Application for a Permit to Use

Ground Water



Oregon Water Resources Department 725 Summer Street NE, Suite A Salem, GEOCETVED (503) 986-0900 www.wrd.state.or.us FEB 0 4 2013

SECTION 1: APPLICANT INFORMATION AND SIGNATURE

WATER RESOURCES DEPT SALEM, OREGON

TAN STARR CELL FAX	TAN STARR CELL FAX	pplicant Information				PHONE (HM)
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SECTION 2: PROPERTY OWNERSHIP

RECEIVED

Please indicate if you own all the lands associated with the project from which the water is to be diverged, 0. 4 2013 conveyed, and used.

⊠ Yes		WATER RESOURCES DEPT SALEM, OREGON
	☐ There are no encumbrances.	
	☐ This land is encumbered by easements, rights of way, roads or other encumbrance	es.
□ 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 la	ands I do not
	own are state-owned submersible lands, and this application is for irrigation and/use only (ORS 274.040).	or domestic
	☐ 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).

The following neighbor (Bryon Webber) purchased Tax Lot 601 from the applicant (Stanley Starr) in 2012. The primary water rights (per Permit S-51824) come from a source on the Webber property. Mr. Starr may sell his property (Tax Lot 600) and may lose the water source on the River. Therefore, Mr. Starr is making application for ground water to provide supplemental irrigation. The Starr ground water right application has no impacts on the existing surface water permit (S-51824). No easements are required from the Webber ownership. Mr. Webber's contact information is as follows:

R.B. Webber Development, LLC. 3430 Springhill DR. NW Albany, OR 97321

SECTION 3: WELL DEVELOPMENT

		IF LESS T	HAN 1 MILE:
WELL NO.	NAME OF NEAREST SURFACE WATER	DISTANCE TO NEAREST SURFACE WATER	ELEVATION CHANGE BETWEEN NEAREST SURFACE WATER AND WELL HEAD
P.O.D. No. 1	Willamette River	3,400'	~20'

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).

The proposed well will pump water to the existing reservoir. The reservoir will be considered a "bulge in the system. A surface pump will be located on the bank of the reservoir and used to water to an irrigation main line with movable hand line laterals for irrigation of the fields.

SECTION 3: WELL DEVELOPMENT, CONTINUED

Source (aquifer), if known: NOT KNOWN

Total maximum rate requested: 147-45 (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 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.

					_					PRO	POSED	USE###	
OWNER'S WELL NAME OR NO.	PROPOSED	EXISTING	WELL ID (WELL TAG) NO.* OR WELL LOG	FLOWING	CASING DIAMETER	CASING INTERVALS (IN FEIST)	PERFORATED OR SCREENED INTERVALS (IN FEET)	SEAL INTERVALS (IN FEET)	MOST RECENT STATIC WATER LEVEL & DATE (IN FEET)	SOURCE AQUIFER***	TOTAL WELL DEPTH	WELL- SPECIFIC RATE (GPM)	ANNUAL VOLUME (ACRE-FEET)
P.O.D. No. 1	\boxtimes		Not applicable at this time		Proposed 12"	Unknown	Unknown	unknown	Unknown until drilled	Unknown at this time	50 to 100'	Unkno wn at this time	65.75

- * 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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SALEM, OREGON

SECTION 4: WATER USE

USE	PERIOD OF USE	ANNUAL VOLUME (ACRE-FEET)
Irrigation	March 1 – October 31	79.5

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: 2.9 Acres

Supplemental: 23.4 Acres

List the Permit or Certificate number of the underlying primary water right(s): P-51824

Indicate the maximum total number of acre-feet you expect to use in an irrigation season: 65.75

- 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

A. Diversion and Conveyance

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

WATER RESOURCES DEPT SALEM, OREGON

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□ Pump (give horsepower and type): 15 HP submersible pum
--

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

Water will be pumped from well into existing reservoir permitted under R-14192. This reservoir is a "bulge in the system". The water will pass through the reservoir and be pumped out of the reservoir into an underground main line with risers located at intervals for connection to portable hand lines and sprinklers.

