

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: \$1,900
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:

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- 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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SECTION 1: APPLICANT INFORMATION AND SIGNATURE

Applicant Information

NAME Ron Deluca		PHONE (HM) 541-944-2111	
PHONE (WK)	CELL		FAX
ADDRESS 228 Morninglight Drive			
CITY Ashland	STATE OR	ZIP 97520	E-MAIL* ronpacificproperties@gmail.com

Organization Information

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

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

AGENT / BUSINESS NAME Thornton Engineering		PHONE 541-899-1489	FAX
ADDRESS PO Box 476			CELL
CITY Jacksonville	STATE OR	ZIP 97530	E-MAIL* myles@thorntondaley.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.)

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By my signature below I confirm that I understand:

- I am asking to use water specifically as described in this application.
- Evaluation of this application will be based on information provided in the application. SALEM, OR
- 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.

Ron Deluca
Applicant Signature

Ronald L. De Luca
Print Name and title if applicable

10-7-16
Date

Applicant Signature

Print Name and title if applicable

Date

For Department Use		
App. No. <u>G1-18415</u>	Permit No. _____	Date _____

SECTION 2: PROPERTY OWNERSHIP

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

- Yes
 - There are no encumbrances.
 - This land is encumbered by easements, rights of way, roads or other encumbrances.
- No
 - I have a recorded easement or written authorization permitting access.
 - I do not currently have written authorization or easement permitting access.
 - Written authorization or an easement is not necessary, because the only affected lands I do not own are state-owned submersible lands, and this application is for irrigation and/or domestic use only (ORS 274.040).
 - Water is to be diverted, conveyed, and/or used only on federal lands.

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

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

SECTION 3: WELL DEVELOPMENT

WELL NO.	NAME OF NEAREST SURFACE WATER	IF LESS THAN 1 MILE:	
		DISTANCE TO NEAREST SURFACE WATER	ELEVATION CHANGE BETWEEN NEAREST SURFACE WATER AND WELL HEAD
JACK 32014	Tolman Creek	2500'	-360'

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

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SECTION 3: WELL DEVELOPMENT, CONTINUED

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Total maximum rate requested: 26 gpm (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)
JACK 32014	<input type="checkbox"/>	<input checked="" type="checkbox"/>	47771	<input type="checkbox"/>	6"	1-18.5'	N/A	0-18'	300	Black Qtz			
	<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"/>									
	<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	Apr. 1- Oct. 31	11.4

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: 4.55 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: 11.4

- If the use is **municipal or quasi-municipal**, attach **Form M**
 - If the use is **domestic**, indicate the number of households: 1
- If the use is **mining**, describe what is being mined and the method(s) of extraction: _____

SECTION 5: WATER MANAGEMENT

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A. Diversion and Conveyance

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

Pump (give horsepower and type): 7.5 hp

Other means (describe): _____

Provide a description of the proposed means of diversion, construction, and operation of the diversion works and conveyance of water. **Groundwater well, pump, & piping.**

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B. Application Method

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

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.

Residential irrigation. Meter irrigation piping. Visual inspection of irrigation efficiency.

SECTION 6: STORAGE OF GROUND WATER IN A RESERVOIR

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

Reservoir name: _____ Acreage inundated by reservoir: _____

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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): 15.6

USE OF STORED GROUND WATER	PERIOD OF USE
N/A	N/A

SECTION 8: PROJECT SCHEDULE

Date construction will begin: Completed

Date construction will be completed: Completed

Date beneficial water use will begin: When approved

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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Attachments

1 – Land Use information Form

2 – Well Log

3 - Map

4– Copy of Deed

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1 – Land Use Information Form

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Land Use

Information Form



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

NOTE TO APPLICANTS

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

This form is NOT required if:

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

NOTE TO LOCAL GOVERNMENTS

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

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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: Ron First DeLuca Last

