Application for a Permit to Use

Surface Water

Revise

App. No. 587934



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					
NAMI Byron & Susan DeVries				PHONE (IIM) 541-997-3824	
PHONE (WK) 41-997-6964	CELL. 541-254-4466			FAX	
ADDRESS 9060 Condon Creek	•				
TTY	STATE	ZIP	E-MAIL *		
lorence	OR	97439	bdevries@cei-onli	ne.com, leighton@oregonfast.net	
Organization Information					
NAME			PHONE	FAX	
ADDRESS				CELL	
TTY	STATE	ZIP	E-MAIL *		
Agent Information - The age	ent is authorized t	to represe	ent the applicant in	all matters relating to this app	Mication
AGENT / BUSINESS NAME	int is autilorized	to represe	PHONE:	FAX	oncation.
ADDRESS				CELL	
CITY	STATE	ZIP	E-MAIL *		
Note: Attach multiple copies a By providing an e-mail addre electronically. (paper copies o	ess, consent is gi	iven to red documen	ceive all correspor ts will also be mai		
By my signature below I con	firm that I unde	erstand:		5	EP [9 2013
 I cannot legally use wa The Department encounder of any proposed diversed in the legal permit, I must be a permit of the legal permit of the legal permit of the legal permit of the legal permit be legal p	lication will be be atter until the Wa arages all applica- sion. Acceptance prior to the issu- st not waste wate water use is not a compatible with at issues a permit	pased on inter Resourants to wants to wants to wants ance of a control according a local control in local co	nformation providurces Department in it for a permit to be pplication does not permit. I assume a to the terms of the mprehensive land	led in the application packet, ssues a permit to me. be issued before beginning cont guarantee a permit will be issuall risks associated with my ache permit, the permit can be car	sued. tions. ncelled.
Applyant Signature		^	this application is	s true and accurate.	

For Department Use

Date

SECTION 2: PROPERTY OWNERSHIP

Please indicate if you own all the lands associated conveyed, and used.	with the project from which the water is to be diverted,
Yes There are no encumbrances. This land is encumbered by easement	s, rights of way, roads or other encumbrances.
own are state-owned submersible land domestic use only (ORS 274.040). Water is to be diverted, conveyed, an List the names and mailing addresses of all affected.	ization or easement permitting access. is not necessary, because the only affected lands I do not ds, and this application is for irrigation and/or d/or used only on federal lands. ed landowners (attach additional sheets if necessary).
Byron & Susan DeVries 89060 Condon C Lois Leighton 89050 Condon Cr. Rd. Flo	·
SECTION 3: SOURCE OF WATER	
A. Proposed Source of Water	
Provide the commonly used name of the water boo stream or lake it flows into. If unnamed, say so:	dy from which water will be diverted, and the name of the
Source 1: Condon Creek	Tributary to: North Fork Siuslaw River
Source 2:	Tributary to:
Source 3:	Tributary to:
Source 4:	Tributary to:
•	athorized under a water right permit, certificate, or decree, attacher (for decrees, list the volume, page and/or decree name).
B. Applications to Use Stored Water	
Do you, or will you, own the reservoir(s) described	d in item 3A above? N/A
Yes.	
	itten notification to the operator of the reservoir of your intent ald have already mailed or delivered to the operator.) RECEIVED BY OWRD

