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billflatz@stuntzner.com

2137 19TH Avenue
FOREST GROVE, OREGON 97116

COOS BAY - FOREST GROVE - DALLAS

TO: Oregon Water Resources Department
725 Summer Street NE, Suite A
Salem, Oregon 97301

January 9, 2013

SUBJECT: Application for groundwater water right,
Foxglove Properties, LLC / Domaine Serene Vineyards & Winery, Inc.

To whom it may concern:

Please find enclosed our map, application, supplemental forms, supporting information and the fee to drill a well and use the water for irrigation and agricultural use.

Ken and Grace Evanstad are partners in Foxglove Properties, LLP. Ken and Grace Evanstad are officers and founders of Domaine Serene Vineyards and Winery. Ken and Grace are often gone and would like the water rights to be handled by the Operations and Facilities Superintendant Richard Ramakers, or the Director of Finance and Accounting, Aurthur Weiner. Please find attached a letter from Kenneth Evanstad assigning Richard Ramakers and Aurthur Weiner as authorized agents for all Domaine Serene water rights.

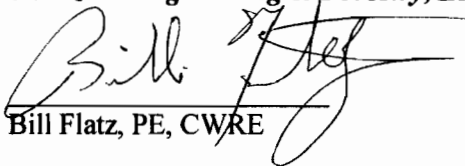
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Please call if you have any questions or need any further information. I am available on my cell phone at most any time, 503-939-8381.

Sincerely,

Stuntzner Engineering & Forestry, LLC


Bill Flatz, PE, CWRE

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G-17619

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 N/A
- ☒ SECTION 7: use of stored groundwater from the reservoir N/A
- ☒ SECTION 8: project schedule
- ☒ SECTION 9: within a district N/A
- ☒ SECTION 10: remarks

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: \$1,900
See the Department's Fee Schedule at 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 N/A

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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 FOXGLOVE PROPERTIES LLP / DOMAINE SERENE VINEYARDS AND WINERY, INC. RICHARD RAMAKERS, OPERATIONS AND FACILITIES SUPERINTENDANT			PHONE (HM)
PHONE (WK) 503-864-4600 x 238	CELL		FAX 503-864-4500
ADDRESS 6555 NE HILLTOP LANE			
CITY DAYTON	STATE OR	ZIP 97114	E-MAIL * RICH@DOMAINESERENE.COM

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Organization Information

NAME FOXGLOVE PROPERTIES, LLP / DOMAINE SERENE VINEYARDS AND WINERY, INC.		PHONE 503-8644600	FAX 503-864-4500
ADDRESS 6555 NE HILLTOP LANE		CELL	
CITY DAYTON	STATE OR	ZIP 97114	E-MAIL *

SALEM, OR

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

AGENT / BUSINESS NAME STUNTZNER ENGINEERING & FORESTRY LLC BILL FLATZ, PE, CWRE		PHONE 503-357-5717	FAX 503-357-5698
ADDRESS 2137 19TH AVENUE		CELL 503-939-8381	
CITY FOREST GROVE	STATE OR	ZIP 97116	E-MAIL * BILLFLATZ@STUNTZNER.COM

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

Richard Ramakers, Operations & facilities Super. 1-9-2013
Print Name and title if applicable Date

Applicant Signature

Print Name and title if applicable

Date

For Department Use		
App. No. <u>61-17618</u>	Permit No. _____	Date _____

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.

☒ Yes

☒ There are no encumbrances.

☐ 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*).

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
#1	MILLCAN CREEK	2,306'	+156'
#1	HEADWATER, UNNAMED TRIBUTARY OF HAWN CREEK	2,585'	+27'
#1	HEADWATER, UNNAMED TRIBUTARY OF HAWN CREEK	3,555'	+95'

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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*).

No well has been drilled at this time. Please find well log information for well located approximately 700' north of proposed well location. We expect to find similar geology and water aquifer.

