey

Transfer Type: Permit Amendment

Applicant Name/Address/email: CAMERON BUCK 17728 BUTTEVILLE RD NE WOODBURN, OR 97071	Agent Name/Address/email: ERIC ANTHONY URSTADT 39290 NW MURTAUGH RD NORTH PLAINS, OR 97133	Rec Landowner Name/Address:
CWRE Name/Number:	Irr. District Name/Address:	Affected Gov'ts Name/Address: Marion Countyplanning Dept
Commentor(s): Name/Address:	Current Landowner Name/Address (if different than applicant):	

Permit(s) Affected

Records Marked	Records Copied	App File No. or Decree Name	Permit No.	Superseding Permit No.
☐	☐	G-17602	G-17077	6-18727

Key Dates & Initial Actions

Rec'd: May 18, 2020	Proposed Action(s): ADDITIONAL POINT OF APPROPRIATION	
Fees Pd: 1570.00	WM District: 16	ODFW District:
Initial Notice: June 2, 2020	WM Review sent: Done:	ODFW Review sent: Done:
Acknowledgement Letter Sent: ☒ Date:		GW Review sent: Done:

Processing Dates & Actions

Deficiency Contact(s): _____

Draft Mailed: _____

If yes, date rec'd okay from agent/applicant: _____

☐ ODFW contact sheet sent; need? Yes ☐ or No ☐

☐ WM measurement sheet sent; need?

Yes ☐ or No ☐

Newspaper: Capital Press Not Reg.

☐ not required

Date quote requested: _____

Request for news \$ sent: _____

News \$ received: _____

Request to publish sent to newspaper: _____

Affidavit of publication received: _____

Dates of publication: _____

Final Order

Draft Order & Superseding Permit Review (Optional) Reviewer: _____ Date: _____ Coordinator: _____ Date: _____ Signature Bin Date: _____	Final Order & Superseding Permit Review (Salem) Reviewer: ASD Date: 10/8/21 Coordinator: PLS Date: 10/15/21 Signature Bin Date: 11/8/21
Comments/Special Issues: _____	

Special Order Volume: Vol: 122, Pages 48-50

Final Order Signature Date: 11/10/2021

Notice of FO e-mailed to processors: _____

Application**PR** **CW**

- ☐ ☒ The type of change is clearly indicated.
- ☐ ☒ The application is appropriately signed.
- ☐ ☒ Appropriate fees were paid. N/A ☐ If overpayment, Refund Request submitted _____
- ☐ ☒ Land use form matches affected tax lots and is signed by proper official. (from ALL affected Govt's) _____
- ☐ ☒ N/A Ditch company, district, and/or BOR, sent a copy of the application and map, if appropriate.
- ☐ ☒ All required attachments received.
- ☐ ☒ Check application file and WRIS for assignment(s) and/or extension(s). _____

Application Map**PR** **CW**

- ☐ ☒ The map size and scale are accurate and appropriate per OAR 690-380-3100(1)(b)(c)&(d).
- ☐ ☒ All authorized and proposed POD's/POA's and POU are properly described on the map.
- ☐ ☒ The POD/POA location description(s) on the map match the PA application and permit descriptions.
- ☐ ☒ Map acres (to, from and rr, if applicable) match Table 2 on the PA application and as applicable, on the permit
- ☐ ☒ Have permit map(s).

Determining the "From" and "To" Lands (make working copy of application and permit(s))**PR** **CW**

- ☐ ☒ Only the authorized POD's/POA's and/or POU's to be transferred are listed (Tables 1 & 2).
- ☐ ☒ PA application and permit tabulations (acreage) match. (Mark on appl. and permit copies and note corrections needed)
- ☐ ☐ ALL Mark on permit the acreage and amount of water being transferred.

Permit Ownership

- ☐ ☒ The applicant(s) is/are the holder(s) of the permit.
- ☐ ☒ All holders of the permit have signed the application or
- ☐ ☒ N/A If necessary, there is a notarized, signed statement of consent from permit holders other than applicant.
- ☐ ☒ N/A If necessary, the permit has been assigned to permit amendment applicant.

Evaluation Materials

- | | | | |
|--|-------------------------------------|---|---|
| ☒ Application complete | ☐ Permit | ☒ Land Use form | ☒ N/A Plat card |
| ☒ Amendment Map | ☐ Permit Map | ☒ Fees paid | ☒ N/A Well logs |

Reviews/comments/conditions received? ☐ ☐ Watermaster ☐ ☐ N/A ODFW ☐ ☐ N/A GWN/A Headgate ☐ When in the judgment ☐ Prior to diverting ☐ Existing and maintainN/A Measuring Devices ☐ When in the judgment ☐ Prior to diverting ☐ Existing and maintain

Type of device, if applicable: _____ totalizing flow meter: at new at existing and new

Injury: ☐ Yes ☐ NoEnlargement: ☐ Yes ☐ No

Conditions to avoid enlargement/injury –

ODFW conditions: _____

GW Conditions: _____

COURCHANE Corey A * WRD

From: BUCHHOLZ Sheila L * WRD
Sent: Tuesday, November 02, 2021 2:37 PM
To: COURCHANE Corey A * WRD; BAUSTIAN Julie C * WRD
Cc: MARTIN Duff A * WRD
Subject: PD Permit Amendment T-13445 (210835)
Attachments: PD T-13445.pdf

Hello Corey & Julie,
This PD Transfer is complete.

Thanks!

[Sheila Buchholz](#)

Data Technician 1

725 Summer St. NE, Suite A | Salem, Oregon 97301

Email: Sheila.L.Buchholz@oregon.gov



OREGON
WATER
RESOURCES
DEPARTMENT

[Integrity](#) | [Service](#) | [Technical Excellence](#) | [Teamwork](#) | [Forward-Looking](#)

From: Eric Urstadt
Sent: Friday, June 26, 2020 11:09 AM
To: COURCHANE Corey A WRD (Corey.A.Courchane@oregon.gov)
Cc: Cam Buck; Michelle McCormick
Subject: FW: Cameron Buck, T-13445, Blue Sky - Reiling - affidavits coming in mail, copy attached

Corey,

Attached are a scan of the original affidavits; the originals have been put in the mail today. Maybe this email will help you to move forward on the project.

I believe the because Cam signed the original application that you don't need an affidavit from him. If you do, please let me know.

Respectfully,

Eric Urstadt, PE, PLS, CWRE

Aspen Rural Land Consulting

Water Rights – Forestry – Rural Land Engineering – Land Surveying
Licensed in Oregon and Washington
(971) 250-1520 (cell, text, voicemail)

From: [COURCHANE Corey A * WRD](#)
Sent: Friday, June 19, 2020 10:03 AM
To: cam@cascadetrees.com; [Eric Urstadt](#)
Cc: [WACKER Gregory J * WRD](#)
Subject: Cameron Buck, T-13445

Good morning,

Please see attached, and let me know if I may be of further assistance. A hard copy will also be sent.

Thank you,

Corey Courchane

**COREY A COURCHANE | TRANSFER SPECIALIST
TRANSFER AND CONSERVATION SECTION**

Water Resources Department | 725 Summer St. NE, Suite A | Salem, Oregon 97301
Ph: 503.986-0825 | Fax: 503.986-0901
Email: corey.a.courchane@oregon.gov | Web: <http://www.oregon.gov/OWRD>

RECEIVED

JUN 30 2020

OWRD

Application for Water Right
Transfer
Consent by Permit Holder



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

RECEIVED

JUN 30 2020

OWRD

State of Oregon)
County of Marion)ss
)

I, Mathis Kuenzi in my capacity as permit holder and

(title) Credit Officer of Northwest Farm Credit Services, FLCA,

mailing address 650 Hawthorne Avenue SE, Suite 210, Salem, OR 97301,

telephone number 503-373-3019, duly sworn depose and say that I

consent to the proposed change(s) to Water Right Permit Number G-17077

described in a Transfer Application (T-13445) submitted by Walter C. (Cam) Buck,
(transfer number, if known)

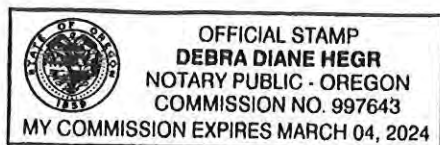
on the property in tax lot number(s) 400, 500, & 600, Section 27, and tax lot 2000, Section 22,
all in Township 5 South, Range 2 West, W.M., located at 7176 ST LOUIS RD NE, GERVAIS,
OR 97026.
(site address)

Mathis Kuenzi
Signature of Affiant

6/23/2020
Date

Mathis Kuenzi
Printed Name

Subscribed and Sworn to before me this 23rd day of June, 2020.