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			application using the expedited instruction booklet for more
standard proce	ss outlined in ORS 537.150	that the Department process 3 and 537.153, rather than the er the standard process, you	e expedited process provided by
	pound the volume of water	act or other agreement with you propose to use in this	the owner of the reservoir (if not
 A copy of to you. 	your written agreement wi	th the party (if any) delivering	ng the water from the reservoir
SECTION 4: WATER US	SE		
gallons-per-minute (gpm).	If the proposed use is from	each source, for each use, in storage, provide the amount 225,851 gallons or 43,560 cu	
SOURCE	USE	PERIOD OF USE	AMOUNT
Condon Creek	Domestic Use Expanded	Daily	20 🗌 cfs 🔳 gpm 🗌 af
			cts gpm af
			cfs gpm af
			ct's gpm at
For irrigation use only: Please indicate the number	of primary and supplemen	tal acres to be irrigated.	
Primary: Acres	Supplemental:		
List the Permit or Certifica		-, -	
Indicate the maximum tota	number of acre-feet you e	expect to use in an irrigation	season:
If the use is municipal	or quasi-municipal, attac	h Form M	
_	indicate the number of hou		
• If the use is mining,	describe what is being m	nined and the method(s) of	extraction:
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the total of the second

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Surface Water/5

)E	CHON 5: W	ATER MANAGEMENT	
A.		nd Conveyance nent will you use to pump	water from your source?
	Pump (gi	ve horsepower and type):	1/2 HP Grundfos for intake from creek 3/4 HP Grundfos for distribution to homes
	Other me	eans (describe):	574 TH Crumulos for distribution to homes
В.	diversion wo A 1 1/2" s to a settli through p home thr Application What equipm	orks and conveyance of wascreened pickup pipeing tank. From the settoarticulate filters and ficulate 1/2" PVC. Method	means of diversion, construction, and operation of the oter. is anchored to rip rap in Condon Creek water is then pumped thing tank a second pump distributes the water to two homes inally through UV or chlorine treatment and distributed to each action will be used? (e.g., drip, wheel line, high-pressure
	sprinkler) Sprinkler	systems will be used	to water domestic lawns and gardens.
С.	waste; measi waters. Water is	the why the amount of water did needed for two houses	ter requested is needed and measures you propose to: prevent verted; prevent damage to public uses of affected surface wholds for home use and domestic landscaping, gardens, lawns are therefore surface water will not be affected.
SE	CTION 6: R	ESOURCE PROTECTIO	ON
car pos	eful control o	f activities that may affect equirements from other ag	stream or lake, the state encourages, and in some instances requires, the waterway or streamside area. See instruction guide for a list of gencies. Please indicate any of the practices you plan to undertake to
			orevent uptake of fish and other aquatic life. ckup is screened and attached near bank to rip rap.
		nvation or clearing of bank cribe planned actions:	s will be kept to a minimum to protect riparian or streamside areas.
		rating equipment in a wate cribe:	er body will be managed and timed to prevent damage to aquatic life.
		er quality will be protected cribe:	by preventing erosion and run-off of waste or chemical products.

Minimal water will be used only as needed for outside watering. Irrigation is insufficient to RECEIVED BY OWRD

create runoff.

587934

SECTION 7: PROJECT SCHEDULE

Date construction will begin: 2004

Date construction will be completed: October 2014

Date beneficial water use will begin: ASAP

SECTION 8: 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 9: REMARKS

Use this space to clarify any information you have provided in the application.

Both tax lots 400 and 404 have been occupied and used the current water source with the understanding that the current water system was permitted. It was recently discovered that this was incorrect. Since this time we have used every means necessary to find another water source including drilling a well to 350' where no water was found. This leaves surface water as the only potential water source for these two properties. We are seeking the surface water rights for these two homes to correct the previous incorrect assumption.

