

Application for a Permit to Use Surface Water



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

Water-Use Permit Application Processing

1. Completeness Determination

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

2. Initial Review

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

3. Public Notice

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

4. Proposed Final Order Issued

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

5. Public Notice

Within 7 days of issuing the PFO, the Department gives public notice in the weekly notice. Notice includes information about the application and the PFO. Protest must be received by the Department within 45 days after publication of the PFO in the weekly notice. Anyone may file a protest. The protest filing fee is \$350.00 for the applicant and \$700.00 for non-applicants. Protests are filed on approximately 10% of Proposed Final Orders. If a protest is filed the Department will attempt to settle the protest but will schedule a contested case hearing if necessary.

6. Final Order Issued

If no protests are filed, the Department can issue a Final Order within 60 days of the close of the period for receiving protest. If the application is approved, a permit is issued. The permit specifies the details of the authorized use and any terms, limitations or conditions that the Department deems appropriate.

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Minimum Requirements Checklist

Minimum Requirements (OAR 690-310-0040, OAR 690-310-0050 & ORS 537.140)

Include this checklist with the application

Check that each of the following items is included. The application will be returned if all required items are not included. If you have questions, please call the Water Rights Customer Service Group at (503) 986-0900.

- SECTION 1: applicant information and signature
- SECTION 2: property ownership
- SECTION 3: source of water requested
- SECTION 4: water use
- SECTION 5: water management
- SECTION 6: resource protection
- SECTION 7: project schedule
- SECTION 8: within a district
- SECTION 9: remarks

Attachments:

- Land Use Information Form with approval and signature (*must be an original*) or signed receipt
- Provide the legal description of: (1) the property from which the water is to be diverted, (2) any property crossed by the proposed ditch, canal or other work, and (3) any property on which the water is to be used as depicted on the map.
- Fees - Amount enclosed: \$ \$1850.00
See the Department's Fee Schedule at www.oregon.gov/owrd or call (503) 986-0900.

Provide a map and check that each of the following items is included:

- Permanent quality and drawn in ink
- Even map scale not less than 4" = 1 mile (example: 1" = 400 ft, 1" = 1320 ft, etc.)
- North Directional Symbol
- Township, Range, Section, Quarter/Quarter, Tax Lots
- Reference corner on map
- Location of each well, and/or dam if applicable, by reference to a recognized public land survey corner (distances north/south and east/west)
- Indicate the area of use by Quarter/Quarter and tax lot clearly identified
- Number of acres per Quarter/Quarter and hatching to indicate area of use if for primary irrigation, supplemental irrigation, or nursery
- Location of main canals, ditches, pipelines or flumes (if well is outside of the area of use)
- Other:

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Application for a Permit to Use Surface Water



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SECTION 1: APPLICANT INFORMATION AND SIGNATURE

Applicant Information

NAME MIKE CEREGHINO		PHONE (HM)	
PHONE (WK)	CELL 503-380-3549		FAX
ADDRESS 20525 NE WISTFUL VISTA DRIVE			
CITY FAIRVIEW	STATE OR	ZIP 97024	E-MAIL *

Organization Information

NAME CEREGHINO FARMS		PHONE		FAX
ADDRESS 20525 NE WISTFUL VISTA DRIVE			CELL 503-380-3549	
CITY FAIRVIEW	STATE OR	ZIP 97024	E-MAIL * NO EMAIL	

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

AGENT / BUSINESS NAME ERIC URSTADT / STUNTZNER ENGINEERING & FORESTRY, LLC		PHONE 503-357-5717		FAX 503-357-5698
ADDRESS 2137 19 TH AVE.			CELL	
CITY FOREST GROVE	STATE OR	ZIP 97116	E-MAIL * NO EMAIL	

Note: Attach multiple copies as needed

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

By my signature below I confirm that I understand:

- I am asking to use water specifically as described in this application.
- Evaluation of this application will be based on information provided in the application packet.
- I cannot legally use water until the Water Resources Department issues a permit to me.
- The Department encourages all applicants to wait for a permit to be issued before beginning construction of any proposed diversion. Acceptance of this application does not guarantee a permit will be issued.
- If I begin construction prior to the issuance of a permit, I assume all risks associated with my actions.
- If I get a permit, I must not waste water.
- If development of the water use is not according to the terms of the permit, the permit can be cancelled.
- The water use must be compatible with local comprehensive land use plans.
- Even if the Department issues a permit, I may have to stop using water to allow senior water right holders to get water to which they are entitled.