Debora Diane Hegr
Notary Public for Oregon

My commission expires 3-4-24.

Application for Water Right
Transfer
Consent by Permit Holder



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

State of Oregon)
County of Marion)ss
)

RECEIVED
JUN 30 2020

OWRD

I David F. Buck in my/our capacity as permit holder,

mailing address 16401 ARBOR Grove Rd NE, Woodburn, OR 97071

telephone number (503) 931-2970, duly sworn depose and say that I

consent to the proposed change(s) to Water Right Permit Number G-17077

described in a Transfer Application (T-13445) submitted by Walter C. (Cam) Buck,
(transfer number, if known)

on the property in tax lot number(s) 400, 500, & 600, Section 27, and tax lot 2000, Section 22,
all in Township 5 South, Range 2 West, W.M., located at 7176 ST LOUIS RD NE, GERVAIS,
OR 97026.
(site address)


Signature of Affiant

6-23-20
Date

David F. Buck
Printed Name

Subscribed and Sworn to before me this 23 day of June, 2020



OFFICIAL STAMP
MICHELLE DIANE SUTTON
NOTARY PUBLIC - OREGON
COMMISSION NO. 987279
MY COMMISSION EXPIRES MAY 23, 2023

Michelle Diane Sutton
Notary Public for Oregon

My commission expires May 23, 2023

Groundwater Transfer Review Summary Form

Transfer/PA # T- 13445

GW Reviewer Travis Brown Date Review Completed: 9/21/2021

Summary of Same Source Review:

☐ The proposed change in point of appropriation is not within the same aquifer as per OAR 690-380-2110(2).

Summary of Injury Review:

☐ The proposed transfer will result in another, existing water right not receiving previously available water to which it is legally entitled or result in significant interference with a surface water source as per 690-380-0100(3).

Summary of GW-SW Transfer Similarity Review:

☐ The proposed SW-GW transfer doesn't meet the definition of "similarly" as per OAR 690-380-2130.

This is only a summary. Documentation is attached and should be read thoroughly to understand the basis for determinations.



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

Ground Water Review Form:

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

Application: T-13445

Applicant Name: Blue Sky Farm

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

Reviewer(s): Travis Brown

Date of Review: 9/21/2021

Date Reviewed by GW Mgr. and Returned to WRSD: JTI 9/22/21

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

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

-
1. Basic description of the changes proposed in this transfer: Applicant proposes to add 2 APOA to Permit G-17077 due to the sole authorized POA ("Well #1", MARI 65177) yielding insufficient water to achieve the full authorized rate (2.5 cfs). Permit G-17077 allows for Nursery Use on 100.0 acres with a duty of 5.0 acre-feet per acre per year for containerized nursery plants or 2.5 acre-feet per acre per year for irrigation of in-ground nursery plants or any other crop. The 2 proposed APOA ("Well #2" and "Well #3") have not yet been constructed.
 2. Will the proposed POA develop the same aquifer (source) as the existing authorized POA?
☒ Yes ☐ No Comments: Applicant has not provided construction details for proposed APOA Wells #2 and #3, but has indicated "the new well(s) will access and utilize the same aquifer and be similar to Well #1" (MARI 65177). The alluvial aquifer system in this area is of substantial thickness, although productive water-bearing zones can be highly variable in thickness and depth. Regardless, it is highly likely that the proposed APOA will access the same aquifer as the authorized POA (MARI 65177).
 3. a) Is there more than one source developed under the right (e.g., basalt and alluvium)?
☐ Yes ☒ No _____
b) If yes, estimate the portion of the right supplied by each of the sources and describe any limitations that will need to be placed on the proposed change (rate, duty, etc.): N/A

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

☒ Yes ☐ No Comments: Proposed APOA Well #2 is ~2,200 ft southeast of neighboring well MARI 53582, while authorized POA Well #1 (MARI 65177) is ~2,500 ft southeast of MARI 53582. The reduced intervening distance will likely result in an increase in interference with MARI 53582.

- 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: Permit G-17077 contains a condition limiting hydraulic interference with neighboring wells to less than 25 ft. The Theis (1935) solution for drawdown in a confined aquifer was used to assess the potential for proposed APOA Well #2 to cause interference of 25 ft or more with MARI 53582 (see attached Theis Drawdown Analysis). The results indicate that the proposed change is unlikely to result in MARI 53582 or any similarly located groundwater right not receiving water to which it is legally entitled.

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

☐ Yes ☒ No Comments: The proposed APOA are approximately the same distance as the authorized POA from the nearest surface water sources. Furthermore, the thick layer of fine-grained sediment which underlies the nearby streams will limit any surface water interference due to groundwater pumping.

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

Stream: _____ ☐ Minimal ☐ Significant

Provide context for minimal/significant impact: _____

6. For SW-GW transfers, will the proposed change in point of diversion affect the surface water source similarly (as per OAR 690-380-2130) to the authorized point of diversion specified in the water use subject to transfer?

☐ Yes ☐ No Comments: N/A

7. What conditions or other changes in the application are necessary to address any potential issues identified above: Permit G-17077 contains a condition requiring the water user to report seven consecutive annual static water level measurements following the first year of use. As of the date of this review, the applicant has reported seven consecutive measurements (2014-2020) for the authorized POA (MARI 65177). The condition allows that the Director may require the water user to make and report annual static water level measurements beyond the seven-year minimum reporting period. In order to protect senior users, the amended permit should require a minimum of seven consecutive measurements to be collected and reported annually from each of the proposed APOA and additional measurements from the authorized POA (MARI 65177) concurrent with any measurements collected for the proposed APOA. All measurements should be made by a qualified individual as specified in Permit G-17077.

Permit G-17077 contains a condition requiring the water user to discontinue use or reduce the rate of withdrawal from the well if annual water level measurements reveal a water level decline of 15 or more feet in fewer than five consecutive years or a water level decline of 25 or more feet compared against a reference level. Because the proposed APOA are near the

authorized POA (MARI 65177), the same reference level should be used for the proposed APOA: 174.92 ft above mean sea level (AMSL).

8. Any additional comments: None

References:

Application File: T-13445

Permit: G-17077

Pumping Test Reports: MARI 2602, 2655, 2681, 2713, 2812, 2853, 17778, 18489, 18805

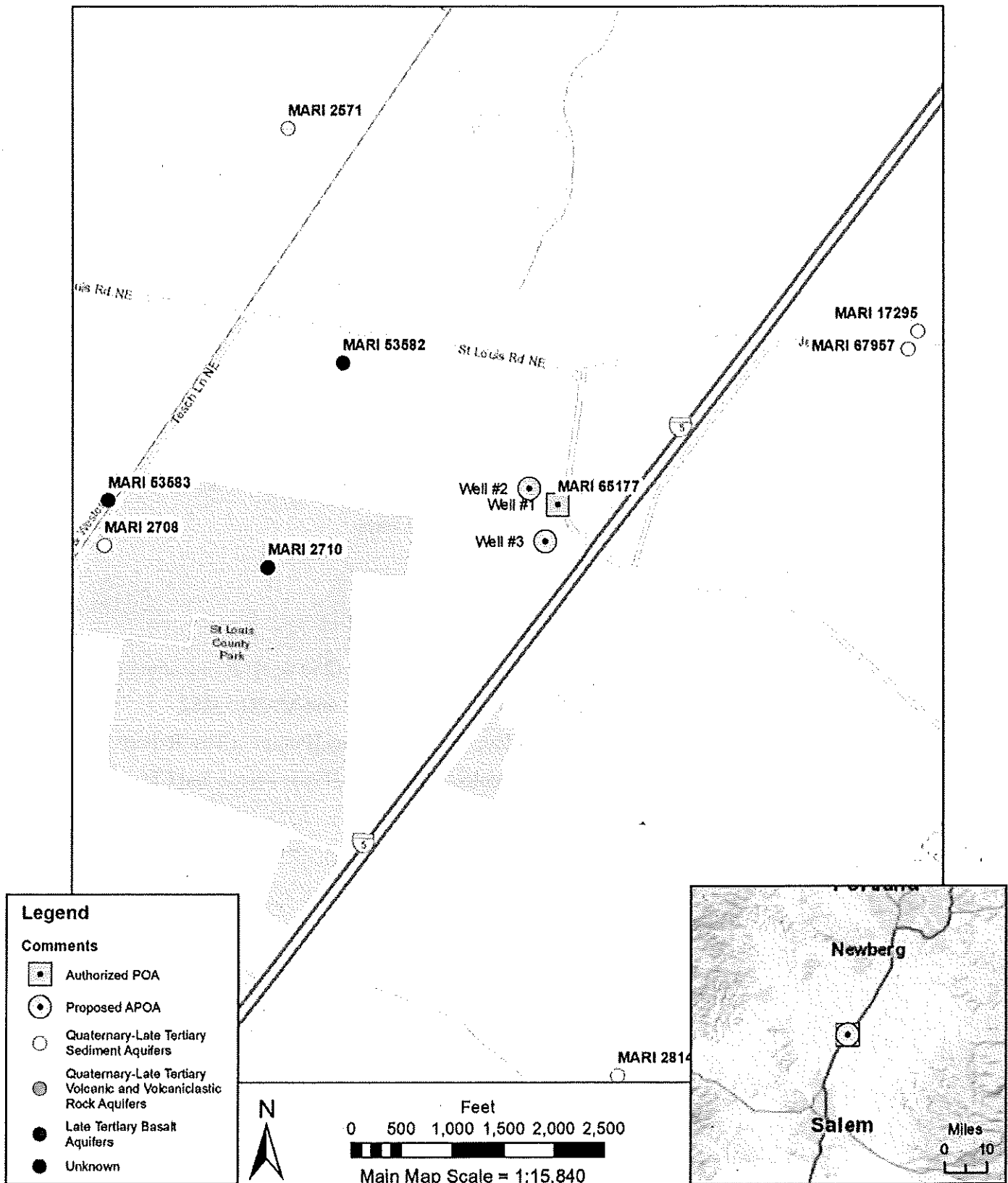
Domenico, P.A. and Mifflin, 1965, Water from low-permeability sediments and land subsidence: Water Resource Research, v. 1, no. 4, p. 563-576.

