

Application for a Permit to Use Groundwater



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

SECTION 1: APPLICANT INFORMATION AND SIGNATURE

Applicant

NAME MICHAEL ROBIDAU (LANDOWNER) C/O: PATRICK MAHER (FARMER)		PHONE (HM)	
PHONE (WK) (503) 935-3005 (PATRICK MAHER)	CELL	FAX	
ADDRESS 16900 NE SAUVIE ISLAND ROAD			
CITY PORTLAND	STATE OR	ZIP 97231	E-MAIL* BOB.LONG@CWMH2O.COM (AGENT CONTACT)

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

AGENT / BUSINESS NAME BOB LONG, CWRE (CWM-H2O, LLC)		PHONE (503) 954-1326	FAX
ADDRESS 1319 SE MARTIN LUTHER KING JR BLVD			CELL
CITY PORTLAND	STATE OR	ZIP 97214	E-MAIL* BOB.LONG@CWMH2O.COM

Note: Attach multiple copies as needed

*By providing an e-mail address, consent is given to receive all correspondence from the Department electronically. (Paper copies of the proposed and final order documents will also be mailed.)

By my signature below I confirm that I understand:

- I am asking to use water specifically as described in this application.
- Evaluation of this application will be based on information provided in the application.
- I cannot use water legally until the Water Resources Department issues a permit.
- Oregon law requires that a permit be issued before beginning construction of any proposed well, unless the use is exempt. Acceptance of this application does not guarantee a permit will be issued.
- If I get a permit, I must not waste water.
- If development of the water use is not according to the terms of the permit, the permit can be cancelled.
- The water use must be compatible with local comprehensive land-use plans.
- Even if the Department issues a permit, I may have to stop using water to allow senior water-right holders to get water to which they are entitled.

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

Michael Robidau Michael Robidau 10-31-22
Applicant Signature Print Name and Title if applicable Date

Applicant Signature

Print Name and Title if applicable

Date

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SECTION 2: PROPERTY OWNERSHIP

Please indicate if you own all the lands associated with the project from which the water is to be diverted, conveyed, and used.

- YES, there are no encumbrances.
 YES, the land is encumbered by easements, rights of way, roads or other encumbrances.
- NO, I have a recorded easement or written authorization permitting access.
 NO, I do not currently have written authorization or easement permitting access.
 NO, written authorization or an easement is not necessary, because the only affected lands I do not own are state-owned submersible lands, and this application is for irrigation and/or domestic use only (ORS 274.040).
 NO, because water is to be diverted, conveyed, and/or used only on federal lands.

Affected Landowners: List the names and mailing addresses of all owners of any lands that are not owned by the applicant and that are crossed by the proposed ditch, canal or other work, even if the applicant has obtained written authorization or an easement from the owner. (*Attach additional sheets if necessary*).

-The applicant, Michael Robidau, is the owner of Taxlot 1100. The proposed source well and accompanying water distribution and irrigation systems are all contained within Taxlot 1100 and do not affect neighboring properties.

Legal Description: You must provide the legal description of: 1. The property from which the water is to be diverted, 2. Any property crossed by the proposed ditch, canal or other work, and 3. Any property on which the water is to be used as depicted on the map.

The property from which the water is to be diverted and the property on which the water is to be used are the same. The property is 20.05 acres fully within Taxlot 1100, T2N, R1W, Section 21. The boundaries of Taxlot 1100 are defined as follows:

From the SW Corner of the Mathew White D.L.C. 47, run N75°15'20"E to the northeast side of Sauvie Island Road. The northern edge of Taxlot 1100 starts here and runs 865.02 ft along N75°15'20"E, then turns south and runs 990.14 ft along S18°14'40"E (eastern edge of Taxlot 1100), then turns west and runs 858.85 ft along N69°53'30"E (south edge of Taxlot 1100), then turns north 231.26 ft along N14°03'10"W, then 516.97 ft along N18°14'40"W, then 322.86 ft along N18°14'40"W to return to the NW corner of the taxlot. This western edge of Taxlot 1100 runs along the east side of Sauvie Island Road.

