

Application for a Permit to Use Groundwater



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

SECTION 1: APPLICANT INFORMATION AND SIGNATURE

Applicant

NAME Brad Hazenberg, OWNER		PHONE (HM) (503) 805-2342	
PHONE (WK) (503) 633-2876	CELL (503) 805-2342		FAX (503) 633-2874
MAILING ADDRESS 5828 Champoeg Rd NE			
CITY Saint Paul	STATE OR	ZIP 97137	E-MAIL* hazenbergfarms@gmail.com

Organization

NAME Hazenberg Dairy LLC		PHONE (503) 633-2876		FAX (503) 633-2874
MAILING ADDRESS 5828 Champoeg Rd NE			CELL (503) 805-2342	
CITY Saint Paul	STATE OR	ZIP 97137	E-MAIL* hazenbergfarms@gmail.com	

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

AGENT / BUSINESS NAME H&R Engineering LLC		PHONE (866) 493-3243		FAX (503) 980-1408
MAILING ADDRESS 1975 Rick Ledge Dr. NE			CELL (503) 881-4254	
CITY Keizer	STATE OR	ZIP 97303	E-MAIL* BDWEng@comcast.net	

Note: Attach multiple copies as needed

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

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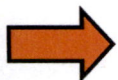
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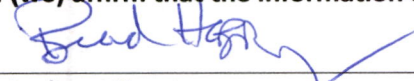
Salem, OR

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

Brad Hazenberg, Owner
Print Name and Title if applicable

12/18/24
Date

Applicant S ignature

Print Name and Title if applicable

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.
- YES, the land is encumbered by easements, rights of way, roads or other encumbrances.
- NO, I have a recorded easement or written authorization permitting access.
- NO, I do not currently have written authorization or easement permitting access.
- NO, written authorization or an easement is not necessary, because the only affected lands I do not own are state-owned submersible lands, and this application is for irrigation and/or domestic use only (ORS 274.040).
- NO, because water is to be diverted, conveyed, and/or used only on federal lands.

Affected Landowners: List the names and mailing addresses of all owners of any lands that are not owned by the applicant and that are crossed by the proposed ditch, canal or other work, even if the applicant has obtained written authorization or an easement from the owner. *(Attach additional sheets if necessary).*

NA

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

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
132874	Unnamed Stream	2,300 Feet	-7 Feet

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).*

This application is being made to supply water from an existing Well #4 and pipeline system during November to February for livestock drinking water and process water for dairy operations.

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SECTION 3: WELL DEVELOPMENT, continued

Total maximum rate requested: 450 GPM (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 #4	<input type="checkbox"/>	<input checked="" type="checkbox"/>	MARI 69050	<input type="checkbox"/>	SEE ATTACHED WELL LOG	SEE ATTACHED WELL LOG	SEE ATTACHED WELL LOG	SEE ATTACHED WELL LOG	52 FT ON 10/22/2019	Quaternary-Late Tertiary Sediment	320 FT	450 GPM	241 AF
	<input type="checkbox"/>	<input type="checkbox"/>		<input type="checkbox"/>									
	<input type="checkbox"/>	<input type="checkbox"/>		<input type="checkbox"/>									
	<input type="checkbox"/>	<input type="checkbox"/>		<input type="checkbox"/>									
	<input type="checkbox"/>	<input type="checkbox"/>		<input type="checkbox"/>									
	<input type="checkbox"/>	<input type="checkbox"/>		<input type="checkbox"/>									
	<input type="checkbox"/>	<input type="checkbox"/>		<input type="checkbox"/>									
	<input type="checkbox"/>	<input type="checkbox"/>		<input type="checkbox"/>									

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

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

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

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

https://apps.wrd.state.or.us/apps/misc/lkp_trsqq_features/

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

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

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Is the well or proposed well located in an area where the Upper Columbia Rules apply?

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Yes No

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

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

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

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

Is the well or proposed well located in an area where the Lower Columbia rules apply?

Yes No

If yes, and the proposed groundwater use is determined to have the potential for substantial interference with nearby surface waters you are notified that the Water Resources Department will determine, by reviewing

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

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

If yes, you will be required to provide the following information, if applicable.

Yes No The proposed use is for more than **one** cubic foot per second (448.8 gpm) and is not subject to the requirements of OAR 690, Division 86 (Water Management and Conservation Plans).

If **yes**, provide a description of the measures to be taken to assure reasonably efficient water use:
NA

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Statewide - OAR 690-033-0330 thru -0340

Is the well or proposed well located in an area where the Statewide rules apply?

Yes No

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

SECTION 5: WATER USE

USE	PERIOD OF USE	ANNUAL VOLUME (ACRE-FEET)
Agricultural & Livestock	November 1 to February 28	241 AF

For irrigation use only:

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

Primary: **NA** Acres Supplemental: **NA** Acres Nursery Use: **NA** Acres

If you listed supplemental acres, list the Permit or Certificate number of the underlying primary water right(s):

NA

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

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

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SECTION 6: WATER MANAGEMENT

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A. Diversion and Conveyance

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

- Pump (give horsepower and type): **75 Hp Goulds Model 9RCLC vertical turbine. See Attached Pump Curve.**
 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 Well #4 to the dairy facilities daily through buried PVC pipelines to be used as drinking water for livestock and dairy process water.**

B. Application Method

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

Water will be pumped through pipelines to water troughs to provide water to livestock and to the milking parlor for cleanup. Water will also be pumped to hoses used for cleanup in and around the livestock barns.

C. Conservation

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

Hazenberg Dairy must comply with the provisions of the CAFO National Pollution Discharge Elimination System (NPDES) General Permit AG-P0063138CAFG administered by the Oregon Department of Agriculture which protects groundwater and surface water sources from contamination. The NPDES General Permit requires the dairy to have an Animal Waste Management Plan (AWMP) that describes how water is managed to prevent adverse impacts to groundwater and surface water sources.

SECTION 7: PROJECT SCHEDULE

- Date construction will begin: **The water delivery system is existing**
- Date construction will be completed: **The water delivery system is existing**
- Date beneficial water use will begin: **Upon issuance of the permit and compliance with permit conditions.**

SECTION 8: RESOURCE PROTECTION

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

- Water quality will be protected by preventing erosion and run-off of waste or chemical products.
 Describe: **Hazenberg Dairy must comply with the provisions of the CAFO National Pollution Discharge Elimination System (NPDES) General Permit AG-P0063138CAFG administered by the Oregon Department of Agriculture which protects groundwater and surface water sources from contamination.**

- Excavation or clearing of banks will be kept to a minimum to protect riparian or streamside areas.
Note: If disturbed area is greater than one acre, applicant should contact the Oregon Department of Environmental Quality to determine if a 1200C permit is required.
 Describe planned actions and additional permits required for project implementation: **NA**

- Other state and federal permits or contracts required and to be obtained, if a water right permit is granted:
 List: **NA**

SECTION 9: WITHIN A DISTRICT

- Check here if the point of appropriation (POA) or place of use (POU) are located within or served by an irrigation or other water district.

Irrigation District Name NA	Address NA	
City NA	State NA	Zip NA

SECTION 10: REMARKS

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

- See the attached legal description of property ownership.
- See attached application map to clarify the location of Well #4, pipelines and place of use.
- See attached well log and pump curve to clarify capacity of the system to supply the requested amount of water for the intended use.
- See the attached CAFO National Pollution Discharge Elimination System (NPDES) General Permit AG-P0063138CAFG permit registration for additional requirements regarding water management that must be met.

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Minimum Requirements Checklist

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

Include this checklist with the application

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

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

- SECTION 1: Applicant Information and Signature
- SECTION 2: Property Ownership
- SECTION 3: Well Development
- SECTION 4: Sensitive, Threatened or Endangered Fish Species Public Interest Information
- SECTION 5: Water Use
- SECTION 6: Water Management
- SECTION 7: Project Schedule
- SECTION 8: Resource Protection
- SECTION 9: Within a District
- SECTION 10: Remarks

Include the following additional items:

- Land Use Information Form with approval and signature of local planning department (*must be an original*) or signed receipt.
- Provide the legal description of: (1) the property from which the water is to be diverted, (2) any property crossed by the proposed ditch, canal or other work, and (3) any property on which the water is to be used as depicted on the map.
- Fees - Amount enclosed: **\$3,410**
See the Department's Fee Schedule at www.oregon.gov/owrd or call (503) 986-0900.
- Map that includes the following items:
 - Permanent quality and drawn in ink
 - Even map scale not less than 4" = 1 mile (example: 1" = 400 ft, 1" = 1320 ft, etc.)
 - North Directional Symbol
 - Township, Range, Section, Quarter/Quarter, Tax Lots
 - Reference corner on map
 - Location of each diversion, by reference to a recognized public land survey corner (distances north/south and east/west)
 - Indicate the area of use by Quarter/Quarter and tax lot identified clearly.
 - Number of acres per Quarter/Quarter and hatching to indicate area of use if for primary irrigation, supplemental irrigation, or nursery
 - Location of main canals, ditches, pipelines or flumes (if well is outside of the area of use)

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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. The Department also determines whether the proposed use is prohibited by statute. If the Department determines that the application is incomplete, all fees have not been paid, or the use is prohibited by statute, the application and all fees submitted are returned to the applicant.

