

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 WILLIAM, DOUGLAS, AND THOMSON MARTIN			PHONE (HM)		
PHONE (WK)		CELL 541-980-5979		FAX	
ADDRESS PO BOX 201					
CITY RUFUS		STATE OR	ZIP 97050	E-MAIL*	

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

AGENT / BUSINESS NAME TENNESON ENGINEERING CORP ATTN:LARRY TOLL			PHONE 541-296-9177		FAX 541-296-6657
ADDRESS 3775 CRATES WAY					CELL
CITY THE DALLES		STATE OR	ZIP 97058	E-MAIL* LTOLL@TENNESONENG.COM	

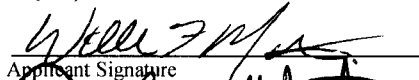
Note: Attach multiple copies as needed

* 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:

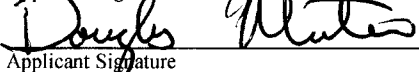
- I am asking to use water specifically as described in this application.
- Evaluation of this application will be based on information provided in the application.
- I cannot use water legally until the Water Resources Department issues a permit.
- Oregon law requires that a permit be issued before 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.

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


Applicant Signature

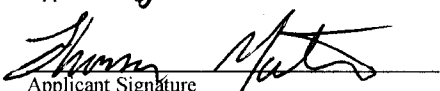
William Martin
Print Name and title if applicable

8-17-16
Date


Applicant Signature

Douglas Martin
Print Name and title if applicable

8-17-16
Date


Applicant Signature

Thomsen Martin
Print Name and title if applicable

8-17-16
Date

For Department Use		
App. No. <u>G-10377</u>	Permit No. _____	Date _____

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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
Well #1	Columbia River (Celilo Pool)	1530 feet	240 feet
Well #2	Columbia River (Celilo Pool)	2900 feet	640 feet
Well #3	Columbia River (Celilo Pool)	8200 feet	960 feet
Well #4	Columbia River (Celilo Pool)	5320 feet	700 feet

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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*).

At this time we are not sure how deep these wells will be constructed. The parameters so far are that we will drill deeper than our existing wells. We do not wish to appropriate the water bearing zone that these wells use.

Beyond that we will propose to drill until we find a water bearing zone that has a volume of water suitable for irrigation purposes. If we were to get enough water from 1, or 2, or 3 wells, then the remaining well(s) would not be drilled. We are looking a volume of water and when that is reached, we would quit drilling more wells.

We expect there will be drilling conditions placed by OWRD and we look to OWRD for assistance in getting to aquifers that are permit able. We have been informed of probable conditions and issues. See Marc Norton email dated 9/5/2013

We also realize that there is the possibility that we will not find water to reach our goal.

5-10377

SECTION 3: WELL DEVELOPMENT, CONTINUED

Total maximum rate requested: 7.0 cfs being 7.0 from each of the 4 wells limited to a maximum overall pumping rate of 7.0 cfs from all wells (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)
Well #1	☒	☐		☐							> 550' to 600'#	3141.6^	2894.1^
Well #2	☒	☐		☐							> 550' to 600'#	3141.6^	2894.1^
Well #3	☒	☐		☐							> 550' to 600'#	3141.6^	2894.1^
Well #4	☒	☐		☐							> 550' to 600'#	3141.6^	2894.1^

#Minimum distance based on Marc Norton memo, Wells will be as deep as needed to find water and not conflict with OWRD conditions

^This is the total amount requested, and if multiple wells end up being drilled, the Total being pumped at any one time would not exceed 7.0 cfs and the total amount pumped under this permit would not exceed 2894.1 Ac ft minus whatever is pumped under the existing primary water rights.

* 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. MAR1 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)
Irrigation	March 1 to October 31	253.2
Supplemental Irrigation	March 1 to October 31	2640.9

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: 84.4 Acres Supplemental: 880.03 Acres

List the Permit or Certificate number of the underlying primary water right(s): See attached list of water rights

Indicate the maximum total number of acre-feet you expect to use in an irrigation season: 2894.1 from all water rights

- 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

A. Diversion and Conveyance

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

☒ Pump (give horsepower and type): Since we do not even know if we will find water and how much no system has been designed yet. To pump 7 cfs from 600 would take about 1200 hp made up of submersible or turbine well pumps and centrifugal booster pumps.

☐ Other means (describe): _____

Provide a description of the proposed means of diversion, construction, and operation of the diversion works and conveyance of water. The basic system is in place right now for the irrigation of 880.03 acres from existing water rights. Pipelines to connect wells to this system will all that is needed.

B. Application Method

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

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.
pivots and flow meters

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*).

