

IMPORTANT MESSAGE

FOR FRI 499 DATE 9-26 TIME 109 A.M.
P.M.

M. STEVE STADEZI

OF WESTERBERG DRILLING

PHONE FAX MOBILE 503-829-2526

AREA CODE

NUMBER

EXTENSION

MESSAGE

AG-14088 QUESTN 8

G-12925 PERMIT

P.3 - 1 YEAR 10-28-97

PHONED

RETURNED
YOUR CALL

PLEASE CALL

WILL CALL
AGAIN

CAME TO
SEE YOU

WANTS TO
SEE YOU

SIGNED

Vops FORM 4006

TO: Water Rights Section

March 13, 1996

FROM: Groundwater/Hydrology Section Don Mella
Reviewer's Name

SUBJECT: Application G- 14088

GROUNDWATER/SURFACE WATER CONSIDERATIONS

1. N/A PER THE Columbia Basin rules, one or more of the proposed POA's is/is not within _____ feet/mile of a surface water source (_____) and taps a groundwater source hydraulically connected to the surface water.
2. BASED UPON OAR 690-09 currently in effect, I have determined that the proposed groundwater use
 a. will, or have the potential for substantial interference with the nearest
 b. ___ will not surface water source, namely Columbia River; or
 c. ___ will if properly conditioned, adequately protect the surface water from interference:
 i. ___ The permit should contain condition #(s) _____;
 ii. ___ The permit should contain special condition(s) as indicated in "Remarks" below;
 iii. ___ The permit should be conditioned as indicated in item 4 below; or
 d. ___ will, with well reconstruction, adequately protect the surface from substantial interference.

GROUNDWATER AVAILABILITY CONSIDERATIONS

3. BASED UPON available data, I have determined that groundwater for the proposed use
 a. will, or likely be available in the amounts requested without injury to prior rights
 b. ___ will not and/or within the capacity of the resource; or
 c. ___ will if properly conditioned, avoid injury to existing rights or to the groundwater resource:
 i. ___ The permit should contain condition #(s) _____;
 ii. ___ The permit should contain special condition(s) as indicated in "Remarks" below;
 iii. ___ The permit should be conditioned as indicated in item 4 below; or
4. a. ___ THE PERMIT should allow groundwater production from no deeper than ___ ft. below land surface;
 b. ___ The permit should allow groundwater production from no shallower than ___ ft. below land surface;
 c. ___ The permit should allow groundwater production only from the _____ groundwater reservoir between approximately _____ ft. and _____ ft. below land surface;
 d. ___ Well reconstruction is necessary to accomplish one or more of the above conditions.
 e. ___ One or more POA's commingle 2 or more sources of water. The applicant must select one source of water per POA and specify the proportion of water to be produced from each source.

REMARKS: _____

(Well Construction Considerations on Reverse Side)

14088

WELL CONSTRUCTION (If more than one well doesn't meet standards, attach an additional sheet.)

5. THE WELL which is the point of appropriation for this application does not meet current well construction standards based upon:
- a. ___ review of the well log;
 - b. ___ field inspection by _____;
 - c. ___ report of CWRE _____;
 - d. ___ other: (specify) _____
6. THE WELL construction deficiency:
- a. ___ constitutes a health threat under Division 200 rules;
 - b. ___ commingles water from more than one groundwater reservoir;
 - c. ___ permits the loss of artesian head;
 - d. ___ permits the de-watering of one or more groundwater reservoirs;
 - e. ___ other: (specify) _____
7. THE WELL construction deficiency is described as follows: _____
8. THE WELL
- a. ___ was, or constructed according to the standards in effect at the time of
 - b. ___ was not original construction or most recent modification.
 - c. ___ I don't know if it met standards at the time of construction.

RECOMMENDATION:

- A. ___ I recommend including the following condition in the permit:
"No water may be appropriated under terms of this permit until the well(s) has been repaired to conform to current well construction standards and proof of such repair is filed with the Enforcement Section of the Water Resources Department."
- B. ___ I recommend withholding issuance of the permit until evidence of well reconstruction is filed with the Enforcement Section of the Water Resources Department.
- C. ___ REFER this review to Enforcement Section for concurrence.

THIS SECTION TO BE COMPLETED BY ENFORCEMENT PERSONNEL

I concur in G/H's recommendation A or B above relating to conditioning or withholding the permit

_____, 199__
(Signature)

I do not concur in G/H's recommendation A or B above relating to conditioning or withholding the permit for the following reasons: _____

_____, 199__
(Signature)

**Water Right Conditions
Tracking Slip**

Groundwater/Hydrology Section

FILE ## G-14088

ROUTED TO: WR

TOWNSHIP/

RANGE-SECTION: 1N/1E-2

APPLICATION ACCEPTED? yes no

CONDITIONS ATTACHED? yes no

REMARKS OR FURTHER INSTRUCTIONS:

Reviewer: Don Miller

WATER RESOURCES DEPARTMENT MEMORANDUM

TO: Groundwater/Hydrology Files Date 3/12/96

FROM: Donn Miller

SUBJECT: Groundwater Application G- 14000 Phone: 360-696-4448

Name: Delta Management

Applicant(s) seek 103 gpm (0.36 cfs) from one well(s) in the Columbia basin

Proposed use: Irrig & Commercial (car washing) sub basin

Pertinent 7 1/2 - minute quads Portland

Well Proposed WRD# TINRIS200 bdc County Multnomah

Legal Description 500' N & 1350' E of Center 1/4 Corner Section 2

Well is 400 ft from Columbia River (river/stream)

Well is 550 ft from unnamed drainage way to SW (river/stream)

Well elevation 20 ft. River/stream elevation 5 ft.

Well elevation - river/stream elevation 15 +/-

Well depth 150' Proposed SWL on

Sealed to Depth first water found

Cased to Perforations/screens

Lined to Perforations/screens

Well tests and types

Confined or unconfined? Unconfined (?) Hydraulically connected? Yes (?)

Potential to cause substantial interference? Yes (?)

very limited well info

Well WRD# T R S QQ County

Legal Description

Well is ft from (river/stream)

Well is ft from (river/stream)

Well elevation ft. River/stream elevation ft.

Well elevation - river/stream elevation

Well depth SWL on

Sealed to Depth first water found

Cased to Perforations/screens

Lined to Perforations/screens

Well tests and types

Confined or unconfined? Hydraulically connected?

Potential to cause substantial interference?

Conditioned water rights in area: NO

Other nearby water rights of record: Yes

Density of nearby wells of record: Moderate

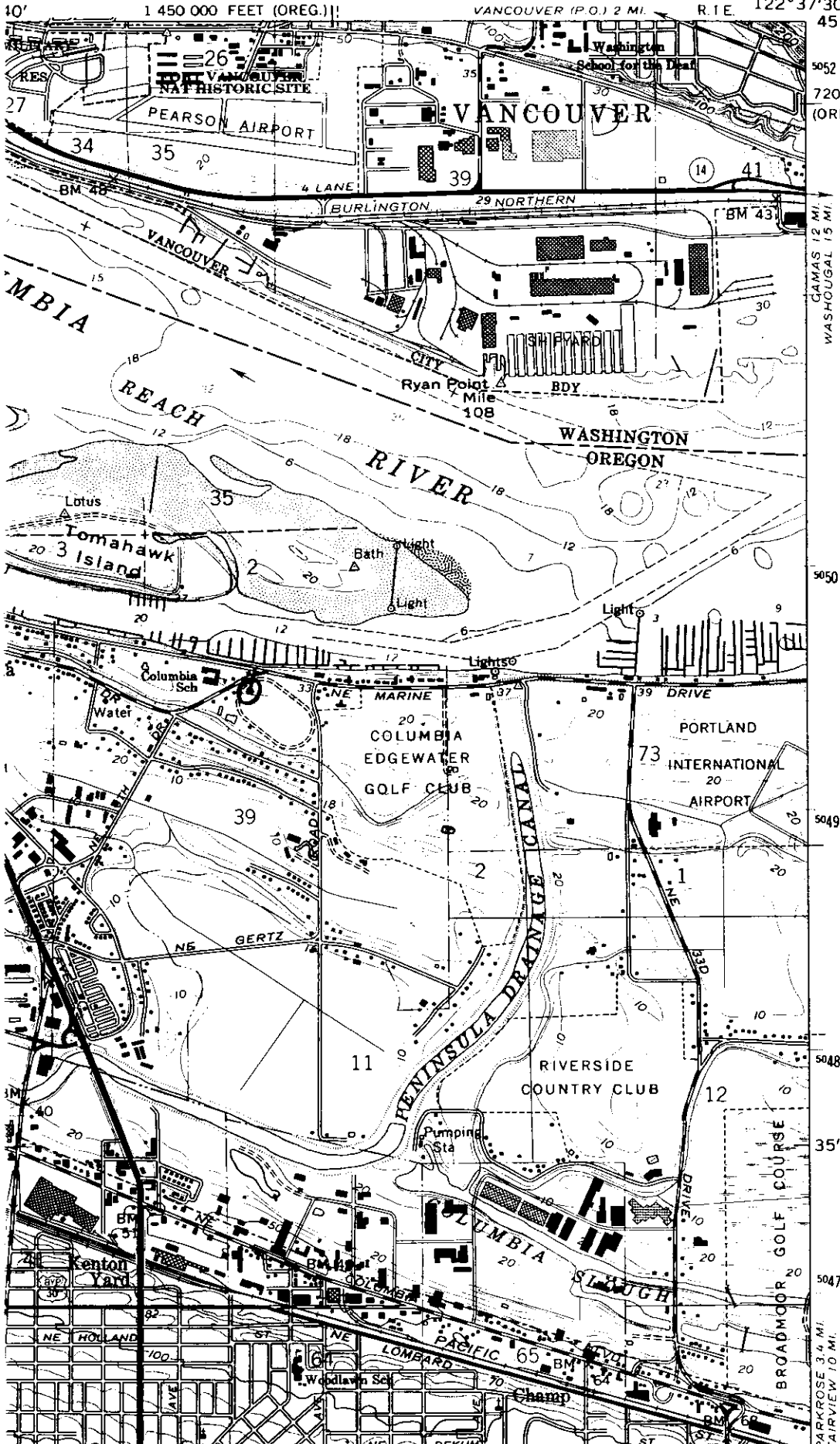
Comments There are several wells nearby at the Golf Club to the east and Columbia School to the west. Based on the well info and topographic data, I assume that the well as proposed will develop an unconfined aquifer, be hydraulically connected to the river, and have the potential to cause substantial interference.

References used: USGS OFR 90-126, well reports, topo map

PORTLAND QUADRANGLE
 OREGON-WASHINGTON
 7.5 MINUTE SERIES (TOPOGRAPHIC)
 SW/4 PORTLAND 15' QUADRANGLE

1475 II NE
 (ORCHARDS)
 19200

G-14088



10'
 1 450 000 FEET (OREG.)
 VANCOUVER (P.O.) 2 MI.
 R.T.E. 122°37'30"
 45°37'30"
 5052
 720 000 FEET
 (OREG.)

GAMAS 12 MI.
 WASHOUGAL 15 MI.

5050

5049

5048

35'

5047

PARKROSE 3 1/4 MI.
 FAIRVIEW 10 MI.

BEFORE THE WATER RESOURCES DIRECTOR OF OREGON

MARION COUNTY

IN THE MATTER OF THE CANCELLATION)
OF CERTAIN PERMITS TO APPROPRIATE) ORDER
WATER UNDER THE PROVISIONS OF ORS)
537.260)

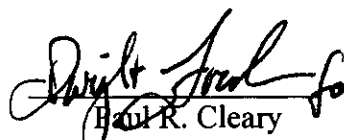
The time within which the appropriations under the following water right permit(s) should have been perfected has expired. The owners of such permit(s) have failed or refused within the period of three months thereafter to submit proof of the completion of such appropriations as required by ORS 537.260. Notices have been addressed to each of the owners of said permit(s) by certified mail in accordance with the provisions of ORS 537.260 and ORS 174.160. The owners of such permit(s) have failed or refused to submit proof of the completion of the appropriations under the terms and conditions of their respective permit(s), although the sixty-day time limits allowed in such notices has elapsed.

PERMITS TO USE GROUNDWATER:

<u>Name</u>	<u>Basin No.</u>	<u>WM Dist.</u>	<u>Application No.</u>	<u>Permit No</u>
Delta Management	19	20	G-14088	G-12925

Proof of appropriation of water under the terms and conditions of the permit(s) listed has not been made to the satisfaction of the WATER RESOURCES DIRECTOR as required under ORS 537.260.

Dated at Salem, Oregon this 26 day of August, 2003.


Paul R. Cleary
Director

This is a final order in other than contested case. Pursuant to ORS 536.075 and OAR 137-004-080 and OAR 690-01-005 you may either petition the Director for reconsideration of this order or petition for judicial review of this order. As provided in ORS 536.075, this order is subject to judicial review under ORS 183.484. Any petition for judicial review of this order must be filed within the 60 day time period specified by ORS 183.484(2).

PERMIT STATUS REVIEW BY jd DATE 2/3/03 FILE # 6-14088.

1. Per Dwight French, do not send "C" DATE NOTICE PACKET if : note on JS list
no Permit is for municipal or quasi-municipal use or in Bonanza study area _____
(per DF, when in doubt about MU/QM, change database code)

no Extension pending _____ final _____

no Assignment is pending _____

no Cancellation is requested _____ final _____

no Dept. has already sent a certified "Form 100" letter (date _____, # _____)
Was 60 days notice allowed? _____
Was mail deliverable as addressed? _____ date _____
Send cancellation letter _____

no Claim of beneficial use and final proof map (COBU) have been received by Department
Date information received _____

2. IF NONE OF THE ABOVE APPLY
yes Send certified "C" date notice packet to permit holder.
C DATE 10/1/99
WATERMASTER DISTR # _____ WATERMASTER NAME _____
CWRE or AGENT none



Oregon

Theodore R. Kulongoski, Governor

Water Resources Department

Commerce Building
158 12th Street NE
Salem, OR 97301-4172
503-378-3739
FAX 503-378-8130

February 12, 2003

Certified mail number 2911 7587
Return receipt requested

DELTA MANAGEMENT
203 E RESERVE ST
VANCOUVER WA 98661

Reference: Application G14088, Permit G12925

Dear Permit Holder:

This letter is in regard to your water use permit as referenced above. Your permit required you to complete the development of your water use by October 1, 1999.

In order for the Department to consider issuance of a certificate of water right, you are required by law to hire a certified water right examiner to prepare and submit a claim of beneficial use, to include a final proof survey map of the development. The map and claim of beneficial use was to have been submitted to our Department within one year of October 1, 1999. A list of certified water right examiners is enclosed for your use.

If you are not finished with the development of your permit, you need to file for an extension of time to complete your development. An extension form is also enclosed with this letter.

In the event that you are no longer using water as allowed by this permit, you should cancel it so that we may clear our records. A cancellation form is enclosed, if you are interested in this option.

If you have not submitted either a Claim of Beneficial Use or a request for an extension of time of your permit within 60 days of the date of this letter (April 13, 2003) the Department may cancel your permit without further notice.

Please give me a call if you have questions. My phone number is 503-378-8455 extension 274.

Sincerely,

Jerry Sauter
Water Rights Program Analyst

Enclosures (3)

cc: OWRD Watermaster District 20
File G14088

*4/15/03
Delta Management
1047 12th Street NE
Salem, OR 97301*

*DID NOT MAKE 'A' DATE. SET UP FOR
CANCEL. 4/15/2003 [Signature]*

BILL: Water Process
Gerry Clark
 PH # _____

 **fox**
blueprinting company, inc.
 1230 State Street • Salem, Oregon 97301
 503-362-4994
 FAX: 503-362-5996
 Fed. ID No. 93-1174595

INV. # S 51077
 DATE: 3/28/03
 P.O. 66110
 DUE: _____
 DELIVER WILL CALL WAIT

ORIG	COPY EACH	CODE	DESCRIPTION / INSTRUCTIONS	SQ. FT.	AMOUNT
1	5	B	Final Plot Surveys	15	3 75
1	3	B		9	2 25
1	1	B		1	50

BIND LOOSE
 STAPLE DATE STAMP

KS Holl

B-BOND PB-PLOT BOND OB-OVERSIZE BOND CX-COLOR COPY
 X-COPIES PM-PLOT MYLAR OM-OVERSIZE MYLAR L-LAMINATE
 PV-PLOT VELLUM OV-OVERSIZE VELLUM CP-COLOR PLOT M-MOUNT

TERMS: Net the 15th of the month following invoice date. A finance charge of 1.5% per month, or 18% per annum will be charged on all past due accounts.

TOTAL: 7 50

STATE OF OREGON

COUNTY OF MULTNOMAH

PERMIT TO APPROPRIATE THE PUBLIC WATERS

THIS PERMIT IS HEREBY ISSUED TO

DELTA MANAGEMENT
203 E RESERVE ST
VANCOUVER, WASHINGTON 98661

(360) 696-4448

The specific limits for the use are listed below along with conditions of use.

APPLICATION FILE NUMBER: G-14088

SOURCE OF WATER: A WELL IN COLUMBIA RIVER BASIN

PURPOSE OR USE: IRRIGATION OF 11.17 ACRES AND COMMERCIAL USE

MAXIMUM RATE: 0.18 CUBIC FOOT PER SECOND (CFS), BEING 0.14 CFS FOR IRRIGATION AND 0.04 CFS FOR COMMERCIAL USE

PERIOD OF USE: IRRIGATION FROM MARCH 1 THROUGH OCTOBER 31 OF EACH YEAR; YEAR-ROUND FOR COMMERCIAL USE

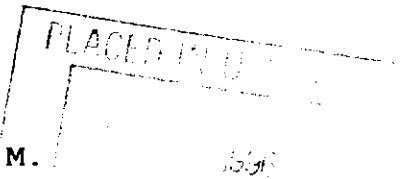
DATE OF PRIORITY: JUNE 7, 1995

POINT OF DIVERSION LOCATION: NW 1/4 SW 1/4, SECTION 2, T 1 N, R 1 E, W.M.; 500 FEET NORTH & 1350 FEET EAST FROM C 1/4 CORNER, SECTION 2

The amount of water used for irrigation under this right, together with the amount secured under any other right existing for the same lands, is limited to a diversion of ONE-EIGHTIETH of one cubic foot per second (or its equivalent) and 2.5 acre-feet for each acre irrigated during the irrigation season of each year.

THE PLACE OF USE IS LOCATED AS FOLLOWS:

NW 1/4 SW 1/4 11.17 ACRES
SECTION 2
TOWNSHIP 1 NORTH, RANGE 1 EAST, W.M.



Measurement, recording and reporting conditions:

- A. Before water use may begin under this permit, the permittee shall install a meter or other suitable measuring device as approved by the Director. The permittee shall maintain the meter or measuring device in good working order.

