

# Application for a Permit to Use Ground Water

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

SALEM, OR

## SECTION 1: APPLICANT INFORMATION AND SIGNATURE

### Applicant Information

NAME NORTON L. SMITH		PHONE (HM)	
PHONE (WK)	CELL 541 660 4927	FAX	
ADDRESS PO Box 1917			
CITY JACKSONVILLE	STATE OR	ZIP 97530	E-MAIL* NLSMITH17@GMAIL.COM

### Organization Information

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

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

AGENT / BUSINESS NAME GREG BROWN		PHONE 541 944 3499	FAX N/A
ADDRESS 7368 Highway 238 #129			CELL 541-944 3499
CITY Jacksonville	STATE OR	ZIP 97530	E-MAIL* blueminddesigns@earthlink.net

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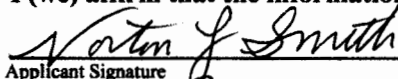
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### By my signature below I confirm that I understand:

- 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.

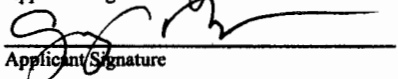
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I (we) affirm that the information contained in this application is true and accurate.

  
Applicant Signature

NORTON L. SMITH  
Print Name and title if applicable

9/5/14  
Date

  
Applicant Signature

Gregory D Brown  
Print Name and title if applicable

9/8/14  
Date

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**SECTION 2: PROPERTY OWNERSHIP**

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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).

SOURCE = Well located on TL 1900 legal description SW 1/4 of SW 1/4 of Section 4  
39S 3W

You must 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.

**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
	ROCK CREEK	1560 feet	-100 ft
	(WERTZ SPING - W4 TL 1213 on BLM)	1800 feet	0 ft
JACK 18296	18286 582 LOMAS RD TL 1217	2,000	-200 ft
18293	TL 1211 <del>W4</del> 550 LOMAS RD	2,900	-100 ft

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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**SECTION 3: WELL DEVELOPMENT, CONTINUED**

Total maximum rate requested: 10 GPM (each well will be evaluated at the maximum rate unless you indicate well-specific rates and annual volumes in the table below).

The table below must be completed for each source to be evaluated or the application will be returned. If this is an existing well, the 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 to obtain the necessary information.

OWNER'S WELL NAME OR NO.	PROPOSED	EXISTING	WELL ID (WELL TAG) NO.* OR WELL LOG ID**	FLOWING ARTESIAN	CASING DIAMETER	CASING INTERVALS (IN FEET)	PERFORATED OR SCREENED INTERVALS (IN FEET)	SEAL INTERVALS (IN FEET)	MOST RECENT STATIC WATER LEVEL & DATE (IN FEET)	PROPOSED USE			
										SOURCE AQUIFER***	TOTAL WELL DEPTH	WELL-SPECIFIC RATE (GPM)	ANNUAL VOLUME (ACRE-FEET)
HOUSE	<input type="checkbox"/>	<input checked="" type="checkbox"/>	NA *	<input type="checkbox"/>	6"	20	none		NORMAL 15'		85'	13GPM	
	<input type="checkbox"/>	<input type="checkbox"/>		<input type="checkbox"/>									
	<input type="checkbox"/>	<input type="checkbox"/>		<input type="checkbox"/>									
	<input type="checkbox"/>	<input type="checkbox"/>		<input type="checkbox"/>									
	<input type="checkbox"/>	<input type="checkbox"/>		<input type="checkbox"/>									
	<input type="checkbox"/>	<input type="checkbox"/>		<input type="checkbox"/>									
	<input type="checkbox"/>	<input type="checkbox"/>		<input type="checkbox"/>									
	<input type="checkbox"/>	<input type="checkbox"/>		<input type="checkbox"/>									

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\* 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.

\* Well Permit # 000 304-95W issued 9/06/95 for address 611 Burton Bulle Rd.  
 No well log on file Revised 2/1/2012

Ground Water/5

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**SECTION 4: WATER USE**

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USE	PERIOD OF USE	ANNUAL VOLUME (ACRE-FEET)
irrigation	May - November (or October)	5 acre/ft.

