

FILE#: G 14297

PO BOX 12395

SALEM, OR

97309

Certificate No.

Stream Index, Page No.

Date	Amount	Receipt No.
4/25/96	200 ⁰⁰	001777
23-97	136. ⁰⁰	14273
3/05	8.00	72070
	Cert. Fee	

Date	Amount	Check No.
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Date	To Whom	Address	Volume	Page
1-3-05	Scenic Properties NW, LLC	12423 River Road North,		Gerry

See files G-2271 + G-7902

Date for beginning 8/12/90
Date for completion
Extended to

Date for application of water 10/1/01
Extended to _____

Form "A" filed _____
Form "B" filed _____
Form "C" filed _____

Blank mailed
 Proof received
 Date certificate issued

MEMORANDUM

TO: DOUG WOODCOCK, GROUND WATER SECTION MANAGER
FROM: GERRY CLARK, CERTIFICATE SECTION
SUBJECT: PUMP TEST -- APPLICATION G-14297, PERMIT G-13194
DATE: WEDNESDAY, SEPTEMBER 24, 2008

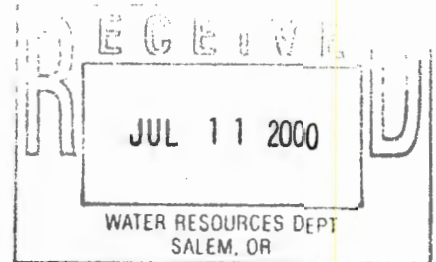
The attached pump test is being forwarded for your review.

Water Rights Examiner

Larry W. Jebousek, P.E., C.W.R.E.

Water Resources Department
158 12th Street NE
Salem, Oregon 97310

July 10, 2000



RE: Permit # G-13194

Gentlemen:

Please accept the attached pump test by Stettler Supply for Miller Forests
for this permit.

Thank you.

Sincerely,

A handwritten signature in cursive script that reads "Larry W. Jebousek".

Larry W. Jebousek, P.E., C.W.R.E.



Oregon Water Resources Department PUMP TEST FORM COVER SHEET



Well Owner:

Name Miller Forests
Address PO BOX 12395
County Marion
City, State, Zip Salem, OR 97301

Well Location:

Township 6S (N or S), Range 3W (E or W)
Section 28 1/4, 1/4, 1/4 NW
Well Depth 35 Date Drilled 1950
Owners Well No. (if any) Grover

Water Right Information:

Application No. GR 1517 Permit No. GR 1465 Certificate No. 18326
Does this pump test apply to more than one water right? YES If Yes, fill out numbers below:
App. No. 3-1592 Permit No. 2-1552 Cert. No.
App. No. Permit No. Cert. No.

Pump Test:

Test conducted by: Dennis R. ... Well Owner: Grover
Company Stensler Supply Co.
Address 1810 Lewis Ave. SE Date: 9/5/90
City, State, Zip Salem, OR 97304

RECEIVED

JUL 11 2000

WATER RESOURCES DEPT
SALEM OR

Method of Discharge Measurement: use of flowmeter
Method of Water Level Measurement: electric meter
Depth of Air Line (if used)
Pump Type: submersible
Was pump test conducted during normal use of the well? N (Y/N)
Description of point from which water level was measured:

Are you aware of any wells, other than domestic or stock wells, pumping within 1000 feet of the tested well during the test or within 24 hours prior to the test? Y/N. If yes, give approximate distances to each and approximate pumping rate in gpm, if possible. Indicate if they were turned on or off during the test:

Is there a lake, stream or other surface water body within 100 feet of the tested well? N (Y/N)
If yes, give approximate distance from the well and approximate elevation difference between the surface water and the well head. Approximate distance: Approximate elevation difference:
Is well elevation above or below the surface water body?

Static water level measurements: (Three measurements at least 20 minutes apart are required in the hour before pumping begins):

Time: <u>8:20 am</u>	Depth to Water: <u>25 feet</u>
Time: <u>8:50 am</u>	Depth to Water: <u>25 feet</u>
Time: <u>9:20 am</u>	Depth to Water: <u>25 feet</u>

Discharge Measurements: (A discharge measurement is required at the start of pumping and once an hour during the test):

Time: <u>9:21 am</u>	Discharge Rate: <u>250</u>
Time: <u>10:21 am</u>	Discharge Rate: <u>250</u>
Time: <u>11:21 am</u>	Discharge Rate: <u>250</u>
Time: <u>12:21 am</u>	Discharge Rate: <u>250</u>
Time: <u>1:21 am</u>	Discharge Rate: <u>250</u>

Pump turned on: Date 9/05/90 Time: 9:21 am Pump turned off: Date 9/05/90 Time: 1:21 pm
Total pumping time: 4 hours 0 minutes.

Note: Well must be idle for at least 16 hours prior to the test

Frank Grover

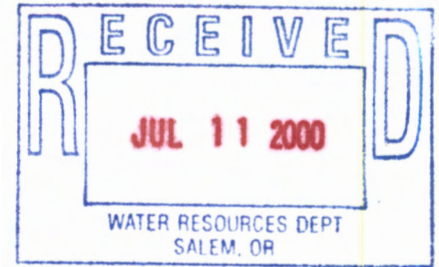
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JUL 11 2000

PERMIT NO. _____

Page 1 of 1

RECOVERY DATA

OWRD 6/89



**CLAIM OF BENEFICIAL USE
AND SITE REPORT**

FOR

Application #G-14297 Permit #G-13194

by

Miller Forest, Inc.
P.O. Box 12395
Salem, Oregon 97309
(503)391-8073 (Office)

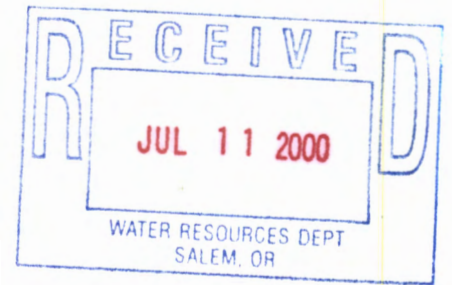
INFORMATION: John Birnie, Agriculture Consultant
Farm Manager for Miller Forest, Inc.
P.O. Box 12832
Salem, Oregon 97309
559-8245 (Cellular Phone)

SOURCES: Four wells in Willamette River Basin.

WELL #2A (Permit #G-2083, MARI 5306)

Well #1 under permit #G-2083 has been abandoned. Well #2A is Well #2 with a larger pumping unit which replaces both Wells #1 and 2 under Certificate 35019.

Well #2 was drilled by Bill Hamilton of Hamilton Well Drilling Company of Albany, Oregon in May of 1960. The well is 40' deep 10" casing to the bottom. The driller measured the SWL at 16' on May 12, 1960. The SWL was measured at 14.7' on March 24, 1998.



MOTOR: U.S. 50 hp electric at 1765 rpm serial #R-6231-04-360.

PUMP: Worthington turbine with a 5" discharge. Serial #VTP48678.

Quantity Calculations: Assume pumping lift at 30' and head pressure at 50 psi = 115.5'.

$$Q_{\text{pump}} = \frac{7.04 \times 50 \text{ hp}}{30' + 114.4'} = \frac{352}{145.5'} = 2.42 \text{ cfs} = 1085 \text{ gpm}$$

WELL #3 (Permit #G-2083 MARI 5307)

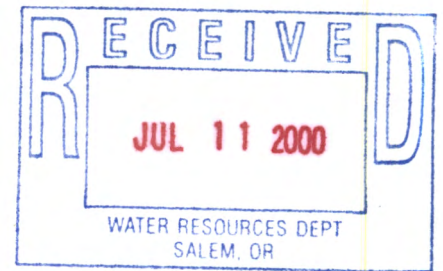
Well #3 was drilled by Bill Hamilton of Ace Drilling Company in Albany, Oregon in October 1961. The well is 39' deep with 12" steel casing to the bottom. The SWL was reported at 22' BLS on October 10, 1961. The SWL was measured at 16.2' on March 22, 2000. The well is located in a metal shed. The well also has a domestic pump for a farm workers dwelling.

MOTOR: GE 30 hp electric, Model #5K6238XH1A.

PUMP: Berkeley Turbine. Model #805H rated at 550 gpm with 198' of head.

Quantity Calculations: Assume pump lift at 30' and head pressure at 50 psi = 115.5'.

$$Q_{\text{pump}} = \frac{7.04 \times 30 \text{ hp}}{30' + 115.5'} = \frac{311.2}{145.5'} = 1.45 \text{ cfs} = 651 \text{ gpm}$$



OREY WELL
(GR-3278, Permit #G-7306 MARI 5309)

This well was claimed by Clifford F. Orey in Groundwater Registration #GR-3278 with a priority date of 1954. The well was drilled by Harvey Evans to a depth of 65' with 12" casing. The SWL was reported at 10'. The SWL was measured at 10.3' on March 22, 2000.

**PUMPING
UNIT:**

50 hp submersible with a 5" discharge.

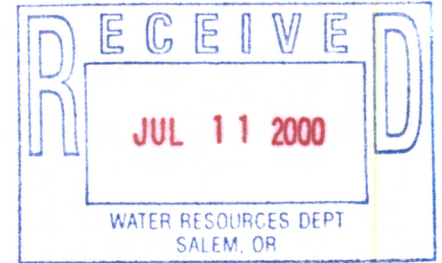
Quantity Calculations: Assume a pumping lift of 30' and a pressure head of 50 psi (115.5')

$$Q_{\text{pump}} = \frac{7.04 \times 50}{30' + 115.5'} = \frac{352}{145.5'} = 2.42 \text{ cfs} = 1085 \text{ gpm}$$

WEATHERS #3 WELL (GR-368)

Registration #GR-368 claims this well as drilled in 1946 to a depth of 46'. The well has 10" steel casing to the bottom. The SWL was reported at 11' in 1946. The SWL was measured at 8.3' on March 22, 2000.

This well was repaired by adding casing to 2.2' above land surface to be above the flood plain. A submersible pump has replaced the old turbine with an access port in the top plate of the well.



PUMP UNIT: 30 hp submersible.

Quantity Calculations: Assume pumping lift at 30' and head pressure at 50 psi.

$$Q_{\text{pump}} = \frac{7.04 \times 30 \text{ hp}}{30' + 115.5'} = \frac{211.2}{145.5} = 1.45 \text{ cfs} = 651 \text{ gpm}$$

PIPE: Buried mainline: 2,310' x 8" PVC
Portable mainline : 2,000' x 6" Aluminum.
Lateral: 27,720' x 3" and 4" Aluminum.

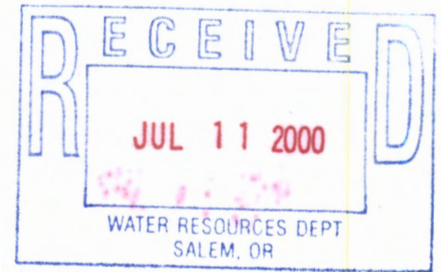
HEADS: 693 Rain Bird #40's with 11 64" nozzles.

USE: Irrigation of grass seed and various row crops.

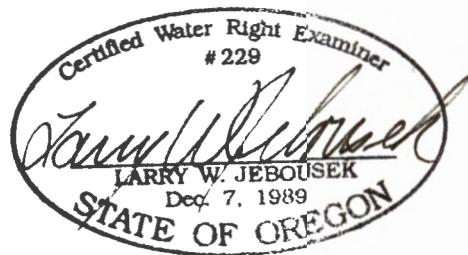
LIFT: The USGS Mission Bottom Quad Map shows this land as level.

SURVEY TIE: Used Water Resources Department Final Proof Survey maps and WAC Aerial Photo's WAC-MARION COUNTY 92 4B-8 and WAC-98WV 7-72. Also found a witness post to the SW corner of A. Smith DLC 69.

SPECIAL CONDITIONS: All conditions of this order have been met as extended.



The final proof survey and inspection of the use as found to be completed under the terms and conditions of Permit # G-13194 was completed by me on March 22, 2000, and the facts contained in this report and accompanying final proof map are correct to best of my knowledge.

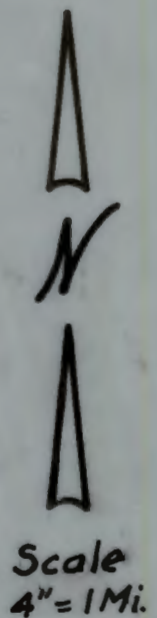
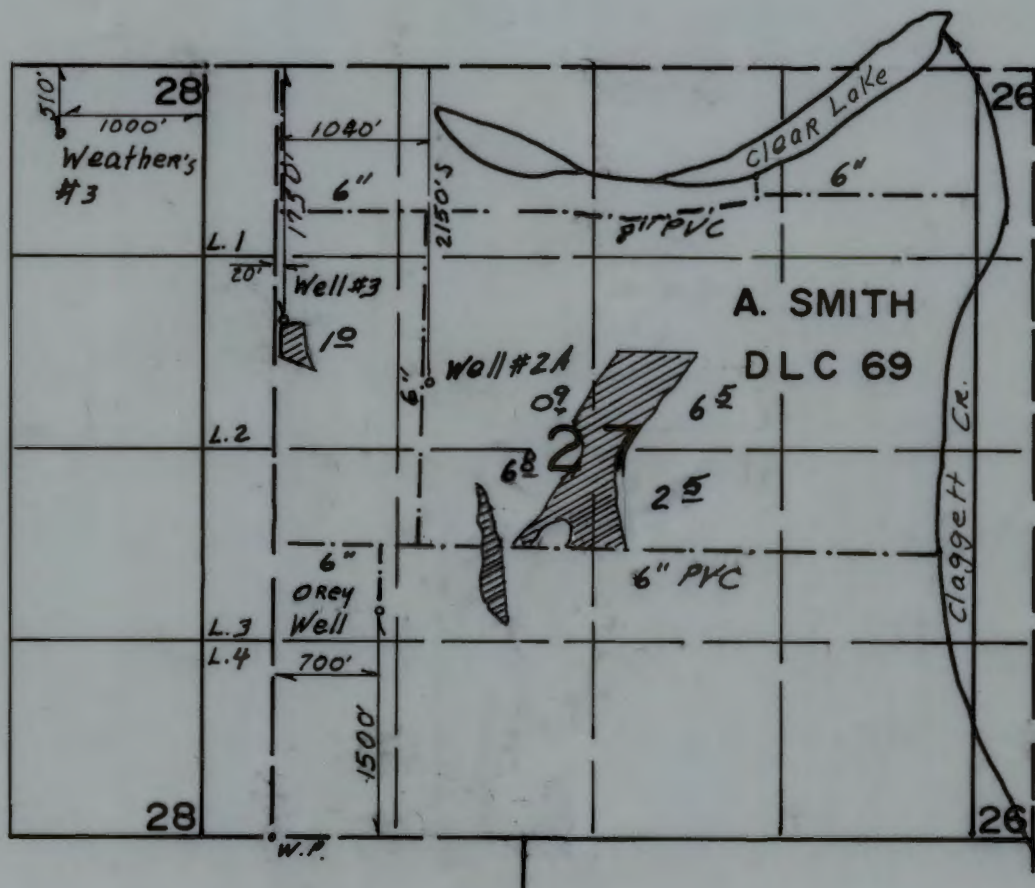
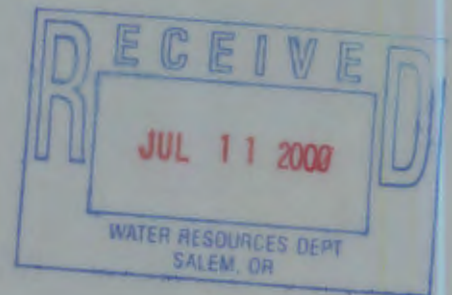


I, Walt R. Miller for Miller Forest, Inc. agree to the findings of the CWRE and do submit this site report and map as my Claim of Beneficial Use of the water as provided under the terms and condition of our Permit # G-13194.

