

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

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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: \$1,450
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 None

Application for a Permit to Use Ground Water



Oregon Water Resources Department
725 Market Street, SE
Salem, Oregon 97301-1166
(503) 986-0900
www.wrd.state.or.us
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SECTION 1: APPLICANT INFORMATION AND SIGNATURE

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SALEM, OREGON

Applicant Information

NAME		PHONE (HM)	
PHONE (WK)	CELL		FAX
ADDRESS			
CITY	STATE	ZIP	E-MAIL*

Organization Information

NAME CMS LAND, LLC / c/o COREY DICKMAN		PHONE (503) 845-6472	FAX
ADDRESS 15829 MOUNT ANGEL-SCOTTS MILLS HWY NE			CELL
CITY SILVERTON	STATE OR	ZIP 97381	E-MAIL*

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

AGENT / BUSINESS NAME DOANN HAMILTON/PACIFIC HYDRO-GEOLOGY, INC		PHONE (503) 632-5016	FAX (503) 632-5983
ADDRESS 18487 S. VALLEY VISTA ROAD			CELL (503) 349-6946
CITY MULINO	STATE OR	ZIP 97042	E-MAIL* PHGDMH@GMAIL.COM

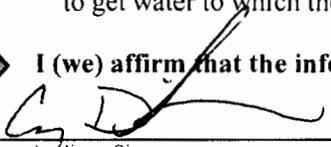
Note: Attach multiple copies as needed

* 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

COREY DICKMAN, member

Print Name and title if applicable

11-14-2016

Date

Applicant Signature

Print Name and title if applicable

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 **TL 5 1E 1 2000, TL 5 1E 12 400**

- There are no encumbrances.
- This land is encumbered by easements, rights of way, roads or other encumbrances.

No , **TL 5 1E 12 200, 300**

- 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*).

TL 5 1E 12 200

Dickman Land LLC
 15829 Mt. Angel-Scotts Mills Hwy. NE
 Silverton OR 97381
 (503) 845-6472

TL 5 1E 12 300

Brad Gilbert W. and Mary Lynn Gilbert
 15221 SE Hwy 212
 Clackamas, OR 97015
 (503) 849-9933

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 5	Bear Creek	3,200 feet	50 feet

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*).

See Well Log CLAC 66134

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SECTION 3: WELL DEVELOPMENT, CONTINUED

Total maximum rate requested: 0.92 cfs (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 5	<input type="checkbox"/>	<input checked="" type="checkbox"/>	CLAC 66134	<input type="checkbox"/>	12 inch to 366 feet, 10 inch to 470 feet	0 to 470 feet	366 to 404 feet and 437 to 455.5 feet	0 to 163 feet	129.5 feet March 10, 2015	Alluvium	470 feet	700 gpm	184.25 AF
	<input type="checkbox"/>	<input type="checkbox"/>		<input type="checkbox"/>									
	<input type="checkbox"/>	<input type="checkbox"/>		<input type="checkbox"/>									
	<input type="checkbox"/>	<input type="checkbox"/>		<input type="checkbox"/>									
	<input type="checkbox"/>	<input type="checkbox"/>		<input type="checkbox"/>									
	<input type="checkbox"/>	<input type="checkbox"/>		<input type="checkbox"/>									
	<input type="checkbox"/>	<input type="checkbox"/>		<input type="checkbox"/>									

* 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)
Irrigation	March 1 through October 31	184.25 AF

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: 73.7 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: 184.25 AF

- 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): Submersible 75 Hp, 700 gpm

Other means (describe):

Provide a description of the proposed means of diversion, construction, and operation of the diversion works and conveyance of water. Water will be conveyed from the well through a buried 8" mainline through TL 200. At the NW corner of TL 200 there is a hydrant where additional 3 inch aluminum above ground handlines will cross over TL 300, then into TL 400 at the SE corner. From there additional lines will be attached so a hard hose traveler can be used to irrigate both TLs 400 and 2000.

B. Application Method

What equipment and method of application will be used? (e.g., drip, wheel line, high-pressure sprinkler)
Hard hose traveler will be used attached to hydrants along aluminum hand lines.

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.

Irrigation will be used with the best management practices to prevent waste. A flow meter is already attached at the well to measure the amount of water used.

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SALEM, OREGON

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: NA Acreage inundated by reservoir: NA

Use(s): NA

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

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): NA

USE OF STORED GROUND WATER	PERIOD OF USE
NA	NA

SECTION 8: PROJECT SCHEDULE

Date construction will begin: As soon as the permit is issued

Date construction will be completed: Within one year after the permit is issued

Date beneficial water use will begin: Within five years after the permit has been issued

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 <u>NA</u>	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*).

