

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 JOHN M. PEILA III		PHONE (HM) 541-589-0207	
PHONE (WK)	CELL		FAX
ADDRESS PO Box 537			
CITY HINES	STATE OR	ZIP 97738	E-MAIL*

Organization Information

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

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SALEM, OR

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

AGENT / BUSINESS NAME SCOTT D. MONTGOMERY		PHONE 541-548-5833	FAX 541-585-4602
ADDRESS PO Box 767		CELL 541-420-0401	
CITY TERREBONNE	STATE OR	ZIP 97760	E-MAIL* SCOTT@APEANDS.COM

Note: Attach multiple copies as needed

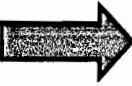
* By providing an e-mail address, consent is given to receive all correspondence from the Department electronically. (paper copies of the final order documents will also be mailed.)

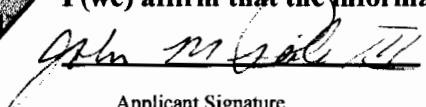
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By my signature below I confirm that I understand:

- 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

John M. Peila, III, Owner

Print Name and title if applicable

3-2-13

Date

For Department Use

App. No. G-17649

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
POA 3	Silvies River		

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*).

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MAR 21 2013

SALEM, OR

G-17649

SECTION 3: WELL DEVELOPMENT, CONTINUED

Source (aquifer), if known: Malheur Lake Basin

Total maximum rate requested: 1/60 cfs (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.

										PROPOSED USE			
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)	SOURCE AQUIFER***	TOTAL WELL DEPTH	WELL-SPECIFIC RATE (GPM)	ANNUAL VOLUME (ACRE-FEET)
POA 3	☒	☐	HARN 51332	☐	14" 12"	+1 to 101 100 to 115	100 to 115	0 to 20'	30' 2/2007	Sand/Gravel	115	583	

* 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	Mar 1 to Oct 31	240

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: 80 Acres

Supplemental: _____ Acres

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

Indicate the maximum total number of acre-feet you expect to use in an irrigation season: 240

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- If the use is **municipal or quasi-municipal**, attach **Form M**

- If the use is **domestic**, indicate the number of households: _____

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If the use is **mining**, describe what is being mined and the method(s) of extraction: _____

SECTION 5: WATER MANAGEMENT

A. Diversion and Conveyance

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

☒ Pump (give horsepower and type): 50 hp turbine pump

☐ Other means (describe): _____

Provide a description of the proposed means of diversion, construction, and operation of the diversion works and conveyance of water. Well water is discharged by pipe into the existing canal system. Canal water will be conveyed across the road by pipe to the POU.

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B. Application Method

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

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.

Field will be leveled with ditches around the perimeter to catch overspill. Water will be applied in intervals to allow percolation into soil.

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): _____

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

G-7649

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

SECTION 8: PROJECT SCHEDULE

Date construction will begin: SUMMER 2013

Date construction will be completed: FALL 2013

Date beneficial water use will begin: SPRING 2014

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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*).

Applicant is applying for 1/60 cfs per acre or 1.3 cfs for 80 acres primary irrigation.

G-17649

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(s): John M Peila

Mailing Address: PO Box 537

City: Hines

State: OR

Zip Code: 97738

Daytime Phone: 541-589-0207

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:
24S	31. E	30	Lot 3	3200	EFU	☐ Diverted	☐ Conveyed	☒ Used	Irr
24S	31. E	30	Lot 4	3200	EFU	☐ Diverted	☐ Conveyed	☒ Used	Irr

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

Harney

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: ☒ 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:

Plan to install a culvert under existing road from permitted irrigation canal to 80 acres of flood irrigated land.

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.

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See bottom of Page 3. →

APR 12 2013

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MAR 21 2013

SALEM, OR

G-17649

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): HCZO 3.020 - EFRU-2
- ☐ 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:	
RECEIVED BY OWRD APR 12 2013 SALEM, OR	Per Brandon @ Harney County, this has been approved. Jenny C. 4/17/13	☐ Obtained	☐ Being Pursued
		☐ Denied	☐ Not Being Pursued
		☐ Obtained	☐ Being Pursued
		☐ Denied	☐ Not Being Pursued
		☐ Obtained	☐ Being Pursued
		☐ Denied	☐ Not Being Pursued
		☐ Obtained	☐ Being Pursued
		☐ Denied	☐ Not Being Pursued
		☐ Obtained	☐ Being Pursued
		☐ Denied	☐ 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.

Name: Brandon McMullen Title: Planning Director

Signature:  Phone: 541-573-6655 Date: 3/13/2013

Government Entity: Harney 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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MAR 21 2013
SALEM, OR

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

02-16-2007

WELL LABEL # L 86798

START CARD # 1000526

(1) LAND OWNER

Owner Well I.D. _____

First Name MIKE

Last Name PEILA

Company _____

Address PO BOX 537

City HINES

State OR

Zip 97738

(2) TYPE OF WORK ☒ New Well ☐ Deepening ☐ Conversion
☐ Alteration (repair/recondition) ☐ Abandonment

(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 115.00 ft.

