Application for a Permit to Use

Groundwater

For Department Use: App. Number: _



Oregon Water Resources Department

725 Summer Street NE, Suite A Salem, Oregon 97301-1266 503-986-0900 www.oregon.gov/OWRD

SECTION 1: APPLICANT INFORMATION AND SIGNATURE

				PHONE (HM)
NAME Daniel A Hauge	PHONE (NM)			
PHONE (WK)	Lo	ELL		FAX
360-909-0326		16	480-608-2748	
	13	60-909-032	.0	480-008-2748
MAILING ADDRESS 13437 N 103rd St				
	CTATE	710	E-MAIL*	
CITY	STATE	85260		
Scottsdale	AZ	83200	daniel.hauge@outlook	K.com
rganization				
NAME			PHONE	FAX
Sterling Acres LLC			360-909-0326	480-608-2748
MAILING ADDRESS			300-707-0320	CELL
PO Box 12125				360-909-0326
CITY	STATE	ZIP	E-MAIL*	1 300-707-0320
Scottsdale	AZ	85267	daniel.hauge@outlook	com
	112	03207	danie i i i da go de o de lo o l	N. C.
gent – The agent is authorized to represe	ent the ann	licant in all	matters relating to this ann	lication.
AGENT / BUSINESS NAME	one are app	uni in un i	PHONE PHONE	FAX
Michael Higgins / HGX Solutions, L	LC		THORE	
MAILING ADDRESS				CELL
1672 SW Country Club Pl				858-775-0811
CITY COUNTY CIUD FI	STATE	ZIP	E-MAIL*	050-775-0011
	OR	97333		aam
Corvallis				
Corvallis	UK	71333	mhigginsrocks@gmail.	COIII
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2 o2 Groundwater Application — Page 1

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SECTION 2: PROPERTY OWNERSHIP

Please indicate if you own all the lands associated with the project from which the water is to be diverted, conveyed, and used. X YES, there are no encumbrances. Received by OWRD YES, the land is encumbered by easements, rights of way, roads or other encumbrances. SEP 26 2024 NO, I have a recorded easement or written authorization permitting access. Salem, OR NO, I do not currently have written authorization or easement permitting access. NO, written authorization or an easement is not necessary, because the only affected lands I do not own are state-owned submersible lands, and this application is for irrigation and/or domestic use only (ORS 274.040). NO, because water is to be diverted, conveyed, and/or used only on federal lands. Affected Landowners: List the names and mailing addresses of all owners of any lands that are not owned by the applicant and that are crossed by the proposed ditch, canal or other work, even if the applicant has obtained written authorization or an easement from the owner. (Attach additional sheets if necessary). NONE Legal Description: You must provide the legal description of: 1. The property from which the water is to be

SECTION 3: WELL DEVELOPMENT

water is to be used as depicted on the map.

		IF LESS	THAN 1 MILE:	
WELL NO.	NAME OF NEAREST SURFACE WATER	DISTANCE TO NEAREST SURFACE WATER	ELEVATION CHANGE BETWEEN NEAREST SURFACE WATER AND WELL HEAD	
POA 1	Frazier Creek Ditch	1,330-ft	-25-ft	
POA 2	Frazier Creek Ditch	1,620-ft	-25-ft	
POA 2	Kiger Cutoff > Willamette River	5,010-ft	-35-ft	
7 .				

diverted, 2. Any property crossed by the proposed ditch, canal or other work, and 3. Any property on which the

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

POA 2 is a proposed well to be constructed if the existing well POA 1 is deemed unusable.

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SECTION 3: WELL DEVELOPMENT, continued

Total maximum rate requested: 0.69 CFS (each well will be evaluated at the maximum rate unless you indicate well specific rates and annual volumes in the table below).

The table below must be completed for each source to be evaluated or the application will be returned. If this is an existing well, the information may be found on the applicable well log. (If a well log is available, please submit it in addition to completing the table.) If this is a proposed well, or well-modification, consider consulting with a licensed well driller, geologist, or certified water right examiner to obtain the necessary information.

