Application for a Permit to Use

Ground Water



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.

G-18487

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 \underline{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.

\boxtimes	SECTION 1: applicant information and signature
\boxtimes	SECTION 2: property ownership
\boxtimes	SECTION 3: well development
\boxtimes	SECTION 4: water use
\boxtimes	SECTION 5: water management
	SECTION 6: storage of groundwater in a reservoir
	SECTION 7: use of stored groundwater from the reservoir
\boxtimes	SECTION 8: project schedule
	SECTION 9: within a district
\boxtimes	SECTION 10: remarks
_	Attachments:
\boxtimes	Land Use Information Form with approval and signature (must be an original) or signed receipt
\boxtimes	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: \$2,050 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:
\boxtimes	Permanent quality and drawn in ink
\boxtimes	Even map scale not less than $4'' = 1$ mile (example: $1'' = 400$ ft, $1'' = 1320$ ft, etc.)
\boxtimes	North Directional Symbol
\boxtimes	Township, Range, Section, Quarter/Quarter, Tax Lots
\boxtimes	Reference corner on map
\boxtimes	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.
\boxtimes	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 RECEIVED
	Location of main canals, ditches, pipelines or flumes (if well is outside of the area of use) Other None MAR 2 8 2017

Application for a Permit to Use

Ground Water

Applicant Information



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

PHONE (HM)

SECTION 1: APPLICANT INFORMATION AND SIGNATURE

MARTY JOHNSON					
PHONE (WK)	CE (5)	LL 03) 459-32:	30	FAX	
ADDRESS		35) 457-32.			****
659 95 TH AVE NE			-		
CITY	STATE	ZIP 97317	E-MAIL*		
SALEM	OR	9/31/	<u> </u>		
Organization Information					
NAME			PHONE	FAX	
ADDRESS				CELL	
CITY	STATE	ZIP	E-MAIL*		
		<u> </u>			
Agent Information - The agent is aut	horized to repre	sent the ap	plicant in all matters rela	ting to this application.	
AGENT / BUSINESS NAME			PHONE	FAX	
DOANN HAMILTON/PACIFIC HYDRO-G	EOLOGY, INC		(503) 632-5016	(503) 632-5983	
ADDRESS				CELL	
18487 S. VALLEY VISTA ROAD				(503) 349-6946	
CITY	STATE	ZIP	E-MAIL*	(
MULINO	OR	97042	PHGDMH@GMAIL.COM		
Note: Attach multiple copies as nee		1.770-12	IIGDIIII (GGIVIAID.COM		
 I am asking to use water sp Evaluation of this applicati I cannot use water legally to Oregon law requires that a the use is exempt. Acceptant If I get a permit, I must not If development of the wate The water use must be common Even if the Department issuer to get water to which they are 	on will be bas antil the Water permit be issu- nce of this app waste water. r use is not ac- apatible with leas a permit, I are entitled.	ed on infor r Resource led before plication d cording to local comp may have	ormation provided in the sest Department issues a beginning construction oes not guarantee a per the terms of the permit orehensive land-use place to stop using water to	permit. I of any proposed well, mit will be issued. It, the permit can be carns. allow senior water-right	ncelled.
I (we) affirm that the inform	nation contain	ned in thi	~ ~	. ,	
Morty John Applicant Signaphre	oon Ma	t Name and u	Johnson - Truitile if applicable	stee 3/24/17	-
Applicant Signature	Prin	t Name and to	itle if applicable	Date	
	an Jajaka b	or Departn			EGEIV
App. No. G-184	1 - July 19 6 1	it No.			MAR 28 20
Revised 2/1/2012	G	round Wat	er/3	8 , 1995 J	WR
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SECTION 2: PROPERTY OWNERSHIP

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

⊠ Yes	_	There are no encumbrances. This land is encumbered by easements, rights of way, roads or other encumbrances.
□ No		
_		I have a recorded easement or written authorization permitting access.
		I do not currently have written authorization or easement permitting access.
		Written authorization or an easement is not necessary, because the only affected lands I do not own are state-owned submersible lands, and this application is for irrigation and/or domestic use only (ORS 274.040).
		Water is to be diverted, conveyed, and/or used only on federal lands.
List the	nan	nes and mailing addresses of all affected landowners (attach additional sheets if necessary).
<u>NA</u>		

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

		IF LESS 7	THAN 1 MILE:
WELL NO	NAME OF NEAREST SURFACE WATER	DISTANCE TO NEAREST SURFACE WATER	ELEVATION CHANGE BETWEEN NEAREST SURFACE WATER AND WELL HEAD
Well 1	Pudding River	525 feet	30 feet
Well 2	Pudding River	230 feet	10 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).

