

# 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](http://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](http://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](http://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  
See Attachment B
- 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.  
See Attachment C
- Fees - Amount enclosed: **\$1,900**  
See the Department's Fee Schedule at [www.oregon.gov/owrd](http://www.oregon.gov/owrd) or call (503) 986-0900.

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### Provide a map and check that each of the following items is included (See Attachment A):

- 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 \_\_\_\_\_

# Application for a Permit to Use Ground Water



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www.wrd.state.or.us

## SECTION 1: APPLICANT INFORMATION AND SIGNATURE

### Applicant Information

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

### Organization Information

NAME WIPBC1, LLC ATTN: KEN JOHNSTON		PHONE 503-363-9713	FAX
ADDRESS 1410 LAKESIDE COURT, SUITE 109			CELL 503-507-8414
CITY YAKIMA	STATE WA	ZIP 98902	E-MAIL* ken@winemakersllc.com

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

AGENT / BUSINESS NAME GSI WATER SOLUTIONS, INC. ATTN: TED RESSLER		PHONE 971-200-8509	FAX
ADDRESS 55 SW YAMHILL ST., SUITE 300			CELL
CITY PORTLAND	STATE OR	ZIP 97204	E-MAIL* tressler@gsiws.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.
- I cannot use water legally until the Water Resources Department issues a permit.
- Oregon law requires that a permit be issued before beginning construction of any proposed well, unless the use is exempt. Acceptance of this application does not guarantee a permit will be issued.
- If I get a permit, I must not waste water.
- If development of the water use is not according to the terms of the permit, the permit can be cancelled.
- The water use must be compatible with local comprehensive land-use plans.
- Even if the Department issues a permit, I may have to stop using water to allow senior water-right holders to get water to which they are entitled.

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

  
Applicant Signature

KEN JOHNSTON, GM.  
Print Name and title if applicable

3/6/17  
Date

Applicant Signature

Print Name and title if applicable

Date

For Department Use		
App. No. _____	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
Well 1	Battle Creek	1,596 feet	248 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*).

**No alterations have been made to the proposed point of appropriation, MARI 18140.**

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**SECTION 3: WELL DEVELOPMENT, CONTINUED**

Total maximum rate requested: 0.134 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 1	<input type="checkbox"/>	<input checked="" type="checkbox"/>	MARI 18140	<input type="checkbox"/>	6"	+1 - 108	180-200 240-300	0-108	163.5 ft bgs (3/15/2016)	Basalt	303		Up to 36.66
	<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.

**See Attachment D for MARI 18140 Well Log**

**\*The proposed maximum rate of use requested under this application will be limited to a total combined cumulative diversion with the water rights issued under permits G-17501 and G-17502 (See Attachment E) of not more than 0.134 cubic feet per second at any one time.**

**As required under OAR 690-502-0200(1), the applicant proposes to use drip irrigation and requests a duty of 1 acre-foot for each acre irrigated during the irrigation season of each year.**

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**SECTION 4: WATER USE**

USE	PERIOD OF USE	ANNUAL VOLUME (ACRE-FEET)
Irrigation	March 1 through October 31	36.66

**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: 36.66 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: 36.66

- 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): 5 HP submersible

Other means (describe):       

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Provide a description of the proposed means of diversion, construction, and operation of the diversion works and conveyance of water. Water is pumped from the well using a 5 HP submersible pump. It is anticipated that water will be conveyed from the well to proposed place of use through a combination of 1- and 2-inch mainlines to ½” drip hose with 0.25 gph emitters.

**B. Application Method**

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

**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.

The applicant is proposing to use drip irrigation. The use of drip irrigation is already a condition of water right permits G-17501 and G-17502, which authorize the use of water from MARI 18140 for irrigation of adjacent lands. All water use from MARI 18140 is metered and reported. The use of drip irrigation eliminates concern regarding runoff of excess water and associated adverse impacts to public uses of affected waters.

**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*). **N/A – the applicant does not propose to store ground water.**

Reservoir name: \_\_\_\_\_ Acreage inundated by reservoir: \_\_\_\_\_

Use(s): \_\_\_\_\_

Volume of Reservoir (acre-feet): \_\_\_\_\_ Dam height (feet, if excavated, write “zero”): \_\_\_\_\_

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

**SECTION 7: USE OF STORED GROUND WATER FROM THE RESERVOIR**

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

Annual volume (acre-feet): \_\_\_\_\_

USE OF STORED GROUND WATER	PERIOD OF USE

**SECTION 8: PROJECT SCHEDULE**

Date construction will begin: Within five years of permit issuance

Date construction will be completed: Within five years of permit issuance

Date beneficial water use will begin: Within five years of permit issuance

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**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*).