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Land Use



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

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:	Byron					DeVri	es		
			First				Last		
Mailing Ad	ldress:	89060 C	ondon Cree	k Rd.					
F	lorence			OR		aytime Phon	e: <u>541-99</u>	7-3824	
	City			State	Zíp		-		
A. Land a	and Loc	ation							
			rmation for	all tay lote w	here water will be dive	rted (taken f	rom its source) conveye	d (transported)
					or irrigation uses within				
					ion requested below.		·		
Township	Range	Section	V4 V4	Tax Lot#	Plan Designation (e.g., Rural Residential/RR-5)		Water to be:		Proposed Land Use:
17S	11W	28	SE/SE	400	Rural Residential	Diverted	☐ Conveyed	[X] Used	
175	llw	28	SELE	404	RUBAL RESTOLT	Diverted	Conveyed	[☑ Used	
						☐ Diverted	☐ Conveyed	Used	
						☐ Diverted	Conveyed	Used	
Permit t	lication to to Use or S	be filed water	ith the Water	Right Transfe	r Permit		or Ground Wat	er Registrat	ion Modification
Limited				ion of Conser		ige of Water			
ource of wa	ater: 🔲 R	teservoir/Po	nd 🔲 Gi	round Water		ame) <u>Co</u>	ndon Creek		
Estimated qu	uantity of	water need	ed: <u>20</u>		cubic feet per se	econd 🛛 g	gallons per min	ute 🗌 ac	re-feet
ntended use	of water:	☐ Irriga ☐ Muni		Commercial Quasi-Munic	Industrial	Dome	estic for 2	househo	ld(s)
Briefly desc	ribe:	_			. —	_			
			Condon cre nousehold.	ek into an a	bove ground settling	tank where	it will then b	e distribu	ited via

	e sign the	he Land U	se Informatio	on Form can	not be completed while ge and include it with the	you wait, pl	ease have a lo	cal govern	nment
- I									

SEP 19 WRIES

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 be	low and provide the requested info	rmation	
Land uses to be served by the proposed water your comprehensive plan. Cite applicable on	er uses (including proposed construction) are addinance section(s): LC 16.0114	llowed outrigh	nt or are not regulated by
	mentation of applicable land-use approvals wompanying findings are sufficient.) If approve	hich have alrea	ady been obtained.
Type of Land-Use Approval Needed (e.g., plan amendments, rezones, conditional-use permits, etc.)	Cite Most Significant, Applicable Plan Policies & Ordinance Section References	Lar	nd-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
			SEP 1.9 2013 SALEM. OF
ame: Deanna Wright	Title: Planner		
gnature: Dright overnment Entity: Lane Cour	Phone: 541-680	-4089	Date: 9-4-13
ote to local government representative: Plea gn the receipt, you will have 30 days from the form or WRD may presume the land use associa	ase complete this form or sign the receipt below Water Resources Department's notice date to	return the com ible with local	pleted Land Use Information comprehensive plans.
Receipt fo	or Request for Land Use Informa	ition	
pplicant name:			
ity or County:	Staff contact	:	
ignature:	Phone:		Date:

Land Use Information Form - Page 3 of 3

WR / FS

Revised 2/8/2010

Date Received:

LAND MANAGEMENT DIVISION



LAND USE APPLICATION - ADMINISTRATIVE Land Use Compatibility Statement

PUBLIC WORKS DEPARTMENT 3050 N. DELTA HWY, EUGENE OR 97401 Planning: 682-3577

For Office Use Only: FILE #
Applicant (print name): OIS J. Leighton
Mailing address: 89050 Condon Creek Rd Florence OR
Phone: 541-997-6964 Email: leighton @ oregon fast. net
Applicant Signature: 100 Xeloft
PROPERTY LOCATION
17 11 28 400 and Township Range Section Taxlot Subdivision/partition lot/parcel block 17 11 28 404
Site address Cenden Creek Rd. Florence OR 97439
The Land Use Compatibility Statement (LUCS) is the form used when a customer needs a written response from the Planning Program, including State permit sign-offs. It is intended to assist customers who have a question that can not be answered in 10 minutes by the Planner at the front desk.
In the space below, write the question/request you have for the Planner. Attach additional pages if necessary.
Resource Dept. water use rights.
Resource Dept. Water use rights.
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Order No.: 7193-1536081

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17-11-28-400

Exhibit "A"

Real property in the County of Lane, State of Oregon, described as follows:

A PARCEL OF LAND LYING IN THE SOUTH 1/2 OF THE SOUTHEAST 1/4 OF SECTION 28, TOWNSHIP 17 SOUTH, RANGE 11 WEST OF THE WILLAMETTE MERIDIAN, LANE COUNTY, OREGON, SAID PARCEL BEING DESCRIBED AS FOLLOWS

THAT PART OF THE SOUTHEAST 1/4 OF THE SOUTHEAST 1/4 AND THE EAST 1/2 OF THE SOUTHWEST 1/4 OF THE SOUTHEAST 1/4 LYING WEST OF THE WEST RIGHT OF WAY LINE OF COUNTY ROAD NO 626, IN LANE COUNTY, OREGON

EXCEPTING THEREFROM THAT PORTION LYING SOUTH OF A LINE LYING 470 FEET NORTH OF AND PARALLEL TO THE SOUTH BOUNDARY OF SECTION 28 IN TOWNSHIP 17 SOUTH, RANGE 11 WEST OF THE WILLAMETTE MERIDIAN, ALL IN LANE COUNTY, OREGON.

NOTE: This Legal Description was created prior to January 1, 2008.

Tax Parcel Number: 1367349 and 0535433

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17-11-28-404

That part of the Southeast 1/4 of the Southeast 1/4 and the East 1/2 of the Southwest 1/4 of the Southeast 1/4 (lying West) of the West right of way of County Road No. 646 and (lying South of) a line lying 470 feet North of and parallel to the South boundary of Section 28 in Township 17 South, Range 11 West of the Willamette Meridian, all in Lane County, Oregon.

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SEL 19 2019

5 87934 William CA

Joint Water Use Agreement

The properties of 89060 Condon Creek Road Florence, Oregon 97439 (Map 17-11-28 tax lot 400) represented by Byron & Susan DeVries & 89050 Condon Creek Road Florence, Oregon 97439 (Map 17-11-28 tax lot 404) represented by Lois Leighton jointly wish to enter into an agreement to share a domestic water supply. Following describes the terms for which this agreement has been entered into.

System Location- The system is located on the Southeast area of 89060 Condon Creek Road Florence, Oregon 97439 and drafts water from approximately 50' upstream from this residence access bridge.

System Description- The system will divert water via pump with screened pickup from Condon Creek into a 1500 gallon settling/holding tank. The water will then be distributed to each home via a second pump which draws water from the holding tank. The water will be pumped from the tank through two pressure tanks, then through each homes independent filtration and purification systems. Following describes the equipment included in the system:

- ½ HP Grundfos draft pump
- ¾ HP Grundfos distribution pump
- 1500 gallon holding tank with float
- 2- pressure tanks
- 2- canister particulate filters per home
- Breaker panel

System Use- Each household is entitled to use the water for home/domestic use and domestic landscape, garden, lawn irrigation. Water shall not be used for agricultural irrigation.

Maintenance Expenses- Both parties agree to split 50/50 ongoing maintenance costs. Each home is responsible for costs associated with its respective filter and treatment systems. The current owners of 89060 Condon Creek Road Florence, Oregon 97439 agrees to perform the ongoing maintenance and service to the system in exchange for 89050 Condon Creek Road Florence, Oregon 97439 providing the utility power for the system.

Equipment Repairs- All equipment repairs and replacement shall be split 50/50 between both parties. The system shall be kept in fully operational order without significant deterioration.

Utility Power for System- 89050 Condon Creek Road Florence, Oregon 97439 shall pay for all utility costs to operate the system in exchange for 89060 Condon Creek Road Florence, Oregon 97439 supplying the facility location/structure and access for the system and performing the scheduled maintenance.

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The above agreement represents the full agreement. No amendments to this agreement may be made without the written permission of both parties.