SECTION 3: WELL DEVELOPMENT

WELL NO.	NAME OF NEAREST SURFACE WATER	IF LESS THAN 1 MILE:	
		DISTANCE TO NEAREST SURFACE WATER	ELEVATION CHANGE BETWEEN NEAREST SURFACE WATER AND WELL HEAD
Well 1 (proposed)	Willamette Slough (Multnomah Channel)	260 ft	10-15 ft
	Howell Lake	1,400 ft	5-10 ft
	Gilbert River	2,635 ft	10-15 ft

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Groundwater Application — Page 2

For Department Use: App. Number: _____

Rev. 07/21

SECTION 3: WELL DEVELOPMENT, continued

Total maximum rate requested: 0.25 cfs (112 gpm) (each well will be evaluated at the max rate unless you indicate well-specific rates and annual volumes).

The table below must be completed for each source to be evaluated or the application will be returned. If this is an existing well, the information may be found on the applicable well log. (If a well log is available, please submit it in addition to completing the table.) If this is a proposed well, or well-modification, consider consulting with a licensed well driller, geologist, or certified water right examiner to obtain the necessary information.

OWNER'S WELL NAME OR NO.	PROPOSED	EXISTING	WELL ID NO.* WELL LOG ID**	FLOWING ARTESIAN	CASING DIAMETER	CASING INTERVALS (IN FEET)	PERFORATED OR SCREENED INTERVALS (IN FEET)	SEAL INTERVALS (IN FEET)	MOST RECENT STATIC WATER LEVEL & DATE (IN FEET)	PROPOSED USE			
										SOURCE AQUIFER***	TOTAL WELL DEPTH	WELL-SPECIFIC RATE (GPM)	ANNUAL VOLUME (ACRE-FEET)
Well 1	<input checked="" type="checkbox"/>	<input type="checkbox"/>	NA	<input type="checkbox"/>	6-8"	~0-125 ft	~75-125 ft	~0-75 ft	NA Est. ~10-20 ft	Unconsolidated Sedimentary Aquifer (USA)	~125 ft	112 gpm	50 AF

* Licensed drillers are required to attach a Department-supplied Well Tag, with a unique Well ID or Well Tag Number to all new or newly altered wells. Landowners can request a Well ID for existing wells that do not have one. The Well ID is intended to serve as a unique identification number for each well.

** A well log ID (e.g. MARI 1234) is assigned by the Department to each log in the agency's well log database. A separate well log is required for each subsequent alteration of the well.

*** Source aquifer examples: Troutdale Formation, gravel and sand, alluvium, basalt, bedrock, etc.

The proposed well construction and design is based on information provided by the applicant's driller contractor, Alpine Drilling, who has installed wells within the vicinity of this proposed well, and on area well logs from the OWRD database. The proposed design is intended to tap the highly productive sand and gravel deposits Unconsolidated Sedimentary Aquifer, which are known to be unconfined or semi-confined in this area. The USA is known to be in hydraulic connection with the Columbia River system, though the proposed well does not fall within a defined Water Availability Basin to directly evaluate potential interference. The proposed well will be sealed to the top of the water-bearing unit.

The casing depth, seal depth, and total depth of the well may vary based on conditions observed on site. Area well logs suggest the primary water-bearing zone of the USA aquifer is at a depth of about 80-110 ft in the proposed well area. Examples of nearby irrigation or industrial wells include:

- MULT 1706 – (N of proposed well) water-bearing gravel from 102-104 ft, total depth 104 ft, 16 gpm flow rate
- MULT 609 – (SE of proposed well) water-bearing gravel from 68-72 ft and 80-87 ft, total depth 87 ft, 220 gpm flow rate
- MULT 1685 – (NE of proposed well) water-bearing sand and gravel from 54-104 ft, total depth 104 ft, 285 gpm flow rate
- MULT 1650 – (N of proposed well) water-bearing gravel from 66-96 ft, total depth 96 ft, 600 gpm flow rate

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SECTION 4: SENSITIVE, THREATENED OR ENDANGERED FISH SPECIES PUBLIC INTEREST INFORMATION

This information must be provided for your application to be accepted as complete. The Water Resources Department will determine whether the proposed use will impair or be detrimental to the public interest with regard to sensitive, threatened or endangered fish species if your proposed groundwater use is determined to have the potential for substantial interference with nearby surface waters.