- B. The permittee shall allow the watermaster access to the meter or measuring device; provided however, where the meter or measuring device is located within a private structure, the watermaster shall request access upon reasonable notice.
- C. The Director may require the permittee to keep and maintain a record of the amount (volume) of water used and may require the permittee to report water use on a periodic schedule as established by the Director. In addition, the Director may require the permittee to report general water use information, the periods of water use and the place and nature of use of water under the permit. The Director may provide an opportunity for the permittee to submit alternative reporting procedures for review and approval.

If substantial interference with a senior water right occurs due to withdrawal of water from any well listed on this permit, then use of water from the well(s) shall be discontinued or reduced and/or the schedule of withdrawal shall be regulated until or unless the Department approves or implements an alternative administrative action to mitigate the interference. The Department encourages junior and senior appropriators to jointly develop plans to mitigate interferences.

STANDARD CONDITIONS

The wells shall be constructed in accordance with the General Standards for the Construction and Maintenance of Water Wells in Oregon. The works shall be equipped with a usable access port, and may also include an air line and pressure gauge adequate to determine water level elevation in the well at all times.

The use shall conform to such reasonable rotation system as may be ordered by the proper state officer.

Prior to receiving a certificate of water right, the permit holder shall submit the results of a pump test meeting the department's standards, to the Water Resources Department. The Director may require water level or pump test results every ten years thereafter.

Failure to comply with any of the provisions of this permit may result in action including, but not limited to, restrictions on the use, civil penalties, or cancellation of the permit.

This permit is for the beneficial use of water without waste. The water user is advised that new regulations may require the use of best practical technologies or conservation practices to achieve this end.

By law, the land use associated with this water use must be in compliance with statewide land-use goals and any local acknowledged land-use plan.

The use of water shall be limited when it interferes with any prior surface or ground water rights.

The Director finds that the proposed use(s) of water described by this permit, as conditioned, will not impair or be detrimental to the public interest.

Actual construction of the well shall begin within one year from permit issuance, and shall be completed on or before October 1, 1998. Complete application of the water to the use shall be made on or before October 1, 1999.

Issued October 28, 1996



Martha O. Pagel, Director
Water Resources Department



Oregon

John A. Kitzhaber, M.D., Governor

Water Resources Department

Commerce Building
158 12th Street NE
Salem, OR 97310-0210
(503) 378-3739
FAX (503) 378-8130

November 23, 1999

DELTA MGMT
203 E RESERVE ST
VANCOUVER WA 98661

REFERENCE: File G14088
Permit G12925

We have received your notice that complete application of water has been made under the above permit .

In order to obtain a certificate of water right, you are required by law to hire a Certified Water Right Examiner (CWRE) to conduct the final proof survey of the completed use. This must be done within one year after the use is reported as being complete or within one year after the beneficial use date allowed in the permit, whichever occurs first. Accordingly, the map and claim of beneficial use must be received in this office on or before **October 1, 2000**. A list of Certified Examiners is available upon request by calling the above number, extension 320.

The Department requires that the CWRE has a copy of the permit or transfer order to compile the claim of beneficial use. All permit conditions need to be addressed in the claim and map you submit.

Upon receipt of the map and claim of beneficial use, the information will be reviewed and a brief field inspection may be conducted by a representative of this office. Following that, a proposed certificate of water right will be mailed to you for review.

In addition, before the Water Right Certificate is issued, you are required to submit a well pump test. This test must be done according to the instructions in the brochure. Forms and brochures are available upon request. This is not required if your priority date is before December 20, 1988.

In the meantime, the permit you hold is valid evidence of your right to use the water.

If you have any questions, please contact the Water Rights Section at 378-3739, or toll-free within Oregon 1-800-624-3199.

Sincerely,

DALLAS MILLER
Natural Resource Specialist 2

DM:jh

cc: Watermaster
CWRE





DELTA MANAGEMENT CO.

203 EAST RESERVE

VANCOUVER, WA 98661

(360) 596-4448
FAX (360) 595-1970
(503) 285-1072

September 23, 1999

Fax: 503-378-8130

Dallas Miller
Water Rights Specialist
State of Oregon
Water Resources Department

Re: File Number G-14088

Dear Dallas,

It is noted that our dead line is 10-1-99.

To date the irrigation system is in, the pump house built and the pump is powered by generator.

Per the telephone conversation 9-23-99, the water per our agreement has been met by use of the generator at this time.

Please call with any questions.

Regards,

Kevin Urbanc
Delta Management

203 NE Reserve, Vancouver, Washington 98661
360-696-4448
Fax: 360-695-1970



Fax

To: Dallas Miller From: Kevin Urban

Fax: 503-578-6205 Pages: 2

Phone: Date:

Re: CC:

- Urgent
- For Review
- Please Comment
- Please Reply
- Please Recycle

Dallas -
For our phone conversation
here is the letter you requested

Kevin

Oregon Water Resources Department
Water Rights Division

Water Rights Application
Number G-14088

Final Order

Application History

On June 7, 1995, DELTA MANAGEMENT submitted an application to the Department for a water use permit. The Department issued a Proposed Final Order on July 9, 1996. The protest period closed August 23, 1996, and no protest was filed.

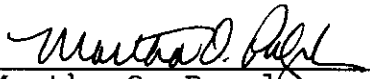
The proposed use would not impair or be detrimental to the public interest, but the Department's continuing evaluation reveals that the Proposed Final Order requires modification to correctly describe the location of the place of use and point of diversion.

Order

Upon payment of outstanding permit recording fees, Application G-14088 shall be approved as modified above and as conditioned in the attached draft permit.

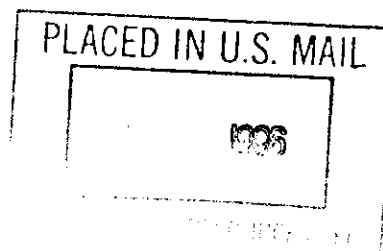
Permit recording fees are required in the amount of \$ 66.00. Said fees are due and payable no later than 60 days from the date of this Final Order. Failure to pay the required permit recording fees within 60 days from the date of this Final Order will result in the proposed rejection of Application G-14088.

DATED September 11, 1996


Martha O. Pagel
Director

Hearing and Appeal Rights

Under the provisions of ORS 537.170, the applicant may request a contested case hearing by submitting the information required for a protest under ORS 537.153(6) to the Department within 14 days after the date of mailing of this order as shown below. If a contested case hearing is requested, the Department must schedule one. In the contested case hearing, however, only those issues based on the above modifications to the proposed final order may be addressed.



Under the provisions of ORS 183.484, the applicant or any person having standing may appeal this order by filing a petition for review in the Circuit Court for Marion County or the circuit court for the county in which the applicant resides or has a principal business office. The petition for review must be filed within 60 days after the date this order is served.

STATE OF OREGON

COUNTY OF MULTNOMAH

DRAFT PERMIT TO APPROPRIATE THE PUBLIC WATERS

THIS DRAFT PERMIT IS HEREBY ISSUED TO

DELTA MANAGEMENT
203 E RESERVE ST
VANCOUVER, WASHINGTON 98661

(360)696-4448

The specific limits for the use are listed below along with conditions of use.

APPLICATION FILE NUMBER: G-14088

SOURCE OF WATER: A WELL IN COLUMBIA RIVER BASIN

PURPOSE OR USE: IRRIGATION OF 11.17 ACRES AND COMMERCIAL USE

MAXIMUM RATE: 0.18 CUBIC FOOT PER SECOND (CFS), BEING 0.14 CFS FOR IRRIGATION AND 0.04 CFS FOR COMMERCIAL USE

PERIOD OF USE: IRRIGATION FROM MARCH 1 THROUGH OCTOBER 31 OF EACH YEAR; YEAR-ROUND FOR COMMERCIAL USE

DATE OF PRIORITY: JUNE 7, 1995

POINT OF DIVERSION LOCATION: NW 1/4 SW 1/4, SECTION 2, T 1 N, R 1 E, W.M.; 500 FEET NORTH & 1350 FEET EAST FROM C 1/4 CORNER, SECTION 2

The amount of water used for irrigation under this right, together with the amount secured under any other right existing for the same lands, is limited to a diversion of ONE-EIGHTIETH of one cubic foot per second (or its equivalent) and 2.5 acre-feet for each acre irrigated during the irrigation season of each year.

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- C. The Director may require the permittee to keep and maintain a record of the amount (volume) of water used and may require the permittee to report water use on a periodic schedule as established by the Director. In addition, the Director may require the permittee to report general water use information, the periods of water use and the place and nature of use of water under the permit. The Director may provide an opportunity for the permittee to submit alternative reporting procedures for review and approval.

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STANDARD CONDITIONS

The wells shall be constructed in accordance with the General Standards for the Construction and Maintenance of Water Wells in Oregon. The works shall be equipped with a usable access port, and may also include an air line and pressure gauge adequate to determine water level elevation in the well at all times.

The use shall conform to such reasonable rotation system as may be ordered by the proper state officer.

Prior to receiving a certificate of water right, the permit holder shall submit the results of a pump test meeting the department's standards, to the Water Resources Department. The Director may require water level or pump test results every ten years thereafter.

Failure to comply with any of the provisions of this permit may result in action including, but not limited to, restrictions on the use, civil penalties, or cancellation of the permit.

This permit is for the beneficial use of water without waste. The water user is advised that new regulations may require the use of best practical technologies or conservation practices to achieve this end.

By law, the land use associated with this water use must be in compliance with statewide land-use goals and any local acknowledged land-use plan.

The use of water shall be limited when it interferes with any prior surface or ground water rights.

The Director finds that the proposed use(s) of water described by this permit, as conditioned, will not impair or be detrimental to the public interest.

Actual construction of the well shall begin within one year from permit issuance, and shall be completed on or before October 1, 1998. Complete application of the water to the use shall be made on or before October 1, 1999.

{DATE}

DRAFT

Martha O. Pagel, Director
Water Resources Department



DELTA MANAGEMENT CO.

203 EAST RESERVE VANCOUVER, WA 98661

(360) 696-4448
FAX (360) 695-1970
(503) 285-1072

October 2, 1996

RECEIVED

OCT - 7 1996

Oregon Water Resource Department
Martha O. Pagel
Commerce Building
185 12th Street NE
Salem, OR 97310-0210

WATER RESOURCES DEPT.
SALEM, OREGON

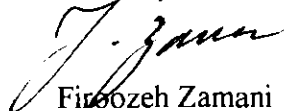
Re: Permit No. G-14088

Dear Martha:

Enclosed is a check for the amount of \$ 66.00 for the above referenced permit recording fees.

If you have any question, please call me at 360-696-4448.

Sincerely,



Firsozeh Zamani



DELTA MANAGEMENT CO.

203 EAST RESERVE VANCOUVER, WA 98661

(206) 696-4448
FAX (206) 695-1970
(503) 285-1072

July 11, 1996

RECEIVED

JUL 15 1996

WATER RESOURCES DEPT.
SALEM, OREGON

Carol S. Lewis
Water Resources Department
Commerce Building
158 12th Street NE
Salem, OR 97310-0210

RE: Application File # G-14088

Dear Ms. Lewis:

Per your request, I am sending a revised plan containing information requested in your letter of July 9, 1996.

Please Note: The legal description of the property on page 6 of Proposed Final Order (Permit Draft) are incorrect. Quarter-Quarter Section for "Point of Diversion Location" and "The Place of Use Is Located as Follows:" should be changed to NW ¼ & SW ¼.

If you need any other information, please contact me at 360-696-4448. Thank you for your time.

Sincerely,

Ali Safayi

Ali Safayi
Project Coordinator

CERTIFIED MAIL
Return Receipt Requested

WATER
RESOURCES
DEPARTMENT

July 9, 1996

DELTA MANAGEMENT
203 EAST RESERVE STREET
VANCOUVER, WA 98661

RE: Application File # G-14088

Dear DELTA MANAGEMENT:

On July 9, 1996, a Proposed Final Order is being sent from the Department requesting additional information necessary to complete your application for water use. The items below must be submitted:

- > Number of acres by quarter quarter for irrigation. This should be indicated on the map, along with the specific sites as shown on your map drawn by AS and dated 4/10/96.

Please submit these items by **August 23, 1996**.

Should you have any questions regarding your application or the required materials listed above, please call staff in the Water Rights Information Group at 1-800-624-3199, ext. 499.

Sincerely,



Carol S. Lewis
Senior Water Rights Specialist



Commerce Building
158 12th Street NE
Salem, OR 97310-0210
(503) 378-3739
FAX (503) 378-8130

Oregon Water Resources Department
Water Rights Division

Water Rights Application
Number G-14088

Proposed Final Order

Summary of Recommendation: The Department recommends that the attached draft permit be issued with conditions. *rec'd 7/15/96*

Additional Information Requirement: a map showing specifically the acreage irrigated within each quarter quarter is required prior to issuance of a permit.

Application History

On June 7, 1995, DELTA MANAGEMENT submitted an application to the Department for the following water use permit:

- Amount of Water: 0.36 CUBIC FOOT PER SECOND (CFS).
- Use of Water: IRRIGATION OF 28.8 ACRES AND COMMERCIAL USE (VEHICLE WASHING).
- Source of Water: A WELL IN COLUMBIA RIVER BASIN.
- Area of Proposed Use: Multnomah County within
SECTION 2
TOWNSHIP 1 NORTH, RANGE 1 EAST, W.M.

On MARCH 25, 1996, the Department mailed the applicant notice of its Initial Review, determining that "the use of 0.36 cfs of water from one well for irrigation of 28.8 acres and commercial use (vehicle washing) is not allowed due to lack of a map (previously requested) showing specific acreages irrigated by 1/4 1/4. When the appropriate information is received, the application will then proceed through the application process."

The applicant did not notify the Department to stop processing the application within 14 days of that date. The Department did, however, receive on April 19, 1996, another map and a letter from the applicant reducing irrigation to 11.17 acres total, being 4.03 acres RV Park, and 7.14 acres residential. However, the map is still unsatisfactory because it does not label and show specifically how much irrigation is within each individual quarter quarter.

On APRIL 23, 1996, the Department gave public notice of the original application in its weekly notice. The public notice included a request for comments, and information for interested persons about both obtaining future notices and a copy of the proposed final order.

No written comments were received within 30 days.

In reviewing applications, the Department may consider any relevant sources of information, including the following:

- comments by or consultation with another state agency
- any applicable basin program
- any applicable comprehensive plan or zoning ordinance
- the amount of water available
- the rate and duty for the proposed use
- pending senior applications and existing water rights of record
- designations of any critical groundwater areas
- the Scenic Waterway requirements of ORS 390.835
- applicable statutes, administrative rules, and case law
- any general basin-wide standard for flow rate and duty of water allowed
- the need for a flow rate and duty higher than the general standard
- any comments received.

Findings of Fact

The Columbia Basin Program allows the following uses: IRRIGATION OF 11.17 ACRES (originally 28.8 Acres) and COMMERCIAL USE (VEHICLE WASHING) as defined in OAR 690-500-020(3). Also, water use for any single industrial or commercial purpose not exceeding 5,000 gallons per day is an exempt use.

Senior water rights exist on A WELL IN COLUMBIA RIVER BASIN or on downstream waters.

A WELL IN COLUMBIA RIVER BASIN is not within or above a State Scenic Waterway.

Water is available for further appropriation (at an 80 percent exceedance probability) for the period MARCH 1 THROUGH OCTOBER 31 FOR IRRIGATION.

The Department finds that no more than 0.18 CFS would be necessary for the proposed uses, being 0.14 cfs for irrigation of 11.17 acres and 0.04 cfs for commercial. The amount of water initially requested, 0.36 CUBIC FOOT PER SECOND, is being reduced to 0.18 cfs.

ONE WELL is NOT within a designated critical ground water area.

The Department determined, based upon OAR 690-09, that the proposed groundwater use will have the potential for substantial interference with the nearest surface water source, namely the COLUMBIA RIVER.

The Groundwater Section finds that there is **NOT** a preponderance of evidence that the proposed use of groundwater will measurably reduce the surface water flows necessary to maintain the free-flowing character of a scenic waterway in quantities necessary for recreation, fish and wildlife.

Conclusions of Law

Under the provisions of ORS 537.621, the Department must presume that a proposed use will ensure the preservation of the public welfare, safety and health if the proposed use is allowed in the applicable basin program established pursuant to ORS 536.300 and 536.340 or given a preference under ORS 536.310(12), if water is available, if the proposed use will not injure other water rights and if the proposed use complies with rules of the Water Resources Commission.

The proposed use requested in this application is allowed in the Willamette Basin Plan.

No preference for this use is granted under the provisions of ORS 536.310(12).

Water is available for the proposed use.

The proposed use will not injure other water rights.

The proposed use complies with rules of the Water Resources Commission.

The proposed use complies with the State Agency Agreement for land use.

No proposed flow rate and duty of water higher than the general basin-wide standard is needed.

For these reasons, the required presumption has been established.

Under the provisions of ORS 537.621, once the presumption has been established, it may be overcome by a preponderance of evidence that either:

- (a) One or more of the criteria for establishing the presumption are not satisfied; or
- (b) The proposed use would not ensure the preservation of the public welfare, safety and health as demonstrated in comments, in a protest . . . or in a finding of the department that shows:
 - (A) The specific aspect of the public welfare, safety and health under ORS 537.525 that would be impaired or detrimentally affected; and
 - (B) Specifically how the identified aspect of the public welfare, safety and health under ORS 537.525 would be impaired or be adversely affected.

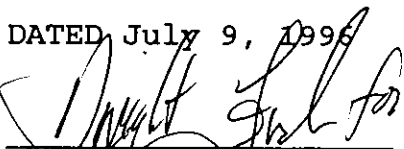
In this application, all criteria for establishing the presumption have been satisfied, as noted above. The presumption has not been overcome by a preponderance of evidence that the proposed use would impair or be detrimental to the public interest.

The Department therefore concludes that water is available in the amount necessary for the proposed use; the proposed use will not result in injury to existing water rights; and the proposed use would ensure the preservation of the public welfare, safety and health as described in ORS 537.525.

Recommendation

The Department recommends that the attached draft permit be issued with conditions.

DATED July 9, 1996


Steven P. Applegate
Administrator
Water Rights and Adjudications Division

Protest Rights

Under the provisions of ORS 537.621(7), you have the right to submit a protest against this proposed final order. Your protest must be in writing, and must include the following:

- Your name, address, and telephone number;
- A description of your interest in the proposed final order, and, if you claim to represent the public interest, a precise statement of the public interest represented;
- A detailed description of how the action proposed in this proposed final order would impair or be detrimental to your interest;
- A detailed description of how the proposed final order is in error or deficient, and how to correct the alleged error or deficiency;
- Any citation of legal authority to support your protest, if known; and
- If you are not the applicant, the \$200 protest fee required by ORS 536.050.
- If you are the applicant, a statement of whether or not you are requesting that a contested case hearing be held. If you do not request a hearing, the Department will presume that you do not wish for a hearing to be held.

