

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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SECTION 1: APPLICANT INFORMATION AND SIGNATURE

Applicant

NAME Robert D. Jossy		PHONE (HM) 503-329-5253	
PHONE (WK) 503-329-5253	CELL 503-329-5253		FAX
ADDRESS 32245 NW Beach Rd.			
CITY Hillsboro	STATE OR	ZIP 97124	E-MAIL* bjossy@msn.com

Organization

NAME		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 Jeffrey J. Elston		PHONE 503-877-0793		FAX
ADDRESS 3605 Forest Gale Dr.				CELL 503-877-0793
CITY Forest Grove	STATE OR	ZIP 97116	E-MAIL* Jeff.Elston@outlook.com	

Note: Attach multiple copies as needed

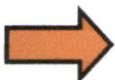
* By providing an e-mail address, consent is given to receive all correspondence from the Department electronically. (Paper copies of the proposed and final order documents will also be mailed.)

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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

Applicant Signature

Jeffrey J. Elston
Print Name and Title if applicable

Robert D. Jossy
Print Name and Title if applicable

10/30/2023
Date

10/30/2023
Date

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).*

See attached sheet - Section "Affected Landowners."

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 attached.*

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	Tributary to McKay Creek	1,381ft.	20-30ft.

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).*

SECTION 3: WELL DEVELOPMENT, continued

Total maximum rate requested: 100 gpm (each well will be evaluated at the maximum rate unless you indicate well-specific rates and annual volumes in the table below).

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	WELL-SPECIFIC RATE (GPM)	ANNUAL VOLUME (ACRE-FEET)
Robert D. Jassy	<input checked="" type="checkbox"/>	<input type="checkbox"/>		<input type="checkbox"/>	6"	Approx. ground service 340' to 400'	open rock hole below casing	Continuous from land service to bottom of casing	TBD	Columbia River Basalts	380' to 440'	50 gpm to 100 gpm	43 acft.
	<input type="checkbox"/>	<input type="checkbox"/>		<input type="checkbox"/>									
	<input type="checkbox"/>	<input type="checkbox"/>		<input type="checkbox"/>									
	<input type="checkbox"/>	<input type="checkbox"/>		<input type="checkbox"/>									
	<input type="checkbox"/>	<input type="checkbox"/>		<input type="checkbox"/>									
	<input type="checkbox"/>	<input type="checkbox"/>		<input type="checkbox"/>									
	<input type="checkbox"/>	<input type="checkbox"/>		<input type="checkbox"/>									
	<input type="checkbox"/>	<input type="checkbox"/>		<input type="checkbox"/>									

* 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.

For Department Use: App. Number: _____

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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_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

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

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Yes No

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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.

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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:

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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)
Drip Irrigation	March 1st - October 31st	43.0 acre-feet

For irrigation use only:

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

Primary: 43.0 Acres Supplemental: 0 Acres Nursery Use: 0 Acres

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

Indicate the maximum total number of acre-feet you expect to use in an irrigation season: 43.0

- If the use is **municipal or quasi-municipal**, attach **Form M**
- If the use is **domestic**, indicate the number of households: **(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*):

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): **10 HP Submersible**
 Other means (describe):

Provide a description of the proposed means of diversion, construction, and operation of the diversion works and conveyance of water. **Drip irrigation system from well.**

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*)

Drip Irrigation

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*).

See attached sheet.

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SECTION 7: PROJECT SCHEDULE

- Date construction will begin: **Upon approved water right.**
- Date construction will be completed: **No later than May of 2025.**
- Date beneficial water use will begin: **May of 2025.**

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: **Drip irrigation. Crimson clover cover crop.**
- 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 installation will be near riparian areas or streams. No ditches on site.
- Other state and federal permits or contracts required and to be obtained, if a water right permit is granted:
List:

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	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*).

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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

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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: \$ ~~2,590.00~~
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)

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

NAME Robert D. Jossy		PHONE (HM) 503-329-5253	
PHONE (WK) 503-329-5253	CELL 503-329-5253	FAX	
ADDRESS 32245 NW Beach Rd.			
CITY Hillsboro	STATE OR	ZIP 97124	E-MAIL* bjossy@msn.com

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:
1N	2W	10	NWSE, NESE	802	EFU	<input checked="" type="checkbox"/> Diverted	<input checked="" type="checkbox"/> Conveyed	<input checked="" type="checkbox"/> Used	Irrigation
1N	2W	10	NESE	1600	EFU	<input type="checkbox"/> Diverted	<input type="checkbox"/> Conveyed	<input checked="" type="checkbox"/> Used	Irrigation
1N	2W	10	NWSE	800	EFU	<input type="checkbox"/> Diverted	<input type="checkbox"/> Conveyed	<input checked="" type="checkbox"/> Used	Irrigation
						<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:

Washington County

B. Description of Proposed Use

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

- Permit to Use or Store Water
- Water Right Transfer
- 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: 100 cubic feet per second gallons per minute acre-feet

Intended use of water: Irrigation Commercial Industrial Domestic for _____ household(s)
 Municipal Quasi-Municipal Instream Other _____

Briefly describe:

Drip irrigation for agricultural use.