**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: 5 Acres Supplemental: \_\_\_\_\_ Acres

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

Indicate the maximum total number of acre-feet you expect to use in an irrigation season: 5 acre/ft.

gms

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

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**SECTION 5: WATER MANAGEMENT**

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**A. Diversion and Conveyance**

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

Pump (give horsepower and type): 3/4 HP

Other means (describe): \_\_\_\_\_

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

**B. Application Method**

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

Drip 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.

*These numbers were reached by multiplying our current garden and multiplying the we use drip irrigation and no till practices which drastically reduce our water use. We try to prevent waste at every corner trying to sequester both water + carbon with no till. We have set our goals and will continue to, to sequester water for ultimate catchment and minimal runoff. Also we use no chemicals (mostly compost).*

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

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

Reservoir name: Burton Pond Acreage inundated by reservoir: 1/2

Use(s): Irrigation, wildlife habitat

Volume of Reservoir (acre-feet): 5 Dam height (feet, if excavated, write "zero"): 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): 5

USE OF STORED GROUND WATER	PERIOD OF USE
<u>Irrigation</u>	<u>June thru September</u>

**SECTION 8: PROJECT SCHEDULE**

Date construction will begin: Spring 2015

Date construction will be completed: early Summer 2015

Date beneficial water use will begin: early Summer 2015

**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

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**SECTION 10: REMARKS**

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

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Thank you for considering us

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**Land Use**

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**Information Form**

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

Applicant: NORTON L SMITH  
First Last

Mailing Address: PO BOX 1917

JACKSONVILLE OR 97530 Daytime Phone: 541 660 4927  
City State Zip

**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	¼¼	Tax Lot #	Plan Designation (e.g., Rural Residential/RR-5)	Water to be:			Proposed Land Use:
39 S	3 W	4		1900	EFK	<input type="checkbox"/> Diverted	<input type="checkbox"/> Conveyed	<input checked="" type="checkbox"/> Used	IRRIGATION
						<input type="checkbox"/> Diverted	<input type="checkbox"/> Conveyed	<input type="checkbox"/> Used	
						<input type="checkbox"/> Diverted	<input type="checkbox"/> Conveyed	<input type="checkbox"/> Used	
						<input type="checkbox"/> Diverted	<input type="checkbox"/> Conveyed	<input type="checkbox"/> Used	

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

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**B. Description of Proposed Use**

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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: 5 acre ft annual  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:

Water for vegetable production at market and seed crops  
Permaculture + no till practices in place and to be continued

**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. →

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**For Local Government Use Only**

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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): Chapter 4.2-1

Land uses to be served by the proposed water uses (including proposed construction) involve discretionary land-use approvals as listed in the table below. (Please attach documentation of applicable land-use approvals which have already been obtained. Record of Action/land-use decision and accompanying findings are sufficient.) **If approvals have been obtained but all appeal periods have not ended, check "Being pursued."**

Type of Land-Use Approval Needed (e.g., plan amendments, rezones, conditional-use permits, etc.)	Cite Most Significant, Applicable Plan Policies & Ordinance Section References	Land-Use Approval:	
		<input type="checkbox"/> Obtained <input type="checkbox"/> Denied	<input type="checkbox"/> Being Pursued <input type="checkbox"/> Not Being Pursued
		<input type="checkbox"/> Obtained <input type="checkbox"/> Denied	<input type="checkbox"/> Being Pursued <input type="checkbox"/> Not Being Pursued
		<input type="checkbox"/> Obtained <input type="checkbox"/> Denied	<input type="checkbox"/> Being Pursued <input type="checkbox"/> Not Being Pursued
		<input type="checkbox"/> Obtained <input type="checkbox"/> Denied	<input type="checkbox"/> Being Pursued <input type="checkbox"/> Not Being Pursued
		<input type="checkbox"/> Obtained <input type="checkbox"/> Denied	<input type="checkbox"/> Being Pursued <input type="checkbox"/> Not Being Pursued

Local governments are invited to express special land-use concerns or make recommendations to the Water Resources Department regarding this proposed use of water below, or on a separate sheet.

