

Application No. **G- 18064**

Name Linda Tribby G-18064
 By PO Box 1999
 Address Redmond, OR 97756

Permit No. G-17635 G-17648
 Certificate No. _____

FEES PAID

Date	Amount	Receipt No.
4/27/15	3,400.00	115656

Date

DENIED _____

MISFILED _____

WITHDRAWN _____

CANCELLED _____

Volume | Page

FEES REFUNDED

Date	Amount	Receipt No.

Cert. Fee

Priority APRIL 27, 2015County JEFFERSON WM# 11

RELATED FILES

DEVELOPMENT

Date

Completion July 29, 2021

Extended to _____

Final Proof received _____

Proposed Cert. Mailed _____

ASSIGNMENTS

Date	To Whom	Address

REMARKS _____

MAP LOCATION _____

Lynn Breeden
503-312-7453
He is checking
on extension for
Permit
G-17648

FRENCH Kim R

From: John Short <johnshort@usa.com>
Sent: Thursday, July 21, 2016 11:40 AM
To: FRENCH Kim R
Subject: Voicemail on well #1 for Ap-18064 Tribby

Follow Up Flag: Follow up
Flag Status: Flagged

Hello Kim,

Per my voicemail, I thought the permit would authorize JEFF 793 as Well #1 (160' deep) after all the videos and head scratching that Ken Lite and I went through on these. A typo? Though both applicants originally claimed it, we all came to agreement that JEFF 795 (240' deep) was on the adjacent property under Ap G-17959 Volle.

Thanks Kim,
John

John A. Short CCB# 197121

541-389-2837

Water Right Services, LLC
PO Box 1830
Bend, OR 97709
johnshort@usa.com
oregonwater.us

VRANIZAN Lucinda R * WRD

From: LITE Ken E
Sent: Thursday, June 9, 2016 11:02 AM
To: PARK Barbara J
Cc: IVERSON Justin T; BYRD Kris R
Subject: FW: RE: Ap G-17959 Volle FO to Permit

Follow Up Flag: Follow up
Flag Status: Completed

Barbe,

I have reviewed the video submitted for G-18064 (Tribby). Although it is very difficult to see if the casing perforations seen on the video correspond to the well log due to casing scale, the depth and water level on the video generally match the well log for Croo 793. Therefore it is my opinion that the video submitted for G-18064 is more likely than not to be for the well on well log Croo 793. The applicant has met their obligation to provide us with an adequate video of the well on G-18064.

Ken

From: LITE Ken E
Sent: Wednesday, March 02, 2016 10:19 AM
To: PARK Barbara J
Cc: GALL Ivan K; BYRD Kris R
Subject: FW: RE: Ap G-17959 Volle FO to Permit

Hi Barbe,

I no longer see a reason (from a hydrology and well construction perspective) *not* to issue a permit on G-17959 (Volle). They have met the video condition, and the well (Jeff 728/795) appears to meet our well construction standards.

However, I don't believe we should (or can) issue a permit on G-18064 (Tribby) until they comply with our video log condition and we find the well is constructed to our standards.

Ken

From: John Short [<mailto:johnshort@usa.com>]
Sent: Wednesday, March 02, 2016 8:30 AM
To: LITE Ken E
Cc: PARK Barbara J; jvalfalfa@gmail.com; LITE Ken E
Subject: Re: RE: Ap G-17959 Volle FO to Permit

Hello Ken and Barbe,

I spoke with the Tribby's (Ap G-18064) and they still have some construction to complete in order to keep a domestic water source going while they pull their pump for the video. Could be a couple months. They also agree that the Volle's well (Ap G-17959) must be JEFF 728/795 since it matches the video.

That said, can we:

Issue Volle permit as is.

Issue Tribby permit conditioned that water use from any wells not be allowed under the permit until construction is confirmed.

Thanks for your help,
John

John A. Short CCB# 197121

541-389-2837

Water Right Services, LLC
PO Box 1830
Bend, OR 97709
johnshort@usa.com
oregonwater.us

Sent: Thursday, February 11, 2016 at 12:14 PM
From: "LITE Ken E" <kenneth.e.lite@state.or.us>
To: "John Short" <johnshort@usa.com>, "PARK Barbara J" <barbara.j.park@state.or.us>
Cc: "jvalfalfa@gmail.com" <jvalfalfa@gmail.com>, "LITE Ken E" <kenneth.e.lite@state.or.us>
Subject: RE: Ap G-17959 Volle FO to Permit

Hi John,

I concur that the video closely matches well report Jeff 728 and the deepening (Jeff 795). I was waiting to view the video for POA #1 on (nearby) G-18064 because the same well log is identified on that application, but the POA is in a different location. As you know, there are a number of wells in the vicinity with similar original depths (160'). Is there any word on the video for G-18064?

Thanks,

Ken

From: John Short [<mailto:johnshort@usa.com>]
Sent: Thursday, February 11, 2016 11:22 AM
To: PARK Barbara J
Cc: jvalfalfa@gmail.com; LITE Ken E
Subject: Ap G-17959 Volle FO to Permit

Hello Barbe,

Thank you so much for seeing this application through to FO. For issuing the permit, Ken Lite (copied) has reviewed and approved the down-hole video of the well (JEFF 795).

Additionally, the Volle's (copied) will send OWRD the \$450 recording fee to:

Oregon Water Resources Dept.

Ref: Application G-17959

Attn: Barbara Park

725 Summer Street NE, Suite A

Salem, OR 97301-1271

Sincerely,

John

John A. Short CCB# 197121

541-389-2837

Water Right Services, LLC
PO Box 1830
Bend, OR 97709
johnshort@usa.com
oregonwater.us

MEMO

Need w/c
ok
Joel Jeffery

To: Kristopher Byrd, Well Construction and Compliance Section Manager
From: Joel Jeffery, Well Construction Program Coordinator,
Subject: Review of Water Right Application G-17959
Date: March 3, 2016

The attached application was forwarded to the Well Construction and Compliance Section by Water Rights. Ken Lite reviewed the application. Please see Ken's Groundwater Review and the Well Logs.

Applicant's Well #1 (**JEFF 795**, the deepening of **JEFF 728**): Based on a review of the Well Reports, Applicant's Well #1 does not appear to comply with current minimum well construction standards (See OAR 690 Division 210). The water well report indicates that the quantity of bentonite grout sealing material used as the upper 20 feet of casing seal is insufficient. In order to meet minimum well construction standards the well must be resealed with the correct amount of grout, either bentonite or cement.

My recommendation is that the Department **not issue** a permit for Applicant's Well #1 (**JEFF 795**, the deepening of **JEFF 728**) unless it is brought into compliance with minimum well construction standards or information is provided showing that it is in compliance with current minimum well construction standards.

Bringing Applicant's Well #1 into compliance with minimum well construction standards may not satisfy hydraulic connection issues.



**Oregon Employees
Federal Credit Union**

631 Winter St. NE

P.O. Box 2227

Salem, OR 97301

Rtn to
Barbara Park or
file
when finished
thx

3/20 waiting
for
WCC

✓ Del L.
3/3 wait for R Byrd

KF

OK KJE

MEMO

To: Kristopher Byrd, Well Construction and Compliance Section Manager
From: Joel Jeffery, Well Construction Program Coordinator
Subject: Review of Water Right Application G-18064
Date: July 13, 2015

The attached application was forwarded to the Well Construction and Compliance Section by Water Rights. Ken Lite reviewed the application. Please see Ken's review.

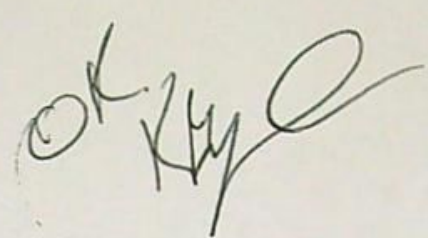
Applicant's Well #1 (JEFF 728 / JEFF 795 (Deepening of JEFF 728)): Based on a review of the Well Reports, Applicant's Well #1 does not appear to comply with current minimum well construction standards (See OAR 690 Division 210). The water well report indicates that only 6 bags of bentonite were used for the annular casing seal, a minimum of 19 bags of bentonite should have been used.

My recommendation is that the Department **not issue** a permit for Applicant's Well #1 (JEFF 728 / JEFF 795 (Deepening of JEFF 728)) unless it is brought into compliance with current minimum well construction standards or information is provided showing that it is in compliance with current minimum well construction standards.

Bringing Applicant's Well #1 into compliance with minimum well construction standards may not satisfy hydraulic connection issues.

The construction of Applicant's Well #1 may not satisfy hydraulic connection issues.

KF



MEMO

To: Kristopher Byrd, Well Construction and Compliance Section Manager
From: Joel Jeffery, Well Construction Program Coordinator
Subject: Review of Water Right Application G-18064
Date: July 13, 2015

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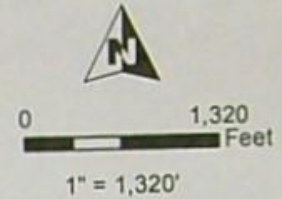
Bringing Applicant's Well #1 into compliance with minimum well construction standards may not satisfy hydraulic connection issues.

The construction of Applicant's Well #1 may not satisfy hydraulic connection issues.

618064/01-17-418

T13S, R14E SECTIONS 10 & 11, WM

JEFFERSON COUNTY, OREGON



- POU Irrigation (320 acres)
- Section
- Quarter Quarter
- Taxlot
- Well

RECEIVED BY OWRD
APR 27 2015
SALEM, OR



RENEWAL DATE 12/31/2015

APPLICATION MAP
Linda Tribby

NOTE: THIS MAP IS NOT INTENDED TO
PROVIDE LEGAL DIMENSIONS OR LOCATIONS
OF PROPERTY OWNERSHIP LINES.

APRIL 9, 2015

WATER RIGHT SERVICES, LLC

PO BOX 1830, BEND, OR 97709

CCB# 197121 www.oregonwater.us

541-389-2837 JOHNSHORT@USA.COM

Mailing List for Permit Copies

Application #G-18064

Original mailed to applicant with claim of beneficial use form:

LINDA TRIBBY
PO BOX 1999
REDMOND OR 97756

Copies sent vial Email to:

1. WRD - Watermaster District #: 11
2. Agent - johnshort@usa.com

Copies Mailed

By: SP
(SUPPORT STAFF)
on: 8-9-16
(DATE)

CASEWORKER : Kim French

BEFORE THE WATER RESOURCES DEPARTMENT
OF THE
STATE OF OREGON

In the Matter of Water Right Permit)
G-17635, in the name of Linda Tribby,) CORRECTING ORDER
Jefferson County, Oregon)

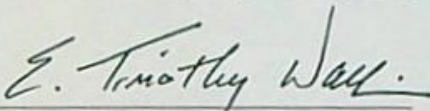
Findings of Fact

1. The Department issued Water Right Permit G-17635 on July 14, 2016.
2. Permit G-17635 contains a scrivener's error. Permit G-17635 incorrectly identifies Well 1 as JEFF 795/L117013.

Now, therefore, it is ORDERED:

1. Permit G-17635 is cancelled.
2. Permit G-17648 is issued to supersede Permit G-17635 and to correctly describe Well 1 as JEFF 793.

Dated at Salem, Oregon this 29th day of July, 2016.



E. Timothy Wallin, Water Right Program Manager
for Thomas M. Byler, Director

Mailing date: August 9, 2016

This is a final order in other than contested case. This order is subject to judicial review under ORS 183.484. Any petition for judicial review must be filed within the 60 day time period specified by ORS 183.484(2). Pursuant to ORS 536.075 and OAR 137-004-080 and OAR 690-01-005 you may either petition for judicial review or petition the Director for reconsideration of this order. A petition for reconsideration may be granted or denied by the Director, and if no action is taken within 60 days following the date the petition was filed, the petition shall be deemed denied.

STATE OF OREGON

COUNTY OF JEFFERSON

PERMIT TO APPROPRIATE THE PUBLIC WATERS

THIS PERMIT IS HEREBY ISSUED TO

LINDA TRIBBY
PO BOX 1999
REDMOND, OR 97756

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

APPLICATION FILE NUMBER: G-18064

SOURCE OF WATER: WELL 1 (JEFF 793), WELL 2, AND WELL 3 IN HAYSTACK
RESERVOIR BASIN

PURPOSE OR USE: IRRIGATION OF 320.0 ACRES

MAXIMUM RATE: 4.0 CUBIC FEET PER SECOND

PERIOD OF USE: MARCH 1 THROUGH OCTOBER 31

DATE OF PRIORITY: APRIL 27, 2015

WELL LOCATIONS:

WELL 1 (JEFF 793): NW $\frac{1}{4}$ SW $\frac{1}{4}$, SECTION 11, T13S, R14E, W.M.; 1350
FEET NORTH AND 50 FEET EAST FROM SE CORNER, SECTION 10

WELL 2: NE $\frac{1}{4}$ SW $\frac{1}{4}$, SECTION 11, T13S, R14E, W.M.; 90 FEET SOUTH
AND 500 FEET WEST FROM C1/4 CORNER, SECTION 11

WELL 3: NE $\frac{1}{4}$ SW $\frac{1}{4}$, SECTION 11, T13S, R14E, W.M.; 1350 FEET NORTH
AND 2000 FEET EAST FROM SW CORNER, SECTION 11

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 and 3.0 acre-feet for each acre irrigated during the
irrigation season of each year.

THE PLACE OF USE IS LOCATED AS FOLLOWS:

SW $\frac{1}{4}$ NE $\frac{1}{4}$ 9.6 ACRES
SE $\frac{1}{4}$ NE $\frac{1}{4}$ 39.3 ACRES
NE $\frac{1}{4}$ SE $\frac{1}{4}$ 38.1 ACRES

NW ¼ SE ¼ 5.8 ACRES
SECTION 10

SW ¼ NE ¼ 39.8 ACRES
SW ¼ NW ¼ 39.5 ACRES
SE ¼ NW ¼ 39.5 ACRES
NE ¼ SW ¼ 34.6 ACRES
NW ¼ SW ¼ 38.2 ACRES
NW ¼ SE ¼ 35.6 ACRES

SECTION 11

TOWNSHIP 13 SOUTH, RANGE 14 EAST, W.M.

Measurement devices, and recording/reporting of annual water use conditions:

- A. Before water use may begin under this permit, the permittee shall install a totalizing flow meter at each point of appropriation. The permittee shall maintain the device in good working order.
- B. The permittee shall allow the watermaster access to the device; provided however, where any device is located within a private structure, the watermaster shall request access upon reasonable notice.
- C. The permittee shall keep a complete record of the volume of water diverted each month, and shall submit a report which includes water-use measurements to the Department annually, or more frequently as may be required by the Director. Further, the Director may require the permittee to report general water-use information, including the place and nature of use of water under the permit.
- D. The Director may provide an opportunity for the permittee to submit alternative measuring and reporting procedures for review and approval.

Static Water Level Conditions

The Department requires the water user to obtain, from a qualified individual (see below), and report annual static water levels for each well on the permit. The static water level shall be measured in the month of March. Reports shall be submitted to the Department within 30 days of measurement.

The permittee shall report an initial March static water-level measurement once well construction is complete and annual measurements thereafter. Annual measurements are required whether or not the well is

used. The first annual measurement will establish a reference level against which future measurements will be compared. However, the Director may establish the reference level based on an analysis of other water-level data. The Director may require the user to obtain and report additional water levels each year if more data are needed to evaluate the aquifer system.

All measurements shall be made by a certified water rights examiner, registered professional geologist, registered professional engineer, licensed well constructor or pump installer licensed by the Construction Contractors Board. Measurements shall be submitted on forms provided by, or specified by, the Department. Measurements shall be made with equipment that is accurate to at least the standards specified in OAR 690-217-0045. The Department requires the individual performing the measurement to:

- A. Associate each measurement with an owner's well name or number and a Department well log ID; and
- B. Report water levels to at least the nearest tenth of a foot as depth-to-water below ground surface; and
- C. Specify the method of measurement; and
- D. Certify the accuracy of all measurements and calculations reported to the Department.

The Department may require the discontinuance of groundwater use, or reduce the rate or volume of withdrawal, from the well(s) if any of the following events occur:

- A. Annual water-level measurements reveal an average water-level decline of three or more feet per year for five consecutive years; or
- B. Annual water-level measurements reveal a water-level decline of 15 or more feet in fewer than five consecutive years; or
- C. Annual water-level measurements reveal a water-level decline of 25 or more feet; or
- D. Hydraulic interference leads to a decline of 25 or more feet in any neighboring well with senior priority.

The period of restricted use shall continue until the water level rises above the decline level which triggered the action or the Department determines, based on the permittee'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 causing substantial interference with senior water rights. The water user shall not allow excessive decline, as defined in Commission rules, to occur within the aquifer as a result of use under this permit. If more than one well is involved, the water user may

submit an alternative measurement and reporting plan for review and approval by the Department.

Use of water under authority of this permit may be regulated if analysis of data available after the permit is issued discloses that the appropriation 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 in effect as of the priority date of the right or as those quantities may be subsequently reduced.

Prior to using water from any well listed on this permit, the permittee shall ensure that the well has been assigned an OWRD Well Identification Number (Well ID tag), which shall be permanently attached to the well. The Well ID shall be used as a reference in any correspondence regarding the well, including any reports of water use, water level, or pump test data.

STANDARD CONDITIONS

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.

If the number, location, source, or construction of any well deviates from that proposed in the permit application or required by permit conditions, this permit may be subject to cancellation, unless the Department authorizes the change in writing.

If substantial interference with surface water or 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 well(s) shall be constructed and maintained in accordance with the General Standards for the Construction and Maintenance of Water Supply Wells in Oregon. The works shall be equipped with a usable access port adequate to determine water-level elevation in the well at all times.

If the riparian area is disturbed in the process of developing a point of appropriation, the permittee shall be responsible for restoration and enhancement of such riparian area in accordance with ODFW's Fish and Wildlife Habitat Mitigation Policy OAR 635-415. For purposes of mitigation, the ODFW Fish and Wildlife Habitat Mitigation Goals and Standards, OAR 635-415, shall be followed.

The use may be restricted if the quality of downstream waters decreases to the point that those waters no longer meet state or federal water quality standards due to reduced flows.

Where two or more water users agree among themselves as to the manner of rotation in the use of water and such agreement is placed in writing and filed by such water users with the watermaster, and such rotation system does not infringe upon such prior rights of any water user not a party to such rotation plan, the watermaster shall distribute the water according to such agreement.

Prior to receiving a certificate of water right, the permit holder shall submit to the Water Resources Department the results of a pump test meeting the Department's standards for each point of appropriation (well), unless an exemption has been obtained in writing under OAR 690-217. The Director may require water-level or pump-test data every ten years thereafter.

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.

Construction of the well shall be made within five years of the date of permit issuance. The deadline to begin construction may not be extended. This permit is subject to cancellation proceedings if the begin construction deadline is missed.

Complete application of the water shall be made within five years of the date of permit issuance. If beneficial use of permitted water has not been made before this date, the permittee may submit an application for extension of time, which may be approved based upon the merit of the application.

Within one year after making beneficial use of water, the permittee shall submit a claim of beneficial use, which includes a map and report, prepared by a Certified Water Rights Examiner.

Issued *July 29 2016*

E. Timothy Wallin

E. Timothy Wallin, Water Rights Program Manager
for Thomas M. Byler, Director

Application G-18064 Water Resources Department
Basin 5 Volume 2 CROOKED R MISC

PERMIT G-17648
11

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Copies Mailed By: <u>SP</u> (SUPPORT STAFF) on: <u>7-14-16</u> (DATE)

CASEWORKER : Kim French

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- C. The permittee shall keep a complete record of the volume of water diverted each month, and shall submit a report which includes water-use measurements to the Department annually, or more frequently as may be required by the Director. Further, the Director may require the permittee to report general water-use information, including the place and nature of use of water under the permit.
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- A. Associate each measurement with an owner's well name or number and a Department well log ID; and
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The Department may require the discontinuance of groundwater use, or reduce the rate or volume of withdrawal, from the well(s) if any of the following events occur:

- A. Annual water-level measurements reveal an average water-level decline of three or more feet per year for five consecutive years; or
- B. Annual water-level measurements reveal a water-level decline of 15 or more feet in fewer than five consecutive years; or
- C. Annual water-level measurements reveal a water-level decline of 25 or more feet; or
- D. Hydraulic interference leads to a decline of 25 or more feet in any neighboring well with senior priority.

The period of restricted use shall continue until the water level rises above the decline level which triggered the action or the Department determines, based on the permittee'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 causing substantial interference with senior water rights. The water user shall not allow excessive decline, as defined in Commission rules, to occur within the aquifer as a result of use under this permit. If more than one well is involved, the water user may

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Use of water under authority of this permit may be regulated if analysis of data available after the permit is issued discloses that the appropriation 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 in effect as of the priority date of the right or as those quantities may be subsequently reduced.

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The well(s) shall be constructed and maintained in accordance with the General Standards for the Construction and Maintenance of Water Supply Wells in Oregon. The works shall be equipped with a usable access port adequate to determine water-level elevation in the well at all times.