										Р	ROPOSED L	JSE	
OWNER'S WELL NAME OR NO.	PROPOSED	EXISTING	WELL ID (WELL TAG) NO.* OR WELL LOG ID**	FLOWING	CASING DIAMETER	CASING INTERVALS (IN FEET)	PERFORATED OR SCREENED INTERVALS (IN FEET)	SEAL INTERVALS (IN FEET)	MOST RECENT STATIC WATER LEVEL & DATE (IN FEET)	SOURCE AQUIFER***	TOTAL WELL DEPTH	WELL- SPECIFIC RATE (GPM)	ANNUAL VOLUME (ACRE-FEET)
POA 1			Bent 2500?		10"	55	12	18	(23) 05/2024	Alluvium	70	300	137.5
POA 2	\boxtimes		TBD		TBD	TBD	TBD	TBD	NA	Alluvium	75 TBD	TBD	TBD

Licensed drillers are required to attach a Department-supplied Well Tag, with a unique Well ID or Well Tag Number to all new or newly altered wells. Landowners can request a Well ID for existing wells that do not have one. The Well ID is intended to serve as a unique identification number for each well.

Rec	eived	by	OWRD
	SEP	26	2024

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^{**} A well log ID (e.g. MARI 1234) is ass gned by the Department to each log in the agency's well log database. A separate well log is required for each subsequent alteration of the well.

^{***} Source aquifer examples: Troutdale Formation, gravel and sand, alluvium, basalt, bedrock, etc.

SECTION 4: SENSITIVE, THREATENED OR ENDANGERED FISH SPECIES PUBLIC INTEREST INFORMATION

This information must be provided for your application to be accepted as complete. The Water Resources Department will determine whether the proposed use will impair or be detrimental to the public interest with regard to sensitive, threatened or endangered fish species if your proposed groundwater use is determined to have the potential for substantial interference with nearby surface waters.

To answer the following questions, use the map provided in <u>Attachment 3</u> or the link below to determine whether the proposed point of appropriation (POA) is located in an area where the Upper Columbia, the Lower Columbia, and/or the Statewide public interest rules apply.

For more detailed information, click on the following link and enter the TRSQQ or the Lat/Long of a POA and click on "Submit" to retrieve a report that will show which section, if any, of the rules apply: https://apps.wrd.state.or.us/apps/misc/lkp_trsqq_features/

If you need help to determine in which area the proposed POA is located, please call the customer service desk at (503) 986-0801.

If yes, you are notified that the Water Resources Department will consult with numerous federal, state, local and tribal governmental entities so it may determine whether the proposed use is consistent with the "Columbia River Basin Fish and Wildlife Program" adopted by the Northwest Power Planning Council in 1994 for the protection and recovery of listed fish species. The application may be denied, heavily conditioned, or if appropriate, mitigation for impacts may be needed to obtain approval for the proposed use.

If yes, and if the Department determines that proposed groundwater use has the potential for substantial interference with nearby surface waters:

- I understand that the permit, if issued, will not allow use during the time period April 15 to September 30, except as provided in OAR 690-033-0140.
- I understand that the Department of Environmental Quality will review my application to determine if the proposed use complies with existing state and federal water quality standards.
- I understand that I will install and maintain water use measurement and recording devices as required by the Water Resources Department, and comply with recording and reporting permit condition requirements.

Lower Columbia - OAR 690-033-0220 thru -0230

s the well or proposed well located in an area where the Lower Columbia rules apply? $oxed{\boxtimes}$ Yes $oxed{\square}$ No
f yes, and the proposed groundwater use is determined to have the potential for substantial interference with nearby surface waters you are notified that the Water Resources Department will determine, by reviewing

recovery plans, the Columbia River Basin Fish and Wildlife Program, and regional restoration programs applicable to threatened or endangered fish species, in coordination with state and federal agencies, as appropriate, whether the proposed use is detrimental to the protection or recovery of a threatened or endangered fish species and whether the use can be conditioned or mitigated to avoid the detriment.