B. Application Method

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

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 is needed to provide primary water rights (for 2.9 acres) and supplemental water rights (for 23.4 acres) for irrigation of the upper

Ground Water/6 WR Revised 3/4/2010

field. The amount of water is based on normal allowed duty of 2.5 acrefeet per acre and the rate is based on allowed maximum of 1/80th cfs per acre. This amount is based on assumption of hottest months of irrigation season and application to row crops.

Irrigation and application of water will be monitored to prevent overwatering and to elliminate runoff. There are no nearby public uses of the surface waters. The field to be irrigated is down slope from any public roads. The Willamette River is approximately 2700 feet to the east.

SECTION 6: STORAGE OF GROUND WATER IN A RESERVOIR

The existing Reservoir is permitted under R-14192 for multi-purposed use. For this ground water application, the reservoir is a "bulge in the system". This reservoir is not considered as storage for this application.

Irrigation	March 1 to October 31
USE OF STORED GROUND WATER	PERIOD OF USE
Annual volume (acre-feet): 65.75	
If you would like to use stored ground water from reproduce this section for each reservoir).	the reservoir, complete this section (if more than one reservoir,
SECTION 7: USE OF STORED GROUND WA	TER FROM THE RESERVOIR
Note : If the dam height is greater than or equal to 10.0 engineered plans and specifications must be approved	0' above land surface AN D the reservoir will store 9.2 acre feet or more d prior to storage of water.
Volume of Reservoir (acre-feet): Dam he	eight (feet, if excavated, write "zero"):
Use(s): <u>Irrigation</u>	
Reservoir name: Acr	reage inundated by reservoir:
this section for each reservoir).	oir, complete this section (if more than one reservoir, reproduce

SECTION 8: PROJECT SCHEDULE

Irrigation

Date construction will begin: **Spring / Summer of 2013**

Date construction will be completed: **Spring of 2015**

Date beneficial water use will begin: Irrigation season of 2016

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Ground Water/7

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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).

- o The land for which the surface water right (under Permit S-51824) was entirely owned by the applicant (Stanley Starr). This water right allowed for irrigation of 122.5 acres. The source of the surface water right is Contract water under contract to the Bureau of Reclamation.
- o In January of 2012, a portion of the land (Tax Lot 601) was sold to R.B. Webber Development, LLC. The portion of the land retained by Mr. Starr (Tax Lot 600) does not have ownership of land upon which the surface water source is located. While Mr. Starr continues to own tax lot 600, he will be irrigating under agreement with Mr. Webber under Permit S-51824).
- o Mr. Starr may be selling Tax Lot 600 in the future and wants to have an alternate ground water source and irrigation rights to provide water for the upper farming field containing 26.3 acres.

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WATER RESOURCES DEPT SALEM, OREGON

G-17625

Land Use

Information Form



Oregon Water Resources Department 725 Summer Street NE, Suite A Salem, Oregon 973 PECEIVED (503) 986-0900 www.wrd.state.or.us

FEB 0 4 2013

Applicant: **Stanley**

First

Starr SALEM, OREGON

Mailing Address: 5869 Springhill Dr. NW

Albany

OR State <u>97321</u>

Daytime Phone: 641-926-9499

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	1/4 1/4	Tax Lot#	Plan Designation (e.g., Rural Residential/RR-5)	Water to be:		Proposed Land Use:
10 S.	4 W.	14	sw- se	601	EFU	⊠ Conveyed	⊠ Used	Farm Crops

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

Benton County				
B. Description of	Proposed Use	<u>9</u>		
Type of application to b ☑ Permit to Use or Store ☐ Limited Water Use Lie	Water	er Right Transfer	Permit Ame	endment or Ground Water Registration Modification f Water
Source of water: Re	eservoir/Pond	Ground Water	☐ Surface Water (n	name)
Estimated quantity of v	vater needed: <u>65</u>	5.7 <u>5</u>	cubic feet per s	econd gallons per minute acre-feet
Intended use of water:	☐ Irrigation☐ Municipal	Commercial Quasi-Municipal	Industrial Instream	Domestic for household(s) Other
Briefly describe:				
Application for 23	.4 acres of sup	plemental irrigation	and 2.9 acres (of primary irrigation.

