

FILE#: G 15645  
 Name WINDFELL ESTATES WATER  
 By ASSOC.; KINCH, JASON  
 Address 41691 NW COVEY LANE  
 BANKS, OR 97106

Application No. G G15645

Permit No. G G-15317

Certificate No. \_\_\_\_\_

Stream Index, Page No. \_\_\_\_\_

Date filed \_\_\_\_\_

Priority \_\_\_\_\_

Action suspended until CO7

Return to applicant \_\_\_\_\_

Date of approval \_\_\_\_\_

**CONSTRUCTION**

Date for beginning 1-16-04

Date for completion \_\_\_\_\_

Extended to \_\_\_\_\_

Date for application of water 10-1-07

Extended to \_\_\_\_\_

**PROSECUTION OF WORK**

Form "A" filed \_\_\_\_\_

Form "B" filed \_\_\_\_\_

Form "C" filed \_\_\_\_\_

**FINAL PROOF**

Blank mailed \_\_\_\_\_

Proof received \_\_\_\_\_

Date certificate issued \_\_\_\_\_

**FEES PAID**

Date	Amount	Receipt No.
EXAM 11/6/01	400.00	49374
11/13/02	175.00	56897
5-20-24	120.00	142958

Cert. Fee \_\_\_\_\_

**FEES REFUNDED**

Date	Amount	Check No.

**ASSIGNMENTS**

Date	To Whom	Address	Volume	Page
5-28-2024	Windfell Estates Water Assoc.	41691 NW Covey Lane, Banks, OR 97106		

**REMARKS**

Hold 7/1/24

One of Tanya's  
Compliance







# Routing Slip

Oregon Water Resources Department

Water Right Services Division

Date: 5-28-2024

File: G-15645

Subject/Process: Assign **DONE**

From: Mary B.

ACTION	DATE
TO: Tonya — Pls return file to me ;)	
TO: SELF — Return possibly →	Hi Jonnie!
TO: to corr. w/ Windfull (Amy) on	CWRE
TO: Wire. May be shred <sup>(flagged)</sup> CN FO that was signed but not date stamped.	



# Oregon

Tina Kotek, Governor

## Water Resources Department

North Mall Office Building

725 Summer St NE, Suite A

Salem, OR 97301-1266

Phone: 503-986-0900

Fax: 503-986-0904

[www.Oregon.gov](http://www.Oregon.gov) / OWRD

May 28, 2024

Amy Vanderzanden  
Michael Vanderzanden  
41615 NW Covey Ln  
Banks, OR 97106

Reference: Application G-15645, Permit G-15317

The assignment by proof from Jason Kinch, President Windfell Estates Water Assoc. to Windfell Estates Water Assoc. has been recorded in the records of the Water Resources Department.

The Departments records will now show Windfell Estates Water Assoc. as the permit holder of record.

Our records have been changed accordingly and the original request is enclosed. Receipt number 142958 covering the recording fee is also enclosed.

A permit is not a perfected water right, and has conditions and timelines that must be satisfied prior to a Certificate of Water Right being issued. Please review the permit to be familiar with the conditions and timelines contained in the permit.

Please note that this permit required complete application of water to the proposed use by October 1, 2007, and within one year after complete application of water to the proposed use, the permittee shall submit a claim of beneficial use, which includes a map and report, prepared by a Certified Water Rights Examiner (CWRE). As of this date, the claim of beneficial use has not been received by the Department.

Sincerely,

Mary F. Bjork  
Water Rights Program Analyst  
Water Right Services Division

Enclosure: Original Request and Receipt 142958

cc: Windfell Estates Water Assoc. – 41691 NW Covey Lane, Banks, OR 97106  
Data Center, OWRD (cover letter & request)  
File





# Request for Assignment By Proof of Ownership (If Water Right Holder is Not Available)



Oregon Water Resources Department  
725 Summer Street NE, Suite A  
Salem, Oregon 97301-1266  
(503) 986-0900  
[www.oregon.gov/owrd](http://www.oregon.gov/owrd)

If the Department determines that the application is incomplete, fees have not been paid, or the required documents are not acceptable, the application and all fees submitted will be returned to the applicant.  
If for multiple rights, a separate form and fee for each right will be required.

Received  
MAY 20 2024

I, Windfell Estates Water Assoc. OWRD  
(Name of Party Requesting Assignment)  
41615 NW Covey Ln. Banks OR 97106 971-459-4865  
(Mailing Address) (City) (State) (Zip) (Phone #)

- hereby request assignment of an entire application/permit/transfer order /limited license/groundwater statement;  
 hereby request assignment of a portion of application/permit/transfer order/limited license/groundwater statement;  
(You must include a map showing the portion of the application/permit/transfer order /limited license/groundwater statement to be assigned.)

Application # G-15645 ; Permit # G-15317 ; Transfer Order # \_\_\_\_\_ ;  
Limited License # \_\_\_\_\_ ; Groundwater Statement # \_\_\_\_\_

Jason Kinch, President Windfell Estates Water Assoc.  
(Name of Current Holder of Record)  
41691 NW Covey Ln. Banks OR 97106  
(Mailing Address) (City) (State) (Zip) (Phone #)

Note: Write the initials (first letters) of your first and last names at the spots indicated below \_\_\_\_\_

- 1) JKW I certify that I am the current owner of the property described in this application, permit, transfer order, limited license, or groundwater statement. I have attached proof of ownership that may include but not be limited to: a copy of the deed to the land, a copy of a land sales contract, a court order or decree, documentation of survivorship of property held jointly. The Department cannot accept a copy of a tax statement.
- 2) JKW I have the legal right to request assignment under OAR 690-310-0280 and 690-320-0060.
- 3) JKW I have not been able to contact the owner(s) of record for the above referenced transaction. I have attached proof acceptable to the Department that notice of the assignment has been given or attempted for each identified property owner not a party to the assignment. ORS 537.220(2) Failure to submit this proof will result in the return of your request. (Proof may include but not be limited to: a copy of returned certified mailing, copy of a Death Certificate, or a court order.)
- 4) JKW I further certify that the information provided herein is true and correct to the best of my knowledge.

Witness my hand this 25 day of April, 20 24.  
(Day) (Month) (Year)

Signature of Party Requesting Assignment Amy H. Anderson President, Windfell Estates Water Association  
Failure to provide any of the required information will result in the return of your application.

This certifies assignment and record change at Oregon Water Resources Department effective 8:00 a.m. on date of receipt at Salem, Oregon.  
Fee receipt # 142958  
For Director by Mary Bjork, Program Analyst in Water Rights Division. MJB

The completed "Request for Assignment" form *must* be submitted to the Department along with the recording fee of \$120.

Received  
MAY 07 2024

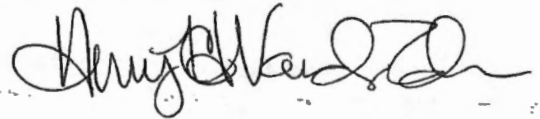
OWRD

see back

Assign by Proof - Approve  
MJB 5-28-2024



#3) I have been unable to contact Jason Kinch because he is no longer at the address 41691 NW Covey Ln. Banks, OR 97106. He sold the property and moved in 2017 and left no forwarding information.



Amy VanderZanden  
President Windfall Estates Water Assoc

Received  
MAY 20 2024

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Received  
MAY 07 2024

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**Corporation Division** OWRD

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uniform commercial code uniform commercial code search documents & data services



## Business Name Search

<a href="#">New Search</a>		<a href="#">Printer Friendly</a>		Business Entity Data			04-26-2024
							07:42
Registry Nbr	Entity Type	Entity Status	Jurisdiction	Registry Date	Next Renewal Date	Renewal Due?	
369217-81	DNP	ACT	OREGON	10-21-1993	10-21-2024		
<b>Entity Name</b>	WINDFELL ESTATES WATER ASSOCIATION						
<b>Foreign Name</b>							
<b>Non Profit Type</b>	MUTUAL BENEFIT WITH MEMBERS						

<a href="#">New Search</a>		<a href="#">Printer Friendly</a>		Associated Names			
<b>Type</b>	PPB	PRINCIPAL PLACE OF BUSINESS					
<b>Addr 1</b>	41691 NW COVEY LN						
<b>Addr 2</b>							
<b>CSZ</b>	BANKS	OR	97106	<b>Country</b>	UNITED STATES OF AMERICA		

Please click [here](#) for general information about registered agents and service of process.

Type	AGT REGISTERED AGENT	Start Date	11-09-2016	Resign Date	
<b>Name</b>	M	JESSE VANDERZANDEN			
<b>Addr 1</b>	41615 NW COVEY LN				
<b>Addr 2</b>					
<b>CSZ</b>	BANKS	OR	97106	<b>Country</b>	UNITED STATES OF AMERICA

<b>Type</b>	MAL	MAILING ADDRESS			
<b>Addr 1</b>	41691 NW COVEY LN				
<b>Addr 2</b>					
<b>CSZ</b>	BANKS	OR	97106	<b>Country</b>	UNITED STATES OF AMERICA





Type	PRE	PRESIDENT		Resign Date	
Name	AMY		VANDERZANDEN		
Addr 1	41615 NW COVEY LN				
Addr 2					
CSZ	BANKS	OR	97106	Country	UNITED STATES OF AMERICA

Type	SEC	SECRETARY		Resign Date	
Name	THOMAS	JOHN JOSEPH	FERGUSON	V	
Addr 1	41777 NW COVEY LN				
Addr 2					
CSZ	BANKS	OR	97106	Country	UNITED STATES OF AMERICA

[New Search](#) [Printer Friendly](#) **Name History**

Business Entity Name	Name Type	Name Status	Start Date	End Date
WINDFELL ESTATES WATER ASSOCIATION	EN	CUR	10-21-1993	

Received  
MAY 20 2024











Please [read](#) before ordering [Copies](#).

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[New Search](#) [Printer Friendly](#) **Summary History**

Image Available	Action	Transaction Date	Effective Date	Status	Name/Agent Change	Dissolved By
	AMENDED ANNUAL REPORT	10-27-2023		FI		
	AMENDED ANNUAL REPORT	11-29-2022		FI		
	AMENDED ANNUAL REPORT	10-07-2021		FI		
	AMENDED ANNUAL REPORT	09-25-2020		FI		
	AMENDED ANNUAL REPORT	10-17-2019		FI		Received MAY 07 2024
	AMNDMT TO ANNUAL RPT/INFO STATEMENT	10-03-2019		FI		OWRD
	AMENDED					



	ANNUAL REPORT	09-24-2018		FI		
	AMENDED ANNUAL REPORT	10-18-2017		FI		
	AMNDMT TO ANNUAL RPT/INFO STATEMENT	11-09-2016		FI	Agent	
	AMENDED ANNUAL REPORT	09-26-2016		FI		
	AMENDED ANNUAL REPORT	10-22-2015		FI		
	AMENDED ANNUAL REPORT	10-10-2014		FI		
	AMENDED ANNUAL REPORT	10-15-2013		FI		
	AMENDED ANNUAL REPORT	10-05-2012		FI		
	AMENDED ANNUAL REPORT	10-18-2011		FI		
	AMENDED ANNUAL REPORT	11-05-2010		FI		
	AMENDED ANNUAL REPORT	12-01-2009		FI		
	ANNUAL REPORT	11-18-2008		FI		
	ANNUAL REPORT	10-22-2007		FI		
	ANNUAL REPORT	11-21-2006		FI		
	ANNUAL REPORT PAYMENT	10-31-2005		SYS		
	ANNUAL REPORT PAYMENT	11-26-2004		SYS		Received MAY 20 2024
	ANNUAL REPORT PAYMENT	10-30-2003		SYS		OWRD
	ANNUAL REPORT PAYMENT	10-03-2002		SYS		
	ANNUAL REPORT PAYMENT	09-20-2001		SYS		
	STRAIGHT RENEWAL	10-30-2000		FI		Received MAY 07 2024
	STRAIGHT RENEWAL	09-20-1999		FI		OWRD
	STRAIGHT RENEWAL	10-28-1998		FI		



	STRAIGHT RENEWAL	10-07-1997		FI		
	STRAIGHT RENEWAL	11-20-1996		FI		
	CHANGED RENEWAL	11-19-1996		FI		
	STRAIGHT RENEWAL	10-24-1995		FI		
	AMENDED RENEWAL	10-24-1994		FI		
	NEW FILING	10-21-1993		FI		

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 please contact : [corporation.division@sos.oregon.gov](mailto:corporation.division@sos.oregon.gov)

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**Received**  
**MAY 07 2024**  
**OWRD**

**Received**  
**MAY 20 2024**  
**OWRD**

**G-15645 Windfell Estates Water Assoc.**

**BJORK Mary F \* WRD** <Mary.F.BJORK@water.oregon.gov> Tue, Apr 23 at 3:41 PM  
To: Amy VanderZanden <amyjessevanderzanden@gmail.com>  
Cc: SKAUG Jonnine L \* WRD <Jonnine.L.SKAUG@water.oregon.gov>, BJORK Mary F \* WRD <Mary.F.BJORK@water.oregon.gov>

Hi Amy,

Thanks for taking my call and discussing the assignment process in regards to [Permit G-15317](#). I suggest the following steps in order to remove the name Jason Kinch, President from the current record holder name of Jason Kinch, President Windfell Estates Water Association.

Using the Request for Assignment by Proof of Ownership (attached), capture the information as follows to put the permit in the name of Windfell Estates Water Association only.

**Windfell Estates Water Assoc.**

*Name of Party Requesting Assignment*

Current Mailing Address

*Mailing Address*

**Check the Action Box of hereby request assignment of an entire application/permit/transfer order /limited license/groundwater statement**

Fill in the water right numbers as Application G-15645, Permit G-15317.

**Jason Kinch, President Windfell Estates Water Association**

*Name of Current Holder of Record*

41691 NW COVEY LANE, BANKS, OR 97106

*Mailing Address*

Signed the form as Amy VanderZanden, President Windfell Estates Water Association

Initial #1 and for proof, submit a [printout](#) from the Oregon Business Registry which lists your name as President of Windfell Estates Water Association.

Initial #2

Initial #3 and for proof, provide a statement that you are unable to contact Jason Kinch because he is no longer available at the address on file with the Department, being [41691 NW COVEY LANE, BANKS, OR 97106](#). You could write this on a separate piece of paper or on the back of the assignment form.

Received  
MAY 20 2024  
OWRD  
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MAY 07 2024  
OWRD



Initial #4

Please let me know if you have any questions. By proceeding with the above steps, the permit holder of record will be in the name of Windfell Estates Water Association only, and any authorized representative of the Water Association will be able to sign any forthcoming Claim of Beneficial Use.

Hope this helps and please don't hesitate to reach out if you have any questions.

[Mary F. Bjork](#)

Water Rights Program Analyst

725 Summer St NE, Suite A, Salem OR 97301 | Phone 503-979-9895



Integrity | Service | Technical Excellence | Teamwork | Forward-Looking

**From:** Amy VanderZanden <amyjessevanderzanden@gmail.com>

**Sent:** Thursday, April 18, 2024 6:13 PM

**To:** BJORK Mary F \* WRD <Mary.F.BJORK@water.oregon.gov>; SKAUG Jonnine L \* WRD <jonnine.l.skaug@water.oregon.gov>

**Subject:** Fwd: G-15645 Windfell Estates Water Assoc.

Some people who received this message don't often get email from amyjessevanderzanden@gmail.com. Learn why this is important

[Quoted text hidden]

Assignment Request by Proof Form.pdf

Received  
MAY 20 2024

OWRD

Received  
MAY 07 2024

OWRD



# Oregon

Tina Kotek, Governor

## Water Resources Department

North Mall Office Building  
725 Summer St NE, Suite A  
Salem, OR 97301-1266  
Phone: 503-986-0900  
Fax: 503-986-0904  
[www.Oregon.gov](http://www.Oregon.gov) / OWRD

May 10, 2024

Amy Vanderzanden  
41615 NW Covey Ln  
Banks, OR 97106

Reference: Application G-15645, Permit G-15317

The requested assignment by proof from Jason Kinch, President Windfell Estates Water Assoc. to Windfell Estates Water Assoc. cannot be performed at this time.

The bank will not accept the check because it reflects two different amounts. The dollar amount box (numeric) is entered with the amount of \$120, and the dollar amount line (written) is entered with the amount of one hundred dollars and twenty cents (20/100). The required fee for a Request for Assignment is \$120.

Should you have any questions, please contact me at 503-979-9895 or [mary.f.bjork@water.oregon.gov](mailto:mary.f.bjork@water.oregon.gov).

Sincerely,

Mary F. Bjork  
Water Rights Program Analyst  
Water Right Services Division

Enclosures: Original Request and Fee

cc: File





# Request for Assignment By Proof of Ownership (If Water Right Holder is Not Available)



Oregon Water Resources Department  
725 Summer Street NE, Suite A  
Salem, Oregon 97301-1266  
(503) 986-0900  
[www.oregon.gov/owrd](http://www.oregon.gov/owrd)

If the Department determines that the application is incomplete, fees have not been paid, or the required documents are not acceptable, the application and all fees submitted will be returned to the applicant.

If for multiple rights, a separate form and fee for each right will be required.

I, Windfell Estates Water Assoc.  
(Name of Party Requesting Assignment)  
41615 NW Covey Ln. Banks OR 97106 971-459-4865  
(Mailing Address) (City) (State) (Zip) (Phone #)

- hereby request assignment of an entire application/permit/transfer order /limited license/groundwater statement;
- hereby request assignment of a portion of application/permit/transfer order/limited license/groundwater statement;  
(You must include a map showing the portion of the application/permit/ transfer order /limited license/groundwater statement to be assigned.)

Application # G-15645 ; Permit # G-15317 ; Transfer Order # \_\_\_\_\_ ;  
Limited License # \_\_\_\_\_ ; Groundwater Statement # \_\_\_\_\_ ;

Jason Kinch, President Windfell Estates Water Assoc.  
(Name of Current Holder of Record)  
41691 NW Covey Ln. Banks OR 97106  
(Mailing Address) (City) (State) (Zip) (Phone #)

Note: Write the initials (first letters) of your first and last names at the spots indicated below \_\_\_\_\_.

- 1) JKW I certify that I am the current owner of the property described in this application, permit, transfer order, limited license, or groundwater statement. I have attached proof of ownership that may include but not be limited to: a copy of the deed to the land, a copy of a land sales contract, a court order or decree, documentation of survivorship of property held jointly. The Department cannot accept a copy of a taxstatement.
- 2) JKW I have the legal right to request assignment under OAR 690-310-0280 and 690-320-0060.
- 3) JKW I have not been able to contact the owner(s) of record for the above referenced transaction. I have attached proof acceptable to the Department that notice of the assignment has been given or attempted for each identified property owner not a party to the assignment. ORS 537.220(2) Failure to submit this proof will result in the return of your request. (Proof may include but not be limited to: a copy of returned certified mailing, copy of a Death Certificate, or a court order.)
- 4) JKW I further certify that the information provided herein is true and correct to the best of my knowledge.

Witness my hand this 25 day of April, 2024.  
(Day) (Month) (Year)

Signature of Party Requesting Assignment Amel Harder Zander

Failure to provide any of the required information will result in the return of your application.

President, Windfell  
Estates Water  
Association

DO NOT WRITE IN THIS BOX

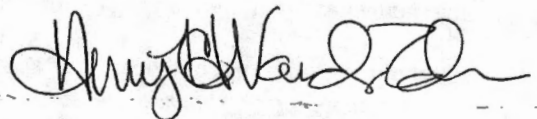


The completed "Request for Assignment" form must be submitted to the Department along with the recording fee of \$120.

Received  
MAY 07 2024

OWRD

#3) I have been unable to contact Jason Kinch because he is no longer at the address 41691 NW Covey Ln. Banks, OR 97106. He sold the property and moved in 2017 and left no forwarding information.



Amy VanderZanden  
President Windfell Estates Water Assn

Received

MAY 07 2024

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**Business Name Search**

<a href="#">New Search</a>		<a href="#">Printer Friendly</a>		<b>Business Entity Data</b>			04-26-2024 07:42
Registry Nbr				Registry Date	Next Renewal Date	Renewal Due?	
369217-81	DNP	ACT	OREGON	10-21-1993	10-21-2024		
Entity Name	WINDFELL ESTATES WATER ASSOCIATION						
Foreign Name							
Non Profit Type	MUTUAL BENEFIT WITH MEMBERS						

<a href="#">New Search</a>		<a href="#">Printer Friendly</a>		<b>Associated Names</b>			
Type	PPB	PRINCIPAL PLACE OF BUSINESS					
Addr 1	41691 NW COVEY LN						
Addr 2							
CSZ	BANKS	OR	97106	Country	UNITED STATES OF AMERICA		

Please click [here](#) for general information about registered agents and service of process.

Type	AGT	REGISTERED AGENT	Start Date	11-09-2016	Resign Date	
Name	M	JESSE VANDERZANDEN				
Addr 1	41615 NW COVEY LN					
Addr 2						
CSZ	BANKS	OR	97106	Country	UNITED STATES OF AMERICA	

Type	MAL	MAILING ADDRESS				
Addr 1	41691 NW COVEY LN					
Addr 2						
CSZ	BANKS	OR	97106	Country	UNITED STATES OF AMERICA	



Type	PRE	PRESIDENT			Resign Date	
Name	AMY	VANDERZANDEN				
Addr 1	41615 NW COVEY LN					
Addr 2						
CSZ	BANKS	OR	97106	Country	UNITED STATES OF AMERICA	

Type	SEC	SECRETARY			Resign Date	
Name	THOMAS	JOHN JOSEPH	FERGUSON	V		
Addr 1	41777 NW COVEY LN					
Addr 2						
CSZ	BANKS	OR	97106	Country	UNITED STATES OF AMERICA	

<u>New Search</u> <u>Printer Friendly</u> Name History				
Business Entity Name			Start Date	End Date
WINDFELL ESTATES WATER ASSOCIATION	EN	CUR	10-21-1993	

Please read before ordering Copies.

<u>New Search</u> <u>Printer Friendly</u> Summary History						
Image Available	Action	Transaction Date	Effective Date		Name/Agent Change	Dissolved By
	AMENDED ANNUAL REPORT	10-27-2023		FI		
	AMENDED ANNUAL REPORT	11-29-2022		FI		
	AMENDED ANNUAL REPORT	10-07-2021		FI		
	AMENDED ANNUAL REPORT	09-25-2020		FI		
	AMENDED ANNUAL REPORT	10-17-2019		FI		Received MAY 07 2024
	AMNDMT TO ANNUAL RPT/INFO STATEMENT	10-03-2019		FI		OWRD
	AMENDED					



	ANNUAL REPORT	09-24-2018		FI		
FI	AMENDED ANNUAL REPORT	10-18-2017		FI		
FI	AMNDMT TO ANNUAL RPT/INFO STATEMENT	11-09-2016		FI	Agent	
FI	AMENDED ANNUAL REPORT	09-26-2016		FI		
FI	AMENDED ANNUAL REPORT	10-22-2015		FI		
FI	AMENDED ANNUAL REPORT	10-10-2014		FI		
FI	AMENDED ANNUAL REPORT	10-15-2013		FI		
FI	AMENDED ANNUAL REPORT	10-05-2012		FI		
FI	AMENDED ANNUAL REPORT	10-18-2011		FI		
FI	AMENDED ANNUAL REPORT	11-05-2010		FI		
FI	AMENDED ANNUAL REPORT	12-01-2009		FI		
	ANNUAL REPORT	11-18-2008		FI		
	ANNUAL REPORT	10-22-2007		FI		
	ANNUAL REPORT	11-21-2006		FI		
	ANNUAL REPORT PAYMENT	10-31-2005		SYS		
	ANNUAL REPORT PAYMENT	11-26-2004		SYS		
	ANNUAL REPORT PAYMENT	10-30-2003		SYS		
	ANNUAL REPORT PAYMENT	10-03-2002		SYS		
	ANNUAL REPORT PAYMENT	09-20-2001		SYS		
	STRAIGHT RENEWAL	10-30-2000		FI		Received MAY 07 2024
	STRAIGHT RENEWAL	09-20-1999		FI		OWRD
	STRAIGHT RENEWAL	10-28-1998		FI		

	STRAIGHT RENEWAL	10-07-1997		FI	
	STRAIGHT RENEWAL	11-20-1996		FI	
	CHANGED RENEWAL	11-19-1996		FI	
	STRAIGHT RENEWAL	10-24-1995		FI	
	AMENDED RENEWAL	10-24-1994		FI	
	NEW FILING	10-21-1993		FI	

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**Received**  
**MAY 07 2024**  
**OWRD**



**G-15645 Windfell Estates Water Assoc.**

**BJORK Mary F \* WRD** <Mary.F.BJORK@water.oregon.gov> Tue, Apr 23 at 3:41 PM  
To: Amy VanderZanden <amyjessevanderzanden@gmail.com>  
Cc: SKAUG Jonnine L \* WRD <Jonnine.L.SKAUG@water.oregon.gov>, **BJORK Mary F \* WRD** <Mary.F.BJORK@water.oregon.gov>

Hi Amy,

Thanks for taking my call and discussing the assignment process in regards to Permit G-15317. I suggest the following steps in order to remove the name Jason Kinch, President from the current record holder name of Jason Kinch, President Windfell Estates Water Association.

Using the Request for Assignment by Proof of Ownership (attached), capture the information as follows to put the permit in the name of Windfell Estates Water Association only.

**Windfell Estates Water Assoc.**

*Name of Party Requesting Assignment*

**Current Mailing Address**

*Mailing Address*

**Check the Action Box of hereby request assignment of an entire application/permit/transfer order /limited license/groundwater statement**

**Fill in the water right numbers as Application G-15645, Permit G-15317.**

**Jason Kinch, President Windfell Estates Water Association**

*Name of Current Holder of Record*

41691 NW COVEY LANE, BANKS, OR 97106

*Mailing Address*

**Received**

**MAY 07 2024**

**OWRD**

**Signed the form as Amy VanderZanden, President Windfell Estates Water Association**

**Initial #1 and for proof, submit a printout from the Oregon Business Registry which lists your name as President of Windfell Estates Water Association.**

**Initial #2**

**Initial #3 and for proof, provide a statement that you are unable to contact Jason Kinch because he is no longer available at the address on file with the Department, being 41691 NW COVEY LANE, BANKS, OR 97106. You could write this on a separate piece of paper or on the back of the assignment form.**

Initial #4

Please let me know if you have any questions. By proceeding with the above steps, the permit holder of record will be in the name of Windfell Estates Water Association only, and any authorized representative of the Water Association will be able to sign any forthcoming Claim of Beneficial Use.

Hope this helps and please don't hesitate to reach out if you have any questions.

