



June 19, 2024

Oregon Water Resources Department Water Rights Section 725 Summer Street NE, Suite A Salem, Oregon 97301-1271

SUBJECT: Application for Limited Water Use License for Fry Foods Inc.

To whom it may concern:

Please review the enclosed application and contact me with any questions. I am the agent for this application and will address all questions.

Thank you in advance for your assistance with this application for ground water use.

Sincerely,

VALLEY SCIENCE AND ENGINEERING

Dan Bruner, RG

Managing Geologist II

Received by OWRD

JUN 20 2024

Salem, OR

DJB/xxx

Enc: A

Application and Fee

C: Hector Herrera, Fry Foods Inc.

PN:

2024210016

Doc:

Limited Water Use License Application CL.docx



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

# **Application for Limited Water Use License**

**OWRD** 

License No.: 4-1983 **Applicant Information** NAME PHONE (HM) Fry Foods Inc. PHONE (WK) CELL FAX 541-881-1220 **ADDRESS** 602 Stanton Blvd CITY STATE ZIP Ontario hector@frvfoods.com OR 97914 **Agent Information** PHONE FAX Dan Bruner, Valley Science & Engineering 208-776-4092 CELL 208-221-5118 4555 Burley Drive, Ste A STATE ID E-MAIL \* Pocatello dan.bruner@valmont.com 83201 I (We) make application for a Limited License to use or store the following described surface waters or groundwater - not otherwise exempt, or to use stored water of for a use of a short-term or fixed-duration: 1. SOURCE(S) OF WATER: Proposed New Well 3 a tributary of Snake River 2. AMOUNT OF WATER to be diverted; Maximum and instantaneous rate (cubic feet or gallons per minute): 500 gpm Total volume (gallons or acre-feet): 4033 acre-feet . If water is to be used from more than one source, give the quantity from each: 3. INTENDED USE(S) OF WATER: (check all that apply) ☐ Road construction or maintenance ☐ General construction ☐ Forestland and rangeland management; or Other: Industrial/Manufacturing Use (Supply existing industrial facility Water Right Permit G-17300) 4. DESCRIPTION OF PROPOSED PROJECT: Include a description of the place of use as shown on the accompanying site map, the method of water diversion, the type of equipment to be used (including pump horsepower, if applicable), length and dimensions of supply ditches and pipelines: The place of use is the industrial facility located in the SE 1/4 of SE 1/4 of Section 13, Township 17S, Range 46E Willamette Meridian. Groundwater is supplied to the facility by an existing well with a 40hp submersible pump through an existing buried, 6-inch diameter, PVC pipeline. The existing well yield has decreased due to plugging with chemical precipitates. A new well with a 20 hp will be drilled approximately 610 feet away from the existing well and closer to the facility (see attached map, existing well log and proposed well schematic). 5. PROJECT SCHEDULE: (List day, month, and year)
Date water use will begin: Immediately upon approval of Limited License Date water use will be completed: 5 years or upon issuance of a permit amendment of Permit G-17300 Months of the year water would be diverted and used: 12 months per year If for other than irrigation from stored water, how and where will water be discharged after use:

#### PLEASE READ CAREFULLY

NOTE: A completed water availability statement from the local watermaster, Land Use Information Form completed by the local Planning Department, fees and site map meeting the requirements of OAR 690-340-030 must accompany this request. The fee for this request is \$280 for the first point of diversion plus \$30 for each additional point of diversion. Please review the Department's fee schedule to view fees required to request a limited license for Aquifer Storage and Recovery testing purposes or for Artificial Groundwater Recharge testing purposes.

Failure to provide any of the required information will result in return of your application. The license, if granted, will not be issued or replaced by a new license for a period of more than five consecutive years. The license, if granted, will be subordinate to all other authorized uses that rely upon the same source, or water affected by the source, and may be revoked at any time it is determined the use causes injury to any other water right or minimum perennial streamflow.

If water source is well, well logs or adequate information for the Department to determine aquifer, well depth, well seal and open interval, etc. are required. The licensee shall indicate the intended aquifer. If for multiple wells, each map location shall be clearly tired to a well log.