SECTION 3: WELL DEVELOPMENT, CONTINUED

Source (aquifer), if known: Assume broken sandstone aquifer.

Total maximum rate requested: 100 gpm (each well will be evaluated at the maximum rate unless you indicate well-specific rates and annual volumes in the table below). ****Note:** We do not expect the well to produce 100 gpm, but if it does we want to use it. The water system will be designed for water produced.

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 it 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. ****NOTE:** See attached well log from well approx. 700' N-NW from the proposed well location.

6-17618

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)
Abbey Road Well #1	☒	☐	N/A	☐	6"	50'	40'	48'	N/A	Broken sandstone	200'	100	10
	☐	☐		☐									
	☐	☐		☐									
	☐	☐		☐									

* 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	March 1 – Oct. 31	6.3
General Agricultural	Year round	3.7

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: 34.23 Acres Supplemental: N/A Acres

List the Permit or Certificate number of the underlying primary water right(s): N/A

Indicate the maximum total number of acre-feet you expect to use in an irrigation season: 10

- 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 extraction: _____

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SECTION 5: WATER MANAGEMENT

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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): 5hp submersible, depending on well drilling results.

☐ Other means (describe): _____

Provide a description of the proposed means of diversion, construction, and operation of the diversion works and conveyance of water. Well with submersible electric pump, if required filter system and holding tank and limited buried mainline.

B. Application Method

What equipment and method of application will be used? (e.g., drip, wheel line, high-pressure sprinkler) The vineyard will be watered using drip irrigation. The agricultural use will revolve around the barn and hose bibs for spraying and cleaning equipment and containers.

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.

Irrigation is limited to the specific watering instructions of the wine maker, water for vineyard is minimal.

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: N/A Acreage inundated by reservoir: _____

Use(s): _____

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: 2013 When weather allows after permit is issued.

Date construction will be completed: 2018

Date beneficial water use will begin: 2013 after well is completed.

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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

SECTION 10: REMARKS

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

This application is to drill a well for irrigation and general agricultural use in support of growing grapes for wine.

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

NOTE TO APPLICANTS

In order for your application to be processed by the Water Resources Department (WRD), this Land Use Information Form must be completed by a local government planning official in the jurisdiction(s) where your water right will be used and developed. The planning official may choose to complete the form while you wait, or return the receipt stub to you. Applications received by WRD without the Land Use Form or the receipt stub will be returned to you. Please be aware that your application will not be approved without land use approval.

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) The existing and proposed water use is located entirely within lands zoned for exclusive farm-use or within an irrigation district;
 - b) The application involves a change in place of use only;
 - c) The change does not involve the placement or modification of structures, including but not limited to water diversion, impoundment, distribution facilities, water wells and well houses; and
 - d) The application involves irrigation water uses only.

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NOTE TO LOCAL GOVERNMENTS

SALEM, OR

The person presenting the attached Land Use Information Form is applying for or modifying a water right. The Water Resources Department (WRD) requires its applicants to obtain land-use information to be sure the water rights do not result in land uses that are incompatible with your comprehensive plan. Please complete the form or detach the receipt stub and return it to the applicant for inclusion in their water right application. You will receive notice once the applicant formally submits his or her request to the WRD. The notice will give more information about WRD's water rights process and provide additional comment opportunities. You will have 30 days from the date of the notice to complete the land-use form and return it to the WRD. If no land-use information is received from you within that 30-day period, the WRD may presume the land use associated with the proposed water right is compatible with your comprehensive plan. Your attention to this request for information is greatly appreciated by the Water Resources Department. If you have any questions concerning this form, please contact the WRD's Customer Service Group at 503-986-0801.