If the riparian area is disturbed in the process of developing a point of appropriation, the permittee shall be responsible for restoration and enhancement of such riparian area in accordance with ODFW's Fish and Wildlife Habitat Mitigation Policy OAR 635-415. For purposes of mitigation, the ODFW Fish and Wildlife Habitat Mitigation Goals and Standards, OAR 635-415, shall be followed.

The use may be restricted if the quality of downstream waters decreases to the point that those waters no longer meet state or federal water quality standards due to reduced flows.

Where two or more water users agree among themselves as to the manner of rotation in the use of water and such agreement is placed in writing and filed by such water users with the watermaster, and such rotation system does not infringe upon such prior rights of any water user not a party to such rotation plan, the watermaster shall distribute the water according to such agreement.

Prior to receiving a certificate of water right, the permit holder shall submit to the Water Resources Department the results of a pump test meeting the Department's standards for each point of appropriation (well), unless an exemption has been obtained in writing under OAR 690-217. The Director may require water-level or pump-test data every ten years thereafter.

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.

Construction of the well shall be made within five years of the date of permit issuance. The deadline to begin construction may not be extended. This permit is subject to cancellation proceedings if the begin construction deadline is missed.

Complete application of the water shall be made within five years of the date of permit issuance. If beneficial use of permitted water has not been made before this date, the permittee may submit an application for extension of time, which may be approved based upon the merit of the application.

Within one year after making beneficial use of water, the permittee shall submit a claim of beneficial use, which includes a map and report, prepared by a Certified Water Rights Examiner.

Issued *July 14 2016*

E. Timothy Wallin

E. Timothy Wallin, Water Rights Program Manager
for Thomas M. Byler, Director

Application G-18064 Water Resources Department
Basin 5 Volume 2 CROOKED R MISC

PERMIT DRAFT
11

Mailing List for FO Copies

Application #G-18064

Original mailed to applicant with claim of beneficial use form:

LINDA TRIBBY
PO BOX 1999
REDMOND OR 97756

Copies sent vial Email to:

1. WRD - Watermaster District #: 11
2. Agent - johnshort@usa.com

Copies Mailed

By: SP
(SUPPORT STAFF)
on: 4-13-16
(DATE)

CASEWORKER : Kim French



Oregon Water Resources Department
Water Right Services Division

Water Rights Application
Number G-18064

Final Order

Appeal Rights

This is a Final Order in other than contested case. This order is subject to judicial review under ORS 183.484. Any petition for judicial review must be filed within the 60 day time period specified by ORS 183.484(2). Pursuant to ORS 536.075 and OAR 137-004-0080 you may either petition for judicial review or petition the Director for reconsideration of this order. A petition for reconsideration may be granted or denied by the Director, and if no action is taken within 60 days following the date the petition was filed, the petition shall be deemed denied.

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.

Findings of Fact

1. On April 27, 2015, Linda Tribby submitted an application to the Department for a water use permit.
2. The Department issued a Proposed Final Order on October 27, 2015.
3. The protest period closed December 11, 2015, and no protest was filed.

Conclusions of Law

1. The proposed use would not impair or be detrimental to the public welfare, safety and health pursuant to ORS 537.621(2).

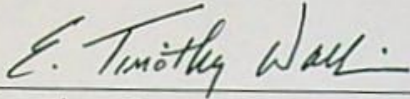
Order

Application G-18064 is therefore approved as described in the Proposed Final Order. Upon submittal of documentation that Well 1 (JEFF 795/L117013) complies with current well construction standards, a permit shall be issued authorizing the proposed water use.

Failure to meet this requirement within 60 days from the date of this Final Order may result in the proposed rejection of the application.

If you need to request additional time, your written request should be received in the Salem office of the Department within 60 days of this Final Order. The Department will evaluate the request and determine whether or not the request may be approved.

DATED April 13, 2016



E. Timothy Wallin, Water Rights Program Manager
for Thomas M. Byler, Director

This document was prepared by Kim French. If you have any questions about any of the statements contained in this document I can be reached at 503-986-0816.

If you have previously filed a protest and want to know its status, please contact Patricia McCarty at 503-986-0820.

If you have other questions about the Department or any of its programs please contact our Customer Service Group at 503-986-0801.

Address all other correspondence to: Water Rights Section, Oregon Water Resources Department, 725 Summer St NE Ste A, Salem OR 97301-1266, Fax: 503-986-0901.

DRAFT

This is not a permit.
STATE OF OREGON

DRAFT

COUNTY OF JEFFERSON

DRAFT PERMIT TO APPROPRIATE THE PUBLIC WATERS

THIS DRAFT PERMIT IS HEREBY ISSUED TO

LINDA TRIBBY
PO BOX 1999
REDMOND, OR 97756

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

APPLICATION FILE NUMBER: G-18064

SOURCE OF WATER: WELL 1 (JEFF 795/L117013), WELL 2, AND WELL 3 IN
HAYSTACK RESERVOIR BASIN

PURPOSE OR USE: IRRIGATION OF 320.0 ACRES

MAXIMUM RATE: 4.0 CUBIC FEET PER SECOND

PERIOD OF USE: MARCH 1 THROUGH OCTOBER 31

DATE OF PRIORITY: APRIL 27, 2015

WELL LOCATION:

WELL 1 (JEFF 795/L117013): NW $\frac{1}{4}$ SW $\frac{1}{4}$, SECTION 11, T13S, R14E, W.M.;
1350 FEET NORTH AND 50 FEET EAST FROM SE CORNER, SECTION 10

WELL 2: NE $\frac{1}{4}$ SW $\frac{1}{4}$, SECTION 11, T13S, R14E, W.M.; 90 FEET SOUTH AND
500 FEET WEST FROM C1/4 CORNER, SECTION 11

WELL 3: NE $\frac{1}{4}$ SW $\frac{1}{4}$, SECTION 11, T13S, R14E, W.M.; 1350 FEET NORTH
AND 2000 FEET EAST FROM SW CORNER, SECTION 11

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 and
3.0 acre-feet for each acre irrigated during the irrigation season of
each year.

THE PLACE OF USE IS LOCATED AS FOLLOWS:

SW $\frac{1}{4}$ NE $\frac{1}{4}$ 9.6 ACRES
SE $\frac{1}{4}$ NE $\frac{1}{4}$ 39.3 ACRES
NE $\frac{1}{4}$ SE $\frac{1}{4}$ 38.1 ACRES
NW $\frac{1}{4}$ SE $\frac{1}{4}$ 5.8 ACRES
SECTION 10

SW ¼ NE ¼ 39.8 ACRES
SW ¼ NW ¼ 39.5 ACRES
SE ¼ NW ¼ 39.5 ACRES
NE ¼ SW ¼ 34.6 ACRES
NW ¼ SW ¼ 38.2 ACRES
NW ¼ SE ¼ 35.6 ACRES

SECTION 11

TOWNSHIP 13 SOUTH, RANGE 14 EAST, W.M.

Measurement devices, and recording/reporting of annual water use conditions:

- A. Before water use may begin under this permit, the permittee shall install a totalizing flow meter at each point of appropriation. The permittee shall maintain the device in good working order.
- B. The permittee shall allow the watermaster access to the device; provided however, where any device is located within a private structure, the watermaster shall request access upon reasonable notice.
- C. The permittee shall keep a complete record of the volume of water diverted each month, and shall submit a report which includes water-use measurements to the Department annually, or more frequently as may be required by the Director. Further, the Director may require the permittee to report general water-use information, including the place and nature of use of water under the permit.
- D. The Director may provide an opportunity for the permittee to submit alternative measuring and reporting procedures for review and approval.

Static Water Level Conditions

The Department requires the water user to obtain, from a qualified individual (see below), and report annual static water levels for each well on the permit. The static water level shall be measured in the month of March. Reports shall be submitted to the Department within 30 days of measurement.

The permittee shall report an initial March static water-level measurement once well construction is complete and annual measurements thereafter. Annual measurements are required whether or not the well is used. The first annual measurement will establish a reference level against which future measurements will be compared. However, the Director may establish the reference level based on an analysis of other water-level data. The Director may require the user to obtain and report

additional water levels each year if more data are needed to evaluate the aquifer system.

All measurements shall be made by a certified water rights examiner, registered professional geologist, registered professional engineer, licensed well constructor or pump installer licensed by the Construction Contractors Board. Measurements shall be submitted on forms provided by, or specified by, the Department. Measurements shall be made with equipment that is accurate to at least the standards specified in OAR 690-217-0045. The Department requires the individual performing the measurement to:

- A. Associate each measurement with an owner's well name or number and a Department well log ID; and
- B. Report water levels to at least the nearest tenth of a foot as depth-to-water below ground surface; and
- C. Specify the method of measurement; and
- D. Certify the accuracy of all measurements and calculations reported to the Department.

The Department may require the discontinuance of groundwater use, or reduce the rate or volume of withdrawal, from the well(s) if any of the following events occur:

- A. Annual water-level measurements reveal an average water-level decline of three or more feet per year for five consecutive years; or
- B. Annual water-level measurements reveal a water-level decline of 15 or more feet in fewer than five consecutive years; or
- C. Annual water-level measurements reveal a water-level decline of 25 or more feet; or
- D. Hydraulic interference leads to a decline of 25 or more feet in any neighboring well with senior priority.

The period of restricted use shall continue until the water level rises above the decline level which triggered the action or the Department determines, based on the permittee'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 causing substantial interference with senior water rights. The water user shall not allow excessive decline, as defined in Commission rules, to occur within the aquifer as a result of use under this permit. If more than one well is involved, the water user may submit an alternative measurement and reporting plan for review and approval by the Department.

Use of water under authority of this permit may be regulated if analysis of data available after the permit is issued discloses that the appropriation 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 in effect as of the priority date of the right or as those quantities may be subsequently reduced.

Prior to using water from any well listed on this permit, the permittee shall ensure that the well has been assigned an OWRD Well Identification Number (Well ID tag), which shall be permanently attached to the well. The Well ID shall be used as a reference in any correspondence regarding the well, including any reports of water use, water level, or pump test data.

STANDARD CONDITIONS

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.

If the number, location, source, or construction of any well deviates from that proposed in the permit application or required by permit conditions, this permit may be subject to cancellation, unless the Department authorizes the change in writing.

If substantial interference with surface water or 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 well(s) shall be constructed and maintained in accordance with the General Standards for the Construction and Maintenance of Water Supply Wells in Oregon. The works shall be equipped with a usable access port adequate to determine water-level elevation in the well at all times.

If the riparian area is disturbed in the process of developing a point of appropriation, the permittee shall be responsible for restoration and enhancement of such riparian area in accordance with ODFW's Fish and Wildlife Habitat Mitigation Policy OAR 635-415. For purposes of mitigation, the ODFW Fish and Wildlife Habitat Mitigation Goals and Standards, OAR 635-415, shall be followed.

The use may be restricted if the quality of downstream waters decreases to the point that those waters no longer meet state or federal water quality standards due to reduced flows.

Where two or more water users agree among themselves as to the manner of rotation in the use of water and such agreement is placed in writing and filed by such water users with the watermaster, and such rotation system

does not infringe upon such prior rights of any water user not a party to such rotation plan, the watermaster shall distribute the water according to such agreement.

Prior to receiving a certificate of water right, the permit holder shall submit to the Water Resources Department the results of a pump test meeting the Department's standards for each point of appropriation (well), unless an exemption has been obtained in writing under OAR 690-217. The Director may require water-level or pump-test data every ten years thereafter.

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.

Construction of the well shall be made within five years of the date of permit issuance. The deadline to begin construction may not be extended. This permit is subject to cancellation proceedings if the begin construction deadline is missed.

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Within one year after making beneficial use of water, the permittee shall submit a claim of beneficial use, which includes a map and report, prepared by a Certified Water Rights Examiner.

Issued

DRAFT - THIS IS NOT A PERMIT

E. Timothy Wallin, Water Rights Program Manager
for Thomas M. Byler, Director

FRENCH Kim R

From: PARK Barbara J
Sent: Thursday, June 23, 2016 9:22 AM
To: FRENCH Kim R
Subject: FW: RE: Ap G-17959 Volle FO to Permit

I am just now figuring out that this is NOT my application, but yours.
Sorry I didn't fwd it to you sooner.
b

From: LITE Ken E
Sent: Thursday, June 09, 2016 11:02 AM
To: PARK Barbara J
Cc: IVERSON Justin T; BYRD Kris R
Subject: FW: RE: Ap G-17959 Volle FO to Permit

Barbe,

I have reviewed the video submitted for G-18064 (Tribby). Although it is very difficult to see if the casing perforations seen on the video correspond to the well log due to casing scale, the depth and water level on the video generally match the well log for Croo 793. Therefore it is my opinion that the video submitted for G-18064 is more likely than not to be for the well on well log Croo 793. **The applicant has met their obligation to provide us with an adequate video of the well on G-18064.**

Ken

From: LITE Ken E
Sent: Wednesday, March 02, 2016 10:19 AM
To: PARK Barbara J
Cc: GALL Ivan K; BYRD Kris R
Subject: FW: RE: Ap G-17959 Volle FO to Permit

G-17635

Hi Barbe,

I no longer see a reason (from a hydrology and well construction perspective) *not* to issue a permit on G-17959 (Volle). They have met the video condition, and the well (Jeff 728/795) appears to meet our well construction standards.

However, I don't believe we should (or can) issue a permit on G-18064 (Tribby) until they comply with our video log condition and we find the well is constructed to our standards.

Ken

From: John Short [<mailto:johnshort@usa.com>]
Sent: Wednesday, March 02, 2016 8:30 AM
To: LITE Ken E
Cc: PARK Barbara J; jvalfalfa@gmail.com; LITE Ken E
Subject: Re: RE: Ap G-17959 Volle FO to Permit

Hello Ken and Barbe,

I spoke with the Tribby's (Ap G-18064) and they still have some construction to complete in order to keep a domestic water source going while they pull their pump for the video. Could be a couple months. They also agree that the Volle's well (Ap G-17959) must be JEFF 728/795 since it matches the video.

That said, can we:

Issue Volle permit as is.

Issue Tribby permit conditioned that water use from any wells not be allowed under the permit until construction is confirmed.

Thanks for your help,
John

John A. Short CCB# 197121

541-389-2837

Water Right Services, LLC
PO Box 1830
Bend, OR 97709
johnshort@usa.com
oregonwater.us

Sent: Thursday, February 11, 2016 at 12:14 PM
From: "LITE Ken E" <kenneth.e.lite@state.or.us>
To: "John Short" <johnshort@usa.com>, "PARK Barbara J" <barbara.j.park@state.or.us>
Cc: "jvalfalfa@gmail.com" <jvalfalfa@gmail.com>, "LITE Ken E" <kenneth.e.lite@state.or.us>
Subject: RE: Ap G-17959 Volle FO to Permit

Hi John,

I concur that the video closely matches well report Jeff 728 and the deepening (Jeff 795). I was waiting to view the video for POA #1 on (nearby) G-18064 because the same well log is identified on that application, but the POA is in a different location. As you know, there are a number of wells in the vicinity with similar original depths (160'). Is there any word on the video for G-18064?

Thanks,

Ken

From: John Short [<mailto:johnshort@usa.com>]
Sent: Thursday, February 11, 2016 11:22 AM
To: PARK Barbara J
Cc: jvalfalfa@gmail.com; LITE Ken E
Subject: Ap G-17959 Volle FO to Permit

Hello Barbe,

Thank you so much for seeing this application through to FO. For issuing the permit, Ken Lite (copied) has reviewed and approved the down-hole video of the well (JEFF 795).

Additionally, the Volle's (copied) will send OWRD the \$450 recording fee to:

Oregon Water Resources Dept.

Ref: Application G-17959

Attn: Barbara Park

725 Summer Street NE, Suite A

Salem, OR 97301-1271

Sincerely,

John

John A. Short CCB# 197121

541-389-2837

Water Right Services, LLC
PO Box 1830
Bend, OR 97709
johnshort@usa.com
oregonwater.us

FO Checklist

Application #: G-18064 Applicant: LINDA TRIBBY

☒ Name and/or address has changed or been assigned ☐ Yes ☒ No
If new: _____

☒ Respond to significant comments, issues, or disputes related to the proposed use of water. ☒ N/A ☐ Yes

☒ Affected landowner(s) have been notified ☒ N/A ☐ Yes ☐ No, send a letter to landowners before FO issuance.

☒ Verify names/addresses of affected landowners, and those who commented and/or paid \$25 fee. ☒ N/A ☐ Yes

☒ PFO conclusions require modification due to typos, errors or omission of conditions ☐ Yes ☒ No

If so: _____

☒ If PFO requires modification, use FO MOD appeal rights ☒ N/A ☐ Yes
S:\groups\wr\Resource Center\language\fo\appeal rights - fo mod

☒ Within North Umpqua settlement reach and issuing permit, spreadsheet has been updated ☒ N/A ☐ Yes

☒ SWW ☐ N/A ☒ Yes - If GW and interference, cc: Shawn Ortiz-Turner

☒ WMCP required ☒ N/A ☐ Yes - cc: Lisa Jaramillo

☒ Fees

EXAM FEE REQUIRED	<u>2950</u>	RECORDING FEE REQUIRED	<u>450</u>
EXAM FEE PAID	<u>2950</u>	RECORDING FEE PAID	<u>450</u>
STILL OWED	<u>0</u>	STILL OWED	<u>0</u>

FO w/ draft permit; still needed:

- ☐ fees
- ☐ easement
- ☐ st water contract
- ☐ approved dam plans & specs
- ☐ land use approval
- ☐ well construction approval

☒ FO w/ permit # G-17551

FO to deny
refund \$ _____

Name: Kim French

Date: 2/5/2016

Peer Reviewer: bf

PFO Checklist

Application #: G-18064 Applicant: LINDA TRIBBY

☒ IR requested add'l info ☐ No ☒ Yes CONFLICT, LAND USE, WCL

☒ Have conflicts been addressed? ☐ NA ☒ No ☒ Yes NO CONFLICT; WCL YES - LU

☒ IR date 8/7/15 Noticed on 8/11/15 Comment Deadline 9/10/15

☒ Electronic/written comments? ☒ No ☐ Yes Comment eval? ☒ No ☐ Yes ☐ NA

☒ Allowed Use/Rate/Season IR-340AL; 4.0 CFS; 3/1-10/31 Limit 1/80 Duty 3

Make specific finding in PFO if ☐ Rate/Limit higher-than-standard ☐ Duty higher-than-standard

☒ Confirm POD/POU are correct per the map

☒ Is second gw review necessary? ☒ NA ☐ No ☐ Yes Complete? ☐ No ☐ Yes Add'l fees ☐ necessary ☐ collected ☐ needed

☒ DIV 9 ☐ NA ☐ will likely be available... ☐ will not likely be available... ☒ will, if properly conditioned...

well _____ has PSI with _____

GW conditions TB, TN, WCL, SPECIAL

☒ Conditions _____

☐ Small ≤ 0.1 CFS, ≤ 9.2 AF ☐ Medium > 0.1 CFS but < 0.5 CFS, > 9.2 AF but < 100 AF ☒ Large ≥ 0.5 CFS, ≥ 100 AF

☒ SW availability ☒ NA ☐ 80% ☐ 50% _____

☒ DIVISION 33 ☒ NA ☐ No ☐ UPPER COLUMBIA (not allowed 4/15 - 9/30)
☐ LOWER COLUMBIA
☐ STATEWIDE

☒ SWW ☐ NA ☒ above ☐ within DESCHUTES SNW If GW and interference, copy form for Stahr.

☒ Application was filed prior to 10/23/99 ☒ No ☐ Yes (If Yes, add A date requirement)

☒ Land Use ☒ allowed outright ☐ decision obtained ☐ being pursued ☐ not being pursued (add text box - deny)

☒ Needed before permit ☐ NA ☐ fees ☒ evidence of well repair ☐ LU ☐ easement ☐ plans/specs ☐ storage contract
CONFLICT RESOLUTION

☒ Changes from IR determinations

Notes

Copy to Reg Manager _____ WM 11 CWRE _____ Agent JOHN SHORT

✓ Fees _____ CFS Base _____
_____ AF Up to 1 CFS _____
_____ Add'l CFS _____
Up to 20 AF _____
_____ Add'l AF @ \$1 _____
Add'l _____ POD/POA _____ use + _____
Exam Fee Required = _____ Rec Fee Req'd _____
Exam Fee Paid _____ Red Fee Paid _____
Still Owed _____ Owed before permit _____

EXAM FEE REQUIRED	<u>2950</u>	RECORDING FEE REQUIRED	<u>450</u>
EXAM FEE PAID	<u>2950</u>	RECORDING FEE PAID	<u>450</u>
STILL OWED	<u>0</u>	STILL OWED	<u>0</u>

Name: Kim French Date: 9/18/2015

Peer Reviewer: KNC 9/21/15

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.