To answer the following questions, use the map provided in [Attachment 3](#) or the link below to determine whether the proposed point of appropriation (POA) is located in an area where the Upper Columbia, the Lower Columbia, and/or the Statewide public interest rules apply.

For more detailed information, click on the following link and enter the TRSQQ or the Lat/Long of a POA and click on "Submit" to retrieve a report that will show which section, if any, of the rules apply:
https://apps.wrd.state.or.us/apps/misc/lkp_trsqq_features/

If you need help to determine in which area the proposed POA is located, please call the customer service desk at (503) 986-0801.

Upper Columbia - OAR 690-033-0115 thru -0130

Is the well or proposed well located in an area where the Upper Columbia Rules apply?

Yes No

If yes, you are notified that the Water Resources Department will consult with numerous federal, state, local and tribal governmental entities so it may determine whether the proposed use is consistent with the "Columbia River Basin Fish and Wildlife Program" adopted by the Northwest Power Planning Council in 1994 for the protection and recovery of listed fish species. The application may be denied, heavily conditioned, or if appropriate, mitigation for impacts may be needed to obtain approval for the proposed use.

If yes, and if the Department determines that proposed groundwater use has the potential for substantial interference with nearby surface waters:

- I understand that the permit, if issued, will not allow use during the time period April 15 to September 30, except as provided in OAR 690-033-0140.
- I understand that the Department of Environmental Quality will review my application to determine if the proposed use complies with existing state and federal water quality standards.
- I understand that I will install and maintain water use measurement and recording devices as required by the Water Resources Department, and comply with recording and reporting permit condition requirements.

Lower Columbia - OAR 690-033-0220 thru -0230

Is the well or proposed well located in an area where the Lower Columbia rules apply?

Yes No

If yes, and the proposed groundwater use is determined to have the potential for substantial interference with nearby surface waters you are notified that the Water Resources Department will determine, by reviewing recovery plans, the Columbia River Basin Fish and Wildlife Program, and regional restoration programs applicable to threatened or endangered fish species, in coordination with state and federal agencies, as

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appropriate, whether the proposed use is detrimental to the protection or recovery of a threatened or endangered fish species and whether the use can be conditioned or mitigated to avoid the detriment.

If a permit is issued, it will likely contain conditions to ensure the water use complies with existing state and federal water quality standards; and water use measurement, recording and reporting required by the Water Resources Department. The application may be denied, or if appropriate, mitigation for impacts may be needed to obtain approval of the proposed use.

If yes, you will be required to provide the following information, if applicable.

Yes No The proposed use is for more than **one** cubic foot per second (448.8 gpm) and is not subject to the requirements of OAR 690, Division 86 (Water Management and Conservation Plans).

If yes, provide a description of the measures to be taken to assure reasonably efficient water use:

NA

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Statewide - OAR 690-033-0330 thru -0340

Is the well or proposed well located in an area where the Statewide rules apply?

Yes No

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If yes, and the proposed groundwater use is determined to have the potential for substantial interference with nearby surface waters you are notified that the Water Resources Department will determine whether the proposed use will occur in an area where endangered, threatened or sensitive fish species are located. If so, the Water Resources Department, Department of Fish and Wildlife, Department of Environmental Quality, and the Department of Agriculture will recommend conditions required to achieve “no loss of essential habitat of threatened and endangered (T&E) fish species,” or “no net loss of essential habitat of sensitive (S) fish species.” If conditions cannot be identified that meet the standards of no loss of essential T E fish habitat or no net loss of essential S fish habitat, the agencies will recommend denial of the application unless they conclude that the proposed use would not harm the species.

SECTION 5: WATER USE

USE	PERIOD OF USE	ANNUAL VOLUME (ACRE-FEET)
Nursery	Year-round	50 acre-feet

For irrigation use only:

Please indicate the number of primary, supplemental and/or nursery acres to be irrigated (*must match map*).