If a limited license is approved, the licensee shall give notice to the Department (Watermaster) at least 15 days in advance of using the water under the Limited License and shall maintain a record of use. The record of use shall include, but need not be limited to, an estimate of the amount of water used, the period of use and the categories of beneficial use to which the water is applied. During the period of the Limited License, the record of use shall be available for review by the Department upon request.

\*A summary of review criteria and procedures that are generally applicable to these applications is available at: http://www.oregon.gov/owrd/pages/pubs/forms.aspx

#### Mapping Requirements (OAR 690-340-0030):

- (1) A request for a limited license shall be submitted on a form provided by the Water Resources Department, and shall be accompanied by the following:
  - a. A site map of reproducible quality, drawn to a standard, even scale of not less than 2 inches = 1 mile, showing:
    - i. The locations of all proposed points of diversion referenced by coordinates or by bearing and distance to the nearest established or projected public land survey corner;
    - ii. The general course of the source for the proposed use, if applicable;
    - iii. Other topographical features such as roads, streams, railroads, etc., which may be helpful in locating the diversion points in the field.

R		١./		n	T	C
к	н.	v	4	к	n	•

JUN 20 2024
Salem, OR

For WRD Use Only

44-1983 Updated: 3/12/2024 - MA

## This page to be completed by the local Watermaster.

### WATER AVAILABILITY STATEMENT

Name of Applicant: _	Fry Foods Inc.	Limited License	Number: 21-1983
1. To your knowledge for prior rights?	, has the stream or basin tha	t is the source for this a	pplication ever been regulated
	☐ Yes	X No	
If yes, please explain:			
	rvations, would there be wat ed by this application?	ter available in the quan	tity and at the times needed to
	X Yes	No	
			in Western is to be significant, com-
3. Do you observe this	s stream system during regul  Yes	lar fieldwork?	sales a roll of national sea, 417 (S and other grands agreement
If yes, what are your o	observations for the stream?		
flow/run-off water from depending on condition	Owyhee Irrigation District.	Outside of Irrigation se	nake River. It is highly influenced by return eason flows are generally much lower and ing water. There is some but very little
interference with near	ell and if WRD were to deter by surface water sources, we me requested and in the amo	ould there still be groun	d water and surface water njury to existing water rights?
What would you recorapplication?	mmend for conditions on a l		
Installation of a Total	izing Flowmeter at the poin	t of appropriation.	Received by OWRD
5. Any other recomme	endations you would like to	make?	JUN 20 2024
			Salem, OR
Signature Jul 1	Dslam	WM District #: 9	Date:June 17, 2024



JUN & 11; Salem, OR

# **Land Use** Information Form

JUN 20 2024

Salem, OR

### **NOTE TO APPLICANTS**

In order for your application to be processed by the Oregon Water Resources Department (OWRD), this Land Use Information Form must be completed by a local government planning official in the jurisdiction(s) where your water right will be diverted, conveyed, used, and developed. The planning official may choose to complete the form while you wait or return the "Receipt Acknowledging Request for Land Use Information" to you. Applications received by OWRD without the Land Use Information Form, or the signed receipt, will be returned to you. IMPORTANT: Please note that while OWRD can accept a signed receipt as part of intake for an application for a new permit to use or store water, a completed Land Use Information Form is required for OWRD's acceptance of all other applications. Please be aware that your application cannot be approved without land use approval.

#### This form is NOT required if:

- Water is to be diverted, conveyed, and used on federal lands only; OR
- 2) The application is for a water right transfer, allocation of conserved water, exchange, permit amendment, or ground water registration modification, and all of the following apply:
  - a. 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.

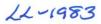
## NOTE TO LOCAL GOVERNMENTS

The person presenting the attached Land Use Information Form is applying for a new water right or modifying an existing water right. The Oregon Water Resources Department (OWRD) requires applicants to obtain land use information to ensure the water right does not result in land uses that are incompatible with your comprehensive plan. Please complete the form and return it to the applicant for inclusion in their application. NOTE: For new water right applications only, if you are unable to complete this form while the applicant waits, you may complete the "Receipt Acknowledging Request for Land Use Information" and return it to the applicant.