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

Mike Cereghino
Applicant Signature

Mike Cereghino
Print Name and title if applicable

6-15-15
Date

Applicant Signature

Print Name and title if applicable

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Date

Revise

App. No. <u>S-8806</u>	For Department Use	Date <u>JUL 08 2015</u>
Permit No. _____	SALEM, OR	

SECTION 2: PROPERTY OWNERSHIP

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

Yes

There are no encumbrances.

This land is encumbered by easements, rights of way, roads or other encumbrances.

No

I have a recorded easement or written authorization permitting access.

I do not currently have written authorization or easement permitting access.

Written authorization or an easement is not necessary, because the only affected lands I do not own are state-owned submersible lands, and this application is for irrigation and/or domestic use only (ORS 274.040).

Water is to be diverted, conveyed, and/or used only on federal lands.

List the names and mailing addresses of all affected landowners (*attach additional sheets if necessary*).

N/A

You must provide the legal description of: 1. The property from which the water is to be diverted, 2. Any property crossed by the proposed ditch, canal or other work, and 3. Any property on which the water is to be used as depicted on the map.

SECTION 3: SOURCE OF WATER

A. Proposed Source of Water

Provide the commonly used name of the water body from which water will be diverted, and the name of the stream or lake it flows into. If unnamed, say so:

Source 1: Columbia River

Tributary to: Pacific Ocean

Source 2: _____

Tributary to: _____

Source 3: _____

Tributary to: _____

Source 4: _____

Tributary to: _____

If any source listed above is stored water that is authorized under a water right permit, certificate, or decree, attach a copy of the document or list the document number (for decrees, list the volume, page and/or decree name).

B. Applications to Use Stored Water N/A

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Do you, or will you, own the reservoir(s) described in item 3A above?

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Yes.

SALEM, OR

No. (Please enclose a copy of your written notification to the operator of the reservoir of your intent to file this application, which you should have already mailed or delivered to the operator.)

If *all* sources listed in item 3A are stored water, the Department will review your application using the expedited process provided in ORS 537.147, unless you check the box below. Please see the instruction booklet for more information.

By checking this box, you are requesting that the Department process your application under the standard process outlined in ORS 537.150 and 537.153, rather than the expedited process provided by ORS 537.147. To file an application under the standard process, you must enclose the following:

- A copy of a signed non-expired contract or other agreement with the owner of the reservoir (if not you) to impound the volume of water you propose to use in this application.
- A copy of your written agreement with the party (if any) delivering the water from the reservoir to you.

SECTION 4: WATER USE

Provide the amount of water you propose to use from each source, for each use, in cubic feet-per-second (cfs) or gallons-per-minute (gpm). If the proposed use is from storage, provide the amount in acre-feet (af):

(1 cfs equals 448.8 gpm. 1 acre-foot equals 325,851 gallons or 43,560 cubic feet)

SOURCE	USE	PERIOD OF USE	AMOUNT
Columbia River	Supplemental Irrigation	Irrigation Season	1.2 <input checked="" type="checkbox"/> cfs <input type="checkbox"/> gpm <input type="checkbox"/> af
			<input type="checkbox"/> cfs <input type="checkbox"/> gpm <input type="checkbox"/> af
			<input type="checkbox"/> cfs <input type="checkbox"/> gpm <input type="checkbox"/> af
			<input type="checkbox"/> cfs <input type="checkbox"/> gpm <input type="checkbox"/> af

For irrigation use only:

Please indicate the number of primary and supplemental acres to be irrigated.

Primary: 0 Acres Supplemental: 100 Acres

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

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

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

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SECTION 5: WATER MANAGEMENT

A. Diversion and Conveyance

What equipment will you use to pump water from your source?

Pump (give horsepower and type): 15 HP Centrifical

Other means (describe): _____

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

A pump with fish screen will be placed in the Coumbia River and water piped westerly to Dairy Creek. From there the Dairy Creek POD per Certificate 83331 will be used to convey the water to the irrigated land.

