

Application for a Permit to Use Ground Water



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

SECTION 1: APPLICANT INFORMATION AND SIGNATURE

Applicant Information

NAME MONTE MINCHOW		PHONE (HM)	
PHONE (WK)	CELL 541-821-1504		FAX
ADDRESS 2232 ZEMKE ROAD			
CITY TALENT	STATE OR	ZIP 97540	E-MAIL* MMINCHOW@TEHRAIN.COM

Organization Information

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

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

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

Note: Attach multiple copies as needed

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

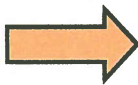
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By my signature below I confirm that I understand:

- I am asking to use water specifically as described in this application.
- Evaluation of this application will be based on information provided in the application.
- I cannot use water legally until the Water Resources Department issues a permit.
- Oregon law requires that a permit be issued before beginning construction of any proposed well, unless the use is exempt. Acceptance of this application does not guarantee a permit will be issued.
- If I get a permit, I must not waste water.
- If development of the water use is not according to the terms of the permit, the permit can be cancelled.
- The water use must be compatible with local comprehensive land-use plans.
- Even if the Department issues a permit, I may have to stop using water to allow senior water-right holders to get water to which they are entitled.

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

Monte Minchow
Applicant Signature

MONTE E. MINCHOW
Print Name and title if applicable

2-2-16
Date

Applicant Signature

Print Name and title if applicable

Date

For Department Use		
App. No. <u>G-18270</u>	Permit No. _____	Date _____

SECTION 2: PROPERTY OWNERSHIP

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

Yes

There are no encumbrances.

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

No

I have a recorded easement or written authorization permitting access.

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

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

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

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

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

SECTION 3: WELL DEVELOPMENT

WELL NO.	NAME OF NEAREST SURFACE WATER	IF LESS THAN 1 MILE:	
		DISTANCE TO NEAREST SURFACE WATER	ELEVATION CHANGE BETWEEN NEAREST SURFACE WATER AND WELL HEAD
1	ANDERSON CREEK	6,178 FEET	-600 FT.

Please provide any information for your existing or proposed well(s) that you believe may be helpful in evaluating your application. For existing wells, describe any previous alteration(s) or repair(s) not documented in the attached well log or other materials (*attach additional sheets if necessary*).

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SECTION 3: WELL DEVELOPMENT, CONTINUED

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

The table below must be completed for each source to be evaluated or the application will be returned. If this is an existing well, the information may be found on the applicable well log. (If a well log is available, please submit it in addition to completing the table.) If this is a proposed well, or well-modification, consider consulting with a licensed well driller, geologist, or certified water right examiner to obtain the necessary information.

OWNER'S WELL NAME OR NO.	PROPOSED	EXISTING	WELL ID (WELL TAG) NO.* OR WELL LOG ID**	FLOWING ARTESIAN	CASING DIAMETER	CASING INTERVALS (IN FEET)	PERFORATED OR SCREENED INTERVALS (IN FEET)	SEAL INTERVALS (IN FEET)	MOST RECENT STATIC WATER LEVEL & DATE (IN FEET)	PROPOSED USE			
										SOURCE AQUIFER***	TOTAL WELL DEPTH	WELL-SPECIFIC RATE (GPM)	ANNUAL VOLUME (ACRE-FEET)
1	<input type="checkbox"/>	<input checked="" type="checkbox"/>	JACK 32874	<input type="checkbox"/>	6"	+1-59	80-400	0-21	27	SEE WELL LOG	400	10	16.1
	<input type="checkbox"/>	<input type="checkbox"/>		<input type="checkbox"/>									
	<input type="checkbox"/>	<input type="checkbox"/>		<input type="checkbox"/>									
	<input type="checkbox"/>	<input type="checkbox"/>		<input type="checkbox"/>									
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	<input type="checkbox"/>	<input type="checkbox"/>		<input type="checkbox"/>									
	<input type="checkbox"/>	<input type="checkbox"/>		<input type="checkbox"/>									
	<input type="checkbox"/>	<input type="checkbox"/>		<input type="checkbox"/>									

* Licensed drillers are required to attach a Department-supplied Well Tag, with a unique Well ID or Well Tag Number to all new or newly altered wells. Landowners can request a Well ID for existing wells that do not have one. The Well ID is intended to serve as a unique identification number for each well.
 ** A well log ID (e.g. MARI 1234) is assigned by the Department to each log in the agency's well log database. A separate well log is required for each subsequent alteration of the well.
 *** Source aquifer examples: Troutdale Formation, gravel and sand, alluvium, basalt, bedrock, etc.

