

Fax Transmission

Date: June 27, 2008

To: Jerry Sauter

Fax Number: 503-986-0903

From: Sandra King

Voice: (541) 899-1029

Fax:: 1-541-610-1688

No. of pages including cover page: 1

Message: Jerry, I have given the information to the owner of the property and she will go to the county today or Monday.

Thank you for holding the application. Sandra King

Please call if you experience any transmission problems.

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OVER THE COUNTER

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WATER RESOURCES DEPT
SALEM, OREGON

Sandra King
181 Upper Applegate Road
PMB 132
Jacksonville, Oregon 97530

June 19, 2008

Mr. Jerry Soder
Water Resources Department
725 Summer St. N. E., Suite A
Salem, Oregon 97301-1271

RE: Limited Water Use License

Dear Mr. Soder:

Please find attached a copy of the application for a limited water use license we sent one month ago. Also included is a check for \$165.00 to cover the fees for the two points of diversion as you indicated in our phone conversation on June 13, 2008.

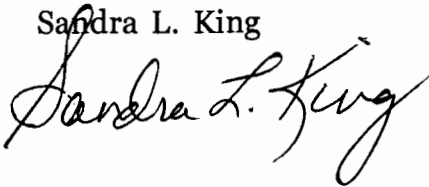
Also find attached a copy of the Contract Data Sheet.

If you have any questions, please call Jane Henry or myself at 541-899-1029.

Thanking you in advance for your attention to this matter.

Sincerely,

Sandra L. King



FOR UNKNOWN FARM
1-541-610-1688



State of Oregon
Water Resources Department
725 Summer Street NE, Suite A
Salem, Oregon 97301-1271
(503) 986-0900

Application for Limited Water Use License

A summary of review criteria and procedures that are generally applicable to these applications is available at www.wrd.state.or.us/OWRD/PUBS/forms.shtml.

License No. LL4153

Applicant(s): Patrick and Jane Henry

Contact Person: Jane Henry

Mailing Address: P.O. Box 477, Jacksonville, Or. 97530

Telephone No: 541-899-~~8777~~ 7881

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

1. SOURCE(S) OF WATER for the proposed use: Applegate Reservoir
tributary of _____

2. TOTAL AMOUNT OF WATER to be diverted: .1 cubic feet per second, or _____ gallons per minute. If water is to be used from more than one source, give the quantity from each: 15 acre feet

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

- Road construction or maintenance;
- General construction;
- Forestland and rangeland management; or

Other: Irrigation

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

pumps with feet directly to Applegate River (approx. 20 feet) - main lines throughout property - drip + sprinklers off main line.

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

Date water use will begin 5-1-08

Date project will be completed part of pending Farmers Ditch project.

Date water use will be completed 10/31/2010
footnote: cant give exact date

PLEASE READ CAREFULLY

NOTE: A completed water availability statement from the local watermaster, Land Use Information Form completed by the local Planning Department, fees and site map meeting the requirements of OAR 690-340-030 must accompany this request. The fee for this request is \$150 for the first point of diversion plus \$15 for each additional point of diversion. *Failure to provide any of the required information will result in return of your application.* The license, if granted, will not be issued or replaced by a new license for a period of more than five consecutive years. The license, if granted, will be subordinate to all other authorized uses that rely upon the same source, or water affected by the source, and may be revoked at any time it is determined the use causes injury to any other water right or minimum perennial streamflow.

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

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

REMARKS: _____

SIGNATURE of Applicant: _____ *[Signature]* DATE: May 8, 2008
Title: _____ *[Signature]*

Mapping Requirements (OAR 690-340-0030):

(1) A request for a limited license shall be submitted on a form provided by the Water Resources Department, and shall be accompanied by the following:

(c) A site map of reproducible quality, drawn to a standard, even scale of not less than 2 inches = 1 mile, showing:

- (A) The locations of all proposed points of diversion referenced by coordinates or by bearing and distance to the nearest established or projected public land survey corner;
- (B) The general course of the source for the proposed use, if applicable;
- (C) Other topographical features such as roads, streams, railroads, etc., which may be helpful in locating the diversion points in the field.