You will receive notice via OWRD's weekly Public Notice once the applicant formally submits their request to OWRD. The notice will give more information about OWRD's water right process and provide additional comment opportunities. If you previously only completed the receipt for an application for a new permit to use or store water, you will have 30 days from the Public Notice date to complete the Land Use Information Form and return it to OWRD. Your attention to this request for information is greatly appreciated. If you have questions concerning this form, please contact OWRD's Customer Service Group at 503-986-0900 or WRD DL customerservice@water.oregon.gov.

OWRD

Land Use Information Form — Page 1 of 4





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

# Land Use Information Form

									ALLONGO		
NAME		Faada II	0						PHONE		
	errera, Fry	Foods LL	.C					541-8	381-1220		
MAILING 602 Stan	ADDRESS ton Blvd									10	
CITY				STATE	ZIP	EMAIL					
Ontario				OR	97914	hector@	@fryfoods.co	om			
A. Land and Location  Please include the following information for all tax lots where water will be diverted (taken from its source), conveyed											
(transport	ed), and/o	r used or	developed.	<b>Applicants</b>	for municipa	al use, or	irrigation us	ses within irri equested bel	gation dis		
Township	Range	Section	<b>14 14</b>	Tax Lot #	Plan Designati Rural Residenti			Water to be:		Proposed Land Use:	
17S	46E	13	SE NE	3300	EFU		☐ Diverted	<b>⊠</b> Conveyed	Used	EFU	
17S	46E	13	NWSE	3300	EFU		□ Diverted	■ Conveyed	Used	EFU	
17S	46E	13	SW SE	3300	EFU		Diverted	☑ Conveyed	Used	EFU	
17S	46E	13	SE SE	3300	EFU		Diverted		Used	EFU	
List all cou	inties and	cities whe	re water is	proposed t	to be diverte	d, convey	/ed, and/or ι	used or devel	oped:	-	
Malheu	ır										
NOTE: A separate Land Use Information Form must be completed and submitted for <u>each</u> county and city, as applicable.											
B. <u>Description of Proposed Use</u>											
Type of application to be filed with the Oregon Water Resources Department:    Permit to Use or Store Water   Water Right Transfer   Permit Amendment or Ground Water Registration Modification   Limited Water Use License   Exchange of Water   Allocation of Conserved Water											
Source of water: Reservoir/Pond Surface Water Surface Water (name)											
Estimated quantity of water needed:500											
Intended use of water:											
Briefly describe:  Groundwater will be beneficially used in an existing industrial facility. The limited license is needed to authorize adding a new well to make up for decreasing flow from existing well while the water right permit is amended and perfected.											
Note to applicant: For new water right applications only, if the Land Use Information Form cannot be completed while you wait, please have a local government representative sign the receipt on the bottom of page 4 and include it with the application filed with the Oregon Water Resources Department.  See Page 4 →											

OWRD

JUN 20 2024

Received by OWRD

Land Use Information Form — Page 3 of 4

This page intentionally left blank.