BORE HOLE			SEAL			Amt	sacks/ lbs
Dia	From	To	Material	From	To		
18	0	20	Bentonite	0	20	45	S
14	20	115					

How was seal placed: Method ☐ A ☐ B ☐ C ☐ D ☐ E☒ Other poured dry and tam

Backfill placed from _____ ft. to _____ ft. Material _____

Filter pack from _____ ft. to _____ ft. Material _____ Size _____

Explosives used: ☐ Yes Type _____ Amount _____

(6) CASING/LINER

Casing Liner	Dia	+	From	To	Gauge	Std	Plstc	Wld	Thrd
☒	14	☒	1	101	.250	☒	☒	☒	☒
☐	12	☐	100	115	.250	☐	☐	☐	☐

Shoe ☐ Inside ☐ Outside ☐ Other Location of shoe(s) _____Temp casing ☐ Yes Dia _____ From _____ To _____

(7) PERFORATIONS/SCREENS

Perforations Method _____

Screens Type wire wrap Material stainless steel

Perf/ Screen	Casing/ Screen	Dia	From	To	Scr/slot width	Slot length	# of slots	Tele/ pipe size
Screen	Liner	12	100	115	.25		1	12

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

☐ Pump ☐ Bailer ☒ Air ☐ Flowing Artesian

Yield gal/min _____ Drawdown _____ Drill stem/Pump depth _____ Duration (hr) _____

500 _____ 110 _____

Temperature 58 °F Lab analysis ☐ Yes By _____Water quality concerns? ☐ Yes (describe below)

From _____ To _____ Description _____ Amount _____ Units _____

(9) LOCATION OF WELL (legal description)

County Harney Twp 24.00 S N/S Range 30.00 E E/W WM

Sec 36 NW 1/4 of the SE 1/4 Tax Lot 2200

Tax Map Number _____ Lot _____

Lat _____ ° 0 ' " or _____ DMS or DD

Long _____ ° 0 ' " or _____ DMS or DD

☐ Street address of well ☐ Nearest address

30338 ENGSTROM LANE HWY 205

(10) STATIC WATER LEVEL

Date _____ SWL (psi) + SWL (ft)

Existing Well / Proddening		
Completed Well	02-14-2007	30

Flowing Artesian? ☐ Dry Hole? ☐

WATER BEARING ZONES Depth water was first found 30

SWL Date	From	To	Eat Flow	SWL (psi)	+ SWL (ft)
02-14-2007	30	115	1,000		

(11) WELL LOG

Ground Elevation _____

Material	From	To
topsoil sandy loam	0	2
clay brn	2	27
sand fine brn	27	92
gravel large/cobbles	92	115

Date Started 02-01-2007

Completed 02-14-2007

(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 _____ Date _____

Electronically Filed

Signed _____

(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 1424

Date 02-16-2007

Electronically Filed

Signed TIMOTHY K RILEY (E-filed)

Contact Info (optional) _____

ORIGINAL - WATER RESOURCES DEPARTMENT
THIS REPORT MUST BE SUBMITTED TO THE WATER RESOURCES DEPARTMENT WITHIN 30 DAYS OF COMPLETION OF WORK

Form Version: 0.88

APR 12 2013

G-17649

SP 1 2013

THIS SPACE RESERVED FOR RECORDER'S USE

20070048

After recording return to:

JOHN M. PEILA III

P.O. BOX 537

HINES, OR 97738

Until a change is requested all
tax statements shall be sent to
The following address:

JOHN M. PEILA III

P.O. BOX 537

HINES, OR 97738

Escrow No. BU0018039

Title No. 0018039

SWD

STATE OF OREGON } ss
County of Harney

I certify that the within instrument was received
for record on the 5th day of January
2007 at 2:30 o'clock P.M. and
recorded Microfilm number 26070048

Deed Records of said County.

Maria Iturriaga, County Clerk
By: Dan Robbin Deputy

STATUTORY WARRANTY DEED

ROY J. HILL and BRAD N. BAKER not as tenants in common, but with right of survivorship,
Grantor(s) hereby convey and warrant to JOHN M. PEILA III, Grantee(s) the following described real property in the
County of HARNEY and State of Oregon free of encumbrances except as specifically set forth herein:

A parcel of Land located in Section 30, Twp. 24 S. R. 31 E., W.M., Harney County, Oregon, more
particularly described as follows: Parcel 2 of Partition Plat No. 97-01-065, recorded January
27, 1997, Instrument No. 970150, Harney County, Plat Records.

ACCT# 37074; CODE#30-2

MAP:24S 31E LOT 3200

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:

The true and actual consideration for this conveyance is \$30,964.00.

BEFORE SIGNING OR ACCEPTING THIS INSTRUMENT, THE PERSON TRANSFERRING FEE TITLE SHOULD
INQUIRE ABOUT THE PERSON'S RIGHTS, IF ANY, UNDER ORS 197.352. 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 APPROVED USES AND 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 197.352.

Dated this 5th day of January, 2007.

ROY J. HILL

BRAD N. BAKER

State of Oregon
County of HARNEY

This instrument was acknowledged before me on _____, 2007 by ROY J. HILL and BRAD N. BAKER.

(Notary Public for Oregon)

My commission expires _____

See Attached Certificate

California Jurat

2007 0248

STATE OF CALIFORNIA)
) SS.
COUNTY OF LOS ANGELES)

Subscribed and sworn to (or affirmed) before me on this
5th day of January, 2007 by BRAD N. BAKER,
personally known to me, or proved to me on the basis of
satisfactory evidence to be the person who appeared
before me.