Date 7/11/00

Walt R. Miller for
Miller Forest, Inc.

T. 6 S. R. 3 W. W.M.

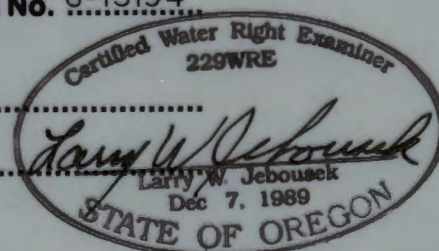


FINAL PROOF SURVEY
UNDER

Application No. G-14297 Permit No. G-13194
IN NAME OF

MILLER FOREST, INC.

Surveyed MARCH, 22, '00 by



THIS MAP WAS PREPARED FOR THE PURPOSE OF IDENTIFYING THE LOCATION OF A WATER RIGHT ONLY AND IS NOT INTENDED TO PROVIDE LEGAL DIMENSIONS OR LOCATION OF PROPERTY OWNERSHIP LINES.

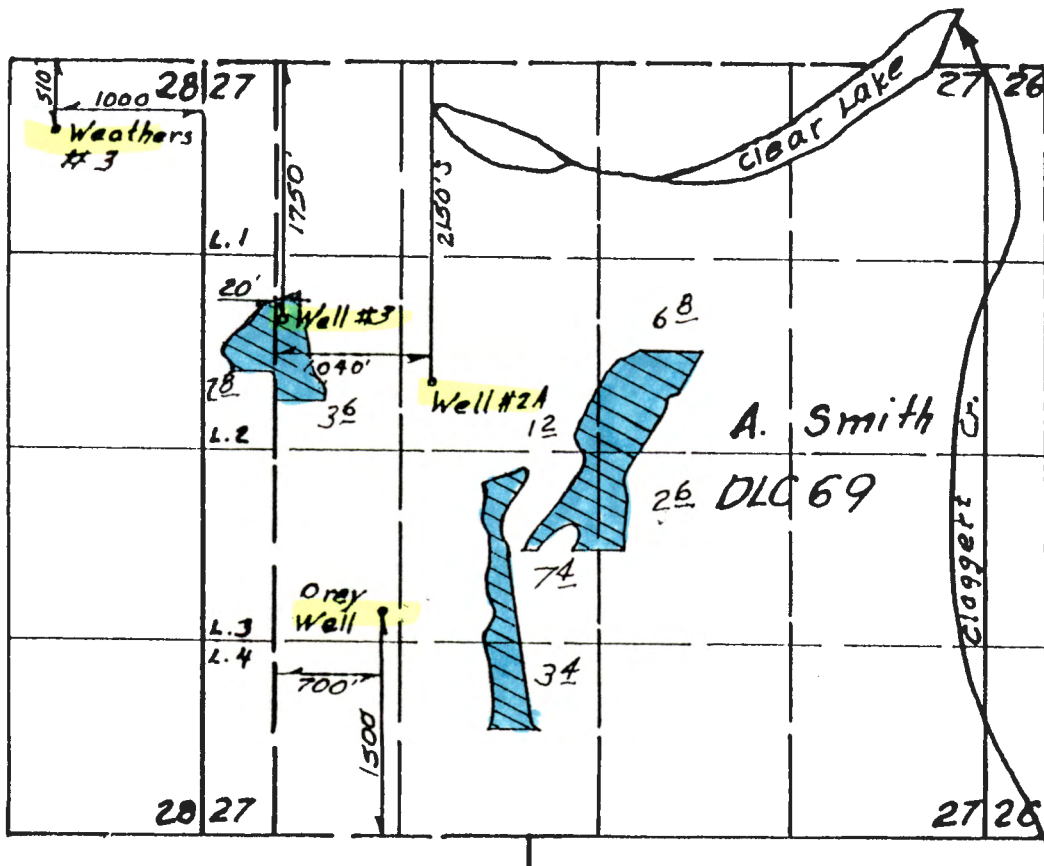
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T. 6 S. R. 3 W. W.M.

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APR 25 1996

WATER RESOURCES DEPT.
SALEM, OREGON

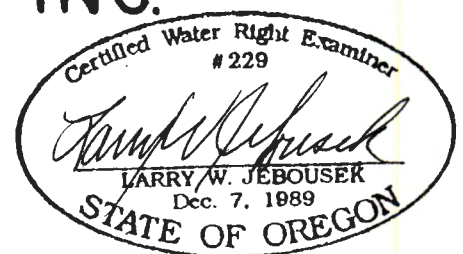


Application No. 614297
Permit No. G13194

Water Right Map For _____

MILLER FOREST, INC.

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STATE OF OREGON

COUNTY OF MARION

PERMIT TO APPROPRIATE THE PUBLIC WATERS

THIS PERMIT IS HEREBY ISSUED TO

MILLER FOREST INC.
P.O. BOX 12395
SALEM, OREGON 97309

PHONE: (503) 391-8073

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

APPLICATION FILE NUMBER: G-14297

SOURCE OF WATER: FOUR WELLS IN THE WILLAMETTE RIVER BASIN

PURPOSE OR USE: IRRIGATION OF 27.8 ACRES

MAXIMUM RATE: 0.35 CUBIC FOOT PER SECOND

PERIOD OF USE: MARCH 1 THROUGH OCTOBER 31

DATE OF PRIORITY: APRIL 25, 1996

POINT OF DIVERSION LOCATION: SW 1/4 NW 1/4, SE 1/4 NW 1/4, NW 1/4 SW 1/4, SECTION 27, NE 1/4 NE 1/4, SECTION 28, T6S, R3W, W.M.; WELL #3 - 1750 FEET SOUTH AND 20 FEET EAST FROM NW CORNER, DLC 69; WELL #2A - 2150 FEET SOUTH AND 1040 FEET EAST FROM NW CORNER, DLC 69; OREY WELL - 1500 FEET NORTH AND 700 FEET EAST FROM SW CORNER, DLC 69; WEATHERS #3 - 510 FEET SOUTH AND 1000 FEET WEST FROM NW CORNER, DLC 69

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

THE PLACE OF USE IS LOCATED AS FOLLOWS:

SW 1/4 NE 1/4 6.8 ACRES
SW 1/4 NW 1/4 6.4 ACRES
SE 1/4 NW 1/4 1.2 ACRES
NE 1/4 SW 1/4 7.4 ACRES
SE 1/4 SW 1/4 3.4 ACRES
NW 1/4 SE 1/4 2.6 ACRES

SECTION 27

TOWNSHIP 6 SOUTH, RANGE 3 WEST, W.M.

Measurement, recording and reporting conditions:

- A. Before water use may begin under this permit, the permittee shall install a meter or other suitable measuring device as

approved by the Director. The permittee shall maintain the meter or measuring device in good working order.

- B. The permittee shall allow the watermaster access to the meter or measuring device; provided however, where the meter or measuring device is located within a private structure, the watermaster shall request access upon reasonable notice.
- C. The Director may require the permittee to keep and maintain a record of the amount (volume) of water used and may require the permittee to report water use on a periodic schedule as established by the Director. In addition, the Director may require the permittee to report general water use information, the periods of water use and the place and nature of use of water under the permit. The Director may provide an opportunity for the permittee to submit alternative reporting procedures for review and approval. In the event of a request for a change in point of appropriation, an additional point of appropriation or alteration of the appropriation facility associated with this authorized diversion, the quantity of water allowed herein, together with any other right, shall not exceed the capacity of the facility at the time of perfection of this right.

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

In the event of a request for a change in point of appropriation, an additional point of appropriation or alteration of the appropriation facility associated with this authorized diversion, the quantity of water allowed herein, together with any other right, shall not exceed the capacity of the facility at the time of perfection of this right.

To monitor the effect of water use from the well(s) authorized under this permit, the Department requires the water user to make and report annual static water level measurements. The static water level shall be measured in the month of March. Reports shall be submitted to the Department within 30 days of measurement.

Measurements must be made according to the following schedule:

Before Use of Water Takes Place

Initial and Annual Measurements

The Department requires the permittee to submit an initial water level measurement in the month specified above once well construction is complete and annually thereafter until use of water begins; and

After Use of Water has BegunReference Water Level Determination

Following the first year of water use, the user shall submit one static water level measurement in the month specified above which will establish the reference level against which future annual measurements will be compared. The water user is not required to measure additional water levels after the reference level has been determined unless required by the Director. The additional measurements may be required in a different month. If the measurement requirement is stopped, the Director may restart it at any time.

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 and be submitted to the Department on forms provided by the Department. The Department requires the individual performing the measurement to:

- (A) Identify each well with its associated measurement; and
- (B) Measure and report water levels to the nearest tenth of a foot as depth-to-water below ground surface; and
- (C) Specify the method used to obtain each well measurement; and
- (D) Certify the accuracy of all measurements and calculations submitted to the Department.

The water user shall discontinue use of, or reduce the rate or volume of withdrawal from, the well(s) if annual water level measurements reveal any of the following events:

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

The period of non or restricted use shall continue until the annual water level rises above the decline level which triggered the action or until 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 senior water rights. The water user shall in no instance allow excessive decline, as defined in Commission rules, to occur within the aquifer as a result of use under this permit. 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.

STANDARD CONDITIONS

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

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

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

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

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

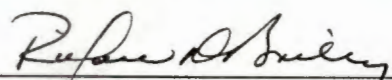
By law, the land use associated with this water use must be in compliance with statewide land-use goals and any local acknowledged land-use plan.

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

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

Actual construction of the well shall begin within one year from permit issuance. Complete application of water to the use shall be made on or before October 1, 2001.

Issued August 12, 1997


Martha O. Pagel, Director
Water Resources Department

Application G-14297 Water Resources Department
Basin 02 Volume 18A Clear Lake & Misc.
LKS MGMT.CODE 7BG, 7BR, 7EG, 7ER

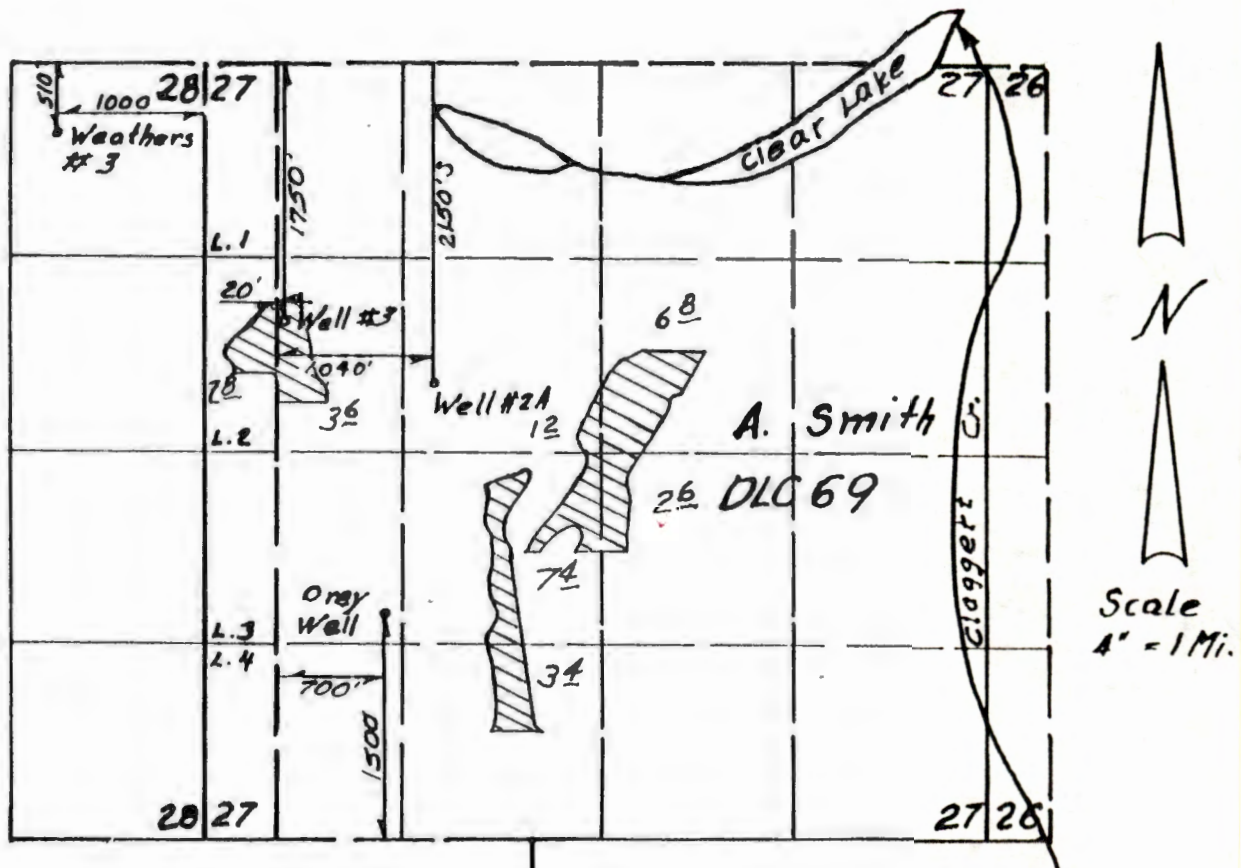
PERMIT G-13194
District 16

T. 6 S. R. 3 W. W.M.

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WATER RESOURCES DEPT.
SALEM, OREGON