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): 201-204

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
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DEC 13 2023	RECEIVED	<input type="checkbox"/> Obtained <input type="checkbox"/> Denied	<input type="checkbox"/> Being Pursued <input type="checkbox"/> Not Being Pursued
OWRD	NOV 13 2023	<input type="checkbox"/> Obtained <input type="checkbox"/> Denied	<input type="checkbox"/> Being Pursued <input type="checkbox"/> Not Being Pursued
	OWRD	<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 <u>Erik Stout</u>	TITLE: <u>Associate planner</u>
SIGNATURE <u><i>Erik Stout</i></u>	PHONE: <u>503-846-8135</u>
DATE: <u>10/30/23</u>	
GOVERNMENT ENTITY <u>Washington County</u>	

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: _____

WARRANTY DEED

Fee Title

Book 108 Page 308

FOR AND IN CONSIDERATION of the sum of SIX THOUSAND
Dollars (\$ 6,000.00

in hand paid, receipt of which is hereby acknowledged, DON W. JOSSY and EMMA T. JOSSY,
husband and wife,

have granted, bargained, and sold and by these presents do hereby grant, bargain, sell, and convey
unto the UNITED STATES OF AMERICA and its assigns, the following described tract or parcel of land
in the County of Washington, in the State of Oregon
to wit:

That portion of a tract of land 500 feet in width which lies within the following described parcel of land:

"Beginning at a stone at the northwest corner of the D. T. Lenox D.L.C. No. 53, in Section 10, Township 1 North, Range 2 West, W.M.; thence North 89°27' East on the northerly line of said Claim 2376.00 feet to an iron pipe; thence South 17°00' West on the east line of that certain tract of land conveyed by deed in Book 154, Page 346, Washington County, Oregon, Deed Records, 547.83 feet to a point; thence South 89°27' West parallel with the northerly line of above said Lenox Claim 2376.00 feet to the west line thereof; thence North 17°00' East on said west line 547.83 feet to the point of beginning."

The boundaries of said 500-foot wide tract of land lie 75 feet Westerly from, and 425 feet Easterly from, and parallel with the survey line of the United States of America for its Bonneville Power Administration's Keeler-Allston No. 1 transmission line, said survey line being described as follows:

Beginning at survey station 105+73.2 in the south line of the David T. Lenox Donation Land Claim No. 53, Township 1 North, Range 2 West, Willamette Meridian, at a point which is N. 88°02'50" W., 674.7 feet from the southwest corner of Donation Land Claim No. 65, said Township and Range; thence N. 8°56'50" E., 3812.1 feet to survey station 143+85.3 back = 175+97.6 ahead; thence N. 1°54'30" E., 3122.6 feet to survey station 207+20.2 in the north line of said Donation Land Claim No. 53 at a point which is S. 88°38'55" E., 1150 feet from the northwest corner of said Donation Land Claim No. 53.

The bearings of said survey line refer to the Oregon Coordinate System - North Zone.

It is hereby agreed that Grantors reserve the right to freely pass over and across said tract of land by all necessary means and for any purpose incident to the ownership of adjoining lands; also the right to use the surface of the said tract of land for ordinary agricultural operations, provided, however, that in the exercise of such reserved rights no buildings, other structures or trees shall be permitted on said land.

It is further understood that the Grantors may grow or plant orchard trees within said tract of land, provided that said trees are kept topped, by the Grantors, not to exceed 14 feet in height and provided they do not interfere with structure locations. Any trees exceeding this limitation may be removed by the United States of America without further compensation by giving 90 days written notice to the owners thereof of its intention.

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BOOK 702 PAGE 307

BPA 136
Rev. Dec. 1966

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346-3108

112-10-802

(Tax lot
#1600
BPA)

(Yunker tax lot 800)

Beginning at a point on the West line of a certain tract of land as described in Book 154, Page 346, Washington County, Oregon Deed Records, said point bears South 17°00'00" West 584.53 feet from the Northwest corner of the D.L. Lennox Donation Land Claim No. 53 in Section 10, Township 1 North, Range 2 West of the Willamette Meridian, in the County of Washington and State of Oregon, and from which an iron rod bears North 89°31' East 20.92 feet and running thence North 89°31'00" East 344.95 to an iron rod; thence South 16°22'25" West 397.06 feet to an iron rod; thence South 89°31'00" West 349.50 feet to a point on the said West line and from which an iron rod bears North 89°31' East 20.87 feet; thence North 17°00'00" East along the said West line of that certain tract of land as described in Book 154, Page 346, a distance of 398.40 feet to the point of beginning.