B. Application Method

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

Sprinklers are currently planned.

C. Conservation

Please describe why the amount of water requested is needed and measures you propose to: prevent waste; measure the amount of water diverted; prevent damage to public uses of affected surface waters.

This pump will only be used at night to pump when Dairy Creek and Sturgeon Lake do not have water that can be pumped.

SECTION 6: RESOURCE PROTECTION

In granting permission to use water from a stream or lake, the state encourages, and in some instances requires, careful control of activities that may affect the waterway or streamside area. See instruction guide for a list of possible permit requirements from other agencies. Please indicate any of the practices you plan to undertake to protect water resources.

Diversion will be screened to prevent uptake of fish and other aquatic life.
Describe planned actions: A fish screen will be put in place.

Excavation or clearing of banks will be kept to a minimum to protect riparian or streamside areas.
Describe planned actions: _____

Operating equipment in a water body will be managed and timed to prevent damage to aquatic life.
Describe: No equipment will be in a water body.

Water quality will be protected by preventing erosion and run-off of waste or chemical products.
Describe: All exposed soils will be revegetated to minimize erosion potential.

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SECTION 7: PROJECT SCHEDULE

Date construction will begin: July 2014

Date construction will be completed: July 2019

Date beneficial water use will begin: July 2014

SECTION 8: WITHIN A DISTRICT

Check here if the point of diversion or place of use are located within or served by an irrigation or other water district.

Irrigation District Name	Address	
City	State	Zip

SECTION 9: REMARKS

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

Cereghino Farms already has five water rights associate with their properties in this area. Certificates 83023 and 83331 allow for storage in 5 ponds the use of surface water from Dairy Creek for several uses. Certificates 83024 and 83330 allow for storage in 5 ponds the use of surface water from Sturgeon Lake for several uses. Permit G-16372 is for a well. This well has not been constructed and no water has been used per that permit.

Both Dairy Creek and Sturgeon Lake go down in elevation in the summer months of August and September to a point where often no water can be diverted from for the uses allowed. This application is for a supplemental right to divert water from the Columbia for when the prior rights do not have suitable water supply.

The proposed plan is to divert water from the Columbia River via a pump and pipe it into Dairy Creek (to be used as a bulge in the system). Once in Dairy Creek it can be re-pumped using the Dairy Creek POD in the prior rights. This pumping will only occur when both dairy Creek and Sturgeon Lake are at levels that do not allow for pumping via the prior rights.

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Land Use Information Form



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

NOTE TO APPLICANTS

In order for your application to be processed by the Water Resources Department (WRD), this Land Use Information Form must be completed by a local government planning official in the jurisdiction(s) where your water right will be used and developed. The planning official may choose to complete the form while you wait, or return the receipt stub to you. Applications received by WRD without the Land Use Form or the receipt stub will be returned to you. Please be aware that your application will not be approved without land use approval.

This form is NOT required if:

- 1) Water is to be diverted, conveyed, and/or used only on federal lands; **OR**
- 2) The application is for a water right transfer, allocation of conserved water, exchange, permit amendment, or ground water registration modification, and **all** of the following apply:
 - a) The existing and proposed water use is located entirely within lands zoned for exclusive farm-use or within an irrigation district;
 - b) The application involves a change in place of use only;
 - c) The change does not involve the placement or modification of structures, including but not limited to water diversion, impoundment, distribution facilities, water wells and well houses; **and**
 - d) The application involves irrigation water uses only.

NOTE TO LOCAL GOVERNMENTS

The person presenting the attached Land Use Information Form is applying for or modifying a water right. The Water Resources Department (WRD) requires its applicants to obtain land-use information to be sure the water rights do not result in land uses that are incompatible with your comprehensive plan. Please complete the form or detach the receipt stub and return it to the applicant for inclusion in their water right application. You will receive notice once the applicant formally submits his or her request to the WRD. The notice will give more information about WRD's water rights process and provide additional comment opportunities. You will have 30 days from the date of the notice to complete the land-use form and return it to the WRD. If no land-use information is received from you within that 30-day period, the 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 the Water Resources Department. If you have any questions concerning this form, please contact the WRD's Customer Service Group at 503-986-0801.