IR CHECKLIST

Application #: G-18064 Applicant: JOHN SHORT WATER RIGHT SERVICES LLC

Use(s): IRRIGATION USE ON 320.0 ACRES Priority Date: April 27, 2015

✓ Requested Use/Rate/Season IR-320AC; 4.0CFS; 3/1-10/31 Limit 1/80 Duty 3

Allowed Use/Rate/Season IR-320.0AC; 4.0CFS; 3/1-10/31 Limit 1/80 Duty 3

✓ DIV 9 ☐ NA ☐ will likely be available... ☐ will not likely be available... ☒ will, if properly conditioned...

☐ classify as surface water well _____ has PSI with _____

GW conditions 7B, 7N, WCC & SPECIAL WELL #1

✓ Conditions _____

☐ Small ≤ 0.1 CFS, ≤ 9.2 AF ☐ Medium > 0.1 CFS but < 0.5 CFS, > 9.2 AF but < 100 AF ☒ Large ≥ 0.5 CFS, ≥ 100 AF

use at least Medium for: Siltcoos Lake, stored water contract, and Sandy Basin ground water

use Large for: Tenmile Lake, NU or other temp control, and gov. entities; Large-7g, Large-7i for 7g/7i

use Large-TFM: HC exceptions; and if GW in South Salem Hills, or 10+ acres in Stage Gulch CGWA

✓ ORS 538 prohibits use ☒ No ☐ Yes (stop processing and return app and fees)

✓ Use is ☒ allowed ☐ not allowed ☐ limited ☒ OAR ☐ Compact 690-505-0400

✓ Stream is withdrawn ☒ NA ☐ No ☐ Yes, allows use/season _____

✓ SW availability ☒ NA ☐ 80% ☐ 50% _____ WID: _____

☐ Use DWF's 6/21/05 non-standard W/A memo if the source is: trib to Drews Res, Snake R, Columbia R, North Umpqua R below Rock Cr, or within drainages of Lost R, Chehalem Cr, or Champoeg Cr (including Mission Cr and Case Cr)

✓ DIVISION 33 ☒ NA ☐ No ☐ UPPER COLUMBIA (not allowed 4/15 - 9/30)
☐ LOWER COLUMBIA
☐ STATEWIDE

✗ ✓ SWW ☐ NA ☒ above ☐ within DESCHUTES SWW (If GW and interference, copy form for Stahr.)

✓ Use is within a high priority area for streamflow restoration ☒ NA ☐ No ☐ Yes

✓ POU conflict ☐ NA ☐ No ☐ No, different sources ☐ No, make up a deficiency in rate ☐ No, existing not at max. rate

☒ Yes APP 6-17959 - WILL BE CANCELLED PRIOR TO PERMIT

✓ Use is supplemental, checked for primary rights w/ diff source ☒ NA ☐ Yes limits _____

✓ App w/in a District boundary ☒ No ☐ Yes, cc: _____

✗ ✓ Land use RELIEF SIGNOE ☒ allowed outright ☐ not allowed ☐ being pursued ☐ not being pursued ☐ decision obtained ☐ N/A

✓ MU or QM ☒ NA ☐ will complete construction within 20 years
☐ Lisa reviewed recommendations _____

✓ Storage contract ☒ NA ☐ BOR ☐ Doug Co ☐ Corp of Eng ☐ needed ☐ obtained _____

✓ POD is within North Umpqua settlement reach and the spreadsheet was updated ☒ NA ☐ Yes

✓ Forms ☒ NA ☐ HC except ☐ spring description other _____

Application #: G-18064 Applicant: JOHN SHORT WATER RIGHT SERVICES LLC

☒ Authorized agent specified ☐ NA ☐ needed ☒ Yes JOHN SHORT

☒ Copy to ☐ SWR ☒ WM # 11 ☐ a.l.o. ☐ CRIFC ☐ NOAA & USFWS (4d)
☐ NCR ☒ agent ☐ DOA (div 33) ☐ USFWS ☐ DOA Food Safety Div (bottled h2o)
☐ CWRE ☐ CTUIR ☐ NW Planning Council

☐ city _____
(w/in 5-mile muni wells)

☐ DEQ, greg geist
(POA in 1N, 3E, S 20, 21, 28, 29)

☐ DOGAMI & DSL
(mining)

☒ Fees 4 CFS Base 1150
_____ AF Up to 1 CFS 300
3 Add'l CFS 900
Up to 20 AF _____
_____ Add'l AF @ \$1 _____
Add'l 2 POD/POA _____ use + 600
Exam Fee Required = 2950
Exam Fee Paid 2950
Still Owed 0

Rec Fee Req'd 450
Red Fee Paid 450
Owed before permit 0

☒ App/map meet min. req ☒ Yes ☐ No ☐ ALO info ☐ map ☐ legal _____
(If not, send IR certified)

☒ Req'd before PFO ☐ NA ☒ LU approve/pursue ☐ ALO info ☐ exam fees

☒ Req'd before permit ☐ NA ☐ recording fees ☒ well repair ☐ LU ☐ easement ☐ plans/specs ☐ storage contract

☒ Letter format ☒ good ☐ limited ☐ bad ☐ bad w/ rate reduction opportunity ☐ bad w/ HC opportunity

☒ Scanned images exist for application form and map

Name: Kim French Date: 7/20/2015

Peer Reviewer: _____

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.

Point of Diversion Characteristics

Right:	App: G 18064 *
Name:	WATER RIGHT SERVICES LLC JOHN SHORT

TRSQQ: 13.00S-14.00E-11-NESW

County: Jefferson

Basin: Deschutes

WM District: 11

WM Region: SC

Withdrawn Area:

WAB: WILLOW CR > DESCHUTES R - AT MOUTH (70591)

Priority WAB: WILLOW CR @ mouth (OWRD: Good, ODFW: High) (70591)

Rule 4D:

Groundwater Restricted Area:

Scenic Water Way: ABOVE The Deschutes Scenic Waterway

Division 33: UPPER COLUMBIA

Water Quality Limited:

TRSQQ: 13.00S-14.00E-11-NWSW

County: Jefferson

Basin: Deschutes

WM District: 11

WM Region: SC

Withdrawn Area:

WAB: WILLOW CR > DESCHUTES R - AT MOUTH (70591)

Priority WAB: WILLOW CR @ mouth (OWRD: Good, ODFW: High) (70591)

Rule 4D:

Groundwater Restricted Area:

Scenic Water Way: ABOVE The Deschutes Scenic Waterway

Division 33: UPPER COLUMBIA

Water Quality Limited:

WATER RESOURCES DEPARTMENT

DIVISION 505

DESCHUTES BASIN PROGRAM

690-505-0400

Ground Water Classification

Ground water in the Deschutes Basin is classified for any beneficial use.

Place of Use Conflict Report

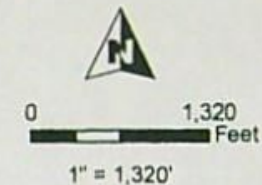
The following rights have acreage in the same quarter-quarter as App: G 18064 *

Right	Name	Decree	App	Permit	Cert	Priority	Status	Use	T-R-S-QQ	DLC	Gov't Lot	Acres	
APP: G 17959 *	JOHN VOLLE		G-17959			11/5/2014	NC	IR	13.00S-14.00E-10-SENE			29.4000	
								IR	13.00S-14.00E-10-NESE			21.7000	
								IR	13.00S-14.00E-11-SENW			1.4000	
								IR	13.00S-14.00E-11-SWNW			30.2000	
								IR	13.00S-14.00E-11-NESW			19.6000	
								IR	13.00S-14.00E-11-NWSW			24.8000	

CONFLICT
BUT WILL
BE CANCELLED

**T13S, R14E
SECTIONS 10, 11, 14, 15, WM**

JEFFERSON COUNTY, OREGON



- Section
- Quarter Quarter Section
- Taxlot
- POU Irrigation (160 total acres)
- Well

RECEIVED BY OWRD

NOV 05 2014

SALEM, OR



RENEWAL DATE 12/31/2015

APPLICATION MAP
John & Debbie Volle

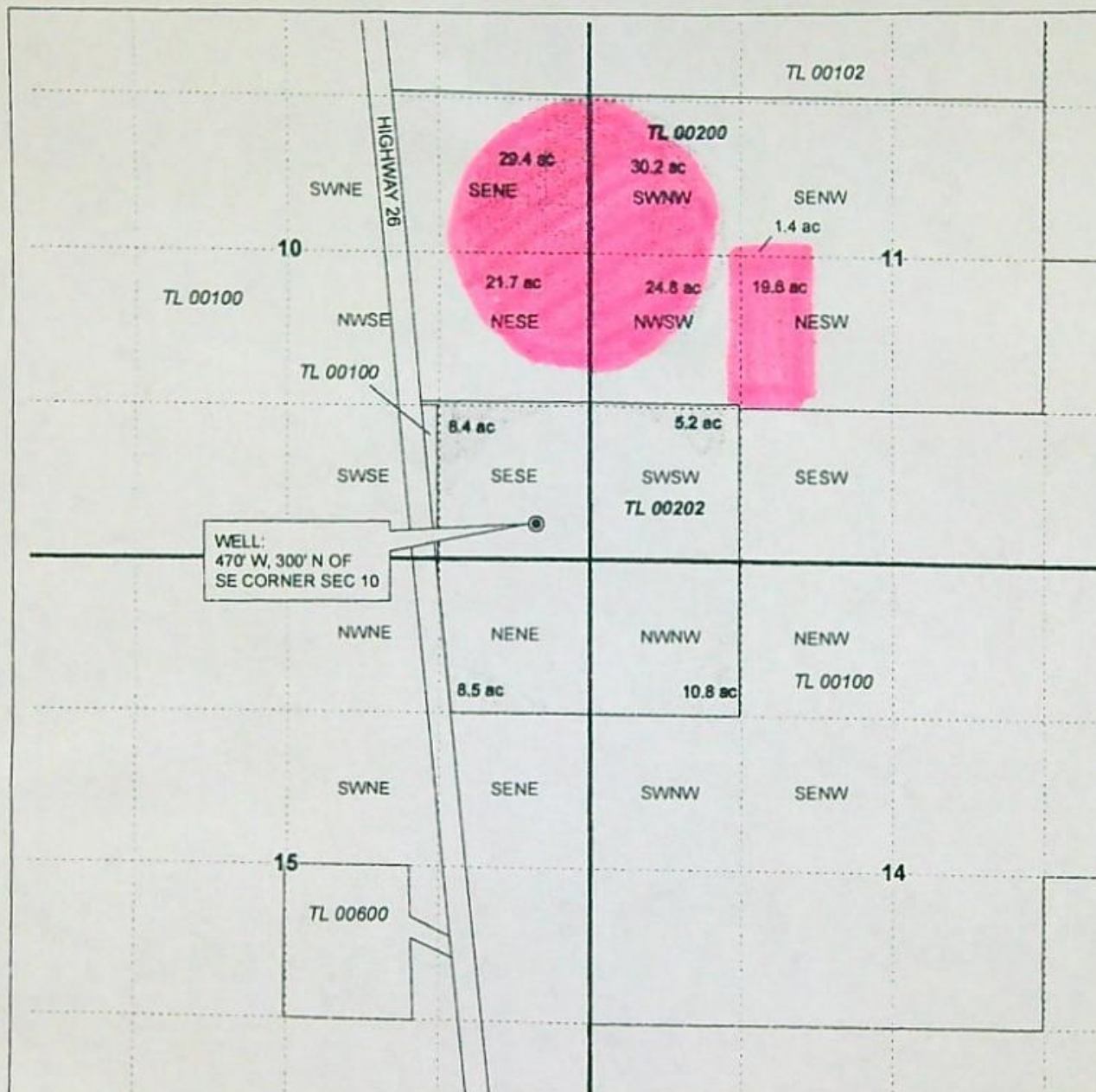
NOTE: THIS MAP IS NOT INTENDED TO
PROVIDE LEGAL DIMENSIONS OR LOCATIONS
OF PROPERTY OWNERSHIP LINES.

WATER RIGHT SERVICES, LLC
PO BOX 1830, BEND, OR 97709
CCB# 197121 www.oregonwater.us
541-389-2837 JOHNSHORT@USA.COM

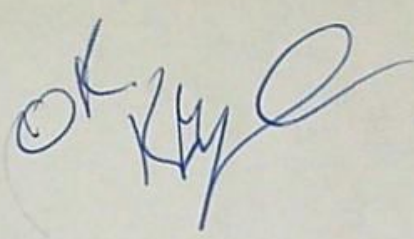
AP xx-xx-xx

SEPTEMBER 26, 2014

G-17959



KF



MEMO

To: Kristopher Byrd, Well Construction and Compliance Section Manager
From: Joel Jeffery, Well Construction Program Coordinator
Subject: Review of Water Right Application G-18064
Date: July 13, 2015

The attached application was forwarded to the Well Construction and Compliance Section by Water Rights. Ken Lite reviewed the application. Please see Ken's review.

Applicant's Well #1 (JEFF 728 / JEFF 795 (Deepening of JEFF 728)): Based on a review of the Well Reports, Applicant's Well #1 does not appear to comply with current minimum well construction standards (See OAR 690 Division 210). The water well report indicates that only 6 bags of bentonite were used for the annular casing seal, a minimum of 19 bags of bentonite should have been used.

My recommendation is that the Department **not issue** a permit for Applicant's Well #1 (JEFF 728 / JEFF 795 (Deepening of JEFF 728)) unless it is brought into compliance with current minimum well construction standards or information is provided showing that it is in compliance with current minimum well construction standards.

Bringing Applicant's Well #1 into compliance with minimum well construction standards may not satisfy hydraulic connection issues.

The construction of Applicant's Well #1 may not satisfy hydraulic connection issues.

[illegible]

PUBLIC INTEREST REVIEW FOR GROUND WATER APPLICATIONS

TO: Water Rights Section Date 6/30/2015

FROM: Ground Water/Hydrology Section K. Lite
Reviewer's Name

SUBJECT: Application G- 18064 Supersedes review of _____
Date of Review(s)

PUBLIC INTEREST PRESUMPTION: GROUNDWATER

OAR 690-310-130 (1) *The Department shall presume that a proposed groundwater use will ensure the preservation of the public welfare, safety and health as described in ORS 537.525. Department staff review ground water applications under OAR 690-310-140 to determine whether the presumption is established. OAR 690-310-140 allows the proposed use be modified or conditioned to meet the presumption criteria. This review is based upon available information and agency policies in place at the time of evaluation.*

A. GENERAL INFORMATION: Applicant's Name: Linda Tribby County: Jefferson

A1. Applicant(s) seek(s) (1,795 gpm) 4.0 cfs from 3 well(s) in the Deschutes Basin,
Willow Creek subbasin Quad Map: Gray Butte and Grizzly Butte

A2. Proposed use: Irrigation Seasonality: April 1 - October 31

A3. Well and aquifer data (attach and number logs for existing wells; mark proposed wells as such under logid):

Well	Logid	Applicant's Well #	Proposed Aquifer*	Proposed Rate(cfs)	Location (T/R-S QQ-Q)	Location, metes and bounds, e.g. 2250' N, 1200' E fr NW cor S 36
1	**Jeff 728/795	1	Deschutes & John Day	4.0	13S/14E-sec 11 CBC	1350' N & 50' E fr SE cor S 10
2	Prop	2	Deschutes & John Day	4.0	13S/14E-sec 11 CAA	90' S & 500' W fr C1/4 cor S 11
3	Prop	3	Deschutes & John Day	4.0	13S/14E-sec 11 CBC	1350' N & 2000' E fr SW cor S 11
4						
5						

* Alluvium, CRB, Bedrock

Well	Well Elev ft msl	First Water ft bls	SWL ft bls	SWL Date	Well Depth (ft)	Seal Interval (ft)	Casing Intervals (ft)	Liner Intervals (ft)	Perforations Or Screens (ft)	Well Yield (gpm)	Draw Down (ft)	Test Type
1	3195	95	95	08/22/1978	240?	20?	160?	?	?	480	total	A
2	3200											
3	3200											

Use data from application for proposed wells.

A4. Comments: **The well report has already been associated with a different location on Appl. G-17959. The well may be constructed into water-bearing zones within the Deschutes Formation and John Day Formation. The permeability in the John Day unit is likely from secondary fractures, based on the age (old) of the rocks. The orientations of fracture surfaces are unknown. Also, there are many springs mapped within a few miles of the proposed poa's.

A5. ☐ Provisions of the Deschutes Basin rules relative to the development, classification and/or management of ground water hydraulically connected to surface water ☐ are, or ☒ are not, activated by this application. (Not all basin rules contain such provisions.)
Comments: The well is located outside the USGS Deschutes groundwater study area.

A6. ☐ Well(s) # _____, _____, _____, _____, _____, tap(s) an aquifer limited by an administrative restriction.
Name of administrative area: _____
Comments: _____

B. GROUND WATER AVAILABILITY CONSIDERATIONS, OAR 690-310-130, 400-010, 410-0070

B1. Based upon available data, I have determined that ground water* for the proposed use:

- a. ☐ is over appropriated, ☐ is not over appropriated, or ☒ cannot be determined to be over appropriated during any period of the proposed use. * This finding is limited to the ground water portion of the over-appropriation determination as prescribed in OAR 690-310-130;
- b. ☐ will not or ☐ will likely be available in the amounts requested without injury to prior water rights. * This finding is limited to the ground water portion of the injury determination as prescribed in OAR 690-310-130;
- c. ☐ will not or ☐ will likely to be available within the capacity of the ground water resource; or
- d. ☒ will, if properly conditioned, avoid injury to existing ground water rights or to the ground water resource:
- i. ☒ The permit should contain condition #(s) 7B,7N;
- ii. ☐ The permit should be conditioned as indicated in item 2 below.
- iii. ☒ The permit should contain special condition(s) as indicated in item 3 below;

- B2. a. ☐ Condition to allow ground water production from no deeper than _____ ft. below land surface;
- b. ☐ Condition to allow ground water production from no shallower than _____ ft. below land surface;
- c. ☐ Condition to 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. The problems that are likely to occur with this use and without reconstructing are cited below. Without reconstruction, I recommend withholding issuance of the permit until evidence of well reconstruction is filed with the Department and approved by the Ground Water Section.

Describe injury –as related to water availability– that is likely to occur without well reconstruction (interference w/ senior water rights, not within the capacity of the resource, etc): _____

B3. Ground water availability remarks: Some of the acreage in this application appears to be the same as in G-17959.

The nearest similarly constructed state observation well (obs well 1306 (Jeff 466)) is located about 11.5 miles to the northwest. The water level trend in observation well 1306 has been monitored periodically since the mid-1980s. The ground water level has fluctuated about 8 feet during the period of record. Climate influence is likely the cause of most of the trend.

Condition: Water use from this well will not be allowed under this permit until the well construction is confirmed with a down-hole video, and proper casing and seal is verified.

C. GROUND WATER/SURFACE WATER CONSIDERATIONS, OAR 690-09-040

C1. 690-09-040 (1): Evaluation of aquifer confinement:

Well	Aquifer or Proposed Aquifer	Confined	Unconfined
1	Deschutes and John day Formations	☐	☒
		☐	☐
		☐	☐
		☐	☐
		☐	☐

Basis for aquifer confinement evaluation:

Some of the water-bearing zones in the well are likely semi-confined within fracture zones in the John Day fm.

C2. 690-09-040 (2) (3): Evaluation of distance to, and hydraulic connection with, surface water sources. All wells located a horizontal distance less than ¼ mile from a surface water source that produce water from an unconfined aquifer shall be assumed to be hydraulically connected to the surface water source. Include in this table any streams located beyond one mile that are evaluated for PSI.

Well	SW #	Surface Water Name	GW Elev ft msl	SW Elev ft msl	Distance (ft)	Hydraulically Connected?			Potential for Subst. Interfer. Assumed?	
						YES	NO	ASSUMED	YES	NO
1	1	RimRock Springs	3100	3070	14,500	☒	☐	☐	☐	☒
						☐	☐	☐	☐	☐
						☐	☐	☐	☐	☐
						☐	☐	☐	☐	☐
						☐	☐	☐	☐	☐
						☐	☐	☐	☐	☐
						☐	☐	☐	☐	☐

Basis for aquifer hydraulic connection evaluation: The relation between the springs and the groundwater flow system at the proposed poa is unknown. Water level elevation is about 3100 ft amsl (in poa#1) and that elevation is slightly above the likely down-gradient springs. The springs are within a wildlife management area and part of the Crooked River National Grasslands.

Water Availability Basin the well(s) are located within: Willow Cr > Deschutes R - At Mouth

C3a. 690-09-040 (4): Evaluation of stream impacts for each well that has been determined or assumed to be hydraulically connected and less than 1 mile from a surface water source. Limit evaluation to instream rights and minimum stream flows that are pertinent to that surface water source, and not lower SW sources to which the stream under evaluation is tributary. Compare the requested rate against the 1% of 80% natural flow for the pertinent Water Availability Basin (WAB). If Q is not distributed by well, use full rate for each well. Any checked ☒ box indicates the well is assumed to have the potential to cause PSI.

