

# Application for a Permit to Use Surface 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.our](http://www.oregon.gov/owrd/law.our)). 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 can issue a Final Order within 60 days of the close of the period for receiving protest. If the application is approved, a permit is issued. The permit 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 537.140)

## 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: source of water requested
- SECTION 4: water use
- SECTION 5: water management
- SECTION 6: resource protection
- SECTION 7: project schedule
- SECTION 8: within a district
- SECTION 9: 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.
  - Fees - Amount enclosed: \$ 1,170.00  
See the Department's Fee Schedule at [www.oregon.gov/owrd](http://www.oregon.gov/owrd) or call (503) 986-0900.

### Provide a map and check that each of the following items is included:

- 
- Permanent quality and drawn in ink
  - Even map scale not less than 4" = 1 mile (example: 1" = 400 ft, 1" = 1320 ft, etc.)
  - North Directional Symbol
  - Township, Range, Section, Quarter/Quarter, Tax Lots
  - Reference corner on map
  - Location of each well, and/or dam if applicable, by reference to a recognized public land survey corner (distances north/south and east/west)
  - 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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# Application for a Permit to Use Surface Water



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

## SECTION 1: APPLICANT INFORMATION AND SIGNATURE

### Applicant Information

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

### Organization Information

NAME <b>X NOVO, LLC % CRAIG WILLIAMS, MANAGER</b>		PHONE <b>707-479-1233</b>	FAX
ADDRESS <b>2265 BOYSEN LANE</b>			CELL
CITY <b>ST. HELENA</b>	STATE <b>CA</b>	ZIP <b>94574</b>	CITY <b>ST. HELENA</b>

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

AGENT / BUSINESS NAME <b>JEANNE BOATWRIGHT</b>		PHONE <b>503-363-9225</b>	FAX <b>503-363-1051</b>
ADDRESS <b>BOATWRIGHT ENGINEERING, INC. 2613 12TH STREET SE</b>			CELL
CITY <b>SALEM</b>	STATE <b>OR</b>	ZIP <b>97302</b>	CITY <b>SALEM</b>

Note: Attach multiple copies as needed

\* By providing an e-mail address, consent is given to receive all correspondence from the department electronically. (paper copies of the final order documents will also be mailed.)

### By my signature below I confirm that I understand:

- I am asking to use water specifically as described in this application.
- Evaluation of this application will be based on information provided in the application packet.
- I cannot legally use water until the Water Resources Department issues a permit to me.
- The Department encourages all applicants to wait for a permit to be issued before beginning construction of any proposed diversion. Acceptance of this application does not guarantee a permit will be issued.
- If I begin construction prior to the issuance of a permit, I assume all risks associated with my actions.
- If I get a permit, I must not waste water.
- If development of the water use is not according to the terms of the permit, the permit can be cancelled.
- The water use must be compatible with local comprehensive land use plans.
- Even if the Department issues a permit, I may have to stop using water to allow senior water right holders to get water to which they are entitled.

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

Applicant Signature

CRAIG WILLIAMS, MANAGER  
X NOVO, LLC

Date

4/20/2017

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App. No. _____	For Department Use Permit No. _____	Date _____	MAY 1 2017
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**SECTION 2: PROPERTY OWNERSHIP**

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

Yes

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

No

- I have a recorded easement or written authorization permitting access.
- I do not currently have written authorization or easement permitting access.
- Written authorization or an easement is not necessary, because the only affected lands I do not own are state-owned submersible lands, and this application is for irrigation and/or domestic use only (ORS 274.040).
- Water is to be diverted, conveyed, and/or used only on federal lands.