Primary: **0 Acres** Supplemental: **0 Acres** Nursery Use: **20.05 Acres**

If you listed supplemental acres, list the Permit or Certificate number of the underlying primary water right: **NA**

Indicate the maximum total number of acre-feet you expect to use in an irrigation season: **50 acre-feet annually**

- If the use is **municipal or quasi-municipal**, attach **Form M**: **NA**
- If the use is **domestic**, indicate the number of households: **NA** (**Exempt Uses**: Please note that 15,000 gallons per day for single or group **domestic** purposes and 5,000 gallons per day for a single **industrial or commercial** purpose are exempt from permitting requirements.)
- If the use is **mining**, describe what is being mined and the method(s) of extraction: **NA**

SECTION 6: WATER MANAGEMENT

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A. Diversion and Conveyance

What equipment will you use to pump water from your well(s)?

- Pump (give horsepower and type): **TBD, likely a 5.0-7.5 HP submersible pump**
 Other means (describe):

Provide a description of the proposed means of diversion, construction, and operation of the diversion works and conveyance of water.

-Water will be pumped from the well through a network of portable, above-ground irrigation lines across the area of use. Water will be applied using overhead irrigation lines connected to the above-ground distribution lines. The design of the water distribution system has not yet been finalized.

B. Application Method

What equipment and method of application will be used? (e.g., drip, wheel line, high-pressure sprinkler) (attach additional sheets if necessary)

-Water will be applied using overhead irrigation lines connected to a network of above-ground distribution lines. The design of the water distribution system has not yet been finalized.

C. Conservation

Please describe why the amount of water requested is needed and measures you propose to: prevent waste; measure the amount of water diverted; prevent damage to aquatic life and riparian habitat; prevent the discharge of contaminated water to a surface stream; prevent adverse impact to public uses of affected surface waters (attach additional sheets if necessary).

-Water will be applied at a rate that is managed to avoid overwatering or runoff of irrigation water. A water meter will be installed on the proposed well to record water usage.

SECTION 7: PROJECT SCHEDULE

- a) Date construction will begin: *Fall-Winter 2022 (for water distribution and irrigation systems)*
- b) Date construction will be completed: *Fall-Winter 2022 (for water distribution and irrigation systems)*
- c) Date beneficial water use will begin: *Spring 2023 (for water distribution and irrigation systems)*

SECTION 8: RESOURCE PROTECTION

In granting permission to use water the state encourages, and in some instances requires, careful control of activities that may affect adjacent waterway or streamside area. See instruction guide for a list of possible permit requirements from other agencies. Please indicate any of the practices you plan to undertake to protect water resources.

- Water quality will be protected by preventing erosion and run-off of waste or chemical products.
Describe: *Nursery irrigation water will be applied using methods and managed rates to avoid overwatering and prevent runoff to surface water.*
- Excavation or clearing of banks will be kept to a minimum to protect riparian or streamside areas.
Note: If disturbed area is greater than one acre, applicant should contact the Oregon Department of Environmental Quality to determine if a 1200C permit is required.
Describe planned actions and additional permits required for project implementation: *There is no excavation or clearing of riparian areas planned as part of the proposed water use.*

Other state and federal permits or contracts required and to be obtained, if a water right permit is granted:
List: **NA**

SECTION 9: WITHIN A DISTRICT

Check here if the point of appropriation (POA) or place of use (POU) are located within or served by an irrigation or other water district. **NA**

Irrigation District Name	Address	
City	State	Zip

SECTION 10: REMARKS

Use this space to clarify any information you have provided in the application (*attach additional sheets if necessary*).

- Attachment 1 - Application Map
- Attachment 2 – Land Use Form
- Attachment 3 – Proof of Ownership and Legal Description

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Land Use Information Form



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

NOTE TO APPLICANTS

In order for your application to be processed by the Water Resources Department (WRD), this Land Use Information Form must be completed by a local government planning official in the jurisdiction(s) where your water right will be used and developed. The planning official may choose to complete the form while you wait, or return the receipt stub to you. Applications received by WRD without the Land Use Form or the receipt stub will be returned to you. Please be aware that your application will not be approved without land use approval.

