



CARLTON PLANTS LLC

RECEIVED

OCT 07 2010

WATER RESOURCES DEPT  
SALEM, OREGON

October 5, 2010

Oregon Water Resources Dept.  
Attn: Michele McAleer  
North Mall Office Building  
725 Summer St. NE, Suite A  
Salem OR 97301-1271

Re: File G-17294 (Newhouse/Finnicum)

Dear Michele McAleer:

I, along with our C.W.R.E. have reviewed your letter of Sept. 24, 2010 outlining details of the preliminary analysis of the above referenced application.

We would like to proceed with the application and in doing so make adjustments to the application that may allow for approval, without injury to existing ground water rights or surface water interference. Please consider the following adjustments:

- ✚ Reduce the requested rate of water from 1.CFS down to .56 CFS
  - Thus, the proposed rate will not exceed one percent of the natural flow at eighty percent exceedence.
  - This should eliminate the potential for substantial interference to Warner Creek and Palmer Creek.
- ✚ Move the location of well #3 to the area shown on the attached amended map.
  - This will move the position of the well to a distance greater than ¼ mile from Warner Creek.
  - The reason for this is to eliminate the presumption for the potential for substantial interference with Warner Creek.
- ✚ Clarification concerning Warner Creek:
  - Warner Creek is only a seasonal drainage in the area south (up stream) of Carlton Plants reservoir. This area is farmed with row crops and is dry June through October.

pg. 2 cont.

- Carlton's reservoir is a man-made retainment pond that receives water from wells and surface water rights and acts as a balloon in the irrigating system. Otherwise, this area would be dry all summer.
- The area north (down stream) of the reservoir receives seepage from the pond. This provides water to lower Warner Creek for sustaining wildlife and water to other irrigators which would otherwise not be available at this level.

It is our hope that by addressing these areas of concern that the presumption of potential for substantial interference will be eliminated, allowing for a decision that will allow for year-round use of ground water.

If you should need any further information or clarification of these points please contact me.

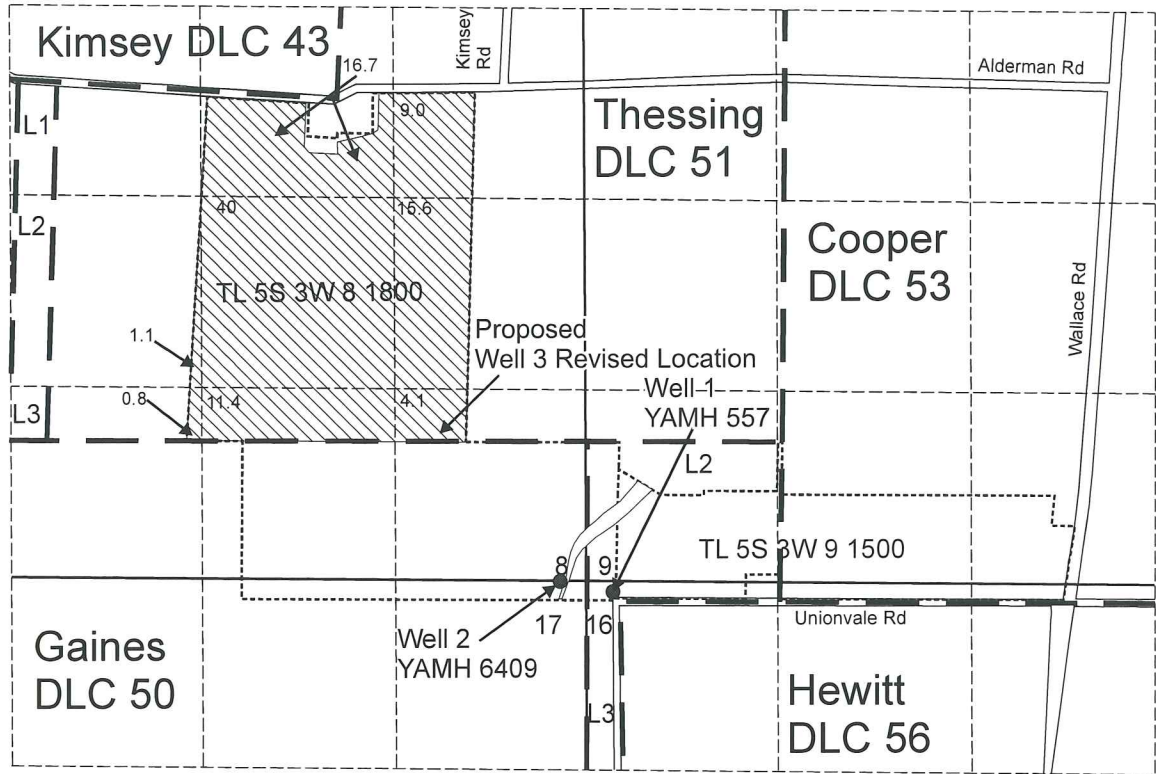
Respectfully submitted,

F. Allan Elliott






**RECEIVED**  
OCT 07 2010  
WATER RESOURCES DEPT  
SALEM, OREGON

# T.5S. R.3W. Sec. 8, 9, 16, & 17 W.M.



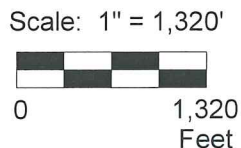
Well 1 (YAMH 557) is located 66 feet north and 4 feet east of the NW corner of DLC 56  
 Well 2 (YAMH 6409) is located 151 feet north and 391 feet west of the NW corner of DLC 56  
 Proposed Well 3 is located 10 feet north and 2,380 feet west of the SE corner of DLC 51

-  Area (98.7 Acres) irrigated.
-  DLC boundary
-  Tax lot boundary



EXPIRATION DATE: 6/30/09

Note: The quarter quarter lines have been projected using a tax map, government land survey maps, an aerial photograph, and best professional judgement.