Freeze, R.A. and Cherry, J.A., 1979, Groundwater, Prentice Hall, Englewood Cliffs, New Jersey, 604 p.

McFarland, W.D., and Morgan, D.S., 1996, Description of the Ground-Water Flow System in the Portland Basin, Oregon and Washington, Water Supply Paper 2470-A, 58 p: U. S. Geological Survey, Reston, VA.

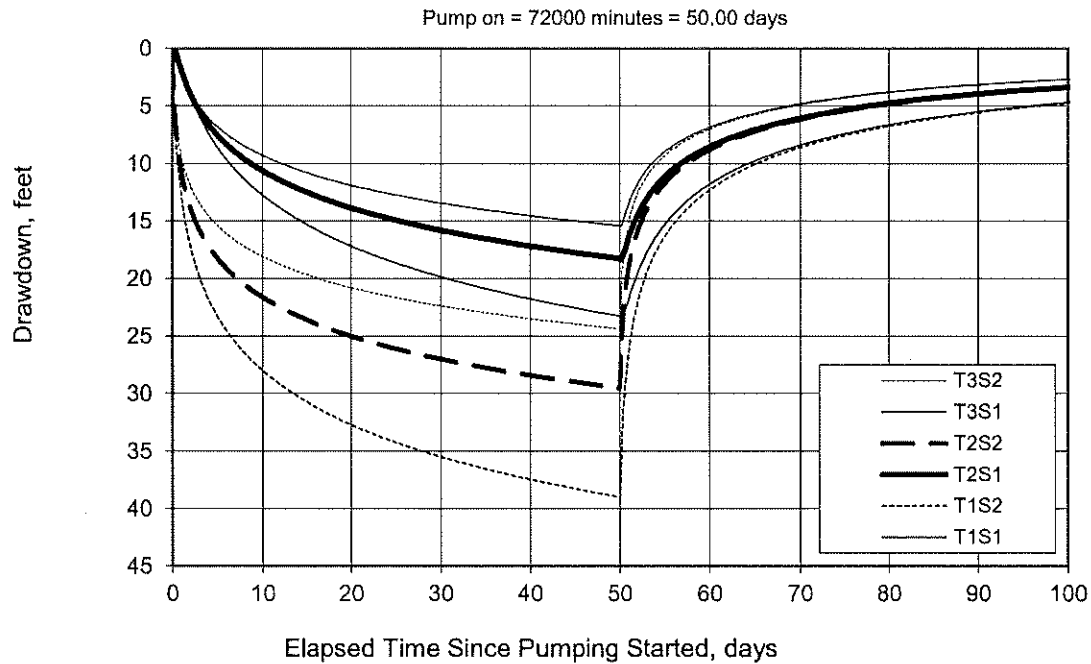
Theis, C.V., 1935, The relation between the lowering of the piezometric surface and the rate and duration of discharge of a well using groundwater storage, American Geophysical Union Transactions, vol. 16, p. 519-524.

Well Location Map

T-13445 Blue Sky Farm

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

Theis (1935) Drawdown Analysis – Well #2, Maximum Pumping

Theis Drawdown and Recovery at $r = 2200$ ft From Pumping Well

Maximum Pumping Rate = 2.5 cfs, permitted maximum rate

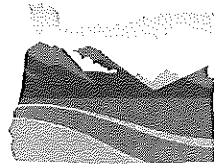
Pumping Time = 50 days, time to reach maximum in-ground duty (250 ac-ft) at maximum rate

Radial Distance = 2,200 ft, approximate distance between Well #2 and MARI 53582

Transmissivity: T1=2500 ft²/day; T2=3500 ft²/day; T3=4400 ft²/day [Pumping Test Reports]

Storage coefficient: S1=0.002; S2=0.0002 [Domenico and Mifflin, 1965; Freeze and Cherry, 1979; McFarland and Morgan, 1996]

Watermaster Review Form: Water Right Transfer



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

Transfer Application: T-13445

Review Due Date:

Applicant Name: Blue Sky Farm

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

Reviewer(s): Joel Plahn

Date of Review: 06/04/2020

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

cc

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

☒ N/A

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

☒ N/A

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

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

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

10. For POU or USE changes: ☒ N/A In your best judgment, would use of the existing right at "full face value," result in the diversion of more water than can be used beneficially and without waste?

☐ Yes ☐ No If "Yes", explain:

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

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

☐ Yes ☐ No If "Yes", explain:

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

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

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

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

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

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

☐ Yes ☐ No If "Yes", describe:

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

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

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

☐ Yes ☐ No If "Yes", explain:

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

☐ Yes ☐ No If "Yes", explain:

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

☐ Yes ☒ No If "Yes", explain:

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

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

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

☐ A Headgate should be required prior to diverting water.

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

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

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

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

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

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

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

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

☐

Weir

☐

Submerged Orifice

☐

Parshall Flume

☐

Flow Restrictor

☐

Other: ____

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

Transfer #: T-

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

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

☐ at each new point of diversion/appropriation.

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

Watermaster name:

District:

Address:

City/State/Zip:

Phone:

Email:

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

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

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

 Watermaster signature

 District

 Date

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

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

COURCHANE Corey A * WRD

From: Eric Urstadt <ericurstadt@hotmail.com>
Sent: Friday, June 26, 2020 11:10 AM
To: COURCHANE Corey A * WRD
Cc: Cam Buck; Michelle McCormick
Subject: FW: Cameron Buck, T-13445, Blue Sky - Reiling - affidavits coming in mail, copy attached
Attachments: 13445-def-ltr.pdf; OrigAffidavitScan120200626.pdf

Corey,

Attached are a scan of the original affidavits; the originals have been put in the mail today. Maybe this email will help you to move forward on the project.

I believe the because Cam signed the original application that you don't need an affidavit from him. If you do, please let me know.

Respectfully,

Eric Urstadt, PE, PLS, CWRE

Aspen Rural Land Consulting

Water Rights – Forestry – Rural Land Engineering – Land Surveying

Licensed in Oregon and Washington

(971) 250-1520 (cell, text, voicemail)

From: [COURCHANE Corey A * WRD](#)
Sent: Friday, June 19, 2020 10:03 AM
To: cam@cascadetrees.com; [Eric Urstadt](#)
Cc: [WACKER Gregory J * WRD](#)
Subject: Cameron Buck, T-13445

Good morning,

Please see attached, and let me know if I may be of further assistance. A hard copy will also be sent.