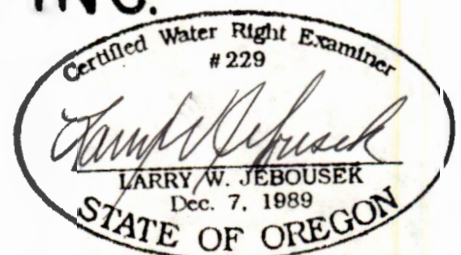


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Permit No. G13194

Water Right Map For _____

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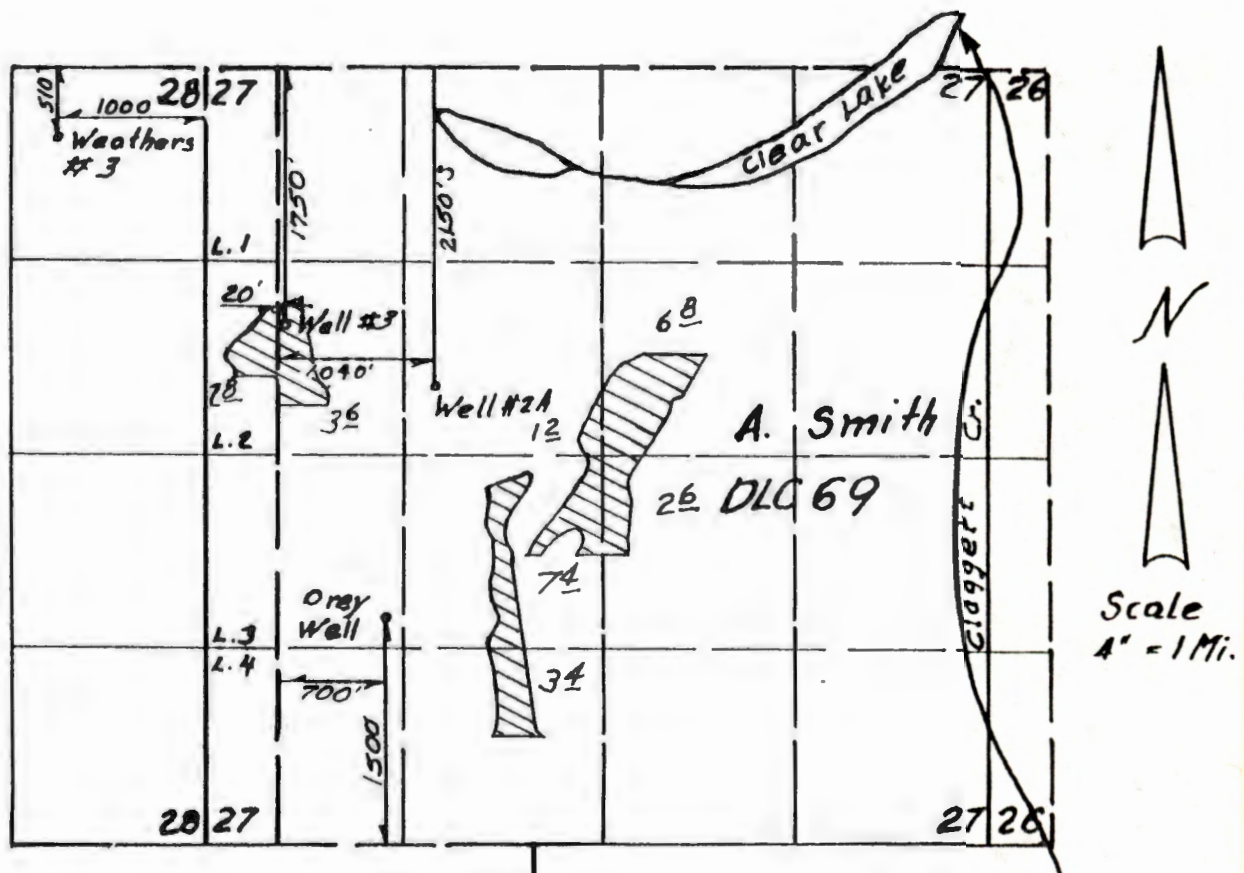


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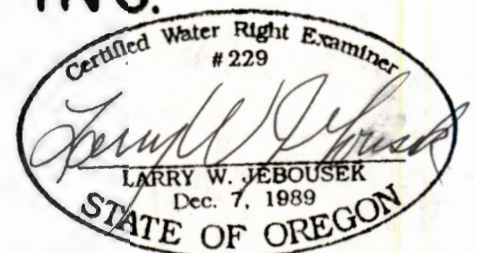


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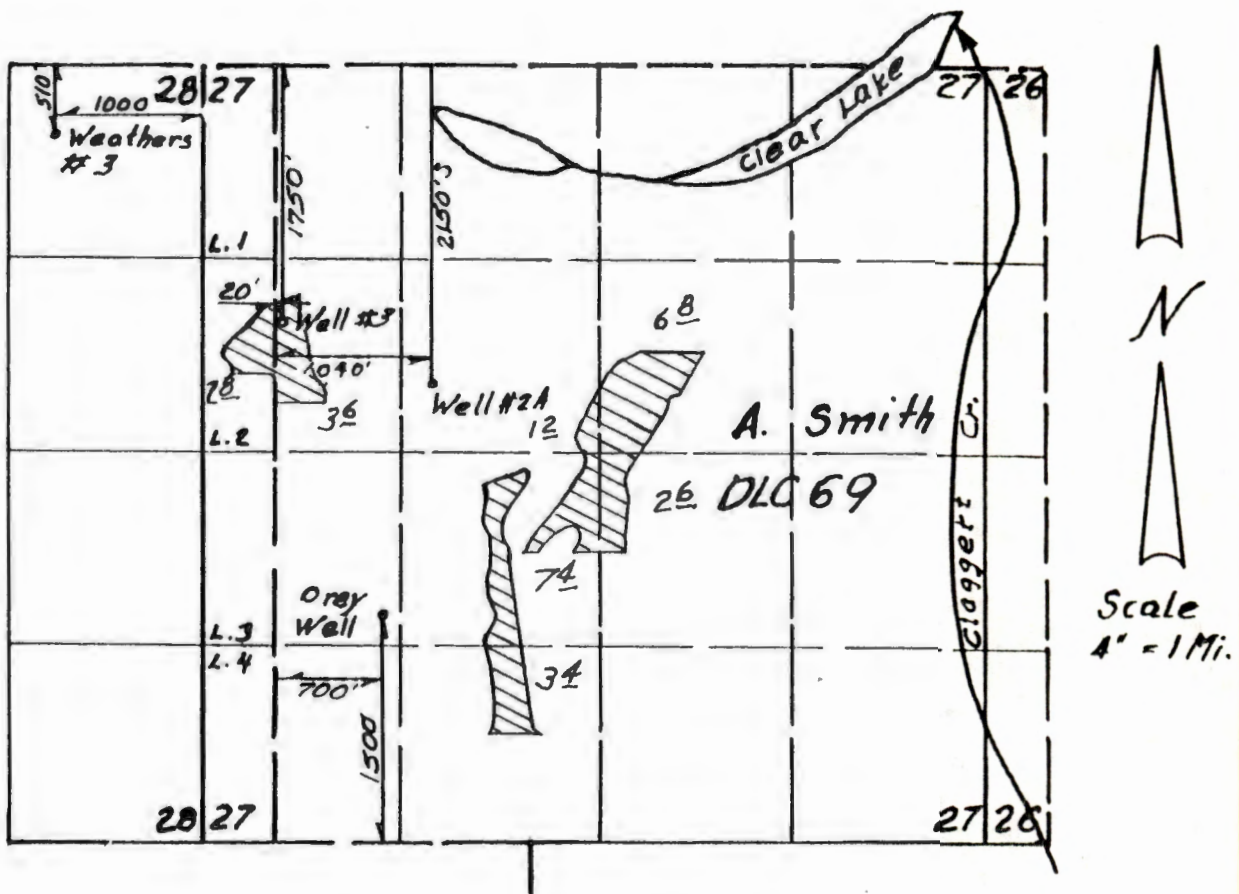


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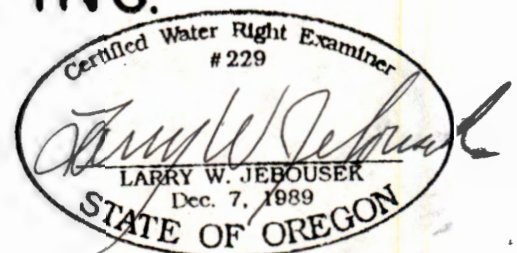


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Oregon

Theodore R. Kulongoski, Governor

Water Resources Department

North Mall Office Building
725 Summer Street NE, Suite A
Salem, OR 97301-1271
503-986-0900
FAX 503-986-0904

January 5, 2005

Miller Forests, Inc.
P.O. Box 12395
Salem, Oregon 97309

Reference: Application G-14297, Permit G-13194
Transfer T-7018, and Transfer T-7020

The assignment from Miller Forests, Inc to Scenic Properties Northwest LLC, has been recorded in the records of the Water Resources Department.

Our records have been changed accordingly and the original request is enclosed. Receipt number 72070 covering the recording fee of \$25.00 has been sent to Don Knauer.

Sincerely,

Jerry Sauter
Water Rights Program Analyst

Enclosure:

cc: Watermaster 16
Scenic Properties Northwest LLC
Don Knauer Consulting
Data Center, OWRD
Mary Rohling
Sarah Henderson - Transfers
Files **3-14297**

REQUEST FOR ASSIGNMENT

I, Miller Forests, Inc.

(Name of Applicant / Permit / Transfer Holder)

PO Box 12395

(mailing address)

Salem

(City)

OR

(State)

97309

(Zip)

503-391-8073

(Phone #)

CHECK ONE

☒ ...hereby assign **all my interest** in and to application/permit/transfer;

☐ ...hereby assign **all my interest** in and to a **portion** of application/permit/transfer;
(You must include a map showing the portion of the application/permit to be assigned.)

☐ ...hereby assign **a portion of my interest** in and to the **entire** application/permit/transfer;

Application # G-14297, Permit # G-13194, Transfer # T-7020
T-7028

-OR-

GR Statement # _____, GR Certificate of Registration # _____

as filed in the office of the Water Resources Director, to:

Scenic Properties Northwest LLC

(Name of New Owner)

12423 River Road North

(mailing address)

Gervais

(City)

OR

(State)

97026

(Zip)

(Phone #)

NOTE: If there are other owners of the property described in this Application, Permit, Transfer or Certificate of Ground Water Registration, **you must provide a list of all other owners' names and mailing addresses and attach it to this form.**

I hereby certify that I have notified all other owners of the property described in this Application, Permit or Certificate of Registration of this request for assignment.

Witness my hand this 18th day of December, 2004.

Applicant/Permit holder Walter Miller

Applicant/Permit holder _____

DO NOT WRITE IN THIS BOX

- This certifies assignment and record change at Oregon Water Resources Department effective 8:00a.m. on date of receipt at Salem, Oregon.
- Fee receipt # 72070
- For Director by Jerry Sauter, Program Analyst in Water Rights Division

[Signature]

The completed "Request for Assignment" form *must be* submitted to the Department along with the appropriate recording fees:

- ♦ \$25 for the first page, and
 - ♦ \$5 for each additional page.
- [as required by ORS 536.050(1)(d)]

WATER RESOURCES DEPARTMENT
725 SUMMER STREET NE, SUITE A
SALEM, OREGON 97301-1271

**STATE OF OREGON
WATER RESOURCES DEPARTMENT**

RECEIPT # **72070**

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

INVOICE # _____

RECEIVED FROM: Don Knauer

BY: _____

APPLICATION	<u>See below</u>
PERMIT	
TRANSFER	

CASH: ☒ CHECK: # ☐ OTHER: (IDENTIFY) ☐

TOTAL REC'D \$ 25.00

1083 TREASURY 4170 WRD MISC CASH ACCT

0407 COPIES \$ _____
OTHER: (IDENTIFY) RECEIVED OVER THE COUNTER \$ _____

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) assignment \$ 25.00
TC162 DEPOSIT LIAB. (IDENTIFY) \$ _____
0240 EXTENSION OF TIME \$ _____

WATER RIGHTS:

		EXAM FEE	
0201	SURFACE WATER	\$ _____	0202
0203	GROUND WATER	\$ _____	0204
0205	TRANSFER	\$ _____	

WELL CONSTRUCTION

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

OTHER (IDENTIFY) _____

0536 TREASURY 0437 WELL CONST. START FEE

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

0607 TREASURY 0467 HYDRO ACTIVITY LIC NUMBER

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

TREASURY OTHER / RDX

FUND _____ TITLE _____

OBJ. CODE _____ VENDOR # _____

DESCRIPTION _____ \$ _____

RECEIPT: **72070**

DATED: 1/3/05

BY: Linda Dwyer

STATE ENGINEER
Salem, Oregon

Well Record

STATE WELL NO. 6/3W-28A(1)
COUNTY Marion
APPLICATION NO. GR-368

OWNER: Earl & Hazel Weathers

MAILING ADDRESS: Route 2, Box 77

LOCATION OF WELL: Owner's No. 3

CITY AND STATE: Salem, Oregon

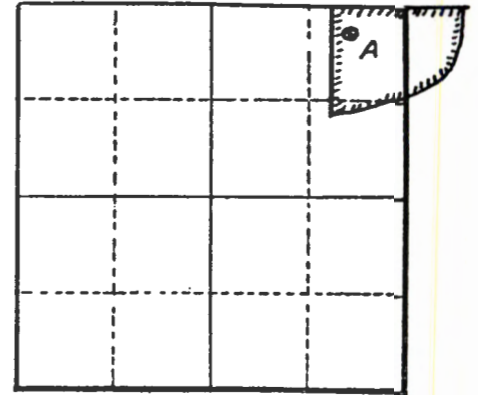
NE 1/4 NE 1/4 Sec. 28 T. 6 N. S. R. 3 E. W., W.M.

Bearing and distance from section or subdivision
corner 1000 feet West and 510 feet South from
NE Corner, Section 28

Altitude at well 90 feet

TYPE OF WELL: Drilled Date Constructed 1946

Depth drilled 46 feet Depth cased



Section 28

CASING RECORD:

10-inch

FINISH:

AQUIFERS:

WATER LEVEL:

11 feet 10.1 (1-13-60)

PUMPING EQUIPMENT: Type Berkeley Turbine H.P. 30
Capacity 500 G.P.M.

WELL TESTS:

Drawdown ft. after hours G.P.M.

Drawdown ft. after hours G.P.M.

USE OF WATER Irrigation Temp. °F. 19

SOURCE OF INFORMATION GR-354

DRILLER or DIGGER

ADDITIONAL DATA:

Log ^x Water Level Measurements Chemical Analysis Aquifer Test

REMARKS:

Moist dirt 0 to 18 feet
Gravel 18 to 46 feet

Gordon Turnidge
well #3

File Original and
First Copy with the
STATE ENGINEER,
SALEM, OREGON

WATER WELL REPORT

STATE OF OREGON

State Well No. 43W-27E

State Permit No.

(1) OWNER:

Name Gordon Turnidge
Address

(2) LOCATION OF WELL:

County MARION Owner's number, if any—
1/4 1/4 Section T. R. W.M.
Bearing and distance from section or subdivision corner

(3) TYPE OF WORK (check):

New Well ☒ Deepening ☐ Reconditioning ☐ Abandon ☐
If abandonment, describe material and procedure in Item 11.

PROPOSED USE (check):

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

(5) TYPE OF WELL:

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

(6) CASING INSTALLED:

12" Diam. from 1" ft. to 39 ft. Gage 340
" Diam. from ft. to ft. Gage
" Diam. from ft. to ft. Gage

(7) PERFORATIONS:

Perforated? ☒ Yes ☐ No

Type of perforator used SPT
SIZE of perforations 1 1/2 x 3/8 in. by 8 in.
33 perforations from 34 ft. to 38 ft.
perforations from 32 ft. to 35 ft.
perforations from ft. to ft.
perforations from ft. to ft.
perforations from ft. to ft.

(8) SCREENS:

Well screen installed ☐ Yes ☐ No

Manufacturer's Name
Type Model No.
a. Slot size Set from ft. to ft.
L Slot size Set from ft. to ft.