Well	SW #	Well < ¼ mile?	Qw > 5 cfs?	Instream Water Right ID	Instream Water Right Q (cfs)	Qw > 1% ISWR?	80% Natural Flow (cfs)	Qw > 1% of 80% Natural Flow?	Interference @ 30 days (%)	Potential for Subst. Interfer. Assumed?
		☐	☐			☐		☐		☐
		☐	☐			☐		☐		☐
		☐	☐			☐		☐		☐
		☐	☐			☐		☐		☐
		☐	☐			☐		☐		☐
		☐	☐			☐		☐		☐

C3b. **690-09-040 (4):** Evaluation of stream impacts by total appropriation for all wells determined or assumed to be **hydraulically connected and less than 1 mile** from a surface water source. **Complete only if Q is distributed among wells.** Otherwise same evaluation and limitations apply as in C3a above.

	SW #		Qw > 5 cfs?	Instream Water Right ID	Instream Water Right Q (cfs)	Qw > 1% ISWR?	80% Natural Flow (cfs)	Qw > 1% of 80% Natural Flow?	Interference @ 30 days (%)	Potential for Subst. Interfer. Assumed?
			☐			☐		☐		☐
			☐			☐		☐		☐
			☐			☐		☐		☐
			☐			☐		☐		☐

Comments: _____

C4a. **690-09-040 (5):** Estimated impacts on **hydraulically connected surface water sources greater than one mile** as a percentage of the proposed pumping rate. Limit evaluation to the effects that will occur up to one year after pumping begins. This table encompasses the considerations required by 09-040 (5)(a), (b), (c) and (d), which are not included on this form. Use additional sheets if calculated flows from more than one WAB are required.

Non-Distributed Wells													
Well	SW#	Jan	Feb	Mar	Apr	May	Jun	Jul	Aug	Sep	Oct	Nov	Dec
Well Q as CFS													
Interference CFS													
Distributed Wells													
Well	SW#	Jan	Feb	Mar	Apr	May	Jun	Jul	Aug	Sep	Oct	Nov	Dec
		%	%	%	%	%	%	%	%	%	%	%	%
Well Q as CFS													
Interference CFS													
		%	%	%	%	%	%	%	%	%	%	%	%
Well Q as CFS													
Interference CFS													
		%	%	%	%	%	%	%	%	%	%	%	%
Well Q as CFS													
Interference CFS													
		%	%	%	%	%	%	%	%	%	%	%	%
Well Q as CFS													
Interference CFS													
		%	%	%	%	%	%	%	%	%	%	%	%
Well Q as CFS													
Interference CFS													
		%	%	%	%	%	%	%	%	%	%	%	%
Well Q as CFS													
Interference CFS													
(A) = Total Interf.													
(B) = 80 % Nat. Q													
(C) = 1 % Nat. Q													
(D) = (A) > (C)		Y	Y	N	N	N	Y	Y	Y	Y	Y	Y	Y
(E) = (A / B) x 100													

(A) = total interference as CFS; (B) = WAB calculated natural flow at 80% exceed. as CFS; (C) = 1% of calculated natural flow at 80% exceed. as CFS; (D) = highlight the checkmark for each month where (A) is greater than (C); (E) = total interference divided by 80% flow as percentage.

Basis for impact evaluation:

No stream depletion was calculated because no model was found to be appropriate for use in this hydrogeologic setting.

C4b. 690-09-040 (5) (b) The potential to impair or detrimentally affect the public interest is to be determined by the Water Rights Section.

- C5. ☒ If properly conditioned, the surface water source(s) can be adequately protected from interference, and/or ground water use under this permit can be regulated if it is found to substantially interfere with surface water:
- ☒ The permit should contain condition #(s) 7B;
 - ☒ The permit should contain special condition(s) as indicated in "Remarks" below;

C6. SW / GW Remarks and Conditions The relation between the springs and the groundwater flow system at the proposed poa's is unknown. Water level elevation is about 3100 ft amsl (in poa #1) and that elevation is slightly above the likely down-gradient springs. The springs are within a wildlife management area and part of the Crooked River National Grasslands.

References Used:

USGS Geologic Map I-2683; Gray Butte and Grizzly Mtn quadrangle maps; Appl file G-18064; State Observation Well data for 1306 (Jeff 466); water well reports for Jeff 795, Jeff 728, and Jeff 466; Pump test data provided by John Short

D. WELL CONSTRUCTION, OAR 690-200

D1. Well #: 1 Logid: Jeff 728/795

D2. **THE WELL 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) _____

D3. **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) See Below:

D4. **THE WELL construction deficiency is described as follows:** The well construction cannot be verified with current information.

D5. **THE WELL** a. ☐ was, or ☐ was not constructed according to the standards in effect at the time of original construction or most recent modification.

b. ☒ I don't know if it met standards at the time of construction.

D6. ☐ **Route to the Enforcement Section.** I recommend withholding issuance of the permit until evidence of well reconstruction is filed with the Department and approved by the Enforcement Section and the Ground Water Section.

THIS SECTION TO BE COMPLETED BY ENFORCEMENT PERSONNEL

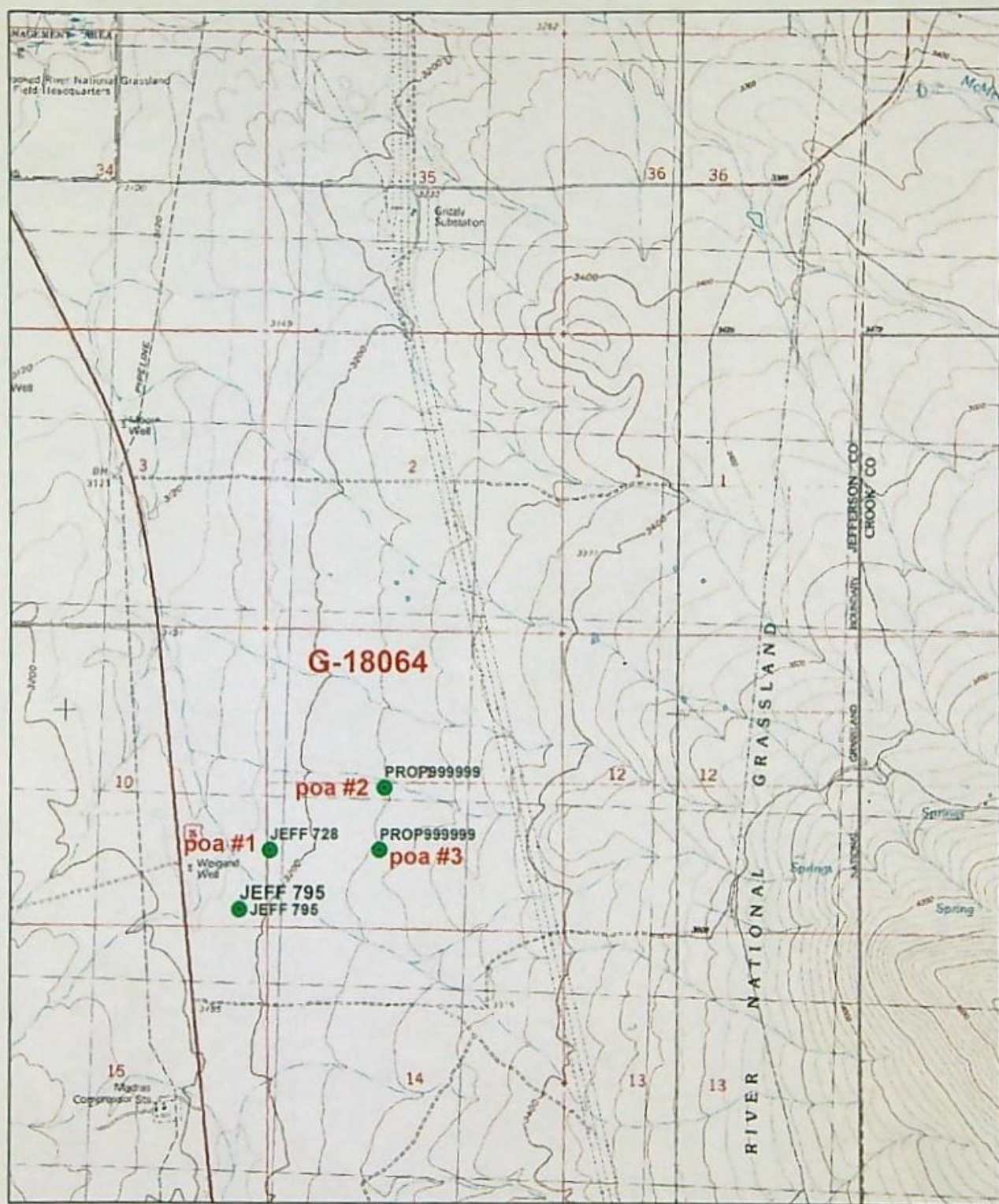
D7. ☐ Well construction deficiency has been corrected by the following actions: _____

(Enforcement Section Signature)

_____, 200____.

D8. ☐ **Route to Water Rights Section (attach well reconstruction logs to this page).**

G-18064: Gray Butte and Grizzly Mtn Quadrangles

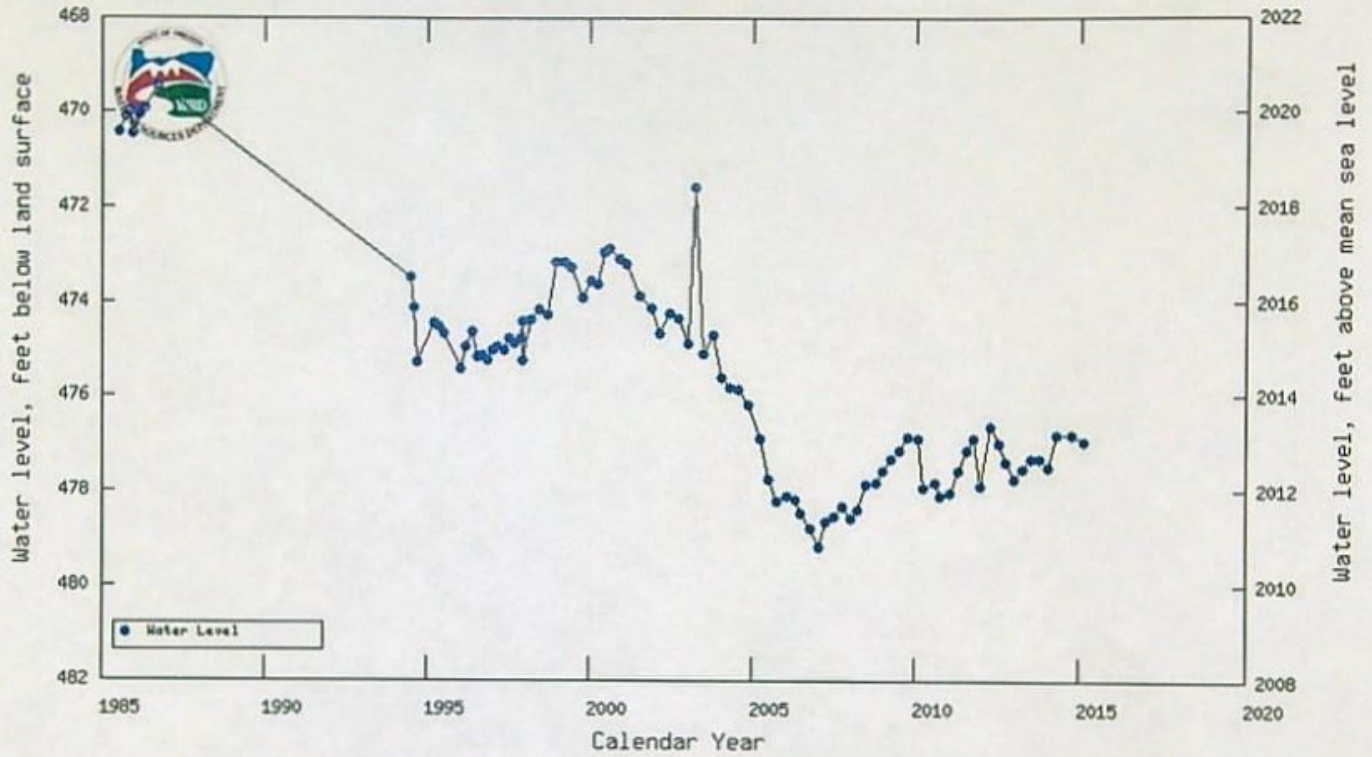


0 0.15 0.3 0.6 0.9 1.2 Miles

Oregon Water Resources Department (OWRD) Well Location
 OWRD Logid
 OWRD Well Tag (Well ID)
 OWRD State Observation Well Number
 Total well depth (feet below land surface)
 Land surface elevation (feet above mean sea level)
 Primary use of well
 Primary aquifer system

11.00S/13.00E-24bd1
 JEFF 466

 1306
 590
 2490
 DOMESTIC



Standard Application Completeness Checklist

Minimum Requirements (OAR 690-310-0040)(ORS 537.400)

Yes ☒ No ☐

This is the checklist used by WRD staff

Application G-18064 County Jefferson Priority Date 27-Apr-15Township 13S Range 14E Section 10&11Amount 4 cfs Use Irrigation 320 Ac. WM Dist. # 11Applicant Name Linda TribbyReceipt No. 115656Caseworker Assigned: ☐ Barbe ☒ Kim ☐ Kerri

- ☒ Contact info: Applicant/Organization Name and Mailing Address
- ☒ Signature (in ink) of all applicants or the applicant's authorized agent (include title or authority if for an organization or corporation).
- ☒ Property ownership: Does the applicant own all the land for the proposed project? Y / N
- If No:
- ☒ The affected landowner's name and mailing address must be listed
- ☒ A signed statement declaring the existence of either written authorization or an easement permitting access to land crossed by the proposed ditch canal or other work must be submitted.

☒ For a SW Application: Source of water must be indicated.

- ☒ If the source is stored water, is the stored water component filled out and does the applicant own the reservoir or include a non-expired agreement for stored water? (ORS 537.400)

NOTE: A surface water application cannot be filed at the same time as a Reservoir or Alt Reservoir if it will be for the use of the stored water under the PROPOSED Reservoir application, Exp. Secondary (E2).

- ☒ If for stored water not under contract, is the source authorized under a permit, certificate, or decree?

Permit or Certificate issued? Y / N Permit or Certificate # _____

☒ For a GW Application: Well Development Tables completed and/or a well log report included (if existing)☒ Proposed water use

- ☒ Amount of water from each source in GPM, CFS, or AF
- ☒ Period of use indicated
- ☒ If for supplemental irrigation, primary acreage or underlying permit or certificate number listed (Primary and Supplemental Irrigation counts as 2 uses)

☒ Water Management Section (Estimates if the water system has not been designed)☒ Resource Protection Section (N/A for Groundwater)☒ For all standard reservoir applications: Preliminary plans and specifications including dam height, width, crest width and surface area for each reservoir.☒ Project schedule (If system is already completed, indicate "existing.")

- ☒ Supplemental data sheets enclosed (if needed)
- ☐ Form M (Municipal or Quasi-Municipal)
 - ☐ Spring Description Sheet (if source is a spring)
- ☒ A completed **Land-Use Form** or receipt signed and dated by the appropriate planning department officials. *Please be certain that the Land-Use form lists all lands involved and all uses proposed. Date of signature must be within the past 12 months. Receipt ONLY*
- ☒ A **Legal Description** of all the properties involved where water is diverted, crossed, and used. The Legal description includes a metes and bounds or other government survey description. A copy of the deed, land sales contract or title insurance policy can provide this information, or applicant may submit a lot book report prepared by a title company. Copies of tax bills are not acceptable.
- ☒ The proposed source IS NOT (circle one) restricted or withdrawn from further appropriation. *NOTE: If it is withdrawn under ORS 538, then return application and fees. If it is withdrawn by other means, accept the application and a negative IR will be issued.*
- ☒ The **map** must meet all the minimum requirements of OAR 690-310-0050.
- ☒ Township, Range, Section
 - ☒ Location of main canals, ditches, pipelines or flumes (if POA/POD is outside of POU)
 - ☒ Place of use, 1/4-1/4's and tax lot clearly identified
 - ☒ Even map scale not less than 4" = 1 mile (1" = 1320 ft.); examples: 1" = 100 ft., 1" = 200 ft.
 - ☒ Location of *each* diversion point, well or dam by reference to a recognized public land survey corner. Multiple wells shall be uniquely labeled, and identified on well logs if existing.
 - ☒ Reference corner on map
 - ☒ North Directional Symbol
 - ☒ Number of acres per 1/4-1/4 if for irrigation, nursery, or agriculture
 - ☒ For a standard reservoir application to store ≥ 9.2 acre feet AND having a dam height ≥ 10 feet, map must be prepared by a CWRE

☐ **Fees:**

Base Fee	\$ <u>1150</u>	Permit Recording Fees	\$ <u>450</u>
1 st CFS @ \$300	\$ <u>300</u>	Mitigation Fee	\$ _____
<u>3</u> add'l CFS @ \$300 ea	\$ <u>900</u>	Rec Fee Total	\$ _____
____ AF up to 20 AF @ \$30 ea	\$ _____	Rec Fee Paid	\$ <u>450</u>
____ add'l AF @ \$1 ea	\$ _____		
<u>2</u> add'l ☒ pod/poa ☐ use @ <u>600</u> ea	\$ <u>600</u>		
____ add'l res @ \$125 ea	\$ _____		
Exam Fee Total	\$ <u>2950</u>		
Exam Fee Paid	\$ <u>2950</u>		

Amount Returned \$ 3400

Reviewed by: Jeffrey

Date: 28-Apr-15

Water Resources Department
Water Right Services Division

Water Rights Application
Number G-18064

Prior to the issuance of a permit, the Department must receive evidence demonstrating compliance with well construction standards for Well 1 (JEFF 795/L117013), which must be approved by the Department's Well Construction and Compliance Section. Please include your application number on any documents submitted to the Department.

Proposed Final Order

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

Findings of Fact

1. On April 27, 2015, Linda Tribby submitted an application to the Department for the following water use permit:
 - Amount of Water: 4.0 cubic feet per second (CFS)
 - Use of Water: irrigation of 320.0 acres
 - Source of Water: Well 1 (JEFF 795/L117013), Well 2, and Well 3 in Haystack Reservoir Basin
 - Area of Proposed Use: Jefferson County within Section 10 and Section 11, Township 13 South, Range 14 East, W.M.
2. On August 7, 2015, the Department mailed the applicant notice of its Initial Review, determining that "the appropriation of 4.0 CFS of water from Well 1 (JEFF 795/L117013), Well 2, and Well 3 in Haystack Reservoir Basin for irrigation of 320.0 acres is allowable during the full period requested, March 1 through October 31 of each year, contingent upon the submittal of evidence demonstrating compliance with current minimum well construction standards for Well 1 (JEFF 795/L117013) and conflict resolution with Application G-17959." The applicant did not notify the Department to stop processing the application within 14 days of that date.
3. On August 11, 2015, 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 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:

- any applicable basin program
 - applicable statutes, administrative rules, and case law
 - the amount of water available
 - the rate and duty for the proposed use
 - 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
 - pending senior applications and existing water rights of record
 - any applicable comprehensive plan or zoning ordinance
 - recommendations by other state agencies
 - the Scenic Waterway requirements of ORS 390.835
 - designations of any critical groundwater areas
 - any comments received
4. The Deschutes Basin Program allows irrigation (OAR 690-505.0400).
5. An assessment of groundwater availability has been completed by the Department's Groundwater/Hydrology section. A copy of this assessment is in the file. Groundwater will likely be available within the capacity of the resource, and if properly conditioned, the proposed use of groundwater will avoid injury to existing groundwater rights.
6. Groundwater Findings Under OAR 690-009
The Department determined, consistent with OAR 690-009-0040(4), that the proposed groundwater use will not have the potential for substantial interference with surface water.

In making this determination, the Department considered whether:

- (a) There is a hydraulic connection from the proposed well(s) to any surface water sources.
- (b) The point of appropriation is a horizontal distance less than one-fourth mile from the surface water source;
- (c) The rate of appropriation is greater than five cubic feet per second, if the point of appropriation is a horizontal distance less than one mile from the surface water source;
- (d) The rate of appropriation is greater than one percent of the pertinent adopted minimum perennial streamflow or instream water right with a senior priority date, if one is applicable, or of the discharge that is equaled or exceeded 80 percent of time, as determined or estimated by the Department, and if the point of appropriation is a horizontal distance less than one mile from the surface water source;
- (e) The groundwater appropriation, if continued for a period of 30 days, would result in stream depletion greater than 25 percent of the rate of appropriation, if the point of appropriation is a horizontal distance less than one mile from the surface water source.

According to the Department's rules, the potential for substantial interference is assumed if (a) and either (b) or (c) or (d) or (e) are met. For this application, the Department determined that there is no potential for substantial interference, because either (a) is not met, or (b), (c), (d) or (e) are not met, or both.