Received by OWRD

JUN 20 2024

Salem, OR

OWRD

Land Use Information Form — Page 2 of 4

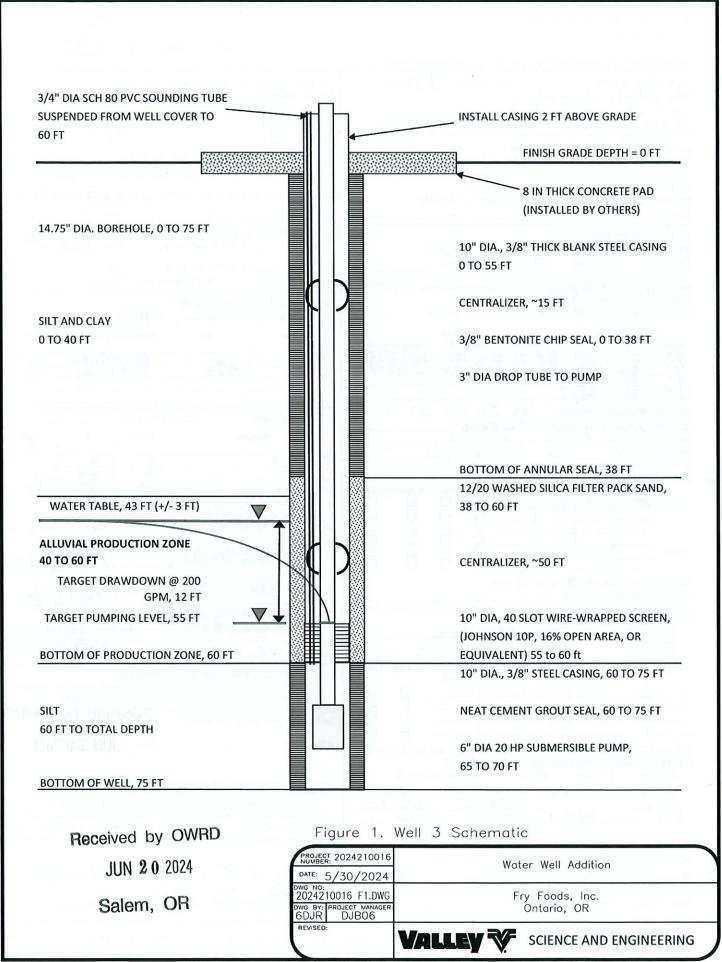
# For Local Government Use Only

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 use(s), including proposed construction, are allowed outright regulated by your comprehensive plan. Cite applicable ordinance section(s):						
Land uses to be served by the proposed water use(s), including proposed construction, involve discretionary approvals as listed in the table below. (Please attach documentation of applicable land-use approvals which already been obtained. Record of Action/land-use decision and accompanying findings are sufficient.) If application 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.)	(e.g., plan amendments, rezones, Cité Most Significant, Applicable Plan Policies Land-Use Appl					
	Paraivad by OWPD	Obtained Denied		g Pursued Being Pursued		
	Received by OWRD  JUN 20 2024	☐ Obtained ☐ Denied		Pursued Being Pursued		
	Salem, OR	Obtained Denied		g Pursued Being Pursued		
		☐ Obtained ☐ Denied		g Pursued Being Pursued		
Local governments are invited to express special land use concerns or make recommendations to the Oregon Water Resources Department regarding this proposed use of water in the box below or on a separate sheet.						
Name: KUSU HAWAW Title: Planning Manage						
Signature Claude Date: U1712024						
Governmental Entity: Malhaw Cauth Phone: 541-473-5195						
Receipt Acknowledging Request for Land Use Information						
Note to Local Government Representative:  Please complete this form and return it to the applicant. For new water right applications only, if you are unable to complete this form while the applicant waits, you may complete this receipt and return it to the applicant. If you sign the receipt, you will have 30 days from the date of OWRD's Public Notice of the application to submit the completed Land Use Information Form to Oregon Water Resources Department. Please note while OWRD can accept a signed receipt as part of intake for an application for a new permit to use or store water, a completed Land Use Information Form is required for all other applications.  Applicant Name:						
Staff Name: Title:						
Staff Signature: Date:						
Governmental Entity:	Phone:					

OWRD

Land Use Information Form - Page 4 of 4



#### **MALH 53047**

Mah 53047

STATE OF OREGON WATER SUPPLY WELL REPORT

(as required by ORS 537.765)