Your protest must be received in the Water Resources Department no later than **August 23, 1996**.

After the protest period has ended, the Director will either issue a final order or schedule a contested case hearing. The contested case hearing will be scheduled only if a protest has been submitted and if

- upon review of the issues the director finds that there are significant disputes related to the proposed use of water, or
- the applicant requests a contested case hearing within 30 days after the close of the protest period.

CSL

DRAFT

This is not a permit!!!
STATE OF OREGON

DRAFT

COUNTY OF MULTNOMAH

DRAFT PERMIT TO APPROPRIATE THE PUBLIC WATERS

THIS DRAFT PERMIT IS HEREBY ISSUED TO

DELTA MANAGEMENT
203 E RESERVE ST
VANCOUVER, WASHINGTON 98661

(360) 696-4448

The specific limits for the use are listed below along with conditions of use.

APPLICATION FILE NUMBER: G-14088

SOURCE OF WATER: A WELL IN COLUMBIA RIVER BASIN.

PURPOSE OR USE: IRRIGATION OF 11.17 ACRES and COMMERCIAL USE (VEHICLE WASH).

MAXIMUM RATE: 0.18 CUBIC FOOT PER SECOND (CFS), BEING 0.14 CFS FOR IRRIGATION AND 0.04 CFS FOR COMMERCIAL USE.

PERIOD OF USE: Water may be appropriated for IRRIGATION FROM MARCH 1 THROUGH OCTOBER 31 OF EACH YEAR; YEAR-ROUND FOR COMMERCIAL USE.

DATE OF PRIORITY: June 7, 1995.

POINT OF DIVERSION LOCATION: ~~SE 1/4~~ NE 1/4, SECTION 2, T 1 N, R 1 E, W.M.; 500 FEET NORTH & 1350 FEET EAST FROM C1/4 CORNER, SECTION 2.

The amount of water used for irrigation under this right, together with the amount secured under any other right existing for the same lands, is limited to a diversion of ONE-EIGHTIETH of one cubic foot per second (or its equivalent) and 2.5 acre-feet for each acre irrigated during the irrigation season of each year.

THE PLACE OF USE IS LOCATED AS FOLLOWS:

~~S 1/2~~ ~~NE 1/4~~
~~N 1/2~~ ~~SE 1/4~~
SECTION 2
TOWNSHIP 1 NORTH, RANGE 1 EAST, W.M.

See map 7/14/95

Measurement, recording and reporting conditions:

- A. Before water use may begin under this permit, the permittee shall install a meter or other suitable measuring device as approved by the Director. The permittee shall maintain the meter or measuring device in good working order.
- B. The permittee shall allow the watermaster access to the meter or measuring device; provided however, where the meter or measuring device is located within a private structure, the watermaster shall request access upon reasonable notice.
- C. The Director may require the permittee to keep and maintain a record of the amount (volume) of water used and may require the permittee to report water use on a periodic schedule as established by the Director. In addition, the Director may require the permittee to report general water use information, the periods of water use and the place and nature of use of water under the permit. The Director may provide an opportunity for the permittee to submit alternative reporting procedures for review and approval.

If substantial interference with a senior water right occurs due to withdrawal of water from any well listed on this permit, then use of water from the well(s) shall be discontinued or reduced and/or the schedule of withdrawal shall be regulated until or unless the Department approves or implements an alternative administrative action to mitigate the interference. The Department encourages junior and senior appropriators to jointly develop plans to mitigate interferences.

STANDARD CONDITIONS

The wells shall be constructed in accordance with the General Standards for the Construction and Maintenance of Water Wells in Oregon. The works shall be equipped with a usable access port, and may also include an air line and pressure gauge adequate to determine water level elevation in the well at all times.

The use shall conform to such reasonable rotation system as may be ordered by the proper state officer.

Prior to receiving a certificate of water right, the permit holder shall submit the results of a pump test meeting the department's standards, to the Water Resources Department. The Director may require water level or pump test results every ten years thereafter.

Failure to comply with any of the provisions of this permit may result in action including, but not limited to, restrictions on the use, civil penalties, or cancellation of the permit.

Application G-14088

This permit is for the beneficial use of water without waste. The water user is advised that new regulations may require the use of best practical technologies or conservation practices to achieve this end.

By law, the land use associated with this water use must be in compliance with statewide land-use goals and any local acknowledged land-use plan.

The use of water shall be limited when it interferes with any prior surface or ground water rights.

The Director finds that the proposed use(s) of water described by this permit, as conditioned, will not impair or be detrimental to the public interest.

Actual construction of the well shall begin within one year from permit issuance, and shall be completed on or before October 1, 1998. Complete application of the water to the use shall be made on or before October 1, 1999.

Issued _____, 199_

DRAFT - THIS IS NOT A PERMIT

Water Resources Department
Director

Application G-14088 Water Resources Department
Basin 19 Volume - Columbia River Basin
CSL

PERMIT DRAFT
District 01

RECEIVED

JUN - 7 1995

MAY 11 1995

Application No. G14088

WATER RESOURCES DEPT. SALEM, OREGON

State of Oregon

WATER RESOURCES DEPARTMENT

Application for a Permit to Appropriate Groundwater

REC

Applicant(s) DELTA MANAGEMENT

MAY 24 1995

Mailing Address: 203 E RESERVE ST
VANCOUVER WA 98661 360 696 4448
City State Zip Daytime Phone No.

I (We) make application for a permit to appropriate the following described ground waters of the State of Oregon:

1. THE DEVELOPMENT (number of wells, tile lines, infiltration galleries, etc.): ONE WELL

If development is less than one mile from a natural stream, give the following:

Distance from development to stream: ± 500 FT SOUTH OF COLUMBIA R

Elevation difference between streambed and development: WELLHEAD ± 55' ABOVE BEI

NOTE: Wells must be constructed according to standards set by the department for the construction and maintenance of water wells. If the well is already constructed, please enclose a copy of the well driller's log with this application, and skip to Section 2 below.

Diameter of well: 8" Depth in feet: UNKNOWN

Type and size of well casing: UNKNOWN No. of feet: UNKNOWN

Estimated depth to water: 150 FT

Type of access port or measuring device: UNKNOWN

Wells to be drilled by: UNKNOWN

Address: _____

If the water well is flowing artesian, describe your water control and conservation works: N/A

2. TOTAL AMOUNT OF WATER to be applied to beneficial use: 0.36 cubic feet per second, OR 163 gallons per minute. If water is to be used from more than one groundwater source, give the quantity of water from each: N/A

3. INTENDED USE(s) OF WATER: IRRIGATION OF LAWNS, TREES & SHRUBS AND VEHICLE WASHING

If for more than one use, give the quantity of water from each source for each use; _____

IRRIGATION = 143 G/M, WASH = 20 G/M

If for DOMESTIC use, state the number of households to be supplied; N/A

If for MUNICIPAL OR QUASI-MUNICIPAL use, state the present population to be served, and an estimate of the future requirements; (List population projections, water needs, anticipated areas to be provided water.)

N/A

If for MINING use, state the nature (gold, silver, etc.) of the mines to be served; N/A

If for IRRIGATION, or other land area use, state the TOTAL number of acres to be developed under each use;

Irrigation 28.2
Other (describe) _____

4. DESCRIPTION OF WATER DELIVERY SYSTEM: Include dimensions and type of construction of diversion works, length and dimensions of supply ditches or pipelines, size and type of pump and motor. If for irrigation, describe the type of system (i.e., flood, wheel line, hand line, drip, other).

PROPOSED 8" SUBMERSIBLE PUMP WITH AIR PRESSURE TANK AND AUTOMATIC CONTROLS SUPPLYING ± 6000 LF OF 3" PIPE FEEDING IN-GROUND SPRINKLER HEADS WITH AUTOMATIC CONTROLS

5. PROJECT SCHEDULE: (List month and year)

Proposed date construction work will begin WITHIN 1 MO OF PERMIT

Proposed date construction work will be completed WITHIN 1 YR OF PERMIT

Proposed date water use will be completed IMMEDIATELY UPON COMPLET

NOTE: Prior to the issuance of a permit it will be necessary to submit a map prepared by a Certified Water Right Examiner (CWRE) and a complete legal description of the property on which the water is to be used. The legal description may be copied from your deed, title insurance policy, or land sales contract.

6. a) In the event any deficiencies are noted involving the application map enclosed herein, please return the map with instructions for correction to (check one):

RECEIVED

JUN - 7 1995

X Applicant CWRE Other (Identify in REMARKS section)

SALEM, OREGON

b) In the event any deficiencies are noted involving the application, please return the application with instructions for correction to (check one):

X Applicant CWRE Other (Identify in REMARKS section)

MAY 24 1995
WATER RESOURCES DEPT
SALEM, OREGON

7. Are all lands involved (including the proposed diversion site, place of use, and access for conveying the water) under your ownership? YES. If not, list in the REMARKS section below, or on an attached sheet, the names and mailing addresses of the legal owners of all property involved in the proposed development.

NOTE: Prior to receiving a certificate of water right, the permit holder must submit to the Water Resources Department the results of a pump test meeting the department's standards. The Director will require water level or pump test results every ten years thereafter.

REMARKS: THIS APPLICATION IS BEING FILED TO DRAW WELL WATER HOWEVER IF THE DEPT. FEELS THE WATER IS BEING DRAWN FROM THE COLUMBIA RIVER DUE TO ITS PROXIMITY, PLEASE PROCESS THE APPLICATION ACCORDINGLY.

I/We certify that the information I have provided in this application is an accurate representation of the proposed water use and is true and correct to the best of my knowledge:

[Signature]
Signature

10 MAY 95
Date

K MIKOLAS
Signature

FOR DELTA MANAGEMENT
Date

FOR WATER RESOURCES DEPARTMENT USE ONLY

Dear Applicant:

I certify that I have examined the foregoing application, together with the accompanying information, and am returning it to you for:

In order to retain its tentative priority, this application must be returned with the requested corrections or additions on or before:

_____, 19____.

WITNESS my hand this _____ day of _____, 19____.

Water Resources Director

By: _____

This instrument was first received in the office of the Water Resources Director at Salem, Oregon, on the 7th day of June, 1995, at 8 o'clock, A M.

APPLICATION NO: 614088

PFO CHECKLISTApplication #: G 14088Basin: 519 - COLUMBIA RIVER WAB: COLUMBIA RIVERTownship 1 N Range 1 E Section 2 1/4 1/4 _____ A1. Public Interest Screen Criteria 1. Is the file complete by the Completeness Checklist? 2. Fees or other shortcomings (items needed before a permit and/or FO can be issued)**NEEDS FEES and CORRECTED MAP /** 3. Check file for indicators that the process should not continue until a later date (ie - protest, letter to file indicating hold, or other) 4. A groundwater review has been evaluated for substantial interference with surface water (convert old gw conditions to the 7 series and add to the PFO, if necessary)NO a. Is second groundwater review necessary? (objection)YES b. Is HB 1033 review complete? 5. Is the source withdrawn or limited? - State Engineer, Legislative (ORS 538), etc. 6. Is the Proposed Use located in or above a Scenic Waterway? 7. Is the proposed use located in a TMDL Basin? (Tualatin, Yamhill, Pudding) 8. Is the use allowed or limited by the Basin Program?

(Commercial use ok in Basin 19 per Div. 500)

 9. If source is groundwater, is the well located in a groundwater limited area? (If applicable, include map with POD) 10. Water Availability Data has been verified (50% before July 17, 1992; 80% live flow & 50% storage after July 17, 1992) 11. Rate 0.18 CFS Duty 2.5 AF Irrigation Season MARCH 1 - OCT 31 12. Period of Allowed Use MARCH 1 THROUGH OCTOBER 31 - Irr; year-round - commercial. 13. Is use from a B.O.R. project and if so, is a signed contract in the file? 14. Division 33 has been addressed - if applicable (Above Bonn after July 17, 1992 & Below Bonn after April 8, 1994 or June 3, 1994) LOWER COLUMBIA-BELOW BONNEVILLE 15. Have conflicts been identified, verified and/or addressed? 16. Is the use Small (≤ 0.1 cfs, ≤ 9.2 AF), Medium (> 0.1 or < 1.5 cfs, > 9.2 or < 100 AF) or Large (≥ 1.5 cfs, ≥ 100 AF)? _____ 17. Check TR/IR for permit conditions not included in the Draft Permit attached to the PFO 18. Fill out Accuracy Checklist 19. Spell Check 20. Documents used in determination are attached. 21. Fill out PFO CC List (a.k.a. the Check-Off Sheet) - don't forget to check for other property owners.**YES a. Does Ken Stahr need to be on the CC list (Rate, Duty and Period of Allowed Use changes)** 22. Final PFO report hard copy check (format, margins, etc.) 23. Final PFO has been saved to m:\t\pfo\done\week50\G4088.W51

Name: CAROL LEWIS, DATED 6/14/96 & 6/27/96

**OREGON ADMINISTRATIVE RULES
WATER RESOURCES DEPARTMENT
CHAPTER 690
DIVISION 500
BASIN PROGRAMS**

Basin Programs Preamble

690-500-010

(1) The Water Resources Commission is responsible for the establishment of policy and procedures for the use and control of the state's water resources. In executing this responsibility, the Commission develops, adopts and periodically modifies programs for the state's major drainage basins as shown in Figure 1.

(2) Basin programs are administrative rules which establish water management policies and objectives and which govern the appropriation and use of the surface and ground water within each of the respective basins. The rules classify surface and ground waters according to the uses which are permitted, may establish preferences among uses, may withdraw surface and ground waters from further appropriation, may reserve waters for specified future uses, and may establish minimum perennial streamflows. These rules are in addition to rules with statewide applicability which govern the allocation and use of water.

(3) The Commission has adopted programs for the following basins:

- (a) North Coast Basin (Division 501)
- (b) Willamette Basin (Division 502)
- (c) Sandy Basin (Included in Division 502)
- (d) Hood Basin (Division 504)
- (e) Deschutes Basin (Division 505)
- (f) John Day Basin (Division 506)
- (g) Umatilla Basin (Division 507)
- (h) Grand Ronde Basin (Division 508)
- (i) Powder Basin (Division 509)
- (j) Malheur - Owyhee Basins (Division 510)
- (k) Goose and Summer Lakes Basin (Division 513)
- (l) Rogue Basin (Division 515)
- (m) Umpqua Basin (Division 516)
- (n) South Coast Basin (Division 517)
- (o) Mid Coast Basin (Division 518)
- (p) Columbia River (Division 519)
- (q) Middle Snake River Basin (Division 520)

(4) Although the Commission has not adopted a comprehensive basin program for the waters of the Malheur Lake Basin, minimum perennial streamflows have been adopted for specified streams in the basin. These minimum perennial streamflows are in Division 512. Allocation and use of the waters of the basin also are subject to administrative rules with statewide applicability.

(5) The Commission has not adopted a comprehensive basin program for the waters of the Klamath Basin. Allocation and use of the waters of the basin are subject to administrative rules with statewide applicability and to the provisions of the Klamath River Basin Compact (ORS 542.62

{adopted 9-23-88 and renumbered from 690-80-000}

Definitions

690-500-020 Unless otherwise defined in a basin program, the following definitions apply in OAR Chapter 690, Divisions 501, 504-512, and 515-520 to any classification adopted prior to January 1, 1993:

- (1) "Domestic use" means the use of water for domestic water use, group domestic water use, commercial water use of less than 5,000 gallons per day, or human consumption as defined in OAR 690-11-010.
- (2) "Fish culture or fish life use" means the use of water for aquatic life water uses as defined in OAR 690-11-010 and public uses related to fish culture or fish life water uses as defined in OAR 690-77-010.
- (3) "Industrial use" means the use of water for commercial water use or industrial water use as defined in OAR 690-11-010.
- (4) "Irrigation use" means the use of water for agricultural water use, cranberry use, irrigation, nursery operations use, or temperature control as defined in OAR 690-11-010.
- (5) "Livestock use" means the use of water for stockwater use as defined in OAR 690-11-010.
- (6) "Mining use" means the use of water for mining water use or placer mining as defined in OAR 690-11-010.
- (7) "Municipal use" means the use of water for commercial water use, municipal water uses, or quasi-municipal water uses as defined on OAR 690-11-010.
- (8) "Pollution abatement use" means the use of water for pollution abatement or prevention water use as defined in OAR 690-11-010 and public uses related to pollution abatement as defined in OAR 690-77-010.
- (9) "Power or power development use" means the use of water for power development water use as defined in OAR 690-11-010.
- (10) "Recreation use" means the use of water for recreation water use as defined in OAR 690-11-010 and public uses related to recreation uses as defined in OAR 690-77-010.
- (11) "Wildlife use" means the use of water for wildlife use as defined in OAR 690-11-010 and public uses related to wildlife uses as defined in OAR 690-77-010.

{adopted 10-1-93}

file

MARCH 25, 1996

WATER
RESOURCES
DEPARTMENT

DELTA MANAGEMENT
203 E RESERVE ST
VANCOUVER, WASHINGTON 98661

Should have used Columbia River Basin Program. 4-9-96 Cindy

Reference: File G-14088

Dear Applicant:

THIS IS NOT A PERMIT AND IS SUBJECT TO CHANGE DURING NEXT PHASE OF PROCESS

This letter is to inform you of the unfavorable analysis of your proposed use of water and to describe some of your options. Based on the information you have supplied, the Water Resources Department has reached the following conclusions:

Initial Review Determinations:

1. Your application is complete and not defective.
2. The proposed use is not prohibited by law or rule.
3. Based on a ground water review, the Department has determined that the well has the potential for substantial interference with the Columbia River; therefore rules and laws applying to surface water will affect this application.
4. The use of water for IRRIGATION OF 28.8 ACRES is allowed under OAR 502, the Willamette Basin Program.
5. The use of 0.36 CUBIC FOOT PER SECOND for IRRIGATION OF 28.8 ACRES is likely available March 1 through October 31 AND COMMERCIAL USE (VEHICLE WASHING) is likely available year round.
6. Prior to issuance of a permit, the applicant must submit a map showing specific acreages per 1/4 1/4. This information must be received in the office of the Water Resources Department by April 25, 1996, or the application will be rejected.



Commerce Building
158 12th Street NE
Salem, OR 97310-0210
(503) 378-3739
FAX (503) 378-8130

Summary of Allowable Water Use

The use of 0.36 cfs of water from one well for irrigation of 28.8 acres and commercial use (vehicle washing) is not allowed. When the appropriate information is received, the application will then proceed through the application process.