2. Initial Review

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

3. Public Notice

Within 7 days of the mailing of the initial review, the Department gives [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 \$480.00 for the applicant and \$950.00 for non-applicants. Protests are filed on approximately 10 percent of Proposed Final Orders. If a protest is filed the Department will attempt to settle the protest but will schedule a contested case hearing if necessary.

6. Final Order Issued

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

Land Use Information Form



Attachment 2: Land Use Information Form

Oregon Water Resources Department

725 Summer Street NE, Suite A

Salem, Oregon 97301-1266

(503) 986-0900

www.oregon.gov/OWRD

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NOTE TO APPLICANTS

In order for your application to be processed by the Oregon Water Resources Department (OWRD), this Land Use Information Form must be completed by a local government planning official in the jurisdiction(s) where your water right will be diverted, conveyed, used, and developed. The planning official may choose to complete the form while you wait or return the "Receipt Acknowledging Request for Land Use Information" to you. Applications received by OWRD without the Land Use Information Form, or the signed receipt, will be returned to you. **IMPORTANT:** Please note that while OWRD can accept a signed receipt as part of intake for an application for a new permit to use or store water, a completed Land Use Information Form is required for OWRD's acceptance of all other applications. Please be aware that your application cannot be approved without land use approval.

This form is **NOT** required if:

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

NOTE TO LOCAL GOVERNMENTS

The person presenting the attached Land Use Information Form is applying for a new water right or modifying an existing water right. The Oregon Water Resources Department (OWRD) requires applicants to obtain land use information to ensure the water right does not result in land uses that are incompatible with your comprehensive plan. Please complete the form and return it to the applicant for inclusion in their application. **NOTE:** For new water right applications only, if you are unable to complete this form while the applicant waits, you may complete the "Receipt Acknowledging Request for Land Use Information" and return it to the applicant.

You will receive notice via OWRD's weekly Public Notice once the applicant formally submits their request to OWRD. The notice will give more information about OWRD's water right process and provide additional comment opportunities. If you previously only completed the receipt for an application for a new permit to use or store water, you will have 30 days from the Public Notice date to complete the Land Use Information Form and return it to OWRD. Your attention to this request for information is greatly appreciated. If you have questions concerning this form, please contact OWRD's Customer Service Group at 503-986-0900 or WRD_DL_customerservice@water.oregon.gov.

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Land Use Information Form



Oregon Water Resources Department

725 Summer Street NE, Suite A

Salem, Oregon 97301-1266

(503) 986-0900

www.oregon.gov/OWRD

NAME Hazenberg Dairy LLC			PHONE (503) 633-2876		
MAILING ADDRESS 5828 Champoeg Rd. NE					
CITY St Paul	STATE OR	ZIP 97137	EMAIL hazenbergfarms@gmail.com		

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A. Land and Location

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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:
4S	2W	9	NW¼, NW¼	1000	EFU	<input checked="" type="checkbox"/> Diverted <input type="checkbox"/> Conveyed <input type="checkbox"/> Used	EFU
4S	2W	4	SW¼, SW¼	1000	EFU	<input type="checkbox"/> Diverted <input checked="" type="checkbox"/> Conveyed <input type="checkbox"/> Used	EFU
4S	2W	5	SE¼, SE¼	1000	EFU	<input type="checkbox"/> Diverted <input checked="" type="checkbox"/> Conveyed <input type="checkbox"/> Used	EFU
4S	2W	5	SE¼, SE¼ NE¼, SE¼ SE¼, NE¼ NE¼, NE¼	1400	EFU	<input type="checkbox"/> Diverted <input checked="" type="checkbox"/> Conveyed <input type="checkbox"/> Used	EFU
4S	2W	5	NE¼, NE¼	100	EFU	<input type="checkbox"/> Diverted <input checked="" type="checkbox"/> Conveyed <input type="checkbox"/> Used	EFU
4S	2W	4	NW¼, NW¼	1400	EFU	<input type="checkbox"/> Diverted <input type="checkbox"/> Conveyed <input checked="" type="checkbox"/> Used	EFU
4S	2W	5	NE¼, NE¼	1400			
3S	2W	33	SW¼, SW¼	500			

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

Agriculture and Livestock use in Marion County near Saint Paul Oregon.

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

B. Description of Proposed Use

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

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

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

Estimated quantity of water needed: 241 AF 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 Agriculture & Livestock

Briefly describe:

Water from Well #4 will be used from November through February for dairy processes and drinking water for livestock.

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

See Page 4 →

For Local Government Use Only

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

Please check the appropriate box below and provide the requested information

- Land uses to be served by the proposed water use(s), including proposed construction, are allowed outright or are not regulated by your comprehensive plan. Cite applicable ordinance section(s): MCC 17.136.020.A
- Land uses to be served by the proposed water use(s), including proposed construction, involve discretionary land-use approvals as listed in the table below. (Please attach documentation of applicable land-use approvals which have already been obtained. Record of Action/land-use decision and accompanying findings are sufficient.) **If approvals have been obtained but all appeal periods have not ended, check "Being Pursued."**

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

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

Name: Alexander Seifer Title: Assistant Planner
 Signature: *Alexander Seifer* Date: 12/17/2024
 Governmental Entity: Marion County Phone: 503-588-5038

Receipt Acknowledging Request for Land Use Information	
<p>Note to Local Government Representative: Please complete this form and return it to the applicant. For new water right applications only, if you are unable to complete this form while the applicant waits, you may complete this receipt and return it to the applicant. If you sign the receipt, you will have 30 days from the date of OWRD's Public Notice of the application to submit the completed Land Use Information Form to Oregon Water Resources Department. Please note while OWRD can accept a signed receipt as part of intake for an application for a new permit to use or store water, a completed Land Use Information Form is required for all other applications.</p>	
Applicant Name: _____	Received by OWRD
Staff Name: _____	Title: _____
Staff Signature: _____	Date: <u>DEC 18 2024</u>
Governmental Entity: _____	Phone: _____
Salem, OR	



First American

First American Title Insurance Company

777 Commercial Street SE, Suite 100
Salem, OR 97301
Phn - (800)742-2414
Fax - (866)849-3065

**PUBLIC RECORD REPORT
FOR NEW SUBDIVISION OR LAND PARTITION**

THIS REPORT IS ISSUED BY THE ABOVE-NAMED COMPANY ("THE COMPANY") FOR THE EXCLUSIVE USE OF:

Hazenberg Farms
5488 Champoeg Rd NE
St Paul, OR 97137
Phone:
Fax:

Date Prepared : December 16, 2021
Effective Date : 8:00 A.M on December 09, 2021
Order No. : 7089-3873301
Subdivision :

The information contained in this report is furnished by First American Title Insurance Company (the "Company") as an information service based on the records and indices maintained by the Company for the county identified below. This report is not title insurance, is not a preliminary title report for title insurance, and is not a commitment for title insurance. No examination has been made of the Company's records, other than as specifically set forth in this report. Liability for any loss arising from errors and/or omissions is limited to the lesser of the fee paid or the actual loss to the Customer, and the Company will have no greater liability by reason of this report. This report is subject to the Definitions, Conditions and Stipulations contained in it.

REPORT

- A. The Land referred to in this report is located in the County of Marion, State of Oregon, and is described as follows:

As fully set forth on Exhibit "A" attached hereto and by this reference made a part hereof.

- B. As of the Effective Date, the tax account and map references pertinent to the Land are as follows:

As fully set forth on Exhibit "A" attached hereto and by this reference made a part hereof.

- C. As of the Effective Date and according to the Public Records, we find title to the land apparently vested in:

As fully set forth on Exhibit "B" attached hereto and by this reference made a part hereof.