Farm use allowed per chapter 4.2-1. Irrigation OK  
in EFU zoning. 439-14-00505-20N

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Name: Youngsook Kim Title: Planner I

Signature: [Signature] Phone: 541-714-6946 Date: 9/10/2014

Government Entity: Jackson 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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88-06337

EXHIBIT "A"

The Southwest Quarter of the Southwest Quarter of Section 4, Township 39 South, Range 3 West, Willamette Meridian, Jackson County, Oregon.

SUBJECT TO:

1. The assessment roll and the tax roll disclose that the premises herein described were specially assessed as Forest Land. If the land becomes disqualified for the special assessment under ORS Statute 321.705 through 321.770, an additional tax may be levied for the last five (5) or lesser number of years in which the land was subject to the special land use assessment. Grantee agrees to pay any such tax.
2. The assessment roll and the tax roll disclose that the premises herein described have been specially assessed as Farm Use Land. If the land becomes disqualified for the special assessment under the statute, an additional tax may be levied for the last ten (10) or lesser number of years in which the farm use assessment was in effect for the land, and in addition thereto, a penalty may be levied if notice of disqualification is not timely given. Grantee agrees to pay any such tax.
3. Regulations, including levies, assessments, water and irrigation rights, and easements for ditches and canals of the Applegate Valley Irrigation District.
4. The rights of the public in and to that portion of the premises herein described lying within the limits of roads and highways.
5. Agreement as to Comstock ditch, and rights in connection therewith, as set out in instrument recorded March 11, 1919, in Volume 120, Pages 197 and 199, Jackson County, Oregon, Deed records.

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Jackson County, Oregon  
Recorded  
OFFICIAL RECORDS

2:50 APR 6 1988 P.M.

KATHLEEN S. BECKETT  
CLERK and RECORDER

*Lynn Steinman*, Deputy

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2:50 10<sup>00</sup>  
10<sup>00</sup>

WARRANTY DEED

MARTIN STEWART GRIER and HERTHA M. GRIER, grantors, convey and warrant to NORTON L. SMITH, grantee, the real property more particularly described in exhibit "A" attached hereto and made a part hereof, free of encumbrances except as specifically set forth herein.

The true consideration for this conveyance is other value given.

Unless a change is requested, all tax statements shall be sent to the following address:

Norton L. Smith  
455 China Gulch Road  
Jacksonville, Oregon 97530

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.

DATED this first day of June, 1981.

Martin Stewart Grier  
Martin Stewart Grier

Hertha M. Grier  
Hertha M. Grier

STATE OF COLORADO )  
County of DELTA ) ss.

On this 25th day of March, 1988, personally appeared the above named Martin Stewart Grier and Hertha M. Grier and acknowledged the foregoing instrument to be their voluntary act and deed. Before me:



Elaine J. Chinn  
Notary Public for Oregon  
My commission expires: Nov. 5, 1989  
P.O. Box 1120, Paonia, CO 81428

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PLANNING & DEVELOPMENT SERVICES • 10 S. OAKDALE, RM. 100 • MEDFORD, OREGON 97501 • (503) 776-7554

9/06/95 15:19:17 PLSW200R

OWNER: SMITH NORTON L MAP ID: 39-3W-04 TAX LOT: 1900  
PROPERTY ADDRESS: 611 BURTON BUTTE RD ACRES: 40.57

DIRECTIONS TO PROPERTY: CANTRALL RD TO BURTON BUTTE, LEFT ON BURTON BUTTE  
(FROM CANTRALL PARK DIRECTION) APX. 1.2 MILES DOWN BURTON BUTTE RD

FEE: 90.00 RECEIPT#: 61332 DATE: 8/30/95

PROPOSED RESIDENCE DRILLERS NAME: JACKSONVILLE WELL  
ANY RESIDENCE/BUSINESS ON LOT NOW? NO

COMMENTS: MAP ATTACHED - OC-CY WELL WILL SERVICE FUTURE DWELLING

APPLICANT NAME: SMITH NORTON L  
MAILING ADDRESS: P O BOX 1927  
CITY/ST: JACKSONVILLE OR 97530 TELEPHONE: 899-1127

Completed Application Date: 8/30/95

WELL PERMIT-APPROVED DATE: 9/06/95 BY: BWH PRIOR, RS  
EXPIRES: 9/06/96 WELL PERMIT#: 000304-95W  
To be installed so as to meet state and county codes.