Tracey Khan
Tracey Khan, Notary Public

After recording return to:

JOHN M. PEILA III

P.O. BOX 537

HINES, OR 97738

2007

00218

Until a change is requested all
tax statements shall be sent to
The following address:

JOHN M. PEILA III

P.O. BOX 537

HINES, OR 97738

Escrow No. BU0018039

Title No. 0018039

SWD

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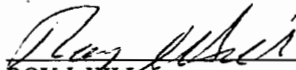
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Dated this 8th day of JANUARY, 2007.

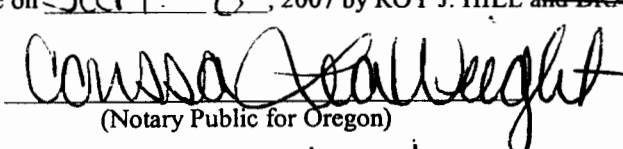


ROY J. HILL

BRAD N. BAKER

State of Oregon
County of HARNEY

This instrument was acknowledged before me on Jan. 8th, 2007 by ROY J. HILL and ~~BRAD N. BAKER~~ ^{CEW}.


(Notary Public for Oregon)

The following address:

JOHN M. PEILA III

P.O. BOX 537

HINES, OR 97738

Escrow No. BU0018039

Title No. 0018039

SWD

STATUTORY WARRANTY DEED

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Dated this 8th day of January, 2007.

Roy Hill
ROY J. HILL

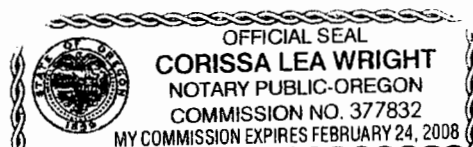
BRAD N. BAKER

State of Oregon
County of HARNEY

This instrument was acknowledged before me on Jan 8th, 2007 by ROY J. HILL and *celw* ~~BRAD N. BAKER~~.

Corissa Lea Wright
(Notary Public for Oregon)

My commission expires Feb. 24, 2008



HARNEY County Assessor's Summary Report

Real Property Assessment Report

FOR ASSESSMENT YEAR 2013

NOT OFFICIAL VALUE

April 1, 2013 12:00:16 pm

Account # 37074
Map # 24S31E00-00-03200
Code - Tax # 3020-37074

Tax Status ASSESSABLE
Acct Status ACTIVE
Subtype NORMAL

Legal Descr Metes & Bounds - See legal report for full description.

Mailing Name PEILA, JOHN M III & SALLIE M

Deed Reference # 2007-80 (SOURCE ID(T): 20070080)

Agent

Sales Date/Price 01-16-2007 / \$0.00

In Care Of

Appraiser

Mailing Address PO BOX 537
HINES, OR 97738

Prop Class 551 MA SA NH Unit
RMV Class 551 03 00 302 8435-1

Situs Address(s) Situs City

		Value Summary			
Code Area	AV	RMV	MAV	RMV Exception	CPR %
3020 Land		47,570		Land	0
Impr.		0		Impr.	0
Code Area Total	5,346	47,570	26,710		0
Grand Total	5,346	47,570	26,710		0

		Land Breakdown							
Code Area	ID#	RFD	Ex	Plan Zone	Value Source	TD%	LS	Size	Trended RMV
3020	1	R		EFRU-2	Farm Use Zoned	100	A	42.41	30,100
3020	2	R		EFRU-2	Farm Use Zoned	100	A	35.00	7,400
3020	3	R		EFRU-2	Farm Use Zoned	100	A	0.00	10,070
Grand Total								77.41	47,570

		Improvement Breakdown						Total		Trended
Code Area	ID#	Yr Built	Stat Class	Description	TD%	Sq. Ft.	Ex%	MS Acct #		RMV
Grand Total								0		0

		Exemptions/Special Assessments/Potential Liability								
Code Area	Type									
3020										
NOTATION(S):										
■ OTHER POT'L ADD'L TAX LIABILITY										
EFU IMPROV										

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SALEM, OR

G-17649

Statement of Tax Account

HARNEY COUNTY TAX COLLECTOR
HARNEY COUNTY COURTHOUSE
BURNS, OREGON 97720
(541) 573-8365

4/1/2013 12:00:34 PM

PEILA, JOHN M III & SALLIE M
PO BOX 537
HINES, OR 97738

Tax Account #	37074	Lender	PEILA, MIKE & SALLIE
Account Status	Active	Loan #	000
Roll Type	Real Property	Property ID	3020 24S31E000003200
Situs Address	No situs address for this account	Interest To	Apr 15, 2013

Tax Summary

Tax Year	Tax Type	Total Due	Current Due	Interest Due	Discount Available	Original Due	Due Date
2012	ADVALOREM	0.00	0.00	0.00	0.00	67.05	Nov 15, 2012
2011	ADVALOREM	0.00	0.00	0.00	0.00	65.16	Nov 15, 2011
2010	ADVALOREM	0.00	0.00	0.00	0.00	63.25	Nov 15, 2010
2009	ADVALOREM	0.00	0.00	0.00	0.00	61.43	Nov 15, 2009
2008	ADVALOREM	0.00	0.00	0.00	0.00	59.76	Nov 15, 2008
2007	ADVALOREM	0.00	0.00	0.00	0.00	58.10	Nov 15, 2007
2006	ADVALOREM	0.00	0.00	0.00	0.00	250.59	Nov 15, 2006
2005	ADVALOREM	0.00	0.00	0.00	0.00	234.58	Nov 15, 2005
2004	ADVALOREM	0.00	0.00	0.00	0.00	234.58	Nov 15, 2004
2003	ADVALOREM	0.00	0.00	0.00	0.00	265.44	Nov 15, 2003
Total		0.00	0.00	0.00	0.00		

