

# 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

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**JUL 10 2023**

## SECTION 1: APPLICANT INFORMATION AND SIGNATURE

### Applicant

NAME WILLAMETTE VALLEY LAND, LLC C/O PAUL KUEHNE			PHONE (HM) N/A	<b>OWRD</b>
PHONE (WK) (503) 864-4422	CELL (503) 437-4833	FAX N/A		
ADDRESS PO BOX 99				
CITY LAFAYETTE	STATE OR	ZIP 97127	E-MAIL* SEE NOTE BELOW	

### Organization

NAME SAME AS ABOVE			PHONE	FAX
ADDRESS				CELL
CITY	STATE	ZIP	E-MAIL*	

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

AGENT / BUSINESS NAME ASPEN RURAL LAND CONSULTING, C/O ERIC URSTADT, PE, PLS			PHONE 971.250.1520	FAX N/A
ADDRESS 39290 NW MURTAUGH ROAD				CELL N/A
CITY NORTH PLAINS	STATE OR	ZIP 97133	E-MAIL* SEE NOTE BELOW	

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.) **Note: because email and USPS has been unreliable, please send correspondence by both methods to PAUL@CREEKSIDEVALLEYFARMS.COM, ERICURSTADT@HOTMAIL.COM**

### 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.

Applicant Signature

Paul Kuehne, Owner  
Name and Title

6-24-23

Date

For Department Use: App. Number: \_\_\_\_\_

**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.

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- 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).*

N/A

**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. SEE EXHIBIT C.

**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
1	WEST FORK PALMER CREEK	2530 FEET	59 feet
2	WEST FORK PALMER CREEK	1755 FEET	57 FEET
3	WEST FORK PALMER CREEK	1345 FEET	59 FEET
4	WEST FORK PALMER CREEK	1364 FEET	58 FEET

Please provide any information for your existing or proposed well(s) that you believe may be helpful in evaluating your application. For existing wells, describe any previous alteration(s) or repair(s) not documented in the attached well log or other materials *(attach additional sheets if necessary)*. SEE SECTION 10.

\*THE DISTANCE TO THE NEAREST SURFACE WATER IS DETERMINED FROM A USGS QUAD MAP. THE ELEVATION CHANGE BETWEEN THE NEAREST SURFACE WATER AND THE GROUND SURFACE AT THE PROPOSED WELL HEAD IS DETERMIED FROM GOOGLE EARTH.



**SECTION 3: WELL DEVELOPMENT, continued**

**Total maximum rate requested: 300 GALLONS PER MINUTE** (each well will be evaluated at the maximum rate unless you indicate well-specific rates and annual volumes in the table below). PLEASE SEE SECTION 10 FOR REMARKS ON MAXIMUM RATE REQUESTED.

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 (WELL TAG) NO.* OR 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 (FEET)	WELL-SPECIFIC RATE (GPM)	ANNUAL VOLUME (ACRE-FEET)
1	<input checked="" type="checkbox"/>	<input type="checkbox"/>		<input type="checkbox"/>						ALLUVIAL	200 +/-	300	300
2	<input checked="" type="checkbox"/>	<input type="checkbox"/>		<input type="checkbox"/>						ALLUVIAL	200 +/-	300	300
3	<input checked="" type="checkbox"/>	<input type="checkbox"/>		<input type="checkbox"/>						ALLUVIAL	200 +/-	300	300
4	<input checked="" type="checkbox"/>	<input type="checkbox"/>		<input type="checkbox"/>						ALLUVIAL	200 +/-	300	300

Based on the wells to the north, west, and southwest, it is estimated that the new well(s) will be 150 to 250 feet deep and access the alluvial aquifer made of clays, sands, and gravels. The well driller said to expect as much as 300 gallons per minute. The well design will be completed at the time of drilling.

\* 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.

**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\\_trsqg\\_features/](https://apps.wrd.state.or.us/apps/misc/lkp_trsqg_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.