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

\_\_\_\_\_

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

**SECTION 3: SOURCE OF WATER**

**A. Proposed Source of Water**

Provide the commonly used name of the water body from which water will be diverted, and the name of the stream or lake it flows into. If unnamed, say so:

Source 1: **X NOVO Reservoir** Tributary to: **Brush College Creek**  
const. under Permit ~~14956~~  
R-

Source 2: \_\_\_\_\_ Tributary to: \_\_\_\_\_

Source 3: \_\_\_\_\_ Tributary to: \_\_\_\_\_

Source 4: \_\_\_\_\_ Tributary to: \_\_\_\_\_

If any source listed above is stored water that is authorized under a water right permit, certificate, or decree, attach a copy of the document or list the document number (for decrees, list the volume, page and/or decree name).

**B. Applications to Use Stored Water**

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Do you, or will you, own the reservoir(s) described in item 3A above?

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Yes.

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No. (Please enclose a copy of your written notification to the operator of the reservoir of your intent to file this application, which you should have already mailed or delivered to the operator.)

If *all* sources listed in item 3A are stored water, the Department will review your application using the expedited process provided in ORS 537.147, unless you check the box below. Please see the instruction booklet for more information.

By checking this box, you are requesting that the Department process your application under the standard process outlined in ORS 537.150 and 537.153, rather than the expedited process provided by ORS 537.147. To file an application under the standard process, you must enclose the following:

- A copy of a signed non-expired contract or other agreement with the owner of the reservoir (if not you) to impound the volume of water you propose to use in this application.
- A copy of your written agreement with the party (if any) delivering the water from the reservoir to you.

**SECTION 4: WATER USE**

Provide the amount of water you propose to use from each source, for each use, in cubic feet-per-second (cfs) or gallons-per-minute (gpm). If the proposed use is from storage, provide the amount in acre-feet (af):  
*(1 cfs equals 448.8 gpm. 1 acre-foot equals 325,851 gallons or 43,560 cubic feet)*

SOURCE	USE	PERIOD OF USE	AMOUNT
X NOVO Reservoir	Irrigation	March 1-October 31	9.0 <input type="checkbox"/> cfs <input type="checkbox"/> gpm <input checked="" type="checkbox"/> af
			<input type="checkbox"/> cfs <input type="checkbox"/> gpm <input type="checkbox"/> af
			<input type="checkbox"/> cfs <input type="checkbox"/> gpm <input type="checkbox"/> af
			<input type="checkbox"/> cfs <input type="checkbox"/> gpm <input type="checkbox"/> af

**For irrigation use only:**

Please indicate the number of primary and supplemental acres to be irrigated.

Primary: 31.4 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: 9.0

- 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:

\_\_\_\_\_

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**SECTION 5: WATER MANAGEMENT**

**A. Diversion and Conveyance**

What equipment will you use to pump water from your source?

Pump (give horsepower and type): Centrifugal pump of appropriate hp for drip system

Other means (describe): \_\_\_\_\_

Provide a description of the proposed means of diversion, construction, and operation of the diversion works and conveyance of water.

Water will be pumped from the reservoir via a small buried mainline to a drip irrigation system with emitters at each individual vineyard plant. The vineyard will be irrigated in sections of approximately 2 acres.

**B. Application Method**

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

Drip emitters

**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 public uses of affected surface waters.

The amount of water needed is less than the allowed 2.5 ft/acre because wine grapes do not require that much irrigation. Waste will be prevented by using drip application. Drain tiles will continually recycle excess water back to the reservoir for re-application during the irrigation season. Water will be measured by an inline flow meter. No activities are contemplated that would adversely impact public use of surface waters.

**SECTION 6: RESOURCE PROTECTION**

In granting permission to use water from a stream or lake, the state encourages, and in some instances requires, careful control of activities that may affect the waterway or streamside area. See instruction guide for a list of possible permit requirements from other agencies. Please indicate any of the practices you plan to undertake to protect water resources.

