

# Application for a Permit to Use Ground Water



Oregon Water Resources Department  
725 Summer Street NE, Suite A  
Salem, Oregon 97301-1266  
(503) 986-0900  
www.wrd.state.or.us

## SECTION 1: APPLICANT INFORMATION AND SIGNATURE

### Applicant Information

NAME BOYD FAMILY 2001 TRUST, CONTACT: STEVE BOYD		PHONE (HM) 541-846-6906	
PHONE (WK) 541-450-7043	CELL 541-450-7043	FAX 541-846-9899	
ADDRESS 605 MISSOURI FLAT ROAD			
CITY GRANTS PASS	STATE OR	ZIP 97527	E-MAIL* SSKBOYD@HOTMAIL.COM

### Organization Information

NAME N/A		PHONE	FAX
ADDRESS			CELL
CITY	STATE	ZIP	E-MAIL*

### Agent Information – The agent is authorized to represent the applicant in all matters relating to this application.

AGENT / BUSINESS NAME N/A		PHONE	FAX
ADDRESS			CELL
CITY	STATE	ZIP	E-MAIL*


Note: Attach multiple copies as needed

\* By providing an e-mail address, consent is given to receive all correspondence from the department electronically. (paper copies of the final order documents will also be mailed.)

### By my signature below I confirm that I understand:

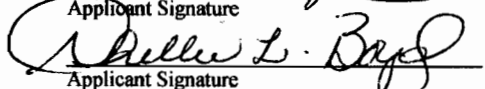
- I am asking to use water specifically as described in this application.
- Evaluation of this application will be based on information provided in the application.
- I cannot use water legally until the Water Resources Department issues a permit.
- Oregon law requires that a permit be issued before beginning construction of any proposed well, unless the use is exempt. Acceptance of this application does not guarantee a permit will be issued.
- 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 cancelled.
- 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 (we) affirm that the information contained in this application is true and accurate.

  
Applicant Signature

**STEVEN P. BOYD**  
Print Name and title if applicable

**10/18/2012**  
Date

  
Applicant Signature

**SHELLIE L. BOYD**  
Print Name and title if applicable

**10/18/2012**  
Date

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For Department Use		
App. No. <u>G-17591</u>	Permit No. _____	Date <u>OCT 22 2012</u>

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**SECTION 2: PROPERTY OWNERSHIP**

Please indicate if you own all the lands associated with the project from which the water is to be diverted, conveyed, and used.

X Yes

- There are no encumbrances.
- X This land is encumbered by easements, rights of way, roads or other encumbrances.

No

- 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 irrigation and/or domestic use only (ORS 274.040).
- Water is to be diverted, conveyed, and/or used only on federal lands.

List the names and mailing addresses of all affected landowners (*attach additional sheets if necessary*).  
N/A

**SECTION 3: WELL DEVELOPMENT**

WELL NO.	NAME OF NEAREST SURFACE WATER	IF LESS THAN 1 MILE:	
		DISTANCE TO NEAREST SURFACE WATER	ELEVATION CHANGE BETWEEN NEAREST SURFACE WATER AND WELL HEAD
L110048	MINERS CREEK	APPROX. 1100 FEET	- 10 FEET (well head is lower than surface water)

Please provide any information for your existing or proposed well(s) that you believe may be helpful in evaluating your application. For existing wells, describe any previous alteration(s) or repair(s) not documented in the attached well log or other materials (*attach additional sheets if necessary*).

Please see attached original Well Report and Amended Well Report. The Well Report was amended by the well Contractor (Kevin Gill) due to his inadvertent leaving out the section #6 'Casing/Liner' information from the original report. Both reports were sent to the WRD on 10/17/2012.

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**SECTION 3: WELL DEVELOPMENT, CONTINUED**

Source (aquifer), if known: \_\_\_\_\_

Total maximum rate requested: 45 GPM (each well will be evaluated at the maximum rate unless you indicate well-specific rates and annual volumes in the table below).