Mary F. Bjork

Water Rights Program Analyst

725 Summer St NE, Suite A, Salem OR 97301 | Phone 503-979-9895



Integrity | Service | Technical Excellence | Teamwork | Forward-Looking

**From:** Amy VanderZanden <amyjessevanderzanden@gmail.com>

**Sent:** Thursday, April 18, 2024 6:13 PM

**To:** BJORK Mary F \* WRD <Mary.F.BJORK@water.oregon.gov>; SKAUG Jonnine L \* WRD <jonnine.l.skaug@water.oregon.gov>

**Subject:** Fwd: G-15645 Windfell Estates Water Assoc.

Some people who received this message don't often get email from amyjessevanderzanden@gmail.com. Learn why this is important

[Quoted text hidden]

Assignment Request by Proof Form.pdf

Received

MAY 07 2024

OWRD





**Amy H Vanderzanden**  
41615 Nw Covey Ln  
Banks, OR 97106-8511

PORTLAND OR 972

4 MAY 2024 PM 5 L



Oregon Water Resources Dept.  
725 Summer St. NE  
Suite A  
Salem, OR 97301

97301-126673



# MONEY SLIP

**DATE:** 5/7/2024      **RECEIPT #:** \_\_\_\_\_

**RECEIVED FROM:** Amy Cb Vanderzanden, Michael F Vanderzanden

APPLICATION	
PERMIT	
TRANSFER	

**CASH**        **CHECK #**     2198    **OTHER (IDENTIFY)**     \_\_\_\_\_

**TOTAL REC'D**    \$120.00

<b>1083 TREASURY</b>	<b>4170 MISC CASH ACCT.</b>
0407 COPIES	\$ _____
OTHER: (IDENTIFY) _____	\$ _____
0243 Instream Lease _____	0244 Muni. Water Mgmt. Plan _____
0245 Cons. Water _____	

<b>1083 TREASURY</b>	<b>4270 WRD OPERATING ACCT.</b>
<b>MISCELLANEOUS</b>	
0407 COPY & TAPE FEES	\$ _____
0410 RESEARCH FEES	\$ _____
0408 MISC REVENUE (IDENTIFY) _____	\$ _____
TC162 DEPOSIT LIAB. (IDENTIFY) _____	\$ _____
0240 EXTENSION OF TIME _____	\$ _____
<b>WATER RIGHTS</b>	
0201 SURFACE WATER	\$ _____
0203 GROUND WATER	\$ _____
0205 TRANSFER	\$ _____
	<b>EXAM FEE</b>
	\$ _____
	0202 \$ _____
	0204 \$ _____
<b>RECORD FEE</b>	
	\$ _____
<b>WELL CONSTRUCTION</b>	
0218 WELL DRILL CONSTRUCTOR	\$ _____
LANDOWNER'S PERMIT	\$ _____
OTHER (IDENTIFY) _____	\$ _____
	0219 \$ _____
	0220 \$ _____
<b>RECORD FEE</b>	
	\$ _____

<b>0607 TREASURY</b>	<b>0467 HYDROELECTRIC</b>
0233 POWER LICENSE FEE (FW/WRD)	\$ _____
0231 HYDRO LICENSE FEE (FW/WRD)	\$ _____
HYDRO APPLICATION	\$ _____

**SPECIAL INSTRUCTIONS:**

*Incomplete check - will need to be returned - The amount on check do not match.*

RETURN TO APPLICANT - LETTER ATTACHED

*numeric as check \$120.00 / written on check " One hundred and 20/100 — "*



**BJORK Mary F \* WRD**

---

**From:** BJORK Mary F \* WRD  
**Sent:** Tuesday, April 23, 2024 3:41 PM  
**To:** Amy VanderZanden  
**Cc:** SKAUG Jonnine L \* WRD; BJORK Mary F \* WRD  
**Subject:** RE: G-15645 Windfell Estates Water Assoc.  
**Attachments:** Assignment Request by Proof Form.pdf

Hi Amy,

Thanks for taking my call and discussing the assignment process in regards to [Permit G-15317](#). I suggest the following steps in order to remove the name Jason Kinch, President from the current record holder name of Jason Kinch, President Windfell Estates Water Association.

Using the Request for Assignment by Proof of Ownership (attached), capture the information as follows to put the permit in the name of Windfell Estates Water Association only.

**Windfell Estates Water Assoc.**

*Name of Party Requesting Assignment*  
Current Mailing Address  
*Mailing Address*

**Check the Action Box of hereby request assignment of an entire application/permit/transfer order /limited license/groundwater statement**

Fill in the water right numbers as Application G-15645, Permit G-15317.

**Jason Kinch, President Windfell Estates Water Association**

*Name of Current Holder of Record*  
41691 NW COVEY LANE, BANKS, OR 97106  
*Mailing Address*

Signed the form as Amy VanderZanden, President Windfell Estates Water Association

Initial #1 and for proof, submit a [printout](#) from the Oregon Business Registry which lists your name as President of Windfell Estates Water Association.

Initial #2

Initial #3 and for proof, provide a statement that you are unable to contact Jason Kinch because he is no longer available at the address on file with the Department, being 41691 NW COVEY LANE, BANKS, OR 97106. You could write this on a separate piece of paper or on the back of the assignment form.

Initial #4

Please let me know if you have any questions. By proceeding with the above steps, the permit holder of record will be in the name of Windfell Estates Water Association only, and any authorized representative of the Water Association will be able to sign any forthcoming Claim of Beneficial Use.

Hope this helps and please don't hesitate to reach out if you have any questions.

[Mary F. Bjork](#)

Water Rights Program Analyst

725 Summer St NE, Suite A, Salem OR 97301 | Phone 503-979-9895



Integrity | Service | Technical Excellence | Teamwork | Forward-Looking

**From:** Amy VanderZanden <amyjessevanderzanden@gmail.com>

**Sent:** Thursday, April 18, 2024 6:13 PM

**To:** BJORK Mary F \* WRD <Mary.F.BJORK@water.oregon.gov>; SKAUG Jonnine L \* WRD <jonnine.l.skaug@water.oregon.gov>

**Subject:** Fwd: G-15645 Windfell Estates Water Assoc.

Some people who received this message don't often get email from [amyjessevanderzanden@gmail.com](mailto:amyjessevanderzanden@gmail.com). [Learn why this is important](#)

Good morning Jonnine & Mary,

Thank you for getting back to me. I do have a question about what name the permit should be in. It is currently "Windfell Estates Water Association (Jason Kinch)". We have 4 homes on our water system and so it is organized as a water association. Is there a way to put the permit solely in the name of the association so that any new owners would be a part of the water right? Or, is it already viewed that way because all 4 homes are covered under the WEWA name even though the permit gets reassigned under my name?

Also, is a "Deed of Reconveyance" on our home suffice as proof of ownership?

Thank you for your help in this matter!

Amy  
971-459-4865

On Wed, Apr 10, 2024 at 8:41 AM SKAUG Jonnine L \* WRD <[jonnine.l.skaug@water.oregon.gov](mailto:jonnine.l.skaug@water.oregon.gov)> wrote:

Good morning,

I just left a voice message for you, I talked to Mary this morning and an assignment will be needed. You had mentioned that you have no contact for Jason, so I have attached to this email is an assignment form by proof. If you have any questions on what you need or how to fill out the form Mary Bjork handles these for our Department, I have cc'd her in this email and her direct number is 503-979-9895.

Please let me know if you need anything else or have any further questions.

Thank you,

Jonnine Skaug



**From:** Amy VanderZanden <[amyjessevanderzanden@gmail.com](mailto:amyjessevanderzanden@gmail.com)>  
**Sent:** Tuesday, April 9, 2024 1:54 PM  
**To:** SKAUG Jonnine L \* WRD <[jonnine.l.skaug@water.oregon.gov](mailto:jonnine.l.skaug@water.oregon.gov)>  
**Subject:** G-15645 Windfell Estates Water Assoc.

You don't often get email from [amyjessevanderzanden@gmail.com](mailto:amyjessevanderzanden@gmail.com). [Learn why this is important](#)

Hello Jonnine,

In reference to Windfell Estates Water Association application G-15645 and permit G-15317: I took over as the president of our water association and should replace Jason Kinch on our application. Jason Kinch is no longer a homeowner with WEWA and we have no contact information for him. My address is [41615 NW Covey Lane, Banks, OR 97106](#). I am currently in the process of finding and hiring a CWRE to look at our water system.

Thankyou for your phone follow up yesterday and I look forward to working with you on this.

Regards,

Amy VanderZanden

971-459-4865

[amyjessevanderzanden@gmail.com](mailto:amyjessevanderzanden@gmail.com)

**STATE OF OREGON  
WATER RESOURCES DEPARTMENT**

725 Summer St. N.E. Ste. A

SALEM, OR 97301-4172

(503) 986-0900 / (503) 986-0904 (fax)

RECEIPT # **142958**

INVOICE # \_\_\_\_\_

RECEIVED FROM: *Amy CH Vanderzanden*  
BY: *Michael Vanderzanden*

APPLICATION	<i>6-15645</i>
PERMIT	
TRANSFER	

CASH:  CHECK: #  *2203* OTHER: (IDENTIFY)  \_\_\_\_\_

TOTAL REC'D \$ *120.00*

**1083 TREASURY 4170 WRD MISC CASH ACCT**

0407	COPIES	\$
_____	OTHER: (IDENTIFY)	\$
0243 I/S Lease	_____	0244 Muni Water Mgmt. Plan
_____	_____	0245 Cons. Water

**4270 WRD OPERATING ACCT**

MISCELLANEOUS			
0407	COPY & TAPE FEES		\$
0410	RESEARCH FEES		\$
0408	MISC REVENUE: (IDENTIFY)		\$
TC162	DEPOSIT LIAB. (IDENTIFY)		\$
0240	EXTENSION OF TIME		\$
WATER RIGHTS:		EXAM FEE	RECORD FEE
0201	SURFACE WATER	\$	0202 \$
0203	GROUND WATER	\$	0204 \$
0205	TRANSFER	\$	
WELL CONSTRUCTION		EXAM FEE	LICENSE FEE
0218	WELL DRILL CONSTRUCTOR	\$	0219 \$
	LANDOWNER'S PERMIT		0220 \$
<i>0250</i>	OTHER (IDENTIFY)		<i>Assignment \$120.00</i>

**0536 TREASURY 0437 WELL CONST. START FEE**

0211	WELL CONST START FEE	\$	CARD#
0210	MONITORING WELLS	\$	CARD#
_____	OTHER (IDENTIFY)		

**0607 TREASURY 0467 HYDRO ACTIVITY LIC NUMBER**

0233	POWER LICENSE FEE (FW/WRD)	\$
0231	HYDRO LICENSE FEE (FW/WRD)	\$
_____	HYDRO APPLICATION	\$

**TREASURY OTHER / RDX**

FUND	_____	TITLE	_____
OBJ. CODE	_____	VENDOR #	_____
DESCRIPTION	_____		\$

RECEIPT: **142958**

DATED *5-20-24* BY: *[Signature]*





**Amy H Vanderzanden**  
41615 Nw Covey Ln  
Banks, OR 97106-8511

PORTLAND OR RPDC 972

17 MAY 2024 PM 4 L



Water Resources Department  
725 Summer St. NE  
Suite A  
Salem, OR 97301

97301-126673





# Oregon

Tina Kotek, Governor

## Water Resources Department

North Mall Office Building  
725 Summer St NE, Suite A  
Salem, OR 97301-1266  
Phone: 503-986-0900  
Fax: 503-986-0904  
[www.Oregon.gov / OWRD](http://www.Oregon.gov/OWRD)

**NOTE: For water rights information and useful forms, please see our web site at [www.oregon.gov/OWRD](http://www.oregon.gov/OWRD)**

Certified mail number 7022 3330 0000 2824 7814  
Return receipt requested

November 17, 2023

WINDFELL ESTATES WATER ASSOCIATION  
JASON KINCH  
41691 NW COVEY LANE  
BANKS, OR 97106

Reference: Application **G-15645**, Permit **G-15317**

Dear Permit Holder:

This letter is in regard to your water use permit as referenced above. Your permit required you to complete the development of your water use by October 1, 2007.

In order for the Department to consider issuance of a certificate of water right, you are required by law to hire a certified water right examiner to prepare and submit a claim of beneficial use that includes a final proof survey map of the development. The map and claim of beneficial use were to have been submitted to our Department within one year of October 1, 2007. The fee for submitting a claim of beneficial use is \$230.00. Please see the enclosed 'Resource Sheet' for our current database of CWRE's.

If you are not finished with the development of your permit, you need to file an application for an extension of time to complete your development. The fee for filing an extension of time is \$780.00. Please see the enclosed 'Resource Sheet' to access the extension of time form.

In the event that you are no longer using water as allowed by this permit, you should cancel it so that we may clear our records. Please see the enclosed 'Resource Sheet' to access the cancellation form, if you are interested in this option.

**If you have not submitted either a Claim of Beneficial Use or a request for an extension of time for your permit within 60 days of the date of this letter (January 26, 2024) the Department may issue a Final Order to cancel your permit without further notice. If the Department issues a Final Order to cancel your permit, and you request reconsideration of the final order and reinstatement of your permit, there is a \$610.00 reinstatement fee that is charged in addition to the claim of beneficial use or extension of time fee.**

Should you have any questions, please contact me at [Tonya.L.Miller@water.oregon.gov](mailto:Tonya.L.Miller@water.oregon.gov), the address above or by telephone at 503-979-9983. Email is the best way to reach me.

Sincerely,

Tonya Miller  
Backlog Reduction Caseworker

Enclosures (1)

cc: File  
OWRD Watermaster District 18







## RESOURCE SHEET

Please visit our Department's website at [www.oregon.gov/owrd](http://www.oregon.gov/owrd) to locate the following information and forms:

### **Voluntary Cancellation of a Permit**

Whenever the owner of a permit wishes to cancel a permit due to inability to develop the permit or the permit is no longer usable for any reason, the owner may cancel the permit by submitting a form to authorize the cancellation of a permit.

Additional information and links to the forms are available at:

[www.oregon.gov/owrd/programs/WaterRights/Permits/Pages/CancelPermit.aspx](http://www.oregon.gov/owrd/programs/WaterRights/Permits/Pages/CancelPermit.aspx)

- For questions related to Voluntary Cancellation of a Permit, contact Mary Bjork by phone at 503-979-9895 or by email at [Mary.F.Bjork@water.oregon.gov](mailto:Mary.F.Bjork@water.oregon.gov)

### **Application for Permit Extension of Time**

An Extension of Time is a process in which the Department can approve additional time for a permit holder to perfect the beneficial use of water as authorized by the permit. An Extension of Time may be approved if the permit holder has demonstrated reasonable diligence in developing the beneficial use of water as authorized under the permit and the Department can find good cause to do so. Each Application is reviewed on a case-by-case basis. An Extension of Time may provide the ability for a permit holder to extend their completion of construction date (B-date) and complete application of water date (C-date).

Additional information and links to the forms are available at:

[www.oregon.gov/owrd/programs/WaterRights/Permits/Pages/Extension.aspx](http://www.oregon.gov/owrd/programs/WaterRights/Permits/Pages/Extension.aspx)

- For questions related to Extensions of Time, contact Jeffrey Pierceall by phone at 503-979-3213 or by email at [Jeffrey.D.Pierceall@water.oregon.gov](mailto:Jeffrey.D.Pierceall@water.oregon.gov)

### **Assignments**

An Assignment is a formal process to change the name of the holder of an application, permit, limited license, transfer, permit amendment or groundwater registration claim (i.e., non-perfected, non-certificated rights). This process is similar to changing the name on the title of a car. An Assignment ensures that the Department knows who the water right record belongs to and who will be responsible for finalizing the right.

Additional information and links to the forms are available at:

[www.oregon.gov/owrd/programs/WaterRights/Permits/Assignment/Pages/default.aspx](http://www.oregon.gov/owrd/programs/WaterRights/Permits/Assignment/Pages/default.aspx)

- For questions related to Assignments, contact Mary Bjork by phone at 503-979-9895 or by email at [Mary.F.Bjork@water.oregon.gov](mailto:Mary.F.Bjork@water.oregon.gov)





## **Self-Certification Form (for qualifying Alternate Review reservoirs only)**

Certain qualifying reservoir permits allow the permit holder to self-certify their reservoir permit. For a reservoir permit to qualify for this process, the reservoir must meet each of the following criteria:

- 1) The permit was issued under the authority of ORS 537.409; **and**
- 2) No secondary permit exists for the use of water stored in the reservoir; **and**
- 3) The developed capacity of the reservoir is less than 9.2 acre-feet; **and**
- 4) The water was stored by the date required in the permit

Additional information and links to the forms are available at:

[www.oregon.gov/owrd/programs/WaterRights/Cert/Pages/default.aspx](http://www.oregon.gov/owrd/programs/WaterRights/Cert/Pages/default.aspx)

- To locate the Claim form, follow the above link, click on "Forms", and next on "Claims of Beneficial Use for Reservoirs (storing less than 9.2 acre-feet permitted under ORS 537.409)
- For questions related to Self Certification of a qualifying reservoir, please call the staff member identified on the letter you received.

## **Find a Certified Water Right Examiners (CWRE)**

CWREs are engineers, surveyors, and registered geologists who have passed a certification to perform water right related functions including the preparation of Claims of Beneficial Use (COBU). The COBU is both a report that describes the extent to which the use authorized under the permit has been developed and a map that identifies where the use and point of diversion or well is located. In addition, the COBU describes how conditions have been timely complied with.

Additional information and links to the forms are available at:

[www.oregon.gov/owrd/programs/WaterRights/Cert/Pages/default.aspx](http://www.oregon.gov/owrd/programs/WaterRights/Cert/Pages/default.aspx)

- To locate a CWRE, follow the above link and click on "Find a CWRE"
- For questions related to locating a CWRE, contact the Department at 503-986-0900, and then select 2 for Customer Service Staff

## **Reimbursement Authority Program For Certificates**

Reimbursement Authority is a program that provides the Department the ability to enter into a voluntary agreement with an applicant for expedited the processing of the Claim of Beneficial Use. Under such an agreement, the applicant pays the cost for expedited services not otherwise available.

Additional information and links to the forms are available at:

<https://www.oregon.gov/owrd/programs/WaterRights/RA/Pages/Certificate.aspx>

For questions related to expediting the review of your Claim of Beneficial Use through the Reimbursement Authority Program, contact Kerry Kavanagh by phone at 503-979-3208 or by email at [Kerry.L.Kavanagh@water.oregon.gov](mailto:Kerry.L.Kavanagh@water.oregon.gov)



WR

## SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

G-15645  
 Windfell Estates Water Association  
 Jason Kinch  
 4191 NW Covey Lane  
 Beaverton, OR 97106



9590 9402 4934 9063 7220 07

2. Article Number (Transfer from service label)

7022 3330 0000 2824 7814

## COMPLETE THIS SECTION ON DELIVERY

A. Signature

X

 Agent Addressee

B. Received by (Printed Name)

C. Date of Delivery

D. Is delivery address different from item 1?  Yes  
 if YES, enter delivery address below:  No

3. Service Type

- |  |   |
|--|---|
| <input type="checkbox"/> Adult Signature                               | <input type="checkbox"/> Priority Mail Express®                     |
| <input type="checkbox"/> Adult Signature Restricted Delivery           | <input type="checkbox"/> Registered Mail™                           |
| <input type="checkbox"/> Certified Mail®                               | <input type="checkbox"/> Registered Mail Restricted Delivery        |
| <input type="checkbox"/> Certified Mail Restricted Delivery            | <input type="checkbox"/> Return Receipt for Merchandise             |
| <input type="checkbox"/> Collect on Delivery                           | <input type="checkbox"/> Signature Confirmation™                    |
| <input type="checkbox"/> Collect on Delivery Restricted Delivery       | <input type="checkbox"/> Signature Confirmation Restricted Delivery |
| <input type="checkbox"/> Insured Mail                                  |   |
| <input type="checkbox"/> Insured Mail Restricted Delivery (over \$500) |   |

OK  
Oregon

TM  
Water Resources Department  
Water Rights Services Division  
725 Summer Street NE, Suite A  
Salem, OR 97301-1266

CERTIFIED MAIL



7022 3330 0000 2824 7814

FIRST-CLASS



US POSTAGE PITNEY BOWES



ZIP 97301 \$ 008.53<sup>0</sup>  
02 7W  
0008029484 NOV 17 2023

FWD

WTF

G-15645  
Windfell Estates Water Association  
Jason Kinch  
41691 NW Covey Lane  
Banks, OR 97106

RECEIVED

DEC 06 2023

OWRD

NIXIE 971 DE 1 0012/05/23

RETURN TO SENDER  
UNCLAIMED  
UNABLE TO FORWARD

BC: 97301126673 \*2929-03520-25-25



.. 0327000012742601

FUNC  
97301-1266



# Mailing List for 60-Day Letter

**Application:** G-15645

**Permit:** G-15317

**Permit Holder(s):**

WINDFELL ESTATES WATER ASSOCIATION  
JASON KINCH  
41691 NW COVEY LANE  
BANKS OR 97106

Is the Permit Holder(s) of record currently identified as a landowner of any tax lots involved as confirmed by the County records? **YES**

**Copies of 60 Day Letter to be sent to Permit Holder(s) and following:**

1. Watermaster District #18 (auto email)
2. File

**Other persons to receive copies:**

- 1.

<b>Copies Mailed</b>	
by: <u>TM</u>	(STAFF)
on: <u>11-17-2023</u>	(DATE)

# Mailing List for 60-Day Letter

Application: G-15645

Permit: G-15317

**Permit Holder(s):**

WINDFELL ESTATES WATER ASSOCIATION  
JASON KINCH  
41691 NW COVEY LANE  
BANKS OR 97106

Is the Permit Holder(s) of record currently identified as a landowner of any tax lots involved as confirmed by the County records? **YES**

<b>Copies Mailed</b>	
by: <u>TM</u>	(STAFF)
on: <u>11-17-2023</u>	(DATE)

**Copies of 60 Day Letter to be sent to Permit Holder(s) and following:**

1. Watermaster District #18 (auto email)
2. File

**Other persons to receive copies:**

- 1.

60 D.L.  
11.17.23

checking in  
w/ WM  
before  
cancellation  
order





# Oregon

Tina Kotek, Governor

## Water Resources Department

North Mall Office Building

725 Summer St NE, Suite A

Salem, OR 97301-1266

Phone: 503-986-0900

Fax: 503-986-0904

[www.Oregon.gov](http://www.Oregon.gov) / OWRD

**NOTE: For water rights information and useful forms, please see our web site at [www.oregon.gov/OWRD](http://www.oregon.gov/OWRD)**

Certified mail number 7022 3330 0000 2824 7814

Return receipt requested

November 17, 2023

### WINDFELL ESTATES WATER ASSOCIATION

JASON KINCH

41691 NW COVEY LANE

BANKS, OR 97106

Reference: Application **G-15645**, Permit **G-15317**

Dear Permit Holder:

This letter is in regard to your water use permit as referenced above. Your permit required you to complete the development of your water use by October 1, 2007.

In order for the Department to consider issuance of a certificate of water right, you are required by law to hire a certified water right examiner to prepare and submit a claim of beneficial use that includes a final proof survey map of the development. The map and claim of beneficial use were to have been submitted to our Department within one year of October 1, 2007. The fee for submitting a claim of beneficial use is \$230.00. Please see the enclosed 'Resource Sheet' for our current database of CWRE's.

If you are not finished with the development of your permit, you need to file an application for an extension of time to complete your development. The fee for filing an extension of time is \$780.00. Please see the enclosed 'Resource Sheet' to access the extension of time form.

In the event that you are no longer using water as allowed by this permit, you should cancel it so that we may clear our records. Please see the enclosed 'Resource Sheet' to access the cancellation form, if you are interested in this option.

**If you have not submitted either a Claim of Beneficial Use or a request for an extension of time for your permit within 60 days of the date of this letter (January 26, 2024) the Department may issue a Final Order to cancel your permit without further notice. If the Department issues a Final Order to cancel your permit, and you request reconsideration of the final order and reinstatement of your permit, there is a \$610.00 reinstatement fee that is charged in addition to the claim of beneficial use or extension of time fee.**

Should you have any questions, please contact me at [Tonya.L.Miller@water.oregon.gov](mailto:Tonya.L.Miller@water.oregon.gov), the address above or by telephone at 503-979-9983. Email is the best way to reach me.

Sincerely,

Tonya Miller

Backlog Reduction Caseworker

Enclosures (1)

cc: File

OWRD Watermaster District 18





## RESOURCE SHEET

Please visit our Department's website at [www.oregon.gov/owrd](http://www.oregon.gov/owrd) to locate the following information and forms:

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Additional information and links to the forms are available at:

[www.oregon.gov/owrd/programs/WaterRights/Permits/Pages/CancelPermit.aspx](http://www.oregon.gov/owrd/programs/WaterRights/Permits/Pages/CancelPermit.aspx)

- For questions related to Voluntary Cancellation of a Permit, contact Mary Bjork by phone at 503-979-9895 or by email at [Mary.F.Bjork@water.oregon.gov](mailto:Mary.F.Bjork@water.oregon.gov)

### Application for Permit Extension of Time

An Extension of Time is a process in which the Department can approve additional time for a permit holder to perfect the beneficial use of water as authorized by the permit. An Extension of Time may be approved if the permit holder has demonstrated reasonable diligence in developing the beneficial use of water as authorized under the permit and the Department can find good cause to do so. Each Application is reviewed on a case-by-case basis. An Extension of Time may provide the ability for a permit holder to extend their completion of construction date (B-date) and complete application of water date (C-date).

Additional information and links to the forms are available at:

[www.oregon.gov/owrd/programs/WaterRights/Permits/Pages/Extension.aspx](http://www.oregon.gov/owrd/programs/WaterRights/Permits/Pages/Extension.aspx)

- For questions related to Extensions of Time, contact Jeffrey Pierceall by phone at 503-979-3213 or by email at [Jeffrey.D.Pierceall@water.oregon.gov](mailto:Jeffrey.D.Pierceall@water.oregon.gov)

### Assignments

An Assignment is a formal process to change the name of the holder of an application, permit, limited license, transfer, permit amendment or groundwater registration claim (i.e., non-perfected, non-certificated rights). This process is similar to changing the name on the title of a car. An Assignment ensures that the Department knows who the water right record belongs to and who will be responsible for finalizing the right.

Additional information and links to the forms are available at:

[www.oregon.gov/owrd/programs/WaterRights/Permits/Assignment/Pages/default.aspx](http://www.oregon.gov/owrd/programs/WaterRights/Permits/Assignment/Pages/default.aspx)

- For questions related to Assignments, contact Mary Bjork by phone at 503-979-9895 or by email at [Mary.F.Bjork@water.oregon.gov](mailto:Mary.F.Bjork@water.oregon.gov)



## Self-Certification Form (for qualifying Alternate Review reservoirs only)

Certain qualifying reservoir permits allow the permit holder to self-certify their reservoir permit. For a reservoir permit to qualify for this process, the reservoir must meet each of the following criteria:

- 1) The permit was issued under the authority of ORS 537.409; and
- 2) No secondary permit exists for the use of water stored in the reservoir; and
- 3) The developed capacity of the reservoir is less than 9.2 acre-feet; and
- 4) The water was stored by the date required in the permit

Additional information and links to the forms are available at:

[www.oregon.gov/owrd/programs/WaterRights/Cert/Pages/default.aspx](http://www.oregon.gov/owrd/programs/WaterRights/Cert/Pages/default.aspx)

- To locate the Claim form, follow the above link, click on "Forms", and next on "Claims of Beneficial Use for Reservoirs (storing less than 9.2 acre-feet permitted under ORS 537.409)
- For questions related to Self Certification of a qualifying reservoir, please call the staff member identified on the letter you received.

## Find a Certified Water Right Examiners (CWRE)

CWREs are engineers, surveyors, and registered geologists who have passed a certification to perform water right related functions including the preparation of Claims of Beneficial Use (COBU). The COBU is both a report that describes the extent to which the use authorized under the permit has been developed and a map that identifies where the use and point of diversion or well is located. In addition, the COBU describes how conditions have been timely complied with.

Additional information and links to the forms are available at:

[www.oregon.gov/owrd/programs/WaterRights/Cert/Pages/default.aspx](http://www.oregon.gov/owrd/programs/WaterRights/Cert/Pages/default.aspx)

- To locate a CWRE, follow the above link and click on "Find a CWRE"
- For questions related to locating a CWRE, contact the Department at 503-986-0900, and then select 2 for Customer Service Staff

## Reimbursement Authority Program For Certificates

Reimbursement Authority is a program that provides the Department the ability to enter into a voluntary agreement with an applicant for expedited the processing of the Claim of Beneficial Use. Under such an agreement, the applicant pays the cost for expedited services not otherwise available.