None

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WATER RESOURCES DEPT
SALEM, OREGON

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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WATER RESOURCES DEPT
SALEM, OREGON

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: CMS Land LLC
First Last

Mailing Address: 15829 Mount Angel-Scotts Mills Hwy NE

Silverton OR 97381 Daytime Phone: (503) - 845-6472
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:
5S	1E	1		2000		<input type="checkbox"/> Diverted	<input checked="" type="checkbox"/> Conveyed	<input checked="" type="checkbox"/> Used	Irrigation
5S	1E	12		200		<input checked="" type="checkbox"/> Diverted	<input checked="" type="checkbox"/> Conveyed	<input type="checkbox"/> Used	Irrigation
5S	1E	12		300		<input type="checkbox"/> Diverted	<input checked="" type="checkbox"/> Conveyed	<input type="checkbox"/> Used	Irrigation
5S	1E	12		400		<input type="checkbox"/> Diverted	<input checked="" type="checkbox"/> Conveyed	<input checked="" type="checkbox"/> Used	Irrigation

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

Clackamas 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) _____

Estimated quantity of water needed: 0.92 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:

New Groundwater Permit to irrigate row crops.

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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. →

**WATER RESOURCES DEPT
SALEM, OREGON**

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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): _____.
- 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.

Name: _____ Title: _____

Signature: _____ Phone: _____ Date: _____

Government Entity: _____

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



Receipt for Request for Land Use Information

Applicant name: _____

City or County: _____ Staff contact: _____

Signature: _____ Phone: _____ Date: _____

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WATER RESOURCES DEPT
SALEM, OREGON

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). 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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WATER RESOURCES DEPT
SALEM, OREGON

WR

Land Use Information Form



Oregon Water Resources Department
725 Summer Street NE, Suite A
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Applicant: CMS Land LLC
First Last

Mailing Address: 15829 Mount Angel-Scotts Mills Hwy NE

Silverton OR 97381 Daytime Phone: (503) - 845-6472
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A. Land and Location

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5S	1E	1		2000	EFU	<input type="checkbox"/> Diverted <input checked="" type="checkbox"/> Conveyed <input checked="" type="checkbox"/> Used	Irrigation
5S	1E	12		200	EFU	<input checked="" type="checkbox"/> Diverted <input checked="" type="checkbox"/> Conveyed <input type="checkbox"/> Used	Irrigation
5S	1E	12		300	EFU	<input type="checkbox"/> Diverted <input checked="" type="checkbox"/> Conveyed <input type="checkbox"/> Used	Irrigation
5S	1E	12		400	EFU	<input type="checkbox"/> Diverted <input checked="" type="checkbox"/> Conveyed <input checked="" type="checkbox"/> Used	Irrigation

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

Clackamas 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) _____

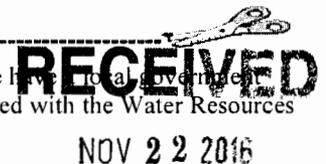
Estimated quantity of water needed: 0.92 cubic feet per second gallons per minute acre-feet

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

Briefly describe:

New Groundwater Permit to irrigate row 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. 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): SECTION 401
- 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.

APPLICANT: CMS LAND LLC, 15829 MT ANGEL SLOTT'S HILLS HWY NE.

Name: GARY HEWITT Title: SR. PLANNER
 Signature: [Handwritten Signature] Phone: 503-742-4519 Date: 2-22-16
 Government Entity: CLATSOP COUNTY

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

Receipt for Request for Land Use Information

Applicant name: _____
 City or County: _____ Staff contact: _____
 Signature: _____ Phone: _____ Date: _____

RECEIVED

NOV 22 2016

AFTER RECORDING RETURN TO:
DICKMAN LAND LLC

15829 MT ANGEL-SCOTTS MILLS HWY NE
~~15829 MT ANGEL-SCOTTS MILLS HWY NE~~
SILVERTON OR 97381

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

same as above
Escrow No.: 42-462349-MJM
Order No.: 462349

SPACE
RESERVED
FOR
RECORDER'S
USE

WARRANTY DEED - STATUTORY FORM
(INDIVIDUAL or CORPORATION)

Lucretia L. Parrish, NOW KNOWN AS LUCRETIA L CONGER AND LUCRETIA L CONGER TRUSTEE OF THE LUCRETIA L CONGER TRUST DATED JANUARY 29 2007
Grantor, conveys and warrants to

DICKMAN LAND LLC AN OREGON LIMITED LIABILITY COMPANY

Grantee, the following described real property free of encumbrances except as specifically set forth herein:

SEE LEGAL DESCRIPTION ATTACHED HERETO EXHIBIT A

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 verify that the unit of land being transferred is a lawfully established lot or parcel, as defined in ORS 92.010 or 215.010, to verify the approved uses of the lot or parcel, to determine any limits on lawsuits against farming or forest practices as defined in ORS 30.930 and to inquire about the rights of neighboring property owners, if any, under ORS 195.300, 195.301 and 195.305 to 195.336 and Sections 5 to 11, Chapter 424, Oregon Laws 2007.

ENCUMBRANCES: attached EXHIBIT A

The true consideration for this conveyance is \$615,000.00.