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Reservoir name: _____ Acreage inundated by reservoir: _____

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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: 10/1/2017

Date construction will be completed: 10/1/2022

Date beneficial water use will begin: 10/1/2022

SECTION 9: WITHIN A DISTRICT

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

Irrigation District Name	Address	
City	State	Zip

SECTION 10: REMARKS

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

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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

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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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: William
First

Martin
Last

Mailing Address: PO Box 201

Rufus

City

OR

State

97050

Zip

Daytime Phone: _____

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:
2N	16E	1, 2, 11, 12			See Map <i>F-1</i>	☒ Diverted	☒ Conveyed	☒ Used	Irrigation
2N	17E	6,7,8			See Map <i>F-1</i>	☒ Diverted	☒ Conveyed	☒ Used	Irrigation
						☐ Diverted	☐ Conveyed	☐ Used	

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

Sherman County

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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) _____

Estimated quantity of water needed: 7 ☒ 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:

Propose to drill up to 4 wells to use for 84.4 acres of irrigation on new land and 880.03 acres of supplemental Irrigation on existing irrigated land.

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

See bottom of Page 3. →

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): 3.1.
- ☐ Land uses to be served by the proposed water uses (including proposed construction) involve discretionary land-use approvals as listed in the table below. (Please attach documentation of applicable land-use approvals which have already been obtained. Record of Action/land-use decision and accompanying findings are sufficient.) **If approvals have been obtained but all appeal periods have not ended, check "Being pursued."**

Type of Land-Use Approval Needed (e.g., plan amendments, rezones, conditional-use permits, etc.)	Cite Most Significant, Applicable Plan Policies & Ordinance Section References	Land-Use Approval:	
<u>Permitted Use</u>	<u>Section 3.1 (a)</u>	☒ Obtained ☐ Denied	☐ Being Pursued ☐ Not Being Pursued
		☐ Obtained ☐ Denied	☐ Being Pursued ☐ Not Being Pursued
		☐ Obtained ☐ Denied	☐ Being Pursued ☐ Not Being Pursued
		☐ Obtained ☐ Denied	☐ Being Pursued ☐ Not Being Pursued
		☐ Obtained ☐ Denied	☐ Being Pursued ☐ Not Being Pursued

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.

RECEIVED BY OWRD AUG 29 2016 SALEM, OR
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Georgia L. Macarob
 Name: _____ Title: Sherman County Planning Director
 Signature: Georgia L. Macarob Phone: 541-565-3601 Date: 8-19-14
 Government Entity: Sherman County

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



Receipt for Request for Land Use Information

Applicant name: _____

City or County: Sherman Staff contact: Georgia L. Macarob

Signature: Georgia L. Macarob Phone: 541-565-3601 Date: 8-19-14

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 _____

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SALEM, OR

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). Each well must be identified by a unique name and/or number.
- ☐ 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 _____

Larry Toll

From: Larry Toll
Sent: Thursday, September 05, 2013 2:41 PM
To: 'Bill Martin'
Subject: FW: GW application questions
Attachments: 20130905143907820.pdf

Bill,

Here is a response from Marc Norton, Hydro geologist for OWRD concerning your information request on drilling new wells. (See Below)

In Marc's email he listed water right Application G-17505. This should have been Application G-17506. I have attached a copy of that water right with the major conditions highlighted.

The items are general responses that might become more specific depending on how a filing for water rights is made. The only concern I immediately see is that you well #1 and #2 options are clearly within a 1 mile of the Columbia River therefore would be analyzed very closely. Well #3 is beyond the 1 mile range. Well #4 is about 1 mile from the river.

Also item #5 includes the concern all around the region and that is on declining water levels upon putting wells into production.

Questions?

Larry

Larry Toll, P.E., W.R.E.
Tenneson Engineering Corporation
3313 West 2nd Street, Suite 100
The Dalles, OR 97058
Phone: 541-296-9177
Fax: 541-296-6657
E-mail: ltoll@tennesoneng.com

From: Marc Norton [<mailto:marc.a.norton@state.or.us>]
Sent: Thursday, September 05, 2013 1:25 PM
To: Larry Toll
Subject: RE: GW application questions

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Hi Larry,

SALEM, OR

I did a quick look at the Marin proposal for up to four new, deep wells. With that in mind, I offer the following comments:

- 1) Permit conditions would look similar to those on Application G-17505, Permit G-17002. Well construction would probably need to be continually cased and continually sealed to a minimum depth of about 550 to 600 feet.
- 2) If the wells are located greater than one mile from the Columbia River, new permits can probably be issued. Any impact on a surface water body would need to be estimated using a groundwater model. Our current model

G-18377

does not work well for aquifer within Columbia River Basalts. If the wells are within 1 mile of the Columbia and hydraulically connected, it could limit a new permit.

- 3) Well construction would be limited to a 100 foot open interval with continuous casing and seal to a specific depth based on the application. The depth and completion of the well could be modified based on information gathered during construction of the wells.
- 4) Casing and sealing below his existing wells should minimize any impact to the shallower existing wells. This will be dependent on the information gained during the drilling of the wells.
- 5) No major concerns other than long-term water level declines in most wells developing from the Columbia River Basalts. Department staff, probably Josh, would be the person that would be following the construction of the wells, maybe even processing the water right application depending on when it is filled.