Additional information and links to the forms are available at:

<https://www.oregon.gov/owrd/programs/WaterRights/RA/Pages/Certificate.aspx>

For questions related to expediting the review of your Claim of Beneficial Use through the Reimbursement Authority Program, contact Kerry Kavanagh by phone at 503-979-3208 or by email at [Kerry.L.Kavanagh@water.oregon.gov](mailto:Kerry.L.Kavanagh@water.oregon.gov)

Oregon Water Resources Department  
Water Rights Division

Water Rights Application  
Number G-15645

**Final Order**

*Application History*

On NOVEMBER 1, 2001, JASON KINCH, PRESIDENT WINDFELL ESTATES WATER ASSOC. submitted an application to the Department for a water use permit. The Department issued a Proposed Final Order on October 29, 2002. The protest period closed December 13, 2002, and no protest was filed.

The proposed use would not impair or be detrimental to the public interest.

**Order**

Application G-15645 therefore is approved as proposed by the Proposed Final Order, and Permit G-15317 is issued as limited by the conditions proposed by the Proposed Final Order.

DATED January 16, 2003

  
Paul R. Cleary, Director

This is a final order in other than a contested case. This order is subject to judicial review under ORS 183.484. Any petition for judicial review of this order must be filed within the 60 day time period specified by ORS 183.484(2).

This statement of judicial review rights does not create a right to judicial review of this order, if judicial review is otherwise precluded by law. Where no changes have been made to a Proposed Final Order on a water right application and no protests have been filed during the protest period, the final order is not subject to judicial review.

*This document was prepared by Cory Engel. If you have any questions about any of the statements contained in this document I am the most likely the best person to answer your questions. You can reach me at 1-503-378-8455 extension 324. If you have questions about how to file a protest or if you have previously filed a protest and want to know the status, please contact Renee Moulun. Her extension number is 239. If you have other questions about the Department or any of its programs please contact our Water Rights Information Group at extension 201. Address all other correspondence to: Water Rights Section, Oregon Water Resources Department, 158 12th ST. NE Salem, OR 97301-4172, Fax: (503)378-2496*



STATE OF OREGON

COUNTY OF WASHINGTON

PERMIT TO APPROPRIATE THE PUBLIC WATERS

THIS PERMIT IS HEREBY ISSUED TO

JASON KINCH, PRESIDENT WINDFELL ESTATES WATER ASSOC.  
41691 NW COVEY LANE  
BANKS, OREGON 97106

(503) 641-2333

The specific limits and conditions of the use are listed below.

APPLICATION FILE NUMBER: G-15645

SOURCE OF WATER: A WELL IN BAUSCH CREEK BASIN

PURPOSE OR USE: IRRIGATION OF 3.85 ACRES AND GROUP DOMESTIC FOR FOUR HOUSEHOLDS

MAXIMUM RATE: 0.058 CUBIC FOOT PER SECOND (CFS), BEING 0.048 CFS FOR IRRIGATION OF 3.85 ACRES AND 0.01 CFS FOR GROUP DOMESTIC USE FOR FOUR HOUSEHOLDS

PERIOD OF USE: YEAR ROUND FOR GROUP DOMESTIC USE AND JUNE 1 THROUGH OCTOBER 31 FOR IRRIGATION

DATE OF PRIORITY: NOVEMBER 1, 2001

WELL LOCATION: SE  $\frac{1}{4}$  NW  $\frac{1}{4}$ , SECTION 30, T2N, R3W, W.M.; 1960 FEET SOUTH & 1780 FEET EAST FROM THE NW CORNER OF SECTION 30

The amount of water used for irrigation under this right, together with the amount secured under any other right existing for the same lands, is limited to a diversion of ONE-EIGHTIETH of one cubic foot per second (or its equivalent) and 2.5 acre-feet for each acre irrigated during the irrigation season of each year.

THE PLACE OF USE IS LOCATED AS **18159**

SE  $\frac{1}{4}$  NW  $\frac{1}{4}$  3.85 ACRES IRRIGATION & DOMESTIC USE FOR FOUR HOUSEHOLDS  
SECTION 30  
TOWNSHIP 2 NORTH, RANGE 3 WEST, W.M.

## Measurement, recording and reporting conditions:

- A. The Director may require the permittee to install a meter or other suitable measuring device as approved by the Director. If the Director notifies the permittee to install a meter or other measuring device, the permittee shall install such device within the period stated in the notice. Such installation period shall not be less than 90 days unless special circumstances warrant a shorter installation period. Once installed, the permittee shall maintain the meter or measuring device in good working order and shall allow the watermaster access to the meter or measuring device. The Director may provide an opportunity for the permittee to submit alternative measuring procedures for review and approval.
- B. The Director may require the permittee to keep and maintain a record of the amount (volume) of water used and may require the permittee to report water use on a periodic schedule as established by the Director. In addition, the Director may require the permittee to report general water use information, the periods of water use and the place and nature of use of water under the permit. The Director may provide an opportunity for the permittee to submit alternative reporting procedures for review and approval.

The water user shall develop a plan to monitor and report the impact of water use under this permit on water levels within the aquifer that provides water to the permitted well(s). The plan shall be submitted to the Department within one year of the date the permit is issued and shall be subject to the approval of the Department. At a minimum, the plan shall include a program to periodically measure static water levels within the permitted well(s) or an adequate substitute such as water levels in nearby wells. The plan shall also stipulate a reference water level against which any water-level declines will be compared. If a well listed on this permit (or replacement well) displays a total static water-level decline of 25 or more feet over any period of years, as compared to the reference level, then the water user shall discontinue use of, or reduce the rate or volume of withdrawal from, the well(s). Such action shall be taken until the water level recovers to above the 25-foot decline level or until the Department determines, based on the water user's and/or the Department's data and analysis, that no action is necessary because the aquifer in question can sustain the observed declines without adversely impacting the resource or senior water rights. The water user shall in no instance allow excessive decline, as defined in Commission rules, to occur within the aquifer as a result of use under this permit.



## STANDARD CONDITIONS

If substantial interference with a senior water right occurs due to withdrawal of water from any well listed on this permit, then use of water from the well(s) shall be discontinued or reduced and/or the schedule of withdrawal shall be regulated until or unless the Department approves or implements an alternative administrative action to mitigate the interference. The Department encourages junior and senior appropriators to jointly develop plans to mitigate interferences.

The wells shall be constructed in accordance with the General Standards for the Construction and Maintenance of Water Wells in Oregon. The works shall be equipped with a usable access port, and may also include an air line and pressure gauge adequate to determine water level elevation in the well at all times.

The use shall conform to such reasonable rotation system as may be ordered by the proper state officer.

Prior to receiving a certificate of water right, the permit holder shall submit the results of a pump test meeting the department's standards, to the Water Resources Department. The Director may require water level or pump test results every ten years thereafter.

Failure to comply with any of the provisions of this permit may result in action including, but not limited to, restrictions on the use, civil penalties, or cancellation of the permit.

This permit is for the beneficial use of water without waste. The water user is advised that new regulations may require the use of best practical technologies or conservation practices to achieve this end.

By law, the land use associated with this water use must be in compliance with statewide land-use goals and any local acknowledged land-use plan.

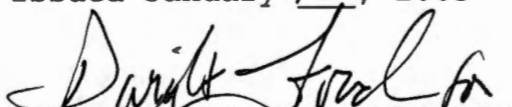
The use of water shall be limited when it interferes with any prior surface or ground water rights.

The Director finds that the proposed use(s) of water described by this permit, as conditioned, will not impair or be detrimental to the public interest.

Complete application of the water to the use shall be made on or before October 1, 2007. If the water is not completely applied before this date, and the permittee wishes to continue development under the permit, the permittee must submit an application for extension of time, which may be approved based upon the merit of the application.

Within one year after complete application of water to the proposed use, the permittee shall submit a claim of beneficial use, which includes a map and report, prepared by a Certified Water Rights Examiner (CWRE).

Issued January 16, 2003

  
Paul R. Cleary, Director  
Water Resources Department

**REAL ESTATE TRANSACTIONS:** Pursuant to ORS 537.330, in any transaction for the conveyance of real estate that includes any portion of the lands described in this permit, the seller of the real estate shall, upon accepting an offer to purchase that real estate, also inform the purchaser in writing whether any permit, transfer approval order, or certificate evidencing the water right is available and that the seller will deliver any permit, transfer approval order or certificate to the purchaser at closing, if the permit, transfer approval order or certificate is available.

**CULTURAL RESOURCES PROTECTION LAWS:** Permittees involved in ground-disturbing activities should be aware of federal and state cultural resources protection laws. ORS 358.920 prohibits the excavation, injury, destruction or alteration of an archeological site or object, or removal of archeological objects from public and private lands without an archeological permit issued by the State Historic Preservation Office. 16 USC 470, Section 106, National Historic Preservation Act of 1966 requires a federal agency, prior to any undertaking to take into account the effect of the undertaking that is included on or eligible for inclusion in the National Register. For further information, contact the State Historic Preservation Office at 503-379-4168, extension 232.







# Oregon

John A. Kitzhaber, MD, Governor

## Water Resources Department

North Mall Office Building  
725 Summer St NE, Suite A  
Salem, OR 97301  
Phone (503) 986-0900  
Fax (503) 986-0904  
[www.wrd.state.or.us](http://www.wrd.state.or.us)

March 11, 2014

(503) 986-0844

Jason Kinch  
Windfell Estates Water Association  
41691 NW Covey Lane  
Banks, OR 97106

Re: Water Level Monitoring Plan – Permit G-15317, file G-15645

Dear Jason:

I have received and approved your amended water-level measurement plan, dated March 10, 2014.

Please call me at the above number if you have any questions.

Sincerely,

Michael J. Zwart  
Hydrogeologist





Windfell Estates Water Association  
**Water Use Impact Plan**  
Proposal to Amend Plan

Jason Kinch  
Windfell Estates Water Association  
41691 NW Covey Lane  
Banks, OR 97106

3/10/14

Application: G15645  
Permit: G15317  
Well ID: L52373

**Plan Components: Proposed changes to original plan**

1. A static water level measurement will be made annually in April.

**Amend to:** A static water level measurement will be made bi-annually beginning in April, 2015.

2. The reference water level that will be used to compare the annual measurement is 363 ft.

**Amend to:** The reference water level that will be used to compare the annual measurement is 335 ft. (10 year average - 2004 to 2013)

3. The naming convention used to record the annual measurement will be L52373.4.12.04 ie: well ID#.measurement month.day.year.
4. The measurements will be made using an electrical tape.
5. Measurement equipment resolution is 0.25 inch
6. The well pump will be turned off 24 hrs. prior to well level measurement.
7. Precision Pump of Banks, Oregon will be hired to make the annual well level measurement.
8. Annual measurement results will be submitted within 30 days of measurement to  
Oregon Water Resources Dept.,  
Measurement & Reporting Section  
725 Summer St. NE, Suite A  
Salem, OR 97301-1271

Jason Kinch  
email: [jk@jkphoto.com](mailto:jk@jkphoto.com)  
503-641-2333

RECEIVED BY OWRD

MAR 11 2014

SALEM, OR

TO: Water Rights Section

March 13, 2002

FROM: Ground Water/Hydrology Section Marc A Norton  
Reviewer's Name

SUBJECT: Application G- 15645

GROUND WATER/SURFACE WATER CONSIDERATIONS

1. PER THE \_\_\_\_\_ Basin rules, one or more of the proposed POA's is/is not within \_\_\_\_\_ feet/mile of a surface water source (\_\_\_\_\_) and taps a ground water source hydraulically connected to the surface water.
  
2. BASED UPON OAR 690-09 currently in effect, I have determined that the proposed ground water use
  - a. \_\_\_ will, or have the potential for substantial interference with the nearest
  - b.  will not surface water source, namely \_\_\_\_\_; or
  - ~~c. \_\_\_~~ will if properly conditioned, adequately protect the surface water from interference:
    - i. \_\_\_ The permit should contain condition #(s) \_\_\_\_\_;
    - ii. \_\_\_ The permit should contain special condition(s) as indicated in "Remarks" below;
    - iii. \_\_\_ The permit should be conditioned as indicated in item 4 below; or
  - d. \_\_\_ will, with well reconstruction, adequately protect the surface from substantial interference.

GROUND WATER AVAILABILITY CONSIDERATIONS

3. BASED UPON available data, I have determined that ground water for the proposed use
  - a. \_\_\_ will, or likely be available in the amounts requested without injury to prior rights
  - b. \_\_\_ will not and/or within the capacity of the resource; or
  - c.  will if properly conditioned, avoid injury to existing rights or to the ground water resource:
    - i.  The permit should contain condition #(s) 7A, 7B;
    - ii. \_\_\_ The permit should contain special condition(s) as indicated in "Remarks" below;
    - iii. \_\_\_ The permit should be conditioned as indicated in item 4 below; or
  
4.
  - a. \_\_\_ THE PERMIT should allow ground water production from no deeper than \_\_\_\_\_ ft. below land surface;
  - b. \_\_\_ The permit should allow ground water production from no shallower than \_\_\_\_\_ ft. below land surface;
  - c. \_\_\_ The permit should allow ground water production only from the \_\_\_\_\_ ground water reservoir between approximately \_\_\_\_\_ ft. and \_\_\_\_\_ ft. below land surface;
  - d. \_\_\_ Well reconstruction is necessary to accomplish one or more of the above conditions.
  - e. \_\_\_ One or more POA's commingle 2 or more sources of water. The applicant must select one source of water per POA and specify the proportion of water to be produced from each source.

REMARKS: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

(Well Construction Considerations on Reverse Side)

15645



WELL CONSTRUCTION (If more than one well doesn't meet standards, attach an additional sheet.)

5. THE WELL which is the point of appropriation for this application does not meet current well construction standards based upon:
- a. \_\_\_ review of the well log;
  - b. \_\_\_ field inspection by \_\_\_\_\_;
  - c. \_\_\_ report of CWRE \_\_\_\_\_;
  - d. \_\_\_ other: (specify) \_\_\_\_\_
6. THE WELL construction deficiency:
- a. \_\_\_ constitutes a health threat under Division 200 rules;
  - b. \_\_\_ commingles water from more than one ground water reservoir;
  - c. \_\_\_ permits the loss of artesian head;
  - d. \_\_\_ permits the de-watering of one or more ground water reservoirs;
  - e. \_\_\_ other: (specify) \_\_\_\_\_
7. THE WELL construction deficiency is described as follows: \_\_\_\_\_
8. THE WELL
- a. \_\_\_ was, or constructed according to the standards in effect at the time of
  - b. \_\_\_ was not original construction or most recent modification.
  - c. \_\_\_ I don't know if it met standards at the time of construction.

---

**RECOMMENDATION:**

- A. \_\_\_ I recommend including the following condition in the permit:  
"No water may be appropriated under terms of this permit until the well(s) has been repaired to conform to current well construction standards and proof of such repair is filed with the Enforcement Section of the Water Resources Department."
- B. \_\_\_ I recommend withholding issuance of the permit until evidence of well reconstruction is filed with the Enforcement Section of the Water Resources Department.
- C. \_\_\_ REFER this review to Enforcement Section for concurrence.

---

**THIS**

**SECTION TO BE COMPLETED BY ENFORCEMENT PERSONNEL**

I concur in G/H's recommendation A or B above relating to conditioning or withholding the permit

\_\_\_\_\_, 199\_\_.

(Signature)

I do not concur in G/H's recommendation A or B above relating to conditioning or withholding the permit for the following reasons: \_\_\_\_\_

\_\_\_\_\_, 199\_\_.

(Signature)





WATER RESOURCES DEPARTMENT MEMORANDUM

TO: Ground Water/Hydrology  
FROM: Marc Norton  
SUBJECT: Ground Water Application G- 15645

Date 1/28/2002

Applicant(s) seek 50 gpm (3.85 Acres + Domestic cfs) from one wells in the Willamette basin  
Applicants Name: Windfell Estates Water Assoc Tualatin sub basin  
Proposed Use: Group Domestic Tualatin sub basin

Pertinent 7 & 1/2 minute Quads Meacham Corner

Well 1 WRD# WASH 57897 T 2N R 3W S 30 QQ \_\_\_\_\_ County \_\_\_\_\_

Legal Description \_\_\_\_\_  
Well is 1200 ft from Bausch Creek (river/stream)  
Well is 2950 ft from West Fork Dairy Creek (river/stream)  
Well Elevation 540 ft River/Stream elevation 260 ft.  
Well Elevation - River/Stream elevation 280 ft.  
Well depth 660 ft SWL 340 ft on 11/8/01  
Sealed to 195 ft Depth first water found 360 ft  
Cased to 195 ft Perforations/screens 600-660 ft  
Lined to -44-660 ft Perforations/screens \_\_\_\_\_ ft  
Well test and types 20 gpm Air Test  
(Confined/Semi-confined/Unconfined) Direct hydraulic connection? NO YES / NO  
Potential to cause substantial interference? Depth + Distance

Well \_\_\_\_\_ WRD# \_\_\_\_\_ T \_\_\_\_\_ R \_\_\_\_\_ S \_\_\_\_\_ QQ \_\_\_\_\_ County \_\_\_\_\_

Legal Description \_\_\_\_\_  
Well is \_\_\_\_\_ ft from \_\_\_\_\_ (river/stream)  
Well is \_\_\_\_\_ ft from \_\_\_\_\_ (river/stream)  
Well Elevation \_\_\_\_\_ ft River/Stream elevation \_\_\_\_\_ ft.  
Well Elevation - River/Stream elevation \_\_\_\_\_ ft.  
Well depth \_\_\_\_\_ ft SWL \_\_\_\_\_ ft on \_\_\_\_\_  
Sealed to \_\_\_\_\_ ft Depth first water found \_\_\_\_\_ ft  
Cased to \_\_\_\_\_ ft Perforations/screens \_\_\_\_\_ ft  
Lined to \_\_\_\_\_ ft Perforations/screens \_\_\_\_\_ ft  
Well test and types \_\_\_\_\_  
(Confined/Semi-confined/Unconfined) Direct hydraulic connection? \_\_\_\_\_ YES / NO  
Potential to cause substantial interference? \_\_\_\_\_

Comments See WASH 5956

References Used: \_\_\_\_\_

NOV 14 2001

STATE OF OREGON  
WATER SUPPLY WELL REPORT

WATER RESOURCES DEPT.  
SALEM, OREGON

WELL I.D. # L 52373  
START CARD # 144301

Instructions for completing this report are on the last page of this form.

(1) LAND OWNER Well Number \_\_\_\_\_  
Name WINFELL ESTATES WATER ASSOC.  
Address 41691 NW COVEY LANE  
City BANKS, State OR Zip 97106

(2) TYPE OF WORK  
 New Well  Deepening  Alteration (repair/recondition)  Abandonment

(3) DRILL METHOD:  
 Rotary Air  Rotary Mud  Cable  Auger  
 Other \_\_\_\_\_

(4) PROPOSED USE:  
 Domestic  Community  Industrial  Irrigation  
 Thermal  Injection  Livestock  Other \_\_\_\_\_

(5) BORE HOLE CONSTRUCTION:  
Special Construction approval  Yes  No Depth of Completed Well 660 ft.  
Explosives used  Yes  No Type \_\_\_\_\_ Amount \_\_\_\_\_

Diameter		From		To		Material		From		To		Sacks or pounds
10"	0	189	Cement	0	189							51 sacks
6 3/4"	189	326	Cement	189	195							
6"	326	660										

How was seal placed: Method  A  B  C  D  E  
 Other \_\_\_\_\_  
Backfill placed from \_\_\_\_\_ ft. to \_\_\_\_\_ ft. Material \_\_\_\_\_  
Gravel placed from \_\_\_\_\_ ft. to \_\_\_\_\_ ft. Size of gravel \_\_\_\_\_

(6) CASING/LINER:

Casing:	Diameter	From	To	Gauge	Steel	Plastic	Welded	Threaded
	6"	+2	195	250	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Liner:	4 1/2"	-44	660	200	psi	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>

(7) PERFORATIONS/SCREENS:

Perforations Method Drilled  
 Screens Type \_\_\_\_\_ Material PVC-200

From	To	Slot size	Number	Diameter	Tele/pipe size	Casing	Liner
600	660	1/2"	115	4 1/2"	Pipe	<input type="checkbox"/>	<input checked="" type="checkbox"/>

(8) WELL TESTS: Minimum testing time is 1 hour

Yield gal/min	Drawdown	Drill stem at	Time
20+		660'	1 hr.
18		500	"
12		375	"

Temperature of water 54°F Depth Artesian Flow Found \_\_\_\_\_  
Was a water analysis done?  Yes By whom \_\_\_\_\_  
Did any strata contain water not suitable for intended use?  Too little  
 Salty  Muddy  Odor  Colored  Other \_\_\_\_\_  
Depth of strata: \_\_\_\_\_

(9) LOCATION OF WELL by legal description:  
County Washington Latitude \_\_\_\_\_ Longitude \_\_\_\_\_  
Township 2N N or S Range 3W E or W. WM.  
Section 30 SE 1/4 NW 1/4  
Tax Lot 1008 Lot \_\_\_\_\_ Block \_\_\_\_\_ Subdivision \_\_\_\_\_  
Street Address of Well (or nearest address) Winfellestates water 41691 N.W. Covey Lane, Banks Or 97106

(10) STATIC WATER LEVEL:  
\_\_\_\_\_ ft. below land surface. Date 11/8/01  
Artesian pressure \_\_\_\_\_ lb. per square inch Date \_\_\_\_\_

(11) WATER BEARING ZONES:

Depth at which water was first found 360'

From	To	Estimated Flow Rate	SWL
360	366	12	340
546	566	8+	340

(12) WELL LOG:

Ground Elevation \_\_\_\_\_

Material	From	To	SWL
Brn clay	0	5	
Red brn decomp rock	5	15	
Gry brn & brn decomp rock	15	19	
Orange brn sandy clystone	19	49	
Red brn & brn clay	49	130	
Soft brn decomp rock	130	177	
Gry brn & brn basalt	177	249	
Gray basalt	249	294	
Gry brn basalt	294	308	
Hard gry basalt	308	339	
Gry brn basalt w/brn streaks.	339	362	340
Gry & gry blk basalt frac	362	426	340
Gry brn & brn basalt w/soft streaks.	426	461	
Gry blk & gry basalt	461	537	
Hard gry basalt	537	644	340
Gray clay	644	650	
Brn clay	650	660	

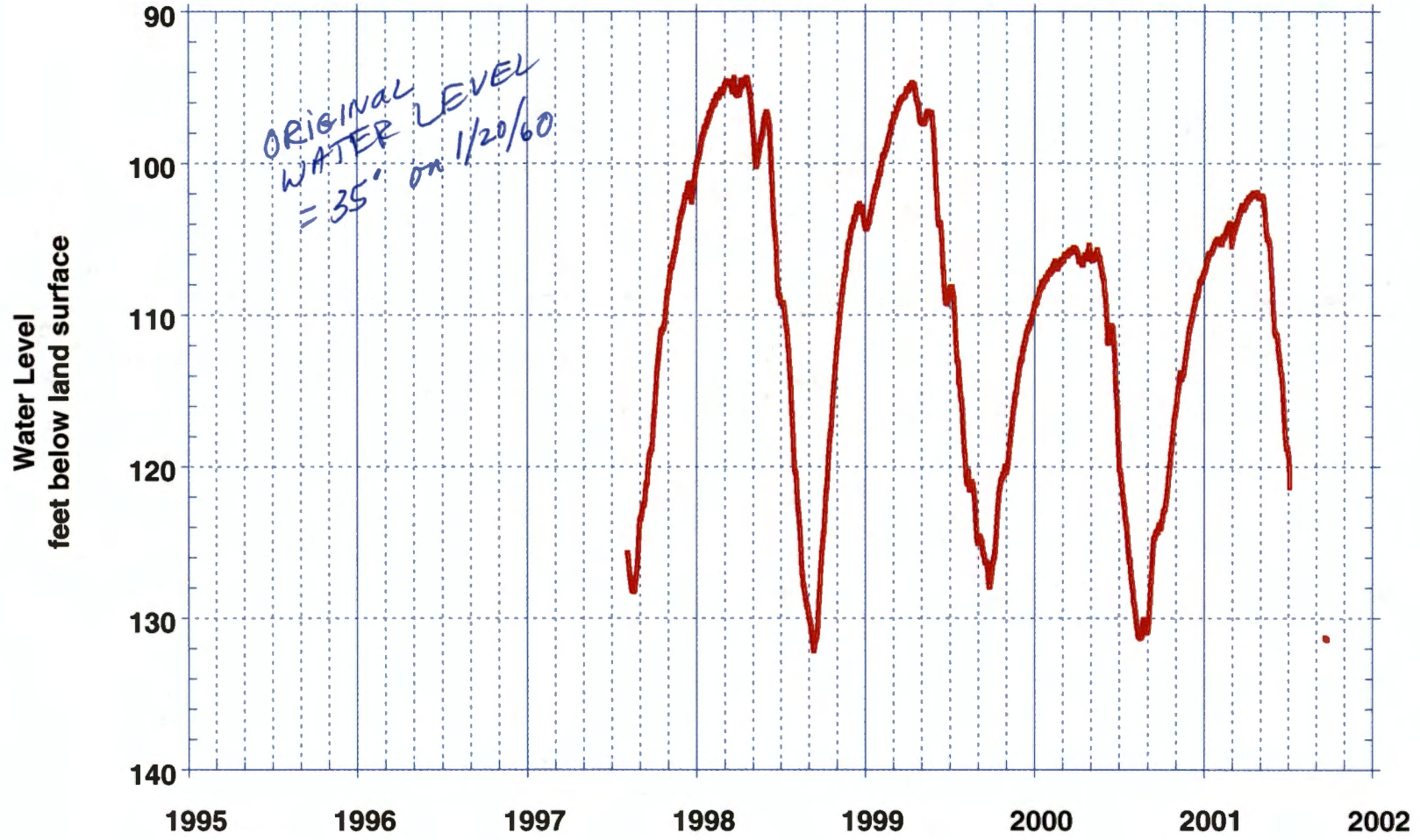
Date started 10-31-01 Completed 11-8-01

(unbonded) Water Well Constructor Certification:  
I certify that the work I performed on the construction, 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.  
Signed Mel Bigby WWC Number 1492 Date 11/8/01

(bonded) Water Well Constructor Certification:  
I accept responsibility for the construction, 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 and belief.  
Signed [Signature] WWC Number 573 Date 11/08/01



Coussens  
2N/3W-35cd  
Wash 5956









STATE OF OREGON  
**WATER WELL REPORT**  
 (as required by ORS 537.765)

Wash  
 1273

RECEIVED

CU  
 115

1N/4W/9dd

DEC 13 1991

(START CARD) # 36645

(1) OWNER: Well Number \_\_\_\_\_  
 Name DAVID CHEEKS  
 Address 2015 NW 156TH  
 City BEAVERTON State OR Zip 97005

(2) TYPE OF WORK:  
 New Well  Deepen  Recondition  Abandon

(3) DRILL METHOD:  
 Rotary Air  Rotary Mud  Cable  
 Other

(4) PROPOSED USE:  
 Domestic  Community  Industrial  Irrigation  
 Thermal  Injection  Other

(5) BORE HOLE CONSTRUCTION:  
 Special Construction approval  Yes  No Depth of Completed Well 550 ft.  
 Explosives used  Yes  No Type \_\_\_\_\_ Amount \_\_\_\_\_

HOLE		SEAL		Amount	
Diameter	To	Material	From	To	sacks or pounds
12	0	Cement	0	70	23 skts+gel
		Cement	248	284	12 skts+gel
8	284	Cement	284	428	10 skts+gel
6	428	550			

How was seal placed: Method  A  B  C  D  E  
 Other

Backfill placed from 70 ft. to 248 ft. Material Bent. chips/gel  
 Gravel placed from \_\_\_\_\_ ft. to \_\_\_\_\_ ft. Size of gravel \_\_\_\_\_

(6) CASING/LINER:

Diameter	From	To	Gauge	Steel	Plastic	Welded	Threaded
Casing: 8	+1	284	250	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
6	275	428	250	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Liner:				<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Final location of shoe(s) \_\_\_\_\_

(7) PERFORATIONS/SCREENS:

Perforations Method \_\_\_\_\_  
 Screens Type \_\_\_\_\_ Material \_\_\_\_\_

From	To	Slot size	Number	Diameter	Tele/pipe size	Casing	Liner
						<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"/>

(8) WELL TESTS: Minimum testing time is 1 hour

Pump  Bailer  Air  Flowing Artesian

Yield gal/min	Drawdown	Drill stem at	Time
200+		545	1 hr.
150-175		260	"
60		140	"

Temperature of Water 54 Depth Artesian Flow Found \_\_\_\_\_  
 Was a water analysis done?  Yes By whom AMJANNSEN  
 Did any strata contain water not suitable for intended use?  Too little  
 Salty  Muddy  Odor  Colored  Other \_\_\_\_\_  
 Depth of strata: 170-275 & 295-400

(9) LOCATION OF WELL by legal description: (1)  
 COUNTY WASHINGTON Latitude \_\_\_\_\_ Longitude \_\_\_\_\_  
 Township 1N N or S. Range 4W E or W. WM. \_\_\_\_\_  
 Section 9 SE 1/4 SE 1/4  
 Tax Lot 2101 Lot \_\_\_\_\_ Block \_\_\_\_\_ Subdivision \_\_\_\_\_  
 Street Address of Well (or nearest address): Rt. 1, BOX 319  
FOREST GROVE, OR

(10) STATIC WATER LEVEL:  
 \_\_\_\_\_ ft. below land surface. Date 12/09/91  
 Artesian pressure \_\_\_\_\_ lb. per square inch. Date \_\_\_\_\_

(11) WATER BEARING ZONES:  
 Depth at which water was first found 170/440

From	To	Estimated Flow Rate	SWL
440	470	10	69
470	530	40	69
530	547	150+	69

(12) WELL LOG:  
 Ground elevation \_\_\_\_\_

Material	From	To	SWL
Brown clay	0	10	
Red-brown clay, sticky, occ rock fragments	10	80	
Brown clay & rotten rock	80	170	
Brown basalt, weathered, occ clay	170	275	
Brown & gray-brown basalt	275	295	
Brown basalt, soft occ clay strm.	295	335	
Gray-brown basalt, occ weathered	335	370	
Brown basalt, soft, occ cave zone	370	400	
Gray-black basalt, hard, occ frac.	400	470	69
Brown & black basalt, broken	470	484	"
Gray-black basalt, hard, frac.	484	493	"
Brown basalt	493	515	"
Gray-brown & gray-black basalt	515	530	"
Brown & red-brown basalt, lava broken	530	547	69
Gray-black basalt, hard	547	550	

WATER SAMPLE:  
 Hardness 4 gr  
 Iron 0.5  
 pH 8

Date started 11/22/91 Completed 12/09/91

(unbonded) Water Well Constructor Certification:  
 I certify that the work I performed on the construction, alteration, or abandonment of this well is in compliance with Oregon well construction standards. Material used and information reported above are true to my best knowledge and belief.