- D. As of the Effective Date and according to the Public Records, the Land is subject to the following liens and encumbrances, which are not necessarily shown in the order of priority:

As fully set forth on Exhibit "C" attached hereto and by this reference made a part hereof.

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EXHIBIT "A"
(Land Description Map Tax and Account)

PARCEL 1:

BEGINNING AT A POINT 12.71 CHAINS NORTH AND SOUTH 81 ° 09' WEST 13.19 CHAINS AND NORTH 44° 32' WEST 2.31 CHAINS, AND NORTH 41° 20' WEST 9.35 CHAINS AND NORTH 72 ° 30' EAST 15.33 CHAINS FORM THE SOUTHWEST CORNER OF SECTION 33, TOWNSHIP 3 SOUTH, RANGE 2 WEST OF THE WILLAMETTE MERIDIAN; THENCE NORTH 1° 20' WEST 14.19 CHAINS; THENCE SOUTH 66° EAST 1.63 CHAINS; THENCE SOUTH 1° 20' EAST 13.05 CHAINS; THENCE SOUTH 72 ° 30' WEST 1.56 CHAINS, TO THE PLACE OF BEGINNING. THE SOUTHWEST CORNER OF THIS TRACT IS MARKED WITH AN IRON GAS PIPE, SITUATED IN THE COUNTY OF MARION, STATE OF OREGON.

BEGINNING AT A POINT NORTH 41° WEST 20.85 CHAINS FROM A PLOW-SHARE SET IN THE GROUND ON THE SECTION LINE 4.80 CHAINS SOUTH OF THE NORTHWEST CORNER OF SECTION 4 AND THE NORTHEAST CORNER OF SECTION 5, TOWNSHIP 4 SOUTH, RANGE 2 WEST OF THE WILLAMETTE MERIDIAN, FROM WHICH AN ASH TREE SIX INCHES IN DIAMETER BEARS SOUTH 2° EAST 102 LINKS, A WILLOW EIGHT INCHES IN DIAMETER BEARS NORTH 45 ° EAST 13 LINKS; THENCE NORTH 44° 32' WEST 2.31 CHAINS; THENCE NORTH 41° 20' WEST 9.35 CHAINS; THENCE NORTH 72° 30' EAST 16.89 CHAINS; THENCE NORTH 1° 20' WEST 13.05 CHAINS; THENCE SOUTH 66° 00' EAST 13.62 CHAINS; THENCE SOUTH 8° 10' EAST 17.91 CHAINS; THENCE SOUTH 81° 09' WEST 23.27 CHAINS TO THE PLACE OF BEGINNING, SITUATED IN THE COUNTY OF MARION, STATE OF OREGON.

TOGETHER WITH AN EASEMENT, AS SET FORTH IN INSTRUMENT RECORDED IN REEL 384, PAGE 159, INCLUDING THE TERMS AND PROVISIONS THEREOF. SAVE AND EXCEPT:

BEGINNING AT A POINT ON THE EAST LINE OF A TRACT OF LAND CONVEYED TO STEPHAN J. HILLER, ET UX, AND FREDERICK B. HILLER, ET UX, BY DEED RECORDED JUNE 8, 1942, IN VOLUME 272, PAGE 98, DEED RECORDS, MARION COUNTY, OREGON, WHICH POINT IS NORTH 12.71 CHAINS, SOUTH 81° 9' WEST 13.19 CHAINS, NORTH 44 ° 32' WEST 2.31 CHAINS, NORTH 41 ° 20' WEST 9.35 CHAINS, NORTH 72° 30' EAST 15.33 CHAINS AND NORTH 1 ° 20' WEST 635.25 FEET FROM THE SOUTHWEST CORNER OF SECTION 33, TOWNSHIP 3 SOUTH, RANGE 2 WEST OF THE WILLAMETTE MERIDIAN, MARION COUNTY, OREGON; THENCE NORTH 1° 20' WEST 301.29 FEET ALONG SAID EAST LINE TO THE SOUTH LINE OF THE COUNTY ROAD; THENCE SOUTH 65 ° 4' EAST 178.78 FEET; THENCE SOUTH 1° 20' EAST 223.71 FEET; THENCE SOUTH 89° 43' WEST 161.07 FEET TO THE POINT OF BEGINNING.

NOTE: This Legal Description was created prior to January 01, 2008.

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PARCEL 2:

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(AN UNDIVIDED ONE-HALF INTEREST AS A TENANT IN COMMON)

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BEGINNING AT AN IRON PIPE IN THE CENTER OF SECTION 32, IN TOWNSHIP 3 SOUTH, RANGE 2 WEST OF THE WILLAMETTE MERIDIAN, MARION COUNTY, OREGON; THENCE SOUTH 41° 25' EAST 1721.33 FEET TO AN IRON PIPE; THENCE NORTH 72° 25' EAST 1004.38 FEET TO AN IRON PIPE; THENCE NORTH 1° 27' WEST, 936.64 FEET TO THE SOUTHERLY LINE OF THE COUNTY ROAD LEADING FROM ST. PAUL TO NEWBERG; THENCE NORTH 65 ° 26' WEST ALONG SAID SOUTHERLY LINE, 1631.14 FEET; THENCE NORTH 44 ° 27' WEST ALONG THE CENTER LINE OF THE ABOUT MENTIONED COUNTY ROAD 1920.39 FEET; THENCE SOUTH 45° 33' WEST, PERPENDICULAR TO THE ABOVE MENTIONED CENTER LINE OF SAID COUNTY ROAD, 1972.30 FEET; THENCE SOUTH 44° 27' EAST, PARALLEL TO THE AFOREMENTIONED CENTER LINE OF SAID COUNTY ROAD, 2640.00 FEET TO THE SOUTH LINE OF THAT CERTAIN TRACT OF LAND DESCRIBED IN VOLUME 205, PAGE 335, OF THE MARION COUNTY OREGON DEED RECORDS; THENCE NORTH 83 ° 40' EAST ALONG SAID SOUTH LINE, 50.06 FEET TO AN ANGLE IN SAID LINE; THENCE NORTH 41° 50' EAST, 397.00 FEET; THENCE NORTH 26° 35' EAST, 165.00 FEET; THENCE NORTH 0° 30' WEST 892-32 FEET TO THE POINT OF BEGINNING.

TOGETHER WITH AN EASEMENT, INCLUDING THE TERMS AND PROVISIONS THEREOF, RECORDED MAY 17, 1980 IN REEL 211, PAGE 1292, RECORDS OF MARION COUNTY, OREGON.

SAVE AND EXCEPT: THAT PORTION OF THE HEREIN DESCRIBED PROPERTY LYING NORTHWESTERLY OF THE HEREINAFTER DESCRIBED CENTER LINE, TO-WIT: BEGINNING AT AN IRON PIPE IN THE CENTER OF SECTION 32, IN TOWNSHIP 3 SOUTH, RANGE 2 WEST OF THE WILLAMETTE MERIDIAN, MARION COUNTY, OREGON; THENCE SOUTH 41 ° 25' EAST 50 FEET, MORE OR LESS, TO THE CENTER OF A CREEK; THENCE GO NORTHERLY ALONG THE CENTERLINE OF SAID CREEK TO THE SOUTHERLY LINE OF THE COUNTY ROAD LEADING FROM ST. PAUL TO NEWBERG.

NOTE: This Legal Description was created prior to January 01, 2008.

PARCEL 3:

A TRACT OF LAND IN SECTION 4, TOWNSHIP 4 SOUTH, RANGE 2 WEST OF THE WILLAMETTE MERIDIAN, MARION COUNTY, OREGON, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS: COMMENCING AT THE NORTHWEST CORNER OF THAT CERTAIN TRACT OF LAND CONVEYED TO JOHN RASMUSSEN, ET UX, BY DEED RECORDED IN VOLUME 586, PAGE 780, MARION COUNTY DEED RECORDS; THENCE SOUTH ALONG THE WEST LINE OF SAID RASMUSSEN TRACT TO THE SOUTHWEST CORNER THEREOF, SAID CORNER BEING MARKED WITH AN IRON PIPE; THENCE SOUTH 88° 43' 30" WEST, 397.73 FEET TO THE TRUE POINT OF BEGINNING OF THE TRACT HEREIN DESCRIBED; THENCE SOUTH 88° 43' 30" WEST 367.85 FEET TO THE WEST LINE OF SAID SECTION 4; 350.00 FEET; THENCE NORTH 88° 43' 30" EAST, 374.69 FEET; THENCE NORTH 00° 29' WEST, 350 FEET TO THE POINT OF BEGINNING.