7. Senior water rights exist on Well 1 (JEFF 795/L117013), Well 2, and Well 3 in Haystack Reservoir Basin, or on downstream waters.
8. Well 1 (JEFF 795/L117013), Well 2, and Well 3 in Haystack Reservoir Basin are above the Deschutes River State Scenic Waterway.
9. The Groundwater Section finds, per ORS 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.
10. The Department finds that the amount of water requested, 4.0 CFS, is an acceptable amount.
11. Documentation has been submitted from the relevant land-use planning jurisdiction that indicates the proposed use is allowed outright.
12. The proposed groundwater use is not within a designated critical groundwater area.

Conclusions of Law

1. Under the provisions of ORS 537.621, the Department must presume that a proposed use will ensure the preservation of the public welfare, safety and health 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), 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.
2. The proposed use requested in this application is allowed in the Deschutes Basin Program.
3. Water is available for the proposed use.
4. The proposed use will not injure other water rights.
5. The proposed use complies with rules of the Water Resources Commission not otherwise described above.

6. The application is in compliance with the State Agency Coordination Program regarding land use.
7. No proposed flow rate and duty of water higher than the general basin-wide standard is needed.
8. For these reasons, the required presumption has been established.
9. 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.
10. 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.
11. The Department therefore concludes that the proposed use would ensure the preservation of the public welfare, safety and health as described in ORS 537.525.
12. When issuing permits, ORS 537.628(1) authorizes the Department to include limitations and conditions which have been determined necessary to protect the public welfare, safety, and health. The attached draft permit is conditioned accordingly.

Recommendation

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

DATED October 27, 2015

E. Timothy Wallin

E. Timothy Wallin, Water Rights Program Manager
for Thomas M. Byler, Director

Protests

Under the provisions of ORS 537.153(7) (for surface water) or ORS 537.621(8) (for groundwater), you can protest this Proposed Final Order. Protests must be received in the Water Resources Department no later than **December 11, 2015**. Protests 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 the 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;
- To affect the department's determination that the proposed use in this application will, or will not, ensure the preservation of the public welfare, safety and health as described in ORS 537.525, ORS 537.621(2) (b) requires that a protest demonstrate, by a preponderance of evidence any of the following: (a) One or more of the criteria for establishing the presumption are, or are not, satisfied; or (b) The specific aspect of the public welfare, safety and health under ORS 537.525 that would be impaired or detrimentally affected, and specifically how the identified aspect of the public welfare, safety and health under ORS 537.525 would be impaired or be adversely affected;

- If you are the applicant, the protest fee of \$350 required by ORS 536.050; and
- If you are not the applicant, the protest fee of \$700 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.

Requests for Standing

Under the provisions of ORS 537.153(7) (for surface water) or ORS 537.621(8) (for groundwater), persons other than the applicant who support a Proposed Final Order can request standing for purposes of participating in any contested case proceeding on the Proposed Final Order or for judicial review of a Final Order.

Requests for standing must be received in the Water Resources Department no later than **December 11, 2015**. Requests for standing must be in writing, and must include the following:

- The requester's name, mailing address and telephone number;
- If the requester is representing a group, association or other organization, the name, address and telephone number of the represented group;
- A statement that the requester supports the Proposed Final Order as issued;
- A detailed statement of how the requester would be harmed if the Proposed Final Order is modified; and
- A standing fee of \$200. If a hearing is scheduled, an additional fee of \$500 must be submitted along with a petition for party status.

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 either:

- 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.

If you do not request a hearing within 30 days after the close of the protest period, or if you withdraw a request for a hearing, notify the Department or the administrative law judge that you will not appear or fail to appear at a scheduled hearing, the Director may issue a Final Order by default. If the Director issues a Final Order by default, the Department designates the relevant portions of its files on this matter, including all materials that you have submitted relating to this matter, as the record for purpose of proving a *prima facie* case upon default.

You may be represented by an attorney at the hearing. Legal aid organizations may be able to assist a party with limited financial resources. Generally, partnerships, corporations, associations, governmental subdivisions or public or private organizations are represented by an attorney. However, consistent with OAR 690-002-0020 and OAR 137-003-0555, an agency representative may represent a partnership, corporation, association, governmental subdivision or public or private organization if the Department determines that appearance of a person by an authorized representative will not hinder the orderly and timely development of the record in this case.

Notice Regarding Service Members: Active duty service members have a right to stay proceedings under the federal Service Members Civil Relief Act. 50 U.S.C. App. §§501-597b. You may contact the Oregon State Bar or the Oregon Military Department for more information. The toll-free telephone number for the Oregon State Bar is: 1 (800) 452-8260. The toll-free telephone number of the Oregon Military Department is: 1 (800) 452-7500. The Internet address for the United States Armed Forces Legal Assistance Legal Services Locator website is: <http://legalassistance.law.af.mil>

This document was prepared by Kim French. If you have any questions about any of the statements contained in this document I can be reached at 503-986-0816.

If you have questions about how to file a protest or a request for standing, please refer to the respective sections in this Proposed Final Order entitled "Protests" and "Requests for Standing". If you have previously filed a protest and want to know its status, please contact Patricia McCarty at 503-986-0820.

If you have other questions about the Department or any of its programs please contact our Customer Service Group at 503-986-0801. Address all other correspondence to:

Water Rights Section, Oregon Water Resources Department, 725 Summer St NE Ste A, Salem OR 97301-1266, Fax: 503-986-0901.

DRAFT

This is not a permit.
STATE OF OREGON

DRAFT

COUNTY OF JEFFERSON

DRAFT PERMIT TO APPROPRIATE THE PUBLIC WATERS

THIS DRAFT PERMIT IS HEREBY ISSUED TO

LINDA TRIBBY
PO BOX 1999
REDMOND, OR 97756

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

APPLICATION FILE NUMBER: G-18064

SOURCE OF WATER: WELL 1 (JEFF 795/L117013), WELL 2, AND WELL 3 IN
HAYSTACK RESERVOIR BASIN

PURPOSE OR USE: IRRIGATION OF 320.0 ACRES

MAXIMUM RATE: 4.0 CUBIC FEET PER SECOND

PERIOD OF USE: MARCH 1 THROUGH OCTOBER 31

DATE OF PRIORITY: APRIL 27, 2015

WELL LOCATION:

WELL 1 (JEFF 795/L117013): NW $\frac{1}{4}$ SW $\frac{1}{4}$, SECTION 11, T13S, R14E, W.M.;
1350 FEET NORTH AND 50 FEET EAST FROM SE CORNER, SECTION 10

WELL 2: NE $\frac{1}{4}$ SW $\frac{1}{4}$, SECTION 11, T13S, R14E, W.M.; 90 FEET SOUTH AND
500 FEET WEST FROM C1/4 CORNER, SECTION 11

WELL 3: NE $\frac{1}{4}$ SW $\frac{1}{4}$, SECTION 11, T13S, R14E, W.M.; 1350 FEET NORTH
AND 2000 FEET EAST FROM SW CORNER, SECTION 11

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 and
3.0 acre-feet for each acre irrigated during the irrigation season of
each year.

THE PLACE OF USE IS LOCATED AS FOLLOWS:

SW $\frac{1}{4}$ NE $\frac{1}{4}$ 9.6 ACRES
SE $\frac{1}{4}$ NE $\frac{1}{4}$ 39.3 ACRES
NE $\frac{1}{4}$ SE $\frac{1}{4}$ 38.1 ACRES

NW ¼ SE ¼ 5.8 ACRES
SECTION 10

SW ¼ NE ¼ 39.8 ACRES
SW ¼ NW ¼ 39.5 ACRES
SE ¼ NW ¼ 39.5 ACRES
NE ¼ SW ¼ 34.6 ACRES
NW ¼ SW ¼ 38.2 ACRES
NW ¼ SE ¼ 35.6 ACRES

SECTION 11

TOWNSHIP 13 SOUTH, RANGE 14 EAST, W.M.

Measurement devices, and recording/reporting of annual water use conditions:

- A. Before water use may begin under this permit, the permittee shall install a totalizing flow meter at each point of appropriation. The permittee shall maintain the device in good working order.
- B. The permittee shall allow the watermaster access to the device; provided however, where any device is located within a private structure, the watermaster shall request access upon reasonable notice.
- C. The permittee shall keep a complete record of the volume of water diverted each month, and shall submit a report which includes water-use measurements to the Department annually, or more frequently as may be required by the Director. Further, the Director may require the permittee to report general water-use information, including the place and nature of use of water under the permit.
- D. The Director may provide an opportunity for the permittee to submit alternative measuring and reporting procedures for review and approval.

Static Water Level Conditions

The Department requires the water user to obtain, from a qualified individual (see below), and report annual static water levels for each well on the permit. The static water level shall be measured in the month of March. Reports shall be submitted to the Department within 30 days of measurement.

The permittee shall report an initial March static water-level measurement once well construction is complete and annual measurements thereafter. Annual measurements are required whether or not the well is used. The first annual measurement will establish a reference level

against which future measurements will be compared. However, the Director may establish the reference level based on an analysis of other water-level data. The Director may require the user to obtain and report additional water levels each year if more data are needed to evaluate the aquifer system.

All measurements shall be made by a certified water rights examiner, registered professional geologist, registered professional engineer, licensed well constructor or pump installer licensed by the Construction Contractors Board. Measurements shall be submitted on forms provided by, or specified by, the Department. Measurements shall be made with equipment that is accurate to at least the standards specified in OAR 690-217-0045. The Department requires the individual performing the measurement to:

- A. Associate each measurement with an owner's well name or number and a Department well log ID; and
- B. Report water levels to at least the nearest tenth of a foot as depth-to-water below ground surface; and
- C. Specify the method of measurement; and
- D. Certify the accuracy of all measurements and calculations reported to the Department.

The Department may require the discontinuance of groundwater use, or reduce the rate or volume of withdrawal, from the well(s) if any of the following events occur:

- A. Annual water-level measurements reveal an average water-level decline of three or more feet per year for five consecutive years; or
- B. Annual water-level measurements reveal a water-level decline of 15 or more feet in fewer than five consecutive years; or
- C. Annual water-level measurements reveal a water-level decline of 25 or more feet; or
- D. Hydraulic interference leads to a decline of 25 or more feet in any neighboring well with senior priority.

The period of restricted use shall continue until the water level rises above the decline level which triggered the action or the Department determines, based on the permittee'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 causing substantial interference with senior water rights. The water user shall not allow excessive decline, as defined in Commission rules, to occur within the aquifer as a result of use under this permit. If more than one well is involved, the water user may submit an alternative measurement and reporting plan for review and approval by the Department.

Water use from Well 1 (JEFF 795/L117013) will not be allowed under this permit until the well construction is confirmed with a down-hole video, and proper casing and seal is verified by the Department in writing.

Use of water under authority of this permit may be regulated if analysis of data available after the permit is issued discloses that the appropriation 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 in effect as of the priority date of the right or as those quantities may be subsequently reduced.

Prior to using water from any well listed on this permit, the permittee shall ensure that the well has been assigned an OWRD Well Identification Number (Well ID tag), which shall be permanently attached to the well. The Well ID shall be used as a reference in any correspondence regarding the well, including any reports of water use, water level, or pump test data.

STANDARD CONDITIONS

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.

If the number, location, source, or construction of any well deviates from that proposed in the permit application or required by permit conditions, this permit may be subject to cancellation, unless the Department authorizes the change in writing.

If substantial interference with surface water or 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 well(s) shall be constructed and maintained in accordance with the General Standards for the Construction and Maintenance of Water Supply Wells in Oregon. The works shall be equipped with a usable access port adequate to determine water-level elevation in the well at all times.

If the riparian area is disturbed in the process of developing a point of appropriation, the permittee shall be responsible for restoration and enhancement of such riparian area in accordance with ODFW's Fish and Wildlife Habitat Mitigation Policy OAR 635-415. For purposes of mitigation, the ODFW Fish and Wildlife Habitat Mitigation Goals and Standards, OAR 635-415, shall be followed.

The use may be restricted if the quality of downstream waters decreases to the point that those waters no longer meet state or federal water quality standards due to reduced flows.

Where two or more water users agree among themselves as to the manner of rotation in the use of water and such agreement is placed in writing and filed by such water users with the watermaster, and such rotation system does not infringe upon such prior rights of any water user not a party to such rotation plan, the watermaster shall distribute the water according to such agreement.

Prior to receiving a certificate of water right, the permit holder shall submit to the Water Resources Department the results of a pump test meeting the Department's standards for each point of appropriation (well), unless an exemption has been obtained in writing under OAR 690-217. The Director may require water-level or pump-test data every ten years thereafter.

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.

Construction of the well shall be made within five years of the date of permit issuance. The deadline to begin construction may not be extended. This permit is subject to cancellation proceedings if the begin construction deadline is missed.

Complete application of the water shall be made within five years of the date of permit issuance. If beneficial use of permitted water has not been made before this date, the permittee may submit an application for extension of time, which may be approved based upon the merit of the application.

Within one year after making beneficial use of water, the permittee shall submit a claim of beneficial use, which includes a map and report, prepared by a Certified Water Rights Examiner.

Issued

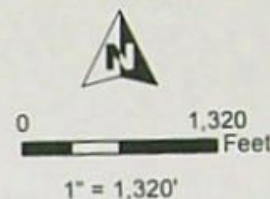
DRAFT - THIS IS NOT A PERMIT

E. Timothy Wallin, Water Rights Program Manager
for Thomas M. Byler, Director

618064

T13S, R14E SECTIONS 10 & 11, WM

JEFFERSON COUNTY, OREGON



- POU Irrigation (320 acres)
- Section
- Quarter Quarter
- Taxlot
- Well

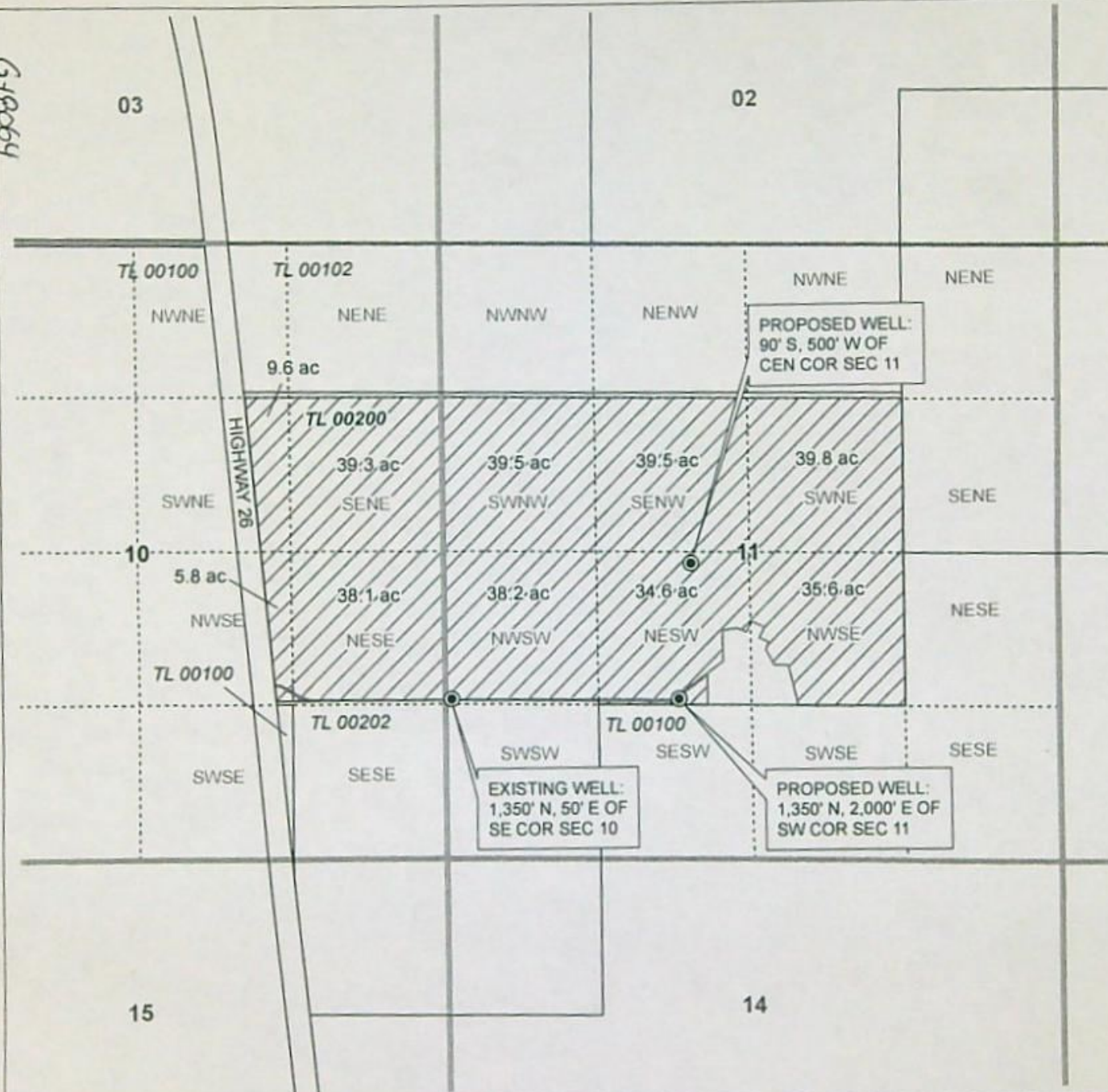
SALEM, OR

APR 27 2015

RECEIVED BY OWRD



RENEWAL DATE 12/31/2015



APPLICATION MAP
Linda Tribby

NOTE: THIS MAP IS NOT INTENDED TO
PROVIDE LEGAL DIMENSIONS OR LOCATIONS
OF PROPERTY OWNERSHIP LINES.

APRIL 9, 2015

WATER RIGHT SERVICES, LLC
PO BOX 1830, BEND, OR 97709
CCB# 197121 www.oregonwater.us
541-389-2837 JOHNSHORT@USA.COM

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.

1. Article Addressed to:

G-18064

Linda Tribby
PO Box 1999
Redmond, OR 97756



9590 9403 0644 5183 3702 28

2. Article Number (Transfer from service label)

7015 0640 0006 16414939

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

RECEIVED

NOV 05 2015

OWRD

3. Service Type

- ☐ Adult Signature
- ☐ Adult Signature Restricted Delivery
- ☐ Certified Mail®
- ☐ Certified Mail Restricted Delivery
- ☐ Collect on Delivery
- ☐ Collect on Delivery Restricted Delivery
- ☐ Insured Mail
- ☐ Insured Mail Restricted Delivery (over \$500)

- ☐ Priority Mail Express®
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- ☐ Registered Mail Restricted Delivery
- ☐ Return Receipt for Merchandise
- ☐ Signature Confirmation™
- ☐ Signature Confirmation Restricted Delivery

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- Sender: Please print your name, address, and ZIP+4® in this box•

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

USPS TRACKING#



9590 9403 0644 5183 3702 28

Mailing List for PFO Copies

Application #G-18064

PFO Date October 27, 2015

Original mailed via CERTIFIED MAIL to applicant:

LINDA TRIBBY, PO BOX 1999, REDMOND, OR 97756

SENT VIA EMAIL:

1. WRD - Watermaster # 11
2. Agent - johnshort@usa.com

Copies sent to:

1. WRD - File # G-18064

CASEWORKER : Kim French

Copies Mailed

By: KF
(SUPPORT STAFF)

on: 10/27/15
(DATE)

Protest/
Standing Dates
checked

FRENCH Kim R

From: John Short <johnshort@usa.com>
Sent: Tuesday, September 29, 2015 1:22 PM
To: PARK Barbara J; FRENCH Kim R
Cc: jvalfalfa@gmail.com
Subject: Diminish Volle FO Application G-17959
Attachments: VOL_GWApp2.pdf

Hello Barbe!

Please diminish Volle Application G-17959 to 32.9 acres. This resolves the conflict with Tribby Application G-18064.
Revised map attached.

Glad to answer questions.

