



February 8, 2024

Ms. Mary Bjork  
Oregon Water Resources Department  
725 Summer Street NE, Suite A  
Salem, Oregon 97301-1271

**Subject:** Application for a Limited Water Use License  
Brian and Kramer

Ms. Bjork:

On behalf of the applicant, Brian Kramer, please find enclosed an Application for a Limited Water Use License. The limited license application requests the use of 12 gallons per minute (gpm) of groundwater for irrigation to establish 4.5 acres of grape vines. Please find enclosed a check for payment of the required application fee of \$310 (base fee with 2 proposed points of appropriation).

If you have any questions regarding the enclosed application, you can reach me at 503-701-4535. Please copy me on any correspondence regarding this application.

Respectfully submitted,

Theodore Ressler, RG, CWRE  
Summit Water Resources LLC.

Cc: Brian Kramer

Enclosures:  
Application for a Limited Water Use License  
Check # 4177 in the amount of \$330

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OWRD



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

# Application for Limited Water Use License

License No.: \_\_\_\_\_

### Applicant Information

NAME Brian Kramer			PHONE (HM)
PHONE (WK)	CELL (310) 372-9609		FAX
ADDRESS 27505 NE Bell Rd			
CITY Newberg	STATE OR	ZIP 97132	E-MAIL * Brian.lisa@gte.net

### Agent Information

NAME Ted Ressler, RG, CWRE			PHONE (503) 967-7050 x204	FAX
ADDRESS 4784 SE 17th Ave Suite 111			CELL (503) 701-4535	
CITY Portland	STATE OR	ZIP 97202	E-MAIL * Tressler@summitwr.com	

I (We) make application for a Limited License to use or store the following described surface waters or groundwater – not otherwise exempt, or to use stored water of for a use of a short-term or fixed-duration:

- SOURCE(S) OF WATER:** Groundwater \_\_\_\_\_ a tributary of \_\_\_\_\_
- AMOUNT OF WATER** to be diverted;  
 Maximum and instantaneous rate (cubic feet or gallons per minute): 0.0039 cfs  
 Total volume (gallons or acre-feet): 0.5 AF per year. If water is to be used from more than one source, give the quantity from each: N/A

**3. INTENDED USE(S) OF WATER:** (check all that apply)

- Road construction or maintenance
- General construction
- Forestland and rangeland management; or
- Other: Irrigation to establish grape vines

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**4. DESCRIPTION OF PROPOSED PROJECT:** Include a description of the place of use as shown on the accompanying site map, the method of water diversion, the type of equipment to be used (including pump horsepower, if applicable), length and dimensions of supply ditches and pipelines:

The applicant plans to drill a new well in the basalt aquifer with a target pumping rate of 12 gpm. Two drilling location options are identified for the planned well, which are shown on the map (Attachment 3), labeled as Well 1 (A) and Well 1 (B). The proposed construction of the well is provided in Attachment 4. Groundwater will be appropriated from the well using a submersible pump, conveyed by pipe, and applied for irrigation by drip. The water will be used to establish approximately 4.5 acres of grape vines; after establishment, the vineyard will be dry farmed. The requested annual volume of water needed for establishment is based on 20 gallons/vine/irrigation season for approximately 5600 vines (with contingency added).

**5. PROJECT SCHEDULE:** (List day, month, and year)

Date water use will begin: July 2025  
 Date water use will be completed: October 31, 2030

Months of the year water would be diverted and used: July-September

If for other than irrigation from stored water, how and where will water be discharged after use:

Applicant Signature

BRIAN KRAMER  
 Print Name and title if applicable

1/26/2024  
 Date

LL-1966

**PLEASE READ CAREFULLY**

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

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

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

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

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

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

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

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**REMARKS:**

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**Attachment 1**  
**Watermaster Review**

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

3 South, 2 West, Section 5, Tax Lot 3700

**WATER AVAILABILITY STATEMENT**

Name of Applicant: Brian Kramer 27505 NE Bell RD Limited License Number: LL-1966  
Newberg OR 97132

1. To your knowledge, has the stream or basin that is the source for this application ever been regulated for prior rights?

Yes  No

If yes, please explain:

2. Based on your observations, would there be water available in the quantity and at the times needed to supply the use proposed by this application?

Yes  No

I do not know

3. Do you observe this stream system during regular fieldwork?

Yes  No

If yes, what are your observations for the stream?

Source is a well not a stream

4. If the source is a well and if WRD were to determine that there is the potential for substantial interference with nearby surface water sources, would there still be ground water and surface water available during the time requested and in the amount requested without injury to existing water rights?