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: Foxglove Properties LLP / Domaine Serene Winery. Richard Ramakers Operations and Facilities Superintendent
First Last

Mailing Address: 6555 N.E. Hilltop Lane

Dayton

City

OR

State

97114

Zip

Daytime Phone: 503-864-4600

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:
3S	3W	31	nw/nw +ne/nw	201	EF-40	☐ Diverted	☒ Conveyed	☒ Used	AG
3S	3W	31	nw/ne	201	EF-40	☐ Diverted	☒ Conveyed	☒ Used	AG
3S	3W	30	sw/sw	201 (sec 31)	EF-40	☒ Diverted	☒ Conveyed	☒ Used	AG
3S	3W	30	se/sw + sw/se	201 (sec 31)	EF-40	☐ Diverted	☒ Conveyed	☒ Used	AG

List all counties and cities where water is proposed to be diverted, conveyed, and/or used or developed:

Water is proposed to be diverted, conveyed and used only on taxlot 201, T3S, R3W, section 31. RECEIVED BY OWRD

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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 ☐ 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: 100 gpm max ☐ 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 Gen. Agricultural

Briefly describe:

This proposed water use is for the irrigation of grapes and general agricultural use associated with growing, maintaining and harvesting the grapes for wine.

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

See bottom of Page 3. →

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): 45.251, 45.252, 45.253
- ☐ 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:	
		☐ Obtained ☐ Denied	☐ Being Pursued ☐ Not Being Pursued
		☐ Obtained ☐ Denied	☐ Being Pursued ☐ Not Being Pursued
		☐ Obtained ☐ Denied	☐ Being Pursued ☐ Not Being Pursued
		☐ Obtained ☐ Denied	☐ Being Pursued ☐ Not Being Pursued
		☐ Obtained ☐ Denied	☐ Being Pursued ☐ 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: _____ Title: Stephanie Connerly, Associate Planner

Signature: _____ Phone: _____ Date: 30.8.13

Government Entity: Yamhill 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: _____



DOMAINE SERENE

Exquisite Oregon Pinot Noir and Chardonnay

Vineyards of the Domaine

MARK BRADFORD • GRACE • CÔTE SUD • GOLD EAGLE • CLOS DU SOLEIL • ÉTOILE • FLEUR DE LIS • WINERY HILL • JERUSALEM HILL

TO: Whom it may concern
Oregon Water Resources Department
725 Summer Street NE
Salem, OR 97301

SUBJECT: Assigning authorized agent(s).

We request that the Oregon Water Resources Department accept either the signature of our Operations and Facilities Superintendent, Richard Ramakers, or our Director of Finance and Accounting, Arthur Weiner, in regard to Foxglove Properties LLP and Domaine Serene Vineyards and Winery Inc. for all water rights issues.

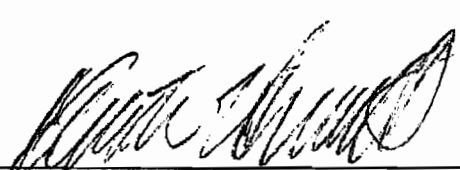
Correspondence to be addressed:

Attn: Rich Ramakers
Operations and Facilities Superintendent
6555 NE Hilltop Lane
Dayton, OR 97114

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SALEM, OR


Kenneth L. Evenstad

2/9/12
Date

President, Domaine Serene Vineyards and Winery, Inc.

General Partner, Foxglove Properties, LLP

State of Oregon
WATER WELL REPORT (as required by ORS 537.765)

Page 1 of 1

State Well ID L51942
Start Card # 145248

(1) OWNER: Well No. 2121
Name BOB HEILMAN JR.
Address 2343 KINGS POINTE DR.
City LARGO St FL Zip 33774

(2) TYPE OF WORK: NEW WELL

(3) DRILL METHOD: ROTARY AIR

(4) PROPOSED USE: DOMESTIC

(5) BORE HOLE CONSTRUCTION:

Special Construction Approval NO Depth of Compl. Well 200 ft
Explosives used NO Type Amount

HOLE			SEAL			
Diam.	From	To	Material	From	To	Amount
10	0	48	BENTONITE CHIP	0	48	31 SAX
6	48	200				