Well specifications provided in the table below are estimates and subject to change based on actual conditions encountered in the field. The objective will be to construct a well that develops water from the basalt aquifer.



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SECTION 3: WELL DEVELOPMENT, CONTINUED

Total maximum rate requested: 1.01 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.

										PRO	POSED U	JSE	
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)	SOURCE AQUIFER***	TOTAL WELL DEPTH	WELL- SPECIFIC RATE (GPM)	ANNUAL VOLUME (ACRE-FEET)
Well 1			NA		12 & 10	12 inch	TBD	0 to 100	NA	Basalt	350		
					inch	to 100 feet 10 inch TBD		feet			feet		
Well 2	\boxtimes		NA		12 & 10 inch	12 inch to 100 feet 10 inch TBD	TBD	0 to 100 feet	NA	Basalt	350 feet		
										Total:		450 gpm	202.1 AF

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 quifer examples: Troutdale Formation, gravel and sand, alluvium, basalt, bedrock, etc.

Revised 2/1/2012

Ground Wa

SECTION 4: WATER USE

USE	PERIOD OF USE	ANNUAL VOLUME (ACRE-FEET)
Nursery	Year round	202.1 AF
1.		

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

For irrigation use only:

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

Primary: 40.42 Acres

Supplemental: NA Acres

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

Indicate the maximum total number of acre-feet you expect to use in an irrigation season: 202.1 AF

- If the use is municipal or quasi-municipal, attach Form M
- If the use is domestic, indicate the number of households: <u>NA</u>
 If the use is mining, describe what is being mined and the method(s) of extraction: <u>NA</u>

SECTION 5: WATER MANAGEMENT

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A.	Dive	rsion	and	Conv	eyance
----	------	-------	-----	------	--------

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

☑ Pump (give horsepower and type): 15 Hp submersible pump

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JLI	V / ZUI/	

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Other means (c	lescribe):
----------------	------------

Provide a description of the proposed means of diversion, construction, and operation of the diversion works and conveyance of water. Water will be conveyed from the well through a 6-inch mainline with hydrants to attach 3-inch aluminum handline laterals with impact sprinklers.

B. Application Method

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

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.

<u>Irrigation be done using best management practices to prevent waste.</u> A flow meter will be used to measure the amount of water used.

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).

Revised 3/4/2010

Ground Water/6

WR

Reservoir name: NA Acreage inundated by reservoir: NA

Use(s): NA

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

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

SECTION 7: USE OF STORED GROUND WATER FROM THE RESERVOIR

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

Annual volume (acre-feet): NA

USE OF STORED GROUND WATER	PERIOD OF USE
NA	NA

SECTION 8: PROJECT SCHEDULE

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

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

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

SECTION 9: WITHIN A DISTRICT

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

Irrigation District Name NA	Address	
City	State	Zip

SECTION 10: REMARKS

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

None.

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Revised 3/4/2010 Ground Water/7 WR

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:	<u>Marty</u> First	Johnson Last							
Mailing Ad	ddress: <u>1659</u>	95 th Ave	<u>NE</u>						
<u>Salem</u> City		OR State		<u>97317</u> Day ^{Zip}	ytime Phone: (503) 45	9-3239			
Please incl (transporte	d), and/or u	owing info	eloped. A	pplicants for	where water will be d municipal use, or irrig s for the tax-lot inform	ation uses w	ithin irrigatio		
Township	Range	Section	1/4 1/4	Tax Lot#	Plan Designation (e.g., Rural Residential/RR-5)	-	Water to be:		Proposed Land Use:
78	2W	24		800	EFU	☑ Diverted	☑ Conveyed	☑ Used	Nursery
78	2W	24		400	EFU	Diverted	☑ Conveyed	☑ Used	Nursery
						☐ Diverted	☐ Conveyed	Used	
						☐ Diverted	☐ Conveyed	Used	
List all cou		ties where	water is p	proposed to b	oe diverted, conveyed,	and/or used	or developed:		
Type of ap ☑ Permit to	ription of plication to o Use or Stor Water Use L	be filed w e Water	ith the Wa	ater Resource Right Transfe ation of Conse	_		r Ground Wate	r Registrati	ion Modificatio
Source of v	water: 🗌 R	eservoir/Po	nd 🗆	Ground Wate	er Surface Wate	r (name)			
Estimated of	quantity of	water need	ed: <u>1.0</u>		cubic feet p	er second	gallons per	minute [acre-feet

New groundwater application for nursery rights to irrigate grass and possible filberts or nursery stock in the future.