G-17649

[illegible]

SEE MAP

24S 31E 31

G-17649

3200/80

THIS SPACE RESERVED FOR RECORDER'S USE

20070080

After recording return to:

JOHN M. PEILA III

P.O. BOX 537

HINES, OR 97738

Until a change is requested all
tax statements shall be sent to
The following address:

JOHN M. PEILA III

P.O. BOX 537

HINES, OR 97738

Escrow No. BU0018039

Title No. 0018039

SWD

STATE OF OREGON

County of Harney

I certify that the within instrument was received
for record on the 16th day of Jan.

2007 at 11:07 a.m. and
recorded Microfilm number 20070080.

Deed Records of said County.

Marta [unintelligible] County Clerk

By D. Robinn Deputy

STATUTORY WARRANTY DEED

Correction of legal description of Instrument Number 20070050

JOHN M. PEILA III, Grantor(s) hereby convey and warrant to JOHN M. PEILA III and SALLIE M. PEILA, as tenants by the entirety, Grantee(s) the following described real property in the County of HARNEY and State of Oregon free of encumbrances except as specifically set forth herein:

A parcel of land located in Section 30, Twp. 24 S., R. 31 E., W.M., Harney County, Oregon, more particularly described as follows:

Parcel 2 of Partition Plat No. 97-01-065, recorded January 27, 1997,
Instrument No. 970150, Harney County, Plat Records.

ACCT# 37074; CODE#30-2

MAP:24S 31E LOT 3200

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:

The true and actual consideration for this conveyance is change vesting.

BEFORE SIGNING OR ACCEPTING THIS INSTRUMENT, THE PERSON TRANSFERRING FEE TITLE SHOULD INQUIRE ABOUT THE PERSON'S RIGHTS, IF ANY, UNDER ORS 197.352. 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 APPROVED USES AND 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 197.352.

Dated this 16 day of Jan, 2007.

John M. Peila III
JOHN M. PEILA III

State of Oregon
County of HARNEY

This instrument was acknowledged before me on Jan. 16th, 2007 by JOHN M. PEILA III.



Corissa Lea Wright
(Notary Public for Oregon)
My commission expires Feb. 24, 2008

G-17647

Stan Falley

From: AmeriTitle.com [webmaster@ameri-title.com]
Sent: Monday, April 01, 2013 9:32 AM
To: burns@ameri-title.com
Subject: AmeriTitle Service Request email

Office Selected: Burns, Oregon

Mailed to: burns@ameri-title.com

Request by: Scott
Company: All Points Engineering
Address:
City:

State:
Zip Code:
Phone: 541-548-5833
Email: scott@apeands.com
Deliver by: Please Call
Lot:

Block:
Subdivision:
Township : 24S
Range: 30E

Section: 25,26,35,36
Tax Lot: 2200
Serial No. :
Property Address:

Owner Name: Peila
Please send :

Listing Packet (Property Profile/Trio) : Yes

Copy of Doc : Yes

Special Instructions :

HARNEY County Assessor's Summary Report

Real Property Assessment Report

FOR ASSESSMENT YEAR 2013

NOT OFFICIAL VALUE

April 1, 2013 12:07:00 pm

Account # 37057 Tax Status ASSESSABLE
Map # 24S30E00-00-02200 Acct Status ACTIVE
Code - Tax # 3020-37057 Subtype NORMAL

Legal Descr Metes & Bounds - See legal report for full description.

Mailing Name PEILA, JOHN MICHAEL & SALLIE M

Deed Reference # 1999-1163 (SOURCE ID(T): 991163)

Agent

Sales Date/Price 06-04-1999 / \$0.00

In Care Of

Appraiser TAMMY ATTLEBERGER

Mailing Address P O BOX 537
HINES, OR 97738

Prop Class 559 MA SA NH Unit
RMV Class 559 03 00 302 8420-1

Situs Address(s)	Situs City
ID# 30338 ENGSTROM LN	BURNS

Code Area	AV	Value Summary RMV	MAV	RMV Exception	CPR %
3020 Land		775,355		Land	0
Impr.		51,930		Impr.	0
Code Area Total	195,231	827,285	481,350		0
Grand Total	195,231	827,285	481,350		0

Code Area	ID#	RFD	Ex	Plan Zone	Value Source	TD%	LS	Size	Land Class	LUC	Trended RMV
3020	2	R		EFRU-2	Farm Use Zoned	100	A	280.00	2	006*	605,120
3020	3	R		EFRU-2	Farm Use Zoned	100	A	75.00	4	006*	81,040
3020	4	R		EFRU-2	Farm Use Zoned	100	A	110.00	5	006*	21,550
3020	5	R		EFRU-2	Farm Use Zoned	100	A	338.88	7A	006*	29,050
3020	7	R		EFRU-2	Farm Use Zoned	100	A	330.00	7B	006*	18,180
3020	8	R		EFRU-2	Farm Use Zoned	100	A	1.00	HS	006*	2,300
3020	10	R		EFRU-2	Farm Use Zoned	100	A	0.00	IW	006*	6,120
3020					SITE AMENTIES	100					12,000
Grand Total								1,134.88			775,360