Seal placement method POURED/PROBED

Backfill: from ___ ft to ___ ft Material

Gravel: from ___ ft to ___ ft Size

(6) CASING/LINER:

Casing	Diam.	From	To	Gauge	Material	Connection
6		+1.5	48.5	.25	STEEL	WELDED

Liner	Diam.	From	To	Material	Connection
4	0	200	SDR26	PLASTIC	WELDED

Final Location of shoe(s) 48.5

(7) PERFORATIONS/SCREENS:

[X] Perf. Method ELECTRIC SAW

[] Screens Type Material

From	To	Slot	Number	Diam.	Tele/pipe	Casing/liner
160	170	.1X7"	18		Size	LINER
180	200	.1X7"	36			LINER

(8) WELL TESTS: Minimum testing time is 1 hour
Test type AIR

Yield GPM	Draw-down	Drill stem at	Time
41		180	1 hr.
41		200	2

Temperature of water 53F Depth Artesian Flow Found

Was water analysis done? NO By whom

Reason for water not suitable for use

Depth of strata

(9) LOCATION OF WELL by legal description:

County YAMHILL Lat. ' ' ' Long. ' ' '
Township 3 S Range 3 W WM.
Section 30 SW 1/4 SW 1/4
Tax Lot 400 Lot Block Subdivision
Street Address of Well (or nearest Address)
8100 OAK SPRINGS FARM RD CARLTON, OR

(10) STATIC WATER LEVEL:

35 ft. below land surface. Date 12/03/01
Artesian pressure ___ lb per square in. Date

(11) WATER BEARING ZONES:

Depth at which water was first found 171			
From	To	Est Flow Rate	SWL
171	192	41	35

(12) WELL LOG:

Material	Ground elevation		SWL
	From	To	
TOP SOIL	0	5	
CLAY, TAN/DENSE	5	21	
SANDSTONE, RED/BROWN/FIRM	21	40	
SANDSTONE, GRAY FINE GRAIN	40	171	
SANDSTONE, HARD GRAY/MEDIUM GRAIN/BROKEN	171	192	35
SANDSTONE, FINE GRAIN GRAY	192	200	

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DEC 27 2001

WATER RESOURCES DEPT.
SALEM, OREGON

DAVE PAYSINGER, BLUE WATER DRILLING CO.
(503) 868-7878

Date started 12/03/01

Completed 12/03/01

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(unbonded) Water Well Constructor Certification: I certify that the work I performed on the construction, 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 my best knowledge and belief.

Signed _____ WWC Number _____
Date _____

(bonded) Water Well Constructor Certification: I accept responsibility for the construction, 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.

Signed *David P. Paysinger* WWC Number 1438
Date 12/03/01

ORIGINAL & FIRST COPY - WATER RESOURCES DEPARTMENT

SECOND COPY - CONSTRUCTOR

THIRD COPY - CUSTOMER

9809C 10/91

G-77610

SECTION 31 T3S R3W W.M.
YAMHILL COUNTY

CANCELLED
1700
1900 U1
1900 U2

29	32
30	31

SEE MAP 3 3 32

3331

SEE MAP 4 J 06

REVISÉ 1-16-09 58

SALEM, OR

G-17610

3 3 30

CANCELLED
500 WZ

20	29
19	30

SEE MAP 3 3 29

30	29
31	32

3 3 30

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G-17618

Domaine Serene, Abbey Road

Estimated irrigation assuming drought year

area of irrigation =	34.23
# of emitters at 1/35sf =	42,602
# of gallons per watering =	2
# of waterings per season =	24
gallons per emitter per year =	48
gallons for irrigation per year =	2,044,910
cubic ft for irrigation per year =	273,384
ac-ft for irrigation per year =	6.28
irrigation depth per year, ft =	0.1833
irrigation depth per year, in =	2.20

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SALEM, OR

G-17610

Water Resources Department

**Apply for a Permit to Appropriate Ground Water
and/or Store Ground Water**

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Today's Date: Monday, November 05, 2012