WVC Number \_\_\_\_\_  
 Signed \_\_\_\_\_ Date \_\_\_\_\_

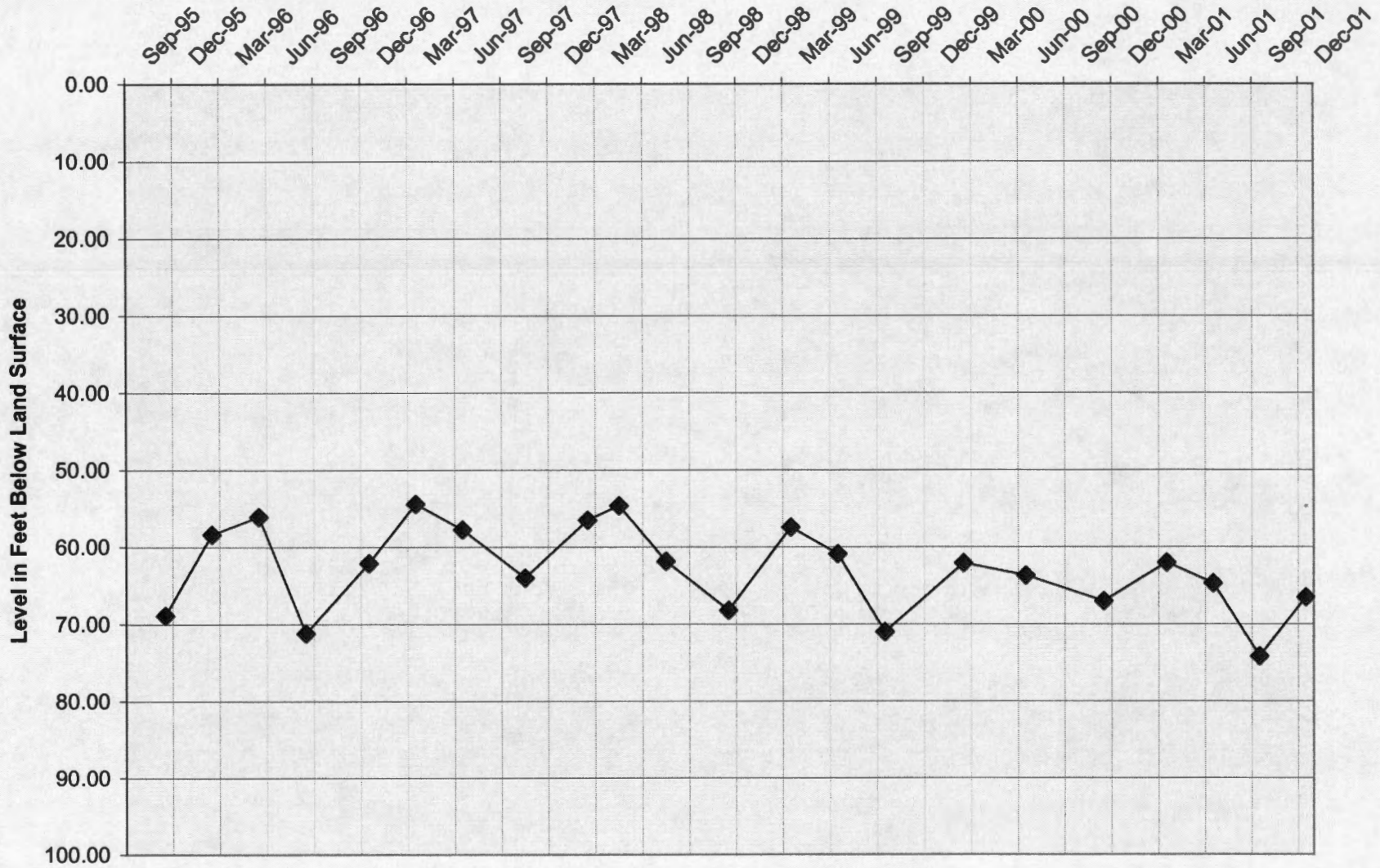
(bonded) Water Well Constructor Certification:  
 I accept responsibility for the construction, alteration, or abandonment work performed on this well during the construction dates reported above. All work performed during this time is in compliance with Oregon well construction standards. This report is true to the best of my knowledge and belief.

WVC Number 57  
 Signed \_\_\_\_\_ Date 12/12/91



Source: Tualatin Basin Watermaster  
Provisional Data Subject to Revision

### State Well 1193







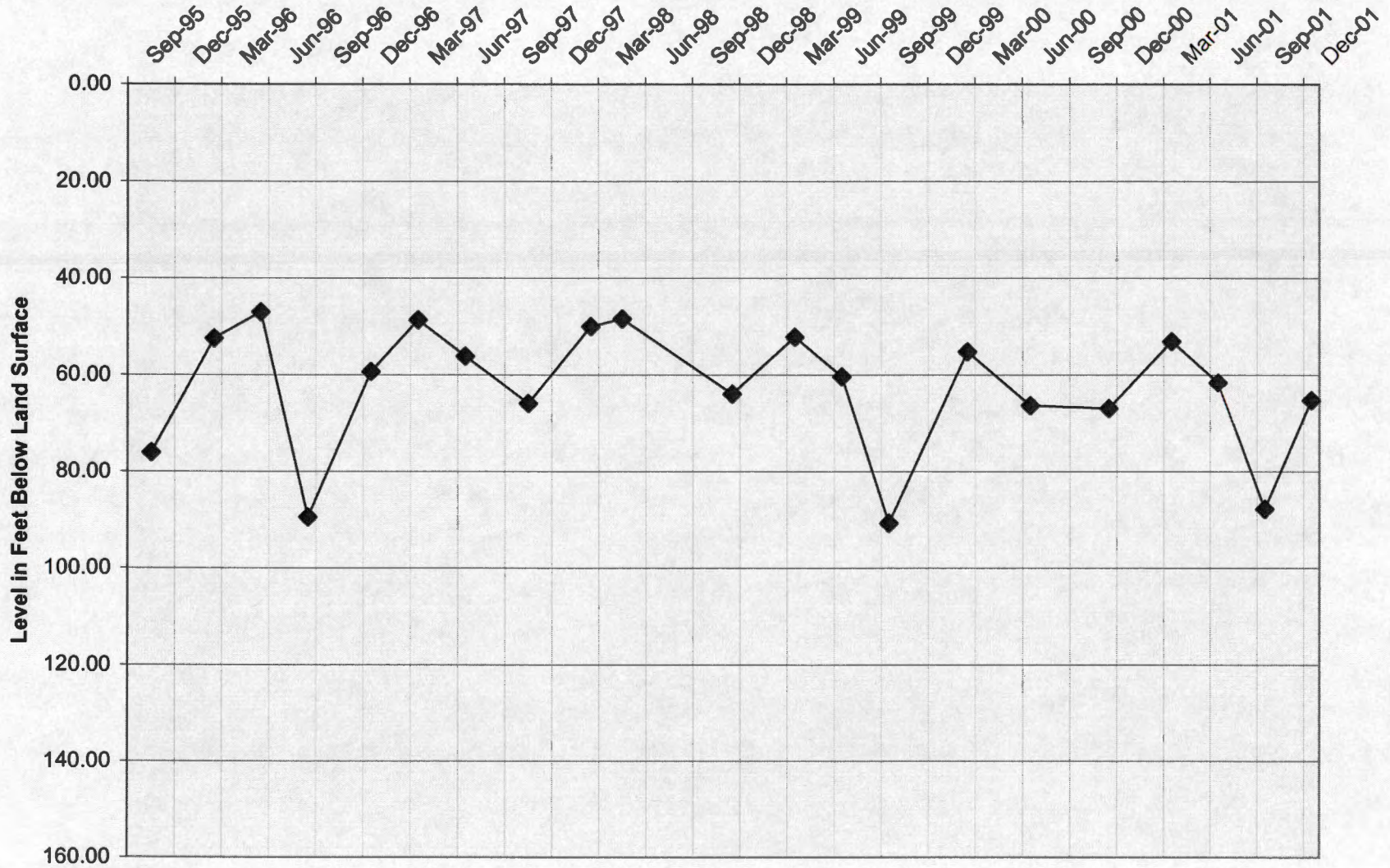






Source: Tualatin Basin Watermaster  
Provisional Data Subject to Revision

### State Well 1198

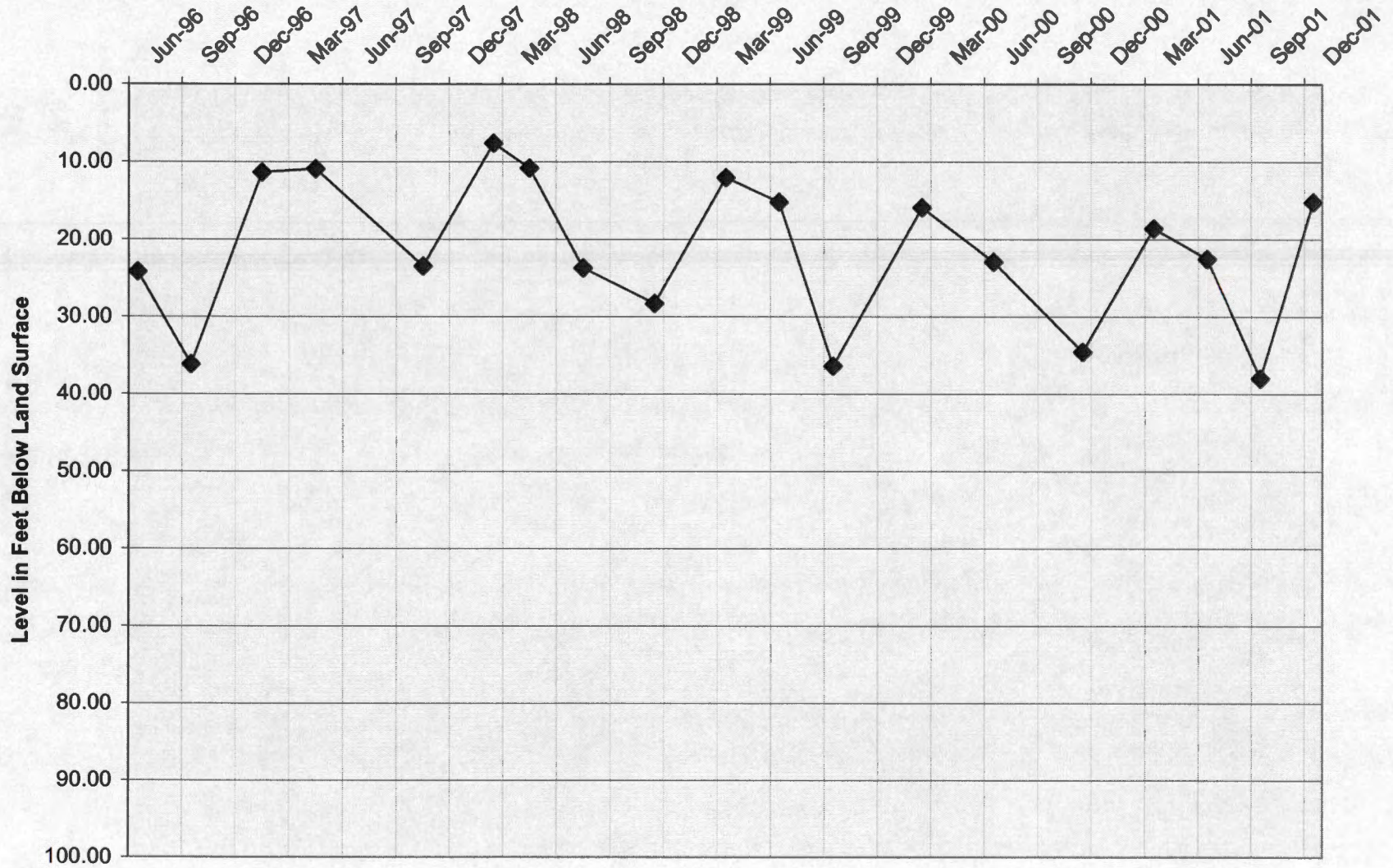








### State Well 1225

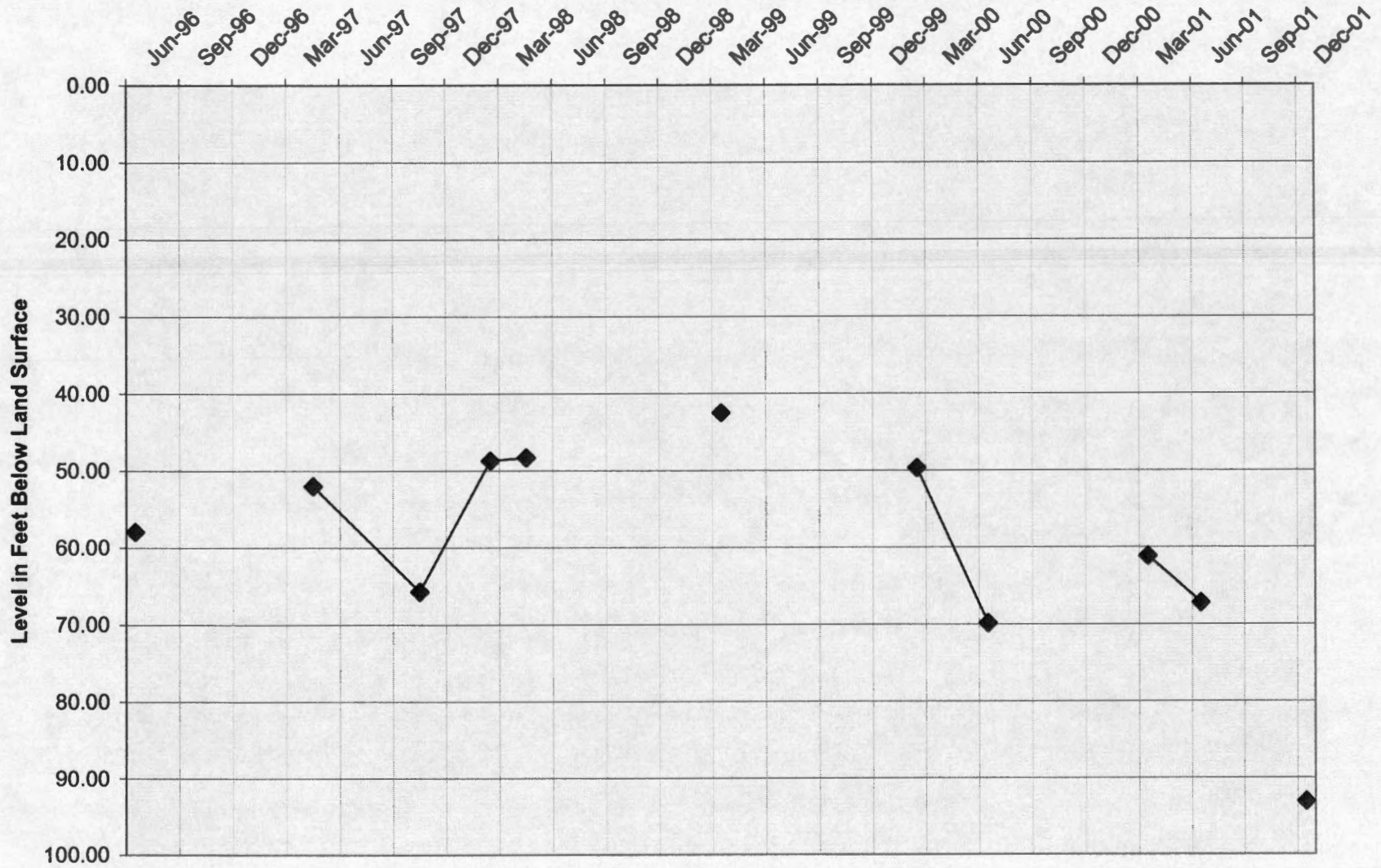








### State Well 1224

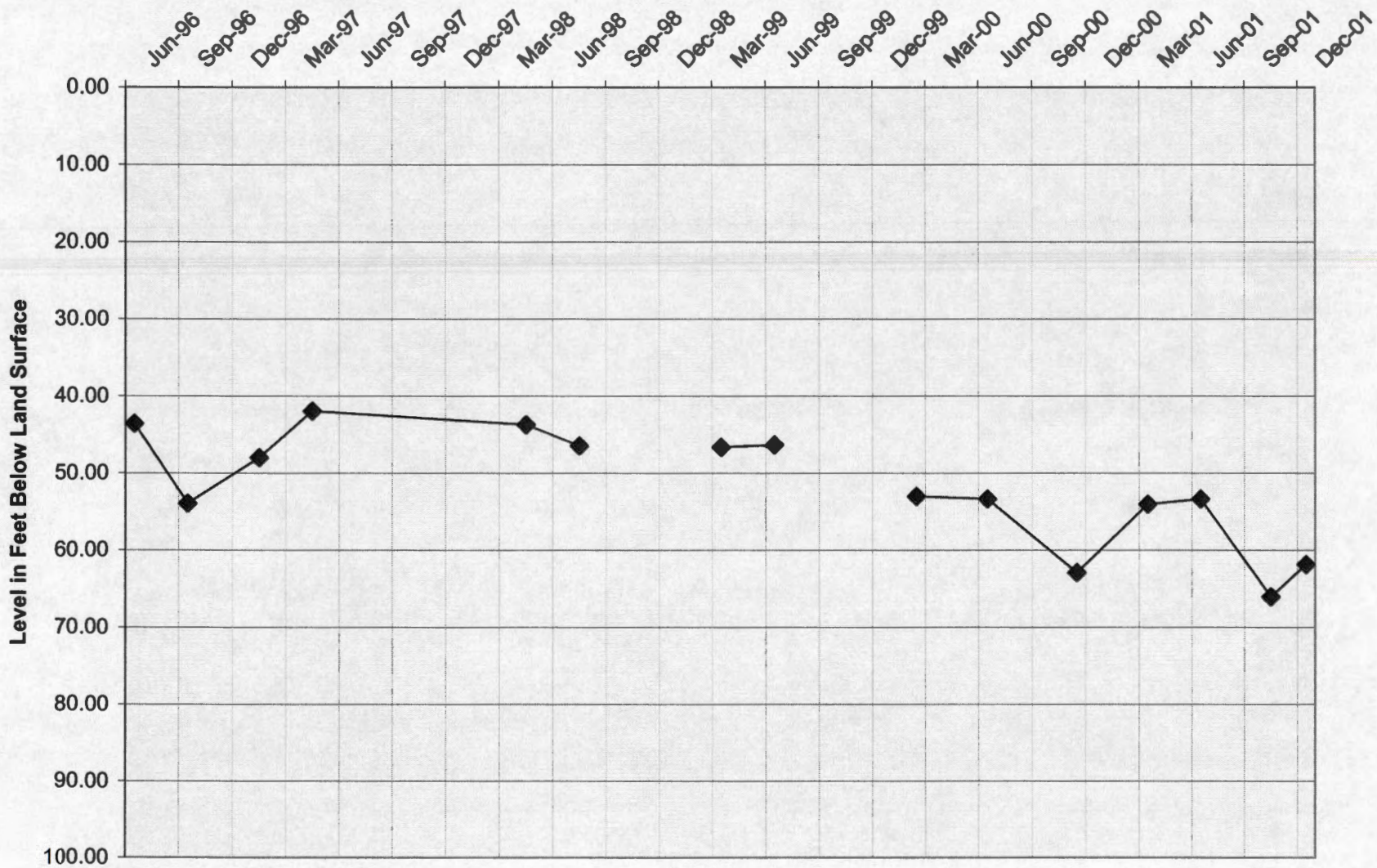








### State Well 1223





STATE OF OREGON  
**WATER WELL REPORT**  
(as required by ORS 537.765)

WATER RESOURCES DEPT.  
 SALEM, OREGON

INSTRUCTIONS next to tracks  
 (START CARD) # 54446 OLN/OSW-5

(1) OWNER:  
 Name: **ROGER MCNURLIN**  
 Address: **10255 NW ROY RD.**  
 City: **CORNELIUS** State: **OR** Zip: **97113**

(2) TYPE OF WORK:  
 New Well  Deepen  Recondition  Abandon  
 (3) DRILL METHOD:  
 Rotary Air  Rotary Mud  Cable  Other

(4) PROPOSED USE:  
 Domestic  Community  Industrial  Irrigation  
 Thermal  Injection  Other

(5) BORE HOLE CONSTRUCTION:  
 Special Construction approval  Yes  No Depth of Completed Well 585 ft.  
 Explosives used  Yes  No Type \_\_\_\_\_ Amount \_\_\_\_\_

HOLE		SEAL		Amount	
Diameter	From To	Material	From To	sacks or pounds	
10	0 545	Cement	0 60	15	sks.
		Drill gel	60 465		
		Cement	465 545	20	sks.
6	545 585				

How was seal placed: Method  A  B  C  D  E  
 Other \_\_\_\_\_  
 Backfill placed from \_\_\_\_\_ ft. to \_\_\_\_\_ ft. Material \_\_\_\_\_  
 Gravel placed from \_\_\_\_\_ ft. to \_\_\_\_\_ ft. Size of gravel \_\_\_\_\_

(6) CASING/LINER:

Diameter	From	To	Gauge	SEAL			
				Steel	Plastic	Welded	Threaded
Casing: 6	+1	545	.250	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Liner:				<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

(7) PERFORATIONS/SCREENS:

Perforations Method \_\_\_\_\_  
 Screens Type \_\_\_\_\_ Material \_\_\_\_\_

From	To	Slot size	Number	Diameter	Pipe/pipe size	Casing	Liner
						<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"/>

(8) WELL TESTS: Minimum testing time is 1 hour

Pump  Bailer  Air  Flowing Artesian

Yield gal/min	Drawdown	Drill stem at	Time
30		580	1 hr.
20		300	"

Temperature of Water 53 F Depth Artesian Flow Found \_\_\_\_\_  
 Was a water analysis done?  Yes By whom AMJ  
 Did any strata contain water not suitable for intended use?  Too little  
 Salty  Muddy  Odor  Colored  Other \_\_\_\_\_  
 Depth of strata: \_\_\_\_\_

(9) LOCATION OF WELL by legal description:  
 County **WASHINGTON** Latitude **47° 10' N** Longitude \_\_\_\_\_  
 Township **1N** Range **3W** Section **6** SW SE  
 Tax Lot **00602** Lot \_\_\_\_\_ Block \_\_\_\_\_ Subdivision \_\_\_\_\_  
 Street Address of Well (or nearest address) **10255 NW ROY RD CORNELIUS, OR 97113**

(10) STATIC WATER LEVEL:  
62 ft. below land surface Date 05/21  
 Artesian pressure \_\_\_\_\_ lb. per square inch. Date \_\_\_\_\_

(11) WATER BEARING ZONES:

Depth at which water was first found 562

From	To	Estimated Flow Rate	SV
562	581	30 gpm	

(12) WELL LOG:

Ground elevation \_\_\_\_\_

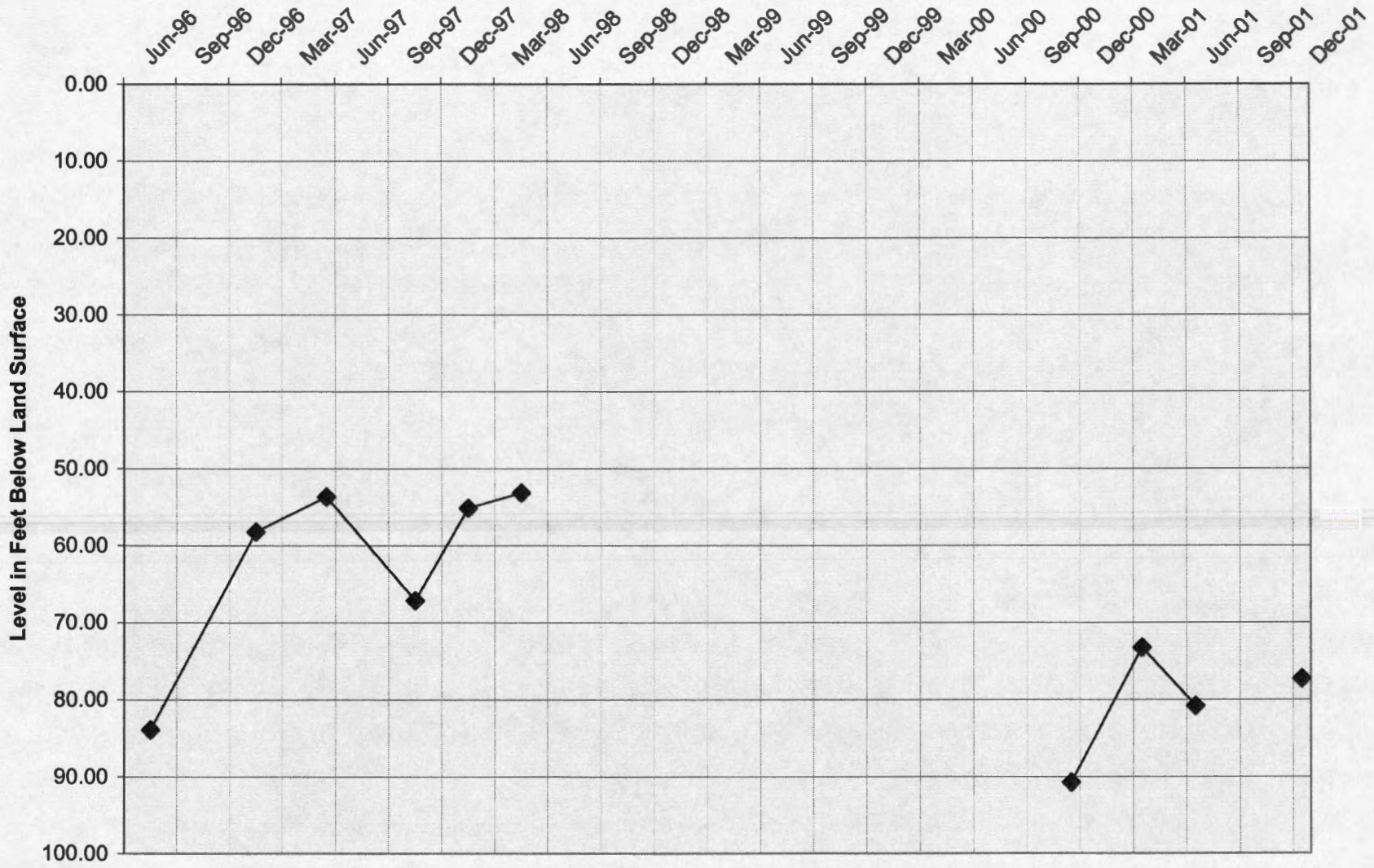
Material	From	To	SV
Topsoil	0	1	
Soft brown clay	1	19	
Soft gray clay	19	42	
Sticky gray-brown clay	42	54	
Sticky red-brown clay	54	117	
Sticky gray-brown clay	117	190	
Soft gray-green sandy clay	190	199	
Sticky blue-gray clay	199	342	
Fine to coarse black sand	342	354	
Sticky blue-gray clay	354	384	
Fine to coarse black sand	384	388	
Soft gray clay	388	444	
Brown clay	444	461	
Decomp brown basalt	461	526	
Soft brown basalt	526	535	
Firm gray-brown basalt	535	542	
Hard gray basalt	542	562	
Soft gray-black basalt	562	581	
Hard gray basalt	581	585	

Date started 05/12/93 Completed 05/21/93  
 (unbonded) Water Well Constructor Certification:  
 I certify that the work I performed on the construction, alteration, or abandonment of this well is in compliance with Oregon well construction standards. Materials used and information reported above are true to my best knowledge and belief.  
 WWC Number \_\_\_\_\_  
 Signed \_\_\_\_\_ Date \_\_\_\_\_

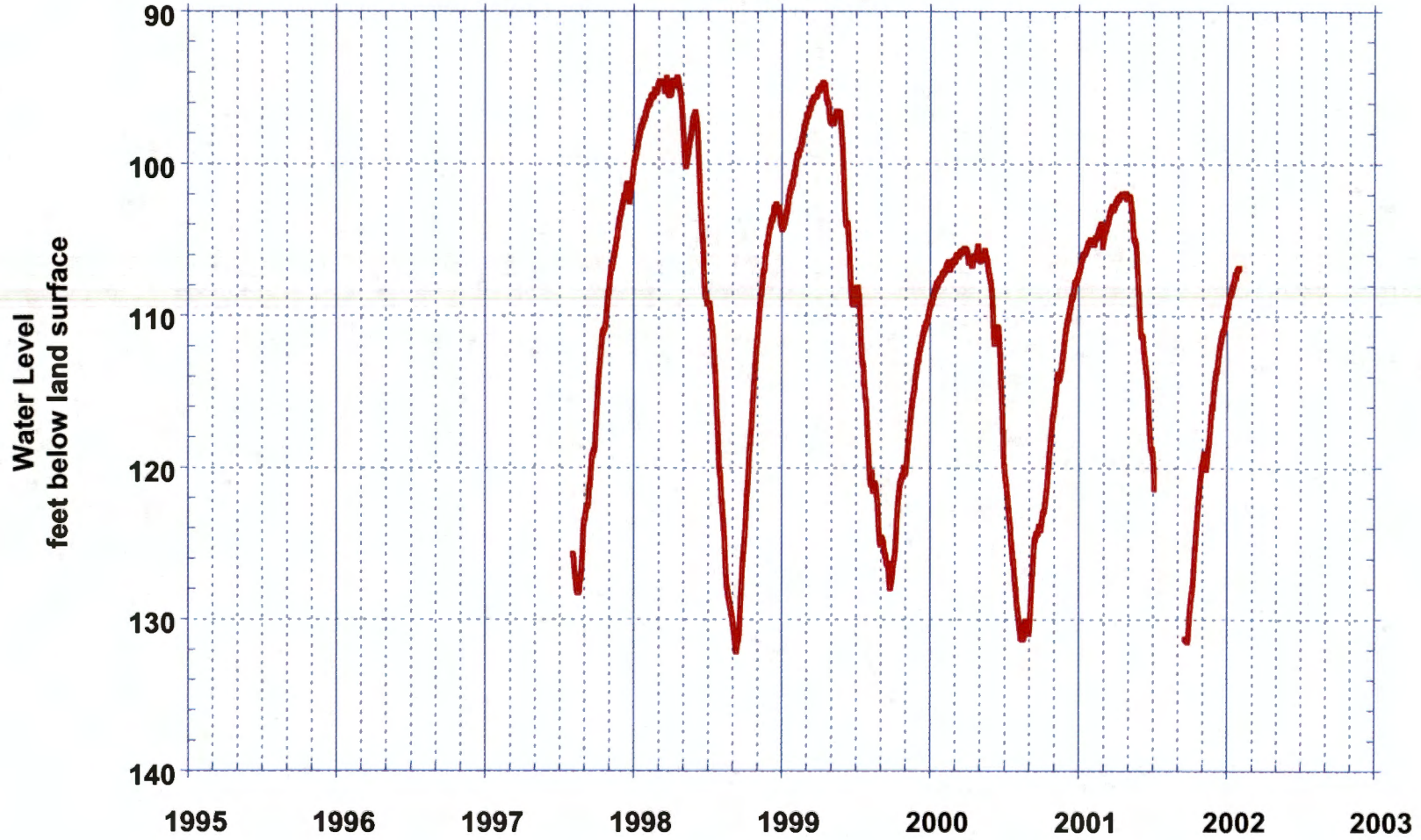
(bonded) Water Well Constructor Certification:  
 I accept responsibility for the construction, alteration, or abandonment work performed on this well during the construction dates reported above. All work performed during this time is in compliance with Oregon well construction standards. This is true to the best of my knowledge and belief.  
 WWC Number \_\_\_\_\_  
 Signed [Signature] Date 05/25/93



### State Well 1191



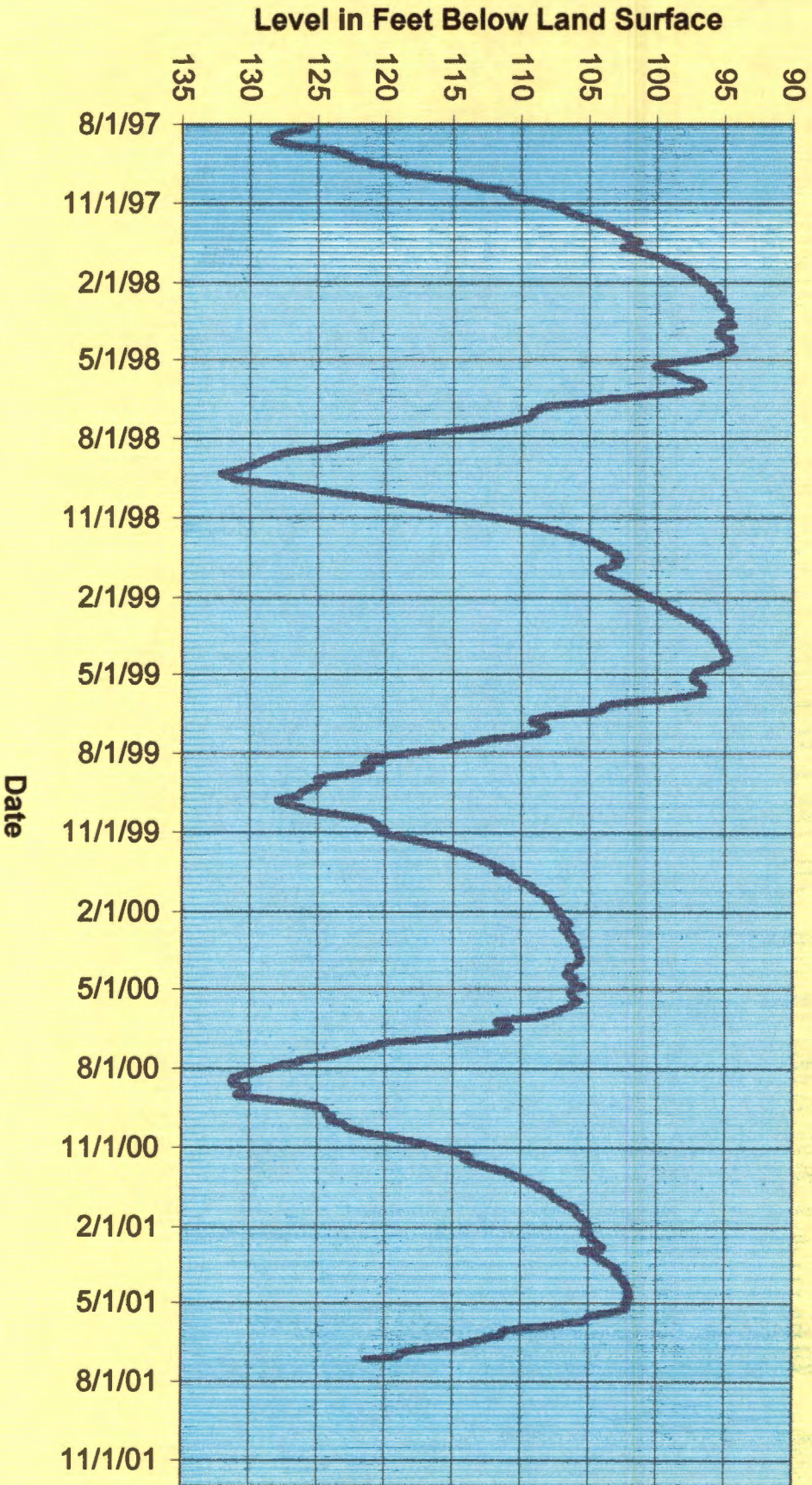
Coussens  
2N/3W-35cd  
Wash 5956





Source: Tualatin Basin  
Watermaster  
Provisional Data Subject to

Coussen Well  
Static Water Level











**Water Right Conditions  
Tracking Slip**

*Groundwater/Hydrology Section*

FILE ## G-15645

ROUTED TO: W.R.

TOWNSHIP/

RANGE-SECTION: 2N/3W-30

CONDITIONS ATTACHED?  Yes  No

REMARKS OR FURTHER INSTRUCTIONS:

7A - Monitoring Program

Reviewer: Maria Norton



# Mailing List for FO Copies

Application # G-15645

Mailing List Print Date: 12/30/02

**Original mailed to (when permit issued, include copy of permit map) :**

Applicant: JASON KINCH, PRESIDENT WINDFELL ESTATES WATER ASSOC., 41691 NW COVEY LANE, BANKS, OREGON 97106

**For FO w/Permit - Copies sent to:**

1. WRD - File # G-15645
2. WRD - Ken Stahr

Copies Mailed	
By: <u>[Signature]</u>	(SUPPORT STAFF)
On: <u>1/23/03</u>	(DATE)

**For FO w/ Permit - FO and Map Copies sent to (Remember to reduce copy margins):**

3. WRD - Data Center
4. WRD - Watermaster District #: 18
5. WRD - Regional Manager: NWR

**For FO w/Draft Permit, w/Permit, or for Denial - Copies to Other Interested Persons:**

6. DON CHAMBERS, 41777 NW COVEY LN, BANKS OR 97106
7. MILES BENEDICT, 41615 NW COVEY LN, BANKS OR 97106
8. CRAIG SANDAGE, 41549 NW COVEY LN, BANKS OR 97106
9. BOB SENKO, 41940 NW COVEY LN, BANKS OR 97106

CASEWORKER: CCE

week 362

# FO CHECKLIST

FILE # G-15645  
PFO WEEK # 379  
FO WEEK # 362

REVIEW DATE: December 30, 2002  
INITIALS: CE

Y  N  Has applicant name and/or address changed; or has the file been assigned?

If new: \_\_\_\_\_

### In preparing to create the FO, you should check the following:

1.  Y / N  Were comments received? If so, from whom and when? 11/13/02 FROM APPLICANT - INFO ON REQUESTED PROTECT  
Respond to significant comments, issues, or disputes related to the proposed use of water (see notes, if any, listed above) CHERRY DOES NOT CONTAIN ONLY \$37.62

2.  On the PFO CC list, verify names and mailing addresses of ALL commentors (regardless of comment date, affected landowners, and those who paid the \$10 fee.

3.  Y / N / NA  Have affected land owners been notified? If not, refer to #8.

4. Y  / N  / NA  Has ODFW asked for self certification of screening condition? If yes, include fish screening form.

5.  Correct PFO errors (such as POD or POU location (verify from map)

6.  Are requested GW conditions included in permit? If no, add condition(s): \_\_\_\_\_

7.  Verify Payment of recording fees (circle the appropriate option)

(1) Issue FO w/permit if fees are paid → Prepare refund request for excess fees, including standing fees if no protest is filed and no modifications are being made to the PFO.

(2) Issue FO w/o permit if fees are lacking.	Base Fee Paid	_____
	Q fee	_____
1 <sup>st</sup> CFS/AF _____	Subtotal	_____
Addnl. _____	Recording Fee	_____
TOTAL Q _____	Total	_____
	Amount Paid	_____
	Amount due/refund	_____

8.  Y / N  Is further processing possible? If not state reason: \_\_\_\_\_

FO Type: (circle types) DENIAL

FO w/o PERMIT (REASON: Lacks Fees    Lacks Easement    Lacks Approved Dam Plans and Specifications)

FO & PERMIT (Permit # G-15317 )

### Once FO document is completed:

9.  Save WordPerfect document in S:\GROUPS\WR\FO\WEEK 362.

10.  Print final draft of document and submit for peer review.    Peer Reviewer: GAWLEY

11. Complete routing list

The purpose of this checklist is to be used as a working document by Department staff to aid in the production of the related Initial Review, Proposed Final Order, or Final Order. It is not intended to be a complete record of all factors which were considered to produce the document, nor is it intended to serve any purpose other than that stated above.  
The related Initial Review, Proposed Final Order, or Final Order is intended to stand alone as the record of factors considered in its production





# Oregon

John A. Kitzhaber, M.D., Governor

## Water Resources Department

Commerce Building  
158 12th Street NE  
Salem, OR 97301-4172  
(503) 378-3739  
FAX (503) 378-8130  
[www.wrd.state.or.us](http://www.wrd.state.or.us)

November 19, 2002

Don Chambers, Treasurer  
Windfell Estates Water Association  
41777 NW Covey Ln  
Banks OR 97106

RE: Rate of water allows for Application G-15645

Dear Mr. Chambers,

This is in reply to your letter dated November 9, 2002, in which you requested clarification of the limited flow proposed by the Department (0.01 cubic foot per second).

Since at least 1976, standard rates of approval for group domestic use applications are based upon the number of households. The standard rate for 10 houses or less is 0.01 cubic foot per second.

ORS 537.621(4) requires the Department to "evaluate information submitted by the applicant to demonstrate the need for a flow rate and duty higher than the general standard." To pursue a permit for a rate higher than the general standard, you have two options:

1. Submit written information demonstrating the need for a rate higher than the general standard. This information should include any special high-flow needs, as well as a description of your system's storage capacity. If you submit such information, it will be evaluated by the Department to determine whether it does in fact demonstrate the need for a higher rate of flow. The Department's evaluation would not likely be completed before the protest deadline (December 13, 2002).
2. Protest the findings of the Proposed Final Order. If you wish to preserve your rights against the possibility that the Department will determine that a higher rate is not needed, you may wish to file a protest instead, following the instructions in your Proposed Final Order.

If you have any questions, please feel free to call me at 503-378-8455, extension 324.

Sincerely,

Mr. Cory C. Engel  
Water Right Specialist



**STATE OF OREGON  
WATER RESOURCES DEPARTMENT**

RECEIPT # **56897**

158 12TH ST. N.E.  
SALEM, OR 97310-0210  
378-8455 / 378-8130 (FAX)

INVOICE # \_\_\_\_\_

RECEIVED FROM: Windfall Estates Writer Association  
BY: \_\_\_\_\_

APPLICATION	G-15645
PERMIT	
TRANSFER	

CASH:  CHECK: #  24-22 OTHER: (IDENTIFY)

**TOTAL REC'D \$17500**

**0417 WRD MISC CASH ACCT**

ADJUDICATIONS	\$
PUBLICATIONS / MAPS	\$
OTHER: (IDENTIFY)	\$
OTHER: (IDENTIFY)	\$

**REDUCTION OF EXPENSE**

CASH ACCT.	\$
VOUCHER #	

PCA AND OBJECT CLASS

**0427 WRD OPERATING ACCT**

**MISCELLANEOUS**

0407	COPY & TAPE FEES	\$
0410	RESEARCH FEES	\$
0408	MISC REVENUE: (IDENTIFY)	\$
TC162	DEPOSIT LIAB. (IDENTIFY)	\$

**WATER RIGHTS:**

0201	SURFACE WATER	\$	0202	\$
0203	GROUND WATER	\$	0204	\$175.00
0205	TRANSFER	\$	0206	\$

**WELL CONSTRUCTION**

0218	WELL DRILL CONSTRUCTOR	\$	0219	\$
	LANDOWNER'S PERMIT	\$	0220	\$

OTHER (IDENTIFY) \_\_\_\_\_

**0437 WELL CONST. START FEE**

0211	WELL CONST START FEE	\$	CARD #	
0210	MONITORING WELLS	\$	CARD #	
	OTHER (IDENTIFY)			

**0539 LOTTERY PROCEEDS**

1302	LOTTERY PROCEEDS	\$
------	------------------	----

**0467 HYDRO ACTIVITY**

0233	POWER LICENSE FEE (FW/WRD)	\$
0231	HYDRO LICENSE FEE (FW/WRD)	\$
	HRDRO APPLICATION	\$

RECEIPT # **56897**

DATED: 11/13/02 BY: K. Hall



X-Sender: frenchdw@mailhub.wrd.state.or.us  
X-Mailer: QUALCOMM Windows Eudora Version 5.1  
Date: Tue, 19 Nov 2002 15:43:00 -0800  
To: Cory Engel <Cory.C.ENGEL@wrд.state.or.us>  
From: Dwight W French <Dwight.W.FRENCH@wrд.state.or.us>  
Subject: Re: rate on G-15645  
X-Security: MIME headers sanitized on funnel  
See <http://www.impsec.org/email-tools/sanitizer-intro.html>  
for details. \$Revision: 1.133 \$Date: 2002-01-05 17:09:21-08

answer = yes

Simply asking for a higher rate is not adequate. We need for the applicant to demonstrate (via information) that a higher rate is necessary. The bar does not need to be high.

Dwight

At 11:54 AM 11/19/2002, you wrote:

Dwight,

We are in the protest period on this application, so I need to get this resolved ASAP. I limited a PFO for domestic use (not expanded) for 4 households to 0.01 CFS per our memos. The applicant says they need the full well capacity of 20-30 gpm. My question is this: does the following statute apply to non-irrigation uses such as this?

537.621(4) In establishing the flow rate and duty of water allowed, the department may consider a general basin-wide standard, but first shall evaluate information submitted by the applicant to demonstrate the need for a flow rate and duty higher than the general standard. If the applicant provides such information, the department shall authorize the requested rate and duty except upon specific findings related to the application to support a determination that a lesser amount is needed. If the applicant does not provide information to demonstrate the need for a flow rate and duty higher than the general basin-wide standard, the department may apply the general standards without specific findings related to the application.

Cory Engel  
Water Right Specialist  
503-378-8455 x324

=====  
Dwight French  
Water Rights Section Manager, Water Rights Division  
Oregon Water Resources Department  
158 12th ST NE, Salem Oregon 97301-1724  
Phone: 503 378-8455 x268  
Fax: 503 378-6203

November 9, 2002

Water Rights Section  
Water Resources Department Dept.  
158 12<sup>th</sup> ST NE  
Salem, Oregon 97301

RECEIVED  
NOV 13 2002  
WATER RESOURCES DEPT.  
SALEM, OREGON

Subject: Draft Permit, Application G-15645

Whom it concerns,

Could you please clarify flow volume stated on page 1 of the draft permit. Permit states ".01 CFS FOR GROUP DOMESTIC USE FOR FOUR HOUSEHOLDS". This amount equates to about 4.5 gpm, which will not satisfy domestic use for four households. We will frequently use the full capacity of the well for domestic use, which is why we have a reservoir for peak use, either irrigation or domestic. The well will produce 20-30 gpm.

Enclosed is the requested recording fee of \$175.

Thanks You



Don Chambers  
Treasurer, WEWA

WINDFELL ESTATES WATER ASSOCIATION  
41777 NW COVEY LANE  
BANKS, OREGON 97106  
503.324.6572



# Mailing List for PFO Copies

Application #G-15645

PFO Date October 29, 2002

## Original mailed to:

Applicant: JASON KINCH, PRESIDENT WINDFELL ESTATES WATER ASSOC., 41691 NW COVEY LANE, BANKS, OREGON 97106

## Copies sent to:

1. WRD - File # G-15645
2. Water Availability: Ken Stahr

## PFO and Map Copies sent to:

3. WRD - Watermaster # District 18
4. Regional Manager: NWR

Copies sent to Other Interested Persons (*CWRE, Agent, Well Driller, Commenter, etc.*)

5. DON CHAMBERS, 41777 NW COVEY LN, BANKS OR 97106
6. MILES BENEDICT, 41615 NW COVEY LN, BANKS OR 97106
7. CRAIG SANDAGE, 41549 NW COVEY LN, BANKS OR 97106
8. BOB SENKO, 41940 NW COVEY LN, BANKS OR 97106

CASEWORKER: engelcc- WEEK 379

<b>Copies Mailed</b>
By: <u>TEA</u>
(SUPPORT STAFF)
on: <u>10/29/02</u>
(DATE)

**Oregon Water Resources Department  
Water Rights Division**

Water Rights Application  
Number G-15645

Prior to issuance of a permit, permit recording fees in the amount of \$175.00 must be submitted to the Department. In order to expedite the processing of the Final Order and permit, you may wish to submit \$175.00 prior to the protest deadline of December 13, 2002. Please include your application number on your check made out to the Oregon Water Resources Department. If this fee is not paid prior to December 13, 2002, issuance of your permit will be delayed until all fees are paid.

**Proposed Final Order**

*Summary of Recommendation:* The Department recommends that the attached draft permit be issued with conditions.

*Application History*

On NOVEMBER 1, 2001, JASON KINCH, PRESIDENT WINDFELL ESTATES WATER ASSOC. submitted an application to the Department for the following water use permit:

- Amount of Water: 0.11 CUBIC FOOT PER SECOND (CFS)
- Use of Water: IRRIGATION OF 3.85 ACRES AND GROUP DOMESTIC FOR FOUR HOUSEHOLDS
- Source of Water: A WELL IN BAUSCH CREEK BASIN
- Area of Proposed Use: WASHINGTON County within SECTION 30, TOWNSHIP 2 NORTH, RANGE 3 WEST, W.M.

On July 19, 2002, the Department mailed the applicant notice of its Initial Review, determining that "The use of 0.058 CFS from A WELL IN BAUSCH CREEK BASIN, BEING 0.048 CFS FOR IRRIGATION OF 3.85 ACRES AND 0.01 CFS FOR GROUP DOMESTIC USE FOR FOUR HOUSEHOLDS is allowable during the full periods requested, being year round for group domestic use and June 1 through October 31 for irrigation." The applicant did not notify the Department to stop processing the application within 14 days of that date.



On August 6, 2002, the Department gave public notice of the application in its weekly notice. The public notice included a request for comments, and information for interested persons about both obtaining future notices and a copy of the proposed final order.

No written comments were received within 30 days.

In reviewing applications, the Department may consider any relevant sources of information, including the following:

- comments by or consultation with another state agency
- any applicable basin program
- any applicable comprehensive plan or zoning ordinance
- the amount of water available
- the rate and duty for the proposed use
- pending senior applications and existing water rights of record
- designations of any critical groundwater areas
- the Scenic Waterway requirements of ORS 390.835
- applicable statutes, administrative rules, and case law
- any general basin-wide standard for flow rate and duty of water allowed
- the need for a flow rate and duty higher than the general standard
- any comments received

### *Findings of Fact*

The Willamette Basin Program allows IRRIGATION OF 3.85 ACRES AND GROUP DOMESTIC FOR FOUR HOUSEHOLDS.

A WELL IN BAUSCH CREEK BASIN is not within or above a State Scenic Waterway.

The Groundwater Section finds, per OAR 390.835(9), there is not a preponderance of evidence that the proposed use of groundwater will measurably reduce the surface water flows necessary to maintain the free-flowing character of a scenic waterway in quantities necessary for recreation, fish and wildlife.

The Department determined, based upon OAR 690-09, that the proposed groundwater use will not have the potential for substantial interference with the nearest surface water source.

An assessment of groundwater availability has been completed by the Department's Groundwater/Hydrology section. A copy of this assessment is in the file. The proposed use of groundwater will, if properly conditioned, avoid injury to existing rights and the resource.

The Department finds that no more than 0.058 CFS would be necessary for the proposed use. The amount of water allowed shall be restricted to 0.058 CFS, being 0.048 CFS for IRRIGATION OF 3.85 ACRES and 0.01 CFS for GROUP DOMESTIC USE FOR FOUR HOUSEHOLDS.

The proposed well is not within a designated critical ground water area.

*Conclusions of Law*

Under the provisions of ORS 537.153, the Department must presume that a proposed use will not impair or be detrimental to the public interest if the proposed use is allowed in the applicable basin program established pursuant to ORS 536.300 and 536.340 or given a preference under ORS 536.310(12) (i.e. the use of water is human consumption or livestock), if water is available, if the proposed use will not injure other water rights and if the proposed use complies with rules of the Water Resources Commission.

The proposed use requested in this application is allowed in the Willamette Basin Plan, or a preference for this use is granted under the provisions of ORS 536.310(12).

Water is available for the proposed use.

The proposed use will not injure other water rights.

The proposed use complies with other rules of the Water Resources Commission not otherwise described above.

The proposed use complies with the State Agency Agreement for land use.

No proposed flow rate and duty of water higher than the general basin-wide standard is needed.

For these reasons, the required presumption has been established.

Under the provisions of ORS 537.621, once the presumption has been established, it may be overcome by a preponderance of evidence that either:

- (a) One or more of the criteria for establishing the presumption are not satisfied; or
- (b) The proposed use would not ensure the preservation of the public welfare, safety and health as demonstrated in comments, in a protest . . . or in a finding of the department that shows:
  - (A) The specific aspect of the public welfare, safety and



- health under ORS 537.525 that would be impaired or detrimentally affected; and
- (B) Specifically how the identified aspect of the public welfare, safety and health under ORS 537.525 would be impaired or be adversely affected.

In this application, all criteria for establishing the presumption have been satisfied, as noted above. The presumption has not been overcome by a preponderance of evidence that the proposed use would impair or be detrimental to the public interest.

The Department therefore concludes that water is available in the amount necessary for the proposed use; the proposed use will not result in injury to existing water rights; and the proposed use would ensure the preservation of the public welfare, safety and health as described in ORS 537.525.

