



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

Application for a Permit to Use Ground Water

Please type or print in dark ink. If your application is found to be incomplete or inaccurate, we will return it to you. If any requested information does not apply to your application, insert "n/a." Please read and refer to the instructions when completing your application. 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.

1. APPLICANT INFORMATION

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 WATER RESOURCES DEPT
 SALEM, OREGON

A. Individuals

Applicant: _____
First Last

Mailing Address: _____

City State Zip

Phone: _____
Home Work Other

*Fax: _____ *Email Address: _____

B. Organizations

(Corporations, associations, firms, partnerships, joint stock companies, cooperatives, public and municipal corporations)

Name of Organization: Dickman Land, LLC

Name and Title of Person Applying: Mark Dickman, Member

Mailing Address or Organization: 15829 Mt Angel-Scotts Mills Hwy. NE

Silverton Oregon 97381
City State Zip

Phone: 503.845.6472
Day Evening

*Fax: 503.845.6471 *Email Address: dfarms@mtangel.net

*Optional

For Department Use		
App. No. <u>6-1762</u>	Permit No. _____	Date _____

2. PROPERTY OWNERSHIP

Yes (Please check appropriate box below then skip to section 3 'Ground Water Development')

- There are no encumbrances
This land is encumbered by easements, rights of way, roads or other encumbrances (please provide a copy of the recorded deed(s))

No (Please check the appropriate box below)

- I have a recorded easement or written authorization permitting access.
I do not currently have written authorization or easement permitting access.
Written authorization or an easement is not necessary, because the only affected lands I do not own are state-owned submersible lands, and this application is for irrigated and/or domestic use only (ORS 274.040).

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

List the names and mailing addresses of all affected landowners.

Not Applicable

3. GROUND WATER DEVELOPMENT

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A. Well Information

Number of well(s): 1

Name of nearest surface water body: Bear Creek

Distance from well(s) to nearest stream or lake:

1) 3,150 ft 2) 3) 4)

If distance from surface water is less than one mile, indicate elevation difference between nearest surface water and well head:

1) 40 ft 2) 3) 4)

B. Well Characteristics

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 constructor's log and the well ID number, if available, for each well with this application. Identify each well with a number corresponding to the wells designated on the map and proceed to section 4 of the form. If the well has not been constructed, or if you do not have a well log, please complete the following:

Well(s) will be constructed by:

Westerberg Drilling

Mailing Address: 36728 S. Kropf Rd.

Molalla City

Oregon State

97038 Zip

Completion Date: To be Determined

Please provide a description of your well development. *(Attach additional sheets if needed.)*

Well No.	Diameter	Type and size of casing	No. of feet of casing	Intervals casing is perforated (in feet)	Seal depth	Est. depth to water	Est. depth to water bearing stratum	Type of access port or measuring device	Total well depth
1	16"	Steel	500'	Unknown	145'	120'	150	Per OARs	500'

Note: Well numbers in this listing must correspond to well locations(s) shown on accompanying map.

If well log is not available, or well is not yet constructed, you must provide: proposed total depth, depth of casing and seal, and the anticipated perforation and open intervals.

C. Artesian Flows

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

Not Anticipated

4. WATER USE

Please read the instruction booklet for more details on "type of use" definitions, how to express how much water you need and how to identify the water source you propose to use. You must fill out a supplemental form for some uses as they require specific information for that type of use.

A. Type(s) of Use(s)

See list of beneficial uses provided in the instructions.

- If your proposed use is **domestic**, indicate the number of households to be supplied with water: _____
- If your proposed use is **irrigation**, please attach **Form I**
- If your proposed use is **mining**, attach **Form R**
- If your proposed use is **municipal or quasi-municipal**, attach **Form M**
- If your proposed use is **commercial/industrial**, attach **Form Q**

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B. Amount of Water

Provide the production rate in gallons per minute (gpm) and the total annual amount of water you need from each well, from each source or aquifer, for each use. You do not need to provide source information if you are submitting a well log with your application.