WELL I.D. #L 84905

START CARD# 18 7390

Instructions for completing this report are on the last page of this form.						
(1) LAND OWNER Well Number LS4905 Name Oliver Larson				1)		
Address 602 Stanton Blvd	Tax Lot 3300		Lot			
City & NYavia State Dy. Zip 97914	Township 175 Section 19	N or S	Range 4	6 E	_E or W	WM
(2) TYPE OF WORK	Lat°'	" or <u>44.</u>	0881	(degr	rees or dec	cimal)
(3) DRILL METHOD	Street Address of Well (or n					A
(4) PROPOSED USE  ☑ Domestic ☐ Community ☐ Industrial ☐ Irrigation ☐ Thermal ☐ Injection ☑ Livestock ☐ Other ☐	(10) STATIC WATER   40 ft. belo	w land surfa		ate		
(5) BORE HOLE CONSTRUCTION Special Construction:  Yes No Depth of Completed Well 360 ft.  Explosives used: Yes No Type Amount	Artesian pressure  (11) WATER BEARING Depth at which water was fire	_ lb. per squa		ate		100
BORE HOLE SEAL  Diameter From To Material From To Sacks or Pounds  16" O 20 78 Bentonite O 20 1850 EB5	From	То	Estimated	l Flow Rate	SWL	
10" 20 68 Portland Court 68 73 720 LES 16" 68 72 10" 73 360	90 58 80 36	50	400	t gfm	40	
How was seal placed: Method	(12) WELL LOG	Groun	d Elevation			_
Other Hardry chips #2 Bailer  Backfill placed from ft. to ft. Material  Gravel placed from ft. to ft. Size of gravel	Material		From	To	SWL	
Graver placed from n. to n. Size of graver	Topsoil		0	4		
(6) CASING/LINER	class		4	35 58	1	
Diameter From To Gauge Steel Plastic Welded Threaded Casing: 16"   +3   75   .250   🖾 🔲 🖾	gratel Brown clay		35	79	40	_
	Brown Silt "1 Bluely "/sileston	relayers	300	360		=
Liner:	RECEI	VED		RECE	IVE	<u> </u>
Drive Shoe used ☐ Inside ☑ Outside ☐ None Final location of shoe(s)	JAN 1 6	2007		MAR O		
(7) PERFORATIONS/SCREENS	WATER RESOUR	RCES DE	PT			
Perforations Method Ofen Hole	SALEM, OR	EGON	WA	TER RESO	URCEST	DEPT
Screens Type Material	Date Started 12-4-	66 Co	mpleted/	SALEM	BEGON	1
From To Slot Number Diameter Tele/pipe Casing Liner size	(unbonded) Water Well Co I certify that the work I p abandonment of this well is construction standards. Mat the best of my knowledge an	performed on in complianc erials used a nd belief.	the construction with Oregond information	n water supply	y well	05.0
(8) WELL TESTS: Minimum testing time is 1 hour  ☐ Pump ☐ Bailer ☐ Air ☐ Flowing Artesian	WWC Number					
Yield gal/min Drawdown Drill stem at Time  100 + 360 F+ V=h + 4.5  400 40F+ 150 F+ 8 h	(bonded) Water Well Constructor Certification  I accept responsibility for the construction, deepening, alteration, or abandonment work performed on this well during the construction dates reported above. All work performed during this time is in compliance with Oregon water supply well construction standards. This report is true to the best of my knowledge					
Temperature of water 60 Depth Artesian Flow Found	and belief.					
Did any strata contain water not suitable for intended use?  Salty Muddy Odor Colored Other  Depth of strata: 40 70 58	WWC Number 18 18 Signed Daniel	On.	Date _/	~		

STATE OF OREGON WATER SUPPLY WELL REPORT (as required by ORS 537,765 & OAR 690-205-0210)