This form is NOT required if:

- 1) Water is to be diverted, conveyed, and/or used only on federal lands; **OR**
- 2) The application is for a water right transfer, allocation of conserved water, exchange, permit amendment, or groundwater registration modification, and all of the following apply:
 - a) The existing and proposed water use is located entirely within lands zoned for exclusive farm-use or within an irrigation district;
 - b) The application involves a change in place of use only;
 - c) The change does not involve the placement or modification of structures, including but not limited to water diversion, impoundment, distribution facilities, water wells and well houses; and
 - d) The application involves irrigation water uses only.

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NOTE TO LOCAL GOVERNMENTS

The person presenting the attached Land Use Information Form is applying for or modifying a water right. The Water Resources Department (WRD) requires its applicants to obtain land use information to be sure the water rights do not result in land uses that are incompatible with your comprehensive plan. Please complete the form or detach the receipt stub and return it to the applicant for inclusion in their water right application. You will receive notice once the applicant formally submits his or her request to the WRD. The notice will give more information about WRD's water rights process and provide additional comment opportunities. You will have 30 days from the date of the notice to complete the land use form and return it to the WRD. If no land use information is received from you within that 30-day period, the WRD may presume the land use associated with the proposed water right is compatible with your comprehensive plan. Your attention to this request for information is greatly appreciated by the Water Resources Department. If you have any questions concerning this form, please contact the WRD's Customer Service Group at 503-986-0900.

Land Use Information Form



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

Applicant

NAME MICHAEL ROBIDAU (LANDOWNER) C/O: PATRICK MAHER (FARMER)		PHONE (HM)	
PHONE (WK) (503) 935-3005 (PATRICK MAHER)	CELL	FAX	
ADDRESS 16900 NE SAUVIE ISLAND ROAD			
CITY PORTLAND	STATE OR	ZIP 97231	E-MAIL* BOB.LONG@CWMH2O.COM (AGENT CONTACT)

A. Land and Location

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

Township	Range	Section	¼ ¼	Tax Lot #	Plan Designation (e.g., Rural Residential/RR-5)	Water to be:	Proposed Land Use:
2N	1W	21	NWNW, NENW, SWNW, SEW	1100	EFU	<input checked="" type="checkbox"/> Diverted <input checked="" type="checkbox"/> Conveyed <input checked="" type="checkbox"/> Used	EFU

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

- Multnomah County

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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 Groundwater Registration Modification
 Limited Water Use License Allocation of Conserved Water Exchange of Water

Source of water: Reservoir/Pond Groundwater Surface Water (name)

Estimated quantity of water needed: 0.25 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 Nursery

Briefly describe:

The water will be applied for nursery irrigation over a 20-acre plot for a small agricultural operation in the southern portion of Sauvie Island.



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.

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): _____.
- 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:	
		<input type="checkbox"/> Obtained <input type="checkbox"/> Denied	<input type="checkbox"/> Being Pursued <input type="checkbox"/> Not Being Pursued
		<input type="checkbox"/> Obtained <input type="checkbox"/> Denied	<input type="checkbox"/> Being Pursued <input type="checkbox"/> Not Being Pursued
		<input type="checkbox"/> Obtained <input type="checkbox"/> Denied	<input type="checkbox"/> Being Pursued <input type="checkbox"/> Not Being Pursued
		<input type="checkbox"/> Obtained <input type="checkbox"/> Denied	<input type="checkbox"/> Being Pursued <input type="checkbox"/> Not Being Pursued
		<input type="checkbox"/> Obtained <input type="checkbox"/> Denied	<input type="checkbox"/> Being Pursued <input type="checkbox"/> Not Being Pursued

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

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NAME	TITLE:	
SIGNATURE	PHONE:	DATE:
GOVERNMENT ENTITY		

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: Michael Robidau (Landowner) c/o Patrick Maher (Farmer)

City or County: Multnomah County Staff contact: Lisa Estrin

Signature: *Lisa Estrin* Digitally signed by Lisa Estrin Phone: 503-988-0167 Date: 10/25/2022