Dated December 30 2008; if a corporate grantor, it has caused its name to be signed by order of its board of directors.

Lucretia L. Conger Trust

Lucretia L. Conger
LUCRETIA L CONGER

BY: *Lucretia L. Conger, TSE*
Lucretia L. Conger, Trustee

STATE OF *Arizona*
County of *Maricopa*

This instrument was acknowledged before me on 12/30/08 by Lucretia L. Parrish KNOW KNOWN AS LUCRETIA L CONGER AND LUCRETIA L CONGER TRUSTEE OF THE CONGER TRUST

Marilyn M. Olson
Notary Public for

My Commission Expires: 6-5-09

(SEAL)



TSS RIE 12

200

Clackamas County Official Records
Sherry Hall, County Clerk

2008-084575



\$61.00

RECEIVED

D-D Cnt=1 Stn=6 KARLYNWUN
\$15.00 \$10.00 \$16.00 \$20.00

NOV 22 2016

WATER RESOURCES DEPT
SALEM, OREGON

15
15
11
2008
30

HICAGO TITLE INSURANCE CO. 42-462349

G

RECORDING RETURN TO:
DICKMAN LAND LLC
5829 MT ANGEL-SCOTTS MILLS HWY NE

SILVERTON OR 97381.
Until a change is requested all tax statements shall be sent to the following address:
same as above
Escrow No.: 42-462349-MJM
Order No.: 462349

SPACE
RESERVED
FOR
RECORDER'S
USE

WARRANTY DEED - STATUTORY FORM
(INDIVIDUAL or CORPORATION)

Lucretia L. Parrish, NOW KNOWN AS LUCRETIA L CONGER AND LUCRETIA L CONGER TRUSTEE OF THE LUCRETIA L CONGER TRUST DATED JANUARY 29 2007
Grantor, conveys and warrants to

DICKMAN LAND LLC **AN OREGON LIMITED LIABILITY COMPANY**

Grantee, the following described real property free of encumbrances except as specifically set forth herein:

SEE LEGAL DESCRIPTION ATTACHED HERETO "A"

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 verify that the unit of land being transferred is a lawfully established lot or parcel, as defined in ORS 92.010 or 215.010, to verify the approved uses of the lot or parcel, to determine any limits on lawsuits against farming or forest practices as defined in ORS 30.930 and to inquire about the rights of neighboring property owners, if any, under ORS 195.300, 195.301 and 195.305 to 195.336 and Sections 5 to 11, Chapter 424, Oregon Laws 2007.

ENCUMBRANCES: attached "A"

The true consideration for this conveyance is \$615,000.00.

Dated December 2008; if a corporate grantor, it has caused its name to be signed by order of its board of directors.

Lucretia L. Conger Trust

BY: _____
Lucretia L. Conger, Trustee

LUCRETIA L CONGER

STATE OF
County of

This instrument was acknowledged before me on 12/ /08 by Lucretia L. Parrish KNOW KNOWN AS LUCRETIA L CONGER AND LUCRETIA L CONGER TRUSTEE OF THE CONGER TRUST

Notary Public for

My Commission Expires:

(SEAL)

G-1844

RECEIVED

NOV 22 2016

WATER RESOURCES DEPT
SALEM, OREGON

Att-1

EXHIBIT 'A'

LEGAL DESCRIPTION

Beginning at the quarter section corner of the North boundary line of Section 12, Township 5 South, Range 1 East of the Willamette Meridian, in the County of Clackamas and State of Oregon; thence South on the West line of the H.C. Moody Donation Land Claim to a stone in the center of the county road, being a distance of 172 rods and 12 feet; thence Eastwardly along the center line of said road 74 rods and 4 feet to a stone; thence North parallel with the West line aforesaid of the H.C. Moody Donation Land Claim 174 rods and 6 inches to a stake; thence West along the North of said Section 12, 74 rods and 2 feet to the place of beginning.

EXCEPT the property conveyed to Donald J. Wynn and Charlene M. Wynn September 7, 1972, Recorder' Fee No. 72-26959 described as follows:

Beginning at a 1-inch iron pipe at the center of Section 12, Township 5 South, Range 1 East of the Willamette Meridian; thence South along the North-South center line of said section, 189.13 feet to a point in the center of Oregon State Highway No. 211; thence South 88°21'00" East, 566.44 feet along the highway center line to the true point of beginning of the tract to be described; thence from said true point of beginning, North 0°27'00" West 558.39 feet to a 5/8-inch iron rod; thence South 88°21'00" East, parallel with the aforementioned highway center line, 330.00 feet to a 5/8-inch iron rod; thence South 0°27'00" East, parallel with the West line 558.39 feet; thence North 88°21'00" West, 330.00 feet to the place of beginning.

The Land has been classified as farmland, as disclosed by the tax roll. If the Land becomes disqualified, said Land may be subject to additional taxes and/or penalties. Rights of the public as to any portion of the Land lying within the area commonly known as public roads.