If you have additional questions, give me a call or email.

Marc

From: Larry Toll [<mailto:L.Toll@tennesoneng.com>]
Sent: Wednesday, August 28, 2013 4:58 PM
To: Ivan Gall
Cc: Marc Norton
Subject: RE: GW application questions

That will be fine.

Larry

Larry Toll, P.E., W.R.E.
Tenneson Engineering Corporation
3313 West 2nd Street, Suite 100
The Dalles, OR 97058
Phone: 541-296-9177
Fax: 541-296-6657
E-mail: ltoll@tennesoneng.com

From: Ivan Gall [<mailto:ivan.k.gall@state.or.us>]
Sent: Wednesday, August 28, 2013 4:51 PM
To: Larry Toll
Cc: Marc Norton
Subject: GW application questions

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SALEM, OR

Hi Larry-

I just got in from the field and found your letter for Mr. Bill Martin's project.

Marc is out for a couple days and booked early next week, so it will likely be late in the week before we get to it.

If that is a problem please let me know.

Thanks, I hope all is well on your end!

ikg

Ivan Gall - Manager
Groundwater Section
Oregon Water Resources Department
725 Summer St. NE, Suite A

G-18377



TENNESON

ENGINEERING CORPORATION

CONSULTING ENGINEERS • SURVEYORS • PLANNERS

3313 WEST SECOND STREET, SUITE 100
THE DALLES, OR 97058

PHONE (541) 296-9177
FAX (541) 296-6657

August 7, 2013

Ground Water Section
Oregon Water Resources Department
725 Summer Street NE, Suite A
Salem, Oregon 97301

Reference: Pre Application Consultation

Dear Gentlemen:

My client, Bill Martin, is interested in drilling up to 4 wells for the purpose of irrigation and supplemental irrigation. There are about 665 acres currently under water right permits and about 250 acres that could be converted to irrigated. His current thought would be to drill deeper than his current wells, that range from 170 feet to 525 feet deep. The permit conditions and yield obtained would dictate how many of the 4 wells were actually drilled.

His questions concerning getting water right permits from the Ground Water Sections point of view are:

- What well conditions would be required to make these wells permit able?
- Is there a problem related to proximity to The Columbia River?
- How would this affect well construction and ability to receive a water right permit?
- The last thing Bill wants to do is adversely affect his existing wells, so what are recommendations for this issue?
- Are there other recommendations or concerns?

I have included an aerial photograph with PLS on it for location. It shows the approximate location of existing wells as well as the 4 proposed wells. I have written on the map well log identification number and water right numbers for reference. I have included well logs for the existing well.

Please contact me if you have any questions or need any additional information.

Sincerely yours,

Larry M. Toll, CWRE

LMT:mh

<wo#12508>

cc: Bill Martin

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SALEM, OR

G-18377

STATE OF OREGON
COUNTY OF GILLIAM

LIKELY CONDITIONS
IN YELLOW

PERMIT TO APPROPRIATE THE PUBLIC WATERS

THIS PERMIT IS HEREBY ISSUED TO

GLEN GRIFFITH
76768 HWY 74
IONE, OR 97843

The specific limits and conditions of the use are listed below.

APPLICATION FILE NUMBER: G-17506

SOURCE OF WATER: WELL 2 IN WILLOW CREEK BASIN

PURPOSE OR USE: IRRIGATION OF 855.3 ACRES; SUPPLEMENTAL IRRIGATION OF 65.9 ACRES

MAXIMUM RATE: 11.51 CUBIC FEET PER SECOND (CFS), FURTHER LIMITED TO 10.69 CFS FOR IRRIGATION OF 855.3 ACRES AND 0.82 CFS FOR SUPPLEMENTAL IRRIGATION OF 65.9 ACRES

PERIOD OF USE: MARCH 1 THROUGH OCTOBER 31

DATE OF PRIORITY: NOVEMBER 22, 2011

WELL LOCATION: NE $\frac{1}{4}$ NW $\frac{1}{4}$, SECTION 12, T3N, R22E, W.M.; 840 FEET SOUTH AND 2330 FEET EAST FROM NW CORNER, SECTION 12

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 and 3.0 acre-feet for each acre irrigated during the irrigation season of each year.

THE PLACE OF USE IS LOCATED AS FOLLOWS:

	<u>Primary</u>	<u>Supplemental</u>
NE $\frac{1}{4}$ NW $\frac{1}{4}$	0.1 ACRE	
NW $\frac{1}{4}$ NW $\frac{1}{4}$	20.6 ACRES	
SW $\frac{1}{4}$ NW $\frac{1}{4}$	16.6 ACRES	
SE $\frac{1}{4}$ NW $\frac{1}{4}$	9.1 ACRES	
NE $\frac{1}{4}$ SW $\frac{1}{4}$	13.6 ACRES	
NW $\frac{1}{4}$ SW $\frac{1}{4}$	13.3 ACRES	
SW $\frac{1}{4}$ SW $\frac{1}{4}$	28.5 ACRES	
SE $\frac{1}{4}$ SW $\frac{1}{4}$	9.3 ACRES	1.5 ACRES

SECTION 1

TOWNSHIP 3 NORTH, RANGE 22 EAST, W.M.