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**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 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:

N/A

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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

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)
Irrigation	Irrigation Season	300

**For irrigation use only:**

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

Primary: 130.4\* Acres      Supplemental: 15.0\* Acres      Nursery Use: N/A Acres

If you listed supplemental acres, list the Permit or Certificate number of the underlying primary water right(s):

CERTIFICATE 16734

Indicate the maximum total number of acre-feet you expect to use in an irrigation season: 200

*\*Note: a diminishment for the irrigation per the portion of certificate 89028 (Palmer, 81.2 acres) to change from Primary to Supplemental rights will be pursued for if this application is approved; a map for that is included. Contrarily, this application is for supplemental rights where layered on certificate 16734. See Section 10.*



- If the use is **municipal or quasi-municipal**, attach **Form M**
- If the use is **domestic**, indicate the number of households: N/A (**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 (*attach additional sheets if necessary*): N/A

## SECTION 6: WATER MANAGEMENT

### A. Diversion and Conveyance

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

- Pump (give horsepower and type): 30 HP submersible.  
 Other means (describe): N/A

Provide a description of the proposed means of diversion, construction, and operation of the diversion works and conveyance of water. THE SYSTEM WILL HAVE A SUBMERGED PUMP IN THE WELL AND CONVEY WATER VIA PIPES TO A VARIETY OF SPRINKLER SYSTEMS DEPENDING ON THE CROPS BEING GROWN AT THAT TIME.

### 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*)

THE SYSTEM WILL START PUMP FROM A SUBMERGED PUMP IN THE WELL TO WHAT MAY BE A VARIETY OF WATERING SYSTEMS INCLUDING: BIG GUNS, WHEEL LINES AND SPRINKLERS, OR DRIP IRRIGATION SYSTEMS.

### 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*). THE LANDOWNER IS AN EXPERIENCED AND COMPETENT FARMER THAT MONITORS WATER PROJECTS AND DOES NOT ALLOW RUN-OFF FROM IRRIGATION SYSTEMS THEREBY PREVENTING ANY ADVERSE EFFECTS TO PUBLIC USES OF SURFACE WATERS.

## SECTION 7: PROJECT SCHEDULE

- A) Date construction will begin: AS SOON AS THE PERMIT IS APPROVED, WINTER 2023.  
 b) Date construction will be completed: WINTER 2028  
 c) Date beneficial water use will begin: SPRING 2024

## 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: THE LANDOWNER IS AN EXPERIENCED AND COMPETENT FARMER THAT MONITORS ALL WATER PROJECTS AND DOES NOT ALLOW IRRIGATION SYSTEMS TO HAVE EROSION AND RUN-OFF.

- 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: NO CLEARING OF BANKS IS PLANNED SO THIS SECTION IS NOT APPLICABLE.

- Other state and federal permits or contracts required and to be obtained, if a water right permit is granted:  
List: No other permits or contracts are known to be required.

**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.

Irrigation District Name <u>NONE KNOWN</u>	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*).

THE APPLICATION REQUESTS FOUR WELLS HAVING 300 GALLONS PER MINUTE (GPM) RATE FOR EACH WELL. THE APPLICANT SELECTS FOUR WELL LOCATIONS ONLY TO GIVE OPTIONS IN CASE CERTAIN LOCATIONS ARE NOT APPROVABLE BY THE WATER RESOURCES DEPARTMENT - GROUNDWATER SECTION (WRD-GW) REVIEW, AND IN CASE A DRILLED WELL HAS UNSATISFACTORY WATER PRODUCTION. IN REALITY, 300 GPM IS THE MAXIMUM THAT WILL BE PUMPED FOR THE SITE FROM ANY OR ALL WELLS. FOR EXAMPLE, IF THE FIRST WELL GETS 300 GPM, THE OTHER WELLS WILL NOT BE CONSTRUCTED.

IN THE CASE THAT THE WRD-SW REVIEW DETERMINES THAT 300 GPM FROM ANY OF THE WELL SITES CANNOT BE APPROVED, THE APPLICANT REQUESTS THAT WRD-GW ANALYZE FOR A LOWER RATE AND DETERMINE WHAT RATE COULD BE UTILIZED AT THE BEST SITE. IF A LOWER RATE CAN BE APPROVED BY WRD-GW, THE APPLICANT MAY CHANGE THE APPLICATION TO REFLECT THAT LOWER RATE, IF IT IS DEEMED STILL USEFUL FOR IRRIGATION OF ALTERNATE CROPS.