Thank you,

Corey Courchane

COREY A COURCHANE | TRANSFER SPECIALIST
TRANSFER AND CONSERVATION SECTION

Water Resources Department | 725 Summer St. NE, Suite A | Salem, Oregon 97301

Ph: 503 986-0825 | Fax: 503 986-0901

Email: corey.a.courchane@oregon.gov | Web: <http://www.oregon.gov/OWRD>

Application for Water Right
Transfer
Consent by Permit Holder



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

State of Oregon)
County of Mallon)ss

Received by OWRD

JUN 26 2020

Salem, OR

I, Mathis Kuenzi in my capacity as permit holder and

(title) Credit Officer of Northwest Farm Credit Services, FLCA,

mailing address 650 Hawthorne Avenue SE, Suite 210, Salem, OR 97301,

telephone number 503-373-3019, duly sworn depose and say that I

consent to the proposed change(s) to Water Right Permit Number G-17077

described in a Transfer Application (T-13445) submitted by Walter C. (Cam) Buck,
(transfer number, if known)

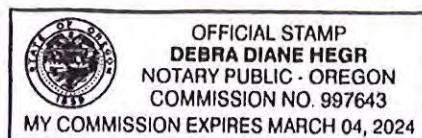
on the property in tax lot number(s) 400, 500, & 600, Section 27, and tax lot 2000, Section 22,
all in Township 5 South, Range 2 West, W.M., located at 7176 ST LOUIS RD NE, GERVAIS,
OR 97026.
(site address)

Mathis Kuenzi
Signature of Affiant

6/23/2020
Date

Mathis Kuenzi
Printed Name

Subscribed and Sworn to before me this 23rd day of June, 2020.



Debra Diane Hegr
Notary Public for Oregon

My commission expires 3-4-24.

Application for Water Right
Transfer
Consent by Permit Holder



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

State of Oregon)
County of Marion)ss
)

Received by OWRD
JUN 26 2020
Salem, OR

I David F. Buck in my/our capacity as permit holder,

mailing address 16401 ARBOR Grove Rd NE, Woodburn, OR 97071

telephone number (503) 931-2970, duly sworn depose and say that I

consent to the proposed change(s) to Water Right Permit Number G-17077

described in a Transfer Application (T-13445) submitted by Walter C. (Cam) Buck,
(transfer number, if known)

on the property in tax lot number(s) 400, 500, & 600, Section 27, and tax lot 2000, Section 22,
all in Township 5 South, Range 2 West, W.M., located at 7176 ST LOUIS RD NE. GERVAIS,
OR 97026.
(site address)

[Signature]
Signature of Affiant

6-23-20
Date

David F. Buck
Printed Name

Subscribed and Sworn to before me this 23 day of June, 2020



OFFICIAL STAMP
MICHELLE DIANE SUTTON
NOTARY PUBLIC - OREGON
COMMISSION NO. 987279
MY COMMISSION EXPIRES MAY 23, 2023

Michelle Diane Sutton
Notary Public for Oregon

My commission expires May 23, 2023



Oregon
Kate Brown, Governor

Water Resources Department

725 Summer St NE, Suite A

Salem, OR 97301

(503) 986-0900

Fax (503) 986-0904

May 27, 2020

CAMERON BUCK
17728 BUTTEVILLE RD NE
WOODBURN, OR 97071

Reference: Application T- 13445

On May 18, 2020, we received your water right Transfer application. The application was accompanied by \$1570.00. Our receipt number 132546 is enclosed.

By copy of this letter, we are asking the Watermaster for a report regarding the potential for injury to existing water rights which may be caused by the requested change. A review form will also be sent to our groundwater staff to determine whether the proposed well accesses the same source of water as the original well.

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

Except as provided under ORS 540.510(3) for municipalities, you may not use water from the new point of appropriation until a final order approving the application has been issued by the Department.

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

If you have any questions, please contact the Transfer Section at (503) 986-0815.

Cc: Watermaster Dist. #16 (via email)
Eric Anthony Urstadt, Agent
Marion County Planning Department

Enclosure

STATE OF OREGON
WATER RESOURCES DEPARTMENT

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

INVOICE #

RECEIPT # 132546

RECEIVED FROM:

BY:

APPLICATION

PERMIT

TRANSFER

CASH:

CHECK: #

OTHER: (IDENTIFY)

TOTAL REC'D

\$ 1,570.00

1083 TREASURY 4170 WRD MISC CASH ACCT

0407 COPIES

\$

OTHER: (IDENTIFY)

\$

0243 I/S Lease

0244 Muni Water Mgmt. Plan

0245 Cons. Water

4270 WRD OPERATING ACCT

MISCELLANEOUS

0407 COPY & TAPE FEES

\$

0410 RESEARCH FEES

\$

0408 MISC REVENUE: (IDENTIFY)

\$

TC162 DEPOSIT LIAB. (IDENTIFY)

\$

0240 EXTENSION OF TIME

\$

WATER RIGHTS:

EXAM FEE

RECORD FEE

0201 SURFACE WATER

\$

0202

\$

0203 GROUND WATER

\$

0204

\$

0205 TRANSFER

\$ 1,570.00

WELL CONSTRUCTION

EXAM FEE

LICENSE FEE

0218 WELL DRILL CONSTRUCTOR

\$

0219

\$

LANDOWNER'S PERMIT

0220

\$

OTHER (IDENTIFY)

0536 TREASURY 0437 WELL CONST. START FEE

0211 WELL CONST START FEE

\$

CARD #

0210 MONITORING WELLS

\$

CARD #

OTHER (IDENTIFY)

0607 TREASURY 0467 HYDRO ACTIVITY LIC NUMBER

0233 POWER LICENSE FEE (FW/WRD)

\$

0231 HYDRO LICENSE FEE (FW/WRD)

\$

HYDRO APPLICATION

\$

TREASURY OTHER / RDX

FUND TITLE

OBJ. CODE VENDOR #

DESCRIPTION

\$

RECEIPT: 132546

DATED: 5-18-2020

BY: [Signature]

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



State of Oregon
Water Resources Department
725 Summer Street NE, Suite A
Salem, Oregon 97301-1266
(503) 986-0900

Application for Permit Amendment

Part 1 of 5 – Minimum Requirements Checklist

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

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

RECEIVED

MAY 18 2020

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

- ☒ Part 1 – Completed Minimum Requirements Checklist.
- ☒ Part 2 – Completed Application Map Checklist.
- ☒ Part 3 – Application **Fee**, payable by check to the Oregon Water Resources Department, and completed Fee Worksheet, page 3. Try the new online fee calculator at: http://apps.wrd.state.or.us/apps/misc/wrd_fee_calculator. If you have questions, call Customer Service at (503) 986-0801.
- ☒ Part 4 – Completed Applicant Information and Signature.
- ☒ Part 5 – Information about Permits to be Amended: **Number of permits to be amended: 1**
List the Permits here: G-17077
Please include a separate Part 5 for each permit. (See instructions on page 6)
- ☒ Completed Permit Amendment Application Map (Does not have to be prepared by a Certified Water Right Examiner).
- ☐ ☒ N/A Request for Assignment Form and statutory fee. The request for assignment form has to be completed if the applicant is **not** the permit holder of record and needs to be assigned to the permit; **or** the landowner of the proposed place of use is **not** the permit holder of record and needs to be assigned to the permit (the Request for Assignment Form is available online at <https://www.oregon.gov/OWRD/Forms/Pages/default.aspx>). Assignment is not needed if the applicant is the permit holder of record.
- ☐ ☒ N/A Affidavit(s) of Consent are required from all permit holder(s) of record if the permit is not assigned to the applicant **or** other permit holders of record that are not listed as applicants.
- ☐ ☐ N/A Oregon Water Resources Department's Land Use Information Form with approval and signature (or signed land use form receipt stub) from each local land use authority in which water is to be diverted, conveyed, and/or used. Not required if water is to be diverted, conveyed, and/or used only on federal lands or if **all** of the following apply: a) a change in place of use only, b) no structural changes, c) the use of water is for irrigation only, and d) the use is located within an irrigation district or an exclusive farm use zone.
- ☐ ☐ N/A Water Well Report/Well Log for changes in point(s) of appropriation (well(s)) or additional point(s) of appropriation.
- ☐ ☒ N/A Geologist Report for a change from a surface water point of diversion to a ground water point of appropriation (well), if the proposed well is more than 500 feet from the surface water source and more than 1000 feet upstream or downstream from the point of diversion. (ORS 540.531(2) or (3)).