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SECTION 4: WATER USE

USE	PERIOD OF USE	ANNUAL VOLUME (ACRE-FEET)
NURSERY	YEAR ROUND	16.1

Exempt Uses: Please note that 15,000 gallons per day for single or group **domestic** purposes and 5,000 gallons per day for a single **industrial or commercial** purpose are exempt from permitting requirements.

For irrigation use only:

Please indicate the number of primary and supplemental acres to be irrigated (*must match map*).

Primary: _____ Acres Supplemental: _____ Acres

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

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

- 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: _____

SECTION 5: WATER MANAGEMENT

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A. Diversion and Conveyance

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

Pump (give horsepower and type): 1.5

Other means (describe): _____

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

B. Application Method

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

_____ DRIP/MICRO

C. Conservation

Please describe why the amount of water requested is needed and measures you propose to: prevent waste; measure the amount of water diverted; prevent damage to aquatic life and riparian habitat; prevent the discharge of contaminated water to a surface stream; prevent adverse impact to public uses of affected surface waters. WILL USE EFFICIENT DRIP/MICRO IRRIGATION TO NURSERY. WILL INSTALL WATER METER ON DIVERTED WATER. WILL NOT HAVE ANY DISCHARGE OF CONTAMINATED WATER.

SECTION 6: STORAGE OF GROUND WATER IN A RESERVOIR

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

Reservoir name: _____ Acreage inundated by reservoir: _____

Use(s): _____

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

Note: If the dam height is greater than or equal to 10.0' above land surface AND the reservoir will store 9.2 acre feet or more, engineered plans and specifications must be approved prior to storage of water.

SECTION 7: USE OF STORED GROUND WATER FROM THE RESERVOIR

If you would like to use stored ground water from the reservoir, complete this section (*if more than one reservoir, reproduce this section for each reservoir*).

Annual volume (acre-feet): _____

USE OF STORED GROUND WATER	PERIOD OF USE

SECTION 8: PROJECT SCHEDULE

Date construction will begin: ASAP

Date construction will be completed: ASAP

Date beneficial water use will begin: ASAP

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SECTION 9: WITHIN A DISTRICT

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

Irrigation District Name	Address	
City	State	Zip

SECTION 10: REMARKS

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

94-01761

WARRANTY DEED

CLAUDE W. CURRAN, EARLE G. CURRAN and WILLIAM B. PURDOM, Trustees under that certain Trust Agreement dated 10/24/71, Grantor, conveys and warrants to MONTE MINCHOW and SHARON MINCHOW, Grantee, the following described real property free of encumbrances except as specifically set forth herein, situated in Jackson County, Oregon:

Parcel No. Three (3) of Partition Plat recorded October 14, 1993, as Partition Plat No. P-83-1993 of "Record of Partition Plats" in Jackson County, Oregon, and filed as Survey #13682 in the Office of the Jackson County Surveyor.

(Code 4-8, Portion Account #1-3577-3, Map #381W28, Portion Tax Lot #1400)

(Code 4-10, Portion Account #1-4273-1, Map #381W28, Portion Tax Lot #1400)

CONSIDERATION: \$85,000.00

SUBJECT TO:

Encumbrances of record, easements and rights-of-way of record, rights of the public within the limits of public roadways, rights of private parties within existing roadways, driveways and turnarounds, generally; and more specifically,

SUBJECT TO:

1. 1993-94 taxes, \$221.49. (Code 4-8) (not segregated)
1993-94 taxes, \$707.82. (Code 4-10) (not segregated)
2. Recapture taxes and other increased taxes to which the property may become subject in the event of reclassification as something other than its current "Forest Land" classification, or any other reclassification or event resulting in the property being assessed differently.
3. Consequences of the property being subject to the statutory powers, including the power of assessment, of Bear Creek Valley Sanitary Authority.
4. The terms and provisions of the Agreement for Easement for underground power and phone lines, recorded 04/23/93 as Document No. 93-12896 of the Official Records of Jackson County, Oregon, for which there may not be any specific location yet determined (reference "NOTE" in #5 below).
5. The terms and provisions of the Private Road Maintenance and Access Agreement recorded 04/23/93 as Document No. 93-12897 of the Official Records of Jackson County, Oregon, for which there may not be any specific location yet determined according to a NOTE set forth on Partition Plat recorded 10/14/93 as Partition Plat No. P-83-1993 of "Record of Partition Plats" in Jackson County, Oregon, and filed as Survey No. 13682 in the Office of the Jackson County Surveyor.
6. The Private Road and Public Utility Easement, 50 feet in width, as well as the 30 foot radius turnaround easement at the northern end thereof, as set forth and illustrated on Partition Plat recorded 10/14/93 as Partition Plat No. P-83-1993 of "Record of Partition Plats" in Jackson County, Oregon, and filed as Survey No. 13682 in the Office of the Jackson County Surveyor.
7. The NOTE set forth on the Partition Plat recorded 10/14/93 as Partition Plat No. P-83-1993 of "Record of Partition Plats" in Jackson County, Oregon, and filed as Survey No. 13682 in the Office of the Jackson County Surveyor, as follows: "This property, at the time of the recording of the final plat, was not shown to be suitable for development because a sewage disposal

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AFTER RECORDING RETURN TO:
LOMBARD, KNUDSEN & HOLTEY
PO Box 1090
Ashland, OR 97520

SEND TAX STATEMENTS TO: BEN LOMBARD, JR.
Monte Minchow/Sharon Minchow
PO Box 366
Medford, OR 97501

ATTORNEY AT LAW
PO BOX 5050
ASHLAND, OR 97520
(503) 482-8491

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system has not been approved for this property and because of a potential lack of domestic water."

8. The Restrictive Covenants Relating to Deferred Improvement Agreement (regarding improvement of Zemke Road) with Jackson County, recorded 10/14/93 as No. 93-34580 of the Official Records of Jackson County, Oregon.

9. The terms and provisions of the Private Road Maintenance and Access Agreement recorded 10/14/93 as Document No. 93-34581 of the Official Records of Jackson County, Oregon.

10. All information set forth on the Partition Plat recorded 10/14/93, as Partition Plat No. P-83-1993 of "Record of Partition Plats" in Jackson County, Oregon, and filed as Survey No. 13682 in the Office of the Jackson County Surveyor, including the statement: "There are no water rights appurtenant to this property".

11. An Easement, hereby expressly reserved from this conveyance, within and across the property for the location and maintenance of a well and a septic leach field for the purpose of providing service to and for the other two parcels held by Grantor (Parcels No. One (1) and Two (2) of Partition Plat recorded 10/14/93 as Partition Plat No. P-83-1993 of "Record of Partition Plats" in Jackson County, Oregon, and filed as Survey No. 13682 in the Office of the Jackson County Surveyor, reference Jackson County Planning Department file No. 92-13-MJP/92-6-V) for the benefit of Grantor and Grantor's successors in interest, to run with and be appurtenant to both of the parcels forever,

EXCEPT THAT:

The ability of Grantor or their successors in interest to utilize the leach field easement shall be conditioned upon the denial of a permit for the location of a septic leach field within the other two parcels subject to Jackson County Planning Department file referenced above. The ability of Grantor or their successors in interest to utilize the easement for a well shall be conditioned upon the failure of Grantor or their successors in interest to obtain a well producing a minimum of 5 gallons per minute of potable water within the other two parcels subject to Jackson County Planning Department file referenced above after making at least two attempts to drill such a well for minimum depths of 300 feet each. The easement reserved by Grantor for a well or septic leach field shall become null and void upon the approval of the other parcels subject to Jackson County Planning Department file referenced above for a septic disposal system or upon a well having been drilled on the other parcels subject to Jackson County Planning Department file referenced above which has a minimum production, at the time of drilling, of not less than 5 gallons per minute, as the case may be. The easement reserved by Grantor for the purposes of this paragraph shall encompass a strip of land which is the northerly most 150 feet of the property being conveyed hereunder which lies to the east of the gully which is the lowest point on the subject property and which traverses in a generally northwest to southeast direction.

