



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](http://www.wrd.state.or.us/OWRD/PUBS/forms.shtml).

## 1. APPLICANT INFORMATION

### A. Individuals

Applicant: David A. & Kathryn S. Rogers  
First Last

Mailing Address: 26366 Gap Road

Brownsville Oregon 97327  
City State Zip

Phone: 541-466-5309 541-451-1538  
Home Work Other

\*Fax: \_\_\_\_\_ \*Email Address: \_\_\_\_\_

### B. Organizations

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

Name of Organization: \_\_\_\_\_

Name and Title of Person Applying: \_\_\_\_\_

Mailing Address or Organization: \_\_\_\_\_

\_\_\_\_\_  
City State Zip

Phone : \_\_\_\_\_  
Day Evening

\*Fax: \_\_\_\_\_ \*Email Address: \_\_\_\_\_

*\*Optional*

<b>For Department Use</b>		
App. No. <u>G-17289</u>	Permit No. _____	Date _____

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Completion Date: \_\_\_\_\_

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
400-	see	log							
600-	see	log							

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:

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**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)** IRRIGATION, STORAGE, RESERVOIR MAINTENANCE

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**

## Oregon Water Resources Department

### FORM I FOR IRRIGATION USE

1. Please indicate whether you are requesting a primary or supplemental water right, as well as the number of acres that will be irrigated for each type. The acreages must match those shown on the map submitted with your application.

- Primary: 63.3 Acres
- Supplemental: \_\_\_\_\_ Acres (supplemental irrigation can be used only when the primary right is not available, and must match the season of the primary right)

List the permit or certificate number of the primary water right that underlies each supplemental right.

Circle one	Season Allowed
Permit/Certificate # _____	_____
Permit/Certificate # _____	_____
Permit/Certificate # _____	_____
Permit/Certificate # _____	_____

2. Indicate the maximum number of acre-feet of water you expect to use in an irrigation season:

158.25 acre-feet (typically 2.5 or 3.0 acre-feet per acre)  
(1 acre-foot equals 12 inches of water spread over 1 acre, or 43,560 cubic feet, or 325,851 gallons)

3. **For Limited License applications proposing to use water for irrigation.** If for use of stored water, a limited license may be issued for up to one year with a valid contract for stored water per ORS 537.143(9). A limited license may also be issued for irrigation from live flow or groundwater, if the sole purpose is to establish a crop for which no further irrigation will be required after the crop is established per ORS 537.143(6)(a). Please describe the proposed project and indicate if stored water, live flow, or groundwater is to be used. When irrigation is needed to establish a crop, you must justify why more than one year is required.

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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)
400-1	see log	irri & res maintenance	600 gpm combined		
600-1	see log	irri & res maintenance	600gpm combined	160000000	
400-1	see log	storage	600 gpm combined		
600-1	see log	storage	600 gpm combine	174.3 ac-ft	

**C. Maximum Rate of Use Requested**

What is the maximum, instantaneous rate of water that will be used? 600 gpm combined from 2 wells  
(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: irri&res main= irri season storage=storage season  
(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: 63.3 ac

(This number should be consistent with your application map.)

**5. WATER MANAGEMENT****A. Diversion**

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

Pump (give horsepower and pump type): well 400-1: 10 HP well 600-1: 5HP

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 6" pvc Length 7000'

other, describe: \_\_\_\_\_

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**C. Application/Distribution Method**

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

Irrigation: pumps in wells to 6" pvc main lines to 4" & 3" alum pipe with sprinkler heads.  
Storage & reservoir maintenance: pumps in wells to 6" pvc to storage areas.

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: \_\_\_\_\_

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.

The system to be used is the most economical and efficient system for the crops to be grown.

**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: has begun

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Proposed date construction will be completed: 5 years after permit issued

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Proposed date beneficial water use will begin: 5 years after permit issued

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Is this project fully or partially funded by the American Recovery and Reinvestment Act? (Federal stimulus dollars)  Yes  No

**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.*

The amount of water from both wells will be combined to reach the maximum amount of use. Wild rice and similar crops will be grown in the reservoir areas.

### 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:


11-18-09  
 \_\_\_\_\_  
 Signature of Applicant (If more than one applicant, all must sign.) Date

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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](http://www.wrd.state.or.us) or call (503) 986-0900.