If a permit is issued, it will likely contain conditions to ensure the water use complies with existing state and federal water quality standards; and water use measurement, recording and reporting required by the Water Resources Department. The application may be denied, or if appropriate, mitigation for impacts may be needed to obtain approval of the proposed use.

If yes, you will be required to provide the following information, if applicable.	
Yes No The proposed use is for more than one cubic foot per second (448.8 gpm) the requirements of OAR 690, Division 86 (Water Management and Conservation Plans).	and is not subject to
If yes, provide a description of the measures to be taken to assure reasonably efficuse:	cient water
	Received by OWRD
Statewide - OAR 690-033-0330 thru -0340	SEP 26 2024
Is the well or proposed well located in an area where the Statewide rules apply?	20 2024
∑ Yes ☐ No	Salem, OR

If yes, and the proposed groundwater use is determined to have the potential for substantial interference with nearby surface waters you are notified that the Water Resources Department will determine whether the proposed use will occur in an area where endangered, threatened or sensitive fish species are located. If so, the Water Resources Department, Department of Fish and Wildlife, Department of Environmental Quality, and the Department of Agriculture will recommend conditions required to achieve "no loss of essential habitat of threatened and endangered (T&E) fish species," or "no net loss of essential habitat of sensitive (S) fish species." If conditions cannot be identified that meet the standards of no loss of essential T E fish habitat or no net loss of essential S fish habitat, the agencies will recommend denial of the application unless they conclude that the proposed use would not harm the species.

SECTION 5: WATER USE

USE	PERIOD OF USE	ANNUAL VOLUME (ACRE-FEET
Irrigation	3/1 to 10/31	137.5

For irrigation use only: Please indicate the number	er of primary, supplemen	ntal and/or nu	ırsery acres to be irrig	gated (must match map).
Primary: 55.0 Acres	Supplemental:	Acres	Nursery Use:	Acres
If you listed supplemental	acres, list the Permit or	Certificate nu	ımber of the underlyi	ng primary water right(s):
Indicate the maximum tot	al number of acre-feet y	ou expect to	use in an irrigation se	ason: Not to exceed allowable
duty, or 137.5 AF.				

- If the use is municipal or quasi-municipal, attach Form M
- If the use is domestic, indicate the number of households: NA (Exempt Uses: Please note that 15,000 gallons per day for single or group domestic purposes and 5,000 gallons per day for a single industrial or commercial purpose are exempt from permitting requirements.)
- If the use is mining, describe what is being mined and the method(s) of extraction (attach additional sheets if necessary): NA

SECTION 6: WATER MANAGEMENT

A. Diversion and Conveyance What equipment will you use to pump water from your well(s)?

Pump (give horsepower and type): Submersible, TBD

Other means (describe):

Provide a description of the proposed means of diversion, construction, and operation of the diversion works and conveyance of water. Portable mainline, possible future buried mainline & risers.

B. Application Method

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

Wheel lines for new crops, retracting spool lines for established crops.

C. Conservation

Please describe why the amount of water requested is needed and measures you propose to: prevent waste; measure the amount of water diverted; prevent damage to aquatic life and riparian habitat; prevent the discharge of contaminated water to a surface stream; prevent adverse impact to public uses of affected surface waters (attach additional sheets if necessary).

Water is needed for irrigation. Replacing all gaskets and nozzles on irrigation equipment, installing metering, and water level montioring as required.

SECTION 7: PROJECT SCHEDULE

Received by OWRD

a) Date construction will begin: 2025; TBD

b) Date construction will be completed: TBD

c) Date beneficial water use will begin: TBD

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Salem, OR

SECTION 8: RESOURCE PROTECTION

In granting permission to use water the state encourages, and in some instances requires, careful control of activities that may affect adjacent waterway or streamside area. See instruction guide for a list of possible permit recluirements from other agencies. Please indicate any of the practices you plan to undertake to protect water resources.