It is not likely that you will be issued a permit due to #~~8~~⁹ above. At this time, you must decide whether to proceed or to withdraw your application as described below.

Please reference the application number when sending any correspondence regarding the conclusions of this initial review. Comments received within the comment period, will be evaluated at the next phase of the process.

Withdrawal Refunds:

If you choose not to proceed, you may withdraw your application and receive a refund (minus a \$50 processing charge per application.) To accomplish this you must notify the Department in writing by **APRIL 8, 1996**. For your convenience you may use the enclosed "STOP PROCESSING" form.

To Proceed With Your Application:

If you choose to proceed with your application, you do not have to notify the Department. Your application will automatically be placed on the Department's Public Notice to allow others the opportunity to comment. After the comment period the Department will complete a public interest review and issue a proposed final order.

If A Permit Is Issued It Will Likely Include The Following Conditions:

1. You may be required to measure the amount of water used and report that use annually.
2. You will be required to comply with state and federal water quality standards.

3. If substantial interference with a senior water right occurs due to withdrawal of water from any well listed on this permit, then use of water from the well(s) shall be discontinued or reduced and/or the schedule of withdrawal shall be regulated until or unless the Department approves or implements an alternative administrative action to mitigate the interference. The Department encourages junior and senior appropriators to jointly develop plans to mitigate interferences.

If you have any questions:

Feel free to call me at (503) 378-8455 ext. 227 or 1 (800) 624-3199 if you have any questions. Please have your application number available if you call.

Sincerely,



Cindy Smith
Initial Reviewer

cc: Regional Manager, Watermaster, Water Availability
Section
enclosures: Flow Chart of Water Right Process
Stop Processing Form



DELTA MANAGEMENT CO.

203 EAST RESERVE VANCOUVER, WA 98661

(360) 696-4448
FAX (360) 695-1970
(503) 285-1072

April 15, 1996

Cindy Smith
Oregon Water Resources Department
158 12th Street NE
Salem, OR 97310-0210

RECEIVED

APR 19 1996

WATER RESOURCES DEPT.
SALEM, OREGON

RE: File G-14088

Dear Ms. Smith:

Per your request I am submitting an irrigation plan along with a ¼ section map for Mariner's Gale Subdivision.

The intended use of well water use as stated on the irrigation plan are as follows:

1. Vehicle Wash
2. Irrigation of 4.03 acres of landscaped area in the RV Park.
3. Irrigation of 7.14 acres of lawns in the residential area of the site.
The irrigation of residential area will not be as important as the RV area since city water is available for irrigation of residential units. If this is a contributing factor in denial of our application, we will eliminate this portion of the site from our irrigation proposal.

Your effort in processing our application is most appreciated. If you have any question regarding this letter or need additional information about our proposal, please call me at 360-696-4448.

Sincerely,

Ali Safayi

Ali Safayi
Project Coordinator

OREGON WATER RESOURCES DEPARTMENT
ADMINISTRATIVE RULES
CHAPTER 690
DIVISION 519
COLUMBIA RIVER BASIN PROGRAM

Classifications

690-519-001

(1) The maximum economic development of this state and the attainment of the highest and best use of the waters of the Columbia River from the Oregon-Washington border near river mile 309 to the confluence with the Pacific Ocean and the attainment of an integrated and coordinated program for the benefit of the state will be furthered through utilization of the aforementioned waters only for instream use for power development, navigation, recreation, wildlife and fish life, and the waters of the Columbia River are hereby so classified with the following exception:

The maximum economic development of this state, the attainment of the highest and best use of 30 million acre-feet annually of natural flows of the Columbia River, and the attainment of an integrated and coordinated program for the benefit of the state as a whole will be furthered through utilization of the aforementioned waters only for domestic, livestock, municipal, mining, industrial, agricultural use, irrigation, recreation, power development, pollution abatement, wildlife and fish life uses, and the 30 million acre-feet annually of natural flows of the Columbia River are hereby so classified and reserved for exclusive use within the State of Oregon.

(2) Applications for the use of water for any purposes contrary to classifications specified in the basin program shall not be accepted or granted except as provided by law. The Director shall notify the Board and other interested individuals or agencies of the intent to accept an application for use in conflict with the adopted program in accordance with ORS 536.380 if the proposed use will not have a significant impact on any other water use as provided in OAR 690-519-001 through 690-519-006.

(3) The planning, construction and operation of any structures or works for the utilization of water in accordance with the aforementioned classifications are to conform with the applicable provisions of ORS 536.310, including, but not restricted to, the recommendation of the multiple purpose concept.

Power Operations

690-519-002

(1) It is of the highest priority and in the public interest that mainstem federal project operators shall provide instream flows in the Columbia River sufficient to support fish life, navigation and recreational uses, and that federal project operators shall incorporate such flow levels as a firm requirement in all power system planning and operation agreements and procedures.

(2) Hydropower peaking operations which do not cause excessive reservoir fluctuations to interfere with beneficial uses of water are declared to be in the public interest. To minimize adverse impacts on other beneficial water uses, federal project operators shall not exceed project limits on reservoir rates of change.

DIV. 500
Commercial
Use = IND.
except for
5,000 gal
exempt
under
GW

Water Right Conditions
Tracking Slip

Groundwater/Hydrology Section

FILE ## G-14088

ROUTED TO: WR

TOWNSHIP/

RANGE-SECTION: 1N/1E-2

APPLICATION ACCEPTED? yes no

CONDITIONS ATTACHED? yes no

REMARKS OR FURTHER INSTRUCTIONS:

Reviewer: Don Miller

TO: Water Rights Section

March 13, 1996

FROM: Groundwater/Hydrology Section Don Malla

Reviewer's Name

SUBJECT: Application G- 14088

GROUNDWATER/SURFACE WATER CONSIDERATIONS

1. PER THE Columbia Basin rules, one or more of the proposed POA's is/is not within N/A feet/mile of a surface water source () and taps a groundwater source hydraulically connected to the surface water.

- 2. BASED UPON OAR 690-09 currently in effect, I have determined that the proposed groundwater use
 - a. will, or have the potential for substantial interference with the nearest
 - b. will not surface water source, namely Columbia River; or
 - c. will if properly conditioned, adequately protect the surface water from interference:
 - i. The permit should contain condition #(s) _____;
 - ii. The permit should contain special condition(s) as indicated in "Remarks" below;
 - iii. The permit should be conditioned as indicated in item 4 below; or
 - d. will, with well reconstruction, adequately protect the surface from substantial interference.

GROUNDWATER AVAILABILITY CONSIDERATIONS

- 3. BASED UPON available data, I have determined that groundwater for the proposed use
 - a. will, or likely be available in the amounts requested without injury to prior rights
 - b. will not and/or within the capacity of the resource; or
 - c. will if properly conditioned, avoid injury to existing rights or to the groundwater resource:
 - i. The permit should contain condition #(s) _____;
 - ii. The permit should contain special condition(s) as indicated in "Remarks" below;
 - iii. The permit should be conditioned as indicated in item 4 below; or
- 4.
 - a. THE PERMIT should allow groundwater production from no deeper than _____ ft. below land surface;
 - b. The permit should allow groundwater production from no shallower than _____ ft. below land surface;
 - c. The permit should allow groundwater production only from the _____ groundwater reservoir between approximately _____ ft. and _____ ft. below land surface;
 - d. Well reconstruction is necessary to accomplish one or more of the above conditions.
 - e. One or more POA's commingle 2 or more sources of water. The applicant must select one source of water per POA and specify the proportion of water to be produced from each source.

REMARKS: _____

(Well Construction Considerations on Reverse Side)

WELL CONSTRUCTION (If more than one well doesn't meet standards, attach an additional sheet.)

5. THE WELL which is the point of appropriation for this application does not meet current well construction standards based upon:

- a. ___ review of the well log;
- b. ___ field inspection by _____;
- c. ___ report of CWRE _____;
- d. ___ other: (specify) _____

6. THE WELL construction deficiency:

- a. ___ constitutes a health threat under Division 200 rules;
- b. ___ commingles water from more than one groundwater reservoir;
- c. ___ permits the loss of artesian head;
- d. ___ permits the de-watering of one or more groundwater reservoirs;
- e. ___ other: (specify) _____

7. THE WELL construction deficiency is described as follows: _____

8. THE WELL a. ___ was, or constructed according to the standards in effect at the time of
b. ___ was not original construction or most recent modification.
c. ___ I don't know if it met standards at the time of construction.

RECOMMENDATION:

- A. ___ I recommend including the following condition in the permit:
"No water may be appropriated under terms of this permit until the well(s) has been repaired to conform to current well construction standards and proof of such repair is filed with the Enforcement Section of the Water Resources Department."
- B. ___ I recommend withholding issuance of the permit until evidence of well reconstruction is filed with the Enforcement Section of the Water Resources Department.
- C. ___ REFER this review to Enforcement Section for concurrence.

THIS SECTION TO BE COMPLETED BY ENFORCEMENT PERSONNEL

I concur in G/H's recommendation A or B above relating to conditioning or withholding the permit

_____, 199__
(Signature)

I do not concur in G/H's recommendation A or B above relating to conditioning or withholding the permit for the following reasons: _____

_____, 199__
(Signature)

APPLICATION # G 14088
BASIN 2
WAB # _____
POU-WAB _____

I REVIEW

1. ITEMS NOTED AS MISSING BY COMPLETENESS TEAM ARE NOW IN FILE
2. GW - (A), B, OR C (IF B OR C THEN 3b,d;4;5;6;8 DO NOT APPLY)
3. DETERMINATION OF WHETHER USE IS OR IS NOT ALLOWED BY...
 - a. BASIN PLAN
 - b. LEGISLATIVE WITHDRAWAL (ORS 538)
 - c. RULES
 - d. SCENIC WATERWAY (OTHER THAN WA ORS 390.826)
 - e. OTHER _____
4. WATER AVAILABILITY (WA) CFS AF MONTHS _____
50 % BEFORE JULY 17, 1992; 80 % LIVE FLOW 50 % STORAGE AFTER JULY 17, 1992
5. INSTREAM WATER RIGHT EXEMPTIONS ARE DOCUMENTED ON WATER AVAILABILITY SHEETS
6. USE IS NOT FROM A BOR PROJECT OR A SIGNED CONTRACT IS IN THE FILE
7. GROUND WATER REVIEW HAS BEEN EVALUATED (USE WA DATABASE IF GW A) REQUIRED CONDITIONS (GENERIC 7B) 7B
8. DIVISION 33 HAS BEEN ADDRESSED...
 - a. SEASON FOR DIRECT FLOW (ABOVE BONN ONLY) _____
 - b. WATER QUALITY PARAGRAPH
 - c. EFFICIENCY DESCRIPTION (BELOW BONN AND MORE THAN 1 CFS)
9. PLAT CARDS HAVE BEEN CHECKED AND A COPY OF THE MAP IS ATTACHED SHOWING THE CONFLICT WITH _____ STORAGE
10. IRRIGATION SEASON _____ (DECREE, BASIN PLAN, PERMIT, GENERIC)
11. RATE & DUTY 1/80 2 1/2 (DECREE, BASIN PLAN, PERMIT, GENERIC)
GROUND WATER ALWAYS GENERIC FOR RATE AND DUTY
OF ACRES PRI _____ SUPP _____ NOT SURE _____
12. ALL DOCUMENTS USED IN EVALUATION ARE ATTACHED AND HIGHLIGHTED AND PACKET IS STAPLED TOGETHER
13. ISSUES HINDERING PROCESS _____
14. WATERMASTER # 1
15. REGNL MANGER - SEND COPY (SW, SC, E) DO NOT SEND COPY TO (NW) (NC)
16. BASIN # AND WAB # ARE ADDED & SPELL ✓ HAS BEEN COMPLETED
17. LETTER WAS SAVED FROM M:\T\IR\WORK TO M:\T\IR\SENT

NAME Cindy Smith DATE 3/21/96

fish life, wildlife, recreation, pollution abatement, wetland enhancement and public instream uses.

(3) Multnomah Channel and drainage waters originating within drainage districts are classified for domestic, livestock, municipal, industrial, irrigation, commercial, agricultural, mining, power, fish life, wildlife, recreation, pollution abatement, wetland enhancement and public instream uses.

(4) Except as specified in subsections (1)(a), (b) and (c) of this rule, all stream systems in the Columbia Subbasin and Columbia Slough are classified year-round only for domestic, commercial use for customarily domestic purposes not to exceed 0.01 cfs, livestock and public instream uses.

Stat. Auth.: ORS 536.300 & 536.340
Hist.: WRD 4-1992, f. & cert. ef. 3-13-92

Groundwater Classifications and Conditions

690-502-160 (1) Use of groundwater from the basalt aquifer within the Cooper-Bull Mountain Critical Groundwater Area shall be as described in the State Engineer's order designating the Cooper-Bull Mountain Critical Groundwater Area dated May 17, 1974.

(2) Groundwater Classification: The ground-water resources of the Willamette Basin are classified for domestic, livestock, irrigation, municipal, industrial, agricultural, commercial, power, mining, recreation, fish life, wildlife, pollution abatement, wetland enhancement and statutorily exempt groundwater uses with the following exceptions:

(a) Groundwater from the *shallow* Troutdale aquifer and the specially designated portion of the *deep* Troutdale aquifer in the Sandy-Boring area is classified for exempt uses only. The Sandy-Boring Groundwater Limited Area is as described and shown in Exhibit 1. Groundwater applications pending on October 4, 1991 shall be processed according to the classifications in effect on the date the application was filed and shall contain the Special Permit Conditions specified in section (4) of this rule. Applications may be rejected if the aquifer displays any of the adverse impacts defined in OAR 690-08. Applications submitted after October 4, 1991 shall be processed according to the requirements of these rules and classifications;

(b) Groundwater from the basalt aquifers in the Damascus, Gladtidings, Kingston, Mt. Angel, Parrett Mountain, and Stayton-Sublimity areas, and the Troutdale aquifer in the Damascus area is classified for exempt uses only:

(A) The Damascus Groundwater Limited Area is as described and shown in Exhibit 2. The Gladtidings Groundwater Limited Area is as described and shown in Exhibit 3. The Kingston Groundwater Limited Area is as described and shown in Exhibit 4. The Mt. Angel Groundwater Limited Area is as described and shown in Exhibit 5. The Parrett Mountain Groundwater Limited Area is as described and shown in Exhibit 9. The Stayton-Sublimity Groundwater Limited Area is as described and shown in Exhibit 7;

(B) Groundwater applications pending on October 4, 1991 shall be processed according to the classifications in effect on the date the application was filed. Permits may be issued for a period not to exceed five years and shall contain the Special Permit Conditions specified in section (3) of this rule. Permits may be extended for additional five-year periods if the Director finds that the groundwater resource can probably support the extended use. Applications may be rejected or permit or certificate extensions may be denied if the aquifer displays any of the adverse impacts defined in OAR 690-08. Applications submitted after October 4, 1991 shall be processed according to the requirements of these rules and classifications. Within two years of permit issuance, the applicant shall prepare a plan for the Water

AVERAGE DISCHARGE OR CHANGE IN STORAGE IN CFS

F STA NO	STATION NAME	OCT	NOV	DEC	JAN	FEB	MAR	APR	MAY	JUNE	JULY	AUG	SEPT
*14191000	WILLAMETTE R AT SALEM, OREG	13859	31114	52192	49059	37209	30175	23562	19088	13219	7479	7208	9819
119*14191000	WILLAMETTE R AT SALEM (AOJ)	7181	27586	51486	50440	42664	36008	29233	22338	13737	6142	3854	4255
*14209000	OAK GROVE FX AB PWRPLANT INTAKE, OR	397	496	589	615	593	572	558	613	471	335	312	343
*14209500	CLACKAMAS R AB THREE LYNX C, OREG	1059	2298	3415	3268	2986	2562	2540	2698	1784	950	768	804
*14210000	CLACKAMAS R AT ESTACADA, OREG	1373	3283	4986	4795	4235	3581	3515	3641	2354	1204	911	973
120*14211720	WILLAMETTE RIVER AT PORTLAND, OREG	16660	42572	76555	74437	59071	47886	36488	27777	17972	9667	8414	11301
119*14211720	WILLAMETTE RIVER AT PORTLAND (AOJ)	9982	39044	75349	75817	64527	53719	42158	31026	18491	8330	5060	5738
*14217600	SWIFT RES NR COUGAR, WASH	-637	-446	-524	-281	-156	-393	887	1240	380	97	10	-199
*14218500	YALE RES NR YALE, WASH	-265	130	55	-129	21	-6	268	180	197	-8	-4	-479
*14220000	LK MERWIN AT ARIEL, WASH	6	-104	-29	-34	-20	138	39	140	53	40	-27	-126
*14220000	SWIFT, YALE AND MERWIN RES, WASH	-896	-421	-498	-444	-155	-261	1195	1559	630	130	-21	-805
*14220500	LEWIS R AT ARIEL, WASH	3183	7007	9451	8746	7721	6469	4719	4269	3533	1910	1304	2179
121*14220500	LEWIS R AT ARIEL (AOJ)	2287	6586	8953	8302	7566	6209	5914	5828	4163	2040	1283	1374
95*14234800	RIFFE LAKE NR MOSSYROCK, WASH	-1828	-1766	-1004	-658	-107	-307	1820	4284	2154	-585	-502	-782
122*14237800	MAYFIELD RES NR SILVER CREEK, WASH	13	15	-19	12	-7	30	40	39	-4	21	-2	-48
*14238000	COWLITZ R BL MAYFIELD DAM, WASH	3846	7626	10896	9978	8547	6840	5902	6188	7184	4599	2605	2564
123*14238000	COWLITZ R BL MAYFIELD DAM (ADJ)	2615	6439	10196	9542	8468	6658	7251	9311	8731	4198	2241	1955
*14243000	COWLITZ R AT CASTLE ROCK, WASH	5045	11276	16871	16010	13636	10972	9353	8915	9179	5730	3327	3334
123*14243000	COWLITZ R AT CASTLE ROCK (AOJ)	3814	10089	16171	15573	13557	10790	10702	12037	10726	5328	2963	2725
105*14280000	COLUMBIA R AT THE MOUTH	148764	210480	288152	300140	293318	283760	283128	347528	412680	263908	165084	138564
124*14280000	COWLITZ R AT THE MOUTH (AOJ)	113241	172126	241538	242107	243512	242092	301822	491100	569405	305367	160576	118250
*14301000	NEHALEM R NR FOSS, OREG	772	3913	6638	6629	5276	4522	2612	1201	612	273	151	236
*14301500	WILSON R NR TILLAMOOK, OREG	508	1895	2719	2589	2120	1772	1101	596	339	170	109	165
*14305500	SILETZ R AT SILETZ, OREG	540	2430	3548	3327	2670	2276	1414	768	484	223	140	194
*14306500	ALSEA R NR TIDEWATER, OREG	304	1874	3681	3575	3004	2600	1509	777	401	190	118	132
*14313000	LEMOLO LK NR TOKETEE FALLS, OREG	-63	-23	-7	-19	-5	-8	36	89	11	5	2	-19
*14313501	N UMPQUA NR T FLS & LEMOLO 1 PC, OR	445	432	452	455	429	440	408	484	559	419	370	381
125*14313501	N UMPQUA NR T FLS & LEMOLO 1 (AOJ)	345	372	407	397	391	397	412	526	518	387	340	328
*14321000	UMPQUA R NR ELKTON, OREG	1852	8625	16850	16709	13763	12749	9470	6293	3318	1611	1179	1214
*14359000	ROGUE R AT RAYGOLO, OREG	1522	2763	4993	4985	4229	4282	4015	3731	2691	1867	1665	1523
126*14359000	ROGUE R AT RAYGOLO, OREG (AOJ)	1463	2759	5113	5127	4624	4542	4144	3818	2661	1581	1331	1337