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SALEM, OR

Application G-17506 Water Resources Department

PERMIT G-17002

G-18177

THE PLACE OF USE IS LOCATED AS FOLLOWS (continued):

	<u>Primary</u>	<u>Supplemental</u>
NE ¼ NE ¼	40.0 ACRES	
NW ¼ NE ¼	40.0 ACRES	
SW ¼ NE ¼	19.3 ACRES	
SE ¼ NE ¼	36.3 ACRES	
NE ¼ NW ¼	34.3 ACRES	
NW ¼ NW ¼	19.6 ACRES	
SW ¼ NW ¼	29.2 ACRES	
SE ¼ NW ¼	7.6 ACRES	
NE ¼ SW ¼	15.2 ACRES	
NW ¼ SW ¼	36.4 ACRES	
SW ¼ SW ¼	40.0 ACRES	
SE ¼ SW ¼	28.2 ACRES	
NE ¼ SE ¼	39.5 ACRES	
NW ¼ SE ¼	32.1 ACRES	
SW ¼ SE ¼	18.3 ACRES	
SE ¼ SE ¼	40.0 ACRES	

SECTION 2

NW ¼ NE ¼		11.6 ACRES
SW ¼ NE ¼	6.8 ACRES	9.2 ACRES
NE ¼ NW ¼	5.2 ACRES	23.7 ACRES
NW ¼ NW ¼	0.9 ACRE	
SW ¼ NW ¼	1.4 ACRES	
SE ¼ NW ¼		19.9 ACRES

SECTION 12

TOWNSHIP 3 NORTH, RANGE 22 EAST, W.M.

NE ¼ SE ¼	4.9 ACRES
SE ¼ SE ¼	5.9 ACRES

SECTION 34

NE ¼ NE ¼	19.8 ACRES
SE ¼ NE ¼	6.3 ACRES
SW ¼ NW ¼	3.6 ACRES
NW ¼ SW ¼	20.4 ACRES
SW ¼ SW ¼	33.1 ACRES
SE ¼ SW ¼	15.9 ACRES
NE ¼ SE ¼	10.4 ACRES
NW ¼ SE ¼	2.1 ACRES
SW ¼ SE ¼	25.6 ACRES
SE ¼ SE ¼	40.0 ACRES

SECTION 35

TOWNSHIP 4 NORTH, RANGE 22 EAST, W.M.

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THE PLACE OF USE IS LOCATED AS FOLLOWS (continued):

	<u>Primary</u>	<u>Supplemental</u>
NW ¼ NW ¼	8.2 ACRES	
SW ¼ NW ¼	30.6 ACRES	
NE ¼ SW ¼	2.5 ACRES	
NW ¼ SW ¼	22.0 ACRES	
SW ¼ SW ¼	2.6 ACRES	
SECTION 36		
TOWNSHIP 4 NORTH, RANGE 22 EAST, W.M.		

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Measurement, recording and reporting conditions:

- A. Before water use may begin under this permit, the permittee shall install a totalizing flow meter at each point of appropriation. The permittee shall maintain the meters in good working order.
- B. The permittee shall keep a complete record of the amount of water diverted each month, and shall submit a report which includes the recorded report water-use measurements to the Department annually or more frequently as may be required by the Director. Further, the Director may require the permittee to report general water-use information, including the place and nature of use of water under the permit.
- C. The permittee shall allow the watermaster access to the meters; provided however, where any meter is located within a private structure, the watermaster shall request access upon reasonable notice.
- D. The Director may provide an opportunity for the permittee to submit alternative measuring and reporting procedures for review and approval.

Ground water production in each well shall be limited to a single aquifer in the Columbia River Basalt Group.

Dedicated Measuring Tube: Wells with pumps shall be equipped with an unobstructed, dedicated measuring tube pursuant to figure 200-5 in OAR 690-200. Each well with a pump shall be equipped with a dedicated 3/4-inch diameter (minimum) water-level measurement tube, separate from other methods of measuring the water level such as airlines or transducers. The annual water-level measurement required in the permit shall be measured through the measuring tube.

Prior to using water from any well listed on this permit, the permittee shall ensure that the well has been assigned an OWRD Well Identification Number (Well ID tag), which shall be permanently attached to the well.

Application G-17506 Water Resources Department

PERMIT G-17002

G-18372

The Well ID shall be used as a reference in any correspondence regarding the well, including any reports of water use, water level, or pump test data.