LAYERED RIGHTS SHALL BE HANDLED AS FOLLOWS.

- THE IRRIGATION OF THE PORTION OF CERTIFICATE 89028 (PALMER, 81.2 ACRES) LAYERED WITH THIS APPLICATION WILL BE CHANGED TO SUPPLEMENTAL IF THIS APPLICATION IS APPROVED (VIA A DIMINISHMENT). THE DIMINISHMENT MAP IS IN ATTACHMENT A.
- CONTRARILY, THIS APPLICATION IS FOR SUPPLEMENTAL RIGHTS WHERE LAYERED WITH PRIMARY RIGHT CERTIFICATE 16734.



## 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: \$ 4,230.00  
See the Department's Fee Schedule at [www.oregon.gov/owrd](http://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)



# 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

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Applicant(s): WILLAMETTE VALLEY LAND, LLC C/O PAUL KUEHNE

Mailing Address: PO BOX 99

City: LAFAYETTE

State: OR

Zip Code: 97127

Daytime Phone: (503) 864-4422

## 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:
<u>4S</u>	<u>3W</u>	<u>19</u>	<u>N/A</u>	<u>2100</u>	<u>EF-80</u>	<input checked="" type="checkbox"/> Diverted	<input checked="" type="checkbox"/> Conveyed	<input checked="" type="checkbox"/> Used	<u>Farming</u>
<u>4S</u>	<u>3W</u>	<u>30</u>	<u>N/A</u>	<u>200</u>	<u>EF-80</u>	<input checked="" type="checkbox"/> Diverted	<input checked="" type="checkbox"/> Conveyed	<input checked="" type="checkbox"/> Used	<u>Farming</u>
_____	_____	_____	_____	_____	_____	<input type="checkbox"/> Diverted	<input type="checkbox"/> Conveyed	<input type="checkbox"/> Used	_____
_____	_____	_____	_____	_____	_____	<input type="checkbox"/> Diverted	<input type="checkbox"/> Conveyed	<input type="checkbox"/> Used	_____

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

Yamhill

## 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: 300  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 applying for a water right to irrigate farm crops.

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 2. →

### For Local Government Use Only

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

**Please check the appropriate box below and provide the requested information**

Land uses to be served by the proposed water uses (including proposed construction) are allowed outright or are not regulated by your comprehensive plan. Cite applicable ordinance section(s): 402 of the YCZO

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
		<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.

Name: Kenneth P. Fyfe Title: PD

Signature: [Signature] Phone: 502-104-1516 Date: 6/9/2023

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: \_\_\_\_\_

City or County: \_\_\_\_\_ Staff contact: \_\_\_\_\_

Signature: \_\_\_\_\_ Phone: \_\_\_\_\_ Date: \_\_\_\_\_



PARCEL 1: A portion of the Francis Holdredge Donation Land Claim No. 56 in Sections 19 and 30, Township 4 South, Range 3 West of the Willamette Meridian in Yamhill County, Oregon, said part being described as follows, to-wit:

BEGINNING at a point where the centerline of the County Road leading from Lafayette, Oregon to Salem, Oregon, intersects the South line of said Francis Holdredge Donation Land Claim, which point is 34.48 chains South 89°30' West from the Northeast corner of the Donation Land Claim of T. L. Turner and wife, Notification No. 1028, Claim No. 55 in said County and State; thence North 7°50' West along the center of said County Road, 4.20 chains to the Northwest corner of lands owned by D. C. VanDorn; thence running North 88°30' East 21.33 chains to an interior corner of said VanDorn tract; thence North 26.69 chains to the North line of said Frances Holdredge Donation Land Claim; thence West along the North line of said Holdredge Claim 44.41 chains to the most Northerly Northwest corner of said Holdredge Claim; thence South 31.80 chains to South line of said Holdredge Claim; thence North 89°30' East 23.11 chains to the point of beginning.