Yes  No  N/A

What would you recommend for conditions on a limited license that may be issued approving this application? Water Availability Analysis states water is available year-round

5. Any other recommendations you would like to make?

No

Signature Joel Plahn Digitally signed by Joel Plahn  
DN: C=US, OU=District 22 Watermaster,  
O=Water Resources Department, CN=Joel  
Plahn, E=joel.m.plahn@water.oregon.gov  
Reason: I am the author of this document  
Location: District 22 Watermaster  
Date: 2024.01.24 13:37:09-08'00'  
Foxit PDF Editor Version: 11.2.7 WM District #: 22 Date: 1/24/2024

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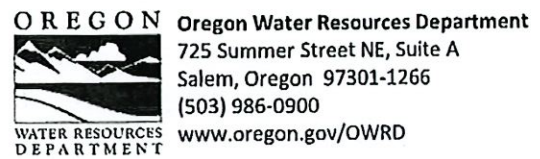
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**Attachment 2**  
**Land Use Information Form**

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receipt # 928385

# Land Use Information Form



Applicant(s): Brian Kramer

Mailing Address: 27505 NE Bell Rd

City: Newberg

State: OR

Zip Code: 97132

Daytime Phone: 310-372-9609

## 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:
<u>3S</u>	<u>2W</u>	<u>5</u>	<u>SWSE</u>	<u>3700</u>	<u>AF10</u>	<input checked="" type="checkbox"/> Diverted <input checked="" type="checkbox"/> Conveyed <input checked="" type="checkbox"/> Used	<u>Irrigation</u>
_____	_____	_____	_____	_____	_____	<input type="checkbox"/> Diverted <input type="checkbox"/> Conveyed <input type="checkbox"/> Used	_____
_____	_____	_____	_____	_____	_____	<input type="checkbox"/> Diverted <input type="checkbox"/> Conveyed <input type="checkbox"/> Used	_____
_____	_____	_____	_____	_____	_____	<input type="checkbox"/> Diverted <input type="checkbox"/> Conveyed <input type="checkbox"/> Used	_____

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

Yamhill

## 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: 0.5    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:

Applicant is proposing to use groundwater for irrigation to establish a vineyard.

**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. →

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22-1966

# For Local Government Use Only

Receipt # 928385

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): Section ~~48~~ 501 of the YC zoning ord.
- 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:	
		<input type="checkbox"/> Obtained <input type="checkbox"/> Denied	<input type="checkbox"/> Being Pursued <input type="checkbox"/> Not Being Pursued
		<input type="checkbox"/> Obtained <input type="checkbox"/> Denied	<input type="checkbox"/> Being Pursued <input type="checkbox"/> Not Being Pursued
		<input type="checkbox"/> Obtained <input type="checkbox"/> Denied	<input type="checkbox"/> Being Pursued <input type="checkbox"/> Not Being Pursued
		<input type="checkbox"/> Obtained <input type="checkbox"/> Denied	<input type="checkbox"/> Being Pursued <input type="checkbox"/> Not Being Pursued
		<input type="checkbox"/> Obtained <input type="checkbox"/> Denied	<input type="checkbox"/> Being Pursued <input type="checkbox"/> Not Being Pursued

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: Ken Friday Title: P. D.  
 Signature: *Ken Friday* Phone: 503 434-2516 Date: 1/2/24  
 Government Entity: Yamhill 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: \_\_\_\_\_  
 City or County: \_\_\_\_\_ Staff contact: \_\_\_\_\_  
 Signature: \_\_\_\_\_ Phone: \_\_\_\_\_ Date: \_\_\_\_\_