ADM # 0651705

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(Jossy Tax lot 802)

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THE FOLLOWING DESCRIBED TRACT OF LAND BEING A PORTION OF THE D.T. LENNOX D.L.C. No 53, SITUATED IN SECTION 10, TOWNSHIP I-NORTH, RANGE 2WEST OF THE WILLAMETTE MERIDIAN, WASHINGTON COUNTY, OREGON. BEGINNING AT A STONE AT THE NORTHWEST CORNER OF THE D.T. LENNOX D.L.C. No. 53; THENCE N 89°27' E ON THE NORTHERLY LINE OF SAID D.L.C, 2376.00 FEET TO AN IRON PIPE; THENCE S 17°00'W ON THE EAST LINE OF THAT CERTAIN TRACT OF LAND CONVEYED BY DEED BOOK 154 PAGE 346, WASHINGTON COUNTY, OREGON DEED RECORDS, 547.83 FEET TO A POINT; THENCE CONTINUING ON THE EAST LINE OF THAT CERTAIN TRACT OF LAND CONVEYED BY DEED BOOK 154 PAGE 346, S 17°00'W 605.85 FEET TO THE SOUTHEAST CORNER AS DESCRIBED IN SAID DEED; THENCE PARALLEL WITH THE NORTH LINE OF THE D.T. LENNOX D.L.C. No. 53, S 89°27'W 2376.00 FEET TO THE WEST LINE OF SAID D.L.C. AND SAID DEED; THENCE ALONG SAID WEST LINE N 17°00'E 1153.68 FEET TO THE POINT OF BEGINNING. TOGETHER WITH THAT CERTAIN TRACT OF LAND CONVEYED BY DEED BOOK 416 PAGE 720, WASHINGTON COUNTY, OREGON DEED RECORDS AND EXCEPTING THE RIGHT OF THE PUBLIC TO THAT PORTION LYING WITH IN THE COUNTY ROAD.

INCLUDING ALL RESERVED AGRICULTURAL RIGHTS RETAINED BY DEEDS RECORDED IN BOOK 703, PAGE 211 AND BOOK 702, PAGE 307 BUT OTHERWISE EXCEPTING FROM THE ABOVE DESCRIBED LAND THAT PORTION CONVEYED TO THE UNITED STATES OF AMERICA BY WARRANTY DEED DATED JUNE 20, 1968 AND RECORDED JUNE 28, 1968 IN DEED BOOK 703 PAGE 211 OF THE WASHINGTON COUNTY DEED RECORDS AND THAT PORTION CONVEYED TO THE UNITED STATES OF AMERICA BY WARRANTY DEED DATED JUNE 21, 1968 AND RECORDED JUNE 25, 1968 IN DEED BOOK 702, PAGE 307 OF THE WASHINGTON COUNTY DEED RECORDS.

AND FURTHER EXCEPTING THERE FROM THE FOLLOWING DESCRIBED TRACT: BEGINNING AT A POINT ON THE WEST LINE OF A CERTAIN TRACT OF LAND AS DESCRIBED IN DEED BOOK 154 PAGE 346, WASHINGTON COUNTY, OREGON DEED RECORDS, ALSO BEING ON THE WEST LINE OF THE D.T. LENNOX D.L.C. No. 53, SAID POINT BEARS S 17°00'W 584.53 FEET FROM THE NORTHWEST CORNER OF THE D.T. LENNOX D.L.C. No. 53, FROM WHICH AN IRON ROD BEARS N 89°31'E 20.92 FEET AND RUNNING THENCE N 89°31 '00" E 344.95 FEET TO AN IRON ROD; THENCE S 16°22'25" W 397.06 FEET TO AN IRON ROD; THENCE S 89°31 '00" W 349.50 FEET TO A POINT ON THE SAID WEST LINE AND FROM WHICH AN IRON ROD BEARS N 89°31' E 20.87 FEET; THENCE N 17°00' E ALONG SAID WEST LINE OF THAT CERTAIN TRACT OF LAND AS DESCRIBED IN DEED BOOK 154, PAGE 346, 398.40 FEET TO THE POINT OF BEGINNING.

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NOV 1 8 2023

OWRD

Section 2:

Affected Landowners

- 1.) Matthew Y. & Maggie J. Yunker
8700 NW Helvetia Rd.
Hillsboro, OR 97124.

Written lease agreement in place permitting access to the property for agricultural use.

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DEC 1 8 2023

- 2.) US Department of the Interior
Bonneville Power Administration
2715 Tepper Ln NE
Keizer, OR 97303

OWRD

Please see highlighted area in the attached Warranty Deed that provides access to the land for agricultural use.

Section 6:

C. Conservation

The amount of water being requested is needed to care for a young hazelnut orchard. The young & beginning farmer managing the hazelnut orchard will be working with National Resource Conservation Services (NRCS) to install a drip irrigation system that uses much less water than other means of irrigation. A flow meter will be installed on the drip irrigation system to monitor water usage. The irrigation system will NOT be installed on wetland or riparian habitat areas and NRCS will help with that determination. One of the many benefits of drip irrigation over other irrigating methods, is the precise application of water that limits any water spreading that could occur by runoff or wind as seen in some other irrigation methods.