Mailing Address: 228 Morning Light Drive

Ashland City OR State 97520 Zip Daytime Phone: 541-944-2111

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	1/4 1/4	Tax Lot #	Plan Designation (e.g., Rural Residential/RR-5)	Water to be:		Proposed Land Use:	
39S	1E	23		3500	RR-5	<input type="checkbox"/> Diverted	<input type="checkbox"/> Conveyed	<input checked="" type="checkbox"/> Used	Yard
						<input type="checkbox"/> Diverted	<input type="checkbox"/> Conveyed	<input type="checkbox"/> Used	
						<input type="checkbox"/> Diverted	<input type="checkbox"/> Conveyed	<input type="checkbox"/> Used	
						<input type="checkbox"/> Diverted	<input type="checkbox"/> Conveyed	<input type="checkbox"/> Used	

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

Jackson

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B. Description of Proposed Use

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

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- 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: 15.6 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:

Homeowner wishes to irrigate 4.55 acres of 5.37 acre property with groundwater.

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. →

G-1045

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):

Jackson County Land Development Ordinance, Section 6.4.1

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:	
		<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.

<div style="border: 1px solid black; padding: 5px; margin-bottom: 10px;"> Non-Commercial irrigation for lawn is accessory to a residential use </div>	RECEIVED BY OWRD DEC 07 2016 SALEM, OR
-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------	-------------------------------------------------------------

Name: Kate J. McGuire	Title: Planner 1		
Signature:	Phone: 541-774-6907	Date: 10/29/2016	
Government Entity: Jackson County Planning			

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



Receipt for Request for Land Use Information

Applicant name: _____

City or County: _____ Staff contact: _____

Signature: _____ Phone: _____ Date: _____

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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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MAP

- Permanent quality and drawn in ink
- Even map scale not less than 4" = 1 mile (example: 1" = 400 ft, 1" = 1320 ft, etc.) SALEM, OR
- 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 _____

2 – Well Log

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G-18405

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

JACK
32014

STUDEBAKER DRILLING, INC.
1133 S. Riverside #16
Medford, Oregon 97501

398/1E/23

(START CARD) # 47771

(1) OWNER:

Well Number _____
Name Ronald De Luca
Address P O Box 748
City Ashland State Ore Zip 97520

(2) TYPE OF WORK:

New Well Deepen Recondition Abandon

(3) DRILL METHOD:

Rotary Air Rotary Mud Cable
 Other _____

(4) PROPOSED USE:

Domestic Community Industrial Irrigation
 Thermal Injection Other _____

(5) BORE HOLE CONSTRUCTION:

Special Construction approval Yes No Depth of Completed Well 810 ft.
Explosives used Yes No Type _____ Amount _____

HOLE			SEAL			Amount sacks or pounds
Diameter	From	To	Material	From	To	
10	0	18	bentonite	0	18	9 sacks
6	18	810				

How was seal placed: Method A B C D E

Other poured

Backfill placed from _____ ft. to _____ ft. Material _____

Gravel placed from _____ ft. to _____ ft. Size of gravel _____

(6) CASING/LINER:

Diameter	From	To	Gauge	Steel	Plastic	Welded	Threaded
Casing: 6	0	18½	250	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Liner:	Liner recommended			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Final location of shoe(s) 18½'

(7) PERFORATIONS/SCREENS:

Perforations Method _____
 Screens Type _____ Material _____

From	To	Slot size	Number	Diameter	Tele/pipe size	Casing	Liner
						<input type="checkbox"/>	<input type="checkbox"/>
						<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 Bailer Air Flowing Artesian

Yield gal/min	Drawdown	Drill stem at	Time
26 gpm		808	1 hr.