Complete the table below. If this is an existing well, the following information may be found on the applicable well log. *(If a well log is available, please submit in addition to completing the table.)* If this is a proposed well, or well-modification, consider consulting with a licensed well driller, geologist, or certified water right examiner.

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OWNER'S WELL NAME OR NO.	PROPOSED	EXISTING	WELL ID (WELL TAG) NO.* OR WELL LOG ID**	FLOWING ARTESIAN	CASING DIAMETER	CASING INTERVALS (IN FEET)	PERFORATED OR SCREENED INTERVALS (IN FEET)	SEAL INTERVALS (IN FEET)	MOST RECENT STATIC WATER LEVEL & DATE (IN FEET)	PROPOSED USE			
										SOURCE AQUIFER***	TOTAL WELL DEPTH	WELL-SPECIFIC RATE (GPM)	ANNUAL VOLUME (ACRE-FEET)
	<input type="checkbox"/>	<input checked="" type="checkbox"/>	L110048	<input type="checkbox"/>	6 INCH	+2 to 58	200 to 220	0 to 41	46, 9/7/12		220	45	42.5
	<input type="checkbox"/>	<input type="checkbox"/>		<input type="checkbox"/>									
	<input type="checkbox"/>	<input type="checkbox"/>		<input type="checkbox"/>									
	<input type="checkbox"/>	<input type="checkbox"/>		<input type="checkbox"/>									
	<input type="checkbox"/>	<input type="checkbox"/>		<input type="checkbox"/>									
	<input type="checkbox"/>	<input type="checkbox"/>		<input type="checkbox"/>									
	<input type="checkbox"/>	<input type="checkbox"/>		<input type="checkbox"/>									
	<input type="checkbox"/>	<input type="checkbox"/>		<input type="checkbox"/>									

\* Licensed drillers are required to attach a Department-supplied Well Tag, with a unique Well ID or Well Tag Number to all new or newly altered wells. Landowners can request a Well ID for existing wells that do not have one. The Well ID is intended to serve as a unique identification number for each well.  
 \*\* A well log ID (e.g. MARI 1234) is assigned by the Department to each log in the agency's well log database. A separate well log is required for each subsequent alteration of the well.  
 \*\*\* Source aquifer examples: Troutdale Formation, gravel and sand, alluvium, basalt, bedrock, etc.

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**SECTION 4: WATER USE**

USE	PERIOD OF USE	ANNUAL VOLUME (ACRE-FEET)
IRRIGATION	APRIL 1 THRU OCTOBER 31	2.5 ACRE FEET

**Exempt Uses:** Please note that 15,000 gallons per day for single or group **domestic** purposes and 5,000 gallons per day for a single **industrial or commercial** purpose are exempt from permitting requirements.

**For irrigation use only:**

Please indicate the number of primary and supplemental acres to be irrigated (*must match map*).

Primary: 17 Acres                      Supplemental: — Acres

List the Permit or Certificate number of the underlying primary water right(s): 15078 (see Sec. 10 'Remarks')

Indicate the maximum total number of acre-feet you expect to use in an irrigation season: 42.5

- If the use is **municipal or quasi-municipal**, attach **Form M**
- If the use is **domestic**, indicate the number of households:
- If the use is **mining**, describe what is being mined and the method(s) of

C 15078  
Cancelled by  
T-7013

**SECTION 5: WATER MANAGEMENT**

NRD

**A. Diversion and Conveyance**

What equipment will you use to pump water from your well(s)?

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Pump (give horsepower and type): TBD

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Other means (describe):       

Provide a description of the proposed means of diversion, construction, and operation of the diversion works and conveyance of water.

The well was drilled on 9/7/2012 and we have not yet installed nor determined the size of pump required. The pump will send the water at a max. rate of 45 GPM through underground PVC pipeline to the 17 acres of pasture to be irrigated.

**B. Application Method**

What equipment and method of application will be used? (e.g., drip, wheel line, high-pressure sprinkler)

Impulse sprinklers mounted in 'Pod' type flexible hose irrigation system.