\boxtimes	Water quality will be protected by preventing erosion and run-off of waste or chemical products.
	Describe: Existing brush & trees along Frazier Creek Ditch will be retained, ground cover compatible with
	target crops will be planted as required to control erosion along riparian zones

\boxtimes	Excavation or clearing of banks will be kept to a minimum to protect riparian or streamside areas.
	Note: If disturbed area is greater than one acre, applicant should contact the Oregon Department of
	Environmental Quality to determine if a 1200C permit is required.

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Describe planned actions and addition required within riparian zones	nal permits required for project imp	plementation: No construction is			
Other state and federal permits or co	ntracts required and to be obtained	d, if a water right permit is granted:			
SECTION 9: WITHIN A DISTRICT					
Check here if the point of appropriation irrigation or other water district.	on (POA) or place of use (POU) are I	ocated within or served by an			
Irrigation District Name	n District Name Address				
District 22	725 Summer Street	NE, Suite A			
City	State	Zip			
Salem	OR	97301			

SECTION 10: REMARKS

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

The existing well (POA 1) will apply for a well ID tag. The well log record, BENT 2500, may be the associated well log, pending OWRD review. The proposed well (POA 2) would be also constructed within the alluvium target aquifer (Willamette Unit), pending OWRD groundwater review.

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Salem, OR

Minimum Requirements Checklist

Minimum Requirements (OAR 690-310-0040, OAR 690-310-0050 & ORS 537.140)

Include this checklist with the application

Check that each of the following items is included. The application will be returned if all required items are not included. If you have questions, please call the Water Rights Customer Service Group at (503) 986-0900.

Please submit the original application and signatures to the Water Resources Department. Applicants are encouraged to keep a copy of the completed application.

Applicant Information and Signature

SECTION 2: Property Ownership

Well Development

	SECTION	14: Sensitive, Threatened or Endangered Fish Species Public Interest Information
\boxtimes	SECTION	15: Water Use
\boxtimes	SECTION	16: Water Management
\boxtimes	SECTION	7: Project Schedule
\boxtimes	SECTION	8: Resource Protection
\boxtimes	SECTION	19: Within a District
\boxtimes	SECTION	110: Remarks
Inclu	ıde the fo	ollowing additional items:
_	Land Use r signed r	Information Form with approval and signature of local planning department (must be an original) receipt.
c	rossed by	the legal description of: (1) the property from which the water is to be diverted, (2) any property the proposed ditch, canal or other work, and (3) any property on which the water is to be used as in the map.
\boxtimes	Fees - Am	nount enclosed: \$ 2,390.00
S	ee the De	epartment's Fee Schedule at www.oregon.gov/owrd or call (503) 986-0900.
		includes the following items:
	\boxtimes	Permanent quality and drawn in ink
	\boxtimes	Even map scale not less than 4" = 1 mile (example: 1" = 400 ft, 1" = 1320 ft, etc.)
	\boxtimes	North Directional Symbol
	\boxtimes	Township, Range, Section, Quarter/Quarter, Tax Lots
	_	Reference corner on map
		Location of each diversion, by reference to a recognized public land survey corner (distances north/south and east/west)
	\boxtimes	Indicate the area of use by Quarter/Quarter and tax lot identified clearly.
	\boxtimes	Number of acres per Quarter/Quarter and hatching to indicate area of use if for primary irrigation, supplemental irrigation, or nursery
		Location of main canals, ditches, pipelines or flumes (if well is outside of the area of use)

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Water-Use Permit Application Processing

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SEP 26 2024

1. Completeness Determination

Salem. OR

The Department evaluates whether the application and accompanying map contain all of the information required under OAR 690-310-0040 and OAR 690-310-0050. The Department also determines whether the proposed use is prohibited by statute. If the Department determines that the application is incomplete, all fees have not been paid, or the use is prohibited by statute, the application and all fees submitted are returned to the applicant.

2. Initial Review

The Department reviews the application to determine whether water is available during the period requested, whether the proposed use is restricted or limited by rule or statute, and whether other issues may preclude approval of or restrict the proposed use. An Initial Review (IR) containing preliminary determinations is mailed to the applicant. The applicant has 14 days from the mailing date to withdraw the application from further processing and receive a refund of all fees paid minus \$310. The applicant may put the application on hold for up to 180 days and may request additional time if necessary.