**WRD on the web:**  
[www.wrd.state.or.us](http://www.wrd.state.or.us)

GROUND WATER PERMIT APPLICATION  
IN THE NAME OF DAVID & KATHRYN ROGERS

Tabulation of irrigation acreage

NENE	1.0
NWNE	9.0
SWNE	16.1
SENE	1.4
NENW	6.0
NWNW	2.9
SWNW	2.0
SENW	12.9
NESW	7.2
NWSW	4.5
NWSE	0.3

Section 7  
T14S R2W

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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: David A. Rogers  
First Last

Mailing Address: 26366 Gap Road

Brownsville Oregon 97327 Daytime Phone: 541-451-1538  
City State Zip

### **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.

Township	Range	Section	¼ ¼	Tax Lot #	Plan Designation (e.g. Rural Residential/RR-5)	Water to be:	Proposed Land Use:
14S	2W	7		400, 600		<input checked="" type="checkbox"/> Diverted <input checked="" type="checkbox"/> Conveyed <input checked="" 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	
						<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:

Linn County

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### **B. Description of Proposed Use**

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

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

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

Estimated quantity of water needed: 600 gpm   
 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 multi-purpose

Briefly describe:

2 wells and 24 reservoirs will be used to irrigate and grow agriculture crops such as wild rice.

**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

## 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): CC 928.310 (B)
  - 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:	
<u>EFU zone allows farm use outright, no additional approval needed for this proposal.</u>		<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.

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Name: Kate Foster Title: Assistant Planner  
 Signature: Kate Foster Phone: (541) 967-3816 <sup>x2360</sup> Date: 11/19/09  
 Government Entity: Linn County Planning and Building Department

**Note to local government representative:** Please complete this form or sign the receipt below and return it to the applicant. If you sign the receipt, you will have 30 days from the Water Resources Department's notice date to return the completed Land Use Information Form or WRD may presume the land use associated with the proposed use of water is compatible with local comprehensive plans.

### Receipt for Request for Land Use Information

Applicant Name: \_\_\_\_\_  
 City or County: \_\_\_\_\_ Staff Contact: \_\_\_\_\_  
 Signature: \_\_\_\_\_ Phone: \_\_\_\_\_ Date: \_\_\_\_\_

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Order No. 71315i

EXHIBIT "A"  
Legal Description

## PARCEL I:

Beginning at a point North 1°36' West 53.25 chains from the Southeast corner of the Donation Land Claim of Samuel Johnson and wife, Notification No. 2071, Claim 38 in Township 14 South, Range 2 West of the Willamette Meridian, Oregon, and being the Northwest corner of that certain tract conveyed to Albert H. Weber by deed recorded as Page 609 of Volume 82 of the Deed Records of Linn County, Oregon, and running from thence South 89°30' East 32.29 chains; thence South 1°22' East 15.51 chains; thence South 89°30' East to the West boundary of the Donation Land Claim of H.H. Spaulding and wife, Claim No. 56 in said Township and Range; thence North 26.34 chains, more or less, to a point 1.60 chains South of the Southeast corner of the Donation Land Claim of James Blakely and wife, Notification No. 2639, Claim No. 89 in said Township and Range; thence in a westerly direction and in a direct line 59.40 chains, more or less, to a point in the West boundary of said Blakely Claim 1.50 chains North of the Southwest corner of said Blakely claim; thence South 4.37 chains to an interior corner in the East boundary of said Johnson claim; thence East 0.69 chains; thence South 1°36' East to the place of beginning.

## PARCEL II:

A parcel of land situated in the County of Linn, State of Oregon, more particularly described as follows:

## TRACT I:

Beginning at the Southeast corner of the Samuel Johnson, Donation Land Claim No. 38, Township 14 South, Range 2 West of the Willamette Meridian, Linn County, Oregon; thence West along the South line of said Donation Land Claim No. 38, a distance of 2947.56 feet; thence North 1485.00 feet; thence East 2914.56 feet to a point in the center of a county road; thence southerly 1485.00 feet to the point of beginning.