(9) CONSTRUCTION:

Was well gravel packed? ☒ Yes ☐ No Size of gravel: 1/2"
Gravel placed from top ft. to 16 ft.
Was a surface seal provided? ☐ Yes ☐ No To what depth? ft.
Material used in seal—
Did any strata contain unusable water? ☐ Yes ☒ No
Type of water? River Water Depth of strata 25'
Method of sealing strata off

(10) WATER LEVELS:

Static level 22 ft. below land surface Date 10-10-61
Artesian pressure lbs. per square inch Date

Log Accepted by:

[Signed] Date 19
(Owner)

(11) WELL TESTS:

Drawdown is amount water level is lowered below static level

Was a pump test made? ☒ Yes ☐ No If yes, by whom? Driller
Yield: 700 gal./min. with 3 ft. drawdown after 2 hrs.

Bailer test gal./min. with ft. drawdown after hrs.

Artesian flow g.p.m. Date

Temperature of water 52 Was a chemical analysis made? ☐ Yes ☒ No

(12) WELL LOG:

Diameter of well 12 inches.

Depth drilled 39 ft. Depth of completed well 39 ft.

Formation: Describe by color, character, size of material and structure, and show thickness of aquifers and the kind and nature of the material in each stratum penetrated, with at least one entry for each change of formation.

MATERIAL	FROM	TO
Surface + Sand	—	14
Gravel + "	14	25
" Clean	25	35
" + coarse sand	35	39

Work started 10-7 1961. Completed 10-10 1961

(13) PUMP:

Manufacturer's Name
Type: H.P.

Well Driller's Statement:

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

NAME Ace Drilling Co
(Person, firm, or corporation) Type or print
Address 838 E 3rd Ave Albany Oregon
Driller's well number 3
[Signed] Big Hamilton
(Well Driller)
License No. 52 Date 10-13 1961

STATE ENGINEER
Salem, Oregon

M 121 (2310) Well Record

STATE WELL NO. 6/3W-27M(1)
COUNTY Marion
APPLICATION NO.

OWNER: C. F. Orey

MAILING

ADDRESS:

LOCATION OF WELL: Owner's No.

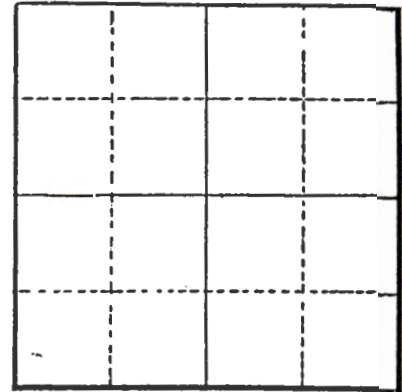
CITY AND

STATE:

1/4 1/4 Sec. T. N. S., R. E. W., W.M.

Bearing and distance from section or subdivision

corner



Section

Altitude at well 121

TYPE OF WELL: Drilled Date Constructed 1954

Depth drilled 65 Depth cased

CASING RECORD:

12 inch

FINISH:

AQUIFERS:

WATER LEVEL:

PUMPING EQUIPMENT: Type Centrifugal H.P. 30
Capacity G.P.M.

WELL TESTS:

Drawdown ft. after hours G.P.M.

Drawdown ft. after hours G.P.M.

USE OF WATER Irrigation--50 acres Temp. °F. 19

SOURCE OF INFORMATION USGS

DRILLER or DIGGER

ADDITIONAL DATA:

Log Water Level Measurements Chemical Analysis Aquifer Test

REMARKS:

STATE ENGINEER
Salem, Oregon

Well Record
MAR 5309

STATE WELL NO. 6/3W-27M
COUNTY Marion
APPLICATION NO. GR-3278
5-7306

OWNER: Clifford F. Orey

MAILING

ADDRESS: 7095 Wheatland Road

LOCATION OF WELL: Owner's No.

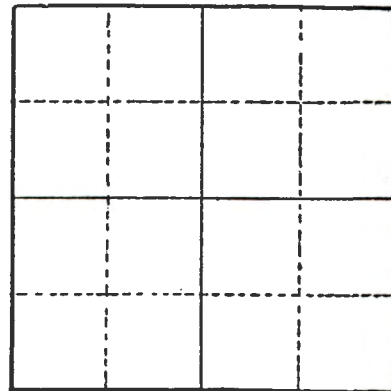
CITY AND

STATE: Salem, Oregon

NW ¼ SW ¼ Sec. 27 T. 6 N. R. 3 E. W.M.

Bearing and distance from section or subdivision

corner 1202.2' E. & 1500' N. from SW cor. Sec. 27



Section

Altitude at well

TYPE OF WELL: drilled Date Constructed 1954

Depth drilled 65 Depth cased 65

CASING RECORD:

12 inch

FINISH:

AQUIFERS:

WATER LEVEL:

10 feet

PUMPING EQUIPMENT: Type Cornell Centrifugal

H. 30

Capacity 700 G.P.M.

WELL TESTS:

Drawdown 17 ft. after hours Pumping 700 G.P.M.

Drawdown ft. after hours G.P.M.

USE OF WATER Irrigation Temp. °F., 19.

SOURCE OF INFORMATION GR-3047

DRILLER or DIGGER Harvey Evans

ADDITIONAL DATA:

Log Water Level Measurements Chemical Analysis Aquifer Test

REMARKS:



99-4780
G-14297
7708-7
MILLER FORESTS INC.

P. O. BOX 12395
SALEM, OREGON 97309
(503) 391-8073

November 18, 1999

BUREAU OF RECLAMATION OFFICIAL FILE COPY		
NOV 22 '99		
TO	PRINT	DATE
3323	LF	11/23
FILE		

WT12-4.00
GF

Mr. Larry Parsons
US Bureau of Reclamation
1150 N Curtis RD
Boise, Idaho 87306-1234

Re: Bureau Water Use Reporting

Dear Larry:

Following are the water use figures for 1999 for our stored water contracts.

Contract	Meter Serial No.	Start	End	X Factor	Total AF Used
5-07-10-W1050	96 3952 6	-0- 1	Not used in 1999		-0-
	96 2800 6	324780	430095	AF x .001	105.32
	1518034	-0- 2	42999	AF x .001	43.00
				Total	143.32

33.7 acres BOR/1106 ac irrigated = 3% BOR x 143.32 AF = 4.3 AF BOR water used.

5-07-10-W1051	96 1988 6	690709	965400	Gal x 100	84.30
----------------------	-----------	--------	--------	-----------	-------

43.2 acres BOR/330.25 ac irrigated = 13% BOR x 84.3 = 10.96 AF BOR used.

5-07-10W1052	95 6666 2	140056	228947	Gal x 100	27.28
	98-5148 10 2	-0-	25872	Gal x 1000	79.40
				Total	107.68

120.3 ac. BOR/249.73 ac irrigated = 48% BOR x 107.68 AF = 51.68 AF BOR water used.

6-07-10W1112	96 2186 6	807227	807227 3	Gal x 100	00.0
	96 2698 8	107180	320357	AF x .001	231.18
	96 2699 8	251803	251803 3	AF x .001	00.0
	96 2805 6	75269	75269 3	AF x .001	00.0
				Total	231.18

32.4 ac BOR/175 ac. irrigated = 19% BOR x 231.18 = 43.92 AF BOR water used.

I calculate we used a total of 110.86 AF of Bureau water in 1999. Please call if you have any questions.

Sincerely,

John F. Birnie
John F. Birnie
Farm Management Consultant

RECEIVED

FEB - 2 2000

WATER RESOURCES DEPT.
SALEM, OREGON

Larry Parsons
November 18, 1999
Page 2

Notes:

- 1: not used in 1998.
- 2: new meter 1999 (required by WRD).
- 3: not used in 1999.

RECEIVED
FEB - 2 2000
WATER RESOURCES DEPT.
SALEM, OREGON

STATE OF OREGON

COUNTY OF MARION

PERMIT TO APPROPRIATE THE PUBLIC WATERS

THIS PERMIT IS HEREBY ISSUED TO

MILLER FOREST INC.
P.O. BOX 12395
SALEM, OREGON 97309

PHONE: (503) 391-8073

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

APPLICATION FILE NUMBER: G-14297

SOURCE OF WATER: FOUR WELLS IN THE WILLAMETTE RIVER BASIN

PURPOSE OR USE: IRRIGATION OF 27.8 ACRES

MAXIMUM RATE: 0.35 CUBIC FOOT PER SECOND

PERIOD OF USE: MARCH 1 THROUGH OCTOBER 31

DATE OF PRIORITY: APRIL 25, 1996

POINT OF DIVERSION LOCATION: SW 1/4 NW 1/4, SE 1/4 NW 1/4, NW 1/4 SW 1/4, SECTION 27, NE 1/4 NE 1/4, SECTION 28, T6S, R3W, W.M.; WELL #3 - 1750 FEET SOUTH AND 20 FEET EAST FROM NW CORNER, DLC 69; WELL #2A - 2150 FEET SOUTH AND 1040 FEET EAST FROM NW CORNER, DLC 69; OREY WELL - 1500 FEET NORTH AND 700 FEET EAST FROM SW CORNER, DLC 69; WEATHERS #3 - 510 FEET SOUTH AND 1000 FEET WEST FROM NW CORNER, DLC 69

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

THE PLACE OF USE IS LOCATED AS FOLLOWS:

SW 1/4 NE 1/4 6.8 ACRES
SW 1/4 NW 1/4 6.4 ACRES
SE 1/4 NW 1/4 1.2 ACRES
NE 1/4 SW 1/4 7.4 ACRES
SE 1/4 SW 1/4 3.4 ACRES
NW 1/4 SE 1/4 2.6 ACRES

SECTION 27

TOWNSHIP 6 SOUTH, RANGE 3 WEST, W.M.

Measurement, recording and reporting conditions:

- A. Before water use may begin under this permit, the permittee shall install a meter or other suitable measuring device as

approved by the Director. The permittee shall maintain the meter or measuring device in good working order.

- B. The permittee shall allow the watermaster access to the meter or measuring device; provided however, where the meter or measuring device is located within a private structure, the watermaster shall request access upon reasonable notice.
- C. The Director may require the permittee to keep and maintain a record of the amount (volume) of water used and may require the permittee to report water use on a periodic schedule as established by the Director. In addition, the Director may require the permittee to report general water use information, the periods of water use and the place and nature of use of water under the permit. The Director may provide an opportunity for the permittee to submit alternative reporting procedures for review and approval. In the event of a request for a change in point of appropriation, an additional point of appropriation or alteration of the appropriation facility associated with this authorized diversion, the quantity of water allowed herein, together with any other right, shall not exceed the capacity of the facility at the time of perfection of this right.

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

In the event of a request for a change in point of appropriation, an additional point of appropriation or alteration of the appropriation facility associated with this authorized diversion, the quantity of water allowed herein, together with any other right, shall not exceed the capacity of the facility at the time of perfection of this right.

To monitor the effect of water use from the well(s) authorized under this permit, the Department requires the water user to make and report annual static water level measurements. The static water level shall be measured in the month of March. Reports shall be submitted to the Department within 30 days of measurement.

Measurements must be made according to the following schedule:

Before Use of Water Takes Place

Initial and Annual Measurements

The Department requires the permittee to submit an initial water level measurement in the month specified above once well construction is complete and annually thereafter until use of water begins; and

After Use of Water has BegunReference Water Level Determination

Following the first year of water use, the user shall submit one static water level measurement in the month specified above which will establish the reference level against which future annual measurements will be compared. The water user is not required to measure additional water levels after the reference level has been determined unless required by the Director. The additional measurements may be required in a different month. If the measurement requirement is stopped, the Director may restart it at any time.

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 and be submitted to the Department on forms provided by the Department. The Department requires the individual performing the measurement to:

- (A) Identify each well with its associated measurement; and
- (B) Measure and report water levels to the nearest tenth of a foot as depth-to-water below ground surface; and
- (C) Specify the method used to obtain each well measurement; and
- (D) Certify the accuracy of all measurements and calculations submitted to the Department.

The water user shall discontinue use of, or reduce the rate or volume of withdrawal from, the well(s) if annual water level measurements reveal any of the following events:

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

The period of non or restricted use shall continue until the annual water level rises above the decline level which triggered the action or until 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 senior water rights. The water user shall in no instance allow excessive decline, as defined in Commission rules, to occur within the aquifer as a result of use under this permit. 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.

STANDARD CONDITIONS

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

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

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

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

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

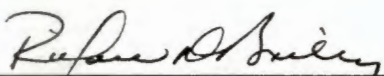
By law, the land use associated with this water use must be in compliance with statewide land-use goals and any local acknowledged land-use plan.

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

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

Actual construction of the well shall begin within one year from permit issuance. Complete application of water to the use shall be made on or before October 1, 2001.

Issued August 12, 1997


Martha O. Pagel, Director
Water Resources Department

Application G-14297 Water Resources Department
Basin 02 Volume 18A Clear Lake & Misc.
LKS MGMT.CODE 7BG, 7BR, 7EG, 7ER

PERMIT G-13194
District 16

FILE # G-14297

INITIALS: IR

PFO

SPFO

PROTEST

FO

IR - STANDARD

REGION & DIST: (1 2 16 18 - NWR) (3 4 5 - NCR)
(6 8 9 10 - ER) (11 12 17 - SCR) (14 15 19 - SWR)

WATER AVAILABILITY

DISTRICT BIO W. Slope Willamette Dist.

IR, PFO, SPFO, PROTEST, FO - CONDITIONAL

DIVISION 33-115 thru 140 Y / N (ODFW District Bio _____)

Col Riv Intertribal Fish Comm; USF&W; NW Power Plan Council; & NMFS)

DIVISION 33-310 thru 340 Y / N (ODFW District Bio _____);

Agriculture; DEQ Office _____; WM) Send-IR Fact Sheet & Map

AGENT _____

PFO, SPFO, PROTEST, FO - STANDARD:

REGION, DIST & ODFW BIO (see ir standard above)

ODFW DIST BIO (see ir standard above)

PFO, SPFO, PROTEST, FO - CONDITIONAL

WATER AVAILABILITY Y / N

AGENT CWRE - Larry W. Sebovsek

\$10 Letter To: _____

MAILERS INITIALS & DATE

IR

PFO

SPFO

PROTEST

FO

4-1-97
guy

4-1-97
guy

OVER Y / N

2-15-57

FO

10. 2. 1950 - 1951

RECEIVED

JUL 23 1997

Oregon Water Resources Department
Water Rights Division

WATER RESOURCES DEPT.
SALEM, OREGON

DRAFT PERMIT TO APPROPRIATE THE PUBLIC Water Rights Application
Number G-14297

THIS DRAFT PERMIT IS HEREBY ISSUED TO
Final Order

MILLER FOREST INC.

Application History

PHONE: (503) 307-8372

On April 25, 1996, MILLER FOREST INC submitted an application to the Department for a water use permit. The Department issued a Proposed Final Order on April 1, 1997. The protest period closed May 16, 1997, and no protest was filed.

The proposed use would not impair or be detrimental to the public interest, but the Department's continuing evaluation reveals that the Proposed Final Order requires modification to correctly describe the authorized source of water.

Order

Upon payment of outstanding permit recording fees, Application G-14297 shall be approved as modified above and as conditioned in the attached draft permit.

Permit recording fees are required in the amount of \$ 136.00. Said fees are due and payable no later than 60 days from the date of this Final Order. Failure to pay the required permit recording fees within 60 days from the date of this Final Order will result in the proposed rejection of Application G-14297.