Well No.	Source or aquifer	Type of use	Total rate of water requested (in gpm)	Total annual quantity (in gallons)	Production rate of well (in gpm)
1	Alluvium	Irrigation	418	60,690,000	Unknown

C. Maximum Rate of Use Requested

What is the maximum, instantaneous rate of water that will be used? 0.93 cfs (418 gpm)
 (The fees for your application will be based on this amount.)

D. Period of Use

Indicate the time of year you propose to use the water: March 1 through October 31
 (For seasonal uses like irrigation give dates when water use would begin and end, e.g. March 1-October 31.)

E. Acreage

If you will be applying water to land, indicate the total number of acres where water will be applied or used: 74.5
 (This number should be consistent with your application map.)

5. WATER MANAGEMENT

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A. Diversion

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What method will you use to divert water from the source?

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- Pump (give horsepower and pump type): To be determined
- other means (describe): _____

B. Transport

How will you transport water to your place of use?

- Ditch or canal (give average width and depth):

Width _____ Depth _____

Is the ditch or canal to be lined? Yes No

- Pipe (give diameter and total length):

Diameter To be determined Length To be determined

- other, describe: _____

C. Application/Distribution Method

What equipment will you use to apply water to your place of use?

Hard hose traveler or hand lines

Irrigation or land application method (check all that apply):

- Flood
- High pressure sprinkler
- Low pressure sprinkler
- Drip
- Water Cannons
- Center pivot system
- Hand Lines
- Wheel Lines
- Siphon tubes or gated pipe with furrows
- other, describe: _____

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Distribution method

- Direct pipe from source
- In-line storage (tank or pond)
- Open Canal

E. Conservation

What methods will you use to conserve water? Why did you choose this distribution or application method? Have you considered other methods to transport, apply, distribute or use water? For example, if you are using sprinkler irrigation rather than drip irrigation, explain. If you need additional space, attach a separate sheet.

Water will be applied to the plants only when they need water, which will be based on soil moisture testing.

6. PROJECT SCHEDULE

Indicate the anticipated dates that the following construction tasks should begin. If construction has already begun, or is completed, please indicate that date.

Proposed date construction will begin: March 1, 2009

Proposed date construction will be completed: March 31, 2009

Proposed date beneficial water use will begin: March 31, 2009

7. REMARKS

If you would like to clarify any information you have provided in the application, please do so here and reference the specific application question you are addressing.

3.B. Well Characteristics. The casing length, depth of seal, perforated intervals, and total well depth will be determined based on actual conditions encountered. The goal is to complete one well which will obtain water only from the deeper alluvial aquifer.

8. MAP REQUIREMENTS

The Department cannot process your application without accurate information showing the source of water and location of water use. You must include a map with this application form that clearly indicates the township, range, section, and quarter/quarter section of the proposed well location and place of use. The map must provide tax lot numbers. See the map guidelines sheet for detailed map specifications.

9. SIGNATURE

By my signature below I confirm that I understand:

- I am asking to use water specifically as described in this application.
- Evaluation of this application will be based on information provided in the application packet.
- I cannot legally use water until the Water Resources Department issues a permit to me.
- If I get a permit, I must not waste water.
- If development of the water use is not according to the terms of the permit, the permit can be canceled.
- The water use must be compatible with local comprehensive land use plans.
- Even if the Department issues a permit, I may have to stop using water to allow senior water right holders to get water to which they are entitled.

I swear that all information provided in this application is true and correct to the best of my knowledge:

Deleem Land, LLC Mark Wilson, owner 1-12-09
 Signature of Applicant (If more than one applicant, all must sign.) Date

Before you submit your application be sure you have:

- Answered each question completely.
- Attached a legible map which includes township, range, section, quarter/quarter and tax lot number.
- Included a Land Use Information Form or receipt stub signed by a local official.
- Included the legal description of all the property involved with this application. You may supply a copy of the deed, land sales contract, or title insurance policy, to meet this requirement.
- Included a check payable to the Oregon Water Resources Department for the appropriate amount. The Department's fee schedule can be found at www.wrd.state.or.us or call (503) 986-0900.