The applicant requests that the maximum rate of use authorized under any permit resulting from this application be limited to a total combined cumulative diversion with the water rights issued under permits G-17501 and G-17502 (See Attachment E) of not more than 0.134 cubic feet per second at any one time.

As required under OAR 690-502-0200(1), the applicant proposes to use drip irrigation and requests a duty of 1 acre-foot for each acre irrigated during the irrigation season of each year.

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**Attachment A**  
**Permit Application Map**  
Application for a Permit to Use Groundwater – WIPBC1, LLC

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**Attachment B**  
**Land Use Information Form**  
Application for a Permit to Use Groundwater – WIPBC1, LLC

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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

## 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(s): WIPBC1, LLC ATTN: Ken Johnston

Mailing Address: 1410 Lakeside Court, Suite 109

City: Yakima State: WA Zip Code: 98902 Daytime Phone: 503-363-9713

## 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:
<u>8S</u>	<u>3W</u>	<u>24</u>	<u>SWSW</u> <u>SESW</u>	<u>083W25</u> <u>B01300</u>	<u>SA – Special</u> <u>Agricultural</u>	<input type="checkbox"/> Diverted	<input checked="" type="checkbox"/> Conveyed	<input checked="" type="checkbox"/> Used	<u>Irrigated</u> <u>agriculture</u>
<u>8S</u>	<u>3W</u>	<u>25</u>	<u>NWNW</u> <u>NENW</u>	<u>083W25</u> <u>B01300</u>	<u>SA – Special</u> <u>Agricultural</u>	<input type="checkbox"/> Diverted	<input checked="" type="checkbox"/> Conveyed	<input checked="" type="checkbox"/> Used	<u>Irrigated</u> <u>agriculture</u>
<u>8S</u>	<u>3W</u>	<u>25</u>	<u>SENW</u>	<u>083W25</u> <u>B01300</u>	<u>SA – Special</u> <u>Agricultural</u>	<input checked="" type="checkbox"/> Diverted	<input checked="" type="checkbox"/> Conveyed	<input type="checkbox"/> Used	<u>Irrigated</u> <u>agriculture</u>

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

County of Marion

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## B. Description of Proposed Use

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

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

Source of water:  Reservoir/Pond     Ground Water     Surface Water (name) \_\_\_\_\_

Estimated quantity of water needed: 0.134     cubic feet per second     gallons per minute     acre-feet

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

Briefly describe:

The applicant is applying to the Oregon Water Resources Department for a permit to use groundwater for irrigation on a portion of the above described tax lot 1300.

**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): 17.157.020(A)

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

Type of Land-Use Approval Needed (e.g., plan amendments, rezones, conditional-use permits, etc.)	Cite Most Significant, Applicable Plan Policies & Ordinance Section References	Land-Use Approval:	
		<input type="checkbox"/> Obtained <input type="checkbox"/> Denied	<input type="checkbox"/> Being Pursued <input type="checkbox"/> Not Being Pursued
	<b>RECEIVED BY OWRD</b>	<input type="checkbox"/> Obtained <input type="checkbox"/> Denied	<input type="checkbox"/> Being Pursued <input type="checkbox"/> Not Being Pursued
	<b>MAR 09 2017</b>	<input type="checkbox"/> Obtained <input type="checkbox"/> Denied	<input type="checkbox"/> Being Pursued <input type="checkbox"/> Not Being Pursued
	<b>SALEM, OR</b>	<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: Brandon Reich Title: Permit Manager  
 Signature: [Signature] Phone: 503-508-5038 Date: 3-1-17  
 Government Entity: Marion 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: \_\_\_\_\_

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## Attachment C

### Legal Description of Property

Application for a Permit to Use Groundwater – WIPBC1, LLC

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Argentine ACCO 73-492

**After recording return to:**

Foster Pepper PLLC  
1111 Third Avenue, Suite 3400  
Seattle, WA 98101  
Attn: Christopher S. Napier

This space reserved for recorder's use.

**GRANTOR:**

WINEMAKERS, L.L.C.  
1410 Lakeside Court, Suite #109  
Yakima, WA 98902

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**GRANTEE:**

WIPBC1 LLC  
1410 Lakeside Court, Suite #109  
Yakima, WA 98902

**Until a change is requested, all tax statements shall be sent to Grantee:**

WIPBC1 LLC  
1410 Lakeside Court, Suite #109  
Yakima, WA 98902

**QUIT CLAIM DEED**

WINEMAKERS, L.L.C. ("Grantor"), conveys and quit claims to WIPBC1 LLC ("Grantee"), the real property in Marion County, Oregon, more particularly described on Exhibit A attached hereto and by this reference incorporated herein.