Industrial

Instream

Domestic for ___

Other Nursery

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

Commercial

Quasi-Municipal

Department. See bottom of Page 3. \rightarrow

☐ Irrigation

Municipal

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__ household(s)



Intended use of water:

Briefly describe:

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 b	oox below and provide the requested	informat	<u>ion</u>	
Land uses to be served by the propos regulated by your comprehensive pla	sed water uses (including proposed construction an. Cite applicable ordinance section(s):) are allowed	d outright or are not	
Land uses to be served by the propos approvals as listed in the table below already been obtained. Record of Ac	sed water uses (including proposed construction v. (Please attach documentation of applicable larction/land-use decision and accompanying findiperiods have not ended, check "Being pursue) involve dis nd-use appro ings are suff	scretionary land-use ovals which have	
Type of Land-Use Approval Needec (e.g., plan amendments, rezones, conditional-use permits, etc.)	d Cite Most Significant, Applicable Plan Policies & Ordinance Section References			
conditional-use permits, etc.)		☐ Obtained ☐ Denied	☐ Being Pursued ☐ Not Being Pursued	
,		☐ Obtained ☐ Denied	☐ Being Pursued ☐ Not Being Pursued	
		☐ Obtained ☐ Denied	☐ Being Pursued ☐ Not Being Pursued	
		☐ Obtained ☐ Denied	☐ Being Pursued ☐ Not Being Pursued	
		☐ Obtained ☐ Denied	☐ Being Pursued ☐ Not Being Pursued	
		à	MAR 2 8 2017 OWRD	
Name: Path Dive	Title: Thone: 503-588	#5015 Da	<i>Stant Vlanner</i> te:_3/8/17_	_
Government Entity: Marion	County Planning			
you sign the receipt, you will have 30 d Use Information Form or WRD may pro	ays from the Water Resources Department's not esume the land use associated with the proposed	tice date to r d use of wate	return the completed Land er is compatible with local	?
Receip	ot for Request for Land Use Inform	nation		
Applicant name:				
	Staff contact:			
Signature:	Phone:	Date:		

Revised 3/4/2010

Ground Water/10

WR

REEL 3629 PAGE 196 MARION COUNTY BILL BURGESS, COUNTY CLERK 08-20-2014 04:25 pm. Control Number 367215 3

AFTER RECORDING, RETURN TO:

Deborah R. Lush Heltzel Williams PC PO Box 1048 Salem, OR 97308-1048

Consideration: \$0.00

Send Tax Statements To: Marty L. and Carol A. Johnson, Trustees 1403 Rosemarie Drive West Linn, OR 97068

Instrument 2014 00028190

DEED

MARTY L. JOHNSON and CAROL A. JOHNSON, as Grantors,

convey to

MARTY L. JOHNSON and CAROL A. JOHNSON, as Trustees of THE MARTY AND CAROL A. JOHNSON TRUST, under Agreement dated 8/20, 2014, as Grantee,

the following described real property located in Marion County, Oregon:

Parcel 1:

Beginning at a point 20.00 chains North of the Southeast corner of Section 18 in Township 7 South, Range 1 West of the Willamette Meridian in Marion County, Oregon; and running thence North 10.00 chains; thence West 20.00 chains; thence South 10.00 chains; thence East 20.00 chains to the place of

7-16,1-18

Parcel 2:

beginning.

1-2W-24

Beginning at the Northeast corner of the John Sappingfield and wife Donation Land Claim No. 64, in Township 7 South, Range 2 West of the Willamette Meridian, Marion County, Oregon; thence South 17° 24' West along the East line of the said Donation Land Claim 21.905 chains to the Northeast corner of land conveyed to Raymond J. Satter and wife, by deed recorded May 1, 1945, in Volume 320, Page 370, Deed Records; thence West along the North line of said tract 25.38 chains; thence North 17° 24' East 21.905 chains to the North

1 - DEED 8/5/2014W:\clients\IO15798\001\00116419.DOCX

3Accts 3 props

TOR 23604 00800

2 R 23610

12624 2319-0172

2311-0076 R21556

071W18-01500 1254-0317

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MAR 28 2017

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line of said Donation Land Claim; thence East along said line 25.38 chains to the place of beginning.