TOGETHER WITH AN EASEMENT AS SET FORTH IN REEL 384, PAGE 159, INCLUDING THE TERMS AND PROVISIONS THEREOF, IN MARION COUNTY, OREGON.

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NOTE: This Legal Description was created prior to January 01, 2008.

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PARCEL 4:

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A TRACT OF LAND LOCATED IN THE PETER WAGGONER DONATION LAND CLAIM NO. 39 IN TOWNSHIP IN THE NORTHEAST AND THE SOUTHEAST 1/4 OF SECTION 5 OF TOWNSHIP 4 SOUTH, RANGE 2 WEST, WILLAMETTE MERIDIAN, MARION COUNTY, OREGON, SAID TRACT BEING A PORTION OF THAT TRACT OF LAND CONVEYED IN REEL 1255, PAGE 52, AND ALL OF THAT TRACT OF LAND CONVEYED IN REEL 1255, PAGE 53, MARION COUNTY DEED RECORDS; AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS: COMMENCING AT THE SOUTHWEST CORNER OF SAID PETER WAGGONER DONATION LAND CLAIM NO. 39; THENCE SOUTH 51° 36' 16" EAST 911.31 FEET TO AN IRON ROD ON THE SOUTH BOUNDARY OF SAID PETER WAGGONER DONATION LAND CLAIM, SAID IRON ROD BEING THE TRUE POINT OF BEGINNING; THENCE SOUTH 51° 36' 16" EAST 1005.33 FEET TO THE SOUTHEAST CORNER OF THAT TRACT OF LAND DESCRIBED IN REEL 1255, PAGE 52, MARION COUNTY DEED RECORDS; THENCE SOUTH 51° 36' 16" EAST 1288.32 FEET ALONG SAID SOUTH BOUNDARY TO THE SOUTHEAST CORNER OF THAT TRACT OF LAND DESCRIBED IN REEL 1255, PAGE 53, MARION COUNTY DEED RECORDS, SAID CORNER BEING ON THE SECTION LINE BETWEEN SECTIONS 4 AND 5; THENCE NORTH 3795.06 FEET, MORE OR LESS TO THE NORTHEAST CORNER OF SAID TRACT OF LAND DESCRIBED IN REEL 1255, PAGE 53, SAID CORNER BEING IN THE CENTER OF RAY BELL ROAD (COUNTY ROAD 402); THENCE SOUTH 88° 06' 45" WEST 1381.41 FEET ALONG THE CENTERLINE OF RAY BELL ROAD TO AN IRON ROD AT AN ANGLE POINT; THENCE NORTH 87° 04' 35" WEST 410.49 FEET ALONG SAID CENTERLINE TO AN IRON ROD AT AN ANGLE POINT; THENCE SOUTH 66° 27' 50" WEST 235.38 FEET ALONG SAID CENTERLINE TO A POINT FROM WHICH AN IRON ROD BEARS SOUTH 47° 06' 55" EAST 32.73 FEET; THENCE SOUTH 47° 06' 55" EAST 75.69 FEET (PASSING AN IRON ROD AT 32.73 FEET) TO AN IRON ROD; THENCE SOUTH 31° 19' 34" WEST 150.94 FEET TO AN IRON ROD; THENCE SOUTH 33° 57' 54" WEST 190.42 FEET TO AN IRON ROD; THENCE SOUTH 22° 22' 50" WEST 275.69 FEET TO AN IRON ROD; THENCE SOUTH 32° 57' 50" EAST 538.08 FEET TO AN IRON ROD; THENCE SOUTH 53° 20' 15" EAST 268.66 FEET TO AN IRON ROD; THENCE SOUTH 05° 24' 26" WEST 422.49 FEET TO AN IRON

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ROD; THENCE SOUTH 57° 01' 17" EAST 232.24 FEET TO AN IRON ROD; THENCE SOUTH 08° 14' 58"
EAST 189.58 FEET TO AN IRON ROD; THENCE SOUTH 38° 23' 44" WEST 398.24 TO THE TRUE POINT
OF BEGINNING.

Map No.: 032W320001600, 032W330000500, 042W040000600, 032W320001400, 032W320001300,
042W040000700 and 042W050001400

Tax Account No.: 510160, 128895, 356051, 511814, 511815, 510163, 359524, 510166, 511810 and
511822

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EXHIBIT "B"
(Vesting)

Henry Hazenberg, Trustee, under the Henry Hazenberg Living Trust, dated July 26, 2013, and any amendments thereto

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EXHIBIT "C"
(Liens and Encumbrances)

1. Taxes for the year 2021-2022
Tax Amount \$ 9,219.37
Unpaid Balance: \$ 9,219.37 , plus interest and penalties, if any
Code No.: 45570
Map & Tax Lot No.: 032W320001400
Property ID No.: 510163

(Affects Parcel 2)

Taxes for the year 2020-2021
Unpaid Balance: \$ 8,010.45, plus interest

Taxes for the year 2019-2020
Unpaid Balance: \$ 7,846.81, plus interest

Taxes for the year 2018-2019
Unpaid Balance: \$ 7,614.97, plus interest

2. Taxes for the year 2021-2022
Tax Amount \$ 2,179.21
Unpaid Balance: \$ 2,179.21 , plus interest and penalties, if any
Code No.: 45570
Map & Tax Lot No.: 032W320001400
Property ID No.: 359524

(Affects Mobile Home of Parcel 2)

3. Taxes for the year 2021-2022
Tax Amount \$ 193.08
Unpaid Balance: \$ 193.08 , plus interest and penalties, if any
Code No.: 45570
Map & Tax Lot No.: 032W320001300
Property ID No.: 510166

(Affects Parcel 2)

Taxes for the year 2020-2021
Unpaid Balance: \$ 176.42, plus interest

Taxes for the year 2019-2020
Unpaid Balance: \$ 172.15, plus interest

Taxes for the year 2018-2019
Unpaid Balance: \$ 163.14, plus interest

4. Delinquent taxes may be subject to foreclosure proceedings by Marion County. Additional amounts may also be owing in connection with the foreclosure process.

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5. The assessment roll and the tax roll disclose that the within described premises were specially zoned or classified for Farm use. If the land has become or becomes disqualified for such use under the statute, an additional tax or penalty may be imposed.
6. The county tax roll discloses a mobile home on the herein described premises which is not included in title insurance coverage. Subject to requirements and provisions of O.R.S. 311.280 pertaining to mobile home taxes becoming liens on real property.
(Affects Parcels 1 and 2)
7. Limited access provisions contained in Deed to the State of Oregon, by and through its State Highway Commission recorded March 27, 1995 as Reel 1228, Page 512, Film Records Deed of Records, which provides that no right of easement or right of access to, from or across the State Highway other than expressly therein provided for shall attach to the abutting property.
8. Easement, including terms and provisions thereof:
Recorded: April 04, 1985 as Reel, Page 159, Film Records
9. Declaratory Statement, including terms and provisions thereof.
Recorded: December 19, 2013 as Reel 3570, Page 138, Film Records
10. Declaratory Statement, including terms and provisions thereof.
Recorded: March 29, 2016 as Reel 3802, Page 325, Film Records
(Affects a portion of Parcel 2)
11. Declaratory Statement, including terms and provisions thereof.
Recorded: March 29, 2016 as Reel 3802, Page 326, Film Records
(Affects a portion of Parcel 2)
12. Declaratory Statement Replacement Residence Requirements, including terms and provisions thereof.
Recorded: March 29, 2016 as Reel 3802, Page 327, Film Records
(Affects a portion of Parcel 2)
13. Easement, including terms and provisions contained therein:
Recording Information: March 18, 2014 as Reel 3590, Page 30, Film Records
In Favor of: Portland General Electric Company, an Oregon Corporation,
and its successors and assigns
For: PGE Service
Affects: 10 feet in width and 5 feet on each side of a center line
(Affects Parcel 4)
14. Easement, including terms and provisions contained therein:
Recording Information: July 22, 2016 as Reel 3842, Page 36, Film Records
For: Utility
Affects: 20 feet in width

(Affects Parcel 4)

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15. Mortgage and the terms and conditions thereof.