Subject to and excepting: (a) taxes and assessments, both general and special, not now due and payable, (b) all laws, ordinances, regulations, restrictions, prohibitions, and other requirements imposed by governmental authorities, including, but not limited to, all applicable building, zoning, land use, and environmental ordinances and regulations, and (c) any and all leases, easements, rights-of-way, encumbrances, conditions, covenants, restrictions, reservations, exceptions, and all other matters affecting title to the property, of record or apparent.

The true and actual consideration for this transfer in terms of dollars is \$11,044,898 (which represents existing indebtedness that encumbers the property and other property). No other consideration was paid as this is a conveyance from a parent company to its wholly-owned subsidiary company.

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.

DATED: April 13, 2009

**GRANTOR:**

WINEMAKERS, L.L.C.

By: 

Name: STANLEY BATY

Its: MANAGER

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STATE OF Washington )  
COUNTY OF King ) ss.

On the 13<sup>th</sup> day of April, 2009, before me, the undersigned, personally appeared Stanley L. Baty, US Army, personally known to me or proved to me on the basis of satisfactory evidence to be the individual whose name is subscribed to the within instrument and acknowledged to me that he executed the same in his capacity, and that by his signature on the instrument, the individual executed the instrument.

Christine L. Serion  
Christine L Serion Notary Public State of Washington  
Originally Qualified in the County of King  
My commission expires: 12-4-09  
My Comm. Exp. 12-04-09

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## Exhibit "A"

A tract of land situated in Section 24 and Section 25, Township 8 South, Range 3 West of the Willamette Meridian, Marion County, Oregon, being more particularly described as follows:

Beginning on the Easterly right-of-way line of Interstate Highway 5, which is 491.41 feet North 38°22'27" East from said Southwest corner of Section 24, Township 8 South, Range 3 West of the Willamette Meridian, Marion County, Oregon; thence along said Easterly right-of-way line, courses of which bear: South 22°28'19" East, 582.89 feet and South 13°50'28" East 253.32 feet South 01°04'52" East 651.35 feet, South 09°23'11" West 206.01 feet, and South 04°38'47" East 650.07 feet, and South 05°48'49" West 660.98 feet, and South 04°38'47" East, 350.00 feet, and South 11°59'28" East 704.01 feet and South 02°56'54" West 151.33 feet, and South 04°27'55" East 215.84 feet to a point on the Northerly right-of-way line of Delaney Road (County Road 843); thence along said Northerly right-of-way line, courses of which bear: South 86°25'11" East 182.94 feet, and North 03°34'49" East 10.00 feet, and South 86°25'11" East 700.06 feet and South 03°34'49" West 10.00 feet, and South 86°25'11" East 59.80 feet to the beginning of a 2251.83 foot radius curve to the left; thence along said arc, a distance of 286.90 feet, the chord of which bears North 89°55'49" East, a distance of 286.71 feet to a point on said Northerly right-of-way; thence South 03°34'49" West, a distance of 10.00 feet; thence North 86°16'49" East 35.38 feet to a point on the arc of a 2894.79 foot radius curve to the right; thence along said arc, a distance of 401.49 feet, the chord of which bears South 89°44'47" East, a distance of 401.17 feet, to the end of said curve; thence South 85°46'24" East, along said Northerly right-of-way line, a distance of 186.15 feet, to the beginning of a 746.20 foot radius curve to the right; thence along said arc, a distance of 92.10 feet, the chord of which bears North 82°14'15" East, a distance of 92.04 feet; thence leaving said Northerly right-of-way line and running North 00°19'42" West, along Westerly line of a tract of land described in Reel 1509, Page 19, Marion County Deed Records, a distance of 1397.49 feet, to the center of Section 25; thence North 00°13'57" West, along Westerly line of said tract, a distance of 99.93 feet to the most Southerly corner of a tract of land described in Reel 1956, Page 247, Marion County Deed Records; thence North 48°49'00" West, along Southwesterly line of said tract, a distance of 928.15 feet; thence North 00°22'32" West, along the Easterly line of said tract of land described in Reel 1509, Page 19, Marion County Deed Records a distance of 626.34 feet to the Northeast corner of said tract; thence South 89°25'21" West, along the Northerly line of said tract, a distance of 423.70 feet to the Southwest corner of a tract of land described in Reel 2356, Page 343, Marion County Deed Records; thence North 00°12'05" East, along Westerly line of said tract, a distance of 1338.14 feet, to a 1" shaft situated at the Northwest corner of said tract; thence North 58°19'06" West, a distance of 477.64 feet; thence North 81°37'37" West, a distance of 844.30 feet to the point of beginning.