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. \rightarrow

Revised 3/4/2010 G-V7625

Ground Water/9

WR

overnment Use Only

For Local Government Use Only

FEB 0 4 2013

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 the project will be located entirely within the city limits. In that case, only the city planning agency must complete the project will be located entirely within the city limits. In that case, only the city planning agency must complete the project will be located entirely within the city limits. In that case, only the city planning agency must complete the project will be located entirely within the city limits. In that case, only the city planning agency must complete the project will be located entirely within the city limits. In that case, only the city planning agency must complete the project will be located entirely within the city limits. In that case, only the city planning agency must complete the project will be located entirely within the city limits. In that case, only the city planning agency must complete the project will be located entirely within the city limits. In that case, only the city planning agency must complete the project will be located entirely within the city limits.

Please check the appropriate box	x below and provide the requested	<u>l informat</u>	<u>tion</u>
Land uses to be served by the proposed regulated by your comprehensive plan.	water uses (including proposed construction Cite applicable ordinance section(s):	n) are allowe	d outright or are not
approvals as listed in the table below. (I already been obtained. Record of Action	water uses (including proposed construction Please attach documentation of applicable la on/land-use decision and accompanying find riods have not ended, check "Being pursu	ind-use approings are suff	ovals which have
Type of Land-Use Approval Needed	Cite Most Significant, Applicable Plan	I.an	d-Use Approval:
(e.g., plan amendments, rezones, conditional-use permits, etc.)	Policies & Ordinance Section References		a correption.
		☐ 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
Name of the Anna C	Pau Accistant Dlann / F	مهاجالة	-/-20-1
Name: Title: Aaron (Land Wassignati Alance	, ,	70374
Signature:	Ray, Assistant Planner	<u>: 2/4/2</u>	<u>1013</u>
\sim 11 $^{\circ}$	Community Devolopment, Plan		_
Note to local government representative you sign the receipt, you will have 30 days	Please complete this form or sign the rece from the Water Resources Department's no me the land use associated with the propose	ipt below an tice date to r d use of wate	d return it to the applicant. If return the completed Land
Receipt 1	for Request for Land Use Inforr	nation	
Applicant name:	<u> </u>		
City or County:	Staff contact:		
Signature	Phone:	Date:	

G-17625

K & D ENGINEERING, INC. 276 N.W. Hickory Street • P.O. Box 725 Albany, OR 97321

LETTER OF TRANSMITTAL

Phone: (541) 928-2583 FAX: (541) 967-3458			ATTENTION	JOB NO. 05-57		
TO Oregonwater Resources Dept.			RE: Application	9-17625		
72	725 Summer St. NE, Suite "A"					
	Salem, OR 97301-4172		Additional Fees			
	zaievn, OR	97301-9110	-	-		
WE ARE S	ENDING YOU	ttached □ Under separate cover via .	th	e following items:		
WE AILE SI	☐ Shop drawings		□ Samples	☐ Specifications		
COPIES	DATE NO.		DESCRIPTION			
	1/4/12 Check for 300					
			G-176Z5	2-4-2017		
		RECEIVED BY OWRD		tel-laun		
		FEB 0 6 2013	1-2 Days - 14			
			1-2 Day 1- 170			
		SALEM, OR		////		
		-	1 A	J		
THESE AD	E TRANSMITTED as che	acked below	NEED FROD	<u> </u>		
THESE ARE TRANSMITTED as checked below: □ For approval □ Approved as submitted □						
	☐ For your use	☐ Approved as noted	- mit aller in year meine — den mittaller - der den mellenge filt der mellen bestellt der den den menger opwerb			
	☐ As requested	☐ Returned for correction	ns			
	☐ For review and co	mment		.,		
	☐ FOR BIDS DUE		PRINTS RETURNED	AFTER LOAN TO US		
REMARKS		15 (1)/1		<u> </u>		
	Attached	use addition fee		0/		
	300 for		mitted yester	da .		
derry has lett application on tront deck						
awaiting this cheek betwee turther						
processiving can occur.						
			-			
			-			
COPY TO			Jack Co	Rusoll		

If enclosures are not as noted, kindly notify us at once.