The Department requires the water user to obtain, from a qualified individual (see below), and report annual static water levels for each well on the permit. The static water level shall be measured in the month of February. Reports shall be submitted to the Department within 30 days of measurement.

The permittee shall report an initial February static water-level measurement once well construction is complete and annual measurements thereafter. Annual measurements are required whether or not the well is used. The first annual measurement will establish a reference level against which future measurements will be compared. However, the Director may establish the reference level based on an analysis of other water-level data. The Director may require the user to obtain and report additional water levels each year if more data are needed to evaluate the aquifer system.

All measurements shall be made by a certified water rights examiner, registered professional geologist, registered professional engineer, licensed well constructor or pump installer licensed by the Construction Contractors Board. Measurements shall be submitted on forms provided by, or specified by, the Department. Measurements shall be made with equipment that is accurate to at least the standards specified in OAR 690-217-0045. The Department requires the individual performing the measurement to:

- A. Associate each measurement with an owner's well name or number and a Department well log ID; and
- B. Report water levels to at least the nearest tenth of a foot as depth-to-water below ground surface; and
- C. Specify the method of measurement; and
- D. Certify the accuracy of all measurements and calculations reported to the Department.

The water user shall discontinue use of, or reduce the rate or volume of withdrawal from, the well(s) if any of the following events occur:

- A. Annual water-level measurements reveal an average water-level decline of three or more feet per year for five consecutive years; or
- B. Annual water-level measurements reveal a water-level decline of 15 or more feet in fewer than five consecutive years; or
- C. Annual water-level measurements reveal a water-level decline of 25 or more feet; or
- D. Hydraulic interference leads to a decline of 25 or more feet in any neighboring well with senior priority.

Application G-17506 Water Resources Department PERMIT G-17002
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The period of restricted use shall continue until the water level rises above the decline level which triggered the action or the Department determines, based on the permittee's and/or the Department's data and analysis, that no action is necessary because the aquifer in question can sustain the observed declines without adversely impacting the resource or causing substantial interference with senior water rights. The water user shall not allow excessive decline, as defined in Commission rules, to occur within the aquifer as a result of use under this permit. If more than one well is involved, the water user may submit an alternative measurement and reporting plan for review and approval by the Department.

Each well shall be continuously cased and continuously sealed to within 100 feet of the bottom of the open borehole. A larger open interval may be approved by the Department if the permittee can demonstrate to the Department's satisfaction, using packer tests or other suitable methods, that the hydraulic heads of water-bearing zones in the proposed open interval are equivalent or that the open interval is part of a continuous zone of interconnected porous materials. Following well completion, the well(s) shall be thoroughly developed to remove cuttings and drilling fluids. A video log of the well(s) shall be collected to demonstrate to the satisfaction of the Department that each well is open to only a single aquifer.

Drill cuttings shall be collected at the permitted well(s) and any test holes. Samples shall be collected at ten-foot intervals and at changes in lithology. A reference set of clean cuttings, in plastic sample trays, shall be submitted to the Department for each well. Select drill cuttings shall be analyzed for a comprehensive suite of major, minor, and trace elements that are appropriate for characterizing Columbia River Basalt Group stratigraphy. The data shall be compiled and the basalt stratigraphy at each well shall be interpreted by an Oregon registered geologist.

All hydrological, geological, geochemical, and video data collected shall be provided to the Department in a report and an electronic format specified by the Department.

STANDARD CONDITIONS

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.

If the number, location, source, or construction of any well deviates from that proposed in the permit application or required by permit conditions, this permit may be subject to cancellation, unless the Department authorizes the change in writing.

Application G-17506

Water Resources Department
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PERMIT G-17002

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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.

The well(s) 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.

If the riparian area is disturbed in the process of developing a point of appropriation, the permittee shall be responsible for restoration and enhancement of such riparian area in accordance with ODFW's Fish and Wildlife Habitat Mitigation Policy OAR 635-415. For purposes of mitigation, the ODFW Fish and Wildlife Habitat Mitigation Goals and Standards, OAR 635-415, shall be followed.

The use may be restricted if the quality of downstream waters decreases to the point that those waters no longer meet state or federal water quality standards due to reduced flows.

Where two or more water users agree among themselves as to the manner of rotation in the use of water and such agreement is placed in writing and filed by such water users with the watermaster, and such rotation system does not infringe upon such prior rights of any water user not a party to such rotation plan, the watermaster shall distribute the water according to such agreement.

Prior to receiving a certificate of water right, the permit holder shall submit to the Water Resources Department the results of a pump test meeting the Department's standards for each point of appropriation (well), unless an exemption has been obtained in writing under OAR 690-217. The Director may require water-level or pump-test data every ten years thereafter.

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.

Application G-17506 Water Resources Department PERMIT G-17002

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Completion of construction and application of the water shall be made within five years of the date of permit issuance. If beneficial use of permitted water has not been made before this date, the permittee may submit an application for extension of time, which may be approved based upon the merit of the application.