Sincerely,
John

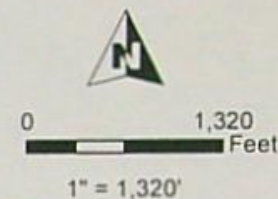
John A. Short CCB# 197121

541-389-2837

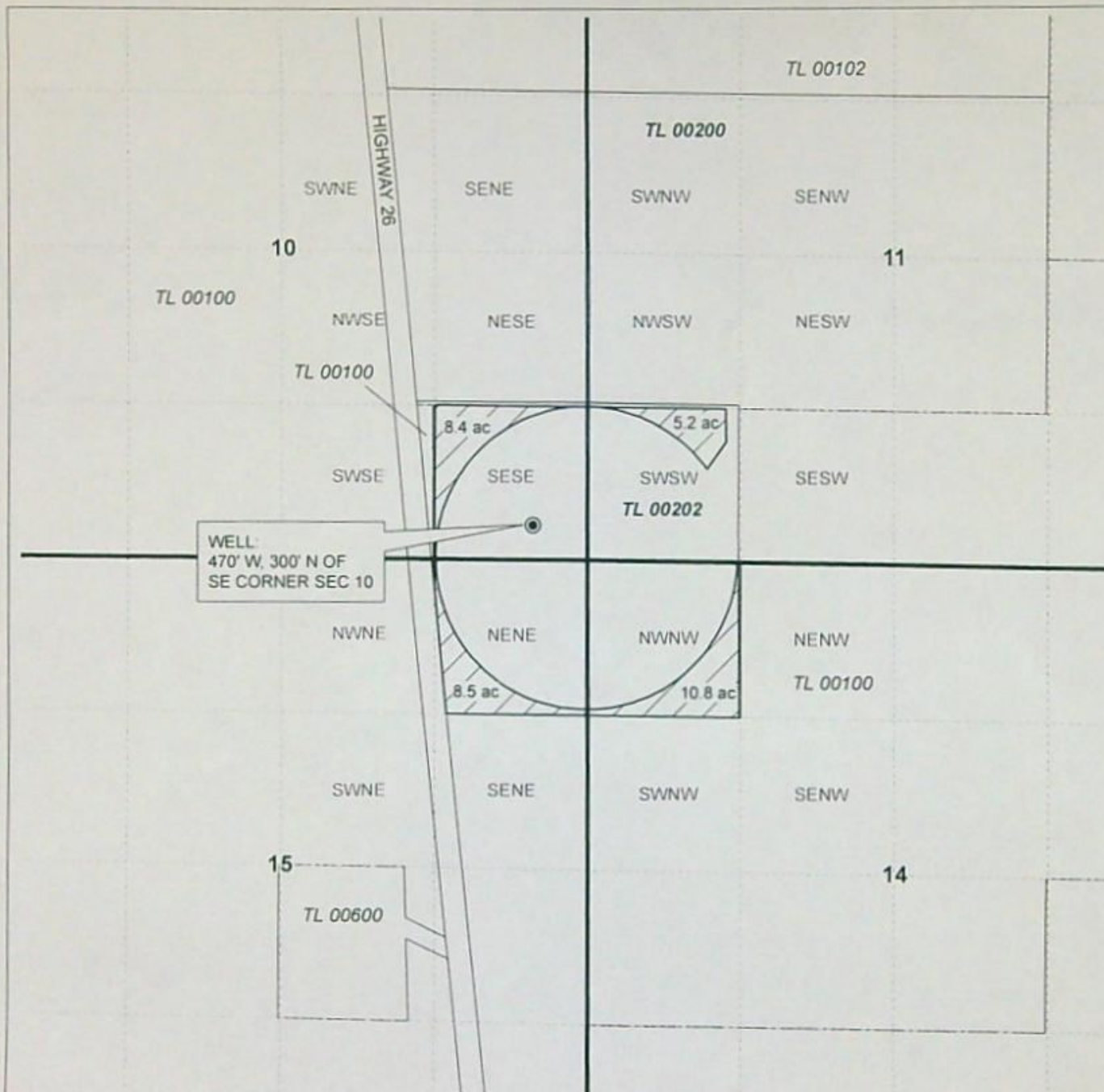
Water Right Services, LLC
PO Box 1830
Bend, OR 97709
johnshort@usa.com
oregonwater.us

T13S, R14E
SECTIONS 10, 11, 14, 15, WM

JEFFERSON COUNTY, OREGON



- Section
- Quarter Quarter Section
- Taxlot
- Well



APPLICATION MAP
John & Debbie Volle

NOTE: THIS MAP IS NOT INTENDED TO
PROVIDE LEGAL DIMENSIONS OR LOCATIONS
OF PROPERTY OWNERSHIP LINES.

SEPTEMBER 29, 2015

WATER RIGHT SERVICES, LLC
PO BOX 1830, BEND, OR 97709
CCB# 197121 www.oregonwater.us
541-389-2837 JOHNSHORT@USA.COM





Oregon

Kate Brown, Governor

Water Resources Department

725 Summer St NE, Suite A

Salem, OR 97301

(503) 986-0900

Fax (503) 986-0904

August 7, 2015

LINDA TRIBBY
PO BOX 1999
REDMOND, OR 97756

Reference: File G-18064

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 the water-use permit application and to describe the options. In determining whether an 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 supplied, the Water Resources Department has made the following preliminary determinations:

Initial Review Determinations:

1. The application proposed the appropriation of 4.0 cubic feet per second (CFS) of water from Well 1 (JEFF 795/L117013), Well 2, and Well 3 in Haystack Reservoir Basin for irrigation of 320.0 acres March 1 through October 31 of each year.
2. The proposed use is not prohibited by law or rule except where otherwise noted below.
3. The appropriation of water from Well 1 (JEFF 795/L117013), Well 2, and Well 3 in Haystack Reservoir Basin for irrigation is allowable under the Deschutes Basin Program (OAR 690-505-0400).
4. Ground water will likely be available within the capacity of the resource, and if properly conditioned, the proposed use of ground water will avoid injury to existing ground water rights.

The Department has determined, based upon OAR 690-009, that the proposed ground water use will not have the potential for substantial interference with any surface water source.

5. The proposed use is located above the Deschutes Scenic Waterway, as designated under Oregon Revised Statute 390.826.
6. Although there is a conflict with Application G-17959, the Department understands that the conflict will be resolved prior to the issuance of any permit.

7. The Department has determined that Well 1 (JEFF 795/L117013) does not meet current minimum well construction standards. The well report indicates that only six (6) bags of bentonite were used for the annular casing seal. A minimum of 19 bags of bentonite should have been used. Prior to the issuance of a permit, evidence demonstrating compliance with well construction standards must be submitted and approved by the Department. In repairing the well(s), you should work closely with the Department and/or a licensed well constructor to ensure that repairs are carried out in a manner that will not violate well construction or other rules. You are encouraged to contact Joel Jeffrey of the Department's Well Construction and Compliance Section at 503-986-0852 to determine how to proceed.

Please also note that regardless of the outcome of this application, you will need to work with the Department to either repair or abandon the well(s) to comply with the minimum standards for the construction, conversion, alteration, maintenance, and abandonment of water supply wells in order to protect the state's ground water supply (OAR 690-200).

Summary of Initial Determinations

The appropriation of 4.0 CFS of water from Well 1 (JEFF 795/L117013), Well 2, and Well 3 in Haystack Reservoir Basin for irrigation of 320.0 acres is allowable during the full period requested, March 1 through October 31 of each year, contingent upon the submittal of evidence demonstrating compliance with current minimum well construction standards for Well 1 (JEFF 795/L117013) and conflict resolution with Application G-17959.

Because of these favorable determinations, the Department can now move the application to the next phase of the water-rights application review process, 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 the Application:

If you choose to proceed with the application, you do not have to notify the Department. The 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 the application and receive a refund (minus a \$225 processing charge per application). To accomplish this you must notify the Department in writing by **Friday, August 21, 2015**. For your convenience you may use the enclosed "STOP PROCESSING" form.

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

1. Measurement devices, and recording/reporting of annual water use conditions:

- A. Before water use may begin under this permit, the permittee shall install a totalizing flow meter at each point of appropriation. The permittee shall maintain the device in good working order.
- B. The permittee shall allow the watermaster access to the device; provided however, where any device is located within a private structure, the watermaster shall request access upon reasonable notice.
- C. The permittee shall keep a complete record of the volume of water diverted each month, and shall submit a report which includes water-use measurements to the Department annually, or more frequently as may be required by the Director. Further, the Director may require the permittee to report general water-use information, including the place and nature of use of water under the permit.
- D. The Director may provide an opportunity for the permittee to submit alternative measuring and reporting procedures for review and approval.

2. Static Water Level Conditions

The Department requires the water user to obtain, from a qualified individual (see below), and report annual static water levels for each well on the permit. The static water level shall be measured in the month of March. Reports shall be submitted to the Department within 30 days of measurement.

The permittee shall report an initial March static water-level measurement once well construction is complete and annual measurements thereafter. Annual measurements are required whether or not the well is used. The first annual measurement will establish a reference level against which future measurements will be compared. However, the Director may establish the reference level based on an analysis of other water-level data. The Director may require the user to obtain and report additional water levels each year if more data are needed to evaluate the aquifer system.

All measurements shall be made by a certified water rights examiner, registered professional geologist, registered professional engineer, licensed well constructor or pump installer licensed by the Construction Contractors Board. Measurements shall be submitted on forms provided by, or specified by, the Department. Measurements shall be made with equipment that is accurate to at least the standards specified in OAR 690-217-0045. The Department requires the individual performing the measurement to:

- A. Associate each measurement with an owner's well name or number and a Department well log ID; and
- B. Report water levels to at least the nearest tenth of a foot as depth-to-water below ground surface; and
- C. Specify the method of measurement; and
- D. Certify the accuracy of all measurements and calculations reported to the Department.

The Department may require the discontinuance of groundwater use, or reduce the rate or volume of withdrawal, from the well(s) if any of the following events occur:

- A. Annual water-level measurements reveal an average water-level decline of three or more feet per year for five consecutive years; or
- B. Annual water-level measurements reveal a water-level decline of 15 or more feet in fewer than five consecutive years; or
- C. Annual water-level measurements reveal a water-level decline of 25 or more feet; or
- D. Hydraulic interference leads to a decline of 25 or more feet in any neighboring well with senior priority.

The period of restricted use shall continue until the water level rises above the decline level which triggered the action or the Department determines, based on the permittee'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 causing substantial interference with senior water rights. The water user shall not allow excessive decline, as defined in Commission rules, to occur within the aquifer as a result of use under this permit. If more than one well is involved, the water user may submit an alternative measurement and reporting plan for review and approval by the Department.

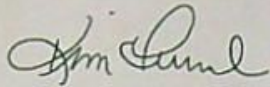
- 3. Water use from Well 1 (JEFF 795/L117013) will not be allowed under this permit until the well construction is confirmed with a down-hole video, and proper casing and seal is verified.
- 4. Use of water under authority of this permit may be regulated if analysis of data available after the permit is issued discloses that the appropriation 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 in effect as of the priority date of the right or as those quantities may be subsequently reduced.
- 5. Prior to using water from any well listed on this permit, the permittee shall ensure that the well has been assigned an OWRD Well Identification Number (Well ID tag), which shall be permanently attached to the well. The Well ID shall be used as a reference in any correspondence regarding the well, including any reports of water use, water level, or pump test data.

The water source identified in the application may be affected by an Agricultural Water Quality Management Area Plan. These plans are developed by the Oregon Department of Agriculture (ODA) with the cooperation of local landowners and other interested stakeholders, and help to ensure that current and new appropriations of water are done in a way that does not adversely harm the environment. You are encouraged to explore ODA's Water Quality Program web site at <http://www.oregon.gov/ODA/programs/NaturalResources/Pages/AgWaterQuality.aspx> to learn more about the plans and how they may affect your proposed water use.

If you have any questions:

Feel free to call me at 503-986-0816 if you have any questions regarding the contents of this letter or the application. Please have the application number available if you call. General questions about water rights and water use permits should be directed to our customer service staff at 503-986-0801. When corresponding by mail, please use this address: Kim French, Oregon Water Resources Department, 725 Summer St NE Ste A, Salem OR 97301-1266. Our fax number is 503-986-0901.

Sincerely,

A handwritten signature in cursive script, appearing to read "Kim French".

Kim French
Water Right Application Caseworker

enclosures: Application Process Description and Stop Processing Request Form

G-18064
WAB 5-No PSI
POU 5-No PSI
GW

APPLICATION FACT SHEET

Application File Number: G-18064

Applicant: LINDA TRIBBY

County: Jefferson

Watermaster: 11

Priority Date: April 27, 2015

Source: WELL 1 (JEFF 795/L117013), WELL 2, AND WELL 3 IN HAYSTACK RESERVOIR BASIN

Use: IRRIGATION OF 320.0 ACRES

Quantity: 4.0 CUBIC FEET PER SECOND

Basin Name & Number: Deschutes, #5

Stream Index Reference: Volume 2 CROOKED R MISC

Well Location(s):

WELL 1 (JEFF 795/L117013): NWSW, SECTION 11, T13S, R14E, W.M.; 1350 FEET NORTH AND 50 FEET EAST FROM SE CORNER, SECTION 10

WELL 2: NESW, SECTION 11, T13S, R14E, W.M.; 90 FEET SOUTH AND 500 FEET WEST FROM C1/4 CORNER, SECTION 11

WELL 3: NESW, SECTION 11, T13S, R14E, W.M.; 1350 FEET NORTH AND 2000 FEET EAST FROM SW CORNER, SECTION 11

Place of Use:

SW ¼ NE ¼ 9.6 ACRES
SE ¼ NE ¼ 39.3 ACRES
NE ¼ SE ¼ 38.1 ACRES
NW ¼ SE ¼ 5.8 ACRES
SECTION 10

SW ¼ NE ¼ 39.8 ACRES
SW ¼ NW ¼ 39.5 ACRES
SE ¼ NW ¼ 39.5 ACRES
NE ¼ SW ¼ 34.6 ACRES
NW ¼ SW ¼ 38.2 ACRES
NW ¼ SE ¼ 35.6 ACRES
SECTION 11

TOWNSHIP 13 SOUTH, RANGE 14 EAST, W.M.

14 DAY STOP PROCESSING DEADLINE DATE: Friday, August 21, 2015

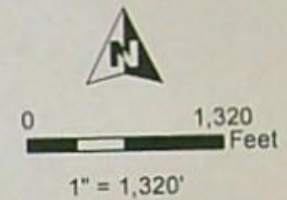
PUBLIC NOTICE DATE: Tuesday, August 11, 2015

30 DAY COMMENT DEADLINE DATE: Thursday, September 10, 2015

6418064

T13S, R14E SECTIONS 10 & 11, WM

JEFFERSON COUNTY, OREGON



- POU Irrigation (320 acres)
- Section
- Quarter Quarter
- Taxlot
- Well

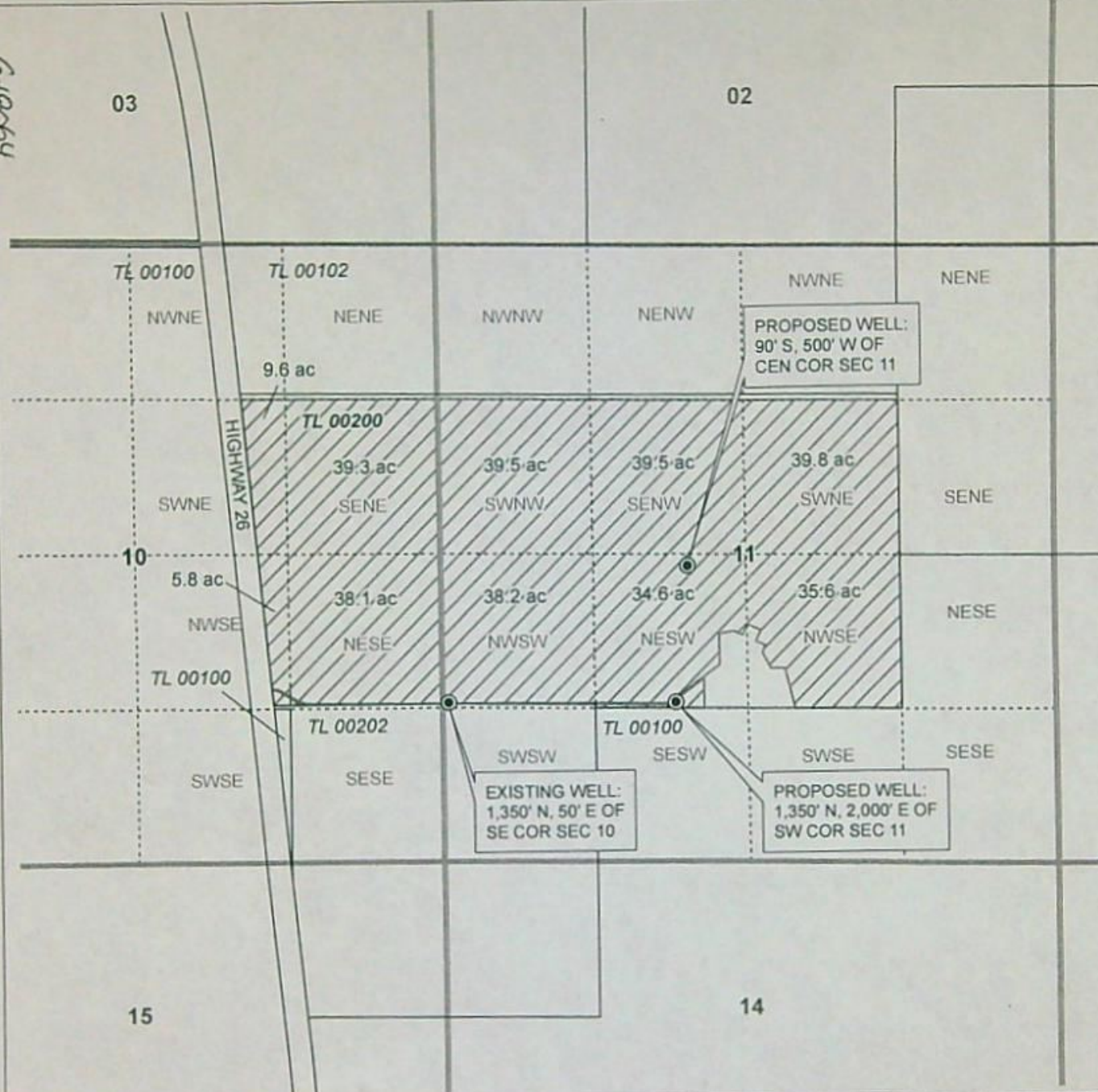
RECEIVED BY OWRD

APR 27 2015

SALEM, OR



RENEWAL DATE 12/31/2015



APPLICATION MAP
Linda Tribby

NOTE: THIS MAP IS NOT INTENDED TO
PROVIDE LEGAL DIMENSIONS OR LOCATIONS
OF PROPERTY OWNERSHIP LINES.

APRIL 9, 2015

WATER RIGHT SERVICES, LLC

PO BOX 1830, BEND, OR 97709

CCB# 197121 www.oregonwater.us

541-389-2837 JOHNSHORT@USA.COM

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.

1. Article Addressed to:

G-18064

Linda Tribby

PO Box 1999

Redmond, OR 97756



9590 9403 0447 5169 4814 28

2. Article Number (Transfer from service label)

7015 0640 0006 1641 0456

COMPLETE THIS SECTION ON DELIVERY

A. Signature

X

B. Received by (Printed Name)

☐ Agent☐ Addressee

C. Date of Delivery

D. Is delivery address different from item 1? If YES, enter delivery address below

☐ Yes☐ No**RECEIVED****AUG 27 2015****OWRD**

3. Service Type

- ☐ Adult Signature
- ☐ Adult Signature Restricted Delivery
- ☐ Certified Mail®
- ☐ Certified Mail Restricted Delivery
- ☐ Collect on Delivery
- ☐ Collect on Delivery Restricted Delivery
- ☐ Insured Mail
- ☐ Insured Mail Restricted Delivery (over \$500)

- ☐ Priority Mail Express®
- ☐ Registered Mail™
- ☐ Registered Mail Restricted Delivery
- ☐ Return Receipt for Merchandise
- ☐ Signature Confirmation™
- ☐ Signature Confirmation Restricted Delivery

PORTLAND
UNITED STATES POSTAL SERVICE

OR 970
25 AUG '15
PM 1 L



First-Class Mail
Postage & Fees Paid
USPS
Permit No. G-10

- Sender: Please print your name, address, and ZIP+4® in this box•

Oregon Water Resources Department
Attention: Kate Fitzgerald
725 Summer St. NE, Suite A
Salem, OR 97301

USPS TRACKING#



9590 9403 0147 5161 4614 28

Mailing List for IR Copies

Application #G-18064

IR Date: August 7, 2015

Original and map mailed to applicant:

LINDA TRIBBY, PO BOX 1999, REDMOND, OR 97756

SENT VIA EMAIL:

1. WRD - Watermaster # 11
2. Agent - johnshort@usa.com

Copies Mailed
By: <u>KF</u>
(SUPPORT STAFF)
on: <u>8/7/15</u>
(DATE)

IR, Map, and Fact Sheet Copies sent to:

1. WRD - File # G-18064
2. Department of Agriculture

Caseworker: Kim French

COPYSH.T.IR

Application for a Permit to Use Ground Water



Oregon Water Resources Department
725 Summer Street NE, Suite A
Salem, Oregon 97301-1266
(503) 986-0900
www.wrd.state.or.us

SECTION 1: APPLICANT INFORMATION AND SIGNATURE

Applicant Information

NAME LINDA TRIBBY			PHONE (HM)		
PHONE (WK)		CELL		FAX	
ADDRESS PO Box 1999					
CITY REDMOND		STATE OR	ZIP 97756	E-MAIL*	

APR 27 2015

SALEM, OR

Organization Information

NAME N/A			PHONE		FAX
ADDRESS					CELL
CITY	STATE	ZIP	E-MAIL*		

Agent Information – The agent is authorized to represent the applicant in all matters relating to this application.