(For Staff Use Only)

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

___ Application fee not enclosed/insufficient ___ Map not included or incomplete

___ Land Use Form not enclosed or incomplete

___ Additional signature(s) required

___ Part ___ is incomplete

Other/Explanation _____

Staff: _____ 503-986-0 _____

Date: ____/____/____

13445

Part 2 of 5 – Permit Amendment Map Checklist

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

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

RECEIVED

MAY 18 2020

OWRD

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

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Part 3 of 5 – Fee Worksheet

FEE WORKSHEET for PERMIT AMENDMENT			
1	Base Fee (includes one type of change to one permit for up to 1 cfs)	1	\$1,160
2	Types of change proposed: ☐ Place of Use ☒ Point of Diversion/Appropriation Number of above boxes checked = <u>1 (2a)</u> Subtract 1 from the number in line 2a = <u>0 (2b)</u> <i>If only one change, this will be 0</i> Multiply line 2b by \$930 and enter » » » » » » » » » » » » » » » »	2	0
3	Number of permits included in Permit Amendment <u>1 (3a)</u> Subtract 1 from the number in 3a: <u>0 (3b)</u> <i>If only one permit this will be 0</i> Multiply line 3b by \$520 and enter » » » » » » » » » » » » » » » »	3	0
4	Do you propose to add or change a well, or change from a surface water POD to a well? ☐ No: enter 0 » ☒ Yes: enter \$410 »	4	410
5	Do you propose to change the place of use? ☒ No: enter 0 on line 5 » ☐ Yes: enter the cfs for the portions of the permits to be amended (see example below*): _____ (5a) Subtract 1.0 from the number in 5a above: _____ (5b) If 5b is 0, enter 0 on line 5 » If 5b is greater than 0, round up to the nearest whole number: _____ (5c) and multiply 5c by \$350, then enter on line 5 » » » » » » » » » »	5	0
6	Add entries on lines 1 through 5 above » » » » » » » » » » » Subtotal:	6	1570
7	Is this permit amendment: ☐ necessary to complete a project funded by the Oregon Watershed Enhancement Board (OWEB) under ORS 541.932? ☐ endorsed in writing by ODFW as a change that will result in a net benefit to fish and wildlife habitat? If one or more boxes is checked, multiply line 6 by 0.5 and enter on line 7 » If no box is applicable, enter 0 on line 7» » » » » » » » » » » » » » » »	7	0
8	Subtract line 7 from line 6 » » » » » » » » » » Permit Amendment Fee:	8	1570

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

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

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Part 4 of 5 – Applicant Information and Signature

Applicant Information

APPLICANT/BUSINESS NAME Cameron Buck			PHONE NO. (503) 931-1421	ADDITIONAL CONTACT NO.
ADDRESS 17728 Butteville Road			FAX NO. N/A	
CITY Woodburn	STATE OR	ZIP 97071-8437	E-MAIL See note on email below	
BY PROVIDING AN E-MAIL ADDRESS, CONSENT IS GIVEN TO RECEIVE ALL CORRESPONDENCE FROM THE DEPARTMENT ELECTRONICALLY. COPIES OF THE FINAL ORDER DOCUMENTS WILL ALSO BE MAILED.				

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

AGENT/BUSINESS NAME Eric Urstadt			PHONE NO. 971.250.1520	ADDITIONAL CONTACT NO. 503.647.1919
ADDRESS 39290 NW Murtaugh Road			FAX NO. N/A	
CITY North Plains	STATE OR	ZIP 97133	E-MAIL See note on email below	
BY PROVIDING AN E-MAIL ADDRESS, CONSENT IS GIVEN TO RECEIVE ALL CORRESPONDENCE FROM THE DEPARTMENT ELECTRONICALLY. COPIES OF THE FINAL ORDER DOCUMENTS WILL ALSO BE MAILED.				

Explain in your own words what you propose to accomplish with this permit amendment; and why:
The applicant wants to get approval for additional Points of Appropriation (POA's) to allow the applicant to obtain a water rate that is closer to the permitted rate than can be obtained from the current well.

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

Due inconsistent email communications, the owner and agent want to get all correspondence via both email and regular mail; the email addresses are: cam@cascadetrees.com; ericurstadt@hotmail.com

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

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

If NO, include either:

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

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

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

If NO, what are the completion dates of the permit(s)? The "C" date has been extended to Oct. 1, 2025 per an Extension of Time Final Order.

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

By my signature below, I confirm that I understand:

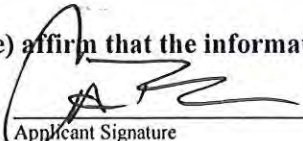
- Prior to Department approval of the permit amendment, I may be required to submit payment to the Department for publication of a notice in a newspaper with general circulation in the area where the permit is

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located, once per week for two consecutive weeks. If more than one qualifying newspaper is available, I suggest publishing the notice in the following newspaper: Capital Press.



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


Applicant Signature

Cameron Buck, Permit Holder
Print Name (and Title if applicable)

4-28-2020
Date

Applicant Signature

Print Name (and Title if applicable)

Date

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Check one of the following:

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

Check the appropriate box, if applicable:

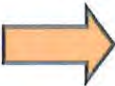
- ☐ Check here if any of the permits proposed for amendment are or will be located within or served by an irrigation or other water district.

IRRIGATION DISTRICT NAME None Known	ADDRESS	
CITY	STATE	ZIP

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

ENTITY NAME None Known	ADDRESS	
CITY	STATE	ZIP

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

ENTITY NAME Marion County Planning Division	ADDRESS 5155 Silverton Rd NE	
CITY Salem	STATE OR	ZIP 97305

ENTITY NAME	ADDRESS	
CITY	STATE	ZIP

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Part 5 of 5 – Water Use Permit Information

PERMIT # G-17077

Table 1. Location of Authorized and Proposed Point(s) of Diversion (POD) or Appropriation (POA)
(Note: If the POD/POA name is not specified in the permit, assign it a name or number here.)

POD/POA Name or Number	Is this POD/POA Authorized by the permit or is it Proposed?	If POA, OWRD Well Log ID# (or Well ID Tag # L-___)	Twp		Rng		Sec	¼ ¼		Tax Lot, DLC or Gov't Lot	Measured Distances (from a recognized survey corner)**
Well #1	☒ Authorized ☐ Proposed	111608	5	S	2	W	22	SW	SE	2000	1320' S & 330' W of NE DLC 42
Well #2	☐ Authorized ☒ Proposed	N/A	5	S	2	W	22	SE	SW	2000	1165' S & 570' W of NE DLC 42
Well #3	☐ Authorized ☒ Proposed	N/A	5	S	2	W	22	SE	SW	2000	1680' S & 410' W of NE DLC 42

Notes:

** Coordinates to a DLC corner are used for the POA's because the DLC corner is readily locatable.

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

- | | |
|---|--|
| ☐ Place of Use (POU) | ☐ Point of Appropriation/Well (POA) |
| ☐ Point of Diversion (POD) | ☒ Additional Point of Appropriation (APOA) |
| ☐ Additional Point of Diversion (APOD) | ☐ Surface water POD to Ground Water POA (SW/GW) |

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

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

For a change in place of use:

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

☒ Yes ☐ No

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

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

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

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Table 2. Description of Changes to Water Use Permit # G-17077

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

AUTHORIZED (the “from” or “off” lands) The listing that appears on the certificate BEFORE PROPOSED CHANGES List only that part or portion of the water right that will be changed.										Proposed Changes (see “CODES” from previous page)	PROPOSED (the “to” or “on” lands) The listing as it would appear AFTER PROPOSED CHANGES are made.										
Twp	Rng	Sec	¼ ¼	Tax Lot	Gvt Lot or DLC	Acre (if applicable)	POD(s) or POA(s) (name or number from Table 1)	Priority Date	Twp		Rng	Sec	¼ ¼	Tax Lot	Gvt Lot or DLC	Acre (if applicable)	POD(s) or POA(s) to be used (from Table 1)	Priority Date			
									APOA	5	S	2	W	22	SW	SW	2000	42	5.10	1, 2, & 3	2012
									APOA	5	S	2	W	22	SE	SW	2000	42	23.70	1, 2, & 3	2012
									APOA	5	S	2	W	22	SW	SE	2000	42	0.66	1, 2, & 3	2012
									APOA	5	S	2	W	27	NW	NE	2000	42	0.34	1, 2, & 3	2012
									APOA	5	S	2	W	27	NE	NW	2000, 400, 500, 600	42, 43	32.50	1, 2, & 3	2012
									APOA	5	S	2	W	27	NW	NW	2000	42	0.70	1, 2, & 3	2012
									APOA	5	S	2	W	27	NW	NW	600	43	13.70	1, 2, & 3	2012
									APOA	5	S	2	W	27	SW	NW	600	43	16.30	1, 2, & 3	2012
									APOA	5	S	2	W	27	SE	NW	500, 600	43	5.30	1, 2, & 3	2012
										5	S	2	W	27	NW	SW	600	43	1.70	1, 2, & 3	2012
TOTAL ACRES						100.0					TOTAL ACRES						100.0				

Additional remarks: None.