DATED June 18, 1997

Martha O. Pagel
for Martha O. Pagel
Director

PLACED IN U.S. MAIL

JUL 1 1997

OREGON WATER RESOURCES DEPT.

Hearing and Appeal Rights

Under the provisions of ORS 537.170 and ORS 537.622, the applicant may request a contested case hearing by submitting the information required for a protest under ORS 537.153(6) or ORS 537.621(7) to the Department within 14 days after the date of mailing of this order as shown below. If a contested case hearing is requested, the Department must schedule one. In the contested case hearing, however, only those issues based on the above modifications to the proposed final order may be addressed.

Under the provisions of ORS 183.484, the applicant or any person having standing may appeal this order by filing a petition for review in the Circuit Court for Marion County or the circuit court for the county in which the applicant resides or has a principal business office. The petition for review must be filed within 60 days after the date this order is served.

Oregon Water Resources Department
Water Rights Division

Water Rights Application
Number G-14297

Final Order

Application History

On April 25, 1996, MILLER FOREST INC submitted an application to the Department for a water use permit. The Department issued a Proposed Final Order on April 1, 1997. The protest period closed May 16, 1997, and no protest was filed.

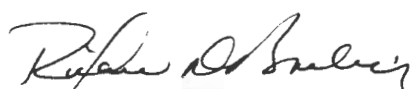
The proposed use would not impair or be detrimental to the public interest, but the Department's continuing evaluation reveals that the Proposed Final Order requires modification to correctly describe the authorized source of water.

Order

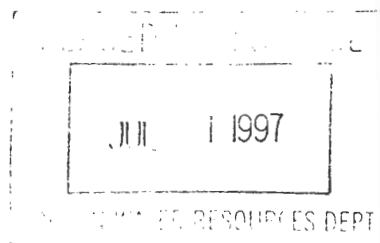
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DATED June 18, 1997



for Martha O. Pagel
Director



Hearing and Appeal Rights

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STATE OF OREGON

COUNTY OF MARION

DRAFT PERMIT TO APPROPRIATE THE PUBLIC WATERS

THIS DRAFT PERMIT IS HEREBY ISSUED TO

MILLER FOREST INC.
P.O. BOX 12395
SALEM, OREGON 97309

PHONE: (503) 391-8073

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

APPLICATION FILE NUMBER: G-14297

SOURCE OF WATER: FOUR WELLS IN THE WILLAMETTE RIVER BASIN

PURPOSE OR USE: IRRIGATION OF 27.8 ACRES

MAXIMUM RATE: 0.35 CUBIC FOOT PER SECOND

PERIOD OF USE: MARCH 1 THROUGH OCTOBER 31

DATE OF PRIORITY: APRIL 25, 1996

POINT OF DIVERSION LOCATION: SW 1/4 NW 1/4, SE 1/4 NW 1/4, NW 1/4 SW 1/4, SECTION 27, NE 1/4 NE 1/4, SECTION 28, T6S, R3W, W.M.; WELL #3 - 1750 FEET SOUTH AND 20 FEET EAST FROM NW CORNER, DLC 69; WELL #2A - 2150 FEET SOUTH AND 1040 FEET EAST FROM NW CORNER, DLC 69; OREY WELL - 1500 FEET NORTH AND 700 FEET EAST FROM SW CORNER, DLC 69; WEATHERS #3 - 510 FEET SOUTH AND 1000 FEET WEST FROM NW CORNER, DLC 69

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

THE PLACE OF USE IS LOCATED AS FOLLOWS:

SW 1/4 NE 1/4 6.8 ACRES
SW 1/4 NW 1/4 6.4 ACRES
SE 1/4 NW 1/4 1.2 ACRES
NE 1/4 SW 1/4 7.4 ACRES
SE 1/4 SW 1/4 3.4 ACRES
NW 1/4 SE 1/4 2.6 ACRES

SECTION 27

TOWNSHIP 6 SOUTH, RANGE 3 WEST, W.M.

Measurement, recording and reporting conditions:

- A. Before water use may begin under this permit, the permittee shall install a meter or other suitable measuring device as

approved by the Director. The permittee shall maintain the meter or measuring device in good working order.

- B. The permittee shall allow the watermaster access to the meter or measuring device; provided however, where the meter or measuring device is located within a private structure, the watermaster shall request access upon reasonable notice.
- C. The Director may require the permittee to keep and maintain a record of the amount (volume) of water used and may require the permittee to report water use on a periodic schedule as established by the Director. In addition, the Director may require the permittee to report general water use information, the periods of water use and the place and nature of use of water under the permit. The Director may provide an opportunity for the permittee to submit alternative reporting procedures for review and approval. In the event of a request for a change in point of appropriation, an additional point of appropriation or alteration of the appropriation facility associated with this authorized diversion, the quantity of water allowed herein, together with any other right, shall not exceed the capacity of the facility at the time of perfection of this right.

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

In the event of a request for a change in point of appropriation, an additional point of appropriation or alteration of the appropriation facility associated with this authorized diversion, the quantity of water allowed herein, together with any other right, shall not exceed the capacity of the facility at the time of perfection of this right.

To monitor the effect of water use from the well(s) authorized under this permit, the Department requires the water user to make and report annual static water level measurements. The static water level shall be measured in the month of March. Reports shall be submitted to the Department within 30 days of measurement.

Measurements must be made according to the following schedule:

Before Use of Water Takes Place

Initial and Annual Measurements

The Department requires the permittee to submit an initial water level measurement in the month specified above once well construction is complete and annually thereafter until use of water begins; and

After Use of Water has Begun**Reference Water Level Determination**

Following the first year of water use, the user shall submit one static water level measurement in the month specified above which will establish the reference level against which future annual measurements will be compared. The water user is not required to measure additional water levels after the reference level has been determined unless required by the Director. The additional measurements may be required in a different month. If the measurement requirement is stopped, the Director may restart it at any time.

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 and be submitted to the Department on forms provided by the Department. The Department requires the individual performing the measurement to:

- (A) Identify each well with its associated measurement; and
- (B) Measure and report water levels to the nearest tenth of a foot as depth-to-water below ground surface; and
- (C) Specify the method used to obtain each well measurement; and
- (D) Certify the accuracy of all measurements and calculations submitted to the Department.

The water user shall discontinue use of, or reduce the rate or volume of withdrawal from, the well(s) if annual water level measurements reveal any of the following events:

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

The period of non or restricted use shall continue until the annual water level rises above the decline level which triggered the action or until 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 senior water rights. The water user shall in no instance allow excessive decline, as defined in Commission rules, to occur within the aquifer as a result of use under this permit. 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.

STANDARD CONDITIONS

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

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

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

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

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

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

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

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

Actual construction of the well shall begin within one year from permit issuance. Complete application of the water to the use shall be made on or before October 1, 2001.

Issued _____, 199_

DRAFT - THIS IS NOT A PERMIT

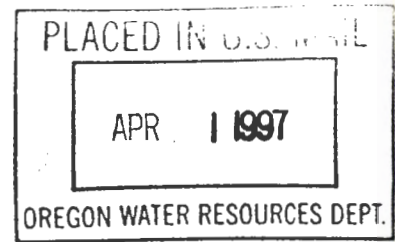
Martha O. Pagel, Director
Water Resources Department

Application G-14297
Basin 02
LKS

Water Resources Department
Volume 18A Clear Lake & Misc.
MGMT.CODE 7BG, 7BR, 7EG, 7ER

PERMIT DRAFT
District 16

Oregon Water Resources Department
Water Rights Division



Water Rights Application
Number G-14297

Proposed Final Order

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

Application History

On April 25, 1996, MILLER FOREST INC. submitted an application to the Department for the following water use permit:

- Amount of Water: 0.35 CUBIC FOOT PER SECOND (CFS)
- Use of Water: IRRIGATION OF 27.8 ACRES
- Source of Water: FOUR WELLS IN THE WILLAMETTE RIVER BASIN
- Area of Proposed Use: MARION County within SECTION 27, TOWNSHIP 6 SOUTH, RANGE 3 WEST, W.M.

On OCTOBER 22, 1996, the Department mailed the applicant notice of its Initial Review, determining that the appropriation of 0.35 CFS of water from 4 wells within the Willamette Basin for Irrigation of 27.8 acres may be allowed from March 1 through October 31 of each year. The applicant did not notify the Department to stop processing the application within 14 days of that date.

On NOVEMBER 12, 1996, the Department gave public notice of the application in its weekly notice. The public notice included a request for comments, and information for interested persons about both obtaining future notices and a copy of the proposed final order.

No written comments were received within 30 days.

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

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

- any general basin-wide standard for flow rate and duty of water allowed
- the need for a flow rate and duty higher than the general standard
- any comments received

Findings of Fact

The Willamette Basin Program allows the following uses: IRRIGATION OF 27.8 ACRES.

Senior water rights exist on FOUR WELLS, IN THE WILLAMETTE RIVER BASIN, or on downstream waters.

FOUR WELLS, IN THE WILLAMETTE RIVER BASIN, are not within or above a State Scenic Waterway.

Water is available for further appropriation for the period MARCH 1 THROUGH OCTOBER 31.

The Department finds that no more than 0.35 CFS would be necessary for the proposed use. The amount of water requested, 0.35 CFS, is allowable.

The wells are not within a designated critical ground water area.

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

The Groundwater Section finds that 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.

Conclusions of Law

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.

The proposed use requested in this application is allowed in the Willamette Basin Plan.

No preference for this use is granted under the provisions of ORS 536.310(12).

Water is available for the proposed use.

The proposed use will not injure other water rights.

The proposed use complies with rules of the Water Resources Commission.

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

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

For these reasons, the required presumption has been established.

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

- (a) One or more of the criteria for establishing the presumption are not satisfied; or
- (b) The proposed use would not ensure the preservation of the public welfare, safety and health as demonstrated in comments, in a protest . . . or in a finding of the department that shows:
 - (A) The specific aspect of the public welfare, safety and health under ORS 537.525 that would be impaired or detrimentally affected; and
 - (B) Specifically how the identified aspect of the public welfare, safety and health under ORS 537.525 would be impaired or be adversely affected.

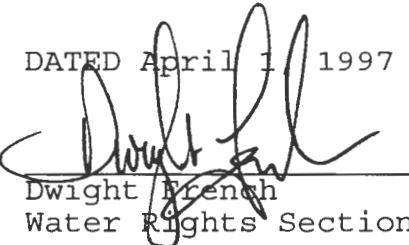
In this application, all criteria for establishing the presumption have been satisfied, as noted above. The presumption has not been overcome by a preponderance of evidence that the proposed use would impair or be detrimental to the public interest.

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

Recommendation

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

DATED April 1, 1997


Dwight French
Water Rights Section Manager

Protest Rights

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

- Your name, address, and telephone number;
- A description of your interest in the proposed final order, and, if you claim to represent the public interest, a precise statement of the public interest represented;
- A detailed description of how the action proposed in this proposed final order would impair or be detrimental to your interest;
- A detailed description of how the proposed final order is in error or deficient, and how to correct the alleged error or deficiency;
- Any citation of legal authority to support your protest, if known; and
- If you are not the applicant, the \$200 protest fee required by ORS 536.050 and proof of service of the protest upon the applicant.
- If you are the applicant, a statement of whether or not you are requesting that a contested case hearing be held. If you do not request a hearing, the Department will presume that you do not wish for a hearing to be held.

Your protest must be received in the Water Resources Department no later than **May 16, 1997**.

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

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

LKS

DRAFT

This is not a permit!!!
STATE OF OREGON

DRAFT

COUNTY OF MARION

DRAFT PERMIT TO APPROPRIATE THE PUBLIC WATERS

THIS DRAFT PERMIT IS HEREBY ISSUED TO

MILLER FOREST INC.
P.O. BOX 12395
SALEM, OREGON 97309

PHONE: (503) 391-8073

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

APPLICATION FILE NUMBER: G-14297

SOURCE OF WATER: A WELL IN THE WILLAMETTE RIVER BASIN

PURPOSE OR USE: IRRIGATION OF 27.8 ACRES

MAXIMUM RATE: 0.35 CUBIC FOOT PER SECOND

PERIOD OF USE: MARCH 1 THROUGH OCTOBER 31

DATE OF PRIORITY: APRIL 25, 1996

POINT OF DIVERSION LOCATION: SW 1/4 NW 1/4, SE 1/4 NW 1/4, NW 1/4 SW 1/4, SECTION 27, NE 1/4 NE 1/4, SECTION 28, T6S, R3W, W.M.; WELL #3 - 1750 FEET SOUTH AND 20 FEET EAST FROM NW CORNER, DLC 69; WELL #2A - 2150 FEET SOUTH AND 1040 FEET EAST FROM NW CORNER, DLC 69; OREY WELL - 1500 FEET NORTH AND 700 FEET EAST FROM SW CORNER, DLC 69; WEATHERS #3 - 510 FEET SOUTH AND 1000 FEET WEST FROM NW CORNER, DLC 69

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

THE PLACE OF USE IS LOCATED AS FOLLOWS:

SW 1/4 NE 1/4 6.8 ACRES
SW 1/4 NW 1/4 6.4 ACRES
SE 1/4 NW 1/4 1.2 ACRES
NE 1/4 SW 1/4 7.4 ACRES
SE 1/4 SW 1/4 3.4 ACRES
NW 1/4 SE 1/4 2.6 ACRES

SECTION 27

TOWNSHIP 6 SOUTH, RANGE 3 WEST, W.M.

Application G-14297 Water Resources Department

PERMIT DRAFT

Measurement, recording and reporting conditions:

- A. Before water use may begin under this permit, the permittee shall install a meter or other suitable measuring device as approved by the Director. The permittee shall maintain the meter or measuring device in good working order.
- B. The permittee shall allow the watermaster access to the meter or measuring device; provided however, where the meter or measuring device is located within a private structure, the watermaster shall request access upon reasonable notice.
- C. The Director may require the permittee to keep and maintain a record of the amount (volume) of water used and may require the permittee to report water use on a periodic schedule as established by the Director. In addition, the Director may require the permittee to report general water use information, the periods of water use and the place and nature of use of water under the permit. The Director may provide an opportunity for the permittee to submit alternative reporting procedures for review and approval. In the event of a request for a change in point of appropriation, an additional point of appropriation or alteration of the appropriation facility associated with this authorized diversion, the quantity of water allowed herein, together with any other right, shall not exceed the capacity of the facility at the time of perfection of this right.

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

In the event of a request for a change in point of appropriation, an additional point of appropriation or alteration of the appropriation facility associated with this authorized diversion, the quantity of water allowed herein, together with any other right, shall not exceed the capacity of the facility at the time of perfection of this right.

To monitor the effect of water use from the well(s) authorized under this permit, the Department requires the water user to make and report annual static water level measurements. The static water level shall be measured in the month of (Generally March). Reports shall be submitted to the Department within 30 days of measurement.

Measurements must be made according to the following schedule:

Before Use of Water Takes Place

Initial and Annual Measurements

The Department requires the permittee to submit an initial water level measurement in the month specified above once well construction is complete and annually thereafter until use of water begins; and

After Use of Water has Begun

Reference Water Level Determination

Following the first year of water use, the user shall submit one static water level measurement in the month specified above which will establish the reference level against which future annual measurements will be compared. The water user is not required to measure additional water levels after the reference level has been determined unless required by the Director. The additional measurements may be required in a different month. If the measurement requirement is stopped, the Director may restart it at any time.