#### Recommendation

The Department recommends that the attached draft permit be issued with conditions.

DATED October 29, 2002

  
Dwight French  
Water Rights Section Manager

*If you have any questions,  
please check the information  
box on the last page for the  
appropriate names and  
phone numbers.*

#### *Protest Rights and Standing*

Under the provisions of 537.621(7), you have the right to protest this proposed final order. Your protest must be in writing, and must include the following:

- Your name, address, and telephone number;
- A description of your interest in the proposed final order, and, if you claim to represent the public interest, a precise statement of the public interest represented;
- A detailed description of how the action proposed in this proposed final order would impair or be detrimental to your interest;
- A detailed description of how the proposed final order is in error or deficient, and how to correct the alleged error or deficiency;

- Any citation of legal authority to support your protest, if known; and
- If you are not the applicant, the \$200 protest fee required by ORS 536.050 and proof of service of the protest upon the applicant.
- If you are the applicant, a statement of whether or not you are requesting a contested case hearing. If you do not request a hearing, the Department will presume that you do not wish to contest the findings of the proposed final order.
- If you do not protest this Proposed Final Order and if no substantive changes are made in the final order, you will not have an opportunity for judicial review, protest or appeal of the final order when it is issued.

#### Requests for Standing

Under the provisions of 537.621(6), persons other than the applicant who support a proposed final order may request standing for purposes of participating in any contested case proceeding on the proposed final order or for judicial review of a final order. A request for standing shall be in writing, include a statement that the requester supports the proposed final order, and a statement of how the requester would be harmed if the proposed final order is modified. The fee required at the time of submitting this request is \$50.00. If a hearing is scheduled, an additional fee of \$150.00 must be submitted along with a request for intervention. Forms to request standing are available from the Department.

Your protest or request for standing must be received in the Water Resources Department no later than **December 13, 2002**.

After the protest period has ended, the Director will either issue a final order or schedule a contested case hearing. The contested case hearing will be scheduled only if a protest has been submitted and if

- upon review of the issues, the director finds that there are significant disputes related to the proposed use of water, or
- the applicant requests a contested case hearing within 30 days after the close of the protest period.

*This document was prepared by Cory Engel. If you have any questions about any of the statements contained in this document I am most likely the best person to answer your questions. You can reach me at 1-503-379-8455 extension 324.*

*If you have questions about how to file a protest or if you have previously filed a protest and want to know the status, please contact Renee Moulun. Her extension number is 239.*



*If you have other questions about the Department or any of its programs please contact our Water Rights Information Group at extension 201.*

*Address all other correspondence to:*

Water Rights Section, Oregon Water Resources Department, 158 12th ST NE SALEM, OR 97301

Fax: (503)379-6203

engelcc- WEEK 379

DRAFT

This is not a permit!!!  
STATE OF OREGON

DRAFT

COUNTY OF WASHINGTON

DRAFT PERMIT TO APPROPRIATE THE PUBLIC WATERS

THIS DRAFT PERMIT IS HEREBY ISSUED TO

JASON KINCH, PRESIDENT WINDFELL ESTATES WATER ASSOC.  
41691 NW COVEY LANE  
BANKS, OREGON 97106

(503) 641-2333

The specific limits and conditions of the use are listed below.

APPLICATION FILE NUMBER: G-15645

SOURCE OF WATER: A WELL IN BAUSCH CREEK BASIN

PURPOSE OR USE: IRRIGATION OF 3.85 ACRES AND GROUP DOMESTIC FOR FOUR HOUSEHOLDS

MAXIMUM RATE: 0.058 CUBIC FOOT PER SECOND (CFS), BEING 0.048 CFS FOR IRRIGATION OF 3.85 ACRES AND 0.01 CFS FOR GROUP DOMESTIC USE FOR FOUR HOUSEHOLDS

PERIOD OF USE: YEAR ROUND FOR GROUP DOMESTIC USE AND JUNE 1 THROUGH OCTOBER 31 FOR IRRIGATION

DATE OF PRIORITY: NOVEMBER 1, 2001

WELL LOCATION: SE ¼ NW ¼, SECTION 30, T2N, R3W, W.M.; 1960 FEET SOUTH & 1780 FEET EAST FROM THE NW CORNER OF SECTION 30

The amount of water used for irrigation under this right, together with the amount secured under any other right existing for the same lands, is limited to a diversion of ONE-EIGHTIETH of one cubic foot per second (or its equivalent) and 2.5 acre-feet for each acre irrigated during the irrigation season of each year.

THE PLACE OF USE IS LOCATED AS FOLLOWS:

SE ¼ NW ¼ 3.85 ACRES IRRIGATION & DOMESTIC USE FOR FOUR HOUSEHOLDS  
SECTION 30  
TOWNSHIP 2 NORTH, RANGE 3 WEST, W.M.



## Measurement, recording and reporting conditions:

- A. The Director may require the permittee to install a meter or other suitable measuring device as approved by the Director. If the Director notifies the permittee to install a meter or other measuring device, the permittee shall install such device within the period stated in the notice. Such installation period shall not be less than 90 days unless special circumstances warrant a shorter installation period. Once installed, the permittee shall maintain the meter or measuring device in good working order and shall allow the watermaster access to the meter or measuring device. The Director may provide an opportunity for the permittee to submit alternative measuring procedures for review and approval.
- B. The Director may require the permittee to keep and maintain a record of the amount (volume) of water used and may require the permittee to report water use on a periodic schedule as established by the Director. In addition, the Director may require the permittee to report general water use information, the periods of water use and the place and nature of use of water under the permit. The Director may provide an opportunity for the permittee to submit alternative reporting procedures for review and approval.

The water user shall develop a plan to monitor and report the impact of water use under this permit on water levels within the aquifer that provides water to the permitted well(s). The plan shall be submitted to the Department within one year of the date the permit is issued and shall be subject to the approval of the Department. At a minimum, the plan shall include a program to periodically measure static water levels within the permitted well(s) or an adequate substitute such as water levels in nearby wells. The plan shall also stipulate a reference water level against which any water-level declines will be compared. If a well listed on this permit (or replacement well) displays a total static water-level decline of 25 or more feet over any period of years, as compared to the reference level, then the water user shall discontinue use of, or reduce the rate or volume of withdrawal from, the well(s). Such action shall be taken until the water level recovers to above the 25-foot decline level or until the Department determines, based on the water user's and/or the Department's data and analysis, that no action is necessary because the aquifer in question can sustain the observed declines without adversely impacting the resource or senior water rights. The water user shall in no instance allow excessive decline, as

defined in Commission rules, to occur within the aquifer as a result of use under this permit.

#### STANDARD CONDITIONS

If substantial interference with a senior water right occurs due to withdrawal of water from any well listed on this permit, then use of water from the well(s) shall be discontinued or reduced and/or the schedule of withdrawal shall be regulated until or unless the Department approves or implements an alternative administrative action to mitigate the interference. The Department encourages junior and senior appropriators to jointly develop plans to mitigate interferences.

The wells shall be constructed in accordance with the General Standards for the Construction and Maintenance of Water Wells in Oregon. The works shall be equipped with a usable access port, and may also include an air line and pressure gauge adequate to determine water level elevation in the well at all times.

The use shall conform to such reasonable rotation system as may be ordered by the proper state officer.

Prior to receiving a certificate of water right, the permit holder shall submit the results of a pump test meeting the department's standards, to the Water Resources Department. The Director may require water level or pump test results every ten years thereafter.

Failure to comply with any of the provisions of this permit may result in action including, but not limited to, restrictions on the use, civil penalties, or cancellation of the permit.

This permit is for the beneficial use of water without waste. The water user is advised that new regulations may require the use of best practical technologies or conservation practices to achieve this end.

By law, the land use associated with this water use must be in compliance with statewide land-use goals and any local acknowledged land-use plan.

The use of water shall be limited when it interferes with any prior surface or ground water rights.

The Director finds that the proposed use(s) of water described by this permit, as conditioned, will not impair or be detrimental to the public interest.



Complete application of the water to the use shall be made on or before October 1, 2007. If the water is not completely applied before this date, and the permittee wishes to continue development under the permit, the permittee must submit an application for extension of time, which may be approved based upon the merit of the application.

Within one year after complete application of water to the proposed use, the permittee shall submit a claim of beneficial use, which includes a map and report, prepared by a Certified Water Rights Examiner (CWRE).

Issued \_\_\_\_\_, 2002

**DRAFT - THIS IS NOT A PERMIT**

\_\_\_\_\_  
Paul R. Cleary, Director  
Water Resources Department

REAL ESTATE TRANSACTIONS: Pursuant to ORS 537.330, in any transaction for the conveyance of real estate that includes any portion of the lands described in this permit, the seller of the real estate shall, upon accepting an offer to purchase that real estate, also inform the purchaser in writing whether any permit, transfer approval order, or certificate evidencing the water right is available and that the seller will deliver any permit, transfer approval order or certificate to the purchaser at closing, if the permit, transfer approval order or certificate is available.

CULTURAL RESOURCES PROTECTION LAWS: Permittees involved in ground-disturbing activities should be aware of federal and state cultural resources protection laws. ORS 358.920 prohibits the excavation, injury, destruction or alteration of an archeological site or object, or removal of archeological objects from public and private lands without an archeological permit issued by the State Historic Preservation Office. 16 USC 470, Section 106, National Historic Preservation Act of 1966 requires a federal agency, prior to any undertaking to take into account the effect of the undertaking that is included on or eligible for inclusion in the National Register. For further information, contact the State Historic Preservation Office at 503-379-4168, extension 232.

**PFO CHECKLIST**  
Application #: G-15645

- ✓ 1. Was additional information requested in the IR? Y / N If so, do we now have enough info to do the PFO? Y / N
- ✓ 2. Groundwater Review A B C D River/Stream Name \_\_\_\_\_ Conditions 7A/7B
  - \_\_\_ a. Groundwater Availability A B C
  - \_\_\_ b. Is second groundwater review necessary? (comments) Y / N
  - \_\_\_ c. Is HB 1033 review complete? Y / N
  - \_\_\_ d. Is the well located in a GWLA or CA? (If applicable, include map with POD) Y / N
- ✓ 3. Is use from a B.O.R. or Douglas County project? Y / N Contract in file? Y / N Contract # \_\_\_\_\_
- ✓ 4. Is the use allowed by the Basin Program? Y / N Limited? Y / N 5690 - 502-160(2)
- NA 5. Is surface water available? Y / N (50% before 7/17/1992 & storage; 80% live flow after) \_\_\_\_\_
- ✓ 6. Is the source withdrawn or limited by statute or Department withdrawal order? Y / N
- ✓ 7. Is the Proposed Use located in or above a Scenic Waterway? Y / N
- ✓ 8. Division 33: Above Bonn (after July 17, 1992) Y / N / NA  
Below Bonn (after April 8, 1994; June 3, 1994) Y / N / NA  
Statewide - (in shaded areas on T, E, and S Map - after June 3, 1994) Y / N / NA
- ✓ 9. Rate 480 Duty 2.5 Irrigation Season 3/1-10/31
- ✓ 10. Period of Use: Requested: 6/1-10/31 Allowed: 6/1-10/31
- ✓ 11. Rate of Use: Requested: 0.111 Allowed: 0.058 (-.048 IR / .0100)
- ✓ 12. Is the use Small ( $\leq 0.1$  cfs,  $\leq 9.2$  AF), **Medium** ( $> 0.1$  or  $< 1.5$  cfs,  $> 9.2$  or  $< 100$  AF) or **Large** ( $\geq 1.5$  cfs,  $\geq 100$  AF)?  
If the use is Municipal use **Large** condition.
- ✓ 13. Is the proposed use within the New River Basin? Y / N If yes, include New River Agreement Conditions.
- ✓ 14. IR Date: 7/19/02 Public Notice Date 8/6/02 Comments Received? Y / N
- ✓ 15. Was the application filed on or after October 23, 1999? Y / N (If no, then add A date requirement.)
- ✓ 16. Are there conflicting rights? Y / N / NA
- ✓ 17. Copy to: See IR cc list

Name: Cory Engel  
Date: October 11, 2002

C:\WINDOWS\Desktop\Customized forms\PFO checklist  
(Cory).wpd Revised 6/17/02

The purpose of this checklist is to be used as a working document by Department staff to aid in the production of the Proposed Final Order. It is not intended to be a complete record of all factors which were considered to produce the document, nor is it intended to serve any purpose other than that stated above. The related Proposed Final Order is intended to stand alone as the record of factors considered in its production.

Conditions or special considerations:

7A, 7B



IR CHECKLIST

Application #: G-15645

Diversion Info:

County: Washington

Basin: WID:

178 / 30221004

Township 2 North, Range 3 West, Section SE 1/4 NW 1/4

30

- ✓ 10. Groundwater Review
  - \_\_\_a. PSI A  B  C  D River/Stream Name \_\_\_\_\_
  - \_\_\_b. Groundwater Availability A B  C
  - \_\_\_c. Is the well located in a GWLA or CGWA or T1N R3E Sec 20, 21, 28, 29 ? Y / N (If in an area include map showing POD)
- ✓ 20. Are there conflicting rights? Y /  N / NA \_\_\_\_\_
- ✓ 30. Allowed under Basin Program  Y /  N Limitations? Y / N SD2-160(2)
- ✓ 40. Withdrawn? Y /  N season allowed \_\_\_\_\_
- ✓ 50. SWW Y /  N (if Y notify state parks) \_\_\_\_\_
- ✓ 60. Surface Water Availability (80% live flow / 50% storage)  NA \_\_\_\_\_
- ✓ 70. DIVISION 33 Y / N /  NA Above Bonn Y / N (7/17/92) Below Bonn Y / N (4/8/94) Statewide Y / N (6/3/94) map date \_\_\_\_\_  
(see S:\groups\wr Resource Center - permits\forms\ir\mailing lists.wpd)
- ✓ 80. Rate/Duty/Season Requested IR: 3.85 Ac ~~6/1-10/21~~ DO: 4 HOMES, 4/12 50 GPM TOTAL  
 Allowable 1/80 2 1/2 IR: 0.048 CFS (21.6 GPM) ~~6/1-10/31~~ 9/1-10/31 0.01 (4.5 GPM) 4/12 TOTAL: 0.058 (26 GPM)
- ✓ 90. B.O.R. or Doug Co. project Y /  N contract # \_\_\_\_\_
- ✓ 100. M&R Condition  S ( $\leq 0.1, \leq 9.2$ ),  M ( $\geq 0.1$  or  $\leq 1.5$  CFS, or  $\geq 9.2$  or  $\leq 100$ AF),  L ( $\geq 1.5, \geq 100$ )
- ✓ 110. Land use approval  OK'd needs approval county notified NA
- ✓ 120. Watermaster Dist: (1 2 16  18  20 - NWR) (3 4 5 21 - NCR) (6 8 9 10 - ER) (11 12 17 - SCR) (13 14 15 19 - SWR)
- ✓ 130. DOA 1010 (4d)  Y  N 303D Y /  N IN GEOGRAPHIC UMATILLA Y /  N BOTTLED WATER Y /  N  
(cc: Paul Measeles) (cc: DEQ Regional. Manager) (cc: CTUIR) (cc: DOA Food Safety Division)
- ✓ 140. Is the use located within Oregon Streamflow Restoration Area?  Y /  N / NA
- ✓ 150. Letter format --  Good --  Limited --  Bad --  Bad w/ IRshort --  Bad w/ HC Opportunity
- ✓ 160. Conditions necessary 7A/7B
- \_\_\_ 170. CWRE, representative, etc. to notify? Y / N \_\_\_\_\_

AFFECTED LANDOWNERS

Name: Cory Engel

Date: July 16, 2002

The purpose of this checklist is to be used as a working document by Department staff to aid in the production of the related Initial Review, Proposed Final Order, or Final Order. It is not intended to be a complete record of all factors which were considered to produce the document, nor is it intended to serve any purpose other than that stated above. The related Initial Review, Proposed Final Order, or Final Order is intended to stand alone as the record of factors considered in its production.

# Water Right Conditions Tracking Slip

Groundwater/Hydrology Section

FILE ## G-15645

ROUTED TO: W.R.

TOWNSHIP/

RANGE-SECTION: 2N/2W-30

CONDITIONS ATTACHED?  Yes  no

REMARKS OR FURTHER INSTRUCTIONS:

7A - Monitoring Program

Reviewer: Marla Norton



TO: Water Rights Section

March 13, 2002

FROM: Ground Water/Hydrology Section

Marc A Norton

Reviewer's Name

SUBJECT: Application G- 15645

GROUND WATER/SURFACE WATER CONSIDERATIONS

1. PER THE \_\_\_\_\_ Basin rules, one or more of the proposed POA's is/is not within \_\_\_\_\_ feet/mile of a surface water source ( \_\_\_\_\_ ) and taps a ground water source hydraulically connected to the surface water.
2. BASED UPON OAR 690-09 currently in effect, I have determined that the proposed ground water use:
  - a. \_\_\_ will, or have the potential for substantial interference with the nearest
  - b.  will not surface water source, namely \_\_\_\_\_; or
  - will if properly conditioned, adequately protect the surface water from interference:
    - i. \_\_\_ The permit should contain condition #(s) \_\_\_\_\_;
    - ii. \_\_\_ The permit should contain special condition(s) as indicated in "Remarks" below;
    - iii. \_\_\_ The permit should be conditioned as indicated in item 4 below; or
  - d. \_\_\_ will, with well reconstruction, adequately protect the surface from substantial interference.

GROUND WATER AVAILABILITY CONSIDERATIONS

3. BASED UPON available data, I have determined that ground water for the proposed use:
  - a. \_\_\_ will, or likely be available in the amounts requested without injury to prior rights
  - b. \_\_\_ will not and/or within the capacity of the resource; or
  - c.  will if properly conditioned, avoid injury to existing rights or to the ground water resource:
    - i.  The permit should contain condition #(s) 7A, 7B;
    - ii. \_\_\_ The permit should contain special condition(s) as indicated in "Remarks" below;
    - iii. \_\_\_ The permit should be conditioned as indicated in item 4 below; or
4.
  - a. \_\_\_ THE PERMIT should allow ground water production from no deeper than \_\_\_\_\_ ft. below land surface;
  - b. \_\_\_ The permit should allow ground water production from no shallower than \_\_\_\_\_ ft. below land surface;
  - c. \_\_\_ The permit should allow ground water production only from the \_\_\_\_\_ ground water reservoir between approximately \_\_\_\_\_ ft. and \_\_\_\_\_ ft. below land surface;
  - d. \_\_\_ Well reconstruction is necessary to accomplish one or more of the above conditions.
  - e. \_\_\_ One or more POA's commingle 2 or more sources of water. The applicant must select one source of water per POA and specify the proportion of water to be produced from each source.

REMARKS: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

(Well Construction Considerations on Reverse Side)

WELL CONSTRUCTION (If more than one well doesn't meet standards, attach an additional sheet.)

5. THE WELL which is the point of appropriation for this application does not meet current well construction standards based upon:
- a. \_\_\_ review of the well log;
  - b. \_\_\_ field inspection by \_\_\_\_\_;
  - c. \_\_\_ report of CWRE \_\_\_\_\_;
  - d. \_\_\_ other: (specify) \_\_\_\_\_
6. THE WELL construction deficiency:
- a. \_\_\_ constitutes a health threat under Division 200 rules;
  - b. \_\_\_ commingles water from more than one ground water reservoir;
  - c. \_\_\_ permits the loss of artesian head;
  - d. \_\_\_ permits the de-watering of one or more ground water reservoirs;
  - e. \_\_\_ other: (specify) \_\_\_\_\_
7. THE WELL construction deficiency is described as follows: \_\_\_\_\_
8. THE WELL
- a. \_\_\_ was, or constructed according to the standards in effect at the time of
  - b. \_\_\_ was not original construction or most recent modification.
  - c. \_\_\_ I don't know if it met standards at the time of construction.

**RECOMMENDATION:**

- A. \_\_\_ I recommend including the following condition in the permit:  
"No water may be appropriated under terms of this permit until the well(s) has been repaired to conform to current well construction standards and proof of such repair is filed with the Enforcement Section of the Water Resources Department."
- B. \_\_\_ I recommend withholding issuance of the permit until evidence of well reconstruction is filed with the Enforcement Section of the Water Resources Department.
- C. \_\_\_ REFER this review to Enforcement Section for concurrence.

**THIS**

**SECTION TO BE COMPLETED BY ENFORCEMENT PERSONNEL**

I concur in G/H's recommendation A or B above relating to conditioning or withholding the permit

\_\_\_\_\_, 199\_\_.

(Signature)

I do not concur in G/H's recommendation A or B above relating to conditioning or withholding the permit for the following reasons: \_\_\_\_\_

\_\_\_\_\_, 199\_\_.

(Signature)











# Analysis for Application: G15645

**Location: 2.00 N-3.00 W-30-senw**

Uses: GD 0.000 (P) , IR 3.850 (P)

**Basins**

BASIN_NUM	BASIN_NAME
2	Willamette

**Records Found: 1**

**WaterMaster Districts**

WATERDIST	REGION	ACRES	SQ_MILES	WMASTER	ADDRESS	CITY	ZIP	PHONE
18	NW	711234	1111	Darrell Hedin	111 NE Lincoln, #220-I	Hillsboro	97124	503-846-4881

**Records Found: 1**

**WAB**

BASIN	WID	LINK_1
2	178	Water Availability: 50% 80%
2	30201004	Water Availability: 50% 80%

**Records Found: 2**

**County**

COUNTY	FIPS
Washington	41067

**Records Found: 1**

**Groundwater Restricted Records Found: 0**

**Division 33 Area**

DIV33
In a Div33 area

**Records Found: 1**

**Rule 4D**

RULE4D
In a Rule4D Area

**Records Found: 1**

**303D Streams Records Found: 0**

**303D Lakes Records Found: 0**

Plat Card Report for: Township: 2N, Range: 3W Section: 30

Application	Permit	Certificate	Status lot/dlc	NE				NW				SW				SE				Gov't Lot	di
				NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE		
G 6628 8/19/1974	G 5336	<u>52841</u> -								2.500 IR	17.500 IR										
G 7202 1/2/1976	G 6736	<u>57217</u> -							7.300 IR												
G 8476 9/29/1977	G 7593													MU	MU	MU				MU	MU
S 9207 10/3/1923	S 6516	<u>5353</u> -													MU						
G 15645 11/1/2001																					
G 15645 11/1/2001	*																				
S 38447 2/20/1963	S 35792																			40.600 IR	39.400 IR
S 48359 6/24/1971	S 37837																				
S 48419 8/14/1972	S 36745	<u>47775</u> -												0.300 IR		0.500 IR					
R 53477 7/29/1975	R 6385	<u>53974</u> -																			IS (s)

Go to 2N, 3W, 30 page: 1 2 Next >>

[Return to Plat Card Search Pa](#)

**NOTE: Please read the disclaimer before using this information.**

Frequently asked questions and the abbreviations (water use codes) noted above are discussed in our Plat Card [FAQ](#).

BASED ON THE LOCATION OF THE ROAD WHICH IS SOUTH OF G-15645 AND NORTH OF CO. 52841, IT IS MY JUDGMENT THAT THE RIGHTS DO NOT CONFLICT. ANY APPARENT VIOLATION IS PROBABLY DUE TO MAPPING ERRORS. CF 7/16/02



Plat Card Report for: *Township: 2N, Range: 3W Section: 30*

Application	Permit	Certificate	Status lot/dlc	NE				NW				SW				SE				Gov't Lot	dl				
				NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE						
S 53478 7/29/1975	S 39871	<u>53975</u> -																	7.300 IS (s)			16.300 IS (s)			
S 54203 4/28/1976	S 40615			MU	MU	MU	MU	MU	MU	MU	MU	MU	MU	MU	MU	MU	MU	MU	MU	MU	MU	MU	MU		
S 65611 8/25/1983	S 48173								MU	MU				MU	MU	MU					MU	MU			
S 69623 5/24/1988																									
S 71651 6/3/1991				MU	MU	MU	MU	MU	MU	MU	MU	MU	MU	MU	MU	MU	MU	MU	MU	MU	MU	MU	MU		

Go to 2N, 3W, 30 page: <<Previous 1 2

[Return to Plat Card Search Pa](#)

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## STATE OF OREGON

COUNTY OF

WASHINGTON

## CERTIFICATE OF WATER RIGHT

**This is to certify, That** GENE B. TALBOTT

of Route 2, Box 200, Banks, State of Oregon, 97106, has made  
proof to the satisfaction of the Water Resources Director, of a right to the use of the waters of  
Talbot Well No. 1

a tributary of West Fork Dairy Creek for the purpose of  
irrigation of 20.0 acres

under Permit No. G-5336 and that said right to the use of said waters has been perfected in  
accordance with the laws of Oregon; that the priority of the right hereby confirmed dates from  
August 19, 1974

that the amount of water to which such right is entitled and hereby confirmed, for the purposes aforesaid, is  
limited to an amount actually beneficially used for said purposes, and shall not exceed  
0.08 cubic foot per second

or its equivalent in case of rotation, measured at the point of diversion from the well. The well is  
located in the SE 1/4 NW 1/4, Section 30, T2N, R3W, WM;  
650 feet North and 1050 feet West from Center, Section 30.

The amount of water used for irrigation, together with the amount secured under any other right  
existing for the same lands, shall be limited to one-eightieth of one cubic foot per second  
per acre, or its equivalent for each acre irrigated and shall be  
further limited to a diversion of not to exceed 2 1/2 acre-feet per acre for  
each acre irrigated during the irrigation season of each year

and shall  
conform to such reasonable rotation system as may be ordered by the proper state officer.

A description of the place of use under the right hereby confirmed, and to which such right is  
appurtenant, is as follows:

2.5 acres SW 1/4 NW 1/4  
17.5 acres SE 1/4 NW 1/4  
Section 30  
Township 2 North, Range 3 West, WM

The right to the use of the water for the purposes aforesaid is restricted to the lands or place of use herein  
described.

WITNESS the signature of the Water Resources Director, affixed

this date. February 14, 1985

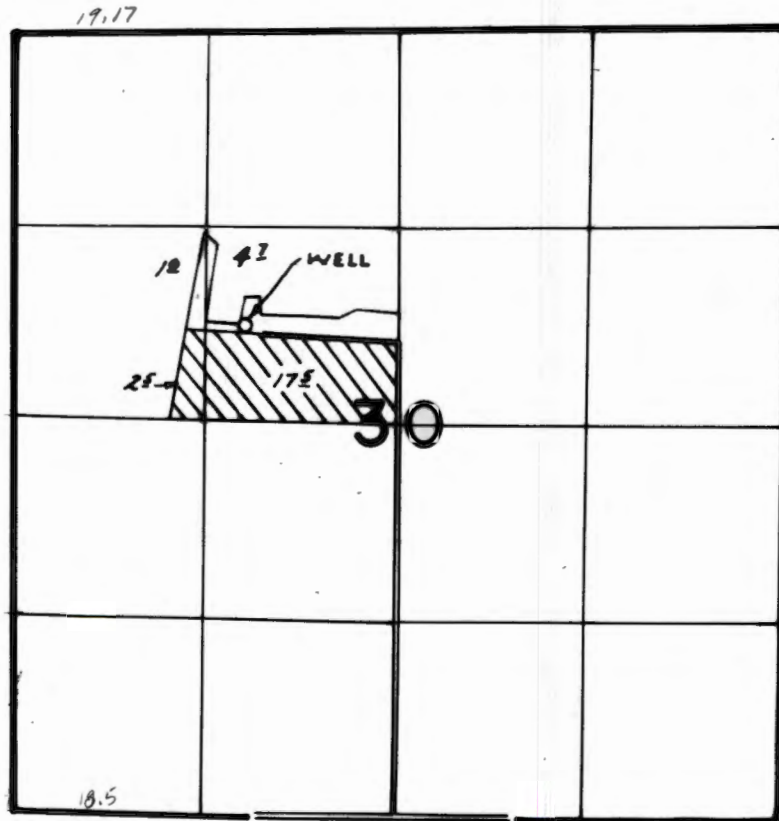
...../s/.....William.H.....Young.....  
Water Resources Director

Recorded in State Record of Water Right Certificates, Volume 47, page 52841





T.2N.R.3W.W.M.