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PARCEL 2: Being a part of the Donation Land Claim of Thomas L. Turner and wife, Notification No. 1028, Claims Numbered 55 and 62, Section 30, Township 4 South, Range 3 West of the Willamette Meridian in Yamhill County, Oregon, said part being more particularly described as follows:

BEGINNING at a stake in the center of the County Road leading from Dayton, Oregon to Dallas, Oregon, which said stake and point of beginning is at the Northwest corner of lands known as the "Gowdy" lands, said point of beginning bearing North 89° East 34.17 chains from the Northwest corner of the original Donation Land Claim of said Thomas L. Turner and wife, in Yamhill County, Oregon; thence running North 89° East 28.28 chains to a stake in lane and the Northeast corner of this tract of land known as the "Gowdy" lands; also Northwest corner of tract of land known as the "M. Swick" land; thence South 25.57 chains to stake; thence South 89° West 38.56 chains to stake in center of County Road; thence North 20° East 27.57 chains to the point of beginning.

PARCEL 3: Part of the Donation Land Claim of Andrew D. Smith and wife, Claim No. 48, Notification No. 793 in Section 19, Township 4 South, Range 3 West of the Willamette Meridian in Yamhill County, Oregon, said part being more particularly described as follows, to-wit:

BEGINNING at the Southwest corner of said Donation Land Claim; and running thence East 32.06 chains; thence North 31.75 chains to the center of the Dayton and McMinnville County Road; thence along the center of said County Road South 51°30' West 19.86 chains to a stone from which an iron rod 1 inch in diameter and 40 inches long bears South 83°10' East 51.5 links distant; thence South 41° West 25.21 chains; thence South to the point of beginning.

SAVE AND EXCEPTING THEREFROM said tract 5 feet off of the West end thereof.

FURTHER SAVE AND EXCEPTING THEREFROM 0.65 of an acre conveyed by Gladys M. Cockerham to Portland General Electric Company, by Deed recorded May 13, 1937 in Book 112, Page 497, Deed Records.

FURTHER SAVE AND EXCEPTING THEREFROM a tract conveyed by Benjamin Aebi, Edith Aebi and Roy B. Aebi to Portland General Electric Company, by deed recorded November 13, 1958 in Film Volume 2, Page 261, Deed and Mortgage Records.

FURTHER SAVE AND EXCEPTING THEREFROM that portion conveyed to Samuel B. Sweeney and Nancy L. Sweeney, by Deed recorded July 17, 1989 in Film Volume 234, Page 173, Deed and Mortgage Records.

~~FURTHER SAVE AND EXCEPTING THEREFROM any portion of the above described premises lying West of the Lafayette-Hopewell Highway~~

# Aspen

Rural Land Consulting

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

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

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Water Resources Department  
New Water Right Applications  
725 Summer Street NE, Ste. A  
Salem, OR, 97301

23 MAY 2023

**Subject: New Application for Ground Water**

To Whom It May Concern,

Enclosed is an application for the use of ground water together with the following attachments:

- A. Application Map
- B. Land Use Compatibility Statement
- C. Legal Description
- D. Fee Calculation print-out
- E. A check made out to "Oregon Water Resources Department" for \$4230.00.