Mortgagor: Henry Hazenberg, Trustee, under the Henry Hazenberg Living Trust, dated July 26, 2013, and any amendments thereto
Mortgagee: KeyBank National Association
Amount: \$1,625,744.00
Recorded: February 14, 2017
Recording Information: Reel 3912, Page 118, Film Records

(Affects said land and other properties)

16. Declaratory Statement, including terms and provisions thereof.

Recorded: March 08, 2018 as Reel 4053, Page 246, Film Records

17. Manufactured Home Removal Agreement, including terms and provisions thereof.

Recorded: March 08, 2018 as Reel 4053, Page 247, Film Records

18. Easement, including terms and provisions thereof.

Recorded: May 15, 2018 as Reel 4077, Page 436, Film Records

19. Easement, including terms and provisions thereof.

Recorded: May 15, 2018 as Reel 4077, Page 437, Film Records

20. Manufactured Home Removal Agreement, including terms and provisions thereof.

Recorded: February 21, 2020 as Reel 4302, Page 326, Film Records

21. Unrecorded leases or periodic tenancies, if any.

NOTE: Taxes for the year 2021-2022 PAID IN FULL

Tax Amount: \$1,529.40
Map No.: 032W320001600
Property ID: 510160
Tax Code No.: 45570

(Affects Parcel 1)

NOTE: Taxes for the year 2021-2022 PAID IN FULL

Tax Amount: \$295.40
Map No.: 032W320001600
Property ID: 128895
Tax Code No.: 45570

(Affects Mobile Home of Parcel 1)

NOTE: Taxes for the year 2021-2022 PAID IN FULL

Tax Amount: \$1,180.56
Map No.: 032W320001600
Property ID: 356051
Tax Code No.: 45570

(Affects Mobile Home of Parcel 1)

NOTE: Taxes for the year 2021-2022 PAID IN FULL

Tax Amount: \$28,999.26
Map No.: 032W330000500

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Property ID: 511814
Tax Code No.: 45570
(Affects a portion of Parcel 1)

NOTE: Taxes for the year 2021-2022 PAID IN FULL
Tax Amount: \$6,218.03
Map No.: 042W040000600
Property ID: 511815
Tax Code No.: 45570
(Affects a portion of Parcel 1)

NOTE: Taxes for the year 2021-2022 PAID IN FULL
Tax Amount: \$1,100.70
Map No.: 042W040000700
Property ID: 511810
Tax Code No.: 45570
(Affects Parcel 3)

NOTE: Taxes for the year 2021-2022 PAID IN FULL
Tax Amount: \$19,374.76
Map No.: 042W050001400
Property ID: 511822
Tax Code No.: 45570
(Affects Parcel 4)

NOTE: This Public Record Report-Subdivision does not include a search for Financing Statements filed in the Office of the Secretary of State, or in a county other than the county wherein the premises are situated, and no liability is assumed if a Financing Statement is filed in the Office of the County Clerk covering Crops on the premises wherein the lands are described other than by metes and bounds or under the rectangular survey system or by recorded lot and block.

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DEFINITIONS, CONDITIONS AND STIPULATIONS

1. **Definitions.** The following terms have the stated meaning when used in this report:
 - (a) "Customer": The person or persons named or shown as the addressee of this report.
 - (b) "Effective Date": The effective date stated in this report.
 - (c) "Land": The land specifically described in this report and improvements affixed thereto which by law constitute real property.
 - (d) "Public Records": Those records which by the laws of the state of Oregon impart constructive notice of matters relating to the Land.

2. **Liability of the Company.**
 - (a) THIS REPORT IS NOT AN INSURED PRODUCT OR SERVICE OR A REPRESENTATION OF THE CONDITION OF TITLE TO REAL PROPERTY. IT IS NOT AN ABSTRACT, LEGAL OPINION, OPINION OF TITLE, TITLE INSURANCE COMMITMENT OR PRELIMINARY REPORT, OR ANY FORM OF TITLE INSURANCE OR GUARANTY. THIS REPORT IS ISSUED EXCLUSIVELY FOR THE BENEFIT OF THE APPLICANT THEREFOR, AND MAY NOT BE USED OR RELIED UPON BY ANY OTHER PERSON. THIS REPORT MAY NOT BE REPRODUCED IN ANY MANNER WITHOUT FIRST AMERICAN'S PRIOR WRITTEN CONSENT. FIRST AMERICAN DOES NOT REPRESENT OR WARRANT THAT THE INFORMATION HEREIN IS COMPLETE OR FREE FROM ERROR, AND THE INFORMATION HEREIN IS PROVIDED WITHOUT ANY WARRANTIES OF ANY KIND, AS-IS, AND WITH ALL FAULTS. AS A MATERIAL PART OF THE CONSIDERATION GIVEN IN EXCHANGE FOR THE ISSUANCE OF THIS REPORT, RECIPIENT AGREES THAT FIRST AMERICAN'S SOLE LIABILITY FOR ANY LOSS OR DAMAGE CAUSED BY AN ERROR OR OMISSION DUE TO INACCURATE INFORMATION OR NEGLIGENCE IN PREPARING THIS REPORT SHALL BE LIMITED TO THE FEE CHARGED FOR THE REPORT. RECIPIENT ACCEPTS THIS REPORT WITH THIS LIMITATION AND AGREES THAT FIRST AMERICAN WOULD NOT HAVE ISSUED THIS REPORT BUT FOR THE LIMITATION OF LIABILITY DESCRIBED ABOVE. FIRST AMERICAN MAKES NO REPRESENTATION OR WARRANTY AS TO THE LEGALITY OR PROPRIETY OF RECIPIENT'S USE OF THE INFORMATION HEREIN.
 - (b) No costs (including, without limitation attorney fees and other expenses) of defense, or prosecution of any action, is afforded to the Customer.
 - (c) In any event, the Company assumes no liability for loss or damage by reason of the following:
 - (1) Taxes or assessments which are not shown as existing liens by the records of any taxing authority that levies taxes or assessments on real property or by the Public Records.
 - (2) Any facts, rights, interests or claims which are not shown by the Public Records but which could be ascertained by an inspection of the land or by making inquiry of persons in possession thereof.
 - (3) Easements, liens or encumbrances, or claims thereof, which are not shown by the Public Records.
 - (4) Discrepancies, encroachments, shortage in area, conflicts in boundary lines or any other facts which a survey would disclose.
 - (5) (i) Unpatented mining claims; (ii) reservations or exceptions in patents or in Acts authorizing the issuance thereof, (iii) water rights or claims or title to water.
 - (6) Any right, title, interest, estate or easement in land beyond the lines of the area specifically described or referred to in this report, or in abutting streets, roads, avenues, alleys, lanes, ways or waterways.
 - (7) Any law, ordinance or governmental regulation (including but not limited to building and zoning laws, ordinances or regulations) restricting, regulating, prohibiting or relating to (i) the occupancy, use or enjoyment on the land; (ii) the character, dimensions or location of any improvement now or hereafter erected on the land; (iii) a separation in ownership or a change in the dimensions or area of the land or any parcel of which the land is or was a part; or (iv) environmental protection, or the effect of any violation of these laws, ordinances or governmental regulations, except to the extent that a notice of the enforcement thereof or a notice of a defect, lien or encumbrance resulting from a violation or alleged violation affecting the land has been recorded in the Public Records at the effective date hereof.
 - (8) Any governmental police power not excluded by 2(d)(7) above, except to the extent that notice of the exercise thereof or a notice of a defect, lien or encumbrance resulting from a violation or alleged violation affecting the land has been recorded in the Public Records at the effective date hereof.
 - (9) Defects, liens, encumbrances, adverse claims or other matters created, suffered, assumed, agreed to or actually known by the Customer.

3. **Charge.** The charge for this report does not include supplemental reports, updates or other additional services of the Company.

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First American

First American Title Insurance Company
777 Commercial Street SE, Suite 100
Salem, OR 97301

Illegal Restrictive Covenants

Please be advised that any provision contained in this document, or in a document that is attached, linked, or referenced in this document, that under applicable law illegally discriminates against a class of individuals based upon personal characteristics such as race, color, religion, sex, sexual orientation, gender identity, familial status, disability, national origin, or any other legally protected class, is illegal and unenforceable by law.