## TRACT II:

Beginning at a point 1295.25 feet West of a point in the center of a county road on the East line of the Samuel Johnson Donation Land Claim No. 38, Township 14 South, Range 2 West of the Willamette Meridian, Linn County, Oregon, which last named point in said road is 1485.00 feet North and 97 links West of the Southeast corner of said Donation Land Claim No. 38, said point of beginning being the southwest corner of that tract conveyed by Linn County to F. B. Isom, et ux, by deed recorded September 11, 1943 in Book 162, page 70 Deed Records; thence West 1295.25 feet; thence North 1192.125 feet; thence East 1295.25 feet; thence South 1192.125 feet to the point of beginning.

## TRACT III:

Beginning in the center of a county road which place is North 1485.00 feet and West 97 links from the Southeast corner of the Samuel Johnson Donation Land Claim No. 38, Township 14 South, Range 2 West of the

(Continued)

Order No. 71315i

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Exhibit "A"  
Legal Description

Willamette Meridian Linn County, Oregon; thence West 1295.25 Feet;  
thence North 1192.125 feet; thence East 1295.25 feet to the center  
line of the said county road; thence South along the center line of  
the said road 1192.125 feet to the point of beginning.

EXCEPTING THEREFROM, the North 10 acres, more or less, of even width,  
as conveyed by Nan L. Isom to R. H. Harper, et ux, by deed recorded  
March 5, 1946 in Book 176, page 755 Deed Records.

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tract of land in the county of Linn, State of Oregon, more particularly described as follows:

Beginning at a point which is North 1°35' West 20.51 chains distant from the intersection of the North line of Section 18, Township 14 South, Range 2 West of the Willamette Meridian with the West line of the DLC of Wilson Blain and wife, Not. 2494, Claim 41, in said Township and Range, and running from thence East to the half of an iron pick driven in the ground on the west line of said DLC 20.50 chains North of the intersection of the West line of said claim with the North line of said Section 18, thence easterly in a direct line to a hewed stone 7x8x15 inches set on the East line of said DLC 10 feet North of the Northwest corner of the DLC of John Findlay and wife, Not. 2630 and Claim No. 61 in said Township and Range, thence South 10 feet to the Northwest corner of said DLC of said John Findlay and wife, thence East along the North boundary of said DLC of said John Findlay 30.15 chains to a point in right line with the West boundary of the DLC of H.H. Spaulding, Claim No. 56 in said Township and Range, if projected South, thence North 17.28 chains to a point in the West boundary of said Claim No. 56, thence North 89°30' West 56.70 chains, to a point which is North 1°36' West 17.23 chains distant from the place of beginning, thence South 1°36' East 17.23 chains to the place of beginning,

EXCEPTING THEREFROM THE FOLLOWING: Beginning at a point which is North 1°36' West 51 chains distant from the intersection of the North line of Section 18 Township 14 South, Range 2 West of the Willamette Meridian, with the West line of the DLC of Wilson Blain and wife, Not. 2494, Claim 41 in said Township and Range, and running from thence East to the half of an iron pick driven in the ground on the West boundary of said claim 20.50 chains North of the intersection of the West line of said claim with the North line of said Section, thence Easterly in a direct line to a hewed stone 7x8x15 inches set on the East boundary of said Claim 10 feet North of the Northwest corner of the DLC of John Findlay and wife, Not. 2630, Claim 61 in said Township and Range, thence South 10 feet to said Northwest corner of said DLC of John Findlay and wife, thence East along the North boundary of said DLC of said John Findlay 30.15 chains to a point in the right line of West boundary of the DLC of H.H. Spaulding, Claim No. 56 in said Township and Range, if projected South, thence North 16 feet, thence Westerly in a direct line to a point 40 feet due East and hewed stone on the East boundary of said Wilson Blain Claim, thence North 40 feet, thence West 40 feet to a point on the East boundary of said Claim of Wilson Blain 40 feet North of said hewed stone, thence Westerly in a direct line to a point on the West boundary of said Wilson Blain Claim 40 feet North of said iron pick, thence West to a point North 1°36' West of the place of beginning, thence South 1°36' East 40 feet more or less to the place of beginning.

EXCEPTING the following described property conveyed to Dick and Halga Ford by Warranty Deed recorded July 8, 1992 in Vol. 605, Page 027, Linn County film Records.

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STATE OF OREGON  
County of Linn

I hereby certify that the attached was received and duly recorded by me in Linn County records.

STEVE DRUCKENMILLER  
Linn County Clerk

By PN, Deputy

H  
B  
C  
O

3:30 O'clock a.m.

APR 07 1997

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