Within one year after making beneficial use of water, the permittee shall submit a claim of beneficial use, which includes a map and report, prepared by a Certified Water Rights Examiner.

Issued February 7 , 2013

E. Timothy Wallin

E. Timothy Wallin, Water Rights Program Manager
for Phillip C. Ward, Director

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Application G-17506 Water Resources Department
Basin 7 Volume 4A WILLOW CR

PERMIT G-17002
21

County of Sherman, State of Oregon:

TOWNSHIP 2 NORTH, RANGE 16 E.W.M., Sherman County, Oregon

Section 1: The South half of the Southeast quarter (S1/2 SE1/4); the South half of the Southwest quarter (S1/2 SW1/4), and a triangular piece following the bluff in the North half of the Southwest quarter (N1/2 SW1/4), excepting therefrom that certain property conveyed by Charles A. Tom and Lorraine V. Tom, husband and wife, grantors, unto Tom Farms, Inc., an Oregon corporation, by a warranty deed dated June 26, 1974, and recorded in Book 42, page 79, Sherman County Deed Records.

* * * *

* * * *

1 - BARGAIN AND SALE DEED

090262

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Section 2: The Southeast quarter of the Southeast quarter (SE1/4 SE1/4).

Section 11: The Southwest quarter (SW1/4); the West 70 acres of the West half of the Northeast quarter (W1/2 NE1/4); the East half of the Northwest quarter (E1/2 NW1/4); and the East 20 acres of the West half of the Northwest quarter (W1/2 NW1/4).

Section 12: The Northwest quarter (NW1/4) and the Northeast quarter (NE1/4).

TOWNSHIP 2 NORTH, RANGE 17 E.W.M., Sherman County, Oregon

Section 5: The Southwest quarter (SW1/4).

Section 6: The Southeast quarter (SE1/4); the South half of the Northwest quarter of the Southwest quarter (S1/2 NW1/4 SW1/4); the South half of the Southwest quarter (S1/2 SW1/4) and the Northeast quarter of the Southwest quarter (NE1/4 SW1/4).

Section 7: The Northwest quarter (NW1/4); the Northeast quarter (NE1/4) and the Southeast quarter (SE1/4).

Section 8: The Northwest quarter (NW1/4) the Southwest quarter (SW1/4) and the West half of the East half (W1/2 E1/2) lying West of the county road.

Section 17: All.

Section 18: The Northeast quarter (NE1/4).

ALSO, the Southerly 1,485 feet, more or less, of the Southeast quarter of Section 11, Township 2 North, Range 16 E.W.M., containing 90 acres, more or less, and also an easement for ingress and egress over the Easterly 75 feet of that portion of the Southeast quarter of Section 11, Township 2 North, Range 16 E.W.M. not herein conveyed.

EXCEPTING therefrom, a parcel of land being a portion of Sections 6 and 7, Township 2 North, Range 17 E.W.M., Sherman County, Oregon, described as follows with reference to the Oregon State Coordinate System, North Zone:

Beginning at a point which is South 89° 23' 14" East 2390.0 feet from the corner of Sections 1, 6, 7 and 12, Twp. 2 North, Ranges 16 and 17 E.W.M.; (Y=733,694.1, and X=1,936,325.8 U.S. Engineers) from the

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2 - BARGAIN AND SALE DEED

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initial corner of metes and bounds North 56° 30' 30" East 1856.1 feet to the Northerly corner, South 0° 22' 50" East 1678.0 feet to the Easterly corner, South 61° 08' 40" 1050.00 feet to Southerly corner, North 28° 51' 20" West 1325.00 feet to Westerly corner and point of beginning.

ALSO excepting therefrom, a parcel of land in the Southwest quarter of Section 6, Township 2 North, Range 17 E.W.M., Sherman County, Oregon, containing 0.06 of an acre, more or less, and described as follows:

Beginning at a point which is North 52° 17' 00" East, 2110.3 feet from the Southwest corner of Section 6, Twp. 2 North, Range 17 E.W.M. ; thence North 10° 41' 20" West 50 feet; thence North 79° 18' 40" East 50 feet; thence South 10° 41' 20" East 50 feet; thence South 79° 18' 40" West, 50 feet to the point of beginning. The bearings refer to the Oregon Coordinate System, North Zone. The Survey is shown on B.P.A. Drawing 111358, dated September 15, 1970.

ALSO seller's interest in that certain water profit and easement in that certain spring situated on land in the North half of the Northwest quarter of the Southwest quarter of Section 6, Township 2 North, Range 17 East, of the Willamette Meridian, Sherman County, Oregon, as conveyed in that certain easement deed dated January 29, 1962; wherein Lula Currin, Carroll Dean and Mabel Dean were the Grantors and Susie Tom, Charles A. Tom and Lorraine Tom were Grantees, together with the right to withdraw water from the spring referred to above from that certain pipeline constructed by the United States of America (Bonneville Power Administration) in accordance with instrument entitled WARRANTY DEED, PIPELINE EASEMENT AND TRANSMISSION LINE AND ACCESS ROAD EASEMENT dated June 6, 1966, recorded June 24, 1966, in Book 38, Page 210, Deed Records of Sherman County, Oregon.