- Diversion will be screened to prevent uptake of fish and other aquatic life.  
Describe planned actions: The intake will be screened to prevent any uptake of matter, aquatic life, or other materials, which would clog the drip application system. Screening, specifically to meet ODFW fish requirements, will not be necessary, as this is an off-channel reservoir source.
- Excavation or clearing of banks will be kept to a minimum to protect riparian or streamside areas.  
Describe planned actions: The source reservoir is not in a riparian area or on channel so protection is not necessary. However, the area about the reservoir, including the location of the diversion pump, has been reseeded to prevent erosion.
- Operating equipment in a water body will be managed and timed to prevent damage to aquatic life.  
Describe: The source reservoir is not on channel so no aquatic life is expected to be present.
- Water quality will be protected by preventing erosion and run-off of waste or chemical products.  
Describe: Irrigation will be applied by drip irrigation which will prevent runoff and erosion. Any excess applied water will be collected in field tiles and returned to the reservoir for recycling back to irrigation. If necessary, small amounts of organic fertilizers may be applied at

appropriate absorption rates so as to not cause runoff. Small amounts of organic mildew inhibitors may be applied directly to the leaves and would not contaminate soils.

**SECTION 7: PROJECT SCHEDULE**

Date construction will begin: within 1 year of permit date

Date construction will be completed: permit date + 1 year

Date beneficial water use will begin: permit date + 1 year

**SECTION 8: 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 9: REMARKS**

Use this space to clarify any information you have provided in the application.

\_\_\_\_\_

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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: **X-NOVO, LLC**  
First Last

Mailing Address: **2265 Boysen Lane**  
**St. Helena** **California** **94574** **Daytime Phone: 707-479-1233**  
City State Zip

## A. Land and Location

Please include the following information for all tax lots where water will be diverted (taken from its source), conveyed (transported), and/or used or developed. Applicants for municipal use, or irrigation uses within irrigation districts may substitute existing and proposed service-area boundaries for the tax-lot information requested below.

Township	Range	Section	¼ ¼	Tax Lot #	Plan Designation (e.g., Rural Residential/RR-5)	Water to be:	Proposed Land Use:
7S	3W	7	NW-NE	208	AG/EFU	<input checked="" type="checkbox"/> Diverted <input checked="" type="checkbox"/> Conveyed <input checked="" type="checkbox"/> Used	Vineyard
7S	3W	7	SW-NE	208	AG/EFU	<input type="checkbox"/> Diverted <input checked="" type="checkbox"/> Conveyed <input checked="" type="checkbox"/> Used	Vineyard
						<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:

**Polk County**

## B. Description of Proposed Use

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

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

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

Estimated quantity of water needed: **9.0**     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:

**Water from the reservoir will be applied to the surrounding vineyard by means of drip irrigation.**

**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. →

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## For Local Government Use Only

The following section must be completed by a planning official from each county and city listed unless the project will be located entirely within the city limits. In that case, only the city planning agency must complete this form. This deals only with the local land-use plan. Do not include approval for activities such as building or grading permits.

**Please check the appropriate box below and provide the requested information**

- Land uses to be served by the proposed water uses (including proposed construction) are allowed outright or are not regulated by your comprehensive plan. Cite applicable ordinance section(s): PCZO 136.030(A) "Farm Use"
- Land uses to be served by the proposed water uses (including proposed construction) involve discretionary land-use approvals as listed in the table below. (Please attach documentation of applicable land-use approvals which have already been obtained. Record of Action/land-use decision and accompanying findings are sufficient.) **If approvals have been obtained but all appeal periods have not ended, check "Being pursued."**

Type of Land-Use Approval Needed (e.g., plan amendments, rezones, conditional-use permits, etc.)	Cite Most Significant, Applicable Plan Policies & Ordinance Section References	Land-Use Approval:	
		<input type="checkbox"/> Obtained <input type="checkbox"/> Denied	<input type="checkbox"/> Being Pursued <input type="checkbox"/> Not Being Pursued
		<input type="checkbox"/> Obtained <input type="checkbox"/> Denied	<input type="checkbox"/> Being Pursued <input type="checkbox"/> Not Being Pursued
		<input type="checkbox"/> Obtained <input type="checkbox"/> Denied	<input type="checkbox"/> Being Pursued <input type="checkbox"/> Not Being Pursued
		<input type="checkbox"/> Obtained <input type="checkbox"/> Denied	<input type="checkbox"/> Being Pursued <input type="checkbox"/> Not Being Pursued
		<input type="checkbox"/> Obtained <input type="checkbox"/> Denied	<input type="checkbox"/> Being Pursued <input type="checkbox"/> Not Being Pursued

Local governments are invited to express special land-use concerns or make recommendations to the Water Resources Department regarding this proposed use of water below, or on a separate sheet.