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 and be submitted to the Department on forms provided by the Department. The Department requires the individual performing the measurement to:

- (A) Identify each well with its associated measurement; and
- (B) Measure and report water levels to the nearest tenth of a foot as depth-to-water below ground surface; and
- (C) Specify the method used to obtain each well measurement; and
- (D) Certify the accuracy of all measurements and calculations submitted to the Department.

The water user shall discontinue use of, or reduce the rate or volume of withdrawal from, the well(s) if annual water level measurements reveal any of the following events:

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

The period of non or restricted use shall continue until the annual water level rises above the decline level which triggered the action or until 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 senior water rights. The water user shall in no instance allow excessive decline, as defined in Commission rules, to occur within the aquifer as a result of use under this permit. 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.

STANDARD CONDITIONS

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

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

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

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

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

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

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

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

Application G-14297

Actual construction of the well shall begin within one year from permit issuance. Complete application of the water to the use shall be made on or before October 1, 2001.

Issued _____, 199_

DRAFT - THIS IS NOT A PERMIT

Water Resources Department
Director

Application G-14297 Water Resources Department
Basin 02 Volume 18A Clear Lake & Misc.
LKS MGMT.CODE

PERMIT DRAFT
District 16

FILE # G-14297
WEEK # 88

FO CHECKLIST

REVIEW DATE: 6 / 5 / 97

PFO TO FO CONVERSION

INITIALS: **DB**

In preparing the FO, you should check the following:

1. Y / ☒ N Were comments or protests received? If so, **from whom and when?**
2. ☒ On the PFO CC list, verify names and addresses of **ALL** commentors (regardless of comment date), **affected landowners**, and **those who paid the \$10 fee.**
3. ☒ N Have affected landowners been notified?
4. Y / ☒ N Is the file lacking a signed oath of accuracy for the application?
5. Y / ☒ N Has ODFW asked for self certification of screening condition? If so, write "ODFW CERT" in the permit blank on the front of the file.
6. Y / ☒ N Is water use prohibited for one or more months of the normal use period?
7. ☒ N If # 6 = "Y", is short season letter on file? Note: If short season letter is lacking, see Item #10 below. Give applicant 60 days to submit required information.
8. 136 Verify payment of recording fees (circle the appropriate option)
(1) Issue FO w/permit if fees are paid -- Prepare refund request for excess fees, **including standing fees if no protest is filed and no modifications are being made to the PFO**
(2) Issue FO w/o permit if fees are lacking
9. ☒ N Is further processing possible? If not state reason: _____
10. ☒ Notify applicant of additional information or fees required prior to permit issuance. (**SEND CERTIFIED LETTER** & use standard wording from M:\T\FO\TOOLS if possible)
11. ☒ Assign permit numbers to files with oath, fees, and no protests or other issues
12. Y / ☒ N Do the PFO conclusions requires modification? Why? _____
(If YES, circle FOMOD and one other type below)

FO Type: (circle types) DENIAL FO w/o PERMIT FO & PERMIT FOMOD

COMMENTS:

Δ A well to four wells ,

Fee

7B/E

Initials **DB**

Modify FO as needed to:

13. ☒ Respond to significant comments, issues, or disputes related to the proposed use of water (see notes, if any, listed above)
 14. ☒ Include or exclude permit conditions and management codes
 15. ☒ Correct PFO errors (such as POD or POU location (verify from map), Permit format)
- Once FO document is completed:
16. ☒ Save WordPerfect document in M:\T\FO\WEEK 88& delete duplicates
 17. ☒ Print final draft of document and submit to team leader for review
 18. Y / N Team leader review completed

OCTOBER 22, 1996

WATER
RESOURCES
DEPARTMENT

MILLER FOREST, INC.
PO BOX 12395
SALEM, OREGON 97309

Reference: File G-14297

Dear Applicant:

**THIS IS NOT A PERMIT AND IS
SUBJECT TO CHANGE AT NEXT PHASE OF PROCESS**

This letter is to inform you of the status of your application for water use. Based on the information you have supplied, the Water Resources Department has reached the following conclusions:

Initial Review Determinations:

1. Your application is complete and not defective.
2. The proposed use is not prohibited by law or rule.
3. The use of water for IRRIGATION OF 27.8 ACRES **is allowed** under OAR 502, the Willamette Basin Program, [OAR 690-502-160(2)].
4. Based on a groundwater review, the Department has determined these four wells **will not** have the potential for substantial interference with the nearest surface water source, namely Clear Lake.
5. The appropriation of 0.35 CUBIC FOOT PER SECOND of water from four wells within the Willamette Basin for IRRIGATION OF 27.8 ACRES **is likely available** from March 1 through October 31, during the irrigation season.

Summary of Initial Determinations

The appropriation of 0.35 cubic foot per second of water from four wells within the Willamette Basin for Irrigation of 27.8 acres may be allowed from March 1 through October 31 of each year.



Commerce Building
158 12th Street NE
Salem, OR 97310-0210
(503) 378-3739
FAX (503) 378-8130

October 22, 1996

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

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

To Proceed With Your Application:

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

Withdrawal Refunds:

If you choose not to proceed, you may withdraw your application and receive a refund (minus a \$50 processing charge per application.) To accomplish this you must notify the Department in writing by **NOVEMBER 5, 1996**. For your convenience you may use the enclosed "STOP PROCESSING" form.

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

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

October 22, 1996

3. To monitor the effect of water use from the well(s) authorized under this permit, the Department requires the water user to make and report annual static water level measurements. The static water level shall be measured in the month of (Generally March). Reports shall be submitted to the Department within 30 days of measurement.

Measurements must be made according to the following schedule:

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- (A) Identify each well with its associated measurement; and
- (B) Measure and report water levels to the nearest tenth of a foot as depth-to-water below ground surface; and
- (C) Specify the method used to obtain each well measurement; and
- (D) Certify the accuracy of all measurements and calculations submitted to the Department.

The water user shall discontinue use of, or reduce the rate or volume of withdrawal from, the well(s) if annual water level measurements reveal any of the following events:

October 22, 1996

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

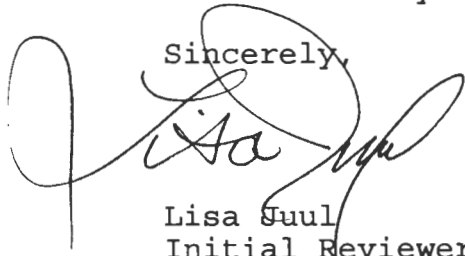
The period of non or restricted use shall continue until the annual water level rises above the decline level which triggered the action or until the Department determines, based on the permittee's and/or the Department's data and analysis, that no action is necessary because the aquifer in question can sustain the observed declines without adversely impacting the resource or senior water rights. The water user shall in no instance allow excessive decline, as defined in Commission rules, to occur within the aquifer as a result of use under this permit. 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.

4. The priority date for this application is April 25, 1996.

If you have any questions:

Feel free to call me at (503) 378-8455 ext. 267 or 1 (800) 624-3199 if you have any questions. Please have your application number available if you call.

Sincerely,



Lisa Tuul
Initial Reviewer
Water Rights Division

cc: Regional Manager, Watermaster, Water Availability
Section
enclosures: Flow Chart of Water Right Process
Stop Processing Form

Application No. _____

6-14297

RECEIVED

APR 25 1996

State of Oregon
WATER RESOURCES DEPARTMENT

WATER RESOURCES DEPT.
SALEM, OREGON

Application for a Permit to Appropriate Groundwater

Applicant(s) Miller Forest, Inc.

(Please print or type - use dark ink)

Mailing Address: P.O. Box 12395

Salem, OR 97309 (503) 391-8073
City State Zip Daytime Phone No.

I (We) make application for a permit to appropriate the following described ground waters of the State of Oregon:

1. **THE DEVELOPMENT** (number of wells, tile lines, infiltration galleries, etc.): 4 Wells within
Willamette River Basin.

If development is less than one mile from a natural stream, give the following:

Distance from development to stream: ± 1600'

Elevation difference between streambed and development: ± 20'

NOTE: Wells must be constructed according to standards set by the department for the construction and maintenance of water wells. If the well is already constructed, please enclose a copy of the well driller's log with this application, and skip to Section 2 below.

See files G-2271 & G-7902

Diameter of well: _____ Depth in feet: _____

Type and size of well casing: _____ No. of feet: _____

Estimated depth to water: _____

Type of access port or measuring device: _____

Wells to be drilled by: _____

Address: _____

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

2. **TOTAL AMOUNT OF WATER** to be applied to beneficial use: 0.35 cubic feet per second, OR _____ gallons per minute. If water is to be used from more than one groundwater source, give the quantity of water from each: _____

3. **INTENDED USE(s) OF WATER:** Irrigation

If for more than one use, give the quantity of water from each source for each use; _____

If for DOMESTIC use, state the number of households to be supplied; _____

If for MUNICIPAL OR QUASI-MUNICIPAL use, state the present population to be served, and an estimate of the future requirements; (List population projections, water needs, anticipated areas to be provided water.)

If for MINING use, state the nature (gold, silver, etc.) of the mines to be served; _____

If for IRRIGATION, or other land area use, state the TOTAL number of acres to be developed under each use;

Irrigation 27.8 acres

Other (describe) _____

4. **DESCRIPTION OF WATER DELIVERY SYSTEM:** *Include dimensions and type of construction of diversion works, length and dimensions of supply ditches or pipelines, size and type of pump and motor. If for irrigation, describe the type of system (i.e., flood, wheel line, hand line, drip, other).*

See files G-2271 & G-7902

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

Proposed date construction work will begin 1 year from permit.

Proposed date construction work will be completed 2 years from permit.

Proposed date water use will be completed 3 years from permit.

NOTE: *Prior to the issuance of a permit it will be necessary to submit a map prepared by a Certified Water Right Examiner (CWRE) and a complete legal description of the property on which the water is to be used. The legal description may be copied from your deed, title insurance policy, or land sales contract.*

6. a) *In the event any deficiencies are noted involving the application map enclosed herein, please return the map with instructions for correction to (check one):*

____ Applicant X CWRE ____ Other (Identify in REMARKS section)

b) In the event any deficiencies are noted involving the application, please return the application with instructions for correction to (check one):

____ Applicant X CWRE ____ Other (Identify in REMARKS section)

7. Are all lands involved (including the proposed diversion site, place of use, and access for conveying the water) under your ownership? Yes. If not, list in the REMARKS section below, or on an attached sheet, the names and mailing addresses of the legal owners of all property involved in the proposed development.

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

REMARKS: See T-7018 for L.D.

This application prepared by Terry W. Johnson

I/We certify that the information I have provided in this application is an accurate representation of the proposed water use and is true and correct to the best of my knowledge:

Terry W. Johnson
Signature
for Miller Forest, Inc
Signature

April 25, 1996
Date

Date

RECEIVED

APR 25 1996

WATER RESOURCES DEPT
SALEM, OREGON

FOR WATER RESOURCES DEPARTMENT USE ONLY

Dear Applicant:

I certify that I have examined the foregoing application, together with the accompanying information, and am returning it to you for:

In order to retain its tentative priority, this application must be returned with the requested corrections or additions on or before:

_____, 19____.

WITNESS my hand this _____ day of _____, 19____.

Water Resources Director

By: _____

This instrument was first received in the office of the Water Resources Director at Salem, Oregon, on the 25 day of April, 1996, at 1:00 o'clock, PM M.

APPLICATION NO: 6-14297

TO: Water Rights Section

FROM: Groundwater/Hydrology Section

Reviewer's Name

SUBJECT: Application G-14297

Sept 30, 1996

Marc Horton

GROUNDWATER/SURFACE WATER CONSIDERATIONS

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

GROUNDWATER AVAILABILITY CONSIDERATIONS

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

REMARKS: _____

(Well Construction Considerations on Reverse Side)

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

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

RECOMMENDATION:

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

THIS SECTION TO BE COMPLETED BY ENFORCEMENT PERSONNEL

I concur in G/H's recommendation A or B above relating to conditioning or withholding the permit
_____, 199____
(Signature)

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

_____, 199____
(Signature)

Water Right Conditions Tracking Slip

Groundwater/Hydrology Section

FILE ## G-14297

ROUTED TO: W.R

TOWNSHIP/

RANGE-SECTION: 6S/3W-27&28

CONDITIONS ATTACHED? ☒ yes ☐ no

REMARKS OR FURTHER INSTRUCTIONS:

Reviewer: Marc A. Noto

P.N. = 11/12/96

PFO CHECKLIST

Application #: 6 14297

Basin: Williamette

WAB: _____

Township 6 S Range 30 W Section 27 1/4 1/4

V. 18A Clear LK
& Misen

- ☒ 1. Is the file complete by the Completeness Checklist? Y / N
- ☒ 2. Shortcomings (items needed before a permit and/or FO can be issued) Y N
- ☒ 3. Check file for indicators that the process **should not** continue until a later date (ie - protest, letter to file indicating hold, or other)
- ☒ 4. Groundwater Review A B C D conditions 7B, 7E (convert old gw conditions to the 7 series and add to the PFO, if necessary)
Clear Lake
 - ☒ a. Is second groundwater review necessary? (comments) Y / N
 - ☒ b. Is HB 1033 review complete? Y / N
- ☒ 5. If source is groundwater, is the well located in a groundwater limited area? (If applicable, include map with POD) Y N
- ☒ 6. Is use from a B.O.R. project? Y N Contract in file? Y / N Contract # _____
- ☒ 7. Is the use allowed by the Basin Program? Y N Limited? Y / N _____
- ☒ 8. Water Availability Data OK / REDONE NA (50% before July 17, 1992; 80% live flow & 50% storage after July 17, 1992)
- ☒ 9. Is the source withdrawn or limited by statute or Department withdrawal order? Y / N
- ☒ 10. Is the Proposed Use located in or above a Scenic Waterway? Y / N
- ☒ 11. Is the proposed use located in a TMDL Basin? (Tualatin, Yamhill, Pudding) Y / N
- ☒ 12. Division 33 has been addressed - if applicable (Above Bonn after July 17, 1992 & Below Bonn after April 8, 1994; June 3, 1994; or Statewide - in shaded areas on T, E, and S Map - after June 3, 1994) Y / N NA
- ☒ 13. Have conflicts been identified, verified and/or addressed? Y / N None identified by I.R.
- ☒ 14. Rate 1/80 Duty 2 1/2 Irrigation Season March -> Oct
- ☒ 15. Period of Allowed Use March -> Oct
- ☒ 16. Allowed Rate of Use 0.35 cfs
requesting 0.35 cfs from 4 wells
- ☒ 17. Is the use Small (≤ 0.1 cfs, ≤ 9.2 AF), Medium (> 0.1 or < 1.5 cfs, > 9.2 or < 100 AF) or Large (≥ 1.5 cfs, ≥ 100 AF)?
- ☒ 18. Conditions 7B, 7E, POD
- ☒ 19. Documents used in determination are attached and highlighted
See I.R. checklist
- ☒ 20. Spell Check
- ☒ 21. Check for Accuracy
 $27.8 \text{ ac} \times \frac{1}{80} = 0.347$
- ☒ 22. Final PFO report hard copy check (format, margins, etc.)
- ☒ 23. Final PFO has been saved to m:\t\pfo\done\week#\application #
- ☒ 24. Fill out IR/PFO/FO CC List (don't forget to check for other property owners)
 - ☒ a. Re-notify Water Availability? (Rate, Duty and Period of Allowed Use changes) Y / N