**C. Conservation**

Please describe why the amount of water requested is needed and measures you propose to: prevent waste; measure the amount of water diverted; prevent damage to aquatic life and riparian habitat; prevent the discharge of contaminated water to a surface stream; prevent adverse impact to public uses of affected surface waters.

The water will be used for irrigation of pasture grass in support of a management-intensive rotational livestock grazing system. Pasture health will be closely monitored to ensure that the proper amount of water is being applied with no runoff. Any potential runoff will be stopped by small earth berms installed at the edge of the Pasture before it drops down into the Miners Creek bed. In addition, livestock grazing will be rotated on a specific schedule to maintain grass health and to prevent over or under grazing.

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**SECTION 6: STORAGE OF GROUND WATER IN A RESERVOIR**

If you would like to store ground water in a reservoir, complete this section (if more than one reservoir, reproduce this section for each reservoir).

Reservoir name: \_\_\_\_\_ Acreage inundated by reservoir: \_\_\_\_\_

Use(s): \_\_\_\_\_

N/A

Volume of Reservoir (acre-feet): \_\_\_\_\_ Dam height (feet, if excavated, write "zero"): \_\_\_\_\_

*Note: If the dam height is greater than or equal to 10.0' above land surface AND the reservoir will store 9.2 acre feet or more, engineered plans and specifications must be approved prior to storage of water.*

**SECTION 7: USE OF STORED GROUND WATER FROM THE RESERVOIR**

If you would like to use stored ground water from the reservoir, complete this section (if more than one reservoir, reproduce this section for each reservoir).

Annual volume (acre-feet): \_\_\_\_\_

USE OF STORED GROUND WATER	PERIOD OF USE
N/A	

**SECTION 8: PROJECT SCHEDULE**

Date construction will begin: JANUARY 1, 2013

Date construction will be completed: APRIL 1, 2013

Date beneficial water use will begin: APRIL 1, 2013

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**SECTION 9: WITHIN A DISTRICT**

Check here if the point of diversion or place of use are located within or served by an irrigation or other water district.

Irrigation District Name	Address	
City	State	Zip

N/A

**SECTION 10: REMARKS**

Use this space to clarify any information you have provided in the application (*attach additional sheets if necessary*).

The map attached to this application was prepared by Shavon Haynes, Assistant Watermaster for the Southwest Region during a visit I made to his office in Medford on October 17<sup>th</sup>. I called the WRD Salem office on 10/18/2012 and was told the scale of '1 inch = 364 feet' was acceptable.

Water Permit No. 15078 (Application No. 19515), with Priority date of 10/2/1941, was issued for a rate not to exceed .01 cfs for the irrigation of not greater than ½ acre.

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STATE OF OREGON  
WATER SUPPLY WELL REPORT  
(as required by ORS 537.765 & OAR 690-205-0210)

JACK 61302  
10/17/2012

WELL I.D. LABEL# 110048  
START CARD # 1017638  
ORIGINAL LOG #

(1) LAND OWNER  
Owner Well I.D. \_\_\_\_\_  
First Name \_\_\_\_\_ Last Name \_\_\_\_\_  
Company BOYD FAMILY TRUST  
Address 605 MISSOURI FLATS RD  
City GRANTS PASS State OR Zip 97527

(2) TYPE OF WORK  New Well  Deepening  Conversion  
 Alteration (complete 2a & 10)  Abandonment (complete 5a)

(2a) PRE-ALTERATION  
Dia + From To Gauge Stl Plstc Wld Thrld  
Casing:          
Material From To Amt sacks/lbs  
Seal:

(3) DRILL METHOD  
 Rotary Air  Rotary Mud  Cable  Auger  Cable Mud  
 Reverse Rotary  Other \_\_\_\_\_

(4) PROPOSED USE  Domestic  Irrigation  Community  
 Industrial/ Commercial  Livestock  Dewatering  
 Thermal  Injection  Other \_\_\_\_\_