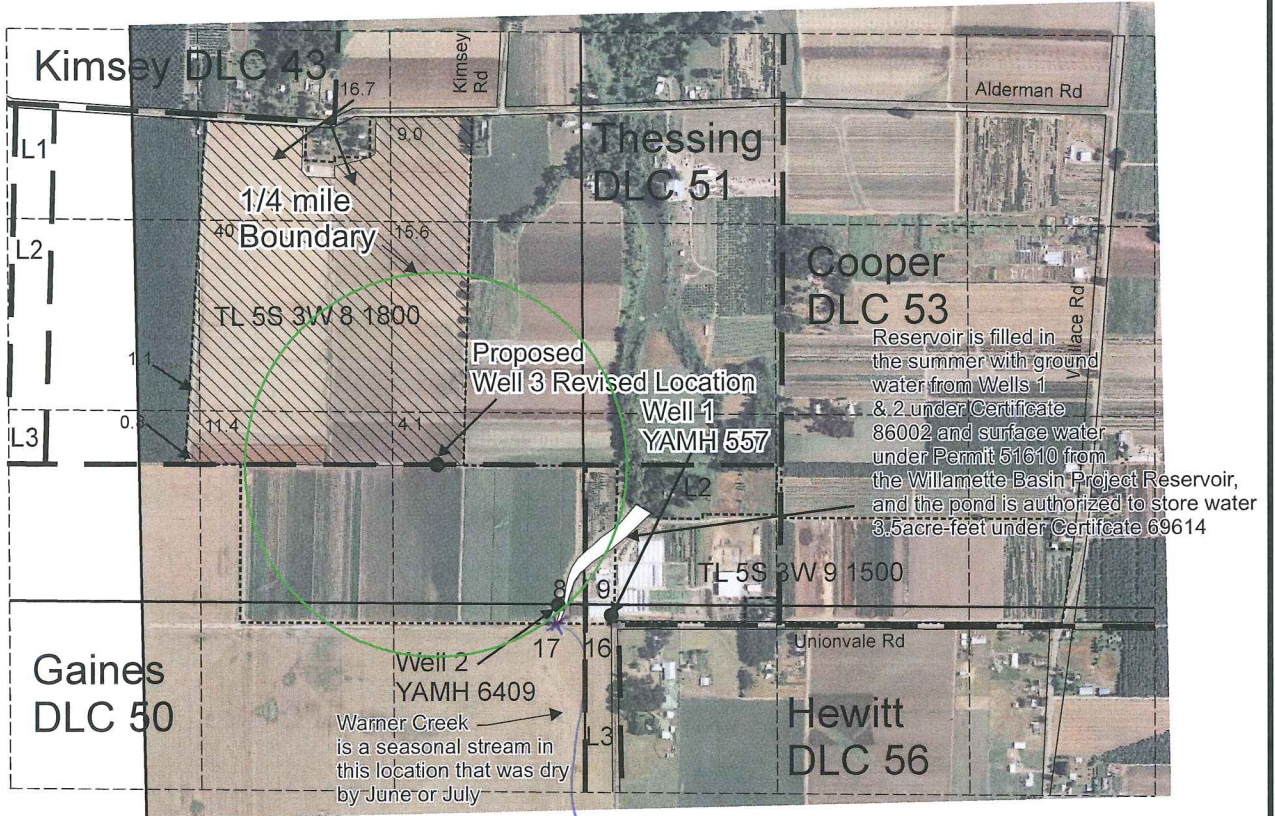
This map was prepared for the purpose of identifying the location of a water right only and is not intended to provide legal dimensions or location of property ownership lines.



## Revised Groundwater Application Map



# T.5S. R.3W. Sec. 8, 9, 16, & 17 W.M.



Well 1 (YAMH 557) is located 66 feet north and 4 feet east of the NW corner of DLC 56  
 Well 2 (YAMH 6409) is located 151 feet north and 391 feet west of the NW corner of DLC 56  
 Proposed Well 3 is located 10 feet north and 2,380 feet west of the SE corner of DLC 51

 Area (98.7 Acres) irrigated.

 DLC boundary

 Tax lot boundary

**RECEIVED**

OCT 07 2010

WATER RESOURCES DEPT  
 SALEM, OREGON



EXPIRATION DATE: 6/30/09

Note: The quarter quarter lines have been projected using a tax map, government land survey maps, an aerial photograph, and best professional judgement.

Scale: 1" = 1,320'



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.



Revised Groundwater Application Map

Pacific Hydro-Geology Inc.

Carlton Plants LLC  
 Newhouse/Finnicum Farm

10/2010



Photo 1: View looking south from photo point at hypothetical Warner Creek channel. Allan is standing on property line.

RECEIVED

OCT 07 2010

WATER RESOURCES DEPT  
SALEM, OREGON





Photo 2: Taken From Allan's location in Photo 1, View looking north that pond,

RECEIVED  
OCT 07 2010  
WATER RESOURCES DEPT  
SALEM, OREGON





Photo 3: Taken from Allan's location in Photo 1. View looking south at hypothetical Warner Creek,

RECEIVED  
OCT 07 2010  
WATER RESOURCES DEPT  
SALEM, OREGON