267100

TOWNSHIP 1N RANGE 1E W. M.SECTION 2

NE				NW				SW				SE				APPLICATION NUMBER	PERMIT NUMBER	CERTIFICATE NUMBER
NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE			
ACREAGE IN LOT OR LEGAL SUBDIVISION AS SHOWN ON GOVERNMENT PLAT, IF OTHER THAN 40 ACRES																		
			1 ²													GR-1086	GR-1047	
					5 ³											G-3036	G-2837	41719
		14 ⁶	10 ⁰				0 ⁴	6 ⁴				29 ⁰	40 ⁰	12 ⁶	26 ⁴	G-4023	G-3772	41881
			Don													G-5152	G-4884	41882
		14 ⁶	10				0 ⁴	6 ⁴				29 ⁰	40	12 ⁶	26 ⁴	G-5614	G-5153	46490
		Mun -														G-7578	G-8755	
		-Mun -														G-10906		
		-Mun -														G-11306	G-10455	
		-MUN -														G-11354	G-10479	
																72637	51493	

In preparing the FO, you should check the following:

1. Y / N Were comments or protests received in response to the PFO?
2. X If #1 = "Y", from whom were the comments received and when? *Applicant on 7-11-96*
3. X Verify names and addresses on the PFO CC list. ALL commentors (regardless of comment date), affected landowners (were they notified?), and those who paid the \$10 fee should be listed.
4. 66 Verify payment of recording fees (circle the appropriate option)
 - (1) Issue FO w/permit if fees are paid -- Prepare refund request for excess fees, including standing fees if no protest is filed and no modifications are being made to the PFO
 - (2) Issue FO w/o permit if fees are lacking
5. Y / N Is the file lacking a signed oath of accuracy for the application?
6. Y / N Has ODFW asked for self certification on screening condition?
7. Y / N Is water use prohibited for one or more months of the normal use period?
8. Y / N If #6 = "Y", is short season letter on file? Note: If short season letter is lacking prepare FO with Draft permit giving applicant 60 days to submit letter.
9. Y / N Is further processing possible? If not state reason: _____
10. _____ Notify applicant of additional information or fees required prior to permit issuance (SEND CERTIFIED LETTER & use standard wording from M:\T\FO\TOOLS if possible)
11. _____ Assign permit numbers to files with oath, fees, and no protests or other issues

*200
100
100
4*

Route to: (circle one)

DENIAL	FO w/o PERMIT	FO & PERMIT	COMMENTS
LARRY	JERRY	JEREMY	DOUG

modify

Initials JTG

Modify FO as needed to:

12. X Respond to significant comments, issues, or disputes related to the proposed use of water. (see notes, if any, listed above)
13. X Include or exclude permit conditions and management codes
14. X Correct PFO errors (such as POD or POU location (verify from map), Permit format)

Once FO document is completed:

15. X Save WordPerfect document in M:\T\FO\WEEK 50 & delete duplicates
16. X Print final draft of document and submit to team leader for review
17. Y / N Team leader review completed

KCX

COPY CHECK-OFF SHEET FOR PROPOSED FINAL ORDERS

CC: FILE # G-14088

WATERMASTER # 01

REGIONAL MANAGER: NW (PAUL)

ODF&W - Multnomah County:

CWRE (if agent):

DEQ

OTHER STATE AGENCY IF NECESSARY:

DIVISION 33 LIST: LOWER COLUMBIA RIVER INTERTRIBAL FISH COMMISSION; U.S. FISH & WILDLIFE;
(CHECK ONLY IF APPLICABLE) NORTHWEST POWER PLANNING COUNCIL & NATIONAL MARINE FISHERIES

POWER BUILDER UPDATER; FRONT COUNTER

OTHER ADDRESSES OF PEOPLE WHO PAID THE \$10 FEE:

PEOPLE WITH OBJECTIONS, COMMENTS OR REQUESTED COPY W/O \$10 (SEND THE \$10 LETTER):

CASEWORKER : CSL 6/14/96, 6/27/96

*COOPS - I FORGOT KEN
STAHR (smiley face) Sorry!
Please send him a PFO and copy
of letters 7/11/96.
Thx!
sh.
Carol
7/16/96*

COMPLETENESS DETERMINATION CHECKLIST

Application #	Review Date	Reviewer
G-14088	9/11/95	CORY

200
 100
 4. 2P
 100
 404
 338
 338
 PD 338
 1866 DUES
 "VEHICLE WASHING"
 COMMERCIAL

A checkmark (✓) indicates that the item is incomplete or defective.

- 1. Examination fees. *OK; NEED ADDL \$100 for "VEHICLE WASHING" COMMERCIAL*
- 2. Name and address of the applicant, and title if applicable.
- 3. Source of water.
- 4. Use of water.
- 5. Amount of water.
- 6. Description of delivery system.
- 7. A statement of **whether** the applicant has written authorization or easements permitting access to lands owned by others.
- 8. Name(s) and address(es) of the owners of any lands involved, but not owned by the applicant.
- 9. Proposed dates of beginning and completion of construction, and complete application of water.
- 10. If for **municipal use**, the present population to be served and expected future water requirements.
- 11. If for **mining use**, the type of mines and methods of supplying & utilizing the water.
- 12. If for a **reservoir**:
 - a. The height of the dam.
 - b. The storage capacity.
 - c. The area submerged.
 - d. The maximum depth.
 - e. The construction method (earthfill, concrete, flashboard, etc.).
 - f. A description of the outlet conduit.
 - g. A description of the spillway.
- 13. If for **groundwater**, the horizontal distance from the well to the nearest surface water source (if within one mile), and the difference in land surface elevation between them.
- 14. If the application was made under **HB 2107**:
 - a. Name and address of each adjacent property owner and verification that each owner has been mailed a copy of the completed notice.
 - b. A description of the proposed water used and related project, the condition it will address, and the benefits that are expected to result from the project.
 - c. The number of reservoirs per application is appropriate as per OAR 690-11-049 (3)(b)
- 15. An oath that the application information is true and correct.
- 16. The signature of the applicant(s).
- 17. A satisfactory map of the proposed POD & POU.
- 18. A Land Use Information Form or receipt.
- 19. A legal description of the property where water will be used.

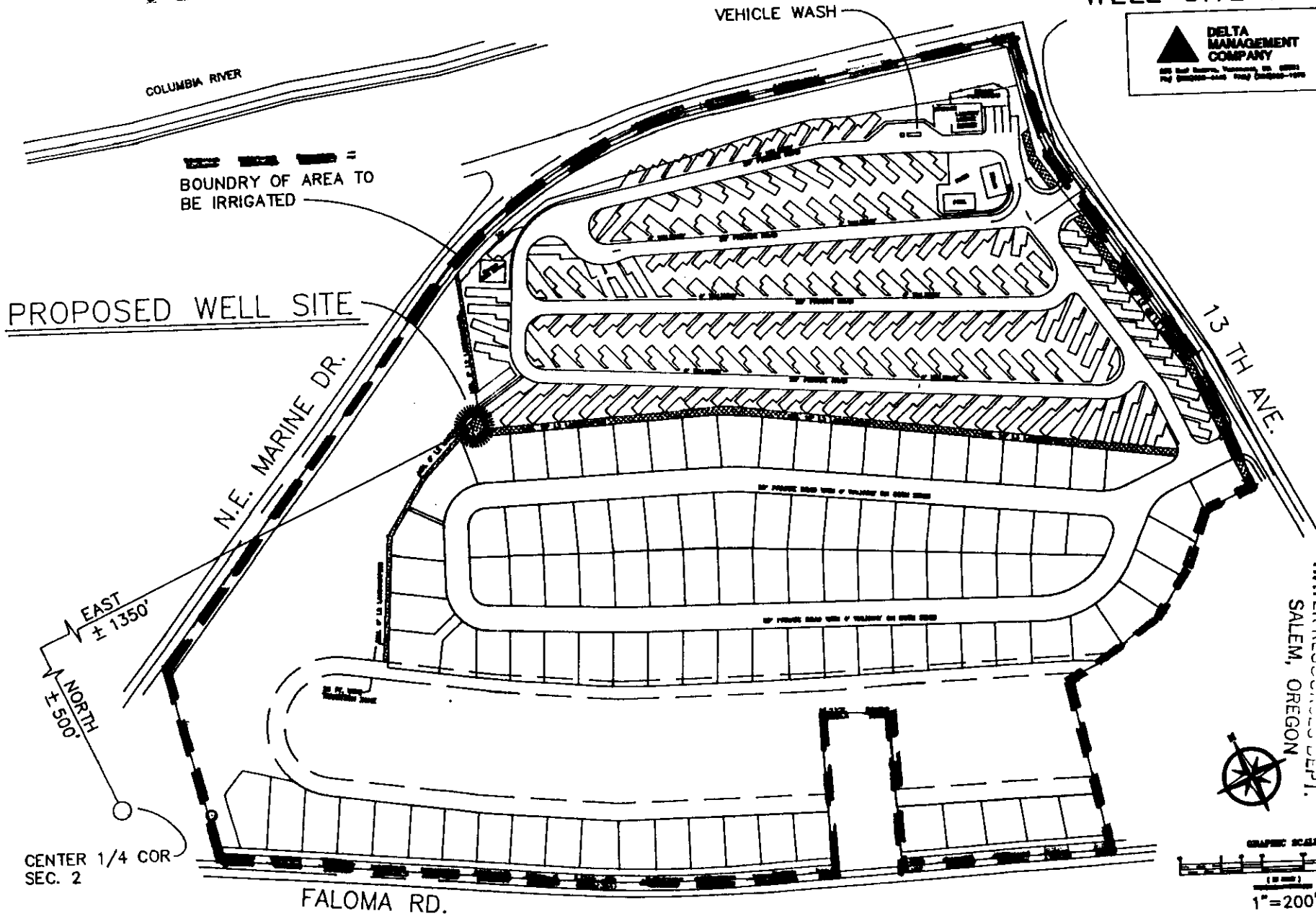
COMPLETED

Application No. G14088
Permit No.

MARINER'S GALE

SITUATED IN THE SE & SW 1/4'S OF THE NW 1/4 ^{28 NC} & THE NE & NW 1/4'S OF THE SW 1/4 OF SEC 2 T1N R1E WM
CITY OF PORTLAND, MULTNOMAH COUNTY, OREGON

WELL SITE PLAN



WATER RESOURCES DEPT.
SALEM, OREGON

JUN - 7 1995

RECEIVED



RECORDED

JUN - 7 1995

RECORDED

LEGAL DESCRIPTION

WATER RIGHTS DEPT. OF LAND AND WATER RESOURCES
SALEM, OREGON
MAY 24 1995
WATER RIGHTS DEPT.
SALEM, OREGON

A parcel of land situated in the N.W. and S.W. quarters of section 2, T1N, R1E, W.M., City of Portland, Multnomah County, Oregon and more particularly described as follows:

Beginning at the initial point of Mariner's Gale; which lies N2°45'21"W and 596.56 feet distant from the initial point of South Shore Acres thence N 0°05'43" E along the westerly right of way line of N.E. 13th Ave. a distance of 191.49 feet;

thence continuing along the westerly right-of-way line of 13th Ave. N 10°26'49"W a distance of 379.68 feet;

thence N 12°27'56" E continuing along the westerly right-of-way line of 13th Ave. a distance of 163.43 feet to a point on the southerly right-of-way line of N.E. Marine Dr;

thence N 76°08'45" W along the southerly right-of-way line of N.E. Marine Dr. a distance of 437.53 feet to the right-of-way line point of curvature;

thence south westerly continuing along the southerly right-of-way line of N.E. Marine Dr. a distance of 496.40 feet along a curve to the left with a radius of 686.30 feet through a central angle of 41°26'30" and whose chord bears S 83°08'00" W for a length of 485.65 feet to the right-of-way point of tangency;

thence S 62°24'45" W continuing along the southerly right-of-way line of N.E. Marine Dr. a distance of 665.13 feet;

thence leaving said right-of-way line S 10°00'51" W a distance of 249.69 feet to a point on the northerly right-of-way line of N.E. Faloma Rd;

thence S 59°47'20" E along the northerly right-of-way line of N.E. Faloma Rd. a distance of 517.29 feet to the right-of-way line point of curvature;

thence south easterly continuing along the northerly right-of-way line of N.E. Faloma Rd. a distance of 268.51 feet along a curve to the left with a radius of 1880.00 feet through a central angle of 8°11'00" and whose chord bears S 63°52'50" E a length of 268.29 feet to the right-of-way line point of tangency;

thence S 67°58'20" E continuing along the northerly right-of-way line of N.E. Faloma Rd. a distance of 104.33 feet;

thence leaving said right-of-way line N 22°03'08" E along the westerly boundry of Tax lot 45 a distance of 208.70 feet;

thence S 62°53'53" E along the northerly boundry of Tax lot 45 a distance of 100.40 feet;

thence S 22°01'06" W along the easterly boundry of Tax lot 45 a distance of 199.82 feet to a point on the northerly right-of-way line of N.E. Faloma Rd.;

thence S 67°58'20" E along the northerly right-of-way line of N.E. Faloma Rd. a distance of 299.41 feet;

thence leaving said right-of-way line N 12°44'16" E a distance of 229.04 feet;

thence N 87°52'33" E a distance of 55.21 feet;

thence N 77°10'28" E a distance of 113.65 feet;

thence N 57°00'39" E a distance of 77.99 feet;

thence N 43°28'49" E a distance of 78.96 feet;

thence S 89°47'40" E a distance of 81.90 feet to the initial point.

Said parcel contains 28.37 acres more or less.

RECORDED
MAY 24 1995

WATER RIGHTS DEPT.
SALEM, OREGON

RECEIVED

Oregon

JUN - 7 1995

MAY 1 1995

WATER RESOURCES DEPT.
SALEM, OREGON

WATER RESOURCES DEPT.
SALEM, OREGON

WATER

RESOURCES

DEPARTMENT

NOTE TO LOCAL GOVERNMENTS

RECEIVED

MAY 24 1995

WATER RESOURCES DEPT.
SALEM, OREGON

The person presenting the attached request for land use information is applying for a water right. The Water Resources Department (WRD) requires its applicants to obtain land use information to be sure water rights do not result in land uses that would violate your comprehensive plan.

WRD will not accept applications which are not accompanied by this completed land use form or the signed, dated receipt stub detached from the bottom of the land use information form.

You will receive notice once the applicant formally submits his or her request to WRD. The notice will give more detailed information about WRD's water rights process and comment opportunities. If you give the applicant the receipt stub in lieu of completing the form, you will have 30 days from the date of the notice mentioned above to complete the form and return it to WRD. If no land use information is received from you within that 30 day period, WRD may presume the land use associated with the proposed water right is compatible with your comprehensive plan.

Your attention to this request for information is greatly appreciated by both the applicant and WRD. If you have questions concerning the form, please contact WRD at 378-3739.



Commerce Building
158 12th Street NE
Salem, OR 97310-0210
(503) 378-3739
FAX (503) 378-8130

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Description of Water Use

Note to Applicant: This sheet will provide local planning staff with a basic description of your proposed water use. Please fill out this sheet before bringing the attached land use form to your local planning office. It will help local planning offices complete your land use information form quickly.

Note to Local Planning Officials: Please initial this sheet. Do not separate it from the land use information form. If needed, please make a separate copy for your records.

Applicant Name: DELTA MANAGEMENT
 Address: 203 E RESERVE ST
VANCOUVER WA 98661
 Phone: 360 696 4448

Please indicate what you will use the water for. Check all boxes that apply and fill in the blanks with key characteristics of the project

- Irrigation (crop type, golf course, nursery or greenhouse): LAWNS
- Livestock (type of livestock, feedlot, slaughterhouse): _____
- Residential (# units, single or multi-family, # lots if partition or subdivision): _____
- Commercial (i.e., retail, office, restaurant, gas station, hotel, service, etc.): CAR WASH
- Industrial (i.e., factory, pulp mill, research and development, processing, etc.): _____
- Institutional (i.e., school, library, etc.): _____
- Mining (aggregate, metal, open pit, placer, etc.): _____
- Recreation (park, campsite, pond, etc.): _____
- Fish and Wildlife (pond, hatchery, etc.): _____
- Hydropower (dam, reservoir, power generating or transmitting facilities): _____
- Other (Name and list key characteristics): _____

Indicate sources for the proposed water use below:	Indicate the estimated quantity of water the use will require.
<input type="checkbox"/> Surface Water Name sources: _____ _____ _____	_____ Cubic feet per second. _____ Gallons per minute. _____ Acre-Feet
<input type="checkbox"/> Reservoir or pond	
<input checked="" type="checkbox"/> Ground Water	

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Land Use Information Form: Permits, Hydroelectric Licenses,
Water Uses in Addition to Classified Uses

JUN - 7 1995
MAY 17 1995
WATER RESOURCES DEPT
SALEM, OREGON

This information is needed to determine compatibility with local comprehensive plans as required by ORS 197.180. The Water Resources Department will use this and other information to evaluate the water use application. DO NOT FILL OUT THIS FORM IF water is to be diverted, conveyed, and/or used only on federal lands.

Applicant's Name: DELTA MANAGEMENT
Address: 203 E RESERVE ST
City: VANCOUVER State: WA Zip: 98661 Day Phone: 306 696 4448

Please provide information as requested below for all tax lots on or through which water will be diverted or used. (Attach extra sheets as necessary.) 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.

S 2 IN 1 E

(CHECK ALL THAT APPLY)

TAX LOT LOCAL ID #	PLAN DESIGNATION/ZONING Rural Residential/RR-5)	(e.g.)	WATER DIVERTED	WATER CONVEYED	WATER USE
55,44,	CGHX, CMHX				X
4929	CMCHX				X

Please list all counties and cities within which water is proposed to be diverted, conveyed, and/or used.