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WATER RESOURCES DEPT
SALEM, OREGON

G-18911

11-10-02

RECORDING REQUESTED BY
FIDELITY NATIONAL TITLE COMPANY OF OREGON

GRANTOR'S NAME
Lela L. Wanner and Linda I. Wanner

GRANTEE'S NAME
Bradley W. Gilbert and Mary Lynn Gilbert

SEND TAX STATEMENTS TO:
Bradley W. Gilbert & Mary Lynn Gilbert
15221 SE Hwy 212
Clackamas, OR 97015

AFTER RECORDING RETURN TO:
Mr. and Mrs. Bradley W. Gilbert
15221 SE Hwy 212
Clackamas, OR 97015

Clackamas County Official Records
Sherry Hall, County Clerk 2005-021150



00805869200500211500020022 \$31.00

03/11/2005 10:39:49 AM

D-D Cnt=1 Stn=7 AMIEE
\$10.00 \$11.00 \$10.00

SPACE ABOVE THIS LINE FOR RECORDER'S USE

STATUTORY WARRANTY DEED

Lela L. Wanner, and Linda I. Wanner,, Grantor, conveys and warrants to

Bradley W. Gilbert and Mary Lynn Gilbert, Husband and Wife, Grantee, the following described real property, free and clear of encumbrances except as specifically set forth below, situated in the County of Clackamas, State of Oregon,

SEE EXHIBIT ONE ATTACHED HERETO AND MADE A PART HEREOF

Subject to and excepting:

COVENANTS, CONDITIONS, RESTRICTIONS, EASEMENTS AND POWERS OF SPECIAL DISTRICTS, IF ANY; PROPERTY HAS BEEN CLASSIFIED FOR EXCLUSIVE FARM USE. IN THE EVENT OF DISQUALIFICATION, SAID PROPERTY MAY BE SUBJECT TO ADDITIONAL TAXES AND/OR PENALTIES.

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.

THE TRUE AND ACTUAL CONSIDERATION FOR THIS CONVEYANCE IS \$930,000.00 (See ORS 93.030)AS PAID BY AN ACCOMMODATOR PURSUANT TO AN IRS 1031 EXCHANGE.

DATED: March 8, 2005

Lela L. Wanner
Lela L. Wanner

Linda I. Wanner
Linda I. Wanner

RECEIVED

NOV 22 2016

WATER RESOURCES DEPT
SALEM, OREGON

TSS RIE 12

300

FIDELITY NATIONAL TITLE CO.

01-11-3032

STATE OF OREGON
COUNTY OF CLACKAMAS

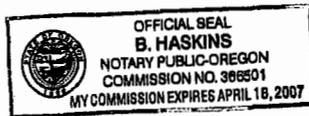
This instrument was acknowledged before me on

MARCH 9, 2005

by LELA L. WANNER & LINDA I. WANNER

B. Haskins
NOTARY PUBLIC FOR OREGON

MY COMMISSION EXPIRES: _____



G-18911

Escrow No. 10-1113230-VK -28
Title Order No. 01113230

EXHIBIT ONE

PARCEL I:

All of the East half of the Southwest quarter of Section 1, Township 5 South, Range 1 East of the Willamette Meridian, Clackamas County, Oregon, lying South of the County Road.

Also:

The Northeast quarter of the Northwest quarter of Section 12, Township 5 South, Range 1 East of the Willamette Meridian, Clackamas County, Oregon.

PARCEL II:

Beginning at a point 80 rods West of the Southeast corner of Section 1, Township 5 South, Range 1 East of the Willamette Meridian, Clackamas County, Oregon; running thence North 62-1/2 rods to the center of Gordon Road, as now laid out and traveled in the Southeast quarter of said Section 1; thence Westerly, along said road, to the center line of said Section 1, dividing said section into East and West halves; thence South 79 rods to the South line of said section; thence East, tracing said section line, 80 rods, more or less, to the place of beginning.

②

Q-18411



After recording return to:
CMS Land, LLC
15829 Mt. Angel Scott Mills Rd. NE
Silverton, OR 97381

Until a change is requested all tax
statements shall be sent to the
following address:
CMS Land, LLC
15829 Mt. Angel Scott Mills Rd. NE
Silverton, OR 97381

File No.: NCS-752916-OR1 (ch)

THIS SPACE RESERVED FOR RECORDER'S USE

RECORDED ELECTRONICALLY
ID: 201611050005 County: CLACKAMAS
Date: 11/23/16 Time: 12:44:12
simplifile www.simplifile.com 800.460.5657

T55 RIE 1
1000

T55 RIE 12
400

STATUTORY WARRANTY DEED

Royelle LLC, an Oregon limited liability company, Grantor, conveys and warrants to CMS Land, LLC, an Oregon limited liability company, Grantee, the following described real property free of liens and encumbrances, except as specifically set forth herein:

LEGAL DESCRIPTION: Real property in the County of Clackamas, State of Oregon, described as follows:

See Exhibit "A" attached hereto and by reference made a part hereof

Subject to: See Exhibit "B" attached hereto and by reference made a part hereof

The true consideration for this conveyance is **\$668,000.00**. (Here comply with requirements of ORS 93.030)

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, SECTIONS 2 TO 9 AND 17, CHAPTER 855, OREGON LAWS 2009, AND SECTIONS 2 TO 7, CHAPTER 8, OREGON LAWS 2010. 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 VERIFY THAT THE UNIT OF LAND BEING TRANSFERRED IS A LAWFULLY ESTABLISHED LOT OR PARCEL, AS DEFINED IN ORS 93.016, ORS 93.017, AND ORS 93.018, AND SHOULD CHECK WITH THE APPROPRIATE CITY OR COUNTY PLANNING DEPARTMENT TO VERIFY THE APPROVED USES OF THE LOT OR PARCEL, TO DETERMINE ANY LIMITATIONS ON THE USES OF THE PROPERTY.

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NOV 22 2016

WATER RESOURCES DEPT
SALEM, OREGON

Q-18411

AGAINST FARMING OR FOREST PRACTICES, AS DEFINED IN ORS 30.930, AND TO INQUIRE ABOUT THE RIGHTS OF NEIGHBORING PROPERTY OWNERS, IF ANY, UNDER ORS 195.300, 195.301 AND 195.305 TO 195.336 AND SECTIONS 5 TO 11, CHAPTER 424, OREGON LAWS 2007, SECTIONS 2 TO 9 AND 17, CHAPTER 855, OREGON LAWS 2009, AND SECTIONS 2 TO 7, CHAPTER 8, OREGON LAWS 2010.

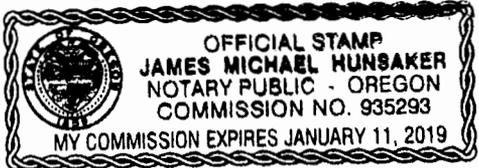
Dated this 2 day of October, 2015.

Royelle LLC, an Oregon limited liability company

By: Joe Sharp
Name: Joe Sharp
Title: Member/Manager

STATE OF Oregon)
County of CLATSOP)ss.

This instrument was acknowledged before me on this 2nd day of OCTOBER, 2015 by Joe Sharp as Member/Manager of Royelle LLC, an Oregon limited liability company, on behalf of said entity.



James M Hunsaker
Notary Public for Oregon
My commission expires: 1/11/19

RECEIVED

NOV 22 2015

WATER RESOURCES DEPT
SALEM OREGON

G-18911

EXHIBIT "A"

PARCEL I:

THE NORTHWEST QUARTER OF THE NORTHWEST QUARTER OF SECTION 12, TOWNSHIP 5 SOUTH, RANGE 1 EAST OF THE WILLAMETTE MERIDIAN, IN THE COUNTY OF CLACKAMAS AND STATE OF OREGON.

THE LEGAL DESCRIPTION WAS CREATED PRIOR TO JANUARY 01, 2008.

PARCEL II:

ALL OF THE WEST HALF OF THE SOUTHWEST QUARTER OF SECTION 1, TOWNSHIP 5 SOUTH, RANGE 1 EAST OF THE WILLAMETTE MERIDIAN, LYING SOUTH OF THE COUNTY ROAD, IN THE COUNTY OF CLACKAMAS AND STATE OF OREGON.

EXCEPTING THEREFROM THE FOLLOWING DESCRIBED TRACTS:

TRACT A:

BEGINNING AT A POINT ON THE ONE-HALF SECTION LINE BETWEEN SECTIONS 1 AND 2, TOWNSHIP 5 SOUTH, RANGE 1 EAST, WHICH POINT IS ALSO IN THE CENTER OF A COUNTY ROAD RUNNING NORTH AND SOUTH BETWEEN SAID SECTIONS 1 AND 2, AND RUNNING THENCE SOUTH IN THE CENTER OF SAID ROAD 55 RODS AND 5 FEET TO A POINT AT THE INTERSECTION OF SAID ROAD WITH WHAT IS KNOWN AS THE MOSHBERGER ROAD, THENCE SOUTHEASTERLY ALONG THE CENTER OF SAID MOSHBERGER ROAD 56 RODS TO A POINT OF BEGINNING FOR LAND HEREIN DESCRIBED; THENCE SOUTH AT RIGHT ANGLES WITH CENTER LINES OF SAID MOSHBERGER ROAD 18 RODS TO A POINT, THENCE WESTERLY AND PARALLEL WITH THE CENTER LINE OF SAID MOSHBERGER ROAD 18 RODS TO A POINT, THENCE NORTH AND AT RIGHT ANGLES TO SAID CENTER LINE OF SAID ROAD 18 RODS TO THE CENTER THEREOF AND THENCE EASTERLY ALONG CENTER OF SAID ROAD TO THE POINT OF BEGINNING.