Name: Sidney Muder Title: Associate Planner  
 Signature: [Signature] Phone: 503-623-9237 Date: 4-24-17

Government Entity: **Polk County Community Development, Planning Division**

**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: **MAY 1 2017**

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RECORDING REQUESTED BY:  
Fidelity National Title Company of Oregon

GRANTOR'S NAME:  
Mussman Trust

GRANTEE'S NAME:  
X Novo, LLC

SEND TAX STATEMENTS TO:  
X Novo, LLC  
1551 Oak Ave  
St Helena, CA 94574

RECORDED IN POLK COUNTY  
Valerie Unger, County Clerk

2010-010239



\$51.00

AFTER RECORDING RETURN TO:  
Same as above

10/20/2010 02:14:26 PM

REC-WD Cnt=1 Stn=1 K. WILLIAMS  
\$10.00 \$10.00 \$11.00 \$15.00 \$5.00

Escrow No: FT100025556-FTMWV01

SPACE ABOVE THIS LINE FOR RECORDER'S USE

**STATUTORY WARRANTY DEED**

Drucilla Ann Bass Sloop as trustees(s) of the Blanche D Mussman Revocable Trust under Agreement dated August 26, 2004, Grantor, conveys and warrants to

X Novo, LLC, a California limited liability company, Grantee, the following described real property, free and clear of encumbrances except as specifically set forth below, situated in the County of Polk, State of Oregon:

SEE LEGAL DESCRIPTION ATTACHED HERETO

**Subject to and excepting:**

Current taxes, assessments, reservations in patents, and all agreements, easements, right-of-way, encumbrances, liens, setback lines, reservations, powers of special districts, covenants, conditions and restrictions as may appear of record.

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

THE TRUE AND ACTUAL CONSIDERATION FOR THIS CONVEYANCE IS \$442,500.00. (See ORS 93.030)

DATED: October 19, 2010

Drucilla Ann Bass Sloop, as trustees of the Blanche D Mussman Revocable Trust under Agreement dated August 26, 2004

By: [Signature]  
Drucilla Ann Bass Sloop Trustee

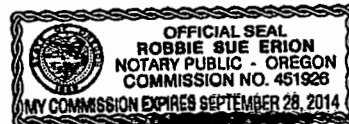
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State of OREGON, COUNTY of Marion

This instrument was acknowledged before me on October 19, 2010 by Drucilla Ann Bass Sloop, trustee of the Blanche D Mussman Revocable Trust under Agreement dated August 26, 2005.

[Signature]  
Notary Public - State of Oregon  
My commission expires: 9-28-14



OWRD

S-88399

1-2

### LEGAL DESCRIPTION

Beginning at a point in the center of County Road No. 732, said point being 1896.38 feet South and 736.02 feet East of the North quarter corner of Section 7, Township 7 South, Range 3 West of the Willamette Meridian in Polk County, Oregon, said point being the Southeast corner of that certain tract of land conveyed to the State Highway Commission in deed recorded December 11, 1956, in Book 162, Page 487, Deed Records for Polk County, Oregon; thence North  $1^{\circ} 11' 45''$  East along the Easterly line of said State Highway commission tract a distance of 852.74 feet to the Northeast corner of said State Highway Commission tract; thence North  $79^{\circ} 42' 30''$  West along the Northerly boundary of said State Highway Commission tract a distance of 781.75 feet to the Northwest corner of said State Highway Commission tract; thence North a distance of 890 feet to the North corner of said Section; thence South  $89^{\circ} 27'$  East a distance of 1270 feet to a point; said point being the Northwest corner of that certain tract conveyed to Jack L. Larsen, et, us by deed recorded September 10, 1974 in Book 62, Page 636, Book of Records for Polk County, Oregon; thence South  $02^{\circ} 45'$  West along the Westerly line of said Larsen tract a distance of 1881.00 feet to the Southwest corner of said Larsen Tract; thence North  $89^{\circ} 27'$  West a distance of 600 feet to the place of beginning.