A.H. 3

OWNER: MABEL ROSE DUDLEY



\$87.00

BENEFICIARY: MICHAEL ROBERT ROBIDEAU

02227339201801263040020021

12/10/2018 09:18:33 AM

1R-D TR DTH
\$10.00 \$11.00 \$60.00 \$6.00

Pgs=2 Stn=68 NORTONJ

UNTIL A CHANGE IS REQUESTED, ALL TAX STATEMENTS SHALL BE SENT TO THE FOLLOWING:

Mabel Rose Dudley
16900 NW Sauvie Island Rd.
Portland, OR 97231

AFTER RECORDING RETURN TO:
Clarke Griffin, LLC
52490 SE Second Street, Suite 100
Scappoose, OR 97056

TRANSFER ON DEATH DEED
(ORS 93.948 to 93.979)

NOTICE TO OWNER

You should carefully read all information on this form. You may want to consult a lawyer before using this form. This form must be recorded before your death, or it will not be effective.

TAX STATEMENT

Until a change is requested, the county clerk shall send tax statements to the following address:
16900 NW Sauvie Island Rd., OR 97231

IDENTIFYING INFORMATION

Owner Making This Deed:

MABEL ROSE DUDLEY
16900 NW Sauvie Island Rd.
Portland, OR 97231

Legal description of the property located in the County of Multnomah, State of Oregon: SEE EXHIBIT "A" ATTACHED HERETO and more commonly known as 16900 NW Sauvie Island Rd., Portland, OR.
Parcel Number:

PRIMARY BENEFICIARIES

I designate the following beneficiary if the beneficiary survives me:

MICHAEL ROBERT ROBIDEAU

TRANSFER ON DEATH

At my death, I transfer my interest in the described property to the beneficiaries as designated above. Before my death, I have the right to revoke this deed.

SIGNATURE OF OWNER MAKING THIS DEED

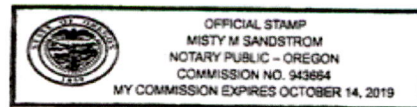
Mabel R Dudley
MABEL ROSE DUDLEY

December 7, 2018.

State of Oregon County of Columbia

This instrument was acknowledged before me on this 7 day of December, 2018, by MABEL ROSE DUDLEY.

Misty M Sandstrom
NOTARY PUBLIC
My commission expires: 10/14/19



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Exhibit "A"

A tract of land located in Section 21, Township 2 North, Range 1 West of the Willamette Meridian in the County of Multnomah and State of Oregon, more particularly described as follows:

Beginning at a concrete monument on the North line of the James Bybee Donation Land Claim No. 46, Notification No. 4491, South $75^{\circ} 15' 20''$ West 5176.73 feet from the Northeast corner of said claim; thence North $75^{\circ} 15' 20''$ East along the North line of said claim 832.41 feet to a 1 inch galvanized iron pipe at the Northerly Northwest corner of the tract conveyed to Multnomah County by deed recorded May 25, 1967 in Book 563 page 664, Deed Records; thence South $18^{\circ} 14' 40''$ East along the boundary line of said tract 990.14 feet to a 1 inch galvanized iron pipe; thence South $69^{\circ} 53' 30''$ West continuing along said boundary line 858.85 feet to a 1 1/4" galvanized iron pipe on the Easterly right-of-way line of Gillihan Road, also known as Sauvies Island Road, (County Road No. 1438); thence North $14^{\circ} 03' 10''$ West along said right-of-way line 125.20 feet; thence continuing along said right-of-way line on the arc of a 1452.5 foot radius curve left 106.26 feet (chord of which bears North $16^{\circ} 08' 55''$ West 125.20 feet); thence continuing along said right-of-way line North $18^{\circ} 14' 40''$ West 516.97 feet; thence continuing along said right-of-way line on the arc of a 2885.0 foot radius curve left 322.86 feet (chord of which bears North $21^{\circ} 27' 01''$ West 322.85 feet) to a point on the North line of the James Bybee Donation Land Claim; thence North $75^{\circ} 15' 20''$ East along the North line of said claim 32.61 feet to the point of beginning.