Base Application Fee for use of Ground, Surface and optionally Stored Water.		\$1,000.00
Number of proposed cubic feet per second (cfs) to be appropriated. (1 cfs = 448.83 gallons per minute)	.23	\$250.00
Number of proposed Use's for the appropriated water. (i.e. Irrigation, Supplemental Irrigation, Pond Maintenance, Industrial, Commercial, etc) *	2	\$250.00
Number of proposed Ground Water points of appropriation. (i.e. number of wells) (include all injection wells, if applicable) **	1	
Number of Acre Feet to be stored in a reservoir/pond from Ground Water.	0	
Number of Acre Feet to be appropriated from reservoir/pond (Only Applies to reservoir/pond constructed under Ground Water Application)	0	
Number of reservoirs.	0	
Permit Recording Fee. ***		\$400.00
* the 1st Water Use is included in the base cost. ** the 1st Ground Water point of appropriation is included in the base cost. *** the Permit Recording Fee is not required when the application is submitted but, must be paid before a permit will be issued. It is fully refundable if a permit is not issued. If the recording fee is not paid prior to issuance of the Final Order, permit issuance will be delayed.	Recalculate	
Estimated cost of Permit Application		\$1,900.00

[Return to Fee Calculator Options page](#)

[OWRD Fee Schedule](#)

RECEIVED BY OWRD

JAN 11 2013

SALEM, OR

G-17618

Laura Wilke

From: Bill Flatz <billflatz@stuntzner.com>
Sent: Monday, January 14, 2013 1:44 PM
To: Laura Wilke
Cc: Bill Flatz
Subject: Copy of deed and partition plat for Foglove Properties/Domaine Serene groundwater application at Abbey Road.
Attachments: Partition Plat 2008-31, Yamhill County.pdf; Domaine Serene Abbey Rd Deed.pdf

Laura:

Please find attached a copy of the deed and a copy of the partition plat that created that lot in pdf format.

Thank you for letting me know that this was not included in the application packet.

If there are any other questions or if you need any further information please call.

Sincerely,
Bill Flatz, PE, CWRE

Stuntzner Engineering & Forestry
2137 19th Avenue
Forest Grove, OR 97116
office 503-357-5717
fax 503-357-5698
cell 503-939-8381

1/14/13 3:45
Called Bill Flatz. He
will fax copy of deed
today or Monday.

G-17618

PARTITION **2008-31**

The Estate of Alice Kolene Williams

Docket No. P-12-08

Location: NW 1/4 Section 31 & SW 1/4 Section 30, T. 3 S., R. 3 W., WM.,
SE 1/4 Section 25 & NE 1/4 Section 36, T. 3 S., R. 4 W., WM.,
John Blanchard DLC#53 & #76, Yamhill County, OR

Date: 10 Sept. 2008

Tax Map: 3330 & 3331

Legend

- = monument found, flush to 0.2' down, in good condition unless otherwise stated. Origin stated if known.
- = set 5/8" iron rod with yellow plastic cap marked "Dunckel & Associates"
- (---#1) = data of record per Partition Plot 91-30
- (---#4) = data of record per CS-2392 & CS-2392-A
- (---#8) = data of record per Instrument No. 200322914 (Parcel 4)
- (---#9) = data of record per Instrument No. 200322914 (Parcel 5)
- (---#10) = data of record per CS-11540
- (---#11) = data of record per Instrument No. 200225759

TL 401
Instr. #200225759

CS-11540

this survey is not on the same basis of bearing as CS-11540
(N88°13'13"W 2396.00' to centerline#10#11)
N86°53'56"W 2396.05'

south line of Instr. #200225759

5/8" IR, CS-11540, held for east line Blanchard DLC #53

(183.36' #10)
183.45'

line shown by CS-11540 as being common line between EDMISTON & WILLIAMS

5/8" IR, CS-11540, held for NE corner Parcel 4 of WILLIAMS (Instr. # 200322914)