Parcel 3:

7-26-24

Beginning at a point where the North line of the John Sappingfield Donation Land Claim in Township 7 South, Range 2 West of the Willamette Meridian, Marion County, Oregon intersects the center line of Pudding River, which point is West 265.40 feet from the Northeast corner of said Donation Land Claim from said beginning point an iron rod bears West 12.00 feet; thence West 888.80 feet along the North line of said Donation Land Claim to a point where said North line intersects the center line of an unnamed creek from which point an iron rod bears East 15.00 feet; thence following the center line of said unnamed creek downstream in a Northerly direction to a point where said center line intersects the center line of Pudding River; thence following the center line of said Pudding River upstream in a Southeasterly direction to the point of beginning.

nl 400

Grantor covenants that they are seized of an indefeasible estate in the real property described above in fee simple, that Grantor has the right to convey the property, that the property is free from encumbrances except those which are a matter of public record as of the date of this deed, and that Grantor warrants and will defend the title to the property against all persons who may lawfully claim the same by, through, or under Grantor, provided that the foregoing covenants are limited to the extent of coverage available to Grantor under any applicable standard or extended policies of title insurance, it being the intention of the Grantor to preserve any existing title insurance coverage.

WARNING. BEFORE SIGNING OR ACCEPTING THIS INSTRUMENT, THE PERSON TRANSFERRING FEE TITLE SHOULD INQUIRE ABOUT THE PERSON'S RIGHTS, IF ANY, UNDER ORS 195.300, 195.301 AND 195.305 TO 195.336 AND SECTIONS 5 TO 11, CHAPTER 424, OREGON LAWS 2007, SECTIONS 2 TO 9 AND 17, CHAPTER 855, OREGON LAWS 2009, AND SECTIONS 2 TO 7, CHAPTER 8, OREGON LAWS 2010. THIS INSTRUMENT DOES NOT ALLOW USE OF THE PROPERTY DESCRIBED IN THIS INSTRUMENT IN VIOLATION OF APPLICABLE LAND USE LAWS AND REGULATIONS. BEFORE SIGNING OR ACCEPTING THIS INSTRUMENT, THE PERSON ACQUIRING FEE TITLE TO THE PROPERTY SHOULD CHECK WITH THE APPROPRIATE CITY OR COUNTY PLANNING DEPARTMENT TO VERIFY THAT THE UNIT OF LAND BEING TRANSFERRED IS A LAWFULLY ESTABLISHED LOT OR PARCEL, AS DEFINED IN ORS 92.010 OR 215.010, TO VERIFY THE APPROVED USES OF THE LOT OR PARCEL, TO

2 – DEED

8/5/2014W:\clients\IO15798\001\00116419.DOCX

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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, SECTIONS 2 TO 9 AND 17, CHAPTER 855, OREGON LAWS 2009, AND SECTIONS 2 TO 7, CHAPTER 8, OREGON LAWS 2010.

The true consideration for this conveyance is \$0.00.

Duly executed

2014

MARTY LAOHNSON

CAROL A. JOHNSON

GRANTEES

Marion County, Oregon - ss:

On this 30 day of August 2014 personally appeared Marty L. Johnson and Carol A. Johnson and acknowledged the foregoing instrument to be their voluntary act and deed.

Before me:

OFFICIAL SEAL
REBECCA R ALVEY
NOTARY PUBLIC - OREGON
COMMISSION NO. 459402
MY COMMISSION EXPIRES JINE 20, 2015

Notary Public for Oregon My Commission Expires:

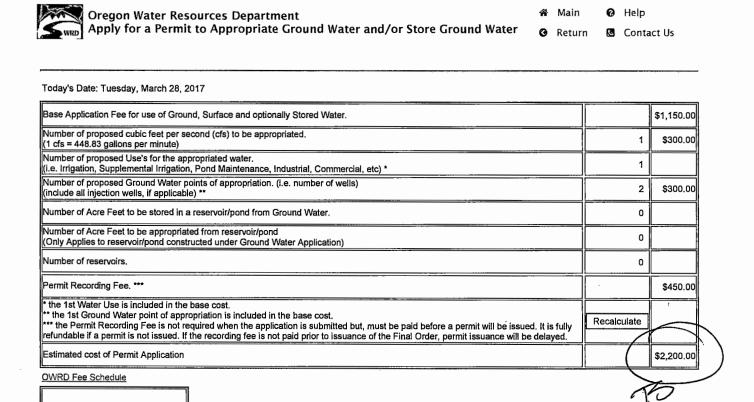
3 – DEED 8/5/2014W:\clients\VO15798\V01\V0116419.DOCX

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Fee Calculator Version B20130709



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