Name: Laura Smedley Date: 3-25-97

IR CHECKLIST

Application #: G-14297

Basin: 2-Willamette WAB: N/A

POU-WAB: 010500

Township 6 South Range 3 West Section 27 1/4 1/4 POD-SWNW, SENW

1. ☒ Use(s) Irrigation of 27.8 ac POU-SWNE, SWNW, SENW, NESW, SESW
& NWSE
2. ☒ Priority Date(s) April 25, 1996 Section 28 - POD - NENE
3. ☒ Completeness check verified. (Y) N
4. ☒ Indicators that the process should not continue (ie - items missing, letter to file indicating hold, or other) Y (N)
5. ☒ Watermaster Dist: (1 2 16 18 - NWR) (3 4 5 - NCR) (6 8 9 10 - ER) (11 12 17 - SCR) (14 15 19 - SWR)
6. ☒ Land use approval OK'd needs approval county notified
7. ☒ Groundwater review A (B) C D
a. Is the well located in a groundwater limited area? Y (N) Groundwater Limited Area: _____
b. Conditions from groundwater review. 7B & 7E
8. ☒ SWW Y (N) Name Scenic Waterway: _____
9. ☒ Rate: 1/80 CFS Duty: 2 1/2 ACRE-FEET Season: March 1 - October 31
10. ☒ Basin Program limitations? Y / N EAR 690-502-160(2)
11. ☒ Withdrawn? Y (N) Restriction and ORS or Special Order _____
12. ☒ Basin Maps in metal cabinet have been checked. Y / N
13. ☒ TMDL Basin? Y (N) (Tualatin, Yamhill, Pudding)
14. Storage Project (BOR or Douglas County) Y / N Contract # _____
15. ☒ Conflicts Y (N) No Conflict * Unable to locate T-7018
-see Application
16. ☒ Water Availability (50% < July 17, 1992 ** 80% [50% storage] > July 17, 1992) (NA)
17. ☒ Conditions? Y / N 7B & 7E
18. ☒ DIVISION 33 Y (N) Map Date 6-25-96
19. ☒ TRIAG Y (N) conditions/restrictions Y (N)
20. ☒ Letter will be Good Limited Bad Bad w/IRshort
21. ☒ Save to m:\t\ir\sent\app#.w51

Requested 27.8 ac
0.35 cfs

CC: CWRE # 229
Larry W. Tebousek

$$27.8 \text{ ac} \div 80 = 0.35 \text{ cfs}$$

Name: [Signature]

Date: 10-18-96

fish life, wildlife, recreation, pollution abatement, wetland enhancement and public instream uses.

(3) Multnomah Channel and drainage waters originating within drainage districts are classified for domestic, livestock, municipal, industrial, irrigation, commercial, agricultural, mining, power, fish life, wildlife, recreation, pollution abatement, wetland enhancement and public instream uses.

(4) Except as specified in subsections (1)(a), (b) and (c) of this rule, all stream systems in the Columbia Subbasin and Columbia Slough are classified year-round only for domestic, commercial use for customarily domestic purposes not to exceed 0.01 cfs, livestock and public instream uses.

Stat. Auth.: ORS 536.300 & 536.340

Hist.: WRD 4-1992, f. & cert. ef. 3-13-92

Groundwater Classifications and Conditions

690-502-160 (1) Use of groundwater from the basalt aquifer within the Cooper-Bull Mountain Critical Groundwater Area shall be as described in the State Engineer's order designating the Cooper-Bull Mountain Critical Groundwater Area dated May 17, 1974.

(2) **Groundwater Classification:** The ground-water resources of the Willamette Basin are classified for domestic, livestock, irrigation, municipal, industrial, agricultural, commercial, power, mining, recreation, fish life, wildlife, pollution abatement, wetland enhancement and statutorily exempt groundwater uses with the following exceptions:

(a) Groundwater from the *shallow* Troutdale aquifer and the specially designated portion of the *deep* Troutdale aquifer in the Sandy-Boring area is classified for exempt uses only. The Sandy-Boring Groundwater Limited Area is as described and shown in Exhibit 1. Groundwater applications pending on October 4, 1991 shall be processed according to the classifications in effect on the date the application was filed and shall contain the Special Permit Conditions specified in section (4) of this rule. Applications may be rejected if the aquifer displays any of the adverse impacts defined in OAR 690-08. Applications submitted after October 4, 1991 shall be processed according to the requirements of these rules and classifications;

(b) Groundwater from the basalt aquifers in the Damascus, Glad Tidings, Kingston, Mt. Angel, Parrett Mountain, and Stayton-Sublimity areas, and the Troutdale aquifer in the Damascus area is classified for exempt uses only:

(A) The Damascus Groundwater Limited Area is as described and shown in Exhibit 2. The Glad Tidings Groundwater Limited Area is as described and shown in Exhibit 3. The Kingston Groundwater Limited Area is as described and shown in Exhibit 4. The Mt. Angel Groundwater Limited Area is as described and shown in Exhibit 5. The Parrett Mountain Groundwater Limited Area is as described and shown in Exhibit 9. The Stayton-Sublimity Groundwater Limited Area is as described and shown in Exhibit 7;

(B) Groundwater applications pending on October 4, 1991 shall be processed according to the classifications in effect on the date the application was filed. Permits may be issued for a period not to exceed five years and shall contain the Special Permit Conditions specified in section (3) of this rule. Permits may be extended for additional five-year periods if the Director finds that the groundwater resource can probably support the extended use. Applications may be rejected or permit or certificate extensions may be denied if the aquifer displays any of the adverse impacts defined in OAR 690-08. Applications submitted after October 4, 1991 shall be processed according to the requirements of these rules and classifications. Within two years of permit issuance, the applicant shall prepare a plan for the Water

TOWNSHIP 6S RANGE 3W W. M. Card #1 SECTION 27

NE				NW				SW				SE				APPLICATION NUMBER	PERMIT NUMBER	CERTIFICATE NUMBER
NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE			
~~DL669~~				~~DL669~~				~~DL669~~				~~DL669~~						
				Lot 1 Lot 2				Lot 3 Lot 4										
TOTAL ACREAGE IN SUBDIVISION AS SHOWN ON GOVERNMENT PLAT																		
~~12~~				~~10~~												~~9655~~	~~7152~~	~~8188~~
												14 ² 24 ²				12212	8856	15047
30 20 40 35				10 25 25 40				40 25 12 20 35 40				10 18				21229	16685	
				13 ²				10 ² 18 ²								GR-368	GR-354	
								99 50								~~6-7628~~	~~6-7511~~	~~3~~
								Error in entry								GR-1298	GR-1255	
												4 24				GR-1509	GR-1457	
				5												GR-1566	GR-1508	✓ NCR
				15 ² 22 ² 19 ² 29 ²												6-2271	6-2083	35019 ✓ NCR
10 ⁴ 1 ² 6 ² 18 ²																37503	27951	35020
C 10 ⁶ 15 ⁸				Orch				8 ⁴				Turnidge				21229	16685	30040 ✓ NCR
								6 ² 32 ² 32 ² 17 ⁶ 14 ²								21229	16685	30041

(SEE BACK OF CARD FOR PLAT OF SECTION)

TOWNSHIP 6S RANGE 3W W. M. Card #2 SECTION 27

NE				NW				SW				SE				APPLICATION NUMBER	PERMIT NUMBER	CERTIFICATE NUMBER
NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE			
ACREAGE IN LOT OR LEGAL SUBDIVISION AS SHOWN ON GOVERNMENT PLAT, IF OTHER THAN 40 ACRES																		
Mun Mun				Mun Mun				Mun Mun				Mun Mun				Tr. Sp. Or. V. 12 156		
				13 ² 20 ² 24 ² 10 ²												GR-3278	GR-3047	1 ✓ NCR
												4 ⁸ 11 ²				40646	30279	35675 ✓ NCR
17 ¹ 12 ² 11 ⁴ 2 ²				5 ²¹												37503	27951	35020
10 ⁴ 1 ² 6 ² 18 ²																37503	Supplemental 27951	35020
1				1 ⁴												6-7807	6-7376	48749
1 7								8 ⁴				6 ² 5 ² 6 ²				6-7808	6-7377	48750
								MUN				MUN				Supplemental 6-7902	6-7306	57923 ✓ NCR
												MUN				6-10446	6-9771	56362
												MUN				7-5976	(1-96801)	
				MUN												6-11976		
												MUN				6-12793	6-11849	

OREGON WATER RESOURCES PLAT CARD: Township 6.00 S Range 3.00 W SECTION 27

APP. NO. / PERMIT NO.	CERT NO.	BOV'T LOT DLC	NE	NW	SW	SF	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SF
G 11978 0	0 V	(MU)																
G 14297 0	0 V									1.20 (1R)								
G 14297 0	0 V	LOT 2							8.40 (1R)									
G 14297 0	0 V				8.80 (1R)													
G 14297 0	0 V									7.40 (1R)								
G 14297 0	0 V													3.40 (1R)				
G 14297 0	0 V																2.60 (1R)	

(USE ADDITIONAL SHEETS IF NECESSARY)

WATER WELL REPORT

STATE OF OREGON

State Well No.

State Permit No.

(1) OWNER:

Name Gordon Turnidge
Address _____

(2) LOCATION OF WELL:

County MARION Owner's number, if any—
1/4 1/4 Section T. R. W.M.
Bearing and distance from section or subdivision corner
2320' S 4 1175' E from NW
Corner DLC 69

(3) TYPE OF WORK (check):

New Well ☒ Deepening ☐ Reconditioning ☐ Abandon ☐
If abandonment, describe material and procedure in Item 11.

PROPOSED USE (check):

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

(5) TYPE OF WELL:

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

(6) CASING INSTALLED:

10" Diam. from 1 ft. to 40 ft. Gage 250
" Diam. from _____ ft. to _____ ft. Gage _____
" Diam. from _____ ft. to _____ ft. Gage _____

(7) PERFORATIONS:

Perforated? ☒ Yes ☐ No
Type of perforator used shots
SIZE of perforations 48 in. by 33 in. 39
perforations from _____ ft. to _____ ft.
perforations from _____ ft. to _____ ft.
perforations from _____ ft. to _____ ft.
perforations from _____ ft. to _____ ft.

(8) SCREENS:

Well screen installed ☐ Yes ☐ No
Manufacturer's Name _____
Type _____ Model No. _____
Slot size _____ Set from _____ ft. to _____ ft.
Slot size _____ Set from _____ ft. to _____ ft.

(9) CONSTRUCTION:

Was well gravel packed? ☐ Yes ☐ No Size of gravel: _____
Gravel placed from _____ ft. to _____ ft.
Was a surface seal provided? ☐ Yes ☐ No To what depth? _____ ft.
Material used in seal—
Did any strata contain unusable water? ☐ Yes ☐ No
Type of water? _____ Depth of strata _____
Method of sealing strata off _____

(10) WATER LEVELS:

Static level 16 ft. below land surface Date 5-12-60
Artesian pressure _____ lbs. per square inch Date _____

Log Accepted by:

[Signed] _____ Date _____, 19____
(Owner)

(11) WELL TESTS:

Drawdown is amount water level is lowered below static level

Was a pump test made? ☒ Yes ☐ No If yes, by whom? Driller
Yield: 600 gal./min. with 4 ft. drawdown after 2 hrs.

Bailer test _____ gal./min. with _____ ft. drawdown after _____ hrs.

Artesian flow _____ g.p.m. Date _____

Temperature of water 52 Was a chemical analysis made? ☐ Yes ☒ No

(12) WELL LOG:

Diameter of well _____ inches.

Depth drilled 40 ft. Depth of completed well 40 ft.

Formation: Describe by color, character, size of material and structure, and show thickness of aquifers and the kind and nature of the material in each stratum penetrated, with at least one entry for each change of formation.

MATERIAL	FROM	TO
Surface Clay	0	9
Little Sand & River gravel	9	16
Med size " "	16	40
Some Clay Mixed "	40	+

Work started 5-8 1960 Completed 5-12 1960

(13) PUMP:

Manufacturer's Name _____
Type: _____ H.P. _____

Well Driller's Statement:

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

NAME Hamilton Well Drilling Co
(Person, firm, or corporation) (Type or print)

Address 938 E 3rd Ave ALBANY

Driller's well number 2

[Signed] Bill Hamilton
(Well Driller)

License No. 52 Date 5-14, 1960

IR MAILING LIST ADDITIONS

OWNERS OF PROPERTY (OTHER THAN APPLICANT) CROSSED BY THE
DELIVERY SYSTEM OR OTHER WATER WORKS:

N/A

GOVERNMENTAL ENTITIES ON THE LAND USE FORM OTHER THAN
COUNTIES:

N/A

OTHER:

Larry W. Jebusek, CWRE #229

FOR OFFICE USE ONLY

Do not send out

Application File Number: G-14297

Applicant: MILLER FOREST INC

County: Marion

Priority Date :April 25, 1996

Source: FOUR WELLS IN WILLAMETTE RIVER BASIN

Use: IRRIGATION OF 27.8 ACRES

Quantity: 0.35 CUBIC FOOT PER SECOND

Basin Name & Number: Willamette, #02

Point of Diversion Location: NENE, SECTION 28, T 6S, R3W, W.M.; 510 FEET SOUTH
& 1000 FEET WEST FROM NE CORNER, SECTION 28 SENW, SECTION 27, T 6S,
R3W, W.M.; SWNW, SECTION 27, T 6S, R3W, W.M.; NWSW, SECTION 27, T 6S,
R3W, W.M.;

Place of Use: %%SWNE 6.8 ACRES %%SWNW 6.4 ACRES %%SENE 1.2 ACRES
%%NESW 7.4 ACRES %%SESW 3.4 ACRES %%NWSE 2.6 ACRES @@SECTION 27

**TOWNSHIP 6 SOUTH, RANGE 3 WEST, W.M. \$\$\$

FOR OFFICE USE ONLY

April 26, 1996

MILLER FOREST INC.
PO BOX 12395
SALEM, OR 97309

REFERENCE: File(s) G-14297

This is to let you know we have received your water use permit application, supporting documentation and fees. A receipt is enclosed here unless you were previously issued one. Your application has been assigned the number listed above.

As you may know, we have a backlog of several thousand applications. Senate Bill 674, passed in the 1995 Legislature, gives the Department staffing and administrative tools to work through that backlog. The bill also sets up an expedited application review process for both pending and new applications. We have until October 31, 1996, to complete work on applications filed through June 30, 1995.

This application, and all applications filed between July 1, 1995, and October 31, 1996, must be processed by April 29, 1997. By that date, the Department must have reached a decision on your request or have scheduled a contested case hearing to settle any unresolved dispute related to your application.