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SALEM, OR

**REEL:3055**

**PAGE: 22**

**April 21, 2009, 03:41 pm.**

**CONTROL #: 246670**

**State of Oregon  
County of Marion**

**I hereby certify that the attached  
instrument was received and duly  
recorded by me in Marion County  
records:**

**FEE: \$ 41.00**

**RECEIVED BY OWRD**

**MAR 09 2017**

**BILL BURGESS  
COUNTY CLERK**

**SALEM, OR**

**THIS IS NOT AN INVOICE.**

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Attachment D

Well Log for MARI 18140

Application for a Permit to Use Groundwater – WIPBC1, LLC

---

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OCT - 8 1992

88/3w/25bd  
145897

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

WATER RESOURCES DEPT.  
SALEM, OREGON

(START CARD) #

MAR 1  
18140

(1) OWNER: Well Number: \_\_\_\_\_  
Name John Miller  
Address 2537 Landau St SE  
City Salem State OR Zip 97306

(9) LOCATION OF WELL by legal description:  
County Marion Latitude \_\_\_\_\_ Longitude \_\_\_\_\_  
Township 8-S N or S. Range 3-W E or W. WM.  
Section 25 SE 1/4 NW 1/4  
Tax Lot \_\_\_\_\_ Lot \_\_\_\_\_ Block \_\_\_\_\_ Subdivision \_\_\_\_\_  
Street Address of Well (or nearest address) None

(2) TYPE OF WORK:  
 New Well  Deepen  Recondition

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(3) DRILL METHOD  
 Rotary Air  Rotary Mud  Cable  
 Other \_\_\_\_\_

MAR 09 2017

(4) PROPOSED USE:  
 Domestic  Community  Industrial  Irrigation  
 Thermal  Injection  Other \_\_\_\_\_

SALEM, OR

(5) BORE HOLE CONSTRUCTION:  
Special Construction approval Yes No  
Yes No  Depth of Completed Well 300 ft.  
Explosives used   Type \_\_\_\_\_ Amount \_\_\_\_\_

HOLE		SEAL		Amount	
Diameter	From To	Material	From To	sacks or pounds	
10	0 108	Cement	0 108	30 Sacks	
6	108 300				

How was seal placed: Method  A  B  C  D  E  
 Other \_\_\_\_\_  
Backfill placed from \_\_\_\_\_ ft. to \_\_\_\_\_ ft. Material \_\_\_\_\_  
Gravel placed from \_\_\_\_\_ ft. to \_\_\_\_\_ ft. Size of gravel \_\_\_\_\_

Casing/Liner	Diameter	From	To	Gauge	Steel		Plastic		Welded		Threaded	
					Yes	No	Yes	No	Yes	No	Yes	No
Casing:	6 in	1	108	.250	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Liner:	4 1/2 in	0	300	#160	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Final location of sheets: \_\_\_\_\_

(7) PERFORATIONS/SCREENS:  
 Perforations Method Saw  
 Screens Type \_\_\_\_\_ Material \_\_\_\_\_

From	To	Slot size	Number	Diameter	Tele/pipe size	Casing	Liner
180	200	1/8 x 6	34			<input type="checkbox"/>	<input checked="" type="checkbox"/>
240	300	1/8 x 6	102			<input type="checkbox"/>	<input checked="" type="checkbox"/>

(8) WELL TESTS: Minimum testing time is 1 hour  
 Pump  Bailer  Air  Flowing  Artesian  
Yield gal/min 20 Drawdown \_\_\_\_\_ Drill stem at 300 Time 1 hr.  
Pump - 35 59' 4 hrs

Temperature of water 59 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: \_\_\_\_\_

(10) STATIC WATER LEVEL:  
156 ft. below land surface. Date 9-30-92  
Artesian pressure \_\_\_\_\_ lb. per square inch. Date \_\_\_\_\_

(11) WATER BEARING ZONES:  
Depth at which water was first found 174

From	To	Estimated Flow Rate	SWL
174	280	2.0	156

(12) WELL LOG: Ground elevation \_\_\_\_\_

Material	From	To	SWL
Soil	0	2	
Light brown clay	2	58	
Dark brown clay	58	75	
Red clay	75	92	
Brown clay stone	92	174	
Weathered rock	174	194	156
Weathered rock + brown clay	194	226	
Blue claystone	226	234	
Gray claystone	234	238	
Broken rocks	238	240	156
Black basalt	240	254	
Broken rocks	254	255	156
Black basalt	255	274	
Gray basalt	274	279	
Broken basalt	279	280	156
Gray basalt	280	298	
Blue clay	298	303	
4 1/2 x 6 Packer set at 160 ft.			