SIGNED:

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

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Water-Use Permit Application Processing

FEB 0 4 2013

1. Completeness Determination

WATER RESOURCES DEPT SALEM, OREGON

The Department evaluates whether the application and accompanying map contain all of the information required under OAR 690-310-0040 and OAR 690-310-0050 (www.oregon.gov/owrd/law). The Department also determines whether the proposed use is prohibited by statute. If the Department determines that the application is incomplete, all fees have not been paid, or the use is prohibited by statute, the application and all fees submitted are returned to the applicant.

2. Initial Review

The Department reviews the application to determine whether water is available during the period requested, whether the proposed use is restricted or limited by rule or statute, and whether other issues may preclude approval of or restrict the proposed use. An Initial Review (IR) containing preliminary determinations is mailed to the applicant. The applicant has 14 days from the mailing date to withdraw the application from further processing and receive a refund of all fees paid minus \$200. The applicant may put the application on hold for up to 180 days and may request additional time if necessary.

3. Public Notice

Within 7 days of the mailing of the initial review, the Department gives public notice of the application in the weekly notice published by the Department at www.oregon.gov/owrd. The public comment period is 30 days from publication in the weekly notice.

4. Proposed Final Order Issued

The Department reviews any comments received, including comments from other state agencies related to the protection of sensitive, threatened or endangered fish species. Within 60 days of completion of the IR, the Department issues a Proposed Final Order (PFO) explaining the proposed decision to deny or approve the application. A PFO proposing approval of an application will include a draft permit, and may request additional information or outstanding fees required prior to permit issuance.

5. Public Notice

Within 7 days of issuing the PFO, the Department gives public notice in the weekly notice. Notice includes information about the application and the PFO. Protest must be received by the Department within 45 days after publication of the PFO in the weekly notice. Anyone may file a protest. The protest filing fee is \$300.00 for the applicant and \$600.00 for non-applicants. Protests are filed on approximately 10% of Proposed Final Orders. If a protest is filed, the Department will attempt to settle the protest but will schedule a contested case hearing if necessary.

6. Final Order Issued

If no protests are filed, the Department issues a Final Order consistent with the PFO. If the application is approved, a permit is issued that specifies the details of the authorized use and any terms, limitations or conditions that the Department deems appropriate.

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.

		RECEIVED			
	SECTION 1: applicant information and signature	EED 0 4 2042			
	SECTION 2: property ownership	TION 3: well development WATER RESOURCES DEPT			
	•				
	SECTION 4: water use	SALEM, OREGON			
	SECTION 5: water management				
	SECTION 6: storage of groundwater in a reservoir				
	SECTION 7: use of stored groundwater from the reservoir				
\boxtimes	SECTION 8: project schedule				
	SECTION 9: within a district				
	SECTION 10: remarks				
-	Attachments:				
\boxtimes	Land Use Information Form with approval and signature (must be an original) or signed receipt				
$oldsymbol{\boxtimes}$	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: \$ 1250.00 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	s is included:			
\boxtimes	Permanent quality and drawn in ink				
\boxtimes	Even map scale not less than $4" = 1$ mile (example: $1" = 400$ ft, $1" = 1320$ ft, etc.)				
\boxtimes	North Directional Symbol				
\boxtimes	Township, Range, Section, Quarter/Quarter, Tax Lots				
\boxtimes	Reference corner on map				
\boxtimes	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.				
\boxtimes	ndicate the area of use by Quarter/Quarter and tax lot clearly identified				
\boxtimes	Number of acres per Quarter/Quarter and hatching to indicate area of use if for primary irrigation, supplemental irrigation, or nursery				
\boxtimes	Location of main canals, ditches, pipelines or flumes (if well is outside of	of the area of use)			
	Other				