(5) BORE HOLE CONSTRUCTION Special Standard  (Attach copy)  
Depth of Completed Well 220.00 ft.  
BORE HOLE SEAL  
Dia From To Material From To Amt sacks/lbs  
10 0 41 Bentonite Chips 0 41 23 S  
6 41 220

How was seal placed: Method  A  B  C  D  E  
 Other DRY POURED  
Backfill placed from \_\_\_\_\_ ft. to \_\_\_\_\_ ft. Material \_\_\_\_\_  
Filter pack from \_\_\_\_\_ ft. to \_\_\_\_\_ ft. Material \_\_\_\_\_ Size \_\_\_\_\_  
Explosives used:  Yes Type \_\_\_\_\_ Amount \_\_\_\_\_

(5a) ABANDONMENT USING UNHYDRATED BENTONITE  
Proposed Amount Actual Amount

(6) CASING/LINER  
Casing Liner Dia + From To Gauge Stl Plstc Wld Thrld  
Shoe  Inside  Outside  Other Location of shoe(s) \_\_\_\_\_  
Temp casing  Yes Dia \_\_\_\_\_ From \_\_\_\_\_ To \_\_\_\_\_

(7) PERFORATIONS/SCREENS  
Perforations Method Lazer Cut  
Screens Type \_\_\_\_\_  
Perf/ Casing/ Screen Material # of Tel/  
Screen Liner Dia From To width length slots pipe size  
Perf Liner 4 200 220 .032 1 3116  
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(8) WELL TESTS: Minimum testing time is 1 hour  
 Pump  Bailer  Air  Flowing Artesian  
Yield gal/min Drawdown Drill stem/Pump depth Duration (hr)  
60 \_\_\_\_\_ 220 1  
Temperature 54 °F Lab analysis  Yes By \_\_\_\_\_  
Water quality concerns?  Yes (describe below) TDS amount  
From To Description Amount Units

(9) LOCATION OF WELL (legal description)  
County JACKSON Twp 37.00 S N/S Range 4.00 W E/W WM  
Sec 19 SW 1/4 of the SW 1/4 Tax Lot 6700  
Tax Map Number \_\_\_\_\_ Lot \_\_\_\_\_  
Lat \_\_\_\_\_ " or \_\_\_\_\_ DMS or DD  
Long \_\_\_\_\_ " or \_\_\_\_\_ DMS or DD  
Street address of well  Nearest address   
605 MISSOURI FLATS RD GRANTS PASS, OR 97527

(10) STATIC WATER LEVEL  
Date SWL(psi) + SWL(ft)  
Existing Well / Pre-Alteration \_\_\_\_\_  
Completed Well 9/7/2012 \_\_\_\_\_ 46  
Flowing Artesian?  Dry Hole?   
WATER BEARING ZONES Depth water was first found 75.00  
SWL Date From To Est Flow SWL(psi) + SWL(ft)  
9/7/2012 75 177 60 \_\_\_\_\_ 46

(11) WELL LOG  
Ground Elevation \_\_\_\_\_  
Material From To  
Brown Clay & Cobbles 0 11  
Brown Decomposed Granite 11 39  
Black Granite 39 75  
Broken Grey Granite 75 121  
Grey Granite w/Quartz 121 132  
Black & White Granite 132 166  
Grey Granite w/Quartz 166 182  
Black Granite 182 214  
Blue/Grey Granite 214 220

Date Started 9/7/2012 Complete 9/7/2012  
(unbonded) Water Well Constructor Certification  
I certify that the work I performed on the construction, deepening, alteration, or abandonment of this well is in compliance with Oregon water supply well construction standards. Materials used and information reported above are true to the best of my knowledge and belief.  
License Number 1504 Date 10/17/2012  
Signed CHARLIE GILL (E-filed)

(bonded) Water Well Constructor Certification  
I accept responsibility for the construction, deepening, alteration, or abandonment work performed on this well during the construction dates reported above. All work performed during this time is in compliance with Oregon water supply well construction standards. This report is true to the best of my knowledge and belief.  
License Number 1835 Date 10/17/2012  
Signed KEVIN D GILL (E-filed)  
Contact Info (optional) Clouser Drilling Inc.