Date started 9-25-92 Completed 9-30-92

(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 Edward A. Schmitt WWC Number 1227 Date 10-1-92

(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 Floyd Sippe WWC Number 1273 Date 10-1-92

FLOYD SIPPEL WELL DRILLING  
1865 Manzanita Street N.E.  
Keizer, Oregon 97303  
390-2841

October 3, 1992

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OCT - 8 1992  
WATER RESOURCES DEPT.  
SALEM, OREGON

State of Oregon  
Water Resources Department  
3850 Portland Road N.E.  
Salem, OR 97310

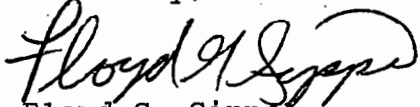
RE: Attached Well Report/Start Card No. 45897

On September 28, 1992 there were questions raised about the construction of this well. Richard Edwards informed me that the Ground Water Division might question the seal location and using the water found below the 238 foot depth.

After the Ground Water Division reviewed the rough field log, I was told by Richard Edwards that Don Miller okayed sealing the well in the upper claystone formation and using all the formation below to the 300 foot depth.

I appreciate the prompt decision made on this matter and would like to thank Richard Edwards for his help and concern. If there are any more questions regarding the construction of this well, please contact me.

Sincerely,



Floyd G. Sippel  
FLOYD SIPPEL WELL DRILLING

cc: John Miller (Landowner)

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**Attachment E**  
**Water Right Permits G-17501 and G-17502**  
**Application for a Permit to Use Groundwater – WIPBC1, LLC**

---

STATE OF OREGON

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COUNTY OF MARION

MAR 09 2017

PERMIT TO APPROPRIATE THE PUBLIC WATERS

SALEM, OR

THIS PERMIT IS HEREBY ISSUED TO

WINEMAKERS, LLC  
PO BOX 1019  
SUNNYSIDE, WA 98944

NORTHWEST FARM CREDIT SERVICES, FLCA  
PO BOX 2585  
PASCO, WA 99301-2585

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

APPLICATION FILE NUMBER: G-15071

SOURCE OF WATER: WELL 1 AND WELL 2 WITHIN THE BATTLE CREEK BASIN

PURPOSE OR USE: IRRIGATION OF 70.0 ACRES

MAXIMUM RATE: THE USE OF WATER UNDER THIS PERMIT SHALL BE LIMITED TO A TOTAL COMBINED CUMULATIVE DIVERSION WITH THE WATER RIGHTS ISSUED UNDER PERMITS G-17501 AND G-17502 OF NOT MORE THAN 0.134 CUBIC FOOT PER SECOND AT ANY ONE TIME

PERIOD OF USE: MARCH 1 THROUGH OCTOBER 31

DATE OF PRIORITY: DECEMBER 14, 1999

WELL LOCATIONS:

WELL 1: SE 1/4 NW 1/4, SECTION 25, T8S, R3W, W.M.; 620 FEET SOUTH & 1230 FEET WEST FROM C-N 1/16 CORNER, SECTION 25

WELL 2: SE 1/4 NW 1/4, SECTION 25, T8S, R3W, W.M.; 620 FEET SOUTH & 615 FEET WEST FROM C-N 1/16 CORNER, SECTION 25

Appeal Rights

This is a Final Order in other than contested case. This order is subject to judicial review under ORS 183.484. Any petition for judicial review must be filed within the 60 day time period specified by ORS 183.484(2). Pursuant to ORS 536.075 and OAR 137-004-0080 you may either petition for judicial review or petition the Director for reconsideration of this order. A petition for reconsideration may be granted or denied by the Director, and if no action is taken within 60 days following the date the petition was filed, the petition shall be deemed denied.



The use of water under this permit will expire on October 31, 2016. The permit may be renewed for additional periods of time, not to exceed five years each, if the Director finds that the groundwater resource can support the continued use.