WRD on the web:
www.wrd.state.or.us

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AFTER RECORDING RETURN TO:
DICKMAN LAND LLC
. 15829 MT ANGEL--SCOTT'S MILLS HWY NE

SILVERTON OR 97381.
Until a change is requested all tax statements shall be sent to the following address:
same as above
Escrow No.: 42-462349-MJM
Order No.: 462349

SPACE
RESERVED
FOR
RECORDER'S
USE

WARRANTY DEED - STATUTORY FORM
(INDIVIDUAL or CORPORATION)

Lucretia L. Parrish, NOW KNOWN AS LUCRETIA L CONGER AND LUCRETIA L CONGER TRUSTEE OF THE LUCRETIA L CONGER TRUST DATED JANUARY 29 2007
Grantor, conveys and warrants to

DICKMAN LAND LLC AN OREGON LIMITED LIABILITY COMPANY

Grantee, the following described real property free of encumbrances except as specifically set forth herein:

SEE LEGAL DESCRIPTION ATTACHED HERETO

Before signing or accepting this instrument, the person transferring fee title should inquire about the person's rights, if any, under ORS 195.300, 195.301 and 195.305 to 195.336 and Sections 5 to 11, Chapter 424, Oregon Laws 2007. This instrument does not allow use of the property described in this instrument in violation of applicable land use laws and regulations. Before signing or accepting this instrument, the person acquiring fee title to the property should check with the appropriate city or county planning department to verify that the unit of land being transferred is a lawfully established lot or parcel, as defined in ORS 92.010 or 215.010, to verify the approved uses of the lot or parcel, to determine any limits on lawsuits against farming or forest practices as defined in ORS 30.930 and to inquire about the rights of neighboring property owners, if any, under ORS 195.300, 195.301 and 195.305 to 195.336 and Sections 5 to 11, Chapter 424, Oregon Laws 2007.

ENCUMBRANCES: attached

The true consideration for this conveyance is \$615,000.00.

Dated December 2008; if a corporate grantor, it has caused its name to be signed by order of its board of directors.

Lucretia L. Conger Trust

BY: _____
Lucretia L. Conger, Trustee

LUCRETIA L CONGER

STATE OF
County of

This instrument was acknowledged before me on 12/ /08 by Lucretia L. Parrish KNOW KNOWN AS LUCRETIA L CONGER AND LUCRETIA L CONGER TRUSTEE OF THE CONGER TRUST

Notary Public for

My Commission Expires:

(SEAL)

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EXHIBIT 'A'**LEGAL DESCRIPTION**

Beginning at the quarter section corner of the North boundary line of Section 12, Township 5 South, Range 1 East of the Willamette Meridian, in the County of Clackamas and State of Oregon; thence South on the West line of the H.C. Moody Donation Land Claim to a stone in the center of the county road, being a distance of 172 rods and 12 feet; thence Eastwardly along the center line of said road 74 rods and 4 feet to a stone; thence North parallel with the West line aforesaid of the H.C. Moody Donation Land Claim 174 rods and 6 inches to a stake; thence West along the North of said Section 12, 74 rods and 2 feet to the place of beginning.

EXCEPT the property conveyed to Donald J. Wynn and Charlene M. Wynn September 7, 1972, Recorder' Fee No. 72-26959 described as follows:

Beginning at a 1-inch iron pipe at the center of Section 12, Township 5 South, Range 1 East of the Willamette Meridian; thence South along the North-South center line of said section, 189.13 feet to a point in the center of Oregon State Highway No. 211; thence South 88°21'00" East, 566.44 feet along the highway center line to the true point of beginning of the tract to be described; thence from said true point of beginning, North 0°27'00" West 558.39 feet to a 5/8-inch iron rod; thence South 88°21'00" East, parallel with the aforementioned highway center line, 330.00 feet to a 5/8-inch iron rod; thence South 0°27'00" East, parallel with the West line 558.39 feet; thence North 88°21'00" West, 330.00 feet to the place of beginning.