G77591 (see Amendment attached)

STATE OF OREGON  
 WATER SUPPLY WELL REPORT  
 as required by ORS 537.15 & OAR 690.005(2), (3)

*Reminded*  
 10/17/12  
 JACK 61302

WELL ID LABEL # \_\_\_\_\_  
 START CARD # \_\_\_\_\_  
 ORIGINAL LOG # \_\_\_\_\_

10/17/2012

(1) LAND OWNER

Name \_\_\_\_\_  
 Address \_\_\_\_\_  
 City \_\_\_\_\_  
 State \_\_\_\_\_  
 Zip \_\_\_\_\_

(2) TYPE OF WORK  Alteration

(2a) PRE-ALTERATION

Case # \_\_\_\_\_  
 Seal \_\_\_\_\_

(3) DRILL METHOD

Rotary  
 Auger  
 Other \_\_\_\_\_

(4) PROPOSED USE  Domestic

(5) BORE HOLE CONSTRUCTION

Depth of hole (feet) \_\_\_\_\_  
 Bore hole # \_\_\_\_\_  
 Diameter (inches) \_\_\_\_\_  
 Casing (inches) \_\_\_\_\_  
 Drilling fluid \_\_\_\_\_  
 Drilling equipment \_\_\_\_\_  
 Drilling date \_\_\_\_\_

(5a) ABANDONMENT USING UNHYDRATED BENTONITE

(6) CASING LINER

1	2	3	4	5	6	7	8	9	10
●	●	●	●	●	●	●	●	●	●
		4	2	58	226	226	226	226	57

(7) PERFORATIONS SCREENS

Screen # \_\_\_\_\_  
 Material \_\_\_\_\_  
 Diameter (inches) \_\_\_\_\_  
 Length (feet) \_\_\_\_\_  
 Location (feet from top) \_\_\_\_\_

(8) WELL TESTS - Minimum testing time is 1 hour

Test # \_\_\_\_\_  
 Date \_\_\_\_\_  
 Time \_\_\_\_\_  
 Location \_\_\_\_\_  
 Method \_\_\_\_\_  
 Results \_\_\_\_\_

(9) LOCATION OF WELL - legal description

\_\_\_\_\_

(10) STATIC WATER LEVEL

Date \_\_\_\_\_  
 Time \_\_\_\_\_  
 Location \_\_\_\_\_  
 Method \_\_\_\_\_  
 Results \_\_\_\_\_

(11) WELL LOG

\_\_\_\_\_

Recorded Water Well Constructor Certification

\_\_\_\_\_

Bonded Water Well Constructor Certification

\_\_\_\_\_

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# Land Use Information Form



Oregon Water Resources Department  
 725 Summer Street NE, Suite A  
 Salem, Oregon 97301-1266  
 (503) 986-0900  
 www.wrd.state.or.us

Applicant: BOYD FAMILY 2001 TRUST, Contact: STEVE BOYD  
First Last

Mailing Address: 605 MISSOURI FLAT ROAD

GRANTS PASS  
City

OR  
State

97527  
Zip

Daytime Phone: 541-450-7043

## A. Land and Location

Please include the following information for all tax lots where water will be diverted (taken from its source), conveyed (transported), and/or used or developed. 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:
37S	4W	19	SESW	6700	EFU	<input type="checkbox"/> Diverted	<input 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, and/or used or developed:

JACKSON COUNTY

## 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   
  Permit Amendment or Ground Water Registration Modification  
 Limited Water Use License   
  Allocation of Conserved Water   
  Exchange of Water

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

Estimated quantity of water needed: 42.5   
 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:

The pump in the ground water well will send the water through an underground PVC pipeline to the 17 acre pasture for irrigation of grass in support of a management-intensive rotational livestock grazing system.

**Note to applicant:** If the Land Use Information Form cannot be completed while you wait, please have a local business or community representative sign the receipt at the bottom of the next page and include it with the application filed with the Water Resources Department.