AGENT / BUSINESS NAME JOHN A. SHORT / WATER RIGHTS SERVICES, LLC.			PHONE 541-389-2837		FAX
ADDRESS P.O. BOX 1830					CELL
CITY BEND	STATE OR	ZIP 97709	E-MAIL* JOHNSHORT@USA.COM		

Note: Attach multiple copies as needed

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

By my signature below I confirm that I understand:

- I am asking to use water specifically as described in this application.
- Evaluation of this application will be based on information provided in the application.
- I cannot use water legally until the Water Resources Department issues a permit.
- Oregon law requires that a permit be issued before beginning construction of any proposed well, unless the use is exempt. Acceptance of this application does not guarantee a permit will be issued.
- If I get a permit, I must not waste water.
- If development of the water use is not according to the terms of the permit, the permit can be cancelled.
- The water use must be compatible with local comprehensive land-use plans.
- Even if the Department issues a permit, I may have to stop using water to allow senior water-right holders to get water to which they are entitled.

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

Applicant Signature

Applicant Signature

Print Name and title if applicable

Print Name and title if applicable

Date

Date

For Department Use

App. No. Gr-18064

Permit No. _____

Date _____

SECTION 2: PROPERTY OWNERSHIP

Please indicate if you own all the lands associated with the project from which the water is to be diverted, conveyed, and used.

☒ Yes

☐ There are no encumbrances.

☒ This land is encumbered by easements, rights of way, roads or other encumbrances.

☐ No

☐ I have a recorded easement or written authorization permitting access.

☐ I do not currently have written authorization or easement permitting access.

☐ 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).

☐ Water is to be diverted, conveyed, and/or used only on federal lands.

List the names and mailing addresses of all affected landowners (*attach additional sheets if necessary*).

You must provide the legal description of: 1. The property from which the water is to be diverted, 2. Any property crossed by the proposed ditch, canal or other work, and 3. Any property on which the water is to be used as depicted on the map.

SECTION 3: WELL DEVELOPMENT

WELL NO.	NAME OF NEAREST SURFACE WATER	IF LESS THAN 1 MILE:	
		DISTANCE TO NEAREST SURFACE WATER	ELEVATION CHANGE BETWEEN NEAREST SURFACE WATER AND WELL HEAD
JEFF 795 / L-117013	Haystack Reservoir	N/A	N/A
Well 2	Haystack Reservoir	N/A	N/A
Well 3	Haystack Reservoir	N/A	N/A

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*).

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SALEM, OR

SECTION 3: WELL DEVELOPMENT, CONTINUED

Total maximum rate requested: 4.0 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.

OWNER'S WELL NAME OR NO.	PROPOSED	EXISTING	WELL ID (WELL TAG) NO.* OR WELL LOG ID**	FLOWING ARTESIAN	CASING DIAMETER	CASING INTERVALS (IN FEET)	PERFORATED OR SCREENED INTERVALS (IN FEET)	SEAL INTERVALS (IN FEET)	MOST RECENT STATIC WATER LEVEL & DATE (IN FEET)	PROPOSED USE			
										SOURCE AQUIFER***	TOTAL WELL DEPTH	WELL-SPECIFIC RATE (GPM)	ANNUAL VOLUME (ACRE- FEET)
Well 1	☐	☒	L-117013	☐	10"	0'-160'	60'-160'	N/A	95'	Brown Sandstone	240'	1,795 GPM	960 AF
Well 2	☒	☐	N/A	☐	10"	N/A	N/A	N/A	95'	Brown Sandstone	240'	1,795 GPM	960 AF
Well 3	☒	☐	N/A	☐	10"	N/A	N/A	N/A	95'	Brown Sandstone	240'	1,795 GPM	960 AF

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

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

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

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SALEM, OR

SECTION 4: WATER USE

USE	PERIOD OF USE	ANNUAL VOLUME (ACRE-FEET)
IR	Mar. 1 – Oct. 31	960 AF

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.

For irrigation use only:

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

Primary: 320 Acres Supplemental: N/A Acres

List the Permit or Certificate number of the underlying primary water right(s): N/A

Indicate the maximum total number of acre-feet you expect to use in an irrigation season: 960 AF

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

SECTION 5: WATER MANAGEMENT

A. Diversion and Conveyance

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

☒ Pump (give horsepower and type): TURBINE

☐ Other means (describe):

Provide a description of the proposed means of diversion, construction, and operation of the diversion works and conveyance of water.

WATER WILL BE PUMPED FROM EXISTING WELL 1, AND PROPOSED WELLS 2 AND 3, TO PIVOTS WHERE IT WILL BE APPLIED FOR CROP IRRIGATION.

B. Application Method

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

PIVOTS

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.

WATER WILL BE APPLIED DURING LOW EVAPORATION TIMES OF DAY.

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APR 27 2015

SALEM, OR

G-18064

SECTION 6: STORAGE OF GROUND WATER IN A RESERVOIR

If you would like to store ground water in a reservoir, complete this section (*if more than one reservoir, reproduce this section for each reservoir*).

Reservoir name: N/A Acreage inundated by reservoir: N/A

Use(s): N/A

Volume of Reservoir (acre-feet): N/A Dam height (feet, if excavated, write "zero"): N/A

Note: If the dam height is greater than or equal to 10.0' above land surface AND the reservoir will store 9.2 acre feet or more, engineered plans and specifications must be approved prior to storage of water.

SECTION 7: USE OF STORED GROUND WATER FROM THE RESERVOIR

If you would like to use stored ground water from the reservoir, complete this section (*if more than one reservoir, reproduce this section for each reservoir*).

Annual volume (acre-feet): N/A

USE OF STORED GROUND WATER	PERIOD OF USE
N/A	N/A

SECTION 8: PROJECT SCHEDULE

Date construction will begin: 10/1/2015

Date construction will be completed: 10/1/2017

Date beneficial water use will begin: 10/1/2020

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SALEM, OR

SECTION 9: WITHIN A DISTRICT

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

Irrigation District Name N/A	Address	
City	State	Zip

SECTION 10: REMARKS

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

G-18064

Land Use

Information Form



Oregon Water Resources Department
725 Summer Street NE, Suite A
Salem, Oregon 97301-1266
(503) 986-0900
www.wrd.state.or.us

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MAY 01 2015

NOTE TO APPLICANTS

WATER RESOURCES DEPT
SALEM, OREGON

In order for your application to be processed by the Water Resources Department (WRD), this Land Use Information Form must be completed by a local government planning official in the jurisdiction(s) where your water right will be used and developed. The planning official may choose to complete the form while you wait, or return the receipt stub to you. Applications received by WRD without the Land Use Form or the receipt stub will be returned to you. Please be aware that your application will not be approved without land use approval.

This form is NOT required if:

- 1) Water is to be diverted, conveyed, and/or used only on federal lands; **OR**
- 2) The application is for a water right transfer, allocation of conserved water, exchange, permit amendment, or ground water registration modification, and all of the following apply:
 - b) The existing and proposed water use is located entirely within lands zoned for exclusive farm-use or within an irrigation district;
 - c) The application involves a change in place of use only;
 - d) The change does not involve the placement or modification of structures, including but not limited to water diversion, impoundment, distribution facilities, water wells and well houses; and
 - e) The application involves irrigation water uses only.

NOTE TO LOCAL GOVERNMENTS

The person presenting the attached Land Use Information Form is applying for or modifying a water right. The Water Resources Department (WRD) requires its applicants to obtain land-use information to be sure the water rights do not result in land uses that are incompatible with your comprehensive plan. Please complete the form or detach the receipt stub and return it to the applicant for inclusion in their water right application. You will receive notice once the applicant formally submits his or her request to the WRD. The notice will give more information about WRD's water rights process and provide additional comment opportunities. You will have 30 days from the date of the notice to complete the land-use form and return it to the WRD. If no land-use information is received from you within that 30-day period, the WRD may presume the land use associated with the proposed water right is compatible with your comprehensive plan. Your attention to this request for information is greatly appreciated by the Water Resources Department. If you have any questions concerning this form, please contact the WRD's Customer Service Group at 503-986-0801.

Land Use Information Form



Oregon Water Resources Department
725 Summer Street NE, Suite A
Salem, Oregon 97301-1266
(503) 986-0900
www.wrd.state.or.us

Applicant: Linda
First

Tribby
Last

Mailing Address: PO Box 1999

Redmond
City

OR
State

97756
Zip

Daytime Phone:

RECEIVED

MAY 01 2015

WATER RESOURCES DEPT
SALEM, OREGON

A. Land and Location

Please include the following information for all tax lots where water will be diverted (taken from its source), conveyed (transported), and/or used or developed. Applicants for municipal use, or irrigation uses within irrigation districts may substitute existing and proposed service-area boundaries for the tax-lot information requested below.

Township	Range	Section	¼ ¼	Tax Lot #	Plan Designation (e.g., Rural Residential/RR-5)	Water to be:			Proposed Land Use:
13S	14E	10 & 11	N/A	200	RL	☒ Diverted	☒ Conveyed	☒ Used	IR

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

Jefferson County

B. Description of Proposed Use

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

- ☒ Permit to Use or Store Water ☐ Water Right Transfer ☐ Permit Amendment or Ground Water Registration Modification
☐ Limited Water Use License ☐ Allocation of Conserved Water ☐ Exchange of Water

Source of water: ☐ Reservoir Pond ☒ Ground Water ☐ Surface Water (name) _____

Estimated quantity of water needed: 4.0 ☒ cubic feet per second ☐ gallons per minute ☐ acre-feet

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

Briefly describe:

Water will be pumped from existing Well 1 and proposed Wells 2 and 3, to pivots where it will be applied for crop irrigation.

Note to applicant: If the Land Use Information Form cannot be completed while you wait, please have a local government representative sign the receipt at the bottom of the next page and include it with the application filed with the Water Resources Department.

See bottom of Page 3. →

RECEIVED

MAY 01 2015

For Local Government Use Only

WATER RESOURCES DEPT
SALEM, OREGON

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

Please check the appropriate box below and provide the requested information

- ☒ Land uses to be served by the proposed water uses (including proposed construction) are allowed outright or are not regulated by your comprehensive plan. Cite applicable ordinance section(s): 106 OF ZONING ORDINANCE
- ☐ Land uses to be served by the proposed water uses (including proposed construction) involve discretionary land-use approvals as listed in the table below. (Please attach documentation of applicable land-use approvals which have already been obtained. Record of Action/land-use decision and accompanying findings are sufficient.) **If approvals have been obtained but all appeal periods have not ended, check "Being pursued."**

Type of Land-Use Approval Needed (e.g., plan amendments, rezones, conditional-use permits, etc.)	Cite Most Significant, Applicable Plan Policies & Ordinance Section References	Land-Use Approval:	
		☐ Obtained ☐ Denied	☐ 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
		☐ Obtained ☐ Denied	☐ Being Pursued ☐ Not Being Pursued

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

Name: BILL ADAMS, PLANNING DIRECTOR Title: _____
 Signature: [Signature] Phone: 541-475-4462 Date: 4-23-15
 Government Entity: Jefferson County

Note to local government representative: Please complete this form or sign the receipt below and return it to the applicant. If you sign the receipt, you will have 30 days from the Water Resources Department's notice date to return the completed Land Use Information Form or WRD may presume the land use associated with the proposed use of water is compatible with local comprehensive plans.

Receipt for Request for Land Use Information

Applicant name: Tribb, Linda
 City or County: Jefferson Co. Staff Contact: Tanya Cloutier
 Signature: [Signature] Phone: 541-475-4462 Date: 4/10/15
 Revised 3/4/10 Ground Water/10 WR

960199

INDEXED

WARRANTY DEED

MORROW BROS., INC.,

Grantor(s) hereby grant, bargain, sell and convey to
DENNIS D. TRIBBY and LINDA L. TRIBBY, husband and wife,
Grantee(s) and grantee's heirs, successors and assigns the following described
real property, free of encumbrances except as specifically set forth herein in
the County of JEFFERSON and State of Oregon, to wit:

TAX MAP NO. 1314-102, 200 REF. #3851, 3852 CODE 21

SEE EXHIBIT "A" WHICH IS ATTACHED HERETO AND MADE A PART HEREOF

SUBJECT TO: all those items of record and those apparent upon the land, if
any, as of the date of this deed and those shown below, if any;
and the grantor will warrant and forever defend the said premises and every
part and parcel thereof against the lawful claims and demands of all persons
whomsoever, except those claiming under the above described encumbrances.

THIS INSTRUMENT WILL NOT ALLOW USE OF THE PROPERTY DESCRIBED IN THIS INSTRUMENT
IN VIOLATION OF APPLICABLE LAND USE LAWS AND REGULATIONS. BEFORE SIGNING OR
ACCEPTING THIS INSTRUMENT, THE PERSON ACQUIRING FEE TITLE TO THE PROPERTY
SHOULD CHECK WITH THE APPROPRIATE CITY OR COUNTY PLANNING DEPARTMENT TO VERIFY
APPROVED USES AND TO DETERMINE ANY LIMITS ON LAWSUITS AGAINST FARMING OR FOREST
PRACTICES AS DEFINED IN ORS 30.930.

The true and actual consideration for this conveyance is \$ 210,000.00.

Until a change is requested, all tax statements shall be sent to Grantee at the
following address: 245315 E. HWY 26, PRINEVILLE, OR 97754

Dated this 9th day of JANUARY, 1996

MORROW BROS., INC.

BY: Andrew J. Morrow PRESIDENT
ANDREW J. MORROWBY: Robert E. Morrow SECRETARY
ROBERT E. MORROW

NOTARY ACKNOWLEDGEMENT

STATE OF OREGON

SS. JANUARY 9 1996

COUNTY OF CROOK

Personally appeared the above named ANDREW J. MORROW, PRESIDENT and

ROBERT E. MORROW, SECRETARY OF MORROW BROS., INC., an OREGON CORPORATION

and acknowledged the foregoing instrument to be THEIR voluntary act.

Before me:

Notary Public for OREGON

My commission expires



(seal)

Return to:

DENNIS D. TRIBBY
245315 E. HWY 26
PRINEVILLE, OR 97754

STATE OF OREGON)
COUNTY OF JEFFERSON) ss

I hereby certify that the within instrument was received for the record on
the 11th day of January of A.D. 1996 at 3:33 o'clock
P.M. and recorded in Deeds Map 960199 of said county.
ELAINE L. HENDERSON, County Clerk



RECEIVED BY OWRD

APR 27 2015

SALEM, OR

1996 JAN 11 PM 3:33

JEFFERSON COUNTY,
OREGONELAINE L. HENDERSON
COUNTY CLERK

JEFFERSON COUNTY TITLE COMPANY

25570

G-18064

EXHIBIT "A"

PARCEL I: That portion of the Northeast quarter and the North half of the Southeast quarter lying East of the Madras - Prineville Highway, all being in Section 10, Township 13 South, Range 14 East of the Willamette Meridian, Jefferson County, Oregon.

PARCEL II: The Northwest quarter; the North half of the Southwest quarter; the West half of the Northeast quarter; and the Northwest quarter of the Southeast quarter in Section 11, Township 13 South, Range 14 East of the Willamette Meridian, Jefferson County, Oregon.

EXCEPTING THEREFROM the following portion from Parcels I and II: Commencing at the Northwest corner of the Southeast quarter of the Southeast quarter of Section 10, Township 13 South, Range 14 East of the Willamette Meridian, Jefferson County, Oregon; thence Westerly along the Westerly extension of the North boundary line of the Southeast quarter of the Southeast quarter of Section 10 to the East boundary line of U.S. Highway 26, the true point of beginning; thence Easterly 2780 feet, more or less, along the North boundary line of the Southeast quarter of the Southeast quarter of Section 10 and along the North boundary line of the Southwest quarter of the Southwest quarter of Section 11 to the Northeast corner of Southwest quarter Southwest quarter of Section 11; thence 32 feet Northerly along the Northerly extension of the Easterly boundary line of Southwest quarter Southwest quarter of Section 11; thence Westerly parallel with the North boundary lines of Southwest quarter Southwest quarter of Section 11, and Southeast quarter Southeast quarter of Section 10 to the Easterly boundary line of U.S. Highway 26; thence Southeasterly along the Easterly boundary line of U.S. Highway 26 to the true point of beginning.

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APR 27 2015

SALEM, OR

STATE OF OREGON)
COUNTY OF JEFFERSON) ss

I hereby certify that the within instrument was received for the record on
the 11th day January of A.D. 1996 at o'clock
 M. and recorded in MP# of said county.
ELAINE L. HENDERSON, County Clerk by Deputy.

POOR ORIGINAL
FOR MICROFILMING

960199

G-18064

13	14	200	21	OFFICIAL RECORD OF DESCRIPTIONS 4756 4759 4771 4776 4777 4780 4786 4788 OF REAL PROPERTY JEFFERSON COUNTY ASSESSOR'S OFFICE			
TWP 5 N 14 E SEC 1/4 1/4		TAX LOT NUMBER	TYPE SPEC INT IN REAL PROP	CODE AREA NUMBER			
MAP NUMBER		ACCOUNT NUMBER					
INDENT EACH NEW COURSE TO THIS POINT				ADDITIONAL DESCRIPTION AND RECORD OF CHANGE		DATE OF ENTRY ON THIS CARD	DEED RECORD VOL PG
							ACRES REMAINING
T13S R14E WM							
Sec 1, N $\frac{1}{2}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$				280.00 B&S		31	239
Sec 2, E $\frac{1}{2}$ SW $\frac{1}{4}$, W $\frac{1}{2}$ SE $\frac{1}{4}$, NE $\frac{1}{4}$ SE $\frac{1}{4}$				200.00			
Sec 10, SE$\frac{1}{4}$SE$\frac{1}{4}$				40.00			
Sec 11, N $\frac{1}{2}$, W $\frac{1}{2}$ SW $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$				480.00			
Sec 12, N $\frac{1}{2}$ N $\frac{1}{2}$, SE $\frac{1}{4}$ NE $\frac{1}{4}$, SW $\frac{1}{4}$ NW $\frac{1}{4}$				240.00			
Sec 14, NW $\frac{1}{4}$ NW $\frac{1}{4}$				40.00			
Sec 15, NE $\frac{1}{4}$ NE $\frac{1}{4}$				40.00			1320.00
Exc:							
Hwy. No. 26				2.00			1318.00
Transmission line easement to PGE				5/16/66		40	77
Morrow Bros to Morrow, Andrew & Morrow, Robert-each und $\frac{1}{2}$ -tenants in common				2-14-77		56	589
Subj. to:							
B.P.A. Transmission line easement				12-7-65		39	167
Except- TL 201 40.00Acres (H&S E Sec 12)				4-14-77		57	131 1278.00
Morrow Brothers, Inc to Morrow, A. und $\frac{1}{2}$ & Morrow, R. und $\frac{1}{2}$ Deed				4-21-76		56	589
Morrow Bros to % Gill 158.00 ac memo of sale				4-7-81		67	76 1,120.00
Esmt				7-6-81		68	235

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APR 27 2015

SALEM, OR

G-18064

13 14				200		21		OFFICIAL RECORD OF DESCRIPTIONS OF REAL PROPERTY JEFFERSON COUNTY ASSESSOR'S OFFICE				
TWP. S. RGE. E. SEC. 1/4 1/16				TAX LOT NUMBER		TYPE SPEC INT IN REAL PROP		CODE AREA NUMBER				
MAP NUMBER				ACCOUNT NUMBER				FORMERLY PART OF T.L. NO.				
INDENT EACH NEW COURSE TO THIS POINT		Page 2		ADDITIONAL DESCRIPTION AND RECORD OF CHANGE				DATE OF ENTRY ON THIS CARD		DEED RECORD VOL PG		ACRES REMAINING
Except: T.L. 203				760.00 Exchange Deed				3 1 83		#146970		360.00
				Corner Monumentation				1/10/85		#153297		
				" "				"		153298		
				" "				"		153299		
				" "				"		153308		
				" "				"		153309		
				Corner Monumentation				1/12/85		#153295		
				" "				1/23/85		153296		
MORROW & MORROW to MORROW BROS., INC.				B&S				2/4/92		921206		
Exc: .97 Ac to TL 202				BA 95-19				9-15-95		953697		359.03
Morrow Bros., Inc., to Tribby, DD & LL				WD				1-11-96		960199		
MORROW, R.E. TO MORROW, P.R.				PA				08-28-95		953421		
Lot Line Adj. to 13 14 102 -16.07AC				BA				6-8-98		982391		342.96
New Description The W $\frac{1}{2}$ of the NE $\frac{1}{4}$ of Sec. 11, the NW $\frac{1}{4}$ of the SE $\frac{1}{4}$ of Sec 11, the N $\frac{1}{2}$ of the SW $\frac{1}{4}$ of Sec. 11, the NW $\frac{1}{2}$ of Sec. 11, The NE $\frac{1}{4}$ of Sec. 10, Ly E. of US Hwy 26 & the N $\frac{1}{2}$ of the SE $\frac{1}{4}$ ly E. of US Hwy 26; Exc: B.a.p. at the NE cor of sd sec. 10; the Alg the N. line of Sd Sec. 10 N89°51'21"W 1821.10' to a point on the E'ly R.O.W. of US Hwy 26 Th alg sd R.O.W. S5°54'58"E 1266.19' to a 5/8 I.R. Th lvng sd R.O.W. S89°51'21"E 1700' to a 5/8 I.R. Th S89°14'38"E 2622.44' to a 5/8 I.R.; The S89°08'01"E 1323.27' to a 5/8 I.R.; Th NO°12'32"W 1259.07' to a cap at the E 16th Cor Bet Sec. 11 & 2;												
(over)												

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 APR 27 2015
 SALEM, OR

G-10064

13 14 200 21

OFFICIAL RECORD OF DESCRIPTIONS OF REAL PROPERTY COUNTY ASSESSOR'S OFFICE

TWP.	RGE.	SEC.	1/4	1/16	PARCEL NUMBER	Type	Spec. Int. In	CODE AREA NUMBER
MAP NUMBER					REAL PROP.			
TAX LOT NUMBER								

FORMERLY PART OF

Indent each new
course to this point

DESCRIPTION AND
RECORD OF CHANGE

Page 3

Date Recorded

Ref# or
Vol. PG.