TRACT B:

PART OF THE WEST ONE-HALF OF THE SOUTHWEST ONE-QUARTER OF SECTION 1, TOWNSHIP 5 SOUTH, RANGE 1 EAST OF THE WILLAMETTE MERIDIAN, CLACKAMAS COUNTY, STATE OF OREGON MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT THE NORTHWEST CORNER OF SAID WEST ONE-HALF OF THE SOUTHWEST ONE-QUARTER THENCE, ALONG THE WEST LINE OF SAID WEST ONE-HALF OF THE SOUTHWEST ONE- QUARTER SOUTH 0° 00' 10" EAST 903.77 FEET TO A POINT OF INTERSECTION WITH THE CENTER LINE OF COUNTY ROAD NO. 428; THENCE, ALONG SAID CENTER LINE, SOUTH 80° 45.75' EAST 924.00 FEET; THENCE, AT RIGHT ANGLES TO SAID CENTER LINE, SOUTH 9° 14.2' WEST 297.00 FEET TO THE TRUE POINT OF BEGINNING OF THE PROPERTY HEREIN AFTER DESCRIBED; SAID POINT BEING THE SOUTHEASTERLY CORNER OF THAT PROPERTY CONVEYED TO LAURA MOSHBERGER BY DEED

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WATER RESOURCES DEPT
SALEM, OREGON

G-18411

RECORDED IN BOOK 648, PAGE 0774 AS FEE NO. 019838, CLACKAMAS COUNTY DEED RECORDS;
THENCE SOUTH 11° 01.9' WEST 150.27 FEET;
THENCE SOUTH 18° 12.4' WEST 190.01 FEET;
THENCE SOUTH 84° 59.4' WEST 271.01 FEET;
THENCE NORTH 9° 14.2' EAST 404.58 FEET TO THE SOUTHWESTERLY CORNER OF SAID MOSHBERGER PROPERTY,
THENCE, ALONG THE SOUTH LINE OF SAID MOSHBERGER PROPERTY, SOUTH 80° 45.75' EAST 297 FEET TO THE TRUE POINT OF BEGINNING.

TRACT C:

A TRACT IN SECTION 1, TOWNSHIP 5 SOUTH, RANGE 1 EAST OF THE WILLAMETTE MERIDIAN, IN THE COUNTY OF CLACKAMAS AND STATE OF OREGON, DESCRIBED AS FOLLOWS:

BEGINNING AT THE NORTHEAST CORNER OF A TRACT OF LAND CONVEYED BY NETTIE L MOSHBERGER, ET AL, TO HARVEY L. MOSHBERGER, ET AL, LOCATED IN THE SOUTHWEST ONE-QUARTER OF SECTION 1, TOWNSHIP 5 SOUTH, RANGE 1 EAST OF THE WILLAMETTE MERIDIAN, DESCRIBED IN DEED RECORDED IN BOOK 261, PAGE 0466 AS FEE NO. 39055055, DEED RECORDS ON SEPTEMBER 13, 1939;
RUNNING THENCE SOUTHEASTERLY ALONG THE CENTER OF WHICH IS KNOWN AS THE MOSHBERGER ROAD, 25 RODS, MORE OR LESS TO THE INTERSECTION OF THE EAST LINE OF THE WEST ONE-HALF OF SAID SOUTHWEST ONE-QUARTER OF SECTION 1;
THENCE SOUTH ON SAID EAST LINE, 18 RODS TO A POINT;
THENCE NORTHWESTERLY PARALLEL TO THE CENTER LINE OF SAID MOSHBERGER ROAD 25 RODS TO A POINT AT THE SOUTHEAST CORNER OF SAID HARVEY L MOSHBERGER TRACT ABOVE DESCRIBED;
THENCE NORTH ALONG THE EAST LINE OF SAID 18 RODS TO THE POINT OF BEGINNING.

TRACT D:

A TRACT OF LAND BEING A PORTION OF DOCUMENT 90040119, CLACKAMAS COUNTY DEED RECORDS, SITUATED IN THE WEST ONE-HALF OF THE SOUTHWEST ONE-QUARTER OF SECTION 1, TOWNSHIP 5 SOUTH, RANGE 1 EAST, WILLAMETTE MERIDIAN, IN THE COUNTY OF CLACKAMAS AND STATE OF OREGON, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE ONE-QUARTER CORNER BETWEEN SECTION 1 AND 2 OF TOWNSHIP 5 SOUTH, RANGE 1 EAST, WILLAMETTE MERIDIAN;
THENCE SOUTH 00° 00' 31" EAST 904.48 FEET ALONG THE WEST LINE OF SAID SECTION 1, WHICH IS THE CENTER LINE OF SOUTH ELISHA ROAD TO A FOUND MONUMENT AT THE INTERSECTION SOUTH ELISHA ROAD AND TOLIVER ROAD;
THENCE ALONG THE CENTER LINE OF TOLIVER ROAD, SOUTH 80° 45' 41" EAST 923.97 FEET;
THENCE LEAVING SAID CENTER LINE SOUTH 09° 13' 51" WEST 296.88 FEET TO THE TRUE POINT OF BEGINNING;
THENCE SOUTH 80° 45' 41" EAST 461.53 FEET;
THENCE SOUTH 00° 00' 01" WEST 150.91 FEET;
THENCE NORTH 80° 45' 41" WEST 490.39 FEET;
THENCE NORTH 11° 01' 23" EAST 149.03 FEET TO THE TRUE POINT OF BEGINNING.