3. Public Notice

Within 7 days of the mailing of the initial review, the Department gives <u>public notice</u> of the application in the weekly notice published by the Department at <u>www.oregon.gov/owrd</u>. The public comment period is 30 days from publication in the weekly notice.

4. Proposed Final Order Issued

The Department reviews any comments received, including comments from other state agencies related to the protection of sensitive, threatened or endangered fish species. Within 60 days of completion of the IR, the Department issues a Proposed Final Order (PFO) explaining the proposed decision to deny or approve the application. A PFO proposing approval of an application will include a draft permit, and may request additional information or outstanding fees required prior to permit issuance.

5. Public Notice

Within 7 days of issuing the PFO, the Department gives public notice in the weekly notice. Notice includes information about the application and the PFO. Protest must be received by the Department within 45 days after publication of the PFO in the weekly notice. Anyone may file a protest. The protest filing fee is \$480.00 for the applicant and \$950.00 for non-applicants. Protests are filed on approximately 10 percent of Proposed Final Orders. If a protest is filed the Department will attempt to settle the protest but will schedule a contested case hearing if necessary.

6. Final Order Issued

If no protests are filed, the Department can issue a Final Order within 60 days of the close of the period for receiving protest. If the application is approved, a permit is issued. The permit specifies the details of the authorized use and any terms, limitations or conditions that the Department deems appropriate

Land Use Information Form

Attachment 2: Land Use Information Form O R E G O N Oregon Water Resources Department



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

NAME	NAME						PHONE		
Daniel Hauge 360-909-0326					6				
MAIUNG ADD								Received by	
PO Box 1212	25							neceived by	
CITY				STATE		EMAIL		SEP 26	
Scottsdale				AZ	85267	daniel.hauge@outlook	c.com	OLI DO	
(transported), a	the follow and/or use	ed or dev	eloped. A	Applicant	s for municipal	er will be diverted (taken i use, or irrigation uses wit ax-lot information request	hin irrigation dis	•	
Township Rai	inge Se	ction	××	Tax Lot	Plan Designation Rural Residential	Water	to be:	Proposed Land Use:	
11S 4	w	5	SW SE	0700	EFU	☑ Diverted ☑ Co	nveyed 🛭 Used	Ag, Crops, Irrigation	
11S 4	w	5	SE SW	0700	EFU	☐ Diverted 🗵 Co	nveyed 🛭 Used	Ag, Crops, Irrigation	
115 4	w	5	NW SE	0700	EFU	☐ Diverted ☐ Co	nveyed 🛭 Used	Crops, Irrigation	
115 4	w	5	NE SW	0700	EFU	☐ Diverted	nveyed 🛭 Used	Crops, Irrigation	
Benton Coun	nty, Oregonate Land Unn of Propertion to be Use or Store atter Use Licer: Rentity of wa	on Use Inform osed Use filed with white Water cense eservoir/Penter need	nation Fo	egon Water Right Transper of W	be completed eer Resources D ransfer	Permit Amendment or Ground Allocation of Conserved Water (name) per second	ounty and city, a nd Water Registra ter	ation Modification	

Note to applicant: For new water right applications only, if the Land Use Information Form cannot be completed while you wait, please have a local government representative sign the receipt on the bottom of page 4 and include it with the application filed with the Oregon Water Resources Department.