If a permit is approved, the use allowed will be subject to existing Basin Program Rules, instream flow requirements, the demands of prior right holders and other limitations as needed to protect the resource. It may also be subject to new criteria or restrictions deemed necessary by the Oregon Water Resources Commission (a citizen body which oversees the agency's activities) to respond to water resource issues, including current and future Endangered Species Act fish listings.

The filing of an application does not allow you to use water. By law, an applicant may not legally store, divert or use water until the Department issues a final order approving a water right permit. Please bear in mind that the issuance of a permit is not guaranteed; therefore, the Department advises against investments in storage or delivery systems until you receive a permit.

If you have questions about your application, write to us at 158 12th St. NE, Salem, OR 97310 or call the Water Rights Information Group--Ext. 499 at 503-378-8455 or toll-free 800-624-3199. Please refer to your application file number in your inquiry.

Sincerely,



Ms. Anita McLoud
Water Rights Specialist
Water Rights Division



Commerce Building
158 12th Street NE
Salem, OR 97310-0210
(503) 378-3739
FAX (503) 378-8130

NOTE TO LOCAL GOVERNMENTS

RECEIVED

APR 25 1996

WATER RESOURCES DEPT.
SALEM, OREGON

Application No. G14297
Permit No.

The person presenting the attached request for land use information is applying for a water right. The Water Resources Department (WRD) requires its applicants to obtain land use information to be sure water rights do not result in land uses that would violate your comprehensive plan.

WRD will not accept applications which are not accompanied by this completed Land Use Information Form or the signed and dated receipt stub detached from the bottom of the Land Use Information Form.

Please complete this form and *return it to the applicant for inclusion in their application*. You will receive notice once the applicant formally submits his or her request to WRD. The notice will give more detailed information about WRD's water rights process and comment opportunities. If you give the applicant the receipt stub in lieu of completing the form, you will have 30 days from the date of the notice mentioned above to complete the form and return it to WRD. If no land use information is received from you within that 30 day period, 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 Department. If you have questions concerning the form, please contact WRD at 378-3739.



Commerce Building
158 12th Street NE
Salem, OR 97310-0210
(503) 378-3739
FAX (503) 378-8130

Planning Official Initials JS

DESCRIPTION OF WATER USE

Note to Applicant: This sheet will provide local planning staff with a basic description of your proposed water use. Please fill out this sheet before bringing the attached land use form to your local planning office. It will help local planning offices complete your land use information form quickly.

Note to Local Planning Officials: Please initial this sheet. Do not separate it from the land use information form. If needed, please make a separate copy for your records.

Applicant Name: Miller Forest, Inc.

Address: P.O. Box 12395
Salem, OR 97309

Phone: (503) 391-8073

Please indicate what you will use the water for. Check all boxes that apply and fill in the blanks with key characteristics of the project.

- ☒ Irrigation (crop type, golf course, nursery or greenhouse): various row crops
Various row crops.
- ☐ Livestock (type of livestock, feedlot, slaughterhouse):
- ☐ Residential (# of units, single or multi-family, # of lots if partition or subdivision):
- ☐ Commercial (i.e., retail, office, restaurant, gas station, hotel, service, etc.):
- ☐ Industrial (i.e., factory, pulp mill, research and development, processing, etc.):
- ☐ Institutional (i.e., school, library, etc.):
- ☐ Mining (aggregate, metal, open pit, placer, etc.):
- ☐ Recreation (park, campsite, pond, etc.):
- ☐ Fish and Wildlife (pond, hatchery, etc.):
- ☐ Hydropower (dam, reservoir, power generating or transmitting facilities):
- ☐ Other (Name and list key characteristics):

Indicate sources for the proposed water use below:

- ☐ Surface water
Name sources:

☐ Reservoir or pond

☒ Groundwater

Indicate the estimated quantity of water the use will require.

0.35
0.35 Cubic feet per second

____ Gallons per minute

____ Acre-Feet

Land Use Information Form: Permits, Hydroelectric Licenses,
Water Uses in Addition to Classified Uses

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

Applicant's Name: Miller Forest, Inc.
Address: P.O. Box 12395
City: Salem, State: OR Zip: 97309 Day Phone: (503) 391-8073

Please provide information as requested below for all tax lots on or through which water will be diverted or used. (Attach extra sheets as necessary.) Applicants for municipal use, or irrigation uses within irrigation districts, may substitute existing and proposed service area boundaries for the tax lot information requested below.

(CHECK ALL THAT APPLY)

TAX LOT LOCAL ID #	PLAN DESIGNATION/ZONING Rural Residential/RR-5) (e.g.	WATER DIVERTED	WATER CONVEYED	WATER USE
TL 100,500 700,800,900 Sec 27 & 28 T6S R3W	<u>Primary Ho / EFL</u>	X	X	X

Please list all counties and cities within which water is proposed to be diverted, conveyed, and/or used.

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

=====

For Local Government Use Only

Local planning officials are to complete the remainder of this form. If it cannot be completed while the applicant waits, sign and detach the receipt as instructed below. You will receive notice when the applicant's water right request is filed with the Water Resources Department (WRD). You will have 30 days from the notice date to return this completed land use form to WRD. If no land use information is received from you within that period, WRD may presume the land use associated with the proposed water right is compatible with your comprehensive plan.

a) Check the appropriate box below and provide requested information.

- ☐ Land uses to be served by proposed water uses (including proposed construction) are allowed outright or are not regulated by your comprehensive plan.
Cite applicable ordinance section(s); 136.020. Go to section b) on reverse side.
- ☐ Land uses to be served by proposed water uses (including proposed construction) involve discretionary land use approvals as listed in the table on the reverse of this form. **Note:** Please attach documentation of applicable local land use approvals which have already been obtained. (Record of Action plus accompanying findings is sufficient.)

=====

Receipt for Request for Land Use Information

WRD Applicant Name: _____

This receipt must be signed by a local government representative and returned to the applicant for inclusion in the WRD application IF the local government cannot provide the above requested land use information while the applicant waits.

City or County: _____
Staff Contact: _____ Phone: _____
Signature: _____ Date of Information Request: _____

(CHECK THE BOX THAT APPLIES)

Type of Land Use Approval Needed (e.g. plan amendments, rezones, conditional use permits, etc.)	Cite Most Significant, Applicable Plan Policies & Ordinance Section References	Already Obtained	Already Denied	Being Pursued Satisfactorily
				RE

RECEIVED

APR 25 1996

WATER RESOURCES DE
SALEM, OREGON

Signature: William Buckell

Additional Comments:

This image shows a single sheet of white paper with horizontal blue or grey ruling lines. The lines are evenly spaced and run across the width of the page. There is no handwriting or other markings on the paper.

8/94

**STATE OF OREGON
WATER RESOURCES DEPARTMENT**

RECEIPT #

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

INVOICE # **001777**

RECEIVED FROM:

Miller Forests Inc

APPLICATION

14297

BY: _____

PERMIT

TRANSFER

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

TOTAL REC'D \$ 200.-

0417 WRD MISC CASH ACCT

ADJUDICATIONS

PUBLICATIONS / MAPS

OTHER: (IDENTIFY) _____

OTHER: (IDENTIFY) _____

**RECEIVED
OVER THE COUNTER**

\$

\$

\$

\$

REDUCTION OF EXPENSE

CASH ACCT.

\$

PCA AND OBJECT CLASS

VOUCHER #

0427 WRD OPERATING ACCT

MISCELLANEOUS

0407

COPY FEES

\$

0410

RESEARCH FEES

\$

0408

MISC REVENUE: (IDENTIFY) _____

\$

TC165

DEPOSIT LIAB. (IDENTIFY) _____

\$

WATER RIGHTS:

0201

SURFACE WATER

EXAM FEE

\$

0202

\$

0203

GROUND WATER

\$ 200.-

0204

\$

0205

TRANSFER

\$

0206

\$

WELL CONSTRUCTION

EXAM FEE

0218

WELL DRILL CONSTRUCTOR

\$

0219

\$

LANDOWNER'S PERMIT

0220

\$

OTHER (IDENTIFY) _____

RECORD FEE

\$

\$

\$

LICENSE FEE

\$

\$

0437 WELL CONST. START FEE

0211

WELL CONST START FEE

\$

CARD #

0210

MONITORING WELLS

\$

CARD #

OTHER (IDENTIFY) _____

0539 LOTTERY PROCEEDS

1302

LOTTERY PROCEEDS

\$

0467 HYDRO ACTIVITY

LIC NUMBER

0233

POWER LICENSE FEE (FW/WRD)

\$

0231

HYDRO LICENSE FEE (FW/WRD)

\$

HRDRO APPLICATION

\$

RECEIPT #

001777

DATED:

4/25/96

BY:

Vabian Lewis

**STATE OF OREGON
WATER RESOURCES DEPARTMENT**

RECEIPT #

14273

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

INVOICE # _____

RECEIVED FROM:

Miller Forests Inc.

BY: _____

APPLICATION

814297

PERMIT

TRANSFER

CASH:

CHECK: #

OTHER: (IDENTIFY)

☐
☒

24 22

☐

TOTAL REC'D

\$ *136.*

0417

WRD MISC CASH ACCT

ADJUDICATIONS

\$

PUBLICATIONS / MAPS

\$

OTHER: (IDENTIFY)

\$

OTHER: (IDENTIFY)

\$

REDUCTION OF EXPENSE

CASH ACCT.

\$

PCA AND OBJECT CLASS

VOUCHER #

0427

WRD OPERATING ACCT

PCA 66111

MISCELLANEOUS

0407

COPY & TAPE FEES

\$

0410

RESEARCH FEES

\$

0408

MISC REVENUE: (IDENTIFY)

\$

w) TC165

DEPOSIT LIAB. (IDENTIFY)

\$

isting) TC168

WATER RIGHTS:

EXAM FEE

RECORD FEE

0201

SURFACE WATER

\$

0202

\$

0203

GROUND WATER

\$

0204

\$ *136.*

0205

TRANSFER

\$

0206

\$

WELL CONSTRUCTION

EXAM FEE

LICENSE FEE

0218

WELL DRILL CONSTRUCTOR

\$

0219

\$

LANDOWNER'S PERMIT

0220

\$

OTHER (IDENTIFY)

0437

WELL CONST. START FEE

0211

WELL CONST START FEE

\$

CARD #

0210

MONITORING WELLS

\$

CARD #

OTHER (IDENTIFY)

0539

LOTTERY PROCEEDS

1302

LOTTERY PROCEEDS

\$

0467

HYDRO ACTIVITY

LIC NUMBER

0233

POWER LICENSE FEE (FW/WRD)

\$

0231

HYDRO LICENSE FEE (FW/WRD)

\$

HRDRO APPLICATION

\$

RECEIPT #

14273

DATED:

7-23-97

BY:

D. Bracknell

COMPLETENESS DETERMINATION CHECKLIST

Application #	Review Date	Reviewer Initials
G - 14/29	4 ~~25~~ 96	/L

A checkmark (✓) indicates that the item is incomplete or defective.

- ☐ 1. Examination fees.
- ☐ 2. Name and address of the applicant, and title if applicable.
- ☐ 3. Source of water.
- ☐ 4. Use of water.
- ☐ 5. Amount of water.
- ☐ 6. Location & description of delivery system.
- ☐ 7. Name(s) and address(es) of the owners of any lands involved, but not owned by the applicant.
- ☐ 8. A statement declaring the existence of written authorization or easement permitting access to lands involved, but not owned by the applicant.
- ☐ 9. Proposed dates of beginning and completion of construction, and complete application of water.
- ☐ 10. If for **municipal use**, the present population to be served and expected future water requirements.
- ☐ 11. If for **mining use**, the type of mines and methods of supplying & utilizing the water.
- ☐ 12. If for a **reservoir**:
 - ☐ The height of the dam and the storage capacity.
 - ☐ The area submerged and the maximum depth.
 - ☐ The construction method (earthfill, concrete, flashboard, etc.).
 - ☐ A description of the outlet conduit and spillway.
- ☐ 13. If for **groundwater**, the horizontal distance from the well to the nearest surface water source (if within one mile), and the difference in land surface elevation between them.
- ☐ 14. If the application was made under **HB 2107**:
 - ☐ Name and address of each adjacent property owner and verification that each owner has been mailed a copy of the completed notice.
 - ☐ A description of the proposed water used and related project, the condition it will address, and the benefits that are expected to result from the project.
 - ☐ The number of reservoirs per application is appropriate as per OAR 690-11-049 (3)(b)
- ☐ 15. An oath that the application information is true and correct.
- ☐ 16. The signature of the applicant(s).
- ☐ 17. A satisfactory map of the proposed POD & POU.
- ☐ 18. A Land Use Information Form or receipt signed by appropriate planning official.

☐ 19. WITHDRAWN / CLOSED SOURCE

PRE-TR APPLICATION PROCESSING OUTLINE

Application File # G14297

MINIMUM REQUIREMENTS TO FILE

OAR 690-11-020

DATE STAMP

DATE

INITIAL

4-25-96

LM

Name and mailing address of applicant

Source of water

Quantity of water

Map showing location of POD & POU

Use of water

Names and addresses of legal owners

Signature of applicant

Oath

Application date stamped per money receipt date

Land use approved _____ pending _____

If reservoir < 5 AF \$_____, if > 5 AF \$_____

HB 2153/HB 2107 APPLICATION -- SEE REVERSE

Route to Data Center (Unless 2153/2107)

DATA CENTER

Stream Code _____

Entered into WRIS

SUPPORT SERVICES

Stamp contents with application number

Mail ack letter (provided by Data Center) with receipt to applicant, cc to CWRE and file

Place label on file and calender card

APPLICATION SECTION

Stream Indexed Basin # _____

Plat Carded and copy made YES NO

If dam is over 10 feet or storage exceeds 9.2

AC-FT, route file to Dam Safety Section

TR CASEWORKER

TR Checklist complete

YES NO

Within Irrigation District _____

District Notified _____

District excerpt received _____

TR Mailed DATE _____

Public Interest Checklist complete _____

Management Codes _____

REMARKS: _____

MINIMUM APPLICATION REQUIREMENTS TO FILE:

HB 2153 - existing, small, EXEMPT ponds

(date & initials) NOTICE OF EXEMPT RESERVOIR form (or letter
if prior to April 8, 1994).

Appropriate map (see item 1 on form).

Evidence that reservoir existed before
January 1, 1993 (one or more of the following: dated aerial
photo, NOTARIZED affidavit, dated map from agency, construction
receipts or other documentation).

Items 2, 3, 4, 5, and 6 are completed.

Signature (and title, if applicable)

HB 2153 - non-exempt existing ponds (large, on-channel)

Complete Minimum Requirements to File on reverse, except before
routing to Data Center, change priority date to 1/1/1993. Also,
confirm the following:

Receipt of evidence that reservoir existed
before January 1, 1993 (one or more of the following: dated
aerial photo, NOTARIZED affidavit, dated map from agency,
construction receipts or other documentation)

**HB 2107 - wetland, stream restoration and storm water
management**

Complete Minimum Requirements to File on reverse EXCEPT DO NOT
ROUTE TO DATA CENTER, BUT DO ROUTE TO CAROL. Also confirm the
following:

within 1/4 mile Name/address of adjacent property owner

Map with scale not less than 2 in.=1 mi.

CWRE map if > 10 feet dam or > 9.2 AF

Description of proposed use

Condition addressed

Resulting benefits

Public notices (circle) #1 #2