WELL LOC: 650' N. & 1050' W. FROM CEN. SEC. 30

**FINAL PROOF SURVEY**  
UNDER

Application No. *G-6628* Permit No. *G-5336*  
IN NAME OF

.....*GENE B. TALBOTT*.....

Surveyed *MAY 30 1980*, by *R. MUCKEN*.



# Standard Application "Completeness" Checklist <sup>GW</sup>

Minimum Requirements (OAR 690-310-040)

Application # - <u>G 15645</u>	County: <u>WASHINGTON</u>
Priority Date: <u>NOV 1, 2001</u>	Township: <u>2 N</u>
Use(s): <u>GROUP DOMESTIC</u>	Range: <u>3 W</u>
Rate: <u>50 gpm</u>	Section: <u>30</u>
	POD ¼¼: <u>SE NW</u>
	POU ¼¼: <u>SE NW</u>

Applicant/Organization Name, Mailing Address and Telephone Number. If applicant is other than a private landowner, Organizations section must be completed.

Source and tributary listed? \_\_\_\_\_

Property ownership indicated? If applicant does not own all the land, is the affected landowner's name and mailing address listed? (Including: Lands, not owned by applicant, upon which the source is located .....or..... any Lands, not owned by applicant, which are crossed by the diversion works.) **NOTE: An easement or agreement DOES NOT need to be submitted at this time, but will be required before a permit will be issued.** NO!

If a groundwater application...is the groundwater development section completed? YES

Proposed Use of the water.... Is each proposed use identified? GROUP DOM

Has the appropriate "Supplemental Form" for each proposed use been completed?

Form I (Irrigation)      \_\_\_ Form M (Municipal or Quasi-Municipal)

\_\_\_ Form R (Mining)      \_\_\_ Form Q (Commercial or Industrial)

\_\_\_ Spring Description Sheet (if source is a Spring)

Amount of water from each source listed in GPM, CFS or AF? 50 gpm

Acreage being proposed, if applicable. 3.85 A PRIMARY



Season being requested by applicant. \_\_\_\_\_

The water management section has been completed? If system has not been designed, the applicant may estimate this information. \_\_\_\_\_

Resource protection system completed on Surface Water application? \_\_\_\_\_

Are the dates of construction indicated? \_\_\_\_\_  
If system already completed, applicant should indicate existing.

Is the application signed in ink by the applicant? If the application is in the name of an organization or corporation, the authorized agent must sign the application.

Is a copy of the deed, land sales contract or title insurance policy included? We cannot accept a copy of the tax bill.

A completed Land-Use Form or receipt signed by the appropriate planning department officials enclosed? Does the use on land-use form match the proposed use on the application?

Does the map meet map requirements of OAR 690-310-050? WA. CITY. ASSR MAP

Town, Range, Sec,  $\frac{1}{4}$  $\frac{1}{4}$  and Tax Lot #       Scale of the Map       Reference corner on map

North Directional Symbol        $\frac{1}{4}$  $\frac{1}{4}$ 's clearly identified       POD clearly identified

POU clearly identified       Location Coordinates for each POD (1)

Location of House, if Domestic       Number of acres per  $\frac{1}{4}$  $\frac{1}{4}$ , if Irrigation

Location of Bldg, if Comm/Indus       ~~Location of Stock Tanks, if Livestock~~

~~Muni/Quasi-Muni Service Boundaries~~       Other \_\_\_\_\_

Correct fees enclosed? Refer to worksheet to calculate fees.

Total Paid \$ 400

EXAM

Total Amount of Water Requested: 50 gpm

Base Fee \$ 250

plus 150

plus \_\_\_\_\_

Total Exam Fee \$ 400

Total Exam Fee \$ 400      Recording Fee \$ \_\_\_\_\_

Completeness Check by: HJM

Date: 11-02-2001



PERMITTED WELLS WITHIN 1 MILE OF APPLICATION G 15645

\$RECNO	APPLICATION	PERMIT	LOC-QQ	USE	RATE	DIV-UNITS
1	G 799	G 726	2.00N 4.00W24SENW	IR	0.0900	C
2	G 6060	G 5724	2.00N 4.00W25NENE	IR	0.0440	C
3	G 7812	G 7903	2.00N 4.00W26NESE	QM	0.6900	C
4	G 7812	G 7903	2.00N 4.00W26SESE	QM	0.6900	C
5	G 7202	G 6736	2.00N 3.00W19SWSW	IR	0.0700	C
6	G 6628	G 5336	2.00N 3.00W30SENW	IR	0.0800	C
7	G 8476	G 7593	2.00N 3.00W31NENW	MU	0.6700	C
8	G 7241	G 6646	2.00N 3.00W31NENE	IR	0.0400	C

CONDITIONED WELLS WITHIN 5 MILES OF APPLICATION G 15645

\$RECNO	APPLICATION	PERMIT	LOC-QQ	CONDITION-CODE
1	G 13205	G 12164	2.00N 4.00W27SWSE	7BG
1	G 13205	G 12164	2.00N 4.00W27SWSE	7BR
2	G 12208	G 11187	2.00N 3.00W25NWSW	4E
3	G 11986	G 11031	2.00N 3.00W36SENW	4D
3	G 11986	G 11031	2.00N 3.00W36SENW	4E
3	G 11986	G 11031	2.00N 3.00W36SENW	4D
3	G 11986	G 11031	2.00N 3.00W36SENW	4E
4	G 12976	G 11793	2.00N 3.00W36NESW	4EG
4	G 12976	G 11793	2.00N 3.00W36NESW	4EW
4	G 12976	G 11793	2.00N 3.00W36NESW	4EG
4	G 12976	G 11793	2.00N 3.00W36NESW	4EW
4	G 12976	G 11793	2.00N 3.00W36NESW	4EG
4	G 12976	G 11793	2.00N 3.00W36NESW	4EW
5	G 13425	G 11803	1.00N 4.00W23NESE	4LG
5	G 13425	G 11803	1.00N 4.00W23NESE	4LW
5	G 13425	G 11803	1.00N 4.00W23NESE	4LG
5	G 13425	G 11803	1.00N 4.00W23NESE	4LW
6	G 12086	G 11142	1.00N 3.00W 2NESE	4E
6	G 12086	G 11142	1.00N 3.00W 2NESE	4E
6	G 12086	G 11142	1.00N 3.00W 2NESE	4E

APPLICATION G 15645 FALLS WITHIN THESE QUAD(S)

MEACHAM CORNER

Application No. G-15645  
Permit No.



# Oregon

John A. Kitzhaber, M.D., Governor

**Water Resources Department**

Commerce Building  
158 12th Street NE  
Salem, OR 97301-4172  
(503) 378-3739  
FAX (503) 378-8130  
www.wrd.state.or.us

July 19, 2002

JASON KINCH, PRESIDENT  
WINDFELL ESTATES WATER ASSOC.  
41691 NW COVEY LANE  
BANKS, OREGON 97106



(503) 641-2333

Reference: File G-15645

Dear Applicant:

**THIS IS NOT A PERMIT AND IS  
SUBJECT TO CHANGE AT THE NEXT PHASE OF PROCESSING.**

This letter is to inform you of the preliminary analysis of your water use permit application and to describe your options. In determining whether a water use permit application may be approved, the Department must consider the factors listed below, all of which must be favorable to the proposed use if it is to be allowed. Based on the information you have supplied, the Water Resources Department has made the following preliminary determinations:

Initial Review Determinations:

1. The proposed use is not prohibited by law or rule.
2. You requested the use of 50 GALLONS PER MINUTE (0.111 CUBIC FOOT PER SECOND, OR CFS) of water for IRRIGATION OF 3.85 ACRES AND GROUP DOMESTIC USE FOR FOUR HOUSEHOLDS. Based upon the Department's general, standard allowance however, the maximum rate the Department will propose to allow for these uses is 0.058 CFS (about 26 GPM), being 0.048 CFS (about 21.6 GPM) for IRRIGATION OF 3.85 ACRES and 0.01 CFS (about 4.5 GPM) for GROUP DOMESTIC USE FOR FOUR HOUSEHOLDS.
3. The use of water from A WELL IN BAUSCH CREEK BASIN for IRRIGATION OF 3.85 ACRES AND GROUP DOMESTIC USE FOR FOUR HOUSEHOLDS is **allowable** under OAR 690-502-160(2), the Willamette Basin Program.
4. The Department has determined, based upon OAR 690-09, that the proposed groundwater use will not have the potential for substantial interference with the nearest surface water source.



5. The Department has also determined, based upon available data, that the use of groundwater in the amount of 0.058 CUBIC FOOT PER SECOND for IRRIGATION OF 3.85 ACRES AND GROUP DOMESTIC USE FOR FOUR HOUSEHOLDS if properly conditioned, will not injure existing rights or the groundwater resource.

### **Summary of Initial Determinations**

**The use of 0.058 CFS from A WELL IN BAUSCH CREEK BASIN, BEING 0.048 CFS FOR IRRIGATION OF 3.85 ACRES AND 0.01 CFS FOR GROUP DOMESTIC USE FOR FOUR HOUSEHOLDS is allowable during the full periods requested, being year round for group domestic use and June 1 through October 31 for irrigation.**

Because of these favorable determinations, the Department can now move your application to the next phase of the water rights application review process. This phase is where public interest factors will be evaluated.

Please reference the application number when sending any correspondence regarding the conclusions of this initial review. Comments received within the comment period will be evaluated at the next phase of the process.

#### **To Proceed With Your Application:**

If you choose to proceed with your application, you do not have to notify the Department. Your application will automatically be placed on the Department's Public Notice to allow others the opportunity to comment. After the comment period the Department will complete a public interest review and issue a proposed final order.

#### **Withdrawal Refunds:**

If you choose not to proceed, you may withdraw your application and receive a refund (minus a \$50 processing charge per application.) To accomplish this you must notify the Department in writing by **Friday, August 2, 2002**. For your convenience you may use the enclosed "STOP PROCESSING" form.

#### **Additional Information Required:**

Although it is not required to be submitted at this time, prior to permit issuance you will be required to submit copies of easements or other written authorizations allowing access to lands owned by parties other than Windfell Estates Water Association, as well as permit recording fees in the amount of \$175.00.

If A Permit Is Issued It Will Likely Include The Following Conditions:

1. Measurement, recording and reporting conditions:
  - A. The Director may require the permittee to install a meter or other suitable measuring device as approved by the Director. If the Director notifies the permittee to install a meter or other measuring device, the permittee shall install such device within the period stated in the notice. Such installation period shall not be less than 90 days unless special circumstances warrant a shorter installation period. Once installed, the permittee shall maintain the meter or measuring device in good working order and shall allow the watermaster access to the meter or measuring device. The Director may provide an opportunity for the permittee to submit alternative measuring procedures for review and approval.
  - B. The Director may require the permittee to keep and maintain a record of the amount (volume) of water used and may require the permittee to report water use on a periodic schedule as established by the Director. In addition, the Director may require the permittee to report general water use information, the periods of water use and the place and nature of use of water under the permit. The Director may provide an opportunity for the permittee to submit alternative reporting procedures for review and approval.
2. The priority date for this application is NOVEMBER 1, 2001.
3. The water user shall develop a plan to monitor and report the impact of water use under this permit on water levels within the aquifer that provides water to the permitted well(s). The plan shall be submitted to the Department within one year of the date the permit is issued and shall be subject to the approval of the Department. At a minimum, the plan shall include a program to periodically measure static water levels within the permitted well(s) or an adequate substitute such as water levels in nearby wells. The plan shall also stipulate a reference water level against which any water-level declines will be compared. If a well listed on this permit (or replacement well) displays a total static water-level decline of 25 or more feet over any period of years, as compared to the reference level, then the water user shall discontinue use of, or reduce the rate or volume of withdrawal from, the well(s). Such action shall be taken until the water level recovers to above the 25-foot decline level or until the Department determines, based on the water user's and/or the Department's data and analysis, that no action is necessary because the aquifer in question can sustain the observed declines without adversely impacting the resource or senior water rights. The water user shall in no instance allow excessive decline, as defined in Commission rules, to occur within the aquifer as a result of use under this permit.
4. If substantial interference with a senior water right occurs due to withdrawal of water from any well listed on this permit, then use of water from the well(s) shall be discontinued or reduced and/or the schedule of withdrawal shall be regulated until or unless the Department approves or implements an alternative administrative action to



mitigate the interference. The Department encourages junior and senior appropriators to jointly develop plans to mitigate interferences.

The water source identified in your application is in an area that has an approved Agricultural Water Quality Management Area Plan. These plans have been developed by the Oregon Department of Agriculture (ODA) with the cooperation of local landowners and other interested stakeholders. These plans help make sure that current and new appropriations of water are done in a way that does not adversely harm the environment. You are encouraged to contact Paul Measeles, (503) 986-4778 at the ODA to learn more about the plan and how it may affect your proposed water use.

If you have any questions:

Questions about the status of your application, processing timelines, or your upcoming Proposed Final Order should be directed to our Water Right Information Group at (503) 378-8455 extension 201. Feel free to call me at (503) 378-8455 extension 324 if you have any questions regarding the contents of this letter. Please have your application number available if you call. Address all other correspondence to: Water Rights Section, Oregon Water Resources Department, 158 12th ST. NE Salem, OR 97301-4172, Fax: (503)378-6203.

Sincerely,



Mr. Cory C. Engel  
Water Right Processing Technician

enclosures: Flow Chart of Water Right Process  
Stop Processing Form

G-15645  
wab 02-178/30201004  
pou 02-178/30201004  
gw B

# APPLICATION FACT SHEET

*Mail to: Applicant, Watermaster, District Biologist (ODFW)*

*If necessary, also mail to : Regional Water quality manager (DEQ), and DOA*

Application File Number: G-15645

Applicant: WINDFELL ESTATES WATER ASSOC.; KINCH, JASON

County: WASHINGTON

Watermaster: District 18

Priority Date: NOVEMBER 1, 2001

Source: A WELL IN BAUSCH CREEK BASIN

Use: IRRIGATION OF 3.85 ACRES AND GROUP DOMESTIC USE FOR FOUR HOUSEHOLDS

Quantity: 50 GALLONS PER MINUTE

Basin Name & Number: Willamette, #02

Stream Index Reference: Volume 20A E FK DAIRY CR MISC

Well Location: SE $\frac{1}{4}$  NW $\frac{1}{4}$ , SECTION 30, T2N, R3W, W.M.; 1960 FEET SOUTH & 1780 FEET EAST FROM THE NW CORNER OF SECTION 30

Place of Use: SE $\frac{1}{4}$  NW $\frac{1}{4}$  3.85 ACRES, SECTION 30, TOWNSHIP 2 NORTH, RANGE 3 WEST, W.M.

14 DAY STOP PROCESSING DEADLINE DATE: Friday, August 2, 2002

PUBLIC NOTICE DATE: Tuesday, August 6, 2002

30 DAY COMMENT DEADLINE DATE: Thursday, September 5, 2002



# Mailing List for IR Copies

Application #G-15645

IR Date: July 19, 2002

## Original mailed to:

- Applicant: WINDFELL ESTATES WATER ASSOC.; KINCH, JASON, 41691 NW COVEY LANE, BANKS, OREGON 97106

## Copies sent to:

- 1. WRD - File # G-15645
- 2. WRD - Water Availability: Ken Stahr

## IR, Map, and Fact Sheet Copies sent to:

- 3. WRD - Watermaster # District 18
- 4. WRD - Regional Manager: NWR
- 5. DOA (N.Salem/Keizer): Paul Meeseles
- 6. Parks

Copies Mailed
By: <u>JCB</u>
(SUPPORT STAFF)
on: <u>7/19/02</u>
(DATE)

## Copies sent to Other Interested Persons (*CWRE, Agent, Well Driller, Commenter, etc.*)

- 7. DON CHAMBERS, 41777 NW COVEY LN, BANKS OR 97106
- 8. MILES BENEDICT, 41615 NW COVEY LN, BANKS OR 97106
- 9. CRAIG SANDAGE, 41549 NW COVEY LN, BANKS OR 97106
- 10. BOB SENKO, 41940 NW COVEY LN, BANKS OR 97106

11. \_\_\_\_\_

12. \_\_\_\_\_

ID# CE

COPYSHIT.IR

Application No. 6-15645

Permit No. \_\_\_\_\_



State of Oregon  
**Water Resources Department**  
 158 12th Street NE, Salem, OR 97310  
 (503)378-8455 • (800)624-3199  
 www.wrd.state.or.us

# Application for a Permit to Use Ground Water

Please type or print in dark ink. If your application is found to be incomplete or inaccurate, we will return it to you. If any requested information does not apply to your application, insert "n/a." Please read and refer to the instructions when completing your application. Thank you.

RECEIVED

NOV 01 2001

WATER RESOURCES DEPT.  
 SALEM, OREGON

## 1. APPLICANT INFORMATION

### A. Individuals

Applicant: \_\_\_\_\_  
First Last

Co-applicant: \_\_\_\_\_  
First Last

Mailing address: \_\_\_\_\_  
 \_\_\_\_\_  
City State Zip

Phone: \_\_\_\_\_  
Home Work Other

\*Fax: \_\_\_\_\_ \*E-Mail address: \_\_\_\_\_

### B. Organizations

(Corporations, associations, firms, partnerships, joint stock companies, cooperatives, public and municipal corporations)

Name of organization: WINDFELL ESTATES WATER ASSOCIATION

Name and title of person applying: JASON KINCH - PRESIDENT

Mailing address of organization: 41691 NW COVEY LANE

BANKS OR 97106  
City State Zip

Phone: 503-641-2333 503-324-0963  
Day Evening

\*Fax: 503-641-2328 \*E-Mail address: JK@JKPHOTO.COM

\*Optional information

For Department Use		
App. No. _____	Permit No. _____	Date _____



2. PROPERTY OWNERSHIP

Do you own all the land where you propose to divert, transport, and use water?

- Yes (Skip to section 3 "Ground water Development.")
No Please check the appropriate box below.
I have a recorded easement or written authorization permitting access.
I do not currently have written authorization or easement permitting access.

List the names and mailing addresses of all affected landowners.\*

Handwritten list of landowners: DON CHAMBERS, MILES BENEDICT, CRAIG SANDAGE, JASON KINCH, BOB SENKO with addresses and tax lot numbers. Includes a bracketed note 'WATER USERS' and '\* NON USER'.

\*If more than 25 landowners are involved, a list is not required. See instructions.

3. GROUND WATER DEVELOPMENT

A. Number of well(s): 1 B. Name of nearest surface water body: HARTWICK RESERVOIR (3.75 mi), PONDS - QUAIL VALLEY GOLF COURSE (1 mi)
C. Distance from well(s) to nearest stream or lake: 1) BAUSCH CREEK - .25 mi, 2) BLEDSOE CREEK - 3 mi
D. If distance from surface water is less than one mile, indicate elevation difference between nearest surface water and well head. 1) WELL HEAD 480' ABOVE BAUSCH CREEK

E. Well Characteristics

Wells must be constructed according to standards set by the Department for the construction and maintenance of water wells. If the well is already constructed, please enclose a copy of the well constructor's log and the well ID number, if available, for each well with this application.

Well(s) will be constructed by: A.M. JANNSEN WELL DRILLING Co. INC.
Address: 21075 SW TUALATIN VALLEY HWY, ALOHA, OR 97006
Completion date: NOV. 1, 2001

Application No. G-15645  
 Permit No.

2. Please provide a description of your well development. (Attach additional sheets if needed.)

Well No.	Diameter	Type and size of casing	No. of feet of casing	Intervals casing is perforated (in feet)	Seal depth	Est. depth to water	Est. depth to water bearing stratum	Type of access port or measuring device	Total well depth
1	8" 6"	8" STEEL	180'	550' 600'	200'	500'	590'	VENT	600'

**F. Artesian Flows**

If your water well is flowing artesian, describe your water control and conservation works:

N/A

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**4. WATER USE**

Please read the instruction booklet for more details on "type of use" definitions, how to express how much water you need and how to identify the water source you propose to use. You must fill out a supplemental form for some uses as they require specific information for that type of use.

**A. Type(s) of Use(s)**

See list of beneficial uses provided in the instructions.

- If your proposed use is **domestic**, indicate the number of households to be supplied with water: 4
- If your proposed use is **irrigation**, please attach Form I
- If your proposed use is **mining**, attach Form R
- If your proposed use is **municipal or quasi-municipal**, attach Form M
- If your proposed use is **commercial/industrial**, attach Form Q

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 SALEM, OREGON



**B. Amount of Water**

Provide the production rate in gallons per minute (gpm) and the total annual amount of water you need from each well, from each source or aquifer, for each use. You do not need to provide source information if you are submitting a well log with your application.

Well No.	Source or aquifer	Type of use	Total rate of water requested (in gpm)	Total annual quantity (in gallons)	Production rate of well (in gpm)
1	COLUMBIA RIVER BASALT	GROUP DOMESTIC	50 GPM	1.2 million	

**C. Maximum Rate of Use Requested**

What is the maximum, instantaneous rate of water that will be used? 50 GPM  
(The fees for your application will be based on this amount.)

**D. Period of Use**

Indicate the time of year you propose to use the water: YEAR ROUND  
(For seasonal uses like irrigation give dates when water use would begin and end, e.g. March 1–October 31.)

**E. Acreage**

If you will be applying water to land, please give the total number of acres where water will be applied or used: 3.85 ACRES  
(This number should be consistent with you application map.)

**5. WATER MANAGEMENT**

**A. Diversion**

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

- Pump (give horsepower and pump type) 10HP SUBMERSIBLE
- Other means (describe) \_\_\_\_\_

**B. Transport**

How will you transport water to your place of use?

- Ditch or canal (give average width and depth)  
Width \_\_\_\_\_ Depth \_\_\_\_\_  
Is the ditch or canal to be lined?  Yes  No
- Pipe (give diameter and total length)  
Diameter 2" Length 1000 FT.
- Other (describe) \_\_\_\_\_

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414 M. GARDNER

Application No. G-15645  
Permit No.

C. Application/Distribution Method

What equipment will you use to apply water to your place of use? \_\_\_\_\_

Irrigation or land application method (check all that apply):

- Flood
- Drip
- Hand lines
- Siphon tubes or gated pipe with furrows
- Other, describe \_\_\_\_\_
- High-pressure sprinkler
- Water cannons
- Wheel lines
- Low pressure sprinkler
- Center pivot system

Distribution method

- Direct pipe from source
- In-line storage (tank or pond)
- Open canal

D. Conservation

What methods will you use to conserve water? Why did you choose this distribution or application method? For example, if you are using sprinkler irrigation rather than drip irrigation, explain. If you need additional space, attach a separate sheet.

RESIDENTIAL IRRIGATION - SCHEDULED DAYS/TIMES - SPRINKLER  
AND DRIP - INDIVIDUAL HOUSEHOLD DELIVERY SYSTEMS ON TIMMERS

6. PROJECT SCHEDULE

Indicate the anticipated dates that the following construction tasks should begin. If construction has already begun, or is completed, please indicate that date.

Proposed date construction will begin OCT. 2001

Proposed date construction will be completed NOV. 2001

Proposed date beneficial water use will begin NOV. 2001

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WATER RESOURCES DEPT.  
SALEM, OREGON

7. REMARKS

If you would like to clarify any information you have provided in the application, please do so here and reference the specific application question you are addressing.

\* THE RESERVIOR AND PUMP HOUSE FOR THIS SYSTEM ARE LOCATED ON  
PROPERTY NOT OWNED BY ONE OF THE ASSOCIATION MEMBERS. THE  
LANDOWNERS - BOB AND MARILYN SENKO - HAVE GRANTED WEWA AN  
EASEMENT.



## 8. MAP REQUIREMENTS

The Department cannot process your application without accurate information showing the source of water and location of water use. You must include a map with this application form that clearly indicates the township, range, section, and quarter/quarter section of the proposed well location and place of use. The map must provide tax lot numbers. See the map guidelines sheet for detailed map specifications.

## 9. SIGNATURE

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 packet.
- I cannot legally use water until the Water Resources Department issues a permit to me.
- 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 canceled.
- The water use must be compatible with local comprehensive land use plans.
- Even if the Department issues a permit to me, I may have to stop using water to allow senior water right holders to get water they are entitled to, and

I swear that all information provided in this application is true and correct to the best of my knowledge:

Signature of Applicant

Date

Signature of Co-applicant

Date

**Before you submit your application be sure you have:**

- Answered each question completely.
- Attached a legible map which includes township, range, section, quarter/quarter and tax lot number.
- Included a Land Use Information Form or receipt stub signed by a local official.
- Included the legal description of all the property involved with this application. You may supply a copy of the deed, land sales contract, or title insurance policy, to meet this requirement.
- Included a check payable to the Oregon Water Resources Department for the appropriate amount.



Application No. G-15645  
Permit No.

Oregon Water Resources Department

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NOV 01 2001

WATER RESOURCES DEPT.  
SALEM, OREGON

FORM I

FOR IRRIGATION WATER USE

1. Please indicate whether you are requesting a primary or supplemental irrigation water right.

Primary     Supplemental

If supplemental, please indicate the number of acres that will be irrigated for each type of use.

Primary:            3.85            Acres

Secondary:            \_\_\_\_\_            Acres

List the permit or certificate number of the primary water right:            No. \_\_\_\_\_

2. Please list the anticipated crops you will grow and whether you will be irrigating them for a full or partial season:

1. RESIDENTIAL LANDSCAPE     Full season     Partial season (from: JUN to OCT)

2. \_\_\_\_\_     Full season     Partial season (from: \_\_\_\_\_ to \_\_\_\_\_)

3. \_\_\_\_\_     Full season     Partial season (from: \_\_\_\_\_ to \_\_\_\_\_)

4. \_\_\_\_\_     Full season     Partial season (from: \_\_\_\_\_ to \_\_\_\_\_)

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

3.7            acre-feet

(1 acre-foot equals 12 inches of water spread over 1 acre, or 43,560 cubic feet, or 325,851 gallons.)

4. How will you schedule your applications of water? Will you be applying water in the evenings, twice a week, daily?

Daily during daytime hours

Daily during nighttime hours

Two or three times weekly during daytime

Two or three times weekly during nighttime

Weekly, during daytime hours

Weekly, during nighttime hours

Other, explain: \_\_\_\_\_





Application No. G-15645  
 Oregon Water Resources Department  
 Permit No. \_\_\_\_\_  
 Land Use Information Form

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 SALEM, OREGON

This information is needed to determine compatibility with local comprehensive plans as required by ORS 197.180. The Water Resources Department will use this and other information to evaluate the water use application. DO NOT fill out this form if water is to be diverted, conveyed, or used only on federal lands.

**To Be Completed By Applicant**

The following section includes information about proposed water use. This section must be completed by the individual or group that is filing an application for a water right with the Water Resources Department.

**A. Applicant**

Name: WINDFELL ESTATES WATER ASSOC. A NON PROFIT CORPORATION  
C/O JASON KINCH, PRESIDENT  
 Address: 41691 NW COVEY LANE  
 City: BANKS State: OR Zip: 97106 Day Phone: 503-641-2333

**B. Land and Location**

Please provide information as requested below for all tax lots on or through which water will be diverted, conveyed, or used. Check "diverted" if water is diverted (taken) from its source on tax lot, "conveyed" if water is conveyed (transported) on tax lot, and "used" if water will be put to beneficial use on tax lot. More than one box may be checked. (Attach extra sheets as necessary.) 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.