The amount of water used for irrigation under this right, together with the amount secured under any other right existing for the same lands, is limited to a diversion of ONE-EIGHTIETH of one cubic foot per second (or its equivalent) and 1.0 acre-foot for each acre irrigated during the irrigation season of each year.

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THE PLACE OF USE IS LOCATED AS FOLLOWS:

SW 1/4 NW 1/4 18.4 ACRES  
SE 1/4 NW 1/4 16.8 ACRES  
NE 1/4 SW 1/4 20.8 ACRES  
NW 1/4 SW 1/4 14.0 ACRES

MAR 09 2017

SALEM, OR

SECTION 25

TOWNSHIP 8 SOUTH, RANGE 3 WEST, W.M.

Measurement devices, and recording/reporting of annual water use conditions:

- A. Before water use may begin under this permit, the permittee shall install a totalizing flow meter at each point of appropriation. The permittee shall maintain the device in good working order.
- B. The permittee shall allow the watermaster access to the device; provided however, where any device is located within a private structure, the watermaster shall request access upon reasonable notice.
- C. The Director may require the permittee to keep and maintain a record of the volume of water diverted, and may require the permittee to report water-use on a periodic schedule as established by the Director. In addition, the Director may require the permittee to report general water-use information, the periods of water use and the place and nature of use of water under the permit.
- D. The Director may provide an opportunity for the permittee to submit alternative measuring and reporting procedures for review and approval.

Failure to provide March static water level measurements will likely result in suspension of water use from the well(s) authorized under this permit, until compliance with the annual measurement requirement is met.

For the purpose of considering subsequent renewals of this permit, the Department will be using the initial March measurement as the reference static water level.

Irrigation shall be by drip or an equally efficient method.

This right is limited to any deficiency in the available supply of any prior right existing for the same land.

If substantial interference with a senior water right occurs due to withdrawal of water from any well listed on this permit, then use of water from the well(s) shall be discontinued or reduced and/or the schedule of withdrawal shall be regulated until or unless the Department approves or implements an alternative administrative action to mitigate the interference. The Department encourages junior and senior appropriators to jointly develop plans to mitigate interferences.

- (1) Use of water from the well, as allowed herein, shall be controlled or shut off if the well displays:
  - (a) An average water level decline of three or more feet per year for five consecutive years; or
  - (b) A total water level decline of fifteen or more feet; or
  - (c) A hydraulic interference decline of fifteen or more feet in any neighboring well providing water for senior exempt uses or wells covered by prior rights.
- (2) The water user shall install a meter or other measuring device suitable to the Director, and shall submit an annual report of water used to the Department by December 1 of each year.
- (3) The permittee/appropriator shall be responsible for complying with each of the following requirements for measuring water levels in the well.
  - (a) Use of water from a new well shall not begin until an initial static water level in the well has been measured and submitted to the Department.
  - (b) In addition to the measurement required in subsection (a) of this section, a water level measurement shall be made each year during the period March 1 through March 31.
  - (c) All water level measurements shall be made by a qualified individual. Qualified individuals are certified water rights examiners, registered geologists, registered professional engineers, licensed land surveyors, licensed water well constructor, licensed pump installer, or the permittee/appropriator.

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SALEM, OR

Application G-15071 Water Resources Department

PERMIT G-17501

- (d) Any qualified individual measuring a well shall use standard methods of procedure and equipment designed for the purpose of well measurement. The equipment used shall be well suited to the conditions of construction at the well. A list of standard methods of procedure and suitable equipment shall be available from the Department.
- (e) The permittee/appropriator shall submit a record of the measurement to the Department on a form available from the Department. The record of measurement shall include both measurements and calculations, shall include a certification as to their accuracy signed by the individual making the measurements, and shall be submitted to the Department within 90 days from the date of measurement. The Department shall determine when any of the declines cited in section (1) are evidenced by the well measurement required in section (3).

#### STANDARD CONDITIONS

The wells shall be constructed in accordance with the General Standards for the Construction and Maintenance of Water Wells in Oregon. The works shall be equipped with a usable access port, and may also include an air line and pressure gauge adequate to determine water level elevation in the well at all times.

The use shall conform to such reasonable rotation system as may be ordered by the proper state officer.

Failure to comply with any of the provisions of this permit may result in action including, but not limited to, restrictions on the use, civil penalties, or cancellation of the permit.

This permit is for the beneficial use of water without waste. The water user is advised that new regulations may require the use of best practical technologies or conservation practices to achieve this end.

By law, the land use associated with this water use must be in compliance with statewide land-use goals and any local acknowledged land-use plan.