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Sandra's copy

CONTRACT DATA SHEET



U.S. Bureau of Reclamation
Attn: PN-3322
1150 North Curtis Road
Boise ID 83706-1234
(208) 378-5223

1. Applicant Information:

A. Landowners

- 1) Name of landowner(s): Patrick and Jane Henry
- 2) Address: 407 Hamilton Rd, Jacksonville, Or. 97531
- 3) Mailing Address (if different): P.O. Box 877, Jacksonville, Or. 97531
- 4) Taxpayer Identification Number(s): 541-56-1642 (Jane Henry)
(Social Security Number or Employer Identification Number)¹
- 5) Do you own all of the land where you propose to divert and make use of water? yes

B. Water User Organizations (Such as Irrigation Districts, Ditch/Canal Companies, Water Control Districts, Water User Associations & Cooperatives, Irrigation Improvement Districts, and similar entities organized according to State Law)

- 1) Name of Organization: Farmer's Ditch Assn
- 2) Name & Title of Applicant: Patrick and Jane Henry
- 3) Mailing Address of Organization: _____
- 4) Taxpayer Identification Number: _____
(Social Security Number or Employer Identification Number)
- 5) Please provide the following information:
 - (a) A description of the area served by the organization (location, total acreage, # of water users, crops, etc.)
 - (b) Copy of organization by-laws, articles of incorporation (if applicable), board resolution authorizing the applicant to represent and bind the organization under contract with the United States.

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2. Source of Water (name of stream, river) Applegate Reservoir
3. Proposed point of diversion: Lot 501 937' West + 582' South of from the N.E. corner of Sec. 14
Lot 700 937' West + 632' South of the N.E. corner of Sec. 14
of _____ corner of Section 14, Township 39N, Range 3W

Willamette Meridian.

4. A water right permit to divert storage water is required. Application or file number with OWRD if you have applied for a permit to divert storage water: _____
5. Include a map of lands and diversion points. [Same as required by Oregon Water Resources Department (OWRD) for application for surface/ground water permit].

6. Do you currently hold a right to natural flows for irrigating the property described herein? yes
If yes, what is/are the priority date(s)? 1854
7. Total quantity of water from storage requested: 15 acre ft. acre-feet.
8. Location of land to be irrigated in each 40-acre tract:

TOWNSHIP	RANGE	SECTION	40-ACRE TRACT (1/4) (1/4)	NO. of ACRES	TYPE of IRRIGATED CROP
39S	3W	14	NENE	3	sprinkle & Drip
39S	3W	14	NE NE	2	sprinkle & Drip

9. What is the present use of the land identified above? [Farming; idle (fallow cultivated land); native (appears never to have been tilled); planted pasture or other (please specify)].

farming & planted pasture

10. Is the land identified above currently being irrigated? yes If yes, what is the source? (natural flows, wells, etc.) Farmers ditch

11. Diversion must be screened to prevent uptake of fish and other aquatic life.

Describe plan(s) to comply with State/Federal fish screen standards: foot valves with proper screens

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12. Telephone Number where you can be reached during the day: 541-899-7881

Before returning the completed Contract Data Sheet to the address provided on page 1, please check that you have done the following:

- ANSWERED ALL QUESTIONS COMPLETELY
- ATTACHED AND IDENTIFIED ADDITIONAL SHEET(S) AS NECESSARY
- ATTACHED THE REQUIRED MAP
- SUBMIT PAYMENT FOR THE APPROPRIATE CONTRACT ADMINISTRATION FEE²; MAKE CHECK PAYABLE TO THE U. S. BUREAU OF RECLAMATION

¹ Section 31001 (f) of the Debt Collection Improvement Act of 1996 (Chapter 10 of Pub. L. 104-134) requires each contractor with an agency of the United States to furnish their taxpayer identifying number (social security number or employer identification number) and each agency to disclose to that contractor its intent to use such number for purposes of collecting and reporting on any delinquent amounts arising out of such contractor's relationship with the Government.

² The minimum contract administration fee for most applications is \$100. However, from time to time this fee may be revised to cover the costs of the United States. We recommend you contact this office to verify the current minimum contract administration fee. In the event that the costs to the United States of evaluating the application are in excess of the minimum contract administration fee, an estimate of the reimbursable costs for which advance payment is required will be provided to the applicant.

This page to be completed by the local Watermaster.

WATER AVAILABILITY STATEMENT

Name of Applicant: King/Henry Limited License Number: LL-113

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

Yes No

If yes, please explain:

With flow from Applegate has been regulated for senior users, however this LL is for stored water out of Applegate Reservoir with this not.

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

Yes No

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

Yes No

If yes, what are your observations for the stream?

Good stream flow for this season

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

Yes No N/A

What would you recommend for conditions on a limited license that may be issued approving this application? *For contract*

5. Any other recommendations you would like to make?

Signature *[Signature]* WM District #: 13 Date: 06-20-08