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STATE OF OREGON WATER SUPPLY WELL REPORT (as required by ORS 537.765 & OAR 690-205-0210)

MARI 69050

WELL I.D. LABEL# L 132874 START CARD # 1043787 ORIGINAL LOG #

1/27/2020

(1) LAND OWNER Owner Well I.D. 132874 First Name HENRY & BRAD Last Name HAZENBERG

Company Address 5828 CHAMPOEG RD. City ST. PAUL State OR Zip 97137

(2) TYPE OF WORK [X] New Well [] Deepening [] Conversion [] Alteration (complete 2a & 10) [] Abandonment (complete 5a)

(2a) PRE-ALTERATION Casing: Material From To Amt sacks/lbs Seal: Material From To Amt sacks/lbs

(3) DRILL METHOD [] Rotary Air [] Rotary Mud [X] Cable [] Auger [] Cable Mud [] Reverse Rotary [] Other

(4) PROPOSED USE [] Domestic [] Irrigation [] Community [] Industrial/ Commercial [X] Livestock [] Dewatering [] Thermal [] Injection [] Other

(5) BORE HOLE CONSTRUCTION Special Standard [] (Attach copy) Depth of Completed Well 321.58 ft. BORE HOLE SEAL sacks/lbs

How was seal placed: Method [] A [] B [] C [] D [] E [X] Other OAR 690-210-0340 Backfill placed from ft. to ft. Material Filter pack from 280 ft. to 318 ft. Material CSS & PEA Size 4/9

(5a) ABANDONMENT USING UNHYDRATED BENTONITE Proposed Amount Actual Amount

(6) CASING/LINER Casing Liner Dia + From To Gauge Stl Plstc Wld Thrld Shoe [] Inside [X] Outside [] Other Location of shoe(s) 280.3 Temp casing [] Yes Dia From + To

(7) PERFORATIONS/SCREENS Perforations Method Screens Type v wire Material stainless Perf/ Casing/Screen Screen Liner Dia From To width length slots # of pipe size

(8) WELL TESTS: Minimum testing time is 1 hour [X] Pump [] Bailer [] Air [] Flowing Artesian Yield gal/min Drawdown Drill stem/Pump depth Duration (hr)

Temperature 53 °F Lab analysis [] Yes By Water quality concerns? [] Yes (describe below) TDS amount 86 ppm From To Description Amount Units

(9) LOCATION OF WELL (legal description) County MARION Twp 4.00 S N/S Range 2.00 W E/W WM Sec 9 NW 1/4 of the NW 1/4 Tax Lot 1300 Tax Map Number Lot

Lat Long [X] Street address of well [] Nearest address RIVER RD. ST. PAUL

(10) STATIC WATER LEVEL Date SWL(psi) + SWL(ft) Existing Well / Pre-Alteration Completed Well 10/22/2019 129 Flowing Artesian? [] Dry Hole? []

WATER BEARING ZONES Depth water was first found 52.00 SWL Date From To Est Flow SWL(psi) + SWL(ft)

(11) WELL LOG Ground Elevation Material Received by OWRID From To Topsoil Clay, brown, med. Clay, greenish gray, soft Sand, black, fine, dark gray silt Silt, dark gray, dense, sandy Clay, dark green, med. sticky Clay, dark green and gray, med. Silt, dark green, dense Silt, dark greenish gray, sandy Clay, dark greenish gray, sandy Clay, dark greenish gray, hard, sticky Clay, greenish gray, hard sticky Clay, greenish gray & light brown, med. Clay, light brown, soft Clay, brown, sandy Clay, dark greenish gray, sandy, hard Clay, dark greenish gray, hard, sticky Clay, dark greenish gray, sandy Clay, dark greenish gray, hard, sticky

Date Started 7/16/2019 Completed 10/22/2019

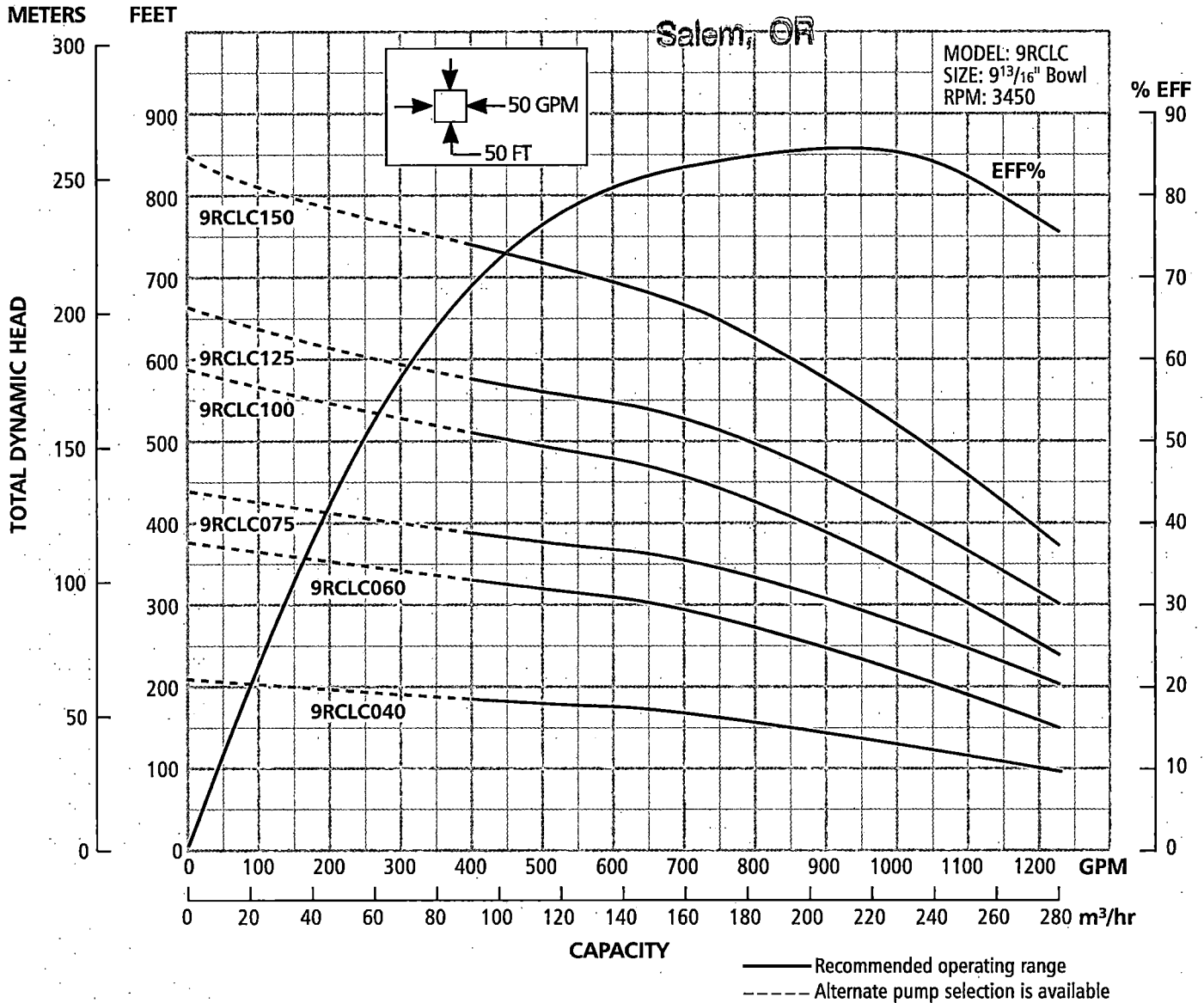
(unbonded) Water Well Constructor Certification I certify that the work I performed on the construction, deepening, alteration, or abandonment of this well is in compliance with Oregon water supply well construction standards. License Number Date

(bonded) Water Well Constructor Certification I accept responsibility for the construction, deepening, alteration, or abandonment work performed on this well during the construction dates reported above. License Number 783 Date 1/27/2020 Signed IVAN GROSSEN (E-filed) Contact Info (optional)

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MODEL: 9RCLC
SIZE: 9¹³/₁₆" Bowl
RPM: 3450



DIMENSIONS AND WEIGHTS

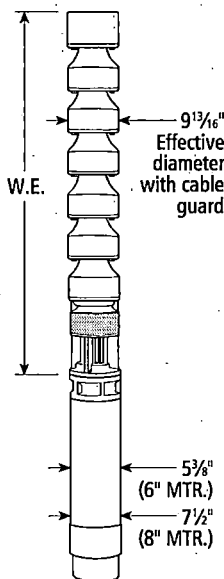
HP	Stages	W.E. Order Number	W.E. Length	W.E. Wt. (lbs.)
40	1	09RCLC04066ATS	28.0	194
60	2	09RCLC06066ATS	36.6	258
75	2	09RCLC07586ATS	34.8	270
100	3	09RCLC10086ATS	43.2	334
125	3	09RCLC12586ATS	43.2	334
150	4	09RCLC15086ATS	51.8	398

(All dimensions in inches and weights in lbs. Do not use for construction purposes.)