The use of water shall be limited when it interferes with any prior surface or ground water rights.

The Director finds that the proposed use(s) of water described by this permit, as conditioned, will not impair or be detrimental to the public interest.

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SALEM, OR

PERMIT G-17501

Issued November 30, 2015

*E. Timothy Wallin*

E. Timothy Wallin, Water Rights Program Manager  
for Thomas M. Byler, Director

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SALEM, OR

Application G-15071 Water Resources Department  
Basin 02 Volume 10A BATTLE CR

PERMIT G-17501  
District 16

STATE OF OREGON

COUNTY OF MARION

PERMIT TO APPROPRIATE THE PUBLIC WATERS

THIS PERMIT IS HEREBY ISSUED TO

NORTHWEST FARM CREDIT SERVICES, FLCA  
2705 ST. ANDREWS LOOP, SUITE D  
PO BOX 2585  
PASCO, WA 99301-2585

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SALEM, OR

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

APPLICATION FILE NUMBER: G-15037

SOURCE OF WATER: A WELL IN BATTLE CREEK BASIN

PURPOSE OR USE: IRRIGATION OF 30.0 ACRES

MAXIMUM RATE: THE USE OF WATER UNDER THIS PERMIT SHALL BE LIMITED TO A TOTAL COMBINED CUMULATIVE DIVERSION WITH THE WATER RIGHTS ISSUED UNDER PERMITS G-17501 AND G-17502 OF NOT MORE THAN 0.134 CUBIC FOOT PER SECOND AT ANY ONE TIME

PERIOD OF USE: MARCH 1 THROUGH OCTOBER 31

DATE OF PRIORITY: SEPTEMBER 24, 1999

POINT OF DIVERSION LOCATION: SE 1/4 NW 1/4, SECTION 25, T8S, R3W, W.M.; 620 FEET SOUTH & 1230 FEET WEST FROM C-N 1/16 CORNER SECTION 25

The amount of water used for irrigation under this right, together with the amount secured under any other right existing for the same lands, is limited to drip or equally efficient irrigation at a diversion rate of ONE-EIGHTIETH of one cubic foot per second and 1.0 acre-foot for each acre irrigated during the irrigation season of each year.

Appeal Rights

This is a Final Order in other than contested case. This order is subject to judicial review under ORS 183.484. Any petition for judicial review must be filed within the 60 day time period specified by ORS 183.484(2). Pursuant to ORS 536.075 and OAR 137-004-0080 you may either petition for judicial review or petition the Director for reconsideration of this order. A petition for reconsideration may be granted or denied by the Director, and if no action is taken within 60 days following the date the petition was filed, the petition shall be deemed denied.

The use of water under this permit will expire on October 31, 2016. The permit may be renewed for additional periods of time, not to exceed five years each, if the director finds that the groundwater resource can support the continued use.

THE PLACE OF USE IS LOCATED AS FOLLOWS:

SW 1/4 NW 1/4 5.0 ACRES  
SE 1/4 NW 1/4 8.0 ACRES  
NE 1/4 SW 1/4 15.0 ACRES  
NW 1/4 SW 1/4 2.0 ACRES

SECTION 25

TOWNSHIP 8 SOUTH, RANGE 3 WEST, W.M.

Measurement devices, and recording/reporting of annual water use conditions:

- A. Before water use may begin under this permit, the permittee shall install a totalizing flow meter at each point of appropriation. The permittee shall maintain the device in good working order.
- B. The permittee shall allow the watermaster access to the device; provided however, where any device is located within a private structure, the watermaster shall request access upon reasonable notice.
- C. The Director may require the permittee to keep and maintain a record of the volume of water diverted, and may require the permittee to report water-use on a periodic schedule as established by the Director. In addition, the Director may require the permittee to report general water-use information, the periods of water use and the place and nature of use of water under the permit.
- D. The Director may provide an opportunity for the permittee to submit alternative measuring and reporting procedures for review and approval.

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If substantial interference with a senior water right occurs due to withdrawal of water from any well listed on this permit, then use of water from the well(s) shall be discontinued or reduced and/or the schedule of withdrawal shall be regulated until or unless the Department approves or implements an alternative administrative action to mitigate the interference. The Department encourages junior and senior appropriators to jointly develop plans to mitigate interferences.

Within two years of permit issuance, the permittee shall prepare a plan for the Director which shall indicate the steps for obtaining a long term water supply.