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**FEB 12 2024**

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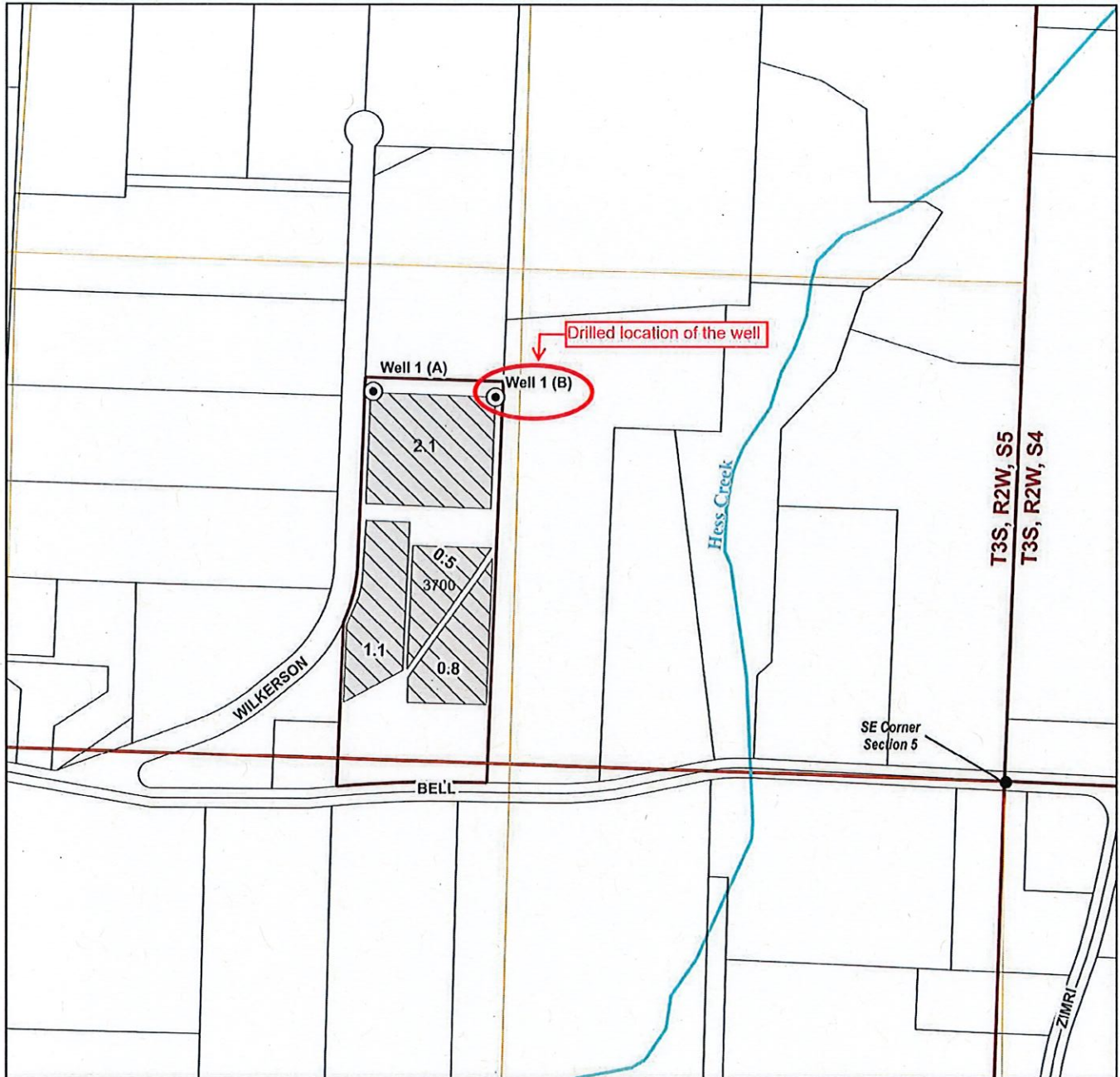
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**Attachment 3**  
**Map**

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# Application for a Limited Water Use License

Application in the name of Brian Kramer  
Yamhill County



### LEGEND

- Proposed POA (Point of Appropriation)
- ▨ POU (Place of Use)
- Streams
- Taxlots
- ▭ Sections
- QQ

### POA Location Description

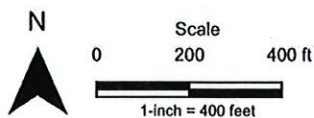
**Well 1 (A) Not drilled**  
Located 961 feet North and 1705 feet West from the SE corner of Section 5 (SWSE), Township 3 South, Range 2 East, W.M.

**Well 1 (B) YAMH 59593**  
Located 961 feet North and 1375 feet West from the SE corner of Section 5 (SWSE), Township 3 South, Range 2 East, W.M.

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Date: 12/19/2023  
Data Sources: USGS, ODOT, Yamhill County  
Disclaimer: This map is not intended to provide legal dimensions or property ownership lines.



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**Attachment 4**  
**Proposed Well Construction**

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**Construction of Point(s) of Appropriation**

Proposed or Authorized POA Name or Number	Is well already built? (Yes or No)	Total well depth	Casing Diameter	Casing Intervals (feet)	Seal depth(s) (intervals)	Perforated or screened intervals (in feet)	Static water level of completed well (in feet)	Source aquifer (sand, gravel, basalt, etc.)	Well -specific rate (cfs or gpm). If less than full rate of water right
<b>Well 1 option A</b>	No	250' bgs	6"	TBD	0-100' bgs	150'-250' bgs	~100' bgs	Basalt	12 gpm
<b>Well 1 option B</b>	No	250' bgs	6"	TBD	0-100' bgs	150'-250' bgs	~100' bgs	Basalt	12 gpm

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# Oregon Water Resources Department

## Apply for a Limited License

- [Main](#)
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- [Return](#)
- [Contact Us](#)

Today's Date: Thursday, February 8, 2024

Base Application    Aquifer Storage and Recovery    Artificial Groundwater Recharge

Base Application Fee.		\$280.00
Proposed number of Surface Water diversions.	2	\$30.00
Subtotal:		\$310.00
	<input type="button" value="Recalculate"/>	
Estimated cost of Limited License Application		\$310.00

Disclaimer: This Web-based fee calculator is provided by the Oregon Water Resources Department for the convenience of applicants. Considerable effort has been expended to ensure it's accuracy, however by proceeding users acknowledge that application fees are set by Oregon Revised Statutes, and that the Department reserves the right to correct any error in calculated fees during processing of an application.

LL-1900