PLEASE NOTE:

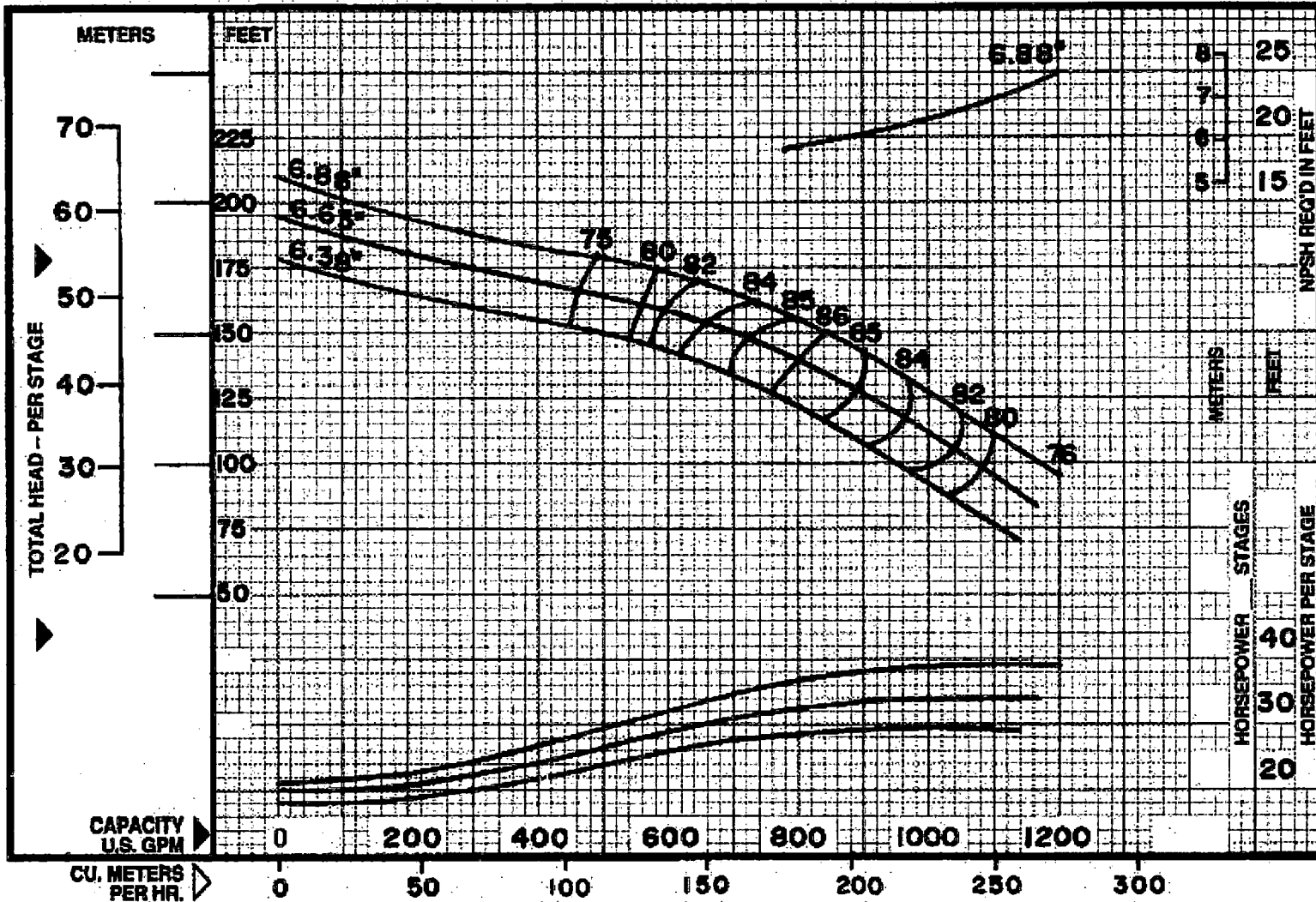
- Order motors separately.
- For intermediate horsepower pumps consult factory.
- Solid line is recommended operating range. The dotted line (---) signifies an alternate pump selection is available.
- Please specify all options changes in W.E. order number.

6" NPT DISCHARGE CONNECTION



MATERIALS OF CONSTRUCTION

Part Name	Material
Shaft	ASTM A582 TYPE 416
Coupling	ASTM A582 S41600 CD
Suction Adapter	Ductile Iron ASTM A536
Discharge Bowl	ASTM A48 CL 30B
Rubber Bearings	RUBBER
Optional Bronze Bearings	ASTM B584
Discharge Bowl Bearing	ASTM B584
Taperlocks	ASTM A108 GR 101B
Bowl	ASTM A48 CL 30B
Uphrust Collar	Polyethylene
Impeller	ASTM B584
Fasteners	SAEJ429 GR 8
Cable Guard	ASTM A240 S 30400
Suction Strainer	ASTM A240 S 30400



Curve No: E6209CFPCO

Model: 9RCLC

RPM: 3450

EFFICIENCY CORRECTION

STGS. 1	-2.0
STGS. 2	-1.0
STGS. 3	-0.5
STGS. 4	-0

PERF BASED ON STD. MTL'S

Impeller = C03258B

N_s = 2290

**K = 4.90 LBS/FT
7.29 KG/M**

K (Bal.) =

GOULDS PUMPS

TURBINE DIVISION
LUBBOCK, TEXAS

Characteristics based upon pumping clear, non-aerated water.
Rating point only is guaranteed. Column losses not included.

MODEL
9RCLC

DATE
August, 1995

9RCLC.1

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DEC 18 2024
Salem, OR



**OREGON
DEPARTMENT OF
AGRICULTURE**

NOTICE OF REGISTRATION AND CAFO NATIONAL POLLUTANT DISCHARGE ELIMINATION SYSTEM (NPDES) GENERAL PERMIT SUMMARY

Overview of CAFO General Permit Summary	The Oregon CAFO General Permit No. 01-2016 (permit) was issued by the Oregon Department of Agriculture (ODA) and Department of Environmental Quality (DEQ) on March 31, 2016 and became effective on April 20, 2016 . The permit expires on February 28, 2021 . A copy of the permit is enclosed. This Notice of Registration describes your specific permit registration information and an overview of permit requirements. Your Large, Tier II CAFO was registered to CAFO Permit No. 1-2016 on September 22, 2016 and updated on October 5, 2022 , based on information provided by you as follows:
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Master Address No. AG-P0063138CAFG

EPA Registration No. ORG010378

	Operator	Legal owner, if different
Name	Brad Hazenberg	
Business Name	Hazenberg Dairy	Henry Hazenberg Trust
Mailing Address	Same as facility address	5828 Champoeg Rd NE, St. Paul, OR 97137
Facility Address	5828 Champoeg Rd NE, St. Paul, OR 97137	
Phone	(503) 633-2876	Received by OWRD DEC 18 2024
Cell	(503) 805-2342	
E-mail Address	hazenbergfarms@gmail.com	
Maximum Number of Animals	The maximum number of animals that may be held at this Dairy CAFO is 9,500 based on a herd composition of 4,970 milking/dry cows and 4,530 heifers and calves. You may not exceed this number by more than 10% or 25 animals; whichever is greater, without first providing ODA with a revised Animal Waste Management Plan (AWMP) and receiving written ODA approval.	
Facility Classification	Based on the type and size of your operation, ODA has determined that you operate a Large, Tier II CAFO . Note: <i>Large Concentrated CAFOs have additional requirements. Please see general permit.</i>	