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

If YES, list the other certificate, permit, or ground water registration numbers: N/A

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

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

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

AND/OR

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

Table 3. Construction of Point(s) of Appropriation

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

Proposed or Authorized POA Name or Number	Is well already built? (Yes or No)	If an existing well, OWRD Well ID Tag No. L-____	Total well depth (feet)	Casing Diameter (inches)	Casing Intervals (feet)	Seal depth(s) (intervals)	Perforated or screened intervals (in feet)	Static water level of completed well (in feet)	Source aquifer (sand, gravel, basalt, etc.)	Well - specific rate (cfs or gpm). If less than full rate of water right*
Well #1	Yes	111608	149	16	1-111	0-37	110.5 – 148.2	23.7	Sand and gravel	675 gpm*
Well #2	No	It is expected that the new well(s) will access and utilize the same aquifer and be similar to Well #1.							Sand and gravel	2.5 cfs*
Well #3	No								Sand and gravel	2.5 cfs*

*Note: Well #1 did not produce as much water as is needed by the permit holder. The permit holder wishes to construct a new well or wells in order to obtain an aggregate of production closer to the permitted rate being 2.5 cubic feet per second (cfs). The permit holder intends that the combined total production rate of all constructed wells will be less than or equal to 2.5 cfs.

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STATE OF OREGON

WATER SUPPLY WELL REPORT

(as required by ORS 537.765 & OAR 690-203-0210)

WELL LABEL # L 111608

START CARD # 208973

(1) LAND OWNER

Owner Well I.D. _____

First Name David & WalterLast Name Buck

Company _____

Address 17728 Butteville Rd. NECity WoodburnState ORZip 97071

(2) TYPE OF WORK

☒ New Well ☐ Deepening ☐ Conversion☐ Alteration (repair/recondition) ☐ Abandonment

(3) DRILL METHOD

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

(4) PROPOSED USE

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

(5) BORE HOLE CONSTRUCTION

Special Standard ☐ (Attach copy)Depth of Completed Well 153.28 ft.

BORE HOLE			SEAL			sacks/	
Dia	From	To	Material	From	To	Amt	lbs
20	0	37	Bentonite Chips	0	37	28	S
16	37	154					

How was seal placed:

Method ☐ A ☐ B ☐ C ☐ D ☐ E☒ Other OAR 690-210-0340

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

Filter pack from 111 ft. to 148 ft. Material gravel Size 3/16Explosives used: ☐ Yes Type _____ Amount _____

(6) CASING/LINER

Casing	Liner	Dia	+	From	To	Gauge	Stl	Plstc	Wld	Thrd
☒	☒	16	☒	1	111	.375	☒	☒	☒	☒
☒	☒	12	☒	2	153.23	.250	☒	☒	☒	☒

Shoe ☐ Inside ☒ Outside ☐ Other Location of shoe(s) 111Temp casing ☐ Yes Dia _____ From _____ To _____

(7) PERFORATIONS/SCREENS

Perforations Method _____

Screens Type v-wire Material stainless

Perf/S	Casing/Screen	Liner	Dia	From	To	Scrn/slot width	Slot length	# of slots	Tele/pipe size
Screen			12	110.5	148.2	.07			12

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

☒ Pump ☐ Bailer ☐ Air ☐ Flowing Artesian

Yield gal/min	Drawdown	Drill stem/Pump depth	Duration (hr)
675	78		4

Temperature 53 °F Lab analysis ☐ Yes By _____Water quality concerns? ☐ Yes (describe below)

From	To	Description	Amount	Units

(9) LOCATION OF WELL (legal description)

County MARION Twp 5 S N/S Range 2 W E/W WMSec 22 SW 1/4 of the SE 1/4 Tax Lot 2000

Tax Map Number _____ Lot _____

Lat _____ " or _____ DMS or DD

Long _____ " or _____ DMS or DD

☒ Street address of well ☐ Nearest address7176 St. Louis Rd. Gervais, OR 97026

(10) STATIC WATER LEVEL

Date _____ SWL (psi) + SWL (ft)

Existing Well / Predeepening		
Completed Well	03-05-2014	23.7

Flowing Artesian? ☐ Dry Hole? ☐

WATER BEARING ZONES

Depth water was first found 92

SWL Date	From	To	Est Flow	SWL (psi)	+ SWL (ft)
10-23-2013	86	98	15		23.7
11-05-2013	112	149	600		23.7

(11) WELL LOG

Ground Elevation _____

Material	From	To
Topsoil	0	1
Clay, gray & brown	1	27
Clay blue silty	27	36
Clay gray silty soft	36	68
Clay gray	68	74
Clay dark gray sandy	74	86
Sand & silt loose	86	91
Sand cemented, some gravel	91	92
Sand black, loose	92	98
Clay gray hard, sticky	9	104
Clay gray soft	104	112
Sand & silt layers, gray	112	116
Sand & gravel, brown, some brown clay	116	120
Sand brown, coarse	120	124
Sand black & silt gray	124	132
Sand black & gravel to 2" (70% sand)	132	136
Gravel to 3" & sand black (50% sand)	136	140
Gravel cemented	140	146
Sand & gravel to 3" (40% sand)	146	149

Date Started 10-16-2013Completed 03-05-2014

(unbonded) Water Well Constructor Certification

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

License Number 1704Date SALEM, OR

Password: (if filing electronically) _____

Signed _____

(bonded) Water Well Constructor Certification

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

License Number 783Date 4/2/14

Password: (if filing electronically) _____

Signed Donna E. Rosen

Contact info (optional) Grossen Well Drilling (503) 982-2060



Rural Land Consulting

Water Resources, Water Rights, Land
Surveying, Engineering, Land Use Planning

ERICURSTADT@HOTMAIL.COM
971-250-1520 (MOBILE)

Water Resources Department
Attn: Transfer Section – Permit Amendments
725 Summer Street NE, Ste. A
Salem, OR, 97301

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27 APR 2020

Subject: Application for Permit Amendment for permit G-17077

To Whom It May Concern,

Enclosed is an Application for Permit Amendment for permit G-17077 along with the following attachments.

- A. Permit Amendment Map
- B. Land Use Compatibility Form
- C. Well Log for Well #1
- D. Check for Application Fee being \$1570.00

Please let me know if there are any concerns or if you need any more information.

Respectfully,
Aspen Rural Land Consulting

Eric Urstadt, PE, PLS

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Caseworker Copy

STATE OF OREGON

COUNTY OF MARION

PERMIT TO APPROPRIATE THE PUBLIC WATERS

THIS PERMIT IS HEREBY ISSUED TO

CAMERON BUCK
17728 BUTTEVILLE RD NE
WOODBURN, OR 97071-8437

The specific limits and conditions of the use are listed below.

APPLICATION FILE NUMBER: G-17602 ←

SOURCE OF WATER: WELL 1 IN SENECA CREEK BASIN

PURPOSE OR USE: NURSERY USES ON 100.0 ACRES

MAXIMUM RATE/VOLUME: 2.5 CUBIC FEET PER SECOND

PERIOD OF USE: YEAR ROUND

DATE OF PRIORITY: DECEMBER 4, 2012

WELL LOCATION: SE ¼ SW ¼, SECTION 22, T5S, R2W, W.M.; 430 FEET NORTH AND 50 FEET WEST FROM S1/4 CORNER, SECTION 22

THE PLACE OF USE IS LOCATED AS FOLLOWS:

SW ¼ SW ¼ 5.1 ACRES
SE ¼ SW ¼ 23.7 ACRES
SW ¼ SE ¼ 0.66 ACRE
SECTION 22

NW ¼ NE ¼ 0.34 ACRE
NE ¼ NW ¼ 32.5 ACRES
NW ¼ NW ¼ 14.4 ACRES
SW ¼ NW ¼ 16.3 ACRES
SE ¼ NW ¼ 5.3 ACRES
NW ¼ SW ¼ 1.7 ACRES
SECTION 27

TOWNSHIP 5 SOUTH, RANGE 2 WEST, W.M.