WELL LABEL # L	84905	
START CARD#	1021634	

(4) Y LAND OWNED OWNERD					
(1) LAND OWNER Owner Well I.D.	(9) LOCATION OF WELL (legal description)				
First Name Last Name	County MALHEUR Twp 17 S N/S Range 46 E E/W WM				
Company Ontario Asset Holdings, LLC	Sec 13 NE 1/4 of the SE 1/4 Tax Lot 3300				
Address 8701 W. Gage Blvd.	Tax Map Number Lot				
City Kennewick State WA Zip 99336-1034	Lat " or 44.08832 DMS or DD				
(2) TYPE OF WORK New Well Deepening Conversion	Long " or -117.0261 DMS or DD				
	Street address of well Nearest address				
★ Alteration (repair/recondition)    ★ Abandonment					
(3) DRILL METHOD   X  Rotary Air	602 Stanton Blvd. Ontario OR 97914				
Reverse Rotary Other	(10) STATIC WATER LEVEL Date SWL(psi) + SWL(ft)				
	Existing Well / Predeepening 11-07-2013 35				
(4) PROPOSED USE Domestic Irrigation Community	Completed Well 01-09-2014 35				
▼ Industrial/ Commercial Livestock Dewatering	Flowing Artesian? Dry Hole?				
Thermal Injection Other	WATER BEARING ZONES Depth water was first found				
(5) BORE HOLE CONSTRUCTION Special Standard Attach copy)	· — — — — — — — — — — — — — — — — — — —				
Depth of Completed Well 278 ft.	SWL Date From To Est Flow SWL(psi) + SWL(ft)				
BORE HOLE SEAL sacks/	TOTAL TO MAINEUR SSO T				
Dia From To Material From To Amt lbs					
12 80 300 Existing					
6 360 600 Bentonite 360 600 7,200 P					
	(11) WELL LOG Ground Elevation				
How was seal placed: Method A B C D E	Material From To				
Other	Hard Gray Clay 360 384				
Backfill placed from ft. to ft. Material	Hard Clay Rock Gray 384 385				
Filter pack from 285 ft. to 77 ft. Material Sand Size 16-30	Hard Clay Gray 385 445				
	Hard Clay Rock Gray 445 446				
Explosives used: Yes Type Amount	Hard Clay Gray 446 460				
(6) CASING/LINER	Hard Clay Gray 460 480				
Casing Liner Dia + From To Gauge Stl Plstc Wld Thrd	Hard Gray Clay 480 540				
8 X 2 78 .250 ( X )	Hard Gray Clay 540 600				
	The well was decreased to 600 feet they should not				
	The well was deepened to 600 feet then abandoned back to 285 feet with permission from Salem Received by OWRD				
	The well was screened from 78' to 278' and gravel				
Shoe Inside Outside Other Location of shoc(s)					
Temp casing Yes Dia From To	JUN 2 () 2024				
(7) PERFORATIONS/SCREENS					
	Salem, OR				
Perforations Method	\$alem, OH				
Screens Type Wire Wrap Material SS					
Perf/S Casing/ Screen Scm/slot Slot # of Tele/	Date Started 11-07-2013 Completed 01-09-2014				
creen Liner Dia From To width length slots pipe size					
Screen 8 78 278 .018 8	(unbonded) Water Well Constructor Certification				
	I certify that the work I performed on the construction, deepening, alteration, or				
	abandonment of this well is in compliance with Oregon water supply well construction standards. Materials used and information reported above are true to				
	the best of my knowledge and belief.				
O MINI I MINING MILL AND ALL A	SPACE AND A STATE OF THE STATE OF THE SPACE AND THE SPACE				
(8) WELL TESTS: Minimum testing time is 1 hour	License Number Date				
● Pump Bailer Air Flowing Artesian	Password : (if filing electronically) Signed				
Yield gal/min Drawdown Drill stem/Pump depth Duration (hr)	Signed				
400 35.4 152 4	(bonded) Water Well Constructor Certification				
	I accept responsibility for the construction, deepening, alteration, or abandonment				
	work performed on this well during the construction dates reported above. All work				
Temperature °F Lab analysis Yes By	performed during this time is in compliance with Oregon water supply well				
Water quality concerns? Yes (describe below)	construction standards. This report is true to the best of my knowledge and belief.				
From To RECEIVED BY OWNED Units	License Number 1714 Date 01-23-2014				
1140 617 146 67 5137(16)	Password : (if filing electronically)				
	Signed Dava aday 1 son				
ΔN 2 7 2014	Contact Info (optional)				
ORIGINAL - WATER RESOURCES I					
THIS REPORT MUST BE SUBMITTED TO THE WATER RESOURCES DEPARTM	MENT WITHIN 30 DAYS OF COMPLETION OF WORK				
CALERA OF	Form Version: 0.95				