Marion County

Annual Permit Fee	Each fiscal year, you will be assessed an annual compliance fee of \$900.00 to maintain this registration under the general permit.
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For Questions/ Additional Information	If you have questions, call your regional livestock water quality specialist for Area III at (503) 986-6468 or the Salem office at (503) 986-4699 . Additional CAFO program information is available on the internet at http://oregon.gov/ODA/NRD/cafo_front.shtml
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General Permit Conditions	The operator must be in compliance with <u>all</u> terms and conditions of the permit (not only this summary of the permit) at all times.
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Prohibited Discharges See permit section S2.A, pg. 10 for full text.	The following types of discharges are prohibited: <ul style="list-style-type: none"> • Contaminated runoff from confinement or waste accumulation areas; • Overflow or discharges from waste storage facilities; • Discharges due to improper land application activities from seepage below the root zone, surface drainages or field tile outlets; • Discharges due to equipment failure; and • Leakage or seepage from facilities in the production area in excess of approved designs
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When Discharge is Allowed Permit sections S2.B, pg. 10; G14, Pg. 24, S2.C, pg. 10, 11	<p>Production Area: Discharges of process waste water to surface waters of the state are generally prohibited except:</p> <ul style="list-style-type: none"> • When rainfall events cause an overflow of waste management and storage facilities designed, constructed, operated, and maintained to contain all manure, litter and process wastewaters including the runoff and direct precipitation from a 25-year, 24-hour rainfall event; and the production area is operated in accordance with the applicable inspection, maintenance, recordkeeping, and reporting requirements of this permit. • All authorized discharges from the production area must be properly land applied or otherwise handled in a way that minimizes impacts on surface water and groundwater sources. <p>Land Application Area: Registrant must apply manure, litter and process wastewater to land at agronomic rates in accordance with the permit registrant's ODA-approved AWMP.</p>
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<p>Animal Waste Management Plan (AWMP) Requirement Permit section S3, pg. 13-16.</p>	<p>The permit requires that each permitted operation have a current AWMP approved by ODA. An AWMP describes how a CAFO is managed with respect to containment, treatment, storage, and utilization of manure, litter, and process wastewater in order to remain in compliance with permit conditions and water quality laws. The AWMP must accurately represent current land base, manure storage, herd/flock size, and current management practices used at the livestock operation. The AWMP must reflect production practices and be implemented accordingly.</p>
<p>Storage Requirement Permit section S2.E, pg. 11.</p>	<p>You must provide adequate storage capacity for solid and liquid wastes at all times so that land application occurs only during periods when soil and weather conditions allow for agronomic application and are in compliance with the Land Application Limitations in S2.C.</p>
<p>Monitoring, Recordkeeping & Reporting Permit section S4, pg. 17-20.</p>	<p>Monitoring, recordkeeping and reporting of waste applications, and inspection requirements must occur as described in an AWMP approved by ODA and requirements in section S4. of the permit. <i>Note: Large concentrated CAFOs have additional requirements.</i></p>
<p>Land Application Rates & Timing Permit sections S2.C, pg. 10 & 11; S3.C, pg. 13 & 14.</p>	<p>You must apply manure, litter and process wastes to lands at agronomic rates in accordance with the permit registrant's ODA-approved AWMP. Waste applications must not exceed the capacity of the soil and crops to assimilate nutrients and minimize water pollution, must be quantifiable, and based on the NRCS Phosphorous Index, Agronomy Technical Note #26, revised June 2008, and must account for all other nitrogen and phosphorus.</p> <p>Prohibitions: If discharge to surface water or groundwater will result, application to flooded and saturated land is prohibited. Proposed waste and wastewater application to frozen soil must be included in an AWMP. Land application of wastes or wastewater during rainfall events that are expected to result in saturated soils or surface runoff is prohibited.</p>
<p>Duty to Report Noncompliance Permit section S4.D.1, pg. 19.</p>	<p>If at any time you are unable to comply with any permit conditions, you have a duty to contact ODA immediately so the situation can be assessed and remedial actions taken if necessary. <i>Note: If you have a discharge to surface water or groundwater that is not allowed by the permit, you must notify ODA within 24 hours of the discharge. Please call your area livestock water quality specialist (see page 1 for phone number) at or CAFO Program support in Salem at (503) 986-4699.</i></p>
<p>Annual Report Permit section S4.D.2, pg. 19.</p>	<p>You must submit an annual report to ODA by March 15th of each year.</p>
<p>Construction of Waste Storage and Waste Water Control Facilities Permit section S2.E.2, pg. 11.</p>	<p>S2.E. 2 of the permit states that you "must site, design, construct, operate, and maintain all waste storage facilities consistent with the AWMP approved by ODA. New and modified construction of waste facilities must be approved in advance and prior to construction by ODA in conformance with ORS 468B.055 and OARs 340-051 and 603-074." Experimental or unproven technologies must receive prior approval from ODA. For all other modifications or new construction, no approval will be required. Certification forms are available from ODA.</p>
<p>Public Noticing & Participation Permit section S1.H, pg. 8 & 9</p>	<p>Prior to approving new permit coverage, renewing permit coverage, or approving proposed substantial changes to an AWMP, ODA will provide public notice and participation.</p>



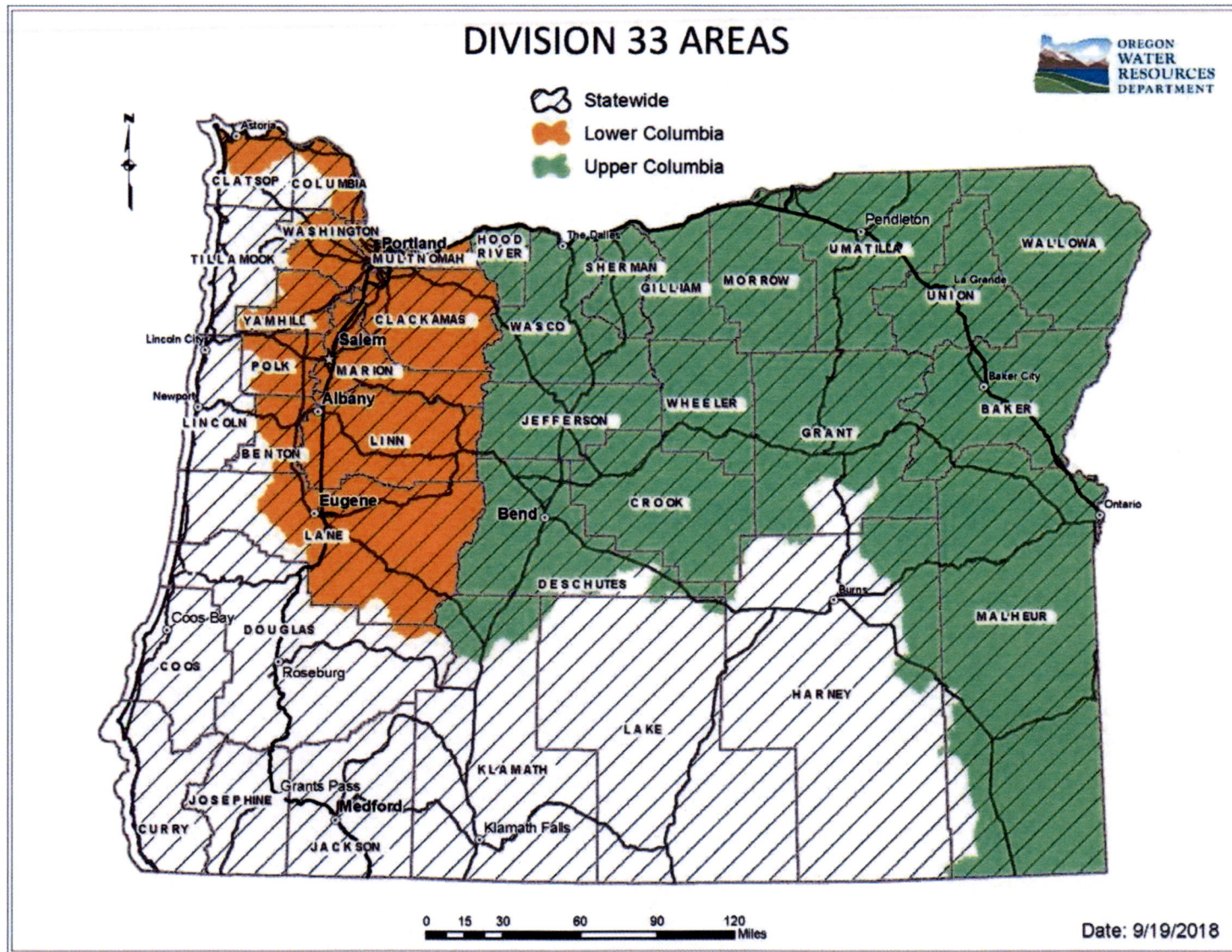
Isaak Stapleton, Director
Natural Resources & Pesticide Programs

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Salem, OR

Figure 1: Map of Division 33 Areas



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For more detailed information, click on the following link and enter the TRSQQ or the Lat/Long of a POA and click on "Submit" to retrieve a report that will show which section, if any, of the Division 33 rules apply: https://apps.wrd.state.or.us/apps/misc/lkp_trsqq_features/



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DEC 18 2024
Salem, OR

Date Received (Date Stamp Here)

OWRD Over-the-Counter Submission Receipt

Applicant Name(s) & Address: Brad Hazenberg
5898 Champoleg Rd NE, St. Paul OR 97137

Transaction Type: GW Permit

Fees Received: \$ 3410.00

Cash Check: Check No. 2207
Name(s) on Check: H & R Engineering

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

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

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

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

Sincerely,
OWRD Customer Service Staff

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

Instructions for OWRD staff:

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