(NE corner in J. Blanchard DLC#53)
(South 1305.48' #8)
(S00°32'35"E 2240.78' total #10)
(South 2389.20' GLO end by adding deed distances)

Parcel 2
47.24 Acres

Parcel 1
40.00 Acres

Initial Point

SE corner in J. Blanchard DLC#53

Matt Dunckel
MacDonald & Assoc.
3765 Riverside Drive
McMinnville, Oregon 97128
Phone : 503-472-7904
Fax: 503-472-0367
Email: matt@dunckelassoc.com

REGISTERED
PROFESSIONAL
LAND SURVEYOR

OREGON
MATT DUNCKEL
1942

Renewable 31 December 2009

This is an exact copy of the original partition plot.

81971-19

Scale: 1" = 200'



US Lot 3

(West 231 GLO)
(237.52' #10)
237.71'
S88°36'01"E

SW corner in J. Green DLC#77,
Yamhill Co. IP & BC

NW corner in J. Blanchard DLC#76,
Yamhill Co. IP & BC

WILLIAMS
(Instr. # 200322914-Parcel 5)

Rd.

Farm

Oak Springs

(173.97' calculated along centerline per #10)

25.00', held,
(25.00' #10)

5/8" IR, CS-11540, held

N87°12'17"W

1106.89'

S04°26'47"W

196.22'

N88°00'W #9

3514.96'

(N88°00'W 3484.14' #8)

(EDMISTON to WILLIAMS Instr. #200204089)

north line of Parcel 4 of WILLIAMS
(Instr. # 200322914)

N87°12'17"W

(N88°00'W #9)

line shown by CS-11540 as being common line between EDMISTON & WILLIAMS

5/8" IR, CS-11540, held for NE corner Parcel 4 of WILLIAMS (Instr. # 200322914)

S89°19'58"E

2433.89'

angle corner in the west line of the J. Blanchard DLC#76, Yamhill Co. IP & BC

S67°05'42"E 423.26'
(S67°02'13"E 422.92' #1)
(S67°00'E 421.74' #8)
(S67°07'E 423.46' #4)

S18°24'53"E
35.90'

(S88°03' 720.06' #4)
S88°01'32"E 717.36'

(S88°01'32"E 717.85' #1)

Basis of Bearing per PT 91-30

NW corner in the M. Patton DLC#62,
angle corner in the J. Blanchard DLC#53,
original stone not found (reset Pg. 81)

S88°01'21"E

2405.61'

(East 3109.92' #8)

stone found, measured to high point, CS-2392

DECLARATION

KNOW ALL MEN BY THESE PRESENTS that HUGH E. WILLIAMS, Jr., Personal Representative of the Estate of ALICE KOLENE WILLIAMS, HUGH E. WILLIAMS, Jr., STEPHEN P. WILLIAMS, ROBERT R. WILLIAMS are the owners of the lands represented on the attached map and more particularly described in the Surveyors Certificate, and have caused said lands to be partition into the 2 parcels as shown.

Hugh E. Williams Jr. PR
HUGH E. WILLIAMS, Jr.,
Personal Representative of the Estate of ALICE KOLENE WILLIAMS

Acknowledgement

STATE OF OREGON)
COUNTY OF YAMHILL) ss.

On this 13th day of Oct, 2008, did personally appear HUGH E. WILLIAMS, Jr. in the capacity shown in the above Declaration, who being duly sworn, did say that he is the identical person named in the forgoing instrument and that he executed said instrument freely and voluntarily.

Hugh E. Williams Jr.
HUGH E. WILLIAMS, Jr.,

Acknowledgement

STATE OF OREGON)
COUNTY OF YAMHILL) ss.

On this 13th day of Oct, 2008, did personally appear HUGH E. WILLIAMS, Jr. in the capacity shown in the above Declaration, who being duly sworn, did say that he is the identical person named in the forgoing instrument and that he executed said instrument freely and voluntarily.