Acres
Remaining

Th N.89°08'01"W 1328.4' to a cap at the N 1/4 Cor of
Sec. 11;

Th N.89°15'38"W. to the Pob

Also Exc: Com at the NW cor of the SE 1/4 of the SE
1/4 of Sec.

10 T13S R14E of the W.M. Jefferson County,

Th Wrlly alg the wrlly ext. of the N Bdy line of the SE
1/4 of the SE 1/4 of Sec. 10 to the E. Bdy line of US Hwy
26, the pob;

Th Erly 2780' MorL alg the N Bdy line of the SW 1/4 of
the SW 1/4

of Sec. 11; th 32' Nrlly alg the nrlly ext. of the Erly Bdy
line of the SW 1/4 of Sec 11; Th Wrlly Pll with the N.
Bdy lines of the SW 1/4 of the SW 1/4 of Sec. 11 and the
SE 1/4 of the SE 1/4 of Sec. 10 to the Erly Bdy line of
US Hwy 26 to the Pob.

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APR 27 2015

SALEM, OR

G-19064

Date _____

(For staff use only)



Oregon Water Resources Department
725 Summer Street NE, Suite A
Salem, Oregon 97301-1266
(503) 986-0900
www.wrd.state.or.us

WE ARE RETURNING YOUR APPLICATION FOR THE FOLLOWING REASON(S):

- ☐ SECTION 1: _____
- ☐ SECTION 2: _____
- ☐ SECTION 3: _____
- ☐ SECTION 4: _____
- ☐ SECTION 5: _____
- ☐ SECTION 6: _____
- ☐ SECTION 7: _____
- ☐ SECTION 8: _____
- ☐ SECTION 9: _____

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SALEM, OR

- ☐ Land Use Information Form _____
- ☐ Provide the legal description of: (1) the property from which the water is to be diverted, (2) any property crossed by the proposed ditch, canal or other work, and (3) any property on which the water is to be used as depicted on the map.
- ☐ Fees _____

MAP

- ☐ Permanent quality and drawn in ink
- ☐ Even map scale not less than 4" = 1 mile (example: 1" = 400 ft, 1" = 1320 ft, etc.)
- ☐ North Directional Symbol
- ☐ Township, Range, Section, Quarter/Quarter, Tax Lots
- ☐ Reference corner on map
- ☐ Location of each well, and/or dam if applicable, by reference to a recognized public land survey corner (distances north/south and east/west). Each well must be identified by a unique name and/or number.
- ☐ Indicate the area of use by Quarter/Quarter and tax lot clearly identified
- ☐ 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)
- ☐ Other _____

Date _____

(For staff use only)



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725 Summer Street NE, Suite A
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- ☐ SECTION 4: _____
- ☐ SECTION 5: _____
- ☐ SECTION 6: _____
- ☐ SECTION 7: _____
- ☐ SECTION 8: _____
- ☐ SECTION 9: _____
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- ☐ Provide the legal description of: (1) the property from which the water is to be diverted, (2) any property crossed by the proposed ditch, canal or other work, and (3) any property on which the water is to be used as depicted on the map.
- ☐ Fees _____

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SALEM, OR

MAP

- ☐ Permanent quality and drawn in ink
- ☐ Even map scale not less than 4" = 1 mile (example: 1" = 400 ft, 1" = 1320 ft, etc.)
- ☐ North Directional Symbol
- ☐ Township, Range, Section, Quarter/Quarter, Tax Lots
- ☐ Reference corner on map
- ☐ Location of each well, and/or dam if applicable, by reference to a recognized public land survey corner (distances north/south and east/west). Each well must be identified by a unique name and/or number.
- ☐ Indicate the area of use by Quarter/Quarter and tax lot clearly identified
- ☐ 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)
- ☐ Other _____

G-18064

Revised 3/4/2010

Ground Water/11

WR

NOTICE TO WATER WELL CONTRACTOR
The original and first copy of this report
are to be filed with the

RECEIVED

WATER WELL REPORT

WATER RESOURCES DEPARTMENT FEB 26 1979 STATE OF OREGON
SALEM, OREGON 97310 (Please type or print)
within 30 days from the date of well completion. (Do not write above this line)
SALEM, OREGON

Corrected 2-23-79

JEFF
728

State Well No. 135/14E-10g
State Permit No.

(1) OWNER:

Name Andy Morrow
Address 1240 Chestnut Madison, OR 97741

(2) TYPE OF WORK (check):

New Well ☒ Deepening ☐ Reconditioning ☐ Abandon ☐
If abandonment, describe material and procedure in Item 13.

(3) TYPE OF WELL:

Rotary ☐ Driven ☐
Cable ☐ Jetted ☒
Dug ☐ Bored ☐

(4) PROPOSED USE (check):

Domestic ☒ Industrial ☐ Municipal ☐
Irrigation ☐ Test Well ☐ Other ☐

CASING INSTALLED:

Threaded ☐ Welded ☒
10" Diam. from 0 ft. to 160 ft. Gage 250
" Diam. from ft. to ft. Gage
" Diam. from ft. to ft. Gage

PERFORATIONS:

Perforated? ☒ Yes ☐ No.

Type of perforator used cutting tool
Size of perforations 1/8 in. by 6 in.
540 perforations from 60 ft. to 160 ft.
perforations from ft. to ft.
perforations from ft. to ft.

(7) SCREENS:

Well screen installed? ☐ Yes ☒ No

Manufacturer's Name
Type None Model No.
Diam. Slot size Set from ft. to ft.
Diam. Slot size Set from ft. to ft.

(8) WELL TESTS:

Drawdown is amount water level is lowered below static level

Was a pump test made? ☐ Yes ☒ No If yes, by whom?
Yield: gal./min. with ft. drawdown after hrs.
Ballor test 50 gal./min. with 5 ft. drawdown after 1 hrs.
Artesian flow none g.p.m.
perature of water 56° Depth artesian flow encountered none ft.

(9) CONSTRUCTION:

Well seal—Material used Bentonite
Well sealed from land surface to 20 ft.
Diameter of well bore to bottom of seal 14 in.
Diameter of well bore below seal 12 in.
Number of sacks of cement used in well seal 6 sacks
How was cement grout placed? Bentonite was poured dry down around the casing

Was a drive shoe used? ☐ Yes ☒ No Plugs Size: location ft.
Did any strata contain unusable water? ☐ Yes ☒ No
Type of water? depth of strata
Method of sealing strata off
Was well gravel-packed? ☒ Yes ☐ No Size of gravel: 1/4 in. max.
Gravel placed from 20 ft. to 160 ft.

(10) LOCATION OF WELL:

County Jefferson Driller's well number 522
SW 1/4 NE 1/4 Section 10 T. 135 R. 14E W.M.
Bearing and distance from section or subdivision corner

(11) WATER LEVEL: Completed well.

Depth at which water was first found 95 ft.
Static level 90 ft. below land surface. Date 7/21/78
Artesian pressure none lbs. per square inch. Date

(12) WELL LOG:

Diameter of well below casing 10"

Depth drilled 160 ft. Depth of completed well 160 ft.

Formation: Describe color, texture, grain size and structure of materials; and show thickness and nature of each stratum and aquifer penetrated, with at least one entry for each change of formation. Report each change in position of Static Water Level and indicate principal water-bearing strata.

MATERIAL	From	To	SWL
Top soil	0	2	
Broken rock; clay	2	15	
Sandy clay	15	95	
Coarse sand (water bearing)	95	160	90

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SALEM, OR

Work started 7/20 1978 Completed 7/21 1978
Date well drilling machine moved off of well 7/21 1978

Drilling Machine Operator's Certification:

This well was constructed under my direct supervision. Materials used and information reported above are true to my best knowledge and belief.

[Signed] Archie Fox Date 7/23/79
(Drilling Machine Operator)

Drilling Machine Operator's License No. 389

Water Well Contractor's Certification:

This well was drilled under my jurisdiction and this report is true to the best of my knowledge and belief.

Name Archie Fox, Well Drilling

(Person, firm or corporation) (Type or print)

Address Rt. 3 Box 203 Prineville, OR 97759

[Signed] Archie Fox

(Water Well Contractor)

Contractor's License No. 444 Date 2-23-79

(USE ADDITIONAL SHEETS IF NECESSARY)

SP-46456-119

OREGON

Water Resources Department

**Apply for a Permit to Appropriate Ground Water
and/or Store Ground Water**

Today's Date: Wednesday, February 25, 2015

Base Application Fee for use of Ground, Surface and optionally Stored Water.		\$1,150.00
Number of proposed cubic feet per second (cfs) to be appropriated. (1 cfs = 448.83 gallons per minute)	4	\$1,200.00
Number of proposed Use's for the appropriated water. (i.e. Irrigation, Supplemental Irrigation, Pond Maintenance, Industrial, Commercial, etc) *	1	
Number of proposed Ground Water points of appropriation. (i.e. number of wells) (include all injection wells, if applicable) **	3	\$600.00
Number of Acre Feet to be stored in a reservoir/pond from Ground Water.	0	
Number of Acre Feet to be appropriated from reservoir/pond (Only Applies to reservoir/pond constructed under Ground Water Application)	0	
Number of reservoirs.	0	
Permit Recording Fee. ***		\$450.00
* the 1st Water Use is included in the base cost. ** the 1st Ground Water point of appropriation is included in the base cost. *** the Permit Recording Fee is not required when the application is submitted but, must be paid before a permit will be issued. It is fully refundable if a permit is not issued. If the recording fee is not paid prior to issuance of the Final Order, permit issuance will be delayed.	Recalculate	
Estimated cost of Permit Application		\$3,400.00

[Return to Fee Calculator Options page](#)[OWRD Fee Schedule](#)

 Fee Calculator Version B20130709

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APR 27 2015

SALEM, OR

G-18064

JEFF 795



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

Application for Well ID Number

Do not complete if the well already has a Well Identification Number.

RECEIVED

SEP 29 2014

WATER RESOURCES DEPT
SALEM, OREGON

I. OWNER INFORMATION

Current Owner Name (please print): JOHN VOLLE

Mailing Address: 5250 SE 3033 RD.

City, State, Zip: MADRAS, OR 97741

Mail Well ID Tag to: ☒ SAME AS ABOVE ☐ In Care Of (C/O)

Name & Address:

City, State, Zip:

II. WELL LOCATION INFORMATION (Please fill out as completely as possible)

Township: 13S (North / South) Range: 14E (East / West) Section: 10

Tax Lot: 00202 County: JEFFERSON SE 1/4 SE 1/4

GPS Coordinates: N/A

Street Address of Well, City: 5250 SE 3033 RD. MADRAS, OR 97741

If the property had a different street address in the past: N/A

III. GENERAL WELL INFORMATION (Please fill out as completely as possible)

Use of Well (domestic, irrigation, commercial, industrial, monitoring): IRRIGATION

Date Well Constructed (or property built): 8/22/1978 Total Well Depth: 240' Casing Diameter: 10"

Owner at time the well was constructed (if known): ANDREW MORROW

Other Information: N/A

SUBMITTED BY (please print): JOHN A. SHORT

PHONE: 541-389-2837 EMAIL &/or FAX: JOHNSHORT@USA.COM

Send application to: Oregon Water Resources Department 725 Summer St NE, Suite A, Salem, Oregon 97301; or fax to (503) 986-0902. Applications are processed in the order they are received, and Well ID Numbers are mailed within 4-5 business days.

For Official Use Only by the Oregon Water Resources Department:

Received Date:

9-29-14

Well Log Number:

JEFF 795

Well Identification #:

L-117013

Application for a Permit to Use Ground Water



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

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APR 27 2015

SALEM, OR

Water-Use Permit Application Processing

1. Completeness Determination

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 (www.oregon.gov/owrd/law). 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 \$200. 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 public notice of the application in the weekly notice published by the Department at www.oregon.gov/owrd. 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 \$350.00 for the applicant and \$700.00 for non-applicants. Protests are filed on approximately 10% 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 issues a Final Order consistent with the PFO. If the application is approved, a permit is issued that specifies the details of the authorized use and any terms, limitations or conditions that the Department deems appropriate.

Minimum Requirements Checklist

Minimum Requirements (OAR 690-310-0040, OAR 690-310-0050 & ORS 537.615)

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.

- ☒ SECTION 1: applicant information and signature
- ☒ SECTION 2: property ownership
- ☒ SECTION 3: well development
- ☒ SECTION 4: water use
- ☒ SECTION 5: water management
- ☒ SECTION 6: storage of groundwater in a reservoir
- ☒ SECTION 7: use of stored groundwater from the reservoir
- ☒ SECTION 8: project schedule
- ☒ SECTION 9: within a district
- ☒ SECTION 10: remarks

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APR 27 2015

SALEM, OR

Attachments:

- ☒ Land Use Information Form with approval and signature (*must be an original*) or signed receipt
- ☒ Provide the legal description of: (1) the property from which the water is to be diverted, (2) any property crossed by the proposed ditch, canal or other work, and (3) any property on which the water is to be used as depicted on the map. Example: A copy of the deed, land sales contract or title insurance policy.
- ☒ Fees - Amount enclosed: \$3,400
See the Department's Fee Schedule at www.oregon.gov/owrd or call (503) 986-0900.

Provide a map and check that each of the following items is included:

- ☒ Permanent quality and drawn in ink
- ☒ Even map scale not less than 4" = 1 mile (example: 1" = 400 ft, 1" = 1320 ft, etc.)
- ☒ North Directional Symbol
- ☒ Township, Range, Section, Quarter/Quarter, Tax Lots
- ☒ Reference corner on map
- ☒ Location of each well, and/or dam if applicable, by reference to a recognized public land survey corner (distances north/south and east/west). Each well must be identified by a unique name and/or number.
- ☒ Indicate the area of use by Quarter/Quarter and tax lot clearly identified
- ☒ 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)
- ☐ Other

SUPERSEDED 3/1/15

Land Use Information Form



Oregon Water Resources Department
725 Summer Street NE, Suite A
Salem, Oregon 97301-1266
(503) 986-0900
www.wrd.state.or.us

RECEIVED BY OWRD

APR 27 2015

SALEM, OR

NOTE TO APPLICANTS

In order for your application to be processed by the Water Resources Department (WRD), this Land Use Information Form must be completed by a local government planning official in the jurisdiction(s) where your water right will be used and developed. The planning official may choose to complete the form while you wait, or return the receipt stub to you. Applications received by WRD without the Land Use Form or the receipt stub will be returned to you. Please be aware that your application will not be approved without land use approval.

This form is NOT required if:

- 1) Water is to be diverted, conveyed, and/or used only on federal lands; **OR**
- 2) The application is for a water right transfer, allocation of conserved water, exchange, permit amendment, or ground water registration modification, and all of the following apply:
 - a) The existing and proposed water use is located entirely within lands zoned for exclusive farm-use or within an irrigation district;
 - b) The application involves a change in place of use only;
 - c) The change does not involve the placement or modification of structures, including but not limited to water diversion, impoundment, distribution facilities, water wells and well houses; and
 - d) The application involves irrigation water uses only.

NOTE TO LOCAL GOVERNMENTS

The person presenting the attached Land Use Information Form is applying for or modifying a water right. The Water Resources Department (WRD) requires its applicants to obtain land-use information to be sure the water rights do not result in land uses that are incompatible with your comprehensive plan. Please complete the form or detach the receipt stub and return it to the applicant for inclusion in their water right application. You will receive notice once the applicant formally submits his or her request to the WRD. The notice will give more information about WRD's water rights process and provide additional comment opportunities. You will have 30 days from the date of the notice to complete the land-use form and return it to the WRD. If no land-use information is received from you within that 30-day period, the WRD may presume the land use associated with the proposed water right is compatible with your comprehensive plan. Your attention to this request for information is greatly appreciated by the Water Resources Department. If you have any questions concerning this form, please contact the WRD's Customer Service Group at 503-986-0801.

G-19064

Land Use Information Form



Oregon Water Resources Department
725 Summer Street NE, Suite A
Salem, Oregon 97301-1266
(503) 986-0900
www.wrd.state.or.us

Applicant: Linda
First

Tribby
Last

Mailing Address: PO Box 1999

Redmond
City

OR
State

97756
Zip

Daytime Phone:

RECEIVED BY OWRD

APR 27 2015

SALEM, OR

A. Land and Location

Please include the following information for all tax lots where water will be diverted (taken from its source), conveyed (transported), and/or used or developed. Applicants for municipal use, or irrigation uses within irrigation districts may substitute existing and proposed service-area boundaries for the tax-lot information requested below.

Township	Range	Section	1/4 1/4	Tax Lot #	Plan Designation (e.g., Rural Residential/RR-5)	Water to be:			Proposed Land Use:
13S	14E	10 & 11	N/A	200	RL	☒ Diverted	☒ Conveyed	☒ Used	IR

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

Jefferson County

B. Description of Proposed Use

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

- ☒ Permit to Use or Store Water ☐ Water Right Transfer ☐ Permit Amendment or Ground Water Registration Modification
☐ Limited Water Use License ☐ Allocation of Conserved Water ☐ Exchange of Water

Source of water: ☐ Reservoir/Pond ☒ Ground Water ☐ Surface Water (name) _____

Estimated quantity of water needed: 4.0 ☒ cubic feet per second ☐ gallons per minute ☐ acre-feet

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

Briefly describe:

Water will be pumped from existing Well 1 and proposed Wells 2 and 3, to pivots where it will be applied for crop irrigation.

Note to applicant: If the Land Use Information Form cannot be completed while you wait, please have a local government representative sign the receipt at the bottom of the next page and include it with the application filed with the Water Resources Department.

See bottom of Page 3. →

For Local Government Use Only

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

Please check the appropriate box below and provide the requested information

- ☐ Land uses to be served by the proposed water uses (including proposed construction) are allowed outright or are not regulated by your comprehensive plan. Cite applicable ordinance section(s): _____.
- ☐ Land uses to be served by the proposed water uses (including proposed construction) involve discretionary land-use approvals as listed in the table below. (Please attach documentation of applicable land-use approvals which have already been obtained. Record of Action/land-use decision and accompanying findings are sufficient.) **If approvals have been obtained but all appeal periods have not ended, check "Being pursued."**

Type of Land-Use Approval Needed (e.g., plan amendments, rezones, conditional-use permits, etc.)	Cite Most Significant, Applicable Plan Policies & Ordinance Section References	Land-Use Approval:	
		☐ Obtained ☐ Denied	☐ 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
		☐ Obtained ☐ Denied	☐ Being Pursued ☐ Not Being Pursued

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

RECEIVED BY OWRD
APR 27 2015
SALEM, OR

Name: _____ Title: _____

Signature: _____ Phone: _____ Date: _____

Government Entity: _____

Note to local government representative: Please complete this form or sign the receipt below and return it to the applicant. If you sign the receipt, you will have 30 days from the Water Resources Department's notice date to return the completed Land Use Information Form or WRD may presume the land use associated with the proposed use of water is compatible with local comprehensive plans.

Receipt for Request for Land Use Information

Applicant name: Tribble, Linda

City or County: Jefferson Co.

Staff contact: Tanya Cloutier

Signature: T. Cloutier

Phone: 503-475-4462 Date: 4/10/15

Revised 3/4/2010

Ground Water/10

WR

G-180064

**STATE OF OREGON
WATER RESOURCES DEPARTMENT**

RECEIPT # **115656**

725 Summer St. N.E. Ste. A
SALEM, OR 97301-4172
(503) 986-0900 / (503) 986-0904 (fax)

INVOICE # _____

RECEIVED FROM: Dennis D Tribby
BY: Linda L Tribby

APPLICATION	G-18064
PERMIT	
TRANSFER	

CASH: ☐ CHECK: ☒ OTHER: (IDENTIFY) ☐

5007

TOTAL REC'D \$ 3400.00

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:

0201 SURFACE WATER \$
0203 GROUND WATER \$2,950.00
0205 TRANSFER \$

WELL CONSTRUCTION

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

OTHER (IDENTIFY) _____

0536 TREASURY 0437 WELL CONST. START FEE

0211 WELL CONST START FEE \$
0210 MONITORING WELLS \$
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:

115656

DATED:

4/27/15

BY:

Mary Ann