

Application for a Permit to Use Surface Water



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 JOHN ENYART		PHONE (HM)	
PHONE (WK)	CELL (503) 750-4788		FAX
MAILING ADDRESS 20803 NW REEDER RD.			
CITY PORTLAND	STATE OR	ZIP 97231	E-MAIL * JREICH35@COMCAST.NET

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Organization

NAME		PHONE		FAX
MAILING 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 WILL MCGILL SURVEYING, LLC		PHONE (503) 931-0210		FAX
MAILING ADDRESS 15333 PLETZER RD. SE				CELL (503) 510-3026
CITY TURNER	STATE OR	ZIP 97392	E-MAIL * WILLMCGILL.SURVEYING@GMAIL.COM	


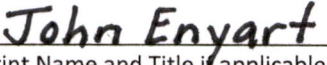
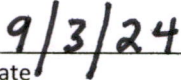
Note: Attach multiple copies as needed

* 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 legally use water until the Water Resources Department issues a permit.
- The Department encourages all applicants to wait for a permit to be issued before beginning construction of any proposed diversion. Acceptance of this application does not guarantee a permit will be issued.
- If I begin construction prior to the issuance of a permit, I assume all risks associated with my actions.
- If I receive 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 receive water to which they are entitled.

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

Applicant Signature Print Name and Title if applicable 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.

- 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).*

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.

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SECTION 3: SOURCE OF WATER

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A. Proposed Source of Water

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Provide the commonly used name of the water body from which water will be diverted, and the name of the stream or lake it flows into (if unnamed, say so), and the locations of the point of diversion (POD):

Source 1: Little Sturgeon Canal	Tributary to: Gilbert River Canal
TRSQQ of POD: T2N, R1W, 4, NWSW	
Source 2:	Tributary to:
TRSQQ of POD:	

If any source listed above is stored water that is authorized under a water right permit, certificate, or decree, attach a copy of the document or list the document number (for decrees, list the volume, page and/or decree name).

B. Applications to Use Stored Water

Do you, or will you, own the reservoir(s) described in Section 3A above?

Yes. No. (Enclose a copy of your written notification to the operator of the reservoir of your intent to file this application, which should have been mailed or delivered to the operator.)

If *all* sources listed in Section 3A are stored water, the Department will review your application using the expedited process provided in ORS 537.147, unless you check the box below. Please see the instruction booklet for more information.

By checking this box, you are requesting that the Department process your application under the standard process outlined in ORS 537.150 and 537.153, rather than the expedited process provided by ORS 537.147. To file an application under the standard process, you must enclose the following:

- A copy of a signed non-expired contract or other agreement with the owner of the reservoir (if not you) to impound the volume of water you propose to use in this application.
- A copy of your written agreement with the party (if any) delivering the water from the reservoir to you.

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.

To answer the following questions, use the map provided in [Attachment 3](#) or the link below to determine whether the proposed point of diversion (POD) 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 T,R,S,QQ or the Lat/Long of a POD 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 POD is located, please call the customer service desk at (503) 986-0900.

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

Is the POD located in an area where the Upper Columbia Rules apply?

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.

If yes,

- I understand that the proposed use does not involve appropriation of direct streamflow during the time period April 15 to September 30, except as provided in OAR 690-033-0140.
- I understand that I will install, operate and maintain a fish screen and fish passage as listed in ORS 498.301 through 498.346, and 509.580 through 509.910, to the specifications and extent required by Oregon Department of Fish and Wildlife, prior to diversion of water under any permit issued pursuant to this application.
- I understand that the Oregon 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 POD located in an area where the Lower Columbia rules apply?

Yes No

If yes, you are notified that 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, provide the following information (the information must be provided with the application to be considered complete).

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:

The equipment will be kept in good operating condition and monitored closely to prevent waste. A water use measuring device will be installed.

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Statewide - OAR 690-033-0330 thru -0340

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Is the POD located in an area where the Statewide rules apply?