THE LEGAL DESCRIPTION WAS CREATED PRIOR TO JANUARY 01, 2008.

RECEIVED

NOV 22 2016

WATER RESOURCES DEPT
SALEM, OREGON

EXHIBIT "B"

1. General and special taxes and assessments for the fiscal year 2015-2016, a lien not yet due or payable.
2. The assessment roll and the tax roll disclose that the premises herein described were specially assessed as Forest Land pursuant to O.R.S. 321.358 to 321.372. If the land becomes disqualified for the special assessment under the statute, an additional tax may be levied for the last five (5) or lesser number of years in which the land was subject to the special land use assessment.

(Affects Parcel II)

3. The assessment roll and the tax roll disclose that the within described premises were specially zoned or classified for Farm use. If the land has become or becomes disqualified for such use under the statute, an additional tax or penalty may be imposed.
4. Rights of the public in and to that portion of the land lying within streets, roads and highways.
5. Rights of the public and of governmental bodies in and to that portion of the premises herein described lying below the high water mark of Bear Creek.

(Affects Parcel II)

6. Any adverse claim based upon the assertion that some portion of said land has been removed from or brought within the boundaries thereof by an avulsive movement of the Bear Creek or has been formed by the process of accretion or reliction or has been created by artificial means or has accreted to such portion so created.

(Affects Parcel II)

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WATER RESOURCES DEPT
SALEM, OREGON

AGREEMENT regarding access for an IRRIGATION MAINLINE

Landowner: Brad Gilbert
9780 S. Schneider Rd.
Molalla, OR 97038

Tenant: Dickman Farms, Inc.
15829 Mt. Angel-Scotts Mills Hwy. NE
Silverton, OR 97381

This agreement concerns farmland in Clackamas County, Oregon, situated south of Toliver Rd. in T5S, R1E Section 12, lot 300, owned by the first party above (hereafter referred to as Gilbert), and leased to the second party above (hereafter referred to as Dickman):

- Dickman operates land east of Gilbert's (T5S, R1E Section 12, lot 200), owned by Dickman Land, LLC, a company affiliated with Dickman. Dickman farms this property; it is also the location of the irrigation well.
- Dickman will operate land west of Gilbert's (T5S, R1E Section 12, lot 400), owned by CMS Land, LLC, another company affiliated with Dickman. CMS Land, LLC is applying for a water right to irrigate its land, using the irrigation well located on the property owned by Dickman Land, LLC.

Gilbert hereby grants permission to Dickman to bury irrigation mainline across Gilbert's property to reach the farmland owned by CMS, LLC west of Gilbert's property. Parties agree to work together to schedule work for least disruption to cropping.

DATED this 10 day of November, 2016.



Brad Gilbert



for Dickman Farms, Inc.

RECEIVED

NOV 22 2016

WATER RESOURCES DEPT
SALEM, OREGON

G-18911

AGREEMENT regarding IRRIGATION

Owner of	T5S R1E Sec. 1 2000 & T5S R1E Sec. 12 400	CMS Land, LLC 15829 Mt. Angel-Scotts Mills Hwy. NE Silverton, OR 97381
Owner of	T5S R1E Sec. 12 200	Dickman Land, LLC 15829 Mt. Angel-Scotts Mills Hwy. NE Silverton, OR 97381
Tenant/Operator of both parcels:		Dickman Farms, Inc. 15829 Mt. Angel-Scotts Mills Hwy. NE Silverton, OR 97381

This agreement concerns farmland in Clackamas County, Oregon, situated south of Toliver Rd. in T5S, R1E. All parties agree:

- That CMS Land, LLC and Dickman Land, LLC are entities related to Dickman Farms, Inc.; their ownership interests overlap, and lease agreements exist between the parties, with Dickman Farms, Inc. as the operating farm.
- That Dickman Land, LLC as landowner, and Dickman Farms, Inc. as operator, will allow the existing irrigation well located on the Dickman Land, LLC parcel to be used to supply water to the parcel owned by CMS Land, LLC.
- That the owner of the parcel lying between the two Dickman parcels (identified as T5S R1E, Sec. 12 300), Brad Gilbert, has, by a separate agreement, granted Dickman Farms, Inc. the right to place an irrigation mainline across Gilbert's property to reach the farmland owned by CMS Land, LLC.

DATED this 14th day of November, 2016.



for CMS Land, LLC



for Dickman Land, LLC



for Dickman Farms, Inc.