ALSO the East half of the Southeast quarter (E1/2SE1/4), the Southeast quarter of the Northeast quarter (SE1/4NE1/4), and the South half of the Northeast quarter of the Northeast quarter (S1/2NE1/4NE1/4) of Section 10;

ALSO the West 60 acres of the Northwest quarter (NW1/4) of Section 11 in Township 2 North Range 16 excepting road.

BEFORE SIGNING OR ACCEPTING THIS INSTRUMENT, THE PERSON TRANSFERRING FEE TITLE SHOULD INQUIRE ABOUT THE PERSON'S RIGHTS, IF ANY, UNDER ORS 195.300, 195.301 AND 195.305 TO 195.336 AND SECTIONS 5 TO 11, CHAPTER 424, OREGON LAWS 2007. THIS INSTRUMENT DOES 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

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3 - BARGAIN AND SALE DEED

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EXHIBIT A**PARCEL 1:**

Beginning at the Southwest corner of Section 1, Township 2 North, Range 16 East of the Willamette Meridian; thence North 1000 feet; thence Northeasterly in a straight line to a point which is 1670 feet, more or less, North of the Southeast corner of the Southwest quarter of said Section 1; thence South 1670 feet, more or less, to the Southeast corner of the Southwest quarter of said Section 1; thence West along said South line to the point of beginning.

X PARCEL 2:

The Easterly 90 acres of the Northeast quarter of Section 11, Township 2 North, Range 16 of the Willamette Meridian, in the County of Sherman and State of Oregon.

X PARCEL 3:

The Southeast quarter of Section 11, Township 2 North, Range 16 East of the Willamette Meridian, in the County of Sherman and State of Oregon, EXCEPTING THEREFROM the South 1485 feet, more or less, as conveyed to Charles Allen Tom et ux., by deed recorded in Book 42, page 98, Sherman County Deed Records.

MARTIN Chicken Farm Legal

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After Recording Deliver to:

Annala, Carey, Baker, Thompson & VanKoten, P.C.

Attorneys at Law, 305 Cascade Street

P.O. Box 325, Hood River, Oregon 97031

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EASEMENTS FOR UNDERGROUND WATER PIPELINES

KNOW ALL MEN BY THESE PRESENTS, that **SHERMAN COUNTY, OREGON**, a political subdivision of the State of Oregon, hereinafter called "grantor," does hereby grant, bargain and convey unto **Thomson S. Martin, Douglas T. Martin, and William F. Martin**, as tenants in common, all hereinafter called "grantees," and unto grantees' heirs, successors and assigns, three nonexclusive, perpetual easements for underground water pipelines, to be used in common with grantor, grantees and others, 10 feet in even width, 5 feet on either side of the center line of three existing underground water pipelines going under the County Road known as Tom Lane for pipeline #1 and #2, and China Hollow Road for pipeline #3, and serving grantees' property lying on both sides of the County Road and contiguous therewith. Said easements shall be located as follows:

Pipeline Easement No. 1 intersects Tom Lane at a point approximately 690 feet West of the Northeast corner of the Southeast quarter of Section 11, Township 2 North, Range 16 East of the Willamette Meridian, in Sherman County, Oregon.

Pipeline Easement No. 2 intersects the intersection of Tom Lane and Greenberry Road diagonally running SW to NE at a point approximately 30 feet West of the Northeast corner of the Southeast quarter of Section 11, Township 2 North, Range 16 East of the Willamette Meridian, in Sherman County, Oregon.

Pipeline Easement No. 3 intersects China Hollow Road at a point approximately 10 feet South of the Northwest corner of the Southwest quarter, of the Northeast quarter of Section 7, Township 2 North, Range 17 East of the Willamette Meridian, in Sherman County, Oregon.

Said easements shall run with the land and be binding upon grantor, its successors and assigns, and shall be for the benefit of grantees' real property lying on both sides of the County Road and contiguous therewith.

TO HAVE AND TO HOLD said easements and rights of way unto the said grantees herein and unto grantees' heirs, successors and assigns, forever.

Grantees, by accepting this easement and the recordation thereof, agree to pay for the repair of the County Road and replace it in like condition should grantees find it necessary to disturb the roadway in order to repair any of the above described water pipelines.

The true and actual consideration given for this easement is \$10.00 and other good and valuable consideration.

 **COPY**

IN WITNESS WHEREOF, the grantor has executed this instrument this 16
day of JAN, 2008.