The Land has been classified as farmland, as disclosed by the tax roll. If the Land becomes disqualified, said Land may be subject to additional taxes and/or penalties. Rights of the public as to any portion of the Land lying within the area commonly known as public roads.

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Oregon Water Resources Department Land Use Information Form

THIS FORM IS NOT REQUIRED IF: 1) water is to be diverted, conveyed, and/or used only on federal lands; or 2) the application is for a water-right transfer, allocation of conserved water, exchange, permit amendment, or ground water registration modification, and all of the following apply: a) only the place of use is proposed for change, b) there are no structural changes, c) the use of water is for irrigation, and d) the use is located in an irrigation district or exclusive farm-use zone.

Applicant Name: Dickman Land, LLC
Mailing Address: 15829 Mt Angel-Scotts Mills Hwy. NE
City: Silverton State: OR Zip: 97381 Day Phone: 503.845.6472

This application is related to a Measure 37 claim. Yes No

A. Land and Location

Please include the following information for all tax lots where water will be diverted (taken from its source), conveyed (transported), or used. 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. *See attached map - EFU zone*

Township	Range	Section	¼ ¼	Tax Lot #	Plan Designation (e.g. Rural Residential/RR-5)	Water to be:	Proposed Land Use:
5 S	1 E	12		200	EFU	<input checked="" type="checkbox"/> Diverted <input checked="" type="checkbox"/> Conveyed <input checked="" type="checkbox"/> Used	Irrigation
						<input type="checkbox"/> Diverted <input type="checkbox"/> Conveyed <input type="checkbox"/> Used	
						<input type="checkbox"/> Diverted <input type="checkbox"/> Conveyed <input type="checkbox"/> Used	
						<input type="checkbox"/> Diverted <input type="checkbox"/> Conveyed <input type="checkbox"/> Used	

List all counties and cities where water is proposed to be diverted, conveyed, or used. Clackamas

B. Description of Proposed Use

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

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

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

Estimated quantity of water needed: 0.93 cubic feet per second gallons per minute acre-feet

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

Briefly describe: Water will be used to irrigate agricultural crops.

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

Receipt for Request for Land Use Information

State of Oregon
Water Resources Department
725 Summer Street NE, Suite A
Salem, OR 97301-1266

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For Local Government Use Only

The following section must be completed by a planning official from each county and city listed unless the project will be located entirely within the city limits. In that case, only the city planning agency must complete this form.

This deals only with the local land-use plan. Do not include approval for activities such as building or grading permits

Please check the appropriate box below and provide the requested information

Land uses to be served by proposed water uses (including proposed construction) are allowed outright or are not regulated by your comprehensive plan. Cite applicable ordinance section(s): 401

Land uses to be served by proposed water uses (including proposed construction) involve discretionary land-use approvals as listed in the table below. (Please attach documentation of applicable land-use approvals which have already been obtained. Record of Action/land-use decision and accompanying findings are sufficient.)
If approvals have been obtained but all appeal periods have not ended, check "Being pursued".

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

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

Name: Sandy Ingalls Title: Planner II
 Signature: Sandy Ingalls Phone: 503 755 4520 Date: 1/12/09
 Government Entity: Clackamas Co.



Note to local government representative: Please complete this form if you are the local government representative. If you sign the receipt, you will have 30 days from the Water Resources Department's receipt of the completed Land Use Information Form or WRD may presume the land use proposed in the project is compatible with local comprehensive plans.

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Applicant name: _____
 City or County: _____ Staff contact: _____
 Signature: _____ Phone: _____ Date: _____