MULTNOMAH PORTLAND

The following section must be completed by a planning official from each county and city listed unless your project will be located entirely within the city limits. In this case, only the city planning agency must complete this form. Please request additional forms as needed.

For Local Government Use Only **Application No. G-14088**

Local planning officials are to complete the remainder of this form. If it cannot be completed while the applicant waits, sign and detach the receipt as instructed below. You will receive notice when the applicant's water right request is filed with the Water Resources Department (WRD). You will have 30 days from the notice date to return this completed land use form to WRD. If no land use information is received from you within that period, WRD may presume the land use associated with the proposed water right is compatible with your comprehensive plan.

a) Check the appropriate box below and provide requested information.

Land uses to be served by proposed water uses (including proposed construction) are allowed outright or are not regulated by your comprehensive plan.
Cite applicable ordinance section(s); _____ . Go to section b) on reverse side.

Land uses to be served by proposed water uses (including proposed construction) may involve discretionary land use approvals as listed in the table on the reverse of this form. **Note: Please attach documentation of applicable local land use approvals which have already been obtained.** (Record of Action plus accompanying findings is sufficient.) See section b on reverse side

Receipt for Request for Land Use Information

WRD Applicant Name: _____

This receipt must be signed by a local government representative and returned to the applicant for inclusion in the WRD application IF the local government cannot provide the above requested land use information while the applicant waits.

City or County: _____
Staff Contact: _____ Phone: _____
Signature: _____ Date of Information Request: _____

(for Local Use Continued)

(CHECK THE BOX THAT APPLIES)

Type of Land Use Approval Needed (e.g. plan amendments, rezones, conditional use permits, etc.)	Cite Most Significant, Applicable Plan Policies & Ordinance Section References	Already Obtained	Already Denied	Being Pursued Satisfactorily
99-309 PASUEN		8/26/99		Final OK in process

b) Please provide printed name and written signature.

Name: Sherry Mills Date: 5/11/95

Title: City Planner Phone: 823-7700

Signature: Sherry Mills

BUREAU OF PLANNING

City of Portland

First Floor - Permit Center

120 S. Yamhill Avenue

Portland, Oregon 97204-1992

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

Additional Comments:

Note: The commercial car wash is subject to 33.229 (Drive-Through Facilities) development standards. It is a by-right use in the zone part of the PUD.

The above noted land use review has approved the site layout. This permit is for landscaping use + car wash only.

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JUN - 7 1995

WATER RESOURCES DEPT.
SALEM, OREGON

RECEIVED

MAY 24 1995

WATER RESOURCES DEPT.
SALEM, OREGON

IV. Decision

The Hearings Officer hereby approves the requested PUD, Subdivision, Environmental Aircraft Landing, and Aircraft Noise Reviews, as indicated on the modified concept plan which was submitted at the hearing on July 26, 1994, Exhibit J-1, subject to the following conditions:

- A. The recreational vehicle park (the proposed Tract E) must have interior landscaping at the rate of one tree per four parking places. All automobile spaces must have stall widths of at least nine feet and stall depths (measured perpendicular to the curb) of at least 17 feet. Recreational vehicle spaces must be proportionally wider and deeper than automobile spaces to accommodate the larger size of these vehicles. All interior traffic aisles must be one way and at least 20 feet wide. There must be a four-foot-wide sidewalk between traffic aisles. Automobile and RV parking spaces, traffic aisles, streets, and structures are prohibited north of the toe of slope of the Marine Drive dike. One bicycle parking space must be provided for every 20 recreational vehicle parking spaces and for every 20 automobile parking spaces. There must be a 20-foot-wide fire lane and reserve strip connecting a traffic aisle with the reserved commercial Tract F. The side of the proposed Tract E abutting N.E. 13th Avenue or the proposed Tract D (the subdivision) must have perimeter landscaping 10 feet wide at the L3 standard. The side of the proposed Tract E abutting the proposed Tract F (the reserved commercial area) must have perimeter landscaping five feet wide at the L2 standard. Landscaping is allowed, but not required, within the Marine Drive slope easement. The building height limit of structures in the Tract E is 25 feet.
- B. The building height limit in the reserve commercial tract (the proposed Tract F) is 25 feet. Applicant must record a deed restriction to this effect before final plat approval.
- C. Half-street improvements are required for N.E. 13th, Faloma, and Marine Drive. These improvements must be made to the specifications of the City Engineer, and at a minimum will require 6-foot-wide sidewalks, additional pavement and striping for a bike lane as needed, curbs, and stormwater drainage including enlargement of the existing under street culverts. Improvements to Marine Drive may be phased to coincide with development. In particular, improvements to the portion of the site devoted to future commercial use may be deferred until development occurs on that portion of the site. Specific half-street improvements and dimensions shall be determined by the City Engineer pursuant to Section 34.70.010.
- D. Private streets in the Planned Unit Development and Subdivision (the proposed Tract D) must have a minimum curb to curb width of 28 feet. All utilities must be in the private streets, and all utilities which can be placed underground must be placed underground.
- E. Sidewalks in the Planned Unit Development and Subdivision (the proposed Tract D) must be ADA accessible and at least four feet wide, and must be on both sides of the private streets.
- F. Sanitary sewers in the Planned Unit Development and Subdivision (the proposed Tract D) must be in the private streets, and must be public.
- G. Applicant must submit Covenants, Conditions, and Restrictions and maintenance agreements. No final plat can be approved until the City approves these instruments. These documents must provide for the perpetual maintenance and repair of private utilities and the maintenance and enhancement of the common open space (the proposed Tract A) in a natural condition. These covenants must allow the drainage district access to the slough for drainage maintenance, but must restrict the cutting of native vegetation to the north bank of the slough.
- H. Each lot in the Tract D must be at least 50 feet wide and 50 feet deep. Minimum front, and side yard setbacks are 5 feet. Minimum rear yard setbacks are 8 feet. Minimum garage entrance setbacks are 10 feet. Maximum height is 25 feet. Maximum building coverage is 1,400 square feet or 50% of lot area, whichever is greater.

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G 14088

Oregon

May 25, 1995

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JUN - 7 1995
WATER RESOURCES DEPARTMENT
SALEM, OREGON

Delta Management
203 East Reserve Street
Vancouver, Washington 98661

We received an application to use water. We need additional information so we can accept, review and decide if an application may be approved.

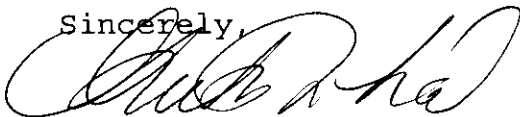
Please provide the following:

- A map showing the place where water is to be used and the place where the water will be diverted (spring, stream, well, etc.). ~~the Township, Range, Sections and Quarter-Quarter section of the property applied for.~~

The application, supporting data and check no. 5769 in the amount of \$338.00 are being returned. We will complete our analysis when the application and information noted above is received.

Please contact the Water Rights Information Group at (503) 378-3739 if you have any questions.

Sincerely,



Anita M. McLoud
Water Rights Specialist

Enclosures

cc: FISCAL
GEN COR

RECEIVED MAY 31 1995



Commerce Building
158 12th Street NE
Salem, OR 97310-0210
(503) 378-3739
FAX (503) 378-8130

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JUN - 7 1995

May 15, 1995

MAY 24 1995

WATER RESOURCES DEPT.
SALEM, OREGON
WATER
RESOURCES
DEPARTMENT

DELTA MANAGEMENT
203 EAST RESERVE STREET
VANCOUVER WA 98661

The Department has received your application to use water. However, we need more information before we can accept, file, and review the application.

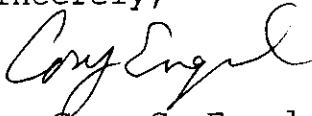
Please provide the following:

- ▶ A map showing the location to be irrigated and the location where vehicle washing will occur. Also, the scale on the map is unclear.

The application, supporting data and check no. 5769 in the amount of \$338.00 are being returned.

We will begin our analysis when the application and information noted above is received. Please feel free to contact the Water Rights Information Group at 378-3739 if you have any questions.

Sincerely,



Mr. Cory C. Engel
Water Rights Research Assistant

enclosures

cc: general correspondence
Fiscal



Commerce Building
158 12th Street NE
Salem, OR 97310-0210
(503) 378-3739
FAX (503) 378-8130

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JUN 19 1995

WATER RESOURCES DEPT.
SALEM, OREGON

COMMENT FORM

Please list below the Application Number of the water use application(s) that are of interest to you. When the technical evaluation is completed a report of the technical review of these applications will be delivered to you.

Application #s G14081, G14082, G14083, G14084, G14085, G14086, G14087, G14088, G14089, G14090, G14091, G14092, G14093, G14094, G14095, G14096, G14097, G14098, G14099, G14100, G14101, G14102, G14103, G14104, G14105, G14106, G14107, G14108, G14109, G14110, G14111, G14112, G14113, G14114, G14115, G14116, G14117, G14118, G14119, G14120, G14121, G14122, G14123, G14124, G14125, G14126, G14127, G14128, G14129, G14130, G14131, G14132, G14133, G14134, G14135, G14136, G14137, G14138, G14139, G14140, G14141, G14142, G14143, G14144, G14145, G14146, G14147, G14148, G14149, G14150, G14151, G14152, G14153, G14154, G14155, G14156, G14157, G14158, G14159, G14160, G14161, G14162, G14163, G14164, G14165, G14166, G14167, G14168, G14169, G14170, G14171, G14172, G14173, G14174, G14175, G14176, G14177, G14178, G14179, G14180, G14181, G14182, G14183, G14184, G14185, G14186, G14187, G14188, G14189, G14190, G14191, G14192, G14193, G14194, G14195, G14196, G14197, G14198, G14199, G14200, G14201, G14202, G14203, G14204, G14205, G14206, G14207, G14208, G14209, G14210, G14211, G14212, G14213, G14214, G14215, G14216, G14217, G14218, G14219, G14220, G14221, G14222, G14223, G14224, G14225, G14226, G14227, G14228, G14229, G14230, G14231, G14232, G14233, G14234, G14235, G14236, G14237, G14238, G14239, G14240, G14241, G14242, G14243, G14244, G14245, G14246, G14247, G14248, G14249, G14250, G14251, G14252, G14253, G14254, G14255, G14256, G14257, G14258, G14259, G14260, G14261, G14262, G14263, G14264, G14265, G14266, G14267, G14268, G14269, G14270, G14271, G14272, G14273, G14274, G14275, G14276, G14277, G14278, G14279, G14280, G14281, G14282, G14283, G14284, G14285, G14286, G14287, G14288, G14289, G14290, G14291, G14292, G14293, G14294, G14295, G14296, G14297, G14298, G14299, G14300, G14301, G14302, G14303, G14304, G14305, G14306, G14307, G14308, G14309, G14310, G14311, G14312, G14313, G14314, G14315, G14316, G14317, G14318, G14319, G14320, G14321, G14322, G14323, G14324, G14325, G14326, G14327, G14328, G14329, G14330, G14331, G14332, G14333, G14334, G14335, G14336, G14337, G14338, G14339, G14340, G14341, G14342, G14343, G14344, G14345, G14346, G14347, G14348, G14349, G14350, G14351, G14352, G14353, G14354, G14355, G14356, G14357, G14358, G14359, G14360, G14361, G14362, G14363, G14364, G14365, G14366, G14367, G14368, G14369, G14370, G14371, G14372, G14373, G14374, G14375, G14376, G14377, G14378, G14379, G14380, G14381, G14382, G14383, G14384, G14385, G14386, G14387, G14388, G14389, G14390, G14391, G14392, G14393, G14394, G14395, G14396, G14397, G14398, G14399, G14400, G14401, G14402, G14403, G14404, G14405, G14406, G14407, G14408, G14409, G14410, G14411, G14412, G14413, G14414, G14415, G14416, G14417, G14418, G14419, G14420, G14421, G14422, G14423, G14424, G14425, G14426, G14427, G14428, G14429, G14430, G14431, G14432, G14433, G14434, G14435, G14436, G14437, G14438, G14439, G14440, G14441, G14442, G14443, G14444, G14445, G14446, G14447, G14448, G14449, G14450, G14451, G14452, G14453, G14454, G14455, G14456, G14457, G14458, G14459, G14460, G14461, G14462, G14463, G14464, G14465, G14466, G14467, G14468, G14469, G14470, G14471, G14472, G14473, G14474, G14475, G14476, G14477, G14478, G14479, G14480, G14481, G14482, G14483, G14484, G14485, G14486, G14487, G14488, G14489, G14490, G14491, G14492, G14493, G14494, G14495, G14496, G14497, G14498, G14499, G14500, G14501, G14502, G14503, G14504, G14505, G14506, G14507, G14508, G14509, G14510, G14511, G14512, G14513, G14514, G14515, G14516, G14517, G14518, G14519, G14520, G14521, G14522, G14523, G14524, G14525, G14526, G14527, G14528, G14529, G14530, G14531, G14532, G14533, G14534, G14535, G14536, G14537, G14538, G14539, G14540, G14541, G14542, G14543, G14544, G14545, G14546, G14547, G14548, G14549, G14550, G14551, G14552, G14553, G14554, G14555, G14556, G14557, G14558, G14559, G14560, G14561, G14562, G14563, G14564, G14565, G14566, G14567, G14568, G14569, G14570, G14571, G14572, G14573, G14574, G14575, G14576, G14577, G14578, G14579, G14580, G14581, G14582, G14583, G14584, G14585, G14586, G14587, G14588, G14589, G14590, G14591, G14592, G14593, G14594, G14595, G14596, G14597, G14598, G14599, G14600, G14601, G14602, G14603, G14604, G14605, G14606, G14607, G14608, G14609, G14610, G14611, G14612, G14613, G14614, G14615, G14616, G14617, G14618, G14619, G14620, G14621, G14622, G14623, G14624, G14625, G14626, G14627, G14628, G14629, G14630, G14631, G14632, G14633, G14634, G14635, G14636, G14637, G14638, G14639, G14640, G14641, G14642, G14643, G14644, G14645, G14646, G14647, G14648, G14649, G14650, G14651, G14652, G14653, G14654, G14655, G14656, G14657, G14658, G14659, G14660, G14661, G14662, G14663, G14664, G14665, G14666, G14667, G14668, G14669, G14670, G14671, G14672, G14673, G14674, G14675, G14676, G14677, G14678, G14679, G14680, G14681, G14682, G14683, G14684, G14685, G14686, G14687, G14688, G14689, G14690, G14691, G14692, G14693, G14694, G14695, G14696, G14697, G14698, G14699, G14700, G14701, G14702, G14703, G14704, G14705, G14706, G14707, G14708, G14709, G14710, G14711, G14712, G14713, G14714, G14715, G14716, G14717, G14718, G14719, G14720, G14721, G14722, G14723, G14724, G14725, G14726, G14727, G14728, G14729, G14730, G14731, G14732, G14733, G14734, G14735, G14736, G14737, G14738, G14739, G14740, G14741, G14742, G14743, G14744, G14745, G14746, G14747, G14748, G14749, G14750, G14751, G14752, G14753, G14754, G14755, G14756, G14757, G14758, G14759, G14760, G14761, G14762, G14763, G14764, G14765, G14766, G14767, G14768, G14769, G14770, G14771, G14772, G14773, G14774, G14775, G14776, G14777, G14778, G14779, G14780, G14781, G14782, G14783, G14784, G14785, G14786, G14787, G14788, G14789, G14790, G14791, G14792, G14793, G14794, G14795, G14796, G14797, G14798, G14799, G14800, G14801, G14802, G14803, G14804, G14805, G14806, G14807, G14808, G14809, G14810, G14811, G14812, G14813, G14814, G14815, G14816, G14817, G14818, G14819, G14820, G14821, G14822, G14823, G14824, G14825, G14826, G14827, G14828, 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G14954, G14955, G14956, G14957, G14958, G14959, G14960, G14961, G14962, G14963, G14964, G14965, G14966, G14967, G14968, G14969, G14970, G14971, G14972, G14973, G14974, G14975, G14976, G14977, G14978, G14979, G14980, G14981, G14982, G14983, G14984, G14985, G14986, G14987, G14988, G14989, G14990, G14991, G14992, G14993, G14994, G14995, G14996, G14997, G14998, G14999, G15000

Send to: Schneider Drilling - attn: Steve
21801 River Road NE
St. Paul, OR 97137

Please include specific comments or concerns. Use additional sheets if necessary.

Return to:
Oregon Water Resources Department
158 12th ST NE
Salem, Oregon 97310

This Comment corresponds to the
JUN/14/1995 Public Notice.

June 9, 1995

DELTA MANAGEMENT
203 E RESERVE ST
VANCOUVER, WA 98661

REFERENCE: File(s) G-14088

We have received your application(s) for a water use permit along with your supporting data, documentation, and fees. A receipt is enclosed here unless you were previously issued one. Your application has been assigned the above referenced file number. Please refer to this number whenever you contact us about your application.

Even though your application has been received, filed and assigned an application reference number, no authorization has been granted to develop your water use. The filing of an application does not create a water right. Water may not be used until a water right permit has been issued by the Department.

After an application has been accepted for filing, public notification of the application is made, followed by the mandatory 30-day comment period. Thereafter, applications can be considered for processing as time allows.

At present the Water Resources Department has a backlog of several thousand applications for water use permits which has delayed our application processing time. In general, applications are processed in the order in which they are received. However, Department staff work through Oregon's 18 river basins on a rotation basis often completing work on all applications within a single basin, then proceeding to the next basin.

The processing of an application does not guarantee that a water right permit will be issued. Each application must undergo specialized analysis called a technical review and a public interest review. Until your application is reviewed, it is not possible to determine whether your particular proposed water use will be recommended for a permit.

The Water Resources Commission is considering the adoption of rules to protect stream flows for fish species. This action is being contemplated in response to current and future Endangered Species Act fish listings, including many runs of salmon, steelhead and resident fish throughout the state.



REFERENCE: File(s) - G-14088

The proposed rules, if adopted, could limit the issuance of new water right permits in certain areas of the state. If and when the Commission adopts these rules, new criteria or restrictions may be imposed on water use applications received after:

July 17, 1992, for use of water in the Upper Columbia/Snake Basin (above Bonneville Dam), including the mainstem Columbia and Snake Rivers and the Hood, Deschutes, John Day, Umatilla, Grande Ronde, Powder, Malheur and Owyhee Basins;

April 8, 1994, for use of water in the North Coast, Mid Coast, South Coast, Rogue and Umpqua Basins and the Clackamas Subbasin of the Willamette Basin; and

June 3, 1994, for use of water in all Oregon basins.