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

Respectfully,  
***Aspen Rural Land Consulting***

Eric Urstadt, PE, PLS



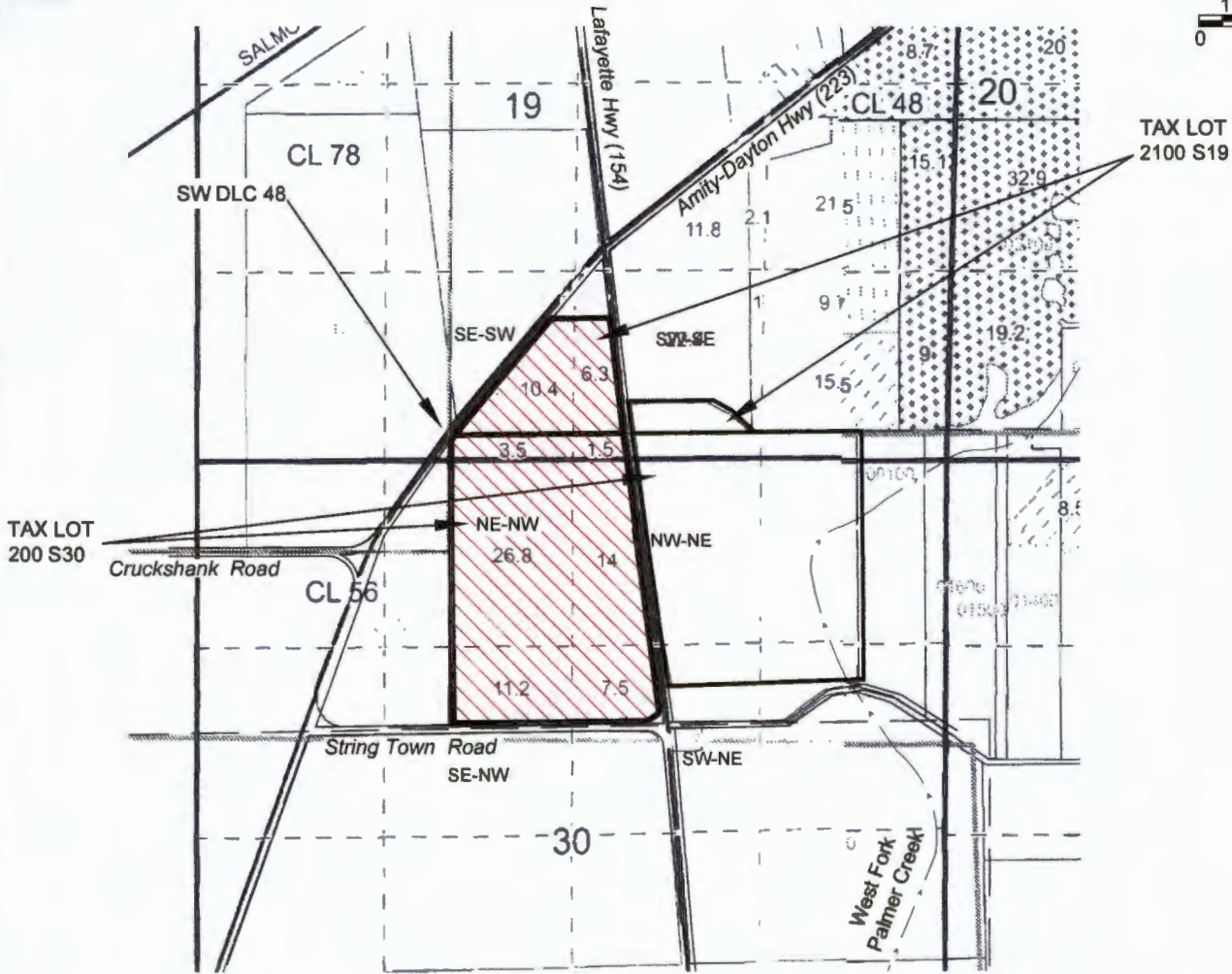
# Diminshment Map

S19 & S30, T4S, R3W, YAMHILL COUNTY

RECEIVED  
JUL 10 2023  
OWRD



1 IN = 1320 FT  
0 660 1320



**NOTES:**

- THIS MAP IS NOT INTENDED TO PROVIDE LEGAL DIMENSIONS OR LOCATIONS OF PROPERTY OWNERSHIP LINES.
- PROPERTY LINES AND ROADS ARE BASED ON THE TAX ASSESSOR MAPS FOR SECTIONS 19 & 30.
- QUARTER-QUARTER LINES, DONATION LAND CLAIM LINES, AND IRRIGATION LINES AND ACRES ARE BASED ON THE CLAIM MAP FOR CERTIFICATE 89028.
- WATER CONVEYANCE LINES SHALL BE ALL WITHIN THE PROPERTY AND THEREFORE ARE NOT SHOWN.
- THIS DIMINISHMENT IS CONTINGENT UPON SATISFACTORY PERMIT PER APPLICATION SUBMITTED CONCURRENTLY.

**LEGEND**

- DONATION LAND CLAIM (DLC) CORNER
- SECTION CORNER
- POINT OF DIVERSION OR APPROPRIATION
- STREAM OR SURFACE DRAINAGE
- TAX LOT LINE
- SECTION LINE
- QUARTER-QUARTER LINE
- DLC LINES
- DIMINISHMENT TO SUPPL.



Expires 30 Jun 2024

MAP BY:  
**ASPEN RURAL LAND CONSULTING**  
ERIC URSTADT, PE, PLS  
971-250-1520  
MAY 2023  
WVL-Braat2F