Code Area	ID#	Yr Built	Stat Class	Description	Improvement Breakdown	TD%	Total Sq. Ft.	Ex% MS Acct #	Trended RMV
3020	2		304	GP Building		100	800		4,510
3020	3		300	Farm Bldg		100	352		950
3020	4		353	Grain Bin		100	0		1,430
3020	5		304	GP Building		100	2,760		9,930
3020	6		300	Farm Bldg		100	144		930
3020	7		390	Misc Farm Bldg		100	0		2,850
3020	8		390	Misc Farm Bldg		100	0		3,330
3020	9		390	Misc Farm Bldg		100	0		3,630
3020	10		110	Residential Other Improvements		100	0		590
3020	11		110	Residential Other Improvements		100	0		570
3020	1	1977	452	MS Double wide		100	1,848	E - 75513	23,210
Grand Total								5,804	51,930

Code Area	Type	Exemptions/Special Assessments/Potential Liability
3020		NOTATION(S): ■ OTHER POT'L ADD'L TAX LIABILITY EFU IMPROV

3-17649

21

PARCELS 2100

& 2200

[illegible]

22

23

24

28

27

37

33

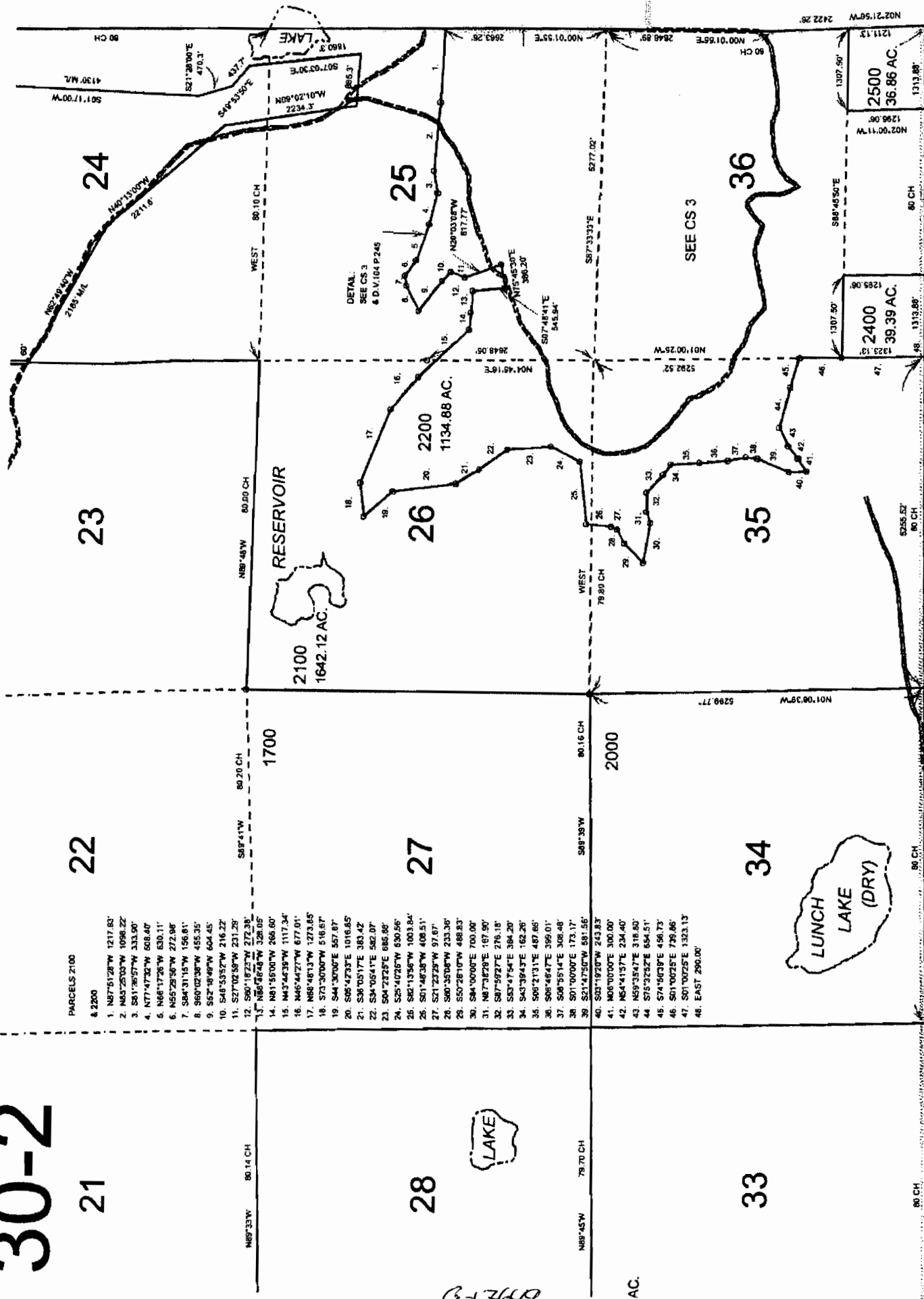
34

35

36

AC

SEE MAP 25S 30E





ALL POINTS
ENGINEERING & SURVEYING, INC.
P.O. Box 767 (CRR)
Terrebonne, Oregon 97760

TRANSMITTAL

To:
Oregon Water Resources Department
725 Summer St. NE, Suit A
Salem, OR 97301-1266

Date: 3/20/2013 Job: 13-022

Attention: Kerry Kavanaugh
Re: Permit Application

☒ Prints ☐ Plans ☐ Plat ☐ Specifications ☐ Change order ☐ Other

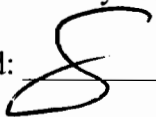
Copies No.