Save and Except:

Beginning at a point in the center of County Road No. 732 in Section 7, Township 7 South, Range 3 West of the Willamette Meridian in Polk County, Oregon, said point being the Southeast corner of that certain tract of land conveyed to the State Highway Commission by deed recorded December 11, 1956 in Book 162, Page 487, of the Deed Records for Polk County, Oregon, and running thence North  $00^{\circ} 48' 14''$  East along the East line of said State Highway Commission tract, a distance of 467.13 feet to a  $5/8''$  iron rod; thence North  $66^{\circ} 53' 34''$  East, a distance of 568.71 feet to a  $5/8''$  iron rod on the Westerly line of that certain tract of land conveyed to Jack L. Larsen by deed recorded September 10, 1974 by deed recorded in Book of Records 62, Page 636, of the Records for Polk county, Oregon; thence South  $03^{\circ} 17' 40''$  East along said westerly line, a distance of 691.35 feet to the Southwest corner of said Larsen Tract; thence South  $89^{\circ} 59' 33''$  West, a distance of 569.37 feet to the point of beginning.

#### TOGETHER WITH:

A 40 foot wide easement being 20 feet on both sides of the following described centerline;

Beginning at a point on the north line of that tract of land conveyed to Daniel E. Lundy and Jennifer A. Lundy, husband and wife by Warranty Deed recorded in warranty deed 2004-011492, Polk county deed records;

Said point of beginning being 30 feet South  $79^{\circ} 42' 30''$  East of the northwest corner of said Lundy parcel which is approximately 900 feet southerly of the North quarter corner of Section 7, Township 7 South, Range 3 West, Willamette Meridian, Polk County, Oregon;

thence South  $00^{\circ} 20' 00''$  East 114.00 feet;  
thence South  $10^{\circ} 20' 00''$  East 124.00 feet;  
thence South  $34^{\circ} 30' 00''$  East 185.00 feet;  
thence South  $11^{\circ} 00' 00''$  East 34.00 feet;  
thence South  $18^{\circ} 30' 00''$  West 70.00 feet;  
thence South  $00^{\circ} 20' 00''$  East 45.00 feet;  
thence South  $33^{\circ} 10' 00''$  East 154.00 feet;  
thence South  $09^{\circ} 00' 00''$  West 48.00 feet;  
thence South  $56^{\circ} 00' 00''$  West 32.00 feet;  
thence North  $81^{\circ} 20' 00''$  West 88.00 feet;  
thence South  $74^{\circ} 00' 00''$  West 32.00 feet;  
thence South  $50^{\circ} 00' 00''$  West 38.00 feet;  
thence South  $38^{\circ} 00' 00''$  West 35 feet more or less to the center of County Road 7302 (Gibson Road) as constructed to the terminus of the easement.



Oregon Water Resources Department  
Permit to Appropriate Only Stored Water - Expedited Secondary

- Main
- Help
- Return
- Contact Us

Today's Date: Monday, May 01, 2017

Base Application Fee.		\$450.00
Acre feet of Stored Water to be diverted.	9	\$270.00
Permit Recording Fee. ***		\$450.00
*** 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.	<a href="#">Recalculate</a>	
Estimated cost of Permit Application		\$1,170.00

*Handwritten initials*

OWRD Fee Schedule

Fee Calculator Version: B20130709