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Document Transmittal Form



Date:	November 8, 2022
Project Name:	2208001 – Maher GW App

Client Name:	Patrick Maher
Address:	16900 NE Sauvie Island Road, Portland OR 97231
Staff sending document:	IG/KS

Document Type:	Letter	Report	Other: Application
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These are transmitted as checked below:

For Review/Approval	For OWRD Submittal	Approved as noted
For your Use	Approved as submitted	Resubmit copies for approval
Returned for Corrections		

Comments:

The Client returned signatures and check for associated OWRD fees on November 4, 2022.

The package was assembled and prepared for mailing to OWRD for submittal on November 8, 2022.

Included:

- Cover letter to OWRD
- Application document (signed)
- Att 1 – Application Map
- Att 2 – LUCS Form with Signed Receipt
- Att 3 – Legal Description of Property
- Check #0983416224 for \$2,590 for Application Fee

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November 8, 2022

Oregon Water Resources Department
Attn: Water Rights Services Division
725 Summer St. NE Ste A
Salem, Oregon 97301

RE: SUBMITTAL OF AN APPLICATION FOR A PERMIT TO USE GROUNDWATER

Dear OWRD Staff,

Please find accompanying this letter an application for a permit to use groundwater from Michael Robidau, Applicant. The application proposes the use of groundwater from the Unconsolidated Sedimentary Aquifer on Sauvie Island for year-round nursery use on a small, 20-acre property. The proposed point of appropriation is a new well on the property.

The attachments include the application map, a LUCS form from Multnomah County with a signed receipt, and a legal description of the property included in the proposed place of use. A check from the Applicant has also been included to cover the application fee.

Please let us know if there are any issues with processing this application or questions regarding the information included therein. Thank you for your assistance.

Sincerely,

CwM H2O, L.L.C.

A handwritten signature in blue ink, appearing to read "RL2", is positioned above the name Robert Long.

Robert Long, CWRE

Enclosed:

- Application for a Permit to Use Groundwater (Michael Robidau, Applicant)
 - Application Map
 - LUCS Form with Signed Receipt
 - Legal Description of Taxlot
- Check for review fee (#0983416224)

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Minimum Requirements Checklist

Minimum Requirements (OAR 690-310-0040, OAR 690-310-0050 & ORS 537.140)

Include this checklist with the application

Check that each of the following items is included. The application will be returned if all required items are not included. If you have questions, please call the Water Rights Customer Service Group at (503) 986-0900.

Please submit the original application and signatures to the Water Resources Department. Applicants are encouraged to keep a copy of the completed application.

- SECTION 1: Applicant Information and Signature
- SECTION 2: Property Ownership
- SECTION 3: Well Development
- SECTION 4: Sensitive, Threatened or Endangered Fish Species Public Interest Information
- SECTION 5: Water Use
- SECTION 6: Water Management
- SECTION 7: Project Schedule
- SECTION 8: Resource Protection
- SECTION 9: Within a District
- SECTION 10: Remarks

Include the following additional items:

- Land Use Information Form with approval and signature of local planning department (*must be an original*) or signed receipt.
- Provide the legal description of: (1) the property from which the water is to be diverted, ~~(2) any property crossed by the proposed ditch, canal or other work,~~ and (3) any property on which the water is to be used as depicted on the map.
- Fees - Amount enclosed: **\$2,590**
See the Department's Fee Schedule at www.oregon.gov/owrd or call (503) 986-0900.
- Map that includes the following items:
 - Permanent quality and drawn in ink
 - Even map scale not less than 4" = 1 mile (example: 1" = 400 ft, 1" = 1320 ft, etc.)
 - North Directional Symbol
 - Township, Range, Section, Quarter/Quarter, Tax Lots
 - Reference corner on map
 - Location of each diversion, by reference to a recognized public land survey corner (distances north/south and east/west)
 - Indicate the area of use by Quarter/Quarter and tax lot identified clearly.
 - Number of acres per Quarter/Quarter and hatching to indicate area of use if for primary irrigation, supplemental irrigation, or nursery
 - Location of main canals, ditches, pipelines or flumes (if well is outside of the area of use)

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