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See bottom of Page 3. →

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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 the proposed water uses (including proposed construction) are allowed outright or are not regulated by your comprehensive plan. Cite applicable ordinance section(s): ChapSec 4
- Land uses to be served by the 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.

See Zon 2012-01264

**SITE PLAN**

Revisions Required

Approved  irrigation

Denied

By: Charles Bennett Date: 10-18-12

Jackson County Planning & Development

Name: Charles Bennett Title: Planner II

Signature: Charles Bennett Phone: 541 774-6900 Date: 10-18-12

Government Entity: County

**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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# LAND-USE COMPATABILITY STATEMENT

THIS DOCUMENT IS SOLELY FOR THE PURPOSES OF REPLYING TO ANOTHER AGENCY'S REQUEST FOR COMMENTS! THIS IS NOT A LAND-USE PERMIT.

ZONING:

ZIS NUMBER: ZON2012-01264

SITE ADDRESS: 605 MISSOURI FLATS RD

PROJECT: ZON2012-01264

PRIMARY PARCEL NUMBER: 37-4W-6700

PRINT DATE: 10/18/2012

ASSOCIATED LOTS:

LAST UPDATED: 10/18/2012 11:36:05AM

Applicant

Name: STEVE BOYD  
Address: 605 MISSOURI FLATS RD GRANTS PASS, OR  
Phone: 541-450-7043

PURPOSE OF LUC/ PROJECT DESCRIPTION:

LUC ---water rights

Owner

BOYD FAMILY 2001 TRUST ET AL  
Address: 605 MISSOURI FLATS RD GRANTS PASS, OR 97527

Primary Owner

BOYD ALICE ANNE LIVING TRUST  
Address: 605 MISSOURI FLATS RD GRANTS PASS, OR 97527

GENERAL LUC INFORMATION:

10/18/12...POD RECEIVED A PHONE CALL CONCERNING LUC FORM ASSOCIATED WITH THE WATER RIGHTS. THE PARCEL IS 61.6 ACRES IN EFU ZONING WITH A RESIDENCE. THE WATER WILL BE USED FOR FARM USE. AG USE IS OUT RIGHT PERMITTED PER CHAPTER 4.2-1. ZONING CAN SIGN OFF LUC FORM WHEN THE FEE WAS RECEIVED. PROPERTY OWNER WILL BE IN THIS AFTERNOON. YSK

There are no overlays currently identified for this case. This does not necessarily mean there are no overlays applicable to this property.

There are no structures / improvements identified under the Structure/Size section of this case.

There are no structures / improvements identified under the Height / Setback section of this case.

CONDITION DETAILS:

<u>Condition</u>	<u>Hold Level</u>	<u>Edited</u>	<u>Status</u>
ZIS FEE DUE	Hold w/ Override	Yes	Met

ZIS fee must be paid prior to issuance of any permits applicable to this case.

\* Under circumstances where the approved use and/or structure is found to be exempt from building permits, all outstanding ZIS fees must be paid prior to initiating the approved use and/or prior to initiating construction of said structure. **RECEIVED BY OWRD**

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After recording return to:  
Boyd Family 2001 Trust  
and Boyd Living Trust

Until a change is requested all tax statements  
shall be sent to the following address:  
Boyd Family 2001 Trust  
and Boyd Living Trust

File No.: 7151-1476099 (KAF)  
Date: October 15, 2009

THIS SPACE RESERVED FOR RECORDER'S USE

SALEM, OR

Date 10/16/09

Read & Approved (SPB) (AJ)

---

### STATUTORY WARRANTY DEED

**John W. Branstetter Sr. Trustee, The John W. Branstetter Revocable Living Trust, Grantor,** conveys and warrants to **Steven P. Boyd and Shellie L. Boyd, Trustees of the Boyd Family 2001 Trust and Alice Anne Boyd, Trustee of The Alice Anne Boyd Living Trust, each as to a 50% undivided interest, as tenants in common**, Grantee, the following described real property free of liens and encumbrances, except as specifically set forth herein:

See Legal Description attached hereto as Exhibit A and by this reference incorporated herein.