RECEIVED

NOV 22 2016

WATER RESOURCES DEPT
SALEM, OREGON

STATE OF OREGON
WATER SUPPLY WELL REPORT
(as required by ORS 537.765)

Westerberg Drilling, Inc.
36728 S. Front Rd.
Molalla, OR 97038

WELL I.D. # 1, **96447**

START CARD # **200218**

Instructions for completing this report are on the last page of this form.

(1) LAND OWNER Well Number _____
Name **Dickman Land, LLC**
Address **15829 Mt. Angel-Scotts Mills Hwy NE**
City **Silverton** State **OR** Zip **97381**

(2) TYPE OF WORK New Well
 Deepening Alteration (repair/recondition) Abandonment Conversion

(3) DRILL METHOD
 Rotary Air Rotary Mud Cable Auger Cable Mud
 Other

(4) PROPOSED USE
 Domestic Community Industrial Irrigation
 Thermal Injection Livestock Other

(5) BORE HOLE CONSTRUCTION Special Construction: Yes No
Depth of Completed Well **470** ft.
Explosives used: Yes No Type _____ Amount _____

BORE HOLE			SEAL			Sacks or Pounds
Diameter	From	To	Material	From	To	
23"	0	79	Bentonite	0	29	98 sacks
20"	79	160	Cement	29	163	216 sacks
16"	160	470				

How was seal placed: Method A B C D E
 Other **Bentonite placed dry**
Backfill placed from _____ ft. to _____ ft. Material _____
Gravel placed from **163** ft. to **470** ft. Size of gravel **1/4x10/6x9**

(6) CASING/LINER

Casing	Diameter	From	To	Gauge	Material			
					Steel	Plastic	Welded	Threaded
12"	+1.5	366		.260	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
10"	403	437		.260	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
10"	455.5	470		.260	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
bottom plate welded on tail					<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
liner pipe @ 470'					<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Drive Shoe used Inside Outside None
Final location of shoe(s) **16" cut off @ 470'**

(7) PERFORATIONS/SCREENS

Perforations Method _____
 Screens Type **V-wire** Material **stainless**

From	To	Slot Size	Number	Diameter	Tele/pipe size	Casing	Liner
366	404	.065		10"	PS	<input type="checkbox"/>	<input type="checkbox"/>
437	455.5	.065		10"	PS	<input type="checkbox"/>	<input type="checkbox"/>
						<input type="checkbox"/>	<input type="checkbox"/>
						<input type="checkbox"/>	<input type="checkbox"/>

(8) WELL TESTS: Minimum testing time is 1 hour
 Pump Bailor Air Flowing Artesian

Yield gal/min	Drawdown	Drill stem at	Time
750	129'		8 hr.

Temperature of water **56** Depth Artesian Flow Found _____
Was a water analysis done? Yes By whom _____
Did any strata contain water not suitable for intended use? Too little
 Salty Muddy Odor Colored Other _____
Depth of strata _____

(9) LOCATION OF WELL (legal description)
County **Clackamas**
Tax Lot **200** Lot _____
Township **6** S Range **1** E WM
Section **12** NW 1-4 SE 1-4

Lat _____ or _____ (degrees or decimal)
Long _____ or _____ (degrees or decimal)

Street Address of Well (or nearest address) **adjacent to (E. of) 16131 S. Hwy 211 Molalla, OR 97038**

(10) STATIC WATER LEVEL
163'3" ft. below land surface. Date **7-16-09**
_____ ft. below land surface. Date _____
Artesian pressure _____ lb. per square inch Date _____

(11) WATER BEARING ZONES
Depth at which water was first found **41'**

From	To	Estimated Flow Rate	SWL
366	449	>750 gpm	163'3"

(12) WELL LOG Ground Elevation

Material	From	To	SWL
Topsoil	0	1	
Clay brown	1	6	
Clay w/ cobbles & boulders	6	38	
Clay	38	41	
Gravel, cobbles w/ clay	41	69	
Clay reddish brown	69	72	
Clay tan brown w/ some gravels	72	101	
Clay dark brown	101	118	
Clay grey	118	123	
Sand grey	123	126	
Sandy grey clay	126	138	
Clay grey dense	138	176	
Clay grey w/ sand	176	178	
Clay grey	178	246	
Clay blue sticky	246	279	

continued on page 2

Date Started **6-26-09** Completed **7-24-09**

(unbonded) Water Well Constructor Certification
I certify that the work I performed on the construction, deepening, alteration, or abandonment of this well is in compliance with Oregon water supply well construction standards. Materials used and information reported above are true to the best of my knowledge and belief.

WWC Number _____ Date _____
Signed _____

(bonded) Water Well Constructor Certification
I accept responsibility for the construction, deepening, alteration, or abandonment work performed on this well during the construction dates reported above. All work performed during this time is in compliance with Oregon water supply well construction standards. This report is true to the best of my knowledge and belief.

WWC Number **688** Date **7-27-09**
Signed *Stevens N. Stahl*

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