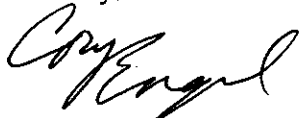
When the report on the technical review is completed and sent to you, a 60-day objection period begins during which you, the applicant, or anyone who has expressed an interest in your proposed water use may communicate to us their disagreement with what we have said in our report on your application. After the 60-day objection period, the Department conducts the public interest review and considers any objections which have been made.

After any objections have been considered, there may follow time to allow parties to resolve conflicts over the proposed water use. In addition, a 30-day protest period may be required. Lastly, it may be necessary to schedule a hearing or send the application to the Water Resources Commission for their review.

If your application is recommended for approval and a permit is issued, the use allowed by the permit will be subject to the Basin Program Rules of the Water Resources Commission, instream flow requirements, the demands of prior right holders and other conditions to conform the water use to particular standards.

Please contact a Water Rights Research Assistant of the Water Resources Department if you have any questions. You may write to us at 158 12th ST NE, Salem, Oregon 97310 or you may call 378-3739 in Salem or toll free from within the state 1-800-624-3199.

Sincerely,



Cory C. Engel
Water Rights Research Assistant
Water Rights/Adjudication Division

cc: CWRE

MINIMUM APPLICATION REQUIREMENTS TO FILE:

HB 2153 - existing, small, EXEMPT ponds

(date & initials) NOTICE OF EXEMPT RESERVOIR form (or letter if prior to April 8, 1994).

Appropriate map (see item 1 on form).

Evidence that reservoir existed before January 1, 1993 (one or more of the following: dated aerial photo, NOTARIZED affidavit, dated map from agency, construction receipts or other documentation).

Items 2, 3, 4, 5, and 6 are completed.

Signature (and title, if applicable)

HB 2153 - non-exempt existing ponds (large, on-channel)

Complete Minimum Requirements to File on reverse, except before routing to Data Center, change priority date to 1/1/1993. Also, confirm the following:

Receipt of evidence that reservoir existed before January 1, 1993 (one or more of the following: dated aerial photo, NOTARIZED affidavit, dated map from agency, construction receipts or other documentation)

HB 2107 - wetland, stream restoration and storm water management

Complete Minimum Requirements to File on reverse EXCEPT DO NOT ROUTE TO DATA CENTER, BUT DO ROUTE TO CAROL. Also confirm the following:

Name/address of adjacent property owner within 1/4 mile

Map with scale not less than 2 in.=1 mi.

CWRE map if > 10 feet dam or > 9.2 AF

Description of proposed use

Condition addressed

Resulting benefits

Public notices (circle) #1 #2

**STATE OF OREGON
WATER RESOURCES DEPARTMENT**

RECEIPT # **7235**

158 12TH ST. N.E.
SALEM, OR 97310-0210
378-8455 / 378-8130 (FAX)

INVOICE # _____

RECEIVED FROM: Asghar R. Sadri
BY: _____

G-14088

CASH: CHECK: # 24-22 OTHER: (IDENTIFY) _____

\$ 66⁰⁰

ADJUDICATIONS	\$
PUBLICATIONS / MAPS	\$
OTHER: (IDENTIFY) _____	\$
OTHER: (IDENTIFY) _____	\$

CASH ACCT. \$ _____

PCA AND OBJECT CLASS _____ VOUCHER # _____

MISCELLANEOUS		
0407 COPY & TAPE FEES		\$
0410 RESEARCH FEES		\$
0408 MISC REVENUE: (IDENTIFY) _____		\$
TC165 DEPOSIT LIAB. (IDENTIFY) _____		\$

WATER RIGHTS:		
0201 SURFACE WATER	\$	0202 \$
0203 GROUND WATER <u>PCA66111</u>	\$ <u>0</u>	0204 \$ <u>66⁰⁰</u>
0205 TRANSFER	\$	0206 \$
WELL CONSTRUCTION		
0218 WELL DRILL CONSTRUCTOR	\$	0219 \$
LANDOWNER'S PERMIT		0220 \$
OTHER (IDENTIFY) _____		

WELL CONST START FEE		
0211 WELL CONST START FEE	\$	
0210 MONITORING WELLS	\$	
OTHER (IDENTIFY) _____		

LOTTERY PROCEEDS		
1302 LOTTERY PROCEEDS		\$

HRDRO LICENSE		
0233 POWER LICENSE FEE (FW/WRD)		\$
0231 HYDRO LICENSE FEE (FW/WRD)		\$
HRDRO APPLICATION		\$

RECEIPT # **7235**

DATED: 10-7-96 BY: J. Brown

**STATE OF OREGON
WATER RESOURCES DEPARTMENT**

RECEIPT # **125784**

156 12TH ST. N.E.
SALEM, OR 97310-0210
378-8466 / 378-8130 (FAX)

INVOICE # _____

G

RECEIVED FROM: Asghar R. Sadri 14088
BY: _____

CASH: CHECK: # 24-22 OTHER: (IDENTIFY) _____ \$ 338.7

842.010	ADJUDICATIONS	\$
831.087	PUBLICATIONS / MAPS	\$
830.850	PARKING FEES Name / month	\$
_____	OTHER: (IDENTIFY)	\$

CASH ACCT. _____
VOUCHER # _____

COST CENTER AND OBJECT CLASS

MISCELLANEOUS		
840.001	COPY FEES	\$
850.200	RESEARCH FEES	\$
880.109	MISC REVENUE: (IDENTIFY)	\$
520.000	OTHER (P-6) (IDENTIFY)	\$

WATER RIGHTS:			
842.001	SURFACE WATER	EXAM FEE	842.002
842.003	GROUND WATER	\$ 200.-	842.004
842.005	TRANSFER	\$	842.006
WELL CONSTRUCTION		EXAM FEE	
842.022	WELL DRILL CONSTRUCTOR	\$	842.023
_____	LANDOWNER'S PERMIT		842.024
_____	OTHER (IDENTIFY)		

WELL CONST START FEE			
842.013	WELL CONST START FEE	\$	CARD #
_____	MONITORING WELLS	\$	CARD #
_____	OTHER (IDENTIFY)		

LOTTERY PROCEEDS		
864.000	LOTTERY PROCEEDS	\$

HYDRO ACTIVITY		
842.011	POWER LICENSE FEE (FW/WRD)	LIC NUMBER
842.115	HYDRO LICENSE FEE (FW/WRD)	\$
_____	HYDRO APPLICATION	\$

RECEIPT # **125084**

DATED: 6-7-95 BY: G. B. [Signature]

(ARS)

DATE 10/01/96

NO. 009271

NO. 00920

INVOICE NO.	INV. DATE	AMOUNT	DISCOUNT	VOUCHER NO.	NET AMOUNT
G-14088	10/01/96	66.00	0.00	VOUCHER 18722 MARINER'S GALE PERMIT FEE	66.00
TOTAL ▀		66.00	0.00		66.00

RECEIVED

OCT - 7 1996

WATER RESOURCES DEPT.
SALEM, OREGON

SENDER:

- Complete items 1 and/or 2 for additional services.
- Complete items 3, 4a, and 4b.
- Print your name and address on the reverse of this form so that we can return this card to you.
- Attach this form to the front of the mailpiece, or on the back if space does not permit.
- Write "Return Receipt Requested" on the mailpiece below the article number.
- The Return Receipt will show to whom the article was delivered and the date delivered.

I also wish to receive the following services (for an extra fee):

1. Addressee's Address
2. Restricted Delivery

Consult postmaster for fee.

3. Article Addressed to:

DELTA MANAGEMENT
203 EAST RESERVE STREET
VANCOUVER WA 98661

4a. Article Number

P56595

4b. Service Type

- | | |
|---|---|
| <input type="checkbox"/> Registered | <input checked="" type="checkbox"/> Certified |
| <input type="checkbox"/> Express Mail | <input type="checkbox"/> Insured |
| <input type="checkbox"/> Return Receipt for Merchandise | <input type="checkbox"/> COD |

7. Date of Delivery

7-10-76

5. Received By: (Print Name)

S. Zeman

6. Signature: (Addressee or Agent)

X S Zeman

8. Addressee's Address (Only if requested and fee is paid)

UNITED STATES POSTAL SERVICE



First-Class Mail
Postage & Fees Paid
USPS
Permit No. G-10

● Print your name, address, and ZIP Code in this box ●

WALTER H. BENTLEY, JR.
1000 15th St. N.E.
Atlanta, GA 30309



SENDER: COMPLETE THIS SECTION

- 1 Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
- 2 Print your name and address on the reverse so that we can return the card to you.
- 3 Attach this card to the back of the mailpiece, or on the front if space permits.

Article Addressed to:

GI4088JS2911 7587
 DELTA MANAGEMENT
 203 E RESERVE ST
 VANCOUVER WA 98661

Article Number
 (Transfer from service label)

COMPLETE THIS SECTION ON DELIVERY

A. Signature

X

[Handwritten Signature]

Agent

Address

B. Received by (Printed Name)

[Handwritten Name: J. Morris]

C. Date of Delivery

[Handwritten Date: 2/13/02]

D. Is delivery address different from item 1? Yes
 If YES, enter delivery address below: No

3. Service Type

Certified Mail

Express Mail

Registered

Return Receipt for Merchandise

Insured Mail

C.O.D.

4. Restricted Delivery? (Extra Fee)

Yes

7002 2030 0006 2911 7587

UNITED STATES POSTAL SERVICE



First-Class Mail
Postage & Fees Paid
USPS
Permit No. G-10

- Sender: Please print your name, address, and ZIP+4 in this box •

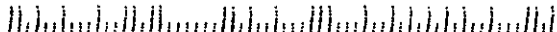
RECEIVED

FEB 18 2003

WATER RESOURCES DEPT
ATTN: J. SAUTER
158 - 12TH STREET NE
SALEM OR 97301-4172

WATER RESOURCES DEPT.
SALEM, OREGON

97301/4172



0/26/04 *mu*

Application No. 6

Dvp.

Permit No. G 12925

Name

DELTA MANAGEMENT

2113 E RESERVE ST

Address

VANCOUVER, WA

98661

Assigned

Address

Beginning construction

OCT. 28, 1997

Completion of construction

OCT. 4, 1998

Extended to

Complete application of water

OCT. 1, 1999

Extended to

NUMBER 7958

Check 100⁰⁰ Mo _____ Cash _____

___ Surface Application

___ Reservoir Application

Ground Water Application

___ Transfer Application

___ PFO Request

___ Research

___ Hydroelectric Fees

___ Copying

___ Assignment

___ Extension of Time

___ Protest

___ Other

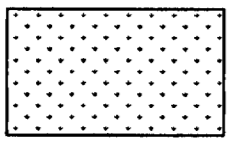
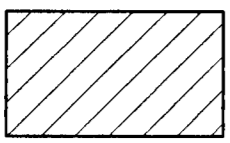
0
66

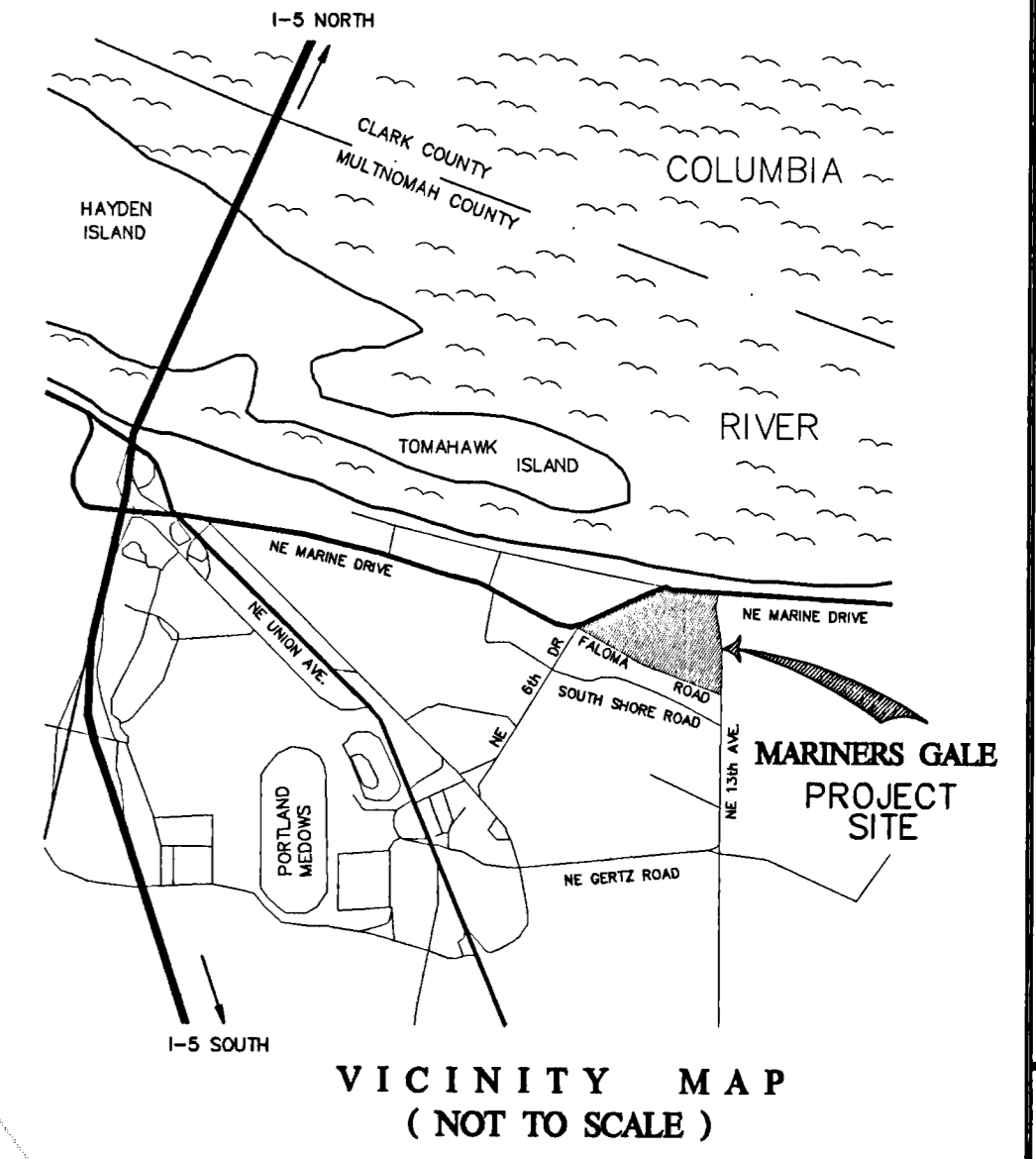
FB

IRRIGATION PLAN

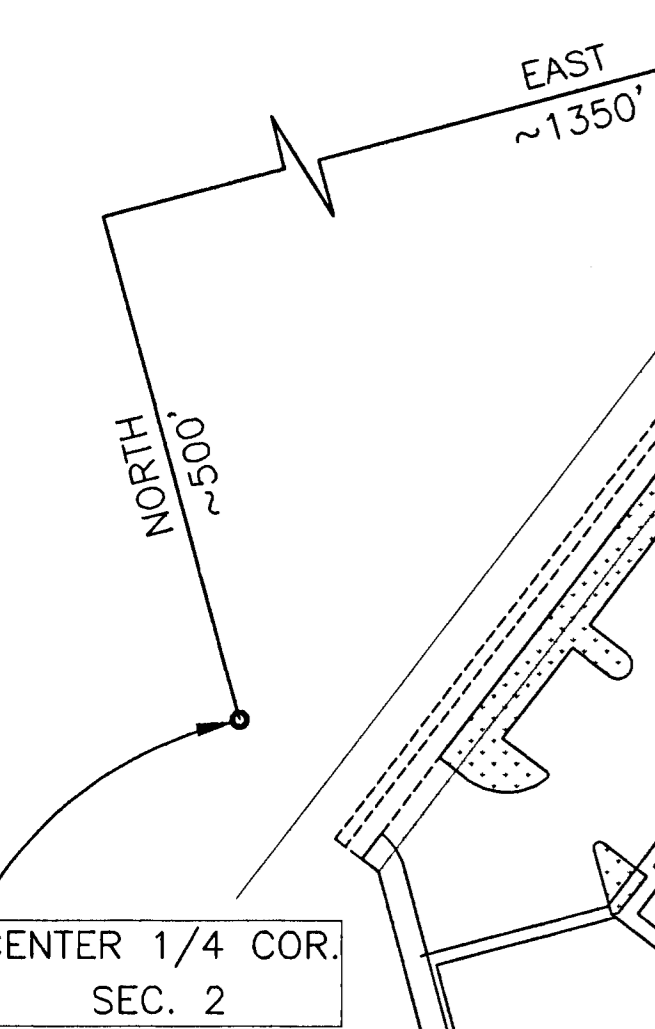
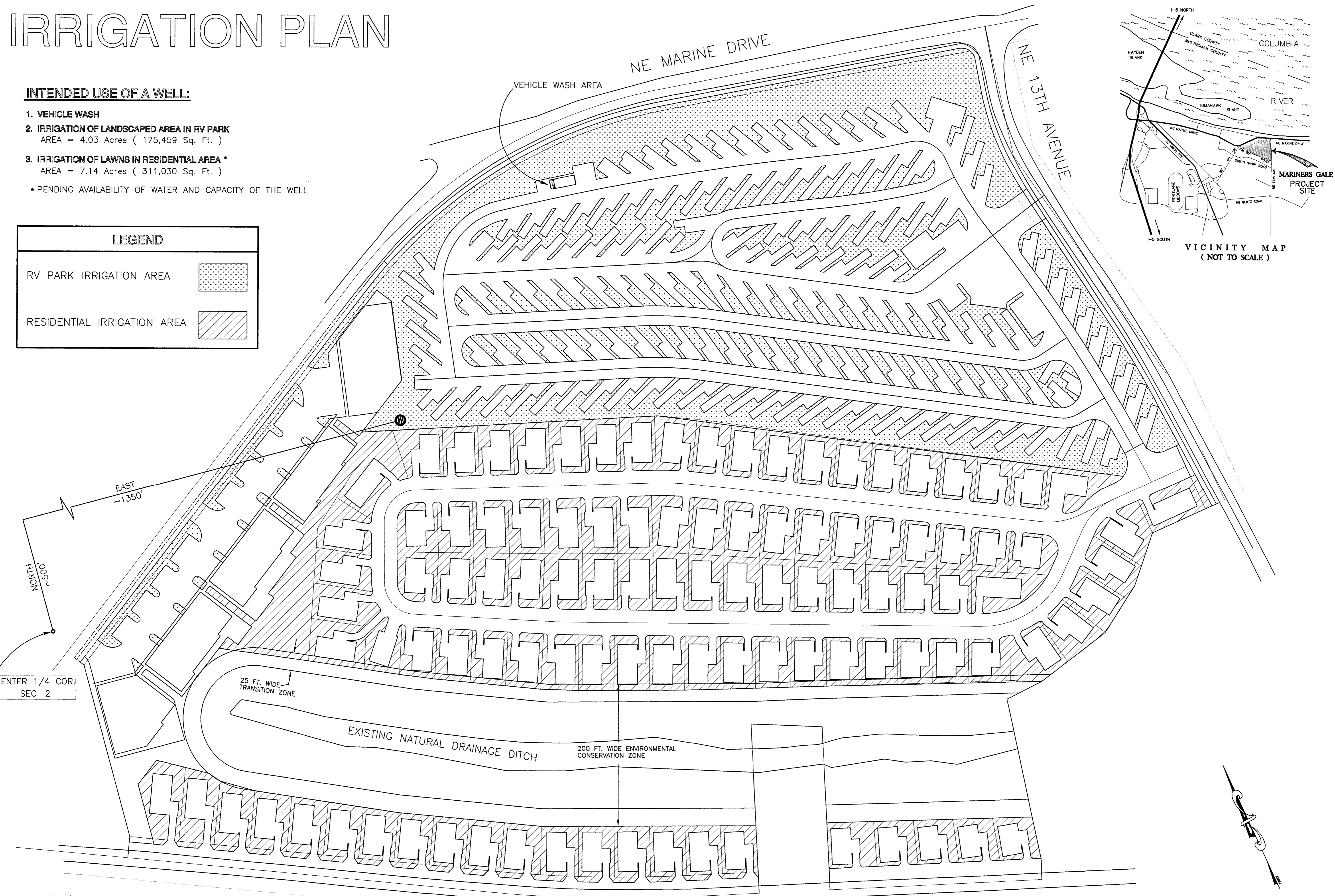
INTENDED USE OF A WELL:

1. VEHICLE WASH
 2. IRRIGATION OF LANDSCAPED AREA IN RV PARK
AREA = 4.03 Acres (175,459 Sq. Ft.)
 3. IRRIGATION OF LAWNS IN RESIDENTIAL AREA *
AREA = 7.14 Acres (311,030 Sq. Ft.)
- * PENDING AVAILABILITY OF WATER AND CAPACITY OF THE WELL

LEGEND	
RV PARK IRRIGATION AREA	
RESIDENTIAL IRRIGATION AREA	



DRAWN BY:	AS	DATE:	4/10/96
CHECKED BY:	WHP	DRAWING NAME:	IRRIG-PL
JOB NO.:			IRRIGATION PLAN

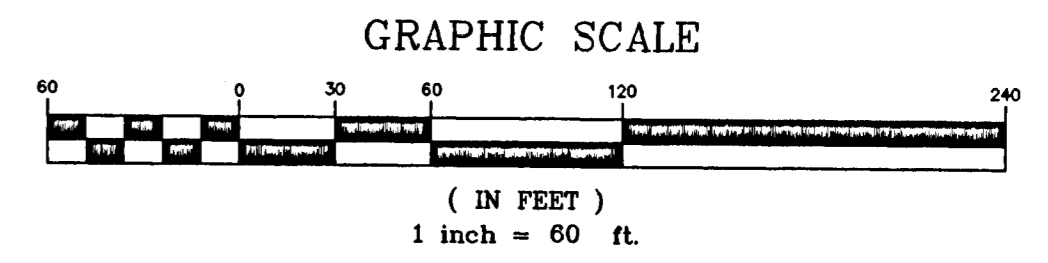


MARINER'S GALE
SITUATED IN THE NW & SW 1/4S OF SEC 2 T1N R1E WM
CITY OF PORTLAND, MULTNOMAH COUNTY, OREGON

DELTA CONSTRUCTION
203 East Reserve, Vancouver, WA 98661
Ph# 360-696-4448 FAX# 360-695-1970

OWNER/DEVELOPER:
ASGHAR SADRI
203 E Reserve
Vancouver, WA 98661
360-696-4448

APR 10 1996
WATER RESOURCES DEPT.
SALEM, OREGON



IRRIGATION PLAN

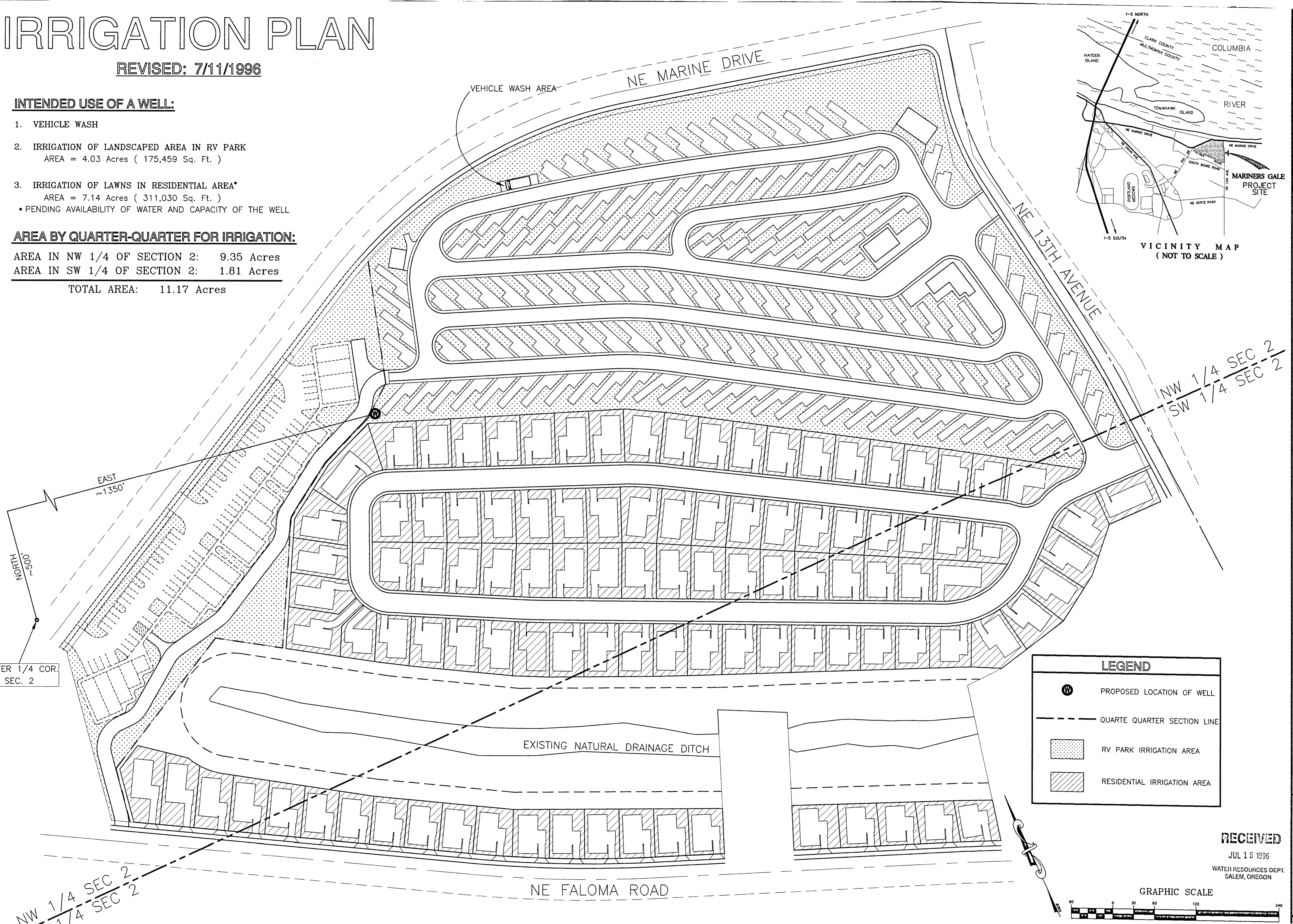
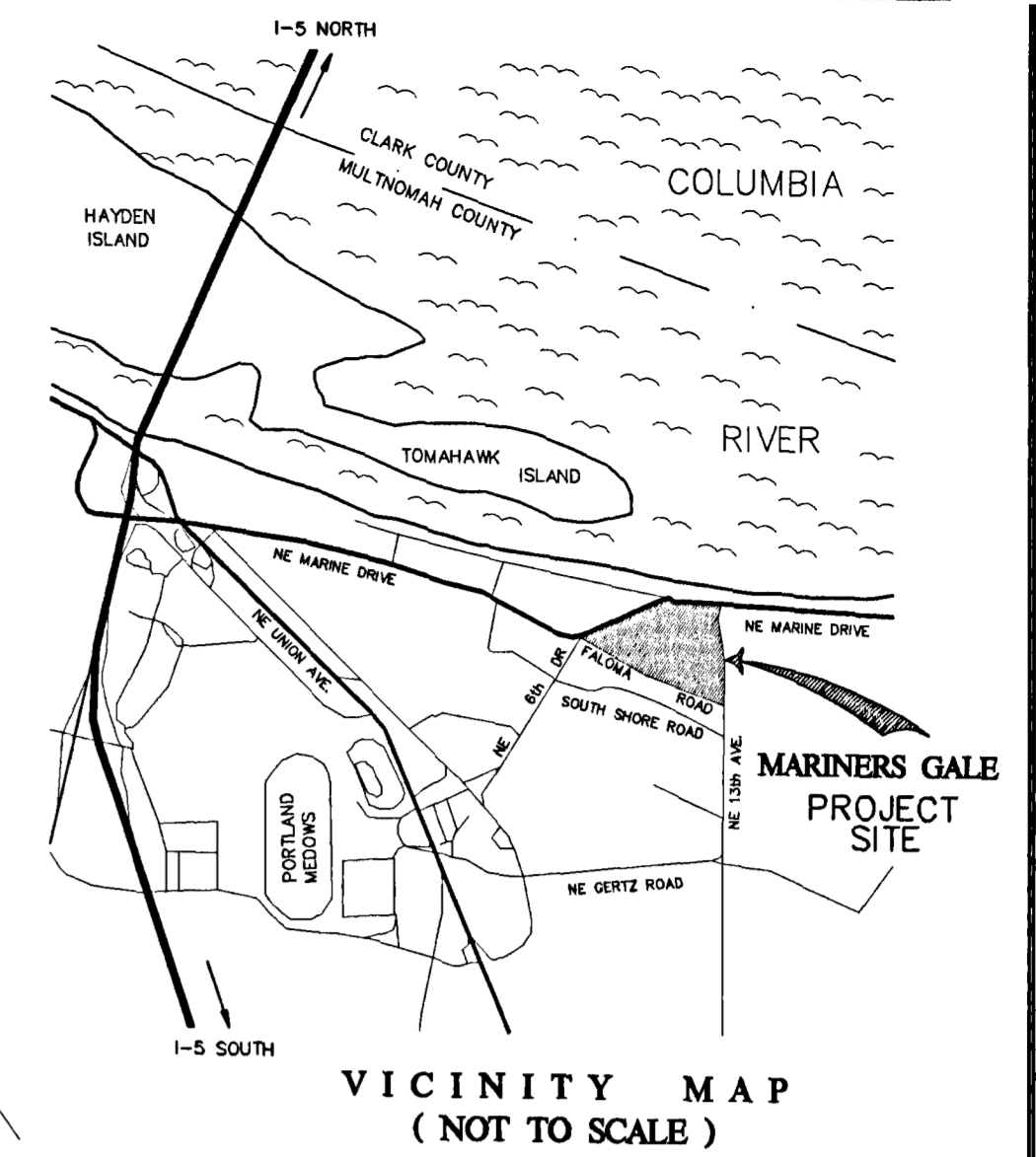
REVISED: 7/11/1996

INTENDED USE OF A WELL:

1. VEHICLE WASH
2. IRRIGATION OF LANDSCAPED AREA IN RV PARK
AREA = 4.03 Acres (175,459 Sq. Ft.)
3. IRRIGATION OF LAWNS IN RESIDENTIAL AREA*
AREA = 7.14 Acres (311,030 Sq. Ft.)
* PENDING AVAILABILITY OF WATER AND CAPACITY OF THE WELL

AREA BY QUARTER-QUARTER FOR IRRIGATION:

AREA IN NW 1/4 OF SECTION 2: 9.35 Acres
 AREA IN SW 1/4 OF SECTION 2: 1.81 Acres
 TOTAL AREA: 11.17 Acres



LEGEND	
	PROPOSED LOCATION OF WELL
	QUARTER QUARTER SECTION LINE
	RV PARK IRRIGATION AREA
	RESIDENTIAL IRRIGATION AREA

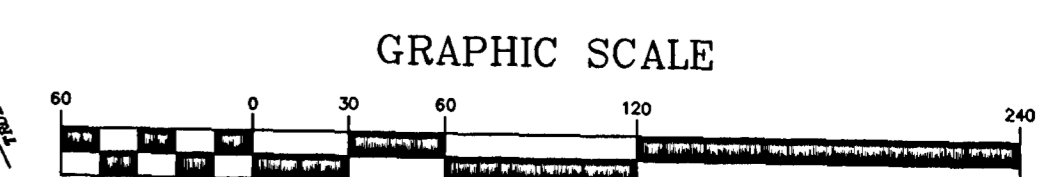
DATE:	4/10/96
DRAWN BY:	AS
CHECKED BY:	WHP
DRAWING NAME:	IRR-PL
JOB NO.:	IRRIGATION PLAN

MARINER'S GALE
 SITUATED IN THE NW & SW 1/4 OF SEC 2 T1N R1E WM
 CITY OF PORTLAND, MULTNOMAH COUNTY, OREGON

DELTA CONSTRUCTION
 203 East Reserve, Vancouver, WA 98661
 PH# 360-696-4448 FAX# 360-695-1970

OWNER/DEVELOPER:
 ASGHAR SADRI
 203 E Reserve
 Vancouver, WA 98661
 360-696-4448

RECEIVED
 JUL 15 1996
 WATER RESOURCES DEPT.
 SALEM, OREGON



OREGON WATER RESOURCES PLAT CARD: Township 1.00 N Range 1.00 E SECTION 2

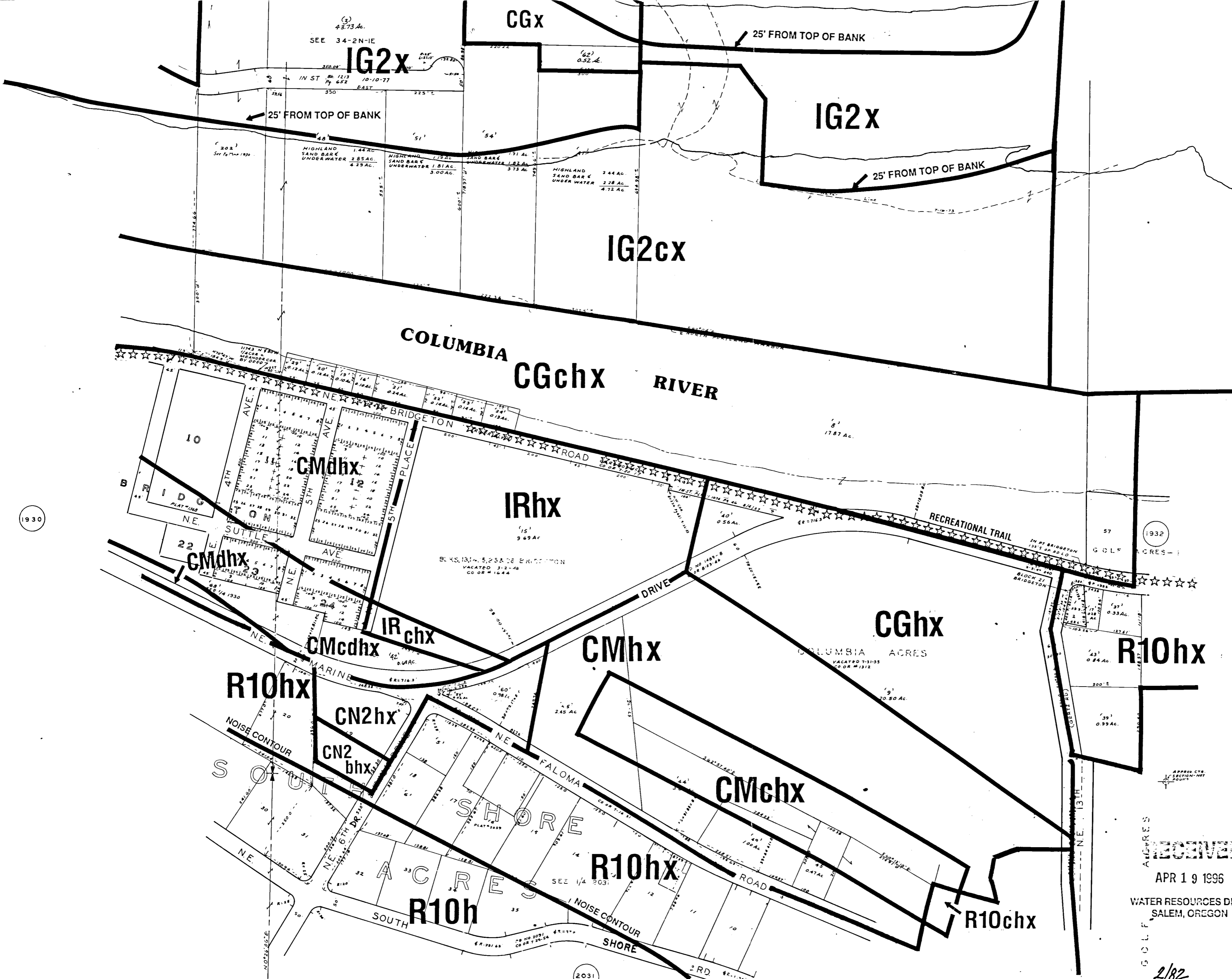
9/21/1996

APP. NO. / PERMIT NO.	CERT NO.	GOV'T LOT DLC	NE				NW				SW				SE				
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
S 71551 0	0 V	(MU)	---																

G-14022

X 28.8
IR

X



1930

1932

2031

THIS MAP DOES NOT SHOW PRIOR OR PENDING LAND USE REVIEWS, CONDITIONS OF APPROVAL OR RECENT LEGISLATIVE CHANGES. OTHER SOURCES OF INFORMATION CAN BE CHECKED.

NOTE: Zoning designations are subject to change; verify zoning prior to development or sales.

R10 Current Zoning Maximum Potential Zoning as per Comprehensive Plan	ZONING REVISED: 10-93	CITY OF PORTLAND BUREAU OF PLANNING 0' 100' 200' 300' SCALE IN FEET
	BASEMAP ACQUIRED: 2/82	
	LEGAL DESCRIPTION: NW 1/4 SEC. 2-IN-1E	1931

APR 19 1996
WATER RESOURCES DEPT.
SALEM, OREGON

2/82