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SALEM, OR

Land Use Information Form



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

Applicant: Cereghino Farms
First Last

Mailing Address: 20525 NE Wistful Vista Drive

Fairview OR 97024 Daytime Phone: 503-380-3549
City State Zip

A. Land and Location

Please include the following information for all tax lots where water will be diverted (taken from its source), conveyed (transported), and/or used or developed. Applicants for municipal use, or irrigation uses within irrigation districts may substitute existing and proposed service-area boundaries for the tax-lot information requested below.

Township	Range	Section	¼ ¼	Tax Lot #	Plan Designation (e.g., Rural Residential/RR-5)	Water to be:			Proposed Land Use:
3N	1W	34	Multi	100		<input type="checkbox"/> Diverted	<input checked="" type="checkbox"/> Conveyed	<input checked="" type="checkbox"/> Used	Irrig.
3N	1W	35B	Multi	300 & 600		<input checked="" type="checkbox"/> Diverted	<input checked="" type="checkbox"/> Conveyed	<input checked="" type="checkbox"/> Used	Irrig.
						<input type="checkbox"/> Diverted	<input type="checkbox"/> Conveyed	<input type="checkbox"/> Used	
						<input type="checkbox"/> Diverted	<input type="checkbox"/> Conveyed	<input type="checkbox"/> Used	

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

Multnomah County

B. Description of Proposed Use

Type of application to be filed with the Water Resources Department:

- Permit to Use or Store Water
 Water Right Transfer
 Permit Amendment or Ground Water Registration Modification
 Limited Water Use License
 Allocation of Conserved Water
 Exchange of Water

Source of water: Reservoir/Pond
 Ground Water
 Surface Water (name) Columbia River

Estimated quantity of water needed: 60 AF
 cubic feet per second
 gallons per minute
 acre-feet

Intended use of water: Irrigation
 Commercial
 Industrial
 Domestic for _____ household(s)
 Municipal
 Quasi-Municipal
 Instream
 Other _____

Briefly describe:

The owner wishes to pump water from the Columbia River to provide additional irrigation water for farm crops.

Note to applicant: If the Land Use Information Form cannot be completed while you wait, please have a local government representative sign the receipt at the bottom of the next page and include it with the application filed with the Water Resources Department.

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See bottom of Page 3. →

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For Local Government Use Only

The following section must be completed by a planning official from each county and city listed unless the project will be located entirely within the city limits. In that case, only the city planning agency must complete this form. This deals only with the local land-use plan. Do not include approval for activities such as building or grading permits.

Please check the appropriate box below and provide the requested information

Land uses to be served by the proposed water uses (including proposed construction) are allowed outright or are not regulated by your comprehensive plan. Cite applicable ordinance section(s): mcc 34.2820(A)

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

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

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

Irrigation of farm crops is an Allowed Use in the MUA-20 zone. Applicant's rep indicates no physical improvements other than a pipe & pump will be used. No physical development would be required for activity. Permanent physical improvements would need review for Flood Hazard & setbacks.

Name: LISA Estrin Title: Planner

Signature: Lisa Estrin Phone: 503-988-3043 Date: 5/23/14

Government Entity: Multnomah County Land Use Planning.

Note to local government representative: Please complete this form or sign the receipt below and return it to the applicant. If you sign the receipt, you will have 30 days from the Water Resources Department's notice date to return the completed Land Use Information Form or WRD may presume the land use associated with the proposed use of water is compatible with local comprehensive plans.



Receipt for Request for Land Use Information

Applicant name: _____

City or County: _____ Staff contact: _____

Signature: _____ Phone: _____ Date: JUL 08 2015

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3N1W35B 00300 ATT. B
and
3N1W34 00100

10-10-20

This space reserved for recorder's use.	
Grantor's Name and Address	Recorded in the County of Multnomah, Ore. 11
	C. Suick, Deputy Clerk
	Total : \$4.00
	2001-054191 04/18/2001 10:06:10am ATSNP
	A37 4 REC SUR DOR OLIF HSF
	20.00 0.00 10.00 1.00 .00
Grantee's Name and Address	
After recording return to:	
Michael J. Cereghino Trust	
Name, Address, Zip	
Until a change is requested all tax statements shall be sent to the following address:	
Same as Above	
Name, Address, Zip	

Form No. 967 - Special Warranty Deed
SPECIAL WARRANTY DEED - STATUTORY FORM

Bonnie A. Heeschen, grantor, conveys and specially warrants to Michael J. Cereghino and Phyllis Cereghino, Co-Trustees of the Michael J. Cereghino Trust u/a/d March 1, 1995, grantee, the following described real property free of encumbrances created or suffered by the grantor except as specifically set forth herein, situated in Multnomah County to wit:

See Exhibit B attached hereto and made a part hereof.