GRANTOR:

SHERMAN COUNTY, OREGON

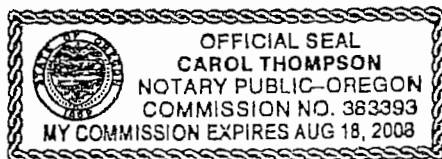
By [Signature]
Gary Thompson, Sherman County Judge

STATE OF OREGON)
) ss.
County of Sherman)

January 16, 2008

Personally appeared **GARY THOMPSON**, who, being duly sworn, did say that he is the County Judge for **SHERMAN COUNTY, OREGON**, and that said instrument was signed and sealed in behalf of and by authority of the County Court of **SHERMAN COUNTY, OREGON**, and he acknowledged said instrument to be its voluntary act and deed.

Before Me:



Carol Thompson
Notary Public for Oregon
My Commission Expires: Aug 18, 2008

STATE OF OREGON }
County of Sherman } ss.

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080017

I hereby certify that this document was received and recorded on 1-16-2008 at 4:20 P.M.

and assigned No. 080017
in the Microfilm Deed

Records of said county
A&T 11 LC 10 Recording 10/15
Linda Cornie, County Clerk

by [Signature] Deputy



Oregon Water Resources Department
Apply for a Permit to Appropriate Ground Water and/or Store Ground Water

[Main](#) [Help](#)
[Return](#) [Contact Us](#)

Today's Date: Thursday, August 25, 2016

Base Application Fee for use of Ground, Surface and optionally Stored Water.		\$1,150.00
Number of proposed cubic feet per second (cfs) to be appropriated. (1 cfs = 448.83 gallons per minute)	7	\$2,100.00
Number of proposed Use's for the appropriated water. (i.e. Irrigation, Supplemental Irrigation, Pond Maintenance, Industrial, Commercial, etc) *	2	\$300.00
Number of proposed Ground Water points of appropriation. (i.e. number of wells) (include all injection wells, if applicable) **	4	\$900.00
Number of Acre Feet to be stored in a reservoir/pond from Ground Water.	0	
Number of Acre Feet to be appropriated from reservoir/pond (Only Applies to reservoir/pond constructed under Ground Water Application)	0	
Number of reservoirs.	0	
Permit Recording Fee. ***		\$450.00
* the 1st Water Use is included in the base cost. ** the 1st Ground Water point of appropriation is included in the base cost. *** the Permit Recording Fee is not required when the application is submitted but, must be paid before a permit will be issued. It is fully refundable if a permit is not issued. If the recording fee is not paid prior to issuance of the Final Order, permit issuance will be delayed.	Recalculate	
Estimated cost of Permit Application		\$4,900.00

OWRD Fee Schedule

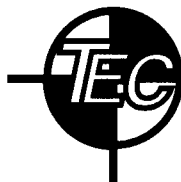
Fee Calculator Version B20130709

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G-10377



TENNESON
ENGINEERING CORPORATION
CONSULTING ENGINEERS • SURVEYORS • PLANNERS

3775 CRATES WAY
THE DALLES, OR 97058

PHONE (541) 296-9177
FAX (541) 296-6657

LETTER OF TRANSMITTAL

TO: Oregon Water Resources Department
725 Summer Street NE, Suite A
Salem, Oregon 97301-2430

Date 8/25/2016	Work Order # 12508
Attention	
RE:	
New Filing for Groundwater Permit	

ENCLOSED ARE THE FOLLOWING:

QUANTITY	DESCRIPTION
1	(11 pgs) GROUNDWATER APPLICATION WITH LAND USE FORM
1	(10 pgs) PRE-APPLICATION GROUNDWATER CONSULTATION
1	(6 pgs) LEGAL DESCRIPTIONS
1	FEE CALCULATOR
1	11" x 17" color print—APPLICATION MAP
1	\$4,900 APPLICATION FEE (Martin Farms, Inc. Check #9009)

THESE ARE TRANSMITTED (as checked below)

☐ For approval
☐ For your use

☐ As requested
☐ Approved as noted

☒ Filing/Recording
☐ For your review & comment

CHARGES

Remarks:	SF Blueline	
	SF Mylar	
	Xerox	
	Tube, Mailer, Etc.	
	P & H	
	TOTAL	

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PICKED UP BY:
DELIVERED BY:
COPY TO: Bill Martin w/ enclosures

SALEM, OR

BY: Larry M. Toll, CWRE

If enclosures are not as noted, please notify us at once.

G-10377

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

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). 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 issues a Final Order consistent with the PFO. If the application is approved, a permit is issued that 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 537.615)

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: well development
- ☒ SECTION 4: water use
- ☒ SECTION 5: water management
- ☒ SECTION 6: storage of groundwater in a reservoir
- ☒ SECTION 7: use of stored groundwater from the reservoir
- ☒ SECTION 8: project schedule
- ☒ SECTION 9: within a district
- ☒ SECTION 10: 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. Example: A copy of the deed, land sales contract or title insurance policy.
- ☒ Fees - Amount enclosed: \$4900
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). Each well must be identified by a unique name and/or number.
- ☒ 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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