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Yes No

If yes, 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.

For Department Use: App. Number: _____

SECTION 5: WATER USE

Provide the amount of water you propose to use from each source, for each use, in cubic feet-per-second (cfs) or gallons-per-minute (gpm). If the proposed use is from storage, provide the amount in acre-feet (af):

(1 cfs equals 448.8 gpm. 1 acre-foot equals 325,851 gallons or 43,560 cubic feet)

SOURCE	USE	PERIOD OF USE	AMOUNT
Little Sturgeon Canal	Irrigation	Mar. 1 – Oct. 31	4.99 <input checked="" type="checkbox"/> cfs <input type="checkbox"/> gpm <input type="checkbox"/> af
			<input type="checkbox"/> cfs <input type="checkbox"/> gpm <input type="checkbox"/> af
			<input type="checkbox"/> cfs <input type="checkbox"/> gpm <input type="checkbox"/> af
			<input type="checkbox"/> cfs <input type="checkbox"/> gpm <input type="checkbox"/> af

Please indicate the number of primary, supplemental and/or nursery acres to be irrigated.

Primary: 726.1 Acres

Supplemental: _____ Acres

Nursery Use: _____ Acres

If supplemental acres are listed, provide 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: 1,815.25 af

- If the use is **municipal or quasi-municipal**, attach **Form M**
- If the use is **domestic**, indicate the number of households:
- If the use is **mining**, describe what is being mined and the method(s) of extraction:

SECTION 6: WATER MANAGEMENT

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A. Diversion and Conveyance

What equipment will you use to pump water from your source?

Pump (give horsepower and type): 100 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.

100 HP submersible pump delivers water to place of use by 8" buried PVC mainline. Water will be applied by a big gun/reel and 100 sticks of 3" handlines with Rainbird impact sprinklers.

B. Application Method

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

Big Gun, Handlines

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 public uses of affected surface waters.

The amount of water requested is less than standard for irrigation. Equipment will be kept in good operating condition with water use measuring.

SECTION 7: RESOURCE PROTECTION

In granting permission to use water from a stream or lake, the state encourages, and in some instances requires, careful control of activities that may affect the 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:

- Diversion will be screened per ODFW specifications in ORS 498.301 through 498.346 to prevent uptake of fish and other aquatic life.
Describe planned actions: An ODFW approved screen will be installed or exemption requested.
- Excavation or clearing of banks will be kept to a minimum to protect riparian or streamside areas.
Note: If disturbed area is more than one acre, applicant should contact the Department of Environmental Quality to determine if a 1200C permit is required.
Describe planned actions and additional permits required for project implementation: No excavation or clearing necessary for this project.
- Operating equipment in a water body will be managed and timed to prevent damage to aquatic life.
Describe planned actions and additional permits required for project implementation: Equipment operation in a water body will be kept to a minimum and timed appropriately.
- Water quality will be protected by preventing erosion and run-off of waste or chemical products.
Describe planned actions: Equipment will be kept in good operating condition and monitored closely to prevent waste or run-off.
- List other federal and state permits or contracts to be obtained, if a water right permit is granted.

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SECTION 8: PROJECT SCHEDULE

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- a) Date construction will begin: Upon permit issuance
- b) Date construction will be completed: Request standard 5-year completion time
- c) Date beneficial water use will begin: Upon permit issuance

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SECTION 9: WITHIN A DISTRICT

- Check here if the point of diversion or place of use are located within or are served by an irrigation or other water district.

Irrigation District Name Sauvie Island Drainage Improvement Company	Address 29264 NW Sauvie Island Rd.	
City Portland	State OR	Zip 97231

SECTION 10: REMARKS

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

System is mostly existing for existing district rights partially covering the property.

For Department Use: App. Number: _____

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: Source of Water
- SECTION 4: Sensitive, Threatened or Endangered Fish Species Public Interest Information
- SECTION 5: Water Use
- SECTION 6: Water Management
- SECTION 7: Resource Protection
- SECTION 8: Project Schedule
- 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: \$3,750.00
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



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NOTE TO APPLICANTS

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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:

- 1) 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**

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.

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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

NAME John Enyart			PHONE (503) 750-4788		
MAILING ADDRESS 20803 NW Reeder Rd.					
CITY Portland	STATE OR	ZIP 97231	EMAIL jreich35@comcast.net		

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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	4	NENE SENE	200	EFU	<input type="checkbox"/> Diverted <input type="checkbox"/> Conveyed <input checked="" type="checkbox"/> Used	farming
2N	1W	4	SWSE SESE	300	EFU	<input type="checkbox"/> Diverted <input type="checkbox"/> Conveyed <input checked="" type="checkbox"/> Used	farming
2N	1W	4	NENE NWNE ? SWNE NENW SWNW SENW NESW SWSW SESW NWSE	1100	EFU	<input type="checkbox"/> Diverted <input type="checkbox"/> Conveyed <input checked="" type="checkbox"/> Used	farming
2N	1W	4	NWSW	1100	EFU	<input checked="" type="checkbox"/> Diverted <input type="checkbox"/> Conveyed <input checked="" type="checkbox"/> Used	
2N	1W	4	NENW NWNW SWNW SENW SWSW	1200	EFU	<input type="checkbox"/> Diverted <input type="checkbox"/> Conveyed <input checked="" type="checkbox"/> Used	farming
2N	1W	4	NWSW	1200	EFU	<input checked="" type="checkbox"/> Diverted <input type="checkbox"/> Conveyed <input checked="" type="checkbox"/> Used	farming
2N	1W	5	SWNE SENE NESE	500	EFU	<input type="checkbox"/> Diverted <input type="checkbox"/> Conveyed <input checked="" type="checkbox"/> Used	farming
2N	1W	5	NESE	600	EFU	<input type="checkbox"/> Diverted <input type="checkbox"/> Conveyed <input checked="" type="checkbox"/> Used	farming
2N	1W	9	NWNE SWNE	300	EFU	<input type="checkbox"/> Diverted <input type="checkbox"/> Conveyed <input checked="" type="checkbox"/> Used	farming
2N	1W	9	NENW SENW	400	EFU	<input type="checkbox"/> Diverted <input type="checkbox"/> Conveyed <input checked="" type="checkbox"/> Used	farming
2N	1W	9	NENW NWNW SWNW SENW NESW NWSW SESW NESE	500	EFU	<input type="checkbox"/> Diverted <input type="checkbox"/> Conveyed <input checked="" type="checkbox"/> Used	farming

Attachment 2: Land Use Information Form

			NWSE SWSE SESE				
3N	1W	33	SESW SWSE	300	EFU	<input type="checkbox"/> Diverted <input type="checkbox"/> Conveyed <input checked="" type="checkbox"/> Used	farming
3N	1W	33	SWSW SESW	1200	EFU	<input type="checkbox"/> Diverted <input type="checkbox"/> Conveyed <input checked="" type="checkbox"/> Used	farming

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

Multnomah

NOTE: A separate Land Use Information Form must be completed and submitted for each county and city, as applicable.

B. Description of Proposed Use

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 Ground Water Surface Water (name) Little Sturgeon Canal

Estimated quantity of water needed: 2,141 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 Supplemental Irrigation

Briefly describe:

It is proposed to fill uncovered gaps in the Enyart property with primary water rights from the existing irrigation system out of the Sauvie Island Drainage Improvement Company's ditch and supplemental water rights from two proposed wells.

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 5 →

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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 or are not 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 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

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.

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Name: _____ Title: SEP 10 2024

Signature: _____ Date: Salem, OR

Governmental Entity: _____ Phone: _____

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: Grant McGill for John Eryart

Staff Name: Marisol Cervantes Title: Planner 2

Staff Signature: Marisol Cervantes Date: 09.05.2024

Governmental Entity: Multnomah County Land Use Planning Phone: 503.988.9452

EXHIBIT A

PARCEL I: Government Lots 1, 2, 3, 4, TOGETHER with the accretions attaching thereto, and Lot 5, the east half of the southwest quarter, the west half of the northeast quarter, and the northwest quarter of the southeast quarter of Section 4, Township 2 North, Range 1 West of the Willamette Meridian.

PARCEL II: That part of the H. J. McIntire Donation Land Claim lying south and west of the center line of "A" canal and west of the center line of County Road No. 2325 in Section 4, Township 2 North, Range 1 West of the Willamette Meridian.

PARCEL III: Beginning at a point in the west line of Section 33, Township 3 North, Range 1 West of the Willamette Meridian, which bears North $0^{\circ} 35' 50''$ West 1116.2 feet from the southwest corner of said Section; thence North $89^{\circ} 59' 20''$ East parallel to the South line of said Section 33, 2147.73 feet; thence South $19^{\circ} 52'$ East 3.56 feet; thence South $33^{\circ} 56'$ East 441.4 feet; thence South $51^{\circ} 10''$ East 300.0 feet; thence South $62^{\circ} 43'$ West 546 feet; thence South $35^{\circ} 52'$ East 520 feet; thence South $38^{\circ} 47'$ West 599.8 feet; thence South $49^{\circ} 43\text{-}1/2'$ West 679.7 feet; thence South $79^{\circ} 31\text{-}1/2'$ West 580 feet; thence South $51^{\circ} 12\text{-}1/2'$ East 230 feet; thence South $12^{\circ} 27\text{-}1/2'$ East 280 feet; thence South $24^{\circ} 46\text{-}1/2'$ West 300 feet; thence South $9^{\circ} 34\text{-}1/2'$ West 460 feet; thence South $34^{\circ} 2\text{-}1/2'$ West 210 feet; thence South $25^{\circ} 8'$ West 510 feet; thence South $15^{\circ} 28\text{-}1/2'$ West 395 feet; thence South $58^{\circ} 35'$ West 310.0 feet; thence South $29^{\circ} 51'$ West 424.2 feet; thence South $32^{\circ} 45\text{-}1/2'$ West 374.27 feet to the line between Sections 4 and 5, Township 2 North, Range 1 West of the Willamette Meridian; thence North $1^{\circ} 30'$ East 4130.8 feet along the west line of said Section 4 to the northwest corner of said Section 4; thence North $0^{\circ} 35' 50''$ West 1116.2 feet along the West line of Section 33, Township 3 North, Range 1 West of the Willamette Meridian to the place of beginning.

PARCEL IV: Government Lots 7 and 8, Section 33, Township 3 North, Range 1 West of the Willamette Meridian, TOGETHER with the accreted lands attaching to Lot 7.

PARCEL V: Beginning at a point in the east line of the Nathan Thurman Donation Land Claim in Section 9, Township 2 North, Range 1 West of the Willamette Meridian, 807 feet north of the southeast corner of the Donation Land Claim; thence North 40° West, along the middle of "Mud Slough", 700 feet; thence continuing along the middle of the slough and following the meander line thereof, north 80° West 220 feet;

1-EXHIBIT A

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thence North 89° West 300 feet; thence North 50° West 150 feet; thence North 22° 30' West 200 feet; thence North 5° East 300 feet; thence North 27° 30' East 375 feet; thence North 3° 30' East 351 feet to the north line of the claim; thence East along the north line of the claim 991 feet to the northeast corner of the claim; thence south 1833 feet to the place of beginning. TOGETHER WITH that portion of vacated Reeder Road which inured thereto by reason of County Road Vacation Order recorded September 15, 1964 in Book 128 page 76, Deed Records, in the County of Multnomah and State of Oregon.

PARCEL VI: The South half of the Southeast quarter of Section 4, and the Northeast quarter of Section 9, all in Township 2 North, Range 1 West of the Willamette Meridian, except the certain 2.7 acres conveyed to Oak Ridge Gun Club, a corporation, by deed of Edmund B. Gardner and M. E. Gardner, his wife, on February 28, 1927 and recorded March 3, 1927 in Book 1092 page 238 of the Deed Records of the County of Multnomah and State of Oregon, and excepting the following described tract: A tract of land in the northeast 1/4 of Section 9, Township 2 North, Range 1 West, Willamette Meridian, Multnomah County, Oregon, more particularly described as follows: Beginning at an angle point in the center line of County Road No. 699.40 (Rd. Sta. 111 + 26.45); thence South 71° 53' 00" East, 20.56 feet to the angle point in the east right of way line of said County Road also being the true point of beginning of the tract herein described; thence South 76° 36' East, 170.02 feet; thence South 10° 56' West, 22.43 feet; thence on a 21.50 foot radius curve to the left, the long chord of which bears South 79° 04' East 43.00 feet, an arc distance of 67.55 feet; thence North 10° 56' East, 20.65 feet; thence South 76° 48' 50" East, 130.86 feet; thence South 0° 30' 00" West, 350.63 feet; thence North 83° 51' 48" West, 375.76 feet to a point in the east line of the aforementioned County Road, thence North 6° 09' East 391.76 feet to the true point of beginning, and further excepting the rights of the public in Reeder Road; in the County of Multnomah and State of Oregon; and further excepting the portion thereof lying easterly of Reeder Road;

Together with and subject to the following easements:

An easement for ingress and egress over and across the following tract of land:

A tract of land in the North East one-quarter Section 9, Township 2 North, Range 1 West of the Willamette Meridian, Multnomah County, Oregon, more particularly described as follows:

Beginning at an angle point in the center line of the County Road No. 699.40 (Rd. Sta. 111 + 26.45); thence South 71° 53' 00" East, 20.56 feet to the angle point in the east

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right of way line of said County Road, also being the northwest corner of said tract; thence South $76^{\circ} 36'$ East, 155.01 feet, to the true point of beginning of the easement to be described; thence South $76^{\circ} 36'$ East, 15.01 feet along the North line of said tract; thence South $10^{\circ} 56'$ West, 22.43 feet; thence on a 21.50 foot radius curve to the left, the long chord of which bears South $79^{\circ} 04'$ East, 43.00 feet, an arc distance of 67.55 feet; thence North $10^{\circ} 56'$ East, 20.65 feet to a point in the North line of the aforementioned tract of land; thence South $76^{\circ} 48' 50''$ East, 32.48 feet along the north line of said tract of land; thence South $11^{\circ} 20'$ West, 47.40 feet; thence North $77^{\circ} 52'$ West, 29.00 feet; thence South $52^{\circ} 02' 50''$ West, 57.73 feet; thence South $12^{\circ} 16'$ West, 24.00 feet, thence North $77^{\circ} 44'$ West, 150.00 feet; thence South $52^{\circ} 20' 53''$ West, 23.32 feet to a point in the West line of the aforementioned tract of land; said point also being in the East line of said County Road, thence North $6^{\circ} 09'$ East 56.00 feet along the said East line; thence South $37^{\circ} 21' 48''$ East 27.54 feet; thence South $77^{\circ} 44'$ East, 115.50 feet; thence North $53^{\circ} 12' 40''$ East, 28.76 feet; thence North $12^{\circ} 16'$ East, 29.55 feet; thence on a 36.5 foot radius curve to the right, the long chord of which bears North $10^{\circ} 41' 14''$ West, 26.90 feet, an arc length of 27.55 feet; thence North $10^{\circ} 56'$ East, 23.08 feet to the point of beginning of this easement.

Subject, however, to the reservation of an easement for ingress and egress over and across the following tract of land:

A tract of land in the North East one-quarter of Section 9, Township 2 North, Range 1 West, of the Willamette Meridian, Multnomah County, Oregon, more particularly described as follows: Beginning at an angle point in the center of County Road No. 699.40 (Rd. Sta. 111 + 26.45); thence South $71^{\circ} 53' 00''$ East, 20.56 feet to the angle point in the East right of way line of said County Road; thence South $76^{\circ} 36'$ East, 155.01 feet to the true point of beginning of this easement; thence North $12^{\circ} 16'$ East, 36.44 feet; thence South $78^{\circ} 40'$ East, 148.74 feet; thence South $0^{\circ} 17' 10''$ West, 42.46 feet; thence North $76^{\circ} 48' 50''$ West, 41.06 feet; thence North $11^{\circ} 20'$ East, 22.33 feet; thence North $78^{\circ} 40'$ West, 26.00 feet; thence South $11^{\circ} 20'$ West 21.50 feet; thence North $76^{\circ} 48' 50''$ West 54.00 feet; thence North $76^{\circ} 36'$ West, 36.53 feet to the point of beginning of this easement.

PARCEL VII: All the following real property in Section 9, Township 2 North, Range 1 West of the Willamette Meridian, in the County of Multnomah and State of Oregon, described as

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follows, to-wit: Beginning at the Northeast corner of the Matthew White Donation Land Claim in Section 9, Township 2 South, Range 1 West of the Willamette Meridian; running thence North 89° 34' West on the North line of said White Donation Land claim to the center line of Gilbert River; thence Northwesterly along said center line of Gilbert River to the West line of said Section 9; thence North 0° 10' East on the West line of Section 9 to the Northwest corner of Section 9; thence South 89° 16' East on the North line of Section 9, 1670.82 feet to an iron pipe in the center of a slough; thence following the center line of said slough as follows: South 4° 32' West 337.11 feet; South 28° 30' West 100.00 feet, South 37° West 150.00 feet; South 23°30' West 100.00 feet; South 17° West 100.00 feet, South 1° 30' West 100.00 feet, South 9° East 200 feet, South 23° East 100.00 feet, South 31° East 100.00 feet; South 61° 30' East 100.00 feet, South 80° East 100.00 feet, North 85° 30' East 300.00 feet, South 77° East 70.00 feet, South 55° East 100.00 feet, South 41° East 400.00 feet, South 33° East 200.00 feet, South 60° East 110 feet to the North and South center line of said Section 9; thence South 0° 06' West on the center line of Section 9, 797.83 feet to the center of Section 9; thence South 89° 01' 30" East on the East and West center line of Section 9, 1347.30 feet to an iron rod at the Northwest corner of that certain 273.14 acre tract deeded to Oak Ridge Gun Club April 26, 1926, recorded in Deed Book 1058, page 17; thence South 20° 41' 30" East on the Westerly line of said 273.14 acre tract 1480.30 feet to an iron rod; thence South 11° 10' 30" East on the Westerly line of said 273.14 acre tract, 1094.45 feet to the Northwest corner of the Ellis Walker Donation Land Claim; thence South 14° 30' East on the Westerly line of said 273.14 acre tract and the West line of said Walker Donation Land Claim, 199.84 feet to an iron pipe in the South line of Section 9; thence North 87° 49' West on the South line of Section 9, 1846.12 feet to a point in the East line of said White Donation Land Claim; thence North 1° 24' East on the East line of said White Donation Land Claim, 1607.28 feet to the place of beginning, subject, however, to the rights of the public in county roads No. 699 and 1063;

PARCEL VIII: A tract of land in the Matthew White Donation Land Claim in Section 9, Township 2 North, Range 1 West of the Willamette Meridian, in the County of Multnomah and State of Oregon, described as follows:

Beginning at the Northeast corner of said White Donation Land Claim; thence North 89° 34' West along the North line of said Claim 696.40 feet to the center of County Road No. 699; thence Southerly along said center line of County Road

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No. 699, 1550 feet, more or less, to the center of Gilbert River, at a point of crossing of said road; thence Southeasterly along said center of Gilbert River, 750 feet, more or less, to the East line of said White Donation Land Claim; thence North 1° 24' East along the said East line of the White Donation Land Claim; 1540 feet, more or less, to the place of beginning, EXCEPT the rights of the public over so much thereof as lies within the boundaries of said County Road No. 699.

PARCEL IX:

A tract of land in Section 5, Township 2 North, Range 1 West of the Willamette Meridian, in the County of Multnomah, and State of Oregon, described as follows:

Beginning at a point in the East line of said Section 5, north 1° 21' east 2525.46 feet from the southeast corner of said Section 5; running thence north 1° 21' East along the East line of said Section 5, 781.7 feet to a point in the South line, extended easterly, of a certain tract of land heretofore conveyed to Robert B. Brandon and wife by deed recorded June 8, 1938 in Book 451, page 552, Deed Records; thence south 89° 41' west along the south line of said tract, 2075.77 feet, more or less, to the center of Gilbert River; thence southeasterly along the center of Gilbert River 979.54 feet, more or less, to a point which bears south 89° 41' west from the point of beginning; thence North 89° 41' East 1480.63 feet to the place of beginning; SUBJECT to the rights of the public in and to Oak Island County Road.

PARCEL X:

A tract of land in Section 5, Township 2 North, Range 1 West of the Willamette Meridian, in the County of Multnomah and State of Oregon, described as follows:

Beginning at a point in the east line of said Section 5, north 1° 21' East 2000.58 feet from the southeast corner of said Section 5; running thence North 1° 21' East along the East line of said Section 5, 524.88 feet; thence South 89° 41' West 1480.63 feet, more or less, to the center of Gilbert River; thence Southeasterly along the center of Gilbert River 541.18 feet, more or less, to a point which bears South 89° 41' West from the point of beginning; thence North 89° 41' East 1353.64 feet to the place of beginning; subject to the rights of the public in and to the Oak Island County Road.

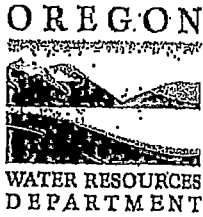
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Date Received (Date Stamp Here)

OWRD Over-the-Counter Submission Receipt

Applicant Name(s) & Address: John Enyart
20803 NW Reeder Rd, Portland OR 97231

Transaction Type: Surface

Fees Received: \$ 3750.00

Cash Check; Check No. 2308
Name(s) on Check: Will McGill Surveying

Thank you for your submission. Oregon Water Resources Department (Department) staff will review your submittal as soon as possible.

If your submission is determined to be complete, you will receive a receipt for the fees paid and an acknowledgement letter stating your submittal is complete.

If determined to be incomplete, your submission and the accompanying fees will be returned with an explanation of deficiencies that must be addressed in order for the submittal to be accepted.

If you have any questions, please feel free to contact the Department's Customer Service staff at 503-986-0801 or 503-986-0810.

Sincerely,
OWRD Customer Service Staff

Submission received by: Corie Lovrien
(Name of OWRD staff)

Instructions for OWRD staff:

- Complete this Submission Receipt and make two (2) copies. Place one copy with the check/cash; and place the other copy with the submission (i.e., the application or other document).
- Date-stamp all pages. (NOTE: Do not stamp check.)
- Give this original Submission Receipt to the applicant.
- Record Submission Receipt information on the "RECEIVED OVER THE COUNTER" log sheet.
- Fold and put one copy of the Submission Receipt with check/cash into the Safe slot. Place the other copy of the Submission Receipt with submission (application/other document) in the top drawer of filing cabinet.