The amount of water used for nursery use under this right, together with the amount secured under any other right existing for the same lands, is limited to 0.15 cubic foot per second per acre and 5.0 acre feet per acre per year. For irrigation of containerized nursery plants, the amount of water diverted under this right, together with the amount secured under any other right existing for the same lands, is limited to

Application G-17602 Water Resources Department

PERMIT G-17077

one-fortieth of one cubic foot per second and 5.0 acre feet per acre per year. For irrigation of in-ground nursery plants, the amount of water diverted under this right, 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 and 2.5 acre feet per acre per year. The use of water for nursery use may be made at any time, during the period of allowed use specified above, that the use is beneficial. For irrigation of any other crop, the amount of water diverted under this right, 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 and 2.5 acre feet per acre during the irrigation season of each year.

Measurement, recording and reporting conditions:

- A. Before water use may begin under this permit, the permittee shall install 'a totalizing flow meter' or other suitable measuring device as approved by the Director at each point of appropriation. The permittee shall maintain the meter or measuring device in good working order.
- B. The permittee shall keep a complete record of the amount of water diverted each month, and shall submit a report which includes the recorded water-use measurements to the Department annually or more frequently as may be required by the Director. Further, the Director may require the permittee to report general water-use information, including the place and nature of use of water under the permit.
- C. The permittee shall allow the watermaster access to the meter or measuring device; provided however, where any meter or measuring device is located within a private structure, the watermaster shall request access upon reasonable notice.
- D. The Director may provide an opportunity for the permittee to submit alternative measuring and reporting procedures for review and approval.

To monitor the effect of water use from the well(s) authorized under this permit, the Department requires the water user to obtain, from a qualified individual (see below), and report annual static water level measurements. The static water level shall be measured in the month of March. Reports shall be submitted to the Department within 30 days of measurement.

Measurements must be made according to the following schedule:

Before Use of Water Takes Place

Initial and Annual Measurements

The Department requires the permittee to report an initial water level measurement in the month specified above once well construction is complete and annually thereafter until use of water begins; and

After Use of Water has Begun

Seven Consecutive Annual Measurements

Following the first year of water use, the user shall report seven consecutive annual static water level measurements. The first of these seven annual measurements will establish the reference level against which future annual measurements will be compared. Based on an analysis of the data collected, the Director may require the user to obtain and report additional annual static water level measurements beyond the seven year minimum reporting period. The additional measurements may be required in a different month. If the measurement requirement is stopped, the Director may restart it at any time.

All measurements shall be made by a certified water rights examiner, registered professional geologist, registered professional engineer, licensed well constructor or pump installer licensed by the Construction Contractors Board and be submitted to the Department on forms provided by the Department. The Department requires the individual performing the measurement to:

- A. Identify each well with its associated measurement; and
- B. Measure and report water levels to the nearest tenth of a foot as depth-to-water below ground surface; and
- C. Specify the method used to obtain each well measurement; and
- D. Certify the accuracy of all measurements and calculations reported to the Department.

The water user shall discontinue use of, or reduce the rate or volume of withdrawal from, the well(s) if any of the following events occur:

- A. Annual water level measurements reveal an average water level decline of three or more feet per year for five consecutive years; or
- B. Annual water level measurements reveal a water level decline of 15 or more feet in fewer than five consecutive years; or
- C. Annual water level measurements reveal a water level decline of 25 or more feet; or
- D. Hydraulic interference leads to a decline of 25 or more feet in any neighboring well with senior priority.

The period of non-use or restricted use shall continue until the water level rises above the decline level which triggered the action or until the Department determines, based on the permittee's and/or the Department's data and analysis, that no action is necessary because the aquifer in question can sustain the observed declines without adversely impacting the resource or senior water rights. The water user shall in no instance allow excessive decline, as defined in Commission rules, to occur within the aquifer as a result of use under this permit. If more than one well is involved, the water user may submit an alternative measurement and reporting plan for review and approval by the Department.

Prior to using water from any well listed on this permit, the permittee shall ensure that the well has been assigned an OWRD Well Identification Number (Well ID tag), which shall be permanently attached to the well. The Well ID shall be used as a reference in any correspondence regarding the well, including any reports of water use, water level, or pump test data.

STANDARD CONDITIONS

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

If the number, location, source, or construction of any well deviates from that proposed in the permit application or required by permit conditions, this permit may be subject to cancellation, unless the Department authorizes the change in writing.

If substantial interference with a senior water right occurs due to withdrawal of water from any well listed on this permit, then use of water from the well(s) shall be discontinued or reduced and/or the schedule of withdrawal shall be regulated until or unless the Department approves or implements an alternative administrative action to mitigate the interference. The Department encourages junior and senior appropriators to jointly develop plans to mitigate interferences.

The well(s) shall be constructed in accordance with the General Standards for the Construction and Maintenance of Water Wells in Oregon. The works shall be equipped with a usable access port, and may also include an air line and pressure gauge adequate to determine water level elevation in the well at all times.

If the riparian area is disturbed in the process of developing a point of appropriation, the permittee shall be responsible for restoration and enhancement of such riparian area in accordance with ODFW's Fish and Wildlife Habitat Mitigation Policy OAR 635-415. For purposes of mitigation, the ODFW Fish and Wildlife Habitat Mitigation Goals and Standards, OAR 635-415, shall be followed.

The use may be restricted if the quality of downstream waters decreases to the point that those waters no longer meet state or federal water quality standards due to reduced flows.

Where two or more water users agree among themselves as to the manner of rotation in the use of water and such agreement is placed in writing and filed by such water users with the watermaster, and such rotation system does not infringe upon such prior rights of any water user not a party to such rotation plan, the watermaster shall distribute the water according to such agreement.

Prior to receiving a certificate of water right, the permit holder shall submit to the Water Resources Department the results of a pump test meeting the Department's standards for each point of appropriation (well), unless an exemption has been obtained in writing under OAR 690-217. The Director may require water-level or pump-test data every ten years thereafter.

This permit is for the beneficial use of water without waste. The water user is advised that new regulations may require the 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.

Completion of construction and application of the water shall be made within five years of the date of permit issuance. If beneficial use of permitted water has not been made before this date, the permittee may submit an application for extension of time, which may be approved based upon the merit of the application.

Within one year after making beneficial use of water, the permittee shall submit a claim of beneficial use, which includes a map and report, prepared by a Certified Water Rights Examiner.