The property is free of all encumbrances created or suffered by the grantor except: Those of record.

The true consideration for this conveyance is This deed is in fulfillment of that certain real estate contract dated December 31, 1979, Recorded December 31, 1979 in Book 1409 Page 2370. (Here comply with the requirements of ORS 93.030)

Dated this April 13, 2001

THIS INSTRUMENT WILL NOT ALLOW USE OF THE PROPERTY DESCRIBED IN THIS INSTRUMENT IN VIOLATION OF APPLICABLE LAND USE LAWS AND REGULATIONS. BEFORE SIGNING OR ACCEPTING THIS INSTRUMENT, THE PERSON ACQUIRING FEE TITLE TO THE PROPERTY SHOULD CHECK WITH THE APPROPRIATE CITY OR COUNTY PLANNING DEPARTMENT TO VERIFY APPROVED USES AND TO DETERMINE ANY LIMITS ON LAWSUITS AGAINST FARMING OR FOREST PRACTICES AS DEFINED IN ORS 30.930.

Patricia Jean Todd

Bonnie A. Heeschen by Patricia Jean Todd
Bonnie A. Heeschen by Patricia Jean Todd, her attorney in fact

RECORDED OFFICER'S TITLE AS AN INSTRUMENTATION OFFICER IS REQUIRED FOR THE RECORDING OF TITLE OR FOR THE VALIDITY THEREOF, OR EFFECT OF THIS DOCUMENT.

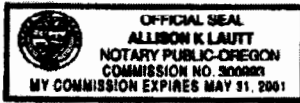
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ACKNOWLEDGMENT

STATE OF OREGON } ss
County of Multnomah

On this April 13, 2001 personally appeared Patricia Jean Todd, who, being duly sworn (or affirmed), did say that she is the attorney in fact for Bonnie A. Heeschen and that she executed the foregoing instrument by authority of and in behalf of said principal; and she acknowledged said instrument to the act and deed of said principal.



Before me: Allison K. Lantz
Notary Public for the State of Oregon
My Commission Expires: 5/31/01

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EXHIBIT "B" - Cereghino Contract Property

PARCEL A:

Situate in the Horace J. McIntire Donation Land Claim No. 54, in Sections 34 and 35, Township 3 North, Range 1 West of the Willamette Meridian, in the County of Multnomah and State of Oregon and being a part of the Athleen H. Reeder property, described as follows:

Beginning at a Multnomah County brass cap in concrete monument found for a witness corner to the Northwest corner of said McIntire D.L.C. on the East bank of Sturgeon Lake, thence on the North line of said McIntire D.L.C. and the South line of the Reeder D.L.C., South 88°23'45" East, 322.76 feet to the Section line between Sections 34 and 35, and continuing South 88°23'45" East, 1031.16 feet to a JSM monument set in the centerline of Reeder Road (C.R. 1888-50) at Station 25 + 22.52 P.O.C., from which a Multnomah County brass cap monument found as a witness line marker on said Donation Land Claim lines bears South 88°23'45" East, 35.98 feet, thence Southerly on the arc of a 954.50 foot radius curve of said road, 317.83 feet to Station 22 + 04.69 D.C., a JSM monument set, thence continuing in the center of said road the following courses and distances:
South 53°35' West, 212.73 feet to Station 19 + 91.96 E.C., a JSM monument set; thence on the arc of a 636.48 foot radius curve 398.83 feet to Station 15 + 93.13 P.O.C., a JSM monument set at the intersection with the Northwesterly extension of McIntire Slough (Dairy Creek) and continuing on said arc 219.35 feet to Station 13 + 73.58 D.C., a JSM monument set; thence South 02°05' East, 237.18 feet to Station 11 + 46.40 E.C., a JSM monument set; thence on the arc of a 954.96 foot radius curve, 203.40 feet to JSM monument set at the intersection of the South line of said Athleen Reeder tract as surveyed and monumented in March 1941 (CS 29,497) by Beasley & Stoehr, Engineers in survey of Kitty Hutchinson property;
thence leaving said Reeder Road North 88°20'50" West, on said Southerly property line 752.59 feet to an iron pipe found; thence North 88°20'50" West, 1989.41 feet to an iron pipe found; thence North 88°20'50" West, 183.55 feet to the point of intersection, as calculated, with the McIntire D.L.C. surveyed meander line along the mean high water line of the East bank of Sturgeon Lake; thence Northeasterly along said mean high water line to the North line of said McIntire D.L.C. (the following retracement courses and distances of Donation Land Claim survey arc for area and closure computations only) North 69°06'15" East, 854.74 feet, North 55°36'15" East, 924.00 feet, North 49°36'15" East, 693.0 feet to the intersection of said North line of the McIntire D.L.C.; thence South 88°23'45" East on said line 137.56 feet to the point of beginning.