For Local Government Use Only

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

Please check the appropriate box	below and provide the requested info	rmation		
	ed water use(s), including proposed construction. Cite applicable ordinance section(s): 55.4		outright or are not	
approvals as listed in the table below. already been obtained. Record of Acti	ed water use(s), including proposed construction (Please attach documentation of applicable la on/land-use decision and accompanying findin have not ended, check "Being Pursued."	nd-use approv	ais which have	
Type of Land-Use Approval Needed (e.g., plan amendments, rezones, conditional-use permits, etc.)	Cite Most Significant, Applicable Plan Policies & Ordinance Section References	Land-Use Approval:		
		Obtained Oenied	☐ Being Pursued ☐ Not Being Pursued	
		Obtained Denied	☐ Being Pursued ☐ Not Being Pursued	
		Obtained Denied	☐ Being Pursued ☐ Not Being Pursued	
		Obtained Denied	☐ Being Pursued ☐ Not Being Pursued	
Name: James Would	Title: ASSo	liate Pla	mer	
ignature:	Date: 09/2	5/2024		
Sovernmental Entity:	County Phone: 541	766-35	59	
Receipt Ack	nowledging Request for Land Use Info	rmation		
this form while the applicant waits, you m have 30 days from the date of OWRD's Pu Oregon Water Resources Department. Ple	the applicant. For new water right applications way complete this receipt and return it to the application to submit the complete the application to submit the complete note while OWRD can accept a signed receipt completed Land Use Information Form is require	licant. If you sig pleted Land Use ot as part of inta	n the receipt, you will Information Form to ske for an application	
	Title:			
Staff Signature:	Date:			
Governmental Entity:	Phone:			

OWRD

Received day of WRD

Legal Description & Owner Information for West Water Rights Application

Real Property Tax Acct. No 032379:

Real property in the County of Benton, State of Oregon, described as follows:

A tract of land situated in Section 5, Township 11 South, Range 4 West, of the Willamette Meridian, in the County of Benton and State of Oregon, described as follows:

Beginning at the most Southerly Southeast corner of a tract described in deed recorded in Volume 104, Page 31, Benton County, Oregon, Deed Records, said corner also being 32.666 chains North of the Southwest corner of the East one-half of the Donation Land Claim of David D. Stroud No. 44, in Township 11 South, Range 4 West, of the Willamette Meridian, in the County of Benton and State of Oregon; thence East to the most Southerly Southeast corner of said tract; thence Northerly along the East boundary of said tract 25.949 chains to the center of a creek; thence Southwesterly up the center of said creek to a point on the West line of said tract, 15.3 chains, more or less, Northerly from the point of beginning; thence Southerly 15.3 chains, more or less, to the point of beginning.

TOGETHER WITH an easement for Ingress and Egress created by instrument recorded May 25, 2006 as 2006-404444, Microfilm Records.

NOTE: This legal description was created prior to January 1, 2008.

Account Information

Account #: 032379

Map Taxlot: <u>114050000700</u>

 Acreage:
 56.96

 Property Class:
 550

 Tax Code Area:
 0906

Situs Address:

<u>UNASSIGNED</u>

CORVALLIS, OR

OWNER INFORMATION

DBA:

PHEASANT RUN NURSERY 204 NE INDEPENDENCE HWY CORVALLIS. OR 97330-9616

Owner

STERLING ACRES LLC SEP 2 6 2024

Received by OWRD

P O BOX 12125

scottsdale, az 85267 Salem. OR

Taxpayer:

STERLING SEED LLC P O BOX 12125 SCOTTSDALE, AZ 85267

Note: DBA Pheasant Run Nursery is an artifact from a prior owner, and Sterling Acres LLC is acting to eliminate the DBA



SEF 26 102

Saleni. OR

Date Received (Date Stamp Here)

OWRD Over-the-Counter Submission Receipt

Applicant Name(s)	& Address:	niel H	Hauge.		1:37 N	103rd St
Scottsdale	AZ .852	.60				•
Transaction Type:	· GW App				· .	
Fees Received: \$_	Z390:00	· .				
☐ Cash	Check;	Check No.	5104			<u> </u>
		Name(s) o	n Check:	Sterling	Acres L	LC.
Thank you for your review your submi	and the second s		Resources D	epartment (D	epartment)	staff will
lf your submission an acknowledgeme		-			ot for the fee	es paid and
If determined to be an explanation of		•		•		
If you have any qu at 503-986-0801 o	•		ontact the Do	epartment's C	ustomer Ser	vice staff
Sincerely, OWRD Customer S	Service Staff			. •		
Submission receiv	red by:	(Name of O)	VRD staff)		. :	
Instructions for O	WRD staff:		**************************************		Manager and described the second of the second	matelian Course Control of the Contr

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