Stephen P. Williams
STEPHEN P. WILLIAMS

Acknowledgement

STATE OF OREGON)
COUNTY OF YAMHILL) ss.

On this 13th day of Oct, 2008, did personally appear STEPHEN P. WILLIAMS in the capacity shown in the above Declaration, who being duly sworn, did say that he is the identical person named in the forgoing instrument and that he executed said instrument freely and voluntarily.

Robert R. Williams
ROBERT R. WILLIAMS

Acknowledgement

STATE OF OREGON)
COUNTY OF YAMHILL) ss.

On this 13th day of Oct, 2008, did personally appear ROBERT R. WILLIAMS in the capacity shown in the above Declaration, who being duly sworn, did say that he is the identical person named in the forgoing instrument and that he executed said instrument freely and voluntarily.

Mollie Dunckel
Notary Public SIGNATURE
MOLLIE DUNCKEL
Notary Public - Oregon (print name)
Commission Number: 429605
My Commission Expires: June 11 2012

Mollie Dunckel
Notary Public SIGNATURE
MOLLIE DUNCKEL
Notary Public - Oregon (print name)
Commission Number: 429605
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My Commission Expires: June 11 2012

PARTITION 2008-31 The Estate of Alice Kolene Williams

Docket No. P-12-08

Location: SW 1/4 Section 31, T. 3 S., R. 3 W., WM.,
Matthew Patton DLC#62, Yamhill County, OR

Tax Map: 3330 & 3331 Date: 10 Sept. 2008

Narrative

The purpose of this survey is to partition Parcel 4 of the WILLIAMS tract as described in Instrument No. 200322914, Yamhill County Deed Records, together with that tract of land described in quitclaim deed from EDMINSTON to WILLIAMS and recorded in Instrument No. 200225759. The east line is the east line of the Blanchard DLC #53. The west line is the west line of the Blanchard DLC #76. The south line is the north line of the M. Patton DLC (east of the road) and a line shown by CS-2392 (west of the road). The north line is the north line of that tract of land described in quitclaim deed from EDMINSTON to WILLIAMS and recorded in Instrument No. 200225759, which is written from monuments and measurements of CS-11540 (east of the road) and the north line of Parcel 4 of the WILLIAMS tract as described in Instrument No. 200322914 (west of the road). I have shown the north line of Parcel 4 of the WILLIAMS tract as described in Instrument No. 200322914 slightly different than CS-11540. I did this because the parent deeds are both written from the NE corner of the Blanchard DLC #53, but they run in different directions. Since there are significant differences in the deed distances and bearings between DLC corners and the measured distances and bearings between found DLC corners these lines do not fit together when drawing the deed pictures. It is the same line. I have interpreted it slightly different than CS-11540 because I have held the east line of the Blanchard DLC #53 as the basis of bearing, and CS-11540 held the north line of the Blanchard DLC #53. The deed, EDMINSTON to WILLIAMS recorded in Instrument No. 200225759, calls along the line common to EDMINSTON and WILLIAMS. There is no deed gap.

Notes

1) No municipal, public utility, community water supply or private well system will be provided to the purchaser of any parcel unless otherwise noted.

APPROVALS

David J. Fisher 10/15/2008
Yamhill County Surveyor Date
Matthew Patton 10-21-08
Yamhill County Planning Director Date

Pursuant to O.R.S. 92.095,
Taxes have been paid or bond
posted to this
date 6-30-2009
David Fisher
Yamhill County Tax Collector

OFFICIAL YAMHILL COUNTY RECORDS
JIM COLEMAN, COUNTY CLERK
003123342008000100770020623
PR-PORPR Cnt=1 Stns=2 AMT=1
\$45.00 \$10.00 \$11.00
200818077
\$66.00
10/31/2008 04:19:26 PM