(Parcel A describes property now known as Parcel 3, Partition Plat 1996-151 and that property conveyed in Bargain and Sale Deed recorded October 1, 1986 in Book 1942, Page 1788)

PARCEL B:

Situate in the Horace J. McIntire Donation Land Claim No. 54, in Section 35, Township 3 North, Range 1 West of the Willamette Meridian, in the County of Multnomah and State of Oregon and being a part of the Athleen H. Reeder property, described as follows:

Beginning at JSM monument set in the center of Reeder Road (CR 1888-50) at Station 25 + 22.52 P.O.C. on the monumented North line of said McIntire D.L.C., also being the South line of the Reeder D.L.C., from which a Multnomah County brass cap monument found as a witness line marker on said D.L.C. lines bears South 88°23'45" East, 35.98 feet, thence on said D.L.C. lines South 88°23'45" East, 107.34 feet to a point in the center of a slough Easterly of Reeder Road, thence continuing South 88°23'45" East on said D.L.C. lines 1244.52 feet to a point on the Westerly line of a new 2 acre tract being reserved by the seller with a life estate encompassing house and yard; thence South 01°36'15" West on said life estate tract West line 155.00 feet to a JSM monument set, thence South 88°23'45" East on the South line of said life estate tract, 172.12 feet to a JSM monument set, thence continuing South 88°23'45" East to the mean high water line of the Columbia River (said South line intersects the calculated D.L.C. surveyed meander line along the river at 253.00 feet); thence Southerly along said mean high water line (the following courses and distances along calculated meander line arc provided for closure and area calculations only) South 13°06'15" West, on meander line, 396.88 feet to an angle point; thence South 21°21'15" West, on meander line, 631.41 feet to a point on the North line of the Taber tract described in Book 1005, Page 435, Multnomah County Deed Records, said North line being 200.00 feet North of the South line of the "Kitty Hutchinson" South line; thence North 88°20'50" West on said Taber North line 303.00 feet to a JSM monument set, thence continuing North 88°20'50" West, 1137.97 feet to a JSM monument set on the bank of Dairy Creek Slough; thence continuing North 88°20'50" West, 122.40 feet to the center of said slough; thence Northwesterly (North 47°49' West, 687.47 feet) in the center of said slough to its intersection as extended with the centerline of said Reeder Road, a JSM monument set at Station 15 + 93.13 P.O.C.; thence Northerly (the following courses and distances in the center of said road to beginning) on the arc of a 636.48 foot radius curve 398.83 feet (chord bears North 35°37'55" East, 392.34 feet) to a JSM monument set at Station 19 + 91.96 E.C.; thence North 53°35' East, 212.73 feet to a JSM monument set at Station 22 + 04.69 D.C., thence on the arc of a 954.50 foot radius curve 317.83 feet (chord bears North 44°02'39" East, 316.36 feet) to the point of beginning.