		REVIS Description
1	1	Permit Application – Parts 1-4 (8 sheets letter bond)
1	2	Application Maps (1 sheet letter bond & 1 sheet legal bond) REVIS
1	3	Well Report (1 sheet letter bond)
1	5	Check for OWRD fee \$2150 1000
		Deed of ownership (1 sheets letter bond) UPDATED

Remarks:
Hello Kelly,

I prepared the application and map for the ~~XXXXXX~~ permit application.

Thanks and if you have questions please don't hesitate to call (541) 548-5833.

Signed: 

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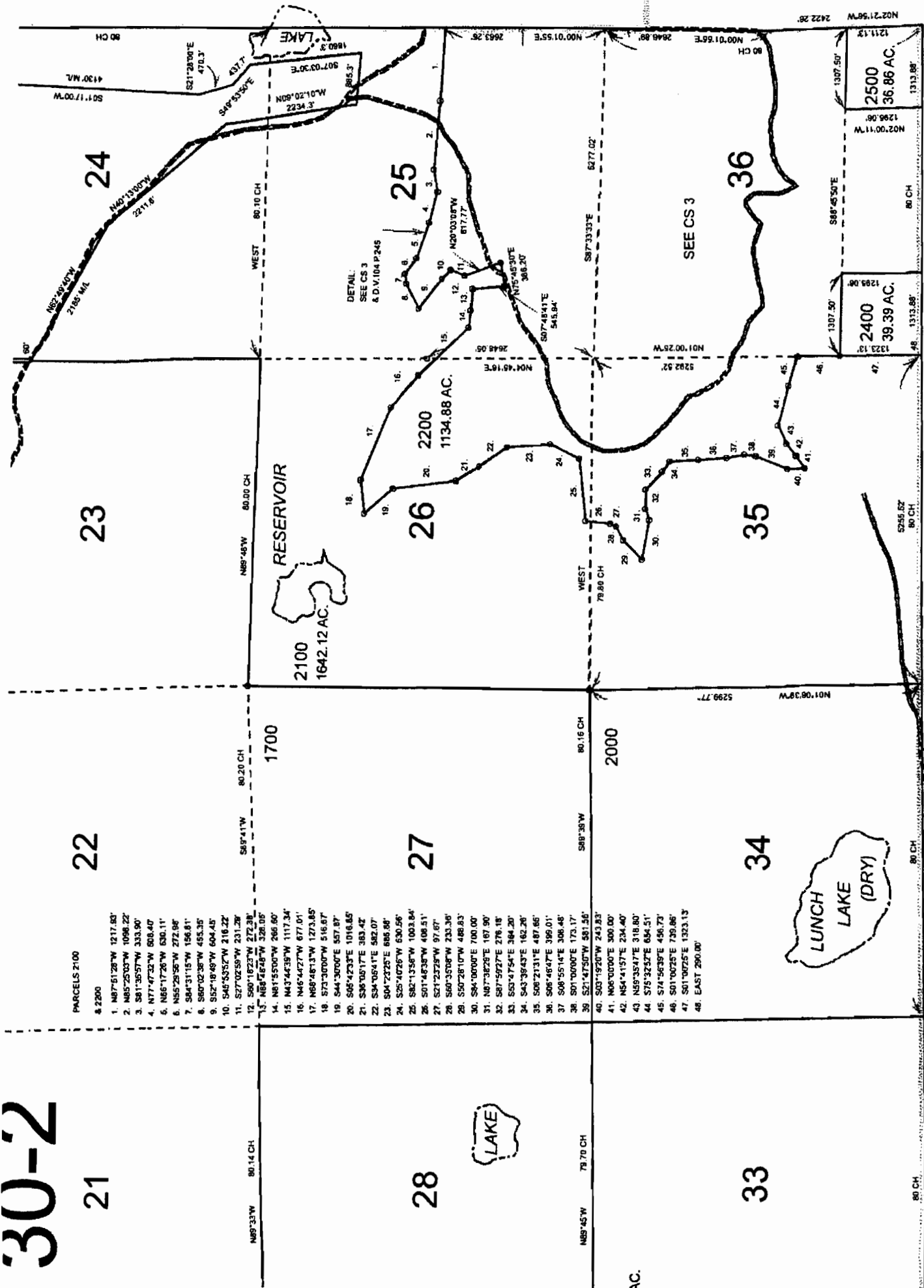
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MAR 21 2013
SALEM, OR

G-17649

30-2
21



JUN 04 1999

991163

WARRANTY DEED

DANNY A. NICHOLS and GRETCHEN R. NICHOLS, husband and wife, called Grantors herein, hereby convey and warrant to JOHN MICHAEL PEILA, III and SALLIE M. PEILA, husband and wife, called Grantees herein, the following described real property in Harney County, Oregon:

See attached "Exhibit A";

together with a 1977 Statler mobile home; Serial No. 70286849;

The above described property has been assessed for ad valorem tax purposes under the Farm Deferral method and Grantees covenant and agree that should they fail to make application to continue the Farm Deferral method or should the property hereafter fail to qualify for Farm Deferral tax treatment or if for any reason a retroactive assessment of taxes with respect to the property is made, Grantees shall pay the same and shall hold Grantors and Grantors' predecessors harmless from any claim and demand for payment arising out of such retroactive assessment of taxes with respect to the property, whether or not such additional taxes, penalties or interest apply to tax years prior to the date of this deed.