89060 Representative: Justin Reliuli	Date: 9-3-13
89060 Representative:	Date: 9/3/1 3
89050 Representative: Jan J. Lecolta	Date: 9-16-13
89050 Representative: B. Wangaret Jurgans	Wate: 9-16-13
(POA) Jon Selapita	

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STATE OF OREGON WATER SUPPLY WELL REPORT (as required by ORS 537.765)

AMENDED

WELL I.D. # L	109680

START CARD # 209359

Instructions for completing this report are on the last page of this form.	
(1) LAND OWNER Well Number	(9) LOCATION OF WELL (legal description) County Lane
Address 89050 Condon Creek	Tax Lot 404 Lot
City Florence State OR /ap 97439	Township 17 S Range 11 W WM
(2) TYPE OF WORK New Well	Section 28 SW 1/4 SE 1/4
☐ Deepening ☐ Alteration (repair/recondition) ☐ Abandonment ☐ Conversion	tat or (degrees or decimal) t.ong or (degrees or decimal)
	Long or (degrees or decimal)
(3) DRILL METHOD	Street Address of Well (or nearest address) 89050 Condon Creek Rd.
☑ Rotary Air ☐ Rotary Mud ☐ Cable ☐ Auger ☐ Cable Mud	Florence, OR 97439
Other	
(4) PROPOSED USE	(10) STATIC WATER LEVEL 304 ft. below land surface. Date 4-26-13
☑ Domestic ☐ Community ☐ Industrial ☐ Irrigation	
☐ Thermal ☐ Injection ☐ Livestock ☐ Other	ft below land surface. Date
(5) BORE HOLE CONSTRUCTION Special Construction. Yes No	Artesian pressurelb. per square inch Date
Depth of Completed Well 350 ft.	(11) WATER BEARING ZONES
Explosives used Yes No Type Amount	Depth at which water was first found 315'
BORE HOLE SEAL	From To Estimated Flow Rate SWL
Diameter From To Material From To Sacks or Pounds 10" +1.5 18.5 bentonite 0' 18.5' 10 sacks	315' 350' less than 1/4 gpm 304'
6" 18.5' 350 chips	
How was seal placed: Method	(12) WELL LOG Ground Elevation
☑ Other as per ORA 690-210-340	Material From To SWL
Backfill placed fromft. toft. Material	loam, sandy 0 1
Gravel placed fromft_ toft Size of gravel	clay, brown 1 5
(6) CASING/LINER	sandstone, weathered, brown 5 7
Diameter From To Gauge Steel Plastic Welded Threaded	sandstone, hard, gray 7 10 10 14
Casing 6" +1.5 18.5' .250	sandstone, gray with shale 14 350 304
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Liner.	1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1
Drive Shoe used Inside Outside None Final location of shoe(s)	1 - SEP 19 2013
Final location of shoe(s)	
(7) PERFORATIONS/SCREENS	
Perforations Method	SALEM / IF
Screens Type Material	Date Started <u>4-23-13</u> Completed <u>4-25-13</u>
From To Slot Number Diameter Tele/pipe Casing Liner	(unbonded) Water Well Constructor Certification
Size Size	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.
	WWC Number Date
(8) WELL TESTS: Minimum testing time is 1 hour	Signed
☐ Pump ☐ Bailer ☑ Air ☐ Flowing Artesian	
Yield gal/min Drawdown Drill stem at Time less than 1/4 46' 350' 1 hour	(bonded) Water Well Constructor Certification Laccept responsibility for the construction, deepening, alteration, or
less than 1/4 46' 350' 1 hour	abandonment work performed on this well during the construction dates reported
	above. All work performed during this time is in compliance with Oregon water
Temperature of water 50 Depth Artesian Flow Found	supply well construction standards. This report is true to the best of my knowledge and belief.
Was a water analysis done? Yes By whom	and benefit.
Did any strata contain water not suitable for intended use?	WWC Number 636 Date
Salty Muddy Odor Colored Other	Christian Tax
Depth of strata:	Signed Cent Charles Delicing Co
	MIRATED TO THE COLUMN CO.