12. a. No mobile home shall be placed permanently upon the property. A temporary mobile home or trailer may be placed upon the property during construction of Grantee's residence, but shall be removed immediately upon completion of construction;

b. If Grantee develops a "corporate yard" for the purpose of storing personal property in conjunction with Grantee's business, such area of the property shall be screened from the view of other property owners within 400 feet of the property being sold hereunder.

While monies remain due and owing to Grantor for the

Page 2 - WARRANTY DEED

BEN LOMBARD, JR.
ATTORNEY AT LAW
PO BOX 4090
ASHLAND, OR 97520
(503) 432-8491

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C-1927m

property, and until the recordation of the reconveyance of the deed of trust securing the payment of the purchase price for the property, Grantee shall not cut or remove any timber on and from the property except dead, dying or downed trees and as is necessary for the construction of improvements on the property, access to such improvements, the installation of utilities and the relocation of roads necessary for the construction of the improvements.

If Grantee's use of the property results in the change of any special tax treatment to which the property may be entitled at and prior to the time of sale, Grantee shall be obligated to pay any increases in taxes, charges and assessments which may be attributable to such change in use including, but not limited to, any taxes subject to recapture.

The true consideration for this conveyance is EIGHTY-FIVE THOUSAND DOLLARS (\$85,000.00).

THIS INSTRUMENT WILL NOT ALLOW USE OF THE PROPERTY DESCRIBED IN THIS INSTRUMENT IN VIOLATION OF APPLICABLE LAND USE LAWS AND REGULATIONS. BEFORE SIGNING OR ACCEPTING THIS INSTRUMENT, THE PERSON ACQUIRING FEE TITLE TO THE PROPERTY SHOULD CHECK WITH THE APPROPRIATE CITY OR COUNTY PLANNING DEPARTMENT TO VERIFY APPROVED USES.

Dated this 18 day of November, 1993.

Claude W. Curran
CLAUDE W. CURRAN, Trustee

Earle G. Curran
EARLE G. CURRAN, Trustee

William B. Purdom
WILLIAM B. PURDOM, Trustee

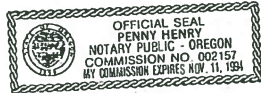
Jackson County, Oregon
Recorded
OFFICIAL RECORDS

2:10 JAN 14 1994 P.M.

KATHLEEN S. BECKETT
CLERK and RECORDER
Kathleen S. Beckett

STATE OF OREGON)
County of Jackson) ss.

This instrument was acknowledged before me on November 18, 1993, by CLAUDE W. CURRAN and WILLIAM B. PURDOM.



Penny Henry
Notary Public for Oregon
My Commission Expires: 11-11-94

STATE OF CALIFORNIA)
County of SHASTA) ss.

This instrument was acknowledged before me on November 19, 1993, by EARLE G. CURRAN.



Christine L. Liddell
Notary Public for ~~Oregon~~ CALIFORNIA
My Commission Expires: Jan. 24, 1995

After Recording Return To:
LOMBARD, KNUDSEN & HOLTEY
Attorney at Law
P.O. Box 1090
Ashland, OR 97520

Send Tax Statements To:
Monte Minchow
Sharon Minchow
Post Office Box 366
Medford, OR 97501

BEN LOMBARD, JR.
ATTORNEY AT LAW
PO BOX 1090
ASHLAND, OR 97520
(503) 482-8491

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Receipt for Request for Land Use Information

Applicant name: Monte Minchow
City or County: Jackson County Staff contact: Frank Hernandez
Signature: Claris Burt Phone: 541-774-6307 Date: 2-5-16

Revised 3/4/2010

Ground Water/10

WR