EXCEPTING THEREFROM a portion situate in the Horace J. McIntire Donation Land Claim No. 54, in Section 35, Township 3 North, Range 1 West of the Willamette Meridian, in the County of Multnomah and State of Oregon, described as follows:

Beginning at JSM monument set in the center of Reeder Road (CR 1888-50) at Station 25 + 22.52 P.O.C. on the monumented North line of said McIntire D.L.C., also being the South line of the Reeder D.L.C., from which a Multnomah County brass cap monument found as a witness line marker on said D.L.C. lines bears South 88°23'45" East, 35.98 feet, thence on said D.L.C. lines South 88°23'45" East, 107.34 feet to a point in the center of a slough East of Reeder Road; thence continuing on said claim lines and same bearing 69.00 feet to a JSM monument, as per PS 44248 survey, a point on the East top of bank of said slough; thence continuing on said claim lines and same bearing 50.00 feet to a JSM monument set 18 inches deep at the Northeast corner of this tract described; thence South 01°36'15" West, 50.00 feet to a JSM monument set 18 inches deep; thence North 88°23'45" West, parallel with said claim lines, 261.00 feet to a point in the center of said Reeder Road at Station 24 + 61.67 P.O.C.; thence Northwesterly in the center of said road on the arc of a 954.50 foot radius left curve 60.84 feet (chord bears North 36°19'53" East, 60.84 feet) to the point of beginning. EXCEPTING THEREFROM any portion lying in the Public right of way.

(Parcel B describes property now known as Parcel 2, PARTITION PLAT 1996-151)

RESERVING THEREFROM a 20 foot wide easement for ingress and egress to Parcel 1, PARTITION PLAT 1996-151, being 10 feet on each side of the following described centerline:

Beginning at a point in the center of Reeder Road at Station 23 + 96.47 P.O.C., said point being South 38°17'18" West, 125.96 feet from a JSM monument set in the center of said road at Station 25 + 22.52 P.O.C., a point on the North line of said McIntire D.L.C.; thence South 79° East, across a bridge over the slough East of said Reeder Road, 200.00 feet to a point; thence South 30° East, 250.00 feet to an angle point; thence South 42°18' East, 357.56 feet to an angle point; thence South 57°57' East, 268.15 feet to an angle point, thence

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North 78°23' East, 185.65 feet to an angle point; thence North 57°44' East, 624.65 feet to an angle point, thence North 11°46' East, 184.33 feet to an angle point; thence North 13° West, 13.50 feet to and terminating at the South line of Parcel 1, Partition Plat 1996-151.

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S-88106

3N1W35B 00600

Recorded in the County of Multnomah, Oregon
C. Suick, Deputy Clerk
33.00
96109764 08:16am 07/22/96
029 80001717 06 02
A37 2 0.00 10.00 3.00 20.00 0.00

AFTER RECORDING RETURN TO:
Joyle C. Dahl
Schwabe, Williamson & Wyatt
Suite 1800
1211 S.W. Fifth Avenue
Portland, Oregon 97204-3795

**UNTIL A CHANGE IS REQUESTED,
ALL TAX STATEMENTS SHALL
BE SENT TO: No change**

STATUTORY WARRANTY DEED

MICHAEL J. CEREGHINO and PHYLLIS CEREGHINO, husband and wife,
Grantors, convey and warrant to MICHAEL J. CEREGHINO and PHYLLIS
CEREGHINO, Co-Trustees of the MICHAEL J. CEREGHINO TRUST u/a/d/ March
1, 1995, Grantee, the following described real property free of
encumbrances except as specifically set forth herein:

PARCEL XII:

That portion of the H. J. McIntire Donation Land Claim in the Northwest quarter of Section 35 and the
Northeast quarter of Section 34, Township 3 North, Range 1 West, of the Willamette Meridian, in the County
of Multnomah and State of Oregon, described as follows:

Beginning at a Multnomah County concrete monument with brass cap on the North line of said H. J.
McIntire Donation Land Claim which is 35.98 feet East of the centerline of "Reeder Road" as shown on
Multnomah County Record of Survey No. 42248; thence North 08°23'45" West along said Donation Land
Claim line, 444.19 feet to a 5/8 inch iron rod at the true point of beginning; thence continuing North
08°23'45" West along said Donation Land Claim line, 045.80 feet to a Multnomah County concrete
monument with brass cap; thence North 88°21'31" West along said Donation Land Claim line, 117.86 feet
to a 5/8 inch iron rod; thence leaving said Donation Land Claim line North 48°05'48" East, 367.08 feet to
a 5/8 inch iron rod; thence South 72°53'57" East, 091.09 feet to a 5/8 inch iron rod; thence along the arc
of a 345 foot radius curve to the right for an arc distance of 148.13 feet to the true point of beginning.