SUBJECT TO: MINERALS RESERVED by Earl H. Switzer and Margaret A. Switzer, his wife, as to full interest therein, in Deed recorded July 5, 1962, in Book 71. Page 443 of Deeds, and all rights of said Earl H. Switzer and Margaret A. Switzer, his wife, and their successors in interest, as owners thereof, all other easements, reservations and restrictions of record.

Tax: Code 30-2, 4-2 Map No's. 24S, 30E, 31E Lots 300, 2200, 2700, 2800, 2900,
Ref. No's. 37070, 37066, 37069, 37057, 23030.

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.

The true consideration for this transfer is: conveyance pursuant to tax deferred exchange by Grantor..

Dated: June 4, 1999

Danny A. Nichols
Danny A. Nichols

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Until further notice, send all tax statements to:

John Michael Peila, III
P.O. Box 537
Hines, OR 97738

Gretchen R. Nichols
Gretchen R. Nichols

APR 12 2013

SALEM, OR

STATE OF OREGON)

) ss

County of Harney)

(FOR RECORDER'S USE)

Personally appeared the above named Danny A. Nichols and Gretchen R. Nichols and acknowledged the foregoing instrument to be their voluntary act.
Before me:

Demi Morgan
Notary Public for Oregon
My commission expires: 12-14-02

STATE OF OREGON }
County of Harney }
I certify that the foregoing instrument was received for record on June 4, 1999 at 9:30 A.M. and recorded Microfilm 991163 of said County.
By Demi Morgan Deputy

Prepared by
STEPHEN D. FINLAYSON, P.C. ATTORNEY
709 Ponderosa Village
Burns OR 97720 541 573-2151

Return to
John Michael Peila, III
P.O. Box 537
Hines, OR 97738

991163

EXHIBIT "A"

Land in Harney County, Oregon, as follows:

In Twp. 24 S., R. 31 E., W.M.:

Sec. 29: SE $\frac{1}{4}$, NE $\frac{1}{4}$, SAVE & EXCEPT highway right of way conveyed to the State of Oregon, by and through its State Highway Commission, by Deed recorded Aug. 18, 1959, in Book 66, Page 563, Deed Records.

Sec. 30: E $\frac{1}{4}$.

A parcel of land lying entirely within Sections 25, 26, 35 and 36 of Twp. 24 S., R. 30 E., W.M., and within Lots 3 and 4 of Section 1, Twp. 25 S., R. 30 E., W.M., which is more particularly described as follows:

Beginning at the Southeast corner of said Sec. 36;

thence N. 02° 21' 56" W. 2422.26 feet to a point which is accepted as the East one-quarter section corner of said Sec. 36;

thence N. 00° 30' 47" E. 2646.89 feet to the Northeast corner of said Sec. 36;

thence N. 00° 01' 55" E. 2663.26 feet to the accepted East one-quarter section corner of said Sec. 25;

thence N. 87° 51' 28" W. 1217.93 feet;

thence N. 85° 25' 03" W. 1098.22 feet;

thence S. 81° 35' 57" W. 333.90 feet;

thence N. 77° 47' 32" W. 508.40 feet;

thence N. 66° 17' 26" W. 630.11 feet;

thence N. 55° 29' 56" W. 279.98 feet;

thence S. 84° 31' 15" W. 156.81 feet;

thence S. 60° 02' 38" W. 455.35 feet;

thence S. 52° 18' 49" E. 604.45 feet;

thence S. 45° 53' 52" E. 216.22 feet;

thence S. 27° 02' 59" W. 231.29 feet;

thence S. 60° 17' 23" W. 272.38 feet;

thence N. 88° 48' 48" W. 328.05 feet;

thence N. 81° 55' 00" W. 265.60 feet;

thence N. 43° 44' 39" W. 415.55 feet to the West line of said

Sec. 25, said point being S. 04° 45' 16" W. 356.68 feet from the one-quarter section corner common to said Sec. 25 and 26;

thence continuing N. 43° 44' 39" W. 701.79 feet into said Sec. 26;

thence N. 46° 44' 27" W. 677.01 feet;

thence N. 68° 48' 13" W. 1273.85 feet, said point being S. 60° 56' 43" E. 3676.32 feet from the Northwest corner of said Sec. 26;

thence S. 73° 30' 00" W. 516.67 feet;

thence S. 44° 30' 00" E. 557.87 feet;

thence S. 05° 42' 33" E. 1016.85 feet;

thence S. 36° 05' 17" E. 383.42 feet;

thence S. 34° 05' 41" E. 582.07 feet;