**Subject to:**

1. Covenants, conditions, restrictions and/or easements, if any, affecting title, which may appear in the public record, including those shown on any recorded plat or survey.

The true consideration for this conveyance is **\$550,000.00**. (Here comply with requirements of ORS 93.030)

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SALEM, OR

APN: 1-030489-0

Statutory Warranty Deed  
- continued

File No.: 7151-1476099 (KAF)  
Date: 10/15/2009

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, OF 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, OF CHAPTER 424, OREGON LAWS 2007.

Dated this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_\_.

John W. Branstetter Revocable Living Trust

\_\_\_\_\_  
John W. Branstetter, Trustee

STATE OF Oregon )  
 )ss.  
County of Josephine )

This instrument was acknowledged before me on this \_\_\_\_\_ day of October, 2009 by John W. Branstetter Sr. as Trustee of The John W. Branstetter Revocable Living Trust, on behalf of the Trust.

\_\_\_\_\_  
Notary Public for Oregon  
My commission expires:

Gi-17591

OCT 22 2012

SALEM, OR

APN: 1-030489-0

Statutory Warranty Deed  
- continued

File No.: 7151-1476099 (KAF)  
Date: 10/15/2009

**EXHIBIT A**

**LEGAL DESCRIPTION:** Real property in the County of Jackson, State of Oregon, described as follows:

**THE EAST HALF OF THE SOUTHWEST QUARTER OF THE SOUTHWEST QUARTER AND THE SOUTHEAST QUARTER OF THE SOUTHWEST QUARTER OF SECTION 19, TOWNSHIP 37 SOUTH, RANGE 4 WEST, WILLAMETTE MERIDIAN, JACKSON COUNTY, OREGON.**

**TOGETHER WITH an easement appurtenant to the herein described property for ingress and egress, including the terms and provisions thereof, as set forth in instrument recorded in Document NO. 76-22247, Official Records of Jackson County, Oregon.**

**TOGETHER WITH an easement appurtenant to the herein described property for ingress and egress, including the terms and provisions thereof, as set forth in instrument recorded in Document No. 2008-007651 & 2008-017836, Official Records of Josephine County, Oregon.**

**NOTE: This legal description was created prior to January 01, 2008.**

G-17591

STATE OF OREGON  
COUNTY OF MARION  
**CERTIFICATE OF WATER RIGHT**

**This Is to Certify, That** **ELMER B. OLSON**

of Route 1, Box 142, Woodburn, State of Oregon, has made proof to the satisfaction of the STATE ENGINEER of Oregon, of a right to the use of the waters of Mill Creek a tributary of Pudding River for the purpose of Irrigation under Permit No. 13813 of the State Engineer, and that said right to the use of said waters has been perfected in accordance with the laws of Oregon; that the priority of the right hereby confirmed dates from June 13, 1939

that the amount of water to which such right is entitled and hereby confirmed, for the purposes aforesaid, is limited to an amount actually beneficially used for said purposes, and shall not exceed 0.26 cubic foot per second,

or its equivalent in case of rotation, measured at the point of diversion from the stream. The point of diversion is located in the NW $\frac{1}{4}$  SW $\frac{1}{4}$ , Section 5, Township 5 South, Range 1 West, W.M.

The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, shall be limited to one-eightieth of one cubic foot per second per acre, or its equivalent for each acre irrigated and shall be further limited to a diversion of not to exceed 2 $\frac{1}{2}$  acre feet per acre for each acre irrigated during the irrigation season of each year,

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

A description of the place of use under the right hereby confirmed, and to which such right is appurtenant, is as follows:

- 15.6 acres in the NW $\frac{1}{4}$  SW $\frac{1}{4}$ , as projected on D.L.C. 49 Section 5
- 5.0 acres in the NE $\frac{1}{4}$  SE $\frac{1}{4}$ , as projected on D.L.C. 49 Section 6
- T. 5 S., R. 1 W., W.M.