This conveyance is made by Grantor and accepted by Grantee
subject to the exceptions of record in Multnomah County, Oregon, to
the extent valid and subsisting and affecting the property conveyed.

The true consideration for this conveyance consists of or
includes other property or other value given or promised. This is a
transfer to a grantor trust.

THIS INSTRUMENT WILL NOT ALLOW USE OF THE PROPERTY DESCRIBED IN
THIS INSTRUMENT IN VIOLATION OF APPLICABLE LAND USE LAWS AND
REGULATIONS. BEFORE SIGNING OR ACCEPTING THIS INSTRUMENT, THE PERSON

-1- 142

(18149W89778(W))1061247.1)

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S-88106

ACQUIRING FEE TITLE TO THE PROPERTY SHOULD CHECK WITH THE APPROPRIATE CITY OR COUNTY PLANNING DEPARTMENT TO VERIFY APPROVED USES.

Executed this 18 day of July, 1996.

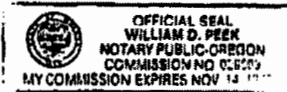
GRANTORS:

Michael J. Cereghino
Michael J. Cereghino

Phyllis Ann Cereghino
Phyllis Cereghino

STATE OF OREGON)
) ss.
County of Multnomah)

This instrument was acknowledged before me this 18th day of July, 1996, by MICHAEL J. CEREGHINO and PHYLLIS CEREGHINO.



William D. Peek
NOTARY PUBLIC FOR OREGON
My Commission Expires: 11/14/97

July 22, 1996

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SALEM, OR

Date _____

(For staff use only)



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

WE ARE RETURNING YOUR APPLICATION FOR THE FOLLOWING REASON(S):

- SECTION 1: _____
- SECTION 2: _____
- SECTION 3: _____
- SECTION 4: _____
- SECTION 5: _____
- SECTION 6: _____
- SECTION 7: _____
- SECTION 8: _____
- SECTION 9: _____
- Land Use Information Form _____
- Provide the legal description of: (1) the property from which the water is to be diverted, (2) any property crossed by the proposed ditch, canal or other work, and (3) any property on which the water is to be used as depicted on the map.
- Fees _____

MAP

- Permanent quality and drawn in ink
- Even map scale not less than 4" = 1 mile (example: 1" = 400 ft, 1" = 1320 ft, etc.)
- North Directional Symbol
- Township, Range, Section, Quarter/Quarter, Tax Lots
- Reference corner on map
- Location of each well, and/or dam if applicable, by reference to a recognized public land survey corner (distances north/south and east/west)
- Indicate the area of use by Quarter/Quarter and tax lot clearly identified
- Number of acres per Quarter/Quarter and hatching to indicate area of use if for primary irrigation, supplemental irrigation, or nursery
- Location of main canals, ditches, pipelines or flumes (if well is outside of the area of use)
- Other _____

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TELEPHONE (503) 357-5717
FAX (503) 357-5698
WEBSITE: www.stuntzner.com
2137 19th Avenue
Forest Grove, OR 97116

COOS BAY - FOREST GROVE - DALLAS

June 29, 2015

Oregon Water Resources Department
725 Summer Street NE, Ste. A
Salem, OR 97301-1266

RE: *Application for a Permit to Use Surface Water*

To Whom It May Concern:

An *Application for a Permit to Use Surface Water* has been completed for Mike Cereghino/
Cereghino Farms. You will find the following enclosed:

1. A check in the amount of \$1850.00 for the estimated Permit Application fee.
2. The completed and signed *Application for a Permit to Use Surface Water*
 - a. Attachment A – Land Use Information Form
 - b. Attachment B – Legal description of 3N1W35B 00300 and 3N1W34 00100
 - c. Attachment C – Legal description of 3N1W35B 00600
 - d. Attachment D – Water Rights Application Map

If you have any questions on this submitted material, please contact Bill Flatz at 503-357-5717
or billflatz@stuntzner.com

Sincerely,
Stuntzner Engineering & Forestry LLC

Carol Taylor
Office Assistant

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