Issued October 4, 2013



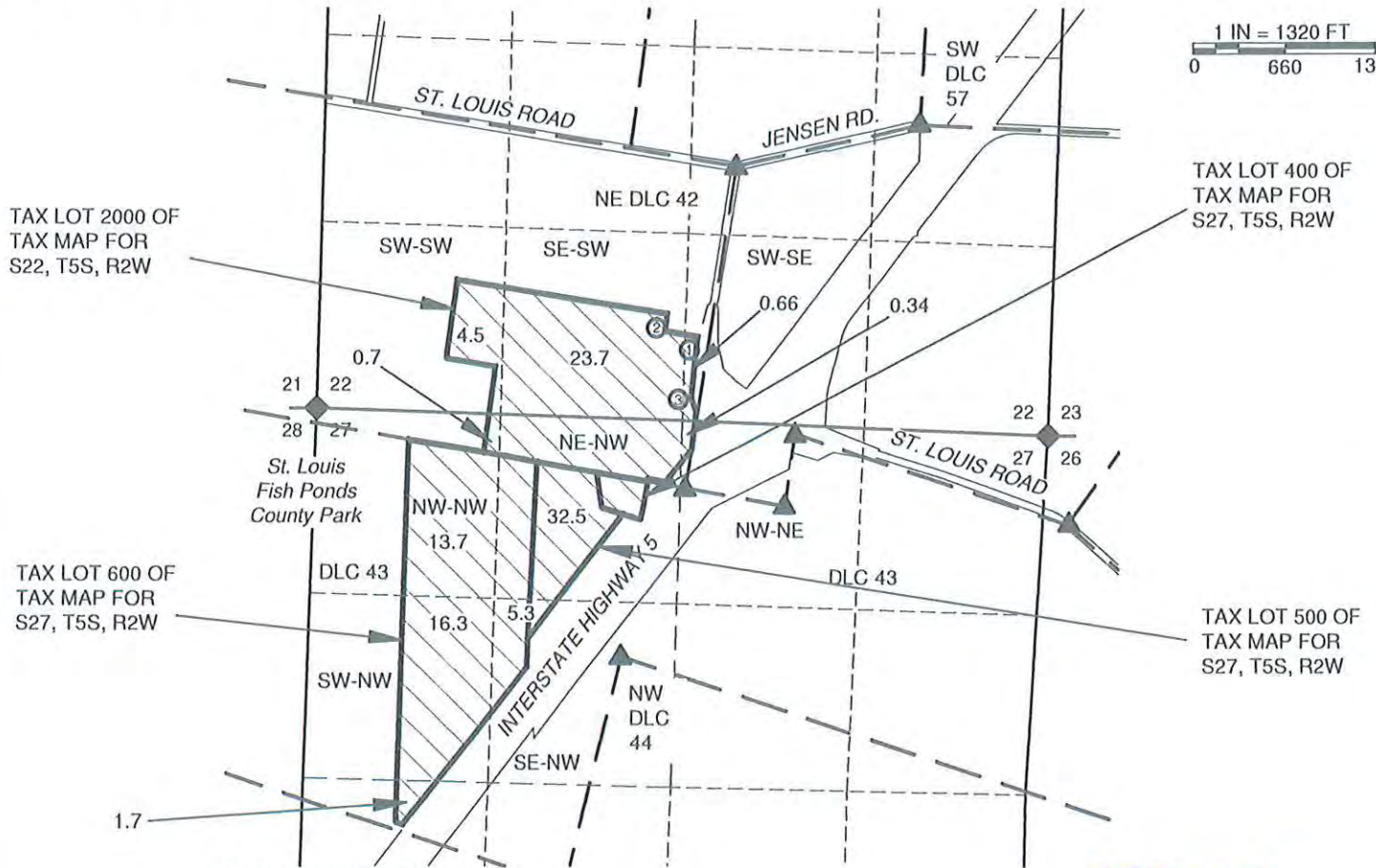
E. Timothy Wallin, Water Rights Program Manager
for Phillip C. Ward, Director

Map For Permit Amendment

Section 22 & 27, T5S, R2W, Marion County
Application G-17602, Permit G-17077



1 IN = 1320 FT
0 660 1320



LOCATIONS OF POA'S:

WELL #1 1320' S & 330' W
WELL #2 1165' S & 570' W
WELL #3 1680' S & 410' W
ALL FROM NE CORNER DLC 42

RECEIVED

MAY 18 2020

OWRD

NOTES:

THIS MAP IS NOT INTENDED TO PROVIDE LEGAL DIMENSIONS OR LOCATIONS OF PROPERTY OWNERSHIP LINES.
-THE BASIS OF THIS MAP IS COUNTY SURVEY 25706. TAX ASSESSOR MAPS AND A GOOGLE AERIAL MAP WERE THEN SCALED TO MATCH THE SURVEY MAP. THE PROPERTY LINES NEAR THE HIGHWAY WERE ADJUSTED FOR THE NEW HIGHWAY BOUNDARIES. SECTION AND QUARTER CORNERS WERE TAKEN FROM THE TAX ASSESSOR MAPS.
-ACRES PER QUARTER-QUARTER ARE PER THE PERMIT MAP.
-WATER CONVEYANCE LINES SHALL BE ALL WITHIN THE PROPERTY AND THEREFORE ARE NOT SHOWN.



LEGEND

- ▲ DONATION LAND CLAIM (DLC) CORNER
- ◆ SECTION CORNER
- ① POINT OF APPROPRIATION & NUMBER
- STREAM OR SURFACE DRAINAGE (None Nearby)
- TAX LOT LINE
- SECTION LINE
- QUARTER-QUARTER LINE
- DLC LINES
- ~ CONVEYANCE PIPELINES (NOT SHOWN).
- ▨ IRRIGATION

MAP BY:
**ASPEN RURAL LAND
CONSULTING**

ERIC URSTADT, PE, PLS
971-250-1520
Apr 2020
BlueSky-Rieiling2C

Land Use Information Form



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

Applicant(s): Cameron Buck

Mailing Address: 17728 Butteville Road

City: Woodburn

State: OR

Zip Code: 97071-8437

Daytime Phone: 503-931-1421

A. Land and Location

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

Township	Range	Section	1/4 1/4	Tax Lot #	Plan Designation (e.g., Rural Residential/RR-5)	Water to be:			Proposed Land Use:
<u>5S</u>	<u>2W</u>	<u>22</u>	<u>N/A</u>	<u>2000</u>	<u>BFU</u>	☒ Diverted	☒ Conveyed	☒ Used	<u>Farming</u>
<u>5S</u>	<u>2W</u>	<u>27</u>	<u>N/A</u>	<u>400</u>	<u>BFU</u>	☐ Diverted	☒ Conveyed	☒ Used	<u>Farming</u>
<u>5S</u>	<u>2W</u>	<u>27</u>	<u>N/A</u>	<u>500</u>	<u>BFU</u>	☐ Diverted	☒ Conveyed	☒ Used	<u>Farming</u>
<u>5S</u>	<u>2W</u>	<u>27</u>	<u>N/A</u>	<u>600</u>	<u>BFU</u>	☐ Diverted	☒ Conveyed	☒ Used	<u>Farming</u>

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

Marion

B. Description of Proposed Use

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

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

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

Estimated quantity of water needed: 2.5 ☒ 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:

The applicant is trying to get approval of new potential well locations so that he can try to obtain the already approved rate of diversion in the existing permit.

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MAY 18 2020

OWRD

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

See bottom of Page 3. →

13445 -

For Local Government Use Only

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

Please check the appropriate box below and provide the requested information

☒ Land uses to be served by the proposed water uses (including proposed construction) are allowed outright or are not regulated by your comprehensive plan. Cite applicable ordinance section(s): MCC 17.136.020 (A)

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

Type of Land-Use Approval Needed (e.g., plan amendments, rezones, conditional-use permits, etc.)	Cite Most Significant, Applicable Plan Policies & Ordinance Section References	Land-Use Approval:	
		☐ Obtained ☐ Denied	☐ Being Pursued ☐ Not Being Pursued
	RECEIVED	☐ Obtained ☐ Denied	☐ Being Pursued ☐ Not Being Pursued
	MAY 18 2020	☐ Obtained ☐ Denied	☐ Being Pursued ☐ Not Being Pursued
	OWRD	☐ 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.

Farm use is allowed outright under Marion County Code (MCC) Section 17.136.020(A)

Name: Alyssa Schrems Title: Associate Planner
 Signature: Alyssa Schrems Phone: 503-566-4165 Date: 4/29/20
 Government Entity: Marion County Planning

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

Receipt for Request for Land Use Information

Applicant name: _____
 City or County: _____ Staff contact: _____
 Signature: _____ Phone: _____ Date: _____

Permit Amendment Application Checklist

Checked by Jean

Date 5/26/20

App # G-17602

Permit # G-17077

Permit Amendments are authorized for changes in POD/POA, APOD/APOA, or POU.

(If OK, check box to left; if not, fill in the blank)

- ☒ 1. Is the name of the Permit Amendment applicant the same as the Water Right Permit holder(s) of record? (Walter) Cameron Buck ✓
If not, one of the following must be included with the application:
- ___ a) An affidavit of consent from all Permit holder(s) or the other Permit holders that have not signed the Permit Amendment application form, consenting to the proposed Permit Amendment application; **OR**,
- ___ b) A completed Request for Assignment form (and statutory fee) to move all (or portion) of the permit into the Permit Amendment applicant's name.

If not, what is missing? _____

- ☒ 2. Page 1 of application: Are all attachments that have been checked actually included?
If not, what is missing? _____

- ☒ 3. Are fees included and correct? Fee Paid: 1570.00 ✓
If not, the correct fee would be: _____, so the amount missing is: _____

- ☒ 4. Part 4 of application: Have all the applicants listed at the top of the page signed at the bottom?
If not, whose signature is missing? _____

- ☒ 5. Are the Permit completion date(s) current?
If the Permit completion date has expired, we **CANNOT** accept the application.

- ☒ 6. If all #1-#5 boxes on this checklist are checked (with no remaining deficiencies identified), accept the application. Put this check sheet in the transfer folder.

If #1, #2, #3, #4 or #5 on this checklist is deficient, the application **CANNOT** be accepted.

It should be returned and the **deficiencies listed in the "staff" section at the bottom of Application Page 1**, unless the applicant or agent can resolve the deficiencies within 2-3 days.

T-13445