Land on which water is to be used is a part of the property more explicitly described by appropriator as follows:

Beginning at an iron rod in the West bank of Farrier Creek where it is crossed by the S. line of the Patrick M. Gleason D.L.C. 17.16 chains N. 89 degrees 24' W. from the re-entrant angle on the S. line of said claim in T. 5 S., R. 1 W.; W.M. Marion County, Oregon; thence N. 89 degrees 24' W. along the S. line of said Claim 48.43 chains to an iron pin in the center line of the Boons Ferry Road; thence N. 31 degrees 34' E. along the center of said road 12.64 chains to an iron pin; thence S. 59 degrees 24' E. 45.92 chains to an iron pin in the W. bank of Farrier Creek; thence following said Creek up stream S. 23 degrees 11' W. 1.04 chains; thence S. 41 degrees 30' W. 1.60 chains; thence S. 46 degrees West 3.70 chains; thence S. 11 Degrees 30' W. 1.60 chains; thence S. 4 degrees E. 4.55 chains to the point of beginning, containing 50.00 acres of land, more or less in the Patrick M. Gleason D.L.C. in T. 5 S., R. 1 W. of the W.M. in Marion County, Oregon. Except all roads and roadways.

*The right to the use of the water for the purposes aforesaid is restricted to the lands or place of use herein described.*

*WITNESS the signature of the State Engineer, affixed*

*this 15th day of May, 19 47.*

*CHAS. E. STRICKLIN*

*State Engineer*

*Recorded in State Record of Water Right Certificates, Volume 12, page 15078*



# Minimum Requirements Checklist

Minimum Requirements (OAR 690-310-0040, OAR 690-310-0050 & ORS 537.615)

## Include this checklist with the application

Check that each of the following items is included. The application will be returned if all required items are not included. If you have questions, please call the Water Rights Customer Service Group at (503) 986-0900.

- SECTION 1: applicant information and signature
- SECTION 2: property ownership
- SECTION 3: well development
- SECTION 4: water use
- SECTION 5: water management
- SECTION 6: storage of groundwater in a reservoir
- SECTION 7: use of stored groundwater from the reservoir
- SECTION 8: project schedule
- SECTION 9: within a district
- SECTION 10: remarks

RECEIVED BY OWRD

OCT 22 2012

SALEM, OR

### Attachments:

- Land Use Information Form with approval and signature (*must be an original*) or signed receipt
- 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. Example: A copy of the deed, land sales contract or title insurance policy.
- Fees - Amount enclosed: \$1,650 (\$1,250 Permit Base + \$400 Recording)  
See the Department's Fee Schedule at [www.oregon.gov/owrd](http://www.oregon.gov/owrd) or call (503) 986-0900.

### Provide a map and check that each of the following items is included:

- Permanent quality and drawn in ink
- Even map scale not less than 4" = 1 mile (example: 1" = 400 ft, 1" = 1320 ft, etc.)
- North Directional Symbol
- Township, Range, Section, Quarter/Quarter, Tax Lots
- Reference corner on map
- Location of each well, and/or dam if applicable, by reference to a recognized public land survey corner (distances north/south and east/west). Each well must be identified by a unique name and/or number.
- Indicate the area of use by Quarter/Quarter and tax lot clearly identified
- Number of acres per Quarter/Quarter and hatching to indicate area of use if for primary irrigation, supplemental irrigation, or nursery
- Location of main canals, ditches, pipelines or flumes (if well is outside of the area of use)
- Other \_\_\_\_\_

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Canceled by T-7013

SPO Vol. 49 Pg 144

STATE OF OREGON  
 COUNTY OF MARION  
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- 5.0 acres in the NE $\frac{1}{4}$  SE $\frac{1}{4}$ , as projected on D.L.C. 49 Section 6
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*State Engineer*

*Recorded in State Record of Water Right Certificates, Volume 12, page 15078*