G-17625

BENTON COUNTY, OREGON 2003-355748
DE-WD 10/27/2003 02:21:32 PM
Cnt=1 Sin=8 NE \$46.00
\$46.00
00040726200303557480020028
I, James V, Moraics, County, Clark for Benton County, Oregon, sertify that the instrument County, Oregon, sertify that the instrument

James V. Morales - County Clerk

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FEB 0 4 2013

WATER RESOURCES DEPT SALEM, OREGON

WARRANTY DEED -- STATUTORY FORM

Grantors: Howard

Howard and Judy Ropp

Grantees:

Stanley L. Starr and Nancy Starr

After recording return to:

Stanley and Nancy Starr 1902 Eagles Nest Circle NW

Albany, OR 97321

Address for tax statements:

Stanley and Nancy Starr 1902 Eagles Nest Circle NW Albany, OR 97321

Consideration: The true consideration for this conveyance is Three Hundred Thirty Thousand and no/100 Dollars (\$330,000.00).

HOWARD ROPP and JUDY ROPP, husband and wife, Grantors, convey and warrant to STANLEY L. STARR and NANCY STARR, husband and wife, Grantees, the following described real property free of encumbrances except as specifically set forth herein situated in Benton County, Oregon:

Benton County Assessor's Acct. No. 005367, Map No. T10-R4-S14, Tax Lot 600 (129.08 acres) described as follows:

Parcel 1: Beginning at a stake which is North 26 deg. West 15.56 chains distant from the Southwest corner of the East half of the Donation Land Claim of Drury R. Hodges, known on the plats of the U.S. Survey as Notification No. 1723, Claim No. 48 in Township 10 South, Range 4 West of the Willamette Meridian in Benton County, Oregon, running thence North 65 deg. East 53.33 1/2 chains to the East boundary line of the aforesaid claim; thence North 25 deg. West on the East boundary line of said claim 24.09 chains; thence South 65 deg. West 53.33 1/2 chains; thence South 25 deg. East 24.09 chains to the place of beginning.

EXCEPTING that certain parcel conveyed to Raymond F. Torgeson and Jean H. Torgeson by Microfilm Records No. M-29220 of Benton County.

Parcel 2: Beginning at a 5/8" iron rod on the claim line and 2556.71 feet North 25 deg. 23' West of the Southeast corner of the Drury R. Hodges Donation Land Claim No. 48, Township 10 South, Range 4 West of the Willamette Base and Meridian, Benton County, Oregon; thence South 25 deg. 23' East along the East line of said claim 10 feet; thence at right angles to the East line of said claim line North 64 deg 37' East 300 feet to the West bank of the Willamette River; thence Northwesterly along said West bank to the East line of said Drury Hodges claim; thence South 25 deg. 23' East 800 feet, more or less, to the point of beginning.

The said property is free from encumbrances except easements, conditions, restrictions and roadways of record.

THIS INSTRUMENT WILL 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 APPROVED USES AND TO DETERMINE ANY LIMITS ON LAWSUITS AGAINST FARMING OR FOREST PRACTICES AS DEFINED IN ORS 30.930.

Dated this 5th day of October , 2003.

HOWARD ROPP JUDY ROPP

STATE OF OREGON) ss. Detober 5, 2003.

County of Linn) ss. Detober 5 , 2003.

Personally appeared the above-named HOWARD ROPP and JUDY ROPP, and acknowledged the foregoing instrument to be their voluntary act and deed.

Sofficial SEAL SHARI J BILGER NOTARY PUBLIC OREGON COMMISSION NO. 368368 My Commission expires: 5/17/07

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WATER RESOURCES DEPT SALEM, OREGON

Wash DogTD 2003 355748 Page: 2 of 2