Temperature of Water 57 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 by legal description:

County Jackson Latitude _____ Longitude _____
Township 39S N or S. Range 1E E or W. WM. _____
Section 23 Tax Lot 3500 Lot _____ Block _____ Subdivision _____
Street Address of Well (or nearest address) Morninglite Drive, Ashland, Ore

(10) STATIC WATER LEVEL:

300 ft. below land surface. Date 9/17/92
Artesian pressure _____ lb. per square inch. Date _____

(11) WATER BEARING ZONES:

Depth at which water was first found 690'

From	To	Estimated Flow Rate	SWL
690	700	12	300
780	782	14	

(12) WELL LOG:

Ground elevation _____

Material	From	To	SWL
Granite, decomp, brown	0	4	
Granite, weathered, green	4	8	
Granite, blue, green	8	280	
Rock, Hard, gray, green	280	700	300
Rock, hard, black qtz	700	810	
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OCT 19 1992			
WATER RESOURCES DEPT. SELEM, OR 97501			

Date started 9/16/92 Completed 9/17/92

(unbonded) Water Well Constructor Certification:

I certify that the work I performed on the construction, alteration, or abandonment of this well is in compliance with Oregon well construction standards. Materials used and information reported above are true to my best knowledge and belief.

Signed John Canada WWC Number 1432
Date 9/17/92

(bonded) Water Well Constructor Certification:

I accept responsibility for the construction, 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 well construction standards. This report is true to the best of my knowledge and belief.

Signed John Studabak WWC Number 679
Date 10/15/92

3 – Map

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4 – Copy of Deed

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WARRANTY DEED

RONALD L. DELUCA and CHRISTINA G. DELUCA, husband and wife, hereinafter referred to as "Grantors", convey and warrant unto RONALD L. DELUCA and CHRISTINA G. DELUCA, as Trustees of the DELUCA REVOCABLE TRUST DATED MARCH 17, 1998, hereinafter referred to as "Grantees", all of their interest in that real property situated in Jackson County, State of Oregon and described as:

**SEE "EXHIBIT A" ATTACHED HERETO AND
INCORPORATED HEREIN BY REFERENCE**

The liability and obligations of the Grantors to Grantees and Grantees' heirs and assigns under the warranties and covenants contained herein or provided by law shall be limited to the amount, nature, and terms of any right or indemnification available to Grantors under any title insurance policy, and Grantors shall have no liability or obligation except to the extent that reimbursement for such liability or obligation is available to Grantors under any such title insurance policy.

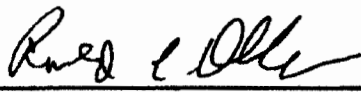
Grantors hereby covenants that Grantors are the owners of the above-described property free of all encumbrances except:

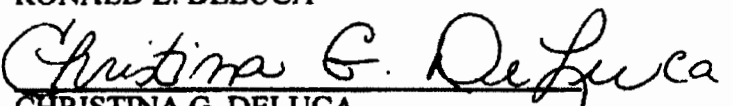
any liens and encumbrances of record.

There is no monetary consideration for this transfer as it is for estate purposes only.

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 the 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.

DATED: 3/11/99



RONALD L. DELUCA


CHRISTINA G. DELUCA

Mail Tax Statements to: No change.

After recording return to:
David L. Smith
515 East Main St.
Ashland, OR 97520

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DEC 07 2016

(228 Morninglight Drive)

SALEM, OR

99-12760

ACKNOWLEDGMENT

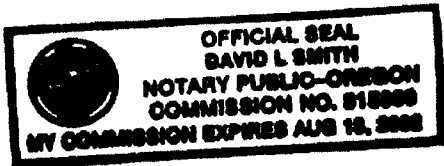
STATE OF OREGON)
) ss.
County of Jackson)

On 3/11/99 RONALD L. DELUCA and CHRISTINA G. DELUCA
personally appeared and acknowledged the foregoing instrument to be their voluntary act and
deed.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed my official seal
the day and year last above written.