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JUN 04 1999

991163

thence S. 04° 23' 25" E. 685.88 feet;
thence S. 25° 40' 26" W. 530.56 feet;
thence S. 82° 13' 56" W. 1003.84 feet;
thence S. 01° 48' 38" W. 59.01 feet to the South line of
said Sec. 26, said point being S. 89° 55' 35" E. 2668.07
feet from the Southwest corner of said Sec. 26;
thence continuing S. 01° 48' 38" W. 349.50 feet into said
Sec. 35;
thence S. 21° 23' 29" W. 97.67 feet;
thence S. 60° 35' 08" W. 233.36 feet;
thence S. 50° 28' 10" W. 468.83 feet;
thence S. 84° 00' 00" E. 700.00 feet;
thence N. 87° 38' 29" E. 167.90 feet;
thence S. 87° 59' 27" E. 276.18 feet;
thence S. 53° 47' 54" E. 364.20 feet;
thence S. 43° 39' 43" E. 162.26 feet;
thence S. 06° 21' 31" E. 487.65 feet;
thence S. 06° 46' 47" E. 399.01 feet;
thence S. 08° 55' 14" E. 308.48 feet;
thence S. 01° 00' 00" E. 173.17 feet;
thence S. 21° 47' 50" W. 581.56 feet;
thence S. 03° 19' 20" W. 243.83 feet;
thence N. 60° 00' 00" E. 300.00 feet;
thence N. 54° 41' 57" E. 234.40 feet;
thence N. 59° 35' 47" E. 318.80 feet;
thence S. 75° 32' 52" E. 654.51 feet;
thence S. 74° 56' 39" E. 456.73 feet to the East line of
said Sec. 35;
thence S. 01° 00' 25" E., along said East line, 2062.99
feet to the Southwest corner of Sec. 36;
thence East, along the South line of said Sec., 290.00 feet;
thence S. 29° 00' 00" E. 420 feet into said Sec. 1;
thence S. 06° 30' 00" E. 430.00 feet;
thence S. 88° 47' 56" E. 605.34 feet;
thence S. 78° 15' 00" E. 980.00 feet;
thence N. 23° 45' 00" E. 1100.00 feet, more or less, to
the South line of said Sec. 36;
thence East, along the South line of said Sec., 2705.51 feet,
more or less, to the point of beginning, SAVE & EXCEPT the
SW¼SW¼, SE¼SE¼ of said Sec. 36. ALSO, SAVE & EXCEPT that
portion of the SW¼ of said Sec. 25 which is described as
follows:
Beginning at the West one-quarter section corner of said
Sec. 25;
thence S. 04° 45' 16" W., along the section line, 356.68
feet;
thence S. 43° 44' 39" E. 415.55 feet;
thence S. 81° 55' 00" E. 265.60 feet;
thence S. 88° 48' 48" E. 328.05 feet to the TRUE POINT
OF BEGINNING;

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thence S. 07° 48' 41" E. 545.94 feet;
thence N. 75° 40' 30" E. 386.20 feet;
thence N. 20° 03' 08" W. 617.77 feet;
thence S. 60° 17' 23" W. 272.38 feet, more or less, to
the TRUE POINT OF BEGINNING.

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SALEM, OR

Statement of Tax Account

HARNEY COUNTY TAX COLLECTOR
HARNEY COUNTY COURTHOUSE
BURNS, OREGON 97720
(541) 573-8365

4/1/2013 12:07:17 PM

PEILA, JOHN MICHAEL & SALLIE M
P O BOX 537
HINES, OR 97738

Tax Account #	37057	Lender	PEILA, MIKE & SALLIE
Account Status	Active	Loan #	000
Roll Type	Real Property	Property ID	3020 24S30E000002200
Situs Address	30338 ENGSTROM LN, BURNS, OR 97720	Interest To	Apr 15, 2013

Tax Summary

Tax Year	Tax Type	Total Due	Current Due	Interest Due	Discount Available	Original Due	Due Date
2012	ADVALOREM	0.00	0.00	0.00	0.00	2,449.48	Nov 15, 2012
2011	ADVALOREM	0.00	0.00	0.00	0.00	2,391.22	Nov 15, 2011
2010	ADVALOREM	0.00	0.00	0.00	0.00	2,347.17	Nov 15, 2010
2009	ADVALOREM	0.00	0.00	0.00	0.00	2,465.84	Nov 15, 2009
2008	ADVALOREM	0.00	0.00	0.00	0.00	2,400.14	Nov 15, 2008
2007	ADVALOREM	0.00	0.00	0.00	0.00	2,334.94	Nov 15, 2007
2006	ADVALOREM	0.00	0.00	0.00	0.00	2,269.57	Nov 15, 2006
2005	ADVALOREM	0.00	0.00	0.00	0.00	2,072.49	Nov 15, 2005
2004	ADVALOREM	0.00	0.00	0.00	0.00	2,013.65	Nov 15, 2004
2003	ADVALOREM	0.00	0.00	0.00	0.00	1,956.43	Nov 15, 2003
Total		0.00	0.00	0.00	0.00		

G-17649

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

Water-Use Permit Application Processing

1. Completeness Determination

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.

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APR 12 2013

61-17647

SALEM, OR

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MAR 21 2013

SALEM, OR

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

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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: ~~\$2150.00~~ 1900
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 _____

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