SURVEYOR'S CERTIFICATE

I, Matt Dunckel, do hereby certify that I have correctly surveyed and marked with proper monuments, the land hereon shown as Parcels 1 and 2, the boundary of which is more particularly described as follows:

Beginning at the southeast corner of the J. Blanchard DLC #53; thence North 00°47'43" East 1118.66 feet along the east line of said J. Blanchard DLC to an iron rod at the northeast corner of that tract of land described in quitclaim deed from EDMINSTON to WILLIAMS and recorded in Instrument No. 200225759, Yamhill County Deed Records; thence North 86°53'56" West 2371.05 feet along the south line of said tract to an iron rod; thence continuing North 86°53'56" West 25.00 feet along said line to the center of Oak Springs Farm Road; thence South 04°26'47" West 196.22 feet along said centerline; thence North 87°12'17" West 1106.89 feet to an iron rod on west line of J. Blanchard DLC #76; thence South 00°54'24" West 834.19 feet to an angle corner in the west line of said Blanchard DLC and the southwest corner of Parcel 4; thence South 67°05'42" East 423.26 feet along the south line of said Parcel 4; thence South 88°01'32" East 717.36 feet along said south line; thence South 88°01'21" East 2405.61 feet along said south line to the point of beginning.

Matt Dunckel
Matt Dunckel
MacDonald & Assoc.
3765 Riverside Drive
McMinnville, Oregon 97128
Phone: 503-472-7904
Fax: 503-472-0367
Email: matt@dunckelassoc.com

This is an exact copy of
the original partition plat.

REGISTERED
PROFESSIONAL
LAND SURVEYOR
OREGON
MATTHEW E. DUNCKEL
1942
Renewable 31 December 2009

319215

THIS SPACE RESERVED FOR RECORDER'S USE



1286219
612982Y
AmeriTitle

After recording return to:
Foxglove Properties LLP
6701 Evenstad Drive
Maple Grove MN 55369

Until a change is requested all tax statements
shall be sent to the following address:
Foxglove Properties LLP
6701 Evenstad Drive
Maple Grove MN 55369

Escrow No. 15-000985
Title No. 012982Y
SWD r.042611

OFFICIAL YAMHILL COUNTY RECORDS
REBEKAH STERN DOLL, COUNTY CLERK

2011-12975



\$46.00

00378957201100129750020028

10/07/2011 03:11:17 PM

DMR-DDMR Cnt=1 Sin=2 ANITA
\$10.00 \$10.00 \$11.00 \$15.00

STATUTORY WARRANTY DEED

Hugh E. Williams, Jr and Judith Sue Williams, as tenants by the entirety,

Grantor(s), hereby convey and warrant to

Foxglove Properties LLP,

Grantee(s), the following described real property in the County of Yamhill and State of Oregon free of encumbrances except as specifically set forth herein:

Parcel 1 of Partition Plat 2008-31, recorded in Yamhill County Deed Records at Instrument No. 200818077, situated in Yamhill County, Oregon.

FOR INFORMATION PURPOSES ONLY, THE MAP/TAX ACCT #(S) ARE REFERENCED HERE:
542815 03S-03W-31 201

The true and actual consideration for this conveyance is \$460,000.00.

The above-described property is free of encumbrances except all those items of record, if any, as of the date of this deed and those shown below, if any:

2011-2012 Real Property Taxes a lien not yet due and payable.

46-

112

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, AND SECTIONS 2 TO 9 AND 17, CHAPTER 855, OREGON LAWS 2009. 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, AND SECTIONS 2 TO 9 AND 17, CHAPTER 855, OREGON LAWS 2009.

Dated this 7th day of October, 2011.

Hugh E. Williams, Jr.
Hugh E. Williams, Jr

Judith Sue Williams
Judith Sue Williams

State of Oregon
County of Wamhi

This instrument was acknowledged before me on October 7th, 2011 by Hugh E. Williams, Jr and Judith Sue Williams.

Jessica L Grell
(Notary Public for Oregon)
My commission expires 8/4/15