Notary Public for Oregon
My Commission Expires: 8/13/2002



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SALEM, OR

G-18415

2-

EXHIBIT "A"

Commencing at the quarter corner common to Sections 14 and 23, Township 39 South, Range 1 East of the Willamette Meridian, Jackson County, Oregon; thence South, 3477.82 feet; thence West, 2308.28 feet to a 5/8 inch rebar with plastic cap located on the Southwesterly right of way line of Morninglight Drive, a public road as described in Document No. 72-17706, Official Records of Jackson County, Oregon; thence along said Drive line, North 36° 41' 14" West, 20.00 feet to the true point of beginning; thence North 67° 44' 10" West, 355.90 feet to intersect the West boundary of said Section 23; thence North 0° 12' 57" West, 681.02 feet to the West quarter corner to said Section 23; thence along the North boundary of the Southwest quarter of said Section 23, South 89° 42' 27" East, 309.00 feet; thence South 0° 10' 27" East, 630.60 feet; thence South 15° 16' 20" East, 177.03 feet to intersect the Northwesterly right of way line of said Morninglight Drive; thence along said Drive line, South 63° 18' 46" West, 30.00 feet to the true point of beginning.

Code 5-11 Account 1-10279-4 Map 39 1E 23 Tax Lot 3500

Jackson County, Oregon
Recorded
OFFICIAL RECORDS

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MAR 12 1999

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SALEM, OR

1:18 PM
[Signature]
COUNTY CLERK

SUBJECT TO:

1989-92 real property taxes are a lien, but not yet payable.

Rights of the public in and to any portion lying within the limits of public roadways, if any, and/or rights of private parties over any portion lying within existing roadways or driveways not disclosed by the public records.

Right of way for electrical transmission line, including the terms and provisions thereof, as granted Theodore T. and Darlene G. Noncheater, by instrument recorded in Volume 441, Page 507, and assigned to Pacific Power and Light in Volume 559, Page 470, Jackson County, Oregon, Deed Records.

Road Maintenance Agreement and Access Agreement for Dedicated Way, including the terms and provisions thereof, as more fully set forth in instrument recorded as Document No. 81-23206, Official Records of Jackson County, Oregon.

A 20 foot slope easement, as described in Document No. 82-17706, Official Records of Jackson County, Oregon, and as shown in Minor Land Partition recorded in Volume 5, Pages 81 and 82 of the Jackson County Minor Land Partition Records.

Agreement for dedicated way and road maintenance as set forth in Document No. 84-10947, Official Records of Jackson County, Oregon.

Declaration of covenants, conditions, and restrictions affecting the herein described property, as more fully set forth in instrument recorded as Document No. 84-13663, and amended by Document No. 85-25098, Official Records of Jackson County Oregon.

Easement for transmission, and distribution of electricity, granted the Pacific Power and Light Company, as set forth in Document No. 85-16023, Official Records of Jackson County, Oregon.

G-18415

Subject: FW: 228 Morninglight Drive Ashland, Or
From: "KELLY Travis N" <travis.n.kelly@state.or.us>
Sent: 10/6/2016 10:12:42 AM
To: "Myles Daley" <myles@thorntondaley.com>

Travis Kelly

Watermaster, District 13
Oregon Water Resources Department
10 South Oakdale Ave. Room 309
Medford, OR 97501
Phone: (541) 774-6882
Fax: (541) 774-6187
travis.n.kelly@wrд.state.or.us

From: HAINES Christi L
Sent: Friday, August 05, 2016 4:08 PM
To: THOMA Michael J
Cc: KELLY Travis N
Subject: RE: 228 Morninglight Drive Ashland, Or

Thanks Mike. I will let the customer know. They will likely want to proceed with an application.

Have a great weekend!

Christi Haines

Office Assistant III
Jackson County Watermaster's Office
10 S. Oakdale Avenue #309
Medford, OR 97501
541-774-6880 Phone
541-774-6187 Fax
Christi.L.Haines@wrд.state.or.us

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SALEM, OR

Data provided by this office is based on the best and most current information available within our files and data base. The "Official Records" however, reside in the Department's Salem office. For additional information, please contact the Oregon Water Resources Department at 1-503-986-0900 or at www.wrд.state.or.us.

From: THOMA Michael J
Sent: Friday, August 05, 2016 12:11 PM
To: HAINES Christi L
Subject: RE: 228 Morninglight Drive Ashland, Or

G-18415

Hi Christi,

I think that in a formal groundwater review we would not look at the creek immediately to the southeast of the property and, being on the other side of the ridge from Hamilton Cr (to the northwest) we probably wouldn't find hydraulic connection within ¼ mile. So I think it would be likely that we would not find PSI on a well at the location provided.

- Mike

Disclaimer: this informal assessment of the Division 9 Rules (groundwater-surface water interaction) does not guarantee that a water right permit will be issued or that an application will pass the Division 9 Review during the formal review process. The water right application process involves other sections of the Department, other state agencies, and allows public input.

Michael J Thoma, Ph.D.
Hydrogeologist
Oregon Water Resources Department
725 Summer St. NE, Suite A
Salem, OR 97301
ph. 503-986-0845

From: HAINES Christi L
Sent: Wednesday, August 03, 2016 4:09 PM
To: THOMA Michael J
Cc: KELLY Travis N
Subject: 228 Morninglight Drive Ashland, Or

Mike,

I need to get a PSI check for the property address above. Location of the well is 39S-1E-23 tl 3500 lat 42.162185 long -122.67894

Thanksabunch :)

Christi Haines
Office Assistant III
Jackson County Watermaster's Office
10 S. Oakdale Avenue #309
Medford, OR 97501
541-774-6880 Phone
541-774-6187 Fax
Christi.L.Haines@wrd.state.or.us

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DEC 07 2016
SALEM, OR

Data provided by this office is based on the best and most current information available within our files and data base. The "Official Records" however, reside in the Department's Salem office. For additional information, please contact the Oregon Water Resources Department at 1-503-986-0900 or at www.wrd.state.or.us.

G-18418



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

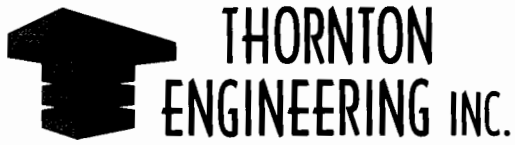
- [Main](#) [Help](#)
- [Return](#) [Contact Us](#)

Today's Date: Wednesday, December 07, 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)	.030	\$300.00
Number of proposed Use's for the appropriated water. (i.e. Irrigation, Supplemental Irrigation, Pond Maintenance, Industrial, Commercial, etc) *	1	
Number of proposed Ground Water points of appropriation. (i.e. number of wells) (include all injection wells, if applicable) **	1	
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		\$1,900.00

[OWRD Fee Schedule](#)

Fee Calculator Version B20130709



October 7, 2016

Oregon Water Resources Department
725 Summer St. NE, Suite A
Salem, Oregon 97301
(503) 986-0900

Subject: Water Right Application for Ron DeLuca (228 Morning Light Dr., Ashland, OR)

To Whom It May Concern,

We are applying for an application for a permit to use ground water at 228 Morning Light Dr. in Ashland, OR on behalf of Ron DeLuca. Currently, he is using the well on the property to irrigate 0.5 acres of lawn and ornamental shrubs and trees. He is looking to be able to irrigate the remainder of his property, which would be at total of 4.55 acres for ornamental purposes.

Enclosed in this packet are the following:

- Ground Water Application
- Land Use Information Form
- Copy of Deed
- Maps
- Well Log
- Email correspondence detailing PSI check

Thank you for your consideration of this application. Please call me if you have any questions.

Sincerely,
Thornton Engineering, Inc.

By: 
Myles Daley, E.I.T.

RECEIVED BY OWRD

DEC 07 2016

SALEM, OR