JACKSON COUNTY INDIVIDUAL WATER SYSTEM ORDINANCE  
WELL SETBACK REQUIREMENTS:

- 100 FEET FROM ANY SEPTIC SYSTEM DRAINFIELD
- 50 FEET FROM ANY SEPTIC TANK
- 20 FEET FROM ANY PROPERTY LINE IF ADJOINING PARCEL IS CURRENTLY UNDEVELOPED
- 40 FEET FROM ANY EXISTING WELL ON AN ADJOINING PROPERTY

BWH Prior, RS  
INSPECTOR SIGNATURE

**NOTICE**  
This permit does not include  
plumbing and electrical permits.

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**Well Log Query Results** *NEW! GPS points, where available, have been added to the far right of the table. Click link to view on map*

**Township: 39 S, Range: 3 W, Sections: 4, Type of Log: W**

Well Log	T-R-S/ QQ-Q	Taxlot	Street of Well	Owner	Company	Special Standards	Well Type	First Water	Completed Depth	Static Water Level	Yield	Completed Date	Received Date	Bonded Constructor	Startcard	Well Id #	New	Abandon	Deepen	Alteration	Conversion	Domestic	Irrigation	Community	Livestock	Industrial	Injection	Thermal	Dewatering	Pliezometer	Latitude/ Longitude				
JACK 18284	39.00S-3.00W-4 SW-NE	801	375 HAMILTON RD	STALIN, MR 375 HAMILTON RD RUCH OR			W	75.00	110.00	25.0	25.0	01/18/1988	02/08/1988	AVELLAR, RANDALL E	828		√				√														
JACK 18285	39.00S-3.00W-4 SW-NE	801	375 HAMILTON RD	STALIN, MR 375 HAMILTON RD RUCH OR			W	50.00	110.00	50.0	0.0	01/12/1988	02/08/1988	AVELLAR, RANDALL E	828		√				√														
JACK 18286	39.00S-3.00W-4 SE-SE	1217	582 LOMAS RD	RIPPER, RICHARD 582 LOMAS RD JACKSONVILLE OR 97530			W	0.00	505.00	65.0	1.0	03/17/1987	03/19/1987	MILKOWSKI, SIG				√			√														
JACK 18287	39.00S-3.00W-4 SE-SW	1600	315 LOMAS RD	HERNDON, MR LOMAS ROAD RUCH OR			W	0.00	265.00	20.0	4.0	09/14/1984	10/26/1984	PELKEY, CHARLES B				√			√														
JACK 18288	39.00S-3.00W-4 NW-SW	1213		DAUB, DON 1022 11TH ST			W	160.00	250.00	70.0	20.0	12/05/1987	06/11/1984	MCCLANAHAN, KENNETH			√				√														
JACK 18290	39.00S-3.00W-4 NW-NW	1202	350 LOMAS RD	PIHIZ, JESS 350 LOMAS RD JACKSONVILLE OR 97530			W	225.00	240.00	74.0	10.0	06/25/1981	12/14/1981	CARTER, ARTHUR			√				√														
JACK 18291	39.00S-3.00W-4 NE-NW	702		SNOW, GREG 3061 GREEN CANYON ROAD FALLBROOK CA 92078			W	30.00	300.00	10.0	3.0	11/20/1980	11/26/1980	MCCLANAHAN, KENNETH			√				√														
JACK 18293	39.00S-3.00W-4 SE-NE	1211	LOMAS RD	DYREE, RICHARD 550 LOMAS ROAD RUCH OR			W	83.00	450.00	52.0	0.0	08/24/1979	09/04/1979	CORDONIER, JERRY K ARTESIAN WELL DRILLING			√				√														
JACK 18294	39.00S-3.00W-4 NW-NW			JOHNSON, DAVE 520 LOMAS ROAD JACKSONVILLE OR 97530			W	110.00	160.00	79.0	6.0	03/07/1979	03/28/1979	CARTER, ARTHUR			√				√														
JACK 18295	39.00S-3.00W-4 SW-NW			ANDERS, RAY PO BOX 879 JACKSONVILLE OR 97530			W	40.00	125.00	38.0	0.0	10/19/1978	11/08/1978	CARTER, ARTHUR			√				√														

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[Return to Well Log Query](#)

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