- (1) Use of water from the well, as allowed herein, shall be controlled or shut off if the well displays:
  - (a) An average water level decline of three or more feet per year for five consecutive years; or
  - (b) A total water level decline of fifteen or more feet; or
  - (c) A hydraulic interference decline of fifteen or more feet in any neighboring well providing water for senior exempt uses or wells covered by prior rights.
- (2) The water user shall install a meter or other measuring device suitable to the Director, and shall submit an annual report of water used to the Department by December 1 of each year.
- (3) The permittee/appropriator shall be responsible for complying with each of the following requirements for measuring water levels in the well.
  - (a) Use of water from a new well shall not begin until an initial static water level in the well has been measured and submitted to the Department.
  - (b) In addition to the measurement required in subsection (a) of this section, a water level measurement shall be made each year during the period March 1 through March 31.
  - (c) All water level measurements shall be made by a qualified individual. Qualified individuals are certified water rights examiners, registered geologists, registered professional engineers, licensed land surveyors, licensed water well constructor, licensed pump installer, or the permittee/appropriator.
  - (d) Any qualified individual measuring a well shall use standard methods of procedure and equipment designed for the purpose of well measurement. The equipment used shall be well suited to the conditions of construction at the well. A list of standard methods of procedure and suitable equipment shall be available from the Department.
  - (e) The permittee/appropriator shall submit a record of the measurement to the Department on a form available from the Department. The record of measurement shall include both measurements and calculations, shall include a certification as to their accuracy signed by the individual making the measurements, and shall be submitted to the Department within 90 days from the

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MAR 09 2017

SALEM, OR

date of measurement. The Department shall determine when any of the declines cited in section (1) are evidenced by the well measurement required in section (3).

**STANDARD CONDITIONS**

The wells shall be constructed in accordance with the General Standards for the Construction and Maintenance of Water Wells in Oregon. The works shall be equipped with a usable access port, and may also include an air line and pressure gauge adequate to determine water level elevation in the well at all times.

The use shall conform to such reasonable rotation system as may be ordered by the proper state officer.

Failure to comply with any of the provisions of this permit may result in action including, but not limited to, restrictions on the use, civil penalties, or cancellation of the permit.

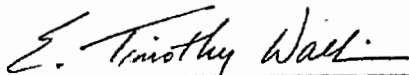
This permit is for the beneficial use of water without waste. The water user is advised that new regulations may require the use of best practical technologies or conservation practices to achieve this end.

By law, the land use associated with this water use must be in compliance with statewide land-use goals and any local acknowledged land-use plan.

The use of water shall be limited when it interferes with any prior surface or ground water rights.

The Director finds that the proposed use(s) of water described by this permit, as conditioned, will not impair or be detrimental to the public interest.

Issued November 30, 2015



E. Timothy Wallin  
E. Timothy Wallin, Water Rights Program Manager  
for Thomas M. Byler, Director





**Water Solutions, Inc.**

March 7, 2017

Tim Wallin  
Oregon Water Resources Department  
725 Summer Street NE, Suite A  
Salem, OR 97301

Re: Application for a Permit to Use Groundwater - WIPBC1, LLC

Mr. Wallin:

On behalf of the applicant, WIPBC1, LLC, please find enclosed an application for a permit to use groundwater from Well 1 (MARI 18140) for drip irrigation of a vineyard. Please also find enclosed a check in the amount of \$1,900 for payment of the application filing fee.

The property to be irrigated is located in the South Salem Hills Groundwater Limited Area, and as required under OAR 690-502-0200(1), the application proposes the use of drip irrigation and requests a duty of 1 acre-foot for each acre irrigated during the irrigation season of each year. The applicant requests that the maximum rate of use authorized under any permit resulting from this application be limited to a total combined cumulative diversion with the water rights issued under permits G-17501 and G-17502 to no more than 0.134 cubic feet per second at any one time.

If you have any questions regarding the enclosed application, you can reach me at (503) 239-8799, ext 106. Please copy me on any correspondence regarding this application.

Sincerely,

Theodore R. Ressler, RG, CWRE  
GSI Water Solutions, Inc.


Enclosures: Application for a Permit Amendment  
Check in the amount of \$1,900

CC: Ken Johnston - WIPBC1, LLC  
Justin Iverson - Oregon Water Resources Department

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MAR 09 2017

SALEM, OR



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

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

Today's Date: Thursday, March 09, 2017

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)	.134	\$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.	<input type="button" value="Recalculate"/>	
Estimated cost of Permit Application		\$1,900.00

OWRD Fee Schedule

Fee Calculator Version B20130709