2N330

Tax Lot I.D.	Plan Designation (e.g. Rural Residential/RR-5)	Water to be: (check all that apply)		
<u>1006</u> <u>1007</u>	<u>AF-20</u>	<input type="checkbox"/> Diverted	<input checked="" type="checkbox"/> Conveyed	<input checked="" type="checkbox"/> Used
<u>1008</u>	<u>AF-20</u>	<input checked="" type="checkbox"/> Diverted	<input checked="" type="checkbox"/> Conveyed	<input checked="" type="checkbox"/> Used
<u>1010</u>	<u>AF-20</u>	<input type="checkbox"/> Diverted	<input checked="" type="checkbox"/> Conveyed	<input checked="" type="checkbox"/> Used

List counties and cities where water is proposed to be diverted, conveyed, or used. WASHINGTON COUNTY

**C. Description of Water Use**

Indicate what the water will be used for. Include the beneficial use (found in the instruction booklet for your water right application) and use the space below to describe the key characteristics of the project.

Beneficial Use(s): IRRIGATION, DOMESTIC

Briefly describe: IRRIGATION OF LAWNs, GARDENS AND PASTURE

DOMESTIC USE FOR FOUR TAX LOTS. NEW GROUND WATER

SOURCE IS TO REPLACE EXISTING BANKS CITY WATER SUPPLY.

**D. Source**

Indicate the source for the proposed water use:

Reservoir/Pond  Ground Water  Surface Water \_\_\_\_\_ (source)

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**E. Quantity**

Indicate the estimated quantity of water the use will require:

32  CFS  GPM  Acre-Feet

WATER RESOURCES DEPT.  
 SALEM, OREGON

**For Local Government Use Only**

The following section must be completed by a planning official from each county and city listed unless your project will be located entirely within the city limits. In this case, only the city planning agency must complete this form. Please request additional forms as needed or feel free to copy.

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SALEM, OREGON

**A. Allowed Use**

Check the appropriate box below and provide requested information.

Land uses to be served by proposed water uses (including proposed construction) are allowed outright or are not regulated by your comprehensive plan. Cite applicable ordinance section(s); Ord 578. Go to section B "Approval" below

Land uses to be served by proposed water uses (including proposed construction) involve discretionary land use approvals as listed in the table below.

Type of Land Use Approval Needed (e.g. plan amendments, rezones, conditional use permits, etc.)	Cite Most Significant, Applicable Plan Policies & Ordinance Section References	Check the item that applies: Land Use Approval:	
		<input type="checkbox"/> Obtained <input type="checkbox"/> Denied	<input type="checkbox"/> Being pursued <input type="checkbox"/> Not being pursued
		<input type="checkbox"/> Obtained <input type="checkbox"/> Denied	<input type="checkbox"/> Being pursued <input type="checkbox"/> Not being pursued
		<input type="checkbox"/> Obtained <input type="checkbox"/> Denied	<input type="checkbox"/> Being pursued <input type="checkbox"/> Not being pursued
		<input type="checkbox"/> Obtained <input type="checkbox"/> Denied	<input type="checkbox"/> Being pursued <input type="checkbox"/> Not being pursued
		<input type="checkbox"/> Obtained <input type="checkbox"/> Denied	<input type="checkbox"/> Being pursued <input type="checkbox"/> Not being pursued

**Note:** Please attach documentation of applicable local land use approvals which have already been obtained. (Record of Action plus accompanying findings is sufficient.)

**B. Approval**

Please provide printed name and written signature.

Name: Tom Harry Date: 9-19-01  
 Title: Assoc. Planner Phone: 503-846-8761

Signature: 

**C. Additional Comments**

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

\_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_

**Note:** If this form cannot be completed while the applicant waits, sign and detach the receipt stub as instructed below. You will have 30 days from the Water Resources Department's notice date to return the completed Land Use Information Form or WRD will presume the land use associated with the proposed water right is compatible with local comprehensive plans. (See attached letter.)



Application No. <sup>G-</sup>15645  
Permit No.

LEGAL DESCRIPTIONS

1. PROPERTY NO. 1; DONALD CHAMBERS; TAX LOT 01008 ON TAX MAP 2N330, RECORDS OF WASHINGTON COUNTY:

**PARCEL I:**

A portion of that certain tract of land described in Parcel "I" of a grant of easement recorded in Book 738, Page 700, Washington County, Oregon Deed Records, in the Northwest quarter of Section 30, Township 2 North, Range 3 West, Willamette Meridian, in the County of Washington and State of Oregon, said portion being more particularly described as follows:

Beginning at an iron rod on the North line of said Parcel "I", which point bears North 88° 34' 45" West 550.12 feet from the Northeast corner thereof being the Northwest corner of that parcel described in Deed recorded May 28, 1987, Fee Number 87026965; and running thence South 04° 25' 26" West 646.39 feet along the West line of said parcel recorded May 28, 1987, Fee Number 87026963 to an iron rod; thence South 00° 01' 00" East along the West line of said parcel recorded May 28, 1987, Fee Number 87026965 175.00 feet to a point on the centerline of a 50 foot wide easement described in Book 1060, Page 271, said Deed Records and referred to therein as Number "2"; thence South 89° 57' 54" West along said centerline 179.20 feet to a point on the East line of that certain tract of land conveyed to Gene B. Talbott and Brownibel Talbott, by Deed recorded in Book 525, Page 321 said Deed Records; thence North 00° 02' 17" East along said East line to the Northeast corner of the last above mentioned Talbott Tract; thence North 89° 59' 32" West along the North line thereof 100.00 feet; thence North 13° 11' 10" East 780.71 feet to a point on the North line of said Parcel "I"; thence South 88° 34' 45" East 151.80 feet to the point of beginning.

**PARCEL II:**

An easement for ingress, egress and utility purposes over a strip of land 50 feet in width, in the County of Washington and State of Oregon the center line of which is described as follows:

Beginning at a point in Bank Road on the South line of Section 30 that is 25 feet East of the center line of said section; thence Northerly parallel to the center line of said section to a point that is 70 feet Northerly from the East-West centerline of said Section 30.

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SALEM, OREGON

Application No. 15645  
Permit No.

1. PROPERTY NO. 1; DONALD CHAMBERS; TAX LOT 01008 ON TAX MAP 2N330, RECORDS OF WASHINGTON COUNTY (cont.):

AND ALSO

Beginning at the center of Section 30; thence Northerly along the centerline of said section a distance of 547 feet; thence West 830 feet, more or less, to the East line of that tract deeded to Gene B. Talbott, et ux, and recorded in Book 525, Page 321, Washington County, Oregon Deed Records

EXCEPTING THEREFROM that portion lying within Parcel I.

Commonly known as: 41777 N.W. Covey Lane  
Banks, Oregon 97106

Chambers Mailing address as of November 9, 1993:

P.O. Box 433  
Banks, Oregon 97106

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SALEM, OREGON



Application No. G-15645  
Permit No.

2. PROPERTY NO. 2; CRAIG SANDAGE; TAX LOT 1007 ON TAX MAP 2N330,  
RECORDS OF WASHINGTON COUNTY:

A portion of that certain tract of land described in Parcel I of a grant of easement recorded in Book 738 page 700, Washington County, Oregon, Deed Records, in the Northwest quarter of Section 30, Township 2 North, Range 3 West of the Willamette Meridian, in the County of Washington and State of Oregon, said portion being more particularly described as follows:

Beginning at a point on the North line of said Parcel "I", which point bears North 88° 34' 45" West, 200.06 feet from the Northeast corner thereof and running thence South 00° 01' 00" East parallel with the East line of said Parcel "I", 810.36 feet to a point on the center line of a 50.00 foot wide easement described in Book 1060 page 271, said Deed Records and referred to herein as Number "2"; thence East to a point on the East line of the Northwest quarter of said Section 30; thence North 0° 01' West, 810.36 feet, more or less, to an iron pipe at the Northeast corner of the South half of the Northwest quarter of said Section 30; thence North 88° 34' 45" West, 200.06 feet, more or less, to the point of beginning.

Commonly known as: 41549 N.W. Covey Lane  
Banks, Oregon 97106

Sandage mailing address as of November 9, 1993:

Same as above.

Application No. 6-15645  
Permit No.

4. PROPERTY NO. 4; JASON KINCH; TAX LOT 1010 ON TAX MAP 2N330,  
RECORDS OF WASHINGTON COUNTY:

A portion of that certain tract of land described in Parcel I of a grant of easement recorded in Book 738 page 700, Washington County, Oregon Deed Records, in the Northwest one-quarter of Section 30, Township 2 North, Range 3 West of the Willamette Meridian, in the County of Washington and State of Oregon, said portion being more particularly described as follows:

Beginning at a point on the North line of said Parcel I which point bears North 88 degrees 34' 45" West 400.12 feet from the Northeast corner thereof and running thence South 00 degrees 01' 00" East parallel with the East line of said Parcel "I", 815.63 feet to a point on the center line of a 50.00 foot wide easement described in Book 1060 page 271 said Deed Records and referred to therein as Number 2; thence South 89 degrees 57' 54" West 200.00 feet; thence North 00 degrees 01' 00" West 175.00 feet to an iron rod; thence North 04 degrees 25' 25" East 646.39 feet to a point on the North line of said Parcel "I"; thence South 88 degrees 34' 45" East along said North line 150.00 feet to the point of beginning.

Commonly known as: 41691 N.W. Covey Lane  
Banks, Oregon 97106

Kinch mailing address as of November 9, 1993:

Same as above.

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SALEM, OREGON



Application No. G-15645  
Permit No.

NOW MILES & SHARI BENEDICT

6. PROPERTY NO. 6; ~~CRAIG WOOLCOTT~~, TAX LOT 1006 ON TAX MAP 2N330,  
RECORDS OF WASHINGTON COUNTY:

A portion of that certain tract of land described in Parcel "I" of a grant of easement recorded in Book 738, Page 700 Washington County, Oregon deed records, in the Northwest quarter of Section 30, Township 2 North, Range 3 West, Willamette Meridian, Washington County, Oregon, said portion being more particularly described as follows:

Beginning at a point on the North line of said Parcel "I", which point bears North 88° 34' 45" West 200.06 feet from the Northeast corner thereof and running thence South 00° 01' 00" East parallel with the East line of said Parcel "I", 810.36 feet to a point on the centerline of a 50.00 foot wide easement described in Book 1060, Page 271 said deed records and referred to therein as Number "2"; thence West along said centerline 200.00 feet; thence North 00° 01' 00" West parallel with the East line of said Parcel "I" 815.32 feet to a point on the North line thereof; thence South 88° 34' 45" East along said North line 200.06 feet to the point of beginning.

TOGETHER with easements for road, ingress and egress described as follows:

- A. A strip of land fifty feet wide, the center line of which is described as beginning at the center of Section 30, Township 2 North, Range 3 West, Willamette Meridian; thence Northerly along the centerline of said Section 30 a distance of 547 feet; thence West to the East line of the above described parcel;
- B. The most Westerly 50 feet of the Southeast quarter of said Section 30;
- C. The Westerly 50 feet of the Southerly 70 feet of the Southwest quarter of the Northeast quarter of said Section 30.

Commonly known as: 41615 N.W. Covey Lane  
Banks, Oregon 97106

~~Woolcott mailing address as of November 9, 1993:~~

~~P.O. Box 433  
Banks, Oregon 97106~~

c:\wp\sjn\kinch\lgldscrp.doc



TAX LOT 1000  
MAP 2N330

EXHIBIT "A"

BOB SENKO  
41940 NW COVEY LN.  
BANKS, OR 97106

A TRACT OF LAND IN THE NORTHWEST QUARTER, THE NORTHEAST QUARTER AND THE SOUTHEAST QUARTER OF SECTION 30, TOWNSHIP 2 NORTH, RANGE 3 WEST, W.M., WASHINGTON COUNTY, OREGON, SAID TRACT BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT A 1 1/4" IRON PIPE AT THE CENTER OF SAID SECTION 30 AND RUNNING THENCE NORTH 88°02'53" WEST, ALONG THE SOUTH LINE OF SAID NORTHWEST QUARTER, 1417.78 FEET TO THE SOUTHEAST CORNER OF THAT CERTAIN TRACT OF LAND CONVEYED TO JEANNE KEENAN BY DEED RECORDED AS DOCUMENT NO. 79046662, WASHINGTON COUNTY DEED RECORDS; THENCE NORTH 00°02'57" EAST, ALONG THE EAST LINE THEREOF AND ITS NORTHERLY EXTENSION 875.40 FEET TO THE NORTHEAST CORNER OF THAT CERTAIN TRACT OF LAND CONVEYED TO DAVID E. ACKELSON AND JULIE A. ACKELSON BY DEED RECORDED AS DOCUMENT NO. 89020099, SAID DEED RECORDS; THENCE ALONG THE NORTH LINE THEREOF NORTH 88°34'45" WEST 400.00 FEET AND NORTH 61°57'3" WEST 276.35 FEET TO THE SOUTHEAST CORNER OF THAT CERTAIN TRACT OF LAND CONVEYED IN DEED BOOK 278, PAGE 403, SAID DEED RECORDS; THENCE NORTH 00°02'5" EAST, ALONG THE EAST LINE THEREOF 340.00 FEET TO A POINT ON THE NORTH LINE OF THE SOUTH HALF OF SAID NORTHWEST QUARTER; THENCE SOUTH 88°34'45" EAST, 358.75 FEET TO THE NORTHWEST CORNER OF THAT CERTAIN TRACT OF LAND CONVEYED TO DONALD R. CHAMBERS AND NICKI N. CHAMBERS BY DEED RECORDED AS DOCUMENT NO. 3801983 SAID DEED RECORDS; THENCE SOUTH 13°07'13" WEST, ALONG THE WEST LINE THEREOF 780.98 FEET TO A POINT ON THE NORTH LINE OF THAT CERTAIN TRACT OF LAND CONVEYED TO GENE B. TALBOTT AND BROWNISEL TALBOTT TRACT BY DEED RECORDED IN BOOK 525, PAGE 321, SAID DEED RECORDS; THENCE ALONG THE BOUNDARY THEREOF NORTH 89°59'32" WEST 200.05 FEET, SOUTH 00°02'17" WEST 289.81 FEET, SOUTH 89°59'32" EAST 300.05 FEET NORTH 00°02'17" EAST 226.81 FEET TO THE CENTERLINE OF A 50 FOOT WIDE EASEMENT DESCRIBED IN BOOK 1060 PAGE 271, SAID DEED RECORDS; THENCE FOLLOWING SAID CENTERLINE NORTH 89°57'54" EAST 778.84 FEET TO A POINT ON THE EAST LINE OF SAID NORTHWEST QUARTER; THENCE SOUTH 00°00'57" WEST, ALONG SAID EAST LINE 546.68 FEET TO THE POINT OF BEGINNING.

TOGETHER WITH THE SOUTHERLY 70.00 FEET OF THE WESTERLY 50.00 FEET OF THE SOUTHWEST QUARTER OF THE NORTHEAST QUARTER OF SAID SECTION 30.

ALSO TOGETHER WITH THE EASTERLY 30.00 FEET OF THE WESTERLY 50.00 FEET OF THE SOUTHEAST QUARTER OF SAID SECTION 30.

TOGETHER WITH AND SUBJECT TO EASEMENTS OF RECORD.

FOR BASIS OF BEARINGS AND ADDITIONAL INFORMATION SEE SURVEY NO. 23175.

RESERVING UNTO THE GRANTOR HERETIN AN EASEMENT AND WATER RIGHT FOR THE USE OF WELL WATER AS EXISTING ON TAX LOT 1000, for the benefit of Tax Lot 1001. Grantee shall be responsible for costs of maintenance and operation, and shall maintain a minimum of 50PSI. Grantor shall be provided water for the charge of \$15.00 per month.

GRANTEE is hereby restricted from planting trees or building structures that would interfere with the present view status of Tax Lots 1001, 1006, 1007, 1008 and 1010.

STATE OF OREGON } 68  
County of Washington

I, Jerry R. Hanson, Director of Assessment and Taxation and Ex-Officio Recorder of Conveyances for said county, do hereby certify that the within instrument of writing was received and recorded in book of records of said county.

Jerry R. Hanson, Director of Assessment and Taxation, Ex-Officio County Clerk

Application No. 6-15645  
Permit No. 2

Doc : 91043515  
Rect: 59874 293.00  
08/09/1991 02:44:23PM

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AUG 09 1991



115  
2150 \$00.80<sup>0</sup> OCT  
2082 MAILED FROM ZIP CODE

Application No 6-15645  
Permit No.



State of Oregon  
Water Resources Department  
158 12<sup>th</sup> Street NE  
Salem OR 97310

**STATE OF OREGON  
WATER RESOURCES DEPARTMENT**

RECEIPT # **49374**

158 12TH ST. N.E.  
SALEM, OR 97310-0210  
378-8455 / 378-8130 (FAX)

INVOICE # \_\_\_\_\_

RECEIVED FROM: Windfell Estates Water Association  
BY: \_\_\_\_\_

APPLICATION	G15645
PERMIT	
TRANSFER	

CASH:  CHECK: #  27-22 OTHER: (IDENTIFY)

**TOTAL REC'D \$ 400.00**

**0417 WRD MISC CASH ACCT**

ADJUDICATIONS	\$
PUBLICATIONS / MAPS	\$
OTHER: (IDENTIFY)	\$
OTHER: (IDENTIFY)	\$

**REDUCTION OF EXPENSE**

CASH ACCT. \$

PCA AND OBJECT CLASS VOUCHER #

**0427 WRD OPERATING ACCT**

**MISCELLANEOUS**

0407 COPY & TAPE FEES	\$
0410 RESEARCH FEES	\$
0408 MISC REVENUE: (IDENTIFY)	\$
New) TC162 DEPOSIT LIAB. (IDENTIFY)	\$

**WATER RIGHTS:**

	EXAM FEE		RECORD FEE
0201 SURFACE WATER	\$	0202	\$
0203 GROUND WATER	\$ 400.00	0204	\$
0205 TRANSFER	\$	0206	\$

**WELL CONSTRUCTION**

	EXAM FEE		LICENSE FEE
0218 WELL DRILL CONSTRUCTOR	\$	0219	\$
LANDOWNER'S PERMIT		0220	\$

OTHER (IDENTIFY) \_\_\_\_\_

**0437 WELL CONST. START FEE**

0211 WELL CONST START FEE	\$	CARD #	
0210 MONITORING WELLS	\$	CARD #	

OTHER (IDENTIFY) \_\_\_\_\_

**0539 LOTTERY PROCEEDS**

1302 LOTTERY PROCEEDS	\$
-----------------------	----

**0467 HYDRO ACTIVITY**

LIC NUMBER

0233 POWER LICENSE FEE (FW/WRD)	\$
0231 HYDRO LICENSE FEE (FW/WRD)	\$
HRDRO APPLICATION	\$

RECEIPT # **49374**

DATED: 11/01/01 BY: C. Vance



Enclosed check 400<sup>00</sup>

Application No. 6-15645  
Permit No.

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OCT 30 2001

WATER RESOURCES DEPT.  
SALEM, OREGON

SECTION 30 T2N R3W W.M.

WASHINGTON COUNTY OREGON

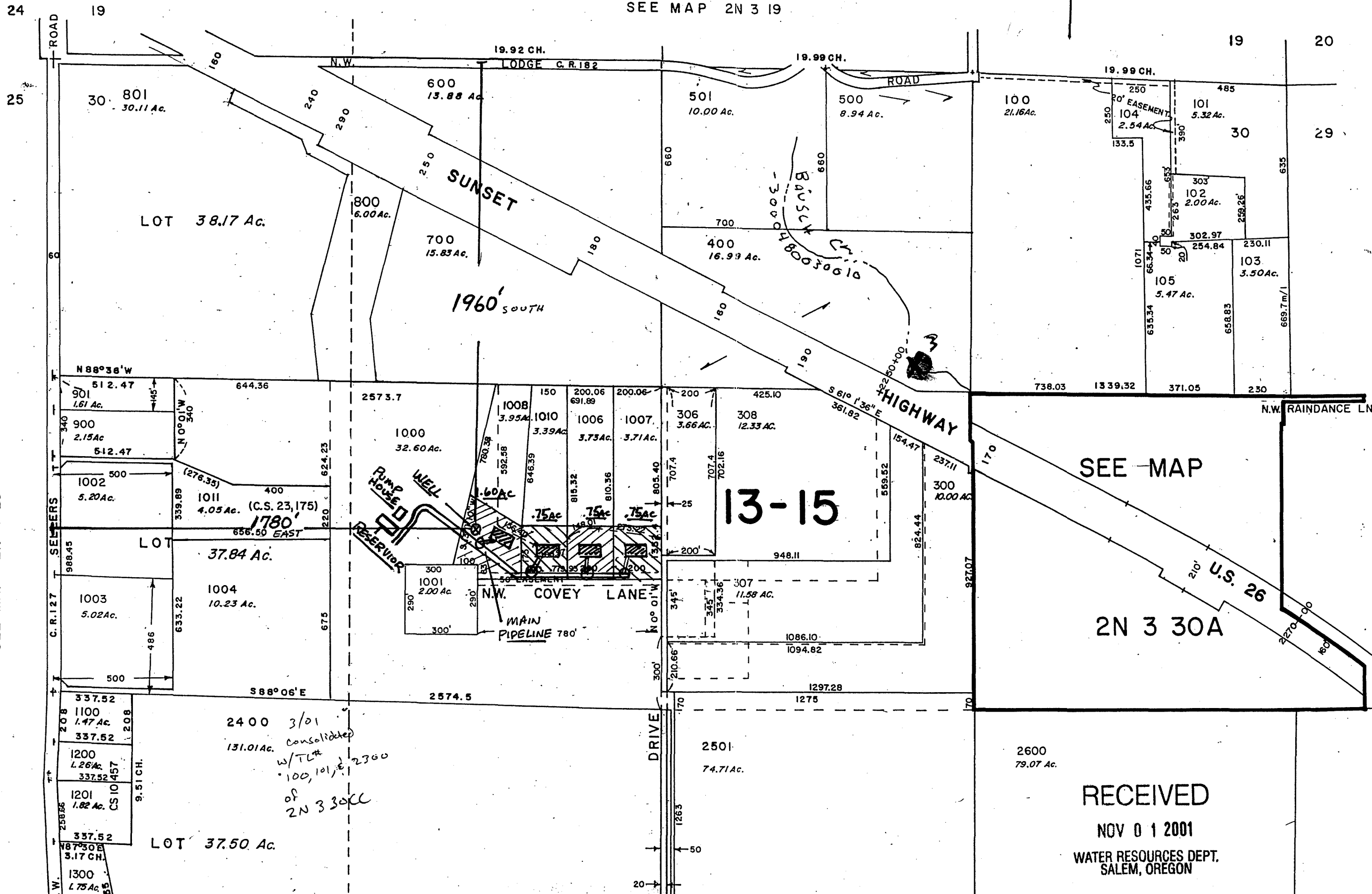
SCALE 1"=400'

SEE MAP 2N 3 19



2N 3 30

Application No. G-15645  
Permit No.



CANCELLED TAX LOT  
303, 2700, 304, 305, 2  
302, 309, 1009, 2700-  
1005, 2000, 1600, 1700  
1800, 1900, 2100, 220  
2300, 2401, 2402, 24  
2404, 2405, 2490, 2  
2800, 2900, 200, 201  
202, 203, 204, 205, 2

SEE MAP 2N 4 25

SEE MAP 2N 3 29B

2400 3/01  
131.01Ac. consolidated  
w/TL#  
100, 101, 2360  
or  
2N 3 30CC

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SECTION 30 T2N R3W W.M.

WASHINGTON COUNTY OREGON

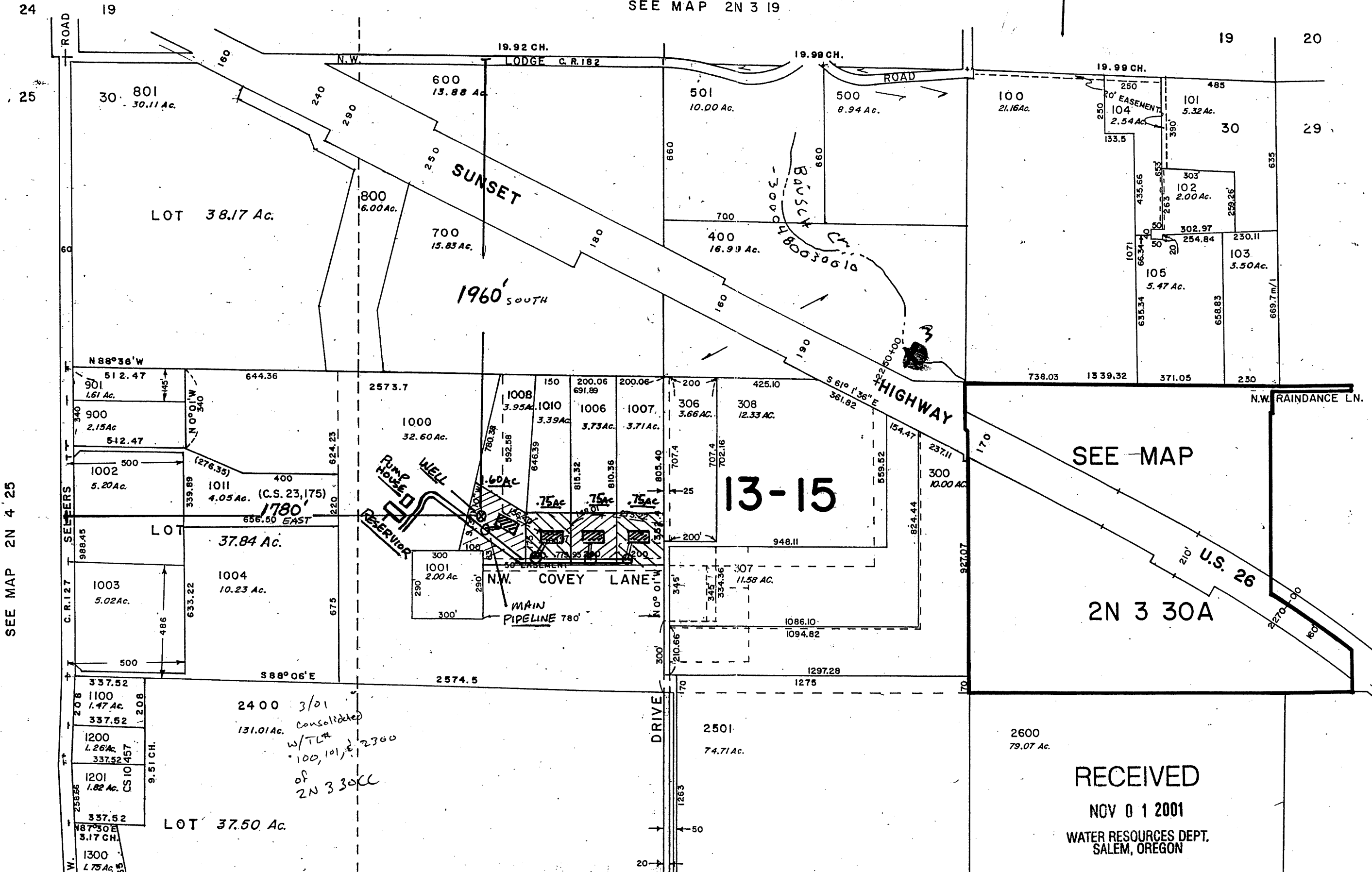
SCALE 1" = 400'

SEE MAP 2N 3 19



2N 3 30

Application No. G-15645  
Permit No.



CANCELLED TAX LOT  
303, 2700, 304, 305, 2  
302, 309, 1009, 2700-  
1005, 2000, 1600, 1700  
1800, 1900, 2100, 220  
2300, 2401, 2402, 24  
2404, 2405, 2490, 27  
2800, 2900, 200, 201  
202, 203, 204, 205, 2

SEE MAP 2N 3 29B

SEE MAP 2N 4 25

2400 3/01  
consolidated  
w/TL